

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

May 24, 2022

**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: 411-263-551#

AND

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

May 23, 2022

9:00 AM

Teleconference phone number: 1-915-213-4096

Toll free number: 1-833-664-9267

Conference ID: 466-952-353#

Notice is hereby given that an Agenda Review Meeting will be conducted on May 23, 2022 at 9:00 A.M. and a Regular Meeting of the City Council of the City of El Paso will be conducted on May 24, 2022 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, May 23, 2022 Conference ID: 466-952-353#
Regular Council Meeting, May 24, 2022 Conference ID: 411-263-551#

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>

For Call to the Public: <https://elpasotx.seamlessdocs.com/f/SpeakerSignUpFormPublic>

To speak on Agenda Items: <https://elpasotx.seamlessdocs.com/f/SpeakerSignUpFormItem>

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

Representative Cassandra Hernandez

A quorum of City Council must participate in the meeting.

ROLL CALL

INVOCATION BY POLICE, FIRE AND MINISTRY COORDINATOR FOR THE SHERIFF'S OFFICE, CHAPLAIN SAM FARAONE

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS

Kayla Gomez Day

Young Women's Leadership Academy Month

Colonel Cary Westin 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 May 10, 2022, the Agenda Review Meeting of May 9, 2022, the Work Session of May 9, 2022, and the Special Meeting of May 16, 2022. [22-644](#)

All Districts

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

CONSENT AGENDA - REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS [22-643](#)

CONSENT AGENDA - RESOLUTIONS:

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

3. That the City Manager, or designee, be authorized to sign an Underground Electrical and Transformer Pad Easement, granting an easement to the El Paso Electric Company to provide electrical power to property located between the intersections of Global Reach Drive and George Perry Boulevard, legally described as a 0.4427 acre portion of Lot 1, Block 2, Butterfield Trail Aviation Park Unit Three Replat A, situate within the corporate limits of the City of El Paso, El Paso County, Texas, recorded in File No. 20210042139, El Paso County Plat Records. [22-574](#)

District 3

Airport, Sam Rodriguez, (915) 212-7301

4. A Resolution that the City Manager be authorized to sign the 1st Amendment to the Chapter 380 Economic Development Program Agreement ("Agreement") between the CITY OF EL PASO and FLYZONE, LLC, to decrease the maximum, aggregated Grant payments due to the Applicant over the Term of the Agreement by 5 percent (from \$162,863 to \$154,720) as consideration for an approximate 5 percent reduction in the Minimum Investment required to be incurred by the Applicant (from \$12,414,000 to \$11,763,573). [22-597](#)

District 8

Economic and International Development, Jessica Cordova, (915) 212-1626
Economic and International Development, Elizabeth Triggs, (915) 212-0094

5. A Resolution for the El Paso City Council to adopt the City of El Paso Department of Aviation, Air Service Development Incentive Program. [22-600](#)

All Districts

Airport, Sam Rodriguez, (915) 212-7300

Goal 3: Promote the Visual Image of El Paso

6. A Resolution approving the demolition lien on 3100 Zion Ln. for work completed August 3, 2021 in the amount of \$14,539.88. [22-568](#)

District 2

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

7. That the Solid Waste liens on the attachment posted with this agenda be approved. (See Attachment A) [22-580](#)

Districts 1, 2, 3, 4, 7

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

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

8. That the City Manager be authorized to sign a Third Amendment to the Agreement for Professional Services by and between the CITY OF EL PASO and CONSOR ENGINEERS, LLC, a Texas Corporation, for a project known as "ALABAMA, DAVIS, DELTA, AND YARBROUGH BRIDGE CONSTRUCTION", to provide additional services for an increased cost not to exceed Thirteen Thousand Nineteen and 94/100 Dollars (\$13,019.94), for a total contract amount of Seven Hundred Sixty Five Thousand Five Hundred Sixty One and 94/100 Dollars (\$765,561.94); 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 and this Third Amendment. [22-611](#)

Districts 2, 7, and 8

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

CONSENT AGENDA - BOARD APPOINTMENTS:

