

OSCAR LEESER  
MAYOR

TOMMY GONZALEZ  
CITY MANAGER



**CITY COUNCIL**  
BRIAN KENNEDY, DISTRICT 1  
ALEXSANDRA ANNELLO, 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**

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**March 28, 2023**  
**COUNCIL CHAMBERS, CITY HALL AND VIRTUALLY**  
**9:00 AM**

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### **ROLL CALL**

The City Council of the City of El Paso met on the above time and date. Meeting was called to order at 9:05 a.m. Mayor Oscar Leeser present and presiding and the following Council Members answered roll call: Brian Kennedy, Aleksandra Annelo, Cassandra Hernandez, Joe Molinar, Isabel Salcido, Art Fierro, Henry Rivera, and Chris Canales. Early departure: Art Fierro at 3:15 p.m.

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### **INVOCATION BY EL PASO POLICE CHAPLAIN JO9E MARATTA**

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### **PLEDGE OF ALLEGIANCE**

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### **MAYOR’S PROCLAMATIONS**

**Child Abuse Prevention Month**

**Tyler Cooper and Christian Lugo Day**

**National Public Safety Telecommunicators Week**

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The Regular City Council meeting was **RECESSED** at 10:29 a.m. in order to take photos with the honorees and convene the Mass Transit Board Meeting.

The Regular City Council meeting was **RECONVENED** at 11:00 a.m.

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### **NOTICE TO THE PUBLIC**

Motion made by Mayor Pro Tempore Annelo, seconded by Representative Hernandez, 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, Annelo, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales.

NAYS: None

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### **CONSENT AGENDA – APPROVAL OF MINUTES:**

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**Goal 6: Set the Standard for Sound Governance and Fiscal Management**  
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1. \*Motion made, seconded, and unanimously carried to **APPROVE** the minutes of the Regular City Council Meeting of March 14, 2023, and the Agenda Review Meeting of March 13, 2023.

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**CONSENT AGENDA – REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:**  
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2. **REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:**

**NO ACTION** was taken on this item.

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**CONSENT AGENDA – RESOLUTIONS**  
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**Goal 1: Set the Standard for Sound Governance and Fiscal Management**  
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3. **\*RESOLUTION**

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

That the City Manager be authorized to sign a Butterfield Trail Industrial Park Ground Lease by and between the City of El Paso ("Lessor") and 60 Walter Jones Blvd., LLC ("Lessee") for the following described property:

Approximately 219,357.45 square feet of land being a portion of Lot 1, Block 15, Butterfield Trail Industrial Park, Unit Three, a subdivision of record in volume 0060 page 0060, filed October 3, 1985 in the Official Public Records of El Paso County Texas, City of El Paso, El Paso County, Texas.

4. **\*RESOLUTION**

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

That the City Manager, or designee, is authorized to sign a Ground Lease Agreement by and between the City of El Paso ("Lessor") and ELP Land Holdings I, LLC, ("Lessee") regarding the following described property:

Parcel 1 : A 49.6116 acre parcel of land situate within the corporate limits of the City of El Paso, El Paso County, Texas as a portion of Section 21 and 22, Block 80, Township 2 Texas and Pacific Railway Company Surveys, except the 37,474.5 square feet well house which is not part of this parcel;

Parcel 2: A 47.4248 acre parcel of land situate within the corporate limits of the City of El Paso, El Paso County, Texas as a portion of Section 21 and 22, Block 80, Township 2 Texas and Pacific Railway Company Surveys;

Parcel 3: A 49.5435 acre parcel of land situate within the corporate limits of the City of El Paso, El Paso County, Texas as portions of Section 22, Block 80, Township 2 Texas and Pacific Railway Company Surveys except the 7,124.416 well house and the 5,266.786 square foot well collector which is not part of this parcel;

Parcel 4: A 61.0592 acre parcel of land situate within the corporate limits of the City of El Paso, El Paso County, Texas as a portion of Section 22, Block 80, Township 2 Tex.as and Pacific Railway Company Surveys

and that City Manager, or designee, is authorized to sign any and all documents related and/or necessary to effectuate the leasing of the property, and administratively approve non-material amendments unrelated to term or rental amount as may be require to administer the Lease.

5.

**\*RESOLUTION**

**WHEREAS**, the City of El Paso, as recipient of a grant of authority from the U.S. Foreign Trade Zones Board, is authorized to establish, operate, and maintain Foreign Trade Zone No. 68;

**WHEREAS**, the City of El Paso, by and through its Department of Aviation, established and owns, operates, and maintains Foreign Trade Zone No. 68 in order to expedite and encourage foreign commerce in the El Paso region;

**WHEREAS**, the City of El Paso desires to submit a minor boundary modification application to the U. S. Foreign Trade Zone Board to modify the boundaries of Foreign Trade Zone No. 68 to include a new site which will be used primarily for distribution operations; and

**WHEREAS**, the City of El Paso desires the minor boundary application be subject to the activation limit under the traditional site framework.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ELPASO:**

That the Director of Aviation or designee be authorized to submit a minor boundary modification application, including all supporting documents and coordination with taxing entities for letters of support, to the U.S. Foreign Trade Zone Board, which will modify the boundaries of Foreign Trade Zone No. 68 to include the following:

*1 AMERICAS BUSINESS PARK ELY PT OF 1 BEG87.96 FTNWLYOFSECOR (IRREG ON SLY-JJ64.47 FT ON WLY-JJ39.69 FT ON ELY) (12.6613 AC), City of El Paso, El Paso County, Texas, commonly known as **11291 Gateway Blvd., El Paso, Texas 79936.***

**Goal 3: Promote the Visual Image of El Paso**

6.

