

Oscar Leeser  
Mayor

Tommy Gonzalez  
City Manager



CITY COUNCIL  
Peter Svarzbein, District 1  
Alexsandra 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**

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**April 13, 2021**

**3:30 PM**

**Teleconference phone number 1-915-213-4096**

**Toll free number: 1-833-664-9267**

**Conference ID: 951-995-512#**

**AND**

### **AGENDA REVIEW MEETING**

**April 12, 2021**

**3:30 PM**

**Teleconference phone number: 1-915-213-4096**

**Toll free number: 1-833-664-9267**

**Conference ID: 103-388-50#**

### **TEMPORARY SUSPENSION OF OPEN MEETINGS LAWS DUE TO EMERGENCY**

The Texas Governor temporarily suspended specified provisions of the Texas Open Meetings Act to allow telephonic or videoconference meetings and to avoid congregate settings in physical locations.

Notice is hereby given that an Agenda Review Meeting will be conducted on April 12, 2021 at 3:30 P.M. and a Regular Meeting of the City Council of the City of El Paso will be conducted on April 13, 2021 at 3:30 P.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, April 12, 2021 Conference ID: 103-388-50#  
Regular Council Meeting, April 13, 2021 Conference ID: 951-995-512#**

**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](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:**

**Mayor Oscar Leeser and Representatives Peter Svarzbein, Alexandra Anello, Cassandra Hernandez, Joe Molinar, Isabel Salcido, Claudia Rodriguez, Henry Rivera, and Cissy Lizarraga**

**A quorum of City Council must participate in the meeting.**

At the request of the Mayor, the Invocation, Pledge of Allegiance, and Recognitions by Mayor have been temporarily suspended.

## **ROLL CALL**

### **MAYOR'S PROCLAMATIONS**

Sexual Assault Awareness Month

Global Youth Service 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 Minutes of the Regular City Council Meeting of March 30, 2021, the Agenda Review Meeting of March 29, 2021, and the Work Session of March 29,

**[21-398](#)**

2021.

**All Districts**

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

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

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

**CONSENT AGENDA - RESOLUTIONS:**

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

3. That the City Manager be authorized to sign a Chapter 380 Agreement by and between the CITY OF EL PASO, a Texas home rule municipal corporation, and LIFTFUND, INC., in support of the administration of a small business relief program to provide grants to eligible small businesses within the City of El Paso affected by the COVID-19 pandemic. [21-361](#)

**District 6**

Economic and International Development, Mirella Craigo, (915) 212-1617

4. That the City Manager be authorized to sign a Lessor's Approval of Assignment of the Ground Lease, by the City of El Paso ("Lessor"), Infinity Nine at El Paso, LLC, ("Assignor") and Sealy Hawkins Boulevard, LLC ("Assignee") for property described as Lots 1, Block 14, El Paso International Airport Tracts, Unit 11, City of El Paso, El Paso County, Texas, also known as 1701 Hawkins Boulevard, El Paso, Texas. [21-417](#)

The remaining lease term is 19 years and 7 days with two (2) five-year options. The site is 235,245 SF at \$0.3119 per SF and the annual rent is \$73,372.92. The lease agreement expires April 30, 2040 with option to extend to April 20, 2050.

**District 3**

Airport, Sam Rodriguez, (915) 212-7301

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

5. A Resolution that the City Council authorizes the Mayor to sign a letter in support of the proposed National Register of Historic Places nomination of Segundo Barrio Historic District. [21-413](#)

**District 8**

Planning and Inspections, Philip F. Etiwe, (915) 212-1553  
Planning and Inspections, Tony De La Cruz, (915) 212-1589

6. A Resolution authorizing the City Engineer to sign a change order to increase the Project Amount Bid for the Yarbrough Drive South, [21-420](#)

George Dieter Drive & Lee Trevino Drive Roadway Lighting and Median Landscaping Project by \$138,932.00, resulting in increasing the original project amount of \$5,710,558.40 to a Total Project Amount of \$5,849,490.40.

