

OSCAR LEESER
MAYOR

TOMMY GONZALEZ
CITY MANAGER



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

MINUTES FOR REGULAR COUNCIL MEETING

August 30, 2022
COUNCIL CHAMBERS, CITY HALL AND VIRTUALLY
9:00 AM

ROLL CALL

The City Council of the City of El Paso met on the above time and date. Meeting was called to order at 9:02 a.m. Mayor Oscar Leeser present and presiding and the following Council Members answered roll call: Peter Svarzbein, Alexsandra Annelo, Joe Molinar, and Isabel Salcido. Late arrivals: Cassandra Hernandez, Henry Rivera, and Cissy Lizarraga at 9:04 a.m. and Claudia Rodriguez at 9:07 a.m. Early departure: Claudia Rodriguez at 12:24 p.m.

INVOCATION BY EL PASO POLICE CHAPLAIN JOE MARATTA

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS

EPCC Arts in Education Week

Elvira Galvan Galindo Remembrance Day

Hunger Action Month

The Regular City Council meeting was **RECESSED** at 9:46 a.m. in order to take photos with the honorees.

The Regular City Council meeting was **RECONVENED** at 10:02 a.m.

NOTICE TO THE PUBLIC

Motion made by Mayor Pro Tempore Svarzbein seconded by Representative Rivera, and unanimously carried to **APPROVE, AS REVISED** all matters listed under the Consent Agenda unless otherwise noted. (Items approved, postponed, or deleted pursuant to the vote on the Consent Agenda will be shown with an asterisk {*}).

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

NAYS: None

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 August 16, 2022.

CONSENT AGENDA - REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

2. **REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:**

NO ACTION was taken on this item.

CONSENT AGENDA - RESOLUTIONS:

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

3. ***RESOLUTION AMENDING SCHEDULE C FOR THE CITY OF EL PASO FY2022 FEE SCHEDULE**

WHEREAS, the City Council adopted the Budget Resolution for FY 2022 on August 24, 2021 ; and

WHEREAS, paragraph 50 of the Budget Resolution provides that any revisions or additions to the fees listed in Schedule C. or the process or formula used for setting fees, shall be approved by simple resolution of the City Council; and

WHEREAS, the City Council desires that the Airport may charge a commercial air carriers employee parking facilities rate for as allowed under City Code Section 14.24.080; and

WHEREAS, this Amendment to Schedule Censures cost recovery and sound fiscal management.

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

That Schedule C, attached to the FY 2022 Budget Resolution and effective September 1, 2021, shall be amended as set forth in Attachment A, to establish a commercial air carriers employee parking rate under Section 14.24.080 of the City Code effective August 30 , 2022.

“ATTACHMENT A”

Line No.	Account	Fee Description	Detail	Municipal Code Section	Increase Based On:	FY 2021 Amended Fees	FY 2022 Proposed Revised
TBD	430040	Cost Recovery Rates	Commercial Air Carriers Parking Fee	Title 14	Analysis	N/A	\$35.00 per year per vehicle

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 Lessor's Approval of Assignment by and between the City of El Paso ("Lessor"), Alamo Properties Joint Venture ("Assignor"), and JQBC Spur, LLC ("Assignee") for the following described property:

A portion of Lot 8, Block 12, Butterfield Trail Industrial Park Unit Three, City of El Paso, El Paso County, Texas, commonly known as 34 Spur Drive, El Paso, Texas.

5.

***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 Lessor's Approval of Assignment by and between the City of El Paso ("Lessor"), SNRA Commodities, Inc. ("Assignor") and Prent Corporation ("Assignee") for the following described property:

A portion of Lots 6 & 8, Block 3, Butterfield Trail Industrial Park Unit One, El Paso International Airport City of El Paso, El Paso County, Texas, and commonly known as 19 Founders Blvd., El Paso, Texas.

6.

***RESOLUTION**

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

That the City Manager be authorized to sign a Fourth Amendment to the Fuel Site Lease by and between the City of El Paso and Southwest Airlines Co., to add a sixth extension for a one-year period to the existing Fuel Site Lease at 7619 Boeing Drive, El Paso, Texas.

7.

***RESOLUTION**

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

That the City Manager be authorized to sign a Boeing Business District Lease Agreement by and between the City of El Paso ("Lessor") and Chenausky Properties & Investments, LLC, a Texas limited liability company ("Lessee") regarding the following described property:

A portion of Lot 21 and the east 1/2 of Lot 20, Block 4, El Paso International Airport Tracts Unit 2, an addition to the City of El Paso, El Paso County, Texas, municipally known and numbered as 7309 Boeing, El Paso, Texas 79925.

with a 40 year initial term and one option to extend for ten years.

8.

***RESOLUTION**

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

That the City Manager be authorized to sign a License Agreement between the City of El Paso (the "City") and AT&T Corp. (hereinafter the "Licensee"), for Licensee to install, repair and maintain fiber optic conduit running across the Paso Del Norte Bridge, for a term of seven (7) years beginning on the date of the City's approval with the option of three additional five year terms, for an Annual Fee and Bridge License Fee of \$61,320.23, which is subject to a 5% annual increase.

9.

***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 a Seventh Amendment and Lessor's Approval of Assignment of the Golf Course Operation and Concession Agreement by and among the City of El Paso ("Lessor"), Bueno Investments, Inc. ("Assignor") and EP GolfCo LLC ("Assignee") for the following described property:

A portion of Morehouse Survey No. 12 and a portion of Section 40, Block 80 TSP 2 T&P Survey, City of El Paso, El Paso County, Texas, municipally known as Lone Star Golf Club (f/k/a/ Cielo Vista Golf Course) located at 1510 Hawkins Blvd., El Paso Texas.

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Goal 2: Set the Standard for a Safe and Secure City
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10.

***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 Cooperation Agreement (the "Agreement") between the City of El Paso, Texas ("City") and the Ysleta del Sur Pueblo ("Pueblo") to facilitate fire and emergency response during emergency conditions occurring within the City or the Pueblo, to expire on August 31, 2022, or as extended through automatic renewal through 2027.

11.

***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 (the "Agreement") between the City of El Paso, Texas ("City") and the El Paso County Emergency Services District No. 1 ("District") to provide fire and emergency response during emergency conditions occurring within the City or the District, to expire on September 30, 2022, or as extended through automatic renewal through 2027.

12.

***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 (the "Agreement") between the City of El Paso, Texas ("City") and the El Paso County Emergency Services District No. 2 ("District") to provide fire and emergency response during emergency conditions occurring within the City or the District, to expire on September 30, 2022, or as extended through automatic renewal through 2027.

