

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

DEPARTMENT: Aviation

AGENDA DATE: Introduction – July 9, 2013; Public Hearing – July 16, 2013

CONTACT PERSON NAME AND PHONE NUMBER: Monica Lombrana – 780-4724

DISTRICT(S) AFFECTED: All

SUBJECT:

Authorize an ordinance to authorize the City Manager or designee to execute Foreign-Trade Zone (FTZ) Subzone Operator Agreements on behalf of the City of El Paso.

BACKGROUND / DISCUSSION:

The City of El Paso has a grant of authority to establish, and operate and maintain FTZ No. 68. It is known as the Grantee and Operator of FTZ No. 68, which is operated through the Aviation Department's FTZ Administrative office. The zone helps expedite and encourage foreign commerce in the El Paso region.

On April 6, 2010 the City of El Paso authorized the City Manager to execute User Agreements and Distribution Site Operator Agreements for Foreign-Trade Zone No. 68 on behalf of the City of El Paso. However, the authority to sign a Subzone agreement was not included. A Subzone is a site established for a specific use that is generally outside the general-purpose zone sites. The Aviation Department is recommending that City Council authorize the City Manager to sign all FTZ Subzone Operator Agreements. All such agreements shall be approved as to form by the City Attorney prior to execution.

PRIOR COUNCIL ACTION:

FTZ tariff schedule revisions on August 28, 2012.

AMOUNT AND SOURCE OF FUNDING:

Not applicable

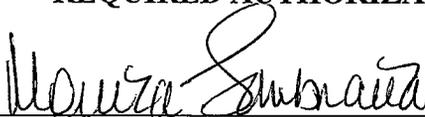
BOARD / COMMISSION ACTION:

N/A

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

DEPARTMENT HEAD:



(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

Information copy to appropriate Deputy City Manager

ORDINANCE NO. _____

AN ORDINANCE AMENDING ORDINANCE NOS. 014826 AND NO. 015961 TO APPROVE THE USE OF SUBZONE OPERATOR AGREEMENTS FOR FOREIGN TRADE ZONE NO. 68 AND TO AUTHORIZE THE CITY MANAGER OR DESIGNEE TO EXECUTE THESE TYPES OF AGREEMENTS ON BEHALF OF THE CITY OF EL PASO.

WHEREAS, the City of El Paso, as recipient of a grant of authority from the U.S. Foreign-Trade Zones Board, is authorized to establish, operate, and maintain Foreign-Trade Zone No. 68;

WHEREAS, the City of El Paso, by and through its Department of Aviation, owns, operates, and maintains Foreign-Trade Zone No. 68 in order to expedite and encourage foreign commerce in the El Paso region;

WHEREAS, Ordinance No. 014826 approved the creation of Subzones as special purpose zones for a manufacturing or refining process in Foreign Trade Zone No. 68;

WHEREAS, Ordinance No. 015961 revised the annual Subzone fees and revised the Zone Schedule No. 1, Rates, Rules, Charges and Regulations Applying at Foreign-Trade Zone No. 68, El Paso, Texas (the "Tariff");

WHEREAS, the City Council of the City of El Paso finds that it is in the best interest of the El Paso International Airport, the Foreign-Trade Zone No. 68, and Users of Foreign-Trade Zone No. 68, to approve the use of Subzone Operator Agreements and to allow for City Manager or designee to sign Subzone Operator Agreements.

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

1. That Ordinance No. 014826, and Ordinance No. 015961 are amended as follows:
 - A. Subzone Operator Agreements and Authorized Signature. The City Manager shall be authorized to execute Subzone Operator Agreements for Foreign Trade Zone No. 68 on behalf of the City of El Paso. All such agreements shall be approved as to form by the City Attorney prior to execution.
2. Except as herein amended, Ordinance No. 014826, and Ordinance No. 015961 shall remain in full force and effect.

PASSED AND APPROVED this _____ day of _____, 2013.

[SIGNATURES BEGIN ON THE FOLLOWING PAGE]

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THE CITY OF EL PASO

Oscar Leeser
Mayor

ATTEST:

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:



Josette Flores
Assistant City Attorney

APPROVED AS TO CONTENT:



Monica Lombraña, A. A. E.
Director of Aviation

APPROVED AS TO CONTENT:



Jose Quiñonez, Jr., A.Z.S.
Foreign Trade Zone Manager

ORDINANCE NO. _____
11-1003-130/182890/Ord FTZ
Sign Subzone Agreements

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