The increase is for the additional cost associated with changing the Round Tapered Aluminum Poles called for in the Contract to Green Fluted Poles in the Yarbrough South Portion of the Project. The George Dieter and Lee Trevino Roadway segments do not call for any street lighting.

The increase is covered by the Project's Contingency and will cover the costs for the following:

- The cost differential associated with providing Green Fluted Poles instead of Round Tapered Aluminum Poles.
- The cost associated with any work required as part of effecting the change in materials that will ensure consistency with the type of poles being called for in the other roadway corridors throughout the City of El Paso.

**District 3, 5, 6 & 7**

Capital Improvement Department, Sam Rodriguez, (915) 212-1815

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

7. The linkage to the Strategic Plan is subsection 6.3 - Implement programs to reduce organizational risk. [21-422](#)

That the Director of Purchasing and Strategic Sourcing Department be authorized to extend the existing contract 2009-097R 457 (b) Deferred Compensation Plan Administrator and 401(a) Profit Sharing Administrator with Prudential, effective June 1, 2021; to continue to provide administrator services for the City's 457(b) and 401(a) plans on a month-to-month basis, with 60 days written notice of termination, and under the terms of the existing service agreement.

**All Districts**

Purchasing & Strategic Sourcing, Bruce D. Collins, (915) 212-1181  
Human Resources, Mary L. Michel, (915) 212-1267

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

8. That the City Engineer is authorized to sign an Easement for a Public Road or Street with the Secretary of the United States Army to allow the City to construct, operate, and maintain park and ride facilities and infrastructure associated with the Montana Rapid Transit System on 12.88 acres of Ft. Bliss property located near the intersection of Montana Avenue and Lee Trevino Dr. and the intersection of Montana Avenue and George Dieter Dr. [21-421](#)

**District 3 & 5**

Capital Improvement Department, Yvette Hernandez, (915) 212-1860

9. That the City Manager, or designee, be authorized to sign an Underground Electrical Easement, granting an easement to the El Paso Electric Company to provide electrical power to property located near the intersection of Franklin Avenue and El Paso Street legally described as a Portion of Block 18, Mills Addition, an addition to the City of El Paso, El Paso County, Texas. [21-424](#)

**District 8**

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

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

10. A Resolution to authorize the Mayor to sign an Interlocal Agreement between the City of El Paso and Texas A&M University for COVID-19 outreach, prevention and vaccination information within El Paso County. [21-354](#)

**All Districts**

Public Health, Angela Mora, (915) 212-6502

**CONSENT AGENDA - BOARD RE-APPOINTMENTS:**

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

11. Sandra Sanchez Almanzan to the City Plan Commission by Mayor Oscar Leaser. [21-440](#)

Members of the City Council, Mayor Oscar Leaser, (915) 212-0021

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

12. Matt Kerr to the City of El Paso Employees Retirement Trust Board of Trustees by Mayor Oscar Leaser. [21-436](#)

Members of the City Council, Mayor Oscar Leaser, (915) 212-0021

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

13. Andres Farias to the Fair Housing Task Force, as a Regular Member, by Representative Cissy Lizarraga, District 8. [21-445](#)

Members of the City Council, Representative Cissy Lizarraga, (915) 212-0008

**CONSENT AGENDA - BOARD APPOINTMENTS:**

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

14. Jose L. Reyes to the City Plan Commission by Representative Henry Rivera, District 7. [21-443](#)  
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**

15. Gary Edens to the Museums and Cultural Affairs Advisory Board by Mayor Oscar Leeser. [21-437](#)  
Members of the City Council, Mayor Oscar Leeser, (915) 212-0021

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

16. Cristian Botello to the Public Service Board Selection Committee by Representative Claudia L. Rodriguez, District 6. [21-434](#)  
Members of the City Council, Representative Claudia Rodriguez, (915) 212-0006