**\*RESOLUTION**

**A RESOLUTION APPROVING A DETAILED SITE DEVELOPMENT PLAN FOR THE PROPERTY DESCRIBED AS BEING THE SOUTH 83 FEET OF THE WEST ½ OF TRACT 153, SUNRISE ACRES NO. 2, 7838 MOUNT LATONA DRIVE, CITY OF EL PASO, EL PASO COUNTY, TEXAS, PURSUANT TO SECTION 20.04.150. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

**WHEREAS**, GOAL DEVELOPMENT GROUP INC, (the "Owner") has applied for approval of a detailed site development plan which requires City Plan Commission and City Council approval as per section 20.04.150. The detailed site development plan is subject to the development standards in the A-2/SC (APARTMENT/SPECIAL CONTRACT) **District** regulations and subject to the approved Detailed Site Development Plan signed by the Applicant, the City Manager and the Executive Secretary to the City Plan Commission. A copy

of this plan is attached hereto as **Exhibit "B"\*\*\*** and is incorporated herein by reference for all purposes; and,

**WHEREAS**, a report was made by the staff to the City Plan Commission and a public hearing was held regarding such application;

**WHEREAS**, the City Plan Commission has approved and herein recommends Council approval of the subject detailed site development plan; and

**WHEREAS**, the City Council finds that the detailed site development plan meets all applicable requirements of the El Paso City Code:

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

1. Pursuant to requirements, the City Council hereby approves the detailed site development plan submitted by the Applicant, to **permit a duplex** as required under the **A-2/sc (Apartment/special contract)** District as per Section **20.04.150**, on the following described property which is located in a **A-2/sc (Apartment/special contract)** District:

**Being the South 83 feet of the West ½ of Tract 153 Sunrise Acres No. 2, 7838 Mount Latona Drive, City of El Paso, El Paso County, Texas.**

2. A copy of the approved detailed site development plan, signed by the Applicant, the City Manager and the Secretary of the City Plan Commission, is attached hereto, as **Exhibit "B"\*\*\*** and incorporated herein by reference.
3. All construction and development on the property shall be done in accordance with the approved detailed site development plan and the development standards applicable in the **A- 2/sc (Apartment/special contract)** District regulations.
4. The Applicant shall sign an agreement to develop the property and to perform all construction thereon in accordance with the approved detailed site development plan and the standards applicable in the **A-2/sc (Apartment/special contract)** District. Such agreement shall be signed and filed with the Zoning Administrator and the Executive Secretary of the City Plan Commission before building permits are issued.
5. This approval shall be void if construction on the property is not started in accordance with the approved detailed site development plan within four (4) years from the date hereof.

\*\*Exhibit available in the City Clerk’s Office.

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**Goal 4: Enhance El Paso’s Quality of Life through Recreational, Cultural and Educational Environments**  
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**7. \*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 of El Paso Museums and Cultural Affairs Department Cultural Funding Guidelines for Fiscal Year 2023 (attached as Exhibit “A”\*\*) be approved, as recommended by the Museums and Cultural Affairs Staff. The Cultural Funding Guidelines for Fiscal Year 2023

include the Artist Incubator Program (AIP), the Operating Support Program (OSP) and the new Arts Activate Program (AAP).

\*\*Exhibit available in the City Clerk's Office.

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**Goal 7: Enhance and Sustain El Paso's Infrastructure Network**  
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**8. \*RESOLUTION**

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

**THAT** the City Manager, or designee, be authorized to sign an Advance Funding Agreement by and between the City of El Paso and the State of Texas, acting by and through the Texas Department of Transportation, for HSIP-Lee Trevino at Ivanhoe Traffic Signal project, which has an estimated total project cost of \$481,569.42 of which the estimated local government participation amount is estimated at \$48,915.76. Further, that the City Manager, or designee, is authorized to sign all documents, agreement amendments, and perform all actions required to carry out the obligations of the City under this agreement.

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**9. \*RESOLUTION**

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

**THAT** the City Manager, or designee, be authorized to sign an Advance Funding Agreement by and between the City of El Paso and the State of Texas, acting by and through the Texas Department of Transportation, for HSIP-Titanic Avenue Safety Lighting project, which has an estimated total project cost of \$299,315.00 of which the estimated local government participation amount is estimated at \$32,790.00. Further, that the City Manager, or designee, is authorized to sign all documents, agreement amendments, and perform all actions required to carry out the obligations of the City under this agreement.

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**Goal 8: Nurture and Promote a Healthy, Sustainable Community**  
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**10. \*RESOLUTION**

**WHEREAS**, on June 22, 2021, the City Council for the City of El Paso adopted the Annual Action Plan for 2021-2022 and on that date Authorized the City Manager to sign and submit to the United States Department of Housing and Urban Development (HUD) the 2021-2022 Annual Action Plan to include all certifications contained therein; and

**WHEREAS**, the City of El Paso, Texas has been allocated \$40,000 in Emergency Solutions Grant (ESG) funding for Homeless Management Information System (HMIS) project; and

**WHEREAS**, on March 14, 2023, the City amended the Annual Action Plan to include the HOME-ARP Allocation Plan ("**First Amendment**"); and

**WHEREAS**, the City Council, based on the recommendation of the Climate and Sustainability Officer, now desires to amend the 2021-2022 Annual Action Plan to delete the existing project and move funding to another existing project; and

**WHEREAS**, on February 24, 2023, the City of El Paso posted on its website public notice and allowed a 30-day public comment period regarding the proposed amendment to the Annual Action Plan and 47th year ESG Program Budget and City Council has duly considered public comment if any.

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

1. That the City of El Paso's 2021-2022 Annual Action Plan is hereby amended as follows:
  - a. Delete HMIS project 40,000, and
  - b. Add an additional \$40,000 to the ESG Emergency Shelter component.
2. That the Department of Community and Human Development, through the Director, be authorized to make the above changes to the 2021-2022 Annual Action Plan in the United States Department of Housing and Urban Development's program system.
3. That, except as amended herein and in the First Amendment, the 2021-2022 Annual Action Plan remains in full force and effect.
4. That the City Manager, or designee, be authorized to take any actions necessary to accomplish the intent of this resolution.

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**CONSENT AGENDA –APPOINTMENTS:**  
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**Goal 3: Promote the Visual Image of El Paso**  
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11. \*Motion made, seconded, and unanimously carried to **APPOINT** Donald Brown to the Capital Improvements Advisory Committee by Representative Art Fierro, District 6.
12. \*Motion made, seconded, and unanimously carried to **APPOINT** Albert Apodaca to the City Plan Commission by Representative Art Fierro, District 6.

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**Goal 8: Nurture and Promote a Healthy, Sustainable Community**  
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13. \*Motion made, seconded, and unanimously carried to **APPOINT** Gabriela Hofmeyer to the City Accessibility Advisory Committee by Representative Joe Molinar, District 4.
14. \*Motion made, seconded, and unanimously carried to **APPOINT** Lisa-Anne R. Waldock to the Animal Shelter Advisory Committee by Representative Aleksandra Anello, District 2.
15. \*Motion made, seconded, and unanimously carried to **APPOINT** Ron Comeau to the Animal Shelter Advisory Committee by Representative Joe Molinar, District 4.

