

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

November 23, 2021

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

**THE LOCAL HEALTH AUTHORITY STRONGLY RECOMMENDS THE USE OF
MASKS IN ALL CITY FACILITIES AND INDOOR SPACES**

Teleconference phone number: 1-915-213-4096

Toll free number: 1-833-664-9267

Conference ID: 465-400-784#

AND

**AGENDA REVIEW MEETING
COUNCIL CHAMBERS, CITY HALL
300 N. CAMPBELL AND VIRTUALLY**

November 22, 2021

9:00 AM

Teleconference phone number: 1-915-213-4096

Toll free number: 1-833-664-9267

Conference ID: 465-400-784#

Notice is hereby given that an Agenda Review Meeting will be conducted on November 22, 2021 at 9:00 A.M. and a Regular Meeting of the City Council of the City of El Paso will be conducted on November 23, 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: 465-400-784#

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 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 BY POLICE CHAPLAIN JOSEPH MARATTA

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS

Ralph Cloud Day

Buy El Paso 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 November 9, 2021, the Agenda Review Meeting of November 8, 2021, and the Work Session of November 8, 2021.

[21-1360](#)

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. That the City Manager, or designee, is authorized to dedicate for use of the public as public right-of-way the following property: a 0.0483 acre portion of Lots 14 and 15, Block 5, El Paso International Airport Tracts Replat of Unit 3, as filed in Volume 28, Page 46, El Paso County Plat Records more commonly known as a portion of 6631 Montana Avenue. Further, the City Manager, or designee, is authorized to execute a dedication deed and to record such deed in the El Paso County Records. [21-1308](#)

District 3

Airport, Sam Rodriguez, (915) 212-7301

4. A Resolution to authorize the City Manager to execute a License Agreement between the City of El Paso ("City") and Tikal Group, LLC, a Texas Limited Liability Company ("Licensee"), to allow Licensee to locate news racks to dispense Licensee's newspaper in three areas of the El Paso International Airport, for a term of two years, in exchange for Licensee providing in-kind services equaling the value of the space and the license fee (\$15,000.00 annually), pursuant to the City's "In-Kind Services in Lieu of License Fees Payment", approved by the Director of Aviation on July 5, 2021. [21-1309](#)

Term for this agreement shall be for two (2) years. Licensee will provide in-kind services in lieu of license fees/payments. Total value of the space and license fee is \$15,000.00 annually.

District 2

Airport, Sam Rodriguez, (915) 212-7301

5. A Resolution to authorize the City Manager to sign an Office Space Rental Agreement by and between the City of El Paso ("Lessor") and ABM Aviation, Inc. ("Lessee") to lease office space totaling 284 square feet in the El Paso International Airport Terminal Building, located at 6701 Convair, El Paso, El Paso County, Texas, at \$43.60 per square foot per year, or as defined by the City Budget Resolution for the applicable space, for a term of three years, with an option to extend the Agreement for two additional one-year terms. [21-1313](#)

Term for this agreement shall be for three (3) years with the option to extend two additional one-year terms. Total value of the space lease is \$13,316.76 annually.

District 2

Airport, Sam Rodriguez, (915) 212-7301

6. A Resolution to authorize the City Manager to sign an a Concession License Agreement between the City of El Paso (“City”) and SWYFT (“Concessionaire”) to allow Concessionaire to operate automated retail machines at the El Paso International Airport, with Concessionaire’s payment to the City being the greater of an amount based on the square footage of the concession site or a percentage of the revenues derived from the automated retail machines, for a one year term, with an option to renew the Agreement for four additional one-year terms.

[21-1318](#)

Term for this agreement shall be for one (1) year with the option to extend for four additional one-year terms. Total value of the concession site is \$5,450.00 annually at a rate of \$54.50 per square foot. Agreement includes a percentage rent calculated at 12% of gross revenue derived from the ARM (Automated Retail Machine) on consumer electronics and 9.5% on products other than electronics concepts.

