

OSCAR LEESER
MAYOR

TOMMY GONZALEZ
CITY MANAGER



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

MINUTES FOR REGULAR COUNCIL MEETING

April 28, 2015
COUNCIL CHAMBERS, CITY HALL
8:00 AM

ROLL CALL

The City Council met in regular session at the above place and date. Meeting was called to order at 8:01 a.m. Mayor Oscar Leeser present and presiding and the following Council Members answered roll call: Ann Morgan Lilly, Larry Romero, Emma Acosta, Michiel R. Noe, and Lilia Limón. Late arrivals: Claudia Ordaz at 8:02 a.m., Cortney Niland at 8:05 a.m. and Carl Robinson at 8:11 a.m. The invocation was given by Police Chaplain Carlos Flores, followed by the Pledge of Allegiance to the Flag of the United States of America.

INVOCATION BY POLICE CHAPLAIN CARLOS FLORES

PLEDGE OF ALLEGIANCE

El Dorado High School

Edgar Castillo
Antonia Taylor
Mario Resendez
Ricardo Renteria
Samantha Pyatt
Rhonda Acosta
Maddie Sangerhausen
Vivian Gomez
Valeria Pimentel
Andrea Muller

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

The following members of the public commented:

1. Mr. Steven Strumer
2. Ms. Wally Cech
3. Mr. Hector Montes

Mayor Leeser and Representatives Noe, Limón and Niland commented.

MAYOR’S PROCLAMATIONS

1. **Workers’ Memorial Day**
2. **El Paso Bike Month**
3. **El Paso Giant: Fort Bliss Day**

.....
RECOGNITIONS

City Employees

2015 Burges High School’s Advance Placement Calculus Students

.....
MAYOR AND COUNCIL

-
1. **Presentation regarding Fort Bliss access control point construction update.**

Retired Col. Robert “Bob” Burns, Director of the Mission Support Element, 1st Armored Division, commented.

Lieutenant Colonel Lee Peters presented a PowerPoint presentation.

Mayor Leeser and Representative Limón commented.

.....
NOTICE TO THE PUBLIC – CONSENT AGENDA

Motion made by Pro Tempore Niland, seconded by Representative Acosta, 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 Lilly, Romero, Acosta, Robinson, Noe, Ordaz, Limón, and Niland

NAYS: None

.....
CONSENT AGENDA - APPROVAL OF MINUTES:

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

- 1.1. *Motion made, seconded, and unanimously carried to **APPROVE** the Minutes for the Regular City Council Meeting of April 21, 2015, and the Legislative Review Meeting of the Whole of April 20, 2015.

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

MEMBERS:

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

.....
CONSENT AGENDA - RESOLUTIONS:
.....

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

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 El Paso City Council hereby renames the street currently known as Yaqui Way to Southwest University Way in its entirety, which is located within the City of El Paso, County of El Paso North of Montana Avenue and East of Geronimo Drive, 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 as herein described.

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

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

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

WHEREAS, FGGSV, LLC d/b/a The Garden (hereinafter referred to as "Grantee") is producing The Morning After Brunch (May) to be open to the public from 11:00 a.m. to 9:00 p.m. Sunday, May 3, 2015 (hereinafter referred to as "Event"); and

WHEREAS, the Grantee has submitted an application for a Special Privilege Permit pursuant to Title 15.08.120 (D) of the El Paso Municipal Code, for the use and closure of portions of City rights-of-way on Western Street between Anthony Street and Durango Street Service Road, and the walkway connecting West San Antonio Avenue and Western Street in conjunction with the Event; and

WHEREAS, the Grantee has indicated their intent to authorize the FGGSV, LLC d/b/a The Garden, (hereinafter referred as "TABC Permittee") to provide for the temporary sale and service of alcoholic beverages within the identified closed portions of City rights-of-way during the Event; and

WHEREAS, the Texas Alcoholic Beverage Commission (TABC) requires that the City Council for the City of El Paso approve, as a permissible activity, the sale and service of alcoholic beverages within City rights-of-way, prior to issuance of such permit; and

WHEREAS, the Grantee assumes full responsibility for the TABC Permittee, including verification that the Permittee has obtained a permit for the temporary sale and service of alcoholic beverages from the TABC prior to the Event.

