

OSCAR LEESER
MAYOR

DIONNE MACK
CITY MANAGER



CITY COUNCIL
BRIAN KENNEDY, DISTRICT 1
JOSH ACEVEDO, DISTRICT 2
CASSANDRA HERNANDEZ, DISTRICT 3
JOE MOLINAR, DISTRICT 4
ISABEL SALCIDO, DISTRICT 5
ART FIERRO, DISTRICT 6
HENRY RIVERA, DISTRICT 7
CHRIS CANALES, DISTRICT 8

MINUTES FOR REGULAR COUNCIL MEETING

DECEMBER 17, 2024
COUNCIL CHAMBERS, CITY HALL AND VIRTUALLY
9:00 AM

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 was present and presiding and the following Council Members answered roll call: Brian Kennedy, Josh Acevedo, Joe Molinar, Isabel Salcido, Art Fierro, Henry Rivera, and Chris Canales. Late arrival: Cassandra Hernandez at 9:04 a.m.

INVOCATION BY THE MINISTRY COORDINATOR FOR THE EL PASO COUNTY SHERIFF'S OFFICE, AND CHAPLAIN EMERITUS FOR THE EL PASO POLICE DEPARTMENT, SAM FARAONE

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS

Tony the Tiger Sun Bowl Week

Samantha M. Recker Day

Kenneth Hoban Day

MAYOR'S DISTINGUISHED AWARDS

Gary and Cindi Aboud

Council Members

SPECIAL RECOGNITIONS

Congresswoman Veronica Escobar (TX-16) honoring Mayor Oscar Leeser, and Representatives Cassandra Hernandez and Henry Rivera for their years of dedicated service.

NOTICE TO THE PUBLIC

*Motion made by Mayor Pro Tempore Kennedy, 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 Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales
NAYS: None

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CONSENT AGENDA – APPROVAL OF MINUTES:
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Goal 6: Set the Standard for Sound Governance and Fiscal Management
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- 1. *Motion made, seconded, and unanimously carried to **APPROVE** the Minutes of the Regular City Council Meeting of December 3, 2024.

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CONSENT AGENDA – REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:
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- 2. **NO ACTION** was taken on this item.

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CONSENT AGENDA – RESOLUTIONS:
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Goal 1: Create an Environment Conducive to Strong, Sustainable Economic Development
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- 3. ***RESOLUTION**

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

That the City Manager, or designee, be authorized to sign a License Agreement by and between the City of El Paso (“City”) and ARINC Incorporated dba ARINC Services Corp. (“Licensee”) for approximately 200 square feet in the Terminal in 2 sites consisting of 1) the Electrical Room in A3, consisting of approximately 100 square feet, and 2) the Electrical Room, Level 1, Concourse B, consisting of approximately 100 square feet located in the El Paso International Airport terminal building located at 6701 Convair Road, El Paso, Texas.

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

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

That the Mayor be authorized to sign a Third Amendment to the Interlocal Agreement for City/County Project for Enhanced Law Enforcement Communication Interconnectivity regarding the P25 public safety radio equipment and the amended cost allocation for maintenance between the City of El Paso, (“City”) and El Paso County (“County”), Texas as follows:

The County will pay the City \$139,860.40 for the period September 1, 2022, through August 31, 2023, and \$180,927.96 for the period of September 1, 2023, through August 31, 2024, for the added amount of **\$320,788.36** to the two fiscal year periods as full and complete payment for all maintenance costs due and owing on equipment; and

The City and County will meet and renegotiate the maintenance cost allocation for the period of September 1, 2024, through August 31, 2025, to be processed upon the completion of the period of time and prior to January 1, 2026. Include language that references sample data collections for the appropriate billing cycle as defined in the agreement (agreed-upon dates of September 1st – August 31st for fiscal years)

5.

***RESOLUTION**

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

THAT the City Manager be authorized to sign Amendment No. 1 to the Articles of Agreement between the CITY OF EL PASO and the LOCAL 51, INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS, INC. for the contract period covering September 1, 2022 through August 31, 2026.

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

6.

***RESOLUTION**

WHEREAS, Heather Chavez (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 **City of El Paso / GHC New Year's Eve Ball Drop from 06:00 a.m. on Tuesday, December 31, 2024 to 06:00 a.m. on Wednesday, January 1, 2025** (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 Street** 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 **COEP/GHC New Year's Eve Ball Drop from 06:00 am on Tuesday, December 31, 2024 to 06:00 a.m. on Wednesday, January 1, 2025,** 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 Street between Franklin Avenue and Texas Avenue**, 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: Set the Standard for Sound Governance and Fiscal Management
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7.

***RESOLUTION**

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

That the City Manager, or designee, be authorized to sign a Lessor's Approval of Assignment by and between the City of El Paso ("Lessor"), Mansfield Gas Equipment Systems Corporation ("Assignor"), and Clean Energy DBA California Clean Energy, Inc. ("Assignee") for the following described property:

5,000 Square feet of a portion of section 17, Block 81, Township 2, T&P RR Co. Surveys, El Paso County, Texas (municipally numbered and known as 5081 Fred Wilson Avenue) as more fully depicted in Exhibit "A" **

**Exhibits available at the City Clerk's Office.

8.

***RESOLUTION**

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

That the City Manager, or designee, be authorized to sign a Lessor's Approval of Assignment by and between the City of El Paso ("Lessor"), Mansfield Gas Equipment Systems Corporation ("Assignor"), and Clean Energy DBA California Clean Energy, Inc. ("Assignee") for the following described property:

9,100 square feet of a portion of Lot 1, Municipal Center Subdivision as recorded in Deed Book No. 2499308, Pg. 16. Instrument No. 49308, County Clerk, El Paso County, Texas (municipally numbered and known as 1059 Lafayette Dr.) as more fully depicted in Exhibit "A"

**Exhibits available at the City Clerk's Office.

9.

***RESOLUTION**

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

That the City Manager, or designee, be authorized to sign a Lessor's Approval of Assignment by and between the City of El Paso ("Lessor"), Mansfield Gas Equipment Systems Corporation ("Assignor"), and Clean Energy DBA California Clean Energy, Inc. ("Assignee") for the following described property:

A portion of Lot 2 Block 2, Butterfield Trail Aviation Park, Unit 2, El Paso,
REGULAR CITY COUNCIL MEETING MINUTES DECEMBER 17, 2024

El Paso County, Texas, consisting of 64,400 square feet of land or 1.478 acres, more or less, as more fully depicted in Exhibit "A"

**Exhibits available at the City Clerk's Office.

10.

RESOLUTION

A RESOLUTION authorizing the defeasance and redemption of certain outstanding obligations of the City; approving and authorizing the execution of an escrow agreement for the deposit of funds in an amount sufficient to defease and redeem such obligations; resolving other matters incident and related thereto; and providing an effective date.

WHEREAS, pursuant to an election held in the City of El Paso, Texas (the "City") on November 6, 2012 (the "2012 Election"), the City Council of the City (the "City Council") became authorized to issue, sell and deliver general obligation bonds for acquiring, constructing and equipping a multipurpose performing arts and entertainment facility to be located in Downtown El Paso (the "MPC"), among other purposes; and

WHEREAS, pursuant to the 2012 Election and ordinances passed and adopted by the City Council, the City issued certain currently outstanding bonds, including: (1) "City of El Paso, Texas, General Obligation Bonds, Series 2016," dated June 1, 2016 (the "Series 2016 Bonds"); and (2) "City of El Paso, Texas, General Obligation Refunding and Improvement Bonds, Series 2019A," dated January 15, 2019 (the "Series 2019A Bonds" and, together with the Series 2016 Bonds, the "Bonds"); and

WHEREAS, on November 5, 2024, the City held a special election (the "Revocation Election") to submit to the City's voters a proposition (the "Revocation Proposition") to revoke the City's authority to issue the remaining bonds authorized by the 2012 Election that have not yet been sold or delivered to fund the MPC; and

WHEREAS, a majority of the resident, qualified voters of the City voting in the Revocation Election approved the Revocation Proposition, and the City's authority to issue the remaining general obligation bonds to fund the MPC pursuant to the 2012 Election was revoked; and

WHEREAS, with the passage of the Revocation Proposition, the City intends to use certain unspent proceeds from the sale of the Bonds (the "Unspent Proceeds") to defease Bonds; and

WHEREAS, in accordance with the provisions of Texas Government Code, Chapter 1207, as amended ("Chapter 1207"), the City is authorized and empowered to deposit funds and/or securities directly with the place of payment for the Bonds, or other authorized depository, and enter into an escrow or similar agreement for the safekeeping, investment, reinvestment, administration, and disbursement of such deposit of funds, and such deposit, when made in accordance with Chapter 1207, shall constitute the making of firm banking and financial arrangements for the discharge and full payment of the Bonds; and

