

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

**DEPARTMENT:** Engineering Department

**AGENDA DATE:** December 4, 2007

**CONTACT PERSON/PHONE:** R. Alan Shubert, P.E. - ext. 4423

**DISTRICT(S) AFFECTED:** 3

**SUBJECT:**

El Paso Electric Company is requesting an overhead electrical utility easement to the El Paso International Airport property.

**BACKGROUND / DISCUSSION:**

The overhead electrical utility easement is required to provide electrical service for lease holder El Paso Sun Park Ltd. located at 8500 Boeing Drive.

**PRIOR COUNCIL ACTION:**

City council has not previously considered this item.

**AMOUNT AND SOURCE OF FUNDING:**

No funding required for execution of this item.

**BOARD / COMMISSION ACTION:**

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:**

**CITY MANAGER:** \_\_\_\_\_ **DATE:** \_\_\_\_\_

**RESOLUTION**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:**

That the City Manager be authorized to sign an agreement granting an overhead electrical utility easement to the El Paso Electric Company for the purpose of providing electrical service to the El Paso International Airport property at 8500 Boeing Drive, lease holder El Paso Sun Park, Ltd. Said property being more particularly described as a portion of real property known as Lot 4, Block 10, El Paso International Airport Tract Unit 7, City of El Paso, El Paso County, Texas.

**ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2007.**

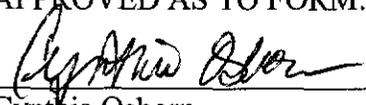
THE CITY OF EL PASO

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

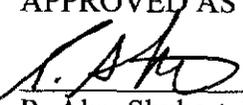
ATTEST:

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

APPROVED AS TO FORM:

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

APPROVED AS TO CONTENT:

  
\_\_\_\_\_  
R. Alan Shubert, P.E., C.B.O.  
City Engineer

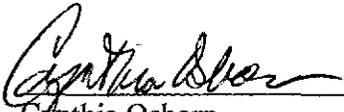


WITNESS THE FOLLOWING SIGNATURES AND SEAL this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

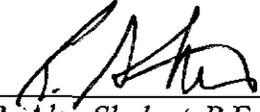
GRANTOR:  
THE CITY OF EL PASO

\_\_\_\_\_  
Joyce A. Wilson, City Manager

APPROVED AS TO FORM:

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

APPROVED AS TO CONTENT:

  
\_\_\_\_\_  
R. Alan Shubert, P.E., C.B.O.  
City Engineer

**ACKNOWLEDGMENT**

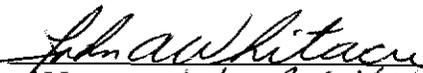
THE STATE OF TEXAS §  
§  
COUNTY OF EL PASO §

This instrument was acknowledged before me on the \_\_\_\_\_ day of \_\_\_\_\_, 2007, by Joyce A. Wilson as City Manager of the City of El Paso.

\_\_\_\_\_  
Notary Public, State of Texas

The above instrument, together with all conditions thereto is hereby accepted this 17 day of October, 2007.

GRANTEE:  
EL PASO ELECTRIC COMPANY

By:   
Printed Name: John A. Whitacre  
Title: VP - System Operations & Planning

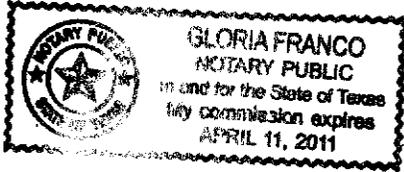
10-15-07  
SEP

(Acknowledgement on the next page)

ACKNOWLEDGMENT

STATE OF TEXAS       §  
                                  §  
COUNTY OF EL PASO   §

This instrument was acknowledged before me on the 17 day of October, 2007, by John A. Whiteacre as VP-Sys Oper. & Plant of El Paso Electric Company, on behalf of the El Paso Electric Company, a Texas corporation.



Gloria Franco  
Notary Public, State of Texas

# Exhibit "A"

BOEING DRIVE

HAWKINS BLVD →

MACA DR

LOT 4

8500

LOT 5

LOT 6

MHMR  
BUILDING #1

BUILDING #2

AVO

APPROVED  
EL PASO INTERNATIONAL AIRPORT  
Subject to compliance with all applicable City codes,  
State and Federal regulations.

PROP: *[Signature]* DATE: 09/10/07  
 ADOA: *[Signature]* DATE: 9-20-2007  
 ADOA/OPS: *[Signature]* DATE: 9-20-07  
 ADOA/DEV: *[Signature]* DATE: 9-20-07  
 DIRECTOR: *[Signature]* DATE: 9-20-2007

## LEGEND

--- PROPOSED E.P.E. CO. 5 FT. UTIL. ESMT.

GRANTORS INITIALS \_\_\_\_\_

Return to:  
El Paso Electric Co.  
P.O. Box 982-Loc 501  
El Paso, TX. 79960

PROPOSED EASEMENT IN A PORTION OF  
LOT 4, BLOCK 10, EL PASO  
INTERNATIONAL AIRPORT TRACTS, UNIT 7  
EL PASO COUNTY, TEXAS

EL PASO ELECTRIC CO. R.O.W.

DATE 7/26/07

EST. NO.

SCALE NONE

DT002580

STATE OF TEXAS )  
 )  
COUNTY OF EL PASO )

LESSEE'S APPROVAL OF EASEMENT

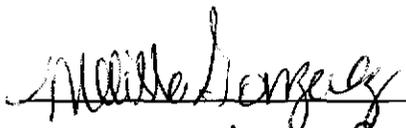
The undersigned Lessee hereby consents to the granting of a 5-foot overhead electrical line utility easement, being more particularly described in Exhibit "A", attached hereto and incorporated herein for all purposes, from CITY OF EL PASO to EL PASO ELECTRIC COMPANY for the right to enter upon and erect, construct, operate and maintain said easement and overhead electrical line, with the right of ingress and egress for the installation, operation, inspection, repair, maintenance, replacement, renewal or removal thereof, for the transmission of electricity, electric energy and power, for any and all purposes for which same is or may hereafter be used, over, upon, and along the premises described as a parcel of property known as:

Lot 4, Block 10, El Paso International Airport Tracts, Unit 7,  
El Paso County, Texas. (Attached Exhibit A, DT002580)

This easement shall be for the term of the Industrial Site Lease Agreement effective April 1, 2007 between El Paso Sun Park Ltd., Lessee and the City of El Paso, Lessor, and any extension or renewals thereof..

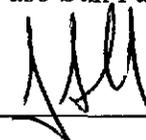
WITNESSED THE FOLLOWING SIGNATURES AND SEAL this 28 day of August, 2007.

ATTEST:

  
\_\_\_\_\_

Name: Melissa Gonzalez

LESSEE: El Paso Sun Park Ltd.

  
\_\_\_\_\_

Name: John R. Schatzman Jr.  
Title: General Partner

**ACKNOWLEDGEMENT CONTAINED ON THE NEXT PAGE**

**ACKNOWLEDGEMENT**

THE STATE OF TEXAS    )  
  )  
COUNTY OF EL PASO    )

This instrument was acknowledged before me on this 28 day of August,  
2007, by John Schatzman as General Partner on behalf of El Paso Sun Park Ltd.

Irene L. Guevara  
Notary Public, State of Texas

My Commission Expires:

1-22-2010