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

That the temporary sale and service of alcoholic beverages by FGGSV, LLC d/b/a The Garden, in the closed portions of City rights-of-way on Western Street between Anthony Street and Durango Street Service Road, and the walkway connecting West San Antonio Avenue and Western Street from 11:00 a.m. to 9:00 p.m. Sunday, May 3, 2015 is a permissible activity in conjunction with FGGSV, LLC d/b/a The Garden's The Morning After Brunch (May), upon issuance of the required permits from the Texas Alcoholic Beverage Commission and the City of El Paso.

.....

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:

WHEREAS, Holguin Productions, LLC (hereinafter referred to as “Grantee”) is producing El Paso Mariachi Loco Music Festival to be open to the public from 4:00 p.m. Friday, May 8, 2015 to 1:00 a.m. Saturday, May 9, 2015, 1:00 p.m. Saturday, May 9, 2015 to 1:00 a.m. Sunday, May 10, 2015 and 11:00 a.m. to 8:00 p.m. Sunday, May 10, 2015 (hereinafter referred to as “Event”); and

WHEREAS, the Grantee has submitted an application for a Special Privilege Permit pursuant to Title 15.08.120 (D) of the El Paso Municipal Code, for the use and closure of portions of City rights-of-way on North Oregon Street between East Main Street and West Mills Avenue, East Main Street between North Oregon Street and North Mesa Street, and West Mills Avenue between Sheldon Court and North Mesa Street in conjunction with the Event; and

WHEREAS, the Grantee has indicated their intent to authorize the Operation Education of Texas, (hereinafter referred as “TABC Permittee”) to provide for the temporary sale and service of alcoholic beverages within the identified closed portions of City rights-of-way during the Event; and

WHEREAS, the Texas Alcoholic Beverage Commission (TABC) requires that the City Council for the City of El Paso approve, as a permissible activity, the sale and service of alcoholic beverages within City rights-of-way, prior to issuance of such permit; and

WHEREAS, the Grantee assumes full responsibility for the TABC Permittee, including verification that the Permittee has obtained a permit for the temporary sale and service of alcoholic beverages from the TABC prior to the Event.

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

That the temporary sale and service of alcoholic beverages by Operation Education of Texas, in the closed portions of City rights-of-way on North Oregon Street between East Main Street and West Mills Avenue, East Main Street between North Oregon Street and North Mesa Street, and West Mills Avenue between Sheldon Court and North Mesa Street from 4:00 p.m. Friday, May 8, 2015 to 1:00 a.m. Saturday, May 9, 2015, 1:00 p.m. Saturday, May 9, 2015 to 1:00 a.m. Sunday, May 10, 2015 and 11:00 a.m. to 8:00 p.m. Sunday, May 10, 2015 is a permissible activity in conjunction with Holguin Productions, LLC’s El Paso Mariachi Loco Music Festival, upon issuance of the required permits from the Texas Alcoholic Beverage Commission and the City of El Paso.

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

5.1.

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

RESOLUTION AUTHORIZING CITY MANAGER TO SIGN SUPPLEMENTAL AGREEMENT #2 TO LEASE NO. GS-07B(s)-1674 BETWEEN THE CITY OF EL PASO AND THE UNITED STATES GENERAL SERVICES ADMINISTRATION TO INSTALL AND MAINTAIN EQUIPMENT AT THE SOUTHBOUND TOLL PLAZA AREA AT THE STANTON STREET BRIDGE

WHEREAS, the United States General Services Administration and the City of El Paso entered into a lease on January 28, 1999 in which the U.S. Government leased

two small portions of land located at 1009 Stanton Street to the City to operate the tollbooth facilities for the Stanton Street (Good Neighbor) Bridge; and

WHEREAS, on June 5, 2012, the parties entered into Supplemental Agreement #1 to extend the lease of the property until January 1, 2061 in exchange for the City's conveyance of certain parking areas to the U.S. Government adjacent to the U.S. Courthouse; and

WHEREAS, the parties desire to enter into a Supplemental Agreement #2 to authorize the installation and maintenance of certain equipment at the Southbound Toll Plaza area.