WHEREAS, the City Council finds and determines that it is in the best interest of the City and its residents to use Unspent Proceeds to defease and redeem the Defeased Bonds (as hereinafter defined) as herein provided;

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

SECTION 1: A portion of the Bonds, in an aggregate principal amount of not less than \$34,000,000, maturing on August 15 in each of the years identified in the Escrow Agreement (defined below) (collectively, the “Defeased Bonds”), shall be defeased to their first available redemption date(s) (the “Redemption Date”), as set forth in this Resolution. The City Council hereby authorizes and directs the Chief Financial Officer of the City, in consultation with bond counsel, Norton Rose Fulbright US LLP (“Bond Counsel”), to ultimately determine the maturities, principal amount(s), redemption date(s), and series of Bonds to be defeased, which shall be set forth in the Escrow Agreement. Upon such determination, the City Council hereby authorizes and directs the Mayor, Mayor Pro Tem, City Manager, or Chief Financial Officer (each, an “Authorized Official”) to transfer the Unspent Proceeds, and other lawfully available funds of the City, if necessary, to the Escrow Agent (as hereinafter defined), in an amount sufficient (when combined with investment earnings on such initial deposit) to pay (i) all interest due and owing on the Defeased Bonds from the time of such deposit through the Redemption Date, (ii) the principal amount of the Defeased Bonds due and owing on the Redemption Date, and (iii) the associated costs and expenses of such defeasance and redemption. Upon the making of such deposit, the Defeased Bonds will be defeased and, as a result, discharged and no longer considered outstanding obligations of the City in accordance with applicable Texas law.

SECTION 2: In addition to the defeasance set forth in Section 1, upon the sale of that certain real property acquired for the MPC (the “MPC Property”), the net proceeds from the sale of the MPC Property shall be used to defease and redeem then-outstanding Bonds, in inverse order of maturity. Each Authorized Official is authorized to work with the City’s financial advisor, Hilltop Securities Inc. (the “Financial Advisor”), and Bond Counsel to bring forward to City Council any such subsequent defeasances on a contemporaneous basis with, or promptly following, the sale of all, or a significant portion of, the MPC Property.

SECTION 3: Each Authorized Official is hereby authorized to enter into an escrow agreement (the “Escrow Agreement”) with Computershare Trust Company, N.A., the paying agent/registrars for the Bonds, or such other entity as determined by such Authorized Official (the “Escrow Agent”), for the final payment and discharge of the Defeased Bonds on their Redemption Date, in a form acceptable to the Authorized Official, for and on behalf of the City and as the act and deed of the City Council of the City; and the Escrow Agreement as executed by an Authorized Official shall be deemed the Escrow Agreement approved by the City Council of the City.

SECTION 4: Each Authorized Official and other appropriate officials of the City as directed by such Authorized Officials and in cooperation with the Escrow Agent are hereby authorized and directed to make the necessary arrangements for the purchase of the escrowed securities referenced in the Escrow Agreement, if any, and the delivery thereof to the Escrow Agent for deposit to the credit of the “CITY OF EL PASO, TEXAS, MPC BONDS DEFEASANCE 2025 ESCROW FUND” (referred to herein as the “Escrow Fund”) or such other designation as provided for in the Escrow Agreement; all as contemplated and provided in Chapter 1207, this Resolution, and the Escrow Agreement.

SECTION 5: The City Council further hereby authorizes each Authorized Official to select a firm of independent certified public accountants (the “Verification Agent”) to verify the sufficiency of the deposit to the Escrow Fund to accomplish the defeasance of the Defeased Bonds.

SECTION 6: The Defeased Bonds shall be called for redemption on the Redemption Date, at the price of par and accrued interest to the date of redemption. The City Clerk or any Authorized Official is hereby authorized and directed to file a copy of this Resolution, together

with the suggested form of notice of redemption to be sent to Bondholders, with Computershare Trust Company, N.A., or its successors or assigns (the “Paying Agent/Registrar”), in accordance with the redemption provisions applicable to such Defeased Bonds; such suggested form of notice of redemption being attached hereto as **Exhibit A**** and incorporated herein by reference as a part of this Resolution for all purposes.

SECTION 7: Each Authorized Official is authorized to provide certifications or other evidence of adoption of this Resolution and to do any and all things necessary or convenient to effect the defeasance and redemption described herein and otherwise give effect to the intent and purpose hereof, including the execution of the Escrow Agreement.

SECTION 8: The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Resolution for all purposes and are adopted as a part of the judgment and findings of the City Council.

SECTION 9: Though such parties may be identified, and the entry into a particular form of contract may be authorized herein, the City Council hereby delegates to each Authorized Official the authority to independently select the counterparty to any agreement with the Paying Agent/Registrar, the Escrow Agent, or any other contract that is determined by such Authorized Official, the City’s Financial Advisor, or Bond Counsel to be necessary or incidental to carry out the provisions of this Resolution, as long as each of such contracts has a value of less than the amount referenced in Section 2252.908 of the Texas Government Code (collectively, the “Ancillary Contracts”); and, as necessary, to execute the Ancillary Contracts on behalf and as the act and deed of the City Council. The City Council has not participated in the selection of any of the business entities which are counterparties to the Ancillary Contracts.

SECTION 10: If any provision of this Resolution or the application thereof to any person or circumstance shall be held invalid, the remainder of this Resolution and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Resolution would have been enacted without such invalid provision.

SECTION 11: It is officially found, determined, and declared that the meeting at which this Resolution is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Resolution, was given, all as required by Texas Government Code, Chapter 551, as amended.

SECTION 12: This Resolution shall be in force and effect from and after its passage on the date shown below.

Mayor Leeser and Representatives Acevedo, Hernandez, Fierro, and Canales.

The following City staff members commented:

- Mr. Robert Cortinas, Chief Financial Officer
- Ms. Karla Nieman, City Attorney

Ms. Lisa Turner, citizen, commented.

1ST MOTION

*Motion made, seconded, and unanimously carried to **MOVE** the item to the Regular agenda.

2ND AND FINAL MOTION

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

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera and Canales

NAYS: None

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

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

That the City Manager is authorized to sign a Landscape Maintenance Agreement between the City of El Paso (“City”) and the State of Texas, acting by and through the Texas Department of Transportation (“State”), whereby the City agrees to install and maintain landscape improvements on the McRae Shared Use Path Ph1 and Ph2 project which is located on McRae (FM2316), limited to the portions along FM2316 from US62 to Montwood Drive, and State agreesto allow City to utilize State right-of-way.

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CONSENT AGENDA – APPLICATIONS FOR TAX REFUNDS:
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Goal 6: Set the Standard for Sound Governance and Fiscal Management
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12. *Motion made, seconded, and unanimously carried to **APPROVE** the tax refunds greater than \$2,500 listed below:

1. Roberto Vielma, in the amount of \$3,689.08, made an overpayment on November 10, 2024 of 2024 taxes. (Geo. #S804-999-0190-5500)
2. Eduardo Chavez, in the amount of \$4,338.54, made an overpayment on November 20, 2024 of 2024 taxes. (Geo. # V897-999-0580-2300)

.....
13. *RESOLUTIONS

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

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

WHEREAS, taxpayer, Guadalupe Alvarado (“Taxpayer”) has applied for a refund with the tax assessor for their 2020 property taxes that were overpaid on March 4, 2021in the amount of \$25.54 (Twenty-Five and 54/100 Dollars) for all taxing entities; and

WHEREAS, City Council may extend the deadline for the Taxpayer’s application for the overpayment of the 2020 taxes for a period not to exceed two years on a showing of good cause by the taxpayer; and

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

THAT THE City finds that Guadalupe Alvarado showed a good cause to extend the deadline to apply for a refund of the overpayment of the 2020 taxes and the tax refund in the amount of \$25.54 (Twenty-Five and 54/100 Dollars) is approved.

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CONSENT AGENDA –NOTICE FOR NOTATION:
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Goal 6: Set the Standard for Sound Governance and Fiscal Management
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14. *Motion made, seconded, and unanimously carried to **NOTE** Special Projects, Discretionary fund expenditures, and P-Card Transactions for the period of October 21, 2024 - November 20, 2024 for Mayor, City Council Representatives, City Attorney’s Office, City Manager’s Office and staff.

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CONSENT AGENDA –NOTICE OF CAMPAIGN CONTRIBUTIONS:
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Goal 5: Promote Transparent and Consistent Communication Amongst All Members of the Community
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15. *Motion made, seconded, and unanimously carried to **NOTE** pursuant to Section 2.92.080 of the City Code: receipt of campaign contributions by Representative Art Fierro in the amount of \$3,000.00 from Stanley P. Jobe.