Goal 3: Promote the Visual Image of El Paso

9. Justin Bass to the Zoning Board of Adjustment, as a Regular Member, by Representative Svarzbein, District 1. [22-642](#)

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

CONSENT AGENDA - APPLICATIONS FOR TAX REFUNDS:

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

10. 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 B) [22-583](#)

All Districts

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

REGULAR AGENDA - MEMBERS OF THE CITY COUNCIL

Goal 3: Promote the Visual Image of El Paso

11. Discussion and action on a Resolution commending the members of the El Paso Democratic Party and City of El Paso's Destination El Paso team for successfully securing that El Paso host the 2024 Texas Democratic Convention in the summer of 2024. [22-629](#)

All Districts

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

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

12. Discussion and action to authorize District 1 City Representative Peter Svarzbein to attend City Council meetings by video conference more than one regular meeting week in a row June 21 and 22, 2022 and July 5 and 6, 2022. [22-560](#)

All Districts

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

REGULAR AGENDA - OPERATIONAL FOCUS UPDATES

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

13. The Department of Aviation will provide a management update regarding the ELP 5MW (Megawatts) Solar Farm Project. [22-636](#)

All Districts

Airport, Sam Rodriguez, (915) 212-7301

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

14. Presentation and discussion of the financial impacts of COVID-19 on the Public Safety Bond Program. [22-582](#)

All Districts

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

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

15. Presentation and discussion providing a wrap-up of the 2022 Goal Team Reporting Series and Budget Update. [22-601](#)

All Districts

City Manager's Office, K. Nicole Cote, (915) 212-1092
Performance Office, Juliana Baldwin-Munoz, (915) 212-1204

Goal 8: Nurture and Promote a Healthy, Sustainable Community

- 16. Management update on modifications and improvements to the City's response to illegal dumping.

[22-576](#)

All Districts

Environmental Services, Ellen A. Smyth, (915) 212-6000
Police, Assistant Chief Victor Zarur, (915) 212-4307

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: 411-263-551#

A sign-up form is available on line for those who wish to sign up in advance of the meeting at: <https://elpasotx.seamlessdocs.com/f/SpeakerSignUpFormPublic>

REGULAR AGENDA - FIRST READING OF ORDINANCES:

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

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

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

Goal 3: Promote the Visual Image of El Paso

- 17. An Ordinance amending the Future Land Use Map (FLUM) contained in "Plan El Paso" for the properties legally described as Tract 1C, Block 1 and Tract 1A, Block 2, Ysleta Grant, 9879 North Loop Drive, City of El Paso, El Paso County,

[22-521](#)

Texas, from O-3, Agriculture to G-7, Industrial and/or Railyards.

Subject Property: 9879 North Loop Drive
Applicant: Hunt Eastlake Industrial, LLC. PLCP21-00004
[POSTPONED FROM 05-10-2022]

District 6

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

PUBLIC HEARING WILL BE HELD ON JUNE 22, 2022

18. An Ordinance changing the zoning of Tract 1C, Block 1 and Tract 1A, Block 2, Ysleta Grant, 9879 North Loop Drive, City of El Paso, El Paso County, Texas from R-F (Ranch and Farm) to C-4/c (Commercial/condition) and imposing conditions. The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

[22-522](#)

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: 9879 North Loop Drive
Applicant: Hunt Eastlake Industrial, LLC, PZRZ21-00017
[POSTPONED FROM 05-10-2022]

District 6

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

PUBLIC HEARING WILL BE HELD ON JUNE 22, 2022

19. An Ordinance amending the Future Land Use Map (FLUM) contained in “Plan El Paso” for the properties legally described as Tract 2, 2B, and 3D, Block 2, Ysleta Grant, City of El Paso, El Paso County, Texas, from O-3, Agriculture to G-4, Suburban (Walkable).

[22-523](#)

Subject Property: North of Inglewood Drive and West of North Loop Drive
Applicant: BRE Development, LLC. PLCP21-00005
[POSTPONED FROM 05-10-2022]

District 7

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

PUBLIC HEARING WILL BE HELD ON JUNE 22, 2022

20. An Ordinance changing the zoning of Tracts 2, 2B, and 3D, Block 2, Ysleta Grant, City of El Paso, El Paso County, Texas from R-F (Ranch and Farm) to A-O/c (Apartment/Office/condition), and imposing conditions. The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

[22-524](#)

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

Comprehensive Plan.

