

Oscar Leeser
Mayor

Tommy Gonzalez
City Manager



CITY COUNCIL
Peter Svarzbein, District 1
Alexsandra Anello, District 2
Cassandra Hernandez, District 3
Joe Molinar, District 4
Isabel Salcido, District 5
Claudia L. Rodriguez, District 6
Henry Rivera, District 7
Cissy Lizarraga, District 8

AGENDA FOR THE REGULAR COUNCIL MEETING

January 05, 2021

9:00 AM

Teleconference phone number 1-915-213-4096

Toll free number: 1-833-664-9267

Conference ID: 364-089-540#

TEMPORARY SUSPENSION OF OPEN MEETINGS LAWS DUE TO EMERGENCY

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

Notice is hereby given that a Regular Meeting of the City Council of the City of El Paso will be conducted on January 5, 2021 at 9:00 A.M. Members of the public may view the meeting via the following means:

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

Via television on City15,

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

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

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

At the prompt please enter Conference ID: 364-089-540#

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

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

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

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

A quorum of City Council must participate in the meeting.

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

ROLL CALL

REGULAR AGENDA - OTHER BUSINESS:

MEMBERS OF THE CITY COUNCIL

1. Discussion and action on the election of Mayor Pro Tempore and Alternate Mayor Pro Tempore. [21-28](#)
All Districts
City Attorney's Office, Karla M. Nieman, (915) 212-0033

2. Discussion and action on a Resolution adopting the Rules of Order for City Council meetings. [21-27](#)
All Districts
City Attorney's Office, Karla M. Nieman, (915) 212-0033

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

3. Approval of Minutes of the Regular City Council Meeting of December 15, 2020, the Agenda Review of December 14, 2020, and the Work Session of December 14, 2020. [21-1](#)
All Districts
City Clerk's Office, Laura D. Prine, (915) 212-0049

CONSENT AGENDA - REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

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

CONSENT AGENDA - RESOLUTIONS:

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

5. That the City Manager is authorized to sign a Termination Agreement terminating the Chapter 380 Economic Development Program Agreement approved by the City of El Paso City Council on May 1, 2018 between the City of El Paso and Great River Commercial, LLC in support of the redevelopment of the property located at 1101 Texas Avenue, El Paso, Texas 79901. [21-11](#)

District 8

Economic and International Development, Jessica L. Herrera, (915) 212-1264

6. That the City Manager be authorized to sign a Second Amendment to an Agreement for professional Services to perform additional design and construction phase services, for the project known as “ **FIXED BASE OPERATOR RAMP ADDITION AND TAXIWAY U & V REALIGNMENT**”, for an increase in the estimated contract amount of \$40,622.00, for a total contract amount not to exceed \$804,489.00; and that the City Engineer is authorized to approve additional Basic Services and Reimbursables if such services are necessary for the proper execution of the project; and that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for the execution of the Agreement. [21-19](#)

All Districts

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

7. This Resolution is to authorize the City Manager to sign an Affidavit of Debts, Liens and Possession by the City of El Paso (“Lessor”) for the ground lease with Circle K (Lessee). [21-26](#)

Circle K’s Title Company requires the affidavit which certifies the property is free of any liens or claims.

The ground lease is for portions of Lot 1 and Lot 2, Block 13, El Paso International Airport Tracts Unit 8, Replat A, City of El Paso, El Paso County, Texas, commonly known and numbered as 1600 Hawkins Blvd., El Paso, Texas.