District 2

Airport, Sam Rodriguez, (915) 212-7300

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

[21-1336](#)

Award Summary:

That the City Manager be authorized to sign the Consent to Assignment of Contract No. 2015-002R Vehicle Rental Concessionaire by and between the City of El Paso, Budget Rent a Car Of El Paso, Inc. D/B/A Budget Rent a Car of El Paso (“Assignor”) and Budget Rent a Car System, Inc. (“Assignee”).

All Districts

Airport, Sam Rodriguez, (915) 212-1401

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

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

8. That the City Manager or designee is authorized to submit the FY2022 Enhancement of Special Operations Teams Capabilities grant application for the project entitled “Enhancement of Special Operations Teams Capabilities” through the Texas Office of the Governor, Public Safety Office and all related documents, including but not limited to, authorization of budget transfers, and/or revisions to the operations plan, and to accept, reject, amend, correct, extend and/or terminate the grant, in the amount of \$90,239.49, for the period February 1, 2022 through January 31, 2023, for the City’s Fire Department Special Response Teams to purchase necessary equipment intended to sustain and enhance current response capabilities locally and regionally on the border; and, that the City shall provide all applicable matching funds for said grant if applicable; and, that in the event of loss or misuse of the Office of the Governor’s grant funds, the City assures that the funds will be returned to the Office of the Governor in full.

[21-1332](#)

All Districts

Goal 3: Promote the Visual Image of El Paso

9. A Resolution approving a detailed site development plan for the property described as a portion of Lot 1, Block 2, Mesa Hills West, 310 South Mesa Hills Dr., 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.

[21-1335](#)

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: South Mesa Hills Dr.
Applicant: NUASA LLC, PZDS21-00029

District 8

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

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

10. Approve a Resolution that the City of El Paso will enter into a formal gift agreement for an original commission of a site-specific, exterior museum artwork by Leo Villareal with the El Paso Museum of Art Foundation, a private 501(c)3 non-profit organization, memorializing the parties respective rights and obligations relating to the project, contingent upon the Foundation raising adequate funds for its completion.

[21-1361](#)

All Districts

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

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

11. A Resolution that the 2021 Guidelines for the City Employees Charitable Campaign be adopted, designating the United Way of El Paso County as the Local Campaign Manager, and designating the City's Human Resources Director or designee to act as the liaison to work with the Local Campaign Manager in the administration of the campaign.

[21-1326](#)

All Districts

Human Resources, Araceli Guerra, (915) 212-1401

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

12. That the City Manager, or designee, 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

[21-1322](#)

HSIP-F24-Hercules Avenue Safety Lights (Dyer | Railroad) project, which has an estimated total project cost of \$679,744.00 of which the estimated local government participation amount is estimated at \$75,283.00. Further, that the City Manager, or designee, is authorized to sign all documents, agreement amendments, and perform all actions required to carry out the obligations of the City under this agreement.

District 4

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

CONSENT AGENDA - BOARD RE-APPOINTMENTS:

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

- 13. Anne M. Giangiulio to the Museums and Cultural Affairs Advisory Board by Representative Aleksandra Anello, District 2. [21-1306](#)
Members of the City Council, Representative Aleksandra Anello, (915) 212-0002
- 14. Anna Alemán to the Parks and Recreation Advisory Board by Representative Aleksandra Anello, District 2. [21-1352](#)
Members of the City Council, Representative Aleksandra Anello, (915) 212-0002
- 15. Laura Valdez to the Museums and Cultural Affairs Advisory Board by Representative Aleksandra Anello, District 2. [21-1358](#)
Members of the City Council, Representative Aleksandra Anello, (915) 212-0002

CONSENT AGENDA - BOARD APPOINTMENTS:

Goal 3: Promote the Visual Image of El Paso

- 16. Robert D. Garland III to the Building and Standards Commission by Representative Aleksandra Anello, District 2. [21-1356](#)
Members of the City Council, Representative Aleksandra Anello, (915) 212-0002

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

- 17. Edward Escudero to the Public Service Board Selection Committee by Representative Aleksandra Anello, District 2. [21-1350](#)
Members of the City Council, Representative Aleksandra Anello, (915) 212-0002

CONSENT AGENDA - NOTICE FOR NOTATION:

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

18. Accept the donation of \$5,000 from Sierra Machinery to go towards holiday events and initiatives in District 3, to include turkeys for families in need during Thanksgiving and Christmas gifts and grocery gift cards for a less-fortunate neighborhood in the district. [21-1355](#)

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

CONSENT AGENDA - REQUESTS TO ISSUE PURCHASE ORDERS:

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

19. The linkage to the Strategic Plan is subsection 1.4 - Grow the core business of air transportation. [21-1307](#)

Award Summary:

Request that the Director of Purchasing & Strategic Sourcing be authorized to issue a Purchase Order to ProDIGIQ, Inc. referencing Contract 2016-009R Airport Lease Management. This will be a change order to increase the contract by \$46,334.87 for a not to exceed total contract amount of \$350,234.34. This award will ensure the airport meets the reporting requirements under GASB 87.

Department: El Paso International Airport
Award to: ProDIGIQ, Inc.
Calabasas, CA
Total Estimated Amount: \$46,334.87
Account No.: 562-522020-62030-3000
Funding Source: Airport Operations Fund
District(s): All

All Districts

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

CONSENT AGENDA - BEST VALUE PROCUREMENTS:

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

20. The linkage to the Strategic Plan is subsection 7.2 - Improve competitiveness through infrastructure improvements impacting the quality of life. [21-1323](#)

Award Summary:

Award of Solicitation of 2021-1389 Parks Permanent Restrooms Cleaning Services to Ace Government Services, LLC for a three (3) year initial term estimated amount of \$279,240.00. The award also includes a two (2) year

option for an estimated amount of \$186,160.00. The total value of the contract is, including the initial term plus the option for a total of five (5) years, for an estimated amount of \$465,400.00. This contract will provide restroom cleaning at City park sites.

Contract Variance:

The difference in price, based on comparison to the previous contract is as follows: A decrease of \$238,618.39 for the initial term, which represents a -46.08% decrease due to decrease in pricing.

Department: Streets and Maintenance
Vendor: Ace Government Services, LLC
El Paso, TX
Item(s): All
Initial Term: 3 years
Option to Extend: 2 years
Annual Estimated Award: \$93,080.00
Initial Term Estimated Award: \$279,240.00 (3 years)
Total Estimated Award: \$465,400.00 (5 years)
Account No.: 451-1000-522060-51295-P5120
Funding Source: General Fund
District(s): All

This is a Best Value contract.

The Purchasing & Strategic Sourcing and Streets and Maintenance 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

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

REGULAR AGENDA - MEMBERS OF THE CITY COUNCIL

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

21. Discussion and action to direct the City Manager to have City staff review the Neighborhood Traffic Management Program (NTMP) on speed cushion requirements such as; the Tier 1 process which consists of the study, implementation and monitoring for residential and collector streets; and to have City staff review and/or update the process to allow for a less stringent manner in which neighborhoods may qualify for street cushions by modifying Section 3, Subsection D of eligibility criteria from 15% to 10% of vehicles meeting or exceeding 5 miles per hour over the posted speed limit; and to allow constituents whom are affected by vehicular accidents to their properties be able to request street cushions without the need of going through this process

21-1353

by providing proper documentation of such.

All Districts

Members of the City Council, Representative Claudia L. Rodriguez, (915) 212-0006
Members of the City Council, Representative Aleksandra Anello, (915) 212-0002

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

22. Discussion and action to direct the City Manager to return to Council within 30 days with a timeline for acquisition of open space land adjacent to the Police Department / Fire Training facility in Northeast El Paso, and to identify funding sources and a timeline for a conservation easement of that open space land. [21-1354](#)

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 Joe Molinar, (915) 212-0004

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

23. Discussion and action to approve a Resolution to adopt definitions of bullying and cyberbullying outside of educational settings in an effort to protect children, and to append said resolution to the City of El Paso Code of Conduct. [21-1357](#)

All Districts

Members of the City Council, Representative Cissy Lizarraga, (915) 212-0008
Members of the City Council, Representative Cassandra Hernandez, (915) 212-0003

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

24. Update, discussion, and action on the comprehensive constituent request system development timeline and implementation deadlines. [POSTPONED FROM 10-26-2021] [21-1257](#)

