

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

March 2, 2021
3:30 PM

Due to the temporary suspension of Open Meetings laws due to the COVID-19 emergency this meeting was conducted via telephonic and videoconference platforms.

ROLL CALL

The City Council of the City Council met on the above time and date. Meeting was called to order at 3:30 p.m. Mayor Oscar Leeser present and presiding and the following Council Members answered roll call: Alexandra Annello, Cassandra Hernandez, Joe Molinar, Isabel Salcido, Claudia Rodriguez, Henry Rivera, and Cissy Lizarraga. Peter Svarzbein joined the meeting at 3:32 p.m.

NOTICE TO THE PUBLIC

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

AYES: Representatives Svarzbein, Annello, 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 February 16, 2021, the Agenda Review Minutes of February 15, 2021, the Special Meeting of May 16, 2019, the Work Session of August 19, 2019, and the Work Session of February 15, 2021.

CONSENT AGENDA - REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

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2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

NO ACTION was taken on this item.

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CONSENT AGENDA - RESOLUTIONS:

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

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3. *RESOLUTION

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

That the Mayor is hereby authorized to sign, on behalf of the City of El Paso, an Interlocal Agreement between the City of El Paso and the County of El Paso to increase the efficiency and effectiveness of each party in its provision of the promotion of tourism and the convention and hotel industry in the El Paso City-County region.

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

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4. *RESOLUTION

WHEREAS, the City of El Paso (the "City") is eligible to apply for grants through the State Homeland Security Program (SHSP) grant program entitled "El Paso-Urban Area Planner"; and

WHEREAS, the City of El Paso Fire Department will maintain an Emergency Management Specialist position to assist in the coordination of disaster response or crisis management activities, provide disaster preparedness training, prepare emergency plans and procedures for natural, wartime, or technological disasters or hostage situations; and

WHEREAS, the position will increase local and regional community preparedness, and will enhance regional emergency planning activities; and

WHEREAS, the Grant requires no matching funds by the City; and

WHEREAS, the City Council finds that SHSP will assist local efforts to prevent terrorism and other catastrophic events and prepare for the threats and hazards that pose the greatest risk to the security of the community and the Rio Grande Council of Governments region.

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

1. That the City Manager or designee is authorized to submit the State Homeland Security Program grant application number 3221405 for the project titled "El Paso-Urban Area Planner" through the Texas Office of the Governor including

all related paperwork, including but not limited to, authorization of budget transfers, and/or revisions to the operation plan, and to accept, reject, amend, correct, and/or terminate the grant in the amount of \$55,473.94 for the period from September 1,2021 through August 31,2022 for an Emergency Management Specialist; and

2. That the City of El Paso shall provide all applicable matching funds for said grant if applicable; and
3. That in the event of loss or misuse of the grant funds, the City of El Paso assures that it will return the funds to the Office of the Governor in full.

5.

***RESOLUTION**

WHEREAS, the City of El Paso (the “City”) is eligible to apply for grants through the State Homeland Security Program (SHSP) grant program entitled “Sustainment of Fire Department Special Response Teams”; and

WHEREAS, the City’s Fire Department seeks assistance in the sustainment of its ability to prepare, respond and recover from incidents as a result of terrorism; and

WHEREAS, there is a need to purchase and replace equipment that supports a Regional Hazardous Materials Team, Urban Search and Rescue Team, Type III Incident Managements Team; and

WHEREAS, the Grant requires no matching funds by the City;

WHEREAS, the City Council finds that SHSP will assist local efforts to prevent terrorism and other catastrophic events and prepare for the threats and hazards that pose the greatest risk to the security of the community and the Rio Grande Council of Governments region.

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

1. That the City Manager or designee is authorized to submit the State Homeland Security Program grant application number 2951007 for the project titled “Sustainment of Fire Department Special Response Teams” through the Texas Office of the Governor including all related paperwork, including but not limited to, authorization of budget transfers, and/or revisions to the operation plan, and to accept, reject, amend, correct, and/or terminate the grant in the amount of \$95,000.00 for the period from September 1, 2021 through August 31, 2022, for a project that supports Regional Hazardous Materials Team, Urban Search and Rescue Team, Type III Incident Managements Team; and
2. That the City of El Paso shall provide all applicable matching funds for said grant if applicable; and
3. That in the event of loss or misuse of the grant funds, the City of El Paso assures that it will return the funds to the Office of the Governor in full.

6. **WHEREAS** the City of El Paso and the County of El Paso entered into an Interlocal Agreement on August 26, 2019 to submit a joint application to the Department of Justice under the 2019 Edward Byrne Memorial Justice Assistance Grant Program (JAG).

WHEREAS the Parties wish to amend Section 8 of the Interlocal Agreement to include the dates of the award issued and the timeframe of the award given to the County of El Paso and the City of El Paso from the 2019 Edward Byrne Memorial Justice Assistance Grant Program (JAG) Interlocal Agreement.

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

That the City Manager or Designee be authorized to sign the First Amendment to the Interlocal Agreement between the County of El Paso, Texas and the City of El Paso, Texas to submit a joint application to the Department of Justice under the 2019 Edward Byrne Memorial Justice Assistance Grant Program (JAG) to include the date of the award issued to 10/1/2019 and the timeframe of the award for the time period of 100/1/2018 to 9/30/2022. No cash match or in-kind is required.

7. ***RESOLUTION**

WHEREAS the City of El Paso and the County of El Paso entered into an Interlocal Agreement on August 17, 2020 to submit a joint application to the Department of Justice under the 2020 Edward Byrne Memorial Justice Assistance Grant Program (JAG).

