

Oscar Leeser
Mayor

Tommy Gonzalez
City Manager



CITY COUNCIL
Peter Svarzbein, District 1
Alexsandra Annelo, 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

October 12, 2021

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

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

Teleconference phone number: 1-915-213-4096

Toll free number: 1-833-664-9267

Conference ID: 721-507-072#

AND

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

October 11, 2021

9:00 AM

Teleconference phone number: 1-915-213-4096

Toll free number: 1-833-664-9267

Conference ID: 894-412-050#

Notice is hereby given that an Agenda Review Meeting will be conducted on October 11, 2021 at 9:00 A.M. and a Regular Meeting of the City Council of the City of El Paso will be conducted on October 12, 2021 at 9:00 A.M. Members of the public may view the meeting via the following means:

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

Via television on City15,

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

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

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

At the prompt please enter the corresponding Conference ID:

**Agenda Review, October 11, 2021 Conference ID: 894-412-050#
Regular Council Meeting, October 12, 2021 Conference ID: 721-507-072#**

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

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

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

Representative Cassandra Hernandez

A quorum of City Council must participate in the meeting.

ROLL CALL

INVOCATION BY POLICE CHAPLAIN DAVID MAYFIELD

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS

Archtober Month

Paint the Town Red Week

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 September 28, 2021, the Agenda Review Meeting of September 27, 2021, The Work Session of September 27, 2021, the Special Meeting of May 27, 2020, and the Work Session of May 11, 2020. [21-1199](#)

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. This is a Resolution to authorize the City Manager to sign an Air Cargo Building Lease Agreement between the City of El Paso ("Lessor") and ASC Technical Institute, LLC, a Texas limited liability company, ("Lessee") for office and warehouse space, and vehicle parking space, at 6401 Convair Road, El Paso, Texas, in Air Cargo Center Building #2. [21-1171](#)

The term of this lease is an initial term of five (5) years and one (1) five-year option to extend the term of the lease. The annual rental fee for the premises (office, warehouse and vehicle parking) in the initial term will be \$32,717.25.

District 2

Airport, Sam Rodriguez, (915) 212-7301

4. A Resolution authorizing the City Manager, or designee, to sign a First Amendment to Agreement for Professional Services by and between the City of El Paso and Garver, LLC pertaining to the project known as "EPIA Taxiway K, K1, K2 and J Reconfiguration" to add additional services and increase the contract amount from an amount not to exceed \$786,583.50 to an amount not to exceed \$919,249.83. [21-1183](#)

All Districts

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

Goal 3: Promote the Visual Image of El Paso

5. That the City of El Paso approve submission of the application for the Scrap Tire Disposal Reimbursement to the Rio Grande Council of Governments. [21-1153](#)

All Districts

Environmental Services, Ellen A. Smyth, (915) 212-6060

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

6. Approve a Resolution that the tax roll is hereby approved and constitutes the 2021 tax roll for all entities which the City Tax Assessor Collector collects taxes. [21-1177](#)
- All Districts**
Tax Office, Maria O. Pasillas, (915) 212-1737