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**CONSENT AGENDA – APPLICATIONS FOR TAX REFUNDS**  
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**Goal 6: Set the Standard for Sound Governance and Fiscal Management**  
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16. \*Motion made, seconded, and unanimously carried to **APPROVE** the tax refunds listed below:
  1. Inez Lopez, in the amount of \$3,640.33 made an overpayment on January 30, 2023 of 2022 taxes. (Geo. #P013-6966-0010-8600)

2. 4MAT Family LP, in the amount of \$7,242.53 made an overpayment on December 06, 2022 of 2022 taxes. (Geo. #S148-999-000Z-8900)
3. 4MAT Family LP, in the amount of \$4,028.21 made an overpayment on December 06, 2022 of 2022 taxes. (Geo. #S243-999-0480-2300)
4. 4MAT Family, in the amount of \$3,369.08 made an overpayment on December 06, 2022 of 2022 taxes. (Geo. #S619-999-0020-1100)
5. 4MAT Family, in the amount of \$2,882.55 made an overpayment on December 06, 2022 of 2022 taxes. (Geo. #T287-999-0760-3200)
6. 4MAT Family LP, in the amount of \$2,870.10 made an overpayment on December 06, 2022 of 2022 taxes. (Geo. #T287-999-0760-3300)
7. Wells Fargo Tax Operations Services, in the amount of \$2,512.22 made an overpayment on December 07, 2022 of 2022 taxes. (Geo. #T287-999-2680-1500)
8. 4MAT Family, in the amount of \$8,763.89 made an overpayment on December 06, 2022 on 2022 taxes. (Geo. #V893-999-0410-0700)
9. 4MAT Family LP, in the amount of \$8,651.60 made an overpayment on December 06, 2022 on 2022 taxes. (Geo. #V893-999-0410-0900)
10. 4MAT Family, in the amount of \$2,746.90 made an overpayment on December 06, 2022 on 2022 taxes. (Geo. #V893-999-1050-2900)
11. 4MAT Family, in the amount of \$2,746.90 made an overpayment on December 06, 2022 on 2022 taxes. (Geo. #V893-999-1050-3100)
12. 4MAT Family, in the amount of \$2,614.86 made an overpayment on December 06, 2022 on 2022 taxes. (Geo. #V893-999-1050-4700)
13. 4MAT Family, in the amount of \$2,895.84 made an overpayment on December 06, 2022 on 2022 taxes. (Geo. #V893-999-1050-5300)
14. 4MAT Family, in the amount of \$2,790.07 made an overpayment on December 06, 2022 on 2022 taxes. (Geo. #V893-999-1050-7300)
15. 4MAT Family, in the amount of \$8,841.75 made an overpayment on December 06, 2022 on 2022 taxes. (Geo. #V893-999-1320-2800)
16. 4MAT Family, in the amount of \$3,991.27 made an overpayment on December 06, 2022 on 2022 taxes. (Geo. #V893-999-1680-2700)
17. MDC El Paso Realty LLC, in the amount of \$38,711.68 made an overpayment on January 30, 2023 on 2022 taxes. (Geo. #V893-999-3670-0450)
18. Virginia Avila, in the amount of \$2,846.13 made an overpayment on January 31, 2023 on 2022 taxes. (Geo. #V893-999-4130-5900)

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**CONSENT AGENDA – NOTICE OF CAMPAIGN CONTRIBUTIONS**  
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**Goal 5: Promote Transparent and Consistent Communication Amongst All Members of the Community**

- 17. \*Motion made, seconded, and unanimously carried to **NOTE** pursuant to Section 2.92.080 of the City Code, receipt of campaign contributions by Representative Cassandra Hernandez in the amount of \$2,000 from Miguel Fernandez.

<b><u>REGULAR AGENDA – MEMBERS OF THE CITY COUNCIL</u></b>
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<b>Goal 3: Promote the Visual Image of El Paso</b>
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**18. RESOLUTION**

**WHEREAS** the City of El Paso (the “City”) was selected to host the 2023 National Neighborhood USA conference (the “Event”), to be held May 24th through May 27th; and

**WHEREAS** on July 6, 2022 the City of El Paso (the “City”) issued a proclamation for the month of July to be known as El Paso Neighborhoods USA conference month and recognized and honored the dedication and commitment of El Paso Neighborhood Coalition, Community and Human Development, Destination El Paso to bring the Neighborhoods USA conference to El Paso; and

**WHEREAS** City entered into an agreement with Neighborhoods USA for the City to host the event; and

**WHEREAS** Neighborhoods USA is a national non-profit organization committed to building and strengthening neighborhood organizations to build stronger communities and therefore encourages the participation of Neighborhood Associations in the Event; and

**WHEREAS** The Event is expected to bring together people across the country and will include over 40 workshops curated for practitioners and neighborhood leaders to educate and advocate on neighborhood concerns; and

**WHEREAS** City established a Neighborhood Association Program to improve communication between neighborhoods, their residents, the private sector, and city government on matters affecting the livability and character of their neighborhoods; and

**WHEREAS** Neighborhood Associations that participate in the City’s Neighborhood Association Program obtain recognition status and establish a means whereby early identification and resolution of potential conflict involving neighborhoods, their residents, and the private sector can be achieved; and

**WHEREAS** City Council Representative for District 4 recognizes the importance of the participation of Neighborhood Associations in the Event and recommends the allocation of up to \$1,500 from District 4’s discretionary funds to fund the registration cost to the Event for the Presidents of Recognized Neighborhood Associations in District 4; and

**WHEREAS** City Council finds that the expenditure of District 4 discretionary funds serves a municipal purpose of cultivating an environment conducive to strong, economic development, promoting the visual image of El Paso, enhancing El Paso’s quality of life and nurturing and promoting a healthy, sustainable community.

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



That the City Council declares that the expenditure of the discretionary funds from City Council District 4 in the amount not to exceed \$1,500, to fund the registration cost of the 2023 National Neighborhood USA Conference for the Presidents of Recognized Neighborhood Associations in District 4, serves a municipal purpose of cultivating an environment conducive to strong, economic development, promoting the visual image of El Paso, enhancing El Paso's quality of life and nurturing and promoting a healthy, sustainable community.

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

Representative Molinar commented.

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

AYES: Representatives Kennedy, Anello, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales

NAYS: None

19.

