

**OSCAR LEESER**  
MAYOR

**TOMMY GONZALEZ**  
CITY MANAGER



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

## **MINUTES FOR REGULAR COUNCIL MEETING**

**February 28, 2017**  
**COUNCIL CHAMBERS, CITY HALL**  
**8:00 AM**

### **ROLL CALL**

The City Council met in regular session at the above place and date. Meeting was called to order at 8:04 a.m. Mayor Oscar Leeser present and presiding and the following Council Members answered roll call: Peter Svarzbein, Jim Tolbert, Carl L. Robinson, and Lilia Limón. Late arrivals: Cortney Niland at 8:08 a.m., Emma Acosta at 8:09 a.m., Michiel R. Noe at 8:09 a.m., and Claudia Ordaz at 8:20 a.m. The invocation was given by Police, Fire and CIMA Chaplain Sam Faraone, followed by the Pledge of Allegiance to the Flag of the United States of America.

### **INVOCATION BY POLICE, FIRE AND CIMA CHAPLAIN SAM FARAONE**

### **PLEDGE OF ALLEGIANCE**

**Tierra del Sol Elementary**  
**Top Readers & Million Word Readers**

**Judith Olivas**  
**Nathan Valadez**  
**Isabella Perez**  
**Viviana Jimenez**  
**Dylan Morales**  
**Stephanie Kuo**  
**Sienna Cervantes**  
**Ky-Ri Burton**  
**Karyme De Santiago**  
**Martin Gow**  
**Alyssa Gallegos**  
**Caleb Lindley**  
**Daniella Mata**

**Juan Murillo**

**NOTICE TO THE PUBLIC**

Motion made by Mayor Pro Tempore Noe, seconded by Representative Limón, and unanimously carried to **APPROVE, AS REVISED** all matters listed under the Consent Agenda unless otherwise noted. (Items approved, postponed, or deleted pursuant to the vote on the Consent Agenda will be shown with an asterisk {\*}).

AYES: Representatives Svarzbein, Tolbert, Acosta, Robinson, Noe, Limón, and Niland

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Ordaz

**CONSENT AGENDA - APPROVAL OF MINUTES:**

**1. Goal 6: Set the Standard for Sound Governance and Fiscal Management**

- 1.1. \*Motion made, seconded, and unanimously carried to **APPROVE** Minutes for the Regular City Council Meeting of February 7, 2017, the Legislative Review Meeting of the Whole of February 6, 2017, and the Corrected Minutes for the City Council Work Session of November 28, 2016.

**CONSENT AGENDA - REQUEST TO EXCUSE ABSENT CITY COUNCIL**

**MEMBERS:**

**2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:**

**NO ACTION** was taken on this item.

**CONSENT AGENDA - RESOLUTIONS:**

**3. Goal 1: Create an Environment Conducive to Strong, Sustainable Economic Development**

**3.1. \*R E S O L U T I O N**

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

That the City of El Paso apply for a SolSmart Community Designation and that the Mayor be authorized to sign a Letter of Commitment allowing the City to participate in and be a recipient of technical assistance for local governments designed to drive greater solar deployment making it possible for an increased number of homes and businesses to access affordable, renewable solar energy to meet their electricity needs.

**3.2. \*R E S O L U T I O N**

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

That the City Manager be authorized to sign an Agreement to Sub-Lease by and among the City of El Paso ("Lessor"), SL EP Industrial, LP ("Lessee") and General

Services Administration (“Sub-Lessee”) for 23,890 rentable square feet out of the following described property:

A portion of Lot 5, Block 13, Butterfield Trail Industrial Park Unit Two and all of Lot 6 and a portion of Lot 7, Block 13, Butterfield Trail Industrial Park Unit Three, an addition to the City of El Paso, El Paso County, Texas, municipally known and numbered as 27 Spur Drive, El Paso, Texas.

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**4. Goal 2: Set the Standard for a Safe and Secure City**

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**4.1. \*R E S O L U T I O N**

**WHEREAS**, the City of El Paso (the “City”) is eligible to apply for grants through the FY 2018 State Homeland Security Program (SHSP) grant program entitled “Sustainment of Fire Department Special Response Teams”; and

**WHEREAS**, the City of El Paso Fire Department Urban Search and Rescue, Combined Search and Rescue, and Swift Water Rescue Teams provide services to the 22,000 square mile area of the Rio Grande Council of Governments; and

**WHEREAS**, additional equipment and training is needed in order to maintain the preparedness of the teams; and

**WHEREAS**, the City Council finds that SHSP will assist local efforts to prevent terrorism and other catastrophic events and prepare for the threats and hazards that pose the greatest risk to security of the community and Rio Grande Council of Governments region.

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

1. **THAT** the City Manager or designee is authorized to submit the FY2018 State Homeland Security Program grant application for the project titled “Sustainment of Fire Department Special Response Teams” through the Texas Office of the Governor including all related paperwork, including but not limited to, authorization of budget transfers, and/or revisions to the operation plan, and to reject, amend, correct, and/or terminate the grant, in the amount of \$83,725, for the period from September 1, 2017 through August 31, 2019, for equipment, travel and training for the City of El Paso Fire Department staff to maintain training standards required of specialized team members.
2. **THAT** in the event of loss or misuse of the Office of the Governor funds, the City of El Paso assures that the funds will be returned to the Office of the Governor in full.

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**4.2. \*R E S O L U T I O N**

**WHEREAS**, the City of El Paso (the “City”) is eligible to apply for grants through the FY 2018 State Homeland Security Program (SHSP) grant program entitled “El Paso-Urban Area Planning and Coordination”; and

**WHEREAS**, the City of El Paso Fire Department staff will travel to attend and participate in State UASI coordination meetings/trainings; and

**WHEREAS**, the City of El Paso Fire Department’s Office of Emergency

Management is the point of contact to the Office of the Governor Homeland Security Grants Division; and

**WHEREAS**, the City Council finds that SHSP will assist local efforts to prevent terrorism and other catastrophic events and prepare for the threats and hazards that pose the greatest risk to security of the community and Rio Grande Council of Governments region.

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

1. **THAT** the City Manager or designee is authorized to submit the FY2018 State Homeland Security Program grant application for the project entitled "El Paso-Urban Area Planning and Coordination" through the Texas Office of the Governor including all related paperwork, including but not limited to, authorization of budget transfers, and/or revisions to the operation plan, and to reject, amend, correct, extend and/or terminate the grant, in the amount of \$8,000, for the period from September 1, 2017 through August 31, 2019, for City of El Paso Fire Department staff to travel to and participate in UASI Coordination Meetings.
2. **THAT** in the event of loss or misuse of the Office of the Governor funds, the City of El Paso assures that the funds will be returned to the Office of the Governor in full.

4.3.

**\*RESOLUTION**

**WHEREAS**, the City of El Paso (the "City") is eligible to apply for grants through the FY 2018 State Homeland Security Program (SHSP) grant program entitled "El Paso City/County Emergency Operations Center Continuation of Operation"; and

**WHEREAS**, the City of El Paso Office of Emergency Management is responsible for coordinating a response to crisis situations in the El Paso area; and

**WHEREAS**, additional equipment and training is needed in order to ensure the continuation of emergency operations during a forced relocation of the Emergency Operations Center; and

**WHEREAS**, the City Council finds that SHSP will assist local efforts to prevent terrorism and other catastrophic events and prepare for the threats and hazards that pose the greatest risk to security of the community and Rio Grande Council of Governments region.

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

1. **THAT** the City Manager or designee is authorized to submit the FY2018 State Homeland Security Program grant application for the project titled "El Paso City/County Emergency Operations Center Continuation of Operation" through the Texas Office of the Governor including all related paperwork, including but not limited to, authorization of budget transfers, and/or revisions to the operation plan, and to reject, amend, correct, and/or terminate the grant, in the amount of \$61,200, for the period from September 1, 2017 through August 31, 2019, for equipment that will be used to set up a backup Emergency

Operations Center location if the need to relocate arises, and training for the City of El Paso Office of Emergency Management team members.

2. **THAT** in the event of loss or misuse of the Office of the Governor funds, the City of El Paso assures that the funds will be returned to the Office of the Governor in full.

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4.4.

**\*R E S O L U T I O N**

**WHEREAS**, the Federal Communications Commission ("FCC") issued an order to require reconfiguration the frequency allocations in the 800 MHz band and adopted a reconfigured channel plan for the 800 MHz band along the U.S. - Mexico, including the frequency allocated to the City of El Paso for its law enforcement communications;

**WHEREAS**, pursuant to the FCC Order, on October 29, 2013, the City of El Paso entered into a Planning Funding Agreement with Sprint Corporation that defines the respective obligations of each party regarding planning activities necessary to proceed with the implementation of the Reconfiguration, including Sprint's obligation to pay for reasonable costs incurred in effecting the Reconfiguration;

**WHEREAS**, the planning activities under the Planning Funding Agreement were completed in October, 2014 and the City staff has negotiated the Frequency Reconfiguration Agreement and associated cost reimbursement with Sprint in order to commence the reconfiguration of the 800 MHz band and to effect a reconfiguration of the City's affect frequency allocations; and

**WHEREAS**, on February 9, 2015, the City of El Paso entered into a Frequency Reconfiguration Agreement ("Agreement") with Sprint Corporation for the reconfiguration of the 800 MHz frequency as required by the Federal Communications Commission, which reconfiguration includes the frequency allocated to the City of El Paso for its law enforcement communications. City and vendor costs will be reimbursed by Sprint; and

**WHEREAS**, the Agreement delegated the City Manager the authority to amend the Agreement to increase the Cost Estimate to be paid by Sprint in an amount not to exceed \$50,000 without further approval from the City Council; and

**WHEREAS**, pursuant to the City Manager's delegated authority on August 3, 2015, the Parties executed an Amendment to the Agreement for minor adjustments to the frequencies necessary to commence the project; and

**WHEREAS**, pursuant to the City Manager's delegated authority on March 7, 2016, the Parties executed a Second Amendment to make adjustments to the labor and equipment are necessary for completing the project; and

**WHEREAS**, the parties desire to enter into a third Amendment to the Agreement for further adjustment to the labor and equipment necessary for completing the project which will increase the Cost Estimate to be paid by Sprint in amount of \$198,156.75.

