

OSCAR LEESER
MAYOR

CARY WESTIN
INTERIM CITY MANAGER



CITY COUNCIL
BRIAN KENNEDY, DISTRICT 1
JOSH ACEVEDO, DISTRICT 2
CASSANDRA HERNANDEZ, DISTRICT 3
JOE MOLINAR, DISTRICT 4
ISABEL SALCIDO, DISTRICT 5
ART FIERRO, DISTRICT 6
HENRY RIVERA, DISTRICT 7
CHRIS CANALES, DISTRICT 8

MINUTES FOR REGULAR COUNCIL MEETING

JULY 2, 2024
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 9:08 a.m. Mayor Oscar Leeser was present and presiding and the following Council Members answered roll call: Josh Acevedo, Cassandra Hernandez, Joe Molinar, and Isabel Salcido. Brian Kennedy joined via video conference. Late arrivals: Chris Canales at 9:13 a.m. and Art Fierro at 9:28 a.m. via videoconference. Henry Rivera requested to be excused.

**INVOCATION BY THE MINISTRY COORDINATOR FOR THE EL PASO COUNTY
SHERIFF'S OFFICE, AND CHAPLAIN EMERITUS FOR THE EL PASO POLICE
DEPARTMENT SAM FARAONE**

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS

Amigo Airsho Canada Day

Blanca D. Aragon Day

El Paso Helps Day

NOTICE TO THE PUBLIC

Motion made by Alternate Mayor Pro Tempore Molinar, seconded by Representative Salcido, 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 Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, and Canales

NAYS: None

ABSENT: Representative Rivera

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 June 11, 2024, the Agenda Review Meeting of June 10, 2024, and the Work Session of June 10, 2024.

.....

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 Henry Rivera from the July 2, 2024, Regular City Council Meeting.

.....

CONSENT AGENDA – RESOLUTIONS:

.....

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

.....

3. ***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, or designee, be authorized to sign the First Amendment to Office Space Rental Agreement between the City of El Paso and ABM Aviation to increase the office space by 284 square feet to a total of 412 square feet, and increase the annual rental rate by \$6,613.76 to a total of \$19,930.52 annually.

.....

4. ***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 GARVER, LLC, an Arkansas, U.S.A. foreign limited liability company authorized to transact business in Texas, for a project known as "Development of Sustainability Master Plan for the El Paso International Airport" for an amount not to exceed \$398,786.00; that the City Engineer is authorized to approve additional Basic Services and Reimbursables for an amount not to exceed \$50,000.00 and to approve Additional Services for an amount not to exceed \$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 \$498,786.00; 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.

.....

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

.....

5. **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 Mayor be authorized to sign an Interlocal Agreement between the City of El Paso and the District Attorney of the 34th Judicial District, for the disposition of forfeited property in accordance with Chapter 59 of the Texas Code of Criminal Procedure.

Representative Canales commented.

Assistant Police Chief Julia Inciriaga commented.

Ms. Patricia Osmond, citizen, commented.

1ST MOTION

*Motion made, seconded, and unanimously carried to **MOVE** the item to the **REGULAR AGENDA**.

2ND AND FINAL MOTION

Motion made by Representative Kennedy, seconded by Representative Salcido, and carried to **APPROVE** the Resolution.

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, and Fierro

NAYS: Representative Canales

ABSENT: Representative Rivera

6.

***RESOLUTION**

WHEREAS, the City of El Paso Municipal Courts consists of six elected judicial positions; and

WHEREAS, Texas Government Code Section 30.00006(h) states the governing body shall determine the salary of a municipal judge; and

WHEREAS, the City of El Paso Municipal Court Judges have not received an increase in compensation since September 2019; and

WHEREAS, the El Paso City Council supports an eight percent (8%) increase in compensation for the City of El Paso Municipal Court Judges.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO: That an eight percent (8%) increase in compensation for Elected and Council-appointed judges serving as a City of El Paso Municipal Court Judge shall be effective on July 28, 2024.

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

7.

***RESOLUTION**

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

THAT the City Manager be authorized to sign a Possession and Use Agreement for Transportation Purposes with Additional Payment of Independent Consideration, with the State of Texas, acting by and through the Texas Department of Transportation, (the "State"), granting to the State the right to possession and use of City property for purposes of constructing a portion of State Highway 178 in exchange for payment to the City in the amount of \$25,000.00. The property subject to this Agreement is described as 0.5069 acre (22,078 square feet) of land located in the Nellie D. Mundy Survey Number 241, in northwest El Paso. This Agreement is entered into pending the final sale of said property to the State of Texas for the construction of a portion of Highway 178.

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

8.

***RESOLUTION**

WHEREAS, Ordinance 16090 grants the El Paso Electric Company (“**El Paso Electric**”) a franchise to construct, reconstruct, repair, maintain, use and operate in, over, or under the present and future streets, alleys, public ways parks, and public places of the City of El Paso, facilities for the transmission and distribution of electrical energy and broadband over power line communications; and

WHEREAS, Ordinance 16090 also provides that the City shall have the power at any time to require El Paso Electric to change the route or position of its poles, lines, conduits, or other construction at El Paso Electric’s expense when the El Paso City Council finds, by resolution, that such change is necessary in the closing, opening or relocation of streets or alleys, or water or sewer lines, the changing of grade of streets or alleys, the construction and maintenance of parks and public improvements, the construction of private buildings, the construction or use of driveways, and under other conditions which the City Council shall find necessary under the lawful exercise of its police power; and

WHEREAS, the City of El Paso is currently constructing the extension of Sean Haggerty Drive (“**Property**”), including the construction of a 4-lane bridge with pedestrian facilities from Nathan Bay Drive to Dyer Street; and

WHEREAS, El Paso Electric currently has infrastructure and facilities located on the Property and on public spaces and right of ways belonging to the City of El Paso adjacent to the Property that requires relocation.

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

1. That the City Council finds that the relocation of El Paso Electric improvements located on the Property, and adjacent public areas and rights of way, is necessary for the construction of the extension of Sean Haggerty Drive and the construction of improvements on and adjacent to the Property.
2. That in accordance to Ordinance 16090. the City of El Paso requires the El Paso Electric Company to change the route or position of its poles, lines, conduits, or other construction at, and adjacent to, the Property at the El Paso Electric Company’s expense.
3. That the City Engineer is authorized, and directed, to coordinate with El Paso Electric to identify the specific El Paso Electric improvements that need to be relocated to accommodate the construction of the city improvements to, and adjacent to, the Property.