16. *Motion made, seconded, and unanimously carried to **NOTE** pursuant to Section 2.92.080 of the City Code: receipt of campaign contributions by Mayor Pro Tempore Brian Kennedy in the amounts of \$2,000 from Pete Sellers, \$500 from Dennis Neesen, \$10,000 from Oscar Leeser, \$2,500 from El Paso Association of Firefighters, \$1,000 from William Saab, \$1,000 from Veronica Mallett, and \$500 from Sara Priddy.

17. *Motion made, seconded, and unanimously carried to **NOTE** pursuant to Section 2.92.080 of the City Code: receipt of campaign contributions by Mayor Pro Tempore Kennedy in the amounts of \$1,000.00 from Veronica Mallett, \$500.00 from Patrick Wieland, \$500.00 from Sara Priddy, \$1,000.00 from Jess Jessen, and \$500.00 from David Saucedo.

18. *Motion made, seconded, and unanimously carried to **NOTE** pursuant to Section 2.92.080 of the City Code: receipt of campaign contributions by Representative Cassandra Hernandez in the amounts of \$500 from Miguel Fernandez, \$1000 from Maria Teran, and \$1000 from Stanley Jobe.

19. *Motion made, seconded, and unanimously carried to **NOTE** pursuant to Section 2.92.080 of the City Code: receipt of campaign contributions by Lily Limón, candidate for District 7, in the amounts of \$500 from Stanley Jobe, \$500 from Hon. Joe Pickett, \$1,500 from Lawrence A. Romero, \$500 from Alejandro Orozco, \$2,000 from José M. Limón, \$500 from Hon. Oscar Leeser, \$2,000 from José M. Limón, \$1,000 from Robert Bowling, \$3,000 from Lawrence A. Romero, \$1,000 from Randall Bowling, \$1,000 from Stanley Jobe, \$500 from Francisco Martinez, \$1,000 from José M. Limón, \$1,000 from Hon. Oscar Leeser, \$500 from Jesus E. Larriva, Jr., \$500 from Siria Rocha Vanderpool, \$500 from Hon. Silvestre Reyes, and \$2,000 from Paul Calcatarra, Jr.

20. *Motion made, seconded, and unanimously carried to **NOTE** pursuant to Section 2.92.080 of the City Code: receipt of campaign contributions by Ivan Niño, candidate for District 5, in the amounts of \$2,500.00 from the Texas Realtors Political Action Committee, \$2,500.00 from

Woody L. & Gayle Hunt, \$1,000.00 from Louis Alpern, \$1,000.00 from Blake Anderson, \$500.00 from Sue Anderson, \$500.00 from Benjamin Arriola, \$1,000.00 from Robert L. Bowling IV, \$1,000.00 from Randall J. & Paige Bowling, \$1,000.00 from Enrique Escobar, \$1,000.00 from Ted Houghton, \$500.00 from Rogelio Lopez, and \$500.00 from Fabian Uribe.

21. *Motion made, seconded, and unanimously carried to **NOTE** pursuant to Section 2.92.080 of the City Code: receipt of campaign contributions by Alejandra Chavez, candidate for District 1, in the amounts of \$1,000 from Blake Anderson, \$2,000 from Sue Anderson, \$500 from Pedro & Josefina Chavez, \$500 from David & Cindy Osborn, \$1,500 from El Paso Municipal Police Officers Political Action Committee Fund, \$1,000 from Josh Hunt, \$2,000 from Louann Sanders, \$1,261.11 In-Kind from Ann Morgan Lilly, \$2,500 from TREPAC - Texas Realtors Political Action Committee, and \$500 from Wilbur Strader.

22. *Motion made, seconded, and unanimously carried to **NOTE** pursuant to Section 2.92.080 of the City Code: receipt of campaign contributions by Deanna Maldonado-Rocha, candidate for District 3, in the amounts of \$100 from Daniel Montes, \$250 from Brian Klaes, \$500 from Ronald Lowenfield, \$1000 from Stanley Jobe, \$1500 from Steve Ortega, \$500 from Raymond Palacios, \$500 from Gary Porras, \$200 from J K Robison, \$1250 from Gerald Rubin, \$1000 from SNAP Partners, \$150 from Sheila Sanchez, \$500 from Sue Anderson, \$500 from Benjamin Arriola, \$1000 from El Paso Association of Firefighters, \$1000 from El Paso Electric PAC, \$1000 from Ed Escudero, \$1000 from Miguel Fernandez, \$1000 from Paige Fox, \$1000 from Rick Francis, \$500 from Adam Frank, and \$2500 from Woody Hunt.

23. *Motion made, seconded, and unanimously carried to **NOTE** pursuant to Section 2.92.080 of the City Code: receipt of campaign contributions by Cynthia Trejo, candidate for District 4, in the amounts of \$1,500.00 from The Law Office of Steve Ortega, PLLC, \$2,500.00 from Woody Hunt, \$1,000.00 from Ronald Lowenfield, \$500.00 from Adam Frank, \$1,250.00 from Gerald Rubin, \$1,000.00 from Edward C. Houghton, IV, \$1,000.00 from Edward Escudero, \$500.00 from Benjamin Arriola, \$500.00 from Gary Porras, \$1,000.00 from Paige Fox, \$1,000.00 from Josh Hunt, \$1,500.00 from Miguel Fernandez, \$1,000.00 from Sue Anderson, \$2,000.00 from Snap Partners, \$1,500.00 from Blake Douglas Anderson, \$500.00 from Benjamin Arriola, and \$1,250.00 from William Sanders.

CONSENT AGENDA – REQUEST TO ISSUE PURCHASE ORDERS:

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

24. *Motion made, seconded, and unanimously carried to **AUTHORIZE** the Director of Purchasing & Strategic Sourcing Department to issue Purchase Order(s) to Rio Valley BioFuels, LLC., Brewer Oil Co and James River Solutions, LLC referencing Contract 2020-166 Automotive Fuel - Unleaded. This will be a change order to increase the award by \$500,000.00 resulting in a revised not to exceed total contract amount of \$14,752,797.95. This change order will provide additional capacity for the duration of the contract and while a replacement contract is awarded.

Department:	Streets & Maintenance
Award to:	Rio Valley Biofuels, LLC
City & State:	Anthony, NM Brewer Oil Co Artesia, NM James River Solutions, LLC Ashland, VA
Current Contract Estimated Amount:	\$14,252,797.95

Change Order Amount: \$500,000.00
 Total estimated Amount not to Exceed: \$14,752,797.95
 Account(s): 532 - 3600 - 531240 - 37020 - P3701
 Funding Source(s): Internal Service Fund
 District(s): All

This was a Best Value Bid Award - Unit Price Contract.

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CONSENT AGENDA – BIDS:

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

25. *Motion made, seconded, and unanimously carried to **AWARD** Solicitation 2024-0005R On-Call Appraisal Services to the following suppliers: 1) CBRE, Inc., 2) Interstate Professional Group Inc., and 3) Wilkinson Pendergras & Associates, LP, for a total estimated amount of \$500,000.00. These on-call agreements for professional appraisal services will assist the Streets and Maintenance department with expediting and completing tasks for real estate transactions.

Department: Streets and Maintenance
 Award to Supplier 1: CBRE, Inc.
 City & State: Atlanta, GA
 Item(s): Appraisal Services
 Initial Term: 3 Years
 Option Terms: 2 Years
 Total Contract Time: 5 Years

Award to Supplier 2: Interstate Professional Group Inc.
 City & State: Arlington, TX
 Item(s): Appraisal Services
 Initial Term: 3 Years
 Option Terms: 2 Years
 Total Contract Time: 5 Years

Award to Supplier 2: Wilkinson Pendergras & Associates, LP
 City & State: El Paso, TX
 Item(s): Appraisal Services
 Initial Term: 3 Years
 Option Terms: 2 Years
 Total Contract Time: 5 Years

Total Estimated Award: \$500,000.00
 Account(s) 532-1000-521020-32080
 Funding Source(s): General Fund
 District(s): All

This was a Request for Qualifications Procurement service contract.

The Purchasing & Strategic Sourcing and Streets and Maintenance Departments recommend award as indicated to 1) CBRE, Inc., 2) Interstate Professional Group Inc., and 3) Wilkinson Pendergras & Associates, LP the highest ranked offerors based on the evaluation factors established in the evaluation criteria for this procurement.

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.

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 or designee be authorized to execute any related contract documents and agreements necessary to effectuate this award.