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

7. The linkage to the Strategic Plan is subsection 7.5 - Set one standard for infrastructure across the city. [21-1130](#)
- That the Purchasing Director is authorized to notify M.J. Mader Enterprises, Inc dba Bio Dyne Chemical Co. that the City is terminating Contract 2021-0179 Motor Oil, Antifreeze, Lubricants, Transmission and Hydraulic Oils & Fluids for convenience, pursuant to the provisions and requirements of Part 4, Section 8, Paragraph A of the Contract Clauses, and that the termination shall be effective as of October 12, 2021. Contract 2021-0179 will be terminated due to the vendor requesting a price increase on certain items above 10% which is not allowable under the contract.
- All Districts**
Streets and Maintenance, Richard J. Bristol, (915) 212-7000
Purchasing and Strategic Sourcing, Bruce D. Collins, (915) 212-1181
8. A Resolution requesting the relocation of El Paso Electric infrastructure from several locations to accommodate City of El Paso improvements related to the Central Business District Phase IV Project. [21-1150](#)
- District 8**
Capital Improvement Department, Yvette Hernandez, (915) 212-1860
Capital Improvement Department, Sam Rodriguez, (915) 212-6500
9. A Resolution requesting the relocation of El Paso Electric infrastructure from several locations to accommodate City of El Paso improvements related to the Rojas Drive Widening Project. [21-1155](#)
- District 6**
Capital Improvement Department, Yvette Hernandez, (915) 212-1860
Capital Improvement Department, Sam Rodriguez, (915) 212-6500
10. That the City Council approves a change order in the amount of \$264,139.21 to J.A.R. Concrete Inc. for the increase in landscaping, irrigation, and other elements to the project under Contract No. 2019-452 Paso Del Norte (PDN) Port of Entry (POE) Roundabout Improvements. This notice provides for the additional scope of work, which allows for additional capacity to the awarded contract. The new contract sum, including this change order notice and previous change order notices is \$2,662,492.51. The City Manager, or designee, is authorized to execute any documents and contract amendments needed to carry out the intent of this resolution. [21-1160](#)

District 8

Capital Improvement Department, Yvette Hernandez, (915) 212-1860
Capital Improvement Department, Sam Rodriguez, (915) 212-6500

CONSENT AGENDA - BOARD RE-APPOINTMENTS:

Goal 3: Promote the Visual Image of El Paso

- 11. Renee Jimenez to the Building and Standards Commission by Representative Joe Molinar, District 4. [21-1162](#)
Members of the City Council, Representative Joe Molinar, (915) 212-0004

- 12. Ray Adauto as a Regular Member to the Zoning Board of Adjustment by Mayor Oscar Leeser. [21-1196](#)
Members of the City Council, Mayor Oscar Leeser, (915) 212-0021

Goal 8: Nurture and Promote a Healthy, Sustainable Community

- 13. Josue Rodriguez to the City Accessibility Advisory Committee by Representative Henry Rivera, District 7. [21-1158](#)
Members of the City Council, Representative Henry Rivera, (915) 212-0007

CONSENT AGENDA - BOARD APPOINTMENTS:

Goal 3: Promote the Visual Image of El Paso

- 14. Jacob Barde as an Alternate Member to the Zoning Board of Adjustment by Mayor Oscar Leeser. [21-1195](#)
Members of the City Council, Mayor Oscar Leeser, (915) 212-0021

- 15. Marcia Heller as an Alternate Member to the Zoning Board of Adjustment by Representative Joe Molinar, District 4. [21-1198](#)
Members of the City Council, Representative Joe Molinar, (915) 212-0004

- 16. Rodney Jackson as a Regular Member to the Zoning Board of Adjustment by Representative Joe Molinar, District 4. [21-1200](#)
Members of the City Council, Representative Joe Molinar, (915) 212-0004

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

17. Marcella Carrillo to the Parks and Recreation Advisory Board by Representative Henry Rivera, District 7. [21-1166](#)

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

18. Deborah A. Zuloaga to the Parks and Recreation Advisory Board by Mayor Oscar Leeser. [21-1197](#)

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) [21-1163](#)

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) [21-1164](#)

All Districts

Tax Office, Maria O. Pasillas, (915) 212-1737

REGULAR AGENDA - MEMBERS OF THE CITY COUNCIL

Goal 8: Nurture and Promote a Healthy, Sustainable Community

21. Discussion and action on the Renewable Generation Study completed by the El Paso Electric Company as required by Ordinance No. 019022, and a review of its mandated deliverables, including but not limited to: 1) the possible costs related to the integration of utility-scale renewable generation in the utility company's Texas service territory; 2) the legislative or regulatory changes that may be necessary to increase utility-scale renewable generation integration in the company's Texas service territory and the necessary legislative strategy to implement such changes; 3) the identification of grant opportunities for the company, the City, or both to increase the integration of renewable generation into the company's Texas generation portfolio; and 4) the identification of potential renewable generation programs to support low-income customers, such as incentives for distributed generation. [POSTPONED FROM 09-14-21 AND 09-28-21] [21-1088](#)

