

OSCAR LEESER
MAYOR

TOMMY GONZALEZ
CITY MANAGER



CITY COUNCIL
PETER SVARZBEIN, DISTRICT 1
ALEXSANDRA ANNELLO, DISTRICT 2
CASSANDRA HERNANDEZ, DISTRICT 3
JOE MOLINAR, DISTRICT 4
ISABEL SALCIDO, DISTRICT 5
CLAUDIA L. RODRIGUEZ, DISTRICT 6
HENRY RIVERA, DISTRICT 7
CISSY LIZARRAGA, DISTRICT 8

MINUTES FOR REGULAR COUNCIL MEETING

July 19, 2022
COUNCIL CHAMBERS, CITY HALL AND VIRTUALLY
9:00 AM

ROLL CALL

The City Council of the City of El Paso met on the above time and date. Meeting was called to order at 9:03 a.m. Mayor Oscar Leeser present and presiding and the following Council Members answered roll call: Alexsandra Annello, Isabel Salcido, Claudia Rodriguez, Henry Rivera, and Cissy Lizarraga. Cassandra Hernandez joined via videoconference. Late arrival: Peter Svarzbein at 9:10 a.m. Early departure: Cissy Lizarraga at 6:13 p.m. Joe Molinar requested to be excused.

INVOCATION BY EL PASO POLICE CHAPLAIN DAVID MAYFIELD

PLEDGE OF ALLEGIANCE

At the invitation of Representative Cissy Lizarraga:

Audrey Zamir
Chloe Zamir
Josephine Ong

MAYOR'S PROCLAMATIONS

Alberto Ronquillo's 100th Birthday

Gardner Hotel 100th Anniversary Recognition Day

Americans with Disabilities Act Awareness Day

The Regular City Council meeting was **RECESSED** at 9:22 a.m. in order to take photos with the honorees.

The Regular City Council meeting was **RECONVENED** at 9:34 a.m.

NOTICE TO THE PUBLIC

Motion made by Mayor Pro Tempore Svarzbein, seconded by Representative Lizarraga, 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, Anello, Hernandez, Salcido, Rodriguez, Rivera, and Lizarraga

NAYS: None

ABSENT: Representative Molinar

CONSENT AGENDA - APPROVAL OF MINUTES:

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

- 1. *Motion made, seconded, and unanimously carried to **APPROVE** the Minutes of the Regular City Council Meeting of July 6, 2022, the Agenda Review of July 5, 2022, the Work Session of July 5, 2022, and the Work Session of July 20, 2020.

CONSENT AGENDA - REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

*Motion made, seconded, and unanimously carried to **EXCUSE** Representative Joe Molinar from the July 19, 2022 Regular City Council meeting.

CONSENT AGENDA - RESOLUTIONS:

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

3. *RESOLUTION

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

That the City Manager be authorized to sign a Professional Service Agreement for Psychological Examination and Services No. 2022-0215R for the Police Department by and between the City of El Paso and Integrity Employee Assistance, Inc., dba WellConnect, a Texas Corporation for a term of 36 months from the effective date of the Agreement and an option to extend for an additional 24 months, which may be exercised by the City Manager administratively, to be compensated on a per examination basis, for an estimated contract amount of \$133,800 for the initial term and an estimated additional \$89,200 if the option to extend is exercised.

Goal 3: Promote the Visual Image of El Paso

4. *RESOLUTION

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, LOPEZ JESUS M, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

4424 Thrush Way, more particularly described as Lot 18, Marwood Replat Subdivision, City of El Paso, El Paso County, Texas, PID #M141-999-0000-1800

to be \$339.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 18th day of February, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED THIRTY NINE AND 00/100 DOLLARS (\$339.00) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, SEPULVEDA MARIO G, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

5708 Maurice Bell Dr, more particularly described as Lot 17 (Exc Sely Pt) (23369.62 Sq Ft), Block 1, Valle Verde Subdivision, City of El Paso, El Paso County, Texas, PID #V127-999-0010-4900

to be \$348.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 15th day of April, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED FORTY EIGHT AND 00/100 DOLLARS (\$348.00) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, DAVALOS ANNA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

6101 Valley Dr, more particularly described as Lot 33 (16177.60 Sq Ft), Block 1, Villa Espanola #1 Subdivision, City of El Paso, El Paso County, Texas, PID #V666-999-0010-3300

to be \$316.50, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 9th day of April, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED SIXTEEN AND 50/100 DOLLARS (\$316.50) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, GONZALEZ JAMES, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

6217 Patria St, more particularly described as Lot 24 (7667.00 Sq Ft), Block 6, Borderland Heights #4 Subdivision, City of El Paso, El Paso County, Texas, PID #B690-999-0006-2400

to be \$347.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 9th day of March, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED FORTY SEVEN AND 00/100 DOLLARS (\$347.00) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, KRIEGER CHARLES R, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