13.

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 Governmental Agreement between the City of El Paso and the County of El Paso/District Attorney, 34th Judicial District of the State of Texas, for services to the City and its Police Department relating to arrests and prosecution of criminal cases in connection with the District Attorney's Information Management System

(DIMS) program. The County of El Paso will fund DIMS in the amount of \$531,222.72 (69%) while the City will fund DIMS in an amount not to exceed \$238,665.28 (31%).

Assistant Police Chief Zina Silva presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Representatives Svarzbein, Annelo, Hernandez, and Molinar commented.

The following City staff members commented:

- Mr. Tommy Gonzalez, City Manager,
- Ms. Kristen Hamilton-Karam, Senior Assistant City Attorney

1ST MOTION

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

2ND AND FINAL MOTION

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

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

NAYS: None

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Goal 3: Promote the Visual Image of El Paso
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14.

***RESOLUTION**

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

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

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

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

1080 Country Club Rd, more particularly described as Lot 2 (7634.00 Sq Ft), Block 1, Reddy Subdivision, City of El Paso, El Paso County, Texas, PID #R320-999-0010-0200

to be \$936.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 12th day of August, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount NINE HUNDRED THIRTY SIX AND 00/100 DOLLARS

(\$936.00) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

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

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

1820 Alabama St, more particularly described as Lots 8 & 9 & 11 To 16 & 27 To 32 & W 5' Of (10 & 26)& Clsd Alley Btwn (46300.00 Sq Ft), Block 76, Highland Park Subdivision, City of El Paso, El Paso County, Texas, PID #H453-999-0760-8900

to be \$319.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 3rd day of August, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED NINETEEN AND 00/100 DOLLARS (\$319.00) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, HAMBLETON DOLORES, referred to as owner, regardless of number, of the hereinafter described property,

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

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

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

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

2606 Mountain Ave, more particularly described as Lot 26 To 29 (Homesite) (10648 Sq Ft), Block 27, Military Heights Subdivision, City of El Paso, El Paso County, Texas, PID #M436-999-0270-8100

to be \$468.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 18th day of August, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount FOUR HUNDRED SIXTY EIGHT AND 00/100 DOLLARS (\$468.00) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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

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

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

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

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

3820 Tularosa Ave, more particularly described as Lots 21 & E 1/2 Of 22 (5250 Sq Ft), Block 19, Government Hill Subdivision, City of El Paso, El Paso County, Texas, PID #G569-999-0190-6100

to be \$313.50, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 18th day of August, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUDNRED THIRTEEN AND 50/100 DOLLARS (\$313.50) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

***RESOLUTION**

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

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

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

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

5717 Divine St, more particularly described as Lot 5, Block 1, Delta Divine Subdivision, City of El Paso, El Paso County, Texas, PID #D400-999-0010-0500

to be \$357.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 8th day of July, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED FIFTY SEVEN AND 00/100 DOLLARS (\$357.00) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

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

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

7577 Alameda Ave, more particularly described as Lot 3-D-1 (0.294 Ac), Block 27, Ysleta Tr Subdivision, City of El Paso, El Paso County, Texas, PID #Y805-999-0270-0349

to be \$333.50, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 3rd day of August, 2021, and approves the costs described herein.

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

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

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

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

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

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

1205 Selden Dr, more particularly described as Lot 7 (8464 Sq Ft), Block 3, Mesa Terrace Subdivision, City of El Paso, El Paso County, Texas, PID #M372-999-0030-3100

to be \$284.75, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 11th day of November, 2015, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO HUNDRED EIGHTY FOUR AND 75/100 DOLLARS (\$284.75) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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

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

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

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

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

5709 Fairbanks Dr, more particularly described as Lot 6, Block 3, Colonia Verde Subdivision, City of El Paso, El Paso County, Texas, PID #C741-999-0030-1300

to be \$332.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 6th day of August, 2021, and approves the costs described herein.

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

***RESOLUTION**

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

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

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

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

10501 Silvercloud Dr, more particularly described as Lot 20 (5967.72 Sq Ft), Block 4, Summerlin Subdivision, City of El Paso, El Paso County, Texas, PID #S782-999-0040-2000

to be \$309.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 10th day of August, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED NINE AND 00/100 DOLLARS (\$309.00) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, MARTIN NOAH C, referred to as owner, regardless of number, of the hereinafter described property, was given

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

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

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

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

14816 Tierra Haven Ave, more particularly described as Lot 20, Block 530, Tierra Del Este #81B Subdivision, City of El Paso, El Paso County, Texas, PID #T287-999-5300-2000

to be \$320.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 5th day of August, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED TWENTY AND 00/100 DOLLARS (\$320.00)

to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

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

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

8001 Porche St, more particularly described as Lot 1 (6539 Ft), Block 26, Thomas Manor #11 Subdivision, City of El Paso, El Paso County, Texas, PID #T240-999-0260-0100

to be \$387.50, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 30th day of June, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED EIGHTY SEVEN AND 50/100 DOLLARS (\$387.50) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, MCVAY ROSE M & FREDERICK J & 3 referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

9345 Socorro Rd, more particularly described as Tr 13-B (0.23 Ac), Block 47, Ysleta Subdivision, City of El Paso, El Paso County, Texas, PID #Y805-999-0470-1301

to be \$446.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 29th day of June, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount FOUR HUNDRED FORTY SIX AND 00/100 DOLLARS (\$446.00) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

***RESOLUTION**

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

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

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

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

401 Riverside Dr, more particularly described as E 192.5 Ft Of N 185.18 Ft & W 68.99 Ft Of N 105 Ft Of Tr 1 Exc 0.062 Acre Nec (40206 Sq Ft), Block B, Christy Subdivision, City of El Paso, El Paso County, Texas, PID #C454-999-000B-0100

to be \$1330.50, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 9th day of August, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE THOUSAND THREE HUNDRED THIRTY AND 50/100 DOLLARS (\$1330.50) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, FAMILY DOLLAR OF TEXAS L P #2556 C/O TAX DEPARTMENT, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

7650 North Loop Dr, more particularly described as Lot 9 & W 25 Ft Of 10 (1.89 Ac), Arcadia Tr, City of El Paso, El Paso County, Texas, PID #A687-999-0000-5300

to be \$306.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 17th day of August, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED SIX AND 00/100 DOLLARS (\$306.00) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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

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

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

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

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

6024 Cadiz St, more particularly described as Lot 256 (9240 Sq Ft), Block 15, Coronado Hills #1 Subdivision, City of El Paso, El Paso County, Texas, PID #C818-999-0150-1100

to be \$427.93, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 19th day of July, 2021, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount FOUR HUNDRED TWENTY SEVEN AND 93/100 DOLLARS (\$427.93) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

15.