**RESOLUTION**

**WHEREAS**, the City of El Paso (the "City") was selected to host the 2023 National Neighborhood USA conference (the "Event"), to be held May 24th through May 27th; and

**WHEREAS**, on July 6, 2022 the City of El Paso (the "City") issued a proclamation for the month of July to be known as El Paso Neighborhoods USA conference month and recognized and honored the dedication and commitment of El Paso Neighborhood Coalition, Community and Human Development, Destination El Paso to bring the Neighborhoods USA conference to El Paso; and

**WHEREAS**, City entered into an agreement with Neighborhoods USA for the City to host the event; and

**WHEREAS**, Neighborhoods USA is a national non-profit organization committed to building and strengthening neighborhood organizations to build stronger communities and therefore encourages the participation of Neighborhood Associations in the Event; and

**WHEREAS**, The Event is expected to bring together people across the country and will include over 40 workshops curated for practitioners and neighborhood leaders to educate and advocate on neighborhood concerns; and

**WHEREAS**, City established a Neighborhood Association Program to improve communication between neighborhoods, their residents, the private sector, and city government on matters affecting the livability and character of their neighborhoods; and

**WHEREAS**, Neighborhood Associations that participate in the City's Neighborhood Association Program obtain recognition status and establish a means whereby early identification and resolution of potential conflict involving neighborhoods, their residents, and the private sector can be achieved; and

**WHEREAS**, City Council Representative for District 7 recognizes the importance of the participation of Neighborhood Associations in the Event and recommends the allocation of up

to \$2,250 from District 7’s discretionary funds to fund the registration for the NUSA conference Registration costs of \$150 for each of the Presidents or designee attending from the 15 Recognized Neighborhood Associations in District 7: Holmsley Trail, Las Palmas, Lomaland, Mission Valley, Penrose, Playa, Pueblo Viejo, Save the Valley 21, Sunnyfields, Travis White, Valle de las Misiones, YTP Association, Corridor 20, Thomas Manor, & Yucca; and

**WHEREAS**, City Council finds that the expenditure of District 7 discretionary funds serves a municipal purpose of cultivating an environment conducive to strong, economic development, promoting the visual image of El Paso, enhancing El Paso’s quality of life and nurturing and promoting a healthy, sustainable community.

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

That the City Council declares that the expenditure of the discretionary funds from City Council District 7 in the amount not to exceed \$2,250, to fund the registration cost of the 2023 National Neighborhood USA Conference for the Presidents of Recognized Neighborhood Associations in District 7, serves a municipal purpose of cultivating an environment conducive to strong, economic development, promoting the visual image of El Paso, enhancing El Paso’s quality of life and nurturing and promoting a healthy, sustainable community.

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

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

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

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

20.

**RESOLUTION**

**WHEREAS**, the Chapin High School’s boys basketball team made it to the Region 1-5A basketball tournament for the third straight season in 2023; and

**WHEREAS**, the Chapin Huskies controlled the action from start to finish during their playoff game against El Paso Bel Air, to win their third straight bi-district championship, following that they beat Palo Duro High School in Seminole, Texas, winning their third straight area championship, they then followed up that win, with a victory against Parkland High School at the Don Haskins Center to achieve a third straight regional quarterfinal win, then after the victory, for the first time in school history, won a regional semifinal game against Fort Worth O.D. Wyatt; and

**WHEREAS**, the Chapin boys’ basketball team made it to their first regional championship game (the ‘Elite 8’) as district champions and went undefeated against all El Paso teams during the season with a 52-game win streak against El Paso teams; and

**WHEREAS**, the 2023 Chapin boys basketball team was ranked 18th in the state by the Texas Association of Basketball Coaches; and

**WHEREAS**, in District 1-5A, Senior Bryson Goldsmith was selected as most valuable player; Junior Brandon Hymes was selected as defensive player of the year; Idalius Coleman was selected as first team all-district; Jayden Leverette was selected as second team all-district; Peyton Parker was selected as third team all-district, Diego Villanueva and Julian Pacheco received honorable mentions; and

**WHEREAS**, on March 4, 2023, after falling to Mansfield Summit High School in the Region 1 Championship for Class 5A Texas high school basketball state playoffs, the triumphant Chapin Huskies basketball season ended with a 30-7 record under head coach Rodney Lewis; and

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

1. Commends and congratulates the Chapin High School boys basketball team for being the first team in school's history to make the Elite 8 and making the state tournament for three years in a row;
2. Recognizes the many achievements of the coaches and players of the Chapin Huskies;
3. Recognizes the fans of the Chapin Huskies and the people of El Paso for their dedication and support; and
4. Respectfully requests that the City Clerk submit an executed copy of this resolution to Rodney Lewis, head coach of the Chapin High School boys basketball team, and the Chapin High School administration office.

Representative Annello commented and read the resolution into the record.

Mayor Leeser commented.

The following members of the Chapin Basketball Team commented:

1. Head Coach Rodney Lewis
2. Diego Villanueva
3. Bryson Goldsmith
4. Idalius Coleman
5. Jeremik Acevedo
6. Eli Rodriguez

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

AYES: Representatives Kennedy, Annello, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales.

NAYS: None

21.

**RESOLUTION**

**WHEREAS**, César E. Chávez was an American born on March 31, 1927 to Mexican immigrants and proudly served in the United States Navy; and

**WHEREAS**, César was an American farm worker, labor leader and civil rights activist, who, with Dolores Huerta, co-founded the National Farm Workers Association that later became the United Farm Workers union; and

**WHEREAS**, for thirty years, César tenaciously devoted himself to the problems of workers in America. The movement he inspired succeeded in raising salaries and improving working conditions for farm workers in California, Texas, Arizona, and Florida; and

**WHEREAS**, on March 28, 2014, President Obama used his authority to proclaim March 31st as the national César Chávez Day, a day devoted to the promotion of service to the community in honor of his distinguished lifetime work and for what he's taught us about making America a stronger, more just, and more prosperous nation; and

**WHEREAS**, local organizations like Sin Fronteras Organizing Project, Lincoln Conservation Committee, Tejano Democrats, César Chávez Academy and Senator José Rodríguez coordinate a variety of activities to honor César's work, and invite the community to use that day as an opportunity to serve others; and

**NOW, THEREFORE, BE IT PROCLAIMED:** by the Mayor and Council of the City of El Paso that March 31, 2023 shall be known as:

**“CÉSAR E. CHÁVEZ DAY”**  
¡Viva César Chávez!

Representative Rivera commented and read the resolution into the record.

Mayor Leeser commented.

Ms. Diane Waldo, member of the Service Employees International Union Texas, commented.

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

AYES: Representatives Kennedy, Annello, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales.

NAYS: None

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

**22. ITEM:** Discussion and action regarding a solicitation for an executive search firm to conduct a national search for the hiring of a permanent City Manager, including but not limited to consideration of the scope of work for a national search.