330 Belva Way, more particularly described as Lot 1 & W 1/2 Of 2 (25726 Sq Ft), Block 3, La Sierra Vista Subdivision, City of El Paso, El Paso County, Texas, PID #L071-999-0030-0100

to be \$392.28, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 27th day of June, 2019, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED NINETY TWO AND 28/100 DOLLARS (\$392.28) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, CASAS DIAMANTINA LLC, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

8570 Comet St, more particularly described as N 138 Ft Of 129, Sunrise Acres #1 Subdivision, City of El Paso, El Paso County, Texas, PID #S912-999-001F-4000

to be \$401.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 19th day of March, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount FOUR HUNDRED ONE AND 00/100 DOLLARS (\$401.00) to be a lien on the above described property, said amount being due and payable within

ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, MONTANO CONCEPCION R, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

8617 Mount Shasta Dr, more particularly described as Lot 1085 (7134 Sq Ft), Block 41, Mountain View Subdivision, City of El Paso, El Paso County, Texas, PID #M851-999-0410-9500

to be \$395.50, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 3rd day of March, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED NINETY FIVE AND 50/100 DOLLARS (\$395.50) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, AVILA-ARAGON INC, referred to as owner, regardless of number, of the hereinafter described

property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

8751 Neptune St, more particularly described as S 62 Ft of N 122 Ft of E 98 Ft of 272 (6076 Sq Ft), Sunrise Acres #1 Subdivision, City of El Paso, El Paso County, Texas, PID #S912-999-001J-8600

to be \$333.50, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 24th day of March, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED THIRTY THREE AND 50/100 DOLLARS (\$333.50) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, CORCHADO OCTAVIANO & OFELIA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

5812 Macias St, more particularly described as Lot 21 (4173.00 SQ FT), Howell Subdivision, City of El Paso, El Paso County, Texas, PID #H796-999-0010-3300

to be \$267.93, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 28th day of November, 2016, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO HUNDRED SIXTY SEVEN AND 93/100 DOLLARS (\$267.93) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

***Discrepancy between agenda attachment and resolution for 10948 Montana This item will be resubmitted for approval on a future agenda.**

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, PEREZ MARCELLO, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

7365 Mesquite Flor Dr, more particularly described as Lot 97 (4960.95 Sq Ft), Block 8, Mesquite Hills Subdivision, City of El Paso, El Paso County, Texas, PID #M395-999-0080-0970

to be \$332.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 18th day of March, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED THIRTY TWO AND 00/100 DOLLARS (\$332.00) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, COLE AB EL PASO TX LLC C/O SUPERVALU-PROPERTY TAX, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

9111 Dyer St, more particularly described as Lot 2 (Exc Nely Pt) (187673.00 Sq Ft), Block 2-A, Castner Heights Subdivision, City of El Paso, El Paso County, Texas, PID #C231-999-002A-5100

to be \$395.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 17th day of February, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED NINETY FIVE AND 00/100 DOLLARS (\$395.00) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, DAVIDS FREDERICK J & EVA M, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

10608 Murphy St, more particularly described as Lot 5, Block 2, Sarah Anne Park Subdivision, City of El Paso, El Paso County, Texas, PID #S161-999-0020-0500

to be \$333.50, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 17th day of February, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED THIRTY THREE AND 50/100 DOLLARS (\$333.50) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, CIRCLE K STORES INC C/O HAMMOCK ROSEANN, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

10770 Dyer St, more particularly described as Tr 2-B-2 (0.517 Ac), Block 80, Tps 1 Sec 32 T & P Surv Subdivision, City of El Paso, El Paso County, Texas, PID #X580-999-1320-0213

to be \$336.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 24th day of March, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED THIRTY SIX AND 00/100 DOLLARS (\$336.00) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, EL PASO HOUSING AUTHORITY, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

10436 Orpheus Dr, more particularly described as Lot 29 (6187 Sq Ft), Block 9, Apollo Heights Subdivision, City of El Paso, El Paso County, Texas, PID #A642-999-0090-5700

to be \$329.50, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 29th day of May, 2018, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED TWENTY NINE AND 50/100 DOLLARS (\$329.50) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, ESCOBAR ANDRES, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

9341 Leonardo Ave, more particularly described as Tr 137 (5150 Sq Ft), North Valumbrosa #2 Subdivision, City of El Paso, El Paso County, Texas, PID #N525-999-0010-6200

to be \$391.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 10th day of February, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED NINETY ONE AND 00/100 DOLLARS (\$391.00) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, PUNTO LIVING LLC, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

5649 Star View Dr, more particularly described as Lot 5 (16544.00 Sq Ft), Block 3, Morning Star Estates #1 Subdivision, City of El Paso, El Paso County, Texas, PID #M791-999-0030-0500

to be \$338.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 10th day of March, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED THIRTY EIGHT AND 00/100 DOLLARS (\$338.00) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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

5. *RESOLUTION

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

THAT the City Manager be authorized to sign Consent to Assignment of Contract from Recorded Books, Inc. (Assignor) to OverDrive, Inc. ("Assignee") with respect to the City of El Paso's Contract No. 2017-926R for Digital Provider and Access Platform (Re-bid).

