

Oscar Leeser
Mayor

Cary Westin
Interim City Manager



CITY COUNCIL
Brian Kennedy, District 1
Alexandra Anello, District 2
Cassandra Hernandez, District 3
Joe Molinar, District 4
Isabel Salcido, District 5
Art Fierro, District 6
Henry Rivera, District 7
Chris Canales, District 8

AGENDA FOR THE REGULAR COUNCIL MEETING

January 17, 2024

**COUNCIL CHAMBERS, CITY HALL, 300 N. CAMPBELL AND VIRTUALLY
9:00 AM**

**Teleconference phone number: 1-915-213-4096
Toll free number: 1-833-664-9267
Conference ID: 794-994-463#**

AND

**AGENDA REVIEW MEETING
COUNCIL CHAMBERS, CITY HALL
300 N. CAMPBELL AND VIRTUALLY**

**January 16, 2024
9:00 AM**

**Teleconference phone number: 1-915-213-4096
Toll free number: 1-833-664-9267
Conference ID: 739-314-048#**

Notice is hereby given that an Agenda Review Meeting will be conducted on January 16, 2024, at 9:00 A.M. and a Regular Meeting of the City Council of the City of El Paso will be conducted on January 17, 2024, at 9:00 A.M. Members of the public may view the meeting via the following means:

Via the City's website. <http://www.elpasotexas.gov/videos>
Via television on City15,
YouTube: <https://www.youtube.com/user/cityofelpasotx/videos>

In compliance with the requirement that the City provide two-way communication for members of the public, members of the public may communicate with Council during public comment, and regarding agenda items by calling the following number:

1-915-213-4096 or Toll free number: 1-833-664-9267

At the prompt please enter the corresponding Conference ID:

Agenda Review, January 16, 2024 Conference ID: 739-314-048#

Regular Council Meeting, January 17, 2024 Conference ID: 794-994-463#

The public is strongly encouraged to sign up to speak on items on this agenda before the start of this meeting on the following links:

For Call to the Public:

<https://app.smartsheet.com/b/form/dfad29e838da41fd86052bb264abd397>

To Speak on Agenda Items:

<https://app.smartsheet.com/b/form/7086be5f4ed44a239290caa6185d0bdb>

The following member of City Council will be present via video conference:

Mayor Oscar Leaser

A quorum of City Council must participate in the meeting.

ROLL CALL

INVOCATION BY DAVID MARQUEZ - JOIN US FOR JUSTICE

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS

Chloe Fierro Day

Mike Maddux Day

NOTICE TO THE PUBLIC

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members. Prior to the vote, members of the audience may ask questions regarding items on the consent agenda. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting.

CONSENT AGENDA - APPROVAL OF MINUTES:

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

1. Approval of the Minutes of the Regular City Council Meeting of January 3, 2024.

[24-46](#)

All Districts

City Clerk's Office, Laura D. Prine, (915) 212-0049

CONSENT AGENDA - REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS [24-47](#)

CONSENT AGENDA - RESOLUTIONS:

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

3. A Resolution that the City Manager, or designee, be authorized to sign an Underground Electrical and Transformer Pad Easement, granting an easement to the El Paso Electric Company to provide electrical power to property in the vicinity of the El Paso International Airport at 6631 Montana Avenue, legally described as a .0192-acre parcel situate within the corporate limits of the City of El Paso, El Paso County, Texas a portion of lot 15, Block 5, El Paso International Airport Tracks Replat of Unit 3, El Paso County Texas, as filed in Volume 28, Page 46, El Paso County Plat Records. [24-90](#)

All Districts

Airport, Sam Rodriguez, (915) 212-7301

4. That the City Manager be authorized to sign an Agreement for Professional Services by and between the City of El Paso and WSP USA Environment & Infrastructure Inc., a Nevada Corporation authorized to transact business in Texas, for a project known as "EPIA Relocation of Taxiway M - Geotechnical & Materials Testing" for an amount not to exceed \$224,785.00; and 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 \$324,785.00; 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. [24-93](#)

All Districts

Capital Improvement Department, Yvette Hernandez, (915) 212-0065

5. That the City Manager be authorized to sign an Agreement for Professional Services by and between the City of El Paso and Professional Service Industries, Inc., a Delaware Corporation authorized to transact business in Texas, for a project known as "EPIA Reconstruction of Taxiway G - Geotechnical & Materials Testing" for an amount not to exceed \$214,820.00; and 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 [24-94](#)

amounts are within the appropriate budgets of the project for a total amount of \$314,820.00; 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.

