

**Jesus Ruiz**  
Mayor

**Rene Rodriguez**  
At Large

**Sergio Cox**  
District 1



**Gloria M. Kouriguez**  
District 2- Mayor Pro Tem

**Victor Perez**  
District 3

**Jose Anthony Gandara**  
District 4

**Adriana Rodarte**  
Interim City Manager

#13

**DATE:** 6/12/2015

**TO:** Olivia Navarro, Assistant City Clerk

**FROM:** Victor Reta, Recreations Centers Supervisor

**SUBJECT:** Discussion & Action to Waive Park Ordinance to Allow Sale & Consumption of Alcohol at Cougar Park for July 3<sup>rd</sup> Independence Day Extravaganza

**SUMMARY:** The Event for July 3, 2015 will include food and drink vendors and the sale of alcohol a conflict with a park ordinance.

**BACKGROUND:** Last year the City of Socorro waived the ordinance for the Chile War Festival & Independence Extravaganza.

**STATEMENT OF THE ISSUE:** Park Ordinance 303 prohibits the sale of alcohol in our Parks.

**FINANCIAL IMPACT:**

**Amount:** Total \$0

**ALTERNATIVE:** NONE

**STAFF RECOMMENDATION:** Recreation Centers Recommends Approval.

**REQUIRED AUTHORIZATION:**

1. HR Director (City Manager Absent) \_\_\_\_\_ Date \_\_\_\_\_
2. CFO \_\_\_\_\_ Date \_\_\_\_\_
3. Attorney \_\_\_\_\_ Date \_\_\_\_\_



*Trini Lopez*  
Mayor

*Guillermo Madrid, Jr.*  
At Large

*Maria Reyes*  
District 1

*Manuel Rubio*  
City Clerk

*Gloria M. Rodriguez*  
District 2

*Mary B. Garcia*  
District 3 / Mayor Pro-Tem

*Jesus Gandara, Jr.*  
District 4

*Willie Norfleet, Jr.*  
City Manager

**ORDINANCE NO. 303**

**AN ORDINANCE OF THE CITY OF  
SOCORRO, TEXAS REGULATING  
MUNICIPAL PARKS, ESTABLISHING  
PROCEDURES FOR SPECIAL EVENTS AND  
PERMITS WITHIN CITY PARKS,  
ESTABLISHING A MUNICIPAL PARK  
COMMISSION ADVISORY BOARD,  
PROVIDING FOR HOURS OF OPERATION,  
SPECIAL EVENTS, ISSUANCE OF SPECIAL  
USE PERMITS PROVIDING FOR REPEAL  
OF CONFLICTING ORDINANCES AND  
PROVIDING FOR SEVERANCE**

**Section 1. Summary of Park Rules:**

- A. No alcoholic beverages are allowed in the park without City of Socorro permit as provided for herein.
- B. No driving of any vehicle, bike, scooter, or other machine on the paved walking / jogging trail.
- C. No animals permitted in playground areas or in marked areas near the water park.
- D. Motor vehicles and horses are forbidden except in the parking areas. Exceptions are licensed vehicles on park roads and horses at the City Park with prior permission.
- E. Speeding, Littering and Vandalism.

The speed limit on park roads is 10 mph.

Report violations immediately to The City of Socorro Police Department.

F. Supervision.

1. Pre-school children should be accompanied by parents to all playgrounds.
2. The City of Socorro does not maintain playground supervisors. Any irregular activity or conduct should be promptly reported to The City of Socorro Police Department.

G. Presence in Park During Closed Hours.

Any person other than peace officers, physicians, ambulance operators or attendants, employees of the City, and employees of public utility companies who are in the parks or park facilities in the performances of their duties shall be in any City owned or controlled park at any time when the park or facility is officially closed shall be deemed guilty of a misdemeanor and fined in an amount not to exceed \$200.00.

H. Curfew.

There is a SUNSET; MOUNTAIN STANDARD AND DAYLIGHT TIME curfew.

**Exceptions:** For Special Permits.

I. Alcohol.

Alcohol is prohibited in the City parks except by special permit.

J. Glass Containers.

Prohibited.

K. Paint-Ball.

Prohibited.

L. All Use.

First come-first served. Permits required for exclusive use.

This ordinance shall be known and may be cited as the "City of Socorro City Park Regulations Ordinance."

## **Section 2. Definitions:**

For the purposes of this ordinance, the following terms, phrases, words, and their derivations shall have the meaning given in this section:

- A. "Cart"/"Wagon" is any vessel with wheels whether deemed a "toy" or not propelled or not.
- B. "Park" is a park, reservation, playground, recreation center or any other area in the City of Socorro, owned or used by the City, and devoted to active or passive recreation.
- C. "Vehicle" is any wheeled conveyance, whether motor powered, animal-drawn, or self-propelled. The term includes any trailer in tow of any size, kind or description. Exception is made for baby carriages, Socorro Police vehicles, and vehicles in the service of the City of Socorro parks.

## **Section 3. Drilling or Mining in Park:**

Any drilling or mining upon any recreational parks owned by the City of Socorro, Texas, is hereby prohibited. Any person violating this Ordinance shall be guilty of a misdemeanor and subject to a fine in an amount not to exceed \$500.00.

#### **Section 4. Municipal Park Advisory Board:**

There is hereby established a Municipal Park Commission Advisory Board which shall be composed of members appointed as provided herein and which shall be governed by procedural rules and regulations as established herein:

- A. The Parks and Recreation Board shall have the duties and responsibilities as designated by the City Council of the City of Socorro, Texas.
- B. The Parks and Recreation Board shall be composed of five (5) members, all of whom shall be residents of the City of Socorro, and known to be interested in parks and recreation. Appointments shall be made by the City Council. Members shall serve for terms of two (2) years.

No member of the Parks and Recreation Board shall hold any other public office of honor, trust, or profit in the government of the City or County during the term of office. The members shall serve without pay.

- C. The Parks and Recreation Board shall select from among its members a chairman and vice-chairman, and shall adopt, subject to the approval of the mayor and City Council, such rules and regulations for the government of its proceeds as may be deemed proper and not inconsistent with the Ordinances of the City and the laws of this State.
- D. The City shall designate an employee to serve as secretary of the Park and Recreation Board who shall keep a record of the transactions of the Board and shall provide the Board with data, information, plans and maps, relating to the City, and shall cooperate fully in all particulars with the Board.
- E. The City Representative in charge of the department of Parks and Recreation shall be an ex-officio member of the Board without the power to vote.

- F. The Parks and Recreation Board, shall act as an advisory committee to the mayor and City Council in development, supervision, and administration of the affairs of the department of parks and recreation of the City.
- G. The Parks and Recreation Board shall from time to time, in cooperation with the Socorro Planning and Zoning Commission, make a complete and thorough survey of the parks of the City and of the recreational activities conducted by the City and shall reports its findings to the City Council, together with recommendations that it deems proper with reference to the improvement of the same.
- H. The Parks and Recreation Board shall study, investigate and report upon plans for the extension of the parks and recreational activities within the City giving attention to the establishment of new parks in different parts of the City, as well as the extension and development of the existing parks, and the development and extension of recreational activities in parks and other public properties.
- I. The Parks and Recreation Board shall at all times seek to promote close cooperation between City and all private citizens, institutions and agencies interested in the establishment and development of parks and recreational activities which include, but not limited to, the Socorro Independent School District, Lower Valley Water Authority, El Paso County Water Improvement District, El Paso Community College and Texas A & M.
- J. Regular meetings of the Parks and Recreation Board shall be held on dates adopted by a two-thirds majority vote of the members present at a meeting of the Board. Special meetings may be called by the Chairman or on the request of two or more members on three (3) days notice to all members. All meetings shall be open to the public and subject to the *Texas Open Meetings Act*. A quorum shall consist of a majority of the qualified members.
- K. No member of the Parks and Recreation Board shall participate in any way or in any manner in which that member has a personal or

financial interest. The members withdrawal from the Board for this purpose shall be shown in the minutes.

## **Section 5. Park property.**

No person in a park shall:

### **A. Buildings and Other Property.**

1. **Disfigure or Remove, Willfully mark, deface, disfigure, injure, tamper with, or displace or remove, any building, bridges, tables, benches, fireplaces, railings, paving or paving material, water lines or other public utilities or parts or appurtenances thereof, signs, notices or placards whether temporary or permanent, monuments, stakes, posts, or other boundary markers, or other structures or equipment, facilities or park property or appurtenances whatsoever, either real or personal.**
2. **Restrooms and Washrooms.**  
**Disfigure or Fail to cooperate in maintaining restrooms and washrooms in a neat and sanitary condition.**
3. **Removal of Natural Resources.**  
**Dig, or remove, any soil, rock, stones, trees, shrubs or plants, down-timber or other wood or materials, or make any excavation by tool, equipment, blasting, or other means or agency.**
4. **Erection of Structures.**  
**Construct or erect any building or structure of whatever kind, whether permanent or temporary in character, or run or string any public service utility into, upon, or across such lands, except on special written permit issued under this Ordinance.**

**B. Trees, Shrubbery, Lawns.**

**1. Injury and Removal.**

Damage, cut, carve, transplant or remove any tree or plant or injure the bark, or pick the flowers or seeds, of any tree or plant; nor shall any person attach any rope, wire, or other contrivance to any tree or plant. A person shall not dig in or otherwise disturb grass areas, or in any other way injure or impair the natural beauty or usefulness of any area, without City of Socorro City Council approval.

**2. Climbing Trees, etc.**

Climb any tree or walk, stand or sit upon monuments, vases, fountains, railing, fences or upon any other property not designated or customarily used for such purposes.

**3. Hitch an Animal.**

Tie or hitch a horse or other animal to any fence, sign, post, building, tree or plant.

**Section 6. Animals:**

No Person in a Park shall:

**A. Hunting.**

Hunt, molest, harm, frighten, kill, trap, chase, tease, shoot or throw missiles at any animal, reptile or bird, nor shall he remove or have in his possession the young of any wild animal, or the eggs or nest, or young of any reptile or bird.

**B. Feeding.**

Give or offer, or attempt to give, to any animal or bird any tobacco, alcohol or known noxious substances.

**C. Dogs at Large.**

Allow a dog under that person's care, custody or control to run at large.

Such dog must be on leash and within immediate control of the person.

- D. Permit their animal to leave any feces on any park property. Owners must remove all feces deposited by their animal and dispose of same in municipal garbage containers.

#### **Section 7. Sanitation.**

No person in a park shall:

Pollution.

- A. Waters: Throw, discharge, or otherwise place or cause to be placed in the waters of any stream, or other body of water in or adjacent to any park or any stream, storm sewer, or drain flowing into such waters, any substance, matter or thing, liquid or solid, which will or may result in the pollution of the waters;
- B. Bring in, dump or deposit any trash, waste or garbage not generated during lawful use of the park or City moorage facilities. All trash, waste and garbage generated during lawful use of the park shall not be placed in any waters in or contiguous to the park nor left anywhere on the grounds, but shall be placed in the proper receptacles. Where receptacles are not so provided, all such trash, waste and garbage shall be carried away from the park by the person responsible for its presence and properly disposed of elsewhere.

#### **Section 8. Traffic:**

No person in a park shall:

- A. City of Socorro Motor Vehicle Laws Apply.  
Fail to comply with all applicable provisions of the City motor vehicle traffic laws in regard to equipment and operation of vehicles together with such regulations as are

contained in this Ordinance and other ordinances of the City of Socorro.

**B. Enforcement of Traffic Regulations.**

Fail to obey all traffic officers and park employees, such persons being authorized and instructed to direct traffic whenever and wherever needed in the parks and on the highways, streets or roads immediately adjacent thereto in accordance with the provisions of these regulations and such supplementary regulations as may be issued subsequently by the City of Socorro Police Department.

**C. Traffic Signs.**

Fail to observe carefully all traffic signs indicating speed, direction, caution, stopping, or parking, and all others posted for proper control and to safeguard life and property.

**D. Speed of Vehicles.**

Ride or drive a vehicle or horse at a rate of speed exceeding 10 miles an hour, except upon such roads as the City of Socorro may designate, by posted signs for speedier travel.

**E. Operation Confined to Roads.**

Ride or drive any vehicle or horse on any area except the paved park roads or parking areas, or such other areas as may on occasion be specifically designated as temporary parking areas by the City of Socorro.

**F. Parking.**

No person in a park shall:

**1. Designated Areas.**

Park a vehicle or horse in other than an established or designated parking area, and such use shall be in accordance with the posted directions thereat and with the instructions of any attendant who may be present.

2. **Immovable Vehicles.**

Leave any vehicle in the park with one or more wheels chained, or with motor set in gears and doors locked, or in any manner fixed or arranged so that such vehicle cannot readily be moved by hand.

3. **Double Parking.**

Double park any vehicle on any road or parkway unless directed by a police officer.

4. **Muffler Required.**

Fail to use a muffler adequate to deaden the sound of the engine in a motor vehicle in compliance with the City's Noise Ordinance.

5. **Music Stereo.**

Operate the vehicle stereo or boom box or other devices at a sound volume in violation of the City Noise Ordinance or that interrupts or interferes with others use of the park facility.

**Section 9. Bicycles.**

No person in a park shall:

A. **Confined to Roads.**

Ride a bicycle on other than a paved vehicular road or path designated for that purpose. A bicyclist shall be permitted to wheel or push a bicycle by hand over any grassy area or wooded trail or on any paved area reserved for pedestrian use.

B. **Operation.**

Ride a bicycle other than on the right-hand side of the road paving as close as conditions permit, and bicycles shall be kept in single file when two or more are operating as a group. Bicyclists shall at all times operate their machines with reasonable regard to the safety of others, signal all

turns, pass to the left of any vehicle they are overtaking, and pass to the right of any vehicles they may be meeting.

C. Rider Prohibited.

Ride more than one passenger on a bicycle.

D. Designated Racks.

Leave a bicycle in a place other than a bicycle rack when such is provided and there is a space available; and

E. Immobile.

Leave a bicycle lying on the ground or paving, or set against trees, or in any place or position where other persons may trip over or be injured by them.

**Section 10. Recreational activities:**

No person in a park shall:

A. Lawns and Bathing Areas.

Erect, maintain, use or occupy on or in any lawn or bathing area any tent, shelter or structure of any kind that is attached or anchored to the earth in any manner.

B. Floating or Swimming.

1. Operate any craft that floats, Navigate, direct, or handle any boat in such a manner as to unjustifiably or unnecessarily annoy or frighten or endanger the participants in the parks; and

2. "Raft" shall apply to any floating device and is illegal in any park attraction.

**Section 11. Fishing and Hunting:**

A. Fishing.

Engage in any fishing, as fish caught in any waters is illegal;

**B. Hunting and Firearms.**

No person in a park shall:

Hunt, trap or pursue wildlife at any time. No person shall use, carry, or possess firearms of any descriptions, or air rifles, spring guns, bow and arrows, slings or any other forms of weapons potentially inimical to wildlife and dangerous to human safety, or any instrument that can be loaded with and fire blank cartridges, or any kind of trapping device. Shooting into park areas from beyond park boundaries is forbidden.

**Section 12. Picnic Areas and Use:**

No person in a park shall:

**A. Regulated.**

Picnic or lunch in a place other than those designated for that purpose. The City of Socorro Attendants shall have the authority to regulate the activities in such areas when necessary to prevent congestion and to secure the maximum use for the comfort and convenience of all. Visitors shall comply with any directions given to them by Park Attendants or by Socorro Police Officers to achieve this end.

**B. Availability.**

Violate the regulation that use of the individual fireplaces together with tables and benches follows generally the rule of "first come, first served".

**C. Nonexclusive.**

Use any portion of the picnic areas or of any of the buildings or structures therein for the purpose of holding picnics to the exclusion of other persons (unless they possess a valid permit to do so), nor shall any person use such area and facilities for an unreasonable time if the facilities are crowded.

**D. Duty of Picnicker.**

Leave a picnic area before the fire is completely extinguished and before all trash in the nature of boxes, papers, cans, bottles, garbage and other refuse is placed in the disposal receptacles where provided. If no such trash receptacles are available, then refuse and trash shall be carried away from the park area by the picnicker to be properly disposed of elsewhere.