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

6. *RESOLUTION

WHEREAS, the City of El Paso and the El Paso Veterinary Medical Association (“EPVMA”) desire to work together to fulfill the community’s veterinary needs, including but not limited to spaying and neutering; and

WHEREAS, the Animal Services Department of the City of El Paso recently received \$95,000 from the Petco Love to support pet owners with the cost of veterinary needs including but not limited to spaying and neutering; and

WHEREAS, many of the veterinarians practicing in the City of El Paso are members of EPVMA; and

WHEREAS, one of the missions of the EPVMA is to support cross-organization animal programs that benefit the entire community; and

WHEREAS, the City of El Paso wishes to transfer \$95,000 to the EPVMA to support pet owners with the cost of veterinary needs including but not limited to spaying and neutering to support, nurture, and promote a healthy and sustainable animal community in the City at a time when there is no veterinarian.

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

THAT the City Manager be authorized to sign an Agreement between the CITY OF EL PASO and the EL PASO VETERINARY MEDICAL ASSOCIATION (EPVMA) for the City of El Paso to transfer \$95,000 to the EPVMA to serve the public purpose of assisting the community with veterinary needs, including but not limited to spaying and neutering to support, nurture, and promote a healthy and sustainable animal community in the City at a time when there is no veterinarian. Said transfer of \$95,000 generates adequate consideration in exchange for the expense of veterinary needs including but not limited to spaying and neutering.

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CONSENT AGENDA – BOARD RE- APPOINTMENTS:
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Goal 8: Nurture and Promote a Healthy, Sustainable Community
.....

- 7. *Motion made, seconded, and unanimously carried to **RE-APPOINT** Barbara Candelaria to the Animal Shelter Advisory Committee by Representative Claudia L. Rodriguez, District 6.
- 8. *Motion made, seconded, and unanimously carried to **RE-APPOINT** Elvira Stephanie Frias to the Animal Shelter Advisory Committee by Representative Cissy Lizarraga, District 8.

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CONSENT AGENDA – BOARD APPOINTMENTS:
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Goal 7: Set the Standard for Sound Governance and Fiscal Management
.....

- 9. *Motion made, seconded, and unanimously carried to **APPOINT** Ryann Fierro to the Bicycle Advisory Committee by Representative Cassandra Hernandez, District 3.

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

- 10. *Motion made, seconded, and unanimously carried to **APPOINT** Luis A. Rodriguez to the City Accessibility Advisory Committee by Representative Joe Molinar, District 4.
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11. *Motion made, seconded, and unanimously carried to **APPOINT** Paula Patricia Flores Warnock to the Women's Rights Commission by Representative Joe Molinar, District 4.

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CONSENT AGENDA – APPLICATION FOR TAX REFUNDS:
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Goal 6: Set the Standard for Sound Governance and Fiscal Management
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12. *Motion made, seconded, and carried to **APPROVE** the tax refunds listed on the attachment posted with this agenda.
1. CoreLogic Tax Services, in the amount of \$3,974.73 made an overpayment on December 20, 2021 of 2021 taxes. (Geo. # C340-999-014B-0350)
 2. Ernesto Miranda, in the amount of \$4,100.00 made an overpayment on March 7, 2022 of 2021 taxes. (Geo. # S127-999-0190-1900)
-

.....
CONSENT AGENDA – NOTICE FOR NOTATION:
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Goal 5: Promote Transparent and Consistent Communication Amongst All Members of the Community
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13. *Motion made, seconded, and unanimously carried to **ACCEPT** the donation of \$250 from WestStar Bank for community engagement events in District 3.
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CONSENT AGENDA – BIDS:
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Goal 4: Enhance El Paso's Quality of Life through Recreational, Cultural and Educational Environments
.....

14. *Motion made, seconded, and unanimously carried to **APPROVE** a deductive change order in the amount of -\$226,693.09 to Jordan Foster Construction LLC for the "New Community Centers: Alameda and Chamizal Recreation Center 2017-965R" contract.
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.....
REGULAR AGENDA – MEMBERS OF THE CITY COUNCIL
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Goal 4: Enhance El Paso's Quality of Life through Recreational, Cultural and Educational Environments
.....

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

That the City Council declares that the expenditure of District 1 discretionary funds in an amount not to exceed \$5,000.00 to purchase decorations for the 2022 El Paso Winterfest, serves a municipal purpose of enhancing the quality of life through recreational, cultural and educational environments for El Paso residents.

That the City Manager be authorized to effectuate any budget transfer necessary to ensure that the funds are properly expended for such purpose and to execute any related agreements and amendments to such agreements.

