

**DEE MARGO**  
MAYOR

**TOMMY GONZALEZ**  
CITY MANAGER



**CITY COUNCIL**  
PETER SVARZBEIN, DISTRICT 1  
ALEXSANDRA ANNELLO, DISTRICT 2  
CASSANDRA HERNANDEZ, DISTRICT 3  
SAM MORGAN, DISTRICT 4  
ISABEL SALCIDO, DISTRICT 5  
CLAUDIA ORDAZ PEREZ, DISTRICT 6  
HENRY RIVERA, DISTRICT 7  
CISSY LIZARRAGA, DISTRICT 8

## **MINUTES FOR REGULAR COUNCIL MEETING**

**April 16, 2019**  
**COUNCIL CHAMBERS, CITY HALL**  
**9:00 AM**

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The City Council met in regular session at the above place and date. Meeting was called to order at 9:12 a.m. Mayor Dee Margo present and presiding and the following Council Members answered roll call: Peter Svarzbein, Alexsandra Annello, Cassandra Hernandez, Sam Morgan, Isabel Salcido, Claudia Ordaz Perez, and Cissy Lizarraga. Henry Rivera requested to be excused. The invocation was given by Dr. Mark Rotramel followed by the Pledge of Allegiance to the Flag of the United States of America.  
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### **INVOCATION BY DR. MARK ROTRAMEL, FIRST BAPTIST CHURCH**

#### **PLEDGE OF ALLEGIANCE**

**Students from Hawkins Elementary, at the invitation of District 3 Representative  
Cassandra Hernandez:**

**Dylan Antunez  
Pricilla Bernal  
Amy De La Rosa  
Joaquin Davila  
Kendra Diaz  
Antonio Duran  
Dominic Hernandez  
Gustavo Leyva  
Mellanie Marquez  
Sierra Quinones  
Jailynn Rascon  
Alexis Sheets**

#### **MAYOR'S PROCLAMATIONS**

- 1. Community and Human Development Week**

2. **Earth Month**
3. **Month of the Military Child**
4. **Zika Action Day**
5. **Fill the Boot Month**

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**RECOGNITIONS BY MAYOR**

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**NOTICE TO THE PUBLIC**

Motion made by Mayor Pro Tempore Ordaz Perez, seconded by Representative Morgan 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, Morgan, Salcido, Ordaz Perez, and Lizarraga  
 NAYS: None  
 ABSENT: Representative Rivera

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**CONSENT AGENDA - APPROVAL OF MINUTES:**

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

1.1. \*Motion made, seconded, and unanimously carried to **APPROVE** the Minutes for the Regular City Council Meeting of April 2, 2019, the Agenda Review Meeting of April 1, 2019 and the Work Session of February 25, 2019.

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

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

\*Motion made, seconded, and unanimously carried to **EXCUSE** Representative Henry Rivera from the April 16, 2018 City Council meeting.

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**CONSENT AGENDA - RESOLUTIONS:**

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

3.1. **\*RESOLUTION**

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

That the City Manager be authorized to sign a Southern Industrial Site Lease by and between the City of El Paso (“Lessor”) and the Croucher Family Limited Partnership, a Texas Limited Partnership (“Lessee”) regarding the following described property:

Lot 7, Block 7, El Paso International Airport Tracts, Unit 2, City of El Paso, El Paso County, Texas, municipally known and numbered as 7505 Lockheed Dr., El Paso, Texas.

3.2.

**\*RESOLUTION**

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

That the City Council approves a deductive Change Order to the EPIA-Checked Baggage Inspection System Project, Contract No. 2016-963 with Hensel Phelps Construction Co. (“Contractor”) in the amount of ONE HUNDRED FIFTY FIVE THOUSAND ONE HUNDRED TWENTY FIVE AND NO/100 DOLLARS (\$155,125.00) to deduct the unused portion of the project allowance for baggage porters.

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

4.1. \*Motion made, seconded, and unanimously carried to **APPROVE** a budget transfer to increase the FY2019 Confiscated Funds and appropriations as follows: State Confiscated Funds Budget by \$794,158; Federal Confiscated Funds Budget by \$351,242; and Treasury Confiscated Funds Budget by \$38,655.

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

**5.1. \*RESOLUTION AMENDING SCHEDULE C FOR THE CITY OF EL PASO  
FY 2019 BUDGET RESOLUTION**

**WHEREAS**, the City Council adopted the Budget Resolution for FY 2019 on August 21, 2018; and

**WHEREAS**, paragraph 48 of the Budget Resolution provides that revisions or additions to the fees set forth in Schedule C, attached to the Budget Resolution, may be approved by simple resolution of the City Council; and

**WHEREAS**, the City Council desires to establish the amount of fees and related charges made necessary and authorized by the revisions to Title 5 of the City Code relating to a sound amplification permit for non-residential property.

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

That Schedule C, attached to the FY 2019 Budget Resolution and effective September 1, 2018, shall be amended, effective April 16, 2019, as set forth in Attachment A, to establish the amounts of fees and related charges made necessary and authorized by the revisions to Title 5 of the City Code relating to a sound amplification permit for non-residential property.

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**6. Goal 4: Enhance El Paso’s Quality of Life through Recreational, Cultural and Educational Environments**  
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**6.1. \*R E S O L U T I O N**

**WHEREAS**, on February 6, 2018, the City of El Paso awarded Contract No. 2017-1409 Sports Officials Part II to Magdalena V. Heredia for Group III and IV; and

**WHEREAS**, the City finds that the Company is in default of the provisions of the Contract because the vendor failed to provide the required service under the Contract to the City; and

**WHEREAS**, pursuant to Part 4, Section 8B of the Contract (Termination for Default), the City is authorized to terminate the Contract for default; and

**WHEREAS**, the City desires to terminate this Contract for Default.

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

That the Purchasing & Strategic Sourcing Director is authorized to notify Magdalena V. Heredia that the City is terminating Contract No. 2017-1409 Sports Officials Part II , Group III and IV for default effective April 16, 2019, pursuant to the provisions and requirements of Part 4, Section 8.B. of the Contract, due to contractor’s failure to perform under the Contract.

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

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

That the City Manager be authorized to sign a Professional Service Agreement for Veterinary Reference Laboratory Services No. 2019-045R for the El Paso Zoo by and between the City of El Paso and Antech Diagnostics, Inc, for a term of thirty six (36) months from the effective date of the Agreement and one (1) two-year option to extend, which may be exercised by the City Manager administratively, to be compensated on a per examination basis, for an estimated contract amount of \$120,000.00 for the initial term and an estimated \$200,000.00 if the option to extend is exercised.

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

**WHEREAS**, City of El Paso Parks & Recreation (hereinafter referred to as “Grantee”) has submitted an application for a Special Event Permit as per Chapter 13.38 (Special Events) of the El Paso City Code, for the use and closure of rights-of-way within the City of El Paso’s (hereinafter referred to as “the City”) for the Dia de Los Niños from 2:00 p.m. on Friday, April 26, 2019, to 11:59 p.m. on Saturday, April 27, 2019 (hereinafter referred to as the “Event”); and

**WHEREAS**, The Event will utilize both City and State rights-of-way: and

**WHEREAS**, The City of El Paso (hereinafter referred to as the “City”) has found the Event serves a public purpose; and

**WHEREAS**, The State of Texas (hereinafter referred to as the “State”) owns and operates a system of highways for public use and benefit, including Mesa St. (SH 20) between Franklin and Texas Ave. (SH 20) within El Paso, Texas; and

**WHEREAS**, 43 TAC, Section 22.12 establishes the rules and procedures for the temporary closure of portions of the State Highway System for periods of time exceeding four hours; and

**WHEREAS**, the State in recognition of the public purpose for the Event, provides a means of cooperating with the City for the temporary closure of State right-of-way, provided the closure is in accordance with the requirements of 43 TAC, Section 22.12 and the City enters into an Agreement for the Temporary Closure of State Right-of-Way for the Event (Form TEA 30A).

