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

CITY CLERK DEPT.
2011 NOV 21 PM 1:56

DEPARTMENT: **Planning and Economic Development Department**

AGENDA DATE: **Consent Agenda – November 29, 2011**

CONTACT PERSON/PHONE NUMBER: Mathew McElroy, Interim Director, Planning and Economic Development Department, 541-4193

DISTRICT(S) AFFECTED: All Districts

SUBJECT:

APPROVE a resolution / ordinance / lease to do what? OR AUTHORIZE the City Manager to do what? Be descriptive of what we want Council to approve. Include $ amount if applicable.

A resolution nominating Tenet Hospitals Limited to the Office of the Governor Economic Development and Tourism through the Economic Development Bank as an Enterprise Zone Project, to be known as the Sierra Providence East Medical Center Project; being a revised resolution of the prior nomination resolution approved August 16, 2011. **(All Districts)** [Planning and Economic Development Department – Mathew McElroy, Interim Director 915-541-4193]

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? What are the citizen concerns?

Council previously approved this resolution on August 16, 2011. This resolution is before City Council as a change is required to the hospital's name. On page two, line one, the resolution, which previously read, "Tenet Hospitals Limited (Sierra Providence East Medical Center) now reads, "Tenet Hospitals Limited to be known as Sierra Providence East Medical Center Project". This is the only change to the resolution. As mentioned previously Tenet Hospitals Limited (Sierra Providence East Medical Center) is requesting to be designated as an Enterprise Zone Project. Tenet Hospitals Limited (Sierra Providence East Medical Center) does meet the criteria for tax relief and other incentives adopted by the City, as its business is located in an Enterprise Zone, will retain or create jobs, and maintain economic activity and stability.

PRIOR COUNCIL ACTION:

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

Yes – On May 26, 2009, the City Council adopted an ordinance that allows the City to participate in the Enterprise Zone Program.

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?

There will be no impact on the general fund.

BOARD / COMMISSION ACTION:

Enter appropriate comments or N/A

N/A

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

DEPARTMENT HEAD: Phelps Elkins

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

Information copy to appropriate Deputy City Manager

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A RESOLUTION NOMINATING TENET HOSPITALS LIMITED AS A TEXAS STATE ENTERPRISE ZONE PROJECT

WHEREAS, the City Council of the City of El Paso ("City") has previously passed Ordinance No. 017116 on May 26, 2009, electing to participate in the Texas Enterprise Zone Program; and

WHEREAS, the local incentives offered under this Resolution are the same on this date as were outlined in Ordinance No. 017116; and

WHEREAS, pursuant to Chapter 2303, Subchapter F of the Texas Enterprise Zone Act, Texas Government Code ("Act"), Tenet Hospitals Limited has applied to the City for designation as an enterprise zone project; and

WHEREAS, the Office of the Governor Economic Development and Tourism ("EDT") through the Economic Development Bank ("Bank") will consider Tenet Hospitals Limited as an enterprise project pursuant to a nomination and an application made by the City; and

WHEREAS, the City desires to pursue the creation of the proper economic and social environment in order to induce the investment of private resources in productive business enterprises located in the city and to provide employment to residents of enterprise zones and to other economically disadvantaged individuals; and

WHEREAS, the City finds that Tenet Hospitals Limited meets the criteria for designation as an enterprise project under Chapter 2303, Subchapter F of the Act on the following grounds:

1. Tenet Hospitals Limited is a "qualified business" under Section 2303.402 of the Act since it will be engaged in the active conduct of a trade or business at a qualified business site located inside an enterprise zone and at least twenty-five percent (25%) of the business' new employees will be residents of an enterprise zone or economically disadvantaged individuals; and

2. There has been and will continue to be a high level of cooperation between public, private, and neighborhood entities within the area; and

3. The designation of Tenet Hospitals Limited as an enterprise project will contribute significantly to the achievement of the plans of the City for development and revitalization of the area.

WHEREAS, the City finds that Tenet Hospitals Limited meets the criteria for tax relief and other incentives adopted by the City and nominates Tenet Hospitals Limited for enterprise project status on the grounds that it will be located at the qualified business site, will create a higher level of employment, economic activity and stability; and

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WHEREAS, the City finds that it is in the best interest of the City to nominate Tenet Hospitals Limited as an enterprise project pursuant to the Act.

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

1. That Tenet Hospitals Limited, to be known as the Sierra Providence East Medical Center Project, is a "qualified business" as defined in Section 2303.402 of the Act, and meets the criteria for designation as an enterprise project, as set forth in Section 2303, Subchapter F of the Act;

2. That the enterprise zone project shall take effect on the date of designation of the enterprise project by the agency and terminate five years after date of designation; and

3. That the City Manager or her designee be authorized to sign any and all documents required by EDT to complete the nomination process.

ADOPTED this ____ day of _____, 2011.

ATTEST:

_____

Richarda Duffy Momsen
City Clerk

THE CITY OF EL PASO

_____

John F. Cook
Mayor

APPROVED AS TO FORM:

_____

Marie A. Taylor
Assistant City Attorney

APPROVED AS TO CONTENT:

_____

Mathew McElroy, Deputy Director
Planning and Economic Development Department