All Districts

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

CALL TO THE PUBLIC – PUBLIC COMMENT:

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

Members of the public may communicate with Council during public comment, and regarding agenda items by calling 1-915-213-4096 or toll free number 1-833-664-9267 at the prompt please enter the following Conference ID: 721-507-072#

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

REGULAR AGENDA - FIRST READING OF ORDINANCES:

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

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

Public Hearings will be held as part of the regular City Council meeting that begins at approximately 9:00 a.m. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances; no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 300 N. Campbell, Monday through Friday, 8:00 a.m. to 5:00 p.m.

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

- 22.** An Ordinance approving a project and financing plan for Tax Increment Reinvestment Zone Number Fourteen, City of El Paso, Texas; making various findings related to such plan; providing for severability; and providing an effective date. [21-1172](#)

Districts 2 and 3

Economic and International Development, Kelly Kotlik, (915) 212-1623

PUBLIC HEARING WILL BE HELD ON OCTOBER 26, 2021

Goal 3: Promote the Visual Image of El Paso

- 23.** An Ordinance changing the zoning for a portion of Tract 6, Fruitvale Addition, [21-1154](#)

8458 Roseway Drive, City of El Paso, El Paso County, Texas from R-F (Ranch and Farm) to R-4 (Residential). 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: 8458 Roseway Drive
Applicant: Elder Ramirez, PZRZ21-00023

District 6

Planning and Inspections, Philip F. Etiwe, (915) 212-1553
Planning and Inspections, Jorge Olmos, (915) 212-1607

PUBLIC HEARING WILL BE HELD ON NOVEMBER 9, 2021

24. An Ordinance granting a non-exclusive franchise to AMX Construction & Waste, to operate and maintain a solid waste collection and hauler service within the City of El Paso subject to the franchise terms and conditions; the penalty as provided in section 9.04.630 of the El Paso city code.

[21-1156](#)

All Districts

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

PUBLIC HEARING WILL BE HELD ON OCTOBER 26, 2021

25. An Ordinance approving a special permit for a parking lot for the property described as Lot 7 and 8 and South 2 Feet of Lot 9, Block 82, Campbell Addition, City of El Paso, El Paso County, Texas, The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

[21-1157](#)

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: 707 S. Ochoa St.
Applicant: Jaime Montoya, PZST21-00010

District 8

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

PUBLIC HEARING WILL BE HELD ON NOVEMBER 9, 2021

26. An Ordinance changing the zoning for the property described as being a portion of Tracts 3 and 3A, Section 15, Block 80, Township 1, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas from R-F (Ranch-Farm) to R-5 (Residential). The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

[21-1169](#)

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: Dyer Street and O'Connor Drive
Applicant: Salvare NE El Paso, LLC, PZRZ21-00019

District 4

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

PUBLIC HEARING WILL BE HELD ON NOVEMBER 9, 2021

27. An Ordinance renewing a Special Privilege License to the El Paso Electric Company, Owner and El Paso Parking, Inc., Lessee, to permit off-street parking within a portion of Rim Road right-of-way, by extending the term for another five years.

[21-1170](#)

Subject Property: South of Rim Rd. and West of El Paso St.
Applicant: El Paso Parking Inc. NESV2020-00005

District 1

Planning and Inspections, Philip F. Etiwe, (915) 212-1553
Planning and Inspections, Armida R. Martinez, (915) 212-1605

PUBLIC HEARING WILL BE HELD ON OCTOBER 26, 2021

REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS:

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

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

[21-1182](#)

Award Summary:

Discussion and action of the award of Solicitation No. 2021-1347 Animal Food Pellets, Grains, etc. (Re-Bid) to Lab Animal Supplies, Inc. dba Lab Supply for an initial term of three (3) years estimated amount of \$368,923.77. The award includes a two (2) year option for an estimated amount of \$245,949.18. The total value of the contract is, including the initial term plus the option for a total of five (5) years, for an estimated award of \$614,872.95. This contract will allow the Zoo Department to provide a well-balanced diet for the animals within the Zoo collection.