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

That the closure of rights-of-way within the City of El Paso for the Dia de Los Niños from 2:00 p.m. on Friday, April 26, 2019, to 11:59 p.m. on Saturday, April 27, 2019, serves a public purpose of providing cultural and recreational activities for the residents and visitors of the City of El Paso, and in accordance with 43 TAC, Section 22.12, the City Manager be authorized to sign an Agreement For The Temporary Closure of State Right Of Way (Form TEA 30A) by and between the City of El Paso and the State of Texas, acting by and through the Texas Department of Transportation, for the temporary closure and use of State owned and operated street (s) in excess of four hours for portions of including Mesa St. (SH 20) between Franklin and Texas Ave. (SH 20) upon the issuance of required permits from the City of El Paso and substantial conformity to the finalized TEA30 agreement between the City of El Paso and State of Texas Department of Transportation.

6.4.

**RESOLUTION**

**WHEREAS**, on November 6, 2012 the voters of the City of El Paso, Texas (“City”) approved the issuance of general obligation bonds for the purpose of constructing new and improved amenities for parks and recreation facilities, open space improvements, libraries, museums, the Zoo, neighborhood improvements, and cultural and performing arts facilities, to include an obligation of funds in the amounts of \$1,500,000.00 (One Million Five Hundred Thousand Dollars) for modular play equipment in various parks in the City of El Paso; and

**WHEREAS**, on June 28, 2016, City Council approved funding for an All Abilities Playground at Ponder Park using approximately \$200,000.00 (Two Hundred Thousand Dollars) in general obligation bonds for modular play equipment; and

**WHEREAS**, modular play equipment includes All Abilities playground equipment; and

**WHEREAS**, on September 18, 2018, City Council approved the All Abilities Playground Plan as the established list of the City of El Paso All Abilities Playground Plan for Fiscal Year 2019 through Fiscal Year 2023 and to use of the remaining obligated funds of the \$1,500,000.00 (One Million Five Hundred Thousand Dollars) for modular play equipment in combination with any awarded grants; and

**WHEREAS**, on March 20, 2019, the City successfully received notification of a grant award of \$1,000,000.00 (One Millions Dollars) in matching funds from the Texas Parks and Wildlife Department Urban Outdoor Recreation Grant Program (“TPW”); and

**WHEREAS**, the combined funds of \$1.25 million (One Million Two Hundred Thousand Dollars) in Quality of Life Bonds funds with the \$1,000,000.00 (One Million Dollars) grant from TPW will provide sufficient funds to complete the three All Abilities Playgrounds identified in the All Abilities Playground Plan for Fiscal Year 2019 through Fiscal Year 2023; and

**WHEREAS**, on December 11, 2018, City Council took action to accept the donation of modular play equipment from Coronado Hills Neighborhood Association for Thunderbird Playground at Jan Sumrall Memorial Trailhead; and

**WHEREAS**, City Council authorized the City Manager to identify approximately \$200,000.00 (Two Hundred Thousand Dollars) in funding for the installation of the donated modular play equipment by the City; and

**WHEREAS**, the City desires to reallocate \$200,000.00 (Two Hundred Thousand Dollars) from the All Abilities Playground Plan to the Thunderbird Playground Project for installation of the modular play equipment donated by Coronado Hills Neighborhood Association; and

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

That the City Council approves amending the All Abilities Playground Plan to reallocate \$200,000.00 (Two Hundred Thousand Dollars) to the installation of modular play equipment at Thunderbird Playground, located at Jan Sumrall Memorial Trailhead.

Mr. Tracy Novak, Parks and Recreation Director, presented a PowerPoint presentation (copy on file in the City Clerk’s office).

Representatives Svarzbein, Hernandez, Ordaz Perez, and Lizarraga commented.

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

\*Motion made, seconded, and unanimously carried to **MOVE** item to the Regular agenda.

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

Motion made by Representative Svarzbein, seconded by Mayor Pro Tempore Ordaz Perez, and unanimously carried to **APPROVE** the Resolution.

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Ordaz

Perez, and Lizarraga  
NAYS: None  
ABSENT: Representative Rivera

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

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

**WHEREAS**, on August 7, 2018, the City Council authorized the City Manager to a Local Transportation Project Advance Funding Agreement by and between the City of El Paso and the State of Texas, acting by and through the Texas Department of Transportation, for the Bicycle Connectivity Phase I Project for the design and construction of bicycle facilities citywide to include the following: buffered bicycle lanes, conventional bicycle lanes, bicycle boulevards, shared lane markings and protected bicycle lanes; and

**WHEREAS**, the City’s contribution was estimated at \$134,589.00 at 7.4% of the estimated total project cost was based on El Paso County qualifying as an Economically Disadvantaged County; and

**WHEREAS**, after City Council’s August 7, 2018, 2018 approval, the Texas Department of Transportation informed the City that the El Paso County does not qualify as Economically Disadvantaged County and that the City’s estimated project cost contribution had to be adjusted; and

**WHEREAS**, the City’s right-of-way cost contribution for the Project has been corrected to be \$363,216.00 which is 20% of the estimated total project cost; and

**WHEREAS**, the City desires to enter into Local Transportation Project Advance Funding Agreement for the Project with the corrected amount for the City’s contribution.

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

That the City Manager be authorized to sign a Local Transportation Project Advance Funding Agreement by and between the City of El Paso and the State of Texas, acting by and through the Texas Department of Transportation, for the Bicycle Connectivity Phase II Project for the design and construction of bicycle facilities citywide to include the following: buffered bicycle lanes, conventional bicycle lanes, bicycle boulevards, shared lane markings and protected bicycle lanes, for an estimated total project cost of \$1,899,592.00, with an estimated City participation of \$363,216.00, and that the authority granted to the City Manager on August 7, 2018 to sign a Local Transportation Project Advance Funding Agreement by and between the City of El Paso and the State of Texas, acting by and through the Texas Department of Transportation, for the Bicycle Connectivity Phase II Project is hereby null and void.

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

**WHEREAS**, the City owns the Star on the Mountain (“Star”), which is located on the south side of the Franklin Mountains in El Paso, Texas on property leased by the City from 88 Investments, Inc.; and

**WHEREAS**, the City has contracted with the Greater El Paso Chamber of Commerce Foundation on May 1, 2011 to operate a program for the lighting, operation and maintenance of the Star on the Mountain, which contract expires on April 30, 2014; and

**WHEREAS**, the City desire to continue contracting with the Chamber of Commerce to provides such operation and maintenance services and the Chamber of Commerce is willing to continue to provide such services for an additional five (5) year period; and

**WHEREAS**, the City staff recommends that the City contract with the Chamber of Commerce pursuant to the terms stated in the Agreement; and

**WHEREAS**, on April 8, 2014 the City and the Chamber entered into an Operating and Maintenance Agreement for Star on the Mountain with El Paso Chamber of Commerce ("**First Agreement**"); and

**WHEREAS**, the First Agreement expires April 30, 2019; and

**WHEREAS**, the parties wish to enter in this Agreement to take effect immediately following the expiration of the First Agreement.

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

THAT the City Manager is authorized to sign a Operating and Maintenance Agreement by and between the City and the Greater El Paso Chamber of Commerce Foundation for the operating and maintenance of the Star on the Mountain from May 1, 2019 to April 30, 2024 for the program services in an amount not to exceed \$12,000 per year. Operating and Maintenance costs will be reimbursed in an amount not to exceed \$50,000 per year.

