

DEE MARGO
MAYOR

TOMMY GONZALEZ
CITY MANAGER



CITY COUNCIL
PETER SVARZBEIN, DISTRICT 1
ALEXSANDRA ANNELLO, DISTRICT 2
CASSANDRA HERNANDEZ-BROWN, DISTRICT 3
SAM MORGAN, DISTRICT 4
MICHEL R. NOE, DISTRICT 5
CLAUDIA ORDAZ PEREZ, DISTRICT 6
HENRY RIVERA, DISTRICT 7
CISSY LIZARRAGA, DISTRICT 8

MINUTES FOR REGULAR COUNCIL MEETING

March 20, 2018
COUNCIL CHAMBERS, CITY HALL
9:00 AM

ROLL CALL

The City Council met in regular session at the above place and date. Meeting was called to order at 9:15 a.m. Mayor Dee Margo present and presiding and the following Council Members answered roll call: Peter Svarzbein, Sam Morgan, Michiel R. Noe, Claudia Ordaz Perez, and Henry Rivera. Late arrivals: Cassandra Hernandez-Brown at 9:17 a.m. Alexsandra Annello at 9:24 a.m. Cissy Lizarraga requested to be excused. The invocation was given by Rabbi Levi Greenberg followed by the Pledge of Allegiance to the Flag of the United States of America.

INVOCATION BY RABBI LEVI GREENBERG

PLEDGE OF ALLEGIANCE

Maxon Levi Montoya
Christine Sophia Hernandez
Jose Luis Hernandez
Anthony J. Ruelas
Aiden J. Ruelas

MAYOR'S PROCLAMATIONS

- 1. Poison Prevention Week**
- 2. John Sherrill Houser Week**
- 3. Southwest University Day**

RECOGNITIONS BY MAYOR

NOTICE TO THE PUBLIC

Motion made by Mayor Pro Tempore Noe, seconded by Representative Ordaz Perez, 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, Annello, Hernandez-Brown, Morgan, Noe, Ordaz Perez and Rivera

NAYS: None

ABSENT: Representative Lizarraga

CONSENT AGENDA - APPROVAL OF MINUTES:

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

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- 1.1. *Motion made, seconded, and unanimously carried to APPROVE the Minutes for the Regular City Council Meeting of March 6, 2018, the Legislative Review Meeting of the Whole of March 5, 2018, and the Work Session of March 5, 2018.

ABSENT: Representative Lizarraga

CONSENT AGENDA - REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

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- 2.1. *Motion made, seconded, and unanimously carried to **EXCUSE** Representative Cissy Lizarraga from the Regular City Council Meeting of March 20, 2018

ABSENT: Representative Lizarraga

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 Manager be authorized to sign a License Agreement between the City of El Paso (the "City") and Transtelco, Inc. (hereinafter the "Licensee"), for Licensee to install, repair and maintain fiber optic conduit running across the Zaragoza Bridge, for a term of seven (7) years beginning on the date of the City's approval and once Licensee provides evidence that Licensee has one or more agreement to connect fiber on the Zaragoza Bridge with one or more authorized Mexican telecommunications providers, with the option of three additional five year terms, for an Annual Fee and Bridge License Fee of \$35,126.00, which is subject to an annual CPI-U increase, plus a lump sum payment for a back pay total of \$85,382.85.

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

- 4.1.** Mayor Margo and Representatives Svarzbein, Annello, Hernandez-Brown, Noe Ordaz Perez, and Rivera commented.

Police Assistant Chief Patrick Maloney commented.

1ST MOTION

*Motion made, seconded, and unanimously carried to **MOVE** this item to the regular agenda.

2ND AND FINAL MOTION

Motion made by Representative Rivera, seconded by Mayor Pro Tempore Noe, and carried to **APPROVE** the Resolution.

AYES: Representatives Hernandez-Brown, Morgan, Noe, Ordaz Perez and Rivera

NAYS: Representatives Svarzbein and Annello

ABSENT: Representative Lizarraga

R E S O L U T I O N

WHEREAS, the El Paso City Council finds it in the best interest of the citizens of El Paso that the Local Border Security FY 19 program be operated for the time period of September 1, 2018 to August 31, 2019; and

WHEREAS, the El Paso City Council agrees that in the event of loss or misuse of the Homeland Security Grants Division funds, the El Paso City Council assures that the funds will be returned to the Office of the Governor's, Homeland Security Grants Division in full; and

WHEREAS, the El Paso City Council designates the City Manager or his designee as the grantee's authorized official.

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 grant application for the Local Border Security FY 19 to the Office of the Governor's, Homeland Security Grants Division, including all understandings and assurances contained therein, and to accept, reject, alter, modify and/or terminate, an award amount, for the purpose of sustaining interagency operations and enhancing local law enforcement patrols to interdict criminal activity.
2. That the City Manager or designee be authorized to sign any grant related paperwork, authorize budget transfer and submit any necessary revisions to operational plan.
3. That there is no cash match required from the City of El Paso.
4. That in the event of loss or misuse of grant funds, the governing body will

return all funds to the Office of the Governor

4.2.

***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 exercise the option to extend the term of the Government Entity Tower License Agreement between the Crown Atlantic Company, LLC., and the City of El Paso for antenna, shelter and/or antenna space, including any antennas, cables connectors, wires, radios, radio shelter or cabinet and related transmission and reception hardware and software and other personal property necessary to carry out City's public safety P-25 communications located at a portion of Tract 3A7 Clara Mundy Survey No. 247, City of Anthony, El Paso County, Texas more commonly known as Anthony Tower on the top of Franklin Mountains, for an additional five-year term, at cost to the City of \$34,084.84 per annum for rent with a 3% annual increase.

4.3.

***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 a First Amendment to the Interlocal Agreement between the City of El Paso ("City") and the County of El Paso, Texas ("County") for Emergency Management Coordination, in order to fund the County's share of the required equipment and facility upgrades resulting from the relocation of the Office of Emergency Management ("OEM") Operations Center, with a one-time lump sum payment of ONE HUNDRED FOUR THOUSAND EIGHT HUNDRED SIXTY THREE AND 90/100 DOLLARS (\$104,863.90) to be paid by the County to the City for such costs.

4.4.

***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 City Manager be authorized to sign an Interlocal Agreement between the City of El Paso ("The City") and the Texas Department of Transportation ("TXDOT") for the El Paso Police Department (EPPD) to provide uniformed officers and equipment necessary for law enforcement, general surveillance, and traffic control at and around sites for which TXDOT is providing maintenance, repair, construction and other services to State maintained roads and highways. Such services are to promote safety of construction zone workers and the traveling public. In lieu, TXDOT will pay up to \$107,241.60 for this service on a reimbursement basis for actual salary and vehicle costs for a twenty-four month period March 22, 2018- March 21, 2020.

5.

