

DEE MARGO
MAYOR

TOMMY GONZALEZ
CITY MANAGER



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

MINUTES FOR REGULAR COUNCIL MEETING

December 15, 2020
9:00 AM

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 9:14 a.m. Mayor Dee Margo present and presiding and the following Council Members answered roll call: Peter Svarzbein, Alessandra Anello, Cassandra Hernandez, Sam Morgan, Isabel Salcido, Claudia Rodriguez, Henry Rivera, and Cissy Lizarraga.

Mayor Margo noted that he presented the Conquistador Award to the following individuals:

1. Mr. Kirk Robison and Ms. Judy Robison, philanthropists and local business owners
2. Ms. Yolanda Arriola, Southwest University Founder and CEO, (posthumous award)
3. Dr. Hector Ocaranza, El Paso Public Health Authority

Mr. Tommy Gonzalez, City Manager, thanked outgoing Mayor Dee Margo and Representative Sam Morgan for their service to our community.

NOTICE TO THE PUBLIC

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

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

NAYS: None

CONSENT AGENDA - APPROVAL OF MINUTES:

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Goal 6: Set the Standard for Sound Governance and Fiscal Management
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1. *Motion made, seconded, and unanimously carried to **APPROVE** the Minutes of the Regular City Council Meeting of December 8, 2020, the Agenda Review Meeting of December 7, 2020, the Work Session of October 12, 2020, and the Work Session of December 7, 2020.

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

NO ACTION was taken on this item.

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CONSENT AGENDA - RESOLUTIONS:
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Goal 1: 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 City Manager be authorized to sign a Southern Industrial Site Lease by and between the City of El Paso ("Lessor") and ERNEST MARTINEZ ("Lessee") for a forty-year term beginning on January 1, 2021, with an option to extend for ten years, for the following described property:

A portion of Lots 2 and 3, Block 2A, El Paso International Airport Tracts, Replat of Unit 4, City of El Paso, El Paso County, Texas, more commonly referred to as 6455 Hiller Street, El Paso, Texas.

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

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

The City Manager be authorized to sign an Agreement between the Public Library Association (PLA) (the "Association"), a division of the American Library Association (ALA) and the EL Paso Public Library ("Awardee"), for the 2020-2021 Digital Skills for Job Seekers Initiative. The Association agrees to distribute \$20,000 to the Awardee to promote digital skilling and employment resources and serves the municipal purpose of providing the community members access to internet as a strategy to find or improve employment.

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 such purpose.

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

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

THAT the City Manager is authorized to sign, on behalf of the City of El Paso, a First Amendment to Lease Agreement between the City of El Paso and the Government of the Country of El Salvador to extend the term of the lease and to adjust the rental amount of the Agreement to \$525.00 per month.

CONSENT AGENDA - BOARD APPOINTMENTS:

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Goal 3: Promote the Visual Image of El Paso
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6. *Motion made, seconded, and unanimously carried to **APPOINT** Kevin Quinn to the City Plan Commission by Representative Cissy Lizarraga, District 8.

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CONSENT AGENDA - APPLICATIONS FOR TAX REFUNDS:
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Goal 6: Set the Standard for Sound Governance and Fiscal Management
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7. *Motion made, seconded, and unanimously carried to **APPROVE** the tax refund listed below and posted on the attachment with this agenda:

1. Lone Star Title Company, in the amount of \$3,433.17, made an overpayment on November 16, 2020 of 2020 taxes. (Geo. #G195-000-0290-0000)

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8. *RESOLUTION

WHEREAS, pursuant to Section 31.11 (c) of the Texas Code an application for a refund must be made within three (3) years after the date of the payment or the taxpayer waives the right to the refund; and

WHEREAS, pursuant to Section 31.11 (c-1) the governing body of the taxing unit may extend the deadline for a single period not to exceed two years on a showing of good cause by the taxpayer; and

WHEREAS, taxpayer, Jorge Diaz ("Taxpayer") has applied for a refund with the assessor for their 2016 property taxes that were overpaid on February 23, 2017 in the amount tax of \$119.41 for all taxing entities; and

WHEREAS, City Council may extend the deadline for the Taxpayer's application for the overpayment of the 2016 taxes for a period not to exceed two years on a showing of good cause by the taxpayer; and

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

THAT the City finds that Jorge Diaz showed a good cause to extend the deadline to apply for a refund of the overpayment of the 2016 taxes and the tax refund in the amount of \$119 .41 is approved.

