

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

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April 26, 2022  
COUNCIL CHAMBERS, CITY HALL AND VIRTUALLY  
9:00 AM

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### ROLL CALL

The City Council of the City of El Paso met on the above time and date. Meeting was called to order at 9:01 a.m. Mayor Oscar Leeser present and presiding and the following Council Members answered roll call: Peter Svarzbein, Alexsandra Annello, Joe Molinar, Isabel Salcido, Claudia Rodriguez, and Henry Rivera. Cassandra Hernandez and Cissy Lizarraga participated via videoconference. Early departure: Cissy Lizarraga at 3:18 p.m.

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### INVOCATION BY EL PASO POLICE CHAPLAIN JOE MARATTA

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### PLEDGE OF ALLEGIANCE

Texas Bandits All-Stars Tiny Cadets

Genevieve Perez  
Rebekah Salcido  
Isabella Diaz  
Mia Licon  
Hazelle Sanchez  
Ximena Jaquez  
America Pliego  
Andrea Garcia  
Mia Martinez  
Frida Escamilla  
Izabella Campos  
Mia Perez  
Melanie Cruz  
Valentina Villalobos  
Ximena Soria  
Aria Cordova  
Gemma Rodriguez  
Adrielyn Rodriguez

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### MAYOR'S PROCLAMATIONS

Child Abuse Prevention Month

Zuill Bailey Recognition Day

Texas Bandits All-Stars Tiny Cadets Day

**RECOGNITIONS BY MAYOR**

Under-Age Drinking Initiative (UADI) Contest

The Regular City Council meeting was **RECESSED** at 9:51 a.m. in order to take pictures with groups being recognized.

The Regular City Council meeting was **RECONVENED** at 10:07 a.m.

**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, 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 April 12, 2022, the Agenda Review Minutes of April 11, 2022, the Work Session Minutes of December 9, 2019, and the Special Meeting of February 3, 2021.

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

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

**NO ACTION** was taken on this item.

**CONSENT AGENDA - RESOLUTIONS:**

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

- 3. \*Motion made, seconded, and unanimously carried to **DELETE** a Resolution to authorize the City Manager to sign a Lease Agreement between the City of El Paso ("Lessor") and B.H. Zane Grey Butterfield, LLC ("Lessee") regarding the following described property: A 5.0234 acres parcel portion of all of Lot 2 and a portion of Lot 2B, Block 1, Butterfield Trail Industrial Park Unit One Replat "A," El Paso County Plat Records, consisting of approximately

218,818.9 square feet, City of El Paso, El Paso County, Texas, municipally known and numbered as 4 and 6 Butterfield Trail Blvd., El Paso, Texas.

The term of this lease is an initial term of forty (40) years and one (1) ten-year option to extend the term of the lease. The annual rental fee for the land in the initial term will be \$84,000. The rent fee for the building will be a lump sum in the amount of \$1,145,000.00.

- .....
4. \*Motion made, seconded, and unanimously carried to **DELETE** a Resolution to authorize the City Manager to sign a Lease Agreement between the City of El Paso ("Lessor") and B.H. Zane Grey Butterfield, LLC ("Lessee") regarding the following described property: A 5.0681 acres parcel portion of Lots 2B and 2C, Block 1, Butterfield Trail Industrial Park Unit One Replat "A," El Paso County Plat Records, consisting of approximately 220,768.6 square feet, City of El Paso, El Paso County, Texas, municipally known and numbered as 9 Zane Grey Street, El Paso, Texas.

The term of this lease is an initial term of forty (40) years and one (1) ten-year option to extend the term of the lease. The annual rental fee for the land in the e \$84,000. The rent fee for the building will be a lump sum in the amount of \$1,440,000.00.

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5. \*Motion made, seconded, and unanimously carried to **DELETE** a Resolution to authorize the City Manager to sign a Lease Agreement between the City of El Paso ("Lessor") and B.H. 7108 Airport Road, LLC ("Lessee") regarding the following described property: A portion of Lots 1 and 2, Block 6, Butterfield Trail Industrial Park Unit One Replat A, consisting of approximately 44,262.9 square feet, City of El Paso, El Paso County, Texas, municipally known and numbered as 7108 Airport Rd., El Paso, Texas.

The term of this lease is an initial term of forty (40) years and one (1) ten-year option to extend the term of the lease. The annual rental fee for the land in the be \$48,000. The rent fee for the building will be a lump sum in the amount of \$280,000.00.

- .....
6. \*Motion made, seconded, and unanimously carried to **DELETE** a Resolution to authorize the City Manager to sign a Lease Agreement between the City of El Paso ("Lessor") and B.H. 7619 Lockheed Drive, LLC. ("Lessee") regarding the following described property: Lot 15, Block 8, El Paso International Airport Tract Unit Two, City of El Paso, El Paso County, Texas, municipally known and numbered as 7619 Lockheed, El Paso, Texas.

The term of this lease is an initial term of forty (40) years and one (1) ten-year option to extend the term of the lease. The annual rental fee for the land in the be \$27,600. The rent fee for the building will be a lump sum in the amount of \$340,000.00.

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7. **\*RESOLUTION**

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

That the City Manager is authorized to sign a Lease by and between the City of El Paso ("Lessor") and Halloran Family Joint Venture, LLC ("Lessee") regarding the following real property described as:

A 52,846.456 square foot parcel of land, more or less, being a portion of Tract 4A25, Block 2, Ascarate Grant, City of El Paso, El Paso County, Texas, (approximately 1.213 acres of land) and municipally known and numbered as 690J Montana Ave., El Paso, Texas

with a 40 year initial term and one option to extend for ten years.

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

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**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 3060707 for the El Paso Police Department project identified as "West Texas Anti-Gang Program, FY2023"; and

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

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

1. **THAT**, the El Paso City Council authorizes the grant application submission to the Office of the Governor of the State of Texas, Homeland Security Grant Division, grant application number 3060707, for the City of El Paso Police Department project identified as "Texas Anti-Gang Program FY23" 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; 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.