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

26. *Motion made, seconded, and unanimously carried to **AWARD** Solicitation 2024-0267 High-Low Pressure and Brake Coupled Hoses, Hose Machine Rental & Field Service to El Paso Hose and Fittings Corp. for an initial term of three (3) year(s) for an estimated amount of \$270,000.00. The award also includes a two (2) year option for an estimated amount of \$180,000.00. The total contract time is for five (5) years for a total estimated amount of \$450,000.00. This contract allows for the continual maintenance and upkeep of the fleet vehicles with hydraulic and pneumatic systems.

Contract Variance:

No variance in comparison to the previous contract awarded for these services due to the same budgeted amount being recommended for award.

Department:	Streets and Maintenance
Award to:	El Paso Hose and Fittings Corp.
City & State:	El Paso, Texas
Item(s):	All
Initial Term:	3 Years
Option Term:	2 Years
Total Contract Time:	5 Years
Annual Estimated Award:	\$90,000.00
Initial Term Estimated Award:	\$270,000.00
Option Term Estimated Award:	\$180,000.00
Total Estimated Award:	\$450,000.00
Account(s)	532-37020-531250-3600-P3711
Funding Source(s):	Internal Service Fund
District(s):	All

This was a Best Value Bid Procurement - unit price contract.

The Purchasing & Strategic Sourcing and Streets and Maintenance Departments recommend award as indicated to El Paso Hose and Fittings the highest ranked bidder based on the evaluation factors established in the evaluation criteria for this procurement.

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.

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

27. *Motion made, seconded, and unanimously carried to **AWARD** Solicitation 2024-0631 Greater EL Paso Landfill Groundwater and Gas Well to Phoenix General Contractors LLC for a total estimated amount of \$319,332.07. This project consists of the construction of two groundwater monitoring wells (OW-1 and MW-12) and five gas monitoring probes (GMP-5 through GMP-9) at the Greater El Paso Landfill MSW #2284.

Department:	Capital Improvement
Award to:	Phoenix General Contractors LLC
City & State:	El Paso, TX
Item(s):	Base Bid
Contract Term:	90 Consecutive Calendar Days
Base Bid I:	\$319,332.07
Total Estimated Award:	\$319,332.07
Account(s):	334-3150-34130-580270-PESD00240
Funding Source(s):	Environmental Services Capital Fund
District(s):	All

This was a Low Bid Procurement - unit price contract.

The Purchasing & Strategic Sourcing and Capital Improvement Departments recommend award as indicated to Phoenix General Contractors LLC the lowest responsive and responsible bidder, and that DHS United Fueling Solutions be deemed non-responsive for failing to provide an original bid bond as required in the solicitation.

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.

28. *Motion made, seconded, and unanimously carried to **AUTHORIZE** the Director of Purchasing & Strategic Sourcing Department to issue Purchase Order(s) to increase contract 2021-1389 Parks Permanent Restroom Cleaning Services to Ace Government Services LLC. This change order will allow the addition of McKelligon Canyon, Memorial Ball Field and Washington Ball Park and additional capacity for the duration of the contract and while a replacement contract is awarded.

Department:	Parks and Recreation
Award to:	Ace Government Services, LLC
City & State:	El Paso, Texas.
Current Contract Estimated Amount:	\$279,240.00
Change Order 1 Award:	\$69,810.00
Total estimated Amount not to Exceed:	\$349,050.00
Account(s):	451-1000-522060-51295-P5120
Funding Source(s):	Internal Service Fund
District(s):	All

This was a Best Value Bid Award - unit price contract.

.....
REGULAR AGENDA – MEMBERS OF THE CITY COUNCIL:
.....

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

- 29. ITEM:** Discussion and action directing the City Manager and City Attorney to review and make recommendations on guidelines to ensure local small businesses can meet the competitive requirements needed to secure bidding contracts in doing business on behalf of the City of El Paso. The review and recommendations shall specifically address the following: 1. Strategies to support and enable local small businesses to successfully compete for City contracts, including outreach, training, and resources. 2. Criteria or incentives to prioritize contracts that infuse additional dollars into the local economy by engaging local vendors and suppliers 3. Policies to encourage or require contractors to provide competitive salaries to their employees, with the aim of improving wages and promoting better-paying jobs for the community. 4. Methods for monitoring and evaluating the impact of these measures on the local economy and workforce.

Mayor Leeser and Representatives Acevedo and Salcido commented.

Ms. Nicole Cote, Managing Director, commented.

Ms. Lisa Turner, citizen, commented.

NO ACTION was taken on this item.

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

- 30. ITEM:** Discussion and action directing the City Manager to hire a local real-estate firm to conduct an inventory of all municipal real estate and provide a comprehensive report with recommendations for initiating the sale of surplus or underutilized properties. The objective of this item is to identify and sell non-essential municipal real estate to its highest and best use to generate revenue. Funds generated from these sales shall be allocated as follows:

- 75% to the General Fund to support city operations.
- 25% set aside specifically for street repairs and improvements.

This ensures a responsible, community-focused approach to maximizing municipal assets while prioritizing local expertise and reinvestment in critical infrastructure without putting a further burden on the taxpayer.

Representative Salcido commented.

NO ACTION was taken on this item.

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

- 31. ITEM:** Discussion and action to direct the City Manager to collaborate with the MCAD (Museums and Cultural Affairs Department) and District 5 to identify funding sources for the creation of a documentary program. The goal is to engage a local filmmaker to work alongside all relevant local entities to produce a documentary that tells our story-by and for the people of

El Paso. This initiative emphasizes the importance of showcasing El Paso’s unique culture, history, and voices through the lens of our local talent.

Mayor Leeser and Representatives Kennedy, Acevedo, Salcido, and Fierro commented.

Mr. Ben Fyffe, Quality of Life Managing Director, commented.

Motion made by Representative Salcido, seconded by Representative Acevedo, to approve the item.

AYES: Representatives Acevedo, Hernandez, Salcido, and Fierro

NAYS: Mayor Leeser and Representatives Kennedy, Molinar, Rivera, and Canales

Mayor Leeser broke the tie by voting “Nay”. **THE MOTION FAILED.**

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

32.

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 of El Paso City Council authorizes the acceptance of a Grant from Marathon Petroleum Corporation in the amount of ONE THOUSAND DOLLARS (\$1,000.00) with no additional match required from the City, for the 2024 Holiday season.

THAT, the City Manager, or designee, is authorized to sign any documents necessary for the proper acceptance of the Grant, after consultation with the City Attorney’s Office;

THAT, the funds will be used to provide meals and toys to members of the public at City events;

THAT, the City Manager, or designee, is authorized to sign any documents related to a grant resulting from the Grant, including, but not limited to, revisions to the project scope of work, revisions that increase, decrease or de-obligate program funds, revisions to the operation plan, and documents to reject, amend, correct, and/or terminate the grant.

Representative Hernandez commented.

1ST MOTION

Motion made by Representative Hernandez, seconded by Representative Salcido, and unanimously carried to **AMEND** the Resolution to insert the words “and toys” after “provide meals” to read “That, the funds will be used to provide meals and toys to members of the public at City events”.

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera and Canales

NAYS: None

2ND AND FINAL MOTION

Motion made by Representative Hernandez, seconded by Representative Fierro, and unanimously carried to **APPROVE** the Resolution, **AS AMENDED.**

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera and Canales

NAYS: None

33.

RESOLUTION

WHEREAS, the office of District 3, City Representative wishes to provide meals to low-income families in District 3; and

WHEREAS, for 8 years the office of District 3 has partnered with The Marmolejo Community to provide assistance; and

WHEREAS, the Marmolejo Community is home to nearly 300 families, and have dedicated residents and volunteers who serve as ambassadors, actively supporting initiatives that benefit the community; and

WHEREAS, Children's Disability Information Coalition (CDIC) mission is to promote partnerships between parents, professionals, and various agencies to work together to combine resources and to find solutions to problems within the community that are affecting children with disabilities; and

WHEREAS, CDIC has identified members of the public in need to provide holiday meals and toys for; and

WHEREAS, the office of District 3, City Representative wishes to purchase goods for the 2024 Holiday Season at City events.

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

That the City Council of the City of El Paso authorizes the acceptance of a donation from ZTEX Construction Inc. in the amount of ONE THOUSAND FIVE-HUNDRED DOLLARS (\$1,500.00) to pay for meals and toys for the 2024 Holiday Season at City events which serves the municipal purpose of promoting the visual image of El Paso, enhancing El Paso's quality of life, promoting transparent and consistent communication among all members of the community, and nurturing and promoting a healthy and sustainable community.

Further, that the City Manager, or designee, be authorized to effectuate any budget transfers and execute any contracts and/or related documents necessary to ensure that the funds are properly expended for municipal purposes.

Representative Hernandez commented.