.....
CONSENT AGENDA – BOARD RE-APPOINTMENTS:
.....

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

9. *Motion made, seconded, and unanimously carried to **RE-APPOINT** Gabriela Hofmeyer to the City Accessibility Advisory Committee by Representative Joe Molinar, District 4.
10. *Motion made, seconded, and unanimously carried to **RE-APPOINT** Marina Monsisvais to the Women’s Rights Commission by Representative Josh Acevedo, District 2.

Mayor Leeser commented.

Ms. Laura Prine, City Clerk, commented.

Ms. Patricia Osmond, citizen, commented.

CONSENT AGENDA – BOARD APPOINTMENTS:

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

11. *Motion made, seconded, and unanimously carried to **APPOINT** Aimee Santillan to the Committee on Border Relations by Representative Josh Acevedo, District 2.

Goal 3: Promote the Visual Image of El Paso

12. *Motion made, seconded, and unanimously carried to **APPOINT** Kim McGlone to the Historic Landmark Commission by Representative Brian Kennedy, District 1.

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

13. *Motion made, seconded, and unanimously carried to **APPOINT** Genevieve Torrez to the Greater El Paso Civic, Convention and Tourism Advisory Board by Representative Joe Molinar, District 4.

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

14. *Motion made, seconded, and unanimously carried to **APPOINT** Nathaniel Chaney to the Bond Overview Advisory Committee by Representative Isabel Salcido, District 5.

Goal 8: Nurture and Promote a Healthy, Sustainable Community

15. *Motion made, seconded, and unanimously carried to **APPOINT** Federico Sosa to the Regional Renewable Energy Advisory Council by Representative Josh Acevedo, District 2.

CONSENT AGENDA – APPLICATIONS FOR TAX REFUNDS:

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

16. *Motion made, seconded, and unanimously carried to **APPROVE** the tax refunds listed below:
1. Diagnostic Outpatient Imaging, in the amount of \$21,016.18 made an overpayment on January 31, 2024 of 2023 taxes. (Geo. #19PP-999-8745-0050)
 2. Meijiao Xu, in the amount of \$5,419.08 made an overpayment on November 21, 2023 of 2023 taxes. (Geo. #20PP-999-8711-8034)
 3. Corelogic Tax Services LLC, in the amount of \$2,890.42 made an overpayment on February 7, 2024 of 2023 taxes. (Geo. #C518-999-1360-3100)
 4. Richard N. Wolf, in the amount of \$4,492.98 made an overpayment on May 20, 2024 of 2023 taxes. (Geo. #E054-999-0530-1290)

5. Richard N. Wolf, in the amount of \$4,492.98 made an overpayment on May 20, 2024 of 2023 taxes. (Geo. #E054-999-0530-1290)
6. K.E. Andrews, in the amount of \$5,171.94 made an overpayment on January 31, 2024 of 2023 taxes. (Geo. #L541-999-001A-4300)
7. Juan Marquez, in the amount of \$4,621.50 made an overpayment on February 29, 2024 of 2023 taxes. (Geo. #M028-999-0380-4300)
8. Stewart Title, in the amount of \$2,711.38 made an overpayment of February 7, 2024 of 2023 taxes. (Geo. #V348-999-0060-5500)

CONSENT AGENDA –NOTICE FOR NOTATION:

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

17. *Motion made, seconded, and unanimously carried to **NOTE** the P-Card Transactions for the period of April 21, 2024 – May 20, 2024 for Mayor, City Council Representatives, City Attorney’s Office, City Manager’s Office and staff.

Ms. Patricia Osmond, citizen, commented.

CONSENT AGENDA –NOTICE OF CAMPAIGN CONTRIBUTIONS:

Goal 5: Promote Transparent and Consistent Communication Amongst All Members of the Community

18. *Motion made, seconded, and carried to **NOTE** pursuant to Section 2.92.080 of the City Code, receipt of campaign contributions by Lily Limón, in the amount of \$5,000.00 from Oscar L. Leeser, and \$1,000.00 from José M. Limón.

Mayor Leeser commented.

Ms. Patricia Osmond, citizen, commented.

19. *Motion made, seconded, and carried to **NOTE** pursuant to Section 2.92.080 of the City Code, receipt of campaign contributions by Representative Joe Molinar in the amount of \$450.00 from Sherry Mowles.

20. *Motion made, seconded, and carried to **NOTE** pursuant to Section 2.92.080 of the City Code, receipt of campaign contributions by Representative Joe Molinar in the amount of \$1,000.00 from Dr. Richard Teschner.

21. *Motion made, seconded, and carried to **NOTE** pursuant to Section 2.92.080 of the City Code, receipt of campaign contributions by Representative Cassandra Hernandez in the amounts of \$1,000 from Scott & Hulse, P.C. PAC, \$2,000 from Pablo Duran, \$500 from Heidi Avedician, and \$35,000 loan to campaign.

22. *Motion made, seconded, and carried to **NOTE** pursuant to Section 2.92.080 of the City Code, receipt of campaign contribution by Representative Art Fierro in the amount of \$2,500 from Douglas A. Schwartz.

CONSENT AGENDA – RESOLUTIONS:

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

23.

***RESOLUTION**

WHEREAS, on June 4, 2024, the City of El Paso (“City”) awarded Contract No. 2024-0233R - Health Insurance & Benefits Administrators - COBRA to the following vendor:

1. Health Care Service Corporation, a Mutual Legal Reserve Company dba Blue Cross Blue Shield of Texas (“BCBS”)

WHEREAS, pursuant to Attribute 21, Article 8, Section B (Termination for Default) the City is authorized to terminate the Contract for default;

WHEREAS, and BCBS has confirmed, upon request for confirmation by the City, that they would not administer the COBRA coverage as awarded on June 4, 2024; and

WHEREAS, the City desires to terminate the Contract for Default.

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

That the Managing Director of Purchasing & Strategic Sourcing is authorized to terminate the award of Contract No. 2024-0233R Health Insurance & Benefits Administrators – COBRA for default, pursuant to Attribute 21, Article 8, Section B of the Solicitation documents to Health Care Service Corporation, a Mutual Legal Reserve Company dba Blue Cross Blue Shield of TX and that the termination shall be effective as of July 2, 2024.