**Section 13. Camping:**

No person in a park shall:

Camp in the open, or in tents, or shacks, or any other temporary shelter is illegal, nor shall any person leave any movable structure or special vehicle to be used or that could be used for such purpose, such as house trailer, camp trailer, camp wagon, or the like when the park is closed all persons must exit the park.

**Section 14. Games:**

No person in a park shall:

Take part in or abet the playing of any games dangerously involving thrown or otherwise propelled objects such as, stones, arrows, javelins or model airplanes, except in areas set apart by the City of Socorro for such forms of recreation. The playing of rough or comparatively dangerous games such as football, baseball and quoits is discouraged when playing such games may injure non-participants. Except on the fields and courts or areas provided therefor. Roller skating and riding skateboards shall be confined to those areas specifically designated for such pastime and otherwise is prohibited.

**Section 15. Horseback Riding is Illegal:**

No person in a park shall:

Ride a horse except with City of Socorro Special Permit on designated trails. When permitted, horses shall be thoroughly broken and

properly restrained, and ridden with due care, and shall not be allowed to graze or go unattended, nor shall they be hitched to any rock, tree, rail, sign post, or shrub.

#### **Section 16. Intoxicating Behavior and Fireworks.**

No person in a park shall:

**A. Intoxicating Beverages.**

Be under the influence of intoxicating liquor while in the park;

**B. Fireworks and Explosives.**

Have in his possession, or ignite or otherwise cause to explode or discharge or burn, any firecrackers, torpedo, rocket, or other fireworks or explosives of inflammable material, or discharge them or throw them into any such area except in established safe zones or during activities permitted under the Fireworks Ordinance. This prohibition includes any substance, compound, mixture, or article that in conjunction with any other substance or compound would be dangerous from any of the foregoing standpoints.

#### **Section 17. Domestic Animals.**

No person in a park shall:

- A.** Allow the entry of their dog or other domestic animal into areas other than automobile parking and walks immediately adjacent thereto; and in such other areas clearly marked by signs indicating "Domestic Animals Permitted in This Area." Nothing in this section shall be construed as permitting the running of dogs or other animals at large. All dogs in those areas where such animals are permitted shall be restrained at all times on adequate leashes not greater than six feet in length.

- B. Permit their animal to leave any feces on any park property. Owners must remove all feces deposited by their animal and dispose of same in municipal garbage containers.

**Section 18. Alms.**

No person in a park shall:

Solicit contributions for any purpose, whether public or private without a permit approved and issued for that purpose by the Socorro City Council.

**Section 19. Fires.**

No person in a park shall:

Build or attempt to build a fire except in such areas and under such regulations as may be designated by the Socorro Park Attendants. No person shall drop, throw, or otherwise scatter lighted matches, burning cigarettes or cigars, tobacco paper or other flammable material, within any park area or on any highway, road or street abutting or contiguous thereto.

**Section 20. Closed Areas.**

No person in a park shall:

Enter an area posted as "Closed to the Public," nor shall any person use, or abet the use of any area in violation of posted notices.

**Section 21. Games of Chance.**

No person in a park shall:

Gamble, or participate in or abet any game of chance.

**Section 22. Loitering and Boisterousness.**

No person in a park shall:

Sleep or protractedly lounge on the seat, or benches, or other areas, or engage in loud, boisterous, threatening, abusive, insulting, profane, vulgar, or indecent language, or engage in any disorderly conduct or behavior tending to a breach of the peace.

**Section 23. Exhibit Permits.**

No person in a park shall:

Fail to produce and exhibit any permit from The City of Socorro upon request of any authorized person who desires to inspect the same for the purpose of enforcing compliance with any ordinance or rule.

**Section 24. Interference with Permittees.**

No person in a park shall:

Disturb or interfere unreasonably with any person or party occupying any area, or participating in any activity, under the authority of a City of Socorro permit.

**Section 25. Merchandising, advertising and signs.**

No person in a park shall:

**A. Vending and Peddling.**

Expose or offer for sale any article or thing, nor shall he station or place any stand, cart or vehicle for the transportation, sale or display of any such article or thing, except on permit issued by The City of Socorro City Council;

**B. Advertising.**

Announce, advertise, or call the public attention in any way to any article or service for sale or hire, except on permit issued by the City of Socorro City Council; and

**C. Signs.**

Paste, glue, tack or otherwise post any sign, placard, advertisement, or inscription other than by written issued by the City of Socorro City Council. Nor shall any person erect or cause to be erected any sign whatever on any public lands or roads in or adjacent to a park other than by permit issued by the City of Socorro City Council.

**Section 26. Hours of operation.**

A. Except for unusual and unforeseen emergencies, parks shall be open to the public every day of the year during designated hours. The opening and closing hours for each individual park shall be posted therein for public information.

**B. Minor Park Curfew.**

No minor child under the age of 16 shall enter or remain in the area known as City of Socorro Park during designated nighttime hours as determined by The City of Socorro Ordinance; provided, that a minor child shall not be deemed to be "entering or remaining," as used in this subsection, when such minor child is accompanied by his or her parent or guardian.

**Section 27. Closed areas:**

Any section or part of any park may be declared closed to the public by the City of Socorro, City Manager or designee at any time and for any interval of time, either temporarily or at regular and stated intervals (daily or otherwise) and either entirely or merely to certain uses, as the City of Socorro, finds reasonably necessary.

**Section 28. Lost and found articles:**

The finding of lost articles by park attendants shall be reported to The City of Socorro who shall make every reasonable effort to locate the owners and return the lost article(s).

**Section 29. Permits – Required – Application:**

1. Use Permit.

Any group or organization desiring to use park facilities for a specific purpose, which purpose will exclude the general public from the use thereof, or the consumption of alcoholic beverages shall obtain a use permit from the City of Socorro before engaging in such activity, which use permit shall be issued by the City Manager or designee, on forms supplied for this purpose.

2. Sales and Advertising Permit.

Any group or organization desiring to engage in any sales or advertising of products for sale shall obtain a sales and advertising permit from the City Manager or designee before engaging in such activity, which sales and advertising permit shall be issued by The City of Socorro City Council on official forms. All sales of products within the City of Socorro shall comply with regulations of the Socorro Transit Venders Ordinance and the permit requirements of said Ordinance.

3. Safe zones or other areas for igniting fireworks may be located within City Parks if allowed by the City Manager in compliance with the Socorro Fireworks Ordinance.

**A. Permits – Standards for issuance.**

1. Use Permit.

The City of Socorro, shall issue a use permit under this Ordinance when she finds:

- a. That the proposed activity or use of the park will not unreasonably interfere with or detract from the general public enjoyment of the Park;

- b. That the proposed activity and use will not unreasonably interfere with or detract from the promotion of public health, welfare, safety and recreation;
- c. That the proposed activity or use is not reasonably anticipated to incite violence, crime or disorderly conduct;
- d. That the proposed activity will not entail unusual, extraordinary or burdensome expense of police operation by the City. The City may, at City's choice, require the applicant to hire private security personnel or compensate the City for added Police and Patrol over-time or expenses;
- e. That the facilities desired have not been reserved for other use at the day and hour required in the application.
- f. Sales and Advertising Permit.

The City Council shall issue a sales and advertising permit when it determines that:

- i. The proposed sales and advertising will enhance public or private enjoyment of the park facilities;
- ii. The proposed sales and advertising activities will not unreasonably interfere with or detract from the promotion of public health, welfare, safety and recreation;
- iii. In those instances where proposed sales will include alcoholic beverages, the applicant has made a satisfactory showing that it has contacted the Texas Alcoholic Beverage Commission and taken appropriate steps to

secure that agency's approval of the proposed sales and on required permits.

- iv. The applicant has otherwise complied with Socorro's Transient Vendor Ordinance.

**B. Permits – Conditions of issuance.**

The City of Socorro, City Manager or designee, or the City Council, may place such conditions on receipt of any permit as are necessary to ensure adherence to The City of Socorro standards, regulations and public health and safety.

**C. Permits – Damage deposit required.**

At the time of the issuance of any of these permits, the recipient may be required to deposit with the City a sum set by the City Manager or designee, which sum shall be refunded to the recipient at the expiration of the permit upon a showing by the permit recipient of the following:

1. All conditions placed on the permit and all applicable park rules and regulations and all applicable Ordinances have been complied with;
2. The park has been returned to the condition in which it existed prior to the effective date of the permit including removal of all temporary structures, litter, signs, advertising or other debris resulting from or associated with the activities engaged in pursuant to the permit.

**D. Permits – Appeal.**

1. Use and Park Construction Permits.  
Within three days after the receipt of an application for a use permit or park construction permit, from the City of Socorro City Manager or designee, shall apprise an applicant in writing of his reasons for refusing a permit, and any aggrieved person shall have the right to appeal in writing

within 10 days to the City Council, which shall consider the application and return a decision within thirty (30) days.

**2. Sales and Advertising Permits.**

Within five days of its receipt of the application for a sales and advertising permit, the City Manager or shall either grant or refuse the sales and advertising permit. If the permit is refused, the City Manager or designee shall apprise the applicant in writing of its reasons for refusing the permit. The decision of the City Manager or designee shall be final unless any aggrieved party appeals the decision to the City of Socorro City Council within 10 days of the date of the decision.

**E. Permits – Effect.**

A permittee shall be bound by all permit conditions and limitations, park rules and regulations, and all applicable ordinances fully as though the same were inserted in the permits.

**F. Permits – Liability of permittee.**

The person or persons to whom a permit is issued shall be liable for any loss, damage or injury sustained by any person whatever by reason of the negligence of the person or persons to whom such permit shall have been issued.

**G. Permits – Revocation.**

The City of Socorro City Manager or designee, shall have the authority to revoke all permits issued under this Ordinance upon a finding of violation of any rule, condition, regulation or ordinance, or upon good cause shown.

**H. Decisions of The City of Socorro City Council final.**

All decisions of The City of Socorro City Council or its designee, regarding compliance by the recipient of any permit with the

conditions of the permit and the provisions of this Ordinance shall be final.

**Section 30. Enforcement authorized.**

The City of Socorro City Council and park attendants shall, in connection with their duties imposed by law, diligently enforce the provisions of this Ordinance.

**Section 31. Ejection of violators.**

The City of Socorro City Council, Socorro Police, and all park attendants shall have the authority to eject from the park any person acting in violation of law or ordinance or disturbing the peace or threatening a disturbance of the peace.

**Section 32. Seizure of property.**

The Socorro Police and any park attendant shall have the authority to seize and confiscate any property, thing or device in the park or used in violation of this Ordinance or any other Ordinance of the City of Socorro.

**Section 33. Penalty.**

Any person found guilty of violating any of the provisions of this Ordinance shall be fined not more than \$500.00.

**Section 34. Severance.**

Should any section or part of this Ordinance be held unconstitutional, illegal, or invalid, or the application to any person or circumstance for any reasons thereof ineffective or inapplicable, such unconstitutionality, illegality, invalidity, or ineffectiveness of such section or part shall in no way affect, impair, or invalidate the remaining portion or portions thereof; but as to such remaining portion or portions, the same shall be and remain in full force and effect and to this end the provisions of this resolution are declared to be severable.

**Section 35. Repealer:**

The following ordinances are repealed on the effective date of this Ordinance:

- A. Ordinance No.113 titled “An Ordinance Closing City Owned or Controlled Parks to Public Use and Access During Specific Hours”;
- B. Ordinance No. 167 titled “An Ordinance Prohibiting Drilling and Mining Upon Recreational Parks Owned by The City of Socorro, Texas;
- C. Ordinance No. 169 titled “An Ordinance Prohibiting the Possession and/or Consumption of Alcoholic Beverages on Public Parks Within the Municipal Limits of the City of Socorro, Texas;
- D. Ordinance No. 169 Addendum titled “An Addendum Amending Ordinance No. 169 Prohibiting the Possession and or Consumption of Alcoholic Beverages on Public Parks Within the Municipal Limits of the City of Socorro, Texas;
- E. Ordinance No. 196 titled “An Ordinance Establishing the parks and Recreation Board for the City of Socorro, Texas”.

All Ordinances or parts of Ordinances in conflict herewith shall be and the same are hereby repealed, but only to the extent of such conflict.

**Section 36. Effective Date:**

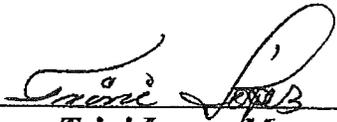
This ordinance shall be effective immediately from and after final adoption by City Council.

**Section 37. Enactment:**

That this Ordinance was duly enacted with all the requisites and formalities incident to the enactment of ordinances, and such is evidenced by the below signatures.

***PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF SOCORRO, TEXAS AFTER PUBLISHING NOTICE OF HEARING AND CONDUCTING A PUBLIC HEARING THEREON.***

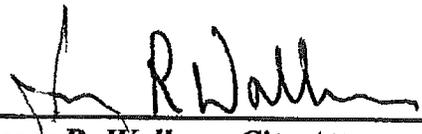
*This 17<sup>th</sup> day of May, 2012.*

  
\_\_\_\_\_  
*Trini Lopez, Mayor*

***ATTEST:***

  
\_\_\_\_\_  
*Manuel Rubio, City Clerk*

***APPROVED AS TO FORM:***

  
\_\_\_\_\_  
*Jerry R. Wallace, City Attorney*

*First Reading: May 3, 2012*  
*Second Reading: May 17, 2012*

*Jesus Ruiz*  
Mayor

*Rene Rodriguez*  
At Large

*Sergio Cox*  
District 1



*Gloria M. Kouriguez*  
District 2- Mayor Pro Tem

*Victor Perez*  
District 3

*Jose Anthony Gandara*  
District 4

*Adriana Rodarte*  
Interim City Manager

#124

**DATE:** 6/12/2015

**TO:** Olivia Navarro, Assistant City Clerk

**FROM:** Victor Reta, Recreations Centers Supervisor

**SUBJECT:** *Discussion & Action to Authorize City Manager or Designee to Enter Into a Service Agreement with the Dallas Cowboy Cheerleaders*

**SUMMARY:** The Event for July 3, 2015 is pending a contract to obtain a 3 hour photograph & autograph session with the Dallas Cowboy Cheerleaders for the Independence Extravaganza.

**BACKGROUND:** The Recreation Centers has been actively speaking with the Administration of the Dallas Cowboy Cheerleaders for the opportunity to bring 5 Cheerleaders to the July 3<sup>rd</sup> Festival for patrons to meet & greet with the ladies. The City of Socorro is awaiting a contract to be presented by their corporate offices which we will then discuss with legal & City Administration.

**STATEMENT OF THE ISSUE:** Formal Designation & Council's Consent Must be given as policy states that only Council can enter in to contracts on the City's behalf.

**FINANCIAL IMPACT:**

**Amount:** Total \$8,500; Event Budget; Parks Support Activities

**ALTERNATIVE:** Not Pursuing the Possibility

**STAFF RECOMMENDATION:** Recreation Centers Recommends Approval.

**REQUIRED AUTHORIZATION:**

1. HR Director (City Manager Absent) \_\_\_\_\_ Date \_\_\_\_\_
2. CFO \_\_\_\_\_ Date \_\_\_\_\_
3. Attorney \_\_\_\_\_ Date \_\_\_\_\_

6/12/2015

Re: DCC Appearance Request

Re: DCC Appearance Request

From: Victor  
Sent: Wed, Jun 10, 2015 at 10:53 am  
To: Aldrich, Katy  
Cc: Lizbeth Castro

Image001.jpg (25.4 KB)

Hi Katy,

Just wanted to see if you had the contract so I could submit it to be signed through our city council.

Let me know,

Thank you and have a great day.

iPhone Office Reply  
Victor Reta  
City of Socorro  
Recreation Center Supervisor  
124 S. Horizon Blvd.  
Socorro, TX 79927  
(915) 319-0125  
[Vreta@ci.socorro.tx.us](mailto:Vreta@ci.socorro.tx.us)

DISCLAIMER: This information has been designated FOR OFFICIAL USE ONLY (FOUO) and contains GOVERNMENT SENSITIVE INFORMATION. It is provided for information purposes only. The recipient need to know basis. This information may not be released to any other person, office, or agency without prior approval from the originating Agency/Officer.

