

OSCAR LEESER
MAYOR

CARY WESTIN
INTERIM CITY MANAGER



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

MINUTES FOR REGULAR COUNCIL MEETING

JANUARY 3, 2024
COUNCIL CHAMBERS, CITY HALL AND VIRTUALLY
9:00 AM

ROLL CALL

The City Council of the City of El Paso met on the above time and date. Meeting was called to order at 9:02 a.m. Mayor Oscar Leeser was present and presiding and the following Council Members answered roll call: Brian Kennedy, Alexsandra Annello, Joe Molinar, Isabel Salcido, Henry Rivera and Chris Canales. Cassandra Hernandez joined the meeting via video conference. Late arrival: Art Fierro at 9:07 a.m.

INVOCATION BY EL PASO POLICE SENIOR CHAPLAIN DAVID MAYFIELD

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS

Crime Stoppers Month

Dr. Martin Luther King, Jr. Day

El Paso Police Department K-9 Unit Day

RECOGNITIONS BY MAYOR

Mayor's Distinguished Award

Bruce Reichman

The Regular City Council meeting was **RECESSED** at 9:29 a.m. in order to take photos with the honorees.

The Regular City Council meeting was **RECONVENED** at 9:43 a.m.

NOTICE TO THE PUBLIC

Motion made by Mayor Pro Tempore Annello, seconded by Representative Molinar, and unanimously carried to **APPROVE, AS REVISED**, all matters listed under the Consent Agenda unless otherwise

noted. (Items approved, postponed, or deleted pursuant to the vote on the Consent Agenda will be shown with an asterisk {*}).

AYES: Representatives Kennedy, Annello, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales
NAYS: None

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CONSENT AGENDA – APPROVAL OF MINUTES:
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Goal 6: Set the Standard for Sound Governance and Fiscal Management
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1. *Motion made, seconded, and unanimously carried to **APPROVE** the Minutes of the Regular City Council Meetings of December 5, 2023 and December 12, 2023, and the Special City Council Meeting of December 18, 2023.

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

NO ACTION was taken on this item.

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CONSENT AGENDA – RESOLUTIONS:
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Goal 1: Create an Environment Conducive to Strong, Sustainable Economic Development
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3. ***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

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 **PEDRO MORALES & FRANCISCA MORALES** (“Applicant”) in support of an infill development project located at 7833 Mount Latona Dr., El Paso, Texas 79904. The Agreement requires the Applicant to make a minimum investment of \$90,000.00. Over the term of the Agreement, the City shall provide economic incentives not to exceed \$5,211.94 in the form of a Real Property Tax Rebate, a Construction Materials Sales Tax Rebate, and a Building Construction Fee Rebate.

4. *Motion made, seconded, and unanimously carried to **DELETE** a Resolution that the City Manager or designee, be authorized to sign an Agreement for Professional Services by and between the City of El Paso and Kronberg Wall Architects LLC for a project known as “Title 18 - Building Code Amendments”, for an amount not to exceed two hundred forty thousand, five hundred and no/100 dollars (\$240,500.00); and that the City Engineer without further authorization from the City Council and in a form approved by the City Attorney, increase the total payment identified for all basic services and reimbursable performed pursuant to this Agreement in the amount not to exceed fifty thousand (\$50,000.00) if such services are necessary for the proper execution of the Project and the increased amounts are within the appropriate budget identified for the identified 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 the agreement for Professional Services. In addition, the City Manager, or designee, is authorized to increase the contract amount up to \$50,000 and sign any amendments to the agreement.

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5. ***RESOLUTION**
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BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Manager, or designee, be authorized to sign a First Amendment to the Crosswinds Entertainment District Ground Lease by and between the City of El Paso ("Lessor") and Anzures & Son, LLC ("Lessee") to delay the Rent Commencement twelve (12) months to account for a six (6) month delay in access and to provide credit for six (6) months of rent and credit for \$3,265.79 to a single month's rent as a result of \$25,405.37 of In-Kind Services performed by Lessee.

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Goal 3: Promote the Visual Image of El Paso
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6.

*** R E S O L U T I O N**

WHEREAS, in accordance with Chapter 2.38 of the El Paso City Code, Guadagnoli Bette M., in accordance with Chapter 2.38.070 and 2.38.080 of the El Paso City Code, after due notice and hearing, the City Council of the City of El Paso ordered the owner of the hereinafter described property to vacate the building, and relocate the tenants on said property and clear the property of all rubbish and debris, and the owner having failed after due notice to comply with such ORDER, the PLANNING AND INSPECTIONS DEPARTMENT, under the Building Official instructions, proceeded to vacate the Building, relocate the tenants, secure and maintain the Building secure until repaired or demolished, and clean the property of all rubbish and debris; and

WHEREAS, the Director of the Planning and Inspections Department has reported the cost of doing such work in the amount hereinafter set forth.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

3913 Fred Wilson Ave., El Paso, TX 79904., more particularly described as 1 Beaumont Annex Lot 3 (6000 Sq. Ft.), City of El Paso, El Paso County, Texas, PID #B30599900100700

to be \$1,645.25, in accordance with the El Paso City Code Section 2.38.070 and 2.38.080 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 21 day of August, 202□, and approves the costs described herein.