Contract Variance:

The difference in price, based on comparison to previous contract is as follows: An increase of 35.65% for seventy-seven (77) items being provided. Nine (9) items had a total cumulative decrease of 28.40% and sixty-eight (68) items with an increase of 44.11%, which represents a cumulative decrease of 15.71% between the two contracts. The increase is due to new items included in this contract.

Department: Zoo
Award to: Lab Animal Supplies, Inc. dba Lab Supply
Vendor Location Highland Village, TX
Item(s): All
Initial Term: 3 Years
Option to Extend: 2 Years
Annual Estimated Award: \$ 122,974.59
Initial Term Estimated Award: \$ 368,923.77 (3 Years)
Total Estimated Award: \$ 614,872.95 (5 Years)
Account No.: 452 - 3400 - 52140 - 531100 - P5241
Funding Source: Zoo Operations Fun
District(s): All

This is a Low bid, unit price contract.

The Purchasing & Strategic Sourcing and Zoo Department recommend award as indicated to Lab Animal Supplies, Inc. dba Lab Supply the lowest, responsive and responsible bidder. In accordance with this award, the City Manager or designee is authorized to exercise future options if needed.

All Districts

Zoo, Joseph Montisano, (915) 212-2800
Purchasing and Strategic Sourcing, Bruce D. Collins, (915) 212-1181

Goal 8: Nurture and Promote a Healthy, Sustainable Community

- 29. The linkage to the Strategic Plan is subsection 8:3 - Enhance animal services to ensure El Paso's pets are provided a safe and healthy environment.

[21-1173](#)

Award Summary:

Discussion and action of the award of Solicitation No. 2021-1258 Animal Food to Legend + White Animal Health Corp. for an initial term of three (3) years estimated amount of \$935,218.80. The award includes a two (2) year option for an estimated amount of \$623,479.20. The total value of the contract is, including the initial term plus the option for a total of five (5) years, for an estimated award of \$1,558,698.00. The contract is for food for the animals at the Animal Services shelter and for those animals within all of the Animal Services programs.

Contract Variance:

The difference in price, based on comparison to previous contract is as follows: An increase of .73% for 15 items being provided. Items 1, 3-5 and 8 had an increase in quantities for a cumulative total of 156.578%, items 14-15 had a decrease in quantities for a cumulative total of 149.05%, while items 2, 7-8 and 9-13 had no changes in quantities. This represents a cumulative increase of 75.07% between the two contracts. The increase is due to additional quantities required for various items.

Department: Animal Services
Award to: Legend + White Animal Health Corp.

Vendor Location Lincolnshire, IL
Item(s): All
Initial Term: 3 Years
Option to Extend: 2 Years
Annual Estimated Award: \$ 311,739.60
Initial Term Estimated Award: \$ 935,218.80 (3 Years)
Total Estimated Award: \$1,558,698.00 (5 Years)
Account No.: 225 - 2580- 25110 - 531100
Funding Source: General Fund
District(s): All

This is a Low bid, unit price contract.

The Purchasing & Strategic Sourcing and Animal Services Departments recommend award as indicated to Legend + White Animal Health Corp., the lowest, responsive and responsible bidder. In accordance with this award, the City Manager or designee is authorized to exercise future options if needed.

All Districts

Animal Services Department, Ramon Herrera, (915) 212-8742
Purchasing and Strategic Sourcing, Bruce D. Collins, (915) 212-1181

REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF ORDINANCES:

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

30. An Ordinance authorizing the City Manager to sign a Purchase and Sale Agreement, Special Warranty Deed and any other documents necessary to convey to VJ Capital Properties, Ltd., approximately 3.15 acres of land being described as a portion of Tracts 23-G-1 and 23-G-2, Block 54, Ysleta Grant, El Paso County, Texas. [POSTPONED FROM 09-14-21] [21-1017](#)

