

OSCAR LEESER
MAYOR

CARY WESTIN
INTERIM CITY MANAGER



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

MINUTES FOR REGULAR COUNCIL MEETING

JUNE 4, 2024
COUNCIL CHAMBERS, CITY HALL AND VIRTUALLY
9:00 AM

ROLL CALL

The City Council of the City of El Paso met on the above time and date. Meeting was called to order at 9:04 a.m. Mayor Pro Tempore Brian Kennedy was present and presiding and the following Council Members answered roll call: Josh Acevedo, Joe Molinar, Isabel Salcido, Henry Rivera, and Chris Canales. Late arrivals: Art Fierro at 9:08 a.m. and Cassandra Hernandez at 9:09 a.m. Mayor Oscar Leeser requested to be excused.

INVOCATION BY EL PASO POLICE CHAPLAIN RABBI LEVI GREENBERG

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS

Pride Month

El Paso High School Mock Trial Team Day

Franklin High School Mariachi Estrella Del Oeste Week

Chapin High School Boys Basketball Team Day

Women Veterans Day

NOTICE TO THE PUBLIC

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

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

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 Meetings of May 7, 2024 and May 21, 2024, the Agenda Review Meeting of May 20, 2024, and the Work Session of May 20, 2024.

CONSENT AGENDA – REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS

*Motion made, seconded, and unanimously carried to **EXCUSE** Mayor Oscar Leeser from the Regular City Council meeting of June 4, 2024

CONSENT AGENDA – RESOLUTIONS:

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

3. *RESOLUTION

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

WHEREAS, United Parcel Service ("UPS") is a tenant of the City leasing property at 23 Spur Drive- 28 Leigh Fisher Blvd., El Paso, Texas; and

WHEREAS, UPS is seeking grant funding through the Texas Volkswagen Environmental Mitigation Program (TxVEMP) and Texas Commission on Environmental Quality (TCEQ) to replace and purchase older class 4-7 local freight trucks with new all-electric models and to install electrical vehicle refueling stations on the leased premises; and

WHEREAS, the City has determined that should UPS be awarded the grant, the City consents to the installation of the refueling infrastructure on City property.

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

That the City Manager, or designee, be authorized to sign the Texas Volkswagen Environmental Mitigation Program Application ("TxVEMP") granting the City's consent to the installation of the refueling infrastructure on City property located at 23 Spur Drive, El Paso, Texas 79906.

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

4. *RESOLUTION

WHEREAS, under the provisions of the Texas Transportation Code Chapter 1006 and Texas Administrative Code Title 43; Part 3; Chapter 57, the City of El Paso (the "City") are eligible to receive grants from the Motor Vehicle Crime Prevention Authority ("MVCPA") to provide financial support to law enforcement agencies for economic automobile theft enforcement teams and to combat motor vehicle burglary in the jurisdiction; and

WHEREAS, this grant program will assist this jurisdiction to combat motor vehicle burglary and theft; and

WHEREAS, the El Paso City Council seeks to receive grant funding through the MVCPA grant application, for the El Paso Police Department project identified as "Senate Bill 224 Catalytic Converter Grant FY24;" and

WHEREAS, the El Paso City Council designates the City Manager or his designee as the City's authorized official.

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

1. THAT, the City Manager or his designee is authorized to submit to the Motor Vehicle Crime Prevention Authority, the grant application for the City of El Paso Police Department project identified as "Senate Bill 224 Catalytic Converter Grant FY24" to provide financial assistance to the City of El Paso.

2. THAT, the City of El Paso shall provide all matching funds for said grant, if applicable.

3. THAT, the City Manager or designee is authorized to apply for, accept, decline, modify, alter and/or terminate said grant, and all other necessary documents to accept said grant.

4. THAT, the City Council agrees that in the event of loss or misuse of said grant funds, the City of El Paso will return all funds for said grant to the MVCPA.

5. BE IT FURTHER RESOLVED THAT, the City Manager or designee is authorized to sign any related paperwork, including but not limited to, the actual grant contract, the authorization of budget transfers, and/or revisions to the operation plan, as well as any grant amendments, corrections, or extensions of the grant agreement which increase, decrease, or de-obligate program funds, provided that no additional City funds are required.