District 2

Airport, Sam Rodriguez, (915) 212-7301

Goal 3: Promote the Visual Image of El Paso

8. A Resolution approving a Detailed Site Development Plan for a portion of Tract 1, Block 5 and a Portion of Tract 1, Block 6, Christy Tract, 588 South Yarbrough, City of El Paso, El Paso County, Texas, pursuant to Section 20.04.150. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. [19-851](#)

The proposed detailed site development plan 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: 588 South Yarbrough
Applicant: Sitework Engineering, LLC PZDS20-00026
[POSTPONED FROM 12-08-2020]

District 7

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

9. That the Solid Waste liens on the attachment posted with this agenda be approved. (See Attachment A) [20-56](#)

Districts 1, 2, 4, 5, 6, 7

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

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

10. That the City Manager be authorized to sign an Advance Funding Agreement by and between the City of El Paso and the State of Texas, acting by and through the Texas Department of Transportation, for the Ysleta Middle School SRTS project, for the design and construction of a hike and bike trail along Playa Lateral between Elvin Way and Jesuit Drive along with school zone flashers, ADA ramps, and school zone signs, which has an estimated total project cost of \$1,030,245.00 of which the estimated local government participation amount is \$0.00. [21-6](#)

District 6

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

11. That the City Manager be authorized to sign an Advance Funding Agreement by and between the City of El Paso and the State of Texas, acting by and through the Texas Department of Transportation, for the Sean Haggerty Drive Extension project, for the design of a four-lane bridge with pedestrian facilities from Nathan Bay Drive to Dyer Street, which has an estimated total project cost for design of \$3,399,532.00 of which the estimated local government participation amount is \$241,435.00. [21-7](#)

District 4

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

12. That the City of El Paso hereby authorizes the City Engineer to approve the provision of additional project funds to the Camino Real Regional Mobility Authority for the Zaragoza POE, Pan American Dr., Winn Rd. Improvement Project, in an amount not to exceed \$170,217.46, for an increase in cost due to the lack of full site access at the commencement of construction activities; the increased cost is justified and within the appropriate budget identified for the Project. In addition, the City Manager is authorized to establish the funding sources and make any necessary budget transfers. [21-15](#)

District 6

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

CONSENT AGENDA - BOARD RE-APPOINTMENTS:

Goal 3: Promote the Visual Image of El Paso

13. Frank Hernandez to the Building and Standards Commission by Representative Cassandra Hernandez, District 3. [21-34](#)
Mayor and Council, Representative Cassandra Hernandez, (915) 212-0003

CONSENT AGENDA - BOARD APPOINTMENTS:

Goal 3: Promote the Visual Image of El Paso

14. Paulina Lagos to the Historic Landmark Commission by Representative Cassandra Hernandez, District 3. [21-33](#)
Mayor and Council, Representative Cassandra Hernandez, (915) 212-0003

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

15. Lucio Glenn to the Museums and Cultural Affairs Advisory Board by Representative Cassandra Hernandez, District 3. [21-5](#)
Mayor and 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 [21-8](#)

greater than \$2,500.00. (See Attachment B)

All Districts

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

17. That the tax refunds listed on the attachment posted with this agenda be approved. This action would allow us to comply with state law which requires approval by the legislative body of refunds of tax overpayments exceeding the three year limit. (See Attachment C)

[21-10](#)

All Districts

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

CONSENT AGENDA - NOTICE FOR NOTATION:

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

18. Accept the donation of \$500 from El Paso Firefighters IAFF Local 51 to pay for COVID-19 safe Christmas activities within District 3.

[21-35](#)

District 3

Mayor and Council, Representative Cassandra Hernandez, (915) 212-0003

CONSENT AGENDA - NOTICE OF CAMPAIGN CONTRIBUTIONS:

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

19. For notation pursuant to Section 2.92.110 of the City Code, receipt of campaign contributions by Representative Aleksandra Anello: \$50 from Meryl Heyman, \$250 from Rick Bonart, \$1,400 from Aaron Montes, \$150 from Brian Kennedy, \$250 from Carlos Spector, \$25 from Jesus Marquez, \$3,000 from J.P. Bryan, \$50 from Michael Wyatt, \$250 from Deborah Kastrin, \$200 from Stuart Schwartz, \$250 from Ann Horak, \$50 from Octavio Dominguez, \$25 from German Hernandez, \$100 from Arturo Dominguez.

