

Oscar Leeser
Mayor

Tommy Gonzalez
City Manager



CITY COUNCIL
Brian Kennedy, District 1
Alexsandra Anello, 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

***** REVISED *****

AGENDA FOR THE REGULAR COUNCIL MEETING

June 20, 2023

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

Teleconference phone number: 1-915-213-4096

Toll free number: 1-833-664-9267

Conference ID: 463-613-723#

Notice is hereby given that a Regular Meeting of the City Council of the City of El Paso will be conducted on June 20, 2023 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 Conference ID: 463-613-723#

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:

For Call to the Public:

<https://app.smartsheet.com/b/form/dc001f113c14440db558b9da4e973ce2>

To speak on Agenda Items:

<https://app.smartsheet.com/b/form/cc20aad8258146ab8f63761079bd1091>

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

Representative Alexsandra Anello

A quorum of City Council must participate in the meeting.

ROLL CALL

INVOCATION BY EL PASO POLICE CHAPLAIN JOE MARATTA

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS

National HIV Testing Day

National Mosquito Control Awareness Week

El Paso Athletic Hall of Fame and El Paso Sports Commission Week

Elder Abuse Awareness Month

NOTICE TO THE PUBLIC

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

CONSENT AGENDA - APPROVAL OF MINUTES:

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

1. Approval of the Minutes of the Regular City Council Meeting of June 6, 2023, the Agenda Review of June 5, 2023, the Work Session of June 5, 2023, the Work Session of February 27, 2023, and the Work Session of January 18, 2022.

[23-841](#)

All Districts

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

CONSENT AGENDA - REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS

[23-122](#)

CONSENT AGENDA - RESOLUTIONS:

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

3. That the City Manager be authorized to sign an Air Cargo Center Lease Agreement between the City of El Paso ("Lessor") and Science Applications International Corporation, a Delaware corporation ("Lessee"), for office and warehouse space, loading dock, vehicle parking space, ground service equipment parking apron, the vehicle parking area and the roadway and a fenced-in area at 301 George Perry Blvd., Suites C & D, El Paso, Texas. [23-844](#)

The initial term is one year with one option to extend of one year. The lease is effective upon approval and terminates on June 19, 2024. The annual rental will be \$238,411.42.

District 3

Airport, Sam Rodriguez, (915) 212-7301

4. That the City Manager, or designee, be authorized to sign an Easement Agreement between the City of El Paso ("Grantor") and SFPP, L.P. ("Grantee") for a term of twenty years. Said easement, which will be used by Grantee to transport liquid petroleum products, shall consist of two areas located within the City of El Paso, El Paso County, Texas, as set forth below: [23-845](#)

1. Area 1: A thirty-five (35) foot wide easement situated within the corporate limits of the City of El Paso, El Paso County, Texas, as a portion of Sections 27, 33, 34, and 40, Block 80, Township 2, Texas and Pacific Railway Company Surveys and a portion of Lot 1, Block 1, Butterfield Trail Aviation Park, Unit Two.
2. Area 2: A thirty-five (35) foot wide easement situated within the corporate limits of the City of El Paso, El Paso County, Texas, as a portion of Sections 22, 23, 26, and 27, Block 80, Township 2, Texas and Pacific Railway Company Surveys and a portion of Lot 1, Block 2, Butterfield Trail Aviation Park, Unit Two.

The initial twenty-year (20) term begins on June 20, 2023 ("Effective Date") and will end on June 19, 2043. There are no options to extend this lease beyond the initial twenty-year term. This easement agreement is comprised of two areas. The first area consists of 271,014 SF and the second area consists of 365,111 SF for a total of 636,125 SF. The price per square foot will be \$0.2608 for a total of \$165,901.40 paid annually.

District 3

Airport, Sam Rodriguez, (915) 212-7301

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

5. That the Mayor be authorized to exercise the option to renew the term of the [23-846](#)

Interlocal Agreement between the City of El Paso (“City”) and the El Paso County Hospital District d/b/a University Medical Center (“UMC”) for the City to provide certain personnel and routine ambulance vehicle maintenance services for UMC’s Mobile Stroke Unit in exchange for UMC paying the City an amount not to exceed \$130,000.00 annually for the City’s staffing services and separate amount not to exceed \$7,200.00 annually for the City’s routine ambulance vehicle maintenance services, for the first one (1) year term of the three one (1) year renewal options.

All Districts

Fire, Chief Jonathan Killings, (915) 212-5665

Goal 3: Promote the Visual Image of El Paso

6. That the Solid Waste liens on the attachment posted with this agenda be approved. (See Attachment A)

[23-882](#)

Districts 1, 2, 3, 4, 6, 7, 8

Environmental Services Department, Nicholas N. Ybarra, (915) 212-6000

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

7. A Resolution scheduling standing Work Sessions in accordance with El Paso Municipal Charter.

[23-903](#)

All Districts

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

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

8. That the City Engineer is authorized to terminate Contract 2021-0026 (Central Business District, Phase IV) pursuant to the provisions of Local Government General Requirements and Covenants, Item 8L, Paragraph 8, and termination shall be effective upon approval by City Council. The City will make any final payment due to the Contractor upon termination of the Contract.