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**8. Goal 8: Nurture and Promote a Healthy, Sustainable Community**  
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**8.1. \*RESOLUTION**

**WHEREAS**, on or about July 2, 2002, Jose De La Rosa and Antonia De La Rosa (collectively, "**Original Borrower**") executed a Secured Grant Note and a Loan Note (collectively the "**Loan Note**") in the aggregate amount of Three Hundred Eighteen Thousand and No/100 Dollars (\$318,000.00), payable to the order of the City and secured by a Builder's and Mechanic's Lien Contract and Deed of Trust (With Power of Sale) dated July 2, 2002, filed of record in Volume 4299, Page 1047, Clerk's File No. 20020058461, Real Property Records of El Paso County, El Paso, Texas, (collectively, the "**Lien(s)**") against the following property:

The East 25.5 feet of Lot 3, Block 17, Sambrano Suburb, an Addition to the City of El Paso, El Paso County, Texas, according to the map and plat thereof on file in Book 2, Page 2, Plat Records of El Paso County, Texas; known and numbered as 6806 Alameda, (the "**Property**"); and

**WHEREAS**, the City and Original Borrower entered into that certain Community Development Investor-Owned Financial Terms Contract (the "**Financial Terms Contract**"), dated July 2, 2002, concerning use of the City's U.S. Department of Housing and Urban Development HOME Investment Partnerships Program ("**HUD**") Community Development Block Grant ("**CDBG**") funds for rehabilitation of the Property and fulfillment of rent limitations on the housing units in the Property and low-to-moderate income tenant occupancy requirements contemporaneously executing the Financial Terms Contract, the Loan Note, Lien(s), and Property Agreement Concerning Covenants and Restrictions Running with the Land ("**Restrictive Covenants**") (hereinafter collectively referred to as the "**Loan Documents**"); and

**WHEREAS**, the Loan Documents provide that the Property shall not be conveyed without the City's prior written consent and that failure to do so constitutes a triggering event, entitling the City to exercise certain rights and remedies, including collection of the outstanding balance of the Loan Note; and

**WHEREAS**, on January 24, 2017, Project Vida Development Corporation ("**Owner**"), the City, and the Original Borrower entered into an Assumption Agreement and Modification of Community Development Investor-Owned Financial Terms Contract, Note, and Lien ("**First Assumption Agreement**") where Owner agreed to assume the Original Borrower's obligations under the Loan Documents as well as modified terms included in the First Assumption Agreement; and

**WHEREAS**, following the execution of the First Assumption, the Owner and the City determined that the preservation of the Property requires the release of the original loan, the demolishing of two of the six units rehabilitated under the Financial Terms Contract, and the issuance of a new loan to rehabilitate the remaining four units; and

**WHEREAS**, Jesse Prentice Loftin Jr. ("**Assuming Borrower**") wishes to undertake such tasks on behalf of Owner; and

**WHEREAS**, Owner desires to convey the Property to Assuming Borrower and Assuming Borrower, in consideration of City's agreement not to exercise certain rights and remedies, has agreed to assume all the liability and obligations of Original Borrower and Owner under the Loan Documents and the First Assumption Agreement; and

**WHEREAS**, following Assuming Borrower's assumption under this Assumption Agreement, the City, pursuant to a directive from HUD, will enter into a new Investor Home Program Written Agreement with the Assuming Borrower to complete the rehabilitation of the Property in accordance to the terms of such Investor Home Program Written Agreement and release the Assuming Borrower from all obligations assumed under this Assumption Agreement.

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

That the following are approved: The assumption of the Owner's obligations under the Loan Documents and First Assumption Agreement by the Assuming Borrower; the release of the obligations of the Assuming Borrower under the Loan Documents and Assumption Agreement; and the following funding commitment for affordable rental and housing development, as recommended by the Director of Community and

Human Development, as listed below.

Project Owner:	Jesse Prentice Loftin Jr.
Project Type:	Rehabilitation of 1-4 Multi Family Units
Project Address:	6806 Alameda
District:	3
Funding Amount:	\$65,000

Further, that the City Manager, on behalf of the City, be authorized to sign the following documents to be drafted by the City Attorney's Office and to be executed at the proper time according to the City Attorney's Office: (1) Assumption Agreement of Community Development Investor-Owned Financial Terms Contract, Note, and Lien; (2) Investor Home Program Written Agreement; (3) Release of Lien and Declaration Concerning Covenants and Restrictions Running with the Land; (4) Declaration Concerning Covenants and Restrictions Running with the Land; and (5) any other documents necessary for the completion of the transaction as determined by the City Attorney's Office.

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**CONSENT AGENDA - BOARD RE-APPOINTMENTS:**  
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**9. Goal 3: Promote the Visual Image of El Paso**  
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9.1. \*Motion made, seconded, and unanimously carried to **RE-APPOINT** Ricardo E. Cabrera to the City Plan Commission by Mayor Dee Margo.

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**CONSENT AGENDA - BOARD APPOINTMENTS:**  
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**10. Goal 1: Create an Environment Conducive to Strong, Sustainable Economic Development**  
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10.1. \*Motion made, seconded, and unanimously carried to **APPOINT** J. Edward Moreno to the Tax Increment Reinvestment Zone Number 5 by Mayor Dee Margo.

**11. Goal 3: Promote the Visual Image of El Paso**  
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11.1. \*Motion made, seconded, and unanimously carried to **APPOINT** Geoffrey Wright to the City Plan Commission by Representative Aleksandra Annelo.

**12. Goal 4: Enhance El Paso's Quality of Life through Recreational, Cultural and Educational Environments**  
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12.1. \*Motion made, seconded, and unanimously carried to **APPOINT** Michael Osburn to the Bicycle Advisory Committee by Representative Claudia Ordaz Perez.

12.2. \*Motion made, seconded, and unanimously carried to **APPOINT** Frank Luna to the Museums and Cultural Affairs Advisory Board by Representative Isabel Salcido.

12.3. \*Motion made, seconded, and unanimously carried to **APPOINT** Ivan Nino to the Museums and Cultural Affairs Advisory Board by Representative Isabel Salcido.

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**13. Goal 8: Nurture and Promote a Healthy, Sustainable Community**  
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**13.1.** \*Motion made, seconded, and unanimously carried to **APPOINT** Crystal M. Garcia to the City Accessibility Advisory Committee by Representative Aleksandra Annello.

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**13.2.** \*Motion made, seconded, and unanimously carried to **APPOINT** Terri Flickinger to the Retired and Senior Volunteer Program Advisory Council by Representative Cassandra Hernandez.  
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**CONSENT AGENDA - APPLICATIONS FOR TAX REFUNDS:**  
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**14. Goal 6: Set the Standard for Sound Governance and Fiscal Management**  
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**14.1.** \*Motion made, seconded, and unanimously carried that the tax refunds listed on the attachment posted with this agenda be **APPROVED**.

1. Quicken Loans, in the amount of \$4,187.08, made an overpayment on December 27, 2018 of 2018 taxes. (Geo. #V89399900401900)
2. Propel Financial Services, in the amount of \$10,774.71, made an overpayment on October 31, 2017 of 2016 taxes. (Geo. #Y805999039B0401)
3. Corelogic Tax Service, in the amount of \$2,626.28, made an overpayment on December 14, 2018 of 2018 taxes. (Geo. #F60999902703100)
4. Texas Title Company, in the amount of \$4,371.92, made an overpayment on January 25, 2018 of 2017 taxes. (Geo. #S07500004000600)
5. Texas Title Company, in the amount of \$4,128.08, made an overpayment on January 31, 2018 of 2017 taxes.(Geo. #S075000040004A0)
6. Lereta, LLC, in the amount of \$4,045.10, made an overpayment on December 20, 2016 of 2016 taxes. (Geo. #R84399900406700)

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**CONSENT AGENDA - NOTICE FOR NOTATION:**  
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**15. Goal 6: Set the Standard for Sound Governance and Fiscal Management**  
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**15.1.** \*Motion made, seconded, and unanimously carried to **ACCEPT** notation pursuant to Section 2.92.110 of the City Code: receipt of campaign contribution by Representative Sam Morgan in the amount of \$1,000.00 from Robert E. Skov.