CONSENT AGENDA – REQUEST FOR PROPOSAL:

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

24. *Motion made, seconded, and unanimously carried to **AWARD, AS REVISED**, Solicitation No. 2024-0233R Health Insurance & Benefits Administrators for COBRA coverage to Aetna Dental Inc.-Aetna Life Insurance Company for an initial term of three (3) years for an estimated amount of \$65,502.00. The award also includes a two (2), two (2) year option for an estimated amount of \$87,336.00. The total amount of the contract, including the initial term plus the option for a total of seven (7) years, is for an estimated amount of \$152,838.00.

Contract Variance:

Not applicable

Department:	Human Resources
Award to:	Aetna Dental Inc. - Aetna Life Insurance Company
City & State:	Hartford, CT
Item(s):	COBRA
Initial Term:	3 Years
Option Term:	2 - 2 Years
Total Contract Time:	7 Years
Annual Estimated Award:	\$ 21,834.00
Initial Term Estimated Award:	\$ 65,502.00
Option Term Estimated Award:	\$ 87,336.00
Total Estimated Award:	\$152,838.00

Account(s) 522000 - 209 - 3500 - 14045 - P1414
Funding Source(s): Self-Insured Health Insurance
District(s): All

This was a Request for Proposals Procurement, service contract.

The Purchasing & Strategic Sourcing Department and Human Resources recommend award as indicated to Aetna Dental Inc. - Aetna Life Insurance Company the second highest ranked offeror based on the evaluation factors established in the evaluation criteria for this procurement.

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.

In accordance with this award, the City Manager or designee is authorized to exercise future options if needed.

REGULAR AGENDA – MEMBERS OF THE CITY COUNCIL:

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

- 25. ITEM:** Discussion and action to direct the Interim City Manager and City Attorney to implement both interior and exterior pickleball courts throughout recreation centers of the City of El Paso. Including parks that have existing amenities for these activities.

Mayor Leeser and Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, and Canales commented.

The following City staff members commented:

- Mr. Pablo Caballero, Parks and Recreation Director
- Ms. Josette Flores, Deputy City Attorney

The following members of the public commented:

1. Ms. Jamie Fisher
2. Ms. Kelly Groves
3. Ms. Patricia Osmond
4. Mr. Mark Smith
5. Mr. Roy Middlebrook
6. Ms. Therese Avalos
7. Mr. Ben Avalos
8. Mr. Stanley Stack
9. Ms. Stephanie Ruiz Alba

Motion made by Representative Canales, seconded by Representative Fierro, and unanimously carried to **DIRECT** the City Manager to conduct a thorough assessment of the implementation of dedicated pickleball courts at locations across the City of El Paso, considering both interior and exterior pickleball courts and including Parks and Recreation facilities that have existing pickleball amenities; and that the assessment include at minimum a comprehensive selection process for potential sites, a projection of costs, an analysis of

optimal facility scale and/or mix of facility sizes, and an estimate of the potential economic impact of tournaments and league play, and include input from neighborhood associations in the process and that a preliminary assessment be presented during the City's upcoming Budget Workshops for the FY2025 budget, with a more formal assessment to be presented to the City Council within 120 days.

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, and Canales

NAYS: None

ABSENT: Representative Rivera

26.

RESOLUTION

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

That the City Council declares that the expenditure of District 8 discretionary funds, in an amount not to exceed \$10,000.00, to cover costs of stage rental, audio/visual equipment, entertainment, hiring of off-duty law enforcement officers or private security officers, barrier rental for vehicle pedestrian control, permitting fees, and/or portable restroom rental related to the holding of the Segundo Barrio Community Block Party by the Southside Neighborhood Association, serves the municipal purpose of fostering community pride, encouraging civic engagement, offering educational opportunities, and celebrating the heritage and culture of one of the oldest neighborhoods in El Paso's history; and

That the City Attorney be authorized to negotiate and the City Manager be authorized to sign an appropriate contract and contract amendment to ensure that the funds are properly expended for the municipal purpose.

Representative Canales commented.

The following members of the public commented:

1. Ms. Jose Gaston Barriga
2. Ms. Patricia Osmond

Motion made by Representative Canales, seconded by Representative Acevedo, and unanimously carried to **APPROVE** the Resolution.

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, and Canales

NAYS: None

ABSENT: Representative Rivera

27.

RESOLUTION

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

That the City Council authorizes the expenditure of District 6 discretionary funds in an amount not to exceed SIX THOUSAND AND NO/100 DOLLARS (\$6,000.00) towards the costs of equipment rental, movie license fees, permits, staff time and other related items necessary for the support of the "Movies in the Park" event, a series of movie nights in parks located within District 6, and declares that this expenditure serves the municipal purpose of providing recreational and cultural activities to the residents of and visitors to the City of El Paso, which benefits the community and instills community pride; and

That the City Manager or designee is authorized to accept donations for sponsorship of the event, to negotiate and sign contracts as approved by the City Attorney, to execute any related documents, to effectuate any budget transfers and to appropriate and ensure that the funds are properly expended for the municipal purpose.

Representative Fierro commented.

Mr. Jose Gaston Barriga, citizen, commented.

Motion made by Representative Fierro, seconded by Representative Molinar, and unanimously carried to **APPROVE** the Resolution.

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, and Canales

NAYS: None

ABSENT: Representative Rivera

REGULAR AGENDA – OPERATIONAL FOCUS UPDATES:

Goal 8: Nurture and Promote a Healthy, Sustainable Community

- 28.** Discussion regarding the presentation of the 2023 Animal Shelter Advisory Committee (ASAC) Annual Report to City Council.

Representative Canales introduced the item.

Ms. Stephanie Frias and Ms. Barbara Candelaria, ASAC board members, presented a PowerPoint presentation (copy on file in the City Clerk’s Office).

Mayor Leeser and Representative Hernandez commented.

Ms. Patricia Osmond, citizen, commented.

NO ACTION was taken on this item.

The Regular City Council meeting was **RECESSED** at 10:46 a.m. in order to convene the Mass Transit Department Board meeting.

The Regular City Council meeting was **RECONVENED** at 10:52 a.m.

