

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

DEPARTMENT: Public Health

AGENDA DATE: August 12, 2008 for introduction
August 19, 2008 for public hearing

CONTACT PERSON/PHONE: Michael Hill City of El Paso Department of Public Health,
771-5702.

DISTRICT(S) AFFECTED: All

SUBJECT: An Ordinance Amending Title 9 (Health and Safety), Chapter 9.12 (Food and Food Handling establishments) to amend Section 9.12.830 (Inspection –Frequency) to establish a fee for a food establishment re-inspection; The penalty being as provided in Section 9.12.890 of the El Paso City Code. (All Districts) [Department of Public Health, Michael Hill, (915) 771-5702]

BACKGROUND / DISCUSSION: Michael Hill Director of the El Paso Department of Public Health, proposes that the fee to re-inspect food operations that scored below 70 on their initial inspection score be reinstated as directed by Council during the FY 2009 budget hearing process. The fee was eliminated by Council in 2007 resulting in lost revenue estimated at \$52,000. Facilities that require re-inspection place an added burden on the inspectors and the current fee structure spreads the cost of this burden across all food permit holders. The re-inspection fee should give food establishment operators an incentive to keep their facilities in good order and thus protect the health of the public.

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one?

Council eliminated this fee in 2007.

AMOUNT AND SOURCE OF FUNDING: Reinstatement of the fee will generate additional revenue for the City.

BOARD / COMMISSION ACTION:

Enter appropriate comments or 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:

ORDINANCE NO. _____

AN ORDINANCE AMENDING TITLE 9 (HEALTH AND SAFETY), CHAPTER 9.12 (FOOD AND FOOD HANDLING ESTABLISHMENTS) TO AMEND SECTION 9.12.830 (INSPECTION-FREQUENCY) TO ESTABLISH A FEE FOR A FOOD ESTABLISHMENT RE-INSPECTION; THE PENALTY BEING AS PROVIDED IN SECTION 9.12.890 OF THE EL PASO CITY CODE.

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

Section 1. That Section 9.12.830, Subsection C, (Inspection-Frequency), of the El Paso City Code be amended as follows:

9.12.830, Subsection C, Inspection-Frequency.

C. Re-inspection of a food establishment is conducted when a failing score is received or an imminent health hazard exists. Applicable fees must be paid prior to re-inspection.

Section 2. Except as expressly herein amended, all other provisions of Title 9 (Health and Safety), Chapter 9.12 (Food and Food Handling Establishments) of the El Paso City Code, shall remain in full force and effect.

ADOPTED this ____ day of August 2008.

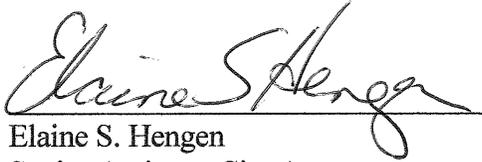
CITY OF EL PASO

John F. Cook, Mayor

ATTEST:

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:



Elaine S. Hengen
Senior Assistant City Attorney

APPROVED AS TO CONTENT:



Michael Hill
Director
City of El Paso Department of Public Health

CITY CLERK DEPT.
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