2. The City Council, in accordance with Chapter 2.38.070 and 2.38.080 of the El Paso City Code, declares the above total amount One Thousand Six Hundred Forty Five AND 25/100 DOLLARS (\$1,645.25) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

*** R E S O L U T I O N**

WHEREAS, in accordance with Chapter 2.38 of the El Paso City Code, Jorge M. Sanchez., in accordance with Chapter 2.38.070 and 2.38.080 of the El Paso City Code, after due notice and hearing, the City Council of the City of El Paso ordered the owner of the hereinafter described property to vacate the building, and relocate the tenants on said property and clear the property of all rubbish and debris, and the owner having failed after due notice to comply with such ORDER, the PLANNING AND INSPECTIONS DEPARTMENT, under the Building Official instructions, proceeded to vacate the Building, relocate the tenants, secure and maintain the Building secure until repaired or demolished, and clean the property of all rubbish and debris; and

WHEREAS, the Director of the Planning and Inspections Department has reported the cost of doing such work in the amount hereinafter set forth.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

8501 Wingo Way, El Paso, TX 79907., more particularly described as 3 West Ysleta 8, City of El Paso, El Paso County, Texas, PID #W14299900307600

to be \$395.00, in accordance with the El Paso City Code Section 2.38.070 and 2.38.080 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 21 day of August, 2023, and approves the costs described herein.

2. The City Council, in accordance with Chapter 2.38.070 and 2.38.080 of the El Paso City Code, declares the above total amount Three Hundred Ninety Five AND 00/100 DOLLARS (\$395.00) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

*** R E S O L U T I O N**

WHEREAS, in accordance with Chapter 2.38 of the El Paso City Code, Tommy B Balles Jr. and Grace A., in accordance with Chapter 2.38.070 and 2.38.080 of the El Paso City Code, after due notice and hearing, the City Council of the City of El Paso ordered the owner of the hereinafter described property to vacate the building, and relocate the tenants on said property and clear the property of all rubbish and debris, and the owner having failed after due notice to comply with such ORDER, the PLANNING AND INSPECTIONS DEPARTMENT, under the Building Official instructions, proceeded to vacate the Building, relocate the tenants, secure and maintain the Building secure until repaired or demolished, and clean the property of all rubbish and debris; and

WHEREAS, the Director of the Planning and Inspections Department has reported the cost of doing such work in the amount hereinafter set forth.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

10493 Chinaberry Dr., El Paso, TX 79925., more particularly described as 37 Eastwood Lot 20 (7950 Sq. Ft.), City of El Paso, El Paso County, Texas, PID #E20799903703900

to be \$2,840.60, in accordance with the El Paso City Code Section 2.38.070 and 2.38.080 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 21 day of August, 2023, and approves the costs described herein.

2. The City Council, in accordance with Chapter 2.38.070 and 2.38.080 of the El Paso City Code, declares the above total amount Two Thousand Eight Hundred Forty AND 60/100 DOLLARS (\$2,840.60) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

*** R E S O L U T I O N**

WHEREAS, in accordance with Chapter 2.38 of the El Paso City Code, Esparza Enrique Jr. and Cecilia A., in accordance with Chapter 2.38.070, 2.38.080, 18.50.108.1/.2 of the El Paso City Code, after due notice and hearing, the City Council of the City of El Paso ordered the owner of the hereinafter described property to vacate the building, and relocate the tenants on said property and clear the property of all rubbish and debris, and the owner having failed after due notice to comply with such ORDER, the PLANNING AND INSPECTIONS DEPARTMENT, under the Building Official instructions, proceeded to vacate the Building, relocate the tenants, secure and maintain the Building secure until repaired or demolished, and clean the property of all rubbish and debris; and

WHEREAS, the Director of the Planning and Inspections Department has reported the cost of doing such work in the amount hereinafter set forth.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. The City Council determines its reasonable expenses including administrative costs and the cost of removing the accumulated trash, vegetation and weeds or other rubbish located on the property known as:

1512 Wyoming Ave., El Paso, TX 79902 ., more particularly described as 42 Franklin Heights 7 & W 1/2 OF 8 (4500 SQ FT), City of El Paso, El Paso County, Texas, PID #F60799904201300

to be \$6,203.15, in accordance with the El Paso City Code Section 2.38.070 and 2.38.080 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 23 day of August, 2023, and approves the costs described herein.