All Districts

Members of the City Council, Representative Aleksandra Anello, (915) 212-0002
Members of the City Council, Representative Cissy Lizarraga, (915) 212-0008

REGULAR AGENDA - OTHER BUSINESS

25. Presentation, discussion and action on the 4th Quarter Financial Report and to authorize the City Manager or his designee to allocate \$24,946,829 to the Budget Stabilization Fund of which \$7 million will be established in the FY 2022 Budget for the following two items: [21-1315](#)

1. The use of \$3,500,000 for a one-time lump sum payment for full-time and part-time employees
2. The use of \$3,500,000 to be allocated to streets, infrastructure, and facility

repairs as a result of recent and future storm impacts.

The City Manager, or designee, will 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 such purpose.

All Districts

City Manager's Office, K. Nicole Cote (915) 212-1092

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: 465-400-784#

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

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:

- 26.** An Ordinance authorizing the City Manager to sign an Offer To Sell, a Deed and any other documents necessary to convey 59.022 acres of land more or less, being described as Tract 1A, Section 16, Block 80, Township 1, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas to the United States of America, Department of the Army.

[21-1349](#)

District 4

El Paso Water, James W. Wolff, (915) 594-5511

PUBLIC HEARING WILL BE HELD ON DECEMBER 7, 2021

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

27. An Ordinance amending Title 5 (Business Licenses and Permit Regulations) to create Chapter 5.18 (Convenience Store Regulation) and Subsections thereunder in the El Paso City Code relating to the registration of and safety and prevention requirements for convenience stores within City of El Paso; the penalty as provided in Section 5.18.080 of the El Paso City Code. [21-1310](#)

All Districts

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

PUBLIC HEARING WILL BE HELD ON DECEMBER 7, 2021

28. An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.04 (General provisions and definitions), Section 12.04.040 (Bicycle) of the City Code, to amend, in its entirety, the definition of "Bicycle". [21-1329](#)

All Districts

Streets and Maintenance, Alfredo Austin, (915) 212-0118

PUBLIC HEARING WILL BE HELD ON DECEMBER 7, 2021

Goal 3: Promote the Visual Image of El Paso

29. An Ordinance vacating a portion of City Right-of-Way over a portion of San Jose Street, Highland Park Addition Amended Map, City of El Paso, El Paso County, Texas. [21-1314](#)

Subject Property: East of Cotton St. and North of Murchison Dr.

Applicant: Scenic View Townhomes LLC, Patricia Mendoza and City of El Paso, SURW20-00004

District 2

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

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

PUBLIC HEARING WILL BE HELD ON DECEMBER 7, 2021

30. An Ordinance renewing and extending the Special Privilege License granted to Western Refining Company LLC (F/K/A Western Refining Company L.P) by Ordinance No. 16272 to encroach onto portions of City Rights-of-Way within Trowbridge Drive, Marathon Street and North Loop Drive; and an Ordinance granting a Special Privilege to Western Refining Company LLC to permit the construction and installation, maintenance and operation of various multi-product pipelines and utility lines along portions of City Right-of-Way at Trowbridge Drive, Marathon Street and to allow the construction and encroachment of an overhead bridge across a portion of public right-of-way along Trowbridge Drive for a term of fifteen years with one (1) renewable fifteen year term. [21-1317](#)

Subject Property: 6500 Trowbridge
Applicant: Western Refining Company LLC, NESV2020-00003

District 3

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

PUBLIC HEARING WILL BE HELD ON DECEMBER 7, 2021

31. 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 prohibit parking on portions of Piedras Street; the penalty being provided in Chapter 12.84 of the City Code.