Mr. Jose Barriga, citizen, commented.

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

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9.

**\*RESOLUTION**

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

That the City of El Paso accepts, with gratitude, the donation from the El Paso Zoological Society ("Society"), of the following:

- A donation of up to \$350,000.00 to the El Paso Zoo for repairs, renovations, and improvements to the El Paso Zoo's elephant barn.

That the City Council also authorizes the City Manager to sign any necessary documentation required for this donation ( as long as such documentation does not affect the approved budget of the City of El Paso) including signing the Contract.

That the City of El Paso recognizes the donation to the Society by Mrs. Bowman, which enables these projects.

10.

**\*RESOLUTION**

**WHEREAS, Sun City CRIT** (hereinafter referred to as "Grantee") has submitted an application for a Special Event Permit as per Chapter 13.38 (Special Events) of the El Paso City Code, for the use and closure of rights-of-way within the City of El Paso's (hereinafter referred to as "the City") for the **Sun City CRIT from 5:00 a.m. to 11:59 p.m. on Saturday, May 7, 2022**, (hereinafter referred to as the "Event"); and

**WHEREAS**, The Event will utilize both City and State rights-of-way: and

**WHEREAS**, The City of El Paso (hereinafter referred to as the "City") has found the Event serves a public purpose; and

**WHEREAS**, The State of Texas (hereinafter referred to as the "State") owns and operates a system of highways for public use and benefit, including **Mesa St. (SH 20) between Franklin Ave. and Overland Ave. and Texas Ave. (SH20) between Kansas St. and Oregon St.** within El Paso, Texas; and

**WHEREAS**, 43 TAC, Section 22.12 establishes the rules and procedures for the temporary closure of portions of the State Highway System for periods of time exceeding four hours; and

**WHEREAS**, the State in recognition of the public purpose for the Event, provides a means of cooperating with the City for the temporary closure of State right-of-way, provided the closure is in accordance with the requirements of 43 TAC, Section 22.12 and the City enters into an Agreement for the Temporary Closure of State Right-of-Way for the Event (Form TEA 30A).

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

That the closure of rights-of-way within the City of El Paso for the **Sun City CRIT from 5:00 a.m. to 11:59 p.m. on Saturday, May 7, 2022**, serves a public purpose of providing

cultural and recreational activities for the residents and visitors of the City of El Paso, and in accordance with 43 TAC, Section 22.12, the City Manager be authorized to sign an Agreement For The Temporary Closure of State Right Of Way (Form TEA 30A) by and between the City of El Paso and the State of Texas, acting by and through the Texas Department of Transportation, for the temporary closure and use of State owned and operated street (s) in excess of four hours for portions of **Mesa St. (SH 20) between Franklin Ave. and Overland Ave. and Texas Ave. (SH20) between Kansas St. and Oregon St.** upon the issuance of required permits from the City of El Paso and substantial conformity to the finalized TEA30 agreement between the City of El Paso and State of Texas Department of Transportation.

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

**WHEREAS**, pursuant to Section 33.011(a)(1) of the Tax Code, the governing body of a taxing unit shall waive penalties and may provide for the waiver of interest on a delinquent tax if an act or omission of an officer, employee, or agent of the taxing unit or appraisal district in which the taxing unit participates caused or resulted in the taxpayer's failure to pay the tax before delinquency and if the tax is paid not later than the 21<sup>st</sup> day after the taxpayer knows or should know of the delinquency; and

**WHEREAS**, pursuant to Section 33.011(d) a request for waiver of penalties and interest pursuant to Section 33.011(a)(1) must be made before the 181<sup>st</sup> day after the delinquency date; and

**WHEREAS**, pursuant to Section 33.011(d) of the Tax Code, taxpayer, MARTINEZ ANGEL A & ROSA A ("Taxpayer") requested a waiver of penalties and interest on March, 2022, before the 181<sup>st</sup> day after the delinquency date, in the amount of \$315.15 for the 2021 delinquent taxes for the property with the following legal description:

83 VISTA DEL SOL #18 LOT 24 (5989.4050 SQ FT)

**WHEREAS**, the Taxpayer paid the taxes owed on the property on March 7, 2022, which is not later than the 21<sup>st</sup> day after the date the taxpayer knew or should have known of the delinquency; and

**WHEREAS**, the Taxpayer's failure to pay the tax before the delinquency date was a result of an act or omission of the appraisal district.

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

**THAT** the Taxpayer, MARTINEZ ANGEL A & ROSA A, has met the requirements of Section 33.011 of the Tax Code for the request of waiver of penalties and interest and the City waives the penalty and interest amount on the 2021 delinquent taxes pursuant to Section 33.011(a)(1) of the Tax Code in the amount of \$315.15 , for the property with the following legal description:

83 VISTA DEL SOL #18 LOT 24 (5989.4050 SQ FT)

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**12. \*RESOLUTION**

**WHEREAS**, pursuant to Section 33.011(3)(A) of the Tax Code, the governing body of a taxing unit may waive penalties and provide for a waiver of interest on a delinquent tax if the taxpayer submits evidence showing that the taxpayer attempted to pay the tax before the delinquency date by mail; and

**WHEREAS**, pursuant to Section 33.011(d) a request for waiver of penalties and interest pursuant to Section 33.011(3)(A) must be made before the 181<sup>st</sup> day after the delinquency date; and

**WHEREAS**, pursuant to Section 33.011(d) of the Tax Code, taxpayer, MC CLURE BARBARA J (“Taxpayer”) requested a waiver of penalties and interest on March 2, 2021, before the 181<sup>st</sup> day after the delinquency date, in the amount of \$401.89 for the 2021 delinquent taxes for the property with the following legal description:

26 SCOTSDALE #4 LOT 33 (8284 SQ FT)

**WHEREAS**, the Taxpayer paid the taxes owed on the property on March 2, 2021, which is not later than the 21<sup>st</sup> day after the date the taxpayer knew or should have known of the delinquency; and

**WHEREAS**, the Taxpayer’s failure to pay the tax before the delinquency date was a result of an act or omission of the US Postal Service.