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

17. Casey Mangan to the Fair Housing Task Force, as an Alternate Member, by Representative Cissy Lizarraga, District 8. [21-444](#)  
Members of the City Council, Representative Cissy Lizarraga, (915) 212-0008
18. Melanie Bailey to the El Paso Housing Finance Corporation by Mayor Oscar Leeser. [21-448](#)  
Members of the City Council, Mayor Oscar Leeser, (915) 212-0021

**CONSENT AGENDA - APPLICATIONS FOR TAX REFUNDS:**

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

19. 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) [21-407](#)  
**All Districts**  
Tax Office, Maria O. Pasillas, (915) 212-1737

20. 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 exceeding the three (3) year limit. (See Attachment B) [21-408](#)  
**All Districts**

**CONSENT AGENDA - BIDS:**

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

21. The linkage to the Strategic Plan is subsection 3.1 - Improve the visual impression of the community (gateways, corridors, intersections and parkland).

[21-399](#)

Award Summary:

The award of Solicitation No. 2021-0735 Fertilizer to the Timothy Mitchell dba C.M.C. Agronomy, LLC. for items 4 and 5, for a three (3) year initial term estimated award of \$175,800.00. The award also includes a two (2) year optional amount of \$117,200.00. The total value of the contract including the initial term plus the option is five (5) years for an estimated award of \$293,000.00. This contract will provide fertilizer products, needed for the city's parks.

Contract Variance:

There is no prior contract to compare.

Department:	Streets and Maintenance
Vendor:	Timothy Mitchell dba C.M.C. Agronomy, LLC. McKinney, TX
Item(s):	4 and 5
Initial Term:	3 years
Option to Extend:	2 years
Annual Estimated Award:	\$ 58,600.00
Initial Term Estimated Award:	\$175,800.00 (3 years)
Total Estimated Award:	\$293,000.00 (5 years)
Account No.:	451 - 1000 - 51295 - 531130 - P5120
Funding Source:	General Fund
District(s):	All

This is a Low Bid, unit price contract.

The Purchasing & Strategic Sourcing and Streets and Maintenance Departments recommend award as indicated to Timothy Mitchell dba C.M.C. Agronomy, LLC. the lowest responsive responsible bidder.

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

**All Districts**

Streets & Maintenance, Richard Bristol, (915) 212-7000  
Purchasing & Strategic Sourcing, Bruce D. Collins, (915) 212-1181

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

22. The linkage to the Strategic Plan is subsection 6.3 - Implement programs to reduce organizational risk.

[21-419](#)

Award Summary:

That Medlock Commercial Contractors, LLC shall be reinstated to active bidding status with the City of El Paso effective immediately.

**All Districts**

Purchasing & Strategic Sourcing, Bruce D. Collins, (915) 212-1181

**REGULAR AGENDA - OPERATIONAL FOCUS UPDATES**

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

23. Budget Update.

[21-401](#)

**All Districts**

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

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

**Call to the Public will begin at 5:30 p.m. Requests to speak must be received by 3:30 p.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: 951-995-512#**

**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](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 3:30 p.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 Friday, 8:00 a.m. to 5:00 p.m.

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

24. An Ordinance granting Dominion Ambulance, LLC, a franchise extension and amending Ordinance No. 018924, to modify its franchise rates, to operate a non-emergency ambulance transfer service. [21-425](#)

**All Districts**

Fire, Mario M. D'Agostino, (915) 212-5605

**PUBLIC HEARING WILL BE HELD ON APRIL 27, 2021**

25. An Ordinance granting Elite Medical Transport of Texas, LLC d/b/a Elite Medical Transport, a franchise extension and amending Ordinance No. 018925, to modify its franchise rates, to operate a non-emergency ambulance transfer service; and repealing Ordinance No. 019111. [21-426](#)