[21-1328](#)

District 2

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

PUBLIC HEARING WILL BE HELD ON DECEMBER 7, 2021

32. An Ordinance changing the zoning for the property described as Parcel 1: a portion of Tracts 5 and 6, N/K/A Tracts 5A5 and 6, Section 15, Block 80, Township 1, Texas and Pacific Railroad Company Surveys, 12100 Dyer Street, City of El Paso, El Paso County, Texas from R-F (Ranch-Farm) to R-5 (Residential) and Parcel 2: a portion of Section 15, N/K/A Tract 7A, Section 15, Block 80, Township 1, Texas and Pacific Railroad Company Surveys, 12100 Dyer Street, City of El Paso, El Paso County, Texas from M-1 (Light Manufacturing) to C-4 (Commercial). The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

[21-1334](#)

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: 12100 Dyer St.
Applicant: Joseph J. and George J. Ayoub, PZRZ21-00016

District 4

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

PUBLIC HEARING WILL BE HELD ON DECEMBER 14, 2021

REGULAR AGENDA – OTHER BUSINESS / BIDS, CONTRACTS, PROCUREMENTS:

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

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

[21-1319](#)

Award Summary:

Discussion and action on the award of Solicitation 2022-0080 Reconstruction of Taxiways J & K2 (Re-Bid) to Jordan Foster Construction, LLC for an estimated award of \$5,617,975.00. The project consists of pavement improvements that will bring the taxiway geometry at the north cargo buildings into compliance with current FAA design standards. Taxiway K2 will be reconstructed and a new Taxiway J9 will be constructed to replace aging pavement and conform with current FAA requirements.

Department: Aviation
Award to: Jordan Foster Construction, LLC
El Paso, TX
Item(s): Base Bid
Initial Term: 220 Consecutive Calendar Days
Base Bid: \$5,617,975.00
Total Estimated Award: \$5,617,975.00
Funding Source: Federal Aviation Administration and Airport Enterprise
Account: 562-3010-62330-580170-G62A204003
562-3080-62330-580170-G62A204003
District(s): All

This is a Low Bid procurement, unit price contract.

The Purchasing & Strategic Sourcing and Aviation 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

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

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

- 34. Discussion and action on a Resolution that the City Manager or Designee be authorized to reprogram the projects identified in Exhibit A of the Resolution as Reprogrammed Zoo Projects and reallocate funding in the amount of ONE

[21-1330](#)

MILLION FIVE HUNDRED THOUSAND AND 00/DOLLARS (\$1,500,000) to the budget of the Penguins Exhibit and South American Exhibit Restrooms.

All Districts

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

35. The linkage to the Strategic Plan is subsection 4.1 - Deliver bond projects impacting quality of life across the city in a timely, efficient manner.

[21-1325](#)

Award Summary:

Discussion and action on the award of Solicitation 2021-1422 Penguin Exhibit & SAP Restrooms (Re-Bid) to AZTEC CONTRACTORS, INC. for an estimated award of \$5,249,393.00. The Penguin exhibit will house Madagascar South America Penguins. The exhibit will include a fresh water exhibit pool, nests for penguin breeding, a quarantine and nursery pool, office space, beach area for the penguins, personal encounter space for guests and penguins, and stadium seating for guest shows. The SAP (South American Pavilion) Restrooms are new restrooms that will provide men and women restrooms, family restroom, and a nursing area room in the Americas section.

Department: Capital Improvement
Award to: AZTEC CONTRACTORS, INC.
El Paso, TX
Item(s): All
Initial Term: 450 Consecutive Calendar Days
Base Bid I: \$4,630,393.00
Additive Alternate I: \$ 5,000.00
Additive Alternate II: \$ 12,000.00
Base Bid II: \$ 603,000.00
Additive Alternate III: \$ -1,000.00
Total Estimated Award: \$5,249,393.00
Account No.: 452 - 4800 - 29010 - 580270 - PCP13ZOOA07
452 - 4800 - 29010 - 580270 - PCP13ZOOD04
Funding Source: 2012 Quality of Life Bond
District(s): 8

This is a Competitive Sealed Proposal, lump sum contract.

The Purchasing & Strategic Sourcing and Capital Improvement Departments recommend award as indicated to AZTEC CONTRACTORS, 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 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 8

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

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

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

[21-1321](#)

Award Summary:

Discussion and action on the award of Solicitation 2021-0989 Playa Drain Trail Phase II to TAO INDUSTRIES INC., dba HAWK Construction for an estimated award of \$435,247.43. This project consists of construction of a new pedestrian trail, including trail amenities, providing ADA accessibility, and landscape and irrigation improvements.