On Jun 8, 2015, at 1:27 PM, Aldrich, Katy <[KAldrich@DallasCowboys.net](mailto:KAldrich@DallasCowboys.net)> wrote:

Please see below for pricing options. We send our own security with the girls, which is included in the appearance price. Car service, security, and autograph materials are included in

3 girls for 2 hours- \$6,000  
3 girls for 3 hours- \$6,500  
4 girls for 2 hours- \$7,000  
4 girls for 3 hours- \$7,500  
5 girls for 2 hours- \$8,000  
5 girls for 3 hours- \$8,500

If it is for the 3 hours, the girls will need to take a break or two if the event is outside. I would need to see what the appearance location would look like. We just have to make sure it

Thanks!

**Katy Aldrich**  
Appearance and Special Event Coordinator  
Office: (972) 497-4366 | Mobile: (817) 368-8867

From: [vreta@ci.socorro.tx.us](mailto:vreta@ci.socorro.tx.us) [<mailto:vreta@ci.socorro.tx.us>]  
Sent: Friday, June 05, 2015 4:41 PM  
To: Aldrich, Katy  
Cc: Lizbeth Castro  
Subject: RE: DCC Appearance Request

Hi Katy,

I was hoping to have between 3 to 5 ladies under a canopy with a couple liaisons to help facilitate the line of patrons & close the line down for breaks. We

Would you be able to show me the financial breakdown with different options available to us for 3-5 ladies for both 2 & 3 hour options?

Please let me know.

Thank you so much & have a great weekend.

-V

-----Original Message-----

From: "Aldrich, Katy" <[KAldrich@DallasCowboys.net](mailto:KAldrich@DallasCowboys.net)>  
Sent: Friday, June 5, 2015 3:26pm  
To: "[vreta@ci.socorro.tx.us](mailto:vreta@ci.socorro.tx.us)" <[vreta@ci.socorro.tx.us](mailto:vreta@ci.socorro.tx.us)>  
Cc: "Lizbeth Castro" <[lcastro@ci.socorro.tx.us](mailto:lcastro@ci.socorro.tx.us)>  
Subject: RE: DCC Appearance Request

Good Evening!

How many girls were you looking to have for your event? If this event is outside, we would require a covered area and fans, being as it is hot outside. It might be hard to have the ladies you would like for your event, and I can give you final price estimate, and get a contract drawn up.

Thank you!

**Katy Aldrich**  
Appearance and Special Event Coordinator  
Office: (972) 497-4366 | Mobile: (817) 368-8867

**From:** [vreta@ci.socorro.tx.us](mailto:vreta@ci.socorro.tx.us) [mailto:vreta@ci.socorro.tx.us]  
**Sent:** Friday, June 05, 2015 4:22 PM  
**To:** Aldrich, Katy  
**Cc:** Aldrich, Katy; Lizbeth Castro  
**Subject:** RE: DCC Appearance Request

Good Afternoon Katy,

The City of Socorro is so excited to have the opportunity to host the Dallas Cowboy Cheerleaders!

Our event is the Annual Independence Day Festival on Friday July 3rd from 6-12 am. There are no sponsors for this event other than the City of Socorro event management company.

The City of Socorro is proud to offer this event to the citizens of our community at absolutely no cost; there is no cost for admission or any of the activities, entertainment, and the grand fire works display. There are exhibitor booths which sell food & drink, information on community resources, and free demos

In the park we have a basketball court which gets transformed into the dance floor and have a DJ setup for music, bands, and assumes the role of MC. 1 food trucks.

Inside the park we set up booths for family games, face painting, tattoos, and general information booth.

This is not a conference or trade show but a family festival.

We are very excited to have the Dallas Cowboy Cheerleaders and would be more than happy to work with you all or answer any questions/concerns you

We are interested in pursuing the autograph session and wonder if there may be an option to have a three hour session with the ladies.

Please let me know how we can proceed.

Thank you so much and I look forward to hearing from you.

-----Original Message-----

**From:** "Aldrich, Katy" <[KAldrich@DallasCowboys.net](mailto:KAldrich@DallasCowboys.net)>  
**Sent:** Friday, June 5, 2015 1:19pm  
**To:** "Aldrich, Katy" <[KAldrich@DallasCowboys.net](mailto:KAldrich@DallasCowboys.net)>  
**Subject:** DCC Appearance Request

Good Afternoon!

We received your request for the potential DCC appearance. Please see the attached pricing and information packet for DCC appearances. Please let me know if you would like to see [www.DallasCowboys.com/donations](http://www.DallasCowboys.com/donations). Due to the high volume of these requests we receive, the Gene and Jerry Jones Family Foundation now uses an online system for these requests.

We would need more information before we could proceed in booking, or getting the potential appearance on our calendar. Please answer the below and let me know if you have any questions.

Are there any sponsors affiliated with your event?

What would the appearance environment be? Please describe in detail. (i.e. venue, area within venue, decorations around and on area, etc.)

Is this a conference or trade show? If so, name of conference, exhibitor, trade show, and who you would be representing.

Don't hesitate to reach out to me with any questions, or if you would like to discuss your inquiry further.

Thank you!

<image001.jpg>

**Katy Aldrich**  
 Appearance and Special Event Coordinator

Dallas Cowboys Cheerleaders | One Cowboys Parkway, Irving, TX 75063  
 Office: (972) 497-4366 | Mobile: (817) 368-8867 | [kaldrich@dallascowboys.net](mailto:kaldrich@dallascowboys.net)  
 Web | [Facebook](#) | [Instagram](#) | [Twitter](#) | [5 Points Blue](#)

6/12/2015

Re: DCC Appearance Request





#15

**DATE: June 10, 2015**

**TO: Mayor and City Council**

**FROM: Anibal Olague, Special Projects**

**SUBJECT: Discussion and action to authorize City of Socorro to award Safe Routes to Schools Phase II engineering services contract to Moreno Cardenas Engineering.**

**SUMMARY**

The City of Socorro will contract the services of an engineering company to complete environmental and design services to prepare the City's SRTS PHASE II construction project. An RFQ was released by the City to secure a contractor. Proposals were scored by a scoring committee and a recommendation is being made to award services contract to Moreno Cardenas in the amount not to exceed \$125,290

**BACKGROUND**

The City received a construction grant under TxDOT's Transportation Alternatives Program to implement the City's Phase II of its SAFE Routes to School Program. In order to access the awarded construction funds, the city must complete the engineering of the project using its own funds.

**STATEMENT OF THE ISSUE**

The El Paso MPO decided to allocate funding to projects that would be ready to bid in 2015-2016. In order to access funds under this grant, the City would need to complete environmental and design activities before the projected timeframe for TXDOT to release the contract. Therefore the City would need to cover these expenses in order to have the project ready for letting in February 2016.

**FINANCIAL IMPACT**

**Maximum of \$125,290**

**ALTERNATIVE**

**STAFF RECOMMENDATION**

Approval of item

**REQUIRED AUTHORIZATION**

1. City Manager \_\_\_\_\_ Date \_\_\_\_\_

2. CFO \_\_\_\_\_ Date \_\_\_\_\_

3. Attorney \_\_\_\_\_ Date \_\_\_\_\_

**Safe Routes to School Program – Phase II  
City of Socorro, Texas  
Scope of Professional Services**

**SERVICES TO BE PROVIDED BY THE ENGINEER**

The Engineer will provide professional services associated with the Safe Routes to School Program – Phase II (SRTS-II) project for the City of Socorro, Texas (City). The project consists of the construction of sidewalk improvements within the attendance area boundaries of five schools located in the City. No new easements or right-of-way would be required by the proposed improvements. If new right-of-way is required a supplemental scope and fee may be necessary.

The Engineer will provide the professional services required for preparing one Categorical Exclusion (CE) environmental document and Plans, Specifications and Estimates (PS&E) for the project in accordance to Texas Department of Transportation (State) guidelines for construction letting/bidding and including:

- Project Management
- Data Collection
- Preliminary Right of Way Determination
- Topographic Surveys (Excludes Right of Way Surveys)
- Geotechnical Investigation
- Utility Investigation and Coordination
- Environmental Studies (Excludes Archeological and Historic Surveys)
- Plans, Specifications & Estimate (PS&E)
- QC/QA
- Agency Coordination
- Letting/Bidding Phase Assistance
- Construction Administration

The project scope consists of the construction of sidewalks along both sides of the roadways to the extent permitted by the availability of existing right-of-way, impacts to existing utilities/improvements, drainage impacts, construction budget, and concurrence from the City and State.

The sidewalks will be constructed flush with the adjoining pavement and/or finished ground so as to maintain the existing drainage patterns in the project area. The Engineer may include curbing in certain areas where the use of curbs does not change or impact existing drainage patterns. The use of 4-inch curb will be permitted to minimize drainage impacts.

The project limits and targeted sidewalks are located in the following streets.

**Summary of Project Limits and Requirements**

School Attendance Boundary/Street Name	Limits		Street Length (ft.)
	From	To	
<b>Salvador Sanchez Middle School</b>			
Ululani Drive	Brown Road	Horizon Boulevard	1650
Rachel Road	Donna Marie Road	Regina Road	2110
<b>Escontrias Elementary School</b>			
El Cid Drive	Melendez Road	Santa Paula Drive	1512
Santa Paula Drive	El Cid Drive	La Cienega Drive	2272
<b>Robert Rojas Elementary School</b>			
Forsan Street	Sheffield Drive	Crowell Drive	1107
Crowell Drive	Rankin Drive	Bauman Road	2551
<b>Ernesto Serna Elementary School</b>			
Wewoka Drive	Chisolm Trail Drive	Middle Drain Drive	1242
<b>Campestre Elementary School</b>			
Polep Way	Ernest Road	Phillip Drive	475
Phillip Drive	Polep Way	Telop Road	1427
Telop Road	Polep Way	Ernest Road	475

The Engineer’s services are more specifically described in the following TASK OUTLINE.

**TASK OUTLINE**

**I. PROJECT ADMINISTRATION/MANAGEMENT AND COORDINATION SERVICES**

**A. General Administration/Management**

1. Maintain all records and files related to the project throughout the duration of these services.
2. Prepare written materials, letters, meeting minutes of all meetings and telephone conversations, and other project correspondence. Provide copies of outgoing and incoming correspondence to the City on a continuing basis.
3. Prepare a detailed, graphic schedule linking tasks, subtasks, critical dates, milestones, submittals, and City and agency review requirements. The schedule will be updated and submitted with monthly invoices.
4. Prepare monthly anticipated billing schedule, invoices and “Individual Consultant Progress Report” forms. The monthly progress reports will include activities completed; initiated or ongoing; during the reporting period; activities planned for the coming period, problems encountered and actions to remedy them; overall status, including a tabulation of percentage complete by task; updated project schedule; minutes of meetings and copies of monthly correspondence.

**B. Project Coordination**

1. Schedule a field visit to review existing project area conditions with representatives of the City.
2. Attend up to two (2) progress meetings with City and State staff to report on the progress of tasks related to the services. The Engineer will submit a memorandum summarizing the minutes and events of each meeting.

3. Attend up to two (2) meetings with City staff and project stakeholders to review project progress, discuss project issues, conduct over-the-shoulder reviews. Engineer will submit a memorandum summarizing the minutes and events of each meeting.
  4. Coordinate with entities/agencies with jurisdiction over review and approval of the project.
- C. Quality Assurance/Quality Control
1. Apply quality assurance and quality control (QA/QC) for each scheduled submittal of documents to the City.

## **II. DATA COLLECTION**

- A. Collect, assemble, and document relevant project related data as necessary and become familiar with the information early in the design process. Conduct the appropriate field reconnaissance to establish the validity of the information obtained and existing features.
- B. Collect the appropriate data including a photographic record of existing features to document important landmarks that exist in the project area for future reference if needed; and to document existing geometric features and conditions at new locations for proposed improvements.
- C. Acquire from State pertinent documentation related to survey ground control, aerial photography, topographic files, and digital terrain models available for the project area for use in performing the tasks related to its respective work authorization.

## **III. UTILITIES**

- A. Identify utility companies/agencies with facilities in the project area, send project notification letters, and initiate contact. Acquire as-built and record drawings and other available information on their existing facilities located in the project area.
- B. Prepare existing utility layout plans utilizing the project topographic surveys and supplemental information from as-builts and record drawings provide by the utility companies/agencies.
- C. Overlay proposed project improvements with existing utility layouts and determine potential conflicts.
- D. The Engineer will request on behalf of the City the relocation and/or adjustment of utilities in conflict with the project. The utility designs and construction work related to their relocation and/or adjustment will be performed by others. The Engineer's responsibility is only to coordinate with these services and request utility clearance letters or schedule for relocation(s) before project letting/bidding.
- E. The Engineer will assist the City in coordinating Utility Adjustments required for the project but the City will be responsible for providing all Utility Agreements and required backup documentation for the project.

## **IV. SOCIAL, ECONOMIC AND ENVIRONMENTAL STUDIES, AND PUBLIC INVOLVEMENT**

This scope of work contains specifications for producing the Environmental Document and performing environmental services related to producing documentation to support one c-22

category Categorical Exclusion (CE). Any further environmental documentation required will require a supplement to this work authorization.

#### **Task 120.01 Level of Environmental Documentation Required**

The State has determined that the preparation of a CE is the appropriate level of documentation for the project.

#### **Task 120.02 Submission and Revision of Deliverables**

- a. Deliverables shall consist of:
  - (1) Technical reports of environmental services in accord with Task 120.03.c.
  - (2) Documentation for a c-22 category CE.
  - (3) Other deliverables approved in advance by the State.
- b. Exhibits to be included in reports, the CE shall not exceed 11" by 17," and shall not be in color, unless approved in advance by the State. Text pages shall be 8.5" by 11". Exhibits and text in reports, the CE shall be neat and reproducible via photocopying without loss of legibility. Except as noted in specifications in this Exhibit, reports, and the CE shall be reproduced on plain white paper unless otherwise approved in advance by the State.
- c. The Engineer shall submit to the State four paper copies of the report for each environmental service and fifteen unbound paper copies of the CE. The review and final copies of the CE also shall be delivered to the State on computer disk or via e-mail in an electronic format compatible with the State's software. The Engineer shall consult with the State to identify an electronic format acceptable to the State.

#### **Task 120.03 General Specifications for the Categorical Exclusion (CE)**

- a. The Engineer shall produce the CE documentation, which will include Technical Reports and a summary, if needed. The CE shall contain the information specified in this Exhibit. The Engineer shall write all document content for the CE. The Engineer shall base the content of the CE on environmental services performed by the Engineer, or on data provided by the State.
- b. The CE shall meet the requirements of 23 C.F.R. 771, 43 TAC 2.40 – 2.50, and the State's current environmental procedures manual. The CE shall follow the format contained in Task 120.09 of this Exhibit. Document content shall be in sufficient detail to meet FHWA requirements for legal sufficiency. The State shall provide the Engineer with a copy of the State's current environmental procedures manual on request.
- c. The Technical Reports shall be concise documents and shall not contain long descriptions or detailed information that have no direct relevance to decisions to be made for the proposed Transportation Activity. The CE shall address in detail only those resources or features approved by the State in accord with Task 120.04.b(2) of this Exhibit. If environmental services performed by the Engineer result in identification of additional resources that warrant detailed discussion, the Engineer shall notify the State and obtain the State's approval for including a detailed discussion in the Technical Reports. If the State identifies additional resources that warrant detailed discussion, the State shall direct the Engineer to include a detailed discussion in the Technical Reports. To minimize volume, the Technical Reports shall use good quality maps and exhibits, and shall

- incorporate by reference and summarize background data and technical analyses to support the concise discussions of the alternatives and their impacts.
- d. The Project Description Memo, if required, shall identify the build and the no-build alternatives.
  - e. The Technical Reports shall discuss any social, economic, and environmental impacts of the proposed Transportation Activity. The level of analysis shall be sufficient to adequately identify the impacts and appropriate mitigation measures, and address known and foreseeable public and agency concerns.
  - f. The Technical Reports shall discuss or mention all issues and resources listed in Task 120.10 — Environmental Services to Be Performed, of this Exhibit.
  - g. The Engineer shall notify the State immediately if, at any time during the course of writing the CE, the Engineer concludes that the proposed Transportation Activity will involve significant impacts (in accord with 40 C.F.R. 1500-1508). The Engineer shall inform the State of the basis for concluding that impacts will be significant. The State shall reassess the level of documentation required as per Task 120.04.a.