1ST MOTION

Motion made by Representative Hernandez, seconded by Representative Salcido, and unanimously carried to **AMEND** the Resolution to:

- insert the words "and toys" after "holiday meals" to read "Whereas, CDIC has identified members of the public in need to provide holiday meals and toys for; and"
- insert the words "in the amount of \$1,500" after "ZTEX Construction" to read "That the City Council of the City of El Paso authorizes the acceptance of a donation from ZTEK Construction Inc. in the amount of ONE THOUSAND FIVE-HUNDRED DOLLARS (\$1,500)"
- insert words "and toys" after "to pay for meals" to read "to pay for meals and toys for the 2024 Holiday Season at City events"

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera and Canales

NAYS: None

2ND AND FINAL MOTION

Motion made by Representative Hernandez, seconded by Representative Fierro, and unanimously carried to **APPROVE** the Resolution, **AS AMENDED**.

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera and Canales

NAYS: None

.....
The Regular City Council meeting was **RECESSED** at 11:50 a.m. in order to convene the Downtown Development Corporation Board meeting.

The Regular City Council meeting was **RECONVENED** at 12:04 p.m.

.....
REGULAR AGENDA – OPERATIONAL FOCUS UPDATES:

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

.....
34. Presentation and discussion on the FY 2023-2024 4th Quarter Financial Report.

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

Mayor Leeser and Representatives Acevedo and Canales commented.

Ms. Lisa Turner, citizen, commented.

NO ACTION was taken on this item.

.....
35. Discussion and presentation of prepared recommendations on any necessary local ordinances or agreements with El Paso Electric to strengthen customer protections, engage with El Paso Electric to confirm compliance with state law and report findings, and conduct an assessment of potential enhanced municipal safeguards that could be implemented to protect El Paso's residents from disconnection due to financial hardship or health and safety concerns.

Mr. Ian Voglewede, Strategic and Legislative Affairs Director, presented a PowerPoint presentation (copy on file in the City Clerk’s Office).

Representative Hernandez commented.

Mr. Matt Marquez, Assistant City Attorney, commented.

Ms. Lisa Turner, citizen, commented.

NO ACTION was taken on this item.

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

*Motion made, seconded, and unanimously carried to **SUSPEND THE RULES OF ORDER** to change the time for Call to the Public from 12:00 PM to 10:00 AM.

The following members of the public commented:

1. Mr. Juan Gallegos
2. Mr. Ron Comeau
3. Judge Ricardo Samaniego
4. Ms. Silvia Carreon
5. Mr. Jose Garcia
6. Ms. Angelica Rodriguez
7. Mr. Jesus Moreno
8. Ms. Lisa Turner
9. Ms. Dora Oaxaca
10. Mr. Camilo Jimenez
11. Mr. Juan Acereto
12. Ms. Estrella Escobar
13. Ms. Wally Cech
14. Mr. Ivan Niño
15. Ms. Stephanie Ruiz Alba
16. Ms. Heather Chavez

.....
 The Regular City Council meeting was **RECESSED** at 1:25 p.m. for lunch.

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

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

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

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales

NAYS: None

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

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36. An Ordinance amending Title 9 (Health and Safety), Chapter 9.52 (Fire Prevention Code), Section 9.52.030.5 (Section 105.5 Required Operational Permits), Subsection 105.5.56.1 (Definitions) to add definition of “Fire Response Expense”; Section 9.52.030.5 (Section 105.5 Required Operational Permits), Subsection 105.5.56.6 (Permit Requirements) to add Biannual Inspections; Section 9.52.030.5 (Section 105.5 Required Operational Permits), Subsection 105.5.56.7 (Storage) to amend the height limit of combustible materials per unit; Section 9.52.030.5 (Section 105.5 Required Operational Permits) to add Subsection 105.5.56.10 (Response Expenses) to add Response Expenses for Permit Holders Stemming from Fire Events, The penalty as provided in Section 9.52.030.17 of the El Paso City Code.

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

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37. An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.44 (Stopping, Standing and Parking Generally), Section 12.44.280 (Restrictions on Parking in Residential Parking Districts) of the El Paso City Code to perform the following: Amend Paragraph A (Policy) to add “Recreational and Entertainment” for residential uses; to delete “to preserve the value of the property in those districts”; amend Paragraph B (Definitions) to add “Applicant”; amend “Light Density Residential District”; amend “Resident”; amend “Residential Property”; add to Paragraph C (Creation of Residential Parking Districts) Subparagraph 2 (Criteria) Item H “or

medium” after Light; to delete Paragraph G (Parking Permits) Subparagraph 4 (Limitations on the issuance of parking permits) Item D; and to add Paragraph G (Parking Permits) Subparagraph 4 (Limitations on the issuance of parking permits) Item D. The penalty as provided in 12.84.010 of the El Paso City Code.

.....
PUBLIC HEARING WILL BE HELD ON JANUARY 7, 2025 FOR ITEMS 36 AND 37
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.....
REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS:
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Goal 2: Set the Standard for a Safe and Secure City
.....

38. RESOLUTION

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

That the City Manager be authorized to sign Contract No. 2024-0178R Physical Exams & Drug Screening for the Fire Department between the City of El Paso (“City”) and Muhammad Sameed Khan dba P&N Ventures LLC dba Fastest Labs for physical exams and drug screening services for the Fire Department for a three (3) year term from the effective date and one (1) option to extend for two (2) years under the same terms to be exercised by the City Manager or designee, for an estimated total cost of \$322,920.00 for the first term and an estimated total cost of \$538,200.00 including the option to extend; and that service provider is to be paid based on the services performed.

Fire Chief Jonathan Killings, commented.

Ms. Lisa Turner, citizen, commented.

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

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera and Canales

NAYS: None

.....
39. Motion made by Representative Fierro, seconded by Representative Rivera, and unanimously carried to **AWARD** Solicitation 2024-0676R Operation and Maintenance of City of El Paso Police Department Municipal Vehicle Storage Facility to URT United Road Towing Inc., dba UR VMS for an initial term of three (3) year(s) for an estimated revenue of \$9,837,204.18. The award also includes a one (1) term of two (2) year option for an estimated revenue of \$6,558,136.12. The total contract time is for five (5) years for a total estimated revenue of \$16,395,340.30. This is a revenue generating contract to operate and manage the vehicle storage facility.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of 27.97% in management fees for the initial term due to current market conditions.

Department:	Police
Award to:	URT United Road Towing Inc., dba UR VMS
City & State:	Tinley Park, IL
Item(s):	All
Initial Term:	3 Years

Option Term:	2 Years
Total Contract Time:	5 Years
Annual Projected Gross Revenues:	\$3,279,068.06
Initial Term Projected Gross Revenues:	\$9,837,204.18
Option Term Projected Gross Revenues:	\$6,558,136.12
Total Projected Gross Revenues:	\$16,395,340.30
Account(s):	321 - 2811 - 21280 - 522070
Funding Source(s):	Police Tow Lot - Management Services
District(s):	All

This was a Request for Proposals procurement, service revenue generating contract.

The Purchasing & Strategic Sourcing Department and Police Department recommend award as indicated to URT United Road Towing Inc., dba UR VMS, the sole highest ranked offeror based on the evaluation factors established in the evaluation criteria for this procurement.

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.

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

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera and Canales

NAYS: None

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

40. 1ST MOTION

*Motion made, seconded, and unanimously carried to **MOVE** the item to the **FOREFRONT** of the Regular agenda.

2ND AND FINAL MOTION

Motion made by Representative Fierro, seconded by Representative Rivera, and unanimously carried to **AWARD** Solicitation 2024-0584R Real Estate Management (Re-Bid) to CAP Rate Real Estate Group for an initial term of three (3) years for an estimated amount of \$900,000.00. The award also includes two (2), one (1) year options for an estimated amount of \$600,000.00. The total contract time is for five (5) years for a total estimated amount of \$1,500,000.00. This contract will allow for real estate management services needed for real estate transactions.

Contract Variance:

No variance in comparison to the previous contract awarded for these services due to the same budgeted amount being recommended for award.

Department:	Streets and Maintenance
Award to:	CAP Rate Real Estate Group
City & State:	El Paso, TX
Item(s):	All
Initial Term:	3 Years
Option Term:	2 - 1 Year
Total Contract Time:	5 Years
Annual Estimated Award:	\$300,000.00

Initial Term Estimated Award:	\$900,000.00
Option Term Estimated Award:	\$600,000.00
Total Estimated Award:	\$1,500,000.00
Account(s)	532-1000-521020-32080
Funding Source(s):	General Fund
District(s):	All

This was a Request for Proposals Procurement - service contract.

The Purchasing & Strategic Sourcing and Streets and Maintenance Departments recommend award as indicated to CAP Rate Real Estate Group the highest ranked offeror based on the evaluation factors established in the evaluation criteria for this procurement.