District 7

El Paso Water, Alex Vidales, (915) 594-5636

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

31. An Ordinance amending Title 10 (Public Peace, Morals and Welfare), Chapter 10.12 (Offenses against Public Peace), Section 10.12.050 (Alcohol Prohibited in Public Places), Subsection A to define "Homeless Shelter," "Possesses," and "Possession," and Subsection B to add Homeless Shelter to the area where offense can occur; the penalty being provided in Subsection 10.12.050 E of the El Paso City Code. [21-1104](#)

All Districts

Police, Assistant Chief Victor Zarur, (915) 212-4307

Goal 3: Promote the Visual Image of El Paso

32. An Ordinance changing the zoning of a portion of F. Neve Survey No. 8, 4625 [21-916](#)

Delta Drive, City of El Paso, El Paso County, Texas, from R-5/sp (Residential/special permit) to C-2/sp/c (Commercial/special permit/conditions) and imposing conditions. The Penalty is as provided for in Chapter 20.24 of the El Paso City Code. **THIS IS A 211 CASE.**

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: 4625 Delta Drive
Applicants: The Upright Group LLC
PZRZ20-00013 [POSTPONED FROM 09-14-21 AND 09-28-21]

District 8

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

33. An Ordinance granting Special Permit No. PZST21-00011, to allow for a small contractor's yard on the property described as a portion of F. Neve Survey No. 8, 4625 Delta Drive, City of El Paso, El Paso County, Texas, pursuant to Section 20.04.320 of the El Paso City Code. The penalty being as provided in Chapter 20.24 of the El Paso City Code. [21-923](#)

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: 4625 Delta Drive
Applicant: Erik Tijerina
PZST21-00011 [POSTPONED FROM 09-14-21 AND 09-28-21]

District 8

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

34. An Ordinance to amend Title 5 (Business License and Permit Regulations) Chapter 5.09 (Sexually Oriented Businesses) Sections 5.09.020 (Definitions), 5.09.050 (A)(1) (Issuance of a License), 5.09.050 (B) (1) (Employee License), and 5.09.170 (D) (Prohibited Conduct); The penalty being as provided in Section 5.09.150 (Penalties and Enforcement) of the El Paso City Code. [21-1098](#)

All Districts

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

35. An Ordinance amending Title 19 (Subdivision and Development Plats) Sections: 19.01.010 (Authority, Purpose and Applicability), 19.01.020 (Types of plats required), 19.01.030 (Exemptions), 19.01.050 (Application and Procedures), 19.02.020 (Application and Procedures), 19.03.020 (Application and Procedures), 19.04.020 (Application and Procedures), 19.04.070 (Plat Recordation), 19.05.020 (Application and Procedures), 19.06.020 (Application and Procedures), 19.07.040 (Amending Plats), 19.10.020 (In General), 19.31.030 (City Development Director), 19.37.060 (Application Contents), and [21-1002](#)

19.37.070 (Application Fees) of the El Paso City Code to update references in the Title, correct typographical errors, provide for the submittal of electronic applications, clarify presentation of final plats to City Plan Commission, provide for signature of Planning and Inspections Director on final plats, update figures, and remove reduction of certain fees for properties located within the boundaries of Tax Increment Zones or Empowerment Zones. The penalty is as provided under Title 19, Chapter 19.42 of the El Paso City Code. (Citywide) [POSTPONED FROM 09-28-21]

All Districts

Planning and Inspections, Philip F. Etiwe, (915) 212-1553
Planning and Inspections, Raul Garcia, (915) 212-1643

36. An Ordinance Amending various sections of Title 20 (Zoning), Chapters 20.04 (Administrative Provisions), 20.08 (Permissible Uses), and 20.10 (Supplemental Use Regulations) to update Code reference language, delete language regarding fee reductions for detailed site development plans pertaining to properties located within the boundaries of the Tax Increment Financing Zone No. 5 and any neighborhood empowerment zone, delete mixed use development plan requirement, delete language regarding fee reductions for special permits pertaining to properties located within the boundaries of the Tax Increment Financing Zone No. 5 and any neighborhood empowerment zone, and delete language regarding fee reductions for rezoning applications pertaining to properties located within the boundaries of the Tax Increment Financing Zone No. 5 and any neighborhood empowerment zone. The penalty being as provided in Section 20.24 of the El Paso City Code.