[21-32](#)

Mayor and Council, Representative Aleksandra Anello, (915) 212-0002

REGULAR AGENDA - OPERATIONAL FOCUS UPDATES

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

20. Presentation and discussion by the COVID-19 Response and Recovery Cross-Functional Team providing information on key activities, efforts and processes.

[21-25](#)

1. Overview (Tommy Gonzalez)

- 2. City Attorney's Office Update (Karla Nieman)
 - a) Governor Abbott's Proclamations & Orders
 - b) Emergency Ordinances
 - c) Texas Eviction Diversion Program
- 3. CFT Operations (Chief Mario D'Agostino/Angela Mora)
- 4. Team Lead Reports:
 - 1. Health Focus (Hector Ocaranza, M.D.)
 - a. Community Task Force Recommendations Update

All Districts

City Manager's Office, Cary Westin, (915) 212-1063

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

- 21. Update on the Conservation Easements for Knapp Land and Lost Dog. [21-22](#)

All Districts

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

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

- 22. Discussion on a City Council Orientation presentation by the: [21-23](#)
 - a) City Manager that will include: Operational Overview (Organizational Transformation, Community of Excellence, Organizational Agility), Financial Overview and Capital Plan Update; and
 - b) City Attorney that will include: Type of City - Home Rule / Council-Manager form of government, El Paso City Charter, Rules of Order, City Code, and State Laws.

All Districts

City Manager's Office, Julie Baldwin, (915) 212-0023

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: 364-089-540#

A sign-up form is available on line at:

http://legacy.elpasotexas.gov/muni_clerk/signup_form.asp for those who wish to sign up in advance of the meeting.

REGULAR AGENDA - FIRST READING OF ORDINANCES:

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

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

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

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

- 23. **An Ordinance amending Title 14 (Aircraft and Airports) Chapter 14.24 (Commercial Air Carriers Rates and Charges) to add Section 14.24.130 Daily Cargo Parking and Building Use Fee.** [21-30](#)

District 3

Airport, Sam Rodriguez, (915) 212-7301

PUBLIC HEARING WILL BE HELD ON JANUARY 19, 2021

Goal 3: Promote the Visual Image of El Paso

- 24. **An Ordinance amending Title 15 (Public Services), Chapter 15.08 (Street Rentals), Section 15.08.150 (Shared Mobility Devices), to update permit term and renewal requirements.** [20-57](#)

All Districts

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

Planning and Inspections, Harrison Plourde, (915) 212-1584

PUBLIC HEARING WILL BE HELD ON JANUARY 19, 2021

REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS:

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

- 25. The linkage to the Strategic Plan is subsection 4.2 - Create innovative recreational, educational and cultural programs. [21-21](#)

Award Summary:

Discussion and action on the award of Solicitation 2020-1081 Janitorial Services - Libraries to Ace Government Services, LLC for an initial term of three (3) years for an estimated amount of \$1,084,933.98. The award also includes two (2) year option for an estimated amount of \$723,289.32. The total value of the contract including the initial term plus option is five (5) years for an estimated amount of \$1,808,223.30. The award of this contract will provide janitorial services for the libraries.

Contract Variance:

The difference in cost, based on the comparison from previous contract, is as follows: an increase of \$229,599.66 for the initial term, which represents a 26.84% increase above the previous contract. The increase is due to the additional libraries being brought online.

Department:	Libraries
Award to:	Ace Government Services, LLC El Paso, TX
Item(s):	ALL
Initial Term:	3 years
Option to Extend:	2 years
Annual Estimated Award:	\$361,644.66
Initial Term Estimated Award:	\$1,084,933.98 (3 years)
Total Estimated Award:	\$1,808,223.30 (5 years)
Account No.:	453-522120-1000-53030 453-522120-1000-53050 453-522120-1000-53060 453-522120-1000-53070 453-522120-1000-53080 453-522120-1000-53090 453-522120-1000-53100 453-522120-1000-53110 453-522120-1000-53120 453-522120-1000-53130 453-522120-1000-53140 453-522120-1000-53160 453-522120-1000-53310 453-522120-1000-53311
Funding Source:	General Funds
Districts:	All

This is a Best Value, service contract.