CALL TO THE PUBLIC – PUBLIC COMMENT:

The following members of the public commented:

1. Ms. Elizabeth Crawford
2. Mr. Steven Strumer
3. Mr. Rene Corral
4. Ms. Patricia Osmond
5. Ms. Lisa Turner

Mr. Cary Westin, Interim City Manager, commented.

REGULAR AGENDA – FIRST READING OF ORDINANCES:

Motion made by Representative Salcido, seconded by Representative Canales, and unanimously carried that the following Ordinance having been introduced pursuant to Section 3.9 of the El Paso City Charter, be **ADVERTISED** for public hearing.

AYES: Representatives Kennedy, Acevedo, Hernandez, Salcido, Fierro, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Molinar

ABSENT: Representative Rivera

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

- 29.** An Ordinance authorizing the conveyance of real property owned by the City of El Paso to VTRE Development, LLC for the purchase price of \$18,720,000. Such real property legally described as a portion of Lot 1, Block 1, El Paso West, as filed in Book 57, Page 5 of the plat records of El Paso County, Texas.

.....
PUBLIC HEARING WILL BE HELD ON JULY 16, 2024
.....

.....
REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS:
.....

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

- 30.** Motion made by Representative Fierro, seconded by Representative Canales, and unanimously carried to **AUTHORIZE** the Managing Director of the Purchasing & Strategic Sourcing Department to issue Purchase Order(s) for solicitation 2024-0554 Restroom Maintenance to Public Facilities and Services, Inc., the sole developer and provider of Exeloo Automated Public Toilets for a three (3) year term for an estimated amount of \$270,000.00. The supplier will be required to provide an updated sole source letter and affidavit each year. This contract will enable the International Bridges Department to purchase a three-year maintenance service agreement for their automated restrooms located at the Stanton and Paso Del Norte Bridges in El Paso.

Contract Variance: The difference based in comparison to the previous contract is as follows: An increase of \$40,320.00 which represents a 17.55% increase. This is due to the higher frequency of replacing parts on the automated restrooms that are over 10 years old. The increase is also attributed to wage inflation and parts price inflation.

Department:	International Bridges
Award to:	Public Facilities and Service, Inc.
City & State:	Lithia Springs, GA
Item(s):	All
Initial Term:	3 Years
Option Term:	NA
Total Contract Time:	3 Years
Annual Estimated Award:	\$90,000.00
Initial Term Estimated Award:	\$270,000.00
Option Term Estimated Award:	NA
Total Estimated Award:	\$270,000.00
Account(s):	522060-564-3300-64830
Funding Source(s):	International Bridges Operations
District(s):	All

Non-competitive Procurement under Local Government General Exemption: Section 252.022 (7) a procurement of items that are available from only one source (A) items that are available from only one source because of patents, copyrights, secret processes or natural monopolies.

The Purchasing & Strategic Sourcing Department and International Bridges recommend award as indicated to Public Facilities and Services, Inc., under the exemption listed above.

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.

Representative Canales commented.

Mr. Jesus Mendoza, International Bridges Assistant Director, commented.

Ms. Patricia Osmond, citizen, commented.

AYES: Representatives Kennedy, Acevedo, Hernandez, Salcido, Fierro, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Molinar

ABSENT: Representative Rivera

-
31. Motion made by Representative Fierro, seconded by Representative Canales, and unanimously carried to **AWARD** Solicitation 2024-0395 General Aviation Ramp Rehabilitation to Jordan Foster Construction, LLC for a total estimated amount of \$10,217,641.00. This project will consist of construction improvements to the General Aviation Ramp to address aging and failing pavement conditions and drainage deficiencies of this portion of the airfield.

Department:	Capital Improvement
Award to:	Jordan Foster Construction, LLC
City & State:	El Paso, TX
Item(s):	Base Bid I & Additive Alternate 1
Contract Term:	310 Consecutive Calendar Days
Base Bid I:	\$9,432,868.00
Additive Alternate 1:	\$784,773.00
Total Estimated Award:	\$10,217,641.00
Account(s):	562-3010-62335-580270-G62A234902 562-3080-62330-580270-G62A234902
Funding Source(s):	Airport Enterprise Airport Infrastructure Grant - Bipartisan Infrastructure Law
District(s):	All

This was a Low Bid Procurement - unit price contract.

The Purchasing & Strategic Sourcing and Capital Improvement 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 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 Kennedy, Acevedo, Hernandez, Salcido, Fierro, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Molinar

ABSENT: Representative Rivera

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

- 32.** Motion made by Representative Salcido, seconded by Representative Fierro, and unanimously carried to **AWARD** Solicitation 2024-0291 Fire Station 38 to Dantex General Contractors, Inc., for a total estimated award of \$5,479,000.00. This contract will be used for the construction of the new Fire Station #38, which will be located within a complex and adjacent to the Eastside Regional Command Center (ERCC) at 14301 Pebble Hills Boulevard.

Department:	Capital Improvement
Award to:	Dantex General Contractors, Inc.
City & State:	El Paso, TX
Item(s):	All
Contract Term:	400 Consecutive Calendar Days
Base Bid I:	\$5,479,000.00
Total Estimated Award:	\$5,479,000.00
Account(s):	190-4820-29090-580270-PCP20FDSTATIO38
Funding Source(s):	2019 Public Safety Bond
District(s):	5

This was a Competitive Sealed Proposal Procurement lump sum contract.

The Purchasing & Strategic Sourcing and Capital Improvement Departments recommend award as indicated to Dantex General Contractors, Inc. the highest ranked offeror based on the evaluation factors established in the evaluation criteria for this procurement.

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.

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.

The following members of the public commented:

1. Ms. Patricia Osmond
2. Mr. Jose Gaston Barriga

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, and Canales

NAYS: None

ABSENT: Representative Rivera

33.

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 PROFESSIONAL SERVICE INDUSTRIES, INC., a Delaware, USA, corporation authorized to transact business in Texas, for a project known as "El Paso Public Safety and Fire Department Headquarters and vehicle maintenance and Logistics Center Project" for an amount not to exceed \$744,720.30; that the City Engineer is authorized to approve additional Basic Services and Reimbursables for an amount not to exceed \$50,000.00 and to approve Additional Services for an amount not to exceed \$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 \$844,720.30; 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 Kennedy, seconded by Representative Molinar, and unanimously carried to **APPROVE** the Resolution.

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Fierro, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Salcido

ABSENT: Representative Rivera

34.

