

Oscar Leeser
Mayor

Tommy Gonzalez
City Manager



CITY COUNCIL
Peter Svarzbein, District 1
Alexandra Anello, 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

AGENDA FOR THE REGULAR COUNCIL MEETING

March 15, 2022

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

**THE LOCAL HEALTH AUTHORITY STRONGLY RECOMMENDS THE USE OF
MASKS IN ALL CITY FACILITIES AND INDOOR SPACES**

Teleconference phone number: 1-915-213-4096

Toll free number: 1-833-664-9267

Conference ID: 932-409-112#

AND

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

March 14, 2022

9:00 AM

Teleconference phone number: 1-915-213-4096

Toll free number: 1-833-664-9267

Conference ID: 607-487-910#

Notice is hereby given that an Agenda Review Meeting will be conducted on March 14, 2022 at 9:00 A.M. and a Regular Meeting of the City Council of the City of El Paso will be conducted on March 15, 2022 at 9:00 A.M. Members of the public may view the meeting via the following means:

Via the City's website. <http://www.elpasotexas.gov/videos>

Via television on City15,

YouTube: <https://www.youtube.com/user/cityofelpasotx/videos>

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

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

At the prompt please enter the corresponding Conference ID:

**Agenda Review, March 14, 2022 Conference ID: 607-487-910#
Regular Council Meeting, March 15, 2022 Conference ID: 932-409-112#**

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

**<https://www.elpasotexas.gov/city-clerk/meetings/city-council-meetings>
and
http://legacy.elpasotexas.gov/muni_clerk/Sign-Up-Form-Call-To-The-Public.php**

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

Representatives Peter Svarzbein and Aleksandra Anello

A quorum of City Council must participate in the meeting.

ROLL CALL

INVOCATION BY POLICE CHAPLAIN ROBERT HEMPHILL, JR. PH.D.

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS

Dolores Anguiano Recognition Day

Kayla Gomez Day

NOTICE TO THE PUBLIC

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

CONSENT AGENDA - APPROVAL OF MINUTES:

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

1. Approval of the Minutes of the Regular City Council Meeting of March 1, 2022 and the Agenda Review Minutes of February 28, 2022.

[22-269](#)

All Districts

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

CONSENT AGENDA - REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

CONSENT AGENDA - REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

- 2. Excuse Representative Cassandra Hernandez from the March 15, 2022 Regular City Council Meeting. [22-304](#)

CONSENT AGENDA - RESOLUTIONS:

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

- 3. Request City Council to approve budget transfer to increase FY2022 Confiscated Funds and appropriations as follows: State Confiscated Funds Budget by \$400,000; Federal Confiscated Funds Budget by \$150,000; Treasury Confiscated Funds Budget by \$200,000. [22-271](#)

All Districts

Police, Chief Gregory K. Allen, (915) 212-4305

Goal 3: Promote the Visual Image of El Paso

- 4. A Resolution approving the Solid Waste Lien at 1107 Myrtle owned by LMO Properties, LLC in the amount of \$409.50. [22-282](#)

District 8

Environmental Services, Ellen Smyth, (915) 212-6000

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

- 5. A Resolution authorizing the Mayor to sign, on behalf of the City of El Paso, a First Amendment to the Interlocal Agreement between the City of El Paso ("City") and The University of Texas at El Paso ("UTEP"), regarding UTEP's assistance with the City's Intersection Safety Improvement Program, to extend the Term of the Agreement and update the project timelines accordingly, without any amendment to the compensation provisions of the Agreement. [22-268](#)

All Districts

Streets and Maintenance, Hannah Adele Allen, (915) 212-0118

CONSENT AGENDA - BOARD RE-APPOINTMENTS:

Goal 8: Nurture and Promote a Healthy, Sustainable Community

6. Beatriz Castorena-Mata to the City Accessibility Advisory Committee by Representative Isabel Salcido, District 5. [22-301](#)
Members of the City Council, Representative Isabel Salcido, (915) 212-0005

CONSENT AGENDA - BOARD APPOINTMENTS:

Goal 3: Promote the Visual Image of El Paso

7. John J. Bryan II to the Building and Standards Commission by City Representative Cassandra Hernandez, District 3. [22-272](#)
Members of the City Council, Representative Cassandra Hernandez, (915) 212-0003