WHEREAS the Parties wish to amend Section 8 of the Interlocal Agreement to include the dates of the award issued and the time frame of the award given to the County of El Paso and the City of Paso from the 2020 Edward Byrne Memorial Justice Assistance Grant Program (JAG) Interlocal Agreement.

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

That the City Manager or Designee be authorized to sign the First Amendment to the Interlocal Agreement between the County of El Paso, Texas and the City of El Paso, Texas to submit a joint application to the Department of Justice under the 2020 Edward Byrne Memorial Justice Assistance Grant Program (JAG) to include the dates of the award issued to 9/18/2020 and the timeframe of the award for the time period of 10/1/2019 to 9/30/2023. No cash match or in-kind is required.

8. ***RESOLUTION**

WHEREAS, the City of El Paso (the "City") is eligible to apply for grants through the Homeland Security Grant Division of the Office of the Governor of the State of Texas (HSGD); and

WHEREAS, the El Paso City Council seeks to receive grant funding through the HSGD grant/application number 2998207 for the El Paso Police Department project identified as "Local Border Security Program, FY 2022"; and

WHEREAS, the grant requires no matching funds by the City; and

WHEREAS, the City Council finds that this grant will support overtime and operational costs for increased patrol and investigative capacity for certified peace officers and law enforcement support personnel conducting border security operations.

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

1. That the El Paso City Council authorizes the submission of the Office of the Governor of the State of Texas, Homeland Security Grant Division, grant application number 2998207, for the City of El Paso Police Department project identified as "Local Border Security Program FY22" to provide financial assistance to the City of El Paso.
2. That the City shall provide all applicable matching funds for said grant if applicable.
3. That the City Manager or designee is authorized to apply for, accept, reject, alter and/or terminate said grant; and
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 State of Texas Office of the Governor, Homeland Security Grant Division.
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.

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9.

***RESOLUTION**

WHEREAS, the City of El Paso (the "City") is eligible to apply for grants through the Homeland Security Grant Division of the Office of the Governor of the State of Texas ("HSGD"); and

WHEREAS, the El Paso City Council seeks to receive grant funding through the HSGD grant/application number 3060706 for the El Paso Police Department project identified as "Texas Anti-Gang Program, FY2022" (the "Grant"); and

WHEREAS, the City shall provide all applicable matching funds for said grant if applicable; and

WHEREAS, the City of El Paso agrees that in the event of loss or misuse of the Office of Governor funds, City of El Paso assures that the funds will be returned to the Office of the Governor in full.

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 designee be authorized to submit to the Office of the Governor of the State of Texas, Homeland Security Grant Division, grant/application number 3060706, for the City of El Paso Police Department project identified as "Texas Anti-Gang Program, FY2022" to provide financial assistance to the City of El Paso.
2. That the City of El Paso shall provide all applicable matching funds for said grant if applicable;
3. That the City Manager or designee is authorized to apply for, accept, reject, alter and/or terminate 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 State of Texas Office of the Governor, Homeland Security Grant Division.
5. 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.

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Goal 3: Promote the Visual Image of El Paso
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10.

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

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, FRANKLIN ACQUISITIONS 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:

932 Cherry Hill Ln., more particularly described as 6 Coronado Country Club Estates 35 & 0.079 AC of Lot A & 36 Exc E PT (49.94 Ft. on St.) (30987 Sq. Ft.), City of El Paso, El Paso County, Texas, PID #C801-999-0060-3400

to be \$343.03, 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 20th day of December, 2019, 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 FORTY THREE AND 03/100 DOLLARS (\$343.03) 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, CANO RAUL R CAMARENA ELSA, 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:

3663 Douglas Ave., more particularly described as 128 East El Paso 6 & W 18.75 Ft. of 7 (6125 Sq. Ft.), PID #E014-999-1280-1900

to be \$343.03, 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 24th day of January, 2020, 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 FORTY THREE AND 03/100 DOLLARS (\$343.03) 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, SUN VALLEY RANCH HOMEOWNERS ASSOCIATION 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:

0 Valle Del Sol more particularly described as 1 Sun Valley Ranch Lot 9 (8735.00 Sq. Ft.), City of El Paso, El Paso County, Texas, PID #S820-999-0010-0900

to be \$327.87, 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 February, 2020, 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 SEVEN AND 87/100 DOLLARS (\$327.87) 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, CURRIE DOROTHY A, 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:

11677 Privada Ln., more particularly described as 53 Vista Hills #16 Lot 1 7259.29 Sq. Ft., PID #V897-999-0530-0100

to be \$343.03, 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 January, 2020, 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 FORTY THREE AND 03/100 DOLLARS (\$343.03) 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, PENA SANDRA, 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:

610 Casa Grande Pl., more particularly described as Singh #3 Lot 232, PID #S455-999-001B-6500

to be \$327.87, 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 28th day of January, 2020, 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 SEVEN AND 87/100 DOLLARS (\$327.87) 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, VARELA RUBEN & CONSUELO, 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:

7841 Montecito Rd., more particularly described as 1 Monte Cito TR 19, PID #M651-999-0010-7300

to be \$429.63, 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 21st day of January, 2020, 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 NINE AND 63/100 DOLLARS (\$429.63) 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.

11.