The Purchasing & Strategic Sourcing and Public Library Departments recommend award as indicated to Ace Government Services, LLC the bidder offering the best value bid.

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

All Districts

Libraries, Norma Martinez, (915) 212-3200

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

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

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

21-2

Award Summary:

Discussion and action on the award of Solicitation No. 2021-0039 Speed Cushions to Traffic Logix Corporation for an initial three (3) year term estimated award of \$581,025.00. The award also includes a two (2) year option for an estimated amount of \$387,350.00. The total value of the contract including the initial term plus the option is five (5) years for a total estimated award of \$968,375.00. The award will support the installation and maintenance of speed cushions citywide, by the Streets and Maintenance Department, in accordance with the Neighborhood Traffic Management Program (NTMP)

Contract Variance:

The difference in cost, based on the comparison from previous contract is as follows: an increase of \$433,650.00 for the initial term, which represents a 75% increase, due to additional speed cushions under this contract.

Department: Street and Maintenance
Award to: Traffic Logix Corporation
Spring Valley, NY
Items: All
Initial Term: 3 years
Option to Extend: 2 years
Annual Estimated Award: \$193,675.00
Initial Term Estimated Award: \$581,025.00 (3 years)
Total Estimated Award: \$968,375.00 (5 years)
Account No.: 532-1000-532030-32020-P3250
Funding Source: Public Access - Maintenance and Repairs
Districts: All

This is a Low Bid, unit price contract.

The Purchasing & Strategic Sourcing and Street and Maintenance Departments recommend award as indicated to Traffic Logix Corporation, the lowest responsive, responsible bidder. In accordance with this award the City Manager or designee is authorized to exercise future options if needed.

District 7

27. The linkage to the Strategic Plan is subsection 7.2 - Improve competitiveness through infrastructure improvements impacting the quality of life. This award will support the enhancement of pedestrian safety, provide ADA accessibility, and full-depth pavement rehabilitation.

[21-3](#)

Award Summary:

Discussion and action on the award of Solicitation 2020-037 Yarbrough Bridge Replacement to International Eagle Enterprises, Inc. for an estimated total award of \$2,031,462.75.

Department: Capital Improvement
Award to: International Eagle Enterprises, Inc.
El Paso, TX
Items: All
Initial Term: 220 Standard Workweek Days
Base Bid I: \$1,786,245.75
Base Bid II: \$189,422.00
Base Bid III: \$34,125.00
Base Bid IV: \$21,670.00
Total Estimated Award: \$2,031,462.75
Account No.: 190-580270-4743-38290-PCP18TRAN05
190-580270-4950-38170-PCP18TRAN05
Funding Source: 2018 Certificates of Obligation and Federal
Highway Administration Funds
Districts: 6

This is a Low Bid procurement, unit price contract.

The Purchasing and Strategic Sourcing and Capital Improvement Departments recommend award as indicated to International Eagle Enterprises, Inc., lowest responsive and responsible bidder.

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

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

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

District 6

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

- 28. The linkage to the Strategic Plan is subsection 7.5 - Set one standard for infrastructure across the city.

[21-4](#)

Award Summary:

Discussion and action on the award of Solicitation No. 2021-0077 Guardrails and Wooden Posts to Gordon’s Specialties, Inc. dba G.S.I. Highway Products for an initial three (3) years for an estimated amount of \$713,400.00. The award of this contract will allow for the continual repair and/or replacement of Guard Rails and Wooden Posts damaged by vehicles throughout the City.

Contract Variance:

The difference in cost, based on comparison from previous contract is as follows: An increase of \$213,510.00 for the initial term, which represents a 42.7% increase, due to increases in pricing and additional quantities.

