

CITY OF EL PASO, TEXAS
AGENDA ITEM DEPARTMENT HEAD'S SUMMARY FORM

DEPARTMENT: Parks and Recreation

AGENDA DATE: February 19, 2008

CONTACT PERSON/PHONE: Barry Russell (915) 541-4292

DISTRICT(S) AFFECTED: District 7

SUBJECT:

APPROVE a resolution / ordinance / lease to do what? OR AUTHORIZE the City Manager to do what? Be descriptive of what we want Council to approve. Include \$ amount if applicable.

Approve a resolution dedicating, as parkland, City property and an expanded area, known as Yucca Park, as identified by the attached metes and bounds description.

BACKGROUND / DISCUSSION:

Discussion of the what, why, where, when, and how to enable Council to have reasonably complete description of the contemplated action. This should include attachment of bid tabulation, or ordinance or resolution if appropriate. What are the benefits to the City of this action? What are the citizen concerns?

A year ago, representatives of the Crime Victims Council indicated they were interested in establishing a memorial to crime victims and inquired of Representative Ortega as to available land. Parks staff suggested vacant city-owned property between Yucca Park and the Judge Edward S. Marquez Branch Library. Several departments including Parks and Recreation, Museums and Cultural Affairs, Library, Engineering and Community and Human Development met to discuss the idea of developing a park in memory of crime victims at subsequent meetings. The site is ideally situated.

In the process of exploring the site for the proposed memorial garden, staff discovered that the land where Yucca Park is situated may not have been dedicated as parkland.

If the Yucca Park land and the additional unimproved acreage are dedicated collectively as parkland, the proposed project to construct the Crime Victims Memorial Reading Garden will be eligible for CDBG and Parkland Dedication funding.

PRIOR COUNCIL ACTION:

No.

AMOUNT AND SOURCE OF FUNDING:

How will this item be funded? Has the item been budgeted? If so, identify funding source by account numbers and description of account. Does it require a budget transfer?

There are no expenses associated with the dedication of the land.

BOARD / COMMISSION ACTION:

The City Plan Commission heard the dedication request for Yucca Park and the additional acreage at their February 14, 2008 meeting.

*****REQUIRED AUTHORIZATION*****

LEGAL: (if required) _____ **FINANCE:** (if required) _____

DEPARTMENT HEAD:  _____
(Example: if RCA is initiated by Purchasing, client department should sign also)
Information copy to appropriate Deputy City Manager

APPROVED FOR AGENDA: _____

CITY MANAGER: _____

DATE: _____

CITY CLERK DEPT.
09FEB13 AM 8:52

RESOLUTION

WHEREAS, the City of El Paso's Yucca Park is located at 7975 Williamette Avenue and consists of approximately 16.6 acres; and

WHEREAS, the City of El Paso owns approximately 1.5 acres of unimproved property adjacent to Yucca Park and the Judge S. Edward Marquez Library; and

WHEREAS, the City staff recommends that the approximately 1.5 acres of unimproved land be incorporated into Yucca Park and that the land more fully described in Exhibit "A", attached hereto and made a part hereof for all purposes, be dedicated as parkland and known as Yucca Park; and

WHEREAS, on February 14, 2008, the City Plan Commission recommended that Yucca Park be expanded to include the identified unimproved property,

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the City of El Paso incorporates approximately 1.5 acres of unimproved property into its Yucca Park and confirms the dedication of the approximately 18 acres of land described in Exhibit "A" is parkland and will be known as Yucca Park.

ADOPTED this the ___ day of February, 2008.

(Signatures appear on following page)

CITY CLERK DEPT.
08 FEB 19 AM 8:52

THE CITY OF EL PASO

John F. Cook
Mayor

ATTEST:

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:



Josette Flores
Assistant City Attorney

APPROVED AS TO CONTENT:

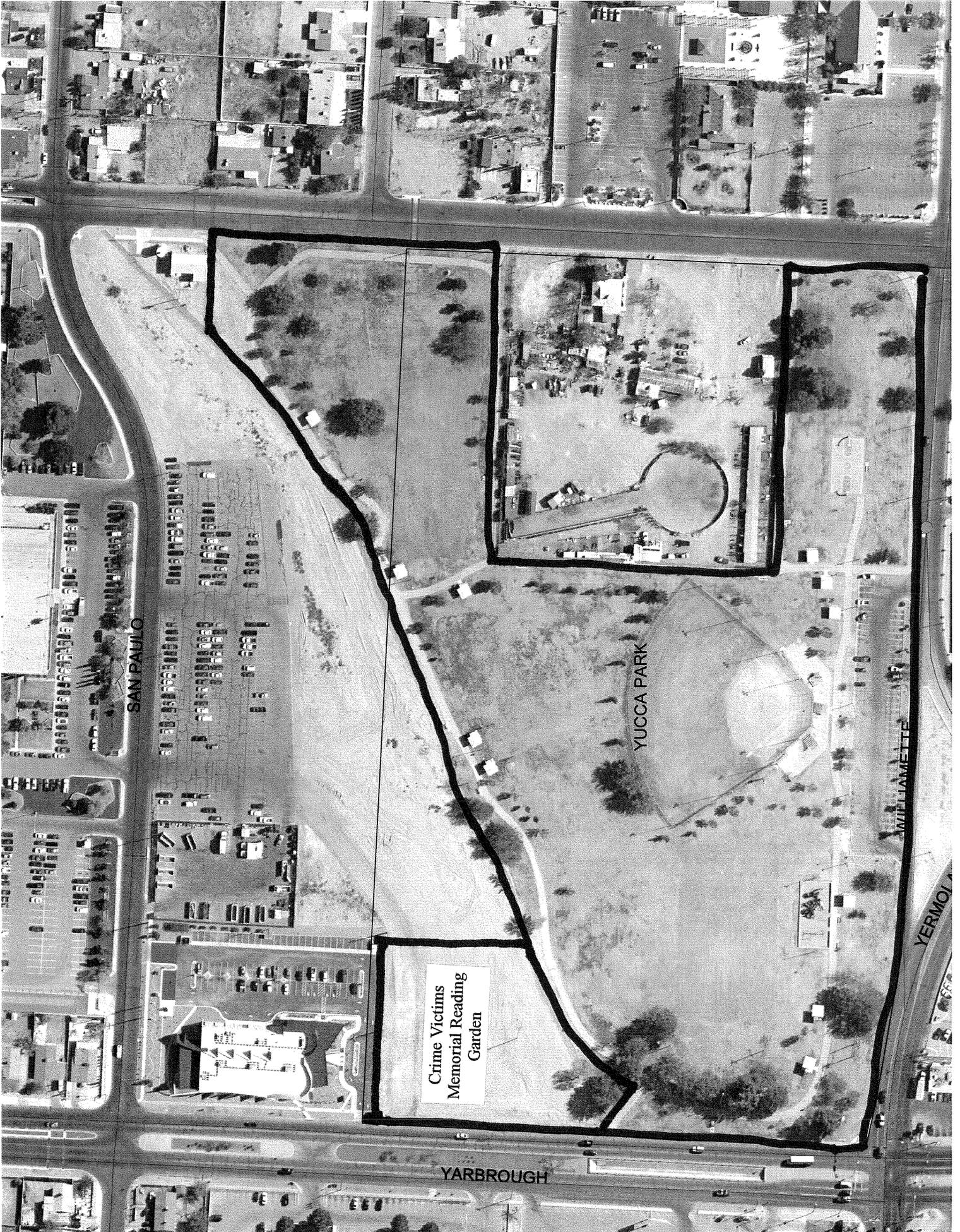


Nanette Smejkal, Director
Parks & Recreation Department

CITY CLERK DEPT.
08 FEB 13 AM 8:52

EXHIBIT "A"

CITY CLERK DEPT.
08 FEB 13 AM 8:52



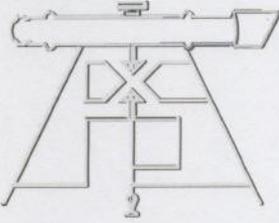
Crime Victims
Memorial Reading
Garden

SAN PAULO

YUCCA PARK

YARBOUGH

YERMOI



Frank X. Spencer & Associates, Inc.
Consulting Civil Engineers & Surveyors
1130 Montana * El Paso, Texas 79902

Frank X. Spencer, P.E., R.P.L.S.

