

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  
MICHEL R. NOE, DISTRICT 5  
CLAUDIA ORDAZ PEREZ, DISTRICT 6  
HENRY RIVERA, DISTRICT 7  
CISSY LIZARRAGA, DISTRICT 8

**LEGISLATIVE REVIEW MEETING OF THE WHOLE MINUTES  
MAIN CONFERENCE ROOM  
CITY HALL, 300 N. CAMPBELL  
August 6, 2018  
9:00 A.M.**

.....  
The City Council met at the above place and date. Meeting was called to order at 9:03 a.m. Mayor Dee Margo present and presiding and the following Council Members answered roll call: Peter Svarzbein, Alexsandra Annello, Sam Morgan, Michiel Noe and Henry Rivera. Late arrivals: Cassandra Hernandez at 9:06 a.m., Cissy Lizarraga at 9:07 a.m., and Claudia Ordaz Perez at 9:09 a.m.

The agenda items for the Regular City Council meeting of August 7, 2018 were reviewed.

.....  
**THE FOLLOWING ITEMS WERE REVIEWED TOGETHER:**

**1.1. REGULAR AGENDA – OTHER BUSINESS**

Special presentation by Andeavor, Cardwell Foundation and the El Paso Community Foundation to the City of El Paso Police Department.

**1.2. REGULAR AGENDA – OTHER BUSINESS**

Discussion and action that the City Manager or designee is authorized to accept a grant for the Body Worn Camera Program, through the Andeavor Foundation and the El Paso Community Foundation, in the amount of \$110,000.00 with no cash or in-kind match required, including all understandings and assurances contained therein, and to reject, alter and/or terminate the grant. In addition, the City Manager or designee is authorized to sign any related paperwork, including but not limited to, authorization of budget transfers, and/or revisions to the operation plan. Further, the City Manager or designee is authorized to execute any grant amendments, corrections or extensions of the grant agreement which increase, decrease or de-obligate program funds.

Mayor Margo and Representative Rivera commented.

.....  
**5.2. CONSENT AGENDA - RESOLUTIONS**

That the City Council approves a Change Order to the South Central Street and Drainage Improvements Phase I Project, Contract No. 2018-001 with Jordan Foster Construction, LLC, ("Contractor") in the amount of ONE HUNDRED NINETY FIVE THOUSAND NINE HUNDRED TWENTY TWO AND 97/100 DOLLARS (\$195,922.97) for the additional cost necessary for the operation work to be performed during the Operational Period in which the Contractor will be responsible for relocations of fiber optic cables; and that the City Manager be authorized to establish the funding sources and make and necessary budget transfers.

Representative Rivera questioned the following City staff member:

- Ms. Yvette Hernandez, Capital Improvement Assistant Director, Design and Construction
- .....

## 6.1. CONSENT AGENDA - RESOLUTIONS

That the City Manager be authorized to sign Consent to Assignment of Contract No. 2015-633R for review and audit services of the City's Hotel Occupancy tax revenue from MuniServices, LLC to Avenu MuniServices, LLC and that the City Manager be authorized to exercise the option to extend the term of Contract No. 2015-633R between the City and Assignee for one (1) additional year for an additional amount of \$73,055.00. This contract will enable a firm to perform a review of audit services of the 103 hotel/motel establishments operating within the City of El Paso.

Mayor Margo and Representative Svarzbein questioned the following City staff members:

- Ms. Haydee Pena, Purchasing Agent
- Mr. Edmundo Calderon, Chief Internal Auditor
- Mr. Tommy Gonzalez, City Manager

## 14.1. REGULAR AGENDA – FIRST READING OF ORDINANCES

**An Ordinance changing the zoning of a Portion of Tract 5C6, Block 2, Ascarate Grant, 6369 Montana Ave., City of El Paso, El Paso County, Texas from A-1 (Apartment) to C-4 (Commercial). The penalty is as provided for in Chapter 20.24 of the El Paso City Code. 6369 Montana Avenue. Owner: Raymond Loustaunau. PZRZ18-00013**

Representatives Hernandez and Lizarraga questioned the following City staff member:

- Mr. Andrew Salloum, Senior Planner

## 14.2. REGULAR AGENDA – FIRST READING OF ORDINANCES

**An Ordinance granting Special Permit No. PZST18-00006, to allow for infill development with rear and side yard setback reductions and a 100% parking reduction on the property described as Lot 13, and the West of 15 feet of Lot 14, Block 23, Franklin Heights Addition, 1228 Wyoming 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: 1228 Wyoming Avenue. Property Owner: Samajeda Properties, LLC. PZST18-00006**