CONSENT AGENDA – SPECIAL APPOINTMENT:

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

5.

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

WHEREAS, Texas House Bill No. 4730, 86th Session of the Texas Legislature, Regular Session, created the City of El Paso Municipal Management District No. 1 ("MMD1") effective January 1, 2020; and

WHEREAS, during the March 17th, 2020 regular council meeting, the City Council of the City of El Paso consented to the creation of the MMD1 located within the boundaries of the City of El Paso, Texas.; and

WHEREAS, the City Council of the City of El Paso, Texas appointed five persons to serve as initial directors for MMD1; and

WHEREAS, Section 375.064 of the Texas Local Government Code and Section 3972.0203 of Texas Special District Local Laws Code provide that each succeeding Board of Directors of the MMD1 ("Board") shall recommend, to the City Council of the City of El Paso, persons to serve on the Board; and

WHEREAS, during the March 7, 2024 meeting the Board approved recommending Ryan Burkhardt and William Kell be reappointed to the Board.

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

That the City Council of the City of El Paso hereby appoints the following persons to serve as Directors on the Board for the City of El Paso Municipal Management District No. 1 for four year terms expiring in June 2028:

- Ryan Burkhardt
- William Kell

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

WHEREAS, the By-laws and Procedures for the Metropolitan Planning Organization's Transportation Policy Board (TPB) provide that the El Paso International Airport shall have representation on the TPB; and

WHEREAS, the TPB Bylaws provide that representatives of local units of government shall be appointed by and serve at the pleasure of the appointing local units of government they represent; and

WHEREAS, there is currently a vacancy on the TPB for a representative from the El Paso International Airport; and

WHEREAS, the City of El Paso now desires to appoint Interim Director of Aviation Juan Antonio Nevarez as El Paso International Airport's representative to the TPB replacing former Chief Operations Officer, Sam Rodriguez.

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

That Interim Director of Aviation Juan Antonio Nevarez be appointed as the representative for the El Paso International Airport to the Transportation Policy Board (TPB) for the Metropolitan Planning Organization, to replace former Chief Operations Officer Sam Rodriguez; and the Mayor shall sign a letter informing the Metropolitan Planning Organization of the change in representation.

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CONSENT AGENDA – BOARD RE- APPOINTMENTS:
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Goal 3: Promote the Visual Image of El Paso
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7. *Motion made, seconded, and unanimously carried to **RE-APPOINT** Albert Apodaca to the City Plan Commission by Representative Art Fierro, District 6.
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CONSENT AGENDA – BOARD APPOINTMENTS:
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Goal 3: Promote the Visual Image of El Paso
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8. *Motion made, seconded, and unanimously carried to **APPOINT** Gloria Franco Clark to the Zoning Board of Adjustment as a Regular Member by Representative Henry Rivera, District 7.
9. *Motion made, seconded, and unanimously carried to **APPOINT** Christine Elizabeth Foster Loveridge to the Zoning Board of Adjustment as a Regular Member by Representative Josh Acevedo, District 2.

Representative Acevedo commented.

Ms. Patricia Osmond, citizen, commented.

CONSENT AGENDA – NOTICE OF CAMPAIGN CONTRIBUTIONS:

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

10. *Motion made, seconded, and unanimously carried to **NOTE** pursuant to Section 2.92.080 of the City Code, receipt of campaign contributions by Representative Cassandra Hernandez in the amounts of \$2,500 from Steve Ortega, \$500 from Scott Berry, \$500 Raul Hernandez, and \$500 In-kind Donation from Raul Hernandez.

CONSENT AGENDA – REQUEST TO ISSUE PURCHASE ORDERS:

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

11. *Motion made, seconded, and unanimously carried that the Managing Director of Purchasing & Strategic Sourcing be **AUTHORIZED** to issue a Purchase Order to Bridgestone Hosepower, LLC dba Hose Power USA and/or Complete Safety, referencing Contract 2019-475 High Pressure - Low Pressure and Brake Coupled Hoses, Hose Machine Rental & Field Service. This will be a change order to increase the award by \$67,500.00 for a total amount not to exceed \$562,500.00.