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 Dekker, L.L.C., a Texas Company, for a project known as "Architect And Engineering Services For The El Paso Police Department Headquarters" for an amount not to exceed \$4,058,587.00; that the City Engineer is authorized to approve additional Basic Services and Reimbursables for an amount not to exceed \$50,000.00 and to approve Additional Services for an amount not to exceed \$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 \$4,158,587.00; 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 Kennedy, seconded by Representative Molinar, and unanimously carried to **APPROVE** the Resolution.

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Fierro, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Salcido

ABSENT: Representative Rivera

35.

Motion made by Alternate Mayor Pro Tempore Molinar, seconded by Representative Canales, and unanimously carried to **AUTHORIZE** the Managing Director of Purchasing & Strategic Sourcing to issue Purchase Order(s) for Solicitation 2024-0599 Police Ordered and

Non-Consent Towing to 3H Towing, LLC, AD Wrecker Service, Inc., dba AD Towing & Recovery, Raul Fernandez Jr. dba Dependable Towing, Kamel Towing, Inc., and Sohle Express Towing, Inc., for six (6) months for an estimated amount of \$489,649.75 on a rotation and as needed basis.

Contract Variance:

Not applicable.

Department: Police
Vendor #1: 3H Towing, LLC
City & State: El Paso, TX
Item(s): Group 1 - Item 1
Group 2 - Item 1
Initial Term: 6 months
Option Term: NA
Total Contract Time: 6 months
Annual Estimated Award: NA
Initial Term Estimated Award: \$97,929.95
Option Term Estimated Award: NA
Total Estimated Award: \$97,929.95

Vendor #2: AD Wrecker Service, Inc., dba AD Towing & Recovery
City & State: El Paso, TX
Item(s): Group 1 - Item 1, 2 & 3
Group 2 - Item 1
Initial Term: 6 months
Option Term: NA
Total Contract Time: 6 months
Annual Estimated Award: NA
Initial Term Estimated Award: \$97,929.95
Option Term Estimated Award: NA
Total Estimated Award: \$97,929.95

Vendor #3: Raul Fernandez dba Dependable Towing
City & State: El Paso, TX
Item(s): Group 1 - Item 1 & 2
Group 2 - Item 1
Initial Term: 6 months
Option Term: NA
Total Contract Time: 6 months
Annual Estimated Award: NA
Initial Term Estimated Award: \$97,929.95
Option Term Estimated Award: NA
Total Estimated Award: \$97,929.95

Vendor #4: Kamel Towing, Inc.
City & State: El Paso, TX
Item(s): Group 1 - Item 1 & 2
Group 2 - Item 1
Initial Term: 6 months
Option Term: NA
Total Contract Time: 6 months
Annual Estimated Award: NA

Initial Term Estimated Award: \$97,929.95
Option Term Estimated Award: NA
Total Estimated Award: \$97,929.95

Vendor #5: Sohle Express Towing, Inc.
City & State: El Paso, TX
Item(s): Group 1 - Item 1, 2 & 3
Group 2 - Item 1

Initial Term: 6 months
Option Term: NA
Total Contract Time: 6 months
Annual Estimated Award: NA
Initial Term Estimated Award: \$97,929.95
Option Term Estimated Award: NA
Total Estimated Award: \$97,929.95

Annual Estimated Award: NA
Initial Term Estimated Award: \$489,649.75 (5 Vendors)
Option Term Estimated Award: NA
Total Estimated Award: \$489,649.75 (5 Vendors)
Account(s): 321 - 2811 - 21280 - 522070
Funding Source(s): Police Tow Lot
District(s): All

Non-Competitive Procurement under Local Government General Exemption: Section 252.022 - (2) a procurement necessary to preserve or protect the public health or safety of the municipality's residents.

The Purchasing & Strategic Sourcing Department and Police Department recommend award as indicated to 3H Towing, LLC, AD Wrecker Service, Inc., dba AD Towing & Recovery, Raul Fernandez Jr. dba Dependable Towing, Kamel Towing, Inc., and Sohle Express Towing, Inc., under the exemption listed above.

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.

The following City staff members commented:

- Ms. Nicole Cote, Purchasing and Strategic Sourcing and Office of Management and Budget Managing Director
- Assistant Police Chief Julia Inciriaga

The following members of the public commented:

1. Ms. Patricia Osmond
2. Mr. Jose Gaston Barriga

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Fierro, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Salcido

ABSENT: Representative Rivera

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

36. Motion made by Alternate Mayor Pro Tempore Molinar, seconded by Representative Salcido, and unanimously carried to **AUTHORIZE** the Managing Director of Purchasing & Strategic Sourcing to issue Purchase Order(s) for Solicitation 2024-0533 Career Online High School to Smart Horizons Career Online High School, LLC dba Smart Horizons Career Online Education the sole source provider for Smart Horizon Career Online Education for a term of three (3) years for an estimated amount of \$264,825.00. Supplier will be required to provide an updated sole source letter and affidavit each year. This contract will allow the Library to purchase proprietary educational material necessary for the continuation of the administration of the career online high school education.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$92,700 for the full term, which represents a 53.86% increase due additional quantities of scholarships to be purchased under this contract.

Department:	Libraries
Vendor:	Smart Horizons Career Online High School, LLC. dba Smart Horizons Career Online Education
City & State:	Pace, FL
Item(s):	All
Initial Term:	3 years
Option Term:	NA
Total Contract Time:	3 years
Annual Estimated Award:	\$88,275.00
Initial Term Estimated Award:	\$264,825.00
Option Term Estimated Award:	NA
Total Estimated Award:	\$264,825.00
Funding Source:	General Fund
Account:	453-1000-53010-531030
District(s):	All

Non-Competitive procurement is under Local Government General Exemption: Section 252.022, (a), (7), (A) items that are available from only one source because of patents, copyrights, secret processes, or natural monopolies.

The Purchasing & Strategic Sourcing Department and Libraries Department recommend award as indicated to Smart Horizons Career Online High School LLC., dba Smart Horizons Career Online Education (SHCOE), under the exemption listed above.

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.