All Districts

Capital Improvement Department, Yvette Hernandez, (915) 212-0065

Goal 3: Promote the Visual Image of El Paso

6. A Resolution approving a detailed site development plan for Lot 21, Block 2, Valumbrosa, 9237 Alameda Avenue, City of El Paso, El Paso County, Texas, pursuant to Section 20.04.150. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. [24-89](#)

The proposed detailed site development plan meets the intent of the Future Land Use designation for the property and is in accordance with Plan El Paso, the City's Comprehensive Plan.

Subject Property: 9237 Alameda Avenue
Applicant: Bel-Bran Properties I, LLC, PZDS23-00037

District 7

Planning and Inspections, Philip F. Etiwe, (915) 212-1553
Planning and Inspections, Luis Zamora, (915) 212-1552

7. That the Solid Waste liens on the attachment posted with this agenda be approved. (See Attachment A) [24-91](#)

Districts 1, 2, 3, 4, 6, 7, 8

Environmental Services Department, Nicholas Ybarra, (915) 212-6000

CONSENT AGENDA - BOARD APPOINTMENTS:

Goal 8: Nurture and Promote a Healthy, Sustainable Community

8. Matthew Behrens to the Regional Renewable Energy Advisory Council by Representative Chris Canales, District 8. [24-118](#)

Members of the City Council, Representative Chris Canales, (915) 212-0008

9. Stefanie Anderson to the Regional Renewable Energy Advisory Council by Representative Isabel Salcido, District 5. [24-125](#)

Members of the City Council, Representative Isabel Salcido, (915) 212-0005

CONSENT AGENDA - APPLICATIONS FOR TAX REFUNDS:

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

10. That the tax refunds listed on the attachment posted with this agenda be approved. This action would allow us to comply with state law which requires approval by the legislative body of refunds of tax overpayments greater than \$2,500.00. (See Attachment B) [24-97](#)

All Districts

Tax Office, Maria O. Pasillas, (915) 212-1737

11. That the tax refunds listed on the attachment posted with this agenda be approved. This action would allow us to comply with state law which requires approval by the legislative body of refunds of tax overpayments exceeding the three (3) year limit. (See Attachment C) [24-98](#)

All Districts

Tax Office, Maria O. Pasillas, (915) 212-1737

CONSENT AGENDA - NOTICE FOR NOTATION:

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

12. For notation only, the P-Card Transactions for the period of October 19 to November 20, 2023 and November 21 to December 20, 2023 for Mayor, City Council Representatives, City Attorney's Office, City Manager's Office and staff. [24-72](#)

All Districts

City Manager's Office, K. Nicole Cote, (915) 212-1092

CONSENT AGENDA - NOTICE OF CAMPAIGN CONTRIBUTIONS:

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

13. For notation pursuant to Section 2.92.080 of the City Code, receipt of campaign contributions by Representative Cassandra Hernandez: \$1,500 from El Paso Municipal Police Officers' Association. [24-129](#)

Members of the City Council, Representative Cassandra Hernandez, (915) 212-0003

REGULAR AGENDA - MEMBERS OF THE CITY COUNCIL

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

14. Discussion and action to approve a Resolution that recognizes Lieutenant James "Jay" Nicholson as the newly elected President of the El Paso Association of Firefighters, Local 51. [24-127](#)

All Districts

Members of the City Council, Representative Cassandra Hernandez, (915) 212-0003

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

15. Discussion and action directing the City Manager and City Attorney to collaborate with the City Of El Paso Employees Retirement Trust on proposed City Code section 2.64 amendments that were recommended by the Pension Board. [24-132](#)