***RESOLUTION**

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

That the city manager is authorized to execute a Sponsorship Agreement between the City of El Paso and *CommUNITY en Accion* (a Texas NonProfit Organization) wherein, *CommUNITY en Accion* will sponsor name plaques and granite for *Treacherous Crossing Public Art Project*, an installation at the El Paso Museum of History, for the amount of \$35,000.00, and to make any budget transfers required to ensure that the funds are properly expended for such purpose and to execute any related documents or amendments to carry out this purpose.

Goal 8: Nurture and Promote a Healthy, Sustainable Community

16. ***RESOLUTION AUTHORIZING THE CITY MANAGER TO SUBMIT COMMENTS TO THE PUBLIC UTILITY COMMISSION OF TEXAS REGARDING THE ON-GOING SUNSET REVIEW PROCESS**

WHEREAS, the Public Utility Commission of Texas (PUCT) is the agency that regulates electricity policy and rulemaking in the State of Texas; and

WHEREAS, the Sunset Advisory Commission is reviewing the mission and performance of the Public Utility Commission of Texas (PUC) and welcomes public comments; and

WHEREAS, RMI, a non-profit focused on renewable energy and climate action convened several Texas governmental institutions to promote resilience and better prepare for future events that may impact the electrical grids in the State and may result in increases in energy consumption and costs for Texans; and

WHEREAS, some of these cities and counties worked together to provide comments to the Sunset Advisory Commission about the Public Utilities Commission of Texas (PUCT) regarding how to improve its operations and services; and

WHEREAS, this opportunity could i) Provide local governments a pathway to elevate any concerns they have with how the PUCT operates or makes decisions directly to staff who will recommend changes to a legislative commission for consideration; ii) Allow local governments to suggest specific improvements to how the PUCT operates, such as to enable local governments to more easily and effectively participate in decision-making processes and in other stakeholder processes, including task forces and working groups; and iii) Give local

governments the opportunity to elevate community needs to the state to be considered as potential regulatory priorities; and

WHEREAS, the comments by City of El Paso, and other Texas local governments, will focus on i) Expand public involvement in PUCT decision-making processes; ii) Improve the PUCT's governance and resources; and iii) Align the PUCT's statutory mandate with equity and resilience.

WHEREAS, the previously mentioned focus areas of the comments will help enhance communication with the PUCT; and

WHEREAS, the advancement of resilience and equity is key to reduce energy burden for lower income El Pasoans; and

WHEREAS, these comments support the work of the Regional Renewable Energy Advisory Council (RREAC) and its Strategic Plan.

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

That the City of El Paso, represented by the City Manager, will sign these comments to the PUCT, substantially similar to those provided in Attachment A** and produced in coordination with a cohort of Texas governmental institutions.

That the City Manager or his designee will provide periodic updates to the City Council regarding this project.

**Attachment available in the City Clerk's Office.

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CONSENT AGENDA – BOARD APPOINTMENTS:
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Goal 4: Enhance El Paso's Quality of Life through Recreational, Cultural and Educational Environments
.....

- 17. *Motion made, seconded, and unanimously carried to **APPOINT** Carlos Saenz to the Parks and Recreation Advisory Board by Representative Isabel Salcido, District 5.
 - 18. *Motion made, seconded, and unanimously carried to **APPOINT** Richard Bustamante to the Parks and Recreation Advisory Board by Representative Cissy Lizarraga, District 8.
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Goal 8: Nurture and Promote a Healthy, Sustainable Community
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- 19. *Motion made, seconded, and unanimously carried to **APPOINT** Kathryn R. Lucero to the Women's Rights Commission by Representative Henry Rivera, District 7.
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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
.....

- 20. *Motion made, seconded, and unanimously carried to **APPROVE** the tax refunds listed below:
 - 1. Century Machinery Co., Inc., in the amount of \$6,056.91 made an overpayment on January 30, 2022 of 2021 taxes. {Geo. # 1998-999-2288-0050}

2. Ryan Tax Compliance Service LLC-Paying for Stryker Orthopedics, in the amount of \$4,219.59 made an overpayment on January 31, 2020 of 2019 taxes. (Geo. # 2001-999-4092-0034)
3. Texas Title, in the amount of \$11,209.99 made an overpayment on December 30, 2021 of 2021 taxes. (Geo.# 0377-999-00IA-5100)
4. Prosperus Title and Escrow, in the amount \$3,875.92 made an overpayment on July 26, 2022 of 2021 taxes. (Geo.# R221-999-0440-4900)

CONSENT AGENDA – NOTICE FOR NOTATION

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

21. *Motion made, seconded, and unanimously carried to **ACCEPT** the donation of \$470 worth of school supplies from El Paso Disposal for community engagement events in District 3.

CONSENT AGENDA – NOTICE OF CAMPAIGN CONTRIBUTIONS

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

22. *Motion made, seconded, and carried to **ACCEPT** the notation pursuant to Section 2.92.080 of the City Code, of receipt of campaign contributions by Representative Joe Molinar in the amount of \$5,000.00 from the El Paso Municipal Police Officers Association.
23. *Motion made, seconded, and carried to **ACCEPT** the notation pursuant to Section 2.92.080 of the City Code, of receipt of the following campaign contributions by City Representative Claudia L. Rodriguez, District 6 : \$80.00 from Claudia and Manuel Vasquez; \$80.00 from Sylvia and Genaro Ruvalcaba; \$180.00 from Jeseh Rivera; \$150.00 from Alicia Rivera; \$100.00 from Dina and Adrian Zamarripa; \$20.00 from Soledad Cadena; \$160.00 from Aybil Guzman; \$100.00 from Rafael De La Rosa; \$100.00 from Lizette and Ruben Reyes; \$100.00 from Elisa and Marcos Rivera; \$40.00 from Deborah Barron; \$100.00 from Erika Urbina; \$100.00 from Carlos Sierra; \$100.00 from Manuel and Evelyn Urbina; \$200.00 from Rick and Sharon Bonart; \$100.00 from Lizzet and Jazmine Urbina; \$500.00 from Ben Ivey; \$2,500.00 from David Cordero; \$2,500.00 from Steve Ortega; \$2,500.00 from JP Bryan.