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

That the City Manager be authorized to execute Supplemental Agreement #2 to Lease No. GS-07B(s)-1674 between the City of El Paso and the United States General Services Administration to install and maintain equipment at the Southbound Toll Plaza area at the Stanton Street Bridge.

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

6.1. *RESOLUTION

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

THAT the Mayor be authorized to sign an Interlocal Agreement, by and between the City of El Paso ("City") and El Paso Independent School District (EPISD) whereby EPISD will provide assistance to the City in the event of a public health emergency by making EPISD personnel and facilities available for purposes of mass immunization or treatment of the public, and the City will provide personnel, equipment, immunizations, and medicine for the same purposes.

.....
CONSENT AGENDA - BOARD APPOINTMENTS:
.....

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

7.1. *Motion made, seconded, and unanimously carried to **APPOINT, AS REVISED** David Thackston to the Ad Hoc Charter Advisory Committee by Representative Carl L. Robinson, District 4.

7.2. *Motion made, seconded, and unanimously carried to **APPOINT** David Nevarez to the Veteran Affairs Commission by Representative Cortney Niland, District 8.

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

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

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

1. LVR Carpet Center in the amount of \$3,793.05 overpayment on January 31, 2015 of 2014 taxes. (Geo. # 1005-999-1142-5442)
2. Wolfe Commonwealth I, Ltd. In the amount of \$9,491.86 overpayment on December 31, 2014 of 2014 taxes. (Geo. # A462-999-2140-5100)
3. Allyn Echaniz in the amount of \$9,917.94 overpayment on January 31, 2015 for 2014 taxes. (Geo. # C801-999-0080-7830)
4. Allyn Echaniz in the amount of \$3,164.48 overpayment on January 31, 2015 of 2014 taxes. (Geo. # C818-999-0090-6900)
5. Maria E. Contreras in the amount of \$3,825.48 overpayment on February 25, 2015 of 2014 taxes. (Geo. # L447-999-073B-8100)
6. HSBC Bank in the amount of \$3,044.62 overpayment on March 31, 2014 of 2013 taxes. (Geo. # T240-999-000E-2100)
7. Dovenmuehle Mortgage Inc. in the amount of \$3,578.42 overpayment on December 30, 2013 of 2013 taxes. (Geo. # V440-999-0010-1700)
8. Luis L. and Bertha A. Lucero in the amount of \$3,219.02 overpayment on January 28, 2015 of 2014 taxes. (Geo. # V893-999-2190-4900)

.....

CONSENT AGENDA - NOTICE FOR NOTATION:

.....

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

.....

- 9.1. *Motion made, seconded and unanimously carried to **APPROVE** for notation the donation of \$500.00 from AEG, LLC Mechanical Engineering for District 3 - 5th Annual Movies Under the Stars.
-

CONSENT AGENDA - BIDS:

.....

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

.....

- 10.1. *Motion made, seconded and unanimously carried to **AWARD** Solicitation No. 2014-278R Building Space Rental San Elizario WIC Center (Re-bid) to Carlos C. Martinez for an initial three (3) year term in the estimated amount of \$73,440.00. The award is to include a two (2) 3- year lease term options, \$94,982.40 first option and \$116,524.80 second option, for a total of nine (9) year award of \$284,947.20.

