

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

## **AGENDA FOR THE REGULAR COUNCIL MEETING**

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**September 28, 2021**  
**COUNCIL CHAMBERS, CITY HALL, 300 N. CAMPBELL AND VIRTUALLY**  
**9:00 AM**  
**PER LOCAL HEALTH AUTHORITY ORDER**  
**MASKS ARE REQUIRED IN CITY HALL**

**Teleconference phone number: 1-915-213-4096**  
**Toll free number: 1-833-664-9267**  
**Conference ID: 258-998-434#**

**AND**

**AGENDA REVIEW MEETING**  
**COUNCIL CHAMBERS 300 N. CAMPBELL**  
**AND VIRTUALLY**  
**September 27, 2021**  
**9:00 AM**

**Teleconference phone number: 1-915-213-4096**  
**Toll free number: 1-833-664-9267**  
**Conference ID: 101-587-92#**

Notice is hereby given that an Agenda Review Meeting will be conducted on September 27, 2021 at 9:00 A.M. and a Regular Meeting of the City Council of the City of El Paso will be conducted on September 28, 2021 at 9:00 A.M. Members of the public may view the meeting via the following means:

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

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

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

**At the prompt please enter the corresponding Conference ID:**

**Agenda Review, September 27, 2021 Conference ID: 101-587-92#  
Regular Council Meeting, September 28, 2021 Conference ID: 258-998-434#**

**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](http://legacy.elpasotexas.gov/muni_clerk/Sign-Up-Form-Call-To-The-Public.php)**

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

**Representative Aleksandra Anello**

**A quorum of City Council must participate in the meeting.**

**ROLL CALL**

**INVOCATION**

**PLEDGE OF ALLEGIANCE**

**MAYOR'S PROCLAMATIONS**

**El Paso Music Friendly Community Day**

**Teachers Day**

**NOTICE TO THE PUBLIC**

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

**CONSENT AGENDA - APPROVAL OF MINUTES:**

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

1. Approval of Minutes of the Regular City Council Meeting of August 31, 2021, the Regular City Council Meeting of September 14, 2021, the Agenda Review Meeting of September 13, 2021, the Work Session of August 30, 2021, and the Work Session of September 13, 2021. [21-1141](#)

**All Districts**

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

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

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

**CONSENT AGENDA - RESOLUTIONS:**

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

3. A Resolution to authorize the City Manager, or designee, to sign a Lessor's Approval of Assignment by and between the City of El Paso (Lessor), Golden Peanut Company, LLC (Assignor), and SNRA Commodities, Inc. (Assignee) for the following described property: A portion of Lots 6 and 8, Block 3, Butterfield Trail Industrial Park Unit One, El Paso International Airport Tracts, City of El Paso, El Paso County, Texas, and commonly known as 19 Founders, El Paso Texas. [21-1103](#)

The lease term is forty (40) years with one (1) year and five (5) months remaining plus one (1) ten (10) year option. The site is 134,084.219 square feet at \$0.1728/square foot/year, which equals \$23,169.72 annually or \$1,930.81 per month. The initial term of the lease agreement expires February 28, 2023.

**District 2**

Airport, Sam Rodriguez, (915) 212-7301

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

4. Approve a Resolution establishing the Entertainment Districts-Cross Functional Team, to include Representatives from Districts 1, 2, 5 and 7. [21-1114](#)

**All Districts**

Planning and Inspections, Phillip Etiwe, (915) 212-1553

City Manager's Office, Dionne Mack, (915) 212-1064

5. The linkage to the Strategic Plan is subsection: 2.3 - Increase Public Safety and Operational Efficiency. [21-1121](#)

That the Purchasing & Strategic Sourcing Director is authorized to notify C & R Distributing, LLC that the City is terminating Contract 2019-1072 Engine and Transmission Lubricants, Coolants, and Antifreeze (RE-BID) for convenience, pursuant to the provisions and requirements of Part 4, Section 8 (A) of the Contract Clauses, and that the termination shall be effective as of September

28, 2021.