Department:	Streets & Maintenance
Award to:	Bridgestone Hosepower, LLC dba Hose Power USA and/or Complete Safety
City & State:	El Paso, Texas
Current Contract Estimated Amount:	\$495,000.00
Change Order Amount:	\$67,500.00
Total estimated Amount not to Exceed:	\$562,500.00
Account(s):	532-3600-531250-37020-P3701 532-3600-531210-37020-P3701
Funding Source(s):	Inventory Purchases Materials and Supplies (Internal Service Fund) Equipment Outside Repair Services (Internal Service Fund)
District(s):	All

This was a Low Bid Award- Unit Price Contract.

CONSENT AGENDA – BEST VALUE PROCUREMENTS:

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

12. *Motion made, seconded, and unanimously carried to **AWARD** Solicitation 2024-0183 Armored Car Services to Trans America Protection Corporation, for an initial term of three (3) years for an estimated amount of \$234,000.00. The award also includes a two (2) year option for an estimated amount of \$156,000.00. The total contract time is for five (5) years for a total estimated amount of \$390,000.00. This contract will provide transportation of monies between three International Bridges and the bank.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$72,000.00 for the initial term, which represents a 44.44% increase due to current market prices.

Department:	International Bridges
Award to:	Trans America Protection Corporation
City & State:	El Paso, TX
Item(s):	All
Initial Term:	3 Years
Option Term:	2 Years
Total Contract Time:	5 Years
Annual Estimated Award:	\$78,000.00
Initial Term Estimated Award:	\$234,000.00
Option Term Estimated Award:	\$156,000.00
Total Estimated Award	\$390,000.00
Account(s)	522120-564-3300-64830
Funding Source(s):	International Bridges Operations
District(s):	All Districts

This was a Best Value Procurement - service contract.

The Purchasing & Strategic Sourcing Department and International Bridges Department recommend award as indicated to Trans America Protection Corporation highest ranked bidder based on the evaluation criteria for this solicitation.

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

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

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Goal 8: Nurture and Promote a Healthy, Sustainable Community
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13. *Motion made, seconded, and unanimously carried to **AWARD** Solicitation 2024-0037 Laboratory Services to Eurofins Environment Testing America Holdings, Inc. dba Eurofins Environment Testing South Central, LLC, for an initial term of three (3) years for an estimated amount of \$180,000.00. The award also includes a two (2) year option for an estimated amount of \$120,000.00. The total contract time is for five (5) years for a total estimated amount of \$300,000.00. This contract will provide Laboratory Services Department to meet air quality grant requirements.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$72,000.00 for the initial term, which represents a 66.67% increase due to price increases.

Department: Environmental Services
 Award to: Eurofins Environment Testing America Holdings, Inc. dba
 Eurofins Environment Testing South Central, LLC
 City & State: Leola, PA
 Item(s): All
 Initial Term: 3 Years
 Option Term: 2 Years
 Total Contract Time: 5 Years
 Annual Estimated Award: \$60,000.00
 Initial Term Estimated Award: \$180,000.00
 Option Term Estimated Award: \$120,000.00
 Total Estimated Award: \$300,000.00
 Account(s): 522150-334-3110-34030
 Funding Source(s): Environmental Services-Grants
 District(s): All Districts

This was a Best Value Procurement - service contract.

The Purchasing & Strategic Sourcing Department and Environmental Services

Department recommend award as indicated to Eurofins Environment Testing America Holdings, Inc. dba Eurofins Environment Testing South Central, LLC to the highest ranked bidder based on the evaluation criteria for this solicitation.

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

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

REGULAR AGENDA – MEMBERS OF THE CITY COUNCIL:

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

14. RESOLUTION

WHEREAS, Representative Rivera, City Council Representative for District 7, wishes to allocate \$6,200.00 from District 7's discretionary funds for the purchase of digital sound level meters for utilization by the El Paso Police Department's Code Enforcement Division; and

WHEREAS, the City Council finds that the expenditure of District 7 discretionary funds serves a municipal purpose of implementing effective code enforcement strategies to reduce nuisances and improve overall health and safety.