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

AYES: Representatives Svarzbein, Annello, Hernandez, Salcido, Rodriguez, Rivera, and Lizarraga
NAYS: None
ABSENT: Representative Molinar

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

- 16. ITEM:** Discussion and action to direct the City Manager to identify additional budget adjustments to further reduce the proposed property tax rate for the next fiscal year and present the recommendations no later than the August 1, 2022 Special City Council Meeting.

Mayor Leeser and Representatives Hernandez, Salcido, Rodriguez, and Rivera commented.

Motion made by Representative Salcido, seconded by Representative Rodriguez, and unanimously carried to **DIRECT** the City Manager to identify additional budget adjustments to further reduce the proposed property tax rate for the next fiscal year and present the recommendations no later than the August 1, 2022 Special City Council Meeting.

AYES: Representatives Svarzbein, Annello, Hernandez, Salcido, Rodriguez, Rivera and Lizarraga
NAYS: None
ABSENT: Representative Molinar

The Regular City Council meeting was **RECESSED** at 10:43 a.m. in order to convene the Special Mass Transit Board Meeting.

The Regular City Council meeting was **RECONVENED** at 10:56 a.m.

REGULAR AGENDA – OPERATIONAL FOCUS UPDATES

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

- 17.** Provide an annual report to the City Council on the Stormwater Utility.

Mr. Gilbert Trejo, El Paso Water Interim Chief Operations Officer, presented a PowerPoint presentation (copy on file in the City Clerk’s Office).

Mayor Leeser and Representative Svarzbein commented.

Mr. Rene Leon, El Paso Water Legislative Liaison, commented.

NO ACTION was taken on this item.

The Regular City Council meeting was **RECESSED** at 11:43 a.m. for lunch.

The Regular City Council meeting was **RECONVENED** at 12:06 p.m.

CALL TO THE PUBLIC – PUBLIC COMMENT:

The following members of the public commented:

1. Ms. Wally Cech

2. Ms. Monica Benjamin
3. Ms. Deborah Quintana
4. Ms. Amie Goeldner
5. Ms. Ella Goeldner
6. Ms. Sarah Wallen
7. Mr. Todd Roberts
8. Mr. Julian Moreno
9. Mr. Daniel Perez
10. Ms. Penelope Reese
11. Ms. Camila Avila Escobar
12. Mr. Jose Luis Pepper Trujillo
13. Mr. Rene Corral
14. Ms. Julia Krampe
15. Ms. Barbara Valencia
16. Mr. Ron Comeau
17. Ms. Karen Washington
18. Ms. Paula Wright
19. Ms. Maria Vera
20. Ms. Katie Holt
21. Ms. Marcia Margherio
22. Mr. Rick Bonart
23. Mr. Efrain Saucedo

<p>.....</p> <p>REGULAR AGENDA – FIRST READING OF ORDINANCES:</p> <p>.....</p>

Motion made by Alternate Mayor Pro Tempore Lizarraga, seconded by Representative Rivera, and unanimously carried that the following Ordinances, having been introduced pursuant to Section 3.9 of the El Paso City Charter, be **ADVERTISED** for public hearing.

AYES: Representatives Svarzbein, Annello, Hernandez, Salcido, Rodriguez, Rivera, and Lizarraga
 NAYS: None
 ABSENT: Representative Molinar

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Goal 3: Promote the Visual Image of El Paso

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18. An Ordinance granting Special Permit No. PZST22-00007, to allow for Infill Development with a reduction in lot area, lot depth, rear yard setback, and cumulative front and rear yard setback, and imposing a condition on the property described as a portion of Lot 25 and a portion of Lot 26, Block J, Thomas Manor Unit Six, 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 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: 7764 & 7768 Hockney Street
 Applicant: Armando Andres Saldivar, PZST22-00007

19. An Ordinance changing the zoning of a portion of Tracts 3 & 4, Block 6, Christy Tract, in Block 31, Ysleta Grant, 541 Schwabe Street, City of El Paso, El Paso County, Texas from R-3 (Residential) and R-F (Ranch and Farm) to R-5 (Residential). The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

The proposed rezoning 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: 541 Schwabe Street
Applicant: John Sayen and Rosa Isela Sayen, PZRZ22-00010

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PUBLIC HEARING WILL BE HELD ON AUGUST 16, 2022 FOR ITEMS 18 AND 19
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20. An Ordinance granting a Special Privilege License to 1031 Firestone, LLC to permit the construction, installation, maintenance use and repair of an aerial encroachment of an outdoor stairway for additional access to the property located at 1025 Texas Avenue, El Paso, Texas; setting the License term for a term of fifteen years (15) with one (1) renewable fifteen (15) year term.