**All Districts**

Fire, Chief Mario D'Agostino, (915) 212-5610

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

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

6. A Resolution approving a Detailed Site Development Plan for Lot 27, Block 1, 12300 Montwood, Montwood Heights Unit Four, 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. [21-1030](#)

The proposed detailed site 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: 12300 Montwood Drive

Applicant: CAD Consulting Co., PZDS21-00016

**District 5**

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

Planning and Inspections, Emily Diaz-Melendez, (915) 212-1612

7. That the Demolition Liens on the attachment posted with this agenda be approved. (See Attachment A) [21-1122](#)

**Districts 2, 3, and 8**

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

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

8. A Resolution authorizing the City Manager, or designee, to sign a License and Use Agreement between the City of El Paso and the Esperanto Developments, LLC for the use of the City 1 Parking Lot known as all of Block 42, Mills Addition, municipally known and numbered as 401 East Mills and 400 East Main, City of El Paso, El Paso County, Texas for a term commencing Friday October 1, 2021 at 5 P.M. and expiring on October 3, 2021 at 5 P.M. for a fee of \$3,300. [21-1120](#)

**District 8**

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

**Goal 8: Nurture and Promote a Healthy, Sustainable Community**

9. That the Mayor be authorized to sign an Interlocal Agreement between the City of El Paso and the Village of Vinton, Texas, for the period of September 1, 2021, through August 31, 2022 for the provision of public health and environmental services by the City of El Paso to the Village of Vinton, for which the Village of Vinton shall pay to the City of El Paso an annual amount of [21-1112](#)

EIGHTEEN THOUSAND SEVEN HUNDRED SIXTY-FIVE DOLLARS AND NO/100 (\$18,765.00)

**All Districts**

Public Health, Angela Mora, (915) 212-6502

10. That the Mayor is hereby authorized to sign an Interlocal Agreement by and between the City of El Paso (the "City") and the County of El Paso, Texas (the "County") whereby the City shall provide Strategic National Stockpile ("SNS") pharmaceuticals to the County in the event of a public health emergency and the County shall dispense said pharmaceuticals in accordance with the County's mass prophylaxis dispensing plan to the County's employees and the employees' family members.

[21-1113](#)

**All Districts**

Public Health, Angela Mora, (915) 212-6502

**CONSENT AGENDA - BOARD RE-APPOINTMENTS:**

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

11. Isaac Rodriguez as an Alternate Member to the Zoning Board of Adjustment by Representative Cassandra Hernandez, District 3.

[21-1149](#)

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

**CONSENT AGENDA - BOARD APPOINTMENTS:**

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

12. Gilbert Esparza III to the Districting Commission by Representative Joe Molinar, District 4.

[21-1109](#)

Members of the City Council, Representative Joe Molinar, (915) 212-0004

13. Romaree Friedman Herbert to the Open Space Advisory Board by Mayor Oscar Leeser.

[21-1138](#)

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

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

14. Michael Adjemian to the Parks and Recreation Advisory Board by Representative Cassandra Hernandez, District 3.

[21-1148](#)

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

15. Carlos A. Loweree III to the Museums and Cultural Affairs Advisory Board by Representative Cassandra Hernandez, District 3.

[21-1147](#)

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

**Goal 8: Nurture and Promote a Healthy, Sustainable Community**

16. Abel Legaspy to the Community Development Steering Committee by Representative Isabel Salcido, District 5.

[21-1142](#)

Members of the City Council, Representative Isabel Salcido, (915) 212-0005

**CONSENT AGENDA - APPLICATIONS FOR TAX REFUNDS:**

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

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

[21-1107](#)

**All Districts**

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

18. That the tax refunds listed on the attachment posted with this agenda be approved. This action would allow us to comply with state law which requires approval by the legislative body of refunds of tax overpayments exceeding the three (3) year limit. (See Attachment C)

[21-1108](#)

**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**

19. Accept the donations of \$2,500 from Marathon Petroleum, \$2,000 from El Paso Disposal, \$1,000 from El Paso Electric, and \$1,500 from Texas Gas Service for the purpose of funding for a second year, COVID-19 safe holiday events and initiatives in District 3, to include a Halloween Drive-Thru Trick-or-Treat to deter door-to-door trick-or-treating during the pandemic, turkeys for families in need during Thanksgiving and Christmas gifts and grocery gift cards for a less-fortunate neighborhood in the district.