2. The City Council, in accordance with Chapter 2.38.070 and 2.38.080 of the El Paso City Code, declares the above total amount Six Thousand Two Hundred Three AND 15/100 DOLLARS (\$6,203.15) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.

4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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Goal 4: Enhance El Paso's Quality of Life through Recreational, Cultural and Educational Environments
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7. ***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor is hereby authorized to sign this Interlocal Agreement between the City of El Paso (the "City") and the Ysleta Independent School District (the "District"), to set out to enhance the quantity and quality of recreational and athletic facility uses available to the residents of the City, at no cost to the City through the shared use of public indoor and outdoor athletic and recreational facilities, owned by each entity. In addition, the City Manager or designee is hereby authorized to execute any necessary documents to carry out the agreement.

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CONSENT AGENDA – SPECIAL RE-APPOINTMENTS:
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Goal 6: Set the Standard for Sound Governance and Fiscal Management
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8. ***R E S O L U T I O N**

WHEREAS, the City of El Paso ("City") is entitled to appoint two members to the El Paso Central Appraisal District Board; and

WHEREAS, the City desires to re-appoint Jackie York as one of its members to the El Paso Central Appraisal District Board.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That Jackie York is hereby re-appointed to the El Paso Central Appraisal District Board of Directors to serve from January 1, 2024 through December 31, 2024.

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9. ***R E S O L U T I O N**

WHEREAS, the City of El Paso ("City") is entitled to appoint two members to the El Paso Central Appraisal District Board; and

WHEREAS, the City desires to re-appoint Tanny Berg as one of its members to the El Paso Central Appraisal District Board.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That Tanny Berg is hereby re-appointed to the El Paso Central Appraisal District Board of Directors to serve from January 1, 2024 through December 31, 2024.

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CONSENT AGENDA – BOARD RE-APPOINTMENTS:
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Goal 6: Set the Standard for Sound Governance and Fiscal Management
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10. *Motion made, seconded, and unanimously carried to **RE-APPOINT** Representative Joe Molinar to the City of El Paso Employees Retirement Trust Board of Trustees by Mayor Oscar Leaser.
11. *Motion made, seconded, and unanimously carried to **RE-APPOINT** Representative Art Fierro to the City of El Paso Employees Retirement Trust Board of Trustees by Mayor Oscar Leaser.
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CONSENT AGENDA – NOTICE FOR NOTATION:
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Goal 5: Promote Transparent and Consistent Communication Amongst All Members of the Community
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12. *Motion made, seconded, and unanimously carried to **ACCEPT** the donation of \$500 from Galileo Church in Fort Worth, Texas to go toward the production and distribution of gender-neutral bathroom signs through LGBTQIA+ organizations of El Paso, such as Mountain Star Pride and Stonewall Democrats of El Paso, and in doing so is in alignment with the City of El Paso's ordinance, Chapter 5.19, on gender-neutral signage for single-user restrooms, which goes into effect on January 1, 2024.
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The Regular City Council meeting was **RECESSED** at 10:18 a.m. in order to convene the Mass Transit Board of Directors meeting.

The Regular City Council meeting was **RECONVENED** at 10:26 a.m.

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REGULAR AGENDA – MEMBERS OF THE CITY COUNCIL:
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Goal 7: Enhance and Sustain El Paso's Infrastructure Network
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13. **ITEM:** Discussion and action to direct staff to review the position of the El Paso Civil Service Commission Recorder and return with recommendations.

Representative Kennedy commented.

The following staff members commented:

- Mr. Cary Westin, Interim City Manager
- Ms. Karla Nieman, City Attorney

Motion made by Representative Kennedy, seconded by Representative Fierro, and carried to **DIRECT** staff to review the position of the El Paso Civil Service Commission Recorder and Secretary and return with recommendations.

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

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14. Presentation and discussion regarding the El Paso Water budget workshop - FY 2024-2025 Budget Overview; FY 2024-2025 Stormwater operating and Capital Improvement Budget; FY 2024-2025 Water, Wastewater and Reclaimed Water Operating and Capital Improvement Budget; Proposed Rules and Regulation Changes, including rate and fee adjustments.

Mr. John Balliew, El Paso Water President and Chief Executive Officer, presented a PowerPoint presentation (copy on file in the City Clerk's Office).