Goal 3: Promote the Visual Image of El Paso

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, BLANCAS, SALVADOR, 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:

7213 Royal Arms Dr., more particularly described as Lot 4 (11708.96 Sq. Ft.), Block 1, Falcon Hills #2 Subdivision, City of El Paso, El Paso County, Texas, PID #F169-999-0010-0400

to be \$308.39, 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 14th day of September, 2017, 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 EIGHT AND 39/100 DOLLARS (\$308.39) 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, OROZCO, MIGUEL A. C., 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:

5753 Valley Lilac Ln., more particularly described as Lot 14, Block 10, Valley Creek #2 Subdivision, City of El Paso, El Paso County, Texas, PID #V138-999-0100-1400

to be \$381.18, 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 29th day of August, 2017, 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 ONE AND 18/100 DOLLARS (\$381.18) 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, MIRAMONTES, JORGE & URIEL & 1, 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:

6158 Whistling Swan Pl., more particularly described as Lot 33 (12103.58 Sq. Ft.), Block 1, Laguna Meadows #3 Subdivision, City of El Paso, El Paso County, Texas, PID #L131-999-0010-3300

to be \$410.95, 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 8th day of September, 2017, 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 TEN AND 95/100 DOLLARS (\$410.95) 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, RUDYKINS, 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:

3325 Hamilton Ave., more particularly described as Lot 3 & 4 (6000 Sq. Ft.), Block 29, Grandview Subdivision, City of El Paso, El Paso County, Texas, PID #G686-999-0290-0600

to be \$315.83, 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 31st day of August, 2017, 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 FIFTEEN AND 83/100 DOLLARS (\$315.83) 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, ALVIDREZ, I. R. JR., 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:

4100 Morehead Ave., more particularly described as Lot 24 & 25 & W. Pt. of 23 (59 Ft. on Morehead 120 Ft. on E. 54 Ft. on S. 120 Ft. on W.) (6780 Sq. Ft.), Block 119, Grandview Subdivision, City of El Paso, El Paso County, Texas, PID #G686-999-1190-9100

to be \$314.61, 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 7th day of August, 2017, 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 61/100 DOLLARS (\$314.61) 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, THE

MANUEL L. DIAZ REVOCABLE 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:

1607 Saint Johns Dr., more particularly described as Lot 44 (6403 Sq. Ft.), Block 2, Terry Allen Subdivision, City of El Paso, El Paso County, Texas, PID #T188-999-0020-7700

to be \$469.01, 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 23rd day of August, 2017, 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 NINE AND 01/100 DOLLARS (\$469.01) 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, GARCIA, JUAN & ALEJANDRO, 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:
4015 Truman Ave., more particularly described as Lots 7 to 9 (9000 Sq. Ft.), Block 73, Morningside Heights Subdivision, City of El Paso, El Paso County, Texas, PID #M794-999-0730-1500

to be \$390.11, 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 24th day of August, 2017, 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 AND 11/100 DOLLARS (\$390.11) 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, GRANADOS, SAUL O., 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:

3915 Tularosa Ave., more particularly described as Lot 9 (3500 Sq. Ft.), Block 21, Government Hill Subdivision, City of El Paso, El Paso County, Texas, PID #G569-999-0210-3700

to be \$315.42, 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 14th day of September, 2017, 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 FIFTEEN AND 42/100 DOLLARS (\$315.42) 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, GRANADOS, SAUL O., 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:

3915 Tularosa Ave., more particularly described as Lot 9 (3500 Sq. Ft.), Block 21, Government Hill Subdivision, City of El Paso, El Paso County, Texas, PID #G569-999-0210-3700

to be \$315.42, 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 14th day of September, 2017, 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 FIFTEEN AND 42/100 DOLLARS (\$315.42) 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, ZILER, DONOVAN H., 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:

1200 Brookhaven Dr., more particularly described as Lot 21 (9252 Sq. Ft.), Block 6, Cielo Vista Park Subdivision, City of El Paso, El Paso County, Texas, PID #C518-999-0060-4100

to be \$353.85, 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 5th day of September, 2017, 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 85/100 DOLLARS (\$353.85) 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,

BRETZ, SCOTT 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:

9712 Carnegie Ave., more particularly described as Lot 4 EXC WLY 25.04 ft. (18448 Sq. Ft.), Block 3, Mc Rae Commercial District Subdivision, City of El Paso, El Paso County, Texas, PID #M298-999-0030-0700

to be \$346.54, 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 29th day of August, 2017, 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 SIX AND 54/100 DOLLARS (\$346.54) 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, MILLER, JUSTIN & JASMINE, 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:

11813 Daplin Way, more particularly described as Lot 35 (7152.90 SQ FT), Block 15, Mesquite Hills #2 Subdivision, City of El Paso, El Paso County, Texas, PID #M395-999-0150-3500

to be \$286.46, 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 August, 2017, 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 SIX AND 46/100 DOLLARS (\$286.46) 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.

5. 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, BATIZ, GIANA 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:

7328 Mesquite Sun Ln., more particularly described as Lot 8 (5132.85 Sq. Ft.), Block 4, Mesquite Hills Subdivision, City of El Paso, El Paso County, Texas,

PID #M395-999-0040-0800

to be \$287.28, 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 30th day of August, 2017, 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 SEVEN AND 28/100 DOLLARS (\$287.28) 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, SOLOMON, KEVIN E. & NICOLE A., 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:

10749 Silvercloud Dr., more particularly described as Lot 20 (7230.96 Sq. Ft.), Block 7, Summerlin Subdivision, City of El Paso, El Paso County, Texas, PID #S782-999-0070-2000

to be \$286.74, 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 22nd day of August, 2017, 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 SIX AND 74/100 DOLLARS (\$286.74) 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, GEO-BEAZER, 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:

Lot 10 (31367.00 SQ FT), Block 1, Sun Valley Ranch Subdivision, City of El Paso, El Paso County, Texas, PID #S820-999-0010-1000

to be \$676.16, 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 26th day of August, 2017, 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 SIX AND 16/100 DOLLARS (\$676.16) 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, OASIS RANCH, LTD, 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:

3545 Oasis Dr., more particularly described as Lot 18 (2008.00 SQ FT), Block 2, Oasis Ranch Subdivision, City of El Paso, El Paso County, Texas, PID #O101-999-0020-1080

to be \$261.84, 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 23rd day of August, 2017, 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 SIXTY ONE AND 84/100 DOLLARS (\$261.84) 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, BUENO, AGLAEE 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:

4032 Tierra Morena Dr., more particularly described as Lot 47 (5082.00 Sq. Ft.), Block 146, Tierra Del Este #36 Subdivision, City of El Paso, El Paso County, Texas, PID #T287-999-1460-0470

to be \$367.38, 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 6th day of September, 2017, 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 SEVEN AND 38/100 DOLLARS (\$367.38) 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, ESCOBAR, CARLOS R. & DAVID, 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:

8811 Alameda Ave., more particularly described as TR 22-A (0.287 AC), Block 38, Ysleta Subdivision, City of El Paso, El Paso County, Texas, PID #Y805-999-0380-2201

to be \$286.46, 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 3rd day of August, 2017, 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 SIX AND 46/100 DOLLARS (\$286.46) 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, GARCIA, VERONICA, 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: 888 Mondel Pine Pl., more particularly described as Lot 8 (3075.00 Sq. Ft.), Block 19, Pecan Grove #2 RPL B Subdivision, City of El Paso, El Paso County, Texas, PID #P656-999-0190-0800

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 17th day of August, 2017, 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, DURAN, BELINDA, 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:

243 Pendale Rd., more particularly described as TR 4 (0.29 AC) & TR 5-A (0.052 AC) (14898 Sq. Ft.), Block 36, Ysleta Subdivision, City of El Paso, El Paso County, Texas, PID #Y805-999-036A-0401

to be \$383.08, 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 23rd day of August, 2017, 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 08/100 DOLLARS (\$383.08) 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, ARMENDARIZ, GERARDO N., 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:

9001 Socorro Rd., more particularly described as Lot 1 (7013.38 SQ FT), Block 1, J & R Lopez Subdivision, City of El Paso, El Paso County, Texas, PID #J010-999-0010-0100

to be \$357.51, 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 27th day of July, 2017, 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 51/100 DOLLARS (\$357.51) 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, GUTIERREZ, ARMANDO JR., 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:

333 Kitt Rd., more particularly described as Lot S. 138.82 ft of W. 76.88 ft. of 4 & E. 78.96 ft. of 5, Mc Cunes Subdivision, City of El Paso, El Paso County, Texas, PID #M238-999-0010-2100

to be \$497.82, 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 30th day of August, 2017, 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 SEVEN AND 82/100 DOLLARS (\$497.82) 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, REYES, CECILIA 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:

7543 Matamoros Dr., more particularly described as Lot 10, Block 42, Hacienda Heights Subdivision, City of El Paso, El Paso County, Texas, PID #H012-999-0420-1900

to be \$300.27, 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 30th day of August, 2017, 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 AND 27/100 DOLLARS (\$300.27) 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, GOMEZ, SANTIAGO B. & SOLEDAD, 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:

7522 Parral Dr., more particularly described as Lot 16, Block 33, Hacienda Heights Subdivision, City of El Paso, El Paso County, Texas, PID #H012-999-0330-4500

to be \$386.05, 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 6th day of September, 2017, 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 SIX AND 05/100 DOLLARS (\$386.05) 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, DRAGON, PATRICIA 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:

1186 Physicians Tx., more particularly described as TR 22 (0.862 AC), O. A. Danielson SUR 310 ABST 10026 Subdivision, City of El Paso, El Paso County, Texas, PID #X310-999-0000-1860

to be \$448.30, 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 31st day of August, 2017, 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 FORTY EIGHT AND 30/100 DOLLARS (\$448.30) 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, V

CAPITAL MANAGEMENT, 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:

4835 Emory Rd., more particularly described as Lot 1 (34093.92 SQ FT), Block 1, Chavando Estates Subdivision, City of El Paso, El Paso County, Texas, PID #C350-999-0010-0100

to be \$609.59, 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 8th day of September, 2017, 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 NINE AND 59/100 DOLLARS (\$609.59) 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, PAUL 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:

370 S. Glenwood St., more particularly described as S. 55 ft. of Lot 27 (EXCW 10 ft. on St.) (20185 Sq. Ft.), Block 6, Alameda Acres Subdivision, City of El Paso, El Paso County, Texas, PID #A438-999-0060-5101

to be \$383.08, 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 28th day of August, 2017, 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 08/100 DOLLARS (\$383.08) 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, DIONISIO L JR & 8, 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:

71 N. Grama St., more particularly described as S 102.5 Ft. of 13 to 16, Block 11, East El Paso Subdivision, City of El Paso, El Paso County, Texas, PID #E014-999-0110-2100

to be \$462.64, 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 14th day of September, 2017, 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 TWO AND 64/100 DOLLARS (\$462.64) 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 GUTIERREZ, BRENDA C., 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:

4003 Laredo Ave., more particularly described as Lot 17 & 18 (7000 SQ. FT.), Block 44, WOODLAWN Subdivision, City of El Paso, El Paso County, Texas, PID #W886-999-0440-9100

to be \$333.82, 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 16th day of August, 2017, 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 THREE AND 82/100 DOLLARS (\$333.82) 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, MARTINEZ, HECTOR, 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:

2901 Magoffin Ave., more particularly described as Fr 29 to 32 N of Magoffin (2896.61 Sq. Ft.), Block 1, East El Paso Subdivision, City of El Paso, El Paso County, Texas, PID #E014-999-0010-8100

to be \$314.61, 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 17th day of August, 2017, 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 61/100 DOLLARS (\$314.61) 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,

SANCHEZ, MARIA T., 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:

3012 Rivera Ave., more particularly described as Lot 25 & 26 (HOMESITE) (3500.00 Sq. Ft.), Block B, East El Paso Subdivision, City of El Paso, El Paso County, Texas, PID #E014-999-000B-6100

to be \$297.29, 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 14th day of September, 2017, 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 NINETY SEVEN AND 29/100 DOLLARS (\$297.29) 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.

5.2.

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

WHEREAS, on August 22, 2017, the City Council adopted a Service Pole Collocation Attachment License Agreement, "Agreement" which authorized the collocation of Network Nodes and related Wireless Facilities by Network Providers or Licensees on City Service Poles located in the public Rights-of-Way; and

WHEREAS, City Council also authorized the City Manager to sign this Agreement by and between the City of El Paso, Texas and any interested Network Provider or Licensee; and

WHEREAS, the City has received comment and feedback from the telecommunications industry regarding this Agreement and has requested

amendments to further detail the terms and conditions of Network Nodes attachments to and on City Service Poles pursuant to the Texas Local Government Code, Chapter 284.

NOW THEREFORE BE IT RESOLVED THAT:

The City Council of the City of El Paso hereby approves an Amended Service Pole Collocation Attachment License Agreement ("Agreement") for use of Network Node attachment to and on City Service Poles; and

That the City Manager be authorized to sign this Agreement by and between the City of El Paso, Texas, a home-rule municipal corporation of the State of Texas, and any interested entity.

.....
5.3. *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 El Paso City Council hereby renames a portion of the street currently known as Alberta Avenue to Robert Brown Avenue, beginning at Raynolds Street and ending at Concepcion Street, further described on Exhibit "A" attached hereto in compliance with the El Paso City Code 19.15.140 (A)(3), and authorizes the City Manager to take the necessary steps to change the name herein described.

.....
5.4. *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 El Paso City Council hereby renames a portion of the street currently known as Concepcion Street to Rick Francis Street, beginning at Alameda Avenue and ending at Rosa Avenue, further described on Exhibit "A" attached hereto in compliance with the El Paso City Code 19.15.140 (A)(3), and authorizes the City Manager to take the necessary steps to change the name herein described..

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

.....
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 Manager be authorized to sign a License Agreement by and between the City of El Paso and Jordan Foster Construction, LLC for the use of approximately 0.60 acres, being a portion of E.R. Talley Survey 6 & 7 ABST #180, City of El Paso, El Paso County, Texas, as a temporary construction yard to support the construction project for the South Central Street Drainage Improvements and Parkway-Phase I Project.

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

.....
7.1. *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 Intergovernmental Support Agreement ("IGSA") and the related Order Number 001 between the City of El Paso (the "City") and the Fort Bliss Garrison ("Fort Bliss"), for the period of March 20, 2018 through March 19, 2023, for the City's Department of Animal Services to provide animal shelter services to Fort Bliss, and for which Fort Bliss shall pay to the City of El Paso the rate for services as set forth in Schedule C to the City's Budget Resolution for the applicable fiscal year.

CONSENT AGENDA - BOARD APPOINTMENTS:

8. Goal 3: Promote the Visual Image of El Paso

- 8.1.** *Motion made, seconded, and unanimously carried to **APPROVE** the appointment of Maria Eugenia "Kenna" Ramirez to the Committee On Border Relations by City Representative Peter Svarzbein, District 1

ABSENT: Representative Lizarraga

CONSENT AGENDA - APPLICATIONS FOR TAX REFUNDS:

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

- 9.1.** *Motion made, seconded, and unanimously carried that the following tax refunds be **APPROVED**, pending auditor approval.

1. Wells Fargo Home Mortgage, in the amount of \$4,478.07, made an overpayment on December 20, 2017 of the 2017 taxes.
(Geo. #T95799904200100)

2. Danny Murillo, in the amount of \$4,066.75, made an overpayment on January 31, 2018 of the 2017 taxes.
(Geo. #T28799903401600)

3. Hunt Communities Develop Co II, LLC, in the amount of \$3662.92, made an overpayment on January 31, 2018 of the 2017 taxes.
(Geo. #C80299900201700)

4. Hunt Communities Develop Co II, LLC, in the amount of \$7,847.43, made an overpayment on January 31, 2018 of the 2017 taxes.
(Geo. #W17899900300100)

This action would allow us to comply with state law which requires approval by the legislative body, of refunds of tax overpayments, greater than \$2,500.00.