Subject Property: 1025 Texas
Applicant: 1031 Firestone, LLC., NESV2022-00002

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

21. An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.150 (Schedule XIV-Speed Limits), to amend paragraph N (Speed limits on the following of Pershing Drive and Dyer Street) subparagraph 2; and to amend by deleting paragraph N- (Speed limits on the following of Pershing Drive and Dyer Street) subparagraph 3, to amend by deleting paragraph N (Speed limits on the following of Pershing Drive and Dyer Street) subparagraph 4; and to amend by deleting paragraph N (Speed limits on and Dyer street) subparagraph 5; the penalty being provided in Chapter 12.84 of the El Paso City Code.

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PUBLIC HEARING WILL BE HELD ON AUGUST 2, 2022 FOR ITEMS 20 AND 21
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REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS:
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Goal 1: Create an Environment Conducive to Strong, Sustainable Economic Development
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22. Motion made by Mayor Pro Tempore Svarzbein, seconded by Representative Rodriguez, and unanimously carried to **AWARD** Solicitation 2022-0672 Runway 8R-26L Rehabilitation to Jordan Foster Construction, LLC for an estimated award of \$13,092,848.45. The project consists of rehabilitating the pavement for Runway 8R-26L, associated taxiway connectors (TWY S, T, U, and V), and reconstructing a portion of Taxiway U.

Department: El Paso International Airport
Award to: Jordan Foster Construction, LLC
El Paso, TX
Item(s): Base Bid I and Base Bid II
Initial Term: 302 Consecutive Calendar Days
Base Bid: \$8,847,160.95
Base Bid II: \$4,245,687.50
Total Estimated Award: \$13,092,848.45
Funding Source: Federal Aviation Administration and Airport Enterprise
Account: 562-3010-62330-580270- G62A204002
562-3080-62335-580270- G62A204002

District(s): All

This is a Low Bid procurement, unit price contract.

The Purchasing & Strategic Sourcing and Aviation Departments recommend award as indicated to Jordan Foster Construction, LLC, the lowest responsive and responsible bidder.

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

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

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

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Lizarraga

ABSENT: Representative Molnar

Goal 7: Enhance and Sustain El Paso's Instruction Network

23. Motion made by Mayor Pro Tempore Svarzbein, seconded by Representative Rodriguez, and unanimously carried to **AWARD** of Solicitation 2022-0402 Canterbury Trail Improvements to BLACK STALLION CONTRACTORS, INC. for an estimated total amount of \$2,967,572.40. This contract will allow for the construction of a trail that pedestrians, hikers, and bicyclists can use located along Canterbury Drive from Ridgecrest Drive to Stanton Street.

Department: Capital Improvement
Award to: BLACK STALLION CONTRACTORS, INC.
El Paso, TX
Item(s): Base Bid I, Base Bid II, Base Bid III, Base Bid IV, and Base Bid V
Initial Term: 300 Consecutive Calendar Days
Base Bid I: \$956,239.81
Base Bid II: \$503,908.92
Base Bid III: \$97,967.47
Base Bid IV: \$918,798.67
Base Bid V: \$490,657.53
Total Estimated Award: \$2,967,572.40
Funding Source: 2013 Street Infrastructure
Accounts: 190-4740-580270-28900-PCP20ST010
District(s): 8

This is a Competitive Sealed Proposal, unit price contract.

The Purchasing & Strategic Sourcing and Capital Improvement Departments recommend award as indicated to BLACK STALLION CONTRACTORS, INC. the highest ranked offeror, and the Horzone Construction I, Ltd. be deemed nonresponsive due to submitting an incomplete price form. It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

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

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

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Lizarraga

ABSENT: Representative Molnar

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24.

ITEMS 24 AND 25 WERE TAKEN TOGETHER

R E S O L U T I O N

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

That the City Manager be authorized to sign an Agreement for Professional Services by and between the CITY OF EL PASO and CONSOR Engineers, LLC., a Florida, USA, Foreign LLC. professional limited liability company, for a project known as "Arterial Lighting Package 5- Resler and Edgemere" for an amount not to exceed \$1,118,398.17; that the City Engineer is authorized to approve additional Basic Services and Reimbursables for an amount not to exceed Fifty Thousand and No/100 Dollars (\$50,000.00) and to approve Additional Services for an amount not to exceed Fifty Thousand and No/100 Dollars (\$50,000.00) if such services are necessary for the proper execution of the project and that the increased amounts are within the appropriate budgets of the project for a total amount of \$1,218,398.17; and 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 the execution of the Agreement.

25.

R E S O L U T I O N

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

That the City Manager be authorized to sign an Agreement for Professional Services by and between the CITY OF EL PASO and CONSOR Engineers, LLC., a Florida, USA, Foreign LLC. professional limited liability company, for a project known as "Arterial Lighting Package 6- Trawood, Hunter, McCombs and Rojas" for an amount not to exceed \$709,891.87; that the City Engineer is authorized to approve additional Basic Services and Reimbursables for an amount not to exceed Fifty Thousand and No/100 Dollars (\$50,000.00) and to approve Additional Services for an amount not to exceed Fifty Thousand and No/100 Dollars (\$50,000.00) if such services are necessary for the proper execution of the project and that the increased amounts are within the appropriate budgets of the project for a total amount of \$809,891.87; and 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 the execution of the Agreement.