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

That the City Manager be authorized to execute a third Amendment to the Frequency Reconfiguration Agreement with Sprint Corporation for adjustments to labor and equipment necessary for project completion in the amount of \$198,156.75 due to the discovery of additional Incumbent subscriber units to the 800 MHz

frequency allocated to the City of El Paso for its law enforcement communications. City and vendor costs will be reimbursed by Sprint.

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**5. Goal 3: Promote the Visual Image of El Paso**

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**5.1. \*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, GRUPO INNOVADOR ALEXA, LLC., referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

5601 Valley Elder Ln., more particularly described as  
LOT 27, Block 8, Valley Creek #2 Subdivision, City of El  
Paso, El Paso County, Texas, PID #V138-999-0080-  
2700

to be \$679.41, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 10<sup>th</sup> day of August, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount SIX HUNDRED SEVENTY NINE AND 41/100 DOLLARS (\$679.41) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

**\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, PUNTO LIVING, LLC., referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and

dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

5632 Valley Elder Ln., more particularly described as Lot  
39, Block 8, VALLEY CREEK #2 Subdivision, City of El  
Paso, El Paso County, Texas, PID #V138-999-0080-  
3900

to be \$418.26, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 30<sup>th</sup> day of August, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount FOUR HUNDRED EIGHTEEN AND 26/100 DOLLARS (\$418.26) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

#### **\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, MORALES, ABEL G., referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

540 Via De Los Arboles, more particularly described as  
Lot 32 (11154.19 SQ FT), Block 5, Laguna Meadows #3  
Subdivision, City of El Paso, El Paso County, Texas, PID  
#L131-999-0050-3200

to be \$400.54, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 10<sup>th</sup> day of August, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount FOUR HUNDRED AND 54/100 DOLLARS (\$400.54) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

### **\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, LILIA M. FLORES, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

4120 Altura Ave., more particularly described as Lots 22  
& 23 Homesite (6400.00 SQ FT), Block 57, Government  
Hill Subdivision, City of El Paso, El Paso County, Texas,  
PID #G569-999-0570-6100

to be \$353.04, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 24<sup>th</sup> day of August, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED FIFTY THREE AND 04/100 DOLLARS (\$353.04) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.



## **\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, WELLS, KEVIN D., referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

1523 Carlyle Pl., more particularly described as Lot 3 &  
S 25 FT OF LOT 2 (6050 SQ FT), Block 112,  
Government Hill Subdivision, City of El Paso, El Paso  
County, Texas, PID #G569-999-1120-0900

to be \$628.81, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 2<sup>nd</sup> day of September, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount SIX HUNDRED TWENTY EIGHT AND 81/100 DOLLARS (\$628.81) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

## **\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, CHACON, JULIETA M., referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

**CITY OF EL PASO:**

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

N 1/2 OF LOTS 1 TO 4 (299 PIERCE FINLEY) (6000.00 SQ FT), FR Block 45, Alexander Subdivision, City of El Paso, El Paso County, Texas, PID #A470-999-0450-0600

to be \$345.06, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 13<sup>th</sup> day of September, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED FORTY FIVE AND 06/100 DOLLARS (\$345.06) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

**\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, ELROD, RYAN K., referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

8813 Polaris St., more particularly described as S 57.00 FT OF LOT 310 (11400.00 SQ FT), SUNRISE ACRES #1 Subdivision, City of El Paso, El Paso County, Texas, PID #S912-999-001K-9300

to be \$318.13, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 29<sup>th</sup> day of August, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City

Code, declares the above total amount THREE HUNDRED EIGHTEEN AND 13/100 DOLLARS (\$318.13) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

#### **\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, DE AVILA, MANUEL III, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

252 S. Glenwood St., more particularly described as N  
50.70 FT OF W 120 FT OF LOT 17 (6084.00 SQ FT),  
Block 6, Alameda Acres Subdivision, City of El Paso, El  
Paso County, Texas, PID #A438-999-0060-3360

to be \$521.37, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 25<sup>th</sup> day of August, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount FIVE HUNDRED TWENTY ONE AND 37/100 DOLLARS (\$521.37) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

#### **\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, ESTRADA, ROBERTO P., referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public

nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

5917 Tampa Ave., more particularly described as Lot 18  
(6000 SQ FT), Block 15, Womble Subdivision, City of El  
Paso, El Paso County, Texas, PID #W813-999-0150-  
6500

to be \$314.88, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 22<sup>nd</sup> day of August, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED FOURTEEN AND 88/100 DOLLARS (\$314.88) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

**\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, DIAZ, ALFONSO SR., referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

Lot 1 (104544 SQ FT), Block 16, Capistrano Park  
Subdivision, City of El Paso, El Paso County, Texas, PID  
#C118-999-0160-0100

to be \$779.81, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 8<sup>th</sup> day of September, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount SEVEN HUNDRED SEVENTY NINE AND 81/100 DOLLARS (\$779.81) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

### **\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, CARDINA, CHRISTOPHER M. & BLANCA E., referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

6987 Red Oak Ct., more particularly described as Lot 17  
(16814.16 SQ FT), Block 2, Summerlin Subdivision, City  
of El Paso, El Paso County, Texas, PID #S782-999-  
0020-1700

to be \$284.17, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 23<sup>rd</sup> day of August, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO HUNDRED EIGHTY FOUR AND 17/100 DOLLARS (\$284.17) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of

this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

### **\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, BARNES, MARY S., referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

Lots 513 & 514, Sunrise Acres #1 Subdivision, City of El Paso, El Paso County, Texas, PID #S912-999-001Q-4300

to be \$364.55, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 2<sup>nd</sup> day of September, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED SIXTY FOUR AND 55/100 DOLLARS (\$364.55) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

### **\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, U T PLUMBING, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has

reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

3629 Alline Pl., more particularly described as Lot 25  
(5160.0 SQ FT), Block 2, Pluebo Montana Unit 1  
Subdivision, City of El Paso, El Paso County, Texas, PID  
#P915-999-0020-2500

to be \$341.94, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 11<sup>th</sup> day of August, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED FORTY ONE AND 94/100 DOLLARS (\$341.94) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

**\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, PEREZ, HUGO A. (TR), referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

12348 Tierra Humeda Dr., more particularly described  
as Lot 27 (5536.9 SQ FT), Block 24, Tierra Del Este Unit  
3 Subdivision, City of El Paso, El Paso County, Texas,  
PID #T287-999-0240-2700

to be \$283.49, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was

completed on the 9th day of September, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO HUNDRED EIGHTY THREE AND 49/100 DOLLARS (\$283.49) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

### **\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, GUZMAN, JORGE & TERESA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

136 Whitney Way, more particularly described as Lot 4,  
Pulliam Subdivision, City of El Paso, El Paso County,  
Texas, PID #P947-999-0010-3100

to be \$278.62, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 3<sup>rd</sup> day of August, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO HUNDRED SEVENTY EIGHT AND 62/100 DOLLARS (\$278.62) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

### **\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, CONTRERAS, MANUEL, referred to as owner, regardless of number, of the



hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

152 Whitney Way, more particularly described as Lot 7  
(EXC SE PT) (14390.46 SQ FT), Pulliam Subdivision,  
City of El Paso, El Paso County, Texas, PID #P947-999-  
0010-6100

to be \$397.42, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 4<sup>th</sup> day of August, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED NINETY SEVEN AND 42/100 DOLLARS (\$397.42) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

**\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, DIAZ, ALFONSO, SR., referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and

weeds or other rubbish located on the property known as:

TR 2-D (2.284 ACRE), U S GOVT PARCEL #10  
Subdivision, City of El Paso, El Paso County, Texas, PID  
#U310-999-0010-2700

to be \$464.27, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 8<sup>th</sup> day of September, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount FOUR HUNDRED SIXTY FOUR AND 27/100 DOLLARS (\$464.27) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

#### **\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, CDE FRAMING & REMODELING LLC, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

441 Greggerson Dr., more particularly described as Lot  
1, Block 1, Cinecue Valley Subdivision, City of El Paso,  
El Paso County, Texas, PID #C575-999-0010-0100

to be \$357.83, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 22<sup>nd</sup> day of September, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED FIFTY SEVEN AND 83/100 DOLLARS (\$357.83) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

### **\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, JOSE A. GARCIA 2013 LIVING TRUST, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

3317 Alameda Ave., more particularly described as Lots  
8 & 9 (7000 SQ FT), Block 21, East El Paso Subdivision,  
City of El Paso, El Paso County, Texas, PID #E014-999-  
0210-1700

to be \$326.93, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 13<sup>th</sup> day of September, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED TWENTY SIX AND 93/100 DOLLARS (\$326.93) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

### **\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, CHACON, JOSEFINA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and

dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

528 Barcelona Dr., more particularly described as Lot 6,  
Block 9, Clardy Fox Subdivision, City of El Paso, El Paso  
County, Texas, PID #C622-999-0090-2100

to be \$349.39, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 6<sup>th</sup> day of September, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED FORTY NINE AND 39/100 DOLLARS (\$349.39) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