Subject Property: North of Inglewood Drive and West of North Loop Drive
Applicant: BRE Development, LLC. PZRZ21-00035
[POSTPONED FROM 05-10-2022]

District 7

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

PUBLIC HEARING WILL BE HELD ON JUNE 22, 2022

21. An Ordinance changing the zoning of a portion of Lot 1, Block 4, Riverside International Industrial Center, 9751 Pan American Drive, City of El Paso, El Paso County, Texas from R-F (Ranch and Farm) to M-1 (Light Manufacturing). The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

[22-585](#)

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: 9751 Pan American Drive
Applicant: El Paso Water, PZRZ22-00004

District 7

Planning and Inspections, Philip F. Etiwe, (915) 212-1553
Planning and Inspections, Nina Rodriguez, (915) 212-1561

PUBLIC HEARING WILL BE HELD ON JUNE 22, 2022

REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS:

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

22. The linkage to the Strategic Plan is subsection 2.3 - Increase public safety operational efficiency.

[22-599](#)

Award Summary:

Discussion and action of the award of Solicitation No. 2022-0238 Security Guard Services to Night Eyes Protective Services, Inc., for an initial term of three (3) years for an estimated amount of \$349,500.00. The award also includes a two (2) year option for an estimated amount of \$233,000.00. The total value of the contract is, including the initial term plus the option for a total five (5) years, for an estimated amount of \$582,500.00. This contract will provide security guard services for the El Paso Fire Department facilities.

Contract Variance:

The difference in price, based on comparison to the previous contract is as follows: An increase of \$53,820.00 for the initial term, which represents a 18.20% increase due to increase in hourly rates.

Department: Fire

Award to: Night Eyes Protective Services, Inc.
 El Paso, TX

Item(s): All

Initial Term: 3 Years

Option to Extend: 2 Years

Annual Estimated Award: \$116,500.00

Initial Term Estimated Award: \$349,500.00 (3 Years)

Total Estimated Award: \$582,500.00 (5 Years)

Account No: 322 - 22090 - 522120 - 1000 - P2216

Funding Source: General Funds

District(s): All

This is a Best Value, service contract.

The Purchasing & Strategic Sourcing Department and Fire Department recommend award as indicated to Night Eyes Protective Services, Inc., 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

Fire, Interim Chief Jonathan P. Killings, (915) 212-5600
 Purchasing and Strategic Sourcing, Claudia A. Garcia, (915) 212-1218

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

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

[22-594](#)

Award Summary:

Discussion and action on the award of Solicitation 2022-0401 South Central Streets Phase V to Jordan Foster Construction, LLC for an estimated total amount of \$4,787,802.35. This contract will allow for the reconstruction of Edna Street from Alicia to Huerta and Cortez from Delta to Flower.

Department: Capital Improvement

Award to: Jordan Foster Construction, LLC
 El Paso, TX

Item(s): Base Bid I, Base Bid II, Base Bid III, Base Bid IV, Base Bid V
 and Base Bid VI

Initial Term: 450 Consecutive Calendar Days

Base Bid I: \$1,694,951.00

Base Bid II: \$194,473.00

Base Bid III: \$56,444.00

Base Bid IV: \$1,841,876.35

Base Bid V: \$362,495.00

Base Bid VI: \$637,563.00

Total Estimated Award: \$4,787,802.35

Funding Source: 2013 Street Infrastructure

Accounts: 190-4740-580270-28900-PCP13ST003Y3A

District(s): 8

This is a Competitive Sealed Proposal, unit price contract.

The Purchasing & Strategic Sourcing and Capital Improvement Departments recommend award as indicated to Jordan Foster Construction, LLC the highest ranked offeror.

