

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

CITY CLERK DEPT  
2020 FEB 27 AM 9:11

DEPARTMENT: Parks & Recreation

AGENDA DATE: 03/03/2020

PUBLIC HEARING DATE: N/A

CONTACT PERSON NAME AND PHONE NUMBR: Ben Fyffe (915) 212-1708

DISTRICT(S) AFFECTED: All

STRATEGIC GOAL: Goal 4 - Enhance El Paso's Quality of Life through Recreational, C

SUBGOAL: 4.2 Create innovative recreational, educational and cultural prograr

**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.

Discussion or action to authorize the City Manager or his designee to sign a Thirteen Amendment for SMG the Facilities Management and Tourism Agreement between the City of El Paso and SMG for SMG to provide merchandising and concessionaire services for the sale of merchandise, souvenirs and novelties at the Camp Cohen, Chapoteo, Oasis, and Lost Kingdom water parks.

**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?

Amendment will allow SMG, which currently manages the Convention Center, the Chavez Theatre, Plaza Theatre and McKelligon Canyon to facilitate non-food vending kiosks at the waterparks. Merchandize to include water park branded items as well as sunscreen and sundry items.

**PRIOR COUNCIL ACTION:**

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

Council has approved amendments to the existing agreement twelve separate times on June 18, 2002, October 24, 2002, October 24, 2003, July 27, 2004, October 19, 2004, July 5, 2005, November 1, 2005, September 19, 2006, December 5, 2006, and November 3, 2009, December 16, 2014, and April 11, 2016.

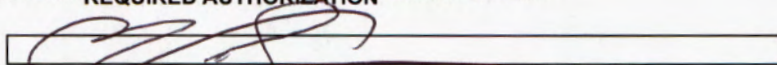
**AMOUNT AND SOURCE OF FUNDING:**

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?

No additional funding required; amended scope covered by existing SMG management fees in FY2020 budget.

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

DEPARTMENT HEAD:



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



## RESOLUTION

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

That the City Manager or his designee be authorized to sign a Thirteen Amendment for SMG the Facilities Management and Tourism Agreement ("Agreement") between the City of El Paso and SMG for SMG to provide merchandising and concessionaire services for the sale of merchandise, souvenirs and novelties at the Camp Cohen, Chapoteo, Oasis, and Lost Kingdom water parks ("Water Parks"), at no additional cost to the City.

APPROVED this \_\_\_\_\_ day of March, 2020.

CITY OF EL PASO:

\_\_\_\_\_  
Dee Margo  
Mayor

ATTEST:

\_\_\_\_\_  
Laura D. Prine  
City Clerk

APPROVED AS TO FORM:

Sol M. Cortez  
Sol M. Cortez  
Senior Assistant City Attorney

APPROVED AS TO CONTENT:

Benjamin E. Fyffe  
Benjamin E. Fyffe, Interim Director  
Parks & Recreation Dept.



2. Manager agrees that the services provided in subsection (ao) will be provided for no additional consideration. Operator will continue to pay Manager according to the terms of the Agreement.

3. Except as provided herein, all terms and conditions of the Agreement and its amendments remain in full force and effect.

**IN WITNESS WHEREOF**, the parties hereto have executed this Agreement this \_\_\_\_ day of March \_\_, 2020.

**CITY OF EL PASO:**

\_\_\_\_\_  
Tomás Gonzalez  
City Manager

ATTEST:

\_\_\_\_\_  
Laura D. Prine  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Sol M. Cortez  
Senior Assistant City Attorney

APPROVED AS TO CONTENT:

  
\_\_\_\_\_  
Benjamin E. Fyffe, Interim Director  
Parks and Recreation Department

**SMG, a Pennsylvania general  
partnership:**

\_\_\_\_\_  
Robert Newman, CEO