[21-1140](#)

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

**CONSENT AGENDA - NOTICE OF CAMPAIGN CONTRIBUTIONS:**

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

- 20.** For notation pursuant to Section 2.92.080 of the City Code, receipt of campaign contribution by Representative Cassandra Hernandez of \$2,000 from DEC PAC.

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

[21-1116](#)
- 21.** For notation pursuant to Section 2.92.080 of the City Code, receipt of campaign contributions by Representative Joe Molinar in the amount of \$250.00 from Regina Arnold.

Members of the City Council, Representative Joe Molinar, (915) 212-0004

[21-1136](#)
- 22.** For notation pursuant to Section 2.92.080 of the City Code: receipt of campaign contributions by Representative Peter Svarzbein in the amount of \$1,000.00 by Eileen Karlsruher.

Members of the City Council, Representative Peter Svarzbein, (915) 212-1002

[21-1146](#)

**CONSENT AGENDA - REQUESTS TO ISSUE PURCHASE ORDERS:**

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

- 23.** The linkage to Strategic Plan is subsection 2.1 - Maintain standing as one of the nation's top safest cities.

[21-1102](#)

Award Summary:

Request that the Director of Purchasing & Strategic Sourcing be authorized to issue a Purchase Order to National Medical Service dba NMS Labs referencing Contract 2019-846R Crime Lab Services. This will be a change order to increase the contract by \$360,000.00 for a total amount not to exceed \$3,901,320.00 for the initial term. The change order will allow for the changes in laboratory analysis and reporting related to Marijuana or delta-9 tetrahydrocannabinol containing seized materials based on the newly established requirements for criminal penalty in the State of Texas.

Contract Variance:

N/A

Department: Police  
Award to: National Medical Service dba NMS Labs  
Horsham, PA

Item(s): All  
Change Order Amount: \$360,000.00  
Total Estimated Award \$3,901,320.00 (3 years)  
Account No.: 321-1000-21200-522150  
Funding Source: General Fund  
District(s): All

This is a change order for a Request for Qualification, professional service contract.

**All Districts**

Police, Chief Gregory Allen, (915) 212-4302

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

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

- 24. The linkage to the Strategic Plan is subsection 3.1 - Improve the visual impression of the community (community, gateways, corridors, intersections and parkland).

[21-1119](#)

Request that the City Manager be authorized to sign a Service Agreement between the City of El Paso and Christopher Weed Sculpture, Inc., for an estimated amount of \$211,000.00 for the Flores del Desierto Repairs. The award of this contract will allow the Museums & Cultural Affairs Department to engage the original fabricator of the Flores del Desierto public art piece located on the Airway Median for repair and replacement of damaged Sculptures #1, 4, and 7.

Contract Variance:

No contract variance.

Department: Museums & Cultural Affairs  
Award to: Christopher Weed Sculpture, Inc.  
Colorado Springs, CO  
Estimated Amount: \$211,000.00  
Funding Source: Outside Contracts  
Account No.: 454-4005-54320-522150-PBARTSTRET85  
District(s): 3  
Reference No.: 2022-0026

This is a non-competitive service agreement pursuant Exemption 252.022 (a) (3) procurement necessary because of unforeseen damage to public machinery, equipment, or other property of the Texas Local Government Code.