***RESOLUTION**

WHEREAS, the Rio Grande Council of Governments (RGCOG) is directed by the Texas Commission on Environmental Quality to administer solid waste grant funds for implementation of the RGCOG adopted regional solid waste management plan; and

WHEREAS, City of El Paso in the State of Texas is qualified to apply for grant funds under the RGCOG Request for Applications; and

WHEREAS, the Regional Solid Waste Grant is administered by the Rio Grande Council of Governments, is divided between six Texas counties and is used to pay for the disposal of materials from illegal dumping sites;

WHEREAS, the City of El Paso is aware that there may not be any funds left by the referenced counties, but in the event that there is funding available for use, the City of El Paso desires to apply for any monies not spent by the other referenced counties by August.

NOW, THEREFORE, BE IT RESOLVED BY CITY COUNCIL OF EI PASO, TEXAS;

1. **THAT** the City Manager or designee is authorized to request grant funding for up to \$40,000.00 under the Rio Grande Council of Governments, Request for Applications of the Regional Solid Waste Grants Program and act on

behalf of the City of El Paso in all matters related to the grant application and any subsequent grant contract and grant project that may result, to fund the disposal of materials from illegal dumping sites for the amount of funding that is available.

2. **THAT** if the project is funded, the City of El Paso will comply with the grant requirements of the Rio Grande Council of Governments, Texas Commission on Environmental Quality and the State of Texas.
3. **THAT** the grant funds and any grant-funded equipment or facilities will be used only for the purposes for which they are intended under the grant.
4. **THAT** the grant activities will comply with and support the adopted regional and local solid waste management plans adopted for the geographical area in which the activities are performed.

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

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 City Manager be authorized to sign a Second Amendment to Agreement for Professional Services by and between the City of El Paso and Sites Southwest, LTD Co., a Texas corporation, for a project known as “**NORTHEAST REGIONAL PARK-PHASE II LIGHTED FLAT FIELDS AND DOG PARK**”, an amount not to exceed \$65,568.12, for additional design and construction phase services attributable to increases in the project scope of work, thereby increasing the contract amount from \$414,984.58 to \$480,552.70; 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 execution of this agreement.

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 City Manager is authorized to sign a Release and Settlement Agreement, in a form substantially similar to the attached, between the City of El Paso (“City”) and AT&T whereby AT&T will credit the City’s account in the amount of \$129,388.00 (plus any applicable taxes and surcharges) in settlement of a billing dispute.

CONSENT AGENDA - BOARD RE-APPOINTMENTS:

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

14. *Motion made, seconded, and unanimously carried to **RE-APPOINT** Jamie Gallagher to the Tax Increment Reinvestment Zone Number 5 Board by Mayor Oscar Leeser.

15. *Motion made, seconded, and unanimously carried to **RE-APPOINT** J. Edward Moreno to the Tax Increment Reinvestment Zone Number 5 Board by Mayor Oscar Leeser.

16. *Motion made, seconded, and unanimously carried to **RE-APPOINT** William Kell to the Tax Increment Reinvestment Zone Number 5 Board by Mayor Oscar Leeser.

Goal 8: Nurture and Promote a Healthy, Sustainable Community

17. ***RESOLUTION**

WHEREAS, the Housing Finance Corporation Act, Chapter 394 Local Government Code authorizes the creation of a Housing Finance Corporation; and

WHEREAS, the City of El Paso has approved the incorporation of the El Paso Housing Finance Corporation pursuant to the Housing Finance Corporations Act, which incorporation took place in 1979; and

WHEREAS, the Articles of Incorporation and the Articles of Amendment of the El Paso Housing Finance Corporation provide for appointment of members of the Board of Directors to be appointed by written resolution of the governing body of the City of El Paso, Texas.

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

Cristina Bringas is appointed to the Board of Directors of the El Paso Housing Finance Corporation to fill the term that ends July 15, 2026.

18. ***RESOLUTION**

WHEREAS, the Housing Finance Corporation Act, Chapter 394 Local Government Code authorizes the creation of a Housing Finance Corporation; and

WHEREAS, the City of El Paso has approved the incorporation of the El Paso Housing Finance Corporation pursuant to the Housing Finance Corporations Act, which incorporation took place in 1979; and

WHEREAS, the Articles of Incorporation and the Articles of Amendment of the El Paso Housing Finance Corporation provide for appointment of members of the Board of Directors to be appointed by written resolution of the governing body of the City of El Paso, Texas.

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

Jerry Romero is appointed to the Board of Directors of the El Paso Housing Finance Corporation to fill the term that ends November 18, 2025.

CONSENT AGENDA - BOARD APPOINTMENTS:

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

- 19. *Motion made, seconded, and unanimously carried to **APPOINT** Michelle Dioselina Esparza to the Committee on Border Relations by Representative Joe Molinar, District 4.
- 20. *Motion made, seconded, and unanimously carried to **APPOINT** Cecilia Ochoa Levine to the Committee on Border Relations by Mayor Oscar Leeser.
- 21. *Motion made, seconded, and unanimously carried to **APPOINT** Debra Fraire to the Tax Increment Reinvestment Zone Number 5 Board by Mayor Oscar Leeser.
- 22. *Motion made, seconded, and unanimously carried to **APPOINT** George E. Salom, Jr. to the Tax Increment Reinvestment Zone Number 5 Board by Mayor Oscar Leeser.
- 23. *Motion made, seconded, and unanimously carried to **APPOINT** Elliot Berg to the Tax Increment Reinvestment Zone Number 5 Board by Mayor Oscar Leeser.
- 24. *Motion made, seconded, and unanimously carried to **APPOINT** Laura Enriquez to the Tax Increment Reinvestment Zone Number 5 Board by Mayor Oscar Leeser.

Goal 3: Promote the Visual Image of El Paso

- 25. *Motion made, seconded, and unanimously carried to **APPOINT** Renee Jimenez to the Building and Standards Commission by Representative Joe Molinar, District 4.