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

**THAT** the Taxpayer, MC CLURE BARBARA J, has met the requirements of Section 33.011 of the Tax Code for the request of waiver of penalties and interest and the City waives the penalty and interest amount on the 2021 delinquent taxes pursuant to Section 33.011(3)(A) of the Tax Code in the amount of \$401.89, for the property with the following legal description:

26 SCOTSDALE #4 LOT 33 (8284 SQ FT)

13.

**\*RESOLUTION**

**WHEREAS**, pursuant to Section 33.011(a)(1) of the Tax Code, the governing body of a taxing unit shall waive penalties and may provide for the waiver of interest on a delinquent tax in an act or omission of an officer, employee, or agent of the taxing unit or appraisal district in which the taxing unit participates caused or resulted in the taxpayer’s failure to pay the tax before delinquency and if the tax is paid not later than the 21<sup>st</sup> day after the taxpayer knows or should know or should know of the delinquency; and

**WHEREAS**, pursuant to Section 33.011(d) a request for waiver of penalties and interest pursuant to Section 33.011(a)(1) must be made before the 181<sup>st</sup> day after the delinquency date; and

**WHEREAS**, pursuant to Section 33.011(d) of the Tax Code, taxpayer, EL PASO TEACHERS' ASSOCIATION (“Taxpayer”) requested a waiver of penalties and interest on March 10, 2022, before the 181<sup>st</sup> day after the delinquency date, in the amount of \$23.43 for the 2021 delinquent taxes for the property with the following legal description:

INV FURN MACH CMP

**WHEREAS**, the Taxpayer paid the taxes owed on the property on March 1, 2022, which is not later than the 21<sup>st</sup> day after the date the taxpayer knew or should have known of the delinquency; and

**WHEREAS**, the Taxpayer's failure to pay the tax before the delinquency date was a result of an act or omission of the appraisal district.

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

**THAT** the Taxpayer, EL PASO TEACHERS' ASSOCIATION, has met the requirements of Section 33.011 of the Tax Code for the request of waiver of penalties and interest and the City waives the penalty and interest amount on the 2021 delinquent taxes pursuant to Section 33.011(a)(1) of the Tax Code in the amount of \$23.43 for the property with the following legal description:

INV FURN MACH CMP

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**Goal 8: Nurture and Promote a Healthy, Sustainable Community**  
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**14. \*RESOLUTION**

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

That the El Paso City Council authorizes the City Manager to sign an Equipment Lease Agreement by and between Dr. Alvaro Medina, DVM and the City of El Paso for use of the City's Department of Animal Services vehicle #17t46, license plate number 1345554 and VIN 1FDUF5GTGGEA85175 as a spay/neuter van to be used to offer spay and neuter procedures, for an initial term from April 1, 2022 - March 31, 2023, and which may be renewed for two (2) consecutive periods of one (1) full year, in exchange for a minimum number of low cost spay and neuter procedures and the resulting reduction in the feral dog and cat population in the City of El Paso.

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**15. \*RESOLUTION**

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

A Resolution that allows for the consolidation of the following, previously-approved, affordable rental and housing development loans taken out on properties located at 6806 Alameda and 6968 Alameda, El Paso, Texas, as recommended by the Director of Community and Human Development, as listed below.

Project Name: 6806 Alameda and 6968 Alameda loan consolidation Project  
Type: Multiple Family Units  
Project Address: 6806 Alameda and 6968 Alameda  
District: 3  
Funding Amount: \$1,093,485.75

That the City Manager, on behalf of the City, be authorized to sign upon the recommendation of the Director of Community and Human Development and the approval of



the City Attorney's Office: (1) Home Program Written Agreement between the City and Jesse Loftin Prentice, Jr. necessary to finalize the consolidated loan; (2) any contract amendment documents to effectuate the consolidation of the previously awarded loans into one loan and to secure and protect the City's lien interest, and (3) releases, and related documents, for all obligations under the previously filed loans that will be consolidated into the new loan; and (4) lien(s) against the properties located at 6806 Alameda and 6968 Alameda securing the City's interests pursuant to the terms of the consolidated loan.

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**CONSENT AGENDA – BOARD RE-APPOINTMENTS:**  
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**Goal 1: Create an Environment Conducive to Strong, Sustainable Economic Development**  
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16. \*Motion made, seconded, and unanimously carried to **RE-APPOINT** Debra Fraire to the Tax Increment Reinvestment Zone Number 5 by Mayor Oscar Leeser.

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**CONSENT AGENDA – BOARD APPOINTMENTS:**  
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**Goal 3: Promote the Visual Image of El Paso**  
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17. \*Motion made, seconded, and unanimously carried to **RE-APPOINT** Fermin Dorado to the Capital Improvement Advisory Committee by Representative Joe Molinar, District 4.

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**CONSENT AGENDA – APPLICATION FOR TAX REFUNDS:**  
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**Goal 6: Set the Standard for Sound Governance and Fiscal Management**  
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18. \*Motion made, seconded, and carried to **APPROVE** the following tax refunds:
1. Mt. Carmel Funeral Home, in the amount of \$3,116.81 made an overpayment on December 30, 2021 of 2021 taxes. (Geo. # 2001-999-5234-0050)
  2. Mt. Carmel Funeral Home, in the amount of \$67,249.30 made an overpayment on December 30, 2021 of 2021 taxes. (Geo. # G510-999-0020-0600)
  3. Weststar Title, in the amount of \$10,248.87 made an overpayment on July 15, 2019 of 2018 taxes. (Geo. # U819-000-0230-01A0)
  4. McDowell Building Partnership, L.P., in the amount of \$6,229.13 made an overpayment on December 28, 2021 of 2021 taxes. (Geo. # X008-999-000B-8600)
  5. Helena Agri Enterprises LLC, in the amount of \$3,057.44 made an overpayment on September 21, 2020 of 2019 taxes. (Geo. #X292-000-0000-0449)
  6. Helena Agri Enterprises LLC, in the amount of \$2,769.13 made an overpayment on May 30, 2019 of 2017 taxes. (Geo. # X292-000-0000-0449)