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

**District 3**

Museums and Cultural Affairs, Ben Fyffe, (915) 212-1766

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

**REGULAR AGENDA - MEMBERS OF THE CITY COUNCIL**

**Goal 8: Nurture and Promote a Healthy, Sustainable Community**



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

**All Districts**

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

**REGULAR AGENDA - OPERATIONAL FOCUS UPDATES**

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

26. Presentation and Discussion on TXDOT Project Updates. [21-1111](#)

**All Districts**

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

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

27. Police Incident Investigative Process. [21-1135](#)

**All Districts**

Police, Assistant Chief Peter Pacillas, (915) 212-4302

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

28. Presentation on the FY 2021 Capital Project Year-in-Review Report. [21-1110](#)

**All Districts**

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

**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: 258-998-434#

A sign-up form is available on line for those who wish to sign up in advance of the meeting at: [http://legacy.elpasotexas.gov/muni\\_clerk/signup\\_form.asp](http://legacy.elpasotexas.gov/muni_clerk/signup_form.asp)

### **REGULAR AGENDA - FIRST READING OF ORDINANCES:**

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

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

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

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

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

[21-1104](#)

**All Districts**

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

**PUBLIC HEARING WILL BE HELD ON OCTOBER 12, 2021**

#### **Goal 3: Promote the Visual Image of El Paso**

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

[21-1098](#)

**All Districts**

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

**PUBLIC HEARING WILL BE HELD ON OCTOBER 12, 2021**

31. An Ordinance changing the zoning of the following real property known as:

[21-1105](#)

Parcel 1: Tract 1, Section 4, Block 80, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to M-2 (Heavy Manufacturing); and

Parcel 2: Tract 3, Section 3, Block 80, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to M-2 (Heavy Manufacturing), 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: 7000 Stan Roberts  
Applicant: City of El Paso, PZRZ21-00020

**District 4**

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

**PUBLIC HEARING WILL BE HELD ON OCTOBER 26, 2021**

**REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS:**

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

32. The linkage to the Strategic Plan is subsection: 5.2 - Leverage and expand the use of current and new technology to reduce inefficiencies and improve communications.

[21-1101](#)

Award Summary:

Discussion and action on the request that the City Manager be authorized to sign a Service Agreement between the City of El Paso and Environmental Systems Research Institute, Inc., the sole source provider for geographic information systems (GIS) licensing software, maintenance, and on-line service with the stipulation that the vendor provides an updated sole source letter and affidavit each year. The Enterprise Agreement is a bundled package that includes existing goods and services to include additional needed software licenses, professional services, and training.

Contract Variance:

The difference in price, based on comparison to the previous contract is as follows: An increase of \$117,743.24 for a one (1) year term, which represents a

106.79% increase due to additional services.

Department: Information Technology Services  
Award to: Environmental Systems Research Institute, Inc.  
Redlands, CA  
Annual Estimated Amount: \$ 228,000.00 (Year 1)  
\$ 270,000.00 (Year 2)  
\$ 305,000.00 (Year 3)  
Total Estimated Award: \$ 803,000.00 (3 Years)  
Account No.: 239-1000-15240-522020-P1506  
334-3100-34060-522020-P3405  
560-3200-60000-522150-P6003  
562-3000-62030-522020  
321-2710-21230-522250-P2104-GT2121FUS  
Funding Source: General Funds  
Environmental Services Enterprise Fund  
Sun Metro General Operations Enterprise Fund  
Airport Operations Enterprise Fund  
EPPD Matrix Fusion Grant  
District(s): All  
Reference No.: 2022-0002

This is a Sole Source, service contract.

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

**All Districts**

Information Technology, Araceli Guerra, (915) 212-1401  
Purchasing and Strategic Sourcing, Bruce D. Collins (915) 212-1181

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

- 33. The linkage to the Strategic Plan is subsection 7.2 - Improve competitiveness through infrastructure improvements impacting the quality of life. [21-1100](#)

Award Summary:

Discussion and action on the award of Solicitation 2021-1339 Sunglow and Lockheed Median Improvements to MARTINEZ BROS. CONTRACTORS, LLC for a total estimated award of \$1,322,001.21. This project consists of median improvements along Sunglow Way and Lockheed Drive.