ABSENT: Representative Lizarraga

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

WHEREAS, pursuant to Section 33.011(a)(1) of the Tax Code, the governing body of a taxing unit shall waive penalties and may provide for the waiver of interest on a delinquent tax in an act or omission of an officer, employee, or agent of the taxing unit or appraisal district in which the taxing unit participates caused or resulted in the taxpayer's failure to pay the tax before delinquency and if the tax is paid not later than the 21st day after the taxpayer knows or should know or should know of the delinquency; and

WHEREAS, pursuant to Section 33.011(d) a request for waiver of penalties and interest pursuant to Section 33.011(a)(1) must be made before the 181st day after the delinquency date; and

WHEREAS, pursuant to Section 33.011(d) of the Tax Code, taxpayer, Gerardo Gutierrez ("Taxpayer") requested a waiver of penalties and interest in the amount of \$353.52, on 2017 delinquent taxes for a property located at 6624 Paseo Redondo Ave. on February 5, 2018, which was made before the 181st day after the delinquency date; and

WHEREAS, the Taxpayer paid the taxes owed on the property on February 26, 2018 which is not later than the 21st day after the date the taxpayer knew or should have known of the delinquency; and

WHEREAS, the Taxpayer's failure to pay the tax before the delinquency date was a result of an act or omission of the appraisal district.

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

THAT the Taxpayer, Gerardo Gutierrez, has met the requirements of Section 33.011 of the Tax Code for the request of waiver of penalties and interest and the City waives the penalty and interest amount on the 2017 delinquent taxes for the property located at 6624 Paseo Redondo Ave., pursuant to Section 33.011(a)(1) of the Tax Code in the amount of \$353.52.

9.3.

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

WHEREAS, pursuant to Section 33.011(j) (1) of the Tax Code, the governing body of a taxing unit may waive penalties and interest on a delinquent tax of the taxpayer submits evidence sufficient to show that the taxpayer delivered payment for the tax before the delinquency to the United States Postal Service for delivery by mail, but an act or omission of the postal service resulted in the taxpayer's payment being postmarked after the delinquency date; and

WHEREAS, pursuant to Section 33.011(d) a request for waiver of penalties and interest pursuant to Section 33.011 (j) must be made before the 181st day after the delinquency date; and

WHEREAS, pursuant to Section 33.011(d) of the Tax Code, taxpayer, Leticia Paez ("Taxpayer") requested a waiver of penalties and interest on February 15, 2018, which was made before the 181st day after the delinquency date, in the amount of \$1,162.87, on 2017 delinquent taxes for the properties :

- (1) 6287 Los Brancos Dr.
- (2) 2206 Arizona Ave.
- (3) 1717 Georgia Pl.
- (4) 7304 Royal Arms St.

WHEREAS, the Taxpayer's submitted evidence sufficient to show that the Taxpayer delivered payment before the delinquency to the United States Postal Service for delivery by mail, but an act or omission of the postal service resulted in the taxpayer's payment being postmarked after the delinquency.

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

THAT the Taxpayer, Leticia Paez, has met the requirements of Section 33.011 of the Tax Code for the request of waiver of penalties and interest and the City waives the penalty and interest amount, in the amount of \$1,162.87 on the 2017 delinquent taxes pursuant to Section 33.011(j) of the Tax Code for the properties located at (1) 6287 Los Brancos Dr.; (2) 2206 Arizona Ave.; (3) 1717 Georgia Pl.; (4) 7304 Royal Arms St.

9.4.

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

WHEREAS, pursuant to Section 33.011(a)(1) of the Tax Code, the governing body of a taxing unit shall waive penalties and may provide for the waiver of interest on a delinquent tax in an act or omission of an officer, employee, or agent of the taxing unit or appraisal district in which the taxing unit participates caused or resulted in the taxpayer's failure to pay the tax before delinquency and if the tax is paid not later than the 21st day after the taxpayer knows or should know or should know of the delinquency; and

WHEREAS, pursuant to Section 33.011(d) a request for waiver of penalties and interest pursuant to Section 33.011(a)(1) must be made before the 181st day after the delinquency date; and

WHEREAS, pursuant to Section 33.011(d) of the Tax Code, taxpayer, Berta Enterprises, Inc. through Monica Moreno ("Taxpayer") requested a waiver of penalties and interest in the amount of \$1,419.86, on 2017 delinquent taxes for a property located at 1250 Hawkins Blvd., on February 21, 2018, which was made before the 181st day after the delinquency date; and

WHEREAS, the Taxpayer paid the taxes owed on the property on February 2, 2018, which is not later than the 21st day after the date the taxpayer knew or should have known of the delinquency; and

WHEREAS, the Taxpayer's failure to pay the tax before the delinquency date was a result of an act or omission of the appraisal district.

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

THAT the Taxpayer, Berta Enterprises, Inc. through Monica Moreno, has met

the requirements of Section 33.011 of the Tax Code for the request of waiver of penalties and interest and the City waives the penalty and interest amount on the 2017 delinquent taxes for the property located at 1250 Hawkins Blvd., pursuant to Section 33.011(a)(1) of the Tax Code in the amount of \$1,419.86.

9.5.

***RESOLUTION**

WHEREAS, pursuant to Section 33.011(a)(1) of the Tax Code, the governing body of a taxing unit shall waive penalties and may provide for the waiver of interest on a delinquent tax in an act or omission of an officer, employee, or agent of the taxing unit or appraisal district in which the taxing unit participates caused or resulted in the taxpayer's failure to pay the tax before delinquency and if the tax is paid not later than the 21st day after the taxpayer knows or should know or should know of the delinquency; and

WHEREAS, pursuant to Section 33.011(d) a request for waiver of penalties and interest pursuant to Section 33.011(a)(1) must be made before the 181st day after the delinquency date; and

WHEREAS, pursuant to Section 33.011(d) of the Tax Code, taxpayer, Tien L. Kuo ("Taxpayer") requested a waiver of penalties and interest in the amount of \$411.09, on the 2017 delinquent taxes for a property located at 1809 Larry Hinson Dr., on February 23, 2018, which was made before the 181st day after the delinquency date; and

WHEREAS, the Taxpayer paid the taxes owed on the property on February 27, 2018, which is not later than the 21st day after the date the taxpayer knew or should have known of the delinquency; and

WHEREAS, the Taxpayer's failure to pay the tax before the delinquency date was a result of an act or omission of the appraisal district.

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

THAT the Taxpayer, Tien L. Kuo, has met the requirements of Section 33.011 of the Tax Code for the request of waiver of penalties and interest and the City waives the penalty and interest amount on the 2017 delinquent taxes for the property located at 1809 Larry Hinson Dr., pursuant to Section 33.011(a)(1) of the Tax Code in the amount of \$411.09.

CONSENT AGENDA - REQUEST FOR PROPOSAL:

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

- 10.1.** *Motion made, seconded, and unanimously carried to **AWARD** The award of Solicitation No. 2018-650R (Downtown Parking Study) to Wantman Group, Inc., for an initial one (1) year term in the estimated amount of \$97,120.00. The award is to include a one (1) year option for the amount of \$97,120.00 for a total two (2) year

award of \$194,240.00. This parking study will verify the current available public and private parking inventory, determine future demand over ten (10) years, establish in what sub districts of downtown new parking spaces should be built and recommend pricing strategies and price levels for downtown public and private spaces.

Department:	International Bridges
Award To:	Wantman Group, Inc. Houston, TX
Item(s):	All
Initial Term:	1 year
Option:	1 year
Total Estimated Initial Term:	\$ 97,120.00 (1 year)
Total Estimated Award:	\$194,240.00 (2 years)
Account No.:	560-64830-3300-522120
Funding Source:	International Bridges - Operations
District(s):	1 and 8

This is a Request for Proposal, service contract.

Additionally, it is requested that the City Attorney's Office review and that the City Manager be authorized to execute any related contract documents and agreements necessary to effectuate this award.

The Purchasing & Strategic Sourcing Department and International Bridges Department recommend award to Wantman Group, Inc., the highest ranked proposer based on evaluation factors established for this procurement. In accordance with this award, the City Manager or designee is authorized to exercise future options if needed.