Representatives Noe and Lizarraga questioned the following City staff member:

- Mr. Andrew Salloum, Senior Planner

## 15.1. REGULAR AGENDA – FIRST READING OF ORDINANCES

**An Ordinance amending Title 3 (Revenue and Finance) Chapter 3.08 (Sales Tax), Section 3.08.010 (Exemptions–Gas and Electricity) of the City of El Paso Code to repeal the Sales Tax Exemption to the use of residential gas and electricity and to reimpose the Local Sales Tax on the residential use of gas and electricity (Residential Use of Gas and Electricity Tax).**

Mayor Margo and Representatives Svarzbein, Anello, Hernandez, Noe, Ordaz Perez, Rivera and Lizarraga questioned the following City staff members:

- Mr. Robert Cortinas, Chief Financial Officer

- Mr. Tommy Gonzalez, City Manager
- Fire Chief Mario D'Agostino
- Ms. Karla Nieman, Interim City Attorney

## 15.2. REGULAR AGENDA – FIRST READING OF ORDINANCES

**An Ordinance amending Title 9 (Health And Safety), Chapter 9.04 (Solid Waste Management), Section 9.04.530 (Fees General), by amending Subsection 9.04.530E, to allow for a Franchise Fee for wear and tear on the City's rights-of-way due to use of the City's sanitation vehicles collecting, transporting and disposing municipal solid waste from residential property; the penalty being as provided in Section 9.04.630 of the El Paso City Code**

Mayor Margo and Representatives Svarzbein, Anello, Hernandez, Noe, Rivera and Lizarraga questioned the following City staff members:

- Mr. Robert Cortinas, Chief Financial Officer
- Mr. Tommy Gonzalez, City Manager
- Mr. Richard Bristol, Streets and Maintenance Director
- Ms. Karla Nieman, Interim City Attorney

## 18.1. REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS

Discussion and action on the award of Solicitation No. 2018-1411 Police Ordered and Non-Consent Towing of Motor Vehicles to the vendors indicated, for an initial term estimated amount of \$2,168,400.02. The award includes the option to extend amount of \$1,445,600.02 for a total five (5) year estimated award amount of \$3,614,000.04. This service is for police ordered and non-consent towing of motor vehicles when there is an accident and are impounded to the El Paso Police Department Municipal Vehicle Storage Facility.

Contract Variance:

Ordinance No. 018774 was adopted April 17, 2018 to amend the maximum fee of \$100.00 for light duty tows that may be charged within the City of non-consent vehicle tows. The estimated amount remains the same based on the historical data of vehicles impounded.

Current bid price for Group 1 (less than 10,000 lbs.) had an average of \$84.43, compared to replacement contract of \$100.00 which is an increase of 15.57%.

This was a recent change to the local ordinance No. 018774, Section 12.54.020 (A) (1) which was adopted April 17, 2018 to increase the light duty vehicle towing to a maximum amount of \$100.00 (from \$85.46).

Current bid price for Group 1 (less than 25,000 lbs.) had an average of \$302.78 compared to replacement contract of \$350.00 which is an increase of 13.49%.

Current bid price for Group 1 (more than 25,000 lbs.) had an average of \$420 compared to replacement contract of \$450.00 which is an increase of 6.67%.

The combined average percentage totals for 3 groups equal an increase of 11.91%.

Department: Police

Vendor #1: Sohle Express Towing, Inc.  
 El Paso, TX  
 Item(s): Group 1 - GVW 10,000 lbs. or less, Group 1 - GVW 10,001 - 24,999 lbs. &  
 Group 1 - GVW 25,000 lbs. and over  
 Option to Extend: 2 years  
 Annual Estimated Amount: \$90,350.00  
 Initial Term Estimated Award: \$271,050.00 (3 years)  
 Total Estimated Award: \$451,750.00 (5 years)

Vendor #2: AD Wrecker Service, Inc.  
 El Paso, TX  
 Item(s): Group 1 - GVW 10,000 lbs. or less, Group 1 -  
 GVW 10,001 - 24,999 lbs. & Group 1 - GVW 25,000 lbs. and over  
 Option to Extend: 2 years  
 Annual Estimated Amount: \$90,350.00  
 Initial Term Estimated Award: \$271,050.00 (3 years)  
 Total Estimated Award: \$451,750.00 (5 years)