Department:	Health
Award to:	Carlos C. Martinez El Paso, Texas
Item(s):	All
Initial Term:	3 years
Option:	Two 3-year lease terms
Annual Estimated Amount:	\$ 24,480.00

Initial Term Estimated Award: \$ 73,440.00 (3 years)
1st Option Total: \$ 94,982.40 (3 years)
2nd Option Total: \$116,524.80 (3 years)
Total Estimated Award: \$284,947.20 (9 years)
Account No.: 341 – 41240 – 524000 – 2140 – G4115AD
Funding Source: Public Health - Public Health Grants

This is a Request for Proposal, Lease Contract

Purchasing & Strategic Sourcing and Health recommend award as indicated to Carlos C. Martinez, the highest ranked proposer based on evaluation factors established for this procurement. In accordance with this award the City Manager is authorized to execute any and all documents necessary for the implementation of this agreement, including the exercise of future options, if needed.

REGULAR AGENDA - INTRODUCTIONS

Motion made by Mayor Pro Tempore Niland, seconded by Representative Noe, 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:

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

-
- 11.1.** An Ordinance changing the zoning of the following real property known as: Parcel 1: 1830 Olive Avenue, Lot 1 and East 13 Feet of Lot 2, Block 19, Bassett Addition, City of El Paso, El Paso County, Texas; and, Parcel 2: 1822 Olive Avenue, Lot 3 and West 12 Feet of Lot 2, Block 19, Bassett Addition, City of El Paso, El Paso County, Texas; and, Parcel 3: 1816 Olive Avenue, Lot 4, Block 19, Bassett Addition, City of El Paso, El Paso County, Texas; and, Parcel 4: 1812 Olive Avenue, Lot 5, Block 19, Bassett Addition, City of El Paso, El Paso County, Texas; and, Parcel 5: 1806 Olive Avenue, Lot 6, Block 19, Bassett Addition, City of El Paso, El Paso County, Texas; and, Parcel 6: 1804 Olive Avenue, Lots 7 and 8, Block 19, Bassett Addition, City of El Paso, El Paso County, Texas; and, Parcel 7: 1802½ Olive Avenue, A Portion of Lots 9 and 10, Bassett Addition, City of El Paso, El Paso County, Texas; and, Parcel 8: 1802 Olive Avenue, A Portion of Lots 11, 12 and 13, Block 19, Bassett Addition, City of El Paso, El Paso County, Texas; and, Parcel 9: 1805 East San Antonio Avenue, A Portion of Lots 17 and 18, Block 19, Bassett Addition, City of El Paso, El Paso County, Texas; and, Parcel 10: 1807 East San Antonio Avenue, A Portion of Lots 19 and 20, Block 19, Bassett Addition, City of El Paso, El Paso County, Texas; and, Parcel 11: 1809 East San Antonio Avenue, Lot 21, Block 19, Bassett Addition, City of El Paso, El Paso County, Texas; and, Parcel 12: 1811 East San Antonio Avenue, Lot 22, Block 19, Bassett Addition, City of El Paso, El Paso County, Texas; and, Parcel 13: 1813 East San Antonio Avenue, Lots 23 and 24, Block 19, Bassett Addition, City of El Paso, El Paso County, Texas; and, Parcel 14: 1819 East San Antonio Avenue, Lots 25 and 26, Block 19, Bassett Addition, City of El Paso, El Paso County, Texas; and, Parcel 15: 1823 East San Antonio Avenue, Lot 27, Block 19, Bassett Addition, City of El Paso, El Paso County, Texas; and, Parcel 16: 1825 East San Antonio Avenue, Lot 28, Block 19, Bassett Addition, City of El Paso, El Paso County, Texas; and, Parcel 17: 1831 East San Antonio Avenue, Lots 29 and 30, Block 19, Bassett Addition, City of El Paso, El Paso County, Texas; and, Parcel 18: 429 South Laurel Street, Lots 31 and 32, Block 19, Bassett Addition, City Of El Paso, El Paso County, Texas from M-1

(Manufacturing) to RMU (Residential-Mixed Use) and approving a master zoning plan. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. PZRZ14-00056