AYES: Representatives Kennedy, Acevedo, Molinar, Salcido, Fierro, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Hernandez

ABSENT: Representative Rivera

37. Motion made by Representative Salcido, seconded by Representative Canales, and unanimously carried to **AUTHORIZE** the Managing Director of Purchasing & Strategic Sourcing to issue Purchase Order(s) for Solicitation 2024-0314 PC Time & Print Management

to Comprise Technologies, Inc., the sole developer and provider of SAM, SmartALEC, SmartPAY and Smart Kiosk Payment Centers for a term of three (3) years for an estimated amount of \$120,203.59. The supplier will be required to provide an updated sole source letter and affidavit each year. This contract will provide continued services and allow purchase of additional licenses and kiosks for the Main Library.

Contract Variance:

The difference based in comparison to the previous contracts is as follows: a decrease of \$43,282.41 for a three (3) year term, which represents a 26.47% decrease due to combining contracts of integrated solutions of software and hardware functions.

Department:	Libraries
Award to:	Comprise Technologies Inc
City & State:	Navesink, NJ
Item(s):	All
Initial Term:	3 Years
Option Term:	N/A
Total Contract Time:	3 Years
Annual Estimated Award:	\$35,274.58 Year 1 \$40,392.22 Year 2 \$44,536.79 Year 3
Initial Term Estimated Award:	\$120,203.59
Option Term Estimated Award:	N/A
Total Estimated Award:	\$120,203.59
Account(s):	239-1000-15240-522020-P1506
Funding Source(s):	General Fund
District(s):	All

Non-Competitive Procurement under Local Government General Exemption: Section 252.022 - (7) a procurement of items that are available from only one source (D) captive replacement parts or components for equipment.

The Purchasing & Strategic Sourcing Department and Libraries Department recommend award as indicated to Comprise Technologies Inc., under the exemption listed above.

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.

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

- AYES: Representatives Kennedy, Acevedo, Molinar, Salcido, Fierro, and Canales
- NAYS: None
- NOT PRESENT FOR THE VOTE: Representative Hernandez
- ABSENT: Representative Rivera

.....
REGULAR AGENDA –OTHER BUSINESS:

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

38. ITEMS 38 AND 39 WERE TAKEN TOGETHER

RESOLUTION

WHEREAS, the City of El Paso, Texas (“City”) desires to provide incentives to Notes Live, Inc., a Colorado Corporation (“Applicant”), pursuant to Chapter 380 of the Texas Local Government Code (“Chapter 380”), for the construction or renovation of a development located on the Applicant’s real property, subject to concurrent approval and execution of the Purchase and Sale Agreement, located at Northeast Corner of Cohen Avenue and Gateway Boulevard North, El Paso, TX 79924; Legal Description Portion of Block 7, Castner Range Subdivision No. 1 (approximately 17 AC) and the Applicant wishes to receive the incentives in exchange for compliance with the obligations set forth herein; and

WHEREAS, in 2017, the City of El Paso invited the public to reimagine Cohen Stadium and help shape a comprehensive master plan for the Cohen Stadium site; and

WHEREAS, on August 29, 2018, City Council adopted the Cohen Entertainment District Master Plan outlining a vision for a vibrant retail, entertainment, and recreation destination; and

WHEREAS, Applicant desires to construct a state-of-the-art luxury 12,500 seat amphitheater (“Development”) to host national touring acts; and

WHEREAS, the Development will support the goals of the Reimagine Cohen effort to revitalize the Cohen Stadium site, provide a catalyst for development in Northeast El Paso, create a regional project, and become destination point; and

WHEREAS, on May 29, 2018, the City Council established Tax Increment Reinvestment Zone Number 11 (“Zone”); and

WHEREAS, the Amended Final Project and Financing Plan (“Plan”) was adopted on June 4, 2024; and

WHEREAS, the proposed Chapter 380 Economic Development Program Agreement (“Agreement”) is consistent with the purpose and Plan for the Zone; and

WHEREAS, the Tax Increment Reinvestment Zone Number 11 Fund shall finance the Agreement Rebates, as defined in the Agreement, in accordance with the provisions of Chapter 311 of the Texas Tax Code and the Plan, unless otherwise stated in the Agreement; and

WHEREAS, Texas Economic Development Fund (“TED Fund”) was established on January 19, 2021 for the purpose of promoting economic development within El Paso Electric’s Texas Service Area; and

WHEREAS, the Development is considered a high-impact project within the Tourism Target Industry, and therefore is eligible for financial incentives for the TED Fund; and

WHEREAS, the City is conveying property under Section 253.0125 of the Texas Local Government Code; and

WHEREAS, the City Council has found that the conveyance of the City’s Property to the Applicant is in the public interest because it will revitalize the Cohen Entertainment District, create a new tourism opportunity both regionally and internationally, provide direct and indirect benefits to the El Paso community, while also diversifying and expanding the local tax base and creating quality job opportunities; and

WHEREAS, the Chapter 380 Economic Development Program Agreement and related Purchase and Sale Agreement between the City and Applicant provide provisions therein granting the City sufficient control over the conveyance of City-owned land to ensure that the public purpose relating to economic development is accomplished; and

WHEREAS, the City concludes and hereby finds that the Agreement promotes economic development in the City and meets the requirements of Chapter 380.

NOW, THEREFORE, 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 by and between the City of El Paso, Texas and Notes Live Inc, in support of the construction of a 12,500 seat amphitheater at Northeast Corner of Cohen Avenue and Gateway Boulevard North, El Paso, Texas. Subject to the terms and conditions of the Agreement and provided that Applicant expends or causes to expend a minimum of \$80,000,000 in Qualified Expenditures for the Project and secures an operator contract for a minimum 40 national touring events per year, the City agrees to provide Applicant with incentives totaling \$30,900,208 over the term of this Agreement. Incentives will take the form of a Real and Business Personal Property Tax Rebate; a Sales and Use Tax Rebate; a Mixed Beverage and Gross Receipts Tax Rebate; a Development Fee Waiver; a Construction Materials Sales Tax Rebate; and an 8-year Development Note backed by the Texas Economic Development Fund. Incentives also include the conveyance of City -owned land in accordance with Chapter 253.0125 of the Texas Local Government Code, executed via separate Purchase and Sale Agreement.

Ms. Karina Brasgalla, Economic and International Development Interim Director, presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Mayor Leeser and Representatives Kennedy, Acevedo, Hernandez, Salcido, Fierro, and Canales commented.