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**CONSENT AGENDA – NOTICE FOR NOTATION:**  
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**Goal 5: Promote Transparent and Consistent Communication Amongst All Members of the Community**

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19. \*Motion made, seconded, and unanimously carried to **ACCEPT** the donation of \$281.30 from El Paso Disposal for the purchase of toys for a community engagement event that was hosted in District 3.
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**REGULAR AGENDA – MEMBERS OF THE CITY COUNCIL**

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

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20. **RESOLUTION**

**WHEREAS**, the Chapin High School’s boys basketball team made it to the Region 1-5A basketball tournament for the second straight season in 2022; and

**WHEREAS**, the Chapin Huskies controlled the action from start to finish during their playoff game against Palo Duro High School in Amarillo, Texas, winning their second playoff game in school history, with the first playoff win having been in 2010; and

**WHEREAS**, the Chapin boys basketball team made it to the Regional Semifinals (the ‘Sweet 16’) as undefeated district champions and were also undefeated against all El Paso teams during the season; and

**WHEREAS**, the 2022 Chapin basketball team was the first ever Chapin boys basketball team to get more than 30 wins during the season; and

**WHEREAS**, head coach Rodney Lewis was voted as District 1-5A Co-Coach of the Year this season; junior player KJ Lewis was selected as Most Valuable Player for District 1-5A; senior player Martin Eddi was selected as defensive player of the year for the district; Antwonnie Holmes was selected as 1st team all district for 1-5A; Manuel Flores and Diego Villanueva selected as 2nd team all district; Bryson Goldsmith was selected as 3<sup>rd</sup> team all district in 1-5A; and players Jayden Leverette and Peyton Parker were selected as Honorable Mention for the same district; and

**WHEREAS**, on March 4, 2022, after falling to Timberview High School in the Region 1 Semifinals of the Class 5A Texas high school basketball state playoffs, the triumphant Chapin Huskies basketball season ended with a 31-5 record under head coach Rodney Lewis; and

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

1. Commends and congratulates the Chapin high school boys basketball team for being the first team in school’s history to make the Sweet 16 and for having gotten there two times in a row;
2. Recognizes the many achievements of the coaches and players of the Chapin Huskies;
3. Recognizes the fans of the Chapin Huskies and the people of El Paso for their dedication and support; and
4. Respectfully requests that the City Clerk submit an executed copy of this resolution to

- a. the head coach of the Chapin High School boys basketball team Rodney Lewis, and
- b. the Chapin High School administration office.

Mayor Leeser and Representative Annelo commented.

The following basketball team members commented:

1. Coach Rodney Lewis
2. Manuel Flores
3. Antwonnie Holmes
4. KJ Lewis

**1<sup>ST</sup> MOTION**

Motion made, seconded, and unanimously carried to take the item before the Consent Agenda.

**2<sup>ND</sup> AND FINAL MOTION**

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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21.

**RESOLUTION**

**WHEREAS**, today's youth leadership is our hope for the uncertain future. The principles of community service they learn today will be their values for tomorrow's challenges in our community; and

**WHEREAS**, the Juvenile Justice Center along with community partners is to provide an opportunity of enrichment to juveniles through community service learning. Local youth will be participating in the Global Youth Service Day (GYSD) throughout April, and hosting a celebration on Saturday, April 30, 2022, where this year's GYSD project consists of gathering community stakeholders and community members to speak out against violence in the County and City areas of El Paso, Texas, while emphasizing the importance of empathy and unity, where this year's 2022 GYSD project theme is "Violence: Breaking the Cycle and Healing."; and

**WHEREAS**, young people will have the opportunity to express themselves through their art, as well as use critical thinking by sharing, inspiring, and creating solutions to prevent hate crimes and violence with activities including innovation, technology, art, and creativity, where the Juvenile Justice Center has also partnered alongside Ascarate Park to pay tribute to the 23 victims at the County's Healing Garden, donating personalized art created by our youth participants, reminding the community that we are, EL PASO STRONG; and

**WHEREAS**, these community participants are made up of young juveniles from the Juvenile Justice Center working hand in hand with fellow community members and various community leaders such as County & City Leaders, official motivators, officers, art teachers, non-profit organizations; and

**WHEREAS**, the Juvenile Justice Center staff and participants, Ascarate park, Project Vida, and Security NextGen along with other numerous local community businesses, organizations, and supporters from the community are honored to provide the involvement and management in this significant heartwarming, peace focused event, Global Youth Service Day; and

**WHEREAS**, on April 30, 2022, Global Youth Service Day is the largest youth service and civic action event in the world and the only one that celebrates and builds the capacity of all youth ages 5-25 to help our communities and democracy thrive by working together for the common good; and

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

County Juvenile Probation Department as it provides opportunities for our city's youth and builds a better future for the City of El Paso.

Further, the City Manager is authorized to execute any related agreements, amendments to such agreements, and documents necessary to carry out the purpose of this Resolution.

The following participants commented:

1. Joel Olivas
2. Rosie Medina

**1<sup>ST</sup> MOTION**

Motion made, seconded, and unanimously carried to take the item before the Consent Agenda.

**2<sup>ND</sup> AND FINAL MOTION**

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

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

NAYS: None

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22.