Goal 8: Nurture and Promote a Healthy, Sustainable Community

- 26. *Motion made, seconded, and unanimously carried to **APPOINT** Tephania L. Hopper to the Veterans Affairs Advisory Committee by Representative Peter Svarzbein, District 1.

CONSENT AGENDA – APPLICATION FOR TAX REFUNDS:

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

- 27. *Motion made, seconded, and unanimously carried to **APPROVE** the tax refunds listed below and posted on the attachment with this agenda:
 - 1. Escrow Inc., in the amount of \$4,797.14, made an overpayment on February 1, 2021 of 2020 taxes. (Geo. # B746-999-0020-1700)
 - 2. Adrianna G. Bohls, in the amount of \$3,143.84, made an overpayment on January 28, 2021 of 2020 taxes. (Geo. # C340-999-0110-3100)

3. Adrianna Bohls, in the amount of \$2,638.14, made an overpayment on January 29, 2021 of 2020 taxes. (Geo. # C340-999-0110-3101)
4. Escrow Inc., in the amount of \$5,686.43, made an overpayment on January 23, 2021 of 2020 taxes. (Geo. # C518-999-0720-3700)
5. Sylvia C. Svarzbein, in the amount of \$3,996.50, made an overpayment on February 1, 2021 of 2020 taxes. (Geo. #C840-999-0270-5400)
6. TexStar Escrow, in the amount of \$3,582.94, made an overpayment on February 1, 2021 of 2020 taxes. (K216-999-0600-5800)
7. Accumatch, in the amount of \$168,595.40, made an overpayment on December 11, 2020 of 2020 taxes. (T287-999-5310-0300)
8. TexStar Escrow, in the amount of \$3,638.77, made an overpayment on January 15, 2021 of 2020 taxes. (V893-999-1900-4100)
9. Corelogic Tax Svcs., LLC / Nationstar Mrtg., in the amount of \$11,594.50, made an overpayment on December 22, 2020 of 2020 taxes. (X579-999-2280-3000)
10. Corelogic Tax Svcs., LLC / Nationstar Mrtg., in the amount of \$11,594.50, made an overpayment on December 22, 2020 of 2020 taxes. (X579-999-2280-4000)
11. Corelogic Tax Svcs., LLC / Nationstar Mrtg., in the amount of \$19,343.84, made an overpayment on December 22, 2020 of 2020 taxes. (X579-999-2280-5000)
12. Lereta, LLC, in the amount of \$2,982.92, made an overpayment on December 31, 2020 of 2020 taxes. (M395-999-0220-2000)

.....

CONSENT AGENDA - APPLICATIONS FOR TAX REFUNDS:

.....

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

.....

- 28.** *Motion made, seconded, and unanimously carried to **ACCEPT** the notation pursuant to Section 2.92.110 of the City Code: Receipt of campaign contribution by Representative Joe Molinar in the amount of \$2,500.00 from the El Paso Municipal Police Officers Association (EPMPOA).
-

CONSENT AGENDA – REQUEST FOR PROPOSAL:

.....

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

.....

- 29.** *Motion made, seconded, and unanimously carried to **AUTHORIZE** the City Manager to sign the agreement associated with the award of Solicitation No. 2021-0375R

Eastside Regional Police Command Center to SUNDT CONSTRUCTION, INC. for an initial amount of \$37,500.00 for preconstruction services; and that the City Engineer is authorized to approve additional preconstruction services in the amount of \$20,000.00 if the services are necessary for the proper execution of the project.

Department: Capital Improvement
Award to: SUNDT CONSTRUCTION, INC Tempe, AZ
Account No.: 190-4820-29080-580270-PCP20PDEASTSIDE
Funding Source: 2019 Public Safety Bond
District(s): 5

This is a Construction Manager-at-Risk procurement, service contract.

.....
CONSENT AGENDA – BIDS:
.....

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

- 30.** *Motion made, seconded, and unanimously carried to **AWARD** Solicitation 2021-0554 Fort Boulevard Improvements to LESNA CONSTRUCTION, INC. for an estimated total award of \$312,232.00. This award will support the street improvements of Fort Boulevard Improvements between Justus Street and N. Copia Street. The scope of work will include but not be limited to the demolition of existing sidewalk, driveways and appurtenances, curb and gutter, header curb, milling existing 2” thick asphalt pavement, landscape and irrigation system, installation of concrete stem wall, installation of pedestrian signals. Roadway improvements shall consist of new pavement structure consisting of Hot Mix Asphaltic Concrete (HMAC). Improvements will also include new ADA/TAS compliant sidewalks and ramps. Finally, the improvement project will include a full video image detection system, including electrical conductors, ground box, vehicle and pedestrian signal heads and traffic signal detectors.

Department: Capital Improvement
Award to: LESNA CONSTRUCTION, INC. El Paso, TX
Item(s): All
Initial Term: 210 Consecutive Calendar Days
Base Bid I: \$312,232.00
Total Estimated Award: \$312,232.00
Account No.: 580270 - 71240 - 2400 - 471 - G7144CD50
Funding Source: Community Development Block Grant
District(s): 2

This is a Low Bid procurement, unit price contract. The Purchasing & Strategic Sourcing and Capital Improvement Departments recommend award as indicated to LESNA CONSTRUCTION, INC., lowest responsive and responsible bidder. It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award. Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measured quantity. The actual cost of this contract may be higher or lower than the total estimated value and will be the sum total of unit prices at the end of the contract term. As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council

approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

.....
REGULAR AGENDA – OPERATIONAL FOCUS UPDATES:
.....