[23-884](#)

District 8

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

9. That the City Council approves a deductive change order in the amount of \$10,522,005.17 to Contract No. 2021-0026 Central Business District Phase IV (“Project”). The new contract amount of \$2,399,031.83 includes \$583,427.78 to be paid to the Project contractor, Lesna Construction, Inc., for illumination materials and incidentals. There is no change in contract time resulting from this change order. The City Manager, or designee, is authorized to execute any documents necessary to carry out the intent of this Resolution.

[23-888](#)

District 8

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

Goal 8: Nurture and Promote a Healthy, Sustainable Community

10. A Resolution authorizing the City Manager to sign all contracts, contract amendments and related documents between the City of El Paso and the State of Texas to receive a projected \$ 478,775 in 2023-2024 Homeless Housing and Services Program (HHSP) funds from the Texas Department of Housing & Community Affairs (TDHCA); and authorizing the Director of the Department of Community and Human Development (DCHD) to sign all contracts, amendments and related documents between the City of El Paso and agencies receiving sub-awards of 2023-2024 HHSP funds from the City, as well as all certifications, performance reports, and other related documents.

[23-870](#)

All Districts

Community and Human Development, Nicole Ferrini, (915) 212-1659

11. A Resolution authorizing the City Manager to sign all contracts, contract amendments and related documents between the City of El Paso and the State of Texas to receive \$71,149 in 2023-2024 Ending Homelessness Fund (EHF) from the Texas Department of Housing & Community Affairs (TDHCA); and authorizing the Director of the Department of Community and Human Development (DCHD) to sign all contracts, amendments and related documents between the City of El Paso and agencies receiving sub-awards of 2023-2024 EHF funds from the City, as well as all certifications, performance reports, and other related documents.

[23-865](#)

All Districts

Community and Human Development, Nicole Ferrini, (915) 212-1659

CONSENT AGENDA - SPECIAL APPOINTMENT:

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

12. That Interim City Manager, Cary Westin, be appointed as a City Representative to the Transportation Policy Board (TPB) for the Metropolitan Planning Organization to replace City Manager, Tomas Gonzalez, effective immediately.

[23-890](#)

All Districts

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

CONSENT AGENDA - BOARD RE-APPOINTMENTS:

Goal 8: Nurture and Promote a Healthy, Sustainable Community

13. Camille Maldonado-Rivera to the City Accessibility Advisory Committee by Mayor Oscar Leeser.

[23-902](#)

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

CONSENT AGENDA - BOARD APPOINTMENTS:

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

14. Juan Carlos Gomez to the Capital Improvements Advisory Committee by Representative Aleksandra Annelo, District 2. [23-908](#)
Members of the City Council, Representative Aleksandra Annelo, (915) 212-0002

Goal 8: Nurture and Promote a Healthy, Sustainable Community

15. Christina Olivares to the Americorps Seniors Advisory Council by Representative Cassandra Hernandez, District 3. [23-910](#)
Members of the City Council, Representative Cassandra Hernandez, (915) 212-0003

CONSENT AGENDA - APPLICATIONS FOR TAX REFUNDS:

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

16. 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 B) [23-883](#)
All Districts
Tax Office, Maria O. Pasillas, (915) 212-1737

REGULAR AGENDA - MEMBERS OF THE CITY COUNCIL

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

17. Discussion and action regarding proposed amendments to the Emergency and Transfer Ambulance Services (Title 9). [23-907](#)
All Districts
Members of the City Council, Representative Brian Kennedy, (915) 212-0001

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

18. Discussion and action that the City Council accept the donation of \$1,500 from Marathon Petroleum, Inc. for the Summer Festival to be held at Seville Recreation Center in District 2. [23-913](#)
District 2
Members of the City Council, Representative Aleksandra Annelo, (915) 212-0002

19. Discussion and action on a Resolution that declares the expenditure of District 2 discretionary funds in an amount not to exceed \$3,000 to be used towards a District 2 summer festival which serves a municipal purpose of enhancing El Paso's quality of life through recreational, cultural and educational environments as well as by fostering community pride and encouraging civic engagement; and 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 the municipal purpose. [23-914](#)

District 2

Members of the City Council, Representative Aleksandra Anello, (915) 212-0002

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

20. Discussion and action to approve a Resolution to accept the donation in the amount of \$5,000.00 from ZTEX Construction Inc. to pay for the District 3 Movies in the Park series. [23-915](#)

District 3

Members of the City Council, Representative Cassandra Hernandez, (915) 212-0003

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

21. Discussion and action on the Mutual Release between the City of El Paso and the City Manager relating to his separation from employment. [23-909](#)