REGULAR AGENDA - FIRST READING OF ORDINANCES

Motion made by Mayor Pro Tempore Noe, seconded by Representative Ordaz Perez, 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:

AYES: Representatives Svarzbein, Annello, Hernandez-Brown, Morgan, Noe, Ordaz Perez, and Rivera

NAYS: None

ABSENT: Representatives Annello and Hernandez-Brown

11. Goal 3: Promote the Visual Image of El Paso:

11.1. An Ordinance changing the zoning of the following properties which are within The El Paso Community College Rio Grande Campus Subdivision, City Of El Paso, El Paso County, Texas

From A-3/H (Apartment/Historic) to S-D/H (Special Development/Historic): Lot 1, Block 5, 113 W. Rio Grande Ave., Lot 4, Block 2, 100 W. Rio Grande Ave., And Lot 2, Block 2, 906 N. El Paso St.;

From A-3 (Apartment) to S-D (Special Development): Lot 3, Block 2, 916 N. El Paso St., Lot 1, Block 2, 820 N. El Paso St., and Lot 1, Block 4, 103 E. Rio Grande Ave.;

From C-4 (Commercial) to S-D (Special Development): Lot 7, Block 2, 819 N. Oregon St., Lot 2, Block 3, 918 N. Oregon St., and Lot 1, Block 3, 103 Montana Ave.;

From C-4/H (Commercial/Historic) to S-D/H (Special Development/Historic): Lot 6, Block 2, 903 N. Oregon St.;

From A-3 (Apartment) & C-2 (Commercial) To S-D (Special Development): Lot 2, Block 5, 1111 N. Oregon St.;

And approving a detailed site development plan to allow for front, rear, side, and side street yard setback reductions to 0 feet as permitted in the S-D (Special Development) zone district, pursuant to Sections 20.04.360, 20.04.150, and 20.10.360 of The El Paso City Code. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. PZRZ17-00022

11.2. An Ordinance changing the zoning of Lot 5, Block 2, El Paso Community College Rio Grande Campus Subdivision, City Of El Paso, El Paso County, Texas, 919 N. Oregon St., from C-4 (Commercial) and C-4/H (Commercial/Historic) to S-D (Special Development); approving a detailed site development plan to allow for front, rear, side, and side street yard setback reductions to 0 feet; approving an exception to the height regulations to allow an increase to 105 feet as permitted in the S-D (Special Development) Zone District; and removing the Historic Designation pursuant to Sections 20.04.360, 20.04.150, 20.10.360, 20.20.040, and 20.20.050 of the El Paso City Code. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. PZRZ17-00022

11.3. An Ordinance changing the zoning of Lot 1, Block 166, Tierra Del Este Unit 48, 12798 Edgemere Boulevard, 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. Subject Property: 12978 Edgemere Boulevard. Property Owner: Dual Enterprises, LLC. PZRZ17-00031 THIS IS AN APPEAL AND A 211 CASE.

11.4. An Ordinance granting Special Permit No. PZST17-00037, to allow for a ballroom on the property described as Lot 1, Block 166, Tierra Del Este Unit 48, City of El Paso, El Paso County, Texas, pursuant to Section 20.10.260 of the El Paso City Code. The penalty being as provided in Chapter 20.24 of the El Paso City Code. Subject Property: 12798 Edgemere Boulevard. Property Owner: Dual Enterprises, LLC. PZST17-00037 THIS IS AN APPEAL AND A 211 CASE.

11.5. An ordinance vacating a city right-of-way over an 18' alley between Lots 9 thru 15 and Lots 17 thru 23, Block 83, Bassett Addition, City of El Paso, El Paso County, Texas. SURW15-00005 Subject Property: South of Yandell and West of Piedras; Applicants: Hasan Abu-issa, Edward T. and Leticia A. Diamond, Richard and Betsy Nacim

11.6. An Ordinance granting Special Permit No. PZST17-00022, to allow for an off-street surface parking lot serving another property on the property described as Lot 8 and a portion of Lot 7, Block 17, Del Norte Acres, 8829 Kenneth Street, City of El Paso, El

Paso County, Texas, pursuant to Section 20.10.280 of the El Paso City Code, the penalty being as provided in Chapter 20.24 of the El Paso City Code. Subject Property: 8829 Kenneth Street. Property Owner: MJ Real Property, Inc. PZST17-00022

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- 11.7.** An Ordinance vacating a .1078 acre tract of land situated in the Simeon Hart Survey, Abstract number 43, City of El Paso, El Paso County, Texas, said tract being part of that unnamed area shown as public road 25 foot wide according to Old Fort Bliss Addition, City of El Paso, El Paso County, Texas, and a .5070 acre tract of land situated in the Simeon Hart Survey, Abstract number 43, City of El Paso, El Paso County, Texas, said tract being part of that unnamed area shown as public road 25 foot wide according to Old Fort Bliss Addition, City of El Paso, El Paso County, Texas, said tract also being a part of Ruhlen Court, a 25 foot wide right-of-way according to Globe Addition (formerly Lot 19 Old Fort Bliss) an addition to the City of El Paso, El Paso County, Texas, and a .2217 acre parcel of land situated in the Simeon Hart Survey, Abstract number 43, City of El Paso, El Paso County, Texas, said parcel being part of that unnamed area shown as public road 25 foot wide according to Old Fort Bliss plat, City of El Paso, El Paso County, Texas. SURW15-00004 Subject Property: North of Yandell and East of Paisano
Property Owner: City of El Paso

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- 11.8.** An Ordinance changing the zoning of the property described as Lots 32, 33, and the West one-half of Lot 34, Block 67, Second Supplemental Map of Franklin Heights Addition, 1115 Montana Ave., City of El Paso, El Paso County, Texas from A-2 (Apartment) to S-D (Special Development), pursuant to Section 20.04.360, 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 Office, professional 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. 1115 Montana Ave. Owner: Miguel & Julio Villanueva; PZRZ17-00020 (related to Case # PZST17-00027) THIS IS AN APPEAL.

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- 11.9.** An Ordinance granting a Special Permit PZST17-00027, to allow for A 91% Parking Reduction on the property described as Lots 32, 33, and the West one-half of Lot 34, Block 67, Second Supplemental Map of Franklin Heights Addition, 1115 Montana Ave., City of El Paso, El Paso County, Texas, Pursuant to Section 20.10.280 of the El Paso City Code. The penalty being as provided in Chapter 20.24 of the El Paso City Code. Subject Property: 1115 Montana Ave. Owner: Miguel & Julio Villanueva; PZST17-00027 (related to Case # PZRZ17-00020) THIS IS AN APPEAL.

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12. MANAGEMENT UPDATES

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- 12.1.** Budget Update – Property Taxes: A Comparison of Property Valuations and Tax Rates

Mr. Robert Cortinas, Interim Director of Municipal Finance, presented a PowerPoint presentation (copy on file in City Clerk's Office).

Mayor Margo and Representatives Svarzbein Annello, Hernandez-Brown, Morgan, Noe, and Ordaz Perez commented.

Mr. Tommy Gonzalez, City Manager, commented

NO ACTION was taken on this item

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12.2. Presentation and discussion on the Strategic Plan Goal Team Reports for the following teams:

- Goal 4 (Quality of Life)

Mr. Steve Marshall, Zoo Director, presented a PowerPoint presentation (copy on file in City Clerk's Office).

Mayor Margo and Representatives Svarzbein, Hernandez-Brown, and Noe commented.

The following City staff members commented:

1. Mr. Tommy Gonzalez, City Manager
2. Mr. Tracy Novak, Parks and Recreation Director

- Goal 7 (Infrastructure)

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

Mayor Margo and Representatives Svarzbein and Ordaz Perez commented.

Mr. Tommy Gonzalez, City Manager commented.

NO ACTION was taken on this item

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ITEMS 12.3 AND 12.4 TAKEN TOGETHER

12.3. Streetcar Transition Update

Mr. Jay Banasiak, Mass Transit Director, presented a PowerPoint presentation (copy on file in City Clerk's Office).

Mayor Margo and Representatives Svarzbein, Hernandez-Brown, and Noe commented.

Mr. Tommy Gonzalez, City Manager commented.