All Districts

Members of the City Council, Representative Art Fierro, (915) 212-0006

Goal 8: Nurture and Promote a Healthy, Sustainable Community

16. Discussion and action directing the City Manager and City Attorney to develop an amendment to Title 7 to ban surgical procedures on domestic animals with no medical necessity, including aesthetic procedures such as cosmetic caudectomy (commonly known as “tail docking”) and cosmetic otoplasty (commonly known as “ear cropping”) as well as other elective functional alterations for owner convenience such as onychectomy (also known as partial digital amputation or commonly “declawing”) and ventriculocordectomy (also known as devocalization or commonly “debarking” or “demeowing”); [24-130](#)

and further directing that this amendment shall be constructed so as not to ban procedures such as spay/neuter or minor ear clipping related to a sanctioned Trap-Neuter-Return (TNR) program;

and further directing that proposed amendments be presented to the Animal Shelter Advisory Committee for their recommendation, and that staff return to the City Council with a draft amendment and recommendations within 90 days.

All Districts

Members of the City Council, Representative Chris Canales, (915) 212-0008

REGULAR AGENDA - OPERATIONAL FOCUS UPDATES

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

17. Discussion on City Council-requested action to develop additional Police Department policies with respect to gender-diverse individuals and bias-free policing. [POSTPONED FROM 12-12-2023] [23-1592](#)

All Districts

Police, Assistant Chief Zina Silva, (915) 212-4306

Goal 8: Nurture and Promote a Healthy, Sustainable Community

18. Presentation and update on behalf of the Diversity, Equity, Inclusion, and Accessibility Cross Functional Team. [POSTPONED FROM 12-12-2023] [23-1591](#)

All Districts

City Manager's Office, Robert Cortinas, (915) 212-1067
Human Resources, Edward K. McDonald III, (915) 212-1282

CALL TO THE PUBLIC – PUBLIC COMMENT:

Call to the Public will begin at 12:00 p.m. Requests to speak must be received by 9:00 a.m. on the date of the meeting. Sixty minutes in total will be devoted for Call to the Public. This time is reserved for members of the public who would like to address the City Council on items that are not on the City Council Agenda.

Members of the public may communicate with Council during public comment, and regarding agenda items by calling 1-915-213-4096 or toll free number 1-833-664-9267 at the prompt please enter the following Conference ID: 794-994-463#

A sign-up form is available on line for those who wish to sign up in advance of the meeting at: <https://app.smartsheet.com/b/form/dfad29e838da41fd86052bb264abd397>

REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS:

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

- 19. Discussion and action on the award of Task Order #3V-1 for Solicitation 2022-0678, Fire Station #16 Renovations to Veliz Construction for a total estimated award of \$1,399,450.03 [24-95](#)

District 2

Capital Improvement Department, Yvette Hernandez, (915) 212-1860
Purchasing and Strategic Sourcing, K. Nicole Cote, (915) 212-1092

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

- 20. The linkage to the Strategic Plan is Subsection: 6.6 Ensure continued financial stability and accountability through sound financial management, budgeting, and reporting. [24-104](#)

Award Summary:

The award of solicitation 2024-0028R Depository Services to Wells Fargo Bank, N.A., for a five (5) year term for an estimated amount of \$1,400,000.00. The contract will allow for the processing of depository, investment, and banking services for the City of El Paso.

Contract Variance:

No contract variance, replacement contract.

Department:	Office of the Comptroller
Award to:	Wells Fargo Bank
City & State:	Houston, TX

Item(s):	All
Initial Term:	5 Years
Option Term:	N/A
Total Contract Time:	5 Years
Annual Estimated Award:	N/A
Initial Term Estimated Award:	\$1,400,000.00
Option Term Estimated Award:	N/A
Total Estimated Award	\$1,400,000.00
Account(s)	N/A
Funding Source(s):	Earnings credit on available demand deposit balances and Investment earnings on excess cash balances
District(s):	All

This was a Request for Proposals Procurement - service contract.

