

OSCAR LEESER
MAYOR



CITY COUNCIL
BRIAN KENNEDY, DISTRICT 1
ALEXSANDRA ANNELLO, DISTRICT 2
CASSANDRA HERNANDEZ DISTRICT 3
JOE MOLINAR, DISTRICT 4
ISABEL SALCIDO, DISTRICT 5
ART FIERRO DISTRICT 6
HENRY RIVERA, DISTRICT 7
CHRIS CANALES, DISTRICT 8

TOMMY GONZALEZ
CITY MANAGER

**AGENDA REVIEW MINUTES
COUNCIL CHAMBERS AND VIRTUALLY
CITY HALL, 300 N. CAMPBELL
February 27, 2023
9:00 A.M.**

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The City Council met at the above place and date. Meeting was called to order at 9:01 a.m. Mayor Leeser present and presiding. The following Council Members answered roll call: Brian Kennedy, Alexsandra Anello, Cassandra Hernandez, Joe Molinar, Isabel Salcido, Art Fierro, Henry Rivera, and Chris Canales.

The agenda items for the February 28, 2023, Regular City Council and Special Mass Transit Board meetings were reviewed.

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7. CONSENT AGENDA – RESOLUTIONS

That the City Manager be authorized to sign the Third Amendment to the License Agreement, by and between the City of El Paso, a municipal corporation (the "City") and the El Paso Zoological Society, a Texas non-profit corporation (the "Society"), which was originally entered on December 18, 2012, and extended by 3 months on December 6, 2022, for the purpose of extending by one more year to end on March 17, 2024.

Representative Canales questioned the following City staff member:

- Mr. Joe Montisano, Zoo Director

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21. REGULAR AGENDA – MEMBERS OF THE CITY COUNCIL

Discussion and action to approve a Resolution recognizing Walburga "Wally" Cech's lifetime accomplishments and contributions to El Paso and to El Paso City Council meetings.

Representative Hernandez commented

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22. REGULAR AGENDA – MEMBERS OF THE CITY COUNCIL

Discussion and action to approve a Resolution to name the current and new El Paso Police Headquarters after Police Chief Gregory K. Allen.

Representative Molinar commented.

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25. REGULAR AGENDA – OPERATIONAL FOCUS UPDATES

Council PowerPoint presentation on Digital Video Recording System.

Representative Rivera questioned the following City staff members:

- Mr. Tommy Gonzalez, City Manager
- Fire Chief Mario D'Agostino

29. REGULAR AGENDA – FIRST READING OF ORDINANCES

An Ordinance amending Title 9 (Health and Safety), Chapter 9.48 (Public Swimming Pools and Spas), Section 9.48.010 (Purpose) of the El Paso City Code.

Representative Hernandez questioned the following City staff member:

- Mr. Steve Alvarado, Code Enforcement Director

30. REGULAR AGENDA – FIRST READING OF ORDINANCES

An Ordinance granting to Jessica Soto Prado and Hugo Prado DBA PS Ads a non-exclusive franchise for waste containers on sidewalks and other city property.

Mayor Leeser questioned the following City staff member:

- Ms. Ellen Smyth, Chief Transit and Field Operations Officer

31. REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS

Discussion and action on the award of Solicitation 2022-0641 Westside Median Roadway Illumination and Landscaping Improvements to ZTEX CONSTRUCTION, INC. for an estimated total amount of \$8,711,274.43. The project scope consists of furnishing all labor, materials, equipment, traffic control, permits, transportation, incidentals and all services required for the construction and installation of the Roadway Lighting Improvements and median improvements.

Department:	Capital Improvement
Award to:	ZTEX CONSTRUCTION, INC.
	El Paso, TX
Item(s):	Base Bid I, Base Bid II, Base Bid III, Base Bid IV, Base Bid V
Initial Term:	375 Consecutive Calendar Days
Base Bid I:	\$583,554.16
Base Bid II:	\$1,691,250.30
Base Bid III:	\$938,868.80
Base Bid IV:	\$3,592,359.40
Base Bid V:	\$1,905,241.77
Total Estimated Award:	\$8,711,274.43
Funding Source:	2019 Certificates of Obligation
Accounts:	190-4745-580270-28900-PCP20ST012
District(s):	1 & 8

This is a Competitive Sealed Proposal, unit price contract.

The Purchasing & Strategic Sourcing and Capital Improvement Departments recommend award as indicated to ZTEX CONSTRUCTION, 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.

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.

Representative Hernandez questioned the following City staff members:

- Ms. Claudia Garcia, Purchasing and Strategic Sourcing Assistant Director
- Mr. Jerry DeMuro, Capital Improvement Assistant Director

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ITEMS 32 AND 33 WERE REVIEWED TOGETHER

32. REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF ORDINANCES

An Ordinance changing the zoning of a portion of Lots 14 through 26, Block 4, Hughes Subdivision of Block 2, Alameda Acres, 5713 Welch Avenue, City of El Paso, El Paso County, Texas from S-D/sp (Special Development/special permit) to M-1 (Light 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: 5713 Welch Ave.