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**15.2.** \*Motion made, seconded, and unanimously carried to **ACCEPT** notation pursuant to Section 2.92.110 of the City Code, receipt of the following campaign contributions by Mayor Margo:

\$5,000 Donald R Margo III; \$3,593.07 J Kirk Robison; \$2,501 Anthony B Furman; \$2,500 Alan R Abott; \$2,500 Richard Aguilar; \$2,500 Richard J Amstater; \$2,500 Ed Anderson; \$2,500 Antcliff Mediation PLLC; \$2,500 Bill Appleton; \$2,500 James A

Cardwell Jr.; \$2,500 Rodrigo Fernandez; \$2,500 Miguel Fernandez; \$2,500 Paul L Foster; \$5,000 Steve Fox; \$2,500 L Frederick Francis; \$2,500 Leonard A Goodman III; \$2,500 Ruben E Guerra; \$2,500 Bruce Gulbas; \$2,500 E C Houghton; \$2,500 Woody L Hunt; \$2,500 Joshua W Hunt; \$2,500 Stanley P Jobe; \$2,500 Randy L Kuykendall; \$2,500 Brad Kuykendall; \$2,500 Daniel Longoria; \$2,500 Hector J Lopez; \$2,500 Luke T Lowenfield; \$2,500 Ronald W Lowenfield; \$2,500 Sandra S Lowenfield; \$2,500 Ike J Monty III; \$2,500 Raymond Palacios; \$2,500 Gary Porras; \$2,500 William F Randag Jr.; \$2,500 J Kirk Robison; \$2,500 J W Rogers; \$2,500 Isha Rogers; \$2,500 Dede Rogers; \$2,500 K Alan Russell; \$2,500 Pablo Sanders; \$2,500 Peter A Spier; \$2,500 Maria F Teran; \$2,500 Bill Terrell; \$2,500 Betty R Wakefield; \$2,500 Clinton E Wolf; \$1,250 Randall J Bowling; \$1,250 Robert L Bowling IV; \$1,000 Benjamin Arriola; \$1,000 Richard A Behrenhausen; \$1,000 Jack Chapman; \$1,000 Irene Epperson; \$1,000 Margarita Escduero; \$1,000 Jim Gore; \$1,000 Richard P Henson; \$1,000 John T Hjalquist; \$1,000 Robert A Hoy; \$1,000 Marion L Hunt; \$1,000 Terren D Klein; \$1,000 Susan M Lilly; \$1,000 Linebarger Goggan Blair Simpson LLP; \$1,000 Clay Lowenfield; \$1,000 F Michael Norwich; \$1,000 Carlos E Ornelas; \$1,000 Sonny & Ann Brown Living Trust; \$1,000 Thad Steele Jr.; \$1,000 Robert V Wingo; \$500 Alejandro Acosta Jr.; \$500 Armando Armedariz II; \$500 Perry Oscar Barber; \$500 Jonathan Barela; \$500 Samuel B Borsberry; \$500 Will C Brown; \$500 Sharon Butterworth; \$500 Kimmie Caldwell; \$500 John B Colquitt Jr.; \$500 John S Cullers; \$500 Hector Delgado; \$500 Tad I Deutsch; \$500 Carlos F Diaz; \$500 Harold W Ettinger; \$500 Milad K Farah; \$500 Ricardo Fernandez; \$500 Patrick W Gorman; \$500 Paul Harvey Jr; \$500 Gary R Hedrick; \$500 G Russell Hill; \$500 Patrick R Holland; \$500 Tami Keating; \$500 Matthew M Keats; \$500 Henry P King; \$500 Robert D Kotarski; \$500 Ann Morgan Lilly; \$500 E R Lilly Jr; \$500 James P Maloney; \$500 Mitchell McBeth; \$500 Ryan T McNellis; \$500 John E Moye; \$500 Melissa W O'Rourke; \$500 David P Ortwein; \$500 Britt L Porter; \$500 Victor F Poulos; \$500 David J Rendall; \$500 Ralph WM Richards; \$500 John M Rindt; \$500 Leonardo Robles Jr.; \$500 ScottPAC; \$500 Robert M Shiloff; \$500 Robert E Skov; \$500 Mario D Southern; \$500 Frank Spencer III; \$500 Alden Sultzbaugh; \$500 Alton F Thomas; \$500 Gregory Trubowitsch; \$500 Tyler Daniels; \$500 Lance Van Deman; \$500 Georg Wayne; \$500 Gordon E Welch; \$500 Ceci Mile Mulrihill; \$500 Lawrence Wollschlager; \$250 Jaime Barceleau; \$250 Richard A Bonner; \$250 Dealey D Herndon; \$250 Edgar Lopez; \$250 Mark Osborne; \$250 David R Pierce; \$250 Laura Rodriguez; \$250 Luis C Rosas; \$250 Josephine P Schwartz; \$250 Jonathan D Schwartz Jr; \$250 The Dennis and Donna Neessen Trust; \$250 Robin C Thigpin; \$250 Robert Veliz; \$200 Richard C Black; \$200 R E Dayoub; \$200 Charles Horak Jr; \$200 Nancy McNight Howell; \$200 Annette Hoy; \$200 Scott W Kendall; \$200 Lionel W Thomson; \$150 Adin A Brown; \$100 Donna Mae Bloedorn; \$100 Toni M Call; \$100 Duane P Coleman; \$100 Marcia S Dahlberg; \$100 Wade Y Daw; \$100 D M Fickett; \$100 Thomass R Figart; \$100 Catherine R Hassler; \$200 Claudia Ivey; \$100 Stuart W Kahn; \$100 Matthew C Kerr; \$100 Helen W Knopp; \$100 Donald C Luciano; \$100 Raymond Marshall; \$100 Jan Guynes McNutt; \$100 Maria E Ramirez; \$100 Ricardo Marquez DDS PA; \$100; Mimi E Short; \$100 Andrew Werner; \$50 Yolanda Bencomo; \$50 Jose A Hinojosa Jr; \$50 Russell I Moore; \$25 Gabriel Aragon; \$25 Patricia Carafano

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**CONSENT AGENDA - BEST VALUE PROCUREMENTS:**  
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**16. Goal 7: Enhance and Sustain El Paso's Infrastructure Network**  
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- 16.1. \*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2019-475 High Pressure – Low Pressure and Brake Coupled Hoses, Hose Machine Rental & Field Service to Bridgestone Hosepower, LLC dba Hose Power USA and/or Complete Safety for an initial term estimated award of \$270,000.00. The award is to include a two (2) year optional amount of \$180,000.00 for a total five (5) year award of \$450,000.00. The approval of this contract would allow for the continual maintenance and upkeep of the fleet vehicles with hydraulic and pneumatic systems. This allows for consistent, safe and efficient operation of vehicles while maintaining maximum reliability.

**CONTRACT VARIANCE:**

The difference in cost, based on a comparison to the previous contract is as follows: An increase of \$25,852.06 over the three (3) year initial term. The cost per sample listing increased 9.1% and the labor rate for after hour service increased 17.6% compared to the previous contract which was awarded on October 22, 2013.