#### **Task 120.04 Environmental Services to Be Performed**

1. The Technical Reports shall discuss each of the issues and resource(s) in this section of this Exhibit. The issues shall be discussed in accord with Task 120.09.c(4)(c) and Task 120.09.c(4)(d). Logical grouping of similar and/or related categories is highly recommended when doing so would simplify discussion without omitting explicit reference to each of the issues and resources listed in this section.
2. Community Impact Assessment
  - (1) Land Use Impacts
  - (2) Farmland Impacts
  - (3) Social Impacts
  - (4) Relocation Impacts
  - (5) Economic Impacts
  - (6) Environmental Justice and LEP
3. Air Quality Impacts including a qualitative MSAT analysis.
4. Noise Impacts
5. Water Quality Impacts
  - ◆ National Pollutant Discharge Elimination System (NPDES) Permits
  - ◆ Storm Water Pollution Prevention Plan
6. Permits
  - ◆ USACOE, Section 10 of the Rivers and Harbors Act
  - ◆ USACOE, Section 401 of the Clean Water Act
  - ◆ USACOE, Section 404 of the Clean Water Act
  - ◆ U. S. Coast Guard, Section 9 of the Rivers and Harbors Act
7. Impacts to Waters of the US
8. Water Body Modifications and Wildlife Impacts
9. Invasive Species
10. Beneficial Landscaping
11. Floodplain Impacts
12. Wild and Scenic Rivers

13. Threatened or Endangered Species
14. Historic and Archeological Preservation
  - ◆ Archeology
  - ◆ Historic Preservation
15. Hazardous Materials Impacts
16. Visual Impacts
17. Indirect and Cumulative Impacts
18. Construction Impacts
19. Section 4(f) Evaluation
20. Other Impacts Identified by the Engineer or the State

#### **Task 120.05 Specifications for Performing Public Involvement**

The Engineer shall attend a meeting to be conducted by the City, with affected property owners. The Engineer's environmental subconsultant will not be involved in this process. The City of Socorro shall provide a State-approved summary of the meeting and the environmental subconsultant will document the summary in the Project Description Memo.

#### **Task 120.06 Specifications for Analysis of Social and Economic Impacts (Including disproportionate impacts)**

When specified in the work authorization:

1. The Engineer shall identify and evaluate the social and economic impacts of the project. The State shall provide the Engineer with available data including surveys, correspondence, and documentation of agency coordination.
2. The Engineer shall use appropriate data sources, such as the U. S. Census, windshield surveys, maps, and aerial photographs to determine the potential for social impacts. Potential social impacts to be documented include:
  - (1) Demographics (population, ethnic/racial distribution, income) based on the most recent census or projections there from.
  - (2) Other populations (disabled, elderly).
  - (3) Land uses in the project area (community services, schools, etc.).
  - (4) Mobility – pedestrian, bicycle, transit, cars.
  - (5) Safety (traffic and potential for crime).
  - (6) Other potential impacts identified in studies of social impacts.
3. The Engineer shall identify the property owners and tenants adjacent to the project.
4. No displacements are expected to occur as a result of the project.
5. The Engineer shall identify the racial, ethnic and income level of affected individuals and communities, in order to determine any disproportionate impacts on any minority or low-income individuals or communities.
6. The Engineer shall develop mitigation measures for social, economic and community impacts for the preferred alternative.
7. The Engineer shall use public contact and public involvement to gather information from individuals and communities regarding social impacts of the project.
8. The Engineer shall identify, by use of land use plans and windshield surveys, current land uses and any anticipated land uses.

9. The Engineer shall identify and evaluate the potential for impacts to disabled and elderly individuals and populations. The Engineer shall use the U. S. Census and public contact to determine how the project may impact these individuals and populations.

#### **Task 120.07 Specifications for Determining Farmland Impacts**

No new ROW or easements would be required; therefore, no impacts to farmlands are anticipated.

#### **Task 120.08 Specifications for Environmental Justice and LEP**

The Engineer shall perform an environmental justice analysis in accord with methods proposed by the Engineer (per Task 120.03.b of this Exhibit). Studies shall fulfill the requirements of Executive Order 12898 (on Environmental Justice). Use standard District language.

#### **Task 120.09 Specifications for Consideration of Pedestrians and Bicycles**

The Engineer shall identify considerations affecting pedestrians and bicycles in accord with methods proposed by the Engineer (per Task 120.03.b of this Exhibit). Studies shall fulfill the requirements of FHWA Technical Advisory TA-T6640.8A (1987).

#### **Task 120.10 Specifications for an Air Quality and Noise Analyses**

1. The Engineer shall perform an air quality analysis in accord with the current version of State Air Quality Guidelines and TxDOT Toolkits and SOPs.
2. It is anticipated that no Qualitative or Quantitative MSAT analysis would be required for the project.
3. It is anticipated that a Carbon Monoxide Texas Air Quality Analysis would not be required for the project.
4. It is assumed that the project would not be of PM 10 air quality concern and no further analyses would be required under this scope of work.
5. No Noise analyses shall be conducted under this scope of work.

#### **Task 120.11 Specifications for Water Quality Studies**

1. For each alternative being considered in the CE, the Engineer shall determine whether the proposed Transportation Activity requires a Texas Pollutant Discharge Elimination System (TPDES) permit (40 CFR 122.26).
2. The Engineer shall prepare and submit to TCEQ an application for an TPDES permit, and shall obtain an TPDES permit from TCEQ under a supplemental work authorization, if necessary.
3. If a need is determined, the Engineer may, if requested by the State, under a supplemental work authorization, prepare a Stormwater Pollution Prevention Plan (SW3P).

**Task 120.12 Specifications for U.S. Army Corps of Engineers Permits**

- a. Section 10 of the Rivers and Harbors Act (33 U.S.C. 403). It is assumed that the project does not require a Section 10 permit.
- b. Section 401 of the Clean Water Act (33 U.S.C. 1341). The Engineer shall determine whether the proposed project requires a Section 401 water quality certification.
- c. Section 404 of the Clean Water Act (33 U.S.C. 1344). The Engineer shall determine whether the proposed project requires a Section 404 permit (Nationwide or Individual). If notification to the USACE is necessary (Nationwide or Individual), a supplemental scope and fee would be required.

**Task 120.13 Specifications for U.S. Coast Guard Section 9 Permit (33 USC 401)**

It is assumed that a Section 9 permit would not be necessary for this project.

**Task 120.14 Specifications for Determining Wetland Impacts**

- a. **Wetland Delineation.** It is assumed that no wetlands would be impacted by the project.

**Task 120.15 Specifications for Water Body Modifications and Wildlife Impacts**

The Engineer shall identify water body modifications and impacts to wildlife in accord with methods proposed by the Engineer (per Task 120.03.b of this Exhibit). Studies shall fulfill the requirements of FHWA Technical Advisory TA-T6640.8A (1987) and TAC Title 43, Part 1, Chapter 2, Subchapter B, Rule 2.22.

**Task 120.16 Specifications for Invasive Species Studies**

The Engineer shall perform invasive species studies in accord with methods proposed by the Engineer (per Task 120.03.b of this Exhibit). Studies shall fulfill the requirements of Executive Order 13112.

**Task 120.17 Specifications for Beneficial Landscaping**

The Engineer shall perform beneficial use studies in accord with methods proposed by the Engineer (per Task 120.03.b of this Exhibit). Studies shall fulfill the requirements of Executive Memorandum of April 26, 1994.

**Task 120.18 Specifications for Studies of Floodplain Impacts**

The Engineer shall determine whether the proposed Transportation Activity has the potential to affect floodplains.

2. The Engineer's report shall:
  - (1) Briefly describe the watershed characteristics of the study area in terms of land uses and changes in land use that may affect stream discharge.

- (2) Briefly describe the streams in the study area, including evidence of stream migration, down cutting, or aggradation.
  - (3) Identify the presence and nature (e.g., zone A, zone AE, zone AE with floodway) of any FEMA mapped floodplains.
  - (4) Indicate the existence of any significant development associated with the mapped area and identify the jurisdiction responsible for the floodplain.
  - (5) Identify the number of locations where an alternative will encroach on the base (100-year) floodplain ("encroachments"), where an alternative will support incompatible floodplain development, and the potential impacts of encroachments and floodplain development.
  - (6) Include a list of all jurisdictions having control over floodplains for each alternative.
3. Where an encroachment or support of incompatible floodplain development results in impacts, the report shall provide more detailed information on the location, impacts and appropriate mitigation measures. In addition, if any alternative (1) results in a floodplain encroachment or supports incompatible floodplain development having significant impacts, or (2) requires a commitment to a particular structure size or type, the report shall include an evaluation and discussion of practicable alternatives to the structure or to the significant encroachment. The report shall include exhibits which display the alternatives, the base floodplains and, where applicable, the regulatory floodplains.
  4. For each alternative encroaching on a designated or proposed regulatory floodplain, the report shall provide a preliminary indication of whether the encroachment would be consistent with or require a revision to the regulatory floodplain. If the preferred alternative encroaches on a regulatory floodplain, the report shall discuss the consistency of the action with the regulatory floodplain. In addition, the report shall document coordination with FEMA and local or state agencies with jurisdiction indicating that revision would be acceptable or that a revision is not required.
  5. If the preferred alternative includes a floodplain encroachment having significant impacts, the report shall include a finding that it is the only practicable alternative as required by 23 C.F.R. 650, Subpart A. The finding shall refer to Executive Order 11988 and 23 C.F.R. 650, Subpart A. In such cases the report shall document compliance with the Executive Order 11988 requirements and shall be supported by the following information:
    - (1) The reasons why the proposed action must be located in the floodplain;
    - (2) The alternatives considered and why they were not practicable; and
    - (3) A statement indicating whether the action conforms to applicable state or local floodplain protection standards.
  6. Studies for floodplain impacts shall fulfill the requirements of Executive Order 11988 and 23 C.F.R. 650, Subpart A.

### **Task 120.19 Specifications for Wild and Scenic Rivers**

It is assumed that no impacts to Wild and Scenic Rivers would occur as a result of the project.

### **Task 120.20 Specifications for Coastal Zone Impacts**

The Engineer shall identify coastal zone impacts in accord with methods proposed by the Engineer (per Task 120.03.b of this Exhibit). No coastal zone impacts are anticipated as a result of the project.

### **Task 120.21 Specifications for Threatened or Endangered Species**

The Engineer shall perform the biological services listed in this section of this Exhibit. The procedures or protocols to be followed during performance of these services shall be specified (per Task 120.03.b of this Exhibit).

a. **Surveys for Habitat of Protected Species.** The Engineer shall perform surveys for habitat of protected species.

1) For the purposes of this contract, protected species shall include:

- (a) All species listed by the USFWS as threatened or endangered or proposed for listing as threatened or endangered (50 C.F.R. 17.11-12);
- (b) All species that are candidates for review for listing by USFWS as threatened or endangered (per most recently updated list in Federal Register);
- (c) Species listed as threatened or endangered species by TPWD (State of Texas Threatened and Endangered Species Listings, TPWD);
- (d) Species protected by the Migratory Bird Treaty Act (50 C.F.R. 10.13).

2) The Engineer shall examine existing data to determine the likelihood that protected species, their habitat, or designated critical habitat (per 50 C.F.R. 17.94-95) could be impacted by the proposed project. Existing data shall include the records of the TPWD Natural Diversity Database.

3) The Engineer shall perform species-specific habitat surveys.

4) Surveys to identify potential habitat for protected species shall be conducted by using commonly understood habitat parameters for each protected species.

b. **Habitat Analysis.** The Engineer shall perform an analysis/characterization of habitat and habitat impacts for the study area. If the Engineer encounters protected species or habitat for protected species, the Engineer shall notify the State immediately.

1) Descriptions of habitat types and impacts to habitat types shall be based upon the latest MOU with TPWD.

c. **Analysis of Stream Modifications and Associated Habitats**

The Engineer shall provide habitat impact analysis when modification of a stream channel is included as part of the proposed project where the streambed is being relocated (channelization), straightened, altered (deepened or widened), or cleaned as a part of road/bridge construction or as an easement involving drainage improvements. The report on the habitat impact analysis shall describe impacts; both direct and indirect, to the adjacent riparian habitats associated with stream modifications.

### **Task 120.22 Specifications for Archeological Studies**

The Engineer shall perform an archeological background study in accord with the following specifications.

**a. Archeological Background Studies**

- 1) The Engineer shall review site files at the TARL and THC to determine whether previously recorded archeological sites are present in the area to be documented for the CE. Review of the Texas Historic Sites Atlas shall be used for THC file review unless otherwise approved by the State. If sites are present, the Engineer shall consult relevant site forms and archeological reports to determine the characteristics of the sites. The Engineer shall produce a clearly reproducible map, based on USGS 7.5' topographic maps, indicating areas where recorded archeological sites are present.
- 2) The Engineer shall review NRCS soil maps, BEG geological maps, planning documents, and USGS topographic maps to determine the general landscape characteristics of the study area with respect to the identification of areas where preservation of archeological historic properties and SALs is unlikely as a result of inappropriate geomorphic conditions for preservation of intact archeological sites. The Engineer shall produce a clearly reproducible map, based on USGS 7.5' topographic maps, indicating areas where preservation of intact archeological deposits is unlikely.
- 3) When specified in a work authorization, the Engineer shall identify and seek the views of consulting parties in accord with 36 C.F.R. 800.
- 4) The Engineer shall perform early coordination with the State Historic Preservation Office. Early coordination shall consist of a request for information concerning the Transportation Activity. This request shall incorporate all of the results of archeological background studies, impact evaluations, and surveys performed by the Engineer or provided by the State. The Engineer's request for information shall not initiate formal consultation with the SHPO under Section 106 of the National Historic Preservation Act (16 U.S.C. §470) or the Antiquities Code of Texas (Title 9, Chapter 191, Texas Natural Resource Code).
- 5) The Engineer shall prepare and submit an Archeological Background Study including a recommendation on whether or not a survey is required for the proposed project.

**b. Archeological Surveys.**

No archeological surveys or testing are included in this scope of work.

**Task 120.23 Specifications for Historic Resource Studies**

The Engineer shall perform a historical background study in accord with the following specifications. Identification, evaluation and documentation tasks shall be completed in accordance with the provisions of the *Secretary of the Interior's Standards for the Identification, Evaluation and Documentation* (48 FR Parts 44716-42). Historic studies shall be performed and documented at sufficient levels to satisfy Texas State Historic Preservation Office (SHPO) requirements for determining the presence of historically significant properties in the Area of Potential Effects (APE) in accordance with Section 106 of the National Historic Preservation Act (NHPA) and the Antiquities Code of Texas, as codified in 36 Code of Federal Regulation (CFR) 800 and 13 Texas Administrative Code 26, respectively. Additionally, historical studies may also include assessments of Section 4(f) of the U.S. Department of Transportation (USDOT) Act impacts in accordance with 23 CFR 774. Performance of historic studies shall include the

following tasks. Because no new ROW or easements are required, the APE shall be limited to the existing ROW.

a. Project Coordination Request Form

The Engineer will complete a Project Coordination Request (PCR) form for the proposed project, which will be sent to the City of Socorro and the El Paso District for review and forwarding to TxDOT-ENV Historical Studies Branch. This PCR form will include a historical assessment that will outline the previously-identified historic-age resources within 1,300 feet of the proposed project area and provide justification regarding why a reconnaissance-level survey is required for the proposed project. The PCR form will also include attachments with maps of the proposed project locations. It is assumed that no further action would be required including a historic resources reconnaissance survey.

**Task 120.24 Hazardous Materials Impacts**

- a. Perform a hazardous materials initial site assessment (ISA) for potential hazardous materials impacts. The ISA shall determine the potential for encountering hazardous materials in the study area, including possible environmental liability, increased handling requirements (e.g. soil or groundwater), and potential construction worker health and safety issues.
- b. The performance of the hazardous materials ISA shall be sufficient to satisfy the STATE's current guidance, available from the STATE.
- c. Determine the appropriate project-specific level of inquiry for the ISA. Consider preliminary project design and right-of-way requirements, including project excavation requirements, anticipated right of way acquisition, and the demolition or modification of structures.
- d. Produce and submit to the STATE a completed ISA using the STATE's ISA guidance.