Department: Capital Improvement  
Award to: MARTINEZ BROS. CONTRACTORS, LLC  
El Paso, TX  
Item(s): Base Bid I and Base Bid II  
Initial Term: 240 Consecutive Calendar Days  
Base Bid I: \$572,088.65  
Base Bid II: \$749,912.56  
Total Estimated Award: \$1,322,001.21

Funding Source: 2013 Street Infrastructure Certificates of Obligation and  
Airport Capital  
Account: 190-4740-28900-580270-PCP19ST014  
Account: 562-3010-62335-580220-PAP00981  
District(s): 3

This is a Low Bid procurement, unit price contract.

The Purchasing & Strategic Sourcing and Capital Improvement Departments recommend award as indicated to MARTINEZ BROS. CONTRACTORS, 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.

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 3**

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

**REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF ORDINANCES:**

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

34. An Ordinance changing the zoning of 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-2/sp/c (Commercial/special permit/conditions) and imposing conditions. The Penalty is as provided for in Chapter 20.24 of the El Paso City Code. **THIS IS A 211 CASE.** [21-916](#)

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

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

**District 8**

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

35. An Ordinance granting Special Permit No. PZST21-00011, to allow for a small contractor's yard on the property described as a portion of F. Neve Survey No. 8, 4625 Delta Drive, City of El Paso, El Paso County, Texas, pursuant to [21-923](#)

Section 20.04.320 of the El Paso City Code. The penalty being as provided in Chapter 20.24 of the El Paso City Code.

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

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

**District 8**

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

- 36.** An Ordinance amending Title 19 (Subdivision and Development Plats) Sections: [21-1002](#)  
19.01.010 (Authority, Purpose and Applicability), 19.01.020 (Types of plats required), 19.01.030 (Exemptions), 19.01.050 (Application and Procedures), 19.02.020 (Application and Procedures), 19.03.020 (Application and Procedures), 19.04.020 (Application and Procedures), 19.04.070 (Plat Recordation), 19.05.020 (Application and Procedures), 19.06.020 (Application and Procedures), 19.07.040 (Amending Plats), 19.10.020 (In General), 19.31.030 (City Development Director), 19.37.060 (Application Contents), and 19.37.070 (Application Fees) of the El Paso City Code to update references in the Title, correct typographical errors, provide for the submittal of electronic applications, clarify presentation of final plats to City Plan Commission, provide for signature of Planning and Inspections Director on final plats, update figures, and remove reduction of certain fees for properties located within the boundaries of Tax Increment Zones or Empowerment Zones. The penalty is as provided under Title 19, Chapter 19.42 of the El Paso City Code. (Citywide)

**All Districts**

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

- 37.** An Ordinance Amending various sections of Title 20 (Zoning), Chapters 20.04 (Administrative Provisions), 20.08 (Permissible Uses), and 20.10 (Supplemental Use Regulations) to update Code reference language, delete language regarding fee reductions for detailed site development plans pertaining to properties located within the boundaries of the Tax Increment Financing Zone No. 5 and any neighborhood empowerment zone, delete mixed use development plan requirement, delete language regarding fee reductions for special permits pertaining to properties located within the boundaries of the Tax Increment Financing Zone No. 5 and any neighborhood empowerment zone, and delete language regarding fee reductions for rezoning applications pertaining to properties located within the boundaries of the Tax Increment Financing Zone No. 5 and any neighborhood empowerment zone. The penalty being as provided in Section 20.24 of the El Paso City Code. [21-986](#)

The proposed amendments meet the intent of and are in accordance with *Plan El Paso*, the City's Comprehensive Plan.