The following members of the public commented:

1. Mr. Rich Wright
2. Ms. Lisa Turner

1ST MOTION

Motion made by Representative Rivera, seconded by Representative Canales, and unanimously carried that the City Council **RETIRE** into **EXECUTIVE SESSION** at 2:20 p.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.089 to discuss the item:

Section 551.071 CONSULTATION WITH ATTORNEY

AYES: Representatives Kennedy, Annello, Hernandez, Molinar, Salcido, Fierro, Rivera and Canales
NAYS: None

Representative Hernandez was not present in Executive Session since she participated virtually.

2ND MOTION

Motion made by Representative Rivera, seconded by Representative Salcido, and unanimously carried to **ADJOURN** the Executive Session at 3:41 p.m. and **RECONVENE** the meeting of the City Council.

AYES: Representatives Kennedy, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales
NAYS: None
NOT PRESENT FOR THE VOTE: Representative Annello

NO FURTHER ACTION was taken on this item.

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<u>REGULAR AGENDA – OPERATIONAL FOCUS UPDATES:</u>

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Goal 8: Nurture and Promote a Healthy, Sustainable Community

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15. ITEMS 15 THROUGH 18 WERE DISCUSSED TOGETHER

Climate and Sustainability Management Update.

Ms. Nicole Ferrini, Climate and Sustainability Officer, presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Mayor Leeser and Representatives Kennedy, Annello, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales commented.

The following City staff members commented:

- Mr. Rhonda Easter, Purchasing and Strategic Sourcing Assistant Director
- Mr. Cary Westin, Interim City Manager
- Mr. Omar Martinez, Grants and Strategic Initiatives Manager
- Ms. Karla Nieman, City Attorney
- Mr. Fernando Berjano, Senior Climate Programs Manager

Ms. Alejandra Marco, AECOM Technical Services' representative, commented.

The following members of the public commented:

1. Ms. Patricia Osmond
2. Ms. Lisa Turner
3. Ms. Kathleen Staudt
4. Mr. Jerry Kurtyka
5. Mr. Matthew Rodriguez
6. Mr. Harry Steven White
7. Mr. Fernando Lugo
8. Mr. Ricardo Vargas
9. Ms. Veronica Carbajal
10. Mr. Laurence Gibson
11. Mr. Joshua Simmons
12. Mr. Kenneth Bell, statement read into the record by the City Clerk
13. Mr. Jesus Guereca, statement read into the record by the City Clerk
14. Ms. Ana Fuentes
15. Mr. Migpuel Escoto
16. Mr. Don Driscoll
17. Ms. Atziri Reyes
18. Ms. Jenny Solo, statement read into the record by the City Clerk
19. Ms. Joanne MacKenzie
20. Ms. Mia Gonzales
21. Mr. Carlos Menchaca
22. Ms. Kim Shulte

NO ACTION was taken on this item.

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REGULAR AGENDA – OTHER BUSINESS, BIDS, CONTRACTS, PROCUREMENTS:
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Goal 8: Nurture and Promote a Healthy, Sustainable Community
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16. RESOLUTION

WHEREAS, through the Inflation Reduction Act of 2022 (IRA), Congress provided many tools to pursue greenhouse gas (GHG) pollution reductions, including the Climate Pollution Reduction Grants (CPRG) program;

WHEREAS, the El Paso Metropolitan Statistical Area (MSA), as one of the 67 most populous metropolitan areas, and with the City of El Paso as the lead entity, was awarded a planning grant under CPRG to develop a Comprehensive Climate Action Plan (CCAP);

WHEREAS, the City of El Paso and its regional partners of the Paso del Norte Community Climate Collaborative (PDNC3) included the creation of the Climate Fellowship Program as part of the workplan approved by the Environmental Protection Agency (EPA) to develop professional skills related to climate and sustainability among the young regional population;

WHEREAS, Workforce Solutions Borderplex is one of the PDNC3 partners and the regional workforce development agency;

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. **THAT**, the El Paso City Council authorizes the City Manager or designee to enter into a sub-recipient agreement with Workforce Solutions Borderplex relating to the Climate Fellowship Program and the workforce solutions component of the CPRG Grant;
2. **THAT**, the City Manager or designee is authorized to accept, reject, alter and/or terminate the sub-recipient agreement;
3. **BE IT FURTHER RESOLVED THAT**, the City Manager or designee is authorized to sign any related paperwork or documents needed to execute the sub-recipient agreement.

*Discussion was taken with item 15.

Motion made by Representative Canales, seconded by Representative Anello, and carried to **APPROVE** the Resolution.

AYES: Representatives Kennedy, Anello, Hernandez, Salcido, Fierro, Rivera and Canales

NAYS: Representative Molinar

17.