Department: Streets and Maintenance
Award to: Gordon’s Specialties, Inc. dba
G.S.I. Highway Products
Hutchins, TX
Items: All
Initial Term: 3 years
Option to Extend: None
Annual Estimated Award: \$237,800.00
Total Estimated Award: \$713,400.00 (3 years)
Account No.: 532-32120-532030-1000-P3210
Funding Source: General Fund - Public Accesses
Maintenance and Repair
Districts: All

This is a Low Bid, unit price contract.

The Purchasing and Strategic Sourcing and Streets and Maintenance Departments recommend award as indicated to Gordon’s Specialties, Inc. dba G.S.I. Highway Products, the lowest responsive, responsible bidder.

All Districts

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

REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF ORDINANCES:

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

29. Discussion and action on an Emergency Ordinance re-enacting Emergency Ordinance No. 019035 extending a Disaster Declaration due to a Public Health Emergency. [21-17](#)

All Districts

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

30. Discussion and action on Emergency Ordinance re-enacting and amending Emergency Ordinance No. 019036, as restated and amended by Emergency Ordinance No. 019115, and further amended by Emergency Ordinance Numbers 019118 and 019122; penalty as provided in Section 8. [21-18](#)

All Districts

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

31. Discussion and action on an Emergency Ordinance re-enacting Emergency Ordinance 019091, Penalty as provided in Section 6. [21-16](#)

All Districts

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

Goal 3: Promote the Visual Image of El Paso

32. An Ordinance changing the zoning of the following parcels: Parcel 1: a portion of F. Neve Survey No. 8, 4625 Delta Drive, City of El Paso, El Paso County, Texas, from R-5/sp (Residential/special permit) to C-3/sp/c (Commercial/special permit/conditions); and, Parcel 2: a portion of F. Neve Survey No. 8, 4625 Delta Drive, City of El Paso, El Paso County, Texas, from R-5/sp (Residential/special permit) to A-O/sp/c (Apartment/Office/special permit/conditions); and imposing conditions. The Penalty is as provided for in Chapter 20.24 of the El Paso City Code. **THIS IS AN APPEAL AND A 211 CASE.** Subject Property: 4625 Delta Drive. Applicant: The Upright Group, LLC PZRZ20-00013 [19-735](#)

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. **[POSTPONED FROM 12-08-2020]**

District 8

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

33. An Ordinance changing the zoning of portion of Tract 4G, Nellie D. Mundy Survey 240, City of El Paso, El Paso County, Texas from C-4/c (Commercial/conditions) to R-3A/c (Residential/conditions). The penalty is as provided for in Chapter 20.24 of the El Paso City Code. [19-852](#)

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

Subject Property: East of Resler Dr. and South of Woodrow Bean Transmountain Rd.
Applicant: CSA Design Group, Inc. c/o Adrian Holguin-Ontiveros
PZRZ20-00023

District 1

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

34. An Ordinance changing the zoning of a portion of Lot 1, Block 1, El Paso West, City of El Paso, El Paso County, Texas from M-1 (Light Manufacturing) to C-4 (Commercial). The penalty being as provided in Chapter 20.24 of the El Paso City Code. [20-2](#)

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: South of Paseo Del Norte Boulevard and West of Northwestern Drive
Applicants: FSW Investments LP PZRZ20-00021

District 1

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

35. An Ordinance granting Special Permit NO. PZST20-00008, to allow for a Planned Residential Development Overlay on the property described as Tracts 15-D, 16-G, and 16-H, Block 8, Upper Valley Surveys, 5545 Westside Drive, City of El Paso, El Paso County, Texas, Pursuant to Section 20.10.470 of the El Paso City Code. The penalty being as provided in Chapter 20.24 of the El Paso City Code. [20-3](#)

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

Subject Property: 5545 Westside Drive Applicants: David Fuller and Norma Garza PZST20-00008

District 1

Planning and Inspections, Philip F. Etiwe, (915) 212-1553
Planning and Inspections, Andrew Salloum, (915) 212-1606

36. An Ordinance granting Special Permit No. PZST20-00009, to allow for a parking reduction on the property described as Lots 1 to 5, Block 8, Sambrano Addition, 6700 Sambrano Avenue, City of El Paso, El Paso County, Texas, Pursuant to Section 20.14.070 of the El Paso City Code. The penalty being as provided in Chapter 20.24 of the El Paso City Code. [20-4](#)

The proposed special permit meets the intent of the Future Land Use

designation for the property and is in accordance with *Plan El Paso*, the City's Comprehensive Plan.