Vendor #3: Vehicle Transportation LTD LLP dba El Paso Towing  
 El Paso, TX  
 Item(s): Group 1 - GVW 10,000 lbs. or less, Group 1 -  
 GVW 10,001 - 24,999 lbs. & Group 1 - GVW 25,000 lbs. and over  
 Option to Extend: 2 years  
 Annual Estimated Amount: \$90,350.00  
 Initial Term Estimated Award: \$271,050.00 (3 years)  
 Total Estimated Award: \$451,750.00 (5 years)

Vendor #4: Best Wrecker & Towing, Inc.  
 El Paso, TX  
 Item(s): Group 1 - GVW 10,000 lbs. or less, Group 1 -  
 GVW 10,001 - 24,999 lbs.  
 Option to Extend: 2 years  
 Annual Estimated Amount: \$90,350.00  
 Initial Term Estimated Award: \$271,050.00 (3 years)  
 Total Estimated Award: \$451,750.00 (5 years)

Vendor #5: Extreme Towing  
 El Paso, TX  
 Item(s): Group 1 - GVW 10,000 lbs. or less, Group 1 -  
 GVW 10,001 - 24,999 lbs.  
 Option to Extend: 2 Years  
 Annual Estimated Amount: \$90,350.00  
 Initial Term Estimated Award: \$271,050.00 (3 years)  
 Total Estimated Award: \$451,750.00 (5 years)

Vendor #6: Andrea Villarreal dba Kamel Towing  
 El Paso, TX  
 Item(s): Group 1 - GVW 10,000 lbs. or less, Group 1 -  
 GVW 10,001 - 24,999 lbs.  
 Option to Extend: 2 years  
 Annual Estimated Amount: \$90,350.00  
 Initial Term Estimated Award: \$271,050.00 (3 years)

Total Estimated Award: \$451,750.00 (5 years)

Vendor #7: Raul Fernandez Jr. dba Dependable Towing  
El Paso, TX

Item(s): Group 1 - GVW 10,000 lbs. or less, Group 1 -  
GVW 10,001 - 24,999 lbs.

Option to Extend: 2 years

Annual Estimated Amount: \$90,350.00

Initial Term Estimated Award: \$271,050.00 (3 years)

Total Estimated Award: \$451,750.00 (5 years)

Vendor #8: 3H Towing, LLC  
El Paso, TX

Item(s): Group 1 - GVW 10,000 lbs. or less

Option to Extend: 2 years

Annual Estimated Amount: \$90,350.00

Initial Term Estimated Award: \$271,050.00 (3 years)

Total Estimated Award: \$451,750.00 (5 years)

Total Annual Amount: \$722,800.00 (8 Vendors)

Total Initial Term Award: \$2,168,400.00 (3 years) (8 Vendors)

Total Estimated Award (5 yrs.) \$3,614,000.00 (5 years - Vendors #1, 2, 3, 4, 5, 6, 7 & 8)

Account No.: 321-21280-4340-522150-P2121-P5002350

Funding Source: Municipal Vehicle Storage Facility

District(s): All

This is a Best Value, unit price contract.

The Purchasing & Strategic Sourcing Department and El Paso Police Department recommend award as indicated to AD Wrecker Service, Inc., Extreme Towing, Vehicle Transportation LTD LLP dba El Paso Towing, Sohle Express Towing, Inc., Best Wrecker & Towing, Inc., Andrea Villarreal dba Kamel Towing, Raul Fernandez Jr. dba Dependable Towing, and 3H Towing, LLC the bidders offering the best value bids.

Mayor Margo and Representatives Svarzbein and Lizarraga questioned the following City staff members:

- Ms. Paula Salas, Purchasing Agent
- Assistant Police Chief Zina Silva

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

Discussion and action on the award of Solicitation No. 2018-1515R I-10 Mitigation Transit Service Neighborhood and Express to LULAC Project Amistad for an initial term estimated award of \$1,989,507.00. The award is to include a one (1) year optional amount of \$994,753.50 for a total three (3) year award of \$2,984,260.50. The service consists of three neighborhood routes connecting to the Mesa Brio and/or the Westside terminal, plus an express service from the Westside terminal to the Eastside (Cielo Vista) terminal. These routes were intended to mitigate traffic and reduce congestion and improve air quality. Sun Metro is enhancing efficiency by using a third-party to provide this service, formerly provided through the use of Sun Metro staff, units and maintenance.