#### **\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, LUEVANO, DANIEL & MARGIE, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

3125 Frutas Ave., more particularly described as Lot 12  
& W 24 FT OF 13 (6860 SQ FT), Block 30, East El Paso  
Subdivision, City of El Paso, El Paso County, Texas, PID  
#E014-999-0300-2100

to be \$331.39, in accordance with the El Paso City Code Section 9.04.880 and the Texas

Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 15<sup>th</sup> day of August, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED THIRTY ONE AND 39/100 DOLLARS (\$331.39) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

### **\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, VEGA, JOSE & VICTORIA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

139 Locust St., more particularly described as Lot 4 & N  
3 FT OF LOT 3 & S 22 F OF LOT 5, Block 6, Orchard  
Park Subdivision, City of El Paso, El Paso County,  
Texas, PID #O263-999-0060-0900

to be \$418.13, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 17<sup>th</sup> day of August, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount FOUR HUNDRED EIGHTEEN AND 13/100 DOLLARS (\$418.13) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

### **\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, LMO PROPERTIES, LLC., referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

1107 Myrtle Ave., more particularly described as Lots 19  
& 20 (6000 SQ FT), Block 15, Franklin Heights  
Subdivision, City of El Paso, El Paso County, Texas, PID  
#F607-999-0150-4300

to be \$492.14, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 16<sup>th</sup> day of August, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount FOUR HUNDRED NINETY TWO AND 14/100 DOLLARS (\$492.14) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

#### **\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, HART'S FOLLY LP., referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

1730 W. Paisano Dr., more particularly described as  
(0.334 AC) Simeon Hart Surv 2 Abst #43, City of El  
Paso, El Paso County, Texas, PID #X002-999-H000-  
0100

to be \$366.44, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 26<sup>th</sup> day of September, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED SIXTY SIX AND 44/100 DOLLARS (\$366.44) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

#### **\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, HART'S HOMESTEAD LP, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

1828 W. Paisano Dr., more particularly described as W  
PT of Lot 3 & W PT OF N 1/2 OF 2 (29561 SQ FT), Old  
Fort Bliss Subdivision, City of El Paso, El Paso County,  
Texas, PID #O185-999-0000-0700

to be \$383.22, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 26<sup>th</sup> day of September, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED EIGHTY THREE AND

22/100 DOLLARS (\$383.22) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

### **\*R E S O L U T I O N**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, HART'S HOMESTEAD LP, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

**WHEREAS**, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

1836 W. Paisano Dr., more particularly described as W  
PT of Lot 4 (21481 SQ FT), Old Fort Bliss Subdivision,  
City of El Paso, El Paso County, Texas, PID #O185-999-  
0000-1100

to be \$349.66, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 26<sup>th</sup> day of September, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED FORTY NINE AND 66/100 DOLLARS (\$349.66) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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## **6. Goal 4: Enhance El Paso's Quality of Life through Recreational, Cultural and Educational Environments**

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6.1.

**\*R E S O L U T I O N**

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

That the City Council declares that the expenditure of discretionary funds totaling up to \$2,000 to be used towards costs of producing the Mighty Mujer Triathlon to be held on Saturday, April 22, 2017, which provides women in El Paso the opportunity to participate in the all female triathlon and serves the municipal purpose of providing recreational activities to residents and visitors of El Paso and is authorized; and that the City Manager be authorized to negotiate and sign a contract as approved by the City Attorney's Office to ensure that the funds are properly expended for the municipal purpose and to appropriate funds to effectuate the purposes of this Resolution. The specific expenditures are as follows:

- District 2            an amount not to exceed \$1,000
- District 8            an amount not to exceed \$1,000

6.2.

**\*R E S O L U T I O N**

**WHEREAS**, the City of El Paso is required by Chapter 2258 of the Texas Government Code to determine the prevailing rate of per diem wages for each craft or type of worker within the geographic limits of the City for construction of public works;

**WHEREAS**, pursuant to Texas Government Code Section 2258.022(a)(1) and in conjunction with other local governmental bodies, the City through the County of El Paso conducted a survey of wages received by classes of workers employed on projects of a character similar to the contract work performed within the El Paso city limits; and

**WHEREAS**, the City, along with a representative group of contractor and craft/union leaders, reviewed the survey results within the El Paso city limits and the rates established by the U.S. Department of Labor in accordance with the Davis Bacon Act, and agreed to recommend the rates attached hereto as **Exhibit A** for each craft or type of worker for Building Construction Trades and Heavy Construction and the definitions of the work performed by each craft or type of worker attached hereto as **Exhibit B**.

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

That the Director of Purchasing and Strategic Sourcing Department is authorized to specify the wage rates attached hereto as **Exhibit A** for each craft or type of worker for Building Construction Trades and Heavy Construction in the call for bids for any public works contract and in the contract itself and that the City Engineer be authorized to clarify the definitions of work performed by each craft or type of worker attached hereto as **Exhibit B**, if necessary; and that the wage rates are effective February 28, 2017.

**7.     Goal 5: Promote Transparent and Consistent Communication Among All Members of the Community**

7.1.

**\*RESOLUTION**

**WHEREAS**, on May 31, 2016 the City of El Paso ("City") entered into a contract 2016-416R Fiber Network Services ("Contract") with AT&T Corporation for an initial term of three (3) years and two (2) one-year options extend; and

**WHEREAS**, the parties desire to enter into an Amendment to the Pricing Schedule of the Contract to add sites that will be provide Ethernet services.

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

That the City Manager be authorized to sign an Amendment to Contract 2016-416R Fiber Network Services, "Amendment to Pricing Schedule for AT&T Switched Ethernet Service Provided Pursuant To Custom Terms", for an additional contract amount of Sixty Eight Thousand Forty and No/100 Dollars (\$68,040.00), for a total contract amount of Two Million Three Hundred Eighty Seven Thousand Eight Hundred Eighty and No/100 Dollars (\$2,387,880.00).

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**8. Goal 6: Set the Standard for Sound Governance and Fiscal Management**

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8.1.

**\*RESOLUTION**

**WHEREAS**, pursuant to Section 31.11 (c) of the Texas Code an application for a refund must be made within three (3) years after the date of the payment or the taxpayer waives the right to the refund; and

**WHEREAS**, pursuant to Section 31.11 (c-1) the governing body of the taxing unit may extend the deadline for a single period not to exceed two years on a showing of good cause by the taxpayer; and

**WHEREAS**, taxpayer, Texas Title Company ("Taxpayer") has applied for a refund with the tax assessor for their 2011 property taxes that were overpaid on February 29, 2012 in the amount of \$1,137.57 for all taxing entities; and

**WHEREAS**, City Council may extend the deadline for the Taxpayer's application for the overpayment of the 2011 taxes for a period not to exceed two years on a showing of good cause by the taxpayer; and

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

**THAT** the City finds that Texas Title Company showed a good cause to extend the deadline to apply for a refund of the overpayment of the 2011 taxes and the tax refund in the amount of \$1,137.57 is approved.

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8.2.

**\*RESOLUTION**

**WHEREAS**, pursuant to Section 31.11 (c) of the Texas Code an application for a refund must be made within three (3) years after the date of the payment or the taxpayer waives the right to the refund; and

**WHEREAS**, pursuant to Section 31.11 (c-1) the governing body of the taxing unit may extend the deadline for a single period not to exceed two years on a showing of good cause by the taxpayer; and

**WHEREAS**, taxpayer, Sanchez Grocery through Enrique J. Sanchez ("Taxpayer") has applied for a refund with the tax assessor for their 2012 property

taxes that were overpaid on February 28, 2013 in the amount of \$121.12 for all taxing entities; and

**WHEREAS**, City Council may extend the deadline for the Taxpayer's application for the overpayment of the 2012 taxes for a period not to exceed two years on a showing of good cause by the taxpayer; and

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

**THAT** the City finds that Sanchez Grocery through Enrique J. Sanchez showed a good cause to extend the deadline to apply for a refund of the overpayment of the 2012 taxes and the tax refund in the amount of \$121.12 is approved.

8.3.

### **R E S O L U T I O N**

**WHEREAS**, El Paso Electric Company, distributes electric power within the City Limits of the City of El Paso pursuant to a 25-year franchise granted to El Paso Electric Company dated as of July 15, 2005, and is an electric utility;

**WHEREAS**, on February 13, 2017, El Paso Electric Company ("EPE" or the "Company"), filed with the City of El Paso its Application of El Paso Electric Company to Change Rates;

**WHEREAS**, pursuant to applicable law, the City of El Paso maintains original jurisdiction over rates of El Paso Electric Company for rates charged within the City limits of the City of El Paso and the Application specifies that the rate change within the City's jurisdiction should be effective on March 20, 2017;

**WHEREAS**, the City Council has determined that additional time and information is needed for it to study the proposed rate changes and tariffs and the reasons therefor;

**WHEREAS**, pursuant to the Public Utility Regulatory Act, Texas Utilities Code Section 36.108, the City of El Paso, as regulatory Authority, has the right to suspend the proposed rate change subject to the City's jurisdiction for a period of 90 days after the proposed date the change would otherwise be effective; and

**WHEREAS**, the City Council has determined that it is in the best interest of its citizens and ratepayers to suspend the proposed rate change.

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

1. That the rate increase identified in the Application of El Paso Electric Company to Change Rates is hereby suspended for 90 days after the effective date for the rate increase subject to the City's jurisdiction as specified in the filing.
2. That the City Manager shall so notify El Paso Electric Company of the suspension by having a copy of this Resolution delivered or mailed to the Chief Executive Officer of the Company.