**RESOLUTION**

**WHEREAS**, March 31, 2022, is International Transgender Day of Visibility in countries, states, and local governments around the world; first taking place in 2009, the occasion provides a fitting opportunity to recognize the outstanding contributions of transgender people in El Paso and everywhere; and

**WHEREAS**, President Joe Biden said last year when he became the first American President to designate the Transgender Day of Visibility with a White House proclamation, "this designation recognizes the generations of struggle, activism, and courage that have brought our country closer to full equality for transgender and gender non-binary people that has given countless transgender individuals the bravery to live openly and authentically; shaping an increasingly accepting world in which peers at school, teammates and coaches

on the playing field, colleagues at work, and allies in every corner of society are standing in support and solidarity with the transgender community”; and

**WHEREAS**, discriminatory and negligent attitudes towards the transgender community, especially against black, indigenous, and other women of color, foster high rates of violence, homelessness, and economic instability; it is essential to develop policies that support the transgender community, develop public education to dispel misinformation and stigmas, myths, and to increase understanding of humanizing transgender people; and

**WHEREAS**, affirmation of their gender identity and freedom of expression is vital to how children, teens, and adults are respected in their communities and ensures a positive quality of life; and

**WHEREAS**, the City Council of the City of El Paso recognizes the importance of the act of correctly identifying an individual's gender; and

**WHEREAS**, the City of El Paso will take serious steps towards recognizing an individual's correct gender and will eliminate the act of misgendering individuals by their staff and at their facilities; and

**WHEREAS**, these policies include the same safeguards from discrimination that all Americans seek in employment, housing, healthcare, education, our justice system, and use of public facilities; and

**WHEREAS**, the City of El Paso will continue to promote and advocate for safe spaces within our facilities that welcome all transgender residents seeking help and services; and

**WHEREAS**, laws that target physicians and medical care providers to keep them from serving transgender children and teens, or that seek to restrict the freedom of transgender individuals, are antithetical to El Paso County's values; and

**WHEREAS**, transgender individuals have always been part of the fabric that makes El Paso beautiful and through visibility and acceptance that we continue to support the values of our community are an increasingly visible part of the fabric that makes El Paso what it is; and

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

Recognizes the challenges that members of the transgender community face every day around the world and supports creating an environment in which any resident can live without stigma and have the opportunity to flourish.

Further, the City Manager is authorized to execute any related agreements, amendments to such agreements, and documents necessary to carry out the purpose of this Resolution.

The following members of the public commented:

1. Andi Tiscareno
2. Carla Palacios

**1<sup>ST</sup> MOTION**

Motion made, seconded, and unanimously carried to take the item before the Consent Agenda.

**2<sup>ND</sup> AND FINAL MOTION**

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

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

NAYS: None

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

**23. ITEM:** Discussion and action to direct the City Manager to develop a Fiscal Year 2023 Budget that includes a decrease in the overall property tax rate to minimize the financial impact on taxpayers and continue to execute the City’s COVID-19 economic recovery plan.

Mayor Leeser and Representatives Svarzbein, Annello, Hernandez, Salcido, and Rivera commented.

The following City staff members commented:

- Mr. Tommy Gonzalez, City Manager
- Ms. Nicole Cote, Office of Management and Budget Director

The following members of the public commented:

1. Gabriela Wolf
2. Sandra Villegas

Motion made by Representative Salcido, seconded by Representative Svarzbein, and unanimously carried to **DIRECT** the City Manager to develop a Fiscal Year 2023 Budget that includes a decrease in the overall property tax rate to minimize the financial impact on taxpayers and continue to execute the City’s COVID-19 economic recovery plan.

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

NAYS: None

.....  
**24.** Presentation and update from the El Paso Children’s Hospital.  
.....

Ms. Cindy Stout, El Paso Children’s Hospital President and Chief Executive Officer, presented a PowerPoint presentation (copy on file in the City Clerk’s Office).

Mayor Leeser and Representatives Annello and Rodriguez commented.

**NO ACTION** was taken on this item.

.....  
The Regular City Council meeting was **RECESSED** at 2:07 p.m. for a short break.  
.....

The Regular City Council meeting was **RECONVENED** at 2:35 p.m.

.....  
**REGULAR AGENDA – OPERATIONAL FOCUS UPDATES**  
.....

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

**25.** Presentation, update and discussion on the City’s Intersection Safety Improvement Program.

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

- Mr. Sam Rodriguez, City Engineer
- Mr. Richard Bristol, Streets and Maintenance Director
- Ms. Hannah Williams, Traffic Engineering Associate
- Mr. Sergio Reyes, Traffic Engineer

Mr. Tommy Gonzalez, City Manager, commented.

Dr. Kelvin Cheu, University of Texas, College of Engineering Professor, commented during the presentation.

Representatives Svarzbein, Annelo, Hernandez, and Molinar commented.

**NO ACTION** was taken on this item.

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

**26.** Presentation on Community Health.

Fire Chief Mario D’Agostino presented a PowerPoint presentation (copy on file in the City Clerk’s Office).

Mayor Leeser and Representatives Annelo and Hernandez commented.

Mr. Tommy Gonzalez, City Manager, commented.

**NO ACTION** was taken on this item.

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

**27.** Budget Update - Presentation by the El Paso Central Appraisal District.

Ms. Nicole Cote, Office of Management and Budget Director, introduced the item.

Ms. Dinah L. Kilgore, Chief Appraiser and Mr. David Stone, Assistant Chief Appraiser, presented a PowerPoint presentation (copy on file in the City Clerk’s Office).

Mayor Leeser and Representatives Svarzbein, Hernandez, Molinar, Salcido, Rodriguez, and Rivera commented.

\*Motion made, seconded, and unanimously carried to **MOVE** the item after Item 23.

**NO OTHER ACTION** was taken on this item.

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

28. Update on the state of homelessness in El Paso.

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

.....  
**CALL TO THE PUBLIC – PUBLIC COMMENT:**  
.....

The following members of the public commented:

1. Wally Cech
2. Rene Corral
3. Paula Wright
4. Ron Comeau
5. Efrain Saucedo
6. Jose Gaston Barriga

.....  
**REGULAR AGENDA – FIRST READING OF ORDINANCES:**  
.....