Department: Mass Transit (Sun Metro)  
Award to: LULAC Project Amistad  
El Paso, TX

Item(s):	All
Option:	1 year
Annual Estimated Award:	\$994,753.50
Initial Term Estimated Award:	\$1,989,507.00 (2 years)
Total Estimated Award:	\$2,984,260.50 (3 years)
Account No.:	522150-560-3210-60010-P6006-G56017TX06
Funding Source:	Federal Transportation Administration
District(s):	All

This is an RFP, unit price contract.

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

The Purchasing & Strategic Sourcing Department and Mass Transit (Sun Metro) recommend award as indicated to LULAC Project Amistad, the highest ranked proposer based on evaluation factors established for this procurement. In accordance with this award, the City Manager or designee is authorized to exercise future options if needed.

Mayor Margo and Representative Lizarraga questioned the following City staff member:

- Mr. Victor Caraveo, Procurement Analyst

## 20.1. REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS

Discussion and action on the award of Solicitation No. 2018-1156 Janitorial Services – Public Health and Police Facilities to Ace Government Services LLC for an initial three (3) year term estimated award of \$690,222.60 for Group I, Public Health Department Facilities. The award is to include a two (2) year optional amount of \$460,148.40 for Group I, Public Health Department Facilities. The total five (5) year estimated award is \$1,150,371.00 for Group I, Public Health Department Facilities. This contract will allow continued janitorial services for the Public Health Facilities.

### CONTRACT VARIANCE:

Group I, Public Health Facilities

The previous contract was awarded in 2013. The three-year variance between this solicitation and the prior contract is \$45,615.96, which is due to an increase in the hourly rates.

Department:	Public Health
Award to Vendor:	Ace Government Services LLC
Location:	El Paso, TX
Items:	Group I, Public Health Facilities
Initial Term:	3 years
Option to Extend:	2 years
Annual Estimated Amount:	\$ 230,074.20
Initial Term Estimated Award:	\$ 690,222.60 (3 years)
Total Estimated Amount:	\$1,150,371.00 (5 years)
Accounts:	341-1000-41170-522060 341-2140-41240-522060-G4119AD
Fund Source Name:	Health Grants General Funds
District(s):	All

This is a Best Value, service contract.

The Purchasing & Strategic Sourcing Department, the Public Health Department, and the Streets and Maintenance Department recommend award as indicated to ACE Government Services LLC, 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 budget allocated for Group II, Police Department Facilities, is not sufficient for the award of this group.

Representative Noe questioned the following City staff member:

- Ms. Gabriela Ledezma, Senior Procurement Analyst

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

Discussion and action that the City Manager is authorized to sign the Interim Agreement for Pre-Development between the City of El Paso Texas and the MEYERS GROUP DEVELOPMENT, LLC./ II SABES, LP for 2016-371R for the Development Opportunity for a Public Private Partnership for a Mixed-use Urban Development, Including Structured Parking at Mills Avenue and Campbell in Downtown El Paso ("Project"), and that the Interim Agreement establishes terms and conditions for the pre-development work of the Project.

Mayor Margo and Representatives Noe and Lizarraga questioned the following City staff members:

- Ms. Haydee Pena, Purchasing Agent
- Mr. Cary Westin, Deputy City Manager

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

Discussion and action that the Continuity of Operations (COOP) Basic Plan and the Continuity of Government (COG) Plan are hereby adopted.

Mayor Margo and Representative Lizarraga questioned the following City staff member:

- Fire Chief Mario D'Agostino

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

Discussion and action 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 I Project for the design and construction of bicycle facilities city wide 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 \$1,587,697.00, with an estimated City participation amount of \$108,331.00.

Representative Anello questioned the following City staff members:

- Mr. Omar Moreno, Capital Improvements Grant Funded Programs Director
- Mr. Richard Bristol, Streets and Maintenance Director
- Mr. Ted Marquez, Deputy City Manager

**27.2. REGULAR AGENDA – OTHER BUSINESS**

Discussion and action 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 Infrastructure Improvements Phase II Project for the design and construction of bicycle facilities citywide, for an estimated total project cost of \$1,909,149.00, with an estimated City participation amount of \$134,589.00.

Mayor Margo and Representatives Annello, Hernandez, Rivera and Lizarraga questioned the following City staff members:

- Mr. Omar Moreno, Capital Improvements Grant Funded Programs Director

.....

Motion made by Representative Ordaz Perez, seconded by Representative Noe and unanimously carried to **ADJOURN** this meeting at 10:11 a.m.

NOT PRESENT FOR THE VOTE: Representative Svarzbein

.....

APPROVED AS TO CONTENT:

---

Laura D. Prine, City Clerk