

CITY OF EL PASO, TEXAS
DEPARTMENT HEAD'S SUMMARY REQUEST FOR COUNCIL ACTION (RCA)

DEPARTMENT: Airport

AGENDA DATE: July 18, 2006 / P.H. 8-1-06

CONTACT PERSON/PHONE: Patrick T. Abeln-780-4724

DISTRICT(S) AFFECTED: 3

SUBJECT:

Approve an Ordinance amending Title 14 (Aircraft and Airports), Chapter 14.16 (Airport Use Regulations) of the El Paso City Code to amend the insurance requirements of taxicabs operating at the Airport.

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?

As a directive from the Transportation Legislative Review Committee, the purpose of this amendment is to revise the current insurance requirements of taxicabs operating at the Airport to become consistent with the requirements currently in place for citywide taxicab operators within the City of El Paso.

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one? If so, when?
N/A

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

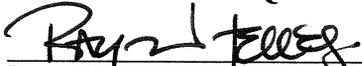
BOARD / COMMISSION ACTION:

Enter appropriate comments or N/A
N/A

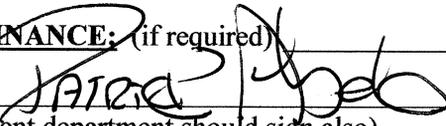
COUNCIL ACTION REQUIRED: City Council did not delegate the authority to sign airport leases, concession agreements or operating agreements.

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

LEGAL: (if required)


Raymond L. Telles, Asst. City Attorney

FINANCE: (if required)



OTHER:

Patrick T. Abeln, A. A. E., Director of Aviation
(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 14 (AIRCRAFT AND AIRPORTS), CHAPTER 14.16 (AIRPORT USE REGULATIONS) OF THE EL PASO CITY CODE TO AMEND THE INSURANCE REQUIREMENTS OF TAXI CABS OPERATING AT THE AIRPORT.

WHEREAS, the El Paso City Council finds that insurance requirements for taxicab operators at the El Paso International Airport are not consistent with the insurance requirements for taxicab operators in the City of El Paso in general; and

WHEREAS, the El Paso City Council further finds that an amendment to the El Paso City Code to remedy such inconsistency is in the best interest of the City of El Paso;

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

- I. That Section 14.16.418 (Insurance and Indemnification) be amended to read as follows:

14.16.418 Insurance.

- A. The holder of a permit granted under this article shall maintain in force and effect, a policy of public liability insurance covering all of the vehicles for hire operating under its permit.
- B. The insurance policy must:
1. Be written by an insurance company authorized to do business in the State of Texas and shall be subject to approval by the director of aviation;
 2. Be written by an insurance agent who is a licensed recording agent certified to conduct business in the State of Texas and approved by the Texas State Board of Insurance;
 3. Provide in substance that the insurer will pay on behalf of the insured all sums which the insured shall become legally obligated to pay as damages because of bodily injury, sickness or disease, including death resulting therefrom, sustained by any person (collectively referred to as bodily injury), injury to or destruction of property, including loss of use thereof (collectively referred to as property damage) arising out of the ownership, maintenance, or use of the vehicle being operated under the permit issued pursuant to this article;
 4. The maximum amount recoverable under such policy shall not be less than one hundred thousand dollars (\$100,000.00) for bodily injury to one person in any accident, three hundred thousand dollars (\$300,000.00) for bodily injury to two or more persons in any one accident, and fifty thousand dollars (\$50,000.00) for property damage;

ORDINANCE NO. _____

5. Contain provisions that reflect that the city is carried as an additional insured on the policy, and that the policy may not be cancelled, revoked, or annulled by the insurer without giving thirty days written notice thereof to the director of aviation. The permit holder shall not surrender or release such policy without filing in lieu thereof another policy complying with the requirements of this chapter, or surrendering the permit.

C. The permit holder shall furnish to the director of aviation a certificate from the insurance carrier showing such insurance to be in full force and effect at all times the permit is in effect. Should such insurance policy not be in effect at any time during the period of the permit, whether by reason of cancellation, expiration, or otherwise, the permit shall automatically become suspended until such time as a hearing can be conducted by the director of aviation.

II. Except as herein amended, Chapter 14.16 (Airport Use Regulations) of the El Paso City Code shall remain in full force and effect.

PASSED AND APPROVED this _____ day of _____, 2006.

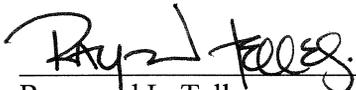
THE CITY OF EL PASO

ATTEST:

John F. Cook, Mayor

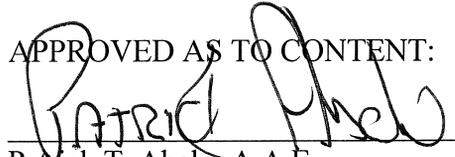
Richarda Duffy Momsen, City Clerk

APPROVED AS TO FORM:



Raymond L. Telles
Assistant City Attorney

APPROVED AS TO CONTENT:



Patrick T. Abeln, A.A.E.
Director of Aviation