Representatives Acosta and Robinson commented.

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

**1<sup>ST</sup> MOTION**

\*Motion made, seconded, and unanimously carried to **MOVE TO REGULAR.**

**2<sup>ND</sup> AND FINAL MOTION**

Motion made by Representative Acosta, seconded by Representative Tolbert, and unanimously carried to **APPROVE** the Resolution.

NOT PRESENT FOR THE VOTE: Representatives Svarzbein, Noe and Niland

8.4.

**\*R E S O L U T I O N**

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

That the Mayor be authorized to sign an Interlocal Agreement with the County of El Paso (the "County"), allowing the City to participate with the County in conducting a survey of the general prevailing rate of per diem wages in the City of El Paso, to comply with Texas Government Code Chapter 2258 which requires that workers employed on a public works project on behalf of the City not be paid less than the general prevailing rate of per diem wages in the City for work of a similar character.

8.5.

**\*R E S O L U T I O N**

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

That the Mayor be authorized to sign an Interlocal Governmental Agreement for Joint Election between the City of El Paso and the El Paso Independent School District to allow the City of El Paso and the El Paso Independent School District to hold a joint election on May 6, 2017 and to share polling places and expenses as specified therein.

**9. Goal 7: Enhance and Sustain El Paso's Infrastructure Network**

9.1.

**\*R E S O L U T I O N**

**WHEREAS**, on November 12, 2013, the City Council for the City of El Paso approved a Local Transportation Project Advance Funding Agreement for a Coordinated Border Infrastructure (CBI) Project (Off State system) by and between the City of El Paso and the State of Texas for Phase I improvements to Winn Road from Pan American Drive to the Border Safety Inspection Facility (the "LPAFA"); and

**WHEREAS**, the LPAFA was executed by the State of Texas on December 5, 2013; and

**WHEREAS**, since the execution of the LPAFA the City and the Camino Real Regional Mobility Authority ("CRRMA") entered into an Interlocal Agreement for project planning and construction services; and

**WHEREAS**, there is a decrease in the Construction funds in the amount of \$4,268,346.00 which resulted from CRRMA undertaking the construction responsibilities of the project; and

**WHEREAS**, the El Paso MPO allocated additional Engineering funds in amount of \$1,209,883.00 for a total estimated preliminary engineering cost of \$1,809,883.00 for the project and decreased the Right of Way funds in the amount of \$620,000.00 as a result of the El Paso MPO deprogramming the Right of Way funds ;

and

**WHEREAS**, the parties desire to amend the LPAFA to amend the Scope of Work, amend Attachment C to reflect the changes in the project cost.

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

That the City Manager be authorized to sign the Advance Funding Agreement Amendment #1 to the Local Transportation Project Advance Funding Agreement by and between the City of El Paso and the State of Texas, for Phase I improvements to Winn Road from the intersection at Pan American Drive to the Border Safety Inspection Facility, to amend Attachment C to reflect a decrease in the Construction funds in the amount of \$4,268,346.00 which resulted from CRRMA undertaking the construction responsibilities of the project, an increase of the Engineering funds in amount of \$1,209,883.00 and a decrease in the Right of Way funds in the amount of \$620,000.00 as a result of the El Paso MPO deprogramming the Right of Way funds. All other provisions of the original Agreement are unchanged and remain in full force and effect. The City total estimated participation costs are \$101,459.00.

9.2.

**\*R E S O L U T I O N**

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

That the City Manager be authorized to sign Consent to Assignment of Contract No. 2016-828 Groups II and IV, for Street Construction Materials from CEMEX Construction Materials South, LLC. to GCC of America, Inc.

**10. Goal 8: Nurture and Promote a Healthy, Sustainable Community**

10.1.

**\*R E S O L U T I O N**

**WHEREAS**, on October 14, 2014 the City entered into a contract with New Skool Dogs for the training of animals for the Animal Shelter under Contract No. 2015-007; and

**WHEREAS**, pursuant to Section C, Paragraph 8A of the Contract (Termination for Convenience), the City is authorized to terminate the Contract for convenience; and

**WHEREAS**, the City desires to terminate the Contract for Convenience.

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

That the Purchasing Director is authorized to notify New Skool Dogs that the City is terminating the Contract No. 2015-007 for the training of animals services pursuant to the provisions and requirements of Section C, Paragraph 8A of the Contract Clauses, and that the termination shall be effective as of February 28, 2017.

**CONSENT AGENDA - BOARD RE-APPOINTMENTS:**

**11. Goal 4: Enhance El Paso's Quality of Life through Recreational, Cultural and Educational Environments**

11.1. \*Motion made, seconded, and unanimously carried to **RE-APPOINT** Donald Sevigny

to the Historic Landmark Commission by Representative Claudia Ordaz, District 6.

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**12. Goal 6: Set the Standard for Sound Governance and Fiscal Management**

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**12.1.** \*Motion made, seconded, and unanimously carried to **RE-APPOINT** Mark Thomas-Bray to the Ethics Review Commission by Representative Carl L. Robinson, District 4.

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**12.2.** \*Motion made, seconded, and unanimously carried to **RE-APPOINT** Adolpho Telles to the Ethics Review Commission by City Representative Michiel R. Noe, District 5.

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**12.3.** \*Motion made, seconded, and unanimously carried to **RE-APPOINT** Jed Untereker to the Ethics Review Commission by Representative Claudia Ordaz, District 6.

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**CONSENT AGENDA - BOARD APPOINTMENTS:**

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**13. Goal 4: Enhance El Paso's Quality of Life through Recreational, Cultural and Educational Environments**

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**13.1.** \*Motion made, seconded, and unanimously carried to **APPOINT** John E. Moye to the El Paso Bond Overview Advisory Committee (BOAC) by Representative Peter Svarzbein, District 1.

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**13.2.** \*Motion made, seconded, and unanimously carried to **DELETE** the appointment of Rida Asfahani to the Historic Landmark Commission by City Representative Jim Tolbert, District 2.

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**13.3.** \*Motion made, seconded, and unanimously carried to **APPOINT** David J. Ochoa to the Parks and Recreation Advisory Board by City Representative Jim Tolbert, District 2.

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**13.4.** \*Motion made, seconded, and unanimously carried to **APPOINT** Nati Munoz to the Retired Seniors Volunteer Program by City Representative Carl L. Robinson, District 4.

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**14. Goal 7: Enhance and Sustain El Paso's Infrastructure Network**

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**14.1.** \*Motion made, seconded, and unanimously carried to **APPOINT** Joel Guzman to the Building and Standards Commission by City Representative Jim Tolbert, District 2.

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**CONSENT AGENDA - APPLICATIONS FOR TAX REFUNDS:**

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**15. Goal 6: Set the Standard for Sound Governance and Fiscal Management**

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**15.1.** \*Motion made, seconded, and unanimously carried that the following tax refunds be **APPROVED**, subject to auditor approval:

1. Commercial Metals Company in the amount of \$2,944.86 overpayment on March 30, 2015 of 2014 taxes. (Geo. # 003P-000-0000-0060)
2. The Garick Group, Inc. in the amount of \$66,155.87 overpayment on January

31, 2017 of 2016 taxes. (Geo. # 0125-999-9005-0000)

3. Advantage Rent A Car in the amount of \$95,698.14 overpayment on January 23, 2017 of 2016 taxes. (Geo. # 1007-999-1146-2734)
4. Cole Gateway, LTD in the amount of \$4,288.33 overpayment on January 31, 2017 of 2016 taxes. (Geo. # G193-999-0010-0120)
5. Geoffrey Wright in the amount of \$2,451.24 overpayment on January 24, 2017 of 2016 taxes. (Geo. # G569-999-0960-4600)
6. Muy Pizza Tejas, LLC in the amount of \$19,178.92 overpayment on January 31, 2016 of 2015 taxes. (Geo. # U465-999-0010-0400)
7. Commercial Metals Company in the amount of \$5,394.41 overpayment on February 23, 2015 of 2014 taxes. (Geo. # X160-000-0000-2000)
8. Commercial Metals Company in the amount of \$4,958.06 overpayment on February 23, 2015 of 2014 taxes. (Geo. # X160-000-0000-4000)
9. Commercial Metals Company in the amount of \$15,748.92 overpayment on February 23, 2015 of 2014 taxes. (Geo. # X174-000-0000-0002)

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**CONSENT AGENDA - REQUESTS TO ISSUE PURCHASE ORDERS:**

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**16. Goal 2: Set the Standard for a Safe and Secure City**

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- 16.1.** \*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Director of Purchasing & Strategic Sourcing Department to issue a purchase order to Decision Tree Inc., dba Decision Tree Technologies, a contractor under the Region 19 Contract #14-6994 for the purchase of audio/visual equipment and installation services for the 911 District relocation. The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

The participation by the City of El Paso in the Region 19 ESC Cooperative Purchasing Program was approved by Mayor and Council on August 19, 2014.

Department:	Information Technology
Vendor:	Decision Tree Inc., dba Decision Tree Technologies
	El Paso, Texas
Total Estimated Amount:	\$238,597.00
Account No.:	190-28310-580100-4500-PCP10IT02A0
Funding Source:	2010 Certificates of Obligation
Reference No:	2017-867

This is a Cooperative, equipment and service contract.

- 16.2.** \*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Director of Purchasing & Strategic Sourcing Department to issue purchase orders to Motorola

Solutions, Inc., a Contractor under the State of Texas Department of Information Resources (DIR) Contract #DIR-SDD-2203 for the purchase of equipment and services in support of the relocation of the 911 Backup Center for Police Headquarters. The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

The participation by the City of El Paso in the Department of Information Resources (DIR) was approved by Mayor and Council on August 19, 2014.