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.

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

Representative Canales commented.

Ms. Crystal Paz, Lead Procurement and Contract Analyst, commented.

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales

NAYS: None

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

41.

RESOLUTION

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

That the City Manager be authorized to sign an Agreement for Professional Services by and between the CITY OF EL PASO and GANNETT FLEMING, INC. (SUCCESSOR-IN-INTEREST TO DEC - EL PASO, LLC), a Delaware USA, foreign for-profit corporation authorized to transact business in Texas , for a project known as “**Architect and Engineering Services for the Ysleta Port of Entry Pedestrian Improvements Project**” for an amount not to exceed **\$1,105,664.52** ; and that the City Engineer is authorized to approve additional Basic Services and Reimbursables for an amount not to exceed **\$50,000.00** and to approve Additional Services for an amount not to exceed **\$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 **\$1,205,664.52**; 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.

Mayor Leeser commented.

Ms. Lisa Turner, citizen, commented.

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

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Rivera and Canales
NAYS: None
NOT PRESENT FOR THE VOTE: Representative Fierro

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42. Motion made by Alternate Mayor Pro Tempore Molinar, seconded by Representative Salcido, and unanimously carried to **AWARD** Solicitation 2024-0366 Janitorial Services - Municipal Service Center and Various Locations to Ace Government Services, LLC for an initial term of three (3) years for an estimated amount of \$867,600.00. The award also includes a two (2) year option for an estimated amount of \$578,400.00. The total contract time is for five (5) years for a total estimated amount of \$1,446,000.00. This contract will provide janitorial services at the Municipal Service Center Complex, Delta, Northeast, and Mission Valley Corral, and San Jacinto Welcome Center.

Contract Variance:

The difference based in comparison to the previous contract is as follows: an increase of \$440,865.00 for the initial term, which represents a 103.31% increase due to the hourly rate increase. Hourly rate went from \$12.00 to \$20.00.

Department:	Streets and Maintenance
Award to:	Ace Government Services, LLC
City & State:	El Paso, TX
Item(s):	All
Initial Term:	3 Years
Option Term:	2 Years
Total Contract Time:	5 Years
Annual Estimated Award:	\$289,200.00
Initial Term Estimated Award:	\$867,600.00
Option Term Estimated Award:	\$578,400.00
Total Estimated Award:	\$1,446,000.00
Account(s)	532 - 1000 - 31040 - 522060 - P3120
Funding Source(s):	General Fund
District(s):	All

This was a Best Value Bid Procurement - unit price contract.

The Purchasing & Strategic Sourcing and Streets and Maintenance Departments recommend award as indicated to Ace Government Services, LLC the highest ranked bidder based on the evaluation factors established in the evaluation criteria for this procurement.

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.

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

Ms. Lisa Turner, citizen, commented.

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera and Canales
NAYS: None

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43. Motion made by Representative Fierro, seconded by Representative Canales, and carried to **AUTHORIZE** the City Manager to issue a Purchase Order to International Eagle Enterprises,

Inc. referencing 2023-0258 Collector and above Street Resurfacing 2023. This will be a change order to increase the award by \$3,007,033.25 for a total estimated amount not to exceed \$21,292,433.25. This change order will add three new line items that will be used to address existing unstable subgrade that does not meet required compaction and stability standards to ensure there is a proper foundation for the pavement.

Department:	Streets & Maintenance
Award to:	International Eagle Enterprises, Inc
City & State:	El Paso, TX
Current Contract Estimated Amount:	\$18,285,400.00
Change Order Amount:	\$3,007,033.25
Total estimated Amount not to Exceed:	\$21,292,433.25
Account(s):	190-4825-29110-580270- PCP24ARTRESUR 190-4825-29110-580270-PCP25ARTRESUR
Funding Source(s):	Street Maintenance Funds 2024 - Community Progress Bond Top 50 Arterials 2025 - Community Progress Bond Top 50 Arterials
District(s):	All

This was a Competitive Sealed Proposal Award - Unit Price Contract.

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera and Canales
NAYS: None

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REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF ORDINANCES:
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Goal 2: Set the Standard for a Safe and Secure City
.....

44. ITEMS 44 AND 45 WERE TAKEN TOGETHER
.....

ORDINANCE 019695

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 5 (BUSINESS LICENSE AND PERMIT REGULATIONS), CHAPTER 5.03 (AMPLIFIED SOUND PERMIT), ARTICLE I (GENERAL PROVISIONS), SECTION 5.03.010 (COMPLIANCE REQUIRED) TO ADD EXCEPTION FOR EVENTS AT VENUES WITH MORE THAN 2,500 SEATING CAPACITY; SECTION 5.03.020 (DEFINITIONS) TO AMEND DEFINITIONS OF ESTABLISHMENT AND OUTDOOR AREA; ARTICLE II (PERMIT APPLICATION PROCESS), SECTION 5.03.040 (PERMIT APPLICATION PROCESSING) TO INCREASE THE RADIUS FOR PROPERTY OWNER AND NEIGHBORHOOD ASSOCIATION NOTIFICATION REQUIREMENTS; ARTICLE III (DENIAL, SUSPENSION, REVOCATION AND APPEALS) SECTION 5.03.080 (DENIAL) TO INCREASE THE RADIUS FOR RESIDENTIAL PROPERTY OWNERS TO CONTEST A PERMIT; ARTICLE IV (PERMIT STANDARDS), SECTION 5.03.130 (VIOLATION) TO AMEND THE NUMBER OF VIOLATIONS THAT CAN RESULT IN SUSPENSION OR REVOCATION OF PERMIT; ARTICLE VI (VIOLATION, PENALTY), SECTION 5.03.130 (VIOLATION) TO CLARIFY THAT THE CITY MAY SEEK CIVIL ACTION AND PENALTIES OF UP TO \$1,000 PER DAY; THE PENALTY AS PROVIDED IN 5.03.130 OF THE EL PASO CITY CODE.**

1ST MOTION

*Motion made, seconded, and unanimously carried to **MOVE** the item to the **FOREFRONT** of the Regular agenda.

2ND MOTION

Motion made by Representative Fierro, seconded by Representative Kennedy, and carried to **AMEND** the language under Title 5 Business License and Permit Regulations, Chapter 5.03, Section 1, 5.03.010 Compliance Required, C. to strike the number “7,000” and insert “2,500” to read as follows:

5.03.010 - Compliance required.

C. This chapter shall not apply to sound generated at a scheduled stadium event or an event at a venue with more than 2,500 seating capacity;

AYES: Representatives Kennedy, Acevedo, Hernandez, Salcido, Fierro, and Canales

NAYS: Representatives Molinar and Rivera

3RD AND FINAL MOTION

Motion duly made by Representative Canales, seconded by Representative Rivera, and carried that the Ordinance be **ADOPTED, AS AMENDED**.

Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Representatives Kennedy, Hernandez, Fierro, Rivera, and Canales

NAYS: Representatives Acevedo, Molinar, and Salcido

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

45.

ORDINANCE 019696

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 9 (HEALTH AND SAFETY), CHAPTER 9.40 (NOISE), SECTION 9.40.010 DEFINITIONS) TO ADD DEFINITIONS FOR LOW AMBIENT READING AND STADIUM EVENT; SECTION 9.40.020 (APPLICABILITY) TO CLARIFY THE REASONABLE SENSIBILITIES STANDARD AND EXCEPTION FOR EVENTS AT VENUES WITH MORE THAN 2,500 SEATING CAPACITY; SECTION 9.40.030 (SOUND LEVEL VIOLATIONS) TO CLARIFY THE MAXIMUM SOUND LEVEL FOR “C” READINGS AND THE LOCATION 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 CITY DEPARTMENTS HAVE AUTHORITY TO ENFORCE; THE PENALTY AS PROVIDED IN SECTION 9.40.070 OF THE CITY CODE.**

Mr. Steve Alvarado, Code Enforcement Director, presented a PowerPoint presentation (copy on file in the City Clerk’s Office).

Mayor Leeser and Representatives Kennedy, Acevedo, Salcido, Fierro, Rivera, and Canales commented.

Mr. Eric Gutierrez, Assistant City Attorney commented.

The following members of the public commented:

1. Ms. Anne Giangiulio
2. Mr. Brandon Shannon
3. Mr. Jonathan Escalante
4. Ms. Lisa Turner
5. Ms. Monica Monarrez
6. Mr. James McNeil
7. Ms. Soledad Gonzalez
8. Mr. Jose Gonzalez
9. Ms. Yolanda Giner
10. Mr. Chris Malooly submitted a statement of opposition to be entered into the record
11. Mr. John Barrera submitted a statement of support to be entered into the record

1ST MOTION

*Motion made, seconded, and unanimously carried to **MOVE** the item to the **FOREFRONT** of the Regular agenda.

