

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

CITY CLERK DEPT  
2020 MAR 6 PM4:27

**DEPARTMENT:** Police

**AGENDA DATE:**  
**PUBLIC HEARING DATE:**

**CONTACT PERSON NAME AND PHONE NUMBER:** Assistant Chief Z. Silva 212-4306

**DISTRICT(S) AFFECTED:** ALL

**STRATEGIC GOAL:** Set the Standard for a Safe and Secure City

**SUBGOAL:**

**SUBJECT:**

That the City Manager be authorize to execute a Memorandum of Understanding between the City of El Paso and Texas Tech Health Sciences Center at El Paso for the operations of golf carts on public right of way. Further, that the City Manager be authorized to execute any amendments to the MOU and exercise the right to terminate the MOU.

**BACKGROUND / DISCUSSION:**

This is a renewal agreement.

**PRIOR COUNCIL ACTION:**

This MOU was approved on January 31, 2012.

**AMOUNT AND SOURCE OF FUNDING:**

N/A

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

**DEPARTMENT HEAD:**



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

**RESOLUTION**

CITY CLERK DEPT  
2020 MAR 5 PM4:27

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

That the City Manager be authorized to execute a Memorandum of Understanding between the City of El Paso and Texas Tech Health Sciences Center at El Paso for the operation of golf carts on public right of way. Further, that the City Manager be authorized to execute any amendments to the MOU and exercise the right to terminate the MOU.

**ADOPTED this** \_\_\_\_\_ **day of** \_\_\_\_\_, 20\_\_.

**THE CITY OF EL PASO**

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

**ATTEST:**

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

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Omar De La Rosa  
Assistant City Attorney

**APPROVED AS TO CONTENT:**

  
\_\_\_\_\_  
Gregory Allen, Chief of Police  
El Paso Police Department

## MEMORANDUM OF UNDERSTANDING

This Memorandum of Understanding (“MOU”) is entered on \_\_\_\_\_ (“Effective Date”) between the City of El Paso, a Texas home-rule municipality (the “City”) and Texas Tech Health Sciences Center at El Paso (“TTUHSCEP”).

**WHEREAS**, Chapter 551 of the Texas Transportation Code governs the operation of golf carts;

**WHEREAS**, TTUHSCEP’s police department wishes to operate golf carts on public right of way for operational purposes related to the university; and

**WHEREAS**, Section 551.404 of the Texas Transportation Code authorizes the governing body of a municipality to allow an operator to operate a golf cart on a highway that is within the corporate limits of the municipality and for which the posted speed limit is not more than 35 miles per hour;

**WHEREAS**, the City Council authorizes TTUHSCEP to operate golf carts in accordance to this MOU.

The parties agree as follows.

1. The City allows TTUHSCEP to operate golf carts on public right of way provided that TTUHSCEP meets the following:
  - a. TTUHSCEP will operate the golf carts in accordance to all state and local traffic laws.
  - b. TTUHSCEP will operate the golf carts in accordance with Chapter 551, Subchapter F of the Texas Transportation Code.
  - c. TTUHSCEP ensures that all golf carts operated on public right of way are equipped with all equipment required under state and local laws and that such golf carts are in a safe and operable condition.
  - d. TTUHSCEP will mark all golf carts in a manner that the public can identify the golf carts as belonging to TTUHSCEP. For illustration purposes, Attachment “A” provides guidance as to the identification markings that meet this requirement.
  - e. TTUHSCEP will only operate the golf carts on streets as allowed under Chapter 551, Subchapter F of the Texas Transportation Code.
  - f. TTUHSCEP will only operate the golf carts on the streets that are listed and described in Attachment “B” attached to this MOU. Notwithstanding anything to the contrary, if the speed limit on the streets listed in Attachment “B” do not meet the requirements under the Texas Transportation code for the operation of golf carts, then TTUHSCEP may not operate the golf carts on such streets.

- g. TTUHSCEP uses the golf carts only to provide transportation to administrative university personnel to and from buildings owned by Texas Tech
2. This MOU does not authorize TTUHSCEP to operate any other vehicles on public right of way.
3. TTUHSCEP will maintain records of accidents involving golf carts and will provide the City, upon request, an accident report showing the date and location of accidents.
4. TTUHSCEP will be responsible for handling any claims regarding property damage, injury, and/or death involving a golf cart owned by TTUHSCEP. The City will forward any claims involving a TTUHSCEP golf cart to TTUHSCEP for resolution in accordance to laws applicable to TTUHSCEP.
5. This MOU may be terminated by either party for any reason following a 30 calendar day notification to the other party.
6. Each party paying for the performance of governmental functions and services is making such payments from current revenues available to the paying party.

The parties are executing this MOU as of the Effective Date above.

**CITY:**

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Tomas Gonzalez,  
City Manager

**APPROVED AS TO FORM:**



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Omar De La Rosa  
Assistant City Attorney

**APPROVED AS TO CONTENT:**



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Gregory Allen, Chief of Police  
El Paso Police Department

*Signatures Continue on Following Page*

TTUHSCEP



Richard A. Lange, M.D., M.B.A.  
President

APPROVED AS TO CONTENT:



Sue M. Fuciarelli, CPA, M.B.A.  
Vice President for Finance and Administration

APPROVED AS TO CONTENT:



George C. Stoltz, Police Lieutenant  
Texas Tech Police Department

**Attachment "A"**  
**Vehicle markings**

Admin Golf-Cart



Attachment "B"

Provided that the speed limits on the following streets comply with the requirements of the Texas Transportation Code for the operation of golf carts, TTUHSCEP may operate the golf carts on the following streets.

Concepcion

Rosa

Alberta

Raynolds (under the overpass area)

Boll

Colfax,

Euclid

Rick Francis,

Revere

El Paso Drive.

CAMPUS PARKING MAP



P1 West Patient - Black
P2 Law and Contractor - HangTag
P3 East Patient - Black
P4 Ladd Street - No Decal

P5 Reynolds Street - White Thin RFID
P6 Robert Brown Avenue - Green
P7 Medical Education Bldg (MEB) - Red
P8 Academic Services Bldg II (ASBII) - Purple

P9 Medical Center of the Americas (MCA) - Light Blue
P10 Texas Tech Research Academic Center (TTRAC) - Yellow
P11 Jefferson High School - Silver

P12 Val Verde Street - Mint
P13 El Paso County Coliseum - Tan
P14 Tower Lot - Maroon

[Updated: 6-15-2018]

**POSTED SPEED LIMITS AREA OF TEXAS TECH HEALTH SCIENCES CENTER EL PASO  
FOOTPRINT**

<b>STREET</b>	<b>LANES</b>	<b>SPEED LIMIT</b>	
ROSA AVE.	ONE LANE TWOWAY ROADWAY	30 MPH	
RICK FRANCIS ST.	ONE LANE TWO WAY ROADWAY	20 MPH	
BOLL PLACE	ONE LANE TWO WAY ROADWAY		
ROBERT BROWN AVE.	ONE LANE TWO WAY ROADWAY	30 MPH	
RAYNOLDS (UNDER THE OVERPASS)	ONE LANE TWO WAY ROADWAY	30 MPH	
ALBERTA AVE.	ONE LANE TWO WAY ROADWAY	30 MPH	
EUCLID ST.	ONE LANE TWO WAY ROADWAY	30 MPH	
CONCEPCION	ONE LANE TWO WAY ROADWAY	30 MPH	
COLFAX ST.	ONE LANE TWO WAY ROADWAY	30 MPH	
EL PASO DRIVE	TWO LANE TWO WAY ROADWAY	30 MPH	