Subject Property: 6700 Sambrano Avenue Applicants: City of El Paso
PZST20-00009

District 3

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

37. An Ordinance changing the zoning of Tract 2-A, Block 52, Ysleta Grant, City of El Paso, El Paso County, Texas from R-F (Ranch-Farm) and R-F/H (Ranch-Farm/Historic) to R-5 (Residential) and R-5/H (Residential/Historic). The penalty being as provided in Chapter 20.24 of the El Paso City Code. **THIS IS AN APPEAL**

[20-20](#)

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: South of Americas and West of Socorro Road
Applicants: B&B Socorro, LLC
PZRZ20-00019

District 6

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

38. An Ordinance changing the zoning of a portion of Lots 17,18,19, and the West 15 Feet 7.5 inches of Lot 20, Block 30, Franklin Heights Addition, 1301 & 1305 Texas Avenue, City of El Paso, El Paso County, Texas from M-1 (Manufacturing) to G-MU (General Mixed Use), approving a Master Zoning Plan. The penalty being as provided in Chapter 20.24 of the El Paso City Code.

[20-21](#)

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: 1301 & 1305 Texas Avenue. Applicants: Lucban, LLC.
PZRZ20-00020

District 8

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

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

39. An Ordinance amending Title 2 (Administration and Personnel), Chapter 2.92 (Ethics) of the El Paso City Code to perform the following: Divide the Chapter into Articles and reorganize provisions under the new Articles; add definitions for "City", "Confidential Information",

[20-42](#)

“Conducting Business with the City”, “Days”, “Mailbox Rule”, “Ministerial Act”, “Newly Discovered Evidence” and “Resident”; delete definition for “Negotiating Concerning Prospective Employment” and “Person”; update definition for “Board”; relocate definitions for “Clear and Convincing”, “Designated Employee”, “Frivolous Complaint”, and “Honorarium”; delete Section 2.92.050(G) of the Standards of Conduct; add Standard of Conduct regarding interest affecting official conduct by City Officers and Employees; add Standard of Conduct to restrict a City Officer or Employee from inducing or attempting to induce another City Officer or Employee to violate this Chapter; restrict the jurisdiction of the Ethics Review Commission to only violations by City Officers within two years of an alleged violation; update the process for complaints filed before the Ethics Review Commission; add restrictions applicable to members of other Boards and Commissions throughout the City; clarify restrictions for City Employees and Officers; add a provision to allow the Ethics Review Commission to consolidate certain complaints; eliminate prohibition of Ethics Review Commission members from participating in political campaigns or campaigns related to a City Referendum or other ballot issue; add a reconsideration process before the Ethics Review Commission for sanctioned parties; eliminate all Ethics Review Commission Panels except for a Panel to write advisory opinions for Officers or when Panel is needed to dispose of a complaint; add a provision to allow the City Attorney to write advisory opinions for employees; add a requirement for Ethics Review Commission Member to recuse themselves if a member has engaged in Ex Parte Communications; add requirement for Ethics Review Commission members to recuse themselves if a complaint involves a City Officer whose campaign they donated to or participated in; delete Section 2.92.150 (Penalty); and clarified language throughout Chapter 2.92 (Ethics) of the El Paso City Code. The penalty for violations of Chapter 2.92 (Ethics) of the El Paso City Code is listed in Section 2.92.200 (Disposition) as amended in this Ordinance.

