

Oscar Leeser  
Mayor

Tommy Gonzalez  
City Manager



CITY COUNCIL  
Peter Svarzbein, District 1  
Alexandra 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

## **NOTICE OF WORK SESSION OF THE CITY COUNCIL OF THE CITY OF EL PASO**

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**August 16, 2021  
9:05 AM**

**Teleconference phone number 1-915-213-4096  
Toll free number: 1-833-664-9267  
Conference ID: 588-807-4#**

### **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 Work Session of the City Council of the City of El Paso will be conducted on August 16, 2021 at 9:05 A.M. Members of the public may view the meeting via the following means:

Via the City's website. <http://www.elpasotexas.gov/videos>  
Via television on City15,  
YouTube: <https://www.youtube.com/user/cityofelpasotx/videos>

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

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

**At the prompt please enter the corresponding Conference ID: 588-807-4#**

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-Monday-Work-Session.php](http://legacy.elpasotexas.gov/muni_clerk/Sign-Up-Form-Monday-Work-Session.php)

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

A quorum of City Council must participate in the meeting.

## AGENDA

1. Presentation and discussion by the COVID-19 Response and Recovery Cross-Functional Team providing information on key activities, efforts, and processes. [21-909](#)
  1. Overview (Tommy Gonzalez)
  2. City Attorney Overview (Karla Nieman)
    - a) State Disaster Declarations
    - b) Emergency Ordinances
    - c) Status of Various Mask Mandates and Pending Litigation against Governor Abbott's COVID-19 Executive Orders
    - d) Additional Updates
  3. Team Lead Report:
    - a) Health Focus (Hector Ocaranza, M.D.)
    - b) Economic Recovery
      - a. Small Business Focus (Mirella Craigo)
  4. City Manager Wrap-up (Tommy Gonzalez)

**All Districts**  
City Manager's Office, Cary Westin, (915) 212-1063
2. Discussion and action on an Emergency Ordinance re-enacting Emergency Ordinance No. 019035 extending a Disaster Declaration due to a Public Health Emergency. [21-931](#)

**All Districts**  
Fire, Mario M. D'Agostino, (915) 212-5605
3. Discussion and action on an Emergency Ordinance re-enacting Emergency Ordinance No. 019036, as re-enacted, restated and amended by Emergency Ordinance No. 019151; and further re-enacted and amended by Emergency Ordinance Nos. 019156, 019169, 019191 penalty as provided in Section 8. [21-934](#)

**All Districts**  
Fire, Mario M. D'Agostino, (915) 212-5605
4. Discussion and action on an Emergency Ordinance re-enacting Emergency Ordinance No. 019091, as amended by Emergency Ordinance No. 019119; Penalty as provided in Section 6. [21-947](#)

**All Districts**

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

5. For Notation Only: Formal Report of the Financial Oversight and Audit Committee meeting held on July 26, 2021. [21-910](#)
1. Discussion and Action on Audit Plan Updates.
    - Motion made by Representative Salcido, seconded by Representative Lizarraga and approved by Representative Rivera, Representative Lizarraga and Representative Salcido to accept the 3rd Quarter Update.
  2. Discussion on Client Surveys.

**All Districts**

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

6. Discussion, update, and action on the 87th Texas Legislative Special Sessions for the 87th Legislature. [21-924](#)

**All Districts**

City Attorney's Office, Lupe Cuellar, (915) 212-0033

7. Presentation and discussion on the creation and governance structure of the El Paso Water Utilities - Public Service Board. [21-925](#)

**All Districts**

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

8. Discussion and action on a Resolution directing the El Paso Water Utilities - Public Service Board to provide quarterly updates to the City Council on the status of the water, wastewater and stormwater system; and encouraging additional integration in and coordination with City of El Paso strategic planning and operational activities. [21-927](#)

**All Districts**

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

**EXECUTIVE SESSION**

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

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

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

The City Council of the City of El Paso may retire into EXECUTIVE SESSION pursuant to Section

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

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

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

**Discussion and action on the following:**

- EX1.**    Update on Joseph C. Pickett v. City of El Paso, Texas; 384th District Court, Cause No. 2020DCV3514. Matter No. 21-1007-2680 (551.071) [21-932](#)  
  
          City Attorney's Office, Karla M. Nieman, (915) 212-0033  
          City Attorney's Office, Manuel Arambula, (915) 212-0033
  
- EX2.**    Quarterly Litigation Report (March - June 2021). Matter No. 19-1021-1210 (551.071) [21-929](#)  
  
          City Attorney's Office, Karla M. Nieman, (915) 212-0033  
          City Attorney's Office, Nicole J. Anchondo, (915) 212-0033
  
- EX3.**    Discussion on the value and purchase/sale of real property partially located outside city limits near the Upper Valley of the City of El Paso, Texas and New Mexico. Matter No. 21-1004-1258 (551.072) [21-933](#)  
  
          City Attorney's Office, Karla M. Nieman, (915) 212-0033  
          Capital Improvement Department, Samuel Rodriguez, (915) 212-0065
  
- EX4.**    Discussion on the value and purchase/sale of real property located in the West side of the City of El Paso, Texas. Matter No. 21-1008-165 (551.071) (551.072) [21-935](#)  
  
          City Attorney's Office, Karla M. Nieman, (915) 212-0033  
          Capital Improvement Department, Samuel Rodriguez, (915) 212-0065
  
- EX5.**    Discussion regarding potential lease of property to a business prospect on airport property. Matter No. 21-1003-1193 (551.072)(551.087) [21-938](#)  
  
          City Attorney's Office, Karla M. Nieman, (915) 212-0033  
          Department of Aviation, Samuel Rodriguez, (915) 212-0065
  
- EX6.**    Update on HB 1520 and Securitization Request by Texas Gas Service [21-943](#)

Company, a division of ONE Gas, Inc., for Recovery of Extraordinary Costs Incurred during the 2021 Winter storm and Mitigate Future Costs, Texas Railroad Commission Docket No. 00007069. Matter No. 20-1008-147 (551.071)

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

- EX7.** Update - Application of El Paso Electric Company for approval to revise its Energy Efficiency Cost Recovery Factor (EECRF) and to request to establish revised cost caps. Public Utility Commission of Texas Docket No. 52081. Matter No. 21-1008-172 (551.071) [21-960](#)

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

- EX8.** Update on Application of El Paso Electric Company to Change Rates, Public Utility Commission of Texas Docket No. 52195. Matter No. 21-1008-174 (551.071) [21-944](#)

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

- EX9.** Economic Incentives for a Manufacturing Company to be located in the City of El Paso. Matter No. 21-1007-2740 (551.071)(551.072)(551.087) [21-941](#)

City Attorney's Office, Karla M. Nieman, (915) 212-0033  
Economic and International Development, Jessica Herrera, (915) 212-0094

## **ADJOURN**

### **NOTICE TO THE PUBLIC:**

If you need Spanish Translation Services, you must email [CityClerk@elpasotexas.gov](mailto:CityClerk@elpasotexas.gov) at least 48 hours in advance of the meeting.

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

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