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

THAT the City Council declares that the expenditure of District 7 discretionary funds in the amount of \$6,200.00 for the purchase of digital sound level meters for utilization by the El Paso Police Department's Code Enforcement Division serves a municipal purpose of implementing effective code enforcement strategies to reduce nuisances and improve overall health and safety; and

THAT the City Manager, or designee, is authorized to effectuate any budget transfers and execute any related documents necessary to ensure that the funds are properly expended for the municipal purpose.

Representative Rivera commented.

Mr. Cary Westin, Interim City Manager, commented.

Ms. Patricia Osmond, citizen, commented.

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

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

NAYS: None

15.

RESOLUTION

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

That the City Council declares that the expenditure of District 7 discretionary funds, in an amount not to exceed \$90,000.00, for the purchase, freight, and installation of canopies for existing picnic benches at Thomas Manor Park, serves the municipal purpose of enhancing the quality of life of the citizens of El Paso through promoting community recreation, and by fostering community pride and encouraging civic engagement; and

Further, that the City Manager, or designee, be authorized to effectuate any budget transfers and execute any contracts and/or related documents necessary to ensure that the funds are properly expended for the municipal purpose.

Representatives Hernandez and Rivera commented.

Mr. Cary Westin, Interim City Manager, commented.

Ms. Lisa Turner, citizen, commented.

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

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

NAYS: None

The Regular City Council meeting was **RECESSED** at 10:05 a.m. in order to convene the Mass Transit Department Board meeting.

The Regular City Council meeting was **RECONVENED** at 10:14 a.m.

REGULAR AGENDA – OPERATIONAL FOCUS UPDATES:

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

16. Presentation and discussion on a report by Moss Adams, LLP on the financial and grants audit of the City of El Paso ("City"). The report to the City Council will include the audit opinion regarding the City financial statements and a brief overview of the financial results for the City for the fiscal year ending August 31, 2023.

Mr. Kory Hoggan, Partner at Moss Adams, LLP, presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Representative Hernandez commented.

Ms. Patricia Osmond, citizen, commented.

NO ACTION was taken on this item.

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The Regular City Council meeting was **RECESSED** at 11:47 a.m.

The Regular City Council meeting was **RECONVENED** at 12:00 p.m.

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CALL TO THE PUBLIC – PUBLIC COMMENT:

The following members of the public commented:

1. Ms. Elizabeth Crawford
2. Mr. Ron Comeau
3. Ms. Hilda Villegas
4. Ms. Patricia Osmond
5. Ms. Lisa Turner
6. Ms. Marcy Chavez
7. Mr. Benjamin Alva

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REGULAR AGENDA – FIRST READING OF ORDINANCES:

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

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

NAYS: None

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

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17. An Ordinance amending Title 5 (Business License and Permit Regulations); Chapter 5.12 (Dealers in Secondhand goods, dealers in crafted precious metals, coin dealers and pawnbrokers); Section 5.12.080 (License-Denial, Appeal) to amend "Hearing Officer" to "Municipal Associate Judge" of the El Paso City Code.

Ms. Lilia Worrell, Municipal Courts Director, commented.

Ms. Patricia Osmond, citizen, commented.

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18. An Ordinance amending Title 5 (Business License and Permit Regulations); Chapter 5.13 (Security Alarm Systems); Section 5.13.120 (Appeal from assessment of civil penalty) and

Section 5.13.130 (Reinstatement of Permit) to amend “Hearing Officer” to “Municipal Associate Judge” of the El Paso City Code.

Ms. Patricia Osmond, citizen, commented.

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19. An Ordinance amending Title 6 (Transportation for Hire), Chapter 6.04 (Transportation for Hire), to amend Section 6.04.140 (Operating Authority to Permit and Taxicab Zone Permit Denial, Suspension, Revocation - Appeal) to amend “Hearing Officer” to “Municipal Associate Judge” of the El Paso City Code.

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20. An Ordinance amending Title 9 (Health and Safety), Chapter 9.20 (Social Host Accountability Ordinance), Section 9.20.100 (Hearings on the Imposition of Civil Penalty - Appeals) to amend “Administrative Hearing Officer” to “Municipal Associate Judge” of the El Paso City Code.