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

WHEREAS, pursuant to Section 31.11 (c) of the Texas Code an application for a refund must be made within three (3) years after the date of the payment or the taxpayer waives the right to the refund; and

WHEREAS, pursuant to Section 31.11 (c-1) the governing body of the taxing unit may extend the deadline for a single period not to exceed two years on a showing of good cause by the taxpayer; and

WHEREAS, taxpayer, Linda Dianne Brewer ("Taxpayer") has applied for a refund with the tax assessor for their 2016 property taxes that were overpaid on January 05, 2017 in the amount of \$0.39 for all taxing entities; and

WHEREAS, City Council may extend the deadline for the Taxpayer's application for the overpayment of the 2016 taxes for a period not to exceed two years on a showing of good cause by the taxpayer; and

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

THAT the City finds that Linda Dianne Brewer showed a good cause to extend the deadline to apply for a refund of the overpayment of the 2016 taxes and the tax refund in the amount of \$0.39 is approved.

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

WHEREAS, pursuant to Section 31.11 (c) of the Texas Code an application for a refund must be made within three (3) years after the date of the payment or the taxpayer waives the right to the refund; and

WHEREAS, pursuant to Section 31.11 (c-1) the governing body of the taxing unit may extend the deadline for a single period not to exceed two years on a showing of good cause by the taxpayer; and

WHEREAS, taxpayer, Linda Dianne Brewer ("Taxpayer") has applied for a refund with the tax assessor for their 2015 property taxes that were overpaid on July 31, 2016 in the amount of \$4.03 for all taxing entities; and

WHEREAS, City Council may extend the deadline for the Taxpayer's application for the overpayment of the 2015 taxes for a period not to exceed two years on a showing of good cause by the taxpayer; and

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

THAT the City finds that Linda Dianne Brewer showed a good cause to extend the deadline to apply for a refund of the overpayment of the 2015 taxes and the tax refund in the amount of \$4.03 is approved.

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CONSENT AGENDA - NOTICE OF CAMPAIGN CONTRIBUTIONS:
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Goal 6: Set the Standard for Sound Governance and Fiscal Management
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9. *Motion made, seconded, and unanimously carried to **ACCEPT** the notation pursuant to Section 2.92.110 of the City Code, receipt of the following campaign contributions by Mayor Margo: \$1,000.00 from Bill Appleton, \$100.00 from Cynthia Hamilton, \$250.00 from Hector Retta, \$1,000.00 from Milad Farah, \$100.00 from Anthony Duncan, \$500.00 from Dan Olivas, \$2,500.00 from Ike Monty,\$5,000.00 from Woody Hunt, \$1,000.00 from Alvaro Bustillos,\$300.00 from H. David Herndon, \$50.00 from Nicholas Binyon,\$500.00 from John Martin, \$1,000.00 from Robert Bowling IV,\$1,000.00 from Randall Bowling, and \$200.00 from Marsha Brand.

10. *Motion made, seconded, and unanimously carried to **ACCEPT** the notation pursuant to Section 2.92.110 of the City Code, receipt of campaign contributions by Representative Sam Morgan: \$2500.00 from Woody Hunt, \$1000.00 from Douglas Schwartz, \$50.00 from Robert Jesky and \$50.00 from Craig Boylston.

11. *Motion made, seconded, and unanimously carried to **ACCEPT** the notation pursuant to Section 2.92.110 of the City Code, receipt of campaign contributions by Representative Alexandra Anello: \$1,000 from Jose Rodriguez, \$21 from Melissa Warak, \$50 from Victor Barajas, \$50 from Jared Chumsae, \$50 from Aurolyn Luykx, \$50 from Mark Salazar, \$300 from Diane Anello Acciacca, \$100 from Ana Reza, \$400 from Wesley Lawrence, \$3,000 from J.P. Bryan, \$25 from Destiny Garcia, \$25 from Paulina Tamayo, \$10 from Daniel Baca, \$10 from Vona Van Cleef, \$100 from Debra Nathan, \$15 from Diego Carlos, \$25 from Jesus Valdez, \$20 from Ernesto Chavez, \$100 from Cindy Hernandez Landeros, \$100 from Marilyn Guida, \$100 from Phillip Kingston, \$50 from Hannah Alexander,\$25 from Jonas Park, \$25 from Pamela Young, \$50 from Brandon Silverstein, \$100 from Rebecca Glaser, \$100 from Sushma Smith, \$25 from Cynthia Renteria, \$100 from Erin Corrigan, \$25 from Nicholas Silva, \$25 from Judy Lugo.