All Districts

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

Goal 8: Nurture and Promote a Healthy, Sustainable Community

22. Discussion and action to approve a Resolution recognizing the invaluable service and support the Borderland Rainbow Center provides the LGBTQIA+ Community in the El Paso region and that the City reaffirms its commitment to promoting equality and dignity of all people no matter sexual, gender or questioning identity and that this recognition aligns with the City's values of prioritizing integrity, respect, excellence, accountability and people. [23-858](#)

All Districts

Members of the City Council, Representative Cassandra Hernandez, (915) 212-0003
Members of the City Council, Representative Henry Rivera, (915) 212-0007

23. Discussion and action to direct the City Manager and City Attorney to develop a plan to uplift the LGBTQIA+ voices and community by creating a plan to include the following 4 recommendations that are important to ensure a safe community for everyone: [23-901](#)
1. To create an office of equality and an equality and inclusion board.
 2. To work together in collaboration with the Borderland Rainbow Center to

- create a One El Paso Safer Together campaign.
3. Deprioritize the enforcement of seeking gender-affirming care.
 4. Deprioritize the enforcement of Drag Bans in our city limits.

All Districts

Members of the City Council, Representative Henry Rivera, (915) 212-0007
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: 463-613-723#

A sign-up form is available on line for those who wish to sign up in advance of the meeting at: <https://app.smartsheet.com/b/form/dc001f113c14440db558b9da4e973ce2>

REGULAR AGENDA - FIRST READING OF ORDINANCES:

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

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

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

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

24. An Ordinance amending Title 9 (Health and Safety), Chapter 9.52 (Fire Prevention Code) of the El Paso City Code to adopt the 2021 Edition of the International Fire Code and to provide for local amendments to the 2021 International Fire Code, the penalty being as provided in Section 9.52.030.12 (Violations Penalties) of the El Paso City Code.

[23-861](#)

All Districts

Fire, Chief Jonathan Killings, (915) 212-5665

PUBLIC HEARING WILL BE HELD ON JULY 5, 2023

Goal 3: Promote the Visual Image of El Paso

25. An Ordinance amending Title 18 (Building and Construction), Chapter 18.02 (Administrative Code), Chapter 18.08 (Building Code), Chapter 18.10 (Residential Code), Chapter 18.12 (Mechanical Code), Chapter 18.16 (Electrical Code), Chapter 18.20 (Plumbing Code), Chapter 18.24 (Gas Code), Chapter 18.28 (Existing Building Code), Chapter 18.30 (Pool and Spa Code), Chapter 18.50 (Property Maintenance Code), Chapter 18.60 (Flood Damage Prevention Code), Chapter 18.70 (Energy Conservation Code), adopting the 2021 International Building Code, and adopting appropriate local amendments, the penalty being as provided in 18.02.115 of the El Paso City Code.

[23-897](#)

All Districts

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

Planning and Inspections, Tony De La Cruz, (915) 212-1589

PUBLIC HEARING WILL BE HELD ON JULY 5, 2023

26. An Ordinance changing the zoning of portion of Simeon Hart Survey No. 2 and the south ½ of Lot 2, Old Fort Bliss, 1720 W. Paisano Drive and 1820 W. Paisano Drive, City of El Paso, El Paso County, Texas from M-2/h (Heavy Manufacturing/historic) and M-2 (Heavy Manufacturing) to G-MU/h (General Mixed Use/historic) and G-MU (General Mixed Use), approving a master zoning plan, and imposing a condition. The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

[23-856](#)

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: 1720 and 1820 W. Paisano Dr.

Applicant: Sami DiPasquale, Abara, Inc., PZRZ23-00005

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 JULY 18, 2023

27. An Ordinance vacating a portion of City Right-Of-Way over Father Rahm Avenue Right-Of-Way, Sixth Avenue Right-Of-Way, and Ochoa Street Right-Of-Way within Block 81, Campbell Addition, City of El Paso, El Paso County, Texas.

[23-863](#)

Subject Property: 700 S. Ochoa Street

Applicant: Centro De Salud Familiar La Fe, SURW22-00016

District 8

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

Planning and Inspections, Armida R. Martinez, (915) 212-1605

PUBLIC HEARING WILL BE HELD ON JULY 5, 2023

28. An Ordinance changing the zoning of Tract 40, O.A. Danielson Survey No. 310, 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.

[23-881](#)

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: North of Rojas Drive and East of George Dieter Drive
Applicant: EPX Construction, PZRZ23-00010

District 6

Planning and Inspections, Philip F. Etiwe, (915) 212-1553
Planning and Inspections, Saul Pina, (915) 212-1612

PUBLIC HEARING WILL BE HELD ON JULY 18, 2023

REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS:

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

29. The linkage to the Strategic Plan is subsection 1.4 - Grow the core business of air transportation

[23-893](#)

Award Summary:

Discussion and action on the award of Solicitation 2023-0469 Reconstruction of Taxiway G to Jordan Foster Construction, LLC for an estimated total amount of \$12,834,416.00. The El Paso International Airport is reconstructing Taxiway Golf through a full depth taxiway pavement reconstruction project to include taxiway safety and object free areas of the pavement.