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

31. Budget Update.

Ms. Nicole Cote, Office of Management and Budget Director, presented a PowerPoint Presentation (copy on file in the City Clerk’s Office).

NO ACTION was taken on this item.

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

32. Presentation and discussion regarding an Infill Policies Cross-Functional Team (CFT).

Mr. Alex Hoffman, Capital Improvement Assistant Director, presented a PowerPoint Presentation (on file in the City Clerk’s Office) and responded to questions from Council.

Representatives Svarzbein and Hernandez commented.

Mr. Tom Deloye, citizen, commented.

.....
CALL TO THE PUBLIC – PUBLIC COMMENT
.....

The following members of the public commented:

1. Ms. Lily Limon
2. Mr. Othon Medina
3. Ms. Sharon Miles-Bonart

.....
REGULAR AGENDA - FIRST READING OF ORDINANCES
.....

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

ITEMS 33 AND 35 WERE TAKEN TOGETHER

- 33.** An Ordinance approving Amendment Number Nineteen to the Project Plan and Reinvestment Zone Financing Plan for Tax Increment Reinvestment Zone Number Five, City of El Paso, Texas, to allocate up to one hundred fifty thousand (\$150,000.00) of the Tax Increment Reinvestment Zone annual revenue to the downtown plan effort to support the development of a capital needs assessment; adopting said amendments as required by section 311.011(E) Texas Tax Code; and providing a severability clause.

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

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

NAYS: None

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

- 34.** An Ordinance amending Title 12.44.280, Restrictions on parking in residential parking districts, to add a new subsection, D to allow for the amendment of residential parking district restrictions and boundaries.

Ms. Hannah Williams, Traffic Engineer Associate, Streets and Maintenance Department, presented a PowerPoint Presentation (copy on file in the City Clerk’s Office) and responded to questions from Members of the City Council.

Representatives Svarzbein and Lizarraga commented.

Ms. Karla Nieman, City Attorney, provided legal advice.

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

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

NAYS: None

- 35.** An Ordinance authorizing the conveyance of real property owned by the City of El Paso to the State of Texas, acting by and through the Texas Transportation Commission, for the purchase price of \$23,320.00. Such real property legally described as a 301 square feet parcel(s) of land located in the Ysleta Town Tract Survey, Abstract No. 214, City of El Paso, El Paso County, Texas, being out of Tract 5c1 and Tract 5a, Block 55, of the Ysleta Grant, being out of land conveyed from El Paso County to El Paso County Water Control and Improvement District No. 1, by Commissioner’s Court Deed, dated February 28, 1947, Volume 859, Page 320, Deed Records of El Paso County, Texas.

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

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

NAYS: None

PUBLIC HEARING WILL BE HELD ON MARCH 16, 2021 FOR ITEMS 33 THROUGH 35

REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS

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

36. Motion made by Representative Hernandez, seconded by Representative Molinar, and unanimously carried to **AWARD** Solicitation No. 2021-0207 Security Guard Services - Airport to Universal Protection Service, LP, dba Allied Universal Security Services, for an initial term of three (3) years for an estimated amount of \$2,821,300.14. The award of this contract will provide security guard services for the Airport. Contract Variance: The difference in cost, based on the comparison from previous contract is as follows: The hourly bill rate increased from \$11.95 to \$13.81 for Unarmed Security Guards, which represents a 15.56% hourly rate increase. A total increase for the initial term of \$379,986.84 due to the hourly rate increase.

Department: El Paso International Airport
Award to: Universal Protection Service, LP, dba Allied Universal Security Services Philadelphia, PA
Item(s): All
Initial Term: 3 years
Annual Estimated Award: \$940,433.38
Total Estimated Award: \$2,821,300.14
Account No.: 562-3000-62070-522120
562-3000-62110-522120
Funding Source: Airport Operations Fund
District(s): All

This is a Best Value, service contract.

The Purchasing and Strategic Sourcing and El Paso International Airport Departments recommend award as indicated to Universal Protection Service, LP, dba Allied Universal Security Services, the bidder offering the best value bid.

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

REGULAR AGENDA – INTRODUCTION AND PUBLIC HEARINGS:

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

37. **ORDINANCE 019143**

The City Clerk read an Ordinance entitled: **AN ORDINANCE AUTHORIZING THE ISSUANCE OF “CITY OF EL PASO, TEXAS, WATER AND SEWER REVENUE REFUNDING BONDS, SERIES 2021” AND “CITY OF EL PASO, TEXAS, WATER AND SEWER REVENUE REFUNDING BONDS, TAXABLE SERIES 2021A” TO REFUND CERTAIN PREVIOUSLY ISSUED OBLIGATIONS OF THE CITY; AND RESOLVING MATTERS WHICH ARE NECESSARY TO EFFECT SUCH ISSUANCE, INCLUDING THE DELEGATION OF MATTERS RELATING TO THE SALE AND**

ISSUANCE OF THE BONDS TO AN AUTHORIZED CITY OFFICER OR EMPLOYEE WITHIN CERTAIN SPECIFIED PARAMETERS.

Motion duly made by Representative Annello, 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 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**.