CONSENT AGENDA – BEST VALUE PROCUREMENTS:

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

24. *Motion made, seconded, and unanimously carried to **AWARD** Solicitation 2022-0535 Janitorial Services - Municipal Court to Ace Government Services, LLC for an initial three (3) year term for an estimated amount of \$202,797.00. The award also includes a two (2) year option for an estimated amount of \$135,198.00. The total value of the contract is, including the initial term plus the option, for a total of five (5) years, for an estimated amount of \$337,995.00. This contract will allow janitorial services at the municipal court.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$71,253.00 for the initial term, which represents a 54.17% increase due to increased labor costs.

Department:	Municipal Court
Vendor:	Ace Government Services, LLC El Paso, TX
Item(s):	All
Initial Term:	3 years
Option to Extend:	2 years
Annual Estimated Award:	\$67,599.00
Initial Term Estimated Award:	\$202,797.00 (3 years)
Total Estimated Award:	\$337,995.00 (5 years)
Account No.:	111 - 1000 - 522060 - 11010
Funding Source:	General Fund
District(s):	All

This is a Best Value contract.

The Purchasing & Strategic Sourcing and Municipal Courts Departments recommend award as indicated to Ace Government Services, LLC, the bidder offering the best value bid.

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

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CONSENT AGENDA – REQUEST FOR PROPOSAL:
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Goal 6: Set the Standard for Sound Governance and Fiscal Management
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25.

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

WHEREAS, the El Paso, Texas City Council affirmed and updated its Debt Management Policy on July 26, 2016, setting forth the parameters for issuing new debt as well as managing the outstanding debt portfolio, identifying the types and amounts of permissible debt, and maintaining the current bond rating in order to minimize borrowing costs and preserving access to credit;

WHEREAS, in accordance with the Debt Management Policy, on February 1, 2022 the City of El Paso, Texas (the “City”) issued a request for qualifications as Solicitation 2022-0472R (Professional Underwriter Services) for the purpose of establishing a pool of credentialed and qualified professional underwriters for potential use by the City; and

WHEREAS, twenty-four (20) underwriters responded to the solicitation and a committee of professionals diligently evaluated the submissions received and compiled therefrom a list of seventeen (17) credentialed and qualified professional underwriters recommended by the Department of Purchasing and Strategic Sourcing for the City’s use;

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

That in accordance with the City’s Debt Management Policy, the List of Qualified Professional Underwriters compiled from Solicitation 2022-0472R (attached as “Exhibit A”) is hereby approved and the City Manager or his designee is authorized to select the appropriate underwriting firms to provide underwriting services for future City debt issuances or other financings from the List in rotating order. The selection and rotation of the

underwriting firm will depend on the number of firms necessary for a particular issuance, which will vary based on the size and complexity of the issuance. All associated fees will be negotiated at the time of issuance. Said List shall remain in effect from August 30, 2022 through August 29, 2027, with an option to extend the term for an additional two, one-year options to extend to be exercised by the City Manager or designee. Although the City anticipates using this list as the basis for selecting underwriters for future use, the City reserves the right to solicit underwriters re debt instruments that, in the sole opinion of the City, require additional sideration or specialty.

**“EXHIBIT A”
LIST OF QUALIFIED PROFESSIONAL UNDERWRITERS**

- Barclays Capital Inc.

- Cabrera Capital Markets, Inc.

- Estrada Hinojosa & Company, Inc.

- Frost Bank

- Jefferies Financial Group Inc. DBA Jefferies LLC

- J.P. Morgan Broker-Dealer Holding, Inc. DBA J.P. Morgan Securities LLC

- Loop Capital LLC DBA Loop Capital Markets LLC

- Morgan Stanley Domestic Holdings, Inc. DBA Morgan Stanley & Co. LLC

- Oppenheimer & Co., Inc

- Piper Sandler & Co

- Raymond James & Associates, Inc.

- RBC Capital Markets, LLC

- Samuel A. Ramirez & Co., Inc.

- Siebert Williams Shank & Co., LLC

- Stephens Inc.

- Stifel, Nicolaus & Company, Inc.

- UMB Bank, n.a.

CONSENT AGENDA - BIDS:

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

26. *Motion made, seconded, and unanimously carried to **AWARD** Solicitation 2022-0826 JP Shawver Park Improvements to BLACK STALLION CONTRACTORS, INC. for a total estimated award of \$175,271.71. The project consists of a new 3-wall handball court, installation of solar light fixtures, concrete sidewalks, and modifications to the existing irrigation system.

Department: Capital Improvement
Award to: BLACK STALLION CONTRACTORS, INC.
El Paso, TX
Item(s): Base Bid I
Initial Term: 180 Consecutive Calendar Days

Base Bid I: \$175,271.71
 Total Estimated Award: \$175,271.71
 Funding Source: Community Development Block Grant
 Accounts: 471-2400-71240-580270-G7146CD68
 District(s): 7

This is a Low Bid procurement, unit price contract.

The Purchasing & Strategic Sourcing and Capital Improvement Departments recommend award as indicated to BLACK STALLION CONTRACTORS, INC., 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 the 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 that are necessary for the 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.

REGULAR AGENDA – MEMBERS OF THE CITY COUNCIL:
Goal 1: Create an Environment Conducive to Strong, Sustainable Economic Development:

27.

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

WHEREAS, founded by President Dwight D. Eisenhower in 1956, Sister Cities International is a nonpartisan 501(c)(3) nonprofit which serves as the national membership organization for individual sister cities, counties, and states across the United States; and

WHEREAS, this network unites tens of thousands of citizen diplomats and volunteers in nearly 500 member communities with over 2,000 partnerships in more than 140 countries; and

WHEREAS, the mission of Sister Cities International is to promote peace through mutual respect, understanding, and cooperation—one individual, one community at a time; and

WHEREAS, the City of El Paso has active Sister City partnerships with Ciudad Juarez, Mexico; Chihuahua, Mexico; and Hadera, Israel; and

WHEREAS, in February 2020, Representative Svarzbein led the Mexico-U.S. Sister Cities Mayors’ Summit, which was hosted by El Paso and Juarez and brought over 400 people to the region to learn about the relationship between the two nations; and

WHEREAS, on Thursday, July 16, 2020, Representative Svarzbein was elected Vice Chair of Sister Cities International; and

WHEREAS, on Friday, July 8, 2022, at the annual Summer Leadership Meeting in Santa Fe, New Mexico, El Paso District 1 City Representative and Mayor Pro Tempore Peter Svarzbein made history by being officially sworn in as the first Latino Chairman of Sister Cities International; and

WHEREAS, Representative Svarzbein’s first major event as Chairman will be held this October at the U.S. Sister Cities Mayors’ Community Summit in San Diego and Tijuana.