Department:	Streets and Maintenance
Award to:	Bridgestone Hosepower, LLC dba Hose Power USA and/or Complete Safety Orlando, FL
Item(s):	All
Initial Term:	3 years
Option to Extend:	2 years
Annual Estimated Award:	\$90,000.00
Initial Term Estimated Award:	\$270,000.00 (3 years)
Total Estimated Award:	\$450,000.00 (5 years)
Account No.:	532-37020-531250-3600-P3711 532-37020-531210-3600-P3701
Funding Source:	Inventory Purchases Materials and Supplies (Internal Service Fund)
Fund)	Equipment Outside Repair Services (Internal Service
Districts:	All

This is a Best Value, contract.

The Purchasing and Strategic Sourcing and Streets and Maintenance Departments recommend award as indicated to Bridgestone Hosepower, LLC dba Hose Power USA and/or Complete Safety, the bidder offering the best value bid. In accordance with this award the City Manager or designee is authorized to exercise future options if needed.

.....  
**CONSENT AGENDA - REQUEST FOR PROPOSAL:**  
 .....

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

- 17.1. \*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Director of Purchasing and Strategic Sourcing to issue a change order to ZOLL Medical Corporation referencing Contract 2018-792R 12-Lead Field Cardiac Monitors Defibrillators. This change order is to increase the contract by \$254,191.25 for a total

amount not to exceed \$1,270,956.25. The change order will cover expenses to purchase additional defibrillators and accessories for the Fire Department during the next three years.

Department: Fire  
Award to: ZOLL Medical Corporation  
Chelmsford, MA  
Total Estimated Award: \$254,191.25  
Account No.: 322 – 22090 – 531120 - 1000 – P2217  
Funding Source: General Fund – Clinical Medical Supplies  
Districts: All

This is a change order for a Request for Proposal, service contract.

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### **REGULAR AGENDA - FIRST READING OF ORDINANCES**

Motion made by Mayor Pro Tempore Ordaz Perez, seconded by Representative Lizarraga, 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, Morgan, Salcido, Ordaz Perez, and Lizarraga

NAYS: None

ABSENT: Representative Rivera

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

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**18.1.** An Ordinance authorizing the City Manager to sign the First Amendment to Ordinance No. 018871, the Land Exchange Agreement between the City of El Paso and FSW Investments, LP to extend the deadline by which the parties must enter into a development agreement; amend certain definitions and the manner in which closing is to occur; and to provide for the City's cooperation in the creation of a Municipal Management District over the City-owned property located in the northeast section of the City being transferred to FSW Investments, LP.

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

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**19.1.** An Ordinance granting a franchise for Dominion Ambulance, LLC to operate a non-emergency ambulance transfer service.

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**19.2.** An Ordinance granting a franchise for Elite Medical Transport of Texas, LLC to operate a non-emergency ambulance transfer service.

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**19.3.** An Ordinance granting a franchise for Life Ambulance Service, Inc. to operate a non-emergency ambulance transfer service.

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**19.4.** An Ordinance amending Title 9 (Health and Safety), Chapter 9.85 (Emergency and Transfer Ambulance Services), Section 9.85.110 (Personnel, Vehicles and Equipment

– Standards and Requirements; Inspection), Subsection C, to correct a reference to the type of equipment each ambulance must carry; the penalty as provided in Section 9.85.130 of the El Paso City Code.

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

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**20.1.** An Ordinance vacating a 20' alley out of Block 77, Campbell Addition, City of El Paso, El Paso County, Texas. SURW18-00003 Subject Property: South of Paisano and East of Kansas, Applicant: Housing Authority of the City of El Paso

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**20.2.** An Ordinance changing the zoning of the following real property known as:

Parcel 1: Tract 12-A, Block 6, Ysleta Grant, City of El Paso, El Paso County, Texas, from R-3A/C (Residential/Conditions) to A-O/C (Apartment-Office/Condition); and, Parcel 2: Tract 2, Block 6, Ysleta Grant, City of El Paso, El Paso County, Texas, From R-3A/C (Residential/Conditions) to A-O/C (Apartment-Office/Conditions); and, Parcel 3: Tract 3-B, Block 6, City of El Paso, El Paso County, Texas, from R-3A/C (Residential/Conditions) to A-O/C (Apartment-Office/Condition), and imposing a condition.

The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 8753 Muralla Way. Property Owner: Valle del Colibri, LLC. PZRZ17-00014

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**20.3.** An Ordinance amending a condition placed on property by Ordinance No. 16813, which changed the zoning of:

Parcel 1: Tract 12-A, Block 6, Ysleta Grant, City of El Paso, El Paso County, Texas, from R-3A/C (Residential/Conditions) to A-O/C (Apartment-Office/Condition); and, Parcel 2: Tract 2, Block 6, Ysleta Grant, City of El Paso, El Paso County, Texas, From R-3A/C (Residential/Conditions) to A-O/C (Apartment-Office/Conditions); and, Parcel 3: Tract 3-B, Block 6, City of El Paso, El Paso County, Texas, from R-3A/C (Residential/Conditions) to A-O/C (Apartment-Office/Condition), and imposing a condition.

The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 8753 Muralla Way. Property Owner: Valle del Colibri, LLC. PZCR18-00001

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**20.4.** An Ordinance changing the zoning of the following real property known as:

PARCEL 1: 428 James St., C Christy PT of TR 6 & 7 beg 393.7 ft. NE of SWC irreg on N 87.6 on E 462.98 on S 101.6 ft on W, City of El Paso, El Paso County, Texas; and, PARCEL 2: 432 James St., C Christy N 86.50 ft. of S 393.7 ft. of TR 6 & 7, City of El Paso, El Paso County, Texas; and, PARCEL 3: 436 James St., C Christy N 86.50 ft. of S 307.20 ft. of TR 6 & 7, City of El Paso, El Paso County, Texas; and, PARCEL 4: 440 James St., C Christy N 86.50 ft. of S 220.70 ft. of 6 & 7, City of El Paso, El Paso County, Texas; and, PARCEL 5: 444 James St., C Christy N 86.5 ft. of S 134.2 ft. of TRS 6 & 7, City of El Paso, El Paso County, Texas; and, PARCEL 6: 500 James St., C Christy S 47.70 ft. of 6 & 7 & N 38.80 ft. of 8 & 9, City of El Paso, El Paso County, Texas; and,