(915) 533-4600
FAX (915) 533-4673
e-mail: elpaso@fxsa.com

PROPERTY DESCRIPTION

A 17.023-ACRE PORTION OF LOTS 2, 3, MUNICIPAL CENTER SUBDIVISION, EL PASO, EL PASO COUNTY, TEXAS

METES AND BOUNDS DESCRIPTION

A 17.023-ACRE PORTION OF LOTS 2, 3, MUNICIPAL CENTER SUBDIVISION, EL PASO, EL PASO COUNTY, TEXAS, BEING MORE PARTICULARLY DESCRIBED BY METES AND BOUNDS AS FOLLOWS:

COMMENCING at a found 5/8" rebar on the southerly right-of-way line of San Paulo Road (Municipal Center Subdivision, Book 24, Page 16, Plat Records, El Paso County, Texas) said point being the point of reverse curve, from which a found 5/8" rebar on the P.C. of the curve and the southerly right-of-way line of San Paulo Road bears South 84°42'47" West, a distance of 1023.21 feet (1022.75 record); **THENCE**, along said right-of-way line, 149.21 feet along the arc of a curve to the right, having a radius 342.90 feet, a central angel of 24°55'53", and a chord which bears North 63°21'57" East, a distance of 148.03 feet; **THENCE**, continuing along said right-of-way line 54.39 feet along the arc of a curve to the right, having a radius 30.00 feet, a central angel of 103°52'07", and a chord which bears South 52°14'03" East, a distance of 47.24 feet, to the westerly right-of-way line of Lafayette Drive (right-of-way varies); **THENCE**, along said right-of-way line, South 00°18'00" East, a distance of 166.49 feet to a set 5/8" rebar with aluminum cap marked "FSA RPLS 2198; for the **POINT OF BEGINNING** of this description;

THENCE, South 00°18'00" East, continuing along said right-of-way line, 298.90 feet, passing a 5/8" rebar at the common corner of Lots 2 and 3, Municipal Center Subdivision, a total distance of 423.57 feet, to a set 5/8" rebar with aluminum cap marked "FSA RPLS 2198;

THENCE, South 89°42'00" West, along a fence line, a distance of 429.34 feet, to a nail set on a concrete fence post footing;

THENCE, South 00°18'00" East, continuing along said fence line, a distance of 387.71 feet, to a set 5/8" rebar with aluminum cap marked "FSA RPLS 2198;

THENCE, North 89°42'00" East, continuing along said fence line, a distance of 429.34 feet, to a 5/8" rebar with aluminum cap marked "FSA RPLS 2198 set on the westerly right-of-way line of Lafayette Drive;

THENCE, South 00°18'00" East, continuing along said right-of-way line, a distance of 189.10 feet, to a 5/8" rebar with aluminum cap marked "FSA RPLS 2198 set on the northerly right of way of Willamette Drive (right-of-way varies);

THENCE, South 89°21'00" West, along said right-of-way line, a distance of 1005.00 feet, to a set 5/8" rebar with aluminum cap marked "FSA RPLS 2198;

THENCE, continuing along said right-of-way line, 186.06 feet along the arc of a curve to the left, having a radius 796.30 feet, a central angel of 13°23'16", and a chord which bears North 82°56'05" West, a distance of 185.64 feet, to a set 5/8" rebar with aluminum cap marked "FSA RPLS 2198;

THENCE, continuing along said right-of-way line, 46.77 feet along the arc of a curve to the right, having a radius 30.00 feet, a central angel of 89°19'43", and a chord which bears North 44°57'51" West, a distance of 42.18 feet, to a 5/8" rebar with aluminum cap marked "FSA RPLS 2198" set on the easterly right-of-way line of Yarbrough Drive;

THENCE, North 00°18'00" West, along said right-of-way line, a distance of 653.82 feet, to a set 5/8" rebar with aluminum cap marked "FSA RPLS 2198" set on the common boundary corner of lots 2 and 3, Municipal Center Subdivision.

THENCE, North 89°42'00" East, along said common boundary line, a distance of 241.19 feet to a set 5/8" rebar with aluminum cap marked "FSA RPLS 2198;

THENCE, South 00°01'55" East, a distance of 199.24 feet, to a 5/8" rebar with aluminum cap marked "FSA RPLS 2198" set on the line of an existing chain-link fence;

THENCE, North 69°03'55" East, along said fence line, a distance of 98.96 feet, to a nail set on a concrete fence post footing;

THENCE, North 56°57'37" East, continuing along said fence line; a distance of 159.90 feet, to a nail set on a concrete fence post footing;

THENCE, North 74°28'10" East, continuing along said fence line, a distance of 81.46 feet, to a nail set on a concrete fence post footing;

THENCE, North 61°28'58" East, continuing along said fence line, a distance of 149.94 feet, to a set 5/8" rebar with aluminum cap marked "FSA RPLS 2198;

THENCE, North 66°31'20" East, continuing along said fence line, a distance of 164.78 feet, to a nail set on a concrete fence post footing;

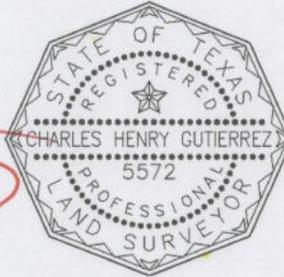
THENCE, North 51°47'41" East, continuing along said fence line, a distance of 235.07 feet, to a nail set on a concrete fence post footing;

THENCE, North 41°28'07" East, continuing along said fence line, a distance of 100.40 feet, to a chiseled "X" on a concrete fence post footing set on the westerly corner of a Public Service Board Well location No. 415;

THENCE, North 89°33'31" East, continuing along a fence line, a distance of 136.81 feet, to the **POINT OF BEGINNING**, containing 17.023 Acres (741,525 S.F.) of land, more or less.