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21. An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.85 (Parking Violations Bureau), Section 12.85.020 (Hearing Officers), Section 12.85.030 (Parking Citations), Section 12.85.050 (Hearings), Section 12.85.060 (Appeal);Section 12.85.065 (Final Judgments), and Section 12.85.100 (Boot Hearing) to amend ‘Hearing Officer’ to ‘Municipal Associate Judge’ and ‘Municipal Associate Judge’ to ‘El Paso Municipal Court of Appeals’ of the El Paso City Code.

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

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22. An Ordinance authorizing the City Manager to sign a purchase and sale agreement, a deed, and any other documents necessary to convey approximately 0.17 acres of land described as a portion of Tract 5D-1, Block 1, Upper Valley Surveys, in the City of El Paso, El Paso County, Texas.

Representative Canales commented.

Ms. Ellen Smyth, Chief Transit and Field Operations Officer, commented.

Ms. Patricia Osmond, citizen, commented.

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PUBLIC HEARING WILL BE HELD ON JUNE 11, 2024 FOR ITEMS 17 THROUGH 22

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REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS:

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

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23. Motion made by Representative Hernandez, seconded by Representative Molinar, and unanimously carried to **AWARD** Solicitation 2024-0356R ELP Solar Covered Parking - ConRAC to GS Solar, LLC dba Big Sun Solar for installation services for an estimated amount of \$4,704,944.00. The award also includes maintenance services for an initial term of three (3) years for an estimated amount of \$50,704.00 and a two (2) year option for an estimated amount of \$35,516.00 for a total maintenance contract time is for five (5) years for an estimated amount of \$86,220.00. This contract will allow for installation of a covered parking solar photovoltaic array on the top level of the existing parking structure at the Consolidated Car Rental Agency Complex (ConRAC) at the EPIA. This project aligns with the sustainability goals and initiatives of both the City of El Paso and EPIA. The photovoltaic (PV) system will be designed and sized to maximize potential cost reductions in the terminal’s electrical energy consumption.

Contract Variance:

N/A

Department:	El Paso International Airport
Award to:	GS Solar, LLC dba Big Sun Solar
City & State:	San Antonio, TX
Item(s):	Installation and Maintenance
Installation Estimated Award:	\$4,704,944.00
Maintenance Initial Term:	3 Years
Maintenance Option Term:	2 Years
Total Contract Time:	5 Years Maintenance
Initial Term Estimated Award:	\$50,704.00
Maintenance Option Term Estimated Award:	\$35,516.00
Total Estimated Award	\$4,791,164.00
Account(s)	62-3010-580270-62335 562-3080-580270-62335
Funding Source(s):	Federal Aviation Administration Supplemental Airport Enterprise Fund
District(s):	All

This was a Request for Proposals Procurement - Service Contract.

The Purchasing & Strategic Sourcing Department and El Paso International Airport Department recommend award as indicated to GS Solar, LLC dba Big Sun Solar the highest ranked offeror based on the evaluation factors established in the evaluation criteria for this procurement, and that the proposal submitted by Arrow Building Corp be deemed non-responsive for failing to provide a proposed cost on the prescribed form included with the solicitation.

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

Representative Hernandez commented.

The following City staff members commented:

- Ms. Crystal Paz, Lead Procurement and Contract Analyst
- Ms. Shane Brooks, Aviation Development Assistant Director
- Mr. Cary Westin, Interim City Manager

Ms. Patricia Osmond, citizen, commented.

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

NAYS: None

Goal 3: Promote the Visual Image of El Paso

24. Motion made by Representative Canales, seconded by Representative Rivera and carried to **AWARD** Solicitation 2024-0071 Domestic Fine Art Shipping to Iron Mountain Incorporated dba Crozier Fine Arts, for an initial term of three (3) years for an estimated amount of \$1,241,130.00. The award also includes a two (2) year option for an estimated amount of

\$827,420.00. The total contract time is for five (5) years for a total estimated amount of \$2,068,550.00. This contract will provide the Museums and Cultural Affairs Department a specialized fine art shipper in order to safely and securely transport artwork used in exhibitions.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$151,530.00 for the initial term, which represents a 13.91% increase due to price increases.