The following City staff members commented:

- Mr. Cary Westin, Interim City Manager
- Mr. Oscar Gomez, Assistant City Attorney
- Ms. Kristen Hamilton-Karam, Deputy City Attorney
- Mr. Juan Gonzalez, Senior Assistant City Attorney
- Mr. Robert Cortinas, Chief Financial Officer

The following members of the public commented:

1. Mr. Robert Mudd, President and Chief Operations Officer of Notes Live
2. Mr. Maher Maso, Former Frisco Texas Mayor and Principal at Ryan, LLC
3. Ms. Patricia Osmond
4. Ms. Lisa Turner
5. Mr. Peter Svarzbein submitted a statement in opposition of the item

1ST MOTION

*Motion made, seconded, and unanimously carried to **MOVE** items 38 and 39 to the **FOREFRONT** of the Regular Agenda.

2ND MOTION

Motion made by Representative Salcido, seconded by Representative Acevedo, to **TABLE** the items.

AYES: Representatives Acevedo, Hernandez, and Salcido,
NAYS: Representatives Kennedy, Molinar, Fierro, and Canales
ABSENT: Representative Rivera
THE MOTION FAILED.

3RD AND FINAL MOTION

Motion made by Representative Kennedy, seconded by Representative Molinar, and carried to **APPROVE** the Resolution.

AYES: Representatives Kennedy, Molinar, Fierro, and Canales
NAYS: Representatives Acevedo, Hernandez, and Salcido
ABSENT: Representative Rivera

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

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

39. ORDINANCE 019648

The City Clerk read an ordinance entitled: **AN ORDINANCE AUTHORIZING THE CITY MANAGER TO SIGN A CONTRACT OF SALE WITH NOTES LIVE INC, A COLORADO CORPORATION, FOR THE SALE OF APPROXIMATELY 17 ACRES OF PROPERTY LOCATED AT THE NORTHEAST CORNER OF COHEN AVENUE AND GATEWAY BOULEVARD NORTH, EL PASO, TX 79924, LEGALLY DESCRIBED AS A PORTION OF BLOCK 7, CASTNER RANGE SUBDIVISION NO. 1, CITY OF EL PASO, EL PASO COUNTY, TEXAS.**

1ST MOTION

*Motion made, seconded, and unanimously carried to **MOVE** items 38 and 39 to the **FOREFRONT** of the Regular Agenda.

2ND MOTION

Motion made by Representative Salcido, seconded by Representative Acevedo, to **TABLE** the items.

AYES: Representatives Acevedo, Hernandez, and Salcido,
NAYS: Representatives Kennedy, Molinar, Fierro, and Canales
ABSENT: Representative Rivera
THE MOTION FAILED.

3RD AND FINAL MOTION

Motion duly made by Representative Kennedy, seconded by Representative Molinar, 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 Kennedy, Molinar, Fierro, and Canales
NAYS: Representatives Acevedo, Hernandez, and Salcido
ABSENT: Representative Rivera

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

40.

ORDINANCE 019649

The City Clerk read an ordinance entitled: **AN ORDINANCE APPROVING AMENDMENT NUMBER THREE TO THE FINAL PROJECT AND FINANCING PLAN FOR TAX INCREMENT REINVESTMENT ZONE NUMBER ELEVEN, CITY OF EL PASO, TEXAS; MAKING VARIOUS FINDINGS RELATED TO SUCH PLAN; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.**

Ms. Karina Brasgalla, Economic and International Development Interim Director, introduced the item.

Mr. David Pettit, Tax Increment Reinvestment Zones Consultant, commented.

The following City staff members commented:

- Mr. Robert Cortinas, Chief Financial Officer
- Mr. Cary Westin, Interim City Manager

Ms. Patricia Osmond, citizen, commented.

Motion duly made by Alternate Mayor Pro Tempore Molinar, seconded by Representative Canales, 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 Kennedy, Molinar, Fierro, and Canales
NAYS: Representatives Acevedo, Hernandez, and Salcido
ABSENT: Representative Rivera

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 3: Promote the Visual Image of El Paso

41.

ORDINANCE 019650

The City Clerk read an ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF ALL OF TRACTS 90-A, 92, AND 93, S.A. & M.G. RAILROAD SURVEY #267, CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM R-4 (RESIDENTIAL) TO C-3 (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.

Motion duly made by Representative Kennedy, seconded by Representative Molinar, 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 Kennedy, Acevedo, Molinar, Salcido, Fierro, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Hernandez

ABSENT: Representative Rivera

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

42.

ORDINANCE 019651

The City Clerk read an ordinance entitled: **AN ORDINANCE VACATING A TEN-FOOT PUBLIC UTILITY EASEMENT (0.010 ACRES OF LAND) LOCATED WITHIN LOT 9, BLOCK 12, STANTON HEIGHTS UNIT THREE, CITY OF EL PASO, EL PASO COUNTY, TEXAS.**

Motion duly made by Alternate Mayor Pro Tempore Molinar, 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 Kennedy, Acevedo, Molinar, Salcido, Fierro, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Hernandez

ABSENT: Representative Rivera

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

43. *Motion made, seconded, and unanimously carried to **DELETE** the Public Hearing on an Ordinance authorizing the City Manager to execute a quitclaim (tax resale) deed conveying all right, title and interest in real property described as The North 140 ft. of Lot 7, Block 4, Buena Vista Addition, El Paso County, Texas, to the City of El Paso ("City"), in accordance with Section 34.05(h) of the Tax Code.

Offer originated from The El Paso Municipal Drainage Utility, by and through El Paso Water Utilities Public Service Board, a component unit of the City of El Paso, a Texas municipal corporation ("EPWater").

44. *Motion made, seconded, and unanimously carried to **DELETE** the Public Hearing on an Ordinance authorizing the City Manager to execute a quitclaim (tax resale) deed conveying all right, title and interest in real property described as Tract 2-P-2-B, Block 6, Ascarate Grant, El Paso County, Texas, as described in Volume 2948, Page 1719, Official Records of El Paso County, Texas, to the City of El Paso ("City"), in accordance with Section 34.05(h) of the Tax Code.

Offer originated from The El Paso Municipal Drainage Utility, by and through El Paso Water Utilities Public Service Board, a component unit of the City of El Paso, a Texas municipal corporation ("EPWater").

45.