Ms. Nicole Cote, Office of Management and Budget and Purchasing and Strategic Sourcing Managing Director, and Ms. Mary Michele, Human Resources Assistant Director, presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Mayor Leeser and Representatives Kennedy, Annello, Hernandez, Rivera, and Canales commented.

Motion made by Representative Canales, seconded by Representative Salcido, and unanimously carried to **DIRECT** staff to use the scope of work to hire the City of El Paso

Executive Search Services to hire a City Manager including recruiting questions, additional redline recommendations, and the recommendations from Council members.

AYES: Representatives Kennedy, Annello, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales.

NAYS: None

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**Goal 6: Set the Standard for Sound Governance and Fiscal Management**  
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23. Presentation on key points from the *Guidelines for Recruiting a City Manager* produced by the Texas City Management Association.

Representative Hernandez presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Mayor Leeser commented.

**NO ACTION** was taken on this item.

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**Goal 7: Enhance and Sustain el Paso's Infrastructure Network**  
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24. **RESOLUTION**

**WHEREAS**, a vacancy in the El Paso Water Utilities Public Service Board occurred on January 9, 2023 with the expiration of the first term of Bryan Morris who filled the position which required expertise in the area of Engineering; and

**WHEREAS**, the City of El Paso adopted Ordinance Number 017167 which requires that any vacancy in the membership of the El Paso Water Utilities Public Service Board be filled by the City Council; and

**WHEREAS**, the City of El Paso by Resolution established the El Paso Water Utilities Public Service Board Selection Committee, to be comprised of the members of the Public Service Board and such additional members as appointed by the City Council to assist City Council in selecting eligible candidates to fill the vacancy; and

**WHEREAS**, under the Resolution, the El Paso Water Utilities Public Service Board Selection Committee reviews resumes submitted by persons interested in filling the vacant position and submits to the City Council the names of eligible candidates; and

**WHEREAS**, a quorum of the El Paso Water Utilities Public Service Board Selection Committee met on February 1, 2023 pursuant to the Texas Open Meetings Act and approved the nomination and recommendation of the eligible candidate for consideration and appointment by City Council;

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

**THAT**, a quorum of the El Paso Water Utilities Public Service Board Selection Committee met on February 1, 2023 pursuant to the Texas Open Meetings Act and approved the nomination and recommendation to the City Council the following candidate to fill a second term on the El Paso Water Utilities Public Service Board in the area of Engineering:

Bryan Morris

**THAT**, the El Paso City Council hereby appoints Bryan Morris to fill the vacancy on the El Paso Water Utilities Public Service Board in the area of Engineering. The term of appointment shall commence on April 12, 2023 and shall be for a four year term.

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

AYES: Representatives Kennedy, Annelo, Molinar, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representatives Hernandez, Salcido, Fierro and Rivera

.....  
**REGULAR AGENDA – OPERATIONAL FOCUS UPDATES**  
.....

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

**25.** Update to City Council on the implementation of GRACE Act Resolution.

Interim Chief of Police Peter Pacillas presented a PowerPoint presentation (copy on file in the City Clerk’s Office).

Mayor Leeser and Representatives Kennedy, Annelo, Molinar, and Canales commented.

The following City staff members commented:

- Ms. Karla Nieman, City Attorney
- Mr. Eric Gutierrez, Assistant City Attorney

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

**NO FUTHER ACTION** was taken on this item.

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

**26.** Presentation and discussion on the Capital Improvement 2nd quarter update for active, programmed, and completed capital projects.

Mr. Jerry DeMuro, Capital Improvement Assistant Director, presented a PowerPoint presentation (copy on file in the City Clerk’s Office).

Representatives Annelo and Hernandez commented.

The following City staff members commented:

- Mr. Tommy Gonzalez, City Manager
- Mr. Sam Rodriguez, Chief Operations Officer

**NO ACTION** was taken on this item.

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

.....

**27. Management Update: Petition to add a Climate Policy to the City Charter.**

Ms. Nicole Ferrini, Climate and Sustainability Officer, presented a PowerPoint presentation (copy on file in the City Clerk’s Office).

Mayor Leeser and Representatives Annelo, Molinar, Fierro, and Rivera commented.

The following City staff members commented:

- Ms. Laura Cruz-Acosta, Strategic Communications Director
- Ms. Kristen Hamilton-Karam, Senior Assistant City Attorney
- Mr. Tommy Gonzalez, City Manager

The following members of the public commented:

1. Mr. Richard Dayoub
2. Ms. Nicole Ruiz

**NO ACTION** was taken on this item.

.....

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

.....

**28. Budget Update - 5 Year Financial Forecast.**

Ms. Nicole Cote, Office of Management and Budget and Purchasing and Strategic Sourcing Managing Director, and Mr. Robert Cortinas, Chief Financial Officer, presented a PowerPoint presentation (copy on file in the City Clerk’s Office).

Mayor Leeser and Representatives Annelo, Hernandez, Fierro, and Rivera commented.

Mr. Tommy Gonzalez, City Manager, commented.

**NO ACTION** was taken on this item.

.....

**REGULAR AGENDA – OTHER BUSINESS**

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

.....

**29. RESOLUTION**

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

THAT the City Manager be authorized to sign the Articles of Agreement between the CITY OF EL PASO and the EL PASO MUNICIPAL POLICE OFFICERS’ ASSOCIATION (“EPMPOA”) for the contract period covering September 1, 2023 through August 31, 2027.

Mayor Leeser and Representatives Kennedy, Annelo, Hernandez, Molinar, Salcido, Rivera, and Canales commented.

The following City staff members commented and answered questions posed by Council members:

- Mr. Tommy Gonzalez, City Manager
- Ms. Dionne Mack, Deputy City Manager
- Interim Chief of Police Peter Pacillas
- Ms. Karla Nieman, City Attorney
- Sergeant Victor Vela

The following members of the public commented:

1. Ms. Irma Cruz
2. Ms. Samantha Singleton
3. Statement from Ms. Carmen Rodriguez was received and entered into the record

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

AYES: Representatives Kennedy, Anello, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales.

NAYS: None

.....  
 The Regular City Council meeting was **RECESSED** at 12:36 a.m. for lunch

The Regular City Council meeting was **RECONVENED** at 1:04 p.m.

.....  
**CALL TO THE PUBLIC – PUBLIC COMMENT:**  
 .....

The following members of the public commented:

1. Ms. Karla Ruiz
2. Mr. Wacique BeMende
3. Ms. Maria Christina Rivera
4. Mr. Richard Dayoub
5. Mr. Logan Ralph
6. Ms. Barbara Valencia
7. Mr. Rich Wright

.....  
**REGULAR AGENDA – FIRST READING OF ORDINANCES:**  
 .....