Department:	Museum and Cultural Affairs
Award to:	Iron Mountain Incorporated dba Crozier Fine Arts
City & State:	New York, NY
Item(s):	All
Initial Term:	3 Years
Option Term:	2 Years
Total Contract Time:	5 Years
Annual Estimated Award:	\$413,710.00
Initial Term Estimated Award:	\$1,241,130.00
Option Term Estimated Award:	\$827,420.00
Total Estimated Award:	\$2,068,550.00
Account(s):	522150-454-1000-54000
Funding Source(s):	General Fund
District(s):	All Districts

This was a Best Value Procurement - service contract.

The Purchasing & Strategic Sourcing Department and Museum and Cultural Affairs Department recommend award as indicated to Iron Mountain Incorporated dba Crozier Fine Arts highest ranked bidder based on the evaluation criteria for this solicitation.

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

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

Representative Canales commented.

Ms. Claudia Cardoza, Museums and Cultural Affairs Assistant Director, commented.

Ms. Patricia Osmond citizen, commented.

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

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Goal 6: Set the Standard for Sound Governance and Fiscal Management
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- 25.** Motion made by Representative Fierro, seconded by Representative Canales, and carried to **AWARD** Solicitation No. 2024-0233R Health Insurance Benefits Administrators to the following suppliers: 1) Aetna Dental Inc. - Aetna Life Insurance Company, 2) Colonial Life & Accident Insurance Company, 3) Dearborn Life Insurance Company - Blue Cross Blue Shield of TX, 4) Deer Oaks EAP Services, LLC, 5) Health Care Service Corporation, a Mutual Legal Reserve Company dba Blue Cross Blue Shield of TX, 6) Metropolitan Life Insurance Company - Safeguard Health Plans, Inc., 7) WEX Health, Inc., for an initial term of three (3)

years for an estimated amount of \$234,383,214.00. The award also includes a two (2), two (2) year option for an estimated amount of \$312,510,952.00. The total amount of the contract, including the initial term plus the option for a total of seven (7) years, is for an estimated amount of \$546,894,166.00. The initial period of performance is from December 15, 2024 - December 14, 2027.

Contract Variance:

The difference based in comparison to the previous contracts is as follows: An increase of \$64,980,424.20 for the initial term, which represents a 38.36% increase due to price increases.

Department:	Human Resources
Award to Supplier 1:	Aetna Dental Inc. - Aetna Life Insurance Company
City & State:	Hartford, CT
Item(s):	ASO Medical, Pharmacy, U65 Medical, Medicare Advantage, HSA, FI Dental PPO, ASO Dental, ASO Vision
Initial Term:	3 Years
Option Terms:	2 - 2 Years
Total Contract Time:	7 Years
Annual Estimated Award:	\$ 76,365,548.33
Initial Term Estimated Award:	\$229,096,645.00
Option Term Estimated Award:	\$305,462,193.33
Total Estimated Award:	\$534,558,838.33

Award to Supplier 2:	Colonial Life & Accident Insurance Company
City & State:	Chattanooga, TN
Item(s):	Disability Insurance
Initial Term:	3 Years
Option Terms:	2 - 2 Years
Total Contract Time:	7 Years
Annual Estimated Award:	\$141,212.67
Initial Term Estimated Award:	\$423,638.00
Option Term Estimated Award:	\$564,850.67
Total Estimated Award:	\$988,488.67

Award to Supplier 3:	Dearborn Life Insurance Company - Blue Cross Blue Shield of TX
City & State:	Lombard, IL
Item(s):	Basic Life Insurance, Voluntary Life Insurance, FI Vision
Initial Term:	3 Years
Option Terms:	2 - 2 Years
Total Contract Time:	7 Years
Annual Estimated Award:	\$1,421,769.67
Initial Term Estimated Award:	\$4,265,309.00
Option Term Estimated Award:	\$5,687,078.67
Total Estimated Award:	\$9,952,387.67

Award to Supplier 4:	Deer Oaks EAP Services, LLC
City & State:	San Antonio, TX
Item(s):	EAP
Initial Term:	3 Years
Option Terms:	2 - 2 Years