NO ACTION was taken on this item

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

WHEREAS, the Camino Real Regional Mobility Authority ("CRRMA"), is developing a transportation project known locally as the El Paso Streetcar Project (the "Streetcar Project"), which includes the design and construction of a streetcar route, associated amenities along a 4.8 mile corridor in El Paso and the remanufacture of six original streetcar vehicles; and

WHEREAS, the Streetcar Project will ultimately be owned and operated by the City of El Paso (the "City"), and the City has therefore been coordinating closely with the CRRMA in the development of the Streetcar Project.

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

That the Mayor be authorized to sign an Interlocal Agreement for Acceptance of the Streetcar Project between the City of El Paso and the Camino Real Regional Mobility Authority for the acceptance and transfer of the Streetcar Project from the CRRMA to the City.

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

AYES: Representatives Svarzbein, Annello, Hernandez-Brown, Morgan, Noe, and Rivera

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Ordaz Perez

ABSENT: Representative Lizarraga

CALL TO THE PUBLIC – PUBLIC COMMENT

1. Ms. Wally Cech
2. Mr. Jud Burgess

REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS

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

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- 13.1.** Motion made by Mayor Pro Tempore Noe, seconded by Representative Riverea, and unanimously carried to **AWARD** Solicitation No. 2018-797 Security Guard Service to Ruiz Protective Service, Inc., for an initial term estimated amount of \$1,578,829.59. The award includes a two (2) year optional amount of \$1,052,553.06 for a total five (5) year estimated award amount of \$2,631,382.65. International Bridges will be using this contract to provide armed security guard services at the three International Bridges 24 hours a day.

Contract Variance:

The difference in cost, based on the comparison to the previous contract, is as follows: An increase of \$7,270.79 over the three (3) year initial term. Said increase represents a .005 % increase over the initial term.

Department:	International Bridges
Vendor:	Ruiz Protective Service, Inc.
	El Paso, TX
Item(s):	All
Option to Extend:	2 years

Annual Estimated Amount: \$ 526,276.53
Initial Term Estimated Award: \$1,578,829.59 (3 Years)
Total Estimated Award: \$ 2,631,382.65 (5 Years)
Account No.: 564-3300-64830-522120
Funding Source: International Bridges - Operations
Districts: 6 & 8

This is a Best Value, service contract.

The Purchasing & Strategic Sourcing Department and International Bridges Department recommend that the contract be awarded to Ruiz Protective Service, Inc., the vendor offering the best value bid. In accordance with this award, the City Manager or designee is authorized to exercise future options if needed.

AYES: Representatives Svarzbein, Annello, Hernandez-Brown, Morgan, Noe, and Rivera

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Ordaz Perez

ABSENT: Representative Lizarraga

REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF ORDINANCES

14. Goal 3: Promote the Visual Image of El Paso

14.1. ORDINANCE 018770

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF TRACTS 23 AND 24, BLOCK 52, YSLETA GRANT, 9735 JOE RODRIGUEZ DRIVE AND 800 SOUTHSIDE ROAD, CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM R-F (RANCH AND FARM) TO M-1 (LIGHT MANUFACTURING). THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE. SUBJECT PROPERTY: 9735 JOE RODRIGUEZ DRIVE AND 800 SOUTHSIDE ROAD. PROPERTY OWNERS: MARIA DE JESUS VELAZCO. PZRZ17-00030**

Motion duly made by Mayor Pro Tempore Noe, seconded by Representative Rivera, 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, Hernandez-Brown, Morgan, Noe, and Rivera

NAYS: Representative Annello

NOT PRESENT FOR THE VOTE: Representative Ordaz Perez

ABSENT: Representative Lizarraga

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

14.2. ORDINANCE 018771

1ST MOTION

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 20 (ZONING), CHAPTER 20.22 (NONCONFORMING SITUATIONS), AMENDING SECTION 20.22.080 PROPERTY AFFECTED BY RIGHT-OF-WAY ACQUISITION TO ALLOW FOR PROPERTIES AFFECTED BY RIGHT-OF-WAY ACQUISITIONS TO BE EXEMPT FROM CERTAIN ZONING REGULATIONS AND TO REGISTER AS LEGAL NONCONFORMING. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.04 OF THE EL PASO CITY CODE.**

Motion duly made by Mayor Pro Tempore Noe, seconded by Representative Rivera, 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, Annello, Hernandez-Brown, Morgan, Noe, and Rivera

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Ordaz Perez

ABSENT: Representative Lizarraga

Ms. Kimberly Forsyth, Program Manager, Planning and Inspections, read Ordinance amendment into the record.

2ND AND FINAL MOTION

Motion duly made by Mayor Pro Tempore Noe, seconded by Representative Rivera, that the Ordinance be **ADOPTED, AS REVISED**. 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, Annello, Hernandez-Brown, Morgan, Noe, and Rivera

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Ordaz Perez

ABSENT: Representative Lizarraga

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

REGULAR AGENDA - OTHER BUSINESS / PUBLIC HEARING AND SECOND READING OF AN ORDINANCE

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

15.1. RESOLUTION

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL PASO, TEXAS,
AUTHORIZING AND APPROVING THE CREATION OF THE CITY OF EL PASO
CHILDREN'S MUSEUM DEVELOPMENT CORPORATION PURSUANT TO**

SUBCHAPTER D OF CHAPTER 431 OF THE TEXAS TRANSPORTATION CODE, AS AMENDED, TO AID, ASSIST AND ACT FOR AND ON BEHALF OF THE CITY IN THE DEVELOPMENT OF A CHILDREN'S MUSEUM AND RELATED INFRASTRUCTURE LOCATED WITHIN THE BOUNDARIES OF THE CITY; APPROVING THE ARTICLES OF INCORPORATION; APPOINTING THE INITIAL DIRECTORS AND CHAIRPERSON; AND CONTAINING FINDINGS AND OTHER PROVISIONS RELATING TO OTHER MATTERS INCIDENTAL AND RELATED THERETO; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Subchapter D of Chapter 431, Texas Transportation Code, as amended ("Chapter 431"), authorizes the creation and organization of a public, nonprofit local government corporation to act as a duly constituted authority of a city to aid and assist the city in the performance of one or more of the city's governmental functions; and

WHEREAS, Chapter 431 requires a local government corporation to be created pursuant to the provisions of Chapter 394, Texas Local Government Code, as amended ("Chapter 394"), and requires a local government corporation's articles of incorporation be in the form and be executed, approved, and filed in the manner prescribed by Chapter 394; and

WHEREAS, a local government corporation may have and exercise all of the powers prescribed by Chapter 431, Chapter 394, and the Texas Non-Profit Corporation Act (formerly Article 1396, Vernon's Texas Civil Statutes, as amended), now codified in the Texas Business Organizations Code as the Texas Nonprofit Corporation Law, as defined in Section 1.008 of the Texas Business Organizations Code, as amended (Chapter 431, Chapter 394 and the Texas Nonprofit Corporation Law are referred to collectively as the "Acts"); and

WHEREAS, Chapter 394 requires as condition to the creation of a local government corporation that at least three (3) residents of the City and the State of Texas (the "State") who are at least eighteen (18) years of age submit a written application for the incorporation of the local government corporation; and

WHEREAS, there has been presented to and filed with the City Clerk of the City of El Paso, Texas (the "City"), an application executed by three (3) residents of the City who meet the requirements of Chapter 394 requesting the incorporation of the El Paso Children's Museum Development Corporation (the "Corporation"); and

WHEREAS, the Corporation will be organized for the purpose of aiding, assisting, and acting for and on behalf of the City in the performance of the City's governmental functions, including, but not limited to providing the means to develop, construct, operate, and maintain a children's museum located within the boundaries of a reinvestment zone in the City. In so acting on behalf of the City, the Corporation will assist the City in the performance of the City's governmental functions as contemplated by the Acts; and

WHEREAS, the City Council of the City (the "Council"), as the governing body of the City, has reviewed and approved the proposed form of the Articles of Incorporation attached hereto as Exhibit A and has determined to authorize and approve the creation of a local government corporation, a nonprofit entity, as its

constituted authority and instrumentality to accomplish the purposes set forth in Article IV of such Articles of Incorporation pursuant to the provisions of Chapter 431; and

WHEREAS, the Council hereby finds and determines that the adoption of this Resolution is in the best interests of the citizens of the City;

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

SECTION 1. The Council hereby finds, determines, and declares that the application for the incorporation of the El Paso Children's Museum Development Corporation was executed and filed in the manner required by Chapter 394, and the Council therefore has authority to consider and act on the application for incorporation of the Corporation.

