

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 L. RODRIGUEZ, DISTRICT 6
HENRY RIVERA, DISTRICT 7
CISSY LIZARRAGA, DISTRICT 8

MINUTES FOR REGULAR COUNCIL MEETING

**September 15, 2020
3:30 PM**

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Due to the temporary suspension of Open Meetings laws due to the COVID-19 emergency this meeting was conducted via telephonic and videoconference platforms.
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ROLL CALL

The City Council of the City Council met on the above time and date. Meeting was called to order at 3:22 p.m. Mayor Dee Margo present and presiding and the following Council Members answered roll call: Peter Svarzbein, Alexandra Annello, Sam Morgan, Isabel Salcido, Claudia Rodriguez, Henry Rivera, and Cissy Lizarraga. Cassandra Hernandez joined the videoconference at 3:34 p.m.

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Employee Recognitions

Mr. Tommy Gonzalez, City Manager, introduced a video recognizing employees who have served the City of El Paso between 25 to 45 years.

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NOTICE TO THE PUBLIC

Motion made by Mayor Pro Tempore Svarzbein, seconded by Representative Rivera, 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, Rodriguez, Rivera, and Lizarraga
NAYS: None
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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 of the Regular City Council Meeting of September 1, 2020 and the Agenda Review Meeting of August 31, 2020.

CONSENT AGENDA - REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

NO ACTION was taken on this item.

CONSENT AGENDA - RESOLUTIONS:

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

3.1. *RESOLUTION

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

That the City Manager be authorized to sign an Office Space Rental Agreement by and between the City of El Paso ("Lessor") and ABM Aviation, Inc. ("Lessee") to lease office space in the El Paso International Airport Terminal Building, located at 6701 Convair, El Paso, El Paso County, Texas, at \$54.04 per square foot per year or as defined by the City budget resolution for the applicable space.

3.2. *RESOLUTION

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

That the City Manager be authorized to sign a Temporary Land Use Lease by and between the City of El Paso ("Lessor") and BT-OH, LLC d/b/a UNITED PARCEL SERVICE CO. ("Lessee") regarding the following described property:

A portion of Lot 9, Block 3, Butterfield Trail Industrial Park, Unit Three, City of El Paso, El Paso County, Texas (approximately 234,840.30 SQ FT), municipally known and numbered as 25 Founders Blvd., El Paso, Texas

with a term beginning on September 15, 2020, and ending on January 31, 2021, for a monthly fee of \$4,696.81.

***RESOLUTION**

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

That the City Manager be authorized to sign an Event Support Contract between the City of El Paso ("City") and Amateur Athletic Development/New Mexico USSSA ("USSSA") for the 2020 Whole Enchilada Softball Invitational scheduled for Friday, October 2, 2020 through Sunday, October 4, 2020.

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

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

That the City Manager or Designee be authorized to sign the Interlocal Agreement between the County of El Paso, Texas and the City of El Paso, Texas to submit a joint application to the Department of Justice under the 2020 Edward Byrne Memorial Justice Assistance Grant Program (JAG), in the amount of \$190,917.00. The funds received under the JAG program will be allocated 50% to the County of El Paso, Texas, \$95,458.50 and 50% to the City of El Paso, Texas, \$95,458.50.

That the City Manager or designee be authorized to sign any grant related paperwork, including all understanding and assurances contained therein, and accept, reject, alter, or terminate the resulting grant, authorize budget transfer and submit necessary revisions to the operational plan. No cash match or in-kind is required.

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

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

That the City Manager be authorized to sign and accept on behalf of the City a Drainage Easement Dedication Deed from the **HOUSING AUTHORITY OF THE CITY OF EL PASO**, dedicating to the **CITY OF EL PASO, TEXAS** two drainage easements each with an approximate area of 0.05 acres in size. The area will be used to replace vacated right-of-way drainage easements located within Lot 3, Block 2, Medano Heights Subdivision Replat A, and being more fully described by metes and bounds and surveys in Exhibits "A" and "B" of the Dedication Deed.

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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. *RESOLUTION AMENDING SCHEDULE C FOR THE CITY OF EL PASO
FY 2021 BUDGET RESOLUTION**

WHEREAS, on August 18, 2020 the City Council approved the FY2021 City budget by resolution (“Budget Resolution”); 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 fees under Schedule C related to the rental of municipal swimming pools.

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

That Schedule C, attached to the FY 2021 Budget Resolution and effective September 1, 2020, shall be amended, effective upon signature of this resolution by the Mayor, as set forth in Attachment A, to establish the amounts of fees related to the rental of municipal swimming pools.

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CONSENT AGENDA - BOARD RE-APPOINTMENTS:
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7. Goal 1: Create an Environment Conducive to Strong, Sustainable Economic Development

7.1. *Motion made, seconded, and unanimously carried to **RE-APPOINT** Elvira Galván Galindo to the Greater El Paso Civic, Convention and Tourism Advisory Board by Representative Cissy Lizarraga, District 8.

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CONSENT AGENDA - BOARD APPOINTMENTS:
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8. Goal 1: Create an Environment Conducive to Strong, Sustainable Economic Development

8.1. *Motion made, seconded, and unanimously carried to **APPOINT** Gina Roe-Davis to the Greater El Paso Civic, Convention and Tourism Advisory Board by Mayor Dee Margo.

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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 **APPOINT** Carlos Rafael Hyslop to the Bicycle Advisory Committee by Representative Isabel Salcido, District 5.

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

10.1. *Motion made, seconded, and unanimously carried to **APPOINT** Elena Grasheim to

the Ethics Review Commission by Representative Cassandra Hernandez, District 3.

- 10.2. *Motion made, seconded, and unanimously carried to **APPOINT** Casey Antonio Williams to the Ethics Review Commission by Representative Henry Rivera, District 7.

CONSENT AGENDA - NOTICE FOR NOTATION:

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

- 11.1. *Motion made, seconded, and unanimously carried to **ACCEPT** the notation from City Representative Henry Rivera, District 7 disclosing a bi-weekly donation of \$105.00 to the El Pasoans Fighting Hunger Food Bank's new Home Delivery Pilot Project, which will be donated by the Representative from his salary as a City Council member. The program is set to deliver emergency food boxes to vulnerable people who may be quarantined due to COVID-19 or who may be shut-in due to age or disability and have limited ability to get food on their own.

CONSENT AGENDA - NOTICE OF CAMPAIGN CONTRIBUTIONS:

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

- 12.1. *Motion made, seconded, and unanimously carried to **ACCEPT, AS REVISED**, the notation pursuant to Section 2.92.110 of the City Code, receipt of the following campaign contributions by Mayor Margo: \$1,000.00 from BG (Ret.) Richard Behrenhausen, \$500.00 from Charles A. Birk III, \$100.00 from Duane Coleman, \$1,000.00 from Robert E. Skov, \$50.00 from José A. Hinojosa Jr., \$100.00 from Jay Gladstein, \$200.00 from Charles & Barbara Horak, \$100.00 from Mimi R. Gladstein, \$150.00 from John S. Cullers, \$500.00 from Irving J. Brown, \$100.00 from Joseph & Diane Lawrence, \$500.00 from Russell & Cathy Hill, \$100.00 from Nancy McKnight Howell, \$200.00 from Julie & Rudy Piña, \$200.00 from Bruce & Margaret Meyer, \$5,000.00 from Bruce Gulbas, \$2,500.00 from Joshua Hunt, \$2,800.00 from Benjamin Arriola, \$5,000.00 from Gil Whitaker, \$5,000.00 from Bill & Cita Sanders.

- 12.2. *Motion made, seconded, and unanimously carried to **ACCEPT** the notation pursuant to Section 2.92.110 of the City Code, receipt of the following campaign contributions by Representative Dr. Sam Morgan: \$1,000.00 from Eva Morgan, \$53.50 from Kenny Davis, \$2,500.00 from Cecilia Dominguez, \$519.52 from Bhaskar Rao, \$104.15 from Will McRay, \$100 from Tom Roepke.

- 12.3. *Motion made, seconded, and unanimously carried to **ACCEPT** the notation pursuant to Section 2.92.110 of the City Code, receipt of the following campaign contributions by City Representative Henry Rivera, District 7: \$100.00 from John Guerrero, \$200.00 from Bill Burton; \$250.00 from Laura Rodriguez; \$250.00 from Gary Porras; \$300.00 from Rachel Harracksingh; \$500.00 from Linebarger, Goggan, Blair & Sampson, LPP; \$1,000.00 from Doug Schwartz; \$1,000.00 from Stanley P. Jobe; \$1,000.00 from Dan Olivas; \$1,000.00 from Cecilia Dominguez; \$1,500.00 from J. Kirk Robison, \$2,500.00 from Richard Castro; \$2,500.00 from Robert L. Bowling IV; \$2,500.00 from Randall J.

Bowling; \$3,000.00 from the TREPAC/Texas Association of Realtors PAC.

CONSENT AGENDA - BEST VALUE PROCUREMENTS:

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

- 13.1.** *Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2020-799 Scrap Metal Recycling Services to SA Recycling LLC for a three (3) year term in the estimated revenue amount of \$247,794.60. The award is to include a two (2) year term in the estimated revenue amount of \$165,196.40 for a total five (5) year revenue award amount of \$412,991.00.

Contract Variance

The difference in revenue cost based on the comparison to the previous contract is as follows: A decrease by \$21,333.51 from the previous contract which represents a 25.83% decrease in annual revenue. The decrease is due to the fluctuation of recycling of all service pricing which are sensitive to the global markets.

Department:	Environmental Services
Award to:	SA Recycling LLC El Paso, TX
Item(s):	All
Initial Term:	3 Years
Option to Extend:	2 Years
Annual Estimated Revenue:	\$82,598.20
Initial Term Estimated Revenue:	\$247,794.60 (3 Years)
Total Estimated Revenue:	\$412,991.00 (5 Years)
Account No.:	334-3100-34060-431420-P3401
Funding Source:	Scrap Metal Recycling Revenue
District(s):	All

This is a Best Value, revenue generating contract.

The Purchasing & Strategic Sourcing and Environmental Services Departments recommend that the contract be awarded to SA Recycling 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.

CONSENT AGENDA - REQUEST FOR PROPOSAL:

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

- 14.1.** *Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2020-1064R Full and Federal Cost Allocation Plan to MGT of America, LLC dba MGT of America Consulting, LLC for the purpose of preparing OMB Uniform Guidance plan to be used to recover indirect costs from state and federal grants for an initial term of

three (3) years at an estimated award of \$52,500.00. This award is to include two one-year options totaling \$35,000.00 for a total of five (5) year award of \$87,500.00.

CONTRACT VARIANCE:

The difference in cost, based on the comparison to the previous contract, is a decrease of \$7,500, a 12.5% reduction in price.

Department: Office of the Comptroller
Award to: MGT of America, LLC dba MGT of America Consulting, LLC
Tampa, Florida 33609
Items: All
Initial Term: 3 Years
Annual Amount \$17,500.00
Initial Estimated Award: \$52,500.00 (3 years)
Option Years \$35,000.00 (2 Years)
Total Estimated Award: \$87,500.00 (5 Years)
Account No.: 210-522150-1000-13120
Fund Source Name: General Fund
Districts: All

This is a Request for Proposal service contract.

The Purchasing & Strategic Sourcing Department and the Office of the Comptroller recommend award as indicated to MGT of America, LLC dba MGT of America Consulting, LLC the bidder offering the best proposal. In accordance with this award the City Manager or designee is authorized to exercise future options if needed.

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CONSENT AGENDA - BIDS:
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15. Goal 8: Nurture and Promote a Healthy, Sustainable Community
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15.1. *Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2020-1042 Veterinary Medical Supplies to Midwest Veterinary Supply, Inc. for a three (3) year term for an estimated award of \$113,440.11. The award of this contract will provide medical supplies for the Department of Animal Services.

Contract Variance:

The difference in cost based on the comparison from previous contract is as follows: An increase of \$1,625.21 from the previous contract due to higher pricing with the current vendor.

Department: Animal Services
Award to: Midwest Veterinary Supply, Inc.
Lakeville, MN
Item(s): Group II

Term: 3 years
Annual Estimated Award: \$37,813.37
Total Estimated Award: \$113,440.11 (3 years)
Account No.: 225-2580-25120-531120
Funding Source: Animal Service Fund
District(s): All

This is a low bid, unit price contract.

The Purchasing & Strategic Sourcing and Animal Services Departments recommend award as indicated to Midwest Veterinary Supply, Inc., the lowest, responsive and responsible bidder. In accordance with this award, the City Manager or designee is authorized to exercise future options if needed.

REGULAR AGENDA - OPERATIONAL FOCUS UPDATES:

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

16.1. ITEMS 16.1. AND 22.2. WERE TAKEN TOGETHER

Hazardous/Vacant Buildings Update.

Ms. Ellen Smyth, Environmental Services Director, presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Mayor Margo and Representative Annello commented.

The following City staff members commented:

1. Mr. Tommy Gonzalez, City Manager
2. Ms. Karla Nieman, City Attorney

Mr. Alonso Varela, citizen, commented.

NO ACTION was taken on this item.

CALL TO THE PUBLIC – PUBLIC COMMENT

No sign up requests from members of the public were received.

REGULAR AGENDA - FIRST READING OF ORDINANCES

Motion made by Mayor Pro Tempore Svarzbein, seconded by Representative Rivera, and unanimously carried that the following Ordinance, 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, Rodriguez, Rivera, and Lizarraga
NAYS: None

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

17.1. An Ordinance granting to Paul Berube a non-exclusive franchise for waste containers on City property.

PUBLIC HEARING WILL BE HELD ON SEPTEMBER 29, 2020

17.2. An Ordinance granting Special Permit No. PZST20-00007 to allow for Infill Development with a 0 foot rear setback and a 100% parking reduction on the property legally described as a Portion of Lots 17 and 18, Block 24, Franklin Heights Addition, 710 Noble Street, City of El Paso, El Paso County, Texas. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. The proposed special permit meets the intent of the Future Land Use designation for the property and is in accordance with Plan El Paso, the City's Comprehensive Plan. Subject Property: 710 Noble St. Applicant: Robert Palacios and Marycruz De Leon (PZST20-00007)

PUBLIC HEARING WILL BE HELD ON OCTOBER 13, 2020

17.3. An Ordinance vacating a twenty-foot drainage easement out of Block 22 of the Mills Addition, City of El Paso, El Paso County, Texas. Subject Property: 500 N. Mesa, Applicant: Mesa Franklin Venture, LLC SUET19-00005.

PUBLIC HEARING WILL BE HELD ON SEPTEMBER 29, 2020

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

18.1. An Ordinance amending Ordinance 8064 (Classification and Compensation Plan) to amend Section 4.5 (Observed Holidays) to add June 19 (Juneteenth) Holiday.

PUBLIC HEARING WILL BE HELD ON SEPTEMBER 29, 2020

REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF ORDINANCES

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

19.1. *Motion made, seconded, and unanimously carried to **POSTPONE TWO WEEKS** the public hearing on an Ordinance granting a Special Permit No. PZST20-00005, to allow for infill development with a reduction in lot width from the required 70 feet to 66 feet on the property described as Being North ½ of Lot 18, Chick-A-Dee, 10022 Chick-A-Dee, 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. The proposed special permit meets the intent of the Future Land Use designation for the property and is in accordance with Plan El Paso, the City's Comprehensive Plan. Subject Property: 10022 Chick-A-Dee Street Applicant: Casas Diamantina LLC. PZST20-00005

19.2.

ORDINANCE 019095

The City Clerk read an Ordinance entitled: **AN ORDINANCE VACATING A PORTION OF CITY RIGHT-OF-WAY OVER LOT 3, BLOCK 2, MEDANO HEIGHTS SUBDIVISION, CITY OF EL PASO, EL PASO COUNTY, TEXAS. SUBJECT PROPERTY: NORTH OF REDD RD. AND EAST OF INTERSTATE 10. APPLICANT: HOUSING AUTHORITY OF THE CITY OF EL PASO. SUET18-00002.**

Motion duly made by Mayor Pro Tempore Svarzbein, seconded by Representative Lizarraga, and carried that the Ordinance be **ADOPTED**.

Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Rodriguez, Rivera, and Lizarraga

NAYS: None

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

19.3.

ORDINANCE 019096

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING A SPECIAL PRIVILEGE LICENSE TO THE UNITED STATES OF AMERICA, ACTING BY AND THROUGH THE DEPARTMENT OF THE NAVY, NAVAL FACILITIES ENGINEERING COMMAND SOUTHEAST, AS OWNER OF THE NAVAL OPERATIONS SUPPORT CENTER (NOSC) EL PASO, TO PERMIT THE CONTINUED USE, MAINTENANCE AND REPAIR OF A SURFACE ENCROACHMENT OF CURBING, GUTTERING AND SECURITY FENCE OVER A PORTION OF CITY RIGHT-OF-WAY ALONG TRUMAN AVENUE AND ADJACENT TO THE NOSC OF EL PASO LOCATED AT 4810 POLLARD STREET, EL PASO, TEXAS; SETTING THE LICENSE TERM FOR ONE (1) YEAR WITH EIGHT (8) ADDITIONAL ONE (1) YEAR RENEWAL OPTIONS. SUBJECT PROPERTY: 4810 POLLARD. APPLICANT: UNITED STATES OF AMERICA, DEPARTMENT OF THE NAVY, NESV2020-00002.**

Motion duly made by Mayor Pro Tempore Svarzbein, seconded by Representative Morgan, and carried that the Ordinance be **ADOPTED**.

Whereupon the Mayor ordered that a vote be taken on the passage and adoption of

the Ordinance which when so done resulted as follows:

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Rodriguez, Rivera, and Lizarraga

NAYS: None

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

REGULAR AGENDA - OTHER BUSINESS

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

- 20.1.** Presentation and discussion by Project Arriba on their Mid-Year report (September 1, 2019 – March 31, 2020) on status of activities during the fiscal year, use of grant funds and progress in the performance measures required under the agreement executed on October 02, 2018 with the City of El Paso.

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

Ms. Monica Fuentes, Senior Economic Development Compliance Analyst, introduced the item.

Mr. Roman Ortiz, Chief Executive Officer for Project Arriba, presented a PowerPoint presentation (copy on file in the City Clerk's Office).

NO ACTION was taken on this item.

- 20.2.** Discussion and action regarding a presentation providing an update on the County's nomination of the Downtown and Segundo Barrio areas to the National Register of Historic Places and coordination with the City of El Paso for public educational opportunities.

Ms. Daniela Quesada, Chief Architect, presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Mayor Margo and Representatives Svarzbein, Annello, Hernandez, Rodriguez, and Lizarraga commented.

The following City staff members commented:

1. Ms. Karla Nieman, City Attorney
2. Mr. Sam Rodriguez, Chief Operations and Transportation Officer

1ST MOTION

Motion made by Representative Rodriguez, seconded by Representative Morgan, and unanimously carried that the City Council **RETIRE INTO EXECUTIVE SESSION** at 4:43 p.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Section 551.071 to discuss the item.

AYES: Representatives Svarzbein, Annelo, Hernandez, Morgan, Salcido, Rodriguez, Rivera, and Lizarraga

NAYS: None

2ND MOTION

Motion made by Representative Morgan, seconded by Representative Rivera, and unanimously carried to adjourn the Executive Session at 5:15 p.m. and **RECONVENE** the meeting of the City Council at which time motions were made.

AYES: Representatives Svarzbein, Annelo, Hernandez, Morgan, Salcido, Rodriguez, Rivera, and Lizarraga

NAYS: None

3RD MOTION

Motion duly made by Representative Annelo, seconded by Representative Rodriguez, to **SUPPORT** the County's nomination of the Downtown and Segundo Barrio areas to the National Register of Historic Places.

AYES: Representatives Annelo and Rodriguez

NAYS: Representatives Svarzbein, Hernandez, Morgan, Salcido, Rivera and Lizarraga

THE MOTION FAILED

4TH AND FINAL MOTION

Motion duly made by Representative Hernandez, seconded by Representative Lizarraga, and carried to **RECOMMEND** approval of the County's nomination of the Downtown and Segundo Barrio areas to the National Register of Historic Places and **REMOVE** the MPC (Multi-Purpose Center) boundaries from the downtown project.

AYES: Representatives Svarzbein, Hernandez, Morgan, Salcido, Rivera and Lizarraga

NAYS: Representatives Annelo and Rodriguez

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

WHEREAS, on July 9, 2019, the City Council for the City of El Paso adopted the Final Action Plan for 2019-2020 and on that date Authorized the City Manager to sign and submit to the United States Department of Housing and Urban Development (HUD) the 2019-2020 Annual Action Plan to include all certifications contained therein; and

WHEREAS, on March 17, 2020, the City amended the Annual Action Plan to add the Hueco Mountain Park Improvement Project (“First Amendment”); and

WHEREAS, on May 27, 2020, the City amended the Annual Action Plan to add projects under CARES Act Emergency Solutions Grant (“Second Amendment”); and

WHEREAS, on June 22, 2020, the City amended the Annual Action Plan to add the 45th Year Community Development Block Grant (CDBG-CV) and Housing Opportunities for Persons with HIV/AIDS (HOPWA-CV) funding (Third Amendment); and

WHEREAS, on August 18, 2020, the City amended the Annual Action Plan to delete the El Paso Child Guidance Center project (\$1,263,267), and delete the Parks and Recreation Summer Youth Program (\$65,000), and delete the Hotel and Motel for COVID-19 Positive Homeless project (\$125,000); and add \$1,263,267 to the existing contract with the Opportunity Center for the Homeless for continued operation of the temporary Delta Haven and Welcome Center, and add \$65,000 to the existing contract with the YWCA Paso del Norte Region for childcare services, and add \$125,000 to the Transportation for Homeless Individuals and Families project (“Fourth Amendment”); and

WHEREAS, the City Council, based on the recommendation of the Director of the Community and Human Development Department, now desires to amend the 2019-2020 Annual Action Plan to delete existing projects and add new projects (“Fifth Amendment”); and

WHEREAS, on September 9, 2020 the City of El Paso posted on its website public notice and allowed a 5 day public comment period regarding the proposed amendment to the 2019-2020 Annual Action Plan and 45th Year CDBG Program Budget and City Council has duly considered public comment if any.

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

1. That the 2019-2020 Annual Action Plan and 45th Year CDBG Program Budget is hereby amended as follows:
 - a. Delete the CDBG-CV Economic Recovery Technical Assistance project (\$100,000);
 - b. Delete the YWCA CDBG-EN Children and Youth Services project (\$65,000);
 - c. Reduce the YWCA CDBG-CV Children and Youth Services project from \$250,000 to \$235,000;
 - d. Add \$85,000 in CDBG-CV for a Veterans Permanent Supportive Housing Case Management project;
 - e. Add \$30,000 in CDBG-CV and \$65,000 in CDBG-EN for a United Way Family Resilience Center project.

2. That the Department of Community and Human Development, through the

Director, be authorized to make the above changes to the 2019-2020 Annual Action Plan in the United States Department of Housing and Urban Development's program system.

3. That the City Manager, or designee, be authorized to take any actions necessary to accomplish the intent of this resolution upon approval by the City Attorney's Office and Director of Community and Human Development Department.
4. Except as amended in the First Amendment, the Second Amendment, the Third Amendment, Fourth Amendment, and this Fifth Amendment, the 2019-2020 Annual Action Plan and 45th Year CDBG Program Budget remains in full force and effect.

Ms. Nicole Ferrini, Community and Human Development Director, presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Representatives Annello, Hernandez, Morgan, and Rivera commented.

The following City staff members commented:

1. Mr. Mark Weber, Community Development Program Manager
2. Mr. Paul Albright, Chief Military Officer
3. Mr. Robert Cortinas, Chief Financial Officer
4. Mr. Tommy Gonzalez, City Manager

1ST MOTION

*Motion made, seconded, and unanimously carried to **REVISE** the item.

2ND AND FINAL MOTION

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

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Rodriguez, Rivera, and Lizarraga

NAYS: None

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21.2.

R E S O L U T I O N

WHEREAS, on July 7, 2020, the City Council for the City of El Paso adopted the Final Action Plan for 2020-2021 and on that date Authorized the City Manager to sign and submit to the United States Department of Housing and Urban Development (HUD) the 2020-2021 Annual Action Plan to include all certifications contained therein; and

WHEREAS, the City Council, based on the recommendation of the Director of the Community and Human Development Department, now desires to amend the

2020-2021 Annual Action Plan to delete existing projects and add new projects; and

WHEREAS, on September 9, 2020 the City of El Paso posted on its website public notice and allowed a 5 day public comment period regarding the proposed amendment to the 2020-2021 Annual Action Plan and 46th Year CDBG Program Budget and City Council has duly considered public comment if any.

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

1. That the 2020-2021 Annual Action Plan and 46th Year CDBG Program Budget is hereby amended as follows:
 - a. Delete the CDBG Parks and Recreation Senior and Disabled Exercise Program (\$30,000); and
 - b. Add \$30,000 in CDBG for a Veterans Permanent Supportive Housing - Support Services and Subrecipient Administration project.
2. That the Department of Community and Human Development, through the Director, be authorized to make the above changes to the 2020-2021 Annual Action Plan in the United States Department of Housing and Urban Development's program system.
3. That the City Manager, or designee, be authorized to take any actions necessary to accomplish the intent of this resolution upon approval by the City Attorney's Office and Director of Community and Human Development Department.
4. Except as herein amended, the 2020-2021 Annual Action Plan, 46th Year CDBG Program Budget and 46th Year ESG Program Budget remain in full force and effect.

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

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Rodriguez, Rivera, and Lizarraga

NAYS: None

22. MAYOR AND COUNCIL

- 22.1. Discussion and action to disclose to the public large clusters of positive COVID-19 cases as identified by the Public Health Department of all government facilities to include but not limited to: municipalities, correctional facilities, nursing homes, long-term care facilities, hospitals, libraries, court houses, airport, international bridges and construction sites.

Mayor Margo and Representatives Hernandez and Morgan commented.

Ms. Karla Nieman, City Attorney, commented.

Motion made by Representative Hernandez, seconded by Representative Annello to **APPROVE** the item.

AYES: Representatives Svarzbein, Annello, Hernandez, and Rivera

NAYS: Representatives Morgan, Salcido, Rodriguez, and Lizarraga

THE MOTION FAILED FOR LACK OF A MAJORITY VOTE

.....
22.2.

THIS ITEM WAS TAKEN WITH ITEM 16.1.

Update to previous agenda item requesting discussion and action to direct City Manager and City Attorney to review House Bill 2359 (2017), House Bill 36 (2019), and Senate Bill 254 (2019) and to develop and implement recommended action plan to address buildings that are vacant, have substandard conditions, and/or violate city ordinances within the city.

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

NO ACTION was taken on this item.

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ADJOURN

Motion made by Representative Annello, seconded by Representative Lizarraga, and unanimously carried to **ADJOURN** the Regular City Council meeting at 6:02 p.m.

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Rodriguez, Rivera, and Lizarraga

NAYS: None

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APPROVED AS TO CONTENT:

Laura D. Prine, City Clerk