**Task 120.25 Specifications for Determining Construction Impacts**

The Engineer shall identify construction impacts in accord with methods proposed by the Engineer (per Task 120.03.b of this Exhibit). Studies for construction impacts shall fulfill the requirements of FHWA Technical Advisory TA-T6640.8A (1987).

**Task 120.26 Specifications for Determining Other Impacts**

The Engineer shall identify other impacts in accord with methods proposed by the Engineer (per Task 120.03.b of this Exhibit). Studies for other impacts shall fulfill the requirements of FHWA Technical Advisory TA-T6640.8A (1987). No indirect or cumulative impacts are anticipated.

**Task 120.27 Specifications for Section 4(f) Evaluations**

The Engineer shall identify Section 4(f) properties in a study area in accord with 49 USC 303. The properties identified shall include all property types listed in 23 C.F.R. 771.135 (49 USC 303).

The Engineer shall use existing engineering data and archeological and historical studies to determine whether 4(f) properties may be present. If in the Engineer's opinion there is insufficient archeological, historic or engineering data upon which to base a determination of 4(f) status, the Engineer shall contact the State to obtain further direction on how to proceed. If a Section 4(f) evaluation (individual or programmatic) is required, a supplemental scope and fee will be provided. This scope and fee also does not include intensive survey efforts, which includes (but is not limited to) the research of primary sources such as archival research and deed research. If an intensive survey is needed, a supplemental scope and fee will be provided.

## **V. GEOTECHNICAL INVESTIGATIONS, STUDIES, AND REPORT**

- A.** Perform exploratory borings and soils mechanics laboratory work to define subsurface soils conditions in the project area. Perform seventeen (10) soil exploratory borings within the general project limits to a depth of 3 feet.
- B.** The borings will be performed with a hand auger. Dynamic Cone Penetrometer (DCP) tests will be performed to evaluate the bearing resistance of the subsurface soils to a maximum depth of 3 feet below the existing ground elevation surface at each location.
- C.** All collected soil samples will be properly identified with date, sample location, sample depth and penetration measurements. Representative portions of all obtained samples will be sealed to prevent moisture loss and transported to the laboratory for further evaluation and soil classification testing. Laboratory soil classification tests will consist of soil moisture contents, plasticity index tests, sieve analysis tests and soil moisture density relationship tests. Excluded are soil chemical analysis tests for environmental purposes.
- D.** The borings will be logged in the field. If groundwater or water seepage is encountered during field activities, the depth will be recorded. At the completion of field operations, each boring will be backfilled with auger cuttings, and compacted at the surface.
- E.** The City will be responsible for assisting Engineer to obtain all permits and permissions, as required to perform field services within the boring locations. The Engineer's field and boring operations will be conducted during normal business working hours.
- F.** A written report will be prepared and provided to the City. The geotechnical engineering report will provide boring location plans, subsurface exploration boring logs, laboratory engineering soil classification test results, and guideline soil improvement recommendations to support the new sidewalks and driveway structures.
- G.** Deliverables include three (3) copies of the final report.

## **VI. DRAINAGE REQUIREMENTS**

- A.** If required, the Engineer will conduct drainage analysis appropriate for the type of improvements included in the scope of the project and will primarily consist of runoff computations at certain locations to develop minor drainage improvements to mitigate impacts from major changes in runoff patterns resulting from the project improvements.

## **VII. PLANS, SPECIFICATIONS AND ESTIMATE (PS&E)**

### **A. Kick-off Meeting**

1. Attend a Kick-off Meeting with the City and State to review the basic features and requirements of the project; project development procedures and protocols; State standards and State requirements; and other project initiation procedures.
2. Review project deliverables, and establish communication protocols.
3. Define project stakeholders and agencies with jurisdiction over review and approval of the project.
4. Prepare project design schedule using Microsoft Project Computer Software.

### **B. 30% Design Phase**

1. After written authorization from the City to proceed with the 30% Design Phase and on the basis of the comments and direction received during the Kick-off Meeting, prepare 30% Design Documents consisting of plans and specifications for the following:
  - Title Sheet
  - Sheet Index
  - Project Layout
  - Sidewalk and Miscellaneous Sections
  - General Notes
  - Construction Sequence
  - Line Diagram
  - Traffic Control Plans Details
  - Removal/Demolition Plans (combined with plans)
  - Plan Sheets
  - Driveway Layout Data
  - Existing Utility Layouts (combined with plans)
2. Assist the City in completing State's Form 1002.
3. Based on the information contained in the 30% Design Documents, prepare a preliminary opinion of probable construction cost for the project.
4. Furnish five copies of the above design documents to the City including electronic copies in .pdf format.
5. Schedule and attend a meeting with the City and State's Safety Review Committee (SRC) to make a presentation of the project construction sequence and traffic control plans for the project and receive comments pertaining to these documents.
6. Attend a meeting with the City and State's District Design Review (DDR) Committee to make a presentation of the project's 30% Design Documents and receive comments from their review of the above design documents. Prepare minutes of the meeting.

### **C. 100% Design Phase**

1. After written authorization from the City to proceed with the 100% Design Phase and on the basis of the comments and direction received during the 30% Design Phase Review Meeting, prepare 100% Design Documents consisting of updates to the 30% plans and specifications in VII.B.1 above and the following:
  - Estimate & Quantity Summary

- Summary Sheets
  - Environmental Permits, Issues and Commitments (EPIC) Sheet
  - Storm Water Pollution Prevention Plan General Notes
  - Storm Water Pollution Prevention Plan
  - Standards
2. Based on the information contained in the 100% Design Documents, prepare an updated opinion of probable construction cost for the project.
  3. Prepare the anticipated project construction timeline/schedule using Microsoft Project Computer Software.
  4. Furnish five copies (one copy on mylar) of the above design documents to the City including electronic copies in .pdf format.
  5. If required, attend a meeting with the City and State's DDR Committee to make a presentation of the project's 100% Design Documents and receive comments from their review of the above design documents. Prepare minutes of the meeting.

**D. Letting/Bidding Phase**

1. The PS&E will be submitted for review to State's Design Division – Field Coordination Section, Bridge Division and Traffic Operations Division – Field Area by the City after the Engineer has provided the City with the final project documents including mylar plans.
2. The Engineer will provide assistance and technical support to State in the preparation of the final PS&E package for submittal to State's Design Division.
3. After receiving comments from State's Design Division, the Engineer will incorporate the comments and re-submit the affected plans and/or documents.
4. Prepare addenda and submit to the City and State for review, approval, and distribution to bidders.

**VIII. FIELD SURVEYING**

- A. Research existing apparent right of way limits along the project roadways and drafting approximate right of way lines on topographic surveys based on available records only. The right of way lines will be shown for reference purposes only. This scope of services excludes any kind of right of way and/or boundary surveys.
- B. Establish horizontal control for the project area relative to State's control monuments along Alameda Avenue and North Loop Drive.
- C. Establish vertical control for the project area relative to the NAVD 88, consistent with State use, based on NGS monuments along the Union Pacific Railroad tracks.
- D. Prepare topographic surveys of the project roadways described in the Summary Table above within the limits of the apparent right of way to include location and description of all observable evidence of above-ground easements, spot elevations and contour lines (if appropriate), utilities, pavement edges, fences, and other visible features.

**IX. CONSTRUCTION PHASE SERVICES**

- A. Attend pre-construction conference.
- B. Reviewing shop drawings and submittals from Contractor for compliance with design concepts.
- C. Make up to 2 visits to the project site at intervals appropriate to various stages of construction to observe the quality of the executed work and report to the City.
- D. Resolve design related construction issues.
- E. Make necessary interpretations and clarifications of Contract Documents.
- F. Assist City/State in the preparation of change orders.
- G. Provide substantial completion review walk-through of the project.
- H. Perform final review of the project.
- I. Prepare record drawings using Contractor's redlines and City inspector field notes.

**SERVICES TO BE PROVIDED BY THE CITY**

The City will furnish the following items to the Engineer:

- The City will provide timely decision-making and review of work to permit the Engineer to maintain the mutually agreed upon project schedule.
- The City will distribute submittals to State and other appropriate City Departments; and will provide comments from those Departments to the Engineer.
- The City will provide assistance in order for the Engineer to obtain required information from the City, County, State, and Federal Entities.
- The City will provide office access to as-built drawing files, right-of-way maps, and project files available.
- The City will provide on-going guidance, timely reviews, and decisions necessary to complete services required of the Engineer by the mutually agreed upon project schedule.
- The City will provide drawings, specifications, reports and other information pertinent to the project and City facilities prepared by others and available to the City, which is considered pertinent to the Engineers services.
- The City, in coordination with State will conduct the necessary public meeting(s) and/or hearing(s) for the project; make arrangements for location; prepare agenda; prepare notifications and advertisements; identify members of the public, stakeholders, and entities with interest in the project and create and maintain a database of these groups; mail-outs; provide translation of documents and simultaneous interpretation; prepare a comment and response report, summary and analysis, and other meeting records and backup documentation; make copies of all handouts and materials related to the public meeting(s)/hearing(s); and other tasks related to the public meeting(s)/hearings(s). The comment and response report, summary and analysis, or other information shall be sufficiently detailed to provide a basis for incorporating all information gathered at the public meeting(s)/hearing(s) into the environmental document.
- The City will provide all Utility Agreements, Assemblies, and other backup documentation required for the adjustment of utilities in conflict with the project improvements.
- The City will provide right-of-entry agreements to access private properties where Engineer requires access to private property.
- The City will provide all traffic controls required for the Engineer's environmental, archaeological, and cultural resource investigations.
- The City will be responsible for all fees charged by entities with jurisdiction over review and approval of the project.
- The City will coordinate with the State to provide on-going guidance, timely reviews, and decisions necessary to complete services required of the Engineer by the project schedule.
- The City will request from the State drawings, specifications, reports and other information pertinent to State facilities and prepared by others and available to State, which is considered pertinent to the Engineers services; and provide these documents to the Engineer.

SRTS-II Project Scope of Professional Services  
City of Socorro, Texas

- The City will request from the State and provide to the Engineer, MicroStation V8 and Geopak 2004 seed files and a sample hardcopy of a similar plan layout for use in preparing plans and specifications for the project.
- The Design Summary Report (DSR) for the project will be prepared by the City. The City will coordinate with the State as required to complete the DSR. The City will provide a copy of the DSR to the Engineer in a timely manner to complete services required of the Engineer.
- The City will coordinate the submittal for review and permitting by the Texas Department of Licensing and Regulation which will be the responsibility of State. The City will forward TDLR comments and noted deficiencies to the Engineer in a timely manner so that the plans and specifications can be revised before letting.

**DESIGN SERVICES SCHEDULE**

The Engineer will provide the design services described in this Scope of Professional Services as follows:

- 30% Design Phase - 75 Calendar Days
- 100% Design Phase - 45 Calendar Days

## Data Exchange Statement

### SPECIAL PROVISION

### COMPUTER GRAPHICS FILES FOR DOCUMENT AND INFORMATION EXCHANGE

The purpose of this Special Provision is to define the format for the exchange of electronic/magnetic data between the STATE and non-departmental resources. Because the STATE has a significant investment in its existing computer equipment, software, data/databases and personnel training, any and all computer generated data submitted to the STATE must be compatible with the local STATE office computer system. Due to the variety of software existing among STATE offices and to ensure usability of data exchanged between the STATE and non-departmental resources, the STATE will exchange media of the following data formats:

Graphics:	Micro Station v8 GEOPAK 2004 Computer Aided Civil Engineering (CAiCE) Survey Data Management System (SDMS)
Mapping & GIS:	ArcMap 2006 v9.2
Word Processing:	Microsoft Word
Database:	Microsoft Access
Spreadsheets:	Microsoft Excel
Archiving Software:	Adobe Acrobat (*.PDF) PKZIP or WINZIP
Presentation:	Windows XP Professional Microsoft PowerPoint
Traffic Modeling:	TransCAD VISUM/VISSIM
Scheduling:	Microsoft Project Suretrak

Data provided to the STATE will be furnished on external hard drive compatible with the STATE's current computer system and as approved by the STATE.

The external hard drive submitted will include a Microsoft Word document titled "index.doc" which will provide an index of the directory structure, name of files within directories, and a concise description of each file. Directories will be used to separate files according to subject, such as schematic, hydraulics, and survey information.

Variations from this software applications, or other requirements listed above may be allowed if requested in writing by the ENGINEER and approved by the STATE.

#### REFERENCES

1. Standard Specifications for Construction of Highways, Streets, and Bridges - Texas Department of Transportation
  2. Special Provisions and Special Specifications - Texas Department of Transportation
  3. P.S. & E. Preparation Manual - Texas Department of Transportation
  4. Bridges and Structures Operation and Planning Manual - Texas Department of Transportation
  5. Bridges and Structures Hydraulic Manual - Texas Department of Transportation
  6. Bridges and Structures Design Examples - Texas Department of Transportation
  7. Bridges and Structures Bridge Design Guide - Texas Department of Transportation
  8. Bridges and Structures Detail Manual - Texas Department of Transportation
  9. Bridges and Structures Foundation Exploration and Design Manual - Texas Department of Transportation
  10. Standard Specifications for Highway Bridges - AASHTO
  11. Roadway Design Manual - Texas Department of Transportation
  12. Roadway Design Manual Part IIB - Environmental and Public Involvement. Procedures During Project - Specific Planning and Development - Texas Department of Transportation
  13. A Policy on Geometric Design of Highways and Streets ("The Green Book") - AASHTO
  14. Highway Capacity Manual Special Report 209 - Texas Research Board (TRB)
  15. Technical Advisory T6640.8A - FHWA
  16. Noise Guidelines - Texas Department of Transportation
  17. Air Quality Guidelines - Texas Department of Transportation
  18. Flexible Pavement Design Manual - Texas Department of Transportation
  19. Guide for the Design of Pavement Structures, 1986 - AASHTO
  20. Texas Manual on Uniform Traffic Control Devices - Texas Department of Transportation
  21. Standard Highway Sign Designs for Texas - Texas Department of Transportation
  22. Standard Specifications for Structural Supports for Highway Signs, Luminaries and Traffic Signals - AASHTO
  23. Utility Accommodation Policy - Texas Department of Transportation
  24. Utility Manual - Texas Department of Transportation
  25. Right of Way, Right of Way Manual - Book I - Texas Department of Transportation
  26. Right of Way, Right of Way Manual - Book II Texas Department of Transportation
  27. Accessible Rights of Way (sidewalks, street crossings, other pedestrian facilities) Design Guide-Nov. 1999
  28. Code of Federal Regulations, Title 23 - "Highway" - Federal Register
  29. Administrative Order no. 5-89 Signing, Sealing and Dating of Engineering Documents - Texas Department of Transportation
  30. Administrative Circular No. 26-91- Minimum signing, Sealing, and Dating Procedures for Department Engineering Documents - Texas Department of Transportation
  31. Administrative Circular No. 25-84- Soils Information for High Mast Lighting, Overhead Sign Bridges, and Retaining Walls - Texas Department of Transportation
  32. Administrative Circular No. 33-87 - Preliminary Retaining Wall Layouts to be submitted to Division of Bridges and Structures - Texas Department of Transportation
  33. Administrative Circular No. 25-92 - Division of Bridges and Structures to be responsible for all geotechnical engineering support for foundations, retaining walls, and embankment stability and settlement - Texas Department of Transportation
  34. Texas Department of Licensing and Regulations Manual
  35. Bridge Project Development Manual – Texas Department of Transportation
  36. Traffic Operations Manual, Railroad Operations Volume – Texas Department of Transportation
  37. NCGRP 187 – Quick Response Urban Travel Estimation Techniques and Transferable Parameters
  38. NCHRP 255 -Highway Traffic Data for Urbanized Area Project Planning and Design
- NOTES: 1) All Design will be in accordance with the above references, except where variances are permitted in writing by the State.  
2) The Engineer is responsible for purchasing all references required for the completion of project requirements.