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

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representatives Svarzbein and Lizarraga

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

29. An Ordinance changing the zoning of being all of Tract 1D, U.S. Government Parcel #6, and a portion of Tract 14-A, and Tract 15-B, Block 27, Ysleta Grant, 175 Midway Drive, City of El Paso, El Paso County, Texas from R-F (Ranch and Farm) and C-4 (Commercial) to C-1 (Commercial), and imposing conditions. 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: 175 Midway Drive

Applicant: Ysleta Independent School District, PZRZ21-00027

**PUBLIC HEARING WILL BE HELD ON MAY 24, 2022**

.....  
**REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS:**  
.....

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



30. Motion made by Representative Salcido, seconded by Representative Annelo, and unanimously carried to **DELETE** the award of Solicitation 2022-0007R Collection Services for Delinquent Fines and Fees - Municipal Court to Delgado Acosta Spencer Linebarger & Perez, LLP for an initial four (4) year term for an estimated amount of \$3,796,035.80. The award also includes, three (3), one (1) year options for an estimated amount of \$2,847,026.85. The total value of the contract is, including the initial term plus the options, for a total of seven (7) years, for an estimated amount of \$6,643,062.65. This contract will allow collection services for the Municipal Court.

Contract Variance:  
No contract variance

Department: Municipal Court  
Award to: Delgado Acosta Spencer Linebarger & Perez, LLP  
El Paso, TX  
Item(s): All  
Annual Estimated Award: \$949,008.95  
Initial Term: \$3,796,035.80 (4 years)  
Option to Extend: \$2,847,026.85 (3 years)  
Total Estimated Award: \$6,643,062.65 (7 years)  
Account No.: 111-1000-11030-203400  
Funding Source: Collection Agency Payable  
Districts(s): All

This is a Request for Proposal (RFP), service contract.

The Purchasing & Strategic Sourcing and Municipal Court Departments recommend award as indicated to Delgado Acosta Spencer Linebarger & Perez, LLP, the sole highest ranked proposer based on evaluation factors established for this procurement. In accordance with this award the City Manager or designee is authorized to exercise future options if needed.

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

Ms. Norma Jimenez, Senior Procurement Analyst, commented.

AYES: Representatives Svarzbein, Annelo, Hernandez, Molinar, Salcido, Rodriguez, and Rivera  
NAYS: None  
NOT PRESENT FOR THE VOTE: Representative Lizarraga

31. Motion made Representative Rivera, seconded by Representative Molinar, and unanimously carried to **AWARD** Solicitation 2022-0337 Fire Station 19 Building Renovations to DANTEX GENERAL CONTRACTORS, INC. for an award of Base Bid I: \$2,579,000.00 for a total estimated award of \$2,579,000.00. This contract will allow Fire Station 19 located at 2405 McRae Blvd to receive a full renovation of the existing building bringing it up current safety standards as well as modernizing the existing facility.

Department: Capital Improvement  
Award to: DANTEX GENERAL CONTRACTORS, INC.  
El Paso, TX

Item(s):	All
Initial Term:	270 Consecutive Calendar Days
Base Bid I:	\$2,579,000.00
Total Estimated Award:	\$2,579,000.00
Account No.:	190 - 4820 - 29090 - 580270 - PCP21FS19RENOV7
Funding Source:	Public Safety Bond
District(s):	7

This is a Competitive Sealed Proposal, lump sum contract.

The Purchasing & Strategic Sourcing and Capital Improvement Departments recommend award as indicated to DANTEX GENERAL CONTRACTORS, INC the highest ranked offeror.

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.

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.

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Lizarraga

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

32. Motion made by Mayor Pro Tempore Svarzbein, seconded by Representative Annello, and unanimously carried to **AWARD** Task Order #4V-1 Leo Cancellare Pool Improvements for Solicitation 2021-0811 Job Order Contracting and Facilities Construction to Veliz Company, LLC for a total estimated award of \$3,075,479.46.

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Lizarraga

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

33. Motion made by Representative Annello, seconded by Representative Rivera, and unanimously carried to **AWARD** Solicitation 2022-0391 Street Resurfacing 2022 to ZTEX CONSTRUCTION, INC., for an initial term of three hundred sixty-five (365) consecutive calendar days for an estimated total amount of \$7,900,170.00. This award also includes a one (1) term option to extend for 100% of the original contract quantities for three hundred sixty-five (365) consecutive calendar days. The total value of the contract is, including the initial term plus the option, for a total of seven hundred thirty (730) consecutive calendar days, for an estimated amount of \$15,800,340.00. The contract consists of paving project streets,

alley, parking lot or other paved surfaces necessary to enhance and sustain El Paso's infrastructure Citywide. At project locations the program will provide a new asphaltic riding surface, updated pedestrian elements, and replace damaged concrete parkway structures and striping and markings.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$1,229,464.00 for the initial term, which represents a 18.43% increase due to an increase in quantities of construction resurfacing materials needed.

Department:	Capital Improvement
Award to:	ZTEX CONSTRUCTION, INC. El Paso, TX
Item(s):	Base Bid I
Initial Term:	365 Consecutive Calendar Days
Option to Extend:	365 Consecutive Calendar Days
Initial Term Estimated Amount:	\$7,900,170.00 (365 Consecutive Calendar Days)
Total Estimated Amount:	\$15,800,340.00 (730 Consecutive Calendar Days)
Funding Source:	Street Resurfacing
Accounts:	532-2560-522270-32120
District(s):	All

This is a Competitive Sealed Proposal, unit price contract.

The Purchasing & Strategic Sourcing and Capital Improvement Departments recommend award as indicated to ZTEX CONSTRUCTION, INC. the highest ranked offeror. In accordance with this award, the City Manager or designee is authorized to exercise future options if needed. 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.

Representative Annello commented.

Mr. Richard Bristol, Streets and Maintenance Director, commented.

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Lizarraga

.....  
**REGULAR AGENDA – INTRODUCTION AND PUBLIC HEARING:**  
.....

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

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 2022A”, IN AN AMOUNT NOT TO EXCEED \$25,330,000, 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.**

Mr. Arturo Duran, El Paso Water Chief Financial Officer commented.