Department: Capital Improvement
Award to: TAO INDUSTRIES INC., dba HAWK Construction
El Paso, TX
Item(s): Base Bid
Initial Term: 145 Standard Work Weeks
Base Bid I: \$435,247.43
Total Estimated Award: \$435,247.43
Funding Source: Federal Highway Administration, 2011
Certificates of Obligation, and 2018 Certificates of Obligation
Account: 190-4950-38170-580270-PCP21TRAN01
Account: 190-4530-28330-580270-PCP21TRAN01
Account: 190-4741-38290-580270-PCP21TRAN01
District(s): 6 & 7

This is a Low Bid procurement, unit price contract.

The Purchasing & Strategic Sourcing and Capital Improvement Departments recommend award as indicated to TAO INDUSTRIES INC., dba HAWK Construction., 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.

Districts 6 and 7

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 2: Set the Standard for a Safe and Secure City

37. An Ordinance amending Title 12 (Vehicles and traffic), Chapter 12.08 (Administration and Enforcement), Section 12.08.220 (Impounding Vehicles) of the City Code, in its entirety, to allow an employee designated by the City to request the removal and storage of illegally parked and abandoned vehicles. [21-1284](#)

All Districts

Police, Assistant Chief Peter Pacillas (915) 212-4308

Goal 3: Promote the Visual Image of El Paso

38. 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
[POSTPONED FROM 10-26-2021]

District 4

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

39. An Ordinance changing the zoning of all of Lots 1 through 20, Block 266, Campbell Addition, and the vacated 20.00’ alley, City of El Paso, El Paso County, Texas from C-1/c/sp (Commercial/conditions/special permit), A-2 (Apartments), and C-4/sp (Commercial/special permit) to G-MU/c/sp (General Mixed Use/conditions/special permit) and approving a Master Zoning Plan. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. [21-1223](#)

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: 405 Montana Ave.

Applicant: SLI Engineering c/o Georges Halloul, PZRZ21-00001

District 8

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

Planning and Inspections, Luis Zamora, (915) 212-1552

- 40.** An Ordinance granting Special Permit No. PZST21-00001, to allow for a 50% reduction in parking on the property described as all of Lots 1 through 20, Block 266, Campbell Addition, and the Vacated 20.00' Alley, City of El Paso, El Paso County, Texas, pursuant to Section 20.14.070.B of the El Paso City Code. The penalty being as provided in Chapter 20.24 of the El Paso City Code. [21-1224](#)

The proposed special permit and 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: 405 Montana Ave.

Applicant: SLI Engineering, c/o Georges Halloul, PZST21-00001

District 8

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

Planning and Inspections, Luis Zamora, (915) 212-1552

REGULAR AGENDA - OTHER BUSINESS:

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

- 41.** Discussion and action that the Mayor and City Council be authorized to sign a Letter of Commitment and Support between the City of El Paso, Texas, a Texas Home Rule Municipal Corporation, and the National League of Cities, a Washington D.C. nonprofit organization, to participate in the 2021-2022 City Innovation Ecosystems Program. [21-1333](#)

All Districts

Economic and International Development, Mirella Craigo, (915) 212-1617

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

- 42.** Discussion and action that the City Manager be authorized to sign a two year On-Call Agreement for Professional Services to perform surveying services on a task basis by and between the City of El Paso and each of the following four (4) consultants: [21-1331](#)
1. Brock & Bustillos, Inc.
 2. Cobb, Fendley & Associates, Inc.
 3. Frank X. Spencer & Associates, Inc.
 4. GRV Integrated Engineering Solutions, 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 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

43. Discussion and action on a Resolution to approve a 13th amendment to the City's 2019-2020 (45th Year) Annual Action Plan for the Community Development Block Grant-Coronavirus Phase 3 (CDBG-CVIII) to:

[21-1327](#)

a. Add \$1,530,181 in CDBG-CVIII funds to supplement the Inspira Hotel Emergency Shelter Project, operated by Endeavors.

All Districts

Community and Human Development, Nicole Ferrini, (915) 212-1653

EXECUTIVE SESSION

The following member 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

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 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/>