ORDINANCE 019652

The City Clerk read an ordinance entitled: **AN ORDINANCE AUTHORIZING THE CITY MANAGER TO SIGN A DEED AND ANY OTHER DOCUMENTS NECESSARY TO CONVEY APPROXIMATELY 0.0061 ACRES OF LAND LEGALLY DESCRIBED AS A PORTION OF SECTION 35, BLOCK 79, TOWNSHIP 2, T&P R.R. CO. SURVEY, ABSTRACT NO. 2139, CITY OF EL PASO, EL PASO COUNTY, TEXAS.**

Motion duly made by Alternate Mayor Pro Tempore Molinar, 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 Kennedy, Acevedo, Molinar, Salcido, Fierro, and Canales
- NAYS: None
- NOT PRESENT FOR THE VOTE: Representative Hernandez
- ABSENT: Representative Rivera

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

46.

ORDINANCE 019653

The City Clerk read an ordinance entitled: **AN ORDINANCE AUTHORIZING THE CITY MANAGER TO SIGN A PURCHASE AND SALE AGREEMENT, A DEED AND ANY OTHER DOCUMENTS NECESSARY TO CONVEY APPROXIMATELY 16.2097 ACRES OF LAND, LEGALLY DESCRIBED AS PORTION OF SECTION 9, TOWNSHIP 27, SOUTH RANGE 3 EAST, NEW MEXICO PRINCIPLE MERIDIAN, DONA ANA COUNTY, NEW MEXICO.**

Motion duly made by Alternate Mayor Pro Tempore Molinar, seconded by Representative Canales, 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 Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, and Canales
- NAYS: None
- ABSENT: Representative Rivera

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 2: Set the Standard for a Safe and Secure City

47.

RESOLUTION

WHEREAS, the City of El Paso is eligible to receive grants from the Texas Department

of Motor Vehicles through the Motor Vehicle Crime Prevention Authority (MVCPA) grant program to provide financial support to the El Paso Police Department for automobile theft enforcement teams and to combat automobile burglary in El Paso, pursuant to the provisions of the Texas Transportation Code Chapter 1006 and Texas Administrative Code Title 43; Part 3; Chapter 57; and

WHEREAS, the El Paso City Council finds that the MVCPA FY2025 grant program will assist the City of El Paso to combat motor vehicle theft, burglary of motor vehicles and fraud-related motor vehicle crime; and

WHEREAS, the El Paso City Council agrees that in the event of loss or misuse of the MVCPA grant funds, the City of El Paso assures that the grant funds will be returned in full to MVCPA; and

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

1. That the City Manager, or designee, be authorized to submit an MVCPA FY2025 grant application in the amount of \$2,016,853 and to accept, alter, decline, modify, terminate and/or execute all necessary documents related to the grant.
2. That the City of El Paso agrees to provide a cash match in the amount of \$553,884 and in-kind match of salaries and benefits for sworn officers and civilian positions and contractual obligations.
3. That the El Paso Police Department Auto Theft Task Force Lieutenant or designee is designated as the Program Director.
4. That the City of El Paso's Chief Financial Officer, or designee, is designated as the Financial Officer for this grant.

Mayor Leeser and Representative Molinar commented.

Mr. Omar Martinez, Legislative Affairs Assistant Director, commented.

The following members of the public commented:

1. Ms. Patricia Osmond
2. Mr. Jose Gaston Barriga

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

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, and Canales

NAYS: None

ABSENT: Representative Rivera

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

48.

RESOLUTION

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

THAT the City of El Paso City Council authorizes the submission of a grant application to the U.S. Department of Transportation Fiscal Year 2024 Strengthening Mobility and Revolutionizing Transportation Stage 1 Planning and Prototyping grants program requesting funds in the amount of \$2,000,000.00, with no match required from the City, for the Stanton-Texas Active Transportation Project Development Study (“Application”);

THAT the City Manager, or designee, is authorized to sign any documents necessary for the proper submission of the Application;

THAT the City Manager, or designee, is authorized to sign any documents necessary to accept a grant resulting from the Application, after consultation with the City Attorney’s Office;

THAT the City Manager, or designee, is authorized to sign any documents related to a grant resulting from the Application, including, but not limited to, revisions to the project scope of work, revisions that increase, decrease or de-obligate program funds, revisions to the operation plan, and documents to reject, amend, correct, and/or terminate the grant;

THAT the City Manager, or designee, is authorized to explore funding sources and partnerships that leverage the strength of the Application and any grant resulting from the Application.

Ms. Valeria Holguin, Capital Improvement Grant Project Manager, presented a PowerPoint presentation (copy on file in the City Clerk’s Office).

Representatives Hernandez and Canales commented.

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

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, and Canales

NAYS: None

ABSENT: Representative Rivera

49.

RESOLUTION

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

WHEREAS, the City of El Paso supports the Application by the Utah State University (USU) and the University of Texas at El Paso (UTEP) to the U.S. Department of Energy (DOE) Fiscal Year (FY) 2024 Communities Taking Charge Accelerator grant program requesting up to \$2,000,000.00 in funds for the Wireless Integrated Rapid Energy Link Electric Shuttle Service-WIRELESS (“Project”); and

THAT, the City of El Paso City Council authorizes participation from City of El Paso staff and use of facilities at the El Paso International Airport in the Project for planning activities, with no match required from the City; and

THAT, the City Manager, or designee, is authorized to sign any documents necessary for the proper submission of the Application; and

THAT, the City Manager, or designee, is authorized to sign any documents necessary

to accept a grant resulting from the Application, after consultation with the City Attorney's Office; and

THAT, the City Manager, or designee, is authorized to sign any documents related to a grant resulting from the Application, including, but not limited to, revisions to the project scope of work, revisions that increase, decrease or de-obligate program funds, revisions to the operation plan, and documents to reject, amend, correct, and/or terminate the grant; and

THAT, the City Manager, or designee, is authorized to explore funding sources and partnerships that leverage the strength of the Application and any grant resulting from the Application.

Motion made by Alternate Mayor Pro Tempore Molinar, seconded by Representative Canales, and unanimously carried to **APPROVE** the Resolution.

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, and Canales

NAYS: None

ABSENT: Representative Rivera

.....
ADJOURN
.....

Motion made by Alternate Mayor Pro Tempore Molinar, seconded by Representative Salcido, and unanimously carried to **ADJOURN** this meeting at 2:47 p.m.

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, and Canales

NAYS: None

ABSENT: Representative Rivera

.....
APPROVED AS TO CONTENT:
.....

Laura D. Prine, City Clerk