The following members of the public commented:

- 1. Sharon Bonart

Motion duly made by Mayor Pro Tempore Svarzbein, seconded by Representative Salcido, and carried that the Ordinance be **ADOPTED**.

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

NAYS: Representative Rodriguez

NOT PRESENT FOR THE VOTE: Representative Lizarraga

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

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

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

- 35. \*Motion made, seconded, and unanimously carried to **POSTPONE TWO WEEKS** an Ordinance amending Title 9 (Health and Safety), Chapter 9.40 (Noise), Section 9.40.020 (Applicability) to clarify the Reasonable Sensibilities Standard; Section 9.40.030 (Sound Level Violations) to clarify the maximum sound level, that sound levels apply to properties producing the noise, and the locations of sound readings; Section 9.40.040 (Vibration) to clarify that Vibration Violations can occur on any affected property; Section 9.40.070 (Penalties) to clarify that the city may seek civil action and penalties of up to \$1,000 per day; Section 9.40.080 (Enforcement) to clarify which departments have authority to enforce; the penalty as provided in Section 9.40.070 of the City Code.

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

- 36. \*Motion made, seconded and unanimously carried to **POSTPONE TWO-WEEKS** an Ordinance amending Title 5 (Business License and Permit Regulations), Chapter 5.03 (Amplified Sound Permit), Article I (General Provisions), Section 5.03.020 (A) and Section 5.03.020 (E) (Definitions), Article II (Permit Application Process) Section 5.03.040 (B) (3) (Permit Application Processing), Article III (Denial, Suspension, Revocation, and Appeals) Section 5.03.080 (B) (5) and Section 5.03.090 (A) (2), Article IV (Permit Standards), Section 5.03.110 (A) (Permit Standards), Article VI (Violation; Penalty) Section 5.03.130 (C) Violation

and adding Section 5.03.130 (E); The penalty as provided in 5.03.130 of the El Paso City Code.

37.

**ORDINANCE 019326**

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING SPECIAL PERMIT NO. PZST21-00018, TO ALLOW FOR A CREMATORIUM ON THE PROPERTY DESCRIBED AS LOTS 6 AND 7, BLOCK 2, GOLDEN GATE COMMERCIAL PARK, 1755 ZARAGOZA ROAD, 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 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: 1755 ZARAGOZA ROAD APPLICANT: GOLDEN GATE FAMILY LTD, PZST21-00018**

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

AYES: Representatives Svarzbein, Molinar, Salcido, Rodriguez, and Rivera

NAYS: Representative Annello and Hernandez

NOT PRESENT FOR THE VOTE: Representative Lizarraga

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

**ORDINANCE 019327**

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING VARIOUS SECTIONS OF TITLE 19 (SUBDIVISION AND DEVELOPMENT PLATS), TO ADOPT THE EL PASO STREET DESIGN MANUAL, TO UPDATE REFERENCES TO THE DESIGN STANDARDS FOR CONSTRUCTION TO THE STREET DESIGN MANUAL, AND TO UPDATE STANDARDS OF CONSTRUCTION FOR STREETS. THE PENALTY IS AS PROVIDED IN CHAPTER 19.42 OF THE EL PASO CITY CODE.**

Motion duly made by Mayor Pro Tempore Svarzbein, seconded by Representative Annello, and carried that the Ordinance be **ADOPTED**.

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Lizarraga

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

39.

**ORDINANCE 019328**

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING THE 2025 PROPOSED THOROUGHFARE SYSTEM, AS INCORPORATED INTO "PLAN EL PASO" TO ADD CONTEXT AREA CLASSIFICATIONS TO ALL INCLUDED THOROUGHFARES**

**AND TO MAKE MINOR CHANGES TO THE THOROUGHFARE SYSTEM BASED ON EXISTING CONDITIONS AND DEVELOPMENT PATTERNS.**

Representative Peter Svarzbein commented.

Mr. Joaquin Rodriguez, Capital Improvement Project Manager, commented.

Motion duly made by Mayor Pro Tempore Svarzbein, seconded by Representative Annello, and carried that the Ordinance be **ADOPTED**.

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Lizarraga

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 8: Nurture and Promote a Healthy, Sustainable Community**  
.....

**40. ORDINANCE 019329**

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING ORDINANCE 011469 MERGING THE MEMBERSHIP OF THE FOSTER GRANDPARENT PROGRAM ADVISORY COUNCIL AND THE RETIRED AND SENIOR VOLUNTEER PROGRAM ADVISORY COUNCIL INTO THE AMERICORPS SENIORS ADVISORY COUNCIL.**

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

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Lizarraga

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**  
.....

**41. RESOLUTION**

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

That the City Manager, or designee, be authorized to sign an Agreement for Professional Services by and between the City Of El Paso, and M. Arthur Gensler Jr. & Associates, Inc., a California, USA Foreign For-Profit Corporation, for a project known as “Feasibility Study for the Multi-Purpose Performing Arts and Entertainment Center” for an amount not to exceed \$798,661.00.

In addition, the City Manager, or designee, is authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of the Agreement for Professional Services.

Representatives Svarzbein, Annello, and Rodriguez, commented.

The following City staff members commented:

- Mr. Sam Rodriguez, City Engineer
- Ms. Daniela Quesada, Chief Architect
- Mr. Jerry DeMuro, Capital Improvement Assistant Director

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

AYES: Representatives Svarzbein, Hernandez, Salcido, Rodriguez, and Rivera

NAYS: Representatives Annello and Molinar

NOT PRESENT FOR THE VOTE: Representative Lizarraga

42.