**Safe Routes to School Program - Phase II**  
**City of Socorro, Texas**  
**MCi Fee Proposal for Professional Services**  
5/4/2015

	Raw Rate	\$85	\$36	\$33	\$22	\$29	
	Billable Rate	\$226.34	\$95.86	\$87.07	\$50.58	\$77.22	
	Labor Price	Total Hours	Sr PM	Eng / Prof	Jr Eng / Jr Prof	Tech / CADD	Admin
<b>I. Project Administration/Management and Coordination Services</b>							
<b>A. General Administration /Management</b>							
1. Maintain records and files	\$607	4	2				2
2. Project correspondence	\$991	8	2	4			2
3. Update/maintain project design schedule	\$383	4		4			
4. Monthly reports/invoices	\$1,369	10	4				6
Subtotal:	\$3,350	26	8	8	0	0	10
<b>B. Project Coordination</b>							
1. Field visit with City representatives	\$1,289	8	4	4			
2. City/State progress meetings (up to 2)	\$836	6	2	4			
3. City/Stakeholder meetings (up to 2)	\$836	6	2	4			
4. Agency coordination	\$383	4		4			
Subtotal:	\$3,345	24	8	16	0	0	0
<b>C. Quality Assurance/Quality Control</b>							
1. Interdiscipline reviews	\$767	8		8			
2. Detail checks	\$767	8		8			
3. Independent technical reviews	\$2,716	12	12				
Subtotal:	\$4,250	28	12	16	0	0	0
Subtotal Task I:	\$10,944	78	28	40	0	0	10
<b>II. Data Collection</b>							
A. Data collection	\$272	3		1	2		
B. Existing features and photographic record	\$447	5		1	4		
C. City/State pertinent documentation	\$272	3		1	2		
Subtotal:	\$991	11	-	3	8	-	-
Subtotal Task II:	\$991	11	0	3	8	0	0
<b>III. Utilities</b>							
A. Utility notifications and as-built records	\$1,049	12		2	8		2
B. Utility layouts (combined with plans)	\$0	0					
C. Proposed improvements overlays	\$895	10		2	8		
D. Utility adjustment(s) notifications/follow-up	\$1,588	18		2	16		
Subtotal:	\$3,542	40	-	6	32	-	2
Subtotal Task III:	\$3,542	40	0	6	32	0	2
<b>IV. Environmental Studies and Public Involvement</b>							
A. Coordination with environmental subconsultant	\$799	6	2	2			2
B. Public meeting (1) attendance & notes	\$453	2	2				
C. Public meeting arrangements/property owner data	\$0	0					
D. Public meeting exhibits/presentation slides	\$0	0					
Subtotal:	\$1,252	8	4	2	-	-	2
Subtotal Task IV:	\$1,252	8	4	2	0	0	2
<b>V. Geotechnical Investigations, Studies, and Report</b>							
A. Coordination with geotechnical engineer	\$495	4	1	2			1
Subtotal:	\$495	4	1	2	-	-	1
Subtotal Task V:	\$495	4	1	2	0	0	1
<b>VI. Drainage Requirements</b>							
A. Drainage analysis appropriate for type of improvements	\$0	0					
Subtotal:	\$0	-	-	-	-	-	-
Subtotal Task VI:	\$0	0	0	0	0	0	0
<b>VII. Plans, Specifications and Estimate (PS&amp;E)</b>							
<b>A. Kick-off Meeting</b>							
1. Attend kick-off meeting	\$644	4	2	2			
2. Project protocols and deliverables	\$226	1	1				
3. Define project stakeholders	\$226	1	1				
4. Project design schedule	\$192	2		2			
Subtotal:	\$1,289	8	4	4	-	-	-
<b>B, C &amp; D. 30%, 100% Design Phases</b>							
<b>1. Plans and specifications</b>							
Title Sheet	\$418	6		1	1	4	
Sheet Index	\$418	6		1	1	4	
Project Layout	\$852	10		1	1	8	
Sidewalk and Miscellaneous Sections	\$740	11		1	2	8	
General Notes	\$692	8		4			4
Estimate & Quantity Summary	\$703	8			8		
Summary Sheets	\$703	8			8		
Construction Sequence	\$1,012	14		2	4	8	
Line Diagram	\$1,353	18		2	8	8	

	Traffic Control Plan Details	\$1,598	18		2	16		
	Removal/Demolition Plans (Combined with Plan Sheets)	\$0	0					
	Plan Sheets	\$13,016	204		16	16	172	
	Existing Utility Layouts (Combined with Plan Sheets)	\$0	0					
	Environmental Permits, Issues and Commitments (EPIC) Sheet	\$543	6		2	4		
	SW3P General Notes	\$543	6		2	4		
	SW3P Standards	\$660	10		2		8	
		\$543	6		2	4		
	2. Design criteria (DSR) and Form 1002	\$192	2		2			
	3. Opinion of probable construction cost	\$735	8		4	4		
	4. Deliverables	\$389	5		1	2	2	
	5. State Safety Review Committee meeting	\$644	4	2	2			
	6. City/State DDR Committee review meeting (at 60%)	\$836	6	2	4			
	7. Construction timeline/schedule	\$836	6	2	4			
	Subtotal:	\$27,238	370	6	55	83	222	4
E.	Letting/Bidding Phase							
	1. Submit PS&E for State's Design Division review	\$192	2		2			
	2. Final PS&E package assistance/technical support	\$192	2		2			
	3. Incorporate State's Design Division review comments in PS&E	\$852	12		4		8	
	4. Assist City with technical letting/bidding backup information	\$0	0					
	5. Prepare addenda	\$1,070	10	2	4		4	
	Subtotal:	\$2,306	26	2	12	-	12	-
	Subtotal Task VII:	\$30,833	404	12	71	83	234	4
VIII.	Field Surveying							
A.	Coordination with surveyor	\$495	4	1	2			1
	Subtotal:	\$495	4	1	2	-	-	1
	Subtotal Task VIII:	\$495	4	1	2	0	0	1
IX.	Construction Phase Services							
A.	Attend pre-construction conference	\$838	6	2	4			
B.	Shop drawings/contractor's submittals	\$1,204	14		2	8		4
C.	Periodic site visits (up to 2)	\$767	8		8			
D.	Design related issues	\$0	0					
E.	Interpretations and clarifications	\$192	2		2			
F.	Change orders	\$192	2		2			
G.	Substantial completion walk-through and punch-list	\$383	4		4			
H.	Final review	\$383	4		4			
I.	Record Drawings	\$1,321	20		4		16	
	Subtotal:	\$5,278	60	2	30	8	16	4
	Subtotal Task IX:	\$5,278	60	2	30	8	16	4
	Subtotal MCI Labor (Tasks I-IX):	\$53,829	609	48	156	131	250	24
	<u>MCI Direct Costs (DC)</u>							
		Qty.	Unit \$		DC Amt.			
	Mileage (miles)	500	0.57		\$285			
	Photocopies (11x17) (sheet)	4,500	0.20		\$900			
	Overnight Mail (package)	2	25.00		\$50			
	Plots (Bond) (linear foot)	300	1.50		\$450			
	Mylars (11x17) (sheet)	150	1.50		\$225			
	Boards (includes mounting) (each)	0	200.00		\$0			
	Subtotal MCI Direct Costs:				\$1,910			
	<u>Subconsultants</u>							
	Environmental (Blanton & Associates, Inc.):				\$ 40,776			
	Surveying (Barragan and Associates, Inc.):				\$ 21,825			
	Geotechnical (CQC Testing and Engineering):				\$ 5,650			
	TDLR Specialist:				\$ 1,500			
	Subtotal Subconsultants:				\$69,551			
	Total Fee :				\$125,290			

Task No.	Sub Task	Socorro Safe Routes to Schools Task Description	Senior Env Specialist	Env Specialist	CADD GIS Tech II	CADD GIS Tech I	Archeologist	Technical Editor	Total Labor Hours	Total Loaded Labor
			\$123.70	\$115.00	\$101.00	\$75.00	\$93.00	\$76.00		
120		<b>Roadway Design</b>								\$0.00
		<b>SOCIAL, ECONOMIC, AND ENVIRONMENTAL STUDIES, AND PUBLIC INVOLVEMENT</b>								\$0.00
	0.01	Level of Environmental Documentation Required	4	40	8	32		8	92	\$8,910.81
	0.02	Preparation and Revision of Deliverables							0	\$0.00
	0.03	General Specifications for CE Documents							0	\$0.00
	0.04	Environmental Services to be Performed	4						4	\$494.81
	0.05	Public Involvement (no attendance or preparation)	4						8	\$796.81
	0.06	Social and Economic Impacts	4			2	2		8	\$0.00
	0.07	Farmland Impacts							0	\$0.00
	0.08	Environmental Justice/LEP	4			2	2		8	\$796.81
	0.09	Pedestrians and Bicycles	1						1	\$123.70
	0.10	Air and Noise Analysis	4						8	\$646.81
	0.11	Water Quality Studies	8			8	8		24	\$2,197.61
	0.12	USACE Permits							0	\$0.00
	0.13	USCG Section 9 Permit							0	\$0.00
	0.14	Impacts to waters of the U.S.	8			8	2		18	\$1,741.61
	0.15	Water Body Modifications and Wildlife Impacts	8			8	2		18	\$1,741.61
	0.16	Invasive Species Studies	1						1	\$123.70
	0.17	Beneficial Landscaping	1						1	\$123.70
	0.18	Floodplain Impacts	1			1			2	\$198.70
	0.19	Wild and Scenic Rivers	1						1	\$123.70
	0.20	Coastal Zone Impacts							0	\$0.00
	0.21	Threatened and Endangered Species	4			2	2		8	\$796.81
	0.22	Archeological Studies	4			24	40	4	72	\$8,318.81
	0.23	Historic Resource Studies	40		24	24	4	4	92	\$9,476.07
	0.24	Hazardous Materials Impacts	8			8	2		18	\$1,741.61
	0.25	Construction Impacts		1					1	\$115.00
	0.26	Other Impacts		1					1	\$115.00
	0.27	Section 4(f) Evaluation							0	\$0.00
<b>Total</b>		<b>% by Classification</b>	<b>105</b>	<b>42</b>	<b>32</b>	<b>119</b>	<b>40</b>	<b>38</b>	<b>376</b>	<b>\$36,583.68</b>
			<b>27.9%</b>	<b>11.2%</b>	<b>8.5%</b>	<b>31.9%</b>	<b>10.6%</b>	<b>10.1%</b>	<b>100.0%</b>	

Direct Expenses	UNITS	UNIT	RATE					
Lodging/Hotel (Taxes/fees not included)	6	night	85.00					\$510.00
Meals	10	day	36.00					\$360.00
Rental Car (Taxes/fees not included; insurance costs will not be reimbursed)	10	day	86.00					\$860.00
Rental Car Fuel	10	day	12.00					\$120.00
Air Travel - In State - Short Notice (Coach)	2	trip/perso	400.00					\$800.00
Air Travel - In State - 2+ Wks Notice	2	trip/perso	300.00					\$600.00
Parking	10	day	20.00					\$200.00
Taxi/Cab fare		each	25.00					\$0.00
Standard Postage		letter	0.44					\$0.00
Overnight Mail - letter size	4	each	22.00					\$88.00
Overnight Mail - oversized box	4	each	42.00					\$168.00
Courier Services	4	each	15.00					\$60.00
Photocopies B/W (8 X 11)	600	each	0.10					\$60.00
Photocopies B/W (11 X 17)		each	0.20					\$0.00
Photocopies Color (8 X 11)	40	each	0.25					\$10.00
Photocopies Color (11 X 17)	60	each	0.40					\$24.00
Plots (B/W on Bond)		square foot	0.50					\$0.00
Plots (Color on Bond)		square foot	0.75					\$0.00
Color Graphics on Foam Board		each	50.00					\$0.00
Notebooks		each	2.00					\$0.00
Historical Aerial Images		unit	1,000.00					\$0.00
Hazardous Materials Database Search	1	per search	500.00					\$500.00
Backhoe Rental		day	1,000.00					\$0.00
GPS Receiver		hour	30.00					\$0.00
Environmental Field Supplies (lathes, stakes, flagging, spray paint, etc.)		day	20.00					\$0.00
Curator (Drawer & TX Archaeological Research Lab for artifacts & report)	0	per project	2,000.00					\$0.00
<b>Direct Expense Total</b>								<b>\$4,192.00</b>
								<b>\$36,583.68</b>
								<b>\$4,192.00</b>
								<b>\$40,775.68</b>

Total Direct Labor  
Total Direct Expenses  
Grand Total

# Barragan And Associates Inc.

10950 Pellicano Dr., Building "F", El Paso, Texas 79935 Ph. (915) 591-5709 Fax (915) 591-5706

June 8, 2015

Robert Moreno, P.E. CNU-A  
MCi Consulting Engineers  
2505 E. Missouri Ave, Suite 100  
El Paso, TX 79903  
Tel: 915-532-2091  
rmoreno@morenocardenas.com

## **Project: Socorro Schools – Safe Route Program Phase II- Right-of-way Topo**

Robert Moreno,

In response to your request, as outlined in the **Scope of Work provided by Moreno Cardenas Engineering**, we are pleased to submit this letter which constitutes our proposal for the desired surveying services for the subject project.

The scope of services for this project is described by the following outline:

### **SCOPE OF SERVICES**

- A. Perform a Topographic Improvement Survey for approximately 15,000 linear feet.
1. Tie all existing improvements.
  2. Identify the existing Terrain every 100 feet. Critical areas every 50 feet and if necessary every 25 Feet; not to exceed 20% of the project.
  3. Call for utility line spots, tie them at the field, and reflect them in the drawing.
  4. Establish Local Horizontal and Vertical Control.
  5. Research existing apparent right of way limits along the project roadways and drafting approximate right of way lines on topographic surveys based on available records only. The right of way lines will be shown for reference purposes only. This scope of services excludes any kind of right of way and/or boundary surveys.
  6. Establish horizontal control for the project area relative to State's control monuments along Alameda Avenue and North Loop Drive.
  7. Establish vertical control for the project area relative to the NAVD 88, consistent with State use, based on NGS monuments along the Union Pacific Railroad tracks.
  8. Prepare topographic surveys of the project roadways described in the Summary Table above within the limits of the apparent right of way to include location and description of all observable evidence of above-ground easements, spot elevations and contour lines (if appropriate), utilities, pavement edges, fences, and other visible features.

**From right-of-way to right-of-way - \$21,625.00**

**Note: Right-of-ways will be drafted approximately as per recorded plat records.**

### **"Exemptions"**

The following is excluded unless otherwise requested; ALTA/ACSM Land Title Survey, Title commitment, representation through the Federal, State, City and County agencies, submittal fees, soils testing and investigation, elevation certificate, recording fees, lot staking, Boundary Survey, Right-of-way Survey, construction staking and any other item not specifically listed in the above Scope of Services.

## Barragan And Associates Inc.

**10950 Pellicano Dr., Building "F", El Paso, Texas 79935 Ph. (915) 591-5709 Fax (915) 591-5706**

---

**Barragan & Associates Inc.** proposes the above scope of services in the sum of **\$21,625.00** no tax. If this proposal meets with your approval, please indicate acceptance by signing in the space provided below and returning one signed copy to us.

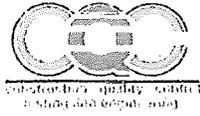
We appreciate the opportunity to submit this proposal, and hope to work with you on this project. If you have any questions, please call us.

Sincerely,

Authorization to Proceed:

**Daniel Barragan**  
[barramor@sbcglobal.net](mailto:barramor@sbcglobal.net)

Accepted By: \_\_\_\_\_ Date: \_\_\_\_\_



6802 Commerce, Unit 9A  
El Paso, Texas 79915  
Ph. (915) 771-7766  
Fax (915) 771-7786

Construction Materials Testing  
Geotechnical Engineering  
Environmental Site Assessments  
Forensic Analysis /Testing

May 1, 2015 (Revised June 8, 2015)

MCi Moreno Cardenas Inc  
2505 East Missouri Avenue  
El Paso, Texas 79903

Attn.: Mr. Roberto Moreno, P.E., CNU-A  
Executive Vice President/Senior Project Manager

Re: Proposal for General Subsurface Soils Evaluation  
City of Socorro - Safe Routes to School – Phase II Project  
Socorro, El Paso County, Texas  
CQC Proposal No. PGCQC15-032

Dear Mr. Moreno:

In response to your request, CQC Testing and Engineering, L.L.C. (CQC) is pleased to provide Moreno Cardenas Inc (Client) with this revised proposal to conduct a general soils evaluation for the above referenced project. We thank you for providing our firm an opportunity to provide general soils evaluation services on this City of Socorro – School's Safe Routes improvements project. This proposal presents our understanding of the project, our proposed scope of services, estimated revised fee, and our general exclusions associated with our scope of work for this project. This revised proposal reflects a reduction in our initial proposed scope of work and fee for our services as requested by the owner. We understand that the revision was requested as a result of the owner's allocated budget for professional engineering services on this project.