All Districts

City Attorney's Office, Karla M. Nieman, (915)212-0033
City Manager's Office, Cary Westin, (915) 212-1063

REGULAR AGENDA - OTHER BUSINESS:

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

40. Discussion and action on a Resolution to approve the list of projects on Exhibit A of the Resolution, totaling approximately \$4,496,619.00, which updates the document known as the “Five Year Capital Maintenance Improvement Plan for the Ballpark”, as the established list of Ballpark also known as Southwest University Park for FY 2021 through FY 2025 and that the City Manager be authorized to make all necessary transfers prior to the execution of the project.

[21-20](#)

All Districts

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

41. Discussion and action on the approval of the Department of Aviation's, El Paso International Airport (EPIA), five-year capital improvement plan (FY2021 through FY2025) in the estimated total projects cost amount of \$111,137,651, and to authorize the City Manager to make all necessary budget transfers prior to the execution of the projects. [21-24](#)

All Districts

Airport, Sam Rodriguez, (915) 212-7301

Goal 8: Nurture and Promote a Healthy, Sustainable Community

42. Discussion and action on a Resolution to approve a 9th amendment to the City's 2019-2020 (45th Year) Annual Action Plan for the Community Development Block Grant-Coronavirus (CDBG-CV) and Emergency Solutions Grant-Coronavirus (ESG-CV) to: [21-14](#)

- a. Reduce the "hold project" for the remaining balance of CDBG-CV funds by \$341,160 in CDBG-CV;
- b. Add \$341,160 in CDBG-CV funds to supplement the Inspira Hotel Emergency Shelter Project, operated by Endeavors;
- c. Add \$1,700,000 in ESG-CV funds to create a Rapid Rehousing Project;
- d. Add \$500,000 in ESG-CV funds to create an Emergency Shelter Project;
- e. Add \$430,000 in ESG-CV funds to create a Homeless Prevention Project;
- f. Add \$234,248 in ESG-CV funds to create a Homeless Management Information System (HMIS) Project;
- g. Add \$100,000 in ESG-CV funds to create a Street Outreach Project; and
- h. Add \$1,000,000 in ESG-CV funds to create a Homeless Welcome Center Project.

All Districts

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

MEMBERS OF THE CITY COUNCIL

43. Discussion and action on a Resolution to appoint a member to the El Paso Water Utilities Public Service Board of Trustees in the area of expertise of General Business Management as recommended by the El Paso Water Utilities Public Service Board Selection Committee: [21-36](#)

Ranked 1st John T. Hjalmsquist
Ranked 2nd Charlie Intebi
Ranked 3rd Sam Preckett

All Districts

Mayor and Council, Mayor Oscar Leeser, (915) 212-0021

EXECUTIVE SESSION

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.

TEMPORARY SUSPENSION OF OPEN MEETINGS LAWS DUE TO EMERGENCY

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

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

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

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. | Proposed open space land acquisitions. (551.072) (20-1040-1094) | <u>21-29</u> |
| | Capital Improvement Department, Sam Rodriguez, (915) 212-0065 | |
| EX2. | Status of pending negotiations for several Economic and International Development Department Projects in the City of El Paso (20-1007-2670) (551.087) (551.071) | <u>21-31</u> |
| | Economic and International Development, Jessica Herrera, (915) 212-0094 | |
| EX3. | E.R., a Minor and Olga Alcantara v. Marco Jasso, Jose Rivas, Ricardo Villagran, and Jane Doe; Matter: 18-1026-9962 (551.071) | <u>21-38</u> |
| | City Attorney's Office, Karla M. Nieman, (915) 212-0033
City Attorney's Office, Manny Arambula, (915) 212-1113 | |

EX4. Elizabeth Flores, et. al. v. Jose Rivas and C. Sandoval; Matter:
18-1026-9855 (551.071)

[21-39](#)

City Attorney's Office, Karla M. Nieman, (915) 212-0033
City Attorney's Office, Manny Arambula, (915) 212-1113

ADJOURN

NOTICE TO THE PUBLIC:

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print, or audiotape upon requests made a minimum of 48 hours prior to 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/>