Goal 8: Nurture and Promote a Healthy, Sustainable Community

8. Victor M. Casas to the Veterans Affairs Advisory Committee by Representative Peter Svarzbein, District 1. [22-274](#)
Members of the City Council, Representative Peter Svarzbein, (915) 212-1002
9. Edmundo Rodriguez Jr. to the City Accessibility Advisory Committee by Representative Cissy Lizarraga, District 8. [22-302](#)
Members of the City Council, Representative Cissy Lizarraga, (915) 212-0008

CONSENT AGENDA - APPLICATIONS FOR TAX REFUNDS:

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

10. That the tax refunds listed on the attachment posted with this agenda be approved. This action would allow us to comply with state law which requires approval by the legislative body of refunds of tax overpayments greater than \$2,500.00. (See Attachment A) [22-280](#)
- All Districts**
Tax Office, Maria O. Pasillas, (915) 212-1737

REGULAR AGENDA - MEMBERS OF THE CITY COUNCIL

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

11. Discussion and action to direct the City Manager to apply for all available funding opportunities including ARPA funds in order to fund the Phase 2 of the Body Worn Camera program for the El Paso Police Department. [22-266](#)
- All Districts**

Members of the City Council, Representative Henry Rivera, (915) 212-0007

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

12. Discussion and action on a Resolution formally requesting Texas Department of Transportation (TxDOT) consider an alternative design for Segment 2 (Downtown) of the Reimagine I-10 Project which considers the urban context of the location where the improvements are proposed and supports the City's successful Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grant application. [22-303](#)

All Districts

Members of the City Council, Representative Peter Svarzbein, (915) 212-1002

REGULAR AGENDA - OPERATIONAL FOCUS UPDATES

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

13. Budget Update. [22-281](#)

All Districts

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

14. Presentation and discussion providing a preview of the 2022 Strategic Plan Goal Team report series. [22-285](#)

All Districts

City Manager's Office, Juliana Baldwin-Munoz, (915) 212-1204

CALL TO THE PUBLIC – PUBLIC COMMENT:

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

Members of the public may communicate with Council during public comment, and regarding agenda items by calling 1-915-213-4096 or toll free number 1-833-664-9267 at the prompt please enter the following Conference ID: 932-409-112#

A sign-up form is available on line for those who wish to sign up in advance of the meeting at: http://legacy.elpasotexas.gov/muni_clerk/signup_form.asp

REGULAR AGENDA - FIRST READING OF ORDINANCES:

INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY

CHARTER:

Public comment typically is not taken during the first reading of ordinances. Public comments are invited at the date of the scheduled public hearing.

Public Hearings will be held as part of the regular City Council meeting that begins at approximately 9:00 a.m. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances; no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk’s office, 300 N. Campbell, Monday through Thursday, 7:00 a.m. to 6:00 p.m.

Goal 3: Promote the Visual Image of El Paso

- 15. An Ordinance changing the zoning of a portion of the Southwest ¼ of the Northwest ¼ of Section 16, Block 79, Township 3, Texas and Pacific Railway Company Surveys, 1500 Joe Battle Boulevard, City of El Paso, El Paso County, Texas from R-3 (Residential) to C-3 (Commercial). The penalty is as provided for in Chapter 20.24 of the El Paso City Code. [22-267](#)

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: 1500 Joe Battle Boulevard
Applicant: City of El Paso, PZRZ21-00009

District 6

Planning and Inspections, Philip F. Etiwe, (915) 212-1553
Planning and Inspections, Andrew Salloum, (915) 212-1603

PUBLIC HEARING WILL BE HELD ON APRIL 12, 2022

- 16. An Ordinance releasing all conditions placed on property by Ordinance No. 8786 which changed the zoning of a portion of Lots 2 and 3 and all of Lots 4, 5, 6, 7 and 8, and the east 10’ of Lot 9, Block 7, Golden Hill Addition, 1519 and 1525 Golden Hill Terrace Street, City of El Paso, El Paso County, Texas. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. [22-276](#)

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: 1519 and 1525 Golden Hill Terrace Street
Applicant: ML Real Property LLC, PZCR21-00001

District 8

Planning and Inspections, Philip F. Etiwe, (915) 212-1553
Planning and Inspections, David Samaniego, (915) 212-1608