Motion made by Representative Rodriguez, seconded by Representative Svarzbein, and unanimously carried to **APPROVE** the Resolutions.

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Lizarraga

ABSENT: Representative Molnar

REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF ORDINANCES:

Goal 3: Promote the Visual Image of El Paso

26. Motion made by Mayor Pro Tempore Svarzbein, seconded by Representative Annello, and unanimously carried to **POSTPONE TWO WEEKS** an Ordinance changing the zoning of a portion of Tract 9A1, 9B1, Laura E. Mundy Survey 238 and a portion of Nellie D. Mundy Survey No. 244, City of El Paso, El Paso County, Texas from R-5/c (Residential/conditions) to C-2/c (Commercial/conditions) and from R-5/sp (Residential/special permit) to C-2 (Commercial) and imposing conditions. The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

The proposed rezoning 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: Generally North of Transmountain Road and East of Interstate 10

Applicant: EP Transmountain Residential, LLC. PZRZ22-00009 the Resolution.

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Lizarraga

ABSENT: Representative Molnar

27. **ORDINANCE 019353**

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING SPECIAL PERMIT NO. PZST22-00004, TO ALLOW FOR A GOVERNMENTAL USE, BUILDING ENVIRONMENTAL SERVICE DEPARTMENT – CITIZEN COLLECTION STATION) ON THE PROPERTY DESCRIBED AS LOT 3, BLOCK 1, CASTNER RANGE SUBDIVISION #1, 9135 STAHALA DRIVE, CITY OF EL PASO, EL PASO COUNTY, TEXAS, PURSUANT TO SECTION 20.04.320 OF THE EL PASO CITY CODE. THE PENALTY BEING AS PROVIDED 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.

Representative Annello commented.

Mr. Raul Garcia, Planning and Inspections Project Manager, commented.

Motion duly made by Representative Rodriguez, seconded by Representative Salcido, 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, Salcido, Rodriguez, and Rivera
NAYS: None
NOT PRESENT FOR THE VOTE: Representative Lizarraga
ABSENT: Representative Molinar

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

28. **ORDINANCE 019354**

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF TRACT 4-A-1, TRACT 4-A-2, TRACT 4-B, TRACT 4-C, TRACT 4-D, BLOCK 14, YSLETA GRANT, 8100 NORTH LOOP DRIVE, CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM R-3 (RESIDENTIAL) TO C-2 (COMMERCIAL), AND IMPOSING CONDITIONS. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

THE PROPOSED REZONING 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.

Mr. Raul Garcia, Planning and Inspections Project Manager, read floor amendment into the record.

Mr. Ray Mancera, applicant, commented.

Motion duly made by Representative Rivera, seconded by Representative Rodriguez, and carried that the Ordinance be **ADOPTED AS AMENDED**.

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, Salcido, Rodriguez, and Rivera
NAYS: None
NOT PRESENT FOR THE VOTE: Representative Lizarraga
ABSENT: Representative Molinar

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

29. **ORDINANCE 019355**

The City Clerk read an Ordinance entitled: **AN ORDINANCE ADOPTING THE "EL PASO COMPLETE STREETS POLICY - JULY 2022" AS AN ADDENDUM TO THE CITY OF EL PASO'S COMPREHENSIVE PLAN, "PLAN EL PASO".**

Mr. Joaquin Rodriguez, Capital Improvement Project Manager, along with Mr. Jerry Saavedra, representative for The Complete Streets Coalition, and Mr. Kyle Ibarra, Streets and Maintenance Traffic Engineer, presented a PowerPoint presentation (copy on file in the City Clerk's Office)

Mayor Leeser and Representatives Svarzbein Annello, Salcido, Rivera, and Lizarraga commented.

Mr. Tommy Gonzalez, City Manager, commented.

The following members of the public commented:

1. Ms. Stephanie McCoy, statement read into the record by the City Clerk
2. Mr. Jerry Saavedra, also submitted a written statement that was read into the record
3. Ms. Ana Acosta
4. Mr. Ismael Herrera
5. Ms. Yvette M. Lugo, statement read into the record by the City Clerk
6. Ms. Veronica Flaherty, statement read into the record by the City Clerk
7. Mr. Scott White
8. Ms. Susan Cenk, statement read into the record by the City Clerk
9. Ms. Eva Olivas
10. Ms. Dorothy Byrd

1ST MOTION

*Motion made, seconded, and unanimously carried to **MOVE** the item to the **FOREFRONT** of the Regular Agenda.