Motion made by Representative Hernandez, seconded by Representative Salcido, 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 Kennedy, Anello, Hernandez, Salcido, Rivera, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representatives Molinar and Fierro

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**Goal 1: Create an Environment Conducive to Strong, Sustainable Economic Development**  
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- 30.** An Ordinance authorizing the City Manager to sign a Purchase and Sale Agreement, a Deed and any other documents necessary to convey approximately 0.0427 acres of land being described as a portion of Tract A, Block 5, Coronado Country Club Estates, an addition to the City of El Paso, El Paso County, Texas.
- .....



31. An Ordinance authorizing the City Manager to sign a Purchase and Sale Agreement, a Deed and any other documents necessary to convey approximately 1.289 acres of land being described as portion of Tract 4A and approximately 3.673 acres of land being all of Tract 4A2, Block 24, Socorro Grant, City of El Paso, El Paso County, Texas.

32. An Ordinance authorizing the City Manager to sign a Purchase and Sale Agreement, a Deed and any other documents necessary to convey approximately 0.383 acres of land being described as a portion of Lots 1, 2, and 3, Block 2, Kessler Industrial District Unit 1, City of El Paso, El Paso County, Texas.

**PUBLIC HEARING WILL BE HELD ON APRIL 11, 2023 FOR ITEMS 30 THROUGH 32**

**Goal 3: Promote the Visual Image of El Paso**

33. An Ordinance granting Special Permit No. PZST22-00009, to allow for a governmental use, building on the property described as Lot 1, Block 47, Pebble Hills Unit 4 Replat, 10832 Ivanhoe Drive, City of El Paso, El Paso County, Texas, pursuant to Section 20.04.260 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: 10832 Ivanhoe Drive  
Applicant: Brad Thompson - Capital Improvement Department, City of El Paso,  
PZST22-00009

34. An Ordinance changing the zoning of Lots 9, 10, and 11, Block 3, Hughes Subdivision, 5649 Beacon Avenue, City of El Paso, El Paso County, Texas from M-1 (Light Manufacturing) to A-O (Apartment/Office). 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: 5649 Beacon Avenue  
Applicant: Brian Eduardo Acosta Gonzalez, PZRZ21-00028

35. An Ordinance changing the zoning of the property described as a portion of Blocks 7, 10, 11, 14, Alleys, Grandview Avenue and closed Streets Highland Park Addition, 1901 Grandview Avenue, City of El Paso, El Paso County, Texas from R-5 (Residential) and C-1/c (Commercial/condition) to S-D/c (Special Development/conditions), Pursuant to Section 20.04.360, imposing conditions, and approving a Detailed Site Development Plan pursuant to Section 20.04.150 and 20.10.360 of the El Paso City Code to allow for a medical office and front, rear, side, and side street yard setback reductions as permitted in the S-D (Special Development) zone district. 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: 1901 Grandview Avenue  
Applicant: Physician Reliance, LLC. - PZRZ22-00032

36. An Ordinance changing the zoning of the West Twenty Feet of Lot 19, and all of Lots 20 through 23, Block 64, Cotton Addition, 1820 Myrtle Avenue, City of El Paso, El Paso County, Texas from M-1 (Light Manufacturing) to G-MU (General Mixed Use) and approving a Master Zoning Plan with reduction to minimum district area required and 100% parking reduction. 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: 1820 Myrtle Avenue  
Applicant: L & T 1820, LLC. - PZRZ22-00033

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**PUBLIC HEARING WILL BE HELD ON APRIL 25, 2023 FOR ITEMS 33 THROUGH 36**

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

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37. An Ordinance authorizing the conveyance of real property owned by the City of El Paso to TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER AT EL PASO for the purchase price of \$185,000, such real property legally described as lots 6, 7, 8, 9 and 10, Block 1, HADLOCK'S SUBURBAN GARDENS, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in volume 12, page 20, real property records, El Paso County, Texas.

38. An Ordinance authorizing the conveyance of real property owned by the City of El Paso to TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER AT EL PASO for the purchase price of \$8,300,000, such real property legally described as tracts 26A, 26B, 26B2, 26C, 27A, 27A1 and 27A2, Elijah Bennett survey No. 11, in the City of El Paso, El Paso County, Texas, according to the resurvey of said Elijah Bennett survey No. 11 made by El Paso County, Texas.

39. An Ordinance authorizing the conveyance of real property owned by the City of El Paso to TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER AT EL PASO for the purchase price of \$90,000, such real property legally described as Lots 42 and 43, Block 2, HADLOCK'S SUBURBAN GARDENS, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in volume 12, page 20, real property records, El Paso County, Texas.

40. An Ordinance authorizing the conveyance of real property owned by the City of El Paso to TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER AT EL PASO for the purchase price of \$90,000. Such real property legally described as Lots 46 and 47, Block 2, HADLOCK'S SUBURBAN GARDENS, in addition to the City of EL Paso, El Paso County, Texas, according to the plat thereof on file in volume 12, page 20, real property records, El Paso County, Texas.

41. An Ordinance authorizing the conveyance of real property owned by the City of El Paso to TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER AT EL PASO for the purchase price of \$63,000, such real property legally described as Lots 26, 27, 28 and the south 2 feet of Lot 29, Block 2, HADLOCK'S SUBURBAN GARDENS, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in volume 12, page 20, real property records, El Paso County, Texas.

42. An Ordinance authorizing the conveyance of real property owned by the City of El Paso to TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER AT EL PASO for the purchase price of \$45,000, such real property legally described as Lot 19, Block 1, HADLOCK'S

SUBURBAN GARDENS, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in volume 12, page 20, real property records, El Paso County, Texas.

43. An Ordinance authorizing the conveyance of real property owned by the City of El Paso to TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER AT EL PASO for the purchase price of \$45,000, such real property legally described as Lot 18, Block 1, HADLOCK'S SUBURBAN GARDENS, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in volume 12, page 20, real property records, El Paso County, Texas.

44. An Ordinance authorizing the conveyance of real property owned by the City of El Paso to TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER AT EL PASO for the purchase price of \$90,000, such real property legally described as Lots 16 and 17, Block 1, HADLOCK'S SUBURBAN GARDENS, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in Volume 12, Page 20, real property records, El Paso County, Texas.

45. An Ordinance authorizing the conveyance of real property owned by the City of El Paso to TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER AT EL PASO for the purchase price of \$45,000, such real property legally described as Lot 15, Block 1, HADLOCK'S SUBURBAN GARDENS, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in Volume 12, Page 20, real property records, El Paso County, Texas.