#### I. General Project Description

Based on information provided by our client, we understand that the subject project consists of the design of new ADA compliant sidewalks and driveways within several streets located within the City of Socorro, El Paso County, Texas. We understand that the proposed sidewalk and driveway improvements shall be specified within the following streets.

- 1.) Philip Drive – ± 2,377 feet
- 2.) Wewoka Drive – ± 1,242 feet
- 3.) El Cid Drive & Santa Paula Drive – ± 3,783 feet
- 4.) Forsan Drive – ± 1,107 feet
- 5.) Crowel Drive – ± 2,551 feet
- 6.) Rachel Drive – ± 2,110 feet
- 7.) Ululani Drive – ± 1,650 feet

The specific scope of our limited geotechnical services shall be to generally evaluate the subsurface soil conditions within the proposed project limits, collect subsurface soil information to generally develop geotechnical related soils information and recommendations to guide the soil improvement below new sidewalks and driveways. The results of soil exploration borings performed for the City of Socorro in August of 2010 shall also be referenced to supplement our general soil evaluation for this project shall also be referenced where possible.

May 1, 2015 (Revised June 8, 2015)  
Client: Moreno Cardenas Inc  
CQC Proposal No. PGCQC15-032  
City of Socorro - Safe Routes to School - Phase II Project  
Socorro, El Paso County, Texas

## II. General Proposed Subsurface Soils Evaluation

Our revised specific scope of work shall consist of performing ten (10) exploratory borings within the general project limits. The borings shall be advanced to a maximum depth of three (3) feet with a hand auger or to reasonable auger refusal, each below the existing ground surface elevation at the time of our subsurface exploration activities. The soil borings shall be completed at the general soil boring locations indicated on the attached "General Subsurface Soil Boring Location Aerial Plans", Sheets 1-1 through 1-5. In addition, Dynamic Cone Penetrometer (DCP) tests shall be performed to further evaluate the bearing resistance of the subsurface soils to a maximum depth of 3 feet below the existing ground elevation surface at each location.

All collected soil samples shall be properly identified with date, sample location, sample depth and penetration measurements. Representative portions of all obtained samples shall be sealed to prevent moisture loss and transported to our laboratory for further soil classification testing. Our laboratory soil classification tests shall be limited to soil moisture contents, plasticity index tests, sieve analysis tests and soil moisture density relationship tests. Our proposed soil classification tests do not include soil chemical analysis tests for environmental purposes.

The boring shall be logged in the field. If groundwater or water seepage is encountered during our field activities, the depth shall be recorded. At the completion of our field operations, the boring shall be backfilled with auger cuttings and surface compacted.

We respectfully request that the Client provide CQC with existing utility as-built drawings and/or information for the subject project site to reduce the potential of penetrating through underground utilities during our drilling activities. CQC will assist in locating the borings in the field and call Texas 811 (Dig-Tess) to request utility locates. However, it should be noted that typically the utility line locators will not mark utility lines within private property. As a result, subsurface exploration borings shall not be performed in areas where utility lines are not appropriately marked or identified in the field to avoid a potential unsafe working condition for our employees. If this condition occurs CQC shall meet with our Client to review the field conditions and relocate soil borings, if necessary.

## III. General Soils Evaluation Report and Schedule

At the completion of our subsurface soil exploration activities, soil evaluation and engineering soil classification testing, a formal written report shall be prepared and provided to our Client. Our soils evaluation report shall provide boring location plans, subsurface exploration boring logs, laboratory engineering soil classification test results, and guideline soil improvement recommendations to support the new sidewalks and driveway structures.

We anticipate that we may commence our subsurface exploration activities within 15 days and once all requested utility locates have been marked after receipt of our Client's written notice to proceed. An electronic pre-final review and comment report shall be provided within three (3) weeks after the completion of our field evaluation activities. Four (4) bound copies of our final report shall be provided once comments are received from our pre-final report submittal.

## IV. Estimated Revised Lump Sum Fee and Scope of Work Exclusions

We propose to provide the revised scope of work defined in this proposal for an estimated lump sum fee of \$5,650.00.

Our scope of work under this proposal does not include the following: surveying services, preparation of engineering plans, bid specifications, cost estimates, an environmental assessment of the property's air, soil, water, site fault delineation and evaluation, delineation of subsurface flowing water conditions either

May 1, 2015 (Revised June 8, 2015)  
Client: Moreno Cardenas Inc  
CQC Proposal No. PGCQC15-032  
City of Socorro - Safe Routes to School - Phase II Project  
Socorro, El Paso County, Texas

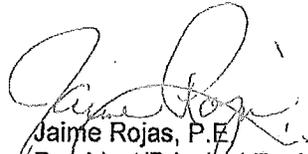
on or adjacent to the site, the development of a dewatering plan, development of a trench safety plan, construction materials testing services during construction, an assessment of the potential impacts or distress to existing residential/commercial structures on or adjacent to the project site resulting from construction activities, and directing or controlling the means and methods utilized by contractors during the construction of the project. CQC and our Client shall have no liability for claims resulting from the contractor's selected means and methods of construction.

Our services shall be performed in accordance with the scope of services described in this proposal. By approving this proposal our Client agrees to retain our services for the above estimated revised lump sum fee. We understand that our services shall be performed in accordance with the standard terms and conditions of our Client's master agreement. Our invoices are payable at 6802 Commerce, Unit 9A, El Paso, Texas 79915. All parties hereby agree that this agreement upon acceptance will be performable in El Paso County, Texas. This document and any information contained herein shall not be disclosed and shall not be duplicated or used in whole or in part for any purpose other than to evaluate this proposal. This proposal is valid for a period of up to 60 days. In the event that our proposal is not authorized within 60 days, CQC reserves the right to reevaluate our proposal beyond the referenced period.

Again, we appreciate the opportunity to submit this proposal. If you find this proposal and scope of work acceptable, please signify below and forward back to our office via e-mail and mail with all attachments. Should you have any questions or comments regarding this proposal, please feel free to contact us.

Respectfully Submitted,  
**CQC Testing and Engineering, L.L.C.**  
**TBPE Firm Registration No. F-10632**

Benjamin Lopez, E.I.T  
Project Engineer  
[blopez@cqceng.com](mailto:blopez@cqceng.com)



Jaime Rojas, P.E.  
President/Principal Engineer  
[jrojas@cqceng.com](mailto:jrojas@cqceng.com)

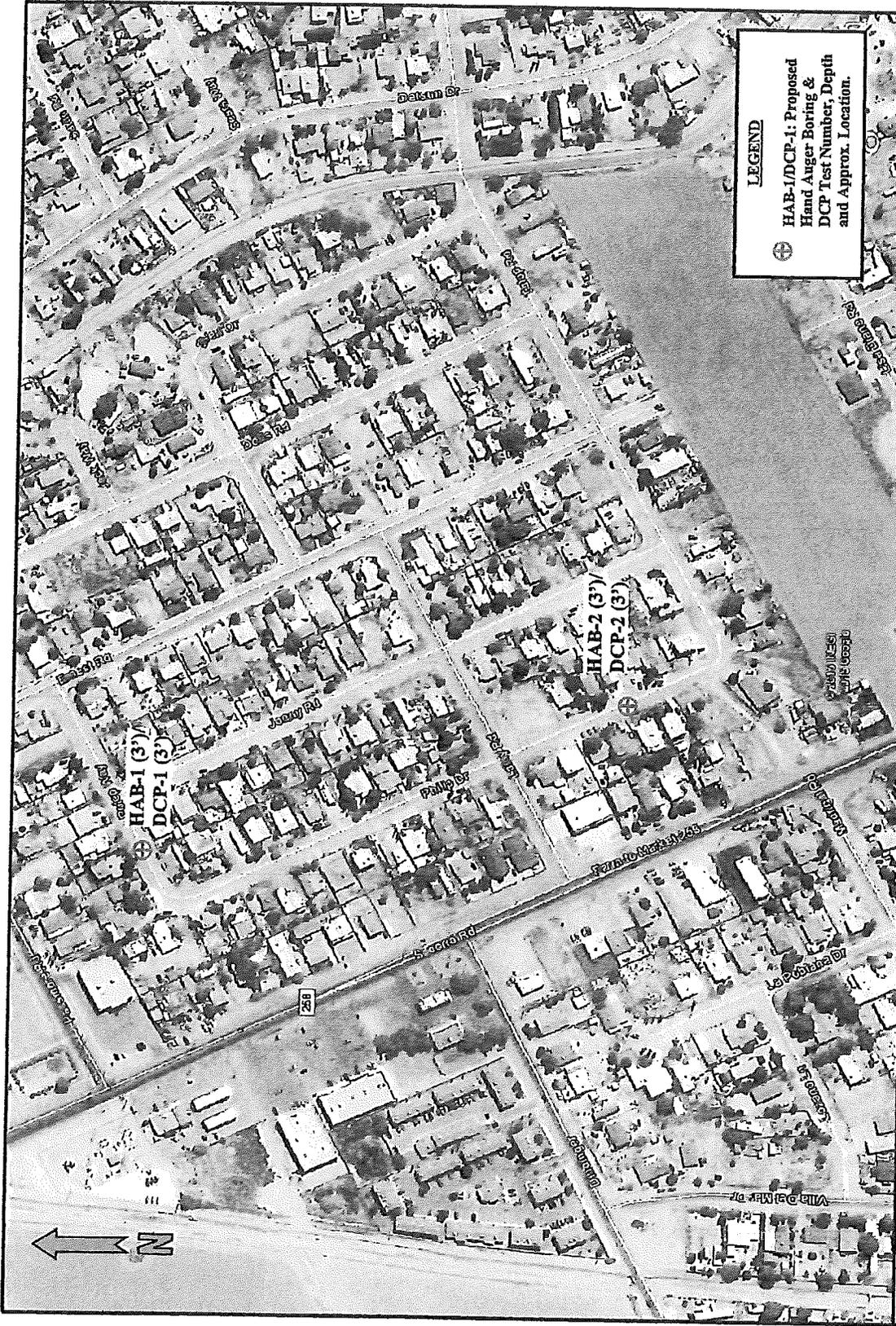
Attachments: 1.) General Subsurface Soil Boring Location Aerial Plans, Sheets 1-1, 2, 3, 4, & 5  
Copies: Above Addressee – 2 copies by mail/ 1 copy by e-mail ([tmoreno@morenocardenas.com](mailto:tmoreno@morenocardenas.com))

**Acceptance of Proposal Scope of Work, Exclusions and Standard Terms and Conditions**

Authorized Company Representative Signature: \_\_\_\_\_  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_  
Company Name: \_\_\_\_\_  
Date: \_\_\_\_\_

Authorized Estimated Fee: \$5,650.00

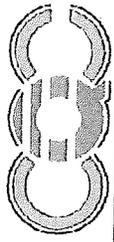
X:\Dropbox\CQC Files\CQC Working Files\GEO\Proposals\2015\15-032 – Safe Routes to School Ph II in Socorro TX\032-GEO Fee Proposal-  
-Revised.doc



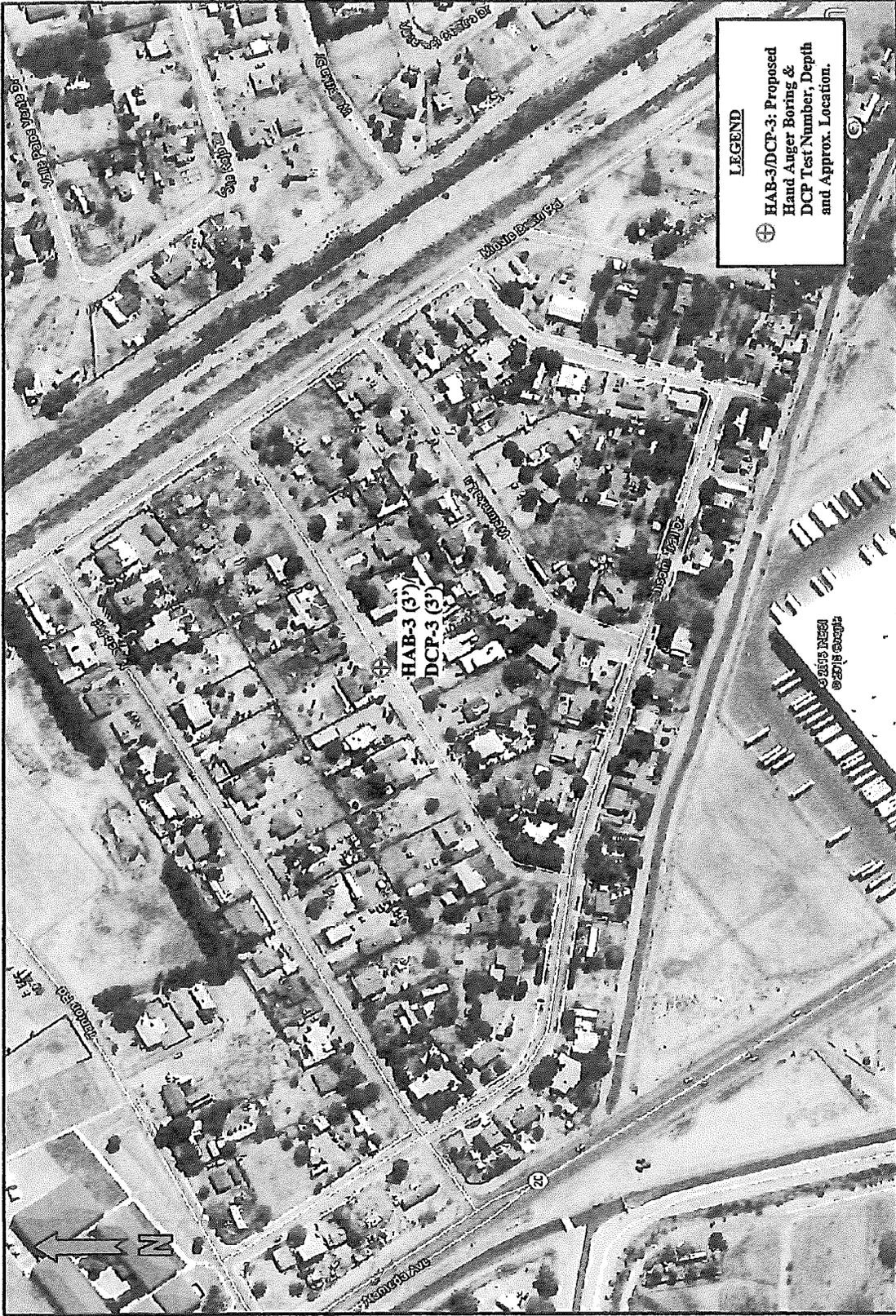
**LEGEND**

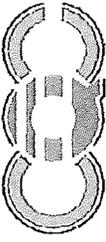
⊕ HAB-1/DCP-1: Proposed Hand Auger Boring & DCP Test Number, Depth and Approx. Location.