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

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

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

District 8

Capital Improvement Department, Sam Rodriguez, (915) 212-0065
Purchasing and Strategic Sourcing, Claudia A. Garcia, (915) 212-1218

REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF ORDINANCES:

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

24. An Ordinance granting a Franchise for Elite Medical Air Transport, LLC d/b/a Emergent Air, to operate a non-emergency ambulance transfer service. [22-504](#)

All Districts

Fire, Chief Mario D’Agostino, (915) 212-5605

Goal 3: Promote the Visual Image of El Paso

25. An Ordinance changing the zoning of being all of Tract 1D, U.S. Government Parcel #6, and a portion of Tract 14-A, and Tract 15-B, Block 27, Ysleta Grant, 175 Midway Drive, City of El Paso, El Paso County, Texas from R-F (Ranch and Farm) and C-4 (Commercial) to C-1 (Commercial), and imposing conditions. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. [22-447](#)

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: 175 Midway Drive
Applicant: Ysleta Independent School District, PZRZ21-00027

District 3

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

26. An Ordinance to amend Title 5 (Business License and Permit Regulations) Chapter 5.02 (Alcoholic Beverages), Section 5.02.090 (City Protest of Permit/License), Section 5.02.100 (City Liquor License/Permit - Fee) and Section 5.02.140 (Liquor License/Permit - Term); The penalty as provided in 5.02.170 (Violations and Penalties) of the El Paso City Code.

[22-506](#)

All Districts

Planning and Inspections, Philip F. Etiwe, (915) 212-1553
Planning and Inspections, Brenda R. Cantu, (915) 212-1500

REGULAR AGENDA - OTHER BUSINESS:

Goal 3: Promote the Visual Image of El Paso

27. Discussion and action on a Resolution amending Schedule C for the City of El Paso FY2022 Budget Resolution to update the local fees local governments can charge for alcohol licenses.

[22-584](#)

All Districts

Planning and Inspections, Philip F. Etiwe, (915) 212-1553
Planning and Inspections, Brenda R. Cantu, (915) 212-1500

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

28. Presentation and discussion by Project Arriba on their combined mid-year and annual report on the status of activities during the fiscal year, use of grant funds and progress in the performance measures required under the Chapter 380 Economic Development Program Agreement executed on October 2, 2018 between the City of El Paso and Project Arriba.

[22-598](#)

All Districts

Economic and International Development, Jessica Cordova, (915) 212-1626
Economic and International Development, Elizabeth Triggs, (915) 212-0094

29. Discussion and action on a Resolution of the City Council of El Paso nominating El Paso Healthcare System, LTD as a Texas State Enterprise Zone Project.

[22-602](#)

District 7

Economic and International Development, Kelly Kotlik, (915) 212-1616
Economic and International Development, Elizabeth Triggs, (915) 212-0094

30. Discussion and action on a Resolution that the City Manager be authorized to sign a Collaboration Agreement by and between the City of El Paso and LiftFund, together with the "Anchor Organizations," and the Aspen Institute Latinos and Society ("AILAS") to empower Latino communities and promote

[22-593](#)

long-term economic growth and resiliency.

All Districts

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

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

- 31.** Discussion and action on a Resolution that the City Manager be authorized to sign a Chapter 380 Economic Development Program Agreement (“Agreement”) by and between the CITY OF EL PASO, TEXAS and 1 TEXAS TOWER, LLC and HOTEL DULCINEA, LLC to support and facilitate the development of a hotel, which includes the redevelopment, rehabilitation and improvement of the downtown building commonly known as the Texas Tower, located at 109 North Oregon Street, El Paso, Texas 79901. The Agreement requires the Applicant to make a minimum investment of \$18 million. Over the term of the Agreement, the City will provide local performance-based economic incentives not to exceed \$2,186,000; additionally, the City will apply to participate in the State Convention Center Hotel Program established by Chapter 351 of the Texas Tax Code.

[22-603](#)

District 8

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

- 32.** Discussion and action on a Resolution that the City Manager be authorized to sign a long-term lease by and between the CITY OF EL PASO, TEXAS (“Lessor”) and 1 TEXAS TOWER, LLC (“Lessee”) to support and facilitate the development of a hotel, which includes the redevelopment, rehabilitation and improvement of the downtown building commonly known as the Texas Tower, located at 109 North Oregon Street, El Paso, Texas 79901.