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REGULAR AGENDA – OPERATIONAL FOCUS UPDATES:
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Goal 4: Enhance El Paso's Quality of Life through Recreational, Cultural and Educational Environments
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12. Presentation and discussion on Capital Improvement quarterly update for active, deferred and completed capital projects.

Mr. Sam Rodriguez, City Engineer, presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Mr. Tommy Gonzalez, City Manager, commented.

NO ACTION was taken on this item.

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

13. Presentation and discussion providing a continuous improvement snapshot and a preview of key workforce engagement and development initiatives.

The following City staff members presented a PowerPoint presentation (copy on file in the City Clerk's Office):

1. Ms. Araceli Guerra, Managing Director for Internal Services
2. Ms. Rosemary Crawford, Chief Learning Officer
3. Mr. Roman Sanchez, Process Improvement Administrator

NO ACTION was taken on this item.

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14. Report on the City Attorney's Office's Year End Report.

Ms. Karla Nieman, City Attorney, introduced the item.

The following City staff members presented a PowerPoint presentation (copy on file in the City Clerk's Office):

1. Ms. Anelisa Benavides, Assistant City Attorney
2. Mr. Omar De La Rosa, Assistant City Attorney
3. Ms. Victoria Hayslett, Assistant City Attorney
4. Mr. Eric Gutierrez, Assistant City Attorney

NO ACTION was taken on this item.

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15. Budget Update.

Mr. Robert Cortinas, Chief Financial Officer, presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Mayor Margo and Representatives Svarzbein, Anello, Hernandez, and Rodriguez commented.

The following City staff members commented:

1. Mr. Tommy Gonzalez, City Manager
2. Ms. Tracey Jerome, Deputy City Manager for Quality of Life
3. Mr. Cary Westin, Senior Deputy City Manager

NO ACTION was taken on this item.

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16. Presentation and update on the rollout plan for the approved 2017, 2018, 2019, and 2020 Capital Plans and Public Safety Bond.

Mr. Sam Rodriguez, City Engineer, and Mr. Alex Hoffman, Capital Improvement Assistant Director, presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Representative Svarzbein commented.

NO ACTION was taken on this item.

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17. Discussion and update from the City's Quarterly Fatality Analysis Cross-Functional Team.

The following City staff members presented a PowerPoint presentation (copy on file in the City Clerk's Office).

1. Ms. Hannah Williams, Traffic Engineer Associate
2. Police Lieutenant Steven W. Schmidt
3. Mr. Alfredo Austin, Bicycle Program Coordinator

Representatives Svarzbein, Annello, Hernandez, and Rodriguez commented.

The following City staff members commented:

1. Mr. Tommy Gonzalez, City Manager
2. Mr. Sam Rodriguez, City Engineer

NO ACTION was taken on this item.

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CALL TO THE PUBLIC – PUBLIC COMMENT

The following members of the public commented:

1. Ms. Lindsey Adams
2. Mr. Jerry Saavedra

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REGULAR AGENDA - FIRST READING OF ORDINANCES

Motion made by Representative Hernandez, seconded by Representative Lizarraga, 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 Svarzbein, Annello, Hernandez, Morgan, Salcido, Rodriguez, Rivera, and Lizarraga

NAYS: None

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Goal 3: Promote the Visual Image of El Paso:

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18. An Ordinance changing the zoning of a portion of Lot 1, Block 1, El Paso West, City of El Paso, El Paso County, Texas from M-1 (Light Manufacturing) to C-4 (Commercial). The penalty being as provided 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: South of Paseo Del Norte Boulevard and West of Northwestern Drive
Applicants: FSW Investments LP PZRZ20-00021

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19. An Ordinance granting Special Permit NO. PZST20-00008, to allow for a Planned Residential Development Overlay on the property described as Tracts 15-D, 16-G, and 16-H, Block 8, Upper Valley Surveys, 5545 Westside Drive, City of El Paso, El Paso County, Texas, Pursuant to Section 20.10.470 of the El Paso City Code. The penalty being as provided in Chapter 20.24 of the El Paso City Code.