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

1. That the City of El Paso proudly honors and recognizes District 1 City Representative and Mayor Pro Tempore Peter Svarzbein for being elected the first Latino Chairman of Sister Cities International and wishes him a successful two-year tenure as Chairman. Congratulations!

The Resolution was read into the record by Representative Rivera.

Mayor Leeser and Representatives Svarzbein and Hernandez commented.

1ST MOTION

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

2ND AND FINAL MOTION

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

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

NAYS: None

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28. Presentation and update by the City Manager on the status of grants and/or loans provided to small businesses through the Small Business Emergency Relief Program managed by LiftFund, to include a list of any businesses attached to a lien.

Ms. Elizabeth Triggs, Economic and International Development Director, presented a PowerPoint presentation (copy on file in the City Clerk’s Office).

Representatives Svarzbein, Rodriguez, and Rivera commented.

Mr. Tommy Gonzalez, City Manager, commented.

NO ACTION was taken on this item.

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

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29. 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 \$5,846.70 for the use of El Paso Police Department patrol units

and officers to support the Bowie 100th Anniversary Legacy Parade to be held on September 1, 2022, serves a municipal purpose of setting the standard for a safe and secure city; enhancing El Paso's quality of life; and fostering community pride.

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

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

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Hernandez

Goal 3: Promote the Visual Image of El Paso:

30. Discuss the 2022 Sister Cities International U.S. - Mexico Mayor's Community Summit host in San Diego-Tijuana October 11-14. The City of El Paso will be able to promote its uniqueness and reinforce the existing relationships with other Mexican cities and the United States.

Mayor Pro Tempore Svarzbein presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Representative Salcido commented.

NO ACTION was taken on this item.

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

31. Discussion and action to allow the Animal Shelter Advisory Committee ("ASAC") to participate in bi-annual events that do not require a monetary contribution in partnership with City of El Paso Animal Services and other organizations to increase adoptions, raise public awareness, and address the needs and welfare of animals, pursuant to Ordinance No. 017746, ASAC originating ordinance.

Representatives Annelo and Rivera commented.

Motion made by Representative Annelo, seconded by Representative Molinar, and unanimously carried to **ALLOW** the Animal Shelter Advisory Committee ("ASAC") to participate in bi-annual events that do not require a monetary contribution in partnership with City of El Paso Animal Services and other organizations to increase adoptions, raise public awareness, and address the needs and welfare of animals, pursuant to Ordinance No. 017746, ASAC originating ordinance.

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

NAYS: None

32. **RESOLUTION**

WHEREAS, September is recognized as Suicide Prevention Month, a time for people to raise awareness of suicide prevention, treatment, and recovery; and

WHEREAS, suicide is the second leading cause of death for people aged ten to thirty-four, and fourth leading cause of death for people aged thirty-four to fifty-four, and 46% percent of people who die by suicide had a diagnosed mental health condition; and

WHEREAS, during the pandemic, hospital admissions for teenage girls who may have attempted suicide increased 50%, with lesbian, gay, and bisexual youth four times more likely to attempt suicide than straight youth, and transgender people are twelve times more likely to attempt suicide than the general population; and

WHEREAS, veterans represented almost 14% of suicides among U.S. adults in 2019; and

WHEREAS, as a community it is vital we learn to identify symptoms of mental health conditions and warning signs of suicide in order to step in and help individuals to get help before it is too late as well as to dismantle stigma and misinformation; and

WHEREAS, together, spreading public awareness, educating families and friends, advocating for mental health care expansion, and improving our behavioral system will help the lives of individuals living with mental health conditions and their families; and

WHEREAS, the National Alliance on Mental Illness (NAMI) of El Paso along with El Paso VA and Emergence Health Network will host a vigil to honor those lost to suicide on September 22, 2022, at San Jacinto Plaza at 6PM; and

WHEREAS, El Pasoans can text “NAMI” to 741-741 to access the Crisis Text line, can call the nationwide suicide crisis line at 9-8-8, or the Emergence Health Network Crisis line at 915-779-1800 if they or a loved one are experiencing a mental health crisis; and

WHEREAS, September 10th is World Suicide Prevention Day, which has been recognized internationally and is supported by the World Health Organization.

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

That the City of El Paso will recognize September as Suicide Prevention Awareness month in commemoration of those lost to suicide.

The resolution was read into the record by Representative Anello.

Mayor Leeser commented.

The following members of the community commented:

1. Mr. Rene Hurtado, Emergence Health Network Chief of Staff
2. Mr. Isidro Torres, National Alliance on Mental Illness Executive Director
3. Ms. Elisa Barron, El Paso Veterans Affairs Suicide Prevention Social Worker

1ST MOTION

*Motion made, seconded, and unanimously carried to **MOVE THE ITEM TO THE FOREFRONT** of the Regular Agenda after item 27.

2ND AND FINAL MOTION

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

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

NAYS: None

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REGULAR AGENDA – OPERATIONAL FOCUS UPDATES
.....

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

33. ITEMS 33 AND 50 WERE DISCUSSED TOGETHER

Presentation and discussion on El Paso Animal Services management update.

Chief Terry Kebschull, Animal Services Director, Ms. Michelle Anderson, Animal Services Public Affairs Coordinator and Mr. Adan Parra, Animal Services Research and Management Assistant, presented a PowerPoint presentation (copy on file in the City Clerk’s Office).

Mayor Leeser and Representatives Svarzbein, Hernandez, Molinar, and Salcido commented.

The following City staff members commented:

- Mr. Tommy Gonzalez, City Manager
- Chief Mario D’Agostino, Deputy City Manager

The following member of the public commented:

1. Mr. Ron Comeau
2. Ms. Julia Krampe

NO ACTION was taken on this item.

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CALL TO THE PUBLIC – PUBLIC COMMENT:
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The following members of the public commented:

1. Ms. Marcy Chavez
2. Mr. Jose Barriga

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REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS:
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Goal 2: Set the Standard for a Safe and Secure City
.....