Department:	Capital Improvement
Award to:	Jordan Foster Construction, LLC El Paso, TX
Item(s):	All
Initial Term:	240 Consecutive Calendar Days
Base Bid I:	\$8,258,748.50
Base Bid II:	\$4,236,902.50
Additive Alternate I:	\$338,765.00
Total Estimated Award:	\$12,834,416.00
Funding Sources:	Airport Enterprise Airport Improvement Plan Supplemental Airport Infrastructure Grant Bipartisan Infrastructure
Law	
Accounts:	562-3010-580270-62335-G62A193901 562-3080-580270-62335-G62A234901

District(s): All

This is a Low Bid procurement, unit price contract.

The Purchasing & Strategic Sourcing and Capital Improvement Departments recommend award as indicated to Jordan Foster Construction, LLC, the sole lowest responsive and responsible bidder.

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

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

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

All Districts

Purchasing and Strategic Sourcing, K. Nicole Cote, (915) 212-1092
Capital Improvement, Yvette Hernandez, (915) 212-1860

- 30. The linkage to the Strategic Plan is subsection 1.4 - Grow the core business of air transportation.

[23-894](#)

Award Summary:

Discussion and action on the award of Solicitation 2023-0430 Relocation of Taxiway M to Jordan Foster Construction, LLC for an estimated award of \$14,737,000.00. The El Paso International Airport is constructing improvements to include relocating Taxiway Mike to the runway threshold to allow ease of access to Runway 8R from the cargo apron.

Department: Capital Improvement
Award to: Jordan Foster Construction, LLC
El Paso, TX
Item(s): Base Bid I
Initial Term: 307 Consecutive Calendar Days
Base Bid I: \$14,758,870.00
Total Estimated Award: \$14,758,870.00
Funding Sources: Airport Enterprise
Airport Improvement Plan Supplemental
Airport Infrastructure Grant Bipartisan Infrastructure
Law
Accounts: 562-3010-580270-62335-G62A193901
562-3080-580270-62335-G62A193901

District(s): All

This is a Low Bid procurement, unit price contract.

The Purchasing & Strategic Sourcing and Capital Improvement Departments recommend award as indicated to Jordan Foster Construction, LLC, the lowest responsive and responsible bidder.

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

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

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

All Districts

Purchasing and Strategic Sourcing, K. Nicole Cote, (915) 212-1092
Capital Improvement, Yvette Hernandez (915) 212-1860

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

31. The linkage to the Strategic Plan is subsection 2.7 - Maximize Municipal Court efficiency and enhance customer experience. [23-848](#)

Discussion and action that the Purchasing Director is authorized to notify Vendor that City is terminating awarded Contract No. 2022-0007R Collection Services for Delinquent Fines and Fees for convenience pursuant to the termination provisions of the Contract, and that the termination shall be effective as of June 20, 2023.

All Districts

Purchasing and Strategic Sourcing, K. Nicole Cote, (915) 212-1092
Municipal Court, Lilia Worrell, (915) 212-5822

32. The linkage to the Strategic Plan is subsection 2.7 - Maximize Municipal Court efficiency and enhance customer experience. [23-849](#)

Award Summary:

Discussion and action that after having provided adequate notice as required by Sec. 2254.1036 of the Texas Government Code, the Agreement for Delinquent Court Fines and Fees Services, pursuant to Solicitation 2023-0282R Collection Services for Delinquent Fines and Fees - Municipal Court, is awarded to Delgado Acosta Spencer Linebarger & Perez, LLP and that the City Manager,

or his designee, is authorized to execute the Agreement and any related documents with Delgado Acosta Spencer Linebarger & Perez, LLP required to effectuate this award.

All Districts

Purchasing and Strategic Sourcing, K. Nicole Cote, (915) 212-1092
Municipal Court, Lilia Worrell, (915) 212-5822

- 33.** The linkage to the Strategic Plan is subsection 2.7 - Maximize Municipal Court efficiency and enhance customer experience.

[23-851](#)

Award Summary:

Discussion and action on the award of Solicitation No. 2023-0282R Collections Fines and Fees to Delgado Acosta Spencer Linebarger & Perez, LLP., for an initial four (4) year term for an estimated amount of \$3,796,035.80. The award also includes three (3), one (1) year options for an estimated amount of \$2,847,026.85. The total value of the contract is, including the initial term plus the options, for a total of seven (7) years, for an estimated amount of \$6,643,062.65. This contract will allow collection services for the Municipal Court.