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

Subject Property: 5545 Westside Drive Applicants: David Fuller and Norma Garza
PZST20-00008

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20. An Ordinance granting Special Permit No. PZST20-00009, to allow for a parking reduction on the property described as Lots 1 to 5, Block 8, Sambrano Addition, 6700 Sambrano Avenue, City of El Paso, El Paso County, Texas, Pursuant to Section 20.14.070 of the El Paso City Code. The penalty being as provided in Chapter 20.24 of the El Paso City Code.

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

Subject Property: 6700 Sambrano Avenue Applicants: City of El Paso PZST20-00009

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21. An Ordinance changing the zoning of Tract 2-A, Block 52, Ysleta Grant, City of El Paso, El Paso County, Texas from R-F (Ranch-Farm) and R-F/H (Ranch-Farm/Historic) to R-5 (Residential) and R-5/H (Residential/Historic). The penalty being as provided in Chapter 20.24 of the El Paso City Code. **THIS IS AN APPEAL**

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: South of Americas and West of Socorro Road Applicants: B&B Socorro, LLC PZRZ20-00019

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22. An Ordinance changing the zoning of a portion of Lots 17, 18, 19, and the West 15 Feet 7.5 inches of Lot 20, Block 30, Franklin Heights Addition, 1301 & 1305 Texas Avenue, City of El Paso, El Paso County, Texas from M-1 (Manufacturing) to G-MU (General Mixed Use), approving a Master Zoning Plan. The penalty being as provided 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: 1301 & 1305 Texas Avenue. Applicants: Lucban, LLC. PZRZ20-00020

PUBLIC HEARING FOR ITEMS 18 THROUGH 22 WILL BE HELD ON JANUARY 5, 2021

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Goal 6: Set the Standard for Sound Governance and Fiscal Management:
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23. An Ordinance amending Title 2 (Administration and Personnel), Chapter 2.92 (Ethics) of the El Paso City Code to perform the following: Divide the Chapter into Articles and reorganize provisions under the new Articles; add definitions for "City", "Confidential Information", "Conducting Business with the City", "Days", "Mailbox Rule", "Ministerial Act", "Newly Discovered Evidence" and "Resident"; delete definition for "Negotiating Concerning Prospective Employment" and "Person"; update definition for "Board"; relocate definitions for "Clear and Convincing", "Designated Employee", "Frivolous Complaint", and "Honorarium"; delete Section 2.92.050(G) of the Standards of Conduct; add Standard of Conduct regarding interest affecting official conduct by City Officers and Employees; add Standard of Conduct to restrict a City Officer or Employee from inducing or attempting to induce another City Officer or Employee to violate this Chapter; restrict the jurisdiction of the Ethics Review Commission to only violations by City Officers within two years of an alleged violation; update the process for complaints filed before the Ethics Review Commission; add restrictions applicable to members of other Boards and Commissions throughout the City; clarify restrictions for City Employees and Officers; add a provision to allow the Ethics Review Commission to consolidate certain complaints; eliminate prohibition of Ethics Review Commission members from participating in political campaigns or campaigns related to a City Referendum or other ballot issue; add a reconsideration process before the Ethics Review Commission for sanctioned parties; eliminate all Ethics Review Commission Panels except for a Panel to write advisory opinions for Officers or when Panel is needed to dispose of a complaint; add a provision to allow the City Attorney to write advisory opinions for employees; add a requirement for Ethics Review Commission Member to recuse themselves if a member has engaged in Ex Parte Communications; add requirement for Ethics Review Commission members to recuse themselves if a complaint involves a City Officer whose campaign they donated to or participated in; delete Section 2.92.150 (Penalty); and clarified language throughout Chapter 2.92 (Ethics) of the El Paso City Code. The penalty for violations of Chapter 2.92 (Ethics) of the El Paso City Code is listed in Section 2.92.200 (Disposition) as amended in this Ordinance.