46. An Ordinance authorizing the conveyance of real property owned by the City of El Paso to TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER AT EL PASO for the purchase price of \$45,000, such real property legally described as Lot 14, Block 1, HADLOCK'S SUBURBAN GARDENS, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in volume 12, page 20, real property records, El Paso County, Texas.

47. An Ordinance authorizing the conveyance of real property owned by the City of EL Paso to TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER AT EL PASO for the purchase price of \$45,000, such real property legally described as Lot 13, Block 1, HADLOCK'S SUBURBAN GARDENS, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in Volume 12, Page 20, real property records, El Paso County, Texas.

48. An Ordinance authorizing the conveyance of real property owned by the City of El Paso to TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER AT EL PASO for the purchase price of \$90,000, such real property legally described as Lots 11 and 12, Block 1, HADLOCK'S SUBURBAN GARDENS, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in Volume 12, Page 20, real property records, El Paso County, Texas.

49. An Ordinance authorizing the conveyance of real property owned by the City of El Paso to TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER AT EL PASO for the purchase price of \$95,000, such real property legally described as Lots 1 and 2, Block 1, HADLOCK'S SUBURBAN GARDENS, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in Volume 12, Page 20, real property records, El Paso County, Texas.

50. An Ordinance authorizing the conveyance of real property owned by the City of El Paso to TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER AT EL PASO for the purchase price of \$90,000, such real property legally described as Lots 20 and 21, Block 1, HADLOCK'S SUBURBAN GARDENS, an addition to the City of El Paso, El Paso, County, Texas,

according to the plat thereof on file in Volume 12, Page 20, real property records, El Paso County, Texas.

- .....
51. An Ordinance authorizing the conveyance of real property owned by the City of EL Paso to TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER AT EL PASO for the purchase price of \$90,000, such real property legally described as Lots 26 and 27, Block 1, HADLOCK'S SUBURBAN GARDENS, an addition to the City of EL Paso, El Paso County, Texas, according to the plat thereof on file in Volume 12, Page 20, real property records, El Paso County, Texas.
- .....

**PUBLIC HEARING WILL BE HELD ON APRIL 11, 2023 FOR ITEMS 37 THROUGH 51**

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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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52. **RESOLUTION**

**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 Johnson, Miriam, & Thompson, Inc., dba ECM International Inc., a JMT Division, a Maryland Corporation authorized to do business in Texas, for a project known as "El Paso International Airport Advanced Manufacturing District Design-Build Owner's Representative" for an amount not to exceed \$1,600,470.00; 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 \$1,700,470; 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 Hernandez, seconded by Representative Annello, and unanimously carried to **APPROVE** the Resolution.

AYES: Representatives Kennedy, Annello, Hernandez, Molinar, Salcido, Rivera, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Fierro

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

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53. **ITEMS 53 AND 54 WERE TAKEN TOGETHER**

**RESOLUTION**

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

That the City Manager be authorized to sign a Consent to Assignment from **TECHNIQUE DATA SYSTEMS, INC., TO DATA BUSINESS EQUIPMENT, INC., AN IOWA CORPORATION**, with respect to the City of El Paso's established 2017-483 Payment Processing Lockbox Contract, for the City of El Paso's Tax Office, located at 221 N. Kansas, Suite 300, El Paso, Texas.

54.

**RESOLUTION**

**WHEREAS**, in 2017, the City of El Paso (“City”) formally bid for Payment Processing Lockbox, Solicitation No. 2017-483; and

**WHEREAS**, on May 30, 2017, the City Council approved the award and purchase for Payment Processing Lockbox, Solicitation No. 2017-483 (“Award”) to Technique Data Systems, Inc. (“Assignor”); and

**WHEREAS**, the City Council Agenda posting for May 30, 2017 stated that the award was for an initial amount of \$89,585.00 for Equipment, software, and to implement the software and a maintenance and support services agreement for years 2-5 in the amount of \$44,535.00 (“Maintenance and Support Agreement”); and

**WHEREAS**, the Maintenance and Support Agreement executed by the City of El Paso provided pricing for a period of four years and a term that is renewed automatically for successive one-year periods unless cancelled by either party with thirty days’ notice; and

**WHEREAS**, the parties now desire that City Council ratify the Award including updated pricing for maintenance and support for an additional three years for a total amount of \$ 44,535.00 and all Award terms and conditions remaining the same.

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

1. That the City Council ratify the award of Payment Processing Lockbox, Solicitation No. 2017-483 to Data Business Equipment Inc. and that the City Council accept pricing for Maintenance and Support for an additional three-year period for a total amount of \$44,535.00. The terms and conditions of the ratified award will remain unmodified including the ability to terminate the Maintenance and Support Agreement with thirty days’ notice. The City shall review the Award annually prior to the new fiscal year and terminate the Award in the event adequate funding is not allocated.

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

AYES: Representatives Kennedy, Anello, Hernandez, Molinar, Salcido, Rivera, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Fierro

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

55.

**RESOLUTION**

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

That the City Manager be authorized to sign a two year On-Call Agreement for Professional Services to perform geotechnical engineering and materials testing services on a task by task basis by and between the by City of El Paso and each of the following five (5) consultants:

- 1. Atlas Technical Consultants, LLC
- 2. CQC Testing and Engineering, LLC

3. Intertek-Professional Service Industries, Inc.
4. Terracon Consultants, Inc.
5. WSP USA Environmental & Infrastructure, Inc.

Each On-Call Agreement will be for an amount not to exceed \$500,000.00, and each agreement will include authorization for the City Engineer to approve additional Basic Services and Reimbursables for an amount not to exceed \$50,000.00 and authorization for the City Engineer to approve Additional Services for an amount not to exceed \$50,000.00 if the identified services are necessary for proper execution of identified project and if the increased amounts are within the appropriate budget identified for a project. In addition, the City Manager is authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of each On-Call Agreement.