ITEMS 38 AND 39 WERE TAKEN TOGETHER

38. ORDINANCE 019144

The City Clerk read an Ordinance entitled: **AN ORDINANCE AUTHORIZING THE ISSUANCE OF “CITY OF EL PASO, TEXAS, MUNICIPAL DRAINAGE UTILITY SYSTEM REVENUE REFUNDING BONDS, TAXABLE SERIES 2021” TO REFUND CERTAIN PREVIOUSLY ISSUED OBLIGATIONS OF THE CITY; AND RESOLVING MATTERS WHICH ARE NECESSARY TO EFFECT SUCH ISSUANCE, INCLUDING THE DELEGATION OF MATTERS RELATING TO THE SALE AND ISSUANCE OF THE BONDS TO AN AUTHORIZED CITY OFFICER OR EMPLOYEE WITHIN CERTAIN SPECIFIED PARAMETERS.**

39. ORDINANCE 019145

The City Clerk read an Ordinance entitled: **AN ORDINANCE AUTHORIZING THE ISSUANCE OF “CITY OF EL PASO, TEXAS, MUNICIPAL DRAINAGE UTILITY SYSTEM REVENUE REFUNDING BONDS, SERIES 2021A” TO REFUND CERTAIN PREVIOUSLY ISSUED OBLIGATIONS OF THE CITY; AND RESOLVING MATTERS WHICH ARE NECESSARY TO EFFECT SUCH ISSUANCE, INCLUDING THE DELEGATION OF MATTERS RELATING TO THE SALE AND ISSUANCE OF THE BONDS TO AN AUTHORIZED CITY OFFICER OR EMPLOYEE WITHIN CERTAIN SPECIFIED PARAMETERS.**

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

Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinances 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 Ordinances, the same be and the same are hereby **ADOPTED**.

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

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

40. ORDINANCE 019146

The City Clerk read an Ordinance entitled: **AN ORDINANCE AUTHORIZING THE CONVEYANCE OF REAL PROPERTY OWNED BY THE CITY OF EL PASO TO VTRE DEVELOPMENT, LLC FOR THE PURCHASE PRICE OF \$18,600,000 SUCH REAL PROPERTY LEGALLY DESCRIBED AS A PORTION OF LOT 1, BLOCK 1, EL PASO WEST, AS FILED IN BOOK 57, PAGE 5 OF THE PLAT RECORDS OF EL PASO COUNTY, TEXAS AND LOCATED AT THE INTERSECTION OF DESERT BLVD. AND PASO DEL NORTE.**

Mayor Leeser and Representatives Svarzbein and Hernandez commented.

The following City staff members commented and responded to questions from Council:

1. Mr. Eddie Garcia, Economic and International Development Department Director
2. Mr. Cary Westin, Senior Deputy City Manager of Economic Development and Tourism
3. Ms. Karla Nieman, City Attorney, provided legal advice.

Mr. Rick Bonart, citizen, commented.

Motion duly made by Mayor Pro Tempore Svarzbein, 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 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**.

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

ITEMS 41 AND 42 WERE TAKEN TOGETHER

41. ORDINANCE 019147

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF A PORTION OF LOTS 2 & 3, BLOCK 1, LAS TERRAZAS SUBDIVISION, 1351 AND 1355 ZARAGOZA RD., CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM C-1/C/SC (COMMERCIAL/CONDITION/SPECIAL CONTRACT) TO C-4/C/SC (COMMERCIAL/CONDITION/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.

**SUBJECT PROPERTY: 1351 AND 1355 ZARAGOZA RD.
APPLICANT: PALO VERDE BUSINESS PARK, LLC; PZRZ20-00017**

42. ORDINANCE 019148

The City Clerk read an Ordinance entitled: **AN ORDINANCE RELEASING ALL CONDITIONS PLACED ON THE PROPERTY BY ORDINANCE NO. 7313 AND 17870 WHICH CHANGED THE ZONING OF LOT 2 & 3, BLOCK 1, LAS TERRAZAS SUBDIVISION, CITY OF EL PASO, EL PASO COUNTY, TEXAS. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

THE PROPOSED CONDITION RELEASE 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: 1351 AND 1355 ZARAGOZA RD.
APPLICANT: PALO VERDE BUSINESS PARK, LLC; PZCR20-00002**

Motion duly made by Representative Rivera, seconded by Representative Salcido, and carried that the Ordinances 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 Ordinances, the same be and the same are hereby **ADOPTED**.

43. ORDINANCE 019149

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING A SPECIAL PRIVILEGE LICENSE TO EPCM CONSTRUCTION LLC TO PERMIT THE CONSTRUCTION, INSTALLATION, MAINTENANCE, USE, AND REPAIR OF AN AERIAL ENCROACHMENT OF AN EXTERIOR TERRACE, DOUBLING AS AN OVERHANG MARKING THE MAIN PUBLIC ENTRANCE TO THE MUSEUM OVER A PORTION OF CITY RIGHT-OF-WAY ALONG MAIN STREET ADJACENT TO THE**

PROPERTY LOCATED AT 201 W. MAIN DRIVE, EL PASO, TEXAS; SETTING THE LICENSE TERM FOR A TERM OF FIFTEEN YEARS (15) WITH ONE (1) RENEWABLE FIFTEEN (15) YEAR TERM.

**SUBJECT PROPERTY: 201 W MAIN.
OWNER: CITY OF EL PASO NESV2020-00001**

Ms. Armida Martinez, Senior Planner, presented a PowerPoint Presentation (copy on file in the City Clerk's Office) and responded to questions from Council.

Representative Svarzbein commented.

Ms. Tracey Jerome, Deputy City Manager of Quality of Life, commented.

Motion duly made by Alternate Mayor Pro Tempore Lizarraga, seconded by Representative Svarzbein, 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**.

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

44. ORDINANCE 019150

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 2 (ADMINISTRATION AND PERSONNEL) SECTION 2.64 (BOARD OF TRUSTEES - MEMBERSHIP), SUBSECTION (A) IN ORDER TO ALLOW FOR ELECTRONIC VOTING BY CITY EMPLOYEES TO ELECT PENSION BOARD TRUSTEES.**

Representative Svarzbein commented.