Total Contract Time:	7 Years
Annual Estimated Award:	\$ 69,495.00
Initial Term Estimated Award:	\$208,485.00
Option Term Estimated Award:	\$277,980.00
Total Estimated Award:	\$486,465.00

Award to Supplier 5:	Health Care Service Corporation, a Mutual Legal Reserve Company dba Blue Cross Blue Shield of TX
City & State:	Chicago, IL
Item(s):	COBRA
Initial Term:	3 Years
Option Terms:	2 - 2 Years
Total Contract Time:	7 Years
Annual Estimated Award:	\$ 6,000.00
Initial Term Estimated Award:	\$18,000.00
Option Term Estimated Award:	\$24,000.00
Total Estimated Award:	\$42,000.00

Award to Supplier 6:	Metropolitan Life Insurance Company- Safeguard Health Plans, Inc.
City & State:	New York, NY
Item(s):	FI Dental HMO
Initial Term:	3 Years
Option Terms:	2 - 2 Years
Total Contract Time:	7 Years
Annual Estimated Award:	\$122,940.33
Initial Term Estimated Award:	\$368,821.00
Option Term Estimated Award:	\$491,761.33
Total Estimated Award:	\$860,582.33

Award to Supplier 7:	WEX Health, Inc.
City & State:	Portland, ME
Item(s):	FSA
Initial Term:	3 Years
Option Terms:	2 - 2 Years
Total Contract Time:	7 Years
Annual Estimated Award:	\$ 772.00
Initial Term Estimated Award:	\$2,316.00
Option Term Estimated Award:	\$3,088.00
Total Estimated Award:	\$5,404.00
Total Annual Estimated Award:	\$ 78,127,738.00
Total Initial Term Estimated Award:	\$234,383,214.00
Total Option Term Estimated Award:	\$312,510,952.00
Total Estimated Award:	\$546,894,166.00
Account(s):	209 - 3500 - 14045 - 521120 - P1414
	209 - 3500 - 14045 - 521380 - P1414
	209 - 3500 - 14045 - 522000 - P1414
	209 - 3500 - 14045 - 521180 - P1414
	209 - 3500 - 14045 - 521190 - P1414
	209 - 3500 - 14045 - 521200 - P1414
	209 - 3500 - 14045 - 521410 - P1414
	209 - 3500 - 14045 - 521420 - P1414

Funding Source(s): Self-Insured Health Insurance, Benefit Payments, Benefits Administrators (TPA), Dental Premium, Optical Premium, Life Premium, Pharmaceutical Administrator, EAP, Benefit Administrator

District(s): All

This was a Request for Proposals Procurement, service contract.

The Purchasing & Strategic Sourcing Department and Human Resources recommend award as indicated to 1) Aetna Dental Inc. - Aetna Life Insurance Company, 2) Colonial Life & Accident Insurance Company, 3) Dearborn Life Insurance Company - Blue Cross Blue Shield of TX, 4) Deer Oaks EAP Services, LLC, 5) Health Care Service Corporation, a Mutual Legal Reserve Company dba Blue Cross Blue Shield of TX, 6) Metropolitan Life Insurance Company - Safeguard Health Plans, Inc., 7) WEX Health, Inc., the highest ranked offerors based on the evaluation factors established in the evaluation criteria for this procurement. It is also recommended to deem Continental American Insurance Company dba AFLAC Group, CuraLinc LLC dba CureLinc Healthcare, Independent Eye Care MSO, Inc. dba Community Eye Care, LLC, Interflex Payments LLC dba Ameriflex, Minnesota Life Insurance Company, National Benefit Services, LLC and Trustmark Insurance Company nonresponsive due to failure to furnish required documentation with their proposal.

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

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

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.

Ms. Mary Wiggins, Chief Human Resources Officer, presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Ms. Natalie Haskins, Gallagher Insurance, Risk Management and Consulting Representative, commented.

Representatives Acevedo, Hernandez, Fierro, and Canales commented.