2ND MOTION

Motion made by Representative Fierro, seconded by Representative Kennedy, and carried to **AMEND** the language under Title 9 Health and Safety, Chapter 9.40 Noise, Section 9.40.020, Subsection A.5. to strike the number "7,000" and insert "2,500" to read as follows:

Section 2. That Title 9 (Health and Safety), Chapter 9.40 (Noise), Section 9.40.020 (Applicability),

A. This chapter shall not apply to the following:

5. Sound generated at a scheduled stadium event or an event at a venue with more than 2,500 seating capacity;

AYES: Representatives Kennedy, Acevedo, Hernandez, Salcido, Fierro, and Canales

NAYS: Representatives Molinar and Rivera

3RD AND FINAL MOTION

Motion duly made by Representative Canales, seconded by Representative Rivera, and carried that the Ordinance be **ADOPTED, AS AMENDED.**

Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Representatives Kennedy, Hernandez, Fierro, Rivera, and Canales

NAYS: Representatives Acevedo, Molinar, and Salcido

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

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

46. ITEMS 46 AND 47 WERE TAKEN TOGETHER

ORDINANCE 019697

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF A PORTION OF TRACT 3, SECTION 10, BLOCK 80, TOWNSHIP 1, TEXAS AND PACIFIC**

RAILROAD COMPANY SURVEYS, CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM A-2/C (APARTMENT/CONDITION) AND C-2 (COMMERCIAL) TO C-4 (COMMERCIAL) AND IMPOSING A CONDITION. 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.

47. ORDINANCE 019698

The City Clerk read an Ordinance entitled: **AN ORDINANCE RELEASING A CONDITION PLACED ON PROPERTY BY ORDINANCE NO. 016754 WHICH CHANGED THE ZONING OF A PORTION OF TRACT 3, SECTION 10, BLOCK 80, TOWNSHIP 1, TEXAS AND PACIFIC RAILROAD COMPANY SURVEYS, 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 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.

Motion duly made by Alternate Mayor Pro Tempore Molinar, seconded by Representative Rivera, and carried that the Ordinances be **ADOPTED**.

Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinances which when so done resulted as follows:

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera and Canales
NAYS: None

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

48. ORDINANCE 019699

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF A PORTION OF LOT 11, BLOCK 5, NORTH LOOP GARDENS NO. 1, 7705 NORTH LOOP DRIVE, CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM A-2 (APARTMENT) TO C-4 (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.

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

Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera and Canales

NAYS: None

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

49.

ORDINANCE 019700

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF ALL OF LOTS 17C169, 17C170, 17C171, 17C172, 17C173 AND REMAINDER OF LOT 17-C-174, OUT OF SECTION 8, BLOCK 79, T-3, TEXAS AND PACIFIC RAILWAY COMPANY SURVEY (T. & P. RR. CO.), CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM R-3 (RESIDENTIAL) TO C-4 (COMMERCIAL). 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.

The following members of the public commented:

1. Mr. Brandon Middleton
2. Mr. Tariq Samuels

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

Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera and Canales

NAYS: None

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

50.

ORDINANCE 019701

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF A PORTION OF TRACT 1, PICNIC GROVE SUBDIVISION, CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM M-2/SC (HEAVY MANUFACTURING/SPECIAL CONTRACT) TO C-4/SC (COMMERCIAL/SPECIAL CONTRACT), AND IMPOSING A CONDITION. 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.

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

Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera and Canales

NAYS: None

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

51.

ORDINANCE 019702

The City Clerk read an Ordinance entitled: **AN ORDINANCE VACATING A TEN-FOOT PUBLIC UTILITY EASEMENT (0.014 ACRES OF LAND) LOCATED WITHIN LOT 20, BLOCK 15, PARK HILLS #6 AMENDING, CITY OF EL PASO, EL PASO COUNTY, TEXAS.**

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

Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera and Canales

NAYS: None

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

REGULAR AGENDA – OTHER BUSINESS:

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

52.

RESOLUTION

WHEREAS, the City has the authority under Chapter 380 of the Texas Local Government Code (“Chapter 380”) to make loans or grants of public funds, as a governmental function, for the purpose of promoting local economic development and stimulating business and commercial activity for the general public within and around the City; and

WHEREAS, the City has determined it be in the best interest of the City and the public to enter into a 380 Agreement (the “Agreement”) with CLOP El Paso TX LLC, a Delaware limited liability company (the “Applicant”), for the purposes of promoting economic development and furthering the public welfare in and around the City of El Paso, Texas; and

WHEREAS, the City desires to provide incentives to the Applicant, pursuant to Chapter 380, for the renovation and construction of a development located on the Applicant’s real property, located at *North Loop Dr. & Via Maria Dr.*, PID 386577 (the “Development”), and the Applicant wishes to receive the incentives in exchange for compliance with the obligations set forth herein; and

WHEREAS, the City determines that a grant of funds to the Applicant will serve the public purpose of enhancing the value of the local tax base; foster and support economic

growth and opportunity; and to ensure new investments will market the area as a thriving place to work, live, and visit, within and around the City; and

WHEREAS, the City concludes and hereby finds that this Agreement promotes economic development to the general public within and around the City and meets the requirements of Chapter 380 and further, is in the best interests of the City and the Applicant to pursue same.

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

That City Manager, or designee, be authorized to execute, on behalf of the City a Chapter 380 Economic Development Program Agreement (“Agreement”) by and between the City of El Paso, Texas (“City”) and CLOP El Paso TX LLC, a Delaware limited liability company (the “Applicant”), to provide incentives for the renovation and construction of a development located on the Applicant’s real property at North Loop Dr. & Via Maria Dr., PID 386577. The Agreement requires the Applicant to make a minimum investment of \$40,000,000. Over the term of the Agreement, the City shall provide economic incentives, not to exceed a total aggregate amount of \$1,522,012, in the form of a Construction Materials Sales Tax Rebate, Development Fee Rebate, and Property Tax Rebate.

Ms. Lisa Turner, citizen, commented.

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

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera and Canales

NAYS: None

53.

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**, a Texas home-rule municipal corporation (“City”), and **National Center for Defense Manufacturing and Machining**, a nonprofit organization (“Applicant”), in support of the Applicant’s business operations located at 5 Butterfield Trail Blvd., Suites A and B, El Paso, Texas, 79906 (“Project”). The Project will likely encourage increased economic development in the City, provide increases in the City’s property tax revenues, and improve the City’s ability to provide for the health, safety and welfare of the general public within and around El Paso. The Agreement requires the Applicant to meet Full-Time Employment requirements and transition to and operate at the El Paso International Airport’s Advanced Manufacturing District (“AMD”) once construction is completed. Over the term of the Agreement, the City shall provide economic incentives not to exceed \$244,800 in the form of Lease Rental Cost assistance.

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

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera and Canales

NAYS: None

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

54.

RESOLUTION

WHEREAS, El Paso MHMR d/b/a Emergence Health Network ("EHN"), a Local Mental Health Authority and Community Center is established under the Texas Health and Safety Code; and

WHEREAS, on or about December 10, 2018, the City of El Paso ("City") and EHN had entered into an Interlocal Agreement ("Original Agreement") to establish and operate a Crisis Intervention Team ("CIT"); and

WHEREAS, on or about February 7, 2023, the City and EHN entered into a subsequent Interlocal Agreement to continue the operating CIT; and

WHEREAS, on November 30, 2024, the Agreement between the City and EHN expired and the Parties continued to operate the CIT while negotiating the terms of this Interlocal Agreement ("Agreement").

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

1. That City Council ratify the operational costs of CIT for the months of December 2024 as enumerated in the Agreement.
2. That the Mayor be authorized to sign an Interlocal Agreement between the City of El Paso and El Paso MHMR d/b/a Emergence Health Network for the purpose of continuing to operate a Crisis Intervention Team ("CIT") in the City of El Paso.
3. That the City Manager is authorized to take actions necessary and effectuate any budget transfers to carry out the intent of this resolution.

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

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera and Canales

NAYS: None

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

55.