2ND AND FINAL MOTION

Motion duly made by Representative Salcido, seconded by Representative Svarzbein, 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, Salcido, Rodriguez, Rivera, and Lizarraga

NAYS: None

ABSENT: Representative Molinar

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

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

30. ORDINANCE 019356

The City Clerk read an Ordinance entitled: **AN ORDINANCE AUTHORIZING THE CITY MANAGER TO SIGN AN OFFER TO SELL, A DEED, AND ANY OTHER DOCUMENTS NECESSARY TO CONVEY APPROXIMATELY 1.432 ACRES OF LAND TO THE UNITED STATES OF AMERICA AND ITS ASSIGNS, DEPARTMENT OF HOMELAND SECURITY, U.S. IMMIGRATION AND CUSTOMS ENFORCEMENT, LEGALLY DESCRIBED AS PORTION OF SECTIONS 33 AND 40, BLOCK 80, TOWNSHIP 2, TEXAS AND PACIFIC RAILWAY COMPANY SURVEYS, CITY OF EL PASO, EL PASO COUNTY, TEXAS.**

Motion duly made by Representative Hernandez, seconded by Representative Rivera, 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 Hernandez, Salcido, Rodriguez, and Rivera

NAYS: Representatives Svarzbein and Annello

NOT PRESENT FOR THE VOTE: Representative Lizarraga

ABSENT: Representative Molinar

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:
.....

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

31. RESOLUTION
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BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Manager be authorized to sign a Chapter 380 Economic Development Program Agreement (“Agreement”) by and between **CITY OF EL PASO** (“City”) and **ISARON, LLC** (“Applicant”) in support of an infill development project located at 5049 Crossroads Drive, El Paso, Texas 79932. The Agreement requires the Applicant to make a minimum investment of \$900,000 Over the term of the Agreement, the City shall provide economic incentives not to exceed \$31,315 in the form of a Property Tax Rebate, a Construction Materials Sales Tax Rebate, and a Building Construction Fee Rebate.

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

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Lizarraga

ABSENT: Representative Molinar
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32. RESOLUTION
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WHEREAS, the City’s Comprehensive Plan, *Plan El Paso*, establishes an overall goal of encouraging “infill development within the existing City over peripheral expansion to conserve environmental resources, spur economic investment, repair social fabric, reduce the cost of providing infrastructure and services, and reclaim abandoned areas”; and

WHEREAS, Goal 1.1 of the City’s 2022 Strategic Plan calls for stabilizing and expanding El Paso’s tax base through targeted redevelopment and infill growth strategies; and

WHEREAS, the City’s 2019 Eastside Growth Management Plan recognizes that encouraging infill and the retrofit of existing developments in central El Paso and discouraging outward expansion is the most effective and fiscally responsible way for El Paso to manage future growth; and

WHEREAS, a Cross Functional Team was formed in March 2021 to develop an infill and redevelopment policy for the City through the evaluation of policies and ordinances related to infill development including land use, multi-modal transportation, and adaptive re-use of existing buildings; and

WHEREAS, the resulting infill and redevelopment policy prepared by the Cross Functional Team includes new policy and code language aimed at addressing the City’s outward growth, incentivizing infill development, and improving the existing built environment in the City’s core.

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

1. That the “City of El Paso Infill and Redevelopment Policy” as attached hereto be adopted;
2. That the City Manager be authorized to begin implementation of the Policy in a manner generally consistent with the recommended strategies and implementation steps contained within the Policy;

That adoption of the Policy shall not commit the City of El Paso to specific funding levels or implementation strategies associated with infill development.

Mr. Joaquin Rodriguez, Capital Improvement Project Manager, presented a PowerPoint presentation (copy on file in the City Clerk’s Office).

Representatives Svarzbein, Annelo, Hernandez, and Lizarraga commented.

Mr. Harrison Plourde, citizen, provided a statement that was read into the record by the City Clerk.

1ST MOTION

Motion made by Representative Hernandez, seconded by Representative Salcido, and unanimously carried to **AMEND** the Policy as follows:

Add to section V, part d. Infrastructure

- Development of formal guidance for the establishment of Public Improvement Districts to fund infrastructure investments in support of infill development and redevelopment.

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

NAYS: None

ABSENT: Representative Molinar

2ND MOTION

Motion made by Representative Hernandez, seconded by Representative Annelo, and unanimously carried to **AMEND** the Policy as follows:

Add to section V, part e. Zoning and Regulatory Reform

- Develop a transfer of development rights program to preserve farmland and ease development pressure on agricultural land. “Receiving areas” of transferred development rights should align with targeted infill areas as described in this policy.