Frank X. Spencer & Associates, Inc.

Charles H. Gutierrez



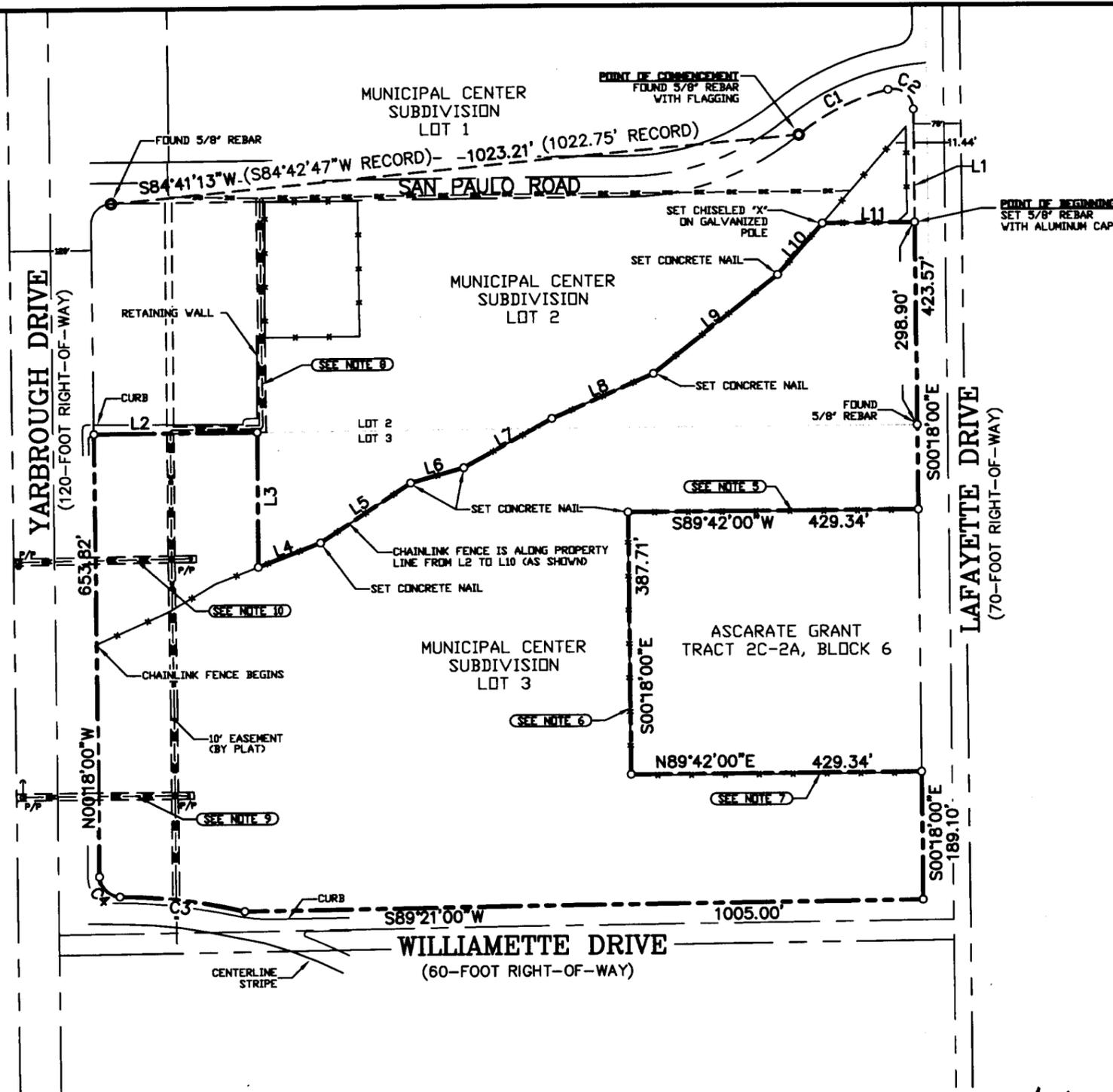
Charles Gutierrez, RPLS

Texas License No. 5572

Date: *02/13/08*

NOTES:

1. THIS SURVEY MAY BE SUBJECT TO OTHER EASEMENTS AND COVENANTS OF RECORD NOT SHOWN. A TITLE REPORT WAS NOT FURNISHED FOR THIS SURVEY.
2. ACCORDING TO FEDERAL EMERGENCY MANAGEMENT AGENCY FLOOD INSURANCE RATE MAP PANELS 480214-526F AND 480214-527F, PRELIMINARY DATED JUNE 29, 2007, THIS PROPERTY LIES IN FLOOD HAZARD ZONE "X".
3. SET 5/8" REBARS WITH ALUMINUM CAP MARKED "FXSA RPLS 2198" AT ALL PROPERTY CORNERS UNLESS OTHERWISE INDICATED.
4. THE MUNICIPAL CENTER SUBDIVISION DATED JUNE 15, 1966, IN BOOK 24, PAGE 16, PLAT RECORDS, EL PASO, EL PASO COUNTY, TEXAS WAS USED FOR THIS SURVEY.
5. PROPERTY LINE FALLS 0.54' ± NORTH OF CHAINLINK-FENCE
6. PROPERTY LINE FALLS 0.8' ± EAST OF CHAINLINK-FENCE
7. PROPERTY LINE FALLS 1.3' ± NORTH OF CHAINLINK-FENCE
8. 10' EASEMENT TO EL PASO ELECTRIC COMPANY DATED OCTOBER 5, 2004 IN FILE CLERKS NUMBER 20040118923, DEED RECORDS, EL PASO COUNTY, EL PASO TEXAS.
9. 10' EASEMENT TO EL PASO ELECTRIC COMPANY DATED AUGUST 28, 1974, IN BOOK 547, PAGE 997, DEED RECORDS, EL PASO COUNTY, TEXAS
10. 10' EASEMENT TO EL PASO ELECTRIC COMPANY DATED MAY 4, 1972, IN BOOK 393, PAGE 2102, DEED RECORDS, EL PASO COUNTY, TEXAS
11. PROPERTY IS SUBJECT TO AN EASEMENT TO EL PASO ELECTRIC COMPANY DATED APRIL 27, 1967, IN BOOK 165, PAGE 1465, DEED RECORDS, EL PASO COUNTY, TEXAS



CURVE TABLE					
CURVE	DELTA	ARC	RADIUS	CHORD BEARING	CHORD LENGTH
C1	24°55'53"	149.21	342.90	N63°21'57"E	148.03
C2	103°52'07"	54.39	30.00	S52°14'03"E	47.24
C3	13°23'16"	186.06	796.30	N82°56'05"W	185.64
C4	89°19'43"	46.77	30.00	N44°57'51"W	42.18

LINE TABLE		
LINE	LENGTH	BEARING
L1	186.49	S00°18'00"E
L2	241.19	N89°42'00"E
L3	199.24	S00°01'55"E
L4	98.96	N69°03'55"E
L5	159.90	N56°57'37"E
L6	81.46	N74°28'10"E
L7	149.94	N61°28'58"E
L8	164.78	N66°31'20"E
L9	235.07	N51°47'41"E
L10	100.40	N41°28'07"E
L11	136.81	N89°33'31"E

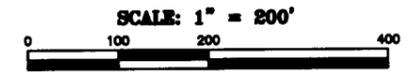
PARCEL AREA
741,525 sq.ft.
17.023 acres



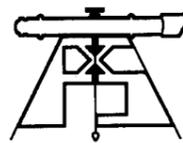
04/13/08
DATE

Charles H. Gutierrez
CHARLES HENRY GUTIERREZ
Registered Professional Land Surveyor #5572

BOUNDARY SURVEY
OF A 17.023 ACRE PORTION OF LOTS 2
AND 3, MUNICIPAL CENTER SUBDIVISION
EL PASO, EL PASO COUNTY, TEXAS.



- LEGEND**
- FOUND MONUMENT AS NOTED
 - — — EXISTING CHAIN-LINK FENCE
 - — — BOUNDARY LINE
 - — — TIE
 - — — OVERHEAD ELECTRICAL

SURVEYED & PREPARED BY:
 **FRANK X. SPENCER & ASSOCIATES, INC.**
Consulting Civil Engineers & Land Surveyors
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EL PASO, TEXAS 79902
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FAX: 915-533-4873
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drawn by: D.TORRES