[21-986](#)

The proposed amendments meet the intent of and are in accordance with *Plan El Paso*, the City's Comprehensive Plan. [POSTPONED FROM 09-28-21]

All Districts

Planning and Inspections, Philip Etiwe, (915) 212-1553
Planning and Inspections, Anne Guayante, (915) 212-1814

37. An Ordinance amending Title 21 (SmartCode), Chapter 20.50 (Building Scale Plans), Section 20.50.060 (Building Disposition), to calibrate the SmartCode to the local character of the place and local conditions. The penalty being as provided in Section 21.60 of the El Paso City Code. [POSTPONED FROM 09-28-21]

[721-980](#)

All Districts

Planning and Inspections, Philip F. Etiwe, (915) 212-1553
Planning and Inspections, Karina Brasgalla, (915) 212-1604

38. An Ordinance changing the zoning of Lot 21, Block 2, 5984 Sixta Drive, Harvest Moons Farms, City of El Paso, El Paso County, Texas from RMH (Residential Mobile Home) to R-3 (Residential). The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

[21-1034](#)

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: 5984 Sixta Drive
Applicant: Vista del Sol Architectural Design, PZRZ21-00010

District 1

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

39. An Ordinance changing the zoning of the following real property known as: [21-1054](#)

Parcel 1: A 770. 7639 acre parcel known as, All of S. J. Larkin Survey No. 267, a portion of Nellie D. Mundy Survey No. 246, a portion of Tract 1, S. J. Larkin Survey No. 268 and a portion of Tract 1A, S. J. Larkin Survey No. 269 located within the corporate limits of the City of El Paso, El Paso County, Texas from SCZ (Smart Code) to NOS (Natural Open Space); and,

Parcel 2: A 230.9228 acre parcel known as, A portion of Tract 1, Nellie D. Mundy Survey No. 246, a portion of Section 9, Block 82, Township 1, Texas and Pacific Railway Company Surveys and a portion of Tract 1, S. J. Larkin Survey No. 269, located within the corporate limits of the City of El Paso, El Paso County, Texas, from SCZ (Smart Code) to NOS (Natural Open Space). 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: Northwest El Paso, abutting the Franklin Mountain State Park
Applicant: City of El Paso - Capital Improvement Department c/o Santiago Vallejo-Gutierrez; PZRZ21-00021

District 1

Planning and Inspections, Philip F. Etiwe, (915) 212-1553
Planning and Inspections, Adriana Martinez, (915) 212-1611

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

40. An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.030 (Schedule III - Parking Prohibited at all times on certain streets) of the City Code, to add portions of South El Paso Street; the penalty being provided in Chapter 12.84 of the El Paso City Code. [21-973](#)
[POSTPONED FROM 09-14-21 AND 09-28-21]

District 8

Streets and Maintenance, Richard Bristol, (915) 212-0118
Streets and Maintenance, Hannah Adele Allen, (915) 212-7003

REGULAR AGENDA - OTHER BUSINESS:

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

41. Discussion and action on a Resolution authorizing the City of El Paso's [21-1205](#)

participation as a member of the West Texas Aerospace and Defense Manufacturing Coalition, led by the University of Texas at El Paso's Aerospace Center (the "UTEP Aerospace Center") and including El Paso Makes, a partnership among UTEP's Aerospace Center and W.M. Keck Center for 3D Innovation and the Rio Grande Council of Governments, other local governments, community non-profits, other institutions of higher education, national aerospace and defense prime contractors and local small and medium-sized manufacturers; and that City Council approves that the Mayor be authorized to sign a letter of support for the coalition's submission of its application, "Reclaiming Aerospace and Defense Manufacturing Dominance through Frontier Technologies," to Phase I of the U.S. Economic Development Administration's Build Back Better Regional Challenge which identifies the City's lead role in master planning and designing the "El Paso Makes Advanced Manufacturing District" to be located at the El Paso International Airport in collaboration with El Paso Makes.

