

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

DEPARTMENT: Police

AGENDA DATE: July 26, 2016—First Reading
August 9, 2016—Public Hearing

CONTACT PERSON/PHONE: Assistant Chief Michelle Gardner, 212-4301
Dionne Mack, City Manager's Office, 212-1070

DISTRICT(S) AFFECTED: All

STRATEGIC GOAL: Goal 2: Set the Standard for a Safe and Secure City

SUBJECT:

An ordinance amending Title 12 of the El Paso City Code (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.160 (Schedule XV – City Taxicab Zone) to update references to Title 6 sections; the penalty being as provided in Sections 1.08.010, 1.08.020 and 1.08.030 of the El Paso City Code.

BACKGROUND / DISCUSSION:

On August 25, 2015, City Council unanimously carried to direct staff to review the Taxicab Ordinance and revise as needed or provide for a new ordinance to allow transportation network companies (TNC's) to operate legally in the City of El Paso, remove outdated language that no longer applies, remove over-extensive requirements, and ensure compliance with accommodating disabled persons. On May 17, 2016, City Council discussed proposed revisions and directed that staff work with the taxicab and TNC industry to make the taxi industry thrive and be competitive, allow TNC's to operate and compete as well, level the playing field and possibly put forth incentives. Such reviews and revisions included movement of portions of Title 6 to other Titles of the Municipal Code that are more suitable.

SELECTION SUMMARY:

N/A

PRIOR COUNCIL ACTION:

City Council adopted the current ordinance on December 18, 2012.

AMOUNT AND SOURCE OF FUNDING:

N/A

BOARD / COMMISSION ACTION:

N/A

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

DEPARTMENT HEAD:

by Michelle M Gardner

ORDINANCE NO. _____

AN ORDINANCE AMENDING TITLE 12 OF THE EL PASO CITY CODE (VEHICLES AND TRAFFIC), CHAPTER 12.88 (SCHEDULES), SECTION 12.88.160 (SCHEDULE XV - CITY TAXICAB ZONE) TO UPDATE REFERENCES TO TITLE 6 SECTIONS; THE PENALTY BEING AS PROVIDED IN SECTIONS 1.08.010, 1.08.020 AND 1.08.030 OF THE EL PASO CITY CODE.

WHEREAS, on December 18, 2012, the City adopted its currently effective taxicab zone ordinance; and

WHEREAS, amendments to Title 6 – VEHICLES FOR HIRE – change the structure and context of the title significantly; and

WHEREAS, references to certain Title 6 sections exist in Chapter 12 and require concurrent amendment.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO THAT:

Section 1. Title 12 – Vehicles and Traffic – Chapter 12.88 – Schedules – Sections 12.88.160(D) and 12.88.160(G) – Schedule XV—City Taxicab Zone – will be revised to read as follows:

12.88.160 - Schedule XV—City taxicab zone.

- D. A taxicab shall not stop or remain in the area of a designated zone if there are other taxicabs already operating under a duly authorized special permit under Title 6 of this code and there is not sufficient room left for a taxicab operating under another special permit and desiring to use the zone.**
- G. In addition to the penalty provided in Sections 1.08.010 through 1.08.030 of this code, violation of this section by a taxi driver shall be grounds for revocation or suspension of the issued taxicab zone permit, in accordance with the procedure provided in Title 6 of the city code.**

Section 2. Except as expressly amended herein, Title 12 – Vehicles and Traffic - will remain in full force and effect.

PASSED AND APPROVED this _____ day of _____, 2016.

CITY OF EL PASO


Oscar Leeser
Mayor

ATTEST:

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:



Oscar G. Gabaldón, Jr.
Assistant City Attorney


for _____
Gregory K. Allen
Chief of Police