SECTION 2. The Council hereby finds, determines, recites, and declares that it is wise, expedient, necessary, and advisable that the Corporation be formed, be created and be organized under the provisions of Chapter 431 and, to the extent required by Chapter 431, the provisions of Chapter 394, as a duly constituted authority of the City, and the Corporation is hereby authorized to aid, assist, and act on behalf of the City in the performance of its governmental functions; and to perform the other purposes described in the Articles of Incorporation.

SECTION 3. The Corporation may aid, assist, and act for and on behalf of the City to further the public purposes set forth in Article IV of the Articles of Incorporation, as the same may be amended from time to time. In furtherance of those public purposes, the Corporation may cause and arrange for the design, development, construction, implementation, financing and operation of the Project, pursuant to the provisions of State law, and may take all lawful actions necessary or useful in furthering such public purposes.

SECTION 4. The Corporation is hereby designated as the duly constituted authority and instrumentality of the City (within the meaning of those terms in the regulations of the Treasury and the rulings of the Internal Revenue Service prescribed and promulgated pursuant to section 103 of the Internal Revenue Code of 1986, as amended) and shall be authorized to act on behalf of the City for the public purposes set forth in Section 3 hereof; but the Corporation is not intended to be and shall not be a political subdivision or a political corporation within the meaning of the Constitution and the general laws of the State, including without limitation Article III, Section 52 of the State Constitution, and the City does not delegate to the Corporation any of its attributes of sovereignty, including the power to tax, the power of eminent domain, or its police power.

SECTION 5. This Resolution is adopted for the purpose of satisfying the conditions and requirements of the Acts and of section 103 of the Internal Revenue Code of 1986, as amended, and the regulations prescribed thereunder from time to time and for the benefit of the Corporation, the City, the owners, or holders from time to time of any bonds or notes of the Corporation, and all other interested persons.

SECTION 6. The Council hereby approves the Articles of Incorporation of the Corporation in substantially the form attached hereto as Exhibit A, and incorporated by

reference as a part of this Resolution for all purposes, and authorizes the incorporators of the Corporation to file such Articles of Incorporation with the Secretary of State of the State in the manner provided by law.

SECTION 7. The Council hereby appoints the directors listed in the Articles of Incorporation attached hereto to the initial board of directors for the Corporation. Subsequent Directors shall be appointed as provided in the bylaws to be adopted by the Corporation.

SECTION 8. The Council appoints Mayor Dee Margo as the initial Chairperson of the board of directors. Subsequent chairpersons shall be designated as provided by the bylaws to be adopted by the Corporation.

SECTION 9. The Corporation may, under the conditions set forth in the Acts and in this Resolution, issue, or provide for the issuance of, bonds or notes, acquire, lease, sell or convey certain properties, and enter into purchase agreements, lease agreements, credit agreements, operating agreements, management agreements, funding agreements, and all other agreements necessary or useful in connection with the Project; provided that the Corporation shall not issue bonds or notes without the consent of the Council. Furthermore, bonds or notes issued by the Corporation shall be deemed not to constitute a debt of the State, the City, or of any other political corporation, subdivision, or agency of the State or a pledge of the faith and credit or taxing power of any of them, but such bonds or notes shall be payable solely from the revenues pledged to the payment of such bonds or notes. In no event shall the Corporation be authorized to levy ad valorem taxes.

SECTION 10. The Council hereby finds, determines, recites and declares that any notes, bonds, loans, debts or other obligations of the Corporation shall not be deemed an indebtedness, liability, general or moral obligation, or pledge of the faith or credit of the State, the City or any other political subdivision or governmental unit, nor shall any such notes, bonds, loans, debts, or other obligations constitute an indebtedness within the meaning of any constitutional or statutory debt limitation or restriction or any agreement, obligation or indebtedness of the City or of the State within the meaning of any constitutional or statutory provision whatsoever.

SECTION 11. The Council hereby finds, determines, recites and declares that it is the purpose, intent and desire of the City, in approving the creation of the Corporation and its Articles of Incorporation, that such actions and the Corporation hereby authorized comply with the requirements of the Internal Revenue Code 1986, as amended, and the Treasury Regulations and Internal Revenue Service rulings promulgated thereunder and the rulings issued pursuant thereto, such that the Corporation shall be deemed to be a constituted authority acting on behalf of the City pursuant to the provisions of the Chapter 431.

SECTION 12. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are incorporated by reference and are hereby made a part of this Resolution for all purposes and are adopted as a part of the judgment and findings of the Council.

SECTION 13. All ordinances and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of

such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters ordained herein.

SECTION 14. This Resolution shall be construed and enforced in accordance with the laws of the State and the United States of America.

SECTION 15. If any provision of this Resolution or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the Council hereby declares that this Resolution would have been enacted without such invalid provision.

SECTION 16. It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Chapter 551, Texas Government Code, as amended.

SECTION 17. This Resolution shall become effective from and after its date of passage in accordance with law.

Motion made by Mayor Pro Tempore Noe, seconded by Representative Rivera, and unanimously carried to **APPROVE** the Resolution.

AYES: Representatives Svarzbein, Annello, Hernandez-Brown, Morgan, Noe, and Rivera

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Ordaz Perez

ABSENT: Representative Lizarraga

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

16.1. RESOLUTION

WHEREAS, Texas Gas Service Company, a division of ONE Gas ("Company") distributes natural gas within the City Limits of the City of El Paso pursuant to a franchise granted to Southern Union Company dated as of February 22, 2000, and assigned to ONEOK, Inc., further assigned to ONE Gas, Inc., and is a gas utility;

WHEREAS, on March 15, 2018, Texas Gas Service Company filed an Interim Rate Adjustment to adjust the tariff for gas service within the City of El Paso specifying that the rate change should be effective on May 14, 2018;

WHEREAS, pursuant to the Gas Utility Regulatory Act, Texas Utilities Code Section 103.001, the City of El Paso has exclusive original jurisdiction over the rates, operations, and services of the Texas Gas Service Company within the City of El Paso;

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

WHEREAS, pursuant to the Gas Utility Regulatory Act, Texas Utilities Code Section 104.301, the City of El Paso, as regulatory Authority, has the right to suspend the proposed interim rate adjustment for a period of 45 days after the proposed date the change would otherwise be effective;

WHEREAS, the City Council has determined that it is in the best interest of its citizens and ratepayers to suspend the interim rate adjustment; and

WHEREAS, the City Council finds that the City and its counsel and consultants require sufficient supporting documentation and explanation to review the request for an interim rate adjustment.

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

1. That the rate adjustment identified in the Interim Rate Adjustment filed by Texas Gas Service Company, a division of ONE Gas, Inc., on March 15, 2018, be and is hereby suspended for 45 days after the effective date specified in the filing.
2. That Texas Gas Service Company is hereby ordered to file with the City Clerk and Office of the City Attorney on or before April 15, 2018 complete working papers supporting all of its claimed cost of the investment in service for gas utility services as needed by the City's attorneys and consultants to conduct its analysis and make recommendations to the Council, including change in return on net investment, change in depreciation expense, change in ad valorem tax and change in federal income taxes to support the Company's request for an Interim Rate Increase.
3. That the City Manager shall so notify Texas Gas Service Company of the suspension and the order to submit working papers by having a copy of this Resolution delivered or mailed to Texas Gas Service Company.
4. That the City Attorney is authorized to engage outside counsel to represent the City on this matter and the City Manager be authorized to engage consultants to evaluate the filing.