The Purchasing & Strategic Sourcing Department and the Office of the Comptroller departments recommend award as indicated to Wells Fargo Bank, N.A. the sole offeror based on the evaluation factors established in the evaluation criteria for this procurement. Additionally, it is requested that the City Attorney's Office review and that the City Manager or designee be authorized to execute any related contract documents and agreements necessary to effectuate this award.

All Districts

Purchasing and Strategic Sourcing, K. Nicole Cote, (915) 212-1092
Office of the Comptroller, Margarita M. Marin, (915) 212-1174

REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF ORDINANCES:

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

- 21. An Ordinance amending Ordinance No. 016528 to modify requirements for membership on the Board of Directors of the Tax Increment Reinvestment Zone Number Five, City of El Paso, Texas. [24-04](#)

District 8

Economic and International Development, Karina Brascgalla, (915) 212-1570

- 22. An Ordinance of the City Council of the City of El Paso, Texas, approving amendment number twenty-three to the Project and Financing Plan for Tax Increment Reinvestment Zone Number Five, City of El Paso, Texas, amending the plan to update the projected tax increment reinvestment zone revenue and establishing project cost categories. [24-07](#)

District 8

Economic and International Development, Karina Brascgalla, (915) 212-1570

- 23. An Ordinance authorizing the City Manager to sign a Purchase and Sale Agreement, a Deed and any other documents necessary to convey approximately 7.006 acres of land legally described as out of a portion of Tracts [24-42](#)

3A and 5A, now known as Tracts 3A3 and 5A1, Block 7, Ysleta Grant, City of El Paso, El Paso County, Texas.

District 7

El Paso Water, Alex Vidales, (915) 594-5636

24. An Ordinance authorizing the City Manager to sign a Purchase and Sale Agreement, a Deed and any other documents necessary to convey approximately 0.11 acres of land legally described as the North 40 feet of Lots 12 to 16, Map No. 3, Block 99, Bassett's Addition, City of El Paso, El Paso County, Texas. [24-43](#)

District 8

El Paso Water, Alex Vidales, (915) 594-5636

25. An Ordinance authorizing the City Manager to sign a Purchase and Sale Agreement, a Deed and any other documents necessary to convey approximately 0.025 acres of land legally described as Lot 25, Block 3, Colonia Miramonte Addition Unit One, City of El Paso, El Paso County, Texas. [24-44](#)

District 1

El Paso Water, Alex Vidales, (915) 594-5636

REGULAR AGENDA - OTHER BUSINESS:

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

26. Discussion and action on a Resolution 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 Texas Corporation, for a project known as "EPIA Reconstruction of Taxiway Golf, Relocation of Taxiway M, General Ramp Reconstruction Rebid - Construction Management & Inspection Services" for an amount not to exceed \$2,428,187.00; and 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 \$2,528,187.00; 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. [24-92](#)

All Districts

Capital Improvement Department, Yvette Hernandez, (915) 212-0065

EXECUTIVE SESSION

The City Council of the City of El Paso may retire into EXECUTIVE SESSION pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of

the items on this agenda, consistent with the terms of the Open Meetings Act and the Rules of City Council.) The City Council will return to open session to take any final action and may also, at any time during the meeting, bring forward any of the following items for public discussion, as appropriate.

Section 551.071 CONSULTATION WITH ATTORNEY
Section 551.072 DELIBERATION REGARDING REAL PROPERTY
Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS
Section 551.074 PERSONNEL MATTERS
Section 551.076 DELIBERATION REGARDING SECURITY DEVICES OR SECURITY AUDITS
Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS
Section 551.089 DELIBERATION REGARDING SECURITY DEVICES OR SECURITY AUDITS; CLOSED
 MEETING

ADJOURN

NOTICE TO THE PUBLIC:

Sign Language interpreters are provided for regular City Council meetings. If you need Spanish Interpreter Services, you must email CityClerk@elpasotexas.gov at least 72 hours in advance of the meeting.

ALL REGULAR CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET ON THURSDAY PRIOR TO THE MEETING AT THE ADDRESS BELOW:

<http://www.elpasotexas.gov/>