Department:	Information Technology
Vendor:	Motorola Solutions, Inc. Schaumburg, IL
Total Estimated Amount:	\$288,432.16
Account No.:	190-28310-580100-4500-PCP10IT02A0
Funding Source:	2010 Certificates of Obligation
Reference No:	2017-868

This is a Cooperative, equipment and service contract.

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- 16.3.** \*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Director for the Purchasing & Strategic Sourcing Department to issue a Purchase Order(s) to Doggett Freightliner of South Texas, LLC a contractor under Region 19 Contract 15-7166 for engine replacement services. The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

The participation by the City of El Paso in the Region 19 Purchasing Cooperative Program was approved by Mayor and City Council on August 19, 2014.

Department:	Fire
Award to:	Doggett Freightliner of South Texas, LLC El Paso, TX
Total Estimated Award:	\$30,000
Account No.:	322 – 22090 – 1000 – 522280 – P2216
Funding Source:	General Fund
Reference #:	2017-884

This is a Cooperative, unit price contract.

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## **17. Goal 6: Set the Standard for Sound Governance and Fiscal Management**

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- 17.1.** \*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Director for the Purchasing & Strategic Sourcing Department be authorized to issue a Purchase Order to Texas Kenworth Co dba MHC Kenworth - Dallas a contractor under BuyBoard Contract #521-16 for one (1) 2018 T270 with Roll Back Body Tow Truck. The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

The participation by the City of El Paso in the HGAC Purchasing Cooperative Program was approved by Mayor and City Council on August 19, 2014.

Department:	Police
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Award to: Texas Kenworth Co dba MHC Kenworth -  
Dallas, TX  
Total Estimated Award: \$102,038.60 (1 Unit)  
Account No.: 321-580060-4340-21280-P2121-P5002350  
Funding Source: Abandoned Auto – Vehicular Equipment  
Reference #: 2017-882

This is a Cooperative, unit price contract.

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**CONSENT AGENDA - BEST VALUE PROCUREMENTS:**

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**18. Goal 2: Set the Standard for a Safe and Secure City**

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**18.1. 1<sup>ST</sup> MOTION**

\*Motion made, seconded, and unanimously carried to **MOVE TO REGULAR.**

**2<sup>ND</sup> AND FINAL MOTION**

Motion made by Representative Acosta, seconded by Mayor Pro Tempore Noe, and carried to **AUTHORIZE** the Director of Purchasing & Strategic Sourcing Department to exercise the City's option to extend current Contract 2014-070 Janitorial Services – Municipal Service Center & Corrals with Ace Government Services for two (2) additional years pursuant to the provisions of an award approved by the City Council on March 11, 2014. The extended contract period will be from April 1, 2017 to March 31, 2019.

AYES: Representatives Svarzbein, Tolbert, Acosta, Robinson, and Noe

NAYS: Representatives Ordaz and Limón

NOT PRESENT FOR THE VOTE: Representative Niland

Department: Streets & Maintenance  
Award to: Ace Government Services, LLC  
El Paso, TX  
Option: 2 Years  
Annual Estimated Amount: \$104,047.65  
Total Estimated Amount: \$208,095.30 (2 years)  
Account No.: 532 – 522060 1000 – 31040 - P3120  
Funding Source: General Fund – Maintenance Services Contracts -  
Janitorial

This is a Best Value, service contract.

Mr. Art Gamboa, Purchasing and Strategic Sourcing, presented a PowerPoint presentation (copy on file in City Clerk's Office).

Representative Limón commented.

The following City staff members commented:

1. Mr. Bruce Collins, Director of Purchasing and Strategic Sourcing
2. Dr. Mark Sutter, Chief Financial Officer

Mr. Eric Stoltz, citizen, commented.

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**19. Goal 6: Set the Standard for Sound Governance and Fiscal Management**

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- 19.1.** \*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Director of Purchasing & Strategic Sourcing Department to exercise the City's option to extend current Contract 2014-072 GMC/Chevrolet Light Duty Proprietary Parts and Service with Mission Chevrolet, LTD. for two (2) additional years pursuant to the provisions of an award approved by the City Council on March 11, 2014. The extended contract period will be from March 11, 2017 to March 10, 2019.

Department:	Streets and Maintenance
Award to:	Mission Chevrolet, LTD. El Paso, TX
Option:	One [of One]
Annual Estimated Amount:	\$95,000.00
Total Estimated Amount:	\$190,000.00 (2 years)
Account No.:	532 – 37020 – 531210 – 3600 – P3711 532 – 37020 – 531250 – 3600 – P3701
Funding Source:	Internal Service Fund – Inventory Purchases – Materials and Supplies – Equipment Outside Repair Services

This is a Best Value, unit price contract.

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**CONSENT AGENDA - BIDS:**

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**20. Goal 2: Set the Standard for a Safe and Secure City**

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- 20.1.** \*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Director of Purchasing & Strategic Sourcing Department to exercise the City's option to extend current Contract 2014-165 Work Boots with Northern Imports DBA Work Wear Safety Shoes for two (2) additional years pursuant to the provisions of an award approved by the City Council on May 27, 2014. The extended contract period will be from May 26, 2017 to May 25, 2019.

Department:	Fire
Award to:	Northern Imports DBA Work Wear Safety Shoes Ft. Worth, TX
Option:	One of One
Annual Estimated Amount:	\$75,000
Total Estimated Amount:	\$150,000 (2 years)
Account No.:	322 – 22090 – 1000 – 531200
Funding Source:	General Fund

This is a low bid, unit price contract.

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**MAYOR'S PROCLAMATIONS**

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1. **National Girls and Women in Sports Day**
2. **World Spay Day**
3. **The Annual Sale of Buddy Poppies**

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**RECOGNITIONS**

**Coach Tony Harper –Star on the Mountain Award**

**City Employees**

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**8:00 A.M. – 8:30 A.M. CALL TO THE PUBLIC – PUBLIC COMMENT**

The following members of the public commented:

1. Mr. Joe Gudenrath
2. Mr. George Zavala
3. Mr. Michael Patino
4. Mr. Jack Chapman
5. Mr. Richard Dayoub
6. Mr. Gary Borsch
7. Mr. Christopher Falk
8. Mr. Miguel Juarez
9. Mr. William Womack
10. Ms. Antonia Morales
11. Ms. Leticia Herrera
12. Ms. Romelia Mendoza
13. Mr. Bruce Aleman
14. Mr. William Giraldez
15. Mr. Eric Stoltz

Representative Acosta commented.

Motion made by Representative Robinson, seconded by Representative Limón, and unanimously carried to **SUSPEND THE RULES OF ORDER** to allow additional speakers to address the Council after the signup period.

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**REGULAR AGENDA - FIRST READING OF ORDINANCES**

Motion made by Representative Niland, seconded by Representative Limón, and unanimously carried that the following Ordinances, having been introduced pursuant to Section 3.9 of the El Paso City Charter, be **ADVERTISED** for public hearing:

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**21. Goal 3: Promote the Visual Image of El Paso:**

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- 21.1.** An ordinance allowing the City Manager to sign a correction instrument and a correction quitclaim deed to correct a scrivener's error in the quitclaim deed signed as a result of the vacation of a portion of City right of way under Ordinance 018621. Subject Property: East of Ochoa and North of University; Applicant: Maria Del Carmen

and Daniel A. Casavantes SURW16-00006 (District 1)

**PUBLIC HEARING WILL BE HELD ON MARCH 7, 2017**

- .....
- 21.2.** An Ordinance granting Special Permit No. PZST16-00034, to allow for infill development and detailed site development plan review to allow for a ballroom on the property describes as Lot 1, Block1, Desert Heaven Estates, City of El Paso, El Paso County, Texas. A ballroom use is not a permitted use in C-1 or C-2 (Commercial) district; however, it is a permitted use in C-2 (Commercial) zone district with a rezoning request (PZRZ16-00031). Pursuant to Section 20.10.280 Infill Development of the El Paso City Code. The penalty being as provided for in chapter 20.24 of the El Paso City Code. Subject Property: 280 Ysleta Ln. Property Owner: D' Roman LLC. PZST16-00034 (District 6).