**All Districts**

Fire, Mario M. D'Agostino, (915) 212-5605

**PUBLIC HEARING WILL BE HELD ON APRIL 27, 2021**

26. An Ordinance granting Life Ambulance, Inc., a franchise extension and amending Ordinance No. 018926, to modify its franchise rates, to operate a non-emergency ambulance transfer service. [21-427](#)

**All Districts**

Fire, Mario M. D'Agostino, (915) 212-5605

**PUBLIC HEARING WILL BE HELD ON APRIL 27, 2021**

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

27. An Ordinance granting Special Permit No. PZST20-00011, to allow for infill development with reduction of parking, lot area, lot width, lot depth, front yard setback, and cumulative front & rear yard setback on the property described as being the west 47.47 feet of Lot 5, Indian Town Subdivision, 9124 San Fernando Court, City of El Paso, El Paso County, Texas, pursuant to Section 20.10.280 Infill Development of the El Paso City Code. The penalty being as provided for in Chapter 20.24 of the El Paso City Code. [21-402](#)

The proposed special permit and detailed site development plan meet 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: 9124 San Fernando Ct.  
Applicant: Rogelio Gaytan, PZST20-00011

**District 6**

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

Planning and Inspections, Luis Zamora, (915) 212-1552

**PUBLIC HEARING WILL BE HELD ON MAY 11, 2021**

28. An Ordinance changing the zoning of Lot 27, Block 1, Alto Mesa Unit 5, 6700 N. Mesa Street, City of El Paso, El Paso County, Texas from P-C (Planned Commercial) to C-2 (Commercial). The penalty being as provided in Chapter 20.24 of the El Paso City Code.

[21-410](#)

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: 6700 N. Mesa Street  
Applicants: Weststar Bank  
PZRZ21-00002

**District 8**

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

**PUBLIC HEARING WILL BE HELD ON MAY 11, 2021**

29. An Ordinance vacating a 87 square-foot portion of a 10-foot public utility easement located within a portion of Lot 14, Block 485, Tierra del Este Unit Seventy Four, City of El Paso, El Paso County, Texas.

[21-414](#)

Subject Property: 2401 Tierra Murcia St.  
Applicant: Sanderson Village, LLC SUET21-00001

**District 5**

Planning and Inspections, Philip F. Etiwe, (915) 212-1553  
Planning and Inspections, Emily Diaz-Melendez, (915) 212-1612

**PUBLIC HEARING WILL BE HELD ON APRIL 27, 2021**

30. An Ordinance amending Title 2 (Administration and Personnel) of the El Paso City Code, to amend Chapter 2.94 (Regulation of Lobbying Activities) Section 2.94.130 (Disqualification from Contracting). The penalty being as provided for in Chapter 2.94.130 of the El Paso City Code.

[21-418](#)

**All Districts**

Purchasing & Strategic Sourcing, Bruce D. Collins, (915) 212-1181

**PUBLIC HEARING WILL BE HELD ON APRIL 27, 2021**

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

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

31. The linkage to the Strategic Plan is subsection 1.5 Stimulate economic growth through transit and bridges integration.

[21-409](#)

Discussion and action on the request that the Director of the Purchasing & Strategic Sourcing Department be authorized to issue a Purchase Order(s) to Public Facilities and Services, Inc., the sole source provider for the upkeep, maintenance and monitoring of the automated public toilets located at the two downtown international bridges, with the stipulation that the vendor provides an updated sole source letter and affidavit each year.

Contract Variance: No contract variance.

Department:	International Bridges
Award to:	Public Facilities and Services, Inc. Roswell, GA
Annual Estimated Amount:	\$76,560.00
Total Estimated Award:	\$229,680.00 (3 years)
Account No.:	522060-564-3300-64830
Funding Source:	International Bridge Operations
District(s):	1, 3 and 8
Reference No.:	2021-0485

This is a Sole Source, service and maintenance contract.