## RESOLUTION

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

That the City Manager be authorized to sign a Chapter 380 Economic Development Program Agreement (“Agreement”) by and between **CITY OF EL PASO** (“City”) and **MILLS PLAZA PROPERTIES V, LP** and **KRESS TUNNEL, LLC** (“Applicant”), both Texas limited liability partnerships (“Applicant”) in support of a development project located at 211 North Mesa Street, El Paso, Texas, 79901. The project includes the redevelopment, rehabilitation and improvement of the Kress Building as well as, pending City approval, of the development and construction of a sub-surface tunnel beneath North Oregon Street, providing connectivity between the Kress Building and the existing Place Hotel Pioneer Park. The Agreement requires the Applicant to make a minimum investment of \$18.4 million (\$15.4 million if the sub-surface tunnel is not approved). Over the term of the Agreement, the City shall provide economic incentives not to exceed \$2,049,000 in the form of a Property Tax Rebate; a Development Fee Rebate; and a Construction Materials Sales Tax Rebate.

Ms. Elizabeth Triggs, Economic and International Development Director, presented a PowerPoint presentation (copy on file in the City Clerk’s Office).

Mayor Leeser and Representatives Svarzbein, Hernandez, Molinar, Salcido, Rodriguez, and Rivera, commented.

Mr. William Kell, Franklin Mountain Investments, LLC Chief Operating Officer, commented.

### 1<sup>st</sup> MOTION

\*Motion made, seconded and unanimously carried to **TAKE** the item at 10:00 a.m.

### 2<sup>ND</sup> AND FINAL MOTION

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

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

NAYS: None

.....  
The Regular City Council meeting was **RECESSED** at 10:39 a.m. in order to conduct a press conference.

The Regular City Council meeting was **RECONVENED** at 11:09 a.m.

.....  
**43.**

**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 Consulting Services Agreement by and between the CITY OF EL PASO and the BETTER BUSINESS BUREAU OF EL PASO ("BBB"), for the BBB to provide marketing services for the "EPBUSINESSSTRONG AND BUY EL PASO PROGRAMS" in an amount not to exceed \$170,330.

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

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Lizarraga

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

.....  
**44.**

**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 an Overhead Electrical Easement, granting an easement to El Paso Electric Company said easement more particularly described a portion of Tract 10-W A.F Miller Survey No. 211, City of El Paso, El Paso County, Texas.

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

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Lizarraga

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



45.

**RESOLUTION**

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

That the City Manager, or designee, be authorized to sign an Agreement for Professional Services by and between the City Of El Paso, and Alta Planning + Design Inc. a California Corporation, for a project known as “Vision Zero Action Plan Consulting Services” for an amount not to exceed \$682,619.00.

In addition, the City Manager, or designee, is authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of the Agreement for Professional Services.

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

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Lizarraga

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

46.

**RESOLUTION**

**WHEREAS**, after the completion of the 2020 U.S. Census, realignment of representative district boundaries of the City of El Paso is required when the difference in population between the largest and smallest district exceeds ten percent; and

**WHEREAS**, upon review of the 2020 census data for the City of El Paso there exists an apparent population imbalance requiring adjustment of the representative district boundaries; and

**WHEREAS**, on April 27, 2021, pursuant to Article II, Section 2.4(B) of the City Charter, the City Council established the Districting Commission (the “Commission”); and

**WHEREAS**, on October 26, 2022, the City Council adopted redistricting criteria to guide the Council and the Commission in the consideration of districting plans; and

**WHEREAS**, during the course of the redistricting process the Commission conducted numerous regular Commission meetings and community meetings to develop alternative districting plans and to solicit comment and participation from members of the general public and other interested groups; and

**WHEREAS**, the Commission has now made its recommendations to the Council concerning adjustments of the boundaries of the representative districts to insure substantial equality of the populations; and

**WHEREAS**, the City Council has considered various proposed alternative districting plans regarding the adjustment of representative district boundaries of the City and now finds that the attached districting plan is in the best interest of the citizens of the City,

complies with the adopted redistricting criteria, and is believed to comply with all constitutional principles and laws governing voting rights of the United States and Texas.

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

1. That the City Council hereby adopts as the City's districting plan the attached map\*\*, to become effective immediately;
2. That the Districting Commission, having completed their duties as identified in the City Charter, is hereby dissolved.

\*\*Map available in the City Clerk's office.

Ms. Karina Brasgalla, Economic and International Development Assistant Director, presented a PowerPoint presentation (copy on file in the City Clerk's Office) and Mr. Mariano Soto, Geographic Information Systems Specialist assisted with calculating the precinct changes.

Mayor Leeser and Representatives Svarzbein, Annelo, Hernandez, Molinar, Salcido, Rodriguez, Rivera, and Lizarraga commented.

Mr. Tommy Gonzalez, City Manager, commented.

The following members of the public commented:

1. Joe Pickett
2. Sylvia Carreon
3. Vero Ann Carrillo (statement read into the record)
4. Craig Peters (statement read into the record)

**1<sup>ST</sup> MOTION:**

Motion made, seconded and unanimously carried to **TAKE** the item after item 24 of the agenda.

**2<sup>ND</sup> MOTION:**

Motion made by Representative Lizarraga, seconded by Representative Salcido, to **RECALL** and **REVISE** map 7B, as revised on April, 25, 2022 as follows:

**MOVE** Precincts 41 and 68 to District 2

**MOVE** Precinct 74 to District 8

AYES: Representatives Salcido and Lizarraga

NAYS: Representatives Svarzbein, Annelo, Hernandez, Molinar, Rodriguez, and Rivera

**THE MOTION FAILED.**

**3<sup>RD</sup> AND FINAL MOTION:**

Motion made by Representative Annelo, seconded by Representative Rodriguez, and carried to **APPROVE** the Resolution **ADOPTING** the City's Districting Plan Draft #7, version B, as revised by City Council on 04/25/22.

AYES: Representatives Annelo, Molinar, Rodriguez, Rivera, and Lizarraga

NAYS: Representatives Svarzbein, Hernandez, and Salcido

.....  
**ADJOURN**  
.....

Motion made by Representative Rivera, seconded by Representative Anello, and unanimously carried to **ADJOURN** this meeting at 4:29 p.m.

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Lizarraga

.....  
APPROVED AS TO CONTENT:  
.....

\_\_\_\_\_  
Laura D. Prine, City Clerk