PUBLIC HEARING WILL BE HELD ON MAY 19, 2015

-
- 11.2.** An Ordinance changing the zoning of Lots 1 and 2, Block 86, East El Paso Addition, 810 N. Luna Street, City of El Paso, El Paso County, Texas from R-5 (Residential) to S-D (Special Development). The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 810 N Luna. Property Owner: Marco A. Chavira. PZRZ15-00006

PUBLIC HEARING WILL BE HELD ON MAY 19, 2015

-
- 11.3.** An Ordinance amending Title 20 (Zoning), Chapter 20.18 (Sign Regulations), Article III (Billboard Regulations), to rename Section 20.18.270 (Relocation of Certain Billboards for a City Public Works Project or City or State Roadway Improvement Project) to (Relocation of Billboards) and to amend that section in its entirety by reorganizing the existing standards and to add new standards and regulations for relocation of certain billboards. The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

PUBLIC HEARING WILL BE HELD ON MAY 19, 2015

.....

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

-
- 12.1.** An Ordinance vacating a portion of Cebada Street out of East El Paso Addition, City of El Paso, El Paso County, Texas. Subject Property: South of Gateway East and west of Luna; Property Owner: El Paso Water Utilities. SURW15-00003

PUBLIC HEARING WILL BE HELD ON MAY 05, 2015

-
- 12.2.** An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.200 (Schedule XVII – Restrictions on Parking in Residential Districts) of the El Paso City Code to add Fenway Drive and Glemmway Place, the penalty being as provided in section 12.84.010 and Chapter 12.85 of the El Paso City Code.

PUBLIC HEARING WILL BE HELD ON MAY 05, 2015

.....

REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS

.....

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

-
- 13.1.** Motion made by Representative Romero, seconded by Representative Lilly, and unanimously carried to **AWARD** Solicitation No. 2015-551 (Animal Transport Vehicles) to Southwest Truck Sales., for an initial award amount of \$289,274.80 (4 units). The award is to include an option to purchase additional quantities at the same unit price for the amount of \$289,274.80 (4 additional units) for a total award of \$578,549.60.

NOT PRESENT FOR THE VOTE: Representative Noe

Department: Facilities & Fleet Management
 Award to: Southwest Truck Sales
 El Paso, TX
 Item(s): All
 Option: To purchase 100% at the same unit price if exercised within 180 days from date of award
 Initial Award Amount: \$289,274.80 (4 units)
 Total Award: \$578,549.60 (include option)
 Account No.: 334-34030-580060-3150-P3440-PESD00150
 Funding Source: Vehicular Equipment, Environmental Services – Capital, All Years
 District(s): All

This is a Best Value, unit price contract.

The Purchasing & Strategic Sourcing Department and Facilities & Fleet Management Department recommends award as indicated to Southwest Truck Sales, 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.

The Purchasing & Strategic Sourcing Department recommends that Dick Poe Dodge, LP be deemed non-responsive due to inability to meet the vehicle delivery date.

The Purchasing & Strategic Sourcing Department recommends that Rudolph Chevrolet, LLC be deemed non-responsive due to bidding a gas engine instead of the specified diesel engine.

-
- 13.2.** Motion made by Representative Acosta, seconded by Representative Lilly, and unanimously carried to **AUTHORIZE** the Director of the Purchasing & Strategic Sourcing Department to issue a Purchase Order to International Business Machines Corporation the sole provider of i2 Coplink Subscription and Support for existing software for the El Paso Police Department.

NOT PRESENT FOR THE VOTE: Representative Noe

Department: Police
 Award to: International Business Machines Corporation
 Armonk, NY
 Annual Estimated Amount: \$122,230.64
 Total Estimated Award: \$122,230.64 (1 year)
 Account No.: 321 – 21230 – 522250 - 2710 – GF142403PD – P2104
 Funding Source: FFA-PD
 District(s): All
 Sole Source No.: 2015-793

This is a sole source, supply contract.