RESOLUTION

WHEREAS, through the Inflation Reduction Act of 2022 (IRA), Congress provided many tools to pursue greenhouse gas (GHG) pollution reductions, including the Climate Pollution Reduction Grants (CPRG) program;

WHEREAS, the El Paso Metropolitan Statistical Area (MSA), as one of the 67 most populous metropolitan areas, and with the City of El Paso as the lead entity, was awarded a planning grant under CPRG to develop a Comprehensive Climate Action Plan (CCAP);

WHEREAS, the City of El Paso and its regional partners of the Paso del Norte Community Climate Collaborative (PDNC3) have the purpose of building a partnership to accelerate the work of the El Paso MSA addressing environmental justice and climate empowering community-driven solutions in overburdened and underserved areas across the region;

WHEREAS, the Leadership Steering Committee (LSC) committee will function as a senior level advisory group charged with guiding the CCAP scope of work led by the City of El Paso;

WHEREAS, the LSC will be comprised of multiple public entities committed through a mutual cooperation agreement. Each entity will assign a point of accountability as an official representative; and

WHEREAS, the LSC will participate in data collection efforts, engagement and outreach activities within their region, and review and comment regarding CPRG deliverables.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT, the El Paso City Council authorizes the City Manager to enter into a non-binding memorandum of understanding with all members of the Leadership Steering Committee relating to the CPRG Program.

*Discussion was taken with item 15.

Motion made by Representative Canales, seconded by Representative Annello, and carried to **APPROVE** the Resolution.

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

NAYS: Representative Molinar

18.

R E S O L U T I O N

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Manager be authorized to sign Contract 2023-0670R Climate Action Plan by and between the City of El Paso and AECOM Technical Services Inc., to provide qualified consulting services to assist in the development of the city's first formalized Climate Action Plan (CAP) for a term of four (4) year from the effective date of the Agreement. This is a service requirement contract at a currently estimated cost to the City of El Paso of \$1,239,235.00 for the term of services.

*Discussion was taken with item 15.

At the request of Representative Canales, the following paragraph is an abstract of his comments to be included in the minutes:

Representative Chris Canales commented he drew on his background in sustainable development work, underscoring the urgency of addressing climate change challenges and expressing appreciation for the technical complexity of crafting an effective Climate Action Plan that is necessary for pursuing larger federal grants. He supported awarding the contract to AECOM Technical Services, citing their global expertise, and detailed the proposed contract's importance in fortifying El Paso against climate impacts. He outlined AECOM's timeline of deliverables and the funding sources, both voter-approved 2022 bond funds and EPA grant funding. Stressing the need for a collaborative approach, Representative Canales pledged involvement from local stakeholder organizations and emphasized the significance of bringing in specialized expertise to translate local knowledge into actionable strategies backed by the required technical documentation. He made additional comments in support of the Climate Fellowship Program and the collaboration with other municipalities and government entities in the region, including Hudspeth County.

1ST MOTION

Motion made by Representative Salcido, seconded by Mayor Pro Tempore Annello, to **POSTPONE** the item for **TWO WEEKS** until the meeting of January 17, 2024.

AYES: Representatives Annello and Salcido
NAYS: Representatives Kennedy, Hernandez, Molinar, Fierro, Rivera and Canales
THE MOTION FAILED.

2ND AND FINAL MOTION

Motion made by Representative Rivera, seconded by Representative Hernandez, and carried to **APPROVE** the Resolution.

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

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The Regular City Council meeting was **RECESSED** at 1:17 p.m.

The Regular City Council meeting was **RECONVENED** at 1:28 p.m.
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CALL TO THE PUBLIC – PUBLIC COMMENT:

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The following members of the public commented:

1. Patricia Osmond
2. Elizabeth Crawford
3. Gloria Krahm
4. Albert Rivera
5. Valentina Torres
6. Anne M. Giangliulio – statement read into the record by the City Clerk
7. Angel Ulloa – statement read into the record by the City Clerk
8. Ana Reza
9. Veronica Carbajal
10. Aby Perea
11. Joshua Simmons
12. Kim Shulte – statement read into the record by the City Clerk
13. Tony Ramirez – statement read into the record by the City Clerk
14. Carmen Rodriguez
15. Lisa Turner

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REGULAR AGENDA – FIRST READING OF ORDINANCES:

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Motion made by Representative Rivera, seconded by Representative Fierro, and unanimously carried that the following Ordinances, having been introduced pursuant to Section 3.9 of the El Paso City Charter, be **ADVERTISED** for public hearing

AYES: Representatives Kennedy, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales
NAYS: None
NOT PRESENT FOR THE VOTE: Representative Annello