**All Districts**

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

38. An Ordinance amending Title 21 (SmartCode), Chapter 20.50 (Building Scale Plans), Section 20.50.060 (Building Disposition), to calibrate the SmartCode to the local character of the place and local conditions. The penalty being as provided in Section 21.60 of the El Paso City Code. [721-980](#)

**All Districts**

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

39. An Ordinance changing the zoning of a portion of Lots 1 and 2, Block 113, Vista Del Sol Unit Sixteen Replat "S", 11101 Armour Street, City of El Paso, El Paso County, Texas from P-I (Planned Industrial) to C-4 (Commercial). The penalty is as provided for in Chapter 20.24 of the El Paso City Code. [21-992](#)

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: 11101 Armour Dr.  
Applicant: Mast Partners LP, PZRZ21-00011

**District 7**

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

40. An Ordinance changing the zoning for the property described as a Portion of Tract 4D, of First Supplemental Map of Parkland Addition, City of El Paso, El Paso County, Texas R-4 (Residential) to R-5 (Residential). The penalty is as provided for in Chapter 20.24 of the El Paso City Code. [21-993](#)

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: 10032 Cross St.  
Applicant: Premium Intercapital Group, Inc., PZRZ21-00013

**District 4**

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

41. An Ordinance annexing the following real property described as a Portion of Section 17, Block 79, Township 3, Texas And Pacific Railway Company Survey, El Paso County, Texas. [21-1045](#)

Subject Property: East of Joe Battle Blvd. and South of Bob Hope Dr.  
Applicant: Socorro Independent School District SUAX20-00001

**District 6**

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

42. An Ordinance renewing and extending the Special Privilege License granted to the United States of America, acting by and through the Department of the Navy, Naval Facilities Engineering Command Southeast, as owner of the Naval Operations Support Center (NOSC) El Paso, to permit the continued use, maintenance and repair of a surface encroachment of curbing, guttering and security fence over a portion of city right-of-way along Truman Avenue and adjacent to the NOSC El Paso located at 4810 Pollard Street, El Paso, Texas; setting the license term for a term of one (1) year with seven (7) additional one (1) year renewal options.

[21-1048](#)

Subject Property: 4810 Pollard  
Applicant: United States of America, Department of the Navy,  
NESV2021-00004

**District 2**

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

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

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

[21-973](#)

**District 8**

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

**REGULAR AGENDA - OTHER BUSINESS:**

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

44. Discussion and action that the City Manager be authorized to sign a two year On-Call Agreement for Professional Services to perform energy management services on a task order basis by and between the City of El Paso and each of the following two (2) consultants:

[21-1118](#)

1. Texas Energy Engineering Services, Inc.
2. Yearout Energy Services Company, LLC

Each On-Call Agreement will be for an amount not to exceed Three Hundred Thousand and No/00 Dollars (\$300,000.00), and each agreement will include authorization for the City Engineer to approve additional Basic Services and Reimbursables for an amount not to exceed Fifty Thousand and No/100 Dollars (\$50,000.00) and authorization for the City Engineer to approve Additional Services for an amount not to exceed Fifty Thousand and No/100 Dollars (\$50,000.00) if the identified services are necessary for proper execution of



identified project and if the increased amounts are within the appropriate budget identified for a project. In addition, the City Manager, or designee, is authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of each On-Call Agreement.

**All Districts**

Capital Improvement Department, Sam Rodriguez (915) 212-1808

**Goal 8: Nurture and Promote a Healthy, Sustainable Community**

- 45.** Discussion and action on a Resolution to approve a 12th amendment to the City's 2019-2020 (45th Year) Annual Action Plan for the Emergency Solutions Grant-Coronavirus Phase 2 (ESG-CVII) to: [21-1115](#)
- a. Reduce the Homeless Welcome Center Project for the Opportunity Center for the Homeless by no more than \$250,000 in ESG-CVII funds; and
  - b. Add no more than \$250,000 in ESG-CVII funds to supplement the Opportunity Center Shelter and Homeless Management Information System (HMIS) Support Project, operated by the Opportunity Center for the Homeless.

**All Districts**

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

**EXECUTIVE SESSION**

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

**Representative Alexandra 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

**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](mailto:CityClerk@elpasotexas.gov) at least 48 hours in advance of the meeting.

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

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