**PUBLIC HEARING WILL BE HELD ON MARCH 21, 2017**

- .....
- 21.3.** An Ordinance changing the zoning of the real property known as Lot 1, Block1, Desert Heaven Estates, City of El Paso, El Paso County, Texas, from C-1 (Commercial) to C-2 (Commercial). The Penalty is as provided for in Chapter 20.24 of the El Paso City Code to allow for a ballroom. A ballroom use is not a permitted use in C-1 or C-2 (Commercial) district; however, it is a permitted use in C-2 (Commercial) zone district with a Special permit application (PZST16-00034). The penalties for violating the standards imposed through this rezoning ordinance are found in Section 20.24 of the El Paso City Code. Subject Property: 280 Ysleta Ln. Owner: D' Roman LLC. PZRZ16-00031 (District 6)

**PUBLIC HEARING WILL BE HELD ON MARCH 21, 2017**

- .....
- 21.4.** An ordinance amending Title 19 (Subdivision and Development Plats), Article 2. Subdivision Standards, Chapter 19.18 (Traffic Impact Analysis), Section 19.18.010 (Purpose and Applicability) of the El Paso City Code, to allow for deferral of a traffic impact analysis to the platting stage of development under certain circumstances. The penalty is as provided for in chapter 19.42 of the El Paso City Code. (All Districts)

**PUBLIC HEARING WILL BE HELD ON MARCH 21, 2017**

- .....
- 21.5.** An Ordinance amending Title 20 (Zoning), Chapter 20.04 (Administrative Provisions), Article VI (Changes and Amendments), Section 20.04.380 (Application Requirements) of the El Paso City Code, to revise the requirements for a traffic impact analysis under certain circumstances. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. (All Districts)

**PUBLIC HEARING WILL BE HELD ON MARCH 21, 2017**

- .....
- 21.6.** An Ordinance granting Special Permit No. PZST16-00036, to permit a group residential facility and parking reduction on the property described as the north 100 feet of Tract 151, Sunrise Acres No. 2, 7715 Mt. Latona Drive, City of El Paso, El Paso County, Texas, Pursuant to Section 20.10.265 Group Residential Facilities of the El Paso City Code. The penalty being as provided in Chapter 20.24 of the El Paso City Code. Subject Property: 7715 Mt. Latona Drive. Property Owner: Francisca Morales and Pedro Morales. PZST16-00036 (District 2)

**PUBLIC HEARING WILL BE HELD ON MARCH 21, 2017**

- .....
- 21.7.** An ordinance vacating a 0.22 acre public easement, legally described as a portion of Bucher Road released and quitclaimed and reserved as a public easement under Ordinance No. 7428, also known as a portion of Lot 1, Block 1, Palmdale Acres Unit Two, an Addition to the City of El Paso, El Paso County, Texas. Subject Property: North of North Loop and West of Hawkins; Applicant: Casas Por Cristo SUET16-00002 (District 3)

**PUBLIC HEARING WILL BE HELD ON MARCH 7, 2017**

- .....
- 21.8.** An Ordinance releasing conditions placed on property by Ordinance No. 9348 which changed the zoning of Tract 23-G, Block 54, Ysleta Grant, 8736 Gateway East Boulevard, City of El Paso, El Paso County, Texas. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 8736 Gateway East Boulevard. Property Owner: Teton River Properties, LLC. PZCR16-00008 (District 7)

**PUBLIC HEARING WILL BE HELD ON MARCH 21, 2017**

.....

**22. Goal 6: Set the Standard for Sound Governance and Fiscal Management:**

- .....
- 22.1.** An Ordinance amending Ordinance 8065 (Civil Service Rules and Regulations), to amend Rule 1, Section 2 relating to the Office of the Civil Service Commission Secretary.

**PUBLIC HEARING WILL BE HELD ON MARCH 7, 2017**

- .....
- 22.2.** An Ordinance amending Ordinance 8065 (Civil Service Rules and Regulations), to amend Rule nos. 5 and 12 to remove reference to efficiency points and rating, and Rule no. 7 to clarify when a performance review may be appealed.

**PUBLIC HEARING WILL BE HELD ON MARCH 7, 2017**

.....

**23. Goal 7: Enhance and Sustain El Paso's Infrastructure Network:**

- .....
- 23.1.** An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.010 (One-Way Streets), to amend Campbell Street, northbound between Loop 375, the Border Highway, and Schuster Avenue of the El Paso City Code to Campbell Street, northbound between East Seventh Avenue and Schuster Avenue.

**PUBLIC HEARING WILL BE HELD ON MARCH 7, 2017**

- .....
- 23.2.** An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.010 (One-Way Streets), to amend Kansas Street, southbound between Schuster Avenue and Loop 375 of the El Paso City Code to Kansas Street, Southbound between Schuster Avenue and East Seventh Avenue.

**PUBLIC HEARING WILL BE HELD ON MARCH 7, 2017**

- .....
- 23.3.** An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.010 (One-Way Streets), to delete the following location on Ninth Avenue, westbound between Mesa Street and Oregon Street of the El Paso City Code.

**PUBLIC HEARING WILL BE HELD ON MARCH 7, 2017**

.....

**REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS**

.....

**24. Goal 5: Promote Transparent and Consistent Communication Among All Members of the Community**

.....

- 24.1.** Motion made by Representative Limón, seconded by Representative Acosta, and unanimously carried to **AWARD** Solicitation No. 2017-576 (Cisco Proprietary VoIP Telephony and Network Infrastructure) to Sigma Technology Solutions Inc., for an initial term estimated amount of \$1,600,000.00. The award is to include two (2) additional one (1) year option amounts of \$800,000 for a total four (4) year award of \$3,200,000.

NOT PRESENT FOR THE VOTE: Representative Niland

Department:	Information Technology
Vendor:	Sigma Technology Solutions, Inc. San Antonio, Texas
Item(s):	Groups I & II
Option to Extend:	Two, 1 year options
Annual Estimated Amount:	\$ 800,000.00
Initial Term Estimated Award:	\$1,600,000.00 (2 Years)
Total Estimated Award:	\$3,200,000.00 (4 Years)
Account No.:	190-28300-4710-580350-PCP09IT0020 – IT Telephone 190-28340-4560-580100-PCP12IT010 – Network Infrastructure 190-28340-4560-580100-PCP12IT030 - VoIP
Funding Source:	IT Capital Funds

This is a Low Bid, catalog contract.

The Purchasing & Strategic Sourcing and Information Technology recommend that the contract be awarded to Sigma Technology Solutions, Inc., the sole bidder. In accordance with this award; the City Manager or designee is authorized to exercise future options as needed.

.....

**25. Goal 7: Enhance and Sustain El Paso's Infrastructure Network**

.....

- 25.1.** Motion made by Representative Robinson, seconded by Representative Acosta, and unanimously carried to **AWARD** Solicitation No. 2017-589 Roadway Structures 2017 to J.A.R. CONCRETE, INC. dba JAR Construction, Inc. for estimated award of \$983,050.00.

NOT PRESENT FOR THE VOTE: Representative Niland

Department: Streets and Maintenance  
Award to: J.A.R. CONCRETE, INC. dba JAR Construction, Inc.  
El Paso, TX  
Item(s): All  
Initial Term: 730 Consecutive Calendar Days  
Base Bid: \$ 983,050.00  
Total Estimated Award: \$ 983,050.00  
Account No.: 532-1000-32040-522270-P3230  
532-2305-32040-522040-P3230  
Funding Source: General Funds  
Environmental Fee Fund

This is a Low Bid, unit price contract.

The Purchasing and Strategic Sourcing, Capital Improvement, and Streets and Maintenance Departments recommend award as indicated to J.A.R. CONCRETE, INC. dba JAR Construction, Inc. the lowest responsive, responsible bidder.

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measured quantity. The actual cost of this contract may be higher or lower than the total estimated value and will be the sum total of unit prices at the contract term.

As a part of this award, upon the review of the City Attorney, the City Engineer or Streets and Maintenance Director may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

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## **REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF ORDINANCES**

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### **26. Goal 1: Create an Environment Conducive to Strong, Sustainable Economic Development**

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#### **26.1. ORDINANCE 018632**

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The City Clerk read an Ordinance entitled: **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL PASO, TEXAS, DESIGNATING A NONCONTIGUOUS GEOGRAPHIC AREA WITHIN THE CITY AS A REINVESTMENT ZONE PURSUANT TO CHAPTER 311 OF THE TEXAS TAX CODE, TO BE KNOWN AS REINVESTMENT ZONE NUMBER EIGHT, CITY OF EL PASO; DESCRIBING THE BOUNDARIES OF THE ZONE; CREATING A BOARD OF DIRECTORS FOR THE**

**ZONE; ESTABLISHING A TAX INCREMENT FUND FOR THE ZONE; CONTAINING FINDINGS RELATED TO THE CREATION OF THE ZONE; PROVIDING A DATE FOR THE TERMINATION OF THE ZONE; PROVIDING THAT THE ZONE TAKE EFFECT IMMEDIATELY UPON PASSAGE OF THE ORDINANCE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

Mr. David Petitt, consultant, presented a PowerPoint presentation (copy on file in City Clerk's Office).

Representatives Ordaz, Limón, and Svarzbein commented.

The following City staff members commented:

1. Mr. Tommy Gonzalez, City Manager
2. Ms. Jessica Herrera, Interim Director of Economic and International Development

Mr. Eric Stoltz, citizen, commented.

Motion duly made by Representative Ordaz, seconded by Representative Limón, that the Ordinance be **ADOPTED**. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Representatives Svarzbein, Tolbert, Acosta, Robinson, Noe, Ordaz, and Limón

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Niland

Whereupon the Mayor ordered that, the vote having been cast in favor of the Ordinance, the same be and the same are hereby **ADOPTED**.

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## **27. Goal 3: Promote the Visual Image of El Paso**

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### **27.1. ORDINANCE 018633**

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The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF LOT 1, BLOCK 76, VISTA DEL SOL UNIT SEVENTEEN, 2211 TRAWOOD DRIVE, CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM R-3 (RESIDENTIAL) TO A-O (APARTMENT/OFFICE). THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE. SUBJECT PROPERTY: 2211 TRAWOOD DRIVE. PROPERTY OWNER: SUN CITY CAPITAL, LLC. PZRZ16-00039**

Mr. Raul Garcia, Planning and Inspections, presented a PowerPoint presentation (copy on file in City Clerk's Office).

Representatives Svarzbein, Limón, and Noe commented.

The following City staff members commented:

1. Ms. Sylvia Firth, City Attorney, gave legal advice.
2. Mr. Alex Hoffman, Planning and Inspections



The following members of the public commented:

1. Ms. Guadalupe Gonzalez
2. Mr. Roberto Cortez
3. Ms. Grace Cortez
4. Mr. Jorge Villegas

Motion duly made by Representative Limón, seconded by Representative Ordaz, that the Ordinance be **ADOPTED**. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Representatives Svarzbein, Tolbert, Ordaz, and Limón

NAYS: Representative Noe

NOT PRESENT FOR THE VOTE: Representatives Acosta, Robinson and Niland

Whereupon the Mayor ordered that, the vote having been cast in favor of the Ordinance, the same be and the same are hereby **ADOPTED**.