<p><b>General Subsurface Soil Boring Location</b> Aerial Plan</p> <p>General Subsurface Soils Evaluation Safe Routes to School Project – Phase II City of Socorro, El Paso County, Texas</p>	<p>Client: Moreno Cardenas Inc</p>
	<p>Proposal No. PGCQC15-032</p>
<p>Scale: NTS</p>	<p>Check by: JR</p>
<p>Date: 6/8/15 Rev.</p>	<p>Sheet 1-1</p>



construction quality control  
testing and engineering



 Construction Quality Control testing and engineering	<b>General Subsurface Soil Boring Location</b> <b>Aerial Plan</b> General Subsurface Soils Evaluation Safe Routes to School Project – Phase II City of Socorro, El Paso County, Texas		Client: Moreno Cardenas Inc
	Proposal No. PGCQC15-032		Scale: NTS
		Check by: JR	Date: 6/8/15 Rev.
			Sheet 1-2



 <p>Construction quality control, testing and engineering</p>	<p><b>General Subsurface Soil Boring Location</b> Aerial Plan</p> <p>General Subsurface Soils Evaluation Safe Routes to School Project – Phase II City of Socorro, El Paso County, Texas</p>		<p>Client: Moreno Cardenas Inc</p>
	<p>Proposal No. PGCQC15-032</p>		<p>Scale: NTS</p>
		<p>Check by: JR</p>	<p>Date: 6/8/15 Rev.</p>
			<p>Sheet 1-3</p>



**LEGEND**

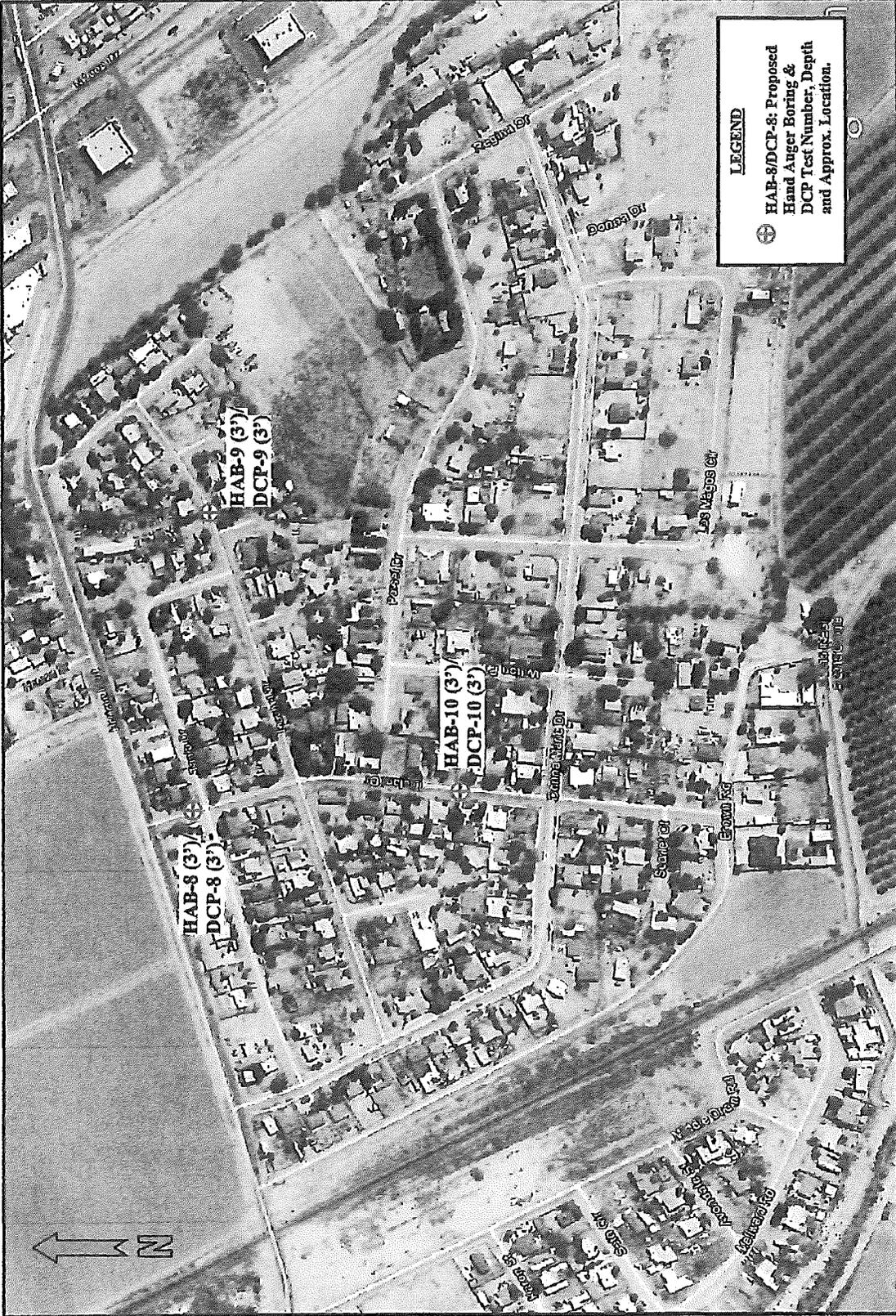
⊕ HAB-6/DCP-6; Proposed Hand Auger Boring & DCP Test Number, Depth and Approx. Location.

Client: Moreno Cardenas Inc	
Proposal No. PGCQC15-032	
Scale: NTS	Check by: JR
Date: 6/8/15 Rev.	Sheet 1-4

**General Subsurface Soil Boring Location**  
**Aerial Plan**

General Subsurface Soils Evaluation  
 Safe Routes to School Project – Phase II  
 City of Socorro, El Paso County, Texas

construction quality control  
 testing and engineering



**LEGEND**

⊕ HAB-8/DCP-8: Proposed Hand Auger Boring & DCP Test Number, Depth and Approx. Location.

**General Subsurface Soil Boring Location Aerial Plan**

General Subsurface Soils Evaluation  
 Safe Routes to School Project – Phase II  
 City of Socorro, El Paso County, Texas

Client: Moreno Cardenas Inc

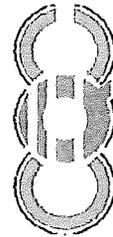
Proposal No. PGCQC15-032

Scale: NTS

Check by: JR

Date: 6/8/15 Rev.

Sheet 1-5



construction quality control  
 testing and engineering

#16

*Jesus Ruiz*  
Mayor

*Rene Rodriguez*  
At Large

*Sergio Cox*  
District 1



*Gloria M. Rodriguez*  
District 2 / Mayor Pro-Tem

*Victor Perez*  
District 3

*Anthony Gandara*  
District 4

*Adriana Rodarte*  
Interim City Manager

June 12, 2015

**TO: MAYOR AND CITY COUNCIL MEMBERS**

**FROM: Sergio Cox**

**SUBJECT: DISCUSSION AND ACTION ON APPROVING DISTRICT ONE REPRESENTATIVE TO ATTEND TML LEGISLATIVE SERIES**

**SUMMARY**

**Approval for authorizing District 1 Representative to attend The Texas Municipal Legislative Series in Austin, Texas June 29, 2015.**

**STATEMENT OF THE ISSUE**

**One day workshop will focus on the outcome of the major city related bills from recently concluded 84<sup>th</sup> Legislative Session.**

**FINANCIAL IMPACT**

**Account Code (GF/GL/Dept): 05541/13**

**Funding Source: N/A**

**Amount: \$550 per person**

**Quotes (Name/Commodity/Price) N/A**

**Co-op Agreement (Name/Contract#) N/A**

**ALTERNATIVE**

**Deny Training**

**STAFF RECOMMENDATION**

N/A

**REQUIRED AUTHORIZATION**

1. Interim City Manager \_\_\_\_\_ Date \_\_\_\_\_
2. CFO \_\_\_\_\_ Date \_\_\_\_\_
3. Attorney \_\_\_\_\_ Date \_\_\_\_\_

Navigation



### LEGISLATIVE WRAP-UP WORKSHOP

Monday, June 29  
8:00 a.m. – 2:00 p.m. (central)

Doubletree Hotel  
6505 N Interstate 35  
Austin, TX 78752

## Legislative Wrap-Up—An Insider's Perspective

**When:** Monday, June 29

**Time:** 8:00 a.m.-2:00 p.m. (Central)

**Location:** DoubleTree by Hilton Austin

This one-day workshop will focus on the outcome of the major city-related bills from the recently concluded 84th Legislative Session. Hear about the deals reached, the measures that fell short, and the impact this legislation will have on cities. TML staff will brief you on key legislation, and explain what cities need to know to prepare for the laws' enactment.

### GENERAL INFORMATION

#### Registration

Online \$145 By Mail \$165

The registration fee includes a continental breakfast, lunch, access to handouts, and refreshment breaks.

#### Hotel Information

This workshop will be held at the DoubleTree by Hilton Austin, located at 6505 North IH-35 in Austin. The hotel has extended a room rate of \$119 single occupancy. In order to receive this special rate, your reservation must be made by June 14. Call the DoubleTree at 512-454-3737 or 800-347-0330 and refer to the Texas Municipal League Legislative Wrap-Up Meeting room block. Self-parking is complimentary.

#### Cancellation and Substitution Policy

If you are registered and cannot attend, we encourage you to send a substitute. If you cannot send

a substitute, a \$45 cancellation fee will be assessed if written cancellation is emailed to [acct@tml.org](mailto:acct@tml.org) by **June 15**. No refunds will be honored after June 15, and no telephone cancellations will be accepted.

### **Confirmations/Badges/Tickets**

Confirmations will be emailed if you provide an email address. Name badges will be mailed to all delegates registered up to one week before the workshop. **PLEASE REMEMBER TO BRING YOUR CONFIRMATIONS/BADGES TO THE MEETING.** Check in at the registration desk to receive your final program.

### **Special Accommodations**

If you require special assistance or have dietary restrictions, please let us know at [tmllegis@tml.org](mailto:tmllegis@tml.org). In order to respond to any special requests, we would appreciate as much advance notice as possible.

### **Dress Code**

The dress code for both events is business casual. Please remember that room temperatures vary and plan accordingly.

### **Questions**

Please contact the TML Conferences and Training Services Department at 512-231-7400 or [tmllegis@tml.org](mailto:tmllegis@tml.org).

TML Legislative Series

2015 All Rights Reserved



### Select Departing Flight: El Paso, TX to Austin, TX

Modify Search  Round Trip  One-Way

Additional Search Options

From:  To:

Add another flight

First 2 Bags Fly Free®. Weight, size & excess limits apply. Gov't taxes & fees now included

JUN 24 WED	JUN 25 THU	JUN 26 FRI	JUN 27 SAT	JUN 28 SUN	JUN 29 MON	JUN 30 TUE	JUL 1 WED	JUL 2 THU	JUL 3 FRI	JUL 4 SAT	<b>Flexible dates?</b> Search the low fare calendar.	Search Now

All fares are rounded up to the nearest dollar.

Depart	Arrive	Flight #	Routing	Travel Time	Business Select \$325 - \$334	Anytime \$309 - \$318	Wanna Get Away \$169 - \$259
5:30 AM	8:00 AM	4551	Nonstop	1h 30m	<input checked="" type="radio"/> \$325	<input type="radio"/> \$309	<input type="radio"/> \$169
5:45 AM	9:50 AM	0 597	1 stop Change Planes DAL	3h 05m	<input type="radio"/> \$334	<input type="radio"/> \$318	<input type="radio"/> \$177
9:05 AM	1:35 PM	1985 4195	1 stop Change Planes DAL	3h 30m	<input type="radio"/> \$334	<input type="radio"/> \$318	Sold Out

### Select Returning Flight: Austin, TX to El Paso, TX

First 2 Bags Fly Free®. Weight, size & excess limits apply. Gov't taxes & fees now included

JUN 24 WED	JUN 25 THU	JUN 26 FRI	JUN 27 SAT	JUN 28 SUN	JUN 29 MON	JUN 30 TUE	JUL 1 WED	JUL 2 THU	JUL 3 FRI	JUL 4 SAT	<b>Flexible dates?</b> Search the low fare calendar.	Search Now

All fares are rounded up to the nearest dollar.

Depart	Arrive	Flight #	Routing	Travel Time	Business Select \$325 - \$334	Anytime \$309 - \$318	Wanna Get Away \$169 - \$255
5:35 AM	9:45 AM	626 794	1 stop Change Planes HOU	5h 10m	Invalid w/ Depart Date	Invalid w/ Depart Date	Invalid w/ Depart Date
7:00 AM	11:10 AM	1694 2305	1 stop Change Planes PHX	5h 10m	Invalid w/ Depart Date	Invalid w/ Depart Date	Invalid w/ Depart Date
9:25 AM	12:35 PM	265 857	1 stop Change Planes DAL	4h 10m	<input type="radio"/> \$334	<input type="radio"/> \$318	<input type="radio"/> \$219
10:30 AM	12:35 PM	857	1 stop No Plane Change	3h 05m	<input type="radio"/> \$329	<input type="radio"/> \$313	<input type="radio"/> \$255
10:40 AM	11:10 AM	3933	Nonstop	1h 30m	<input type="radio"/> \$325	<input type="radio"/> \$309	<input type="radio"/> \$169
12:25 PM	4:35 PM	1030 2954	1 stop Change Planes PHX	5h 10m	<input type="radio"/> \$334	<input type="radio"/> \$318	<input type="radio"/> \$219
2:05 PM	4:20 PM	2950 251	1 stop Change Planes DAL	3h 15m	<input type="radio"/> \$334	<input type="radio"/> \$318	<input type="radio"/> \$219

6/9/2015

Southwest Airlines - Select Flight(s)

2:25 PM	2:55 PM	4195	Nonstop	1h 00m	<input type="radio"/> \$325	<input type="radio"/> \$309	<input type="radio"/> \$169
6:40 PM	9:40 PM	<del>2263</del> 1119	1 stop Change Planes DAL	4h 00m	<input type="radio"/> \$334	<input type="radio"/> \$318	Invalid w/ Depart Date
8:10 PM	12:25 AM Next Day	356 4596	1 stop Change Planes PHX	5h 15m	<input type="radio"/> \$334	<input type="radio"/> \$318	<input type="radio"/> \$177
8:30 PM	9:00 PM	178	Nonstop	1h 30m	<input type="radio"/> \$325	<input type="radio"/> \$309	<input type="radio"/> \$169



Price selected flight(s)

Continue

Important Fare & Schedule Information

All fares and fare ranges are subject to change until purchased.  
 Flight ontime performance statistics can be viewed by clicking on the individual flight numbers.  
 All fares and fare ranges listed are per person for each way of travel.  
 "Unavailable" indicates the corresponding fare is unavailable for the selected travel date(s), the search did not meet certain fare requirements, or the flight has already departed.  
 "Sold Out" indicates that flight is sold out for the corresponding fare type.  
 "Invalid w/ Depart or Return Dates" indicates that our system cannot return a valid itinerary option(s) with the search criteria submitted. This can occur when flights are sold out in one direction of a roundtrip search or with a same-day roundtrip search. These itineraries may become valid options if you search with a different depart or return date and/or for a one way flight instead.  
 "Travel Time" represents the total elapsed time for your trip from your departure city to your final destination including stops, layovers, and time zone changes.  
 Along with our everyday low fares you may inquire about our discounts off the "Anytime" fare for infant, child (2-11), and military fares by calling 1-800-1-FLY-SWA (1-800-435-9792).  
 Group Reservations: Ten or more Customers traveling from/to the same origin/destination. Discounts vary. Call 1-800-433-5368.  
 \*\*Savings with Flight + Hotel" claim is based on average savings for bookings purchased in a bundled package vs purchasing components separately (i.e. a la carte). Savings on any given package will vary based on the selected origin, destination, travel dates, hotel property, length of stay, car rental, and activity tickets. Savings may not be available on all packages.

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Handwritten calculations:

\$346 @ Flight  
 145 Registration  
 \$491

10

#17

**Jesus Ruiz**  
Mayor  
**Rene Rodriguez**  
At Large  
**Sergio Cox**  
District 1



**Gloria M. Rodriguez**  
District 2 / Mayor Pro-Tem

**Victor Perez**  
District 3

**Anthony Gandara**  
District 4

**Willie Norfleet, Jr.**  
City Manager

April 30, 2015

**TO: MAYOR AND CITY COUNCIL MEMBERS**

**FROM: Gloria Rodriguez**

**SUBJECT: DISCUSSION AND ACTION ON TEXAS GAS SERVICE METERS  
ON A RESIDENTIAL AREA.**

**SUMMARY**

**Gas Meters that are being installed, are creating concerns for constituents on the potential dangers.**

**STATEMENT OF THE ISSUE**

**A Recent installation of a gas meter on Milo has residents concerned on the potential danger if someone hits this gas meter.**

**FINANCIAL IMPACT**

**Account Code (GF/GL/Dept):**

**Funding Source:**

**Amount:**

**Quotes (Name/Commodity/Price) N/A**

**Co-op Agreement (Name/Contract#) N/A**

**ALTERNATIVE**

**N/A**

**STAFF RECOMMENDATION**

**District 2 Gloria Rodriguez recommends approval**

**REQUIRED AUTHORIZATION**

1. City Manager \_\_\_\_\_ Date \_\_\_\_\_
2. CFO \_\_\_\_\_ Date \_\_\_\_\_
3. Attorney \_\_\_\_\_ Date \_\_\_\_\_

