

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

DEPARTMENT: Engineering Department

AGENDA DATE: April 1, 2008

CONTACT PERSON/PHONE: R. Alan Shubert, P.E. - ext. 4423

DISTRICT(S) AFFECTED: 2

SUBJECT:

El Paso Electric Company is requesting an underground electrical easement and a 16 feet x 18 feet transformer easement to upgrade electrical service to the El Paso International Airport property at 19 Founders Drive.

BACKGROUND / DISCUSSION:

The underground electrical easement is required to upgrade electrical service to the El Paso International Airport lease holder Camilla Nut Company L.P.

PRIOR COUNCIL ACTION:

City council has not previously considered this item.

AMOUNT AND SOURCE OF FUNDING:

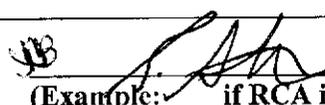
No funding required for execution of this item.

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: _____

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Manager be authorized to sign an agreement granting an underground electrical easement to the El Paso Electric Company for the purpose of providing electrical service to the El Paso International Airport property at 19 Founders Dr., lease holder Camilla Nut Company L.P. Said property being more particularly described as a portion of Lot 8, Block 3, Butterfield Trail Industrial Park, Replat A, City of El Paso, El Paso County, Texas.

ADOPTED THIS _____ DAY OF _____, 2008.

THE CITY OF EL PASO

John F. Cook
Mayor

ATTEST:

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:



Cynthia Osborn
Assistant City Attorney

APPROVED AS TO CONTENT:



R. Alan Shubert, P.E.
City Engineer

WITNESS THE FOLLOWING SIGNATURES AND SEAL this _____ day of _____, 2008.

GRANTOR:
THE CITY OF EL PASO

Joyce A. Wilson, City Manager

APPROVED AS TO FORM:

Cynthia Osborn
Cynthia Osborn
Assistant City Attorney

APPROVED AS TO CONTENT:

R. Alan Shubert
R. Alan Shubert, P.E.
City Engineer

ACKNOWLEDGMENT

THE STATE OF TEXAS §
 §
COUNTY OF EL PASO §

This instrument was acknowledged before me on the _____ day of _____ 2008 by **Joyce A. Wilson as City Manager of the City of El Paso.**

Notary Public, State of Texas

The above instrument, together with all conditions thereto is hereby accepted this 12 day of MARCH, 2008.

GRANTEE:
EL PASO ELECTRIC COMPANY

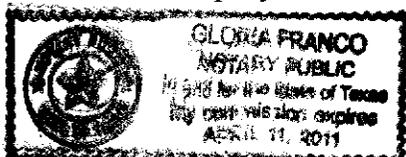
By: Gary Sanders
Printed Name: Gary Sanders
Title: General Counsel