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**27.2.**

**ORDINANCE 018634**

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING SPECIAL PERMIT NO. PZST16-00028, TO ALLOW FOR INFILL DEVELOPMENT AND DETAILED SITE DEVELOPMENT PLAN REVIEW TO ALLOW FOR A FRONT AND REAR CUMULATIVE SETBACK REDUCTION FROM THE REQUIRED 100FT. TO 82.27FT. ON THE PROPERTY DESCRIBED AS LOT 6, BLOCK 2, EMERALD VALLEY ESTATES REPLAT, 5512 MILRAY DR., CITY OF EL PASO, EL PASO COUNTY, TEXAS. PURSUANT TO SECTION 20.10.280 INFILL DEVELOPMENT OF THE EL PASO CITY CODE. THE PENALTY BEING AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE. SUBJECT PROPERTY: 5512 MILRAY DR. PROPERTY OWNER: JEREMY & MELISSA RYAN PZST16-00028**

Mr. Raul Garcia, Planning and Inspections, presented a PowerPoint presentation (copy on file in City Clerk's Office).

Motion duly made by Representative Svarzbein, seconded by Representative Limón, that the Ordinance be **ADOPTED**. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Representatives Svarzbein, Tolbert, Noe, Ordaz, and Limón

NAYS: None

NOT PRESENT FOR THE VOTE: Representatives Acosta, Robinson and Niland

Whereupon the Mayor ordered that, the vote having been cast in favor of the Ordinance, the same be and the same are hereby **ADOPTED**.

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**27.3.**

**ORDINANCE 018635**

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING SPECIAL PERMIT NO. PZST16-00023, TO ALLOW FOR INFILL DEVELOPMENT WITH A**

REDUCTION IN SIDE YARD SETBACK, REAR YARD SETBACK, AND CUMULATIVE FRONT AND REAR YARD SETBACK AND A REDUCTION IN LOT AREA AND LOT WIDTH REQUIREMENTS ON THE PROPERTY DESCRIBED AS LOT 35, SAVE AND EXCEPT A PORTION THEREOF, PLUS A PORTION OF LOT 36, BLOCK 21, KERN PLACE ADDITION, 904 PARK ROAD, CITY OF EL PASO, EL PASO COUNTY, TEXAS, PURSUANT TO SECTION 20.10.280 INFILL DEVELOPMENT OF THE EL PASO CITY CODE. THE PENALTY BEING AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE. PROPERTY OWNER: ROSALINE STEVENSON. PZST16-00023

Motion duly made by Representative Svarzbein, seconded by Representative Limón, that the Ordinance be **ADOPTED**. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Representatives Svarzbein, Tolbert, Noe, Ordaz, and Limón

NAYS: None

NOT PRESENT FOR THE VOTE: Representatives Acosta, Robinson and Niland

Whereupon the Mayor ordered that, the vote having been cast in favor of the Ordinance, the same be and the same are hereby **ADOPTED**.

27.4.

**ORDINANCE 018636**

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF THE PROPERTY DESCRIBED AS THE EAST 14 FEET OF LOT 13 AND ALL OF LOT 14, BLOCK 108, EAST EL PASO ADDITION, 3427 MONTANA AVENUE, CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM R-5 (RESIDENTIAL) TO S-D (SPECIAL DEVELOPMENT), PURSUANT TO SECTION 20.04.360 AND APPROVING A DETAILED SITE DEVELOPMENT PLAN PURSUANT TO SECTION 20.04.150 AND 20.10.360 OF THE EL PASO CITY CODE TO ALLOW FOR PROFESSIONAL OFFICE AS PERMITTED IN THE S-D (SPECIAL DEVELOPMENT) ZONE DISTRICT. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE. SUBJECT PROPERTY: 3427 MONTANA AVENUE. PROPERTY OWNER: CARLOS CAMARILLO. PZRZ16-00037**

Motion duly made by Representative Tolbert, seconded by Representative Limón, that the Ordinance be **ADOPTED**. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Representatives Svarzbein, Tolbert, Robinson, Noe, Ordaz, and Limón

NAYS: None

NOT PRESENT FOR THE VOTE: Representatives Acosta and Niland

Whereupon the Mayor ordered that, the vote having been cast in favor of the Ordinance, the same be and the same are hereby **ADOPTED**.

27.5.

Motion made by Representative Limón, seconded by Mayor Pro Tempore Noe, and unanimously carried to **POSTPONE** one week the public hearing on an Ordinance granting Special Permit No. PZST15-00008, to allow for infill development with reduced lot area, lot width, lot depth, and cumulative front & rear yard setback

reductions on the property described as a portion of Lot 32, Block 5, Alameda Acres, 409 S. Glenwood Street, City of El Paso, El Paso County, Texas, Pursuant to Section 20.10.280 Infill Development of the El Paso City Code. The penalty being as provided in Chapter 20.24 of the El Paso City Code. Subject Property: 409 S. Glenwood Street. Property Owner: ANVIA, L.L.C. PZST15-00008

NOT PRESENT FOR THE VOTE: Representative Niland

Mr. Raul Garcia, Planning and Inspections, presented a PowerPoint presentation (copy on file in City Clerk's Office).

27.6.

**ORDINANCE 018637**

The City Clerk read an Ordinance entitled: **AN ORDINANCE VACATING A PORTION OF CITY RIGHT-OF-WAY OVER A PORTION OF CLIFF DRIVE ADJACENT TO LOT 1, BLOCK 1, CITY VIEW SUBDIVISION, CITY OF EL PASO, EL PASO COUNTY, TEXAS. SUBJECT PROPERTY: SOUTH OF CLIFF AND WEST OF COTTON; APPLICANT: EL PASO REHAB, L.P. SURW16-00008**

Ms. Kimberly Forsyth, Planning and Inspections, commented.

Motion duly made by Representative Limón, seconded by Mayor Pro Tempore Noe, that the Ordinance be **ADOPTED**. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Representatives Svarzbein, Tolbert, Acosta, Robinson, Noe, Ordaz, and Limón

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Niland

Whereupon the Mayor ordered that, the vote having been cast in favor of the Ordinance, the same be and the same are hereby **ADOPTED**.

**REGULAR AGENDA - OTHER BUSINESS**

**28. Goal 1: Create an Environment Conducive to Strong, Sustainable Economic Development**

28.1.

**R E S O L U T I O N**

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

That the Mayor be authorized to sign an Interlocal Agreement between the City of El Paso and the County of El Paso allowing the parties to send a delegation from Destination El Paso to the 2017 South By Southwest annual exposition to promote the cultural, film, tourism, convention and hotel industry, and economic opportunities available in the El Paso Region and providing for the sharing of expenses between the City and the County. The City Council finds that this Interlocal Agreement advances the general and economic welfare of the citizens of El Paso.

Mr. Bryan Crowe, General Manager for Destination El Paso, presented a PowerPoint presentation (copy on file in City Clerk's Office).

Representatives Svarzbein, Limón, and Ordaz commented.

Mr. Tommy Gonzalez, City Manager, commented.

Motion made by Representative Svarzbein, seconded by Representative Limón, and unanimously carried to **APPROVE** the Resolution.

NOT PRESENT FOR THE VOTE: Representative Niland

- 
- 28.2.** Presentation and discussion by The Hub of Human Innovation on their annual report (September 1, 2015 – August 31, 2016) and their progress with respect to the FY 2016 performance measures, as described under the reporting metrics in the Chapter 380 grant agreement.

Mr. Joe Wardy, Hub of Human Innovation presented a PowerPoint presentation (copy on file in City Clerk's Office).

Representatives Limón and Svarzbein commented.

Ms. Denisse Carter, Economic Development Contract Compliance Coordinator, commented.

**NO ACTION** taken on this item.

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**29. Goal 2: Set the Standard for a Safe and Secure City**

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- 29.1.** Presentation of the El Paso Police Department's 2016 Racial Profiling Analysis Report, covering the period of January 1, 2016 through December 31, 2016, pursuant to the Texas Code of Criminal Procedure (CCP) Article 2.134(b).

Assistant Police Chief Michelle Gardner presented a PowerPoint presentation (copy on file in City Clerk's Office).

Representative Robinson commented.

**NO ACTION** taken on this item.

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**30. Goal 4: Enhance El Paso's Quality of Life through Recreational, Cultural and Educational Environments**

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**30.1. RESOLUTION**

**WHEREAS**, the Mayor and City Council accept the recommendation from the Parks and Recreation Advisory Board to rename Radford Park located at 4501 Mobile Avenue within the City of El Paso, El Paso County Texas, as further described in "Attachment A", as **HADDOX FAMILY PARK**.

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

**THAT** the Park, located at 4501 Mobile Avenue located within the City of El

Paso, El Paso County, Texas, as further described in Attachment “A”, shall henceforth be renamed and known as **HADDOX FAMILY PARK**; and,

**THAT** City Representative Jim Tolbert (“Applicant”) shall incur the customary costs associated with the renaming of a park, such as installing or replacing signs with the park name or any other signs posted or affixed to a facility. Any proposed signs shall be acceptable to both the Parks and Recreation Department and Applicant.

Ms. Paula Powell, Assistant Director of Parks and Recreation, presented a PowerPoint presentation (copy on file in City Clerk’s Office).