PUBLIC HEARING WILL BE HELD ON JANUARY 5, 2021

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REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS
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Goal 4: Enhance El Paso's Quality of Life Through Recreational, Cultural, and Educational Environments
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24. Motion made by Representative Rivera, seconded by Representative Lizarraga, and unanimously carried to **AWARD** Solicitation 2020-680R Civic, Convention Center and

Tourism Services to SMG, for an initial term of three (3) years for an estimated amount of \$2,250,000.00. The award also includes two (2), two (2) year options for an estimated amount of \$3,600,000.00. The total value of the contract including the initial term plus options is seven (7) years for an estimated \$5,850,000.00. The award of this contract will provide management and operation of the civic, tourism services and convention center portfolio.

Contract Variance: The difference in cost, based on the comparison from previous contract, is as follows: Annual base fee for the services under this contract increased by 15%. Increase is based on the Operation of Water Parks added service to this contract.

Department:	Quality of Life Portfolio
Award to:	SMG West Conshohocken, PA
Item(s):	ALL
Initial Term:	3 years
Option to Extend:	Two (2), two (2) year terms
Annual Estimated Award:	\$700,000.00 (Year 1) \$750,000.00 (Year 2) \$800,000.00 (Year 3)
Initial Term Estimated Award:	\$2,250,000.00 (3 years)
Option Estimated Amount:	\$1,800,000.00 (Option Term 1, 2 years) \$1,800,000.00 (Option Term 2, 2 years)
Total Estimated Award:	\$5,850,000.00 (7 years)
Account No.:	999-2321-99999-521160
Funding Source:	Management Consulting Services
District(s):	All

This is a Request for Proposal, service contract.

The Purchasing and Strategic Sourcing department and Quality of Life Portfolio recommend award as indicated to SMG, the sole offeror for these services.

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

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

NAYS: None

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

25. Motion made by Alternate Mayor Pro Tempore Lizarraga, seconded by Representative Rivera, and unanimously carried to **AUTHORIZE** the Director of the Purchasing & Strategic Sourcing Department to issue a Purchase Order(s) to Quality Texas Foundation, the sole source provider of trainings based on the Baldrige Excellence Framework for a three (3) year term in the estimated amount of up to \$300,000 with the stipulation that the vendor provides an updated sole source letter and affidavit each year. This contract will allow for trainings/learning events that focus on advancing our organizational maturity in the seven performance excellence criteria, supporting our workforce development and ongoing continuous improvement work.

Contract Variance:

The difference in price, based on the comparison from catalog prices and negotiated prices is as follows: catalog price \$750.00 - \$800.00 per person; negotiated prices \$350.00 - \$700.00 per person, which translates to discounts ranging from 6.67% to 56.25%. Example: Leadership training for The 500 - negotiated price is \$350.00 per person, which represents a 53.33% decrease per person.

Department:	City Manager
Award to:	Quality Texas Foundation
Georgetown, TX	
Initial Terms:	3 Years
Annual Estimated Award:	\$100,000.00
Total Estimated Award:	\$300,000.00
Account No.:	209-1000-14030-544120-P1410
Funding Source:	Seminars Continuing Education
District(s):	All
Reference	2021-0643

This is a Sole Source, service contract.

The Purchasing & Strategic Sourcing and the City Manager departments recommend award as Quality Texas Foundation the sole source provider for this service.

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

Representative Cassandra Hernandez commented.

The following staff members commented:

1. Ms. Claudia Garcia, Purchasing Assistant Director
2. Mr. Sam Rodriguez, Chief Operations and Transportation Officer
3. Mr. Robert Cortinas, Chief Financial Officer

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

NAYS: None

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

- 26.** Motion made by Representative Annello, seconded by Representative Hernandez, and unanimously carried to **AWARD** Solicitation No. 2021-0046 Veterinary Medical Supplies to Butler Animal Health Holding Company, LLC dba Covetrus North America, Manuel Talamantes, III dba El Paso Veterinary Supply, Lambert Vet Supply, Midwest Veterinary Supply, Inc. and Loren Hodges & Sons Inc, dba Longhorn Distributing, for an initial term of three (3) years for an estimated amount of \$773,666.94. The award includes the option to extend amount of \$206,387.88 for a total of five (5) year estimated award of \$980,054.82.