- Mr. Robert Cortinas, Chief Financial Officer
- Ms. Paula Salas, Lead Procurement and Contract Analyst
- Mr. Cary Westin, Interim City Manager

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

NAYS: Representatives Acevedo and Hernandez

REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF ORDINANCES:

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

26. *Motion made, seconded, and unanimously carried to **POSTPONE FOUR WEEKS** the public hearing of an Ordinance authorizing the City Manager to sign a contract of sale with Notes

Live Inc, a Colorado corporation, for the sale of approximately 17 acres of property located at the Northeast corner of Cohen Avenue and Gateway Boulevard North, El Paso, TX 79924, legally described as a portion of Block 7, Castner Range Subdivision No. 1, City of El Paso, El Paso County, Texas.

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27. *Motion made, seconded, and unanimously carried to **POSTPONE FOUR WEEKS** the public hearing of an Ordinance approving amendment number three to the Final Project and Financing Plan for Tax Increment Reinvestment Zone Number Eleven, City of El Paso, Texas; making various findings related to such Plan; providing for severability; and providing an effective date.
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Goal 3: Promote the Visual Image of El Paso

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28. **ORDINANCE 019637**

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF ALL OF TRACTS 4C-1 AND 4C-1B, BLOCK 52, YSLETA GRANT, CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM A-2/SC (APARTMENT/SPECIAL CONTRACT) AND A-2/H/SC (APARTMENT/HISTORIC/SPECIAL CONTRACT) TO C-1/SC (COMMERCIAL / SPECIAL CONTRACT) AND C-1/H/SC (COMMERCIAL / HISTORIC /SPECIAL CONTRACT). THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

THE PROPOSED REZONING MEETS THE INTENT OF THE FUTURE LAND USE DESIGNATION FOR THE PROPERTY AND IS IN ACCORDANCE WITH *PLAN EL PASO*, THE CITY'S COMPREHENSIVE PLAN.

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

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

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

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

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

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

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

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REGULAR AGENDA – OTHER BUSINESS:
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Goal 7: Enhance and Sustain El Paso's Infrastructure Network
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31. **R E S O L U T I O N**

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

THAT City staff is authorized to submit an application to the United States Department of Defense Fiscal Year 2024 Defense Community Infrastructure Program ("DCIP") program requesting funds in the amount of \$7,000,000, with a \$3,000,000 (30%) match required from the City, for the Aerospace and Defense Technology (ADTech) Training Center Project;

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

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

THAT the City Manager, or designee, is authorized to sign any documents related to a grant resulting from the application, including, but not limited to, revisions to the project scope, and revisions that increase, decrease or de-obligate program funds;

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

Ms. Faouziath Moustapha, Airport Grant Writer, presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Representative Hernandez commented.

Mr. Cary Westin, Interim City Manager commented.

Ms. Patricia Osmond, citizen, commented.

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

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

NAYS: None

32.

R E S O L U T I O N

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

THAT the City of El Paso City Council authorizes the submission of a grant application to the U.S. Department of Transportation (USDOT) Fiscal Year (FY) 2023 Active Transportation Infrastructure Investment Program (ATIIP) program requesting funds in the amount of \$1,500,000, with no match required from the City, for the Stanton-Texas Active Transportation Project Development Study ("Application");

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

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

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

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

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

NAYS: None

33.

R E S O L U T I O N

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

THAT the City Manager, or designee, be authorized to sign an Advance Funding Agreement by and between the City of El Paso and the State of Texas, acting by and through the Texas Department of Transportation, for the Congestion Mitigation and Air Quality Program grant improvements for the Traffic Management Center Upgrade, Phase 3 project, which has an estimated total project cost of \$5,361,500.00 of which the estimated local government participation amount is estimated at \$2,941,500.00. Further, that the City Manager, or designee, is authorized to sign all documents, agreement amendments, and perform all actions required to carry out the obligations of the City under this Agreement.

1ST MOTION

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

2ND AND FINAL MOTION

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

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales
NAYS: None

<u>ADJOURN</u>

Motion made by Representative Rivera, seconded by Representative Molinar, and unanimously carried to **ADJOURN** this meeting at 12:22 p.m.

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales
NAYS: None

APPROVED AS TO CONTENT:

Laura D. Prine, City Clerk