PARCEL 7: 501 James St., D Christy N 89.00 ft. of 4 & 5, City of El Paso, El Paso County, Texas; and,  
 PARCEL 8: 504 James St., C Christy Tract W 150.84 ft. of S 86.50 ft. of N 125.30 ft. of 8 & 9, City of El Paso, El Paso County, Texas; and,  
 PARCEL 9: 500 James St., C Christy Tract E 312.05 ft. of S 86.50 ft. of N 125.30 ft. of 8 & 9, City of El Paso, El Paso County, Texas; and,  
 PARCEL 10: 505 James St., D Christy S 78 ft. of N 167 ft. of 4 & 5, City of El Paso, El Paso County, Texas; and,  
 PARCEL 11: 508 James St., C Christy Tract S 86.50 ft. of N 211.80 ft. of 8 & 9, City of El Paso, El Paso County, Texas; and,  
 PARCEL 12: 509 James St., D Christy S 78 ft. of N 245 ft. of 4 & 5, City of El Paso, El Paso County, Texas; and,  
 PARCEL 13: 512 James St., C Christy Tract S 86.50 ft. on N 298.30 ft. of 8 & 9, City of El Paso, El Paso County, Texas; and,  
 PARCEL 14: 513 James St., D Christy S 78.0 ft. of N 323 ft. of 4 & 5, City of El Paso, El Paso County, Texas; and,  
 PARCEL 15: 516 James St., C Christy S 86.5 ft. of N 384.8 ft. of TRS 8 & 9, City of El Paso, El Paso County, Texas; and,  
 PARCEL 16: 517 James St., D Christy N 78' of S 95.29' of N 418.29' of 4 & 5 (78' on st - 523.18' on N -78' on W -523.62' on S), City of El Paso, El Paso County, Texas; and,  
 PARCEL 17: 520 James St., C Christy N 86.5 ft. of S 432.5 ft. of TRS 8 & 9, City of El Paso, El Paso County, Texas; and,  
 PARCEL 18: 521 James St., D Christy N 78' of S 416.3' of 4 & 5 (78' on ST -523.62' on N -78' on W - 524.06' on S), City of El Paso, El Paso County, Texas; and,  
 PARCEL 19: 524 James St., C Christy Tract N 86.5 ft. of S 346 ft. of TR 8 & 9, City of El Paso, El Paso County, Texas; and,  
 PARCEL 20: 525 James St., D Christy N 78 ft. of S 388.3 ft. of 4 & 5 Unit T, City of El Paso, El Paso County, Texas; and,  
 PARCEL 21: 528 James St., C Christy N 86.50 ft. of S 259.50 ft. of (8 & 9), City of El Paso, El Paso County, Texas; and,  
 PARCEL 22: 532 James St., C Christy N 86.5 of S 173 of TR 8 & 9, City of El Paso, El Paso County, Texas; and,  
 PARCEL 23: 533 James St., D Christy PT of 4 & 5 BEG 182.33 FT N of SEC of 4 (497.80' on S-irreg on W-524.49' on N-77.97' on ST), City of El Paso, El Paso County, Texas; and,  
 PARCEL 24: 533 James St., D Christy N 85 FT of S 182.33 ft. of 4 & 5 (497.80 ft on N - 85 ft. on E - 443.48 ft. on S - 100.92 ft. on W), City of El Paso, El Paso County, Texas; and,  
 PARCEL 25: 536 James St., C Christy S 86.5 ft. of TRS 8 & 9, City of El Paso, El Paso County, Texas; and,  
 PARCEL 26: 537 James St., D Christy SLY 97.33 ft. of (4 & 5), City of El Paso, El Paso County, Texas; from R-3 (Residential) to R-1 (Residential), the penalty is as provided for in Chapter 20.24 of the El Paso City Code. PZRZ19-00001

- .....
- 20.5.** An Ordinance granting Special Permit no. PZST19-00005, to allow for a planned residential development overlay on the property described as:  
 PARCEL 1: 428 James St., C Christy PT of TR 6 & 7 beg 393.7 ft. NE of SWC irreg on N 87.6 on E 462.98 on S 101.6 ft on W, City of El Paso, El Paso County, Texas; and,  
 PARCEL 2: 432 James St., C Christy N 86.50 ft. of S 393.7 ft. of TR 6 & 7, City of El

Paso, El Paso County, Texas; and,  
PARCEL 3: 436 James St., C Christy N 86.50 ft. of S 307.20 ft. of TR 6 & 7, City of El Paso, El Paso County, Texas; and,  
PARCEL 4: 440 James St., C Christy N 86.50 ft. of S 220.70 ft. of 6 & 7, City of El Paso, El Paso County, Texas; and,  
PARCEL 5: 444 James St., C Christy N 86.5 ft. of S 134.2 ft. of TRS 6 & 7, City of El Paso, El Paso County, Texas; and,  
PARCEL 6: 500 James St., C Christy S 47.70 ft. of 6 & 7 & N 38.80 ft. of 8 & 9, City of El Paso, El Paso County, Texas; and,  
PARCEL 7: 501 James St., D Christy N 89.00 ft. of 4 & 5, City of El Paso, El Paso County, Texas; and,  
PARCEL 8: 504 James St., C Christy Tract W 150.84 ft. of S 86.50 ft. of N 125.30 ft. of 8 & 9, City of El Paso, El Paso County, Texas; and,  
PARCEL 9: 500 James St., C Christy Tract E 312.05 ft. of S 86.50 ft. of N 125.30 ft. of 8 & 9, City of El Paso, El Paso County, Texas; and,  
PARCEL 10: 505 James St., D Christy S 78 ft. of N 167 ft. of 4 & 5, City of El Paso, El Paso County, Texas; and,  
PARCEL 11: 508 James St., C Christy Tract S 86.50 ft. of N 211.80 ft. of 8 & 9, City of El Paso, El Paso County, Texas; and,  
PARCEL 12: 509 James St., D Christy S 78 ft. of N 245 ft. of 4 & 5, City of El Paso, El Paso County, Texas; and,  
PARCEL 13: 512 James St., C Christy Tract S 86.50 ft. on N 298.30 ft. of 8 & 9, City of El Paso, El Paso County, Texas; and,  
PARCEL 14: 513 James St., D Christy S 78.0 ft. of N 323 ft. of 4&5, City of El Paso, El Paso County, Texas; and,  
PARCEL 15: 516 James St., C Christy S 86.5 ft. of N 384.8 ft. of TRS 8 & 9, City of El Paso, El Paso County, Texas; and,  
PARCEL 16: 517 James St., D Christy N 78' of S 95.29' of N 418.29' of 4 & 5 (78' on st - 523.18' on N -78' on W -523.62' on S), City of El Paso, El Paso County, Texas; and,  
PARCEL 17: 520 James St., C Christy N 86.5 ft. of S 432.5 ft. of TRS 8 & 9, City of El Paso, El Paso County, Texas; and,  
PARCEL 18: 521 James St., D Christy N 78' of S 416.3' of 4 & 5 (78' on ST -523.62' on N -78' on W - 524.06' on S), City of El Paso, El Paso County, Texas; and,  
PARCEL 19: 524 James St., C Christy Tract N 86.5 ft. of S 346 ft. of TR 8 & 9, City of El Paso, El Paso County, Texas; and,  
PARCEL 20: 525 James St., D Christy N 78 ft. of S 388.3 ft. of 4 & 5 Unit T, City of El Paso, El Paso County, Texas; and,  
PARCEL 21: 528 James St., C Christy N 86.50 ft. of S 259.50 ft. of (8 & 9), City of El Paso, El Paso County, Texas; and,  
PARCEL 22: 532 James St., C Christy N 86.5 of S 173 of TR 8 & 9, City of El Paso, El Paso County, Texas; and,  
PARCEL 23: 533 James St., D Christy PT of 4 & 5 BEG 182.33 FT N of SEC of 4 (497.80' on S-irreg on W-524.49' on N-77.97' on ST), City of El Paso, El Paso County, Texas; and,  
PARCEL 24: 533 James St., D Christy N 85 FT of S 182.33 ft. of 4 & 5 (497.80 ft on N - 85 ft. on E - 443.48 ft. on S - 100.92 ft. on W), City of El Paso, El Paso County, Texas; and,  
PARCEL 25: 536 James St., C Christy S 86.5 ft. of TRS 8 & 9, City of El Paso, El Paso County, Texas; and,  
PARCEL 26: 537 James St., D Christy SLY 97.33 ft. of (4 & 5), City of El Paso, El

Paso County, Texas;, pursuant to Section 20.10.470 of the El Paso City Code. The penalty being as provided in Chapter 20.24 of the El Paso City Code. PZST19-00005

.....  
**21. Goal 7: Enhance and Sustain El Paso’s Infrastructure Network:**

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**21.1.** An Ordinance to amend the City of El Paso Bike Plan to delete Resler Canyon Connection from the City of El Paso Bike Plan.

.....  
**REGULAR AGENDA – OTHER BUSINESS**

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

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**22.1.** Report on award of \$500,000 from PetCo Foundation for the City’s Department of Animal Services Development of the CATZ (Cats at the Zoo) café and catio and adoption center.

Ms. Paula Powell, Animal Services Director, presented a PowerPoint presentation (copy on file in the City Clerk’s office).

Representatives Svarzbein and Annello commented.