Contract Variance: The difference in price based on comparison from previous contract is as follows: An increase of \$47,417.25 from the previous contract due to items added to this contract.

Department: Animal Services
Vendor # 1: Butler Animal Health Holding Company, LLC
dba Covetrus North America Dublin, OH
Item(s): Group I (Items 8, 9, 11, 17, 19, 23-25, 27-30,
32, 35, 40, 47-49, 51, 56, 57, 58, 61,69-74, 78 and 80)
Group III (Items 1, 8. 30, 32, 34,35, 42, 47, 49,
51, 54,58, 64, 66, 73-75, 77,84, 89 and 91)
Initial Term: 3 years
Annual Estimated Award: \$89,615.89
Total Estimated Award: \$268,847.67 (3 years)

Vendor # 2: Manuel Talamantes, III
dba El Paso Veterinary Supply El Paso, TX
Item(s): Group I (Items 5, 10, 12, 14-16, 26,45, 60, 64-67 and 82)
Group III (Items 11, 14, 17, 20, 37,38, 50, 52, 53, 68, 70
and 88)
Initial Term: 3 years
Annual Estimated Award: \$34,270.75
Total Estimated Award: \$102,812.25 (3 years)

Vendor # 3: Lambert Vet Supply Fairbury, NE
Item(s): Group I (Items 6, 53, 66 and 77)
Group III (Item 13)
Initial Term: 3 years
Annual Estimated Award: \$92,193.30
Total Estimated Award: \$92,193.30 (3 years)

Vendor # 4: Midwest Veterinary Supply, Inc. Lakeville, MN
Item(s): Group I (Items 1-4, 7, 18, 20-22, 30-39, 41-44, 46, 50,
52,54, 55, 59, 62, 63, 68,75, 76, 79, 81 and 83)
Group III (Items 3-7, 9, 10, 12, 15,16, 18, 19, 21-29, 31,36,
39-41, 43-46, 48, 55-57, 59-62, 65, 69, 72,76, 78-83, 85-
87, 90, 92 and 93)
Option to Extend: 2 years
Annual Estimated Award: \$102,550.44
Initial Estimated Award: \$307,883.22 (3 years)
Total Estimated Award: \$512,984.10 (5 years)

Vendor # 5 Loren Hodges & Sons Inc.
dba Longhorn Distribution El Paso, TX
Items(s): Group III (Items 2 and 67)
Option to Extend: 1 year
Option to Extend: 2 year
Annual Estimated Award: \$643.50
Initial Estimated Award: \$1,930.50 (3 years)
Total Estimated Award: \$3,217.50 (5 years)

Total Annual Amount: \$319,273.88 (5 Vendors)
Total Initial Term Award: \$773,666.94 (3 years) (5 Vendors)
Total Estimated Award: \$980,054.82 (5 years – Vendor #4 and #5)
Account No.: 225-2580-25120-531120
Funding Source: Animal Service Fund
District(s): All

This is a low bid, unit price contract.

The Purchasing & Strategic Sourcing and Animal Services Department recommend award as indicated to Butler Animal Health Holding Company, LLC dba Covetrus North America, Manuel Talamantes, III dba El Paso Veterinary Supply, Lambert Vet Supply, Midwest Veterinary Supply, Inc. and Loren Hodges & Sons Inc, dba Longhorn Distributing, the lowest, responsive and responsible bidders. In accordance with this award, the City Manager or designee is authorized to exercise future options if needed.

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

NAYS: None

REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF ORDINANCES

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

27. ORDINANCE 019124

The City Clerk read an Ordinance entitled: **AN ORDINANCE AUTHORIZING THE CITY MANAGER TO SIGN A DEED WITHOUT WARRANTY AND ANY OTHER DOCUMENTS NECESSARY TO CONVEY 301.97 ACRES OF LAND MORE OR LESS, BEING DESCRIBED AS A PORTION OF TRACT 18, BLOCK 24, ALL OF TRACTS 3, 4, 5, AND 8B, BLOCK 25, AND A PORTION OF TRACTS 8, 11, 12, 16A, AND 17, AND ALL OF TRACTS 9, 10, 13, 14A, 14B, 14C, 15A, 15B, 15C, AND 16B, BLOCK 26, ALL WITHIN SOCORRO GRANT, CITY OF EL PASO, EL PASO COUNTY, TEXAS TO THE EL PASO COUNTY WATER IMPROVEMENT DISTRICT NO. 1.**

Mr. James Wolff, Real Estate Manager for El Paso Water commented.