**District 1, 3, and 8**

International Bridges, David Coronado, (915) 212-7505  
Purchasing & Strategic Sourcing, Bruce D. Collins, (915) 212-1181

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

32. The linkage to the Strategic Plan is subsection 4.2 - Create innovative recreational, educational and cultural programs

[21-394](#)

Award Summary:

Discussion and action on the award of Solicitation 2021-0793 Dick Shinaut and Salvador Rivas Park Improvements to PRIDE GENERAL CONTRACTORS, LLC for an estimated award of \$856,548.15. This contract will provide park improvements as follows:

Dick Shinaut Skate Park Improvements consists of new street plaza skate park, landscape and illumination improvements.

Salvador Rivas Park Improvements consist of the removal of existing sidewalk, curb and gutter, site clearing and grading, the preparation of subgrade and installation of new base course, landscape and illumination improvements.

Department:	Capital Improvement
Award to:	PRIDE GENERAL CONTRACTORS, LLC El Paso, TX
Item(s):	All
Initial Term:	190 Consecutive Calendar Days
Base Bid I:	\$479,141.33
Base Bid II:	\$377,406.82

Total Estimated Award: \$856,548.15  
Account No.: 190 - 4800 - 29010 - 580270 - PCP13PRKA05  
190 - 4800 - 29010 - 580270 - PCP13PRKA27A  
Funding Source: 2012 Quality of Life Bond  
District(s): 5

This is a Low Bid procurement, unit price contract.

The Purchasing & Strategic Sourcing and Capital Improvement Departments recommend award as indicated PRIDE GENERAL CONTRACTORS, LLC lowest responsive and responsible bidder.

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

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measured quantity. The actual cost of this contract may be higher or lower than the total estimated value and will be the sum total of unit prices at the end of the contract term.

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

**District 5**

Capital Improvement Department, Sam Rodriguez, (915) 212-0065  
Purchasing & Strategic Sourcing, Bruce D. Collins, (915) 212-1181

- 33. The linkage to the Strategic Plan is subsection 4.2 Create innovative recreational, educational and cultural programs. This contract will provide Full Service Smart Kiosk Payment Centers, license and maintenance.

[21-405](#)

Discussion and action on the request that the Director of the Purchasing and Strategic Sourcing Department be authorized to issue Purchase Orders over the next three (3) years totaling an estimated amount of \$126,204.00 to Comprise Technologies, Inc., the sole source provider for Full Service Smart Kiosk Payment Centers software and equipment used at the Public Libraries, with the stipulation that the vendor provides an updated sole source letter and affidavit each year.

Contract Variance: No contract variance.

Department: Library Services  
Award to: Comprise Technologies  
Navesink, NJ  
Total Estimated Amount: \$126,204.00  
Funding Source: General funds  
Account No.: 453-1000-580090-53030  
453-1000-580090-53050

453-1000-580090-53060  
453-1000-580090-53070  
453-1000-580090-53080  
453-1000-580090-53090  
453-1000-580090-53100  
453-1000-580090-53110  
453-1000-580090-53120  
453-1000-580090-53130  
453-1000-580090-53140  
453-1000-580090-53160  
453-1000-580090-53310  
453-1000-580090-53311

Districts(s): All  
Sole Source No.: 2021-1138

This is a Sole Source, requirements contract.

**All Districts**

Libraries, Norma Martinez, (915) 212-3200  
Purchasing & Strategic Sourcing, Bruce D. Collins, (915) 212-1181

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

34. The linkage to Strategic Plan is subsection 6.3 - Implement programs to reduce organizational risk. This contract will continue to provide plans offered as a supplement to the City's defined benefit pension plan.

[21-406](#)

Award Summary:

Discussion and action on the award of Solicitation No. 2021-0043R 457(b) Deferred Compensation Plan Administrator and 401(a) Profit Sharing Plan Administrator to Empower Retirement, LLC for an initial five (5) year term. The award is to include a two (2), two (2) year optional terms for a total of nine (9) years.

Contract Variance: No cost to the City.