34. Motion made by Representative Rivera, seconded by Representative Rodriguez, and unanimously carried to **AUTHORIZE** the Director of the Purchasing & Strategic Sourcing Department to issue a Purchase Order(s) to TargetSolutions Learning, LLC d/b/a Vector Solutions, the sole provider for the annual maintenance of Target Solutions training software for Fire Department uniform personnel and 911 Communications personnel for a term of three (3) years for an estimated amount of \$182,714.13 with the stipulation that the vendor provides an updated sole source letter and affidavit each year. The award of this contract will allow the

use of this continuing education software for the El Paso Fire Department uniform personnel and 911 Communications personnel to track training and credentials to meet Texas Commission on Fire Protection (TCPF) and Texas Department of State Health Services (TDSHS) requirements.

Contract Variance:

The difference based in comparison to the previous contract is as follows: A decrease of \$7,496.37, which represents a 3.94% decrease due to the reduced number of access to personnel.

Department:	Fire
Award to:	TargetSolutions Learning, LLC d/b/a Vector Solutions Tampa, FL
Term:	3 years
Annual Estimated Amount:	\$ 60,904.71
Total Estimated Award:	\$182,714.13 (3 Years)
Account No.:	522020-239-1000-15240-P1506
Funding Source:	General Funds
Districts(s):	All
Sole Source No.:	2022-0924

This is a Sole Source, service contract.

The Purchasing & Strategic Sourcing and Fire Departments recommend award as indicated to TargetSolutions, LLC d/b/a Vector Solutions the sole provider for the annual maintenance of Target Solutions training software.

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

AYES: Representatives Svarzbein, Anello, Hernandez, Molinar, Salcido, Rodriguez, Rivera, and Lizarraga

NAYS: None

Goal 6: Set the Standard for a Safe and Secure City

- 35.** Motion made by Representative Rodriguez, seconded by Representative Molinar, and unanimously carried to **AWARD** Solicitation No. 2022-0038R 457(b) Deferred Compensation Plan Administrator and 401(a) Profit Sharing Plan Administrator to Empower Retirement, LLC for an initial five (5) year term. The award is to include a two (2), two (2) year optional terms for a total of nine (9) years.

Contract Variance:

Not applicable, no cost to the City.

Department:	Human Resources
Award to:	Empower Retirement, LLC Greenwood Village, CO
Item(s):	All
Initial Term:	5 years
Option to Extend:	Two (2), two (2) years
Annual Estimated Award:	N/A
Initial Term Estimated Award:	N/A

Option Term Estimated Award: N/A
Total Estimated Award: N/A
Account No: N/A
Funding Source: Employee Voluntary Contributions Only
District(s): All

This is a Request for Proposal, service contract.

The Purchasing & Strategic Sourcing and the Human Resources Departments recommend award as indicated to Empower Retirement, LLC the highest ranked proposer based on evaluation factors established for this procurement. In accordance with this award, the City Manager or designee is authorized to exercise future options if needed.

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

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36. Motion made by Representative Rodriguez, seconded by Representative Salcido, and unanimously carried to **AUTHORIZE** the Director of Purchasing & Strategic Sourcing Department to issue a Purchase Order to USI Southwest, Inc., referencing Contract 2019-1063R Property Insurance. This will be a change order to increase the contract by \$682,201.40 for a total amount not to exceed \$3,411,006.98 for the initial term. The change order will cover expenses for property insurance annual premium increases from August 30, 2020 to July 1, 2023.

Contract Variance:
No contract variance

Department: Human Resources
Award to: USI Southwest, Inc.
El Paso, TX
Total Estimated Amount: \$682,201.40
Account No.: 999-9999-1000-544090
Funding Source: Non-departmental - Property Insurance Expense
District(s): All

This is a Request for Proposal, services contract

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

37. **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 Contract No. 2022-0411R Professional Municipal Advisory Services between the City and Hilltop Securities, Inc., for a contract term of three (3) years beginning on September 1, 2022 and ending on, August 31, 2025, with an option to extend the term for an additional two, one-year options to extend to be exercised by the City Manager or designee; and

WHEREAS, the fees due to Hilltop Securities, Inc., for municipal advisory services will not exceed the fee schedule of a base fee of \$25,000.00 plus \$1.30 per \$1,000.00 for the first \$75,000,000.00 of bonds issued, plus \$1.15 per \$1,000.00 thereafter. The City will also pay for reimbursable expenses and for additional services for the completion of debt issuance.

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

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

NAYS: None

Goal 8: Nurture and Promote a Healthy, Sustainable Community

38. Motion made by Representative Rivera, seconded by Representative Molinar, and unanimously carried to **AWARD** Solicitation No. 2022-0039 Security Guard Services to Night Eyes Protective Services, Inc., for an initial term of three (3) years for an estimated amount of \$759,504.00. The award also includes a two (2) year option for an estimated amount of \$506,336.00. The total contract value is, including the initial term plus option is five (5) years, for an estimated amount of \$1,265,336.00.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$197,536.32 for the initial term, which represents a 355.08% increase due to an increase in sites resulting in additional hours and an increase in hourly rates.

Department:	Health
Award to:	Night Eyes Protective Services, Inc. El Paso, TX
Item(s):	ALL
Initial Term:	3 years
Option to Extend:	2 years
Annual Estimated Award:	\$ 253,168.00
Initial Term Estimated Award:	\$ 759,504.00 (3 years)
Option Term Estimated Award:	\$ 506,336.00 (2 years)
Total Estimated Award:	\$1,265,840.00 (5 years)
Account No.:	522120 - 341 - 1000 - 41170
Funding Source:	General Funds
District(s):	All

This is a Best Value procurement contract.

The Purchasing & Strategic Sourcing and the Public Health Departments recommend award as indicated to Night Eyes Protective Services, Inc., the highest ranked bidder based on evaluation factors established for this procurement. In accordance with this award, the City Manager or designee is authorized to exercise future options if needed.