Motion duly made by Alternate Mayor Pro Tempore Lizarraga, seconded by Representative Salcido, and unanimously 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, Morgan, Salcido, Rodriguez, Rivera, and Lizarraga

NAYS: None

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

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REGULAR AGENDA – OTHER BUSINESS
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Goal 8: Nurture and Promote a Healthy, Sustainable Community
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28.

R E S O L U T I O N

WHEREAS, Mountain View Estates, Ltd. has proposed a development for affordable rental housing at the Northwest Quadrant of Montana Ave. and Justice St., El Paso, Texas 79938, named Mountain View Estates, in the City of El Paso, Texas; and

WHEREAS, Mountain View Estates, Ltd. has advised that it intends to submit an application to the Texas Department of Housing and Community Affairs (TDHCA) for 2021 Competitive 9% Housing Tax Credits for Mountain View Estates; and

WHEREAS, Mountain View Estates, Ltd. has requested a waiver of permit fees in the amount of \$500 from the City of El Paso.

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

1. That the City of El Paso, Texas, acting through its governing body, hereby confirms that it **supports** the proposed **Mountain View Estates** located at the Northwest Quadrant of Montana Ave. and Justice St., El Paso, Texas 79938 (TDHCA Application number **PENDING**) and that this formal action has been taken to put on record the opinion expressed by the City of El Paso, Texas on December 15, 2020.
2. That the City of El Paso, Texas, acting through its governing body, hereby confirms that it has committed to Mountain View Estates, Ltd., a waiver of \$500.00 in permit fees; these funds shall be used in developing **Mountain View Estates** located at the Northwest Quadrant of Montana Ave. and Justice St., El Paso, Texas 79938 (TDHCA Application number **PENDING**).
3. That for and on behalf of the Governing Body, Laura Prine, City Clerk, is hereby authorized, empowered, and directed to certify these resolutions to the Texas Department of Housing and Community Affairs. Further, the City Clerk is authorized to add the application number to this Resolution above, once such application number is assigned.

Mr. Mark Weber, Community and Human Development Program Manager, presented a Power Point presentation (copy on file in the City Clerk's Office).

Representatives Annello, Hernandez, and Salcido commented.

Ms. Nicole Ferrini, Community and Human Development Director, commented.

The following members of the public commented:

1. Mr. Roy Lopez

2. Mr. Richard Dayoub
3. Mr. Tom Deloye

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

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

NAYS: None

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29.

R E S O L U T I O N

WHEREAS, on July 9, 2019, the City Council for the City of El Paso adopted the Final Action Plan for 2019-2020 and on that date Authorized the City Manager to sign and submit to the United States Department of Housing and Urban Development (HUD) the 2019-2020 Annual Action Plan to include all certifications contained therein; and

WHEREAS, on March 17, 2020, the City amended the Annual Action Plan to add the Hueco Mountain Park Improvement Project ("**First Amendment**"); and

WHEREAS, on May 27, 2020, the City amended the Annual Action Plan to add projects under CARES Act Emergency Solutions Grant ("**Second Amendment**"); and

WHEREAS, on June 22, 2020, the City amended the Annual Action Plan to add the 45th Year Community Development Block Grant (CDBG-CV) and Housing Opportunities for Persons with HIV/AIDS (HOPWA-CV) funding ("**Third Amendment**"); and

WHEREAS, on August 18, 2020, the City amended the Annual Action Plan to delete the El Paso Child Guidance Center project (\$1,263,267), and delete the Parks and Recreation Summer Youth Program (\$65,000), and delete the Hotel and Motel for COVID-19 Positive Homeless project (\$125,000); and add \$1,263,267 to the existing contract with the Opportunity Center for the Homeless for continued operation of the temporary Delta Haven and Welcome Center, and add \$65,000 to the existing contract with the YWCA Paso del Norte Region for childcare services, and add \$125,000 to the Transportation for Homeless Individuals and Families project ("**Fourth Amendment**"); and