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

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19. An Ordinance amending Ordinance No. 016528 to modify requirements for membership on the Board of Directors of the Tax Increment Reinvestment Zone Number Five, City of El Paso, Texas.
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20. An Ordinance of the City Council of the City of El Paso, Texas, approving amendment number twenty-three to the Project and Financing Plan for Tax Increment Reinvestment Zone Number Five, City of El Paso, Texas, amending the plan to update the projected tax increment reinvestment zone revenue and establishing project cost categories.
21. An Ordinance authorizing the City Manager to sign a Purchase and Sale Agreement, a Deed and any other documents necessary to convey approximately 7.006 acres of land legally described as out of a portion of Tracts 3A and 5A, now known as Tracts 3A3 and 5A1, Block 7, Ysleta Grant, City of El Paso, El Paso County, Texas.
22. An Ordinance authorizing the City Manager to sign a Purchase and Sale Agreement, a Deed and any other documents necessary to convey approximately 0.11 acres of land legally described as the North 40 feet of Lots 12 to 16, Map No. 3, Block 99, Bassett's Addition, City of El Paso, El Paso County, Texas.
23. An Ordinance authorizing the City Manager to sign a Purchase and Sale Agreement, a Deed and any other documents necessary to convey approximately 0.025 acres of land legally described as Lot 25, Block 3, Colonia Miramonte Addition Unit One, City Of El Paso, El Paso County, Texas.

PUBLIC HEARING WILL BE HELD ON JANUARY 17, 2024 FOR ITEMS 19 THROUGH 23

Goal 3: Promote the Visual Image of El Paso

24. An Ordinance granting Special Permit No. PZST23-00013, to allow for an adult day care center on the property described as a portion of Block 52, Government Hill Addition, 4115 Trowbridge Drive, City of El Paso, El Paso County, Texas, pursuant to Section 20.04.260 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: 4115 Trowbridge Drive
Applicant: Jireh Shiloh, LLC, PZST23-00013

PUBLIC HEARING WILL BE HELD ON JANUARY 30, 2024 FOR ITEM 24

REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS:

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

25. Motion made by Representative Fierro, seconded by Representative Salcido, and unanimously carried to **AWARD** Solicitation 2023-0424 Electric Cart Operator to Goodwill Industries of El Paso Inc. for an initial term of three (3) years for an estimated amount of \$352,800.00. The award also includes a two (2) year option for an estimated amount of \$235,200.00. The total contract time is for five (5) years for a total estimated amount of \$588,000.00. This contract will provide courtesy passenger shuttle service for passengers with limited mobility, those traveling with small children or any passenger that may need assistance to and from their gate.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$68,175.00 for the initial term, which represents a 23.95% due to additional hours added and an increase in the billable rate.

Department:	El Paso International Airport
Award to:	Goodwill Industries of El Paso Inc.
City & State:	El Paso, TX
Item(s):	All
Initial Term:	3 Years
Option Term:	2 Years
Total Contract Time:	5 Years
Annual Estimated Award:	\$117,600.00
Initial Term Estimated Award:	\$352,800.00
Option Term Estimated Award:	\$235,200.00
Total Estimated Award:	\$588,000.00
Account(s)	562 - 3000 - 62070 - 522150
Funding Source(s):	Airport Operating Fund
District(s):	All

This was a Best Value Bid Procurement - unit price contract.

The Purchasing & Strategic Sourcing and El Paso International Airport Departments recommend award as indicated to Goodwill Industries of El Paso Inc. the sole highest ranked offeror based on the evaluation factors established in the evaluation criteria for this procurement.

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.

In accordance with this award, the City Manager or designee is authorized to exercise future options if needed.

Ms. Crystal Paz, Senior Procurement Analyst commented.

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

NAYS: None

REGULAR AGENDA – EMERGENCY ORDINANCES:

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

26. ITEMS 26 AND 27 WERE TAKEN TOGETHER

ORDINANCE NO. 019582

**AN EMERGENCY ORDINANCE EXTENDING EMERGENCY
ORDINANCE NO. 019333 AUTHORIZING THE CITY MANAGER TO ASSIGN
PERSONNEL AND RESOURCES TO ASSIST IN ADDRESSING THE
HUMANITARIAN AND PUBLIC SAFETY CRISIS RESULTING FROM A MASS
MIGRATION THROUGH EL PASO**

WHEREAS, on May 23, 2022, the Mayor and City Council of the City of El Paso (the “City”) passed an Emergency Ordinance No. 019333 “Authorizing the City Manager to Assign Personnel and Resources to Assist in Addressing the Humanitarian and Public Safety Crisis Resulting from a Mass Migration through the City of El Paso”; and

WHEREAS, thousands of migrants from Latin America gathered at or near the U.S.-Mexico border in hopes that President Biden would ease immigration restrictions that will make it easier to enter the United States; and