Mr. Tommy Gonzalez, City Manager, commented.

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

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

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

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**23.1.** Motion made by Mayor Pro Tempore Ordaz Perez, seconded by Representative Salcido, and unanimously carried to **AWARD** Solicitation No. 2019-859 Shawver Park Sport Field Rehabilitation (Re-Bid) to ACCENT LANDSCAPE CONTRACTORS, INC. for a total award of \$953,906.88. The project will provide improvements to the sport fields. The existing fence around the two baseball fields will be removed and replaced. A new backstop will be constructed on one baseball field and the other baseball field backstop area will be renovated with new fencing. A new fence will be provided to enclose the two central soccer fields to protect the green area. All fields, including the two outer fields, east and west of the central fields, will receive grading improvements and will be re-seeded.

Department: Capital Improvement  
Award to: ACCENT LANDSCAPE CONTRACTORS, INC.  
El Paso, TX  
Item(s): All  
Term: 180 consecutive calendar days  
Total Estimated Award: \$953,906.88  
Account No.: 580270-29010-4800-190-PCP13PRKA29  
Funding Source: 2012 Quality of Life Bond  
District: 7

This is a Low Bid, unit price contract.

The Purchasing and Strategic Sourcing and Capital Improvement Departments recommend award as indicated to ACCENT LANDSCAPE CONTRACTORS, INC. the lowest responsive, responsible bidder.

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

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

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

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Ordaz Perez, and Lizarraga

NAYS: None

ABSENT: Representative Rivera

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

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- 24.1.** Motion made by Alternate Mayor Pro Tempore Morgan, seconded by Mayor Pro Tempore Ordaz Perez, and unanimously carried to **AUTHORIZE** the Director of Purchasing and Strategic Sourcing Department to issue purchase order to Accela Inc., the creator and sole provider of the Accela Software System for licensing, permits and code enforcement, with the stipulation that the vendor provides an updated sole source letter and affidavit each year. This purchase is for license and services of this software in the estimated amount of \$362,523.00, for FY19 and FY20.

Contract Variance:

The difference in cost, based on the comparison from previous contract, is as follows: Annual decrease of 26.29%, resulting in savings of \$129,303.82.

Department:	Information Technology
Award to:	Accela Inc. San Ramon, CA
Initial Term:	16 months
Total Estimated Award:	\$362,523.00
Account No.:	999-1000-15240-P1506-522020
Funding Source:	General Fund – Data Processing Services Contracts
Districts:	All
Reference No.:	2019-985

This is a Sole Source, 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.

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Ordaz Perez, and Lizarraga

NAYS: None

ABSENT: Representative Rivera

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

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**25.1.** Motion made by Mayor Pro Tempore Ordaz Perez, seconded by Representative Lizarraga, and unanimously carried to **AWARD** Solicitation 2019-539 James Street and Drainage Improvements to MARTINEZ BROS. CONTRACTORS, LLC for an estimated total award of \$994,325.00. The project consists of full street reconstruction of James Street between Craddock Avenue and Mansfield Avenue. The scope of work will include but not limited to the demolition of existing sidewalk, driveways, ramps and existing pavement structure. Roadway improvements shall consist of new pavement structure consisting of Hot Mix Asphaltic Concrete (HMAC), with base course and compacted subgrade. New ADA compliant concrete sidewalks and driveways, new ADA concrete ramps, dark sky compliant street light and new street signage. Drainage improvements, water and sanitary sewer replacement.

Department:	Capital Improvement
Award to:	MARTINEZ BROS. CONTRACTORS, LLC El Paso, TX
Item(s):	Base Bid I, Base Bid II, and Base Bid III
Initial Term:	270 Consecutive Calendar Days
Base Bid I:	\$809,620.00
Base Bid II:	\$144,283.00
Base Bid III:	\$ 40,422.00
Total Estimated Award:	\$994,325.00
Account No.:	190-4740-28900-580270-PCP17ST003
Funding Source:	2013 Street Infrastructure
Districts:	7

This is a Low bid, unit price contract.

The Purchasing & Strategic Sourcing and Capital Improvement Departments recommend award as indicated to MARTINEZ BROS. CONTRACTORS, LLC, the lowest responsive, responsible bidder.

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

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measured quantity. The actual cost of this contract

may be higher or lower than the total estimated value and will be the sum total of unit prices at the end of the contract term.

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

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Ordaz Perez, and Lizarraga

NAYS: None

ABSENT: Representative Rivera

- .....
- 25.2.** Motion made by Mayor Pro Tempore Ordaz Perez, seconded by Representative Morgan, and unanimously carried to **AWARD** Solicitation No. 2019-281 Janitorial Services – Police Department Facilities to Francisco Corral dba Eagle Janitorial Service for an initial three (3) year term estimated award of \$1,252,135.80. The award is to include a two (2) year optional amount of \$834,757.20. For a total five (5) year estimated award of \$2,086,893.00. This contract will allow continued janitorial services for the Police Department Facilities.

**CONTRACT VARIANCE:**

The difference in cost, based on a comparison to the previous contract is as follows:  
An increase of \$318,448.80 over the three (3) year initial term. The hourly rate increased by 17.9% per hour and an additional site was added compared to the previous contract which was awarded on October 08, 2013.

Department:	Police Facilities
Award to Vendor:	Francisco Corral dba Eagle Janitorial Service
Location:	El Paso, TX
Items:	All
Initial Term:	3 years
Option to Extend:	2 years
Annual Estimated Amount:	\$ 417,378.60
Initial Term Estimated Award:	\$1,252,135.80 (3 years)
Total Estimated Amount:	\$2,086,893.00 (5 years)
Accounts:	532-1000-31040-P3120-522060
Fund Source Name:	General Fund – Maintenance Services - Janitorial
Districts:	All

This is a Best Value, service contract.

The Purchasing and Strategic Sourcing and Streets and Maintenance Departments recommend award as indicated to Francisco Corral dba Eagle Janitorial Service, the bidder 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, Morgan, Salcido, Ordaz Perez, and Lizarraga

NAYS: None  
ABSENT: Representative Rivera

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**26. MANAGEMENT UPDATES**

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**26.1. Streetcar Activation.**

Ms. Tracey Jerome, Managing Director of Museums, Libraries and Tourism, presented a PowerPoint presentation (copy on file in the City Clerk's office).

Mayor Margo and Representative Svarzbein commented.

Mr. Tommy Gonzalez, City Manager, commented.

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

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**26.2. Presentation and update on Street Reconstruction and Utility Coordination.**

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

Mayor Margo and Representatives Svarzbein, Hernandez, and Ordaz Perez commented.

The following City staff members commented:

- Mr. Tommy Gonzalez, City Manager
- Mr. Alan Shubert, El Paso Water Vice President

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

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**26.3. Budget Update.**

Mr. Robert Cortinas, Chief Financial Officer, presented a PowerPoint presentation (copy on file in the City Clerk's office).

Mayor Margo and Representative Annello commented.

Mr. Tommy Gonzalez, City Manager, commented.

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

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

Goal 5 (Communication)

Mr. Enrique Martinez, Information and Technology Services Director, and Ms. Laura Cruz-Acosta, Strategic Communications Director, presented a PowerPoint presentation (copy on file in the City Clerk's office).

Representative Svarzbein commented.

Mr. Tommy Gonzalez, City Manager, commented.

Goal 6 (Sound Governance)

Ms. Claudia Lujan, Human Resources Assistant Director, and Ms. Maria Pacillas Tax Assessor/Collector, presented a PowerPoint presentation (copy on file in the City Clerk's office).

Mayor Margo and Representative Hernandez commented.

Mr. Tommy Gonzalez, City Manager, commented.