WHEREAS, on September 15, 2020, the City amended the Annual Action Plan to delete the CDBG-CV Economic Recovery Technical Assistance project (\$100,000); delete the YWCA CDBG-EN Children and Youth Services project (\$65,000); reduce the YWCA CDBG-CV Children and Youth Services project from \$250,000 to \$235,000; add \$85,000 in CDBG-CV for a Veterans Permanent Supportive Housing Case Management project; and add \$30,000 in CDBG-CV and \$65,000 in CDBG-EN for a United Way Family Resilience Center project ("**Fifth Amendment**"); and

WHEREAS, on October 13, 2020, the City amended the Annual Action Plan to reduce the CDBG Delta Haven and Welcome Center project by \$1,000,000; and add \$1,000,000 in CDBG for rapid rehousing of individuals and families experiencing homelessness ("**Sixth Amendment**"); and

WHEREAS , on October 27, 2020, the City amended the Annual Action Plan to reduce the CDBG-CV Financial Counseling and Bankability project by \$112,500; and add \$112, 500 in CDBG-CV to create a Digital Expansion project for the purchase of mobile hotspots ("**Seventh Amendment**"); and

WHEREAS, the City Council, based on the recommendation of the Director of the Community and Human Development Department, now desires to amend the 2019-2020 Annual Action Plan to reduce existing projects and add new projects ("**Eighth Amendment**"); and

WHEREAS, on December 9, 2020 the City of El Paso posted on its website public notice and allowed a 5 day public comment period regarding the proposed amendment to the 2019-2020 Annual Action Plan and 45th Year CDBG-CV Program Budget and City Council has duly considered public comment if any.

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

1. That the 2019-2020 Annual Action Plan and 45th Year CDBG-CV Program Budget are hereby amended as follows:
 - a. Reduce the Project BRAVO - COVID-19 Emergency Housing Payment Assistance Program by \$1,000,000 in CDBG-CV funds;
 - b. Add \$1,000,000 in CDBG-CV funds to supplement the El Paso Rent Help Rental Assistance Program operated by Under One Roof;
 - c. Add \$1,100,000 in CDBG-CV to create the Inspira Hotel Emergency Shelter Project operated by Endeavors; and
 - d. Add \$3,021,341 in CDBG-CV to create a "hold project" for the remaining balance of CDBG-CV funds.
2. That the Department of Community and Human Development, through the Director, be authorized to make the above changes to the 2019-2020 Annual Action Plan in the United States Department of Housing and Urban Development's program system.
3. That the City Manager, or designee, be authorized to take any actions necessary to accomplish the intent of this resolution upon approval by the City Attorney's Office and Director of Community and Human Development Department.

Except as amended in the First Amendment, the Second Amendment, the Third Amendment, Fourth Amendment, Fifth Amendment, Sixth Amendment, Seventh Amendment, and this Eighth Amendment, the 2019-2020 Annual Action Plan and 45th Year CDBG Program Budget remains in full force and effect.

Ms. Nicole Ferrini, Community and Human Development Director, presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Representatives Svarzbein and Rivera commented.

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

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

NAYS: None

MEMBERS OF THE CITY COUNCIL

- 30.** Recognize Lieutenant Marvin Ryals for being the first El Paso County Law Enforcement Officer (LEO) to be elected as President of Combined Law Enforcement Associations of Texas (CLEAT), the largest police officers' union in Texas, representing law enforcement rights and interests statewide

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

Representative Rivera introduced the item.

Mayor Margo commented.

Lt. Marvin Ryals expressed his gratitude for the recognition.

The following members of the public commented:

1. Ms. Sylvia Carreon
2. Mr. Peter Faraone
3. Mr. Charley Wilkison
4. Mr. Mike Short

NO ACTION was taken on this item.

ADJOURN

Motion made by Alternate Mayor Pro Tempore Lizarraga, seconded by Representative Morgan, and unanimously carried to **ADJOURN** this meeting at 1:54 p.m.

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

NAYS: None

APPROVED AS TO CONTENT:

Laura D. Prine, City Clerk