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

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

- 14.1.** Motion made by Representative Romero, seconded by Mayor Pro Tempore Niland, and unanimously carried to **AUTHORIZE** the Director of the Purchasing & Strategic Sourcing Department to issue a Purchase Order to AssetWorks, LLC, the sole source provider of FleetFocus Enterprises Asset Management System.

NOT PRESENT FOR THE VOTE: Representative Noe

Department: Facilities & Fleet Management
Award to: AssetWorks, LLC Wayne, PA
Total Estimated Award: \$87,800.00
Account No.: 231-37020-531240-3600-P3710
Funding Source: Facilities and Fleet Maintenance Dept – Internal Service Fund – Inventory Purchases
District(s): All
Sole Source No.: 2015-881

This is a Sole Source, service contract.

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

- 15.1.** Motion made by Representative Acosta, seconded by Mayor Pro Tempore Niland, and unanimously carried to **AUTHORIZE** the Director of the Purchasing & Strategic Sourcing Department to issue a Purchase Order to Chastang Enterprises dba Chastang Ford, a contractor under Houston-Galveston Area Council Cooperative (HGAC), Contract #HT06-14 for the purchase of two (2) 2016 AutoCar ACX64 and to Texan Waste Equipment, Inc. dba Heil of Texas, under HGAC Contract #RH08-14 for the purchase of two (2) roll-off hoist bodies and two (2) solid waste grapples. The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

The participation by the City of El Paso in the Houston-Galveston Area Council Cooperative (HGAC) was approved by Mayor and City Council on May 8, 2007.

NOT PRESENT FOR THE VOTE: Representative Noe

Department: Facilities and Fleet Management
Award to: Vendor 1 Chastang Enterprises dba Chastang Ford
Houston, TX
Total Estimated Award: \$324,048.00
Award to: Vendor 2 Texan Waste Equipment, Inc. dba Heil of Texas
San Antonio, TX
Total Estimated Award: \$331,768.00
Total Estimated Award: \$655,816.00 (Vendor 1 and Vendor 2)
Account No.: 334-34100-580060-3150-PESD00150-P3410
Funding Source: Vehicular Equipment, Environmental Services – Capital, All Years

District(s): All
Reference No.: 2015-602

This is a Cooperative, unit price contract.

REGULAR AGENDA – PUBLIC HEARINGS

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

16.1. ORDINANCE 018347

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING SPECIAL PERMIT NO. PZST15-00005 TO ALLOW FOR INFILL DEVELOPMENT WITH A REDUCTION IN REAR AND SIDE STREET YARD SETBACKS, AS WELL AS A 50 PERCENT PARKING REDUCTION, ON THE PROPERTY DESCRIBED AS LOTS 4 THROUGH 8, BLOCK 13, SUNSET HEIGHTS, 617 W. FRANKLIN AVENUE, CITY OF EL PASO, EL PASO COUNTY, TEXAS, PURSUANT TO SECTION 20.10.280 INFILL DEVELOPMENT OF THE EL PASO CITY CODE. THE PENALTY BEING AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE. SUBJECT PROPERTY: 617 W. FRANKLIN AVENUE. PROPERTY OWNER: THE CITY OF EL PASO. PZST15-00005**

Mr. Carlos Gallinar, Deputy Director for Planning and Inspections commented.

Motion duly made by Mayor Pro Tempore Niland, seconded by Representative Romero, 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 Lilly, Romero, Acosta, Robinson, Ordaz, Limón, and Niland

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Noe

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

16.2. ORDINANCE 018348

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 19 (SUBDIVISION AND DEVELOPMENT PLATS), CHAPTER 19.20 (PARKS AND OPEN SPACE), SECTION 19.20.110 (FEE IN LIEU OF PARKLAND DEDICATION), AND SECTION 19.20.120 (PARKLAND FEES SPECIAL FUND) OF THE CITY CODE OF EL PASO TO PERMIT A REFUND OF FEES IN LIEU OF PARKLAND DEDICATION WHEN THE DEVELOPMENT IN ACCORDANCE WITH THE PLAT IS ABANDONED AND THE PROPERTY IS CONVEYED TO THE CITY FOR USE AS PUBLIC OPEN SPACE.**

Representative Robinson commented.