The following City staff members commented:

1. Ms. Karla Nieman, City Attorney
2. Ms. Laura Prine, City Clerk

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

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

AYES: Representatives 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**.

.....
REGULAR AGENDA – OTHER BUSINESS
.....

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

45. Presentation and discussion by Project Arriba on their annual report on status of activities during the fiscal year, use of grant funds and progress in the performance measures required under the agreement executed on October 2, 2018 with the City of El Paso.

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

Ms. Monica Fuentes, Senior Economic Development Compliance Analyst, introduced the item.

Mr. Roman Ortiz, Project Arriba Chief Executive Officer, presented a PowerPoint Presentation (on file in the City Clerk’s Office).

NO FURTHER ACTION was taken on this item.

.....
The City Council Meeting was **RECESSED** at 4:37 p.m. in order to convene the Mass Transit Board Meeting.

The City Council Meeting was **RECONVENED** at 6:22 p.m.

.....
46. Presentation and discussion by Pioneers 21 on their Annual report on status of activities during the fiscal year, use of grant funds and progress in the performance measures required under the agreement executed on November 12, 2019 with the City of El Paso.

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

Ms. Monica Fuentes, Senior Economic Development Compliance Analyst, introduced the item.

Mr. Carlos Martinez-Vela, Pioneers 21 Executive Director, presented a PowerPoint Presentation (on file in the City Clerk’s Office).

Mayor Leeser and Representative Svarzbein commented.

Ms. Jessica Herrera, Economic and International Development Director, commented.

NO FURTHER ACTION was taken on this item.

47.

RESOLUTION

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

That the Director of Aviation be authorized to sign and submit a grant application and related documentation to the Federal Aviation Administration (FAA) and be designated the official representative of the City of El Paso to act in connection with the application process for the Airport Improvement Program (AIP) Project No. 3-48-0077-043-2021;

That upon approval and issuance of such grant by the FAA, the City Manager be authorized to accept and sign the grant agreement, any related grant modifications, and other necessary documents when the form and substance of those documents have been reviewed and approved by the City Attorney's Office, and that such authorization will include the ability to accept and sign multiple agreements and documents, as the FAA grant may be issued in various disbursements;

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

That the total grant amount shall include a federal estimated share of \$5,000,000.00 and an estimated match of \$2,000,000.00 to be paid for with Airport Enterprise Funds for the following projects:

- Reconstruct TWY "K2" & "J" North of TWY "K", Remove K1, & New Connectors from Ramp to TWY "J"

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

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

NAYS: None

48.

RESOLUTION

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

That the City Manager be authorized to sign an Agreement for Professional Engineering Services by and between the **CITY OF EL PASO** and **GARVER, LLC**, an Arkansas Limited Liability Company, for a project known as "EL PASO INTERNATIONAL AIRPORT Five Node Intersection Remediation", for an amount not to exceed \$902,225.00; and

That the City Manager or Designee be authorized to approve up to \$50,000.00 in additional professional engineering services for a total contract amount of \$952,225.00; 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 execution of the Agreement.

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

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

NAYS: None

49.

RESOLUTION

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

That the City Manager is authorized to sign an Infill 380 Economic Development Program Agreement in a form substantially similar to the attached document by and between CITY OF EL PASO, TEXAS and MCCOMBS VILLAGE, LLC in support of a residential development located at 9787 McCombs Street, El Paso, Texas 79924.

Mr. Rafael Arellano, Business Services Coordinator, presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Representative Svarzbein commented.

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

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

NAYS: None

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

50. Presentation and discussion on the road towards and future adoption of Vision Zero strategies in El Paso.

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

Ms. Hannah Williams, Traffic Engineer Associate, Streets and Maintenance Department, and Mr. Ed Burgos-Gomez, Safety Engineer, Federal Highway Administration, presented a PowerPoint Presentation (copy on file in the City Clerk's Office) and responded to questions from Members of the City Council.

Representatives Svarzbein, Annello, Hernandez, and Rodriguez, commented and posed questions.

Mr. Tommy Gonzalez, City Manager, commented.

The following members of the public commented:

1. Ms. Marilyn Guida
2. Mr. Scott White

NO FURTHER ACTION was taken on this item.

MEMBERS OF THE CITY COUNCIL

51.

R E S O L U T I O N

WHEREAS, in accordance with Section 370.251 of the Texas Transportation Code and the City of El Paso's Petition and Request for Authorization to Form the Camino Real Regional Mobility Authority, as approved by the Texas Transportation Commission, the terms for three (3) Camino Real Regional Mobility Authority (CRRMA) Board positions expire on February 1st of each year;

WHEREAS, in the event of a vacancy, reappointment, or replacement, Board member nominations shall be solicited by the Mayor from City Council by written notice for a period of not less than two (2) weeks, and upon completion of this two week period, the Mayor shall review all received recommendations and those identified by the Mayor as well;

WHEREAS, the Mayor shall then make one (1) nomination for each position via presentation to the City Council at a City Council meeting and Council shall appoint a member for each open position by majority vote evidenced by City Council Resolution; and

WHEREAS, on January 29, 2021, the Mayor notified City Council in writing of the intent to appoint Board members and also provided an opportunity for Council members to provide recommendations for nominations by February 12, 2021;

WHEREAS, recommendations were received from Council;

WHEREAS, the Mayor now nominates a candidate for appointment for CRRMA Board Position 6 and re-appointment to Position 4 in accordance with the appointment process outlined herein and presents the nominations at a City Council meeting on March 2, 2021; and

WHEREAS, the City now desires to make an appointment for CRRMA Board Position 6 and re-appointment for Position 4 in accordance with the appointment process outlined herein.

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

That the City of El Paso hereby appoints to the Camino Real Regional Mobility Authority Dorothy "Sissy" Byrd for Position 6 and re-appoints Col. James Smith for Position 4 which shall both take effect March 2, 2021 and expire on February 1, 2023.

Mayor Leeser commented.

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

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

NAYS: None

52.

RESOLUTION

WHEREAS, Castner Range encompasses more than 11 square miles—7,081 acres exactly—and runs from the eastern boundary of the Franklin Mountains State Park to the western edge of the US 54 North-South Patriot Freeway and is surrounded on three sides by the City of El Paso; and

WHEREAS, Castner Range is rich in biodiversity, open-air space and dozens of natural canyons, arroyos, and—in particular—alluvial fans which efficiently transport run-off from the Franklin Mountains' heights to the City-owned channels that lead to large retention ponds which effectively store the run-off; and

WHEREAS, the greatest concentration of natural springs in the Franklin Mountains is on Castner Range, and some of the most geologically complex and visually striking parts of the Franklins are found there; and

WHEREAS, Castner Range is rich in wildlife, including 62 bird species, 20 types of lizards (among them the Chihuahuan spotted whiptail) and 29 types of snakes (e.g., the endangered Texas lyre); and

WHEREAS, Castner Range has a combination of unique natural native plant and animal habitats, spectacular scenery and rich cultural features unequalled anywhere else in the Franklins; and

WHEREAS, Castner Range is home to 27 wildlife or plant species listed as “threatened or endangered” by the U.S. Fish and Wildlife Service, including the ferruginous hawk, the Texas horned lizard, the Franklin Mountains talus snail and the desert night-blooming cereus; and

WHEREAS, one of those plant species is the Mexican Gold Poppy colloquially known as “the poppies”, and is so beloved by the local and regional populace that an annual festival takes place, celebrating their bloom in the spring; and

WHEREAS, As an active artillery range from 1926-1966, Castner played a pivotal historical role in preparing our soldiers for military service; and

WHEREAS, Castner Range lies on TX Loop 375 and is thus easily reached by millions of individuals residing in or visiting the El Paso area and the U.S.-Mexico border region; and

WHEREAS, Castner Range abuts the Franklin Mountains State Park and a designation would provide unique complementary educational and recreational opportunities and quality of life opportunities for Texans, for service members stationed at Fort Bliss, and other residents of southern New Mexico and northern Chihuahua; and

WHEREAS, The Castner Range lands could provide unique recreational opportunities and quality of life opportunities for El Paso residents, service members stationed at Fort Bliss, and other residents of far west Texas, southern New Mexico and northern Chihuahua; and

WHEREAS, El Paso benefits by fostering tourism, strengthening the outdoor recreation economy, and preserving the qualities that make this area a desirable location for families, retirees and businesses; and

WHEREAS, the greater El Paso business community would benefit from a national monument designation as would nationally-recognized recreation and sports/athletic groups; and

WHEREAS, A Castner Range National Monument would protect historic sites including petroglyphs and pictographs dating back 14,000 years to the Paleo-Indian, Archaic and historic Indian eras; and

WHEREAS, A Castner Range National Monument recognizes a 21st Century conservation effort centered around justice, equity, diversity, and inclusion and protects frontline communities and other marginalized communities who disproportionately bear the brunt of climate impacts; and

WHEREAS, the people and the governments of the El Paso area have repeatedly and consistently demonstrated their support for preservation of Castner Range as natural open space.

NOW, THEREFORE, BE IT RESOLVED that the City of El Paso is proud to call for the establishment of a Castner Range National Monument in order to preserve one highly-important area within our region of environmental, historic, scientific, and scenic value for current and future generations, and that the City of El Paso supports the designation of Castner Range as a national monument in order to preserve Castner Range's environmental, historic, scientific, and scenic value for current and future generations.

Mayor Leeser and Representatives Svarzbein, Annello, and Molinar commented.

Ms. Marilyn Guida, citizen, commented.

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

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

NAYS: None

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

That the City Council declares that the expenditure of District 2 discretionary funds in an amount not to exceed \$1,800.00 to purchase a public bench to be installed on City-owned property near Ellis Road and Loretto Street serves a municipal purpose of fostering community pride; promoting the visual image of El Paso, enhancing El Paso's quality of life, and nurturing and promoting a healthy and sustainable community.

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.

Representative Annelo commented.

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

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

NAYS: None

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- 54.** Discussion and action that the City Manager be authorized to execute free bus rides to the citizens of El Paso who need transportation to have their COVID-19 vaccine administered.

Representatives Annelo, Salcido, Rodriguez, and Lizarraga commented.

The following City staff members commented:

1. Mr. Tommy Gonzalez, City Manager
2. Ms. Ellen Smyth, Sun Metro Director

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 Rodriguez, seconded by Representative Salcido, and unanimously carried to **AUTHORIZE** the City Manager to execute free bus rides to the citizens of El Paso who need transportation to have their COVID-19 vaccine administered.

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

NAYS: None

ADJOURN

Motion made by Alternate Mayor Pro Tempore Lizarraga, seconded by Representative Hernandez, and unanimously carried to **ADJOURN** this meeting at 8:18 p.m.

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

NAYS: None

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APPROVED AS TO CONTENT:

Laura D. Prine, City Clerk