WHEREAS, the Biden administration ended the COVID-19 public health emergency on May 11, 2023 ending all use of Title 42 as a mechanism to control the border; and

WHEREAS, on the eve of the expiration of Title 42, there were an estimated 152,000 migrants in northern Mexico with approximately 60,000 in the State of Chihuahua, and 35,000 in Ciudad Juarez according to U.S. federal statistical records; and

WHEREAS, the Southwest had 188,778 land border encounters in the month of October, 2023; and

WHEREAS, the El Paso sector of U.S. Customs and Border Patrol (“CBP”) had 22,107 land border encounters in the month of October, 2023 and a total of 22,107 encounters for federal fiscal year 2024; and

WHEREAS, when the CBP Central Processing Center is over capacity and the non-governmental organizations (NGOs) space is unavailable, that is when the potential for street releases arises; and

WHEREAS, CBP has released many migrants onto downtown streets leaving many migrants without shelter; and

WHEREAS, in the month of December 2023, approximately 5,500 migrants have been released into the community weekly; and

WHEREAS, in response to the street releases, the El Paso City-County Office of Emergency Management (“OEM”) reallocated twenty-nine COVID-19 Operations staff to assist as migrant shelter surge staff, and on May 17, 2022, this staff began orientation training at Casa del Refugiado, the NGO’s largest hospitality site; and

WHEREAS, OEM has created a job specification, for general disaster operations to include humanitarian relief duties to hire and assign staff to assist with NGO capacity; and

WHEREAS, beginning in late August 2022, the El Paso sector experienced a surge of over 2,000 migrants presenting themselves daily to CBP, primarily made up of unsponsored single adults from Venezuela, resulting in over 1,000 street releases by CBP; and

WHEREAS, in the Fall of 2022, the City expended significant resources to create and staff a Welcome Center to assist with transportation assistance, providing long-distance charter services and over 39,000 meals to over 19,300 migrants through October 20, 2022; and

WHEREAS, due to this high volume, the number of refugees and asylum seekers released to the NGO and the City’s Migrant Welcome Center, was over 1,000 on a daily basis; and

WHEREAS, on September 7, 2022, the City and OEM stood up a migrant Welcome Center to assist with transportation assistance providing services and meals to over 19,300 migrants through October 20, 2022; and

WHEREAS, in September, 2023, the City purchased the former Morehead Middle School campus to serve as its Community Readiness Center to assist migrants on a short-term basis; and

WHEREAS, the release of mass groups of people without access to potable water, food, or shelter exposes the migrants and El Paso residents to the origination and spread of potential and actual disease; and

WHEREAS, in response to the number of migrants arriving at the border, on January 5, 2023, the Department of Homeland Security created a humanitarian parole program for migrants from Cuba, Haiti, and Nicaragua similar to the program already available to Venezuelans; and

WHEREAS, on January 8, 2023, President Biden visited the border to assess the situation in part because the number of migrants has gained the attention of the media and national leadership; and

WHEREAS, there are significant public safety and security concerns related to the wave of migration, including but not limited to the risk to injury or loss of life with migrants in El Paso streets with little or no resources on days that reach hot or cold temperatures and the inherent risks that come with increased demand on local shelters; and

WHEREAS, on March 12, 2023, border officials barricaded and closed down the Paso del Norte bridge due to a breach of public safety involving hundreds of migrants present on the bridge due to rumors about the relaxation of immigration restrictions circulated on social media sites; and

WHEREAS, CBP has increased the number of family units released into the community causing wait times for transportation to final destinations to increase and other logistical challenges; and

WHEREAS, for these reasons, the City is faced with the imminent threat of widespread injury or loss of life resulting from a surge in transient migrants traveling to the region; and

WHEREAS, there is the potential for loss of property for both residents and migrants due to those who would take financial advantage of this wave of migrants; and

WHEREAS, the Director of Aviation has the authority, as granted by the El Paso City Council, to manage the day-to-day operation of the El Paso International Airport ("EPIA") and to ensure that those operations are conducted in compliance with the rules and regulations regarding airports under Title 14 of the Code of Federal Regulations, Chapter 22 of the Texas Transportation Code, and Title 14 of the El Paso City Code, as well as federal, state, and local health and safety regulations to ensure the health, safety, and welfare of all occupants and travelers making use of EPIA facilities; and

WHEREAS, EPIA in recent past, became saturated with migrants awaiting air travel and could need to take measures to preserve the health and safety of its customers,

employees and the public, as well as measures to secure its facilities as the demand for air travel increases exponentially; and

WHEREAS, the City of El Paso is home to 4 international ports of entry between Texas and Mexico; and

WHEREAS, based on mass migration events in the recent past, the City anticipates significant delays at the international ports-of-entry to include trade; and