APPROVED AS TO FORM 3-12-08
OFFICE OF THE GENERAL COUNSEL SEP

ACKNOWLEDGMENT

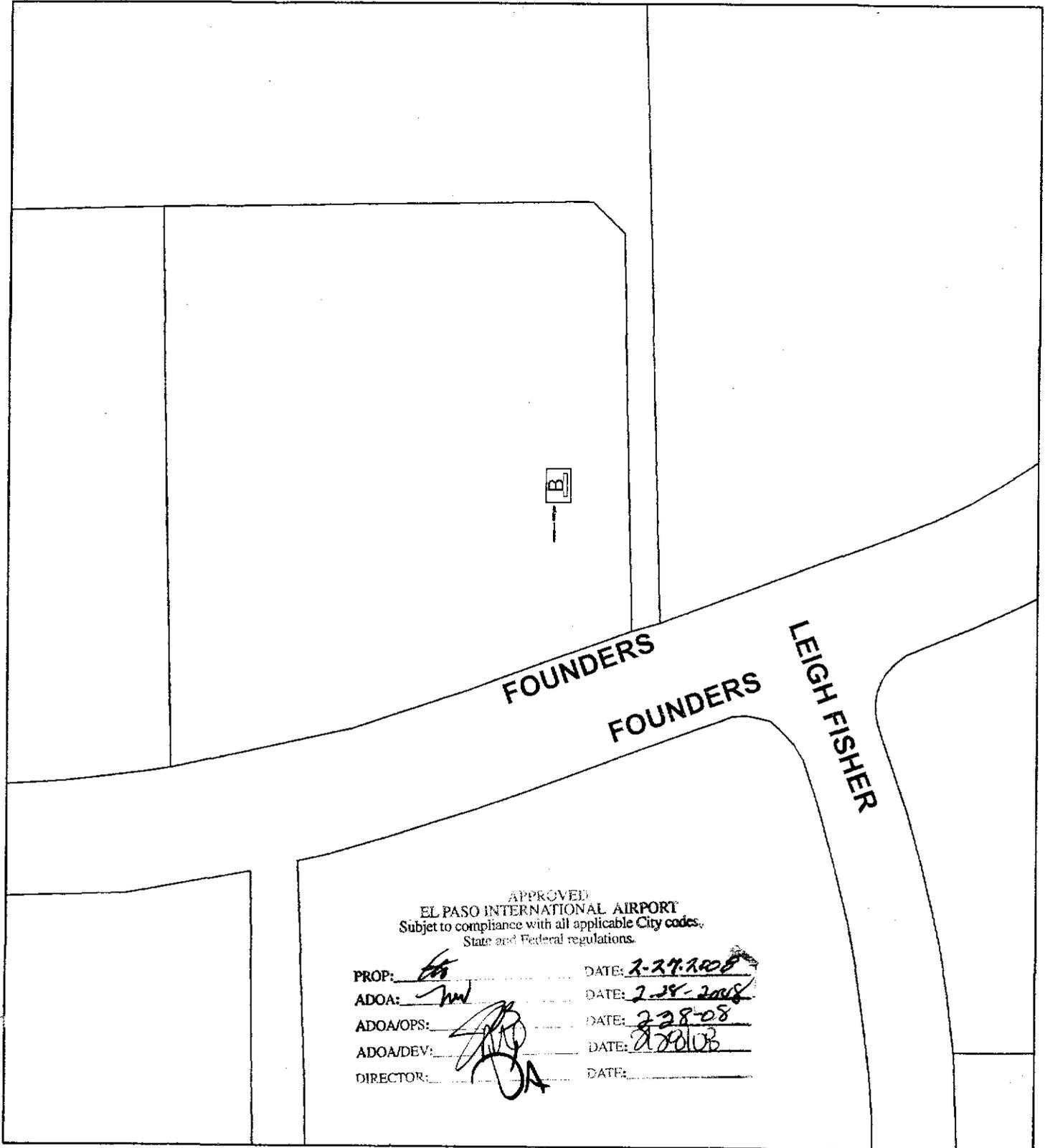
STATE OF TEXAS §
 §
COUNTY OF EL PASO §

This instrument was acknowledged before me on the 12 day of MARCH, 2008 by Gary Sanders as General Counsel of **El Paso Electric Company**, on behalf of the El Paso Electric Company, a Texas corporation.



Gloria Franco
Notary Public, State of Texas

EXHIBIT "A"



LEGEND

----- PROPOSED EPE CO. 10 FT. UTIL. ESMNT.

B PROPOSED 16'X18' TRANSFORMER ESMNT.



SCALE: NONE

DATE: 2/22/2008
W.O. # DT005237

Return to:
El Paso Electric Co.
P.O. Box 982-Loc 501
El Paso, Texas 79960

EL PASO ELECTRIC CO. R.O.W.
LOT 8, BLOCK 3
BUTTERFIELD TRAIL IND. PK. REPLAT A
El Paso County, Texas

STATE OF TEXAS)
)
COUNTY OF EL PASO)

LESSEE'S APPROVAL OF EASEMENT

The undersigned Lessee hereby consents to the granting of an underground electrical line utility easement, and transformer easement being more particularly described in Exhibit "A", attached hereto and incorporated herein for all purposes, from CITY OF EL PASO to EL PASO ELECTRIC COMPANY for the right to enter upon and erect, construct, operate and maintain said easement and underground electrical line, with the right of ingress and egress for the installation, operation, inspection, repair, maintenance, replacement, renewal or removal thereof, for the transmission of electricity, electric energy and power, for any and all purposes for which same is or may hereafter be used, over, upon, and along the premise described as a parcel of property known as:

Lot 8, Block 3, Butterfield Trail Industrial Park,
Replat A, El Paso County, Texas
Commonly known as 19 Founders Drive

This easement shall be for the term of the Industrial Site Lease Agreement affective January 1, 1983 between Jark Joint Venture Lessee, subsequently assigned to Camilla Nut Company L.P., and the City of El Paso, Lessor, and any extension or renewal thereof.

WITNESSED THE FOLLOWING SIGNATURES AND SEAL this _____ day of _____, 2008

ATTEST:

LESSEE:

Name: _____

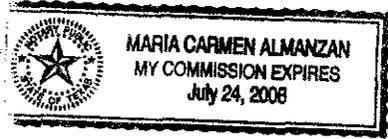
Name: *Chris Hamell*
Title: *General Manager*

ACKNOWLEDGEMENT CONTAINED ON THE NEXT PAGE

ACKNOWLEDGEMENT

STATE OF TEXAS)
)
COUNTY OF EL PASO)

This instrument was acknowledged before me on this 27th day of February
~~2007~~ ²⁰⁰⁸ by Chris Harrell as General Manager on behalf of Marty Harrell.



Maria Carmen Almanzan
Notary Public, State of Texas

My Commission Expires: