

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

**AGENDA REVIEW MINUTES
MAIN CONFERENCE ROOM
CITY HALL, 300 N. CAMPBELL
September 17, 2018
9:00 A.M.**

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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, Michiel Noe, Claudia Ordaz Perez, and Henry Rivera Late arrivals: Cissy Lizarraga at 9:05 a.m., Sam Morgan at 9:07 a.m., and Cassandra Hernandez at 9:14 a.m., Aleksandra Anello requested to be excused.

The agenda items for the Regular City Council meeting of September 18, 2018 were reviewed.

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ITEMS 7.1 – 7.3 WERE REVIEWED TOGETHER

7.1. CONSENT AGENDA – RESOLUTIONS

That the Mayor be authorized to sign an Interlocal Agreement between the City of El Paso and the City of Socorro, Texas ("City of Socorro") for the period of September 1, 2018 through August 31, 2019, for the provision of public health and environmental services by the City of El Paso to the City of Socorro, for which the City of Socorro shall pay the City of El Paso an annual amount of TWO HUNDRED FIFTY FOUR THOUSAND NINE HUNDRED FORTY TWO DOLLARS AND NO/100 (\$254,942.00).

7.2. CONSENT AGENDA – RESOLUTIONS

That the Mayor be authorized to sign an Interlocal Agreement between the City of El Paso and the Village of Vinton ("Village of Vinton") for the period of September 1, 2018, through August 31, 2019, for the provision of public health and environmental services by the City of El Paso to the Village of Vinton, for which the Village of Vinton shall pay to the City of El Paso an annual amount of TWENTY TWO THOUSAND EIGHT HUNDRED TWENTY EIGHT DOLLARS AND NO/100 (\$22,828.00).

7.3. CONSENT AGENDA – RESOLUTIONS

That the Mayor be authorized to sign an Interlocal Agreement between the City of El Paso and the Town of Clint, Texas, ("Town of Clint") for the period of September 1, 2018 through August 31, 2019, for the provision of public health and environmental services by the City of El Paso to the Town of Clint, for which the Town of Clint shall pay to the City of El Paso an annual amount of NINETEEN THOUSAND SIX HUNDRED TWENTY FIVE DOLLARS AND NO/100 (\$19,625.00).

Mayor Margo questioned the following City staff member:

- Mr. Robert Resendes, Public Health Director

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15.1. CONSENT AGENDA – BEST VALUE PROCUREMENTS

The award of Solicitation No. 2018-1526 Security Guard Services to Woody Family Enterprises, LLC dba Signal 88 Security for a total three (3) year estimated award of \$295,680.00. Award of this contract will provide security services for the El Paso Fire Department facilities.

Contract Variance:

The difference in cost, based on the comparison from previous contract, is as follows: Annual increase for the two (2) services under this contract increased by 700 estimated hours. The hourly bill rate increased an average of 23.14% for both services. The three (3) year estimated amount increased by \$75,696.00.

Department: Fire
Award to: Woody Family Enterprises, LLC dba Signal 88
Security
El Paso, TX
Item(s): All
Annual Estimated Award: \$98,560.00
Total Estimated Award: \$295,680.00 (3 years)
Account No.: 322-1000-22090-P2216-522120
Funding Source: General Fund - Security Contracts
District(s): All

This is a Best Value, unit price contract.

The Purchasing & Strategic Sourcing Department recommend award as indicated to Woody Family Enterprises, LLC dba Signal 88 Security the bidders offering the best value bid and that G4S Secure Solutions (USA), Inc., be deemed non- responsive for taking exceptions to the City’s indemnification clause.

Representatives Rivera and Lizarraga questioned the following City staff member:

- Ms. Paula Salas, Purchasing Agent

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16.1. CONSENT AGENDA - BIDS

The award of Solicitation No. 2018-1561 Deer Avenue NTMP Traffic Improvements to MFH ENVIRONMENTAL CORP. for an estimated total award of \$292,175.60. This project addresses problematic conditions on neighborhood streets by implementing traffic calming measures and devices. The new improvements will maximize safety for all roadway users through appropriate application of traffic calming measures which include street curb extensions, median improvements, midblock curb and bulb-outs, landscaped medians, street signage and pavement markings, edge lines and double yellow lines on Deer Avenue from Pheasant Road to Railroad Drive.

Department: Capital Improvement
Award to: MFH ENVIRONMENTAL CORP.
El Paso, TX
Item(s): All
Term: 180 Consecutive Calendar Days
Total Estimated Award: \$292,175.60
Account No.: 190 – 4741 – 38290 - 580270 –PCP13ST006Y5
Funding Source: 2013 Street Infrastructure
District(s): 4

This is a low, unit price contract.

The Purchasing & Strategic Sourcing Department and Capital Improvement recommend award as indicated to MFH ENVIRONMENTAL CORP. the lowest responsive, responsible bidder and that Del Mar Contracting, Inc. and TAO Industries, Inc., DBA Hawk Construction be deemed non-responsive due to not submitting a complete bid.

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

Mayor Margo questioned the following City staff members:

- Mr. Victor Caraveo, Procurement Analyst
- Mr. Sam Rodriguez, City Engineer

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17.1. REGULAR AGENDA – FIRST READING OF ORDINANCES

An Ordinance of the City Council of the City of El Paso, Texas, designating a noncontiguous geographic area within the City as a reinvestment zone pursuant to Chapter 311 of the Texas Tax Code, to be known as Reinvestment Zone Number Thirteen, City of El Paso; describing the boundaries of the Zone; creating a board of directors for the Zone, establishing a tax increment fund for the zone; containing findings related to the creation of the Zone; providing a date for the termination of the Zone; providing that the Zone take effect immediately upon passage of the ordinance; providing a severability clause; and providing an effective date.

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

- Ms. Elizabeth Triggs, Economic and International Development Assistant Director
- Mr. Tommy Gonzalez, City Manager

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18.3. REGULAR AGENDA – FIRST READING OF ORDINANCES

An Ordinance changing the zoning of Lot 1, Block 1, Castner Range Subdivision One, City of El Paso, El Paso County, Texas from R-4 (Residential) to C-4 (Commercial), and imposing condition. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: North of Hondo Pass Drive and East of Gateway North Boulevard. Property Owner: Chita L.P. PZRZ18-00014. THIS IS AN APPEAL CASE.

Representative Morgan questioned the following City staff member:

- Mr. Raul Garcia, Lead Planner

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21.1. REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS

Discussion and action on the award of Solicitation No. 2018-1341 Ford Motor Company Proprietary Parts to Gillie Hyde Ford Lincoln, Inc. for an initial term estimated award of \$360,000.00. The award is to include a two (2) year optional amount of \$240,000.00 for a total five (5) year award of \$600,000.00. This contract is intended to provide Ford Motor Company proprietary parts for the repair and maintenance of the Ford light-duty vehicles, and medium and heavy-duty trucks owned and operated by the Fire Department. Repair and maintenance using proprietary parts will help ensure the Fire Department has a reliable source for Ford parts, and will help minimize cost due to consistent parts availability, dependable quality and established contract pricing.

CONTRACT VARIANCE PREVIOUS CONTRACT:

The difference in cost, based on the comparison to the previous three (3) year period is a decrease of \$88.12. This increase was previously negotiated at the time of award in 2013.

Department:	Fire
Award to:	Gillie Hyde Ford Lincoln, Inc. Glasgow, KY
Item(s):	All
Initial Term:	3 Years
Option to Extend:	2 Years
Annual Estimated Award:	\$120,000.00
Initial Term Estimated Award:	\$360,000.00 (3 Years)
Total Estimated Award:	\$600,000.00 (5 Years)
Account No.:	322-22090-531180-1000-P2216
Funding Source:	General Fund
District(s):	All

This is a Low Bid Unit Price type contract.

The Purchasing & Strategic Sourcing Department and Fire Department recommend award as indicated to Gillie Hyde Ford Lincoln, Inc., the lowest responsive, responsible bidder.

The Purchasing & Strategic Sourcing Department recommend Leif Johnson Ford II, LTD non-responsive for failure to provide the required electronic price list.

Mayor Margo questioned the following City staff member:

- Ms. Virginia Venegas, Procurement Analyst

22.1. REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS

Discussion and action on a Resolution to approve site Selection of the Mexican American Cultural Center.

Mayor Margo questioned the following City staff member:

- Mr. Ben Fyffe, Museums and Cultural Affairs Assistant Director.

22.2. REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS

Discussion and action on a Resolution amending the 2019 Capital Funding Plan to include the Mexican American Cultural Center project ("Project"), which identifies 2012 Quality of Life Bonds and the future issuance of \$10,750,000.00 in certificates of obligation as the source of funding for the Project, that the City expect to reimburse capital expenditures for the Project with proceeds of the debt, and that the City

Manager be authorized to make all necessary budget transfers necessary for the execution of the amended 2019 Capital Funding Plan.

Mayor Margo questioned the following City staff members:

- Mr. Sam Rodriguez, City Engineer

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ITEMS 23.1 AND 23.2 WERE REVIEWED TOGETHER

23.1. REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF ORDINANCES

An Ordinance authorizing the City Manager to sign a License Agreement between the City of El Paso and Chico's Tacos, Inc. to permit a portion of the Northwest corner of Washington Park and a 367 square foot portion adjacent to the alley between Pera Street and Washington Park to be used for parking and for vehicular and pedestrian traffic.

23.2. REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF ORDINANCES

An Ordinance granting a Special Privilege License to Chico's Tacos Inc. permitting the encroachment onto a portion of an alley adjacent to Block 2, Tobin's Washington Park Addition, El Paso, El Paso County, Texas, more commonly known as 4230 Alameda Avenue, to allow parking, signage, landscaping, and vehicular and pedestrian traffic.