AYES: Representatives Svarzbein, Annello, Hernandez-Brown, Morgan, Noe, and Rivera

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Ordaz Perez

ABSENT: Representative Lizarraga

16.2. Discussion and action on the effect of the Tax Cuts and Jobs Act of 2017 (PL 115-97) on Natural Gas Distribution rates within the City of El Paso.

Mr. Norman Gordon, outside counsel, presented a PowerPoint presentation (copy on file in City Clerk's Office).

Mayor Margo and Representative Noe commented.

Ms. Sylvia Firth, City Attorney, commented.

NO ACTION was taken on this item

16.3.

ORDINANCE 018772

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING ORDINANCE NO. 016090, WHICH GRANTED A FRANCHISE TO EL PASO ELECTRIC COMPANY, (AS AMENDED BY ORDINANCE NO. 017460) WHICH INCREASED THE STREET RENTAL CHARGE) TO INCREASE STREET RENTAL CHARGE.**

Motion duly made by Mayor Pro Tempore Noe, seconded by Representative Morgan, 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 Hernandez-Brown, Morgan, Noe, and Rivera

NAYS: Representatives Svarzbein and Annello

NOT PRESENT FOR THE VOTE: Representative Ordaz Perez

ABSENT: Representative Lizarraga

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

17. MAYOR AND COUNCIL

17.1. *Motion made, seconded, and unanimously carried to **POSTPONE** two weeks the item for the City Manager to develop a master plan for the Eastside of El Paso.

17.2. 1ST MOTION

* Motion made, seconded, and unanimously carried to **MOVE TO THE FOREFRONT OF THE AGENDA**

2ND MOTION

Motion made by Mayor Pro Tempore Noe, seconded by Representative Rivera, and unanimously carried to **DIRECT** the City Manager and the City Attorney to prepare a report of all options available to municipalities in Texas, regarding their Extraterritorial Jurisdictions (ETJs) and Municipal Utility Districts (MUDs) and to direct the City Manager to fund a review on City Council's powers in reference to Municipal Utility Districts.

Representatives Hernandez-Brown, Noe, and Ordaz Perez commented

Mr. Tommy Gonzalez, City Manager, commented

AYES: Representatives Svarzbein, Annello, Hernandez-Brown, Morgan, Noe, Ordez Perez and Rivera

NAYS: None
ABSENT: Representative Lizarraga

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EXECUTIVE SESSION

Motion made by Mayor Pro Tempore Noe, seconded by Representative Rivera, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 11:48 a.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:

AYES: Representatives Svarzbein, Annello, Hernandez-Brown, Morgan, Noe, and Rivera

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Ordaz Perez

ABSENT: Representative Lizarraga

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
Section 551.089	DELIBERATION REGARDING SECURITY DEVICES OR SECURITY AUDITS; CLOSED MEETING

Motion made by Representative Morgan, seconded by Mayor Pro Tempore Noe, and unanimously carried to adjourn the Executive Session at 12:38 p.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

AYES: Representatives Svarzbein, Annello, Hernandez-Brown, Morgan, Noe, and Rivera

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Ordaz Perez

ABSENT: Representative Lizarraga

EX1. In Re Max Grossman, Relator; Second Court of Appeals, Fort Worth, TX; No. 02-17-00383-CV; Matter No. 17-1001-171.005 (551.071)

NO ACTION was taken on this item

EX2. City of El Paso v. Max Grossman; Second Court of Appeals, Fort Worth, TX; No. 02-17-00384-CV; Matter No. 17-1001-171.006 (551.071)

NO ACTION was taken on this item

EX3. Ex Parte: City of El Paso; Third Court of Appeals; Travis County, TX #03-17-00566-CV; Matter No. 17-1001-171.002 (551.071)

NO ACTION was taken on this item

EX4. Max Grossman v. City of El Paso; 384th District Court, El Paso, TX; Cause No. 2017-DCV-2528; Matter No. 17-1001-171.001 (551.071)

NO ACTION was taken on this item

EX5. Patricia Pavia vs. City of El Paso; Matter No. 16-1006-634.001

Motion made by Mayor Pro Tempore Noe, seconded by Representative Rivera, and unanimously carried that the City Attorney be authorized to reject Plaintiff's settlement demand and authorize the City Attorney, through outside counsel, to negotiate and sign all settlement documents in the lawsuit styled *Patricia Pavia vs. City of El Paso*, pending in the 41st Judicial District Court under Cause No. 2017DCV4513, in Matter No. 16-1006-634.001.

AYES: Representatives Svarzbein, Annello, Hernandez-Brown, Morgan, Noe, and Rivera

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Ordaz Perez

ABSENT: Representative Lizarraga

EX6. Daniel Lopez, Jr. v. City of El Paso, Texas; Matter No. 15-1004-652

Motion made by Mayor Pro Tempore Noe, seconded by Representative Rivera, and unanimously carried that the City Attorney be authorized to reject Plaintiff's settlement demand, through outside counsel, in the lawsuit styled *Daniel Lopez, Jr. vs. City of El Paso, Texas* pending in El Paso County Court at Law Number Three, under Cause No. 2015DCV3423, in Matter No. 15-1004-652.

AYES: Representatives Svarzbein, Annello, Hernandez-Brown, Morgan, Noe, and Rivera

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Ordaz Perez

ABSENT: Representative Lizarraga

EX7. HD Sunland Park Property, LLC d/b/a Holiday Inn, ET AL. (551.071)

NO ACTION was taken on this item

EX8. High Desert Investors, LP, d/b/a the Hilton Garden Inn, ET AL. (551.071)

NO ACTION was taken on this item

EX9. Marlene Gonzalez vs. City of El Paso; Matter No. 17-1065-083

Motion made by Mayor Pro Tempore Noe, seconded by Representative Rivera, and unanimously carried that the City Attorney be authorized to reject Plaintiff's settlement demand, through outside counsel, in the lawsuit styled *Marlene Gonzalez vs. City of El Paso*, pending in the 448th Judicial District Court under Cause No. 2017DCV2103, in Matter No. 17-1065-083.

AYES: Representatives Svarzbein, Annello, Hernandez-Brown, Morgan, Noe, and Rivera

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Ordaz Perez
ABSENT: Representative Lizarraga

EX10. William David Abraham, Debtor; U.S. Bankruptcy Court; Petition No. 18-30184-hcm; Matter No. 18-1099-044 (551.071)

NO ACTION was taken on this item

EX11. City of El Cenizo, et al v. State of Texas, Case No. 17-50762

NO ACTION was taken on this item

EX12. Management of public right-of-way and public properties by telecommunications providers and deployment of network nodes in public right-of-way.

Motion made by Mayor Pro Tempore Noe, seconded by Representative Rivera and unanimously carried that the City Attorney is authorized to sign an Engagement Agreement on behalf of the City of El Paso with Georgia Crump and the firm of Lloyd Gosselink Rochelle & Townsend, P.C. to provide legal advice, counsel, and representation to the City of El Paso, on matters related to telecommunication providers.

AYES: Representatives Svarzbein, Annello, Hernandez-Brown, Morgan, Noe, and Rivera

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Ordaz Perez

ABSENT: Representative Lizarraga

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ADJOURN

Motion made by Representative Rivera, seconded by Mayor Pro Tempore NOe, and unanimously carried to **ADJOURN** this meeting at 12:41 p.m.

AYES: Representatives Svarzbein, Annello, Hernandez-Brown, Morgan, Noe, and Rivera

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Ordaz Perez

ABSENT: Representative Lizarraga

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APPROVED AS TO CONTENT:

Laura D. Prine, Interim City Clerk