Contract Variance:

The variance is based on the recovery rate percentage compared to the previous contract as follows: Warrants decreased by 26%, Capias Pro Fine decreased by 20% and Civil decreased by 30%. The decrease is due to the changes in the recovery rate categories.

Department:	Municipal Court
Vendor:	Delgado Acosta Spencer Linebarger & Perez, LLP
	El Paso, TX
Item(s):	All
Initial Term:	4 Years
Option to Extend:	Years (3), one (1) Year
Annual Estimated Award:	\$949,008.95
Initial Term Estimated Award:	\$3,796,035.80
Total Estimated Award:	\$6,643,062.65
Account No.:	111-203400-1000-11030
Funding Source:	Collection Agency Payable
District(s):	All

This is a Request for Proposal, service contract.

The Purchasing & Strategic Sourcing and Municipal Court Departments recommend the award as indicated to Delgado Acosta Spencer Linebarger & Perez, LLP the highest-ranked proposer based on evaluation factors established for this procurement.

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

All Districts

Purchasing and Strategic Sourcing, K. Nicole Cote, (915) 212-1092
Municipal Court, Lilia Worrell, (915) 212-5822

34. The linkage to the Strategic Plan is subsection: 2.3 - Increase public safety operational efficiency. [23-850](#)

Discussion and action that the City Manager be authorized to sign an agreement to provide baseline physical exams services for the City's Fire Department between the City of El Paso ("City") and Occupational Health Centers of the Southwest, P.A. dba Concentra Medical Centers; contract 2023-0117R Baseline Physical Examinations for Firefighters for a three (3) year initial term estimated award of \$3,523,200.00. The award is to include a two (2) year optional amount of \$2,348,800.00 for a total five (5) year award from the date this Agreement is approved by the City Council, for a total amount of \$5,872,000.00.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$2,364,160.32 for the initial term, which represents a 203.98% increase due to rising costs for services within the health care industry.

This is a request for qualifications, requirements contract.

The Purchasing & Strategic Sourcing and the Fire Departments recommend award as indicated to Occupational Health Centers of the Southwest, P.A. dba Concentra Medical Centers, the highest ranked proposer based on the evaluation factors established for this procurement.

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

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

All Districts

Purchasing and Strategic Sourcing, K. Nicole Cote, (915) 212-1092
Fire, Chief Jonathan P. Killings, (915) 493-5609

Goal 3: Promote the Visual Image of El Paso

35. The linkage to the Strategic Plan is Subsection 3.1 - Improve the Visual Impression of the Community. [23-854](#)

Award Summary:

Discussion and action on the award of Solicitation No. 2023-0295R Comprehensive Plan Update 2023 to CallisonRTKL, Inc., for an initial term of

two (2) years, the award also includes a one (1) year option. The total amount of the contract is, including the initial term plus the option for a total of three (3) years, for an estimated amount of \$1,499,618.00. This contract will allow for the update of the City's Comprehensive Plan, Plan El Paso, adopted in 2012.

Contract Variance:

Not Applicable

Department:	Capital Improvement
Vendor:	CallisonRTKL, Inc. Washington, DC
Item(s):	All
Initial Term	2 years
Option to Extend:	1 year
Total Estimated Award:	\$1,499,618.00
Account No.:	2020 CIP
Funding Source:	190-4746-38290-580280-PCP20PLANDOCS
District(s):	All

This is a Request for Proposal.

The Purchasing & Strategic Sourcing and Capital Improvement Departments recommend award as indicated to CallisonRTKL, Inc. the highest ranked offeror based on the evaluation factors established for this procurement. In accordance with this award, the City Manager or designee is authorized to exercise future options if needed.

All Districts

Purchasing and Strategic Sourcing, K. Nicole Cote, (915) 212-1092
Capital Improvement Department, Yvette Hernandez, (915) 212-1845

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

36. The linkage to the Strategic Plan is subsection 6.6 - Ensure continued financial stability and accountability through sound financial management, budgeting and reporting.

[23-885](#)

Award Summary:

Discussion and action on the award of Solicitation 2023-0028R Disparity Study to Keen Independent Research, LLC for a one (1) year term for an estimated amount of \$329,940.00. This contract will conduct Minority Business Enterprise (MBE), Women Business Enterprise (WBE), Disadvantaged Business Enterprise (DBE) and Airport Concession Disadvantaged Business Enterprise (ACDBE) disparity studies.

Contract Variance:

No variance, new contract.

Department: Purchasing & Strategic Sourcing
 Vendor: Keen Independent Research, LLC
 Denver, CO
 Item(s): All
 Term: 1 Year
 Total Estimated Award: \$329,940.00
 Account No.: 215-522150-4930-16010-P22ROPSDISPSTU
 Funding Source: Capital Projects - Internal
 District(s): All

This is a Request for Proposal, service contract.

The Purchasing & Strategic Sourcing Department recommend award as indicated to Keen Independent Research, LLC the highest ranked proposer based on evaluation factors established for this procurement.