Department: Human Resources  
Award to: Empower Retirement, LLC  
Greenwood Village, CO  
Items: ALL  
Initial Term: 5 years  
Option to Extend: Two, two (2) years  
Annual Estimated Award: NA  
Initial Term Estimated Award: NA  
Total Estimated Award: NA  
Account No.: NA  
Funding Source: Employee Voluntary Contributions Only  
Districts: All

This is a Request for Proposal, service contract.

The Purchasing & Strategic Sourcing and Human Resources Departments recommend award as indicated to Empower Retirement, LLC the 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.

**All Districts**

Human Resources, Mary L. Michel, (915) 212-1267  
Purchasing & Strategic Sourcing, Bruce D. Collins, (915) 212-1181

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

- 35. The linkage to the strategic plan is subsection 7.5 - Set one standard for infrastructure across the city.

[21-400](#)

Award Summary:

Discussion and action on the request that the Director of the Purchasing and Strategic Sourcing Department be authorized to issue a Purchase Order(s) to Sierra Machinery Inc., the sole factory authorized dealer of Volvo, Gradall, and Doosan parts & service in the El Paso area, with a two (2) year term and with a stipulation that Sierra Machinery Inc. provide an updated sole source letter and affidavit each year. This contract will ensure continued maintenance and repair of the Volvo, Gradall, and Doosen heavy equipment owned by the City.

Contract Variance:

The difference in cost, based on comparison to the previous contract is as follows: A yearly increase of \$13,333.33 or a 7.1% due to increases in units being serviced.

Department:	Streets and Maintenance
Award to:	Sierra Machinery Inc. El Paso, TX
Initial Term:	2 years
Annual Estimated Amount:	\$200,000.00
Total Estimated Award:	\$400,000.00 (2 years)
Account No.:	531210-532-3600-37020-P3701 531250-532-3600-37020-P3701
Funding Source:	Inventory Purchases Materials and Supplies Equipment Outside Repair Services
District(s):	All
Sole Source Reference:	2021-0742

This is a Sole Source, requirements contract.

**All Districts**

Streets & Maintenance, Richard J. Bristol, (915) 212-7000  
Purchasing & Strategic Sourcing, Bruce D. Collins, (915) 212-1181

**REGULAR AGENDA - OTHER BUSINESS:**

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

36. Presentation and discussion on the City’s Capital Improvement Program. [21-416](#)

**All Districts**

Capital Improvement Department, Sam Rodriguez, (915) 212-1815

**REGULAR AGENDA – INTRODUCTION AND PUBLIC HEARINGS:**

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

37. An Ordinance authorizing the issuance of City of El Paso, Texas Combination Tax and Revenue Certificates of Obligation, Series 2021A and Series 2021B; levying a continuing direct annual ad valorem tax for the payment of such certificates; and resolving other matters which are necessary to effectuate such issuance, including the delegation of matters relating to the sale and issuance of such Certificates to an authorized City official within certain specified parameters. [21-395](#)

**All Districts**

City Manager’s Office, Robert Cortinas, (915) 212-1067

38. An Ordinance authorizing the issuance of City of El Paso, Texas, General Obligation Bonds, Series 2021 and General Obligation Refunding Bonds, Taxable Series 2021A; levying a continuing direct annual ad valorem tax for the payment of such Bonds; and resolving other matters which are necessary to effectuate such issuance; including the delegation of matters relating to the sale and issuance of such Bonds to an authorized City official within certain specified parameters. [21-396](#)

**All Districts**

City Manager’s Office, Robert Cortinas, (915) 212-1067

39. An Ordinance approving the issuance of the City of El Paso Downtown Development Corporation Special Revenue Refunding Bonds, Taxable Series 2021 (Downtown Ballpark Venue Project) by the City of El Paso Downtown Development Corporation, approving a Third Amendment to Master Lease Agreement related to such refunding bonds and approving other matters incident and related thereto. [21-397](#)