Representative Tolbert commented.

Ms. Madeline Haddox, applicant, commented.

**1<sup>ST</sup> MOTION**

\*Motion made, seconded and unanimously carried to **MOVE TO THE FOREFRONT**.

**2<sup>nd</sup> and FINAL MOTION**

Motion made by Representative Tolbert, seconded by Representative Limón, and unanimously carried to **APPROVE** the Resolution.

.....  
**30.2.**

**R E S O L U T I O N**

**WHEREAS**, the Mayor and City Council accept the recommendation from the Parks and Recreation Advisory Board to rename Valley Creek Park located at 651 Gomez Road within the City of El Paso, El Paso County Texas, as further described in “Attachment A”, as **MARY FRANCES KEISLING PARK**.

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

**THAT** the Park, located at 651 Gomez Road located within the City of El Paso, El Paso County, Texas, as further described in Attachment “A”, shall henceforth be renamed and known as **MARY FRANCES KEISLING PARK**; and,

**THAT** Mr. George Ambacher (“Applicant”) shall incur the customary costs associated with the renaming of a park, such as installing or replacing signs with the park name or any other signs posted or affixed to a facility. Any proposed signs shall be acceptable to both the Parks and Recreation Department and Applicant.

Ms. Paula Powell, Assistant Director of Parks and Recreation, presented a PowerPoint presentation (copy on file in City Clerk’s Office).

Mr. George Armsbaker, applicant, commented.

**1<sup>ST</sup> MOTION**

\*Motion made, seconded, and unanimously carried to **MOVE TO THE FOREFRONT**.

**2<sup>ND</sup> AND FINAL MOTION**

Motion made by Representative Svarzbein, seconded by Representative Limón, and unanimously carried to **APPROVE** the Resolution.

.....

**31. Goal 5: Promote Transparent and Consistent Communication Among All Members of the Community**

- 31.1.** Motion made by Representative Acosta, seconded by Mayor Pro Tempore Noe, and unanimously carried to **APPROVE** the construction closeout of the Ballpark and the approval of the five (5) year Capital Improvement plan for the Ballpark.

Mr. Andrew Goh, City Engineer, presented a PowerPoint presentation (copy on file in City Clerk's Office).

NOT PRESENT FOR THE VOTE: Representative Niland

**32. Goal 6: Set the Standard for Sound Governance and Fiscal Management**

**32.1. RESOLUTION**

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

That the City Manager be authorized to sign an Agreement for Professional Services with **MORENO CARDENAS, INC.**, for the project known as "**PRINCETON STREET, TULANE DRIVE & VALLEY VIEW DRIVE STREET AND DRAINAGE IMPROVEMENTS**", for an amount not to exceed Five Hundred Eighty Nine Thousand One Hundred Thirty Two and No/100 Dollars (\$589,132.00); to approve additional Basic Services and Reimbursables for an amount not to exceed Fifty Thousand and No/100 Dollars (\$50,000.00) and to approve Additional Services for an amount not to exceed Fifty Thousand and No/100 Dollars (\$50,000.00) if such services are necessary for the proper execution of the project and that the increased amounts are within the appropriate budgets of the project for a total amount of Six Hundred Eighty Nine Thousand One Hundred Thirty Two and No/100 Dollars (\$689,132.00); and that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for the execution of the Agreement.

Representative Limón commented.

Mr. Javier Reyes, Engineering Division Manager, commented.

Motion made by Representative Limón, seconded by Representative Ordaz, and unanimously carried to **APPROVE** the Resolution.

NOT PRESENT FOR THE VOTE: Representatives Tolbert and Niland

- 32.2.** Motion made by Mayor Pro Tempore Noe, seconded by Representative Limón, and unanimously carried to **APPROVE** the following revisions to the City's legislative agenda: Under Priority Legislative Initiatives. Initiative Six, Film Incentives, amend the first bullet as follows: Work with the State Film Director to provide work force training in El Paso and on amending the Texas Administrative Code to remove the in-state spending tier system. Oppose legislation that will abolish the program. Initiative Seven MPO, revise in its entirety to state: Maintain current membership and operating procedures for the Metropolitan Planning Organizations.

NOT PRESENT FOR THE VOTE: Representative Niland

Ms. Lupe Cuellar, Legislative Attorney, presented a PowerPoint presentation (copy on file in City Clerk's Office).

Representatives Noe, Ordaz, Svarzbein, Acosta, and Robinson commented.

The following City staff members commented:

1. Mr. Tommy Gonzalez, City Manager
2. Ms. Sylvia Firth, City Attorney, gave legal advice.

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**32.3.** Presentation by Paul Braden, Bond Counsel, regarding Quality of Life Bond Ordinance as it relates to the Multipurpose Cultural Center.

Mr. Paul Braden, outside counsel, presented a PowerPoint presentation (copy on file in City Clerk's Office) and gave legal advice.

Representatives Tolbert, Acosta, Noe, Svarzbein, Robinson, and Limón commented.

The following City staff members commented:

1. Mr. Tommy Gonzalez, City Manager
2. Mr. Khalil Zaied, Manager of Public Works and Transportation
3. Ms. Sylvia Firth, City Attorney, gave legal advice.

**NO ACTION** taken on this item.

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**33. MAYOR AND COUNCIL**

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**33.1.** \*Motion made, seconded, and unanimously carried to **DELETE** the item regarding discussion and action on the February 1, 2017 Open Space Advisory Board's (OSAB) Resolution requesting that the City Council consider the various options to create a northern access to the One Thousand Steps Trail and the Franklin Mountain State Park.

NOT PRESENT FOR THE VOTE: Representative Ordaz

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**EXECUTIVE SESSION**

Motion made by Representative Robinson, seconded by Representative Svarzbein, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 2:21 p.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.087 to discuss any of the following:

NOT PRESENT FOR THE VOTE: Representative Niland

Section 551.071	CONSULTATION WITH ATTORNEY
Section 551.072	DELIBERATIONS REGARDING REAL PROPERTY
Section 551.073	DELIBERATION REGARDING PROSPECTIVE GIFTS
Section 551.074	PERSONNEL MATTERS

Section 551.076      DELIBERATION REGARDING SECURITY DEVICES  
Section 551.087      DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Motion made by Representative Robinson, seconded by Representative Acosta, and unanimously carried to adjourn the Executive Session at 3:39 p.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

NOT PRESENT FOR THE VOTE: Representative Niland

.....  
**EX1.**      Claim of Ines F. Enciso; D/L: 09/09/16; Matter No. 16-1036-612 (551.071)

Motion made Mayor Pro Tempore Noe, seconded by Representative Acosta and unanimously carried that the City Attorney's Office be authorized to deny the property damage claim of Ines F. Enciso in its entirety.

NOT PRESENT FOR THE VOTE: Representative Niland

.....  
**EX2.**      Claim of Joseph Lopez; D/L: 03/20/16; Matter No. 16-1026-7831 (551.071)

Motion made Mayor Pro Tempore Noe, seconded by Representative Acosta and unanimously carried that the City Attorney's Office be authorized to deny the property damage and personal injury claim of Joseph Lopez, date of incident: March 20, 2016; in its entirety.

NOT PRESENT FOR THE VOTE: Representative Niland

.....  
**EX3.**      El Paso Entertainment, Inc. d/b/a Foxy's Night Club and JEDJO, Inc., The Lamplighter Lounge and CR&R, Inc. v. City of El Paso, Texas; Matter No. 13-1004-337 (551.071)

Motion made Mayor Pro Tempore Noe, seconded by Representative Acosta and unanimously carried that outside counsel for the City of El Paso, in consultation with the City Attorney, be authorized settlement authority in the case entitled El Paso Entertainment, Inc. d/b/a Foxy's Night Club and JEDJO, Inc., The Lamplighter Lounge and CR&R, Inc. v. City of El Paso, Texas. The City Attorney, through outside counsel for the City of El Paso, is authorized to negotiate a settlement agreement and sign all documents to effectuate this authority under Matter No. 13-1004-337 as recommended by the City Attorney.

NOT PRESENT FOR THE VOTE: Representative Niland

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**EX4.**      Economic Incentives for a Convention Center Hotel located in the City of El Paso. (551.071, 551.072, and 551.087)

**NO ACTION** taken on this item.

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**EX5.**      Economic Incentive for a Customer Contact and Fulfillment Center located in the City of El Paso. (551.087)

**NO ACTION** taken on this item.



.....  
**EX6.** Economic Incentives for a Mixed Use Development to be located in the City of El Paso. (551.087)

**NO ACTION** taken on this item.

.....  
**EX7.** SOAH Docket 473-17-2686, PUC Docket No. 46831 Application of El Paso Electric Company to Change Rates. (551.071)

Motion made by Mayor Pro Tempore Noe, seconded by Representative Acosta and unanimously carried, that the City Attorney is authorized on behalf of the City to file a Motion to Intervene in SOAH Docket No. 473-17-2686, PUC Docket No. 46831, Application of El Paso Electric Company to Change Rates.

This Motion is intended to grant broad authority to the City Attorney to take any action necessary to address these matters in consultation with the City Manager to address, defend and represent the City in this matter. This authorization also authorizes the City Attorney to retain outside Counsel and any necessary consultants and experts in connection with this matter.

NOT PRESENT FOR THE VOTE: Representative Niland

.....  
**ADJOURN**

Motion made by Representative Ordaz, seconded by Representative Limón, and unanimously carried to **ADJOURN** this meeting at 3:45 p.m.

ABSENT: Representative Niland

.....  
**APPROVED AS TO CONTENT:**

\_\_\_\_\_  
Richarda Duffy Momsen, City Clerk