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

All Districts

Purchasing and Strategic Sourcing, K. Nicole Cote, (915) 212-1092

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

- 37. The linkage to the Strategic Plan is subsection 7.2 - Improve competitiveness through infrastructure improvements impacting the quality of life.

[23-852](#)

Award Summary:

Discussion and action on the award of Solicitation 2023-0258 Collector and above Street Resurfacing 2023 to International Eagle Enterprises, Inc. for an estimated amount of \$18,285,400.00 for a total term of seven hundred thirty (730) consecutive calendar days. This program will provide a new asphaltic riding surface to the project locations, including Street Rights of Way as needed, as well as repair of damaged concrete parkway structures and ancillary items such as roadway striping and markings as needed.

Department: Streets and Maintenance
 Award To: International Eagle Enterprises Inc.
 El Paso, TX
 Item(s): All
 Initial Term: 730 Consecutive Calendar Days
 Total Estimated Award: \$18,285,400.00
 Funding Sources: Street Maintenance Funds 2022 Community
 Progress Bond Top 50 Arterials 2022 Community Progress Bond Residentials
 General Funds
 Accounts: 532-2560-32120-522270-PCP23STY4RES 190-
 4825-29110-580270-PCP23STMSTRART 190-4825-29110-522270

-PCP23STMSTRES 532-1000-32040-522270-P3230

District(s): All

This is Competitive Sealed Proposal, a unit price contract.

The Purchasing & Strategic Sourcing, Streets, and Maintenance Departments recommend an award as indicated to International Eagle Enterprises Inc, the highest-ranked offeror.

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

All Districts

Purchasing and Strategic Sourcing, K. Nicole Cote, (915) 212-1092
Streets and Maintenance, Richard J. Bristol, (915) 212-7000

- 38. The linkage to the Strategic Plan is subsection 7.2 - Improve competitiveness through infrastructure improvements impacting the quality of life.

[23-853](#)

Award Summary:

Discussion and action on the award of Solicitation 2023-0267 Residential Street Resurfacing to ALLIED PAVING CO. OF EL PASO, INC. dba Allied Paving Company for a total estimated award of \$15,766,286.60. The contract will provide a new asphaltic riding surface to the project Residential Streets, as well as repair of damaged concrete structures and other ancillary items such as roadway striping and markings as needed.

Department	Streets and Maintenance
Award To:	ALLIED PAVING CO. OF EL PASO, INC. dba Allied Paving Company
	El Paso, TX
Item(s):	All
Initial Term:	730 Consecutive Calendar Days
Base Bid:	\$15,766,286.60
Total Estimated Award:	\$15,766,286.60
Funding Source:	Street Maintenance Funds 2022 Community Progress Bond Top 50 Arterials 2022 Community Progress Bond Residentials General Funds

Account: 522270-532-2560-32120-PCP23STY4RES 580270
-190-4825-29110-PCP23STMSTRART 522270-190-4825-29110
-PCP23STMSTRRES 522270-532-1000-32040-P3230
District(s): All

This is Competitive Sealed Proposal, unit price contract.

The Purchasing & Strategic Sourcing and Streets and Maintenance Departments recommend award as indicated to ALLIED PAVING CO. OF EL PASO, INC. dba Allied Paving Company, the highest ranked offeror.

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

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.

All Districts

Purchasing and Strategic Sourcing, K. Nicole Cote (915) 212-1092
Streets and Maintenance, Richard J. Bristol, (915) 212-7000

- 39. The linkage to the strategic plan is subsection 7.2 - Improve Competitiveness Through Infrastructure Improvements Impacting the Quality of Life.

[23-889](#)

Award Summary:

Discussion and action on the request that the Managing Director of Purchasing & Strategic Sourcing Department be authorized to issue Purchase Order(s) to H.D. Industries, Inc., the sole and authorized distributor for the 2023-0539 Pro Patch Proprietary Parts, for a term of three (3) years for an estimated amount of \$120,000.00, with a stipulation that H.D. Industries, Inc. provides an updated sole source letter and affidavit each year. This contract will allow for the purchase of all parts for the Pro Patch Asphalt Pothole Patcher used by the Streets and Maintenance Department.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$20,000.00 per year, which represents a 33.33% increase due to increased parts prices.

Department: Streets and Maintenance

Award To: H.D. Industries, Inc.
Jacksonville, TX
Initial Term: 3 Years
Annual Estimated Amount: \$40,000.00
Total Estimated Amount: \$120,000.00
Account No.: 532-3600-531210-37020-P3701 (Parts)
Funding Source: Internal Service Fund
District(s): All

This is a Sole Source contract in accordance with Texas Local Government Code 252.022(a)(7)(a).

The Purchasing & Strategic Sourcing and Streets and Maintenance Departments recommend award as indicated to H.D. Industries, Inc., the sole and authorized distributor.

