

OSCAR LEESER
MAYOR



CITY COUNCIL
PETER SVARZBEIN, DISTRICT 1
LARRY ROMERO, DISTRICT 2
EMMA ACOSTA, DISTRICT 3
CARL L. ROBINSON, DISTRICT 4
MICHIEL R. NOE, DISTRICT 5
CLAUDIA ORDAZ, DISTRICT 6
LILY LIMÓN, DISTRICT 7
CORTNEY CARLISLE NILAND, DISTRICT 8

TOMMY GONZALEZ
CITY MANAGER

**LEGISLATIVE REVIEW MEETING OF THE WHOLE MINUTES
MAIN CONFERENCE ROOM
CITY HALL, 300 N. CAMPBELL
FEBRUARY 8, 2016
9:00 A.M.**

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The City Council met at the above place and date. Meeting was called to order at 9:06 a.m. Mayor Oscar Leeser present and presiding and the following Council Members answered roll call: Emma Acosta, Michiel Noe, Claudia Ordaz and Lily Limón. Late arrivals: Peter Svarzbein at 9:09 a.m. and Carl Robinson at 9:38 a.m. Larry Romero and Cortney Niland requested to be excused.

The agenda items for City Council agenda of February 9, 2016 were reviewed.

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3.1. RESOLUTIONS – AIRPORT

A Resolution that the City Manager be authorized to sign two agreements between the City of El Paso and Federal Aviation Administration (“FAA”), being (1) that certain Memorandum of Agreement No. DTFACN-15-L-00119, pertaining to the lease by the FAA of 3.207 acres of land, more or less, located at the El Paso International Airport, and as described therein, for use as the Air Traffic Control Tower Land Site, and (2) that certain Operations Agreement for Sponsor Traffic Control Tower, pertaining to the operation thereof.

Mayor Leeser questioned the following City staff member:

- Mr. Cary Westin, Director of Economic and International Development

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3.4 RESOLUTIONS – COMMUNITY AND HUMAN DEVELOPMENT

A Resolution to approve an Empowerment Zone Revolving Loan Fund Small Business Loan application and loan funding to Red Lantern LLC in the amount of \$90,000, as recommended by the Director of Community and Human Development; and, that the City Manager be authorized to execute any and all loan related documents by and among the City of El Paso, Red Lantern LLC, and loan guarantor(s), required to meet loan program requirements, loan disbursement, and loan securitization upon approval by the City Attorney’s Office.

Representative Limón questioned the following City staff member:

- Ms. Veronica Soto, Director of Community and Human Development

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6.1. RESOLUTIONS – CAPITAL IMPROVEMENT

A Resolution that the City Council approves a Change Order in the amount of Four Hundred Sixty Thousand Nineteen and 68/100 Dollars (\$460,019.68) to Martinez Brothers Contractors, LLC. for additional construction costs for the Sun Metro RTS Mesa Project, Contract No. 2013-011 . No additional days will be added to Contract number 2013-011. The new contract sum, including this change order is Eleven Million Four Hundred Eighty Seven Thousand Six Hundred Sixty Two and 15/100 Dollars (\$11,487,662.15). Funding Source: 2011 Transportation Certificates of Obligation

Representative Ordaz questioned the following City staff members:

- Ms. Monica Lombrana, Director of Capital Improvement
- Ms. Margaret Schroeder, Capital Improvement Division Manager

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14.1. BEST VALUE PROCUREMENTS – PURCHASING AND STRATEGIC SOURCING

Request that the Director of the Purchasing & Strategic Sourcing Department be authorized to exercise the City's option to extend current contract 2013-148 Security Guard Services for Parks Facilities with Mike Garcia Merchant Security, LLC for two (2) additional years pursuant to the provisions of an award approved by the City Council on March 14, 2013. The extended contract period will be from May 14, 2016 to May 13, 2018.

Department: Parks and Recreation
Award to: Mike Garcia Merchant Security, LLC
El Paso, TX
Option: (2) years
Annual Estimated Amount: \$150,220.00
Total Estimated Amount: \$300,440.00 (2 years)
Account No.: 451-51230-522120-1000-P5106
451-51240-522120-1000-P5108
451-51260-522120-1000-P5111
451-51260-522120-1000-P5121
451-51270-522120-1000-P5113
451-51280-522120-1000-P5116
Funding Source: General Fund – Security Contracts
District(s): All

This is a Best Value, services contract.

Representative Limón questioned the following City staff members:

- Ms. Diane Nunez, Purchasing and Strategic Sourcing Procurement Analyst
- Mr. Bruce Collins, Purchasing and Strategic Sourcing Director

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20.2. FIRST READING OF ORDINANCES – CITY ATTORNEY’S OFFICE

An Ordinance amending Ordinance No. 018390 which amended Ordinance No. 018031 to establish procedures for members of Council to place items on the agenda for the purpose of deleting the requirement that items placed by members of Council not be scheduled until the second Tuesday following the submittal.

Representative Limón questioned the following City staff member:

- Ms. Sylvia Firth, City Attorney, gave legal advice

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22.1. FIRST READING OF ORDINANCES – ENVIRONMENTAL SERVICES

An Ordinance amending Title 9 (Health and Safety), Chapter 9.04 (Solid Waste Management), Section 9.04.880 (City Abatement), Subsections 9.04.880B and F, to remove the certified mail part of the notice requirement; the penalty being as provided in Section 9.04.630 of the El Paso City Code.

Representative Svarzbein questioned the following City staff members:

- Ms. Ellen Smyth, Environmental Services Director
- Ms. Richarda Momsen, Municipal Clerk
- Ms. Sylvia Firth, City Attorney, gave legal advice

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22.5. FIRST READING OF ORDINANCES – ENVIRONMENTAL SERVICES

An Ordinance amending Title 7 (Animals), Chapter 7.04 (Definitions and Administration), Section 7.04.010 (Definitions); Chapter 7.08 (Animals Generally), Section 7.08.020 (Abandonment --Reporting Violations); Section 7.08.030 (Restraint); Chapter 7.12 (Dogs and Cats), Section 7.12.010 (Running at Large Prohibited); Section 7.12.020 (Registration, Vaccination, and Microchips Required); Chapter 7.16 (Impoundment), Section 7.16.010 (Notification), Section 7.16.020 (Redemption - Disposition),

and Section 7.16.030 (Fees); To Address Trap-Neuter-Return Cats in each identified section; the penalty being as provided in Section 7.04.080 of the El Paso City Code.

Representative Ordaz commented.

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26.1. REGULAR – OTHER BUSINESS – ECONOMIC AND INTERNATIONAL DEVELOPMENT

Discussion and action on a Resolution that the City Manager be authorized to execute a Chapter 380 Grant Agreement by and between the City of El Paso, Texas a home-rule municipality of El Paso County, Texas and Texan Waste Equipment, Inc. dba Heil of Texas ("applicant") a Texas Corporation, and LDSR Real Property L.P. ("Affiliate") A Texas Limited Partnership for the construction of a Service Facility in the City of El Paso, Texas.

Mayor Leeser commented.

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27.1. REGULAR – OTHER BUSINESS – PLANNING AND INSPECTIONS

Discussion and action on an appeal for a Special Privilege License to allow Teran Properties, LLC ("applicant") to place a non-motorized corn roaster trailer, vending table, and canopy in one City metered parking space adjacent to the property located at 615 S. El Paso St. and within portions of a state-owned right-of-way in the Downtown Improvement Area. (NESV2015-00022)

Mayor Leeser questioned the following City staff member:

- Ms. Elizabeth Gibson, Program Manager

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1.1. ADDITIONS TO THE AGENDA – BOARD RE-APPOINTMENT

Stuart Schwartz to the Ethics Review Commission by Mayor Oscar Leeser.

Mayor Leeser commented.

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2.1. ADDITIONS TO THE AGENDA – REGULAR – OTHER BUSINESS

Discussion and action on the Resolution that the City Manager be authorized to sign the budget amendment to transfer non-expended appropriations from the fiscal year 2015 General Fund budget to provide funding within the fiscal year 2016 budget for 1) new and existing park playground equipment and canopies; 2) ADA curb cuts and other ancillary street improvements; and for 3) recreational facility improvements.

Mayor Leeser commented.

Representatives Acosta and Limón questioned the following City staff members:

- Mr. Tommy Gonzalez, City Manager
- Mr. Ted Marquez, Streets and Maintenance Director

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Motion made by Representative Limón, seconded by Representative Svarzbein, and unanimously carried to **ADJOURN** this meeting at 9:45 a.m.

ABSENT: Representatives Romero and Niland

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Motion made by Representative Ordaz, seconded by Representative Acosta, and unanimously carried to **RECONVENE** this meeting at 9:46 a.m.

ABSENT: Representatives Romero and Niland

Motion made by Representative Limón, seconded by Representative Acosta, and unanimously carried to **ADJOURN** this meeting at 9:48 a.m.

ABSENT: Representatives Romero and Niland

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APPROVED AS TO CONTENT:

Richarda Duffy Momsen, City Clerk