Representatives Svarzbein and Noe questioned the following City staff members:

- Mr. Jose Carlos Villalva, Real Estate Manager
- Ms. Karla Nieman, Interim City Attorney

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ITEMS 27.1 AND 27.2 WERE REVIEWED TOGETHER

27.1. REGULAR AGENDA – OTHER BUSINESS

Discussion and action on a Resolution to establish an All Abilities Playground Plan, to implement that portion of the 2012 QOL Bond for modular play equipment.

27.2. REGULAR AGENDA – OTHER BUSINESS

Discussion and action on a Resolution authorizing the Parks and Recreation Department to apply for an Urban Outdoor Recreation Grant through the Texas Parks and Wildlife Department in the amount of \$1,000,000 for the purpose of providing additional funding to support implementation of the All Abilities Playground Plan and authorizing the City Manager to sign grant agreements, and to expend the funds on this project should the grant application be successful.

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

- Mr. Tracy Novak, Parks and Recreation Director

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28.1. REGULAR AGENDA – OTHER BUSINESS

Discussion and action on a Resolution to authorize the Mayor to sign the Certificate of Approval of the Highest Elected Official, to comply with Section 147(f) of the Internal Revenue Code of 1986, in

conjunction with the proposed issuance by the Clifton Higher Education Finance Corporation's("Issuer") in an amount to not exceed \$220,000,000. The proceeds of the bonds will be issued as part of the plan of finance and loaned to IDEA Public Schools, a Texas Nonprofit Corporation

Representatives Svarzbein and Ordaz Perez questioned the following City staff members:

- Ms. Karla Nieman, Interim City Attorney
- Mr. Robert Cortinas, Chief Financial Officer

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29.2. REGULAR AGENDA – OTHER BUSINESS

Discussion and action that the City Manager be authorized to submit a Defense Economic Adjustment Assistance Grant (DEAAG) totaling \$540,800 to fund improvements, including construction of a roundabout at the intersection of Sergeant Major Boulevard and Loop 375. No City match is required.

Mayor Margo questioned the following City staff members:

- Mr. Dwayne Williams, Military Affairs Liaison
- Mr. Cary Westin, Deputy City Manager
- Ms. Nicole Ferrini, Community and Human Development Director

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30.1. REGULAR AGENDA – MAYOR AND COUNCIL

Discussion and action directing the City Manager to initiate a vehicle and pedestrian traffic study for the portion of Montoya Drive between Meadowlark Drive and Montoya Road; and to direct staff to report back to Council with results and recommendations for next steps within 30 days. The study should also encompass evaluation of any possible grant funding for potential safety improvements as well as an examination of potential engagement with other public entities (EPISD, El Paso County Water Improvement District #1, etc.).

Representatives Svarzbein and Lizarraga questioned the following City staff member:

- Mr. Tommy Gonzalez, City Manager.

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30.2. REGULAR AGENDA – MAYOR AND COUNCIL

Discussion and action to direct the City Manager to request that TxDOT give a presentation and update to City Council regarding the Mesa Park project along I-10 between Sunland Park and Executive Center, specifically related to the column flaws discovered by TxDOT, the status on the repair of the flawed structures, the resulting impact on the project construction timeline, and the probability of undiscovered flaws.

Mayor Margo questioned the following City staff member:

- Mr. Tommy Gonzalez, City Manager

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30.3. REGULAR AGENDA – MAYOR AND COUNCIL

Discussion and action to request that the City Manager direct staff to provide a presentation and update to City Council on any and all resources, actions, and current plans to mitigate the traffic congestion on Mesa Street and other arterials affected by the GO 10 infrastructure reconstruction project, to include impact on the Sun Metro Brio program.

Mr. Tommy Gonzalez, City Manager, commented.

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30.4. REGULAR AGENDA – MAYOR AND COUNCIL

Discussion and action to direct the City Manager and City Attorney to draft an ordinance requiring the end user of the Eastside Sports Complex to be charged a fee no less than the amount needed for operations, maintenance and capital improvement of the park, not covered by the PID & TIRZ and to tie the collection of the fees to the existence of the PID & TIRZ.

Representatives Hernandez, Morgan, Noe, Rivera, and Lizarraga questioned the following City staff members:

- Mr. Tracy Novak, Parks and Recreation Director

Mr. Tommy Gonzalez, City Manager, commented.

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30.5. REGULAR AGENDA – MAYOR AND COUNCIL

Discussion and action on revisions to the City's Ethics Ordinance Chapter 2.92.

Mayor Margo and Representative Hernandez commented.

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Motion made by Mayor Pro Tempore Noe, seconded by Representative Ordaz Perez, and unanimously carried to **ADJOURN** this meeting at 9:46 a.m.

ABSENT: Representative Annello

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APPROVED AS TO CONTENT:

Laura D. Prine, City Clerk