All Districts

Purchasing and Strategic Sourcing, K. Nicole Cote, (915) 212-1092
Streets and Maintenance, Richard J. Bristol, (915) 212-7000

40. The linkage to the strategic plan is subsection 7.2 - Improve Competitiveness Through Infrastructure Improvements Impacting the Quality of Life.

[23-891](#)

Award Summary:

Discussion and action on the award of Solicitation 2023-0410 Preformed Street Markings to Geveko Markings, Inc. for a total term of three (3) years for an estimated amount of \$1,205,104.80. Preformed Street Markings materials are essential in order to provide the public with safe roadways, bike lanes, and crosswalks.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$580,768.20 for the initial term, which represents a 93.02% increase due to an additional item added to the contract.

Department: Streets and Maintenance
Vendor: Geveko Markings, Inc.
Gainesville, GA
Item(s): All
Total Term: 3 Years
Annual Estimated Amount: \$401,701.60
Total Estimated Award: \$1,205,104.80 (3 Years)
Account No.: 532 - 1000 - 531220 - 32020 - P3254
Funding Source: General Fund
District(s): All

This is a Low Bid, Unit Price Contract.

The Purchasing & Strategic Sourcing and Streets and Maintenance Departments recommend award as indicated to Geveko Markings, Inc., the lowest, responsive, and responsible bidder.

All Districts

Purchasing and Strategic Sourcing, K. Nicole Cote, (915) 212-1092
Streets and Maintenance, Richard J. Bristol (915) 212-7000

Goal 8: Nurture and Promote a Healthy, Sustainable Community

- 41. The linkage to the Strategic Plan is subsection 8.1 Deliver prevention, intervention, and mobilization services to promote a healthy, productive, and safe community.

[23-887](#)

Discussion and action to request that the Managing Director of the Purchasing & Strategic Sourcing Department be authorized to issue a Purchase Order(s) to Hologic Sales and Services, LLC, the sole distributor for the Hologic Testing Supplies for Public Health Department for a term of three (3) years for an estimated amount of \$225,000.00, with the stipulation that the vendor provides an updated sole source letter and affidavit each year. This contract will allow the Public Health Department to purchase associated kits, assays, and reagents for their Panther instrument system.

Contract Variance:

There is no variance, the estimated amount remains the same.

Department:	Public Health
Vendor:	Hologic Sales and Services, LLC Marlborough, MA
Initial Term:	3 years
Annual Estimated Award:	\$75,000.00 (1 year)
Total Estimated Award:	\$225,000.00 (3 years)
Account No.:	531120-341-1000-41130
Funding Source:	General Fund
District(s):	All
Reference No.	2023-0520

The Purchasing & Strategic Sourcing and the Public Health Departments recommend award as indicated to Hologic Sales and Services, LLC the sole distributor for Hologic Testing Supplies.

All Districts

Purchasing and Strategic Sourcing, K. Nicole Cote, (915) 212-1092
Public Health, Hector I. Ocaranza, (915) 212-0200

REGULAR AGENDA – EMERGENCY ORDINANCES:

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

42. Discussion and action on an Emergency Ordinance extending Emergency Ordinance No. 019333 authorizing the City Manager to assign personnel and resources to assist in addressing the humanitarian and public safety crisis resulting from a mass migration through El Paso. [23-899](#)

All Districts

City Manager's Office, Mario D'Agostino, (915) 212-1063

43. Discussion and action on an Emergency Ordinance extending Emergency Ordinance No. 019485 due to a humanitarian, security, and economic crisis resulting from a mass migration through El Paso. [23-900](#)

All Districts

City Manager's Office, Mario D'Agostino, (915) 212-1069

REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF ORDINANCES:

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

44. An Ordinance amending Title 20 (Zoning), Chapter 20.02 (General Provisions and Definitions), Article II (Definitions); Title 20 (Zoning), Chapter 20.16 (Screening and Fencing), 20.16.030 (Permitted Walls), Subsection B; Title 20 (Zoning), Appendix A (Table of Permissible Uses), Table 4.00 (Office & Research Services); Title 20 (Zoning), Appendix A (Table of Permissible Uses), Table 5.00 (Manufacturing, Processing & Assembling); Title 20 (Zoning), Appendix A (Table of Permissible Uses), Table 11.00 (Recreation, Amusement & Entertainment); Title 20 (Zoning), Appendix C (Table of Parking Requirements and Standards), Table 4.00 (Office & Research Services); Title 20 (Zoning), Appendix C (Table of Parking Requirements and Standards) of the El Paso City Code to establish definitions for uses; clarify requirements; update the table of permissible uses; update the table of parking requirements and standards. [23-716](#)

All Districts

Economic and International Development, Karina Bragalla, (915) 212-1570
Economic and International Development, Elizabeth Triggs, (915) 212-0094