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

NAYS: None

REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF ORDINANCES:

Goal 3: Promote the Visual Image of El Paso

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39. ORDINANCE 019370

The City Clerk read an Ordinance entitled: **AN ORDINANCE VACATING A 1,947 SQUARE-FOOT PORTION OF GRANDVIEW AVENUE LOCATED WITHIN BLOCK 7, HIGHLAND PARK ADDITION, CITY OF EL PASO, EL PASO COUNTY, TEXAS.**

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

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

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

NAYS: Representative Molinar

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

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40. ORDINANCE 019371

The City Clerk read an Ordinance entitled: **AN ORDINANCE VACATING A 1,742 SQUARE-FOOT PORTION OF A 20 FOOT WIDE ALLEY AND UTILITY EASEMENT LOCATED WITHIN BLOCK 2, MILLS MAP ADDITION, CITY OF EL PASO, EL PASO COUNTY, TEXAS.**

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

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

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

NAYS: None

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

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

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41. ORDINANCE 019372

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING ORDINANCE 8064 (CLASSIFICATION AND COMPENSATION PLAN) TO AMEND SECTION 4.5 (OBSERVED HOLIDAYS) TO ADD CESAR CHAVEZ DAY.**

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

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

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

NAYS: None

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

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REGULAR AGENDA – OTHER BUSINESS:
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Goal 1: Create an Environment Conducive to Strong, Sustainable Economic Development
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42. RESOLUTION
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BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Manager be authorized to sign an Agreement for Professional Services by and between the CITY OF EL PASO and Parkhill, Smith & Cooper, Inc., a domestic for-profit corporation for a project known as “EPIA-Taxiway Golf Reconstruction” for an amount not to exceed \$876,370.00; 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 \$976,370.00; 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 Hernandez, seconded by Representative Molinar, and unanimously carried to **APPROVE** the Resolution.

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

NAYS: None

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

That the City Manager be authorized to sign an Agreement for Professional Services by and between the CITY OF EL PASO and GARVER, LLC., an Arkansas limited liability company, for a project known as “EPIA-General Aviation Ramp Reconstruction” for an amount not to exceed \$1,913,810.00; 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 not to exceed \$2,013,810.00; 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 Hernandez, seconded by Representative Annelo, and unanimously carried to **APPROVE** the Resolution.

AYES: Representatives Svarzbein, Annelo, Hernandez, Molinar, Salcido, Rodriguez, Rivera, and Lizarraga
NAYS: None

44.

RESOLUTION

WHEREAS, on November 15, 2021, President Joseph R. Biden signed the Infrastructure and Jobs Act of 2021 into law and appropriated \$1.5 billion to be awarded by the United States Department of Transportation (DOT) for fiscal year 2022 for Local and Regional Project Assistance Program Grants under the National Infrastructure Investments program; and,

WHEREAS, the Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grant program provides communities of all sizes the opportunity to modernize their infrastructure through the DOT; and,

WHEREAS, hundreds of applications are sent in from around the country for the DOT to invest in road, rail, transit, and port projects that aim to meet national objectives; and,

WHEREAS, each project is rigorously reviewed on the criteria of safety, state of repair, economic competitiveness, opportunity, quality of life, or innovation then selected based on merit; and,

WHEREAS, on February 15, 2022 City Council voted to support staff's submittal of the Ysleta Port of Entry Pedestrian and Related Improvements Project (Project) for a RAISE Grant from the DOT as part of the City's commitment to the success of its land ports of entry; and,

WHEREAS, on August 9, 2022, it was announced that this application was successful, and that DOT has awarded the City of El Paso a \$12,000,000 grant for this Project, with a \$3,000,000 local match for an expected total Project budget of \$15,000,000; and,

WHEREAS, the Ysleta Port of Entry Pedestrian and related improvements will help provide needed amenities for pedestrians, bicycles and Sun Metro riders who use the Ysleta Port of Entry to travel between El Paso and Ciudad Juarez

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

That the City Manager be authorized to accept and sign a grant agreement for the Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant from the United States Department of Transportation (DOT) for the Ysleta Port of Entry Pedestrian and Related Improvements Project (Project).

That this authorization shall include the original grant agreement, any related modifications or amendments, and any other documents when the form and substance of those documents have been reviewed and approved by the City Attorney's Office, and the authorization will include the ability to sign multiple agreements and documents, as the grant might be issued in various disbursements.

That the City Manager may be authorized to approve, effectuate, and sign any budget transfers needed to establish appropriations in connection with this grant.

The total grant amount shall include an estimated federal share of \$12,000,000 and an estimated match of \$3,000,000 to be paid for with the City of El Paso's P3 Funds, totaling \$15,000,000 for the Ysleta Port of Entry Pedestrian and Related Improvements Project.

Ms. Anne Guayante, Grants and Strategic Initiatives Manager, presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Mayor Leeser and Representatives Svarzbein, Hernandez, and Rivera commented.

Mr. David Coronado, International Bridges and Economic and International Development Managing Director, commented.

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

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Rodriguez

**45. RESOLUTION NOMINATING PHELPS DODGE REFINING CORPORATION
AS A TEXAS STATE ENTERPRISE ZONE PROJECT**

WHEREAS, the City Council of the City of El Paso ("City") has previously passed Ordinance No. 017116 on May 26, 2009, electing to participate in the Texas Enterprise Zone Program; and

WHEREAS, the local incentives offered under this Resolution are the same on this date as were outlined in Ordinance No. 017116; and

WHEREAS, pursuant to Chapter 2303, Subchapter F of the Texas Enterprise Zone Act, Texas Government Code ("Act"), Phelps Dodge Refining Corporation has applied to the City for designation as an enterprise zone project; and

WHEREAS, the Office of the Governor Economic Development and Tourism ("EDC") through the Economic Development Bank ("Bank") will consider Phelps Dodge Refining Corporation as an enterprise project pursuant to a nomination and an application made by the City; and

WHEREAS, the City desires to pursue the creation of the proper economic and social environment in order to induce the investment of private resources in productive business enterprises located in the city and to provide employment to residents of enterprise zones and to other economically disadvantaged individuals; and

WHEREAS, the City finds that Phelps Dodge Refining Corporation meets the criteria for designation as an enterprise project under Chapter 2303, Subchapter F of the Act on the following grounds:

1. Phelps Dodge Refining Corporation is a "qualified business" under Section 2303.402 of the Act since it will be engaged in the active conduct of a trade or business at a qualified business site located outside an enterprise zone and at least thirty-five percent (35%) of the business' new employees will be

residents of an enterprise zone, economically disadvantaged individuals, or veterans; and

2. There has been and will continue to be a high level of cooperation between public, private, and neighborhood entities within the area; and
3. The designation of Phelps Dodge Refining Corporation as an enterprise project will contribute significantly to the achievement of the plans of the City for development and revitalization of the area.

WHEREAS, the City finds that Phelps Dodge Refining Corporation meets the criteria for tax relief and other incentives adopted by the City and nominates Phelps Dodge Refining Corporation for enterprise project status on the grounds that it will be located at the qualified business site a higher level of employment, economic activity and stability; and

WHEREAS, the City finds that it is in the best interest of the City to nominate Phelps Dodge Refining Corporation as an enterprise project pursuant to the Act.