**All Districts**

City Manager’s Office, Robert Cortinas, (915) 212-1067

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

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

40. An Ordinance amending Title 15 (Public Services), Chapter 15.08 (Street Rentals), Section 15.08.120 (Special Privilege Licenses and Permits), Subsection (H) exceptions to add Paragraph 12 signs may be located in the Public Right of Way without the requirement of a Sign Permit or a Special Privilege, which meet the following criteria: (K) the sign may not be placed closer than twenty (20) feet to a waste container placed in the Right of Way pursuant to a Franchise Agreement issued by the City; (J) the sign may not be placed in that area of a triangle formed by the intersecting property lines and a diagonal joining property line at points twenty (20) feet from their intersection of any corner lot. The penalty is as provided for in Section 15.08.125 of the El Paso City Code. [21-360](#)

**All Districts**

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

41. An Ordinance vacating city right-of-way over Guadalupe Pass Drive Right-of-Way, Hueco Pass Drive Right-of-Way, and Picacho Pass Drive Right-of-Way within Butterfield Trail Aviation Park Unit Three, City of El Paso, El Paso County, Texas [21-367](#)

Subject Property: North of Montana Ave. and East of Global Reach Dr.  
Applicant: Brock & Bustillos, Inc. SURW21-00001

**District 2**

Planning and Inspections, Philip F. Etiwe, (915) 212-1553  
Planning and Inspections, Luis Zamora, (915) 212-1552

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

42. An Ordinance amending Title 9 (Health and Safety), Chapter 9.04 (Solid Waste Management), section 9.04.010 to address the Need For Safe Access (NFSA) to residential properties by the Environmental Services Department, promoting greater safety and improved customer service by providing the Director of the Department or Appointee of the Director the authority to establish a policy related to the Need For the Safe Access (NFSA) for residential properties abutting a private street or alley and to require such property owner or citizen of the City of El Paso to adhere to that policy or, if adherence is not possible, said property owner shall be required to secure solid waste collection service from a permitted hauler other than the Department in an effort to promote greater safety and improved service to the citizens of El Paso in the collection of solid waste and recyclables at residential properties through the City of El Paso. [21-348](#)

**All Districts**

Environmental Services, Ellen Smyth (915) 212-6060

43. An Ordinance amending Title 9 (Health and Safety), Chapter 9.12 (Food and Food Handling Establishments), Section 9.12.010 (Definitions) to include "Kiosk" as an "Establishment" as defined by Title 9; and to add a definition of "Kiosk"; and Section 9.12.070 (License-Categories-Term) to add "Kiosk" as a license category; the penalty as provided in Section 9.12.890 of the City Code. [21-353](#)



**All Districts**

Public Health, Angela Mora, (915) 212-6502

**REGULAR AGENDA - OTHER BUSINESS:**

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

44. Discussion and action on the approval of a Resolution to authorize the Director of Aviation to sign and submit a grant application and related documentation to the Federal Aviation Administration (FAA), and be designated the official representative of the City of El Paso to act in connection with the application process for the Airport Improvement Program (AIP) Project No. 3-48-0077-044-2021. That upon approval and issuance of such grant by the FAA, the City Manager be authorized to accept and sign the grant agreement, any related grant modifications, and other necessary documents when the form and substance of those documents has been reviewed and approved by the City Attorney's office, and that such authorization will include the ability to accept and sign multiple agreements and documents, as the FAA grant may be issued in various disbursements. That the City Manager be authorized to approve and sign any and all documentation, to include budget transfers, in connection with this grant. [21-393](#)

The total grant amount shall include a federal estimated share of \$5,000,000 and an estimated match of \$2,000,000, to be paid for with Airport Enterprise Funds, for a multi-year overall projects cost of \$7,000,000 for the following projects: Reconstruct TWY "K2" & "J" North of TWY "K", Remove K1, and New Connectors from Ramp to TWY "J".