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

45. An Ordinance granting a franchise for Elite Medical Air Transport, LLC d/b/a Emergent Air, to operate a non-emergency ambulance transfer service. [23-683](#)

All Districts

Fire, Chief Jonathan Killings, (915) 212-5665

Goal 3: Promote the Visual Image of El Paso

46. An Ordinance changing the zoning of a portion of Tracts 10E and 11D, Section 36, Block 80, Township 2, Texas and Pacific Railway Surveys and a portion of [23-704](#)

Lot 1, Block 1, Pars Commercial Village, 11248 and 11254 Montana Avenue and 3667 George Dieter Drive, City of El Paso, El Paso County, Texas from R-F (Ranch and Farm) and C-1 (Commercial) to C-3 (Commercial) and from C-4/c (Commercial/conditions) to C-3/c (Commercial/conditions), and imposing conditions. The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

The proposed rezoning meets the intent of the Future Land Use designation for the property and is in accordance with Plan El Paso, the City's Comprehensive Plan.

Subject Property: 11248 and 11254 Montana Avenue and 3667 George Dieter Drive

Applicant: Abdolkarim Saadatkah - PZRZ22-00044

District 3

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

Planning and Inspections, Andrew Salloum, (915) 212-1603

47. An Ordinance changing the zoning of all Lots 8 thru 10, the Northern 20.73 feet of Lot 7, the Eastern 8.15 feet of Lots 11 thru 13, the East 8.15 feet of the Northern 20.73 feet of Lot 14 and Northern 98.73 of the Alley, Block 199, Campbell's Addition, 222 S. Campbell Street, City of El Paso, El Paso County, Texas from C-4 (Commercial) to C-5 (Commercial). The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

[23-705](#)

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: 222 S. Campbell Street

Applicant: City of El Paso - PZRZ23-00001

District 8

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

Planning and Inspections, Andrew Salloum, (915) 212-1603

REGULAR AGENDA - OTHER BUSINESS:

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

48. Discussion and action requesting City Council support for the submission of the staff recommended grant application to the FY23 US Department of Transportation (USDOT) Safe Streets for All (SS4A) grant program for the Network-Wide Safety Improvements along the El Paso's High-Injury Network Project. The federal grant request is \$10 million. If awarded, the City would contribute \$2.5 million as part of the non-federal cost share.

[23-843](#)

All Districts

Economic and International Development, Omar Martinez, (915) 479-0341

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

Goal 8: Nurture and Promote a Healthy, Sustainable Community

49. Discussion and action on a Resolution to approve an amendment to the City's 2021-2022 (47th Year) Annual Action Plan and 2022-2023 (48th Year) Annual Action Plan for the Community Development Block Grant Entitlement (CDBG-EN) to:
- a. Increase the Community Development Block Grant (CDBG) project/activity budget for Wheelchair Ramps at Lakehurst Rd. and Saratoga Dr. to \$95,237.24 utilizing unprogrammed CDBG funds from prior years; and
 - b. Increase the Community Development Block Grant (CDBG) project/activity budget for Wheelchair Ramps along Wadsworth Ave. to \$388,649.27 utilizing unprogrammed CDBG funds from prior years; and
 - c. Increase the Community Development Block Grant (CDBG) project/activity budget for Sidewalks along Byron St. to \$341,295.35 utilizing unprogrammed CDBG funds from prior years.

[23-862](#)

All Districts

Community and Human Development, Nicole Ferrini, (915) 212-1659

EXECUTIVE SESSION

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

Representative Aleksandra Anello

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

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

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

Discussion and action on the following:

- EX1.** Maria Ramirez, et al v. Ruben Escajeda Jr. and City of El Paso; Matter No. 17-1026-8594 (551.071) [23-912](#)
City Attorney's Office, Matthew Marquez, (915) 212-0033
- EX2.** Maria H. Torres v. City of El Paso; Matter 19-1045-089; (551.071) [23-868](#)
City Attorney's Office, Evan Reed, (915) 212-0033
- EX3.** TGS Rate Case Expense Severed from OS-22-9896 Settlement Proposal; HighQ#UTILITY-3; (551.071) [23-871](#)
City Attorney's Office, Donald C. Davie, (915) 212-0033
- EX4.** 2023 TGS Rate Annual Gas Reliability Infrastructure Program Application for Annual Interim Rate Adjustment; HQ#UTILITY-4; (551.071) [23-872](#)
City Attorney's Office, Donald C. Davie, (915) 212-0033
- EX5.** EPE Request to Amend Rate Schedule No. 33; HQ#UTILITY-12; (551.071) [23-874](#)
City Attorney's Office, Donald C. Davie, (915) 212-0033
- EX6.** City Attorney and City Manager annual performance evaluations. Matter No. 21-1043-688/HQ#23-816 (551.071 and 551.074) [23-880](#)
City Attorney's Office, Kristen Hamilton-Karam, (915) 212-0033

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 72 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/>