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

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**CALL TO THE PUBLIC – PUBLIC COMMENT**

1. Mr. Eddie Cabral
2. Mr. Steven Strumer
3. Mr. Michael Castro
4. Ms. Sharon Miles-Bonart
5. Mr. Arnulfo Hernandez Jr.

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**REGULAR AGENDA - OTHER BUSINESS**

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

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**27.1. RESOLUTION**

**WHEREAS**, on December 11, 2018, the City Council for the City of El Paso approved an Airport Capital Improvement Program listing the projects for FY2019 through FY2023;

**WHEREAS**, the City wishes to amend Exhibit "A" to remove one project from the approved list and add two new projects to that list;

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

That the El Paso City Council approves the amended list of projects on Exhibit "A" attached hereto, totaling approximately \$107,896,488.00, which updates the document known as the "El Paso International Airport Proposed Five Year Capital Improvement Plan," as the established list of Airport Capital Improvement Program projects for FY 2019 through FY 2023 and the use of the identified funding sources and that the City Manager be authorized to make all necessary budget transfers prior to the execution of the projects.

Motion made by Mayor Pro Tempore Ordaz Perez, seconded by Representative Lizarraga, and unanimously carried to **APPROVE** the Resolution.

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Ordaz  
Perez, and Lizarraga  
NAYS: None  
ABSENT: Representative Rivera

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

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**28.1. RESOLUTION**

**WHEREAS**, the Alamito Public Facilities Corporation (“Alamito”), a public facility of the Housing Authority of the City of El Paso, Texas, is in the process of issuing the following Multi-Family Housing Revenue Bonds:

\$24,000,000 Multifamily Housing Revenue Bonds (HACEP RAD Conversion Program Phase III E (DeWetter Apartments and Kathy White Apartments Project), hereinafter referred to, as the “Bonds”, and the financing therewith of a portion of the costs, in the respective aggregate principal amounts not to exceed \$13,000,000 for the DeWetter Apartments and not to exceed \$11,000,000 for the Kathy White Apartments, of acquisition, rehabilitation, and equipment of the two multifamily residential rental developments described in the Notice of Public Hearing and in the Minutes (collectively, the “Development”), to satisfy the requirements of Section 147(F) of the Internal Revenue Code of 1986, as amended (the “Code”).

**WHEREAS**, Section 147(f) of the Internal Revenue Code of 1986 requires that before the bonds are issued, the issuance of such tax exempt bonds must be approved by the highest elected official of the local governmental unit having jurisdiction over the area in which such facility is located after a public hearing following reasonable notice to the public;

**WHEREAS**, Alamito published a Notice of Public Hearing in the El Paso Times as required by Section 147(f) of the Internal Revenue Code on February 14, 2019 and February 15, 2019, and held a public hearing on Friday, March 1, 2019;

**WHEREAS**, Alamito now requests that the Mayor sign a Certificate of Approval of the Highest Elected Official;

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

That the Mayor be authorized to sign the Certificate of Approval of the Highest Elected Official attached to this Resolution for the sole purpose of compliance with Section 147(f) of the Internal Revenue Code of 1986.

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

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Ordaz  
Perez, and Lizarraga  
NAYS: None  
ABSENT: Representative Rivera

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL PASO AUTHORIZING THE FILING OF AN EMINENT DOMAIN ACTION TO ACQUIRE REAL PROPERTY FOR THE PURPOSE OF IMPROVING AND EXTENDING WINN ROAD FROM THE PLAYA INTERCEPTING DRAIN TO RIO DEL NORTE DRIVE AS PART OF THE ZARAGOZA PORT-OF-ENTRY, PAN AMERICAN, WINN ROAD BUILD AND IMPROVEMENT PROJECT.**

**WHEREAS**, the City of El Paso (“City”) has partnered with the Texas Department of Transportation (“TxDOT”) and the Camino Real Regional Mobility Authority (“CRRMA”) to improve and extend Winn Road from Pan American Drive to Rio Del Norte Drive to alleviate congestion and facilitate movement of cross-border traffic through the Zaragoza-Ysleta Port-of-Entry and help reduce freight congestion on Texas Loop 375; and

**WHEREAS**, the City has determined that there is a public use and necessity for the proposed improvements to Winn Road; and

**WHEREAS**, the City has determined that it is necessary to authorize the acquisition of fee simple title of the subject property through the exercise of eminent domain; and

**WHEREAS**, Chapter 251 of the Texas Local Government Code authorizes a municipality, upon the payment of just compensation, to take real property by eminent domain for uses authorized by law, which include the straightening, widening, or extending of any alley, street, or other roadway; and

**WHEREAS**, the City is registered with the Texas Comptroller as an entity with eminent domain authority;

**WHEREAS**, City Council has budgeted monies for the acquisition of the necessary right-of-way and for the construction of the improvements, described and attached hereto as Exhibit “A”; and

**WHEREAS**, pursuant to Chapter 21 of the Texas Property Code, the City has made a bona fide offer to acquire the property from the property owner but has been unable to agree with the owner on the value of the property, or the damages, if any; and

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

That the caption and recitals are factual findings of the City Council and are hereby approved and incorporated in the text of this Resolution in their entirety as if fully restated.

The City Manager or his designee, is hereby authorized and directed to file, or cause to be filed, a suit in eminent domain to acquire the property, described and attached hereto as Exhibit “B”, for the extending of Winn Road. The City Council finds that the proposed improvements to Winn Road is a use authorized by law, the taking

is necessary for the public use, and to take whatever action may be deemed appropriate to effect the necessary acquisition.

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

Representative Ordaz Perez commented.

Motion made by Mayor Pro Tempore Ordaz Perez, seconded by Representative Morgan, and unanimously carried that the City Council of the City of El Paso **AUTHORIZE** the use of the power of eminent domain to acquire a fee simple interest in approximately 2.134 acres, 2 permanent easements approximately 0.058 acres, and 2 temporary construction easements approximately 0.938 acres, being a portion of Tract 5A1D, Block 41, Ysleta Grant, El Paso, El Paso County, Texas for the improvement and extension of Winn Road from the Playa Intercepting Drain to Rio-Del Norte Drive.

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Ordaz Perez, and Lizarraga

NAYS: None

ABSENT: Representative Rivera

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## 29. MAYOR AND COUNCIL

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29.1.

### RESOLUTION

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

That the City Council declares that the expenditure of District 1 discretionary funds in an amount not to exceed \$5,000.00, to support the Museums and Cultural Affairs Department of the City of El Paso for the cost of securing partners and contractors to provide performance services, equipment, and related goods and services for the Streetcar Music Series event/program, serves the municipal purposes of developing a world-class arts community in the City of El Paso and enhancing El Paso's quality of life through recreational, cultural, and educational environments; and

That the City Manager, or designee, be authorized to effectuate any budget transfers and execute any contracts and/or related documents necessary to ensure that the funds are properly expended for such purpose.

Representative Svarzbein commented.

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

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Ordaz Perez, and Lizarraga

NAYS: None

ABSENT: Representative Rivera

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29.2. \*Motion made, seconded, and unanimously carried **POSTPONE** two weeks the

presentation by the Law School Initiative.

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**29.3.** \*Motion made, seconded, and unanimously carried **POSTPONE** two weeks the item to amend Ordinance No. 018746, which establishes the deadlines and procedures for placing matters on the agenda for City Council meetings, to revise the requirements for the placement of agenda items by City Council Members.  
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**ADJOURN**  
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Motion made by Mayor Pro Tempore Ordaz Perez, seconded Representative Lizarraga, and unanimously carried to **ADJOURN** this meeting at 12:43 p.m.

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Ordaz Perez, and Lizarraga

NAYS: None

ABSENT: Representative Rivera

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APPROVED AS TO CONTENT:  
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Laura D. Prine, City Clerk