**All Districts**

Airport, Sam Rodriguez, (915) 212-7301

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

45. Discussion and action that the City Manager be authorized to sign an Agreement for Professional Services by and between the CITY OF EL PASO and ASA ARCHITECTS P.C., a New Mexico professional corporation, for a project known as "ARCHITECT AND ENGINEERING SERVICES FOR EL PASO POLICE DEPARTMENT CENTRAL REGIONAL COMMAND CENTER" for an amount not to exceed \$1,968,000; that the City Engineer is authorized to approve additional Basic Services and Reimbursables for an amount not to exceed Fifty Thousand and No/100 Dollars (\$50,000.00) and to approve Additional Services for an amount not to exceed Fifty Thousand and No/100 Dollars (\$50,000.00) if such services are necessary for the proper execution of the project and that the increased amounts are within the appropriate budgets of the project for a total amount of \$2,068,000; and that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for the execution of the Agreement. [21-415](#)

**District 8**

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

46. A presentation and update on City project proposals selected for the FY 2022 federal appropriations and surface transportation reauthorization submission processes; and discussion and action on a Resolution supporting the County of El Paso's project submission. [21-411](#)

**All Districts**

City Manager's Office, Elizabeth Triggs, (915) 212-1619

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

47. Discussion and action in requesting City Council support for the staff recommended projects that have been selected to submit for the Better Utilizing Investments to Leverage Development (BUILD) grant program for the Department of Transportation (DOT) to invest in road, rail, transit, and port projects that promise to achieve national objectives. [21-412](#)

**All Districts**

Capital Improvement Department, Yvette Hernandez, (915) 212-1860

**MEMBERS OF THE CITY COUNCIL**

48. Discussion and action on a City Resolution supporting fair and comprehensive immigration reform. [21-442](#)

**All Districts**

Members of the City Council, Representative Peter Svarzbein, (915) 212-1002  
Members of the City Council, Representative Aleksandra Anello, (915) 212-0002  
Members of the City Council, Representative Henry Rivera, (915) 212-0007

49. Discussion and action on a Resolution recognizing April 2021 as National Autism Awareness Month. [21-446](#)

**All Districts**

Members of the City Council, Representative Isabel Salcido, (915) 212-0005

50. Discussion and action to direct the City Manager and the City Attorney to begin the Municipal Districting Commission process in accordance of the El Paso City Charter, Section 2.4. [21-447](#)

**All Districts**

Members of the City Council, Representative Cassandra Hernandez, (915) 212-0003  
Members of the City Council, Representative Peter Svarzbein, (915) 212-0001  
Members of the City Council, Representative Aleksandra Anello, (915) 212-0002

51. Discussion and action to support SB 1704 designating U.S. Highway 54 in El Paso as the Korean War Veterans Memorial Highway by adding the item to the City's State 87th Legislative Session Agenda as a support item and that a letter [21-449](#)

of support for SB 1704 be provided to the Senator and any committees that will be considering the bill.

**District 2**

Members of the City Council, Representative Cassandra Hernandez, (915) 212-0003  
Members of the City Council, Representative Aleksandra Anello, (915) 212-0002  
Members of the City Council, Representative Joe Molinar, (915) 212-0004

**EXECUTIVE SESSION**

**TEMPORARY SUSPENSION OF OPEN MEETINGS LAWS DUE TO EMERGENCY**

The Texas Governor temporarily suspended specified provisions of the Texas Open Meetings Act to allow telephonic or videoconference meetings and to avoid congregate settings in physical locations.

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

**Mayor Oscar Leeser and Representatives Peter Svarzbein, Aleksandra Anello, Cassandra Hernandez, Joe Molinar, Isabel Salcido, Claudia Rodriguez, Henry Rivera, and Cissy Lizarraga**

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.

**ALL REGULAR CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET ON THURSDAY PRIOR TO THE MEETING AT THIS ADDRESS: <http://www.elpasotexas.gov/>**