

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

**DEPARTMENT:** Engineering and Construction Management

**AGENDA DATE:** November 6, 2012

**CONTACT PERSON NAME AND PHONE NUMBER:** R. Alan Shubert, P.E., City Engineer (X 4423)

**DISTRICT(S) AFFECTED:** All

**SUBJECT:**

Discussion and action on a Resolution that the City Manager be authorized to amend various adopted Capital Improvement Plans (CIPs) to add the project known as the Renovation of the Mulligan (Luther) Building Project (the "Project") and reprogram various project budgets within these CIPs to include the Project as shown below and that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution.

**FROM:**

<u>Source</u>	<u>Project</u>	<u>Amount</u>
2010 Certificates of Obligation	City Hall Entryway	\$ 844,844
2010 Transportation Certificates of Obligation	Airway Blvd Construction	\$ 750,000
2006 Certificates of Obligation	City County Health Admin	\$1,275,086
2009 Certificates of Obligation	City County Health Admin	\$ 119,847
2003 Certificates of Obligation	Gov't Hills Outfall	\$ 35,758
2006 Storm Certificates of Obligation	Gov't Hills Outfall	\$ 296,902
2009 Certificates of Obligation	Gov't Hills Outfall	\$1,036,499
2012-13 Short-Term CIP*	Infrastructure	\$4,500,000

**TO:** Mulligan (Luther) Building Rehabilitation \$8,858,936

\*Funding subsequently replaced with FY2013 of the 2013-2019 Street Infrastructure Capital Program

**BACKGROUND / DISCUSSION:**

The Mulligan (Luther) Building was donated to the City on September 18, 2012. Staff proposes reprogramming prior year Certificates of Obligation for rehabilitation of the building for housing City departments displaced as a result of the relocation of City Hall.

The proposed reprogramming of \$8,858,936 is from projects that are either not proceeding have been completed, or have been funded through other funding programs.

**PRIOR COUNCIL ACTION:** N/A

**AMOUNT AND SOURCE OF FUNDING:** As noted above.

**BOARD / COMMISSION ACTION:** N/A

\*\*\*\*\*REQUIRED AUTHORIZATION\*\*\*\*\*

**DEPARTMENT HEAD:**

*Gene W. [Signature]*

(If Department Head Summary Form is initiated by Purchasing, client department should sign also)  
Information copy to appropriate Deputy City Manager

CITY CLERK DEPT.  
2012 NOV - 1 AM 11:22

## RESOLUTION

**WHEREAS**, the El Paso City Council approved its revised Debt Management Policy on February 14, 2012 and amended on June 26, 2012 which sets forth the parameters for issuing new debt for the City of El Paso; and

**WHEREAS**, the Debt Management Policy establishes the type of bonds that may be used to fund capital improvement projects at the lowest costs possible and states that Certificates of Obligation are an appropriate debt instrument for infrastructure related capital projects (and non-quality of Life projects); and

**WHEREAS**, the El Paso City Council has directed that issuances for proposed capital projects and utilizing Certificates of Obligation be brought forward annually starting in 2010 and thereafter; and

**WHEREAS**, on March 4, 2003, January 10, 2006, October 3, 2006, December 3, 2008, February 23, 2010, March 31, 2010, and April 19, 2011, the City Council approved various Capital Improvement Plans, hereafter collectively referred to as the "**CIPs**"; and

**WHEREAS**, the Fiscal Year 2013 Budget Resolution as adopted on August 21, 2012, allows the City Manager or his/her designee to establish or amend the budget for any capital projects within a Capital Improvement Plan (**CIP**) approved by the City Council, provided that the addition or deletion of a project's budget of more than One Million Dollars (\$1,000,000) requires additional Council approval; and

**WHEREAS**, on September 18, 2012, the City Council authorized the City Manager to accept the donation of real property described as Lots 11-14, Block 230 Campbell Addition, El Paso County Texas, municipally known as 218 N. Campbell and commonly referred to as the Mulligan (Luther) Building from Luther Acquisition LP; and

**WHEREAS**, City Staff recommends that City Council amend the various CIPs to add the project to be known as the Renovation of the Mulligan (Luther) Building to each individual CIP, with a total project budget across these plans of \$8,858,936.00.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO THAT:**

- A) The CIPs be amended to add the Renovation of the Mulligan (Luther) Building Project to each plan, with a total project budget across these plans of \$8,858,936.00;

- B) The use of a combination of Certificates of Obligation, revenue bonds, or other sources as identified for each individual CIP, pursuant to the City's Debt Management Policy and applicable state laws, for the Renovation of the Mulligan (Luther) Building Project, is authorized;
- C) The City Manager is directed to take such actions and execute any and all documents for the execution of this project, subject to annual budgeting requirements and final Council approvals.

**PASSED AND APPROVED** this \_\_\_\_ day of November, 2012.

CITY OF EL PASO

\_\_\_\_\_  
John F. Cook  
Mayor

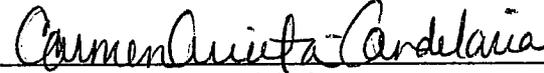
ATTEST:

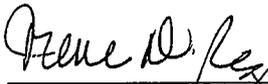
\_\_\_\_\_  
Richarda Duffy Momsen  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Cynthia Osborn  
Assistant City Attorney

APPROVED AS TO CONTENT:

  
\_\_\_\_\_  
Carmen Arrieta-Candelaria  
Chief Financial Officer

  
\_\_\_\_\_  
Irene D. Ramirez,  
Interim City Engineer

CITY CLERK DEPT.  
2012 NOV -1 AM 10:03