PUBLIC HEARING WILL BE HELD ON APRIL 12, 2022

REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF ORDINANCES:

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

17. An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.041 (Schedule IVA - Parking prohibited during certain hours - school days only) of the City Code to amend paragraph A to delete certain streets and to add paragraph B to prohibit parking between the hours of 7:00 A.M. to 5:00 P.M. school days only on certain streets; amending section 12.88.030 (Schedules III - Parking prohibited at all times on certain streets), paragraph 355, to amend the prohibited parking area; amending section 12.88.200 (Schedules XVII - Restrictions on parking in residential districts) to amend Zone K to delete certain streets; amending 12.88.200 (Schedules XVII - Restrictions on parking in residential districts) to amend Zone N to amend prohibited parking times and add certain streets; the penalty being provided in Chapter 12.84 of the El Paso City Code. [22-236](#)

District 6

Streets and Maintenance, Hannah Allen, (915) 212-0118

18. An Ordinance amending the 2025 Proposed Thoroughfare System, as Incorporated into Plan El Paso, to delete the future extension of Bill Burnett Drive from Mercantile Avenue to Paseo del Este Boulevard. [22-251](#)

Extraterritorial Jurisdiction

Capital Improvement Department, Joaquin Rodriguez, (915) 212-0065

REGULAR AGENDA - OTHER BUSINESS:

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

19. Discussion and action on a Resolution authorizing the City Manager or his designee to establish appropriations in the amount of \$6,600,000, the City of El Paso is the recipient of the American Rescue Plan Act (“ARPA”) grant funds in the amount of \$154,365,135, the City Council approves the appropriation of the grant funds from the Coronavirus State and Local Fiscal Recovery funds to cover expenses incurred for the purchase of Digital Video Recording System funds in accordance and compliance with the requirements stipulated by the American Rescue Plan Act and federal guidelines in the Final Rule. [22-279](#)

All Districts

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

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

20. Discussion and action on a Resolution that the City Manager be authorized to sign a two year On-Call Agreement for Professional Services for Geotechnical and Materials Testing Services in support of the Streets and Maintenance [22-277](#)

Department on a task by task basis by and between the City of El Paso and the following consultant:

1. LOI Engineers

The On Call Agreement will be for an amount not to exceed Five Hundred Thousand and No/00 Dollars (\$500,000.00). In addition, the City Manager is authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of the On-Call Agreement.

All Districts

Capital Improvement Department, Sam Rodriguez (915) 212-1845

Goal 8: Nurture and Promote a Healthy, Sustainable Community

21. Discussion and action that the City consents to the assignment of the rights, duties and obligations under the contract 2006-015 to Assignee, who agrees to perform all duties under the contract as the Friedman contract is transferred to Waste Connections of El Paso, LB d/b/a BARCO. The termination clause will be amended such that the contractor shall have the option to require the City to reimburse it for any fees due and its unrecoverable investments in plant and facilities including its investment in real estate in the amount of \$160,000 (Termination/Transfer fee) 1) if the City exercises its right to terminate for convenience 2) if the Contractor suffers a material financial hardship from the contract as a result of significant changes in the scope or nature of the project or 3) if the Contractor terminates the Contract because of default by the City.

[22-283](#)

All Districts

Environmental Services, Ellen Smyth, (915) 212-6000

EXECUTIVE SESSION

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

Representatives Peter Svarzbein and Aleksandra Anello

The City Council of the City of El Paso may retire into EXECUTIVE SESSION pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act and the Rules of City Council.) The City Council will return to open session to take any final action and may also, at any time during the meeting, bring forward any of the following items for public discussion, as appropriate.

- Section 551.071 CONSULTATION WITH ATTORNEY
- Section 551.072 DELIBERATION REGARDING REAL PROPERTY
- Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS
- Section 551.074 PERSONNEL MATTERS
- Section 551.076 DELIBERATION REGARDING SECURITY DEVICES OR SECURITY AUDITS

Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS
Section 551.089 DELIBERATION REGARDING SECURITY DEVICES OR SECURITY AUDITS; CLOSED
MEETING

ADJOURN

NOTICE TO THE PUBLIC:

Sign Language interpreters are provided for regular City Council meetings. If you need Spanish Interpreter Services, you must email CityClerk@elpasotexas.gov at least 48 hours in advance of the meeting.

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

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