[22-606](#)

District 8

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

- 33.** Discussion and action on a Resolution that the City Manager be authorized to sign a Chapter 380 Economic Development Program Agreement (“Agreement”) by and between City Of El Paso (“City”) and Parradame Family Partnership LP (“Applicant”) in support of the rehabilitation of a 100-year-old mixed-use building located in Downtown El Paso. The Agreement requires the Applicant to make a minimum investment of \$481,000. Over the term of the Agreement the City will provide performance-based incentives in an aggregate amount not to exceed \$47,665.

[22-605](#)

District 8

Economic and International Development, Kelly Kotlik, (915) 212-1616

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

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

- 34.** Discussion and action that the City Council approves a change order in the amount of \$168,964.54 to Lesna Construction Inc. for the installation of 178 concrete collars at connecting points to manholes and inlets to the project under Contract No. 2021-0026 Central Business District Phase IV project. This notice provides for the additional scope of work, which allows for additional capacity to the awarded contract. An additional forty-five (45) working days will be allowed

[22-572](#)

for the completion of the work. The new contract sum, including this change order notice and previous change order notices, is \$12,934,067.07. The City Manager, or designee, is authorized to execute any documents and contract amendments needed to carry out the intent of this Resolution.

District 8

Capital Improvement Department, Yvette Hernandez, (915) 212-2860

Goal 8: Nurture and Promote a Healthy, Sustainable Community

- 35. Presentation and introduction to the 48th Year (2022-2023) Annual Action Plan for the following Federal Department of Housing and Urban Development (HUD) Entitlement Grants: Community Development Block Grant (CDBG), HOME Investment Partnership (HOME), Housing Opportunities for Persons with Aids (HOPWA), and Emergency Solutions Grant (ESG) programs. Following this introduction, a 30-day public comment period will commence, after which the Final Annual Action Plan will be presented to Council for approval. [22-610](#)

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 Cassandra Hernandez

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.** Connie Patterson-Jimenez v. City of El Paso Matter No. 21-1039-1930 (551.071) [22-618](#)
City Attorney's Office, Victor Ivan Martinez, (915) 212-0033
- EX2.** Texas Gas Service - Request to Approve Continued Use of Financial Instruments for Hedging Gas Costs for the 2022-2023 Heating Season. Matter No. 22-1008-192 (551.071) [22-623](#)
City Attorney's Office, Donald Davie (915) 212-0033
- EX3.** Application of El Paso Electric Company to Revise Its Energy Efficiency Cost Recovery Factor (EECRF) and Establish Revised Cost Caps, Public Utility Commission of Texas Docket No. 53551. Matter No. 22-1008-193 (551.071) [22-622](#)
City Attorney's Office, Donald Davie, (915) 212-0033
- EX4.** Application of El Paso Electric Company to Change Rates to Open Access Transmission Tariff, Federal Energy Regulatory Commission (FERC); Docket No. ER22-282-000. Matter No. 21-1008-183 (551.071) [22-621](#)
City Attorney's Office, Donald Davie, (915) 212-0033
- EX5.** Application of El Paso Electric Company to Change Rates, Public Utility Commission of Texas Docket No. 52195. Matter No. 21-1008-174 (551.071) [22-620](#)
City Attorney's Office, Donald Davie, (915) 212-0033
- EX6.** Purchase, lease, exchange of real property located near East El Paso, Texas. Matter No. 22-1004-1384 (551.072) [22-624](#)
Capital Improvement Department, Samuel Rodriguez, (915) 212-0065
- EX7.** Purchase, lease, exchange of real property held by El Paso Water Utilities-PSB. Matter No. 22-1009-1145 (551.072) [22-626](#)
Economic and International Development, Elizabeth Triggs, (915) 212-1619
- EX8.** Quarterly Litigation Report. Matter No. 19-1021-1210 (551.071) [22-627](#)
City Attorney's Office, Kyle Lasley, (915) 212-0033

ADJOURN

NOTICE TO THE PUBLIC:

Sign Language interpreters are provided for regular City Council meetings. If you need Spanish Interpreter Services, you must email CityClerk@elpasotexas.gov at least 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/>