All Districts

Economic and International Development, Elizabeth Triggs, (915) 212-1619

42. Discussion and action on a Resolution authorizing the City of El Paso's participation as a Coalition Member with the Medical Center of the Americas Foundation (the "MCA"), and other coalition members as identified in the coalition's application for the U.S. Department of Commerce's Economic Development Administration's 2021 American Rescue Plan Act Build Back Better Regional Challenge (the "Challenge") led by the MCA; and that City Council approves that the Mayor be authorized to sign a letter of support for the Coalition's submission of its application, "MedTech Cluster - Developing a Productive EcoSystem," to Phase I of the Challenge which identifies the City's role in providing support to build regional manufacturing capacity and other supportive economic development efforts by providing data and connections for industry partners and other Coalition members.

[21-1179](#)

All Districts

Economic and International Development, Elizabeth Triggs, (915) 212-1619

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

43. Discussion and action on a Resolution that the City Manager be authorized to sign the first amendment to the On-Call Agreements for Professional Services by and between the City of El Paso for the following professional services firms:
1. Clarion Associates, Inc.- Increase by \$100,000 for an Amended Value of \$350,000
 2. The Image Network, Inc. dba Dover Kohn & Partners - Increase by \$50,000 for an Amended Value of \$300,00
 3. Stantec Consulting Services, Inc.- Increase by \$250,000 for an Amended Value of \$500,000

[21-1204](#)

and that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of the amendments. These amendments are necessary to compete corridor planning studies.

All Districts

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

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

- 44. Discussion and action on a Resolution authorizing the City Manager, or designee, to effectuate the purchase and closing of the property commonly known as 501 Mills Avenue, El Paso, Texas more particularly described as Lot 1, Block 1, El Paso Times Subdivision, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in Volume 63, Page 34, Plat Records, El Paso County, Texas, SAVE AND EXCEPT that portion conveyed to the City of El Paso by Warranty Deed recorded under Clerk's File No. 20120092286, Real Property Records, El Paso County, Texas for the appraised value of \$3,600,000. Further, the City Manager or designee is authorized to: (1) execute a Contract of Sale with Texas - New Mexico Newspapers, LLC, for the purchase of the property, (2) sign any and all documents related and/or necessary to effectuate the purchase and closing of the property, (3) exercise all rights and obligations as provided in the Contract of Sale, (4) sign any documents necessary to effectuate any rights or obligations in relation to the purchase and closing of the property and (5) sign any contract amendments provided that such amendments do not increase the purchase price.

[21-1180](#)

District 8

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

- 45. Discussion and action on a Resolution requesting City Council approval authorizing the Mayor to sign, on behalf of the City of El Paso, an Interlocal Agreement between the City of El Paso (“City”) and The University of Texas at El Paso (“UTEP”), whereby UTEP will provide traffic collision data analysis and mitigation measurements for use in the Intersection Safety Improvement Program being developed by the City’s Streets and Maintenance Department, in exchange for the City paying UTEP \$38,160.00 over the Term of the Interlocal Agreement.

[21-1176](#)

All Districts

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

EXECUTIVE SESSION

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

Representative Cassandra Hernandez

The City Council of the City of El Paso may retire into EXECUTIVE SESSION pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act and the Rules of City

Council.) The City Council will return to open session to take any final action and may also, at any time during the meeting, bring forward any of the following items for public discussion, as appropriate.

Section 551.071 CONSULTATION WITH ATTORNEY
Section 551.072 DELIBERATION REGARDING REAL PROPERTY
Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS
Section 551.074 PERSONNEL MATTERS
Section 551.076 DELIBERATION REGARDING SECURITY DEVICES OR SECURITY AUDITS
Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS
Section 551.089 DELIBERATION REGARDING SECURITY DEVICES OR SECURITY AUDITS; CLOSED
 MEETING

ADJOURN

NOTICE TO THE PUBLIC:

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

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

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