Applicant: Jose Manuel Valenzuela and Maria Del Sol Covarrubias,
PZRZ22-00016

33. REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF ORDINANCES

An Ordinance changing the zoning for the property described as Lot 135, Sunrise Acres #2, 4645 Vulcan Avenue, City of El Paso, El Paso County, Texas from R-4 (Residential) to A-O (Apartment/Office) and imposing a condition. 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: 4645 Vulcan Avenue

Applicant: Aguilar Pedro M. & Morales Francisca, PZRZ22-00023

Mr. Raul Garcia, Planning and Inspections Program Manager commented.

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37. REGULAR AGENDA – OTHER BUSINESS

Discussion and action that the City Manager be authorized to sign the First Amendment to the Restricted Funds Management Agreement entered on August 25, 2009 by and between the City of El Paso and the El Paso Museum of Art Foundation (the "Foundation"), under which the Foundation will commission, design, construct, and finance installation of the Star Ceiling Sculpture by El Paso artist Leo Villareal, and the City of El Paso will contribute (\$775,481) towards the project after the Foundation has raised the first \$3 million dollars for the project

Representative Canales questioned the following City staff member:

- Mr. Ben Fyffe, Managing Director, Cultural Affairs and Recreation

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38. REGULAR AGENDA – OTHER BUSINESS

Discussion and action on a Resolution amending the Rules of Order for City Council meetings.

Representative Kennedy questioned the following City staff members:

- Ms. Laura Prine, City Clerk
- Ms. Karla Nieman, City Attorney

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MASS TRANSIT BOARD AGENDA

4. CONSENT AGENDA – REQUEST TO ISSUE PURCHASE ORDERS

Request that the Managing Director of Purchasing & Strategic Sourcing be authorized to issue a Purchase Order to Oklahoma Investigation Group dba Tricorp Security, Inc. referencing Contract 2022-0467 Security Guard Services - Sun Metro. This will be a change order to increase the award by \$183,738.24 for a total amount not to exceed \$6,181,914.24. This change order will cover expenses for additional security guard services need at six (6) park locations throughout the City for a period of fourteen (14) months.

Department:	Mass Transit (Sun Metro)
Award to:	Oklahoma Investigation Group dba Tricorp Security, Inc. Kerens, TX
Total Estimated Award:	\$183,738.24
Account No:	560 - 3200 - 522120 - 60040 - P6016
Funding Source:	Sun Metro Operation Fund
District(s):	All

Mayor Leeser and Representatives Kennedy, Anello, Molinar, Rivera, and Canales questioned the following City staff members:

- Ms. Ellen Smyth, Chief Transit and Field Operations Officer
- Ms. Crystal Paz, Senior Procurement Analyst
- Ms. Dionne Mack, Deputy City Manager
- Interim Police Chief Peter Pacillas

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7. REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS

Discussion and action on the request that the Managing Director of the Purchasing & Strategic Sourcing Department be authorized to issue a Purchase Order(s) to Parkeon, Inc., the sole and authorized distributor of FlowBird Axio validators, Strada Ticket Vending Machines, Astreo Ticket Vending Machines and Flowbird software support and maintenance for 2023-0306 Ticket Vending Machines, Validators, and Software Support and Maintenance for a term of three (3) years for an estimated amount of \$1,371,002.93.

This contract will allow the purchase of ticket vending machines and validators that will enhance the customer service experience by providing new features and technology throughout the City's Brio Routes.

Department:	Mass Transit (Sun Metro)
Award to:	Parkeon, Inc. Moorestown, NJ
Year 1:	\$1,276,710.77
Year 2:	\$47,146.08
Year 3:	\$47,146.08
Total Estimated Award:	\$1,371,002.93 (3 years)
Account No:	560-3210-60050-580100- P9018-P60FTA113 -G60175339
Funding Source:	Federal Transit Administration Formula 5339
District(s):	All

This is a Sole Source contract. Texas Local Government Code Section 252.022 (a) (7) (D) Captive Replacement Parts or Components.

The Purchasing & Strategic Sourcing and Mass Transit (Sun Metro) departments recommend award as indicated to Parkeon, Inc., the sole and authorized distributor for these goods and services.

Representative Annello questioned the following City staff members:

- Ms. Crystal Paz, Senior Procurement Analyst
- Ms. Ellen Smyth, Chief Transit and Field Operations Officer

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Motion made by Mayor Pro Tempore Annello, seconded by Representative Salcido and unanimously carried to **ADJOURN** this meeting at 9:36 a.m.

AYES: Representatives Kennedy, Annello, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales

NAYS: None

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APPROVED AS TO CONTENT:

Laura D. Prine, City Clerk