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

1. That Phelps Dodge Refining Corporation is a "qualified business" as defined in Section 2303.402 of the Act, and Phelps Dodge Refining Corporation meets the criteria for designation as an enterprise project, as set forth in Section 2303, Subchapter F of the Act;
2. That the enterprise zone project shall take effect on the date of designation of the enterprise project by the agency and terminate five years after date of designation; and
3. That the City Manager or his designee be authorized to sign any and all documents required by EDC to complete the nomination process.

Mr. Bill Allen, Economic and International Development Assistant Director, presented a PowerPoint presentation (copy on file in the City Clerk's Office) and read a floor amendment into the record.

Motion made by Representative Molinar, seconded by Representative Salcido, and carried to **APPROVE** the Resolution **AS AMENDED**.

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

NAYS: Representative Anello

NOT PRESENT FOR THE VOTE: Representative Rodriguez

Goal 3: Promote the Visual Image of El Paso

46. Discussion and action on an appeal by the property owner of 1121 Terrace Court, El Paso, Texas in the Sunset Heights Historic District regarding a decision rendered by the Historic Landmark Commission (HLC) in HLC Case PHAP22-00022 on June 6, 2022, to deny a Certificate of Appropriateness for the referenced property.

Ms. Providencia Velasquez, Historic Preservation Officer, presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Mayor Leeser and Representatives Annelo and Lizarraga commented.

Mr. Luis Yanez, applicant representative commented.

The following City staff members commented:

- Mr. Tony De La Cruz, Building Permits and Inspections Assistant Director
- Ms. Kristen Hamilton-Karam, Senior Assistant City Attorney

1ST MOTION

Motion made by Representative Hernandez, seconded by Representative Salcido, and unanimously carried to **SUSPEND THE RULES OF ORDER** to allow the speaker additional time.

2ND AND FINAL MOTION

Motion made by Representative Rivera, seconded by Representative Hernandez, and carried to **POSTPONE** the item for **TWO WEEKS**.

AYES: Representatives Annelo, Hernandez, Salcido, and Rivera

NAYS: Representatives Molinar and Lizarraga

NOT PRESENT FOR THE VOTE: Representatives Svarzbein and Rodriguez

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

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47. Discussion and action to approve the El Paso County 911 District FY2022-2023 Budget to be presented by Scott Calderwood, Director.

Mr. Scott Calderwood, El Paso County 911 District Director, provided a briefing on the item.

1ST MOTION

*Motion made, seconded, and unanimously carried to **MOVE THE ITEM TO THE FOREFRONT** of the Regular Agenda after item 32.

2ND AND FINAL MOTION

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

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

NAYS: None

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

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48. **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 Professional Services Agreement to perform surveying services on a task by task basis by and between the by City of El Paso and each of the following three (3) consultants:

1. Brock & Bustillos, Inc.

2. Cobb, Fendley & Associates, Inc.
3. Frank X. Spencer & Associates, Inc.

Each On-Call Agreement will be for an amount not to exceed \$300,000.00, 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 unanimously carried to **APPROVE** the Resolution.

AYES: Representatives Annelo, Hernandez, Molinar, Salcido, Rivera, and Lizarraga

NAYS: None

NOT PRESENT FOR THE VOTE: Representatives Svarzbein and Rodriguez

49.

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 submit an application to the Office of the Governor, Texas military Preparedness Commission for the Defense Economic Adjustment Assistance Grant ("DEAAG") for the McGregor Range Waterline Replacement Project – Phase 1, which involves the first phase of a replacement of a water distribution line that serves the McGregor Range training facilities. Phase 1 of this project replaces the off-base portion of this aging distribution line with a new larger diameter line to meet growth needs. Phase 2 will replace an off-base pump station, and Phase 3 will replace the on-base portion of the water distribution line. As the sole water distribution line serving McGregor Range, this project is needed to reduce the potential of any disruptions to the national security training missions that take place at McGregor Range and to accommodate growth and expansion. Fort Bliss has indicated this project is the top priority for water resilience at the military base. This project will contribute to water reliability and support growth. The cost of the McGregor Range Waterline Replacement Project – Phase 1 is \$7,472,000, and the City utility - El Paso Water Utilities Public Service Board - will fund 50% of the cost of the project. Through the DEAAG grant, the City will request 50% of the project cost (\$3,736,000).

Further, that the City Manager, or designee, be authorized to explore funding sources and partnerships and to execute any documents and agreements in relation to the grant, funding sources, and/or partnerships agreements, after consultation with the City Attorney's Office. In addition, the City Manager or designee is authorized to sign any related documents, including but not limited to budget transfer authorizations, revisions to the operation plan, grant amendments and/or corrections or extensions of the grant that increase, decrease or de-obligate program funds.

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

AYES: Representatives Annelo, Hernandez, Molinar, Salcido, Rivera, and Lizarraga

NAYS: None

NOT PRESENT FOR THE VOTE: Representatives Svarzbein and Rodriguez

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Goal 8: Nurture and Promote a Healthy, Sustainable Community
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50. ITEMS 33 AND 50 WERE DISCUSSED TOGETHER

R E S O L U T I O N

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

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

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

WHEREAS, Title 7.12.020 requires all dogs and cats over the age of four months that are transferred to a new owner from the shelter to be spayed or neutered; and

WHEREAS, the City of El Paso wishes to transfer up to \$1.5 million to the EPVMA to support El Paso Animal Services and pet owners with the cost of veterinary needs including but not limited to minor surgeries, injuries, x-rays, abrasions, and spaying and neutering to support, nurture, and promote overall public health by reducing disease in the community including but not limited to rabies control and the overpopulation of animals; and

WHEREAS, City Council finds the Agreement serves a public purpose, generates adequate consideration in exchange for the expenditure, and there is sufficient controls and consideration to enter into the Agreement.

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

THAT the City Manager be authorized to sign an Agreement between the CITY OF EL PASO and the EL PASO VETERINARY MEDICAL ASSOCIATION (EPVMA) for the City of El Paso to transfer up to \$1.5 million to the EPVMA to promote overall community health by increasing spaying and neutering pets to promote a healthy and sustainable animal community in the City.

1ST MOTION

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

2ND AND FINAL MOTION

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

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

NAYS: None

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ADJOURN
.....

Motion made by Representative Annello, seconded by Representative Molinar, and unanimously carried to **ADJOURN** this meeting at 12:58 p.m.

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representatives Svarzbein and Rodriguez

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APPROVED AS TO CONTENT:

Laura D. Prine, City Clerk