RESOLUTION

WHEREAS, on July 22, 2008 the City Council of the City of El Paso (City) endorsed the 2008 Comprehensive Mobility Plan (2008 CMP) which identified transportation projects vital to improving the region's transportation system by providing multiple modes of transportation and projects that facilitate the safe and reliable movement of goods and people;

WHEREAS, on August 19, 2008 the City entered into a Memorandum of Understanding with the Metropolitan Planning Organization (MPO), TxDOT, and the Camino Real Regional Mobility Authority (CRRMA) to work in a cooperative manner to complete the projects identified in the 2008 CMP;

WHEREAS, on May 25, 2010, the City adopted Ordinance No. 017333 establishing Transportation Reinvestment Zone Number Three, City of El Paso, Texas (Zone) to promote transportation projects described by Section 222.104, Transportation Code, as amended, that cultivate development and redevelopment of the Zone, pursuant to Section 222.106, Transportation Code, as amended (Act);

WHEREAS, the City will pay into the Tax Increment Fund, in accordance with Section 222.106(h) of the Act;

WHEREAS, in accordance with Section 222.106(i) of the Act, money deposited to the Tax Increment Fund must be used to fund projects authorized under Section 222.104, subject to the provisions of Section 222.106(i) of the Act;

WHEREAS, the City has determined that the design, development, construction, improvement, extension and/or expansion of a multi-lane roadway with a functional classification greater than a local road or rural minor collector connecting FM3255 (Martin Luther King Jr. Boulevard) and State Loop 375 through the northeast section of the City commonly known as Borderland Expressway Project (Project) or any of its component parts, all located within the Zone are in conformity with the 2008 CMP; and

WHEREAS, the City and the CRRMA have determined that it would be desirable and further the public purposes of the TRZ Act and other applicable sections of the Transportation Code for the CRRMA to develop the (Project) with support from the City, and obtain debt financing for said project.

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

That the Mayor be authorized to sign an Agreement by and between the **CITY OF EL PASO** and the **CAMINO REAL REGIONAL MOBILITY AUTHORITY** for the assignment of Tax Increment Funds collected from Transportation Reinvestment Zone Number Three, City of El Paso, Texas, to provide the City's share of funding for Borderland Expressway Project, as recipients of Zone funds, subject to the terms and provisions of the Agreement.

Mayor Leeser and Representatives Acevedo, Hernandez, Molinar, Fierro, and Canales commented.

Mr. Raymond Telles, Camino Real Regional Mobility Authority Executive Director, commented.

The following City staff members commented:

- Mr. Robert Cortinas, Chief Financial Officer
- Mr. Joaquin Rodriguez, Grants Funded Projects Director
- Ms. Dionne Mack, City Manager

Ms. Lisa Turner, citizen, commented.

1ST MOTION

Motion made by Representative Fierro, seconded by Representative Kennedy, to **DELETE** the Resolution.

AYES: Representatives Kennedy, Salcido, and Fierro

NAYS: Representatives Acevedo, Hernandez, Molinar, Rivera, and Canales

THE MOTION FAILED.

2ND AND FINAL MOTION

Motion made by Alternate Mayor Pro Tempore Molinar, seconded by Representative Hernandez, and carried to **APPROVE** the Resolution.

AYES: Representatives Acevedo, Hernandez, Molinar, Salcido, and Rivera

NAYS: Representatives Kennedy, Fierro, and Canales

56.

RESOLUTION

WHEREAS, on August 20, 2024, pursuant to Section 7.3D of the City of El Paso municipal code, the City Council approved the FY2025 City budget by resolution (“Budget Resolution”); and

WHEREAS, Section 6 of the FY2025 Budget Resolution authorizes the City Manager or designee to make budget transfers between departments and/or non-enterprise funds or reprogram funds within an enterprise department, not to exceed \$100,000, to the extent permitted by law and budget transfers between departments and/or non-enterprise department funds exceeding \$100,000 requiring City Council approval; and

WHEREAS, the Parks and Recreation Department requires a budget transfer in excess of \$100,000, which in accordance with Section 6 of the FY2025 Budget Resolution, requires City Council approval.

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

THAT, the City Manager, or designee, be authorized to effectuate the listed budget transfers to: complete the Sea Lion Exhibit Upgrade and the Leopard Exhibit Renovation projects; establish the Information Technology Infrastructure 2025 & Frontera Road Traffic Mgmt.; and closure of the MACC project, as respectively listed and referenced below:

BT Number	Fund	Project	Increase
2025-0261	4800	PCP13ZOOA09	\$ 26,785.04
2025-0290	4800	PCP13ZOOA16	\$ 58,694.39
2025-0294	4930	P25ITINFRASTUPG & P23FRONTERACLSR	\$ 1,522,005 & \$340,000
2025-0319	4800	PCP13CULT01I	\$(160,000.00)

1ST MOTION

Motion made, seconded, and unanimously carried to **REVISE** the Resolution to strike out the amount of (\$137,122.76) and replace with (\$160,000.00)

2ND AND FINAL MOTION

Motion made by Alternate Mayor Pro Tempore Molinar, seconded by Representative Fierro, and unanimously carried to **APPROVE** the Resolution, **AS REVISED**.

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera and Canales

NAYS: None

57.

RESOLUTION

WHEREAS, on August 20, 2024, pursuant to Section 7.3D of the City of El Paso municipal code, the City Council approved the FY2025 City budget by resolution (“Budget Resolution”); and

WHEREAS, Section 19 of the FY2025 Budget Resolution authorized a compensation increase for non-uniformed full-time, part-time and temporary employees; and

WHEREAS, the City Council wishes to revise the City’s minimum wage to \$15.75 starting on February 23, 2025.

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

THAT Section 19 of the FY2025 Budget Resolution be revised to read as follows:

19. That the City Manager or designee authorizes and approves a compensation increase for nonuniformed full-time, part-time and temporary employees as follows:
 - a. This resolution hereby establishes the City's minimum wage at \$13.61 per hour effective September 8, 2024 & \$15.75 per hour effective February 23, 2025. All pay ranges and job classifications will be increased accordingly.
 - b. An increase of \$0.50 per hour, or a minimum of 1.25%, whichever is greater, for all non-uniform employees shall be paid starting on the September 8, 2024 pay period.
 - c. This increase in compensation will be based on the hourly rates as of September 8, 2024 of the positions identified herein. Employees must be of active status as of September 8, 2024 to receive this pay increase; provided however, that the City Manager may approve this increase in compensation based on the availability of funds and other management factors as determined by the City Manager.
 - d. All positions within the GS Pay scale will be adjusted to reflect the minimum pay within their respective pay grade to meet the new minimum hourly rate of the pay grade as of February 23, 2025; with the minimum increase of \$0.50 per hour payable starting on the February 23, 2025 pay period, and in accordance with the processes established by the City's Human Resources Department.
 - e. All non-uniform positions within the PM or EX pay scales will receive an adjustment of a minimum of \$0.50 per hour or 1.25%, whichever is greater, starting on the February 23, 2025 pay period.
 - f. In conjunction with the February 23, 2025 increase; the General Services (GS) Pay Plan will be revised to reflect the revised GS Grades, Minimum, Midpoint, and Maximum hourly rates as follow:

\$15.75				
Grade	New Grade	Min	Mid	Max
		\$15.750000		
43	44	\$15.750000	\$19.215000	\$22.680000
44	45	\$16.301300	\$19.887586	\$23.473872
45	46	\$16.871800	\$20.583596	\$24.295392
46	47	\$17.462300	\$21.304006	\$25.145712
47	48	\$18.073500	\$22.049670	\$26.025840
48	49	\$18.706100	\$23.008503	\$27.310906
49	50	\$19.360800	\$23.813784	\$28.266768
50	51	\$20.038400	\$24.647232	\$29.256064
51	52	\$20.739700	\$25.509831	\$30.279962
52	53	\$21.465600	\$26.617344	\$31.769088
53	54	\$22.216900	\$27.548956	\$32.881012
54	55	\$22.994500	\$28.513180	\$34.031860
55	56	\$23.799300	\$29.511132	\$35.222964
56	57	\$24.632300	\$31.258389	\$37.884477
57	58	\$25.494400	\$32.352394	\$39.210387
58	59	\$26.386700	\$33.484722	\$40.582745
59	60	\$27.310200	\$34.656644	\$42.003088
60	61	\$28.266100	\$35.869681	\$43.473262

g. An increase of 5% for all City Attorneys of the City Attorney's Office, effective September 8, 2024. Employees must be in active status as of September 8, 2024 to receive this increase.

THAT, the City Manager, or designee, be authorized to take any and all action required to effectuate the above-enumerated changes to the FY2025 Budget Resolution.

Mayor Leeser and Representatives Acevedo, Molinar, and Canales commented.

Ms. Dionne Mack, City Manager, commented.

The following members of the public commented:

1. Ms. Alma Aranda
2. Ms. Lisa Turner

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

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera and Canales

NAYS: None

.....
Motion made by Representative Rivera, seconded by Representative Canales, and unanimously carried to **ADJOURN** this meeting at 4:45 p.m.

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales

NAYS: None

.....
APPROVED AS TO CONTENT:

Laura D. Prine, City Clerk