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

AYES: Representatives Annello, Hernandez, Molinar, Salcido, Rivera, and Canales

NAYS: Representative Kennedy

NOT PRESENT FOR THE VOTE: Representative Fierro

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

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

**56. ORDINANCE 019449**  
 .....

The City Clerk read an Ordinance entitled: **AN ORDINANCE APPROVING AN AMENDMENT TO THE PROJECT PLAN AND REINVESTMENT ZONE FINANCING PLAN FOR TAX INCREMENT REINVESTMENT ZONE NUMBER FIVE, CITY OF EL PASO, TEXAS, TO ALLOCATE UP TO FIFTY THOUSAND DOLLARS OF THE TAX INCREMENT REINVESTMENT ZONE ANNUAL REVENUE TO THE DOWNTOWN PLAN ALLEY ACTIVATION EFFORT TO SUPPORT IMPROVEMENTS TO HENRY TROST COURT; TO ALLOCATE UP TO EIGHT HUNDRED THIRTY THOUSAND DOLLARS OF THE TAX INCREMENT REINVESTMENT ZONE ANNUAL REVENUE TO THE DOWNTOWN STREET TREE MASTER PLAN EFFORT TO SUPPORT IMPROVEMENTS TO WEST MAIN DRIVE BETWEEN NORTH SANTA FE STREET AND NORTH EL PASO STREET; ADOPTING SAID AMENDMENTS AS REQUIRED BY SECTION 311.011(E) TEXAS TAX CODE.**

Representatives Annello and Canales commented.

The following City staff members commented:

- Ms. Karina Brasgalla, Economic and International Development Assistant Director
- Ms. Tracey Jerome, Senior Deputy City Manager

Motion duly made by Representative Canales, seconded by Representative Hernandez, 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, Hernandez, Molinar, Salcido, Rivera, and Canales

NAYS: Representative Annello  
NOT PRESENT FOR THE VOTE: Representative Fierro

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

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**Goal 3: Promote the Visual Image of El Paso**

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- 57.** \*Motion made, seconded, and unanimously carried to **DELETE** the public hearing of an Ordinance changing the zoning of a portion of Lots 14 through 26, Block 4, Hughes Subdivision of Block 2, Alameda Acres, 5713 Welch Avenue, City of El Paso, El Paso County, Texas from S-D/sp (Special Development/special permit) to M-1 (Light Manufacturing), 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: 5713 Welch Ave.

Applicant: Jose Manuel Valenzuela and Maria Del Sol Covarrubias, PZRZ22-00016

- 58.** \*Motion made, seconded, and unanimously carried to **POSTPONE TWO WEEKS** the public hearing of an Ordinance changing the zoning for the property described as Lot 135, Sunrise Acres #2, 4645 Vulcan Avenue, City of El Paso, El Paso County, Texas from R-4 (Residential) to A-O (Apartment/Office) and imposing a condition. 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: 4645 Vulcan Avenue

Applicant: Aguilar Pedro M. & Morales Francisca, PZRZ22-00023

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**59. ORDINANCE 019450**

The City Clerk read an Ordinance entitled: **AN ORDINANCE VACATING A PORTION OF MARKS STREET RIGHT-OF-WAY AND A PORTION OF HERBERT STREET RIGHT-OF-WAY WITHIN THE FRANKLIN D. ROOSEVELT SUBDIVISION, CITY OF EL PASO, EL PASO COUNTY, TEXAS.**

Motion duly made by Mayor Pro Tempores Annello, 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, Annello, Hernandez, Molinar, Salcido, Rivera and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Fierro

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

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**60. ORDINANCE 019451**

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 15 (PUBLIC SERVICES), CHAPTER 15.08 (STREET RENTALS), SECTION 15.08.150 (SHARED MOBILITY DEVICES), TO MAKE THE CURRENT PERMITTING PROGRAM PERMANENT. THE PENALTY IS AS PROVIDED IN SECTION 15.08.150 OF THE EL PASO CITY CODE.**

Mr. Jonathan Lopez, citizen, commented.

Motion duly made by Representative Rivera, seconded by Representative Hernandez, 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, Annello, Hernandez, Molinar, Salcido, Rivera and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Fierro

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

**61. ORDINANCE 019452**

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 7 (ANIMALS), CHAPTER 7.28 (ANIMAL SHELTER ADVISORY COMMITTEE), SECTION 7.28.050 (QUORUM AND PROCEDURES) OF THE EL PASO CODE. THE CITY OF EL PASO WISHES TO RE-INSERT A PREVIOUSLY INADVERTENTLY DELETED SECTION IN TITLE 7, CHAPTER 28, SECTION 7.28.050.**

Motion duly made by Mayor Pro Tempore Annello, 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, Annello, Hernandez, Molinar, Salcido, Rivera, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Fierro

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**  
.....

**62. RESOLUTION**

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

That the El Paso City Council approves the list of projects on Exhibit "A"\*\*\* attached hereto, totaling approximately \$276,196,754.00, which updates the document known as the "El Paso International Airport Proposed Five Year Capital Improvement Plan," as the



established list of Airport Capital Improvement Program projects for FY 2023 through FY 2027 and the use of the identified funding sources and that the City Manager be authorized to make all necessary budget transfers prior to the execution of the projects.

\*\*Exhibit available in the City Clerk's Office.

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

AYES: Representatives Kennedy, Annello, Hernandez, Molinar, Salcido, Rivera, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Fierro

.....  
**Goal 8: Nurture and Promote a Healthy, Sustainable Community**  
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- 63. ITEM:** Presentation, discussion, and action for the Centers for Disease Control and Prevention grant award number 1 NE11OE000009-01-00, for the City of El Paso Department of Public Health (DPH) project titled: "Strengthening U.S. Public Health Infrastructure, Workforce, and Data Systems" (CDC-RFA-OE22-2203). Requesting approval to amend adopted Department of Public Health (DPH) FY2023 budget to include grant funding and approval for budget transfers, and/or revisions to the operation plan, and to accept, reject, amend, correct, and/or terminate the grant in the amount of \$ 9,881,233.00 for the period from December 1, 2022, through November 30, 2027. No cash match is required.

Dr. Hector Ocaranza, Local Health Authority, presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Mayor Leeser and Representative Hernandez commented.

Ms. Tracey Jerome, Senior Deputy City Manager, commented.

Motion made by Mayor Pro Tempore Annello, seconded by Representative Molinar, and unanimously carried to **APPROVE** the amendment of the adopted Department of Public Health (DPH) FY2023 budget to include grant funding and approval for budget transfers, and/or revisions to the operation plan, and to accept, reject, amend, correct, and/or terminate the grant in the amount of \$ 9,881,233.00 for the period from December 1, 2022, through November 30, 2027. No cash match is required.

AYES: Representatives Kennedy, Annello, Hernandez, Molinar, Salcido, Rivera, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Fierro

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**ADJOURN**  
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Motion made by Mayor Pro Tempore Annello, seconded by Representative Canales, and unanimously carried to **ADJOURN** this meeting at 3:39 p.m.

AYES: Representatives Kennedy, Annello, Hernandez, Molinar, Salcido, Rivera, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Fierro

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

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