Mr. Carlos Gallinar, Deputy Director for Planning and Inspections commented.

Ms. Pat White, Housing Program Manager, Community and Human Development commented.

Ms. Judy Ackerman, citizen, Franklin Mountains Wilderness Coalition, commented.

Motion duly made by Representative Lilly, seconded by Representative Romero, 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 Lilly, Romero, Acosta, Robinson, Ordaz, Limón, and Niland

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Noe

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

.....
16.3.

ORDINANCE 018349

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 20 (ZONING), CHAPTER 20.10 (SUPPLEMENTAL USE REGULATIONS), TO AMEND SECTION 20.10.695, TRANSFER OF DEVELOPMENT RIGHTS, BY AMENDING THE SECTION TO ALLOW A SECOND TYPE OF TRANSFER OF DEVELOPMENT RIGHTS FOR THE TRANSFER OF A VESTED PROJECT FROM ONE PARCEL OF LAND TO ANOTHER; PROVIDING FOR CONDITIONS APPLICABLE TO SUCH APPROVAL; AMENDING SECTION 20.08.030 (PERMISSIBLE USES) APPENDIX "A" TABLE OF PERMISSIBLE USES TO ALLOW THE TRANSFER OF DEVELOPMENT RIGHTS IN THE M-1 ZONING DISTRICT. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

Mr. Carlos Gallinar, Deputy Director for Planning and Inspections presented a PowerPoint presentation (copy on file in City Clerk's Office).

Motion duly made by Mayor Pro Tempore Niland, seconded by Representative Romero, 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:

Mayor Pro Tempore Niland commented.

AYES: Representatives Lilly, Romero, Acosta, Robinson, Ordaz, Limón, and Niland

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Noe

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

.....
REGULAR AGENDA - OTHER BUSINESS

.....
17. Goal 1: Create an Environment Conducive to Strong, Sustainable

Economic Development

17.1. RESOLUTION

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

That the City Manager be authorized to execute a Tax Abatement Agreement between the City of El Paso and James L Millender, the property owner, pursuant to the City's Infill Development Incentive Policy, for the construction of a 4,166 square foot affordable housing complex on the vacant lot of 8747 Neptune Street, El Paso, Texas, 79904.

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

AYES: Representatives Romero, Acosta, Robinson, Ordaz, Limón, and Niland

NAYS: None

NOT PRESENT FOR THE VOTE: Representatives Lilly and Noe

17.2. RESOLUTION

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

That the City Manager be authorized to execute a Chapter 380 Economic Development Sales Tax Rebate Program Agreement by and between the City of El Paso and James L Millender, the property owner, pursuant to the City's Infill Development Incentive Policy, for the construction of a 4,166 square foot affordable housing complex on the vacant lot of 8747 Neptune Street, El Paso, Texas 79904.

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

AYES: Representatives Romero, Acosta, Robinson, Ordaz, Limón, and Niland

NAYS: None

NOT PRESENT FOR THE VOTE: Representatives Lilly and Noe

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

18.1. Presentation on Preliminary Work of Hispanic Cultural Center Subcommittee.

Mr. Benjamin Fyffe, Interim Director, Museums and Cultural Affairs commented.

Mr. Jaime Esparza, Chairman for the Hispanic Cultural Center Subcommittee presented a PowerPoint presentation (copy on file in City Clerk's Office).

Mayor Leeser and Representatives Acosta and Limón commented.

The following City staff members commented:

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

Mr. Hector Montes, citizen, commented.

Motion made by Representative Limón, seconded by Representative Ordaz, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 10:28 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:

Motion made by Representative Romero, seconded by Representative Lilly, and unanimously carried to adjourn the Executive Session at 10:40 a.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

NO ACTION taken on this item.

