

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

DEPARTMENT: **Parks and Recreation**

AGENDA DATE: **March 10, 2009 (Introduction) March 17, 2009 (Hearing and Action)**

CONTACT PERSON/PHONE: **Nanette Smejkal (915) 541-4331**

DISTRICT(S) AFFECTED: **All Districts**

SUBJECT:

An Ordinance amending Title 13 (Streets, Sidewalks and Public Places), Chapter 13.24 (City Parks and Recreation Areas, Park and Recreation Fee Authorization, Facility Rental Fees) of the El Paso City Code to allow certain types of room rentals at no cost for recognized Neighborhood Associations.

BACKGROUND / DISCUSSION:

The amendment adds a new paragraph that allows recognized neighborhood associations to use recreation and senior center meeting rooms during normal operating hours for official business at no charge.

PRIOR COUNCIL ACTION:

City Council previously revised sections of Chapter 13.24 in 2005.

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?

N/A

BOARD / COMMISSION ACTION:

N/A

*****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:** _____

ORDINANCE NO. _____

AN ORDINANCE AMENDING TITLE 13 (STREETS, SIDEWALKS AND PUBLIC PLACES), CHAPTER 13.24 (CITY PARKS AND RECREATION AREAS, PARK AND RECREATION FEE AUTHORIZATION, FACILITY RENTAL FEES) OF THE EL PASO CITY CODE TO ALLOW CERTAIN TYPES OF ROOM RENTALS AT NO COST FOR RECOGNIZED NEIGHBORHOOD ASSOCIATIONS

WHEREAS, the City of El Paso recognizes Neighborhood Associations who qualify under Chapter 2.102 of the City Code; and

WHEREAS, Neighborhood Associations meetings benefit the City by providing a forum for identification and resolution of potential conflicts, and to improve communications between the associations and the government; and

WHEREAS, the City of El Paso finds that allowing recognized Neighborhood Associations to use meeting rooms in recreation and senior centers at no cost under certain circumstances would serve an important municipal purpose.

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

1. That Title 13 (Streets, Sidewalks and Public Places), Section 13.24.200A.2 (Park and Recreation fee authorization, Facility Rental Fees) of the El Paso City Code be amended to read as follows:

2. Facility Rental Fees. Facility rental fees shall include a one-time, non-refundable processing charge to compensate the department for reserving the facility or park area for use by the renter and processing the associated contracts. A security deposit will also be required when renting a facility or park area. Facilities shall include but not be limited to shelters, reserve areas, rose gardens, bandstands, park areas, recreational facilities, community centers, senior centers, aquatics venues, athletic venues and San Jacinto Plaza. If alcohol is to be served during a rental under this section, department staff will charge an additional fee, based on one security guard per one hundred participants, to the renter.

2. That Title 13 (Streets, Sidewalks and Public Places), Section 13.24.200A.2.a (Park and Recreation fee authorization, Facility Rental Fees, Room Rentals) of the El Paso City Code be amended to read as follows:

a. Room Rentals. Room rentals include any and all rooms in all recreation, senior, sports, multipurpose and arts/cultural facilities. Such rentals shall be based on room's maximum capacity, as set forth by the city fire marshal.

i. Other city departments, county, state, federal agencies and other governmental entities may use rooms in all park and recreation facilities for official business

at no charge, on a space-available basis, during normal operating hours; provided, however, that the department may charge users for out-of-pocket costs associated with such use (e.g., janitorial and security services). Hours may vary among facilities. Use of rooms by other city departments, county, state, and federal agencies for official business during non-operating hours will be charged at the not-charging rate.

- ii. Recognized Neighborhood Associations, duly registered and in good standing with the City of El Paso in accordance with Chapter 2.102 of this Code, may use meeting rooms in recreation and senior centers for official business at no charge, on a space-available basis, during normal operating hours; provided, however, that the department may charge users for out-of-pocket costs associated with such use (e.g. janitorial, security services etc.). Hours may vary among facilities. Use of meeting rooms by recognized Neighborhood Associations for official business during non-operating hours will be charged at either the not-charging or not for profit rate, as applicable.
- iii. In the event a room is unavailable, use of an alternate room may be offered at no increase in cost. Hourly rates apply to events lasting one hour to one full day and night, while daily rates apply to two or more consecutive days and nights.

3. Except as herein amended, Title 13 of the El Paso City Code remains in full force and effect.

Signatures on next page

ADOPTED this _____ day of _____, 2009.

CITY OF EL PASO

ATTEST:

John F. Cook, Mayor

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Kristen L. Choi
Assistant City Attorney

Nanette L. Smejkal, Director
Department of Parks and Recreation