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

NAYS: None

ABSENT: Representative Molinar

3RD AND FINAL MOTION

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

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

NAYS: None

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

WHEREAS, the El Paso Water Utilities – Public Service Board (“EPWater”) routinely submits grant applications and similar documents in search of grant funding and other comparable funding for various EPWater projects; and

WHEREAS, grant funding and other comparable funding provides the opportunity to supplement local dollars to complete water, wastewater and stormwater projects for the benefit of City of El Paso residents; and

WHEREAS, the City Council of the City of El Paso, Texas (“City”) has identified, through its Strategic Plan, that the provision of reliable and sustainable water supply and distribution systems, wastewater collection and treatment, and stormwater management is a policy area of interest and focus supporting the enhancement and sustainment of El Paso’s critical infrastructure network; and

WHEREAS, EPWater periodically requests Letters of Support from the City to strengthen its grant applications and other comparable funding efforts;

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

THAT, to facilitate the timely and efficient submission of grant funding applications and other comparable funding documents and/or efforts, the El Paso Water Utilities – Public Service Board will notify and coordinate with the Mayor and City Manager upon requesting Letters of Support from the City Council of the City of El Paso for the below-authorized water, wastewater, or stormwater management projects with the below-authorized entities; and

THAT, the Mayor of the City of El Paso is authorized to sign a Letter of Support for the project on behalf of the City Council specific to the below-listed Federal and State entities in support of EPWater’s pursuit of the below-specified funding opportunities, or other comparable funding opportunities as they may arise, provided the project does not conflict with City programmatic priorities:

Federal:

- US Army Corps of Engineers
 - Flood planning and flood control projects
 - Water, wastewater and stormwater projects
- US Bureau of Reclamation
 - Water resource projects including desalination and reuse
 - Drought projects
 - Water / energy efficiency projects
- US Department of Defense
 - Water, wastewater and infrastructure benefitting Fort Bliss
- US Economic Development Administration
 - Water and wastewater projects for economic development purposes
- Federal Emergency Management Agency (FEMA)

- Water, wastewater, stormwater resilience and hazard mitigation (Emergency Management Performance Grant (EMPG) – American Rescue Plan Act (ARPA) Revised 04/09/2021
- North American Development (NAD) Bank / Environmental Protection Agency (EPA)
 - Border Environmental Infrastructure Fund
 - Water, wastewater and stormwater

State:

- Texas Military Preparedness Commission
 - Defense Economic Adjustment Assistance Grant Program (DEAAG)
- Texas Water Development Board (TWDB)
 - First-time water and wastewater service (Economically Distressed Areas Program (EDAP))
 - Flood planning and flood control projects (Flood Infrastructure Fund (FIF))
 - Aging infrastructure and water supply projects (88th Legislative Session)

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

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Lizarraga

ABSENT: Representative Molinar

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Goal 8: Nurture and Promote a Healthy, Sustainable Community

34. RESOLUTION

WHEREAS, Neighborhood Improvement Program (“NIP”) initiates projects requested by recognized neighborhood and civic associations for permanent public improvements that benefit neighborhood residents and the general public at large; and

WHEREAS, in 2012, the citizens of El Paso, Texas approved the 2012 Quality of Life Bonds, which included funding for the NIP; and

WHEREAS, the NIP’s total budget made available from the 2012 Quality of Life Bonds is \$10,000,000.00 to be apportioned equally among El Paso’s eight Representative Districts for eligible public improvement projects and program administration costs; and

WHEREAS, previous allocations (Rounds 1, 2 and 3) were approved and implemented by City Council on June 24, 2014, June 23, 2015 and January 24, 2017, respectively; and

WHEREAS, on November 14, 2017, the NIP scorecard was approved by the City Council;

WHEREAS, on October 15, 2019, the allocation of \$3,000,000 for the fourth round was approved by City Council;

WHEREAS, on July 19, 2022, the allocation of \$4,000,000 for the fifth round was approved by City Council;

WHEREAS, City staff has reviewed the applications and provided recommendations for the NIP projects to be approved by City Council in the fifth round of the 2012 Quality of Life Bonds NIP funding.

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

That City Council hereby approves the Neighborhood Improvement Program projects for expenditure of designated NIP funds in the 2012 Quality of Life Bonds, said projects specifically set forth in Exhibits "A" and "B", attached hereto**.

**Exhibits available at the City Clerk's Office.

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

Mayor Leeser and Representatives Annello, Rodriguez, and Rivera commented.

Mr. Tommy Gonzalez, City Manager, commented.

The following members of the public commented:

1. Ms. Sylvia Carreon
2. Ms. Debbie Torres, statement read into the record by the City Clerk
3. Ms. Maria Bouche, statement read into the record by the City Clerk
4. Ms. Ana Duenez

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

AYES: Representatives Svarzbein, Hernandez, Salcido, Rodriguez, and Lizarraga

NAYS: Representatives Annello and Rivera

ABSENT: Representative Molinar

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ADJOURN
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Motion made by Representative Rivera, seconded by Representative Annello, and unanimously carried to **ADJOURN** this meeting at 6:27 p.m.

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Lizarraga

ABSENT: Representative Molinar

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