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

19.1. Presentation on status of Capital Projects:

- a. Ramos Court, Little Flower Road, and Manning Way Street and Drainage Improvements, District 3, Joe Vela, 212-1846.
- b. Eastside Regional Park Master Plan, District 5, Daniel Garcia, 212-1832.

Mr. Daniel Garcia, Project Manager, Engineering and Construction Management, presented a PowerPoint presentation (copy on file in City Clerk's Office).

Mr. Joe Vela, Project Manager, and Mr. Fred Lopez, Transportation Planning Administrator, presented a PowerPoint Presentation (copy on file in City Clerk's Office).

Mayor Leeser and Representatives Lilly, Acosta, Robinson, Noe, Ordaz, Limón and Niland commented.

The following City staff members commented:

1. Mr. Tommy Gonzalez, City Manager
2. Ms. Irene Ramirez, City Engineer
3. Mr. Javier Reyes, Engineering Division Manager, Engineering and Construction Management

The following members of the public commented:

1. Ms. Aria Espinoza
2. Students from Burges High School

Motion made by Mayor Pro Tempore Niland, seconded by Representative Noe, and unanimously carried to **SUSPEND THE RULES OF ORDER** to allow additional speakers to address the Council after the signup period.

NO ACTION taken on this item.

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

20.1. Current status of collective bargaining with International Association of Firefighters, Local 51.

Mr. Robert Cortinas, Director of Management and Budget, presented a PowerPoint presentation.

Mayor Leeser and Representative Lilly commented.

The following City staff members commented:

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

Mr. Rene Fierro, citizen, commented.

NO ACTION taken on this item.

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

21.1. RESOLUTION

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

That the following Community Housing Development Organization (CHDO) affordable rental housing development is approved for additional funding commitment, as recommended by the Director of Community and Human Development, as listed below:

Project Name:	P.V. Community Development Corporation
Project Type:	New Construction of 4 Multi-Family Duplexes
Project Address:	5705, 5709, 5713 & 5717 Divine Street (79905)
Additional Funding:	\$315,000.00
District:	8

That the City Manager be authorized to sign a Second Amendment to the Community Housing Development Organization (CHDO) HOME Program Written Agreement attached as Exhibit "A" by and between the City of El Paso and P.V. Community Development Corporation, as well as any related contract documents necessary to secure and protect the City's lien interest, upon the recommendation of the Director of Community and Human Development and the approval of the City Attorney's Office.

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

AYES: Representatives Lilly, Romero, Acosta, Robinson, Ordaz, Limón, and Niland
NAYS: None
NOT PRESENT FOR THE VOTE: Representative Noe

.....
EXECUTIVE SESSION

Motion made by Mayor Pro Tempore Niland, seconded by Representative Lilly, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 12:09 p.m., pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.087 to discuss any of the following:

NOT PRESENT FOR THE VOTE: Representative Noe

Motion made by Representative Romero, seconded by Representative Lilly, and unanimously carried to adjourn the Executive Session at 1:52 p.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

NOT PRESENT FOR THE VOTE: Representatives Robinson, Noe and Ordaz.

EX1. Fire Collective Bargaining (551.071)

NO ACTION taken on this item.

EX2. PUC Docket No. 44637-Application of El Paso Electric Company to amend its Certificate of Convenience and Necessity for a 20 Megawatt Solar Photovoltaic Generation Project at Fort Bliss in El Paso County. (551.071)

NO ACTION taken on this item.

EX3. Public Service Board Franchise Fee (551.071)

NO ACTION taken on this item.

EX4. Monthly update from Legal Department regarding pending litigation, claims, real estate transactions and contract negotiations. (Sections 551.071, 551.072, 551.074 and 551.087)

NO ACTION taken on this item.

.....
ADJOURN

Motion made by Representative Romero, seconded by Mayor Pro Tempore Niland, and unanimously carried to **ADJOURN** this meeting at 1:52 p.m.

.....
APPROVED AS TO CONTENT:

Richarda Duffy Momsen, City Clerk