WHEREAS, the encampment of large groups of migrants on City rights of way, parks and other City property has led to street closure and cessation of the streetcar service; and

WHEREAS, the City finds that the expenditure of public funds for staff to coordinate resources and supplies, serve as shelter surge staff and transport migrants released in the City of El Paso accomplishes a valid public purpose of protecting public infrastructure, and protecting the health, safety and welfare of the citizens of El Paso; and

WHEREAS, in order to protect the health of persons in the municipality, the City Council wishes to continue to assist the local NGO with surge staff, coordination of resources and supplies, and transportation in light of the continued high number of community releases; and

WHEREAS, OEM and the City have and will continue to prepare and evaluate the need for mass emergency sheltering thanks to the expiration of Title 42 and other regional migration surges that may impact the El Paso region; and

WHEREAS, the El Paso City Charter Section 3.10, allows for the adoption of one or more emergency ordinances to meet a public emergency affecting life, health, property, or the public peace; and

WHEREAS, Section 121.003 of the Texas Health & Safety Code states that a municipality may enforce any law that is reasonably necessary to protect public health; and

WHEREAS, Section 122.006 of the Texas Health & Safety Code provides home-rule municipalities express authority to adopt rules to protect the health of persons in the municipality, including quarantine rules to protect the residents against communicable disease; and

WHEREAS, this Ordinance shall remain in effect until otherwise terminated, re-enacted, superseded by a conflicting ordinance, El Paso Local Health Authority Ordinance, state or federal law, or repealed automatically as of the 31st day following the date on which it was adopted unless re-enacted pursuant to City Charter Section 3.10.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That the Emergency Ordinance No. 019333 passed and adopted by the City Council of the City of El Paso on May 23, 2022 is hereby re-enacted and shall continue for thirty (30) days unless re-enacted in accordance with City Charter Section 3.10 or until terminated by City Council, whichever is sooner.
2. This ordinance is adopted as an emergency measure with the unanimous vote of the City Council Representatives present and the consent of the Mayor and pursuant to City Charter Section 3.10.

**AN EMERGENCY ORDINANCE
EXTENDING EMERGENCY ORDINANCE NO. 019485 DUE TO A
HUMANITARIAN, SECURITY, AND ECONOMIC CRISIS
RESULTING FROM A MASS MIGRATION THROUGH EL PASO**

WHEREAS, on May 8, 2023, the El Paso City Council passed Emergency Ordinance No. 019485 “Due to a Humanitarian, Security, and Economic Crisis Resulting from a Mass Migration through the City of El Paso (the “City”)”; and

WHEREAS, for federal fiscal year 2024, Southwest encounters were at 188,778; and

WHEREAS, the El Paso sector of CBP had 22,107 land border encounters in the month of October, 2023; and

WHEREAS, thousands of migrants from Latin America gathered at or near the U.S.-Mexico border awaiting processing after Title 42, which is a COVID-19 era mechanism, ended along with the expiration of the Public Health Emergency for COVID-19; and

WHEREAS, prior to the expiration of Title 42, there were an estimated 152,000 migrants in northern Mexico with approximately 60,900 in the State of Chihuahua, and 35,000 in Ciudad Juarez according to U.S. federal statistical records; and

WHEREAS, DHS has created an immigration benefit through which migrants from certain nations can request asylum and be paroled into the country; and

WHEREAS, upon the migrants’ arrival into the United States, they are held by CBP who processes, sets for hearing and then releases migrants onto El Paso streets with little to no resources; and

WHEREAS, the number of migrants in need of shelter has exceeded the shelter space available through local, state, and federal partnerships; and

WHEREAS, the City lacks an extensive transportation infrastructure to facilitate the movement of migrants out of the region further increasing demand on shelters; and

WHEREAS, state and federal infrastructure and support is critical to support local efforts to effectively and safely care for mass groups of migrants entering the City; and

WHEREAS, U.S. Customs and Border Protection (CBP) surged its personnel and resources along the southern border to increase processing capacity to ensure a humane environment for those being processed; and

WHEREAS, the primary challenge for the non-governmental organizations (NGOs) assisting in the effort is that the NGOs do not have the volunteer base to sustain or increase current capacity at their current hospitality sites; and

WHEREAS, the Office of Emergency Management has created a job specification, for general disaster operations to include humanitarian relief duties to hire and assign staff to assist with migrant operations; and

WHEREAS, in the Fall of 2022, the City expended significant resources to create and staff a Welcome Center to assist with transportation assistance, providing long-distance charter services and over 39,000 meals to over 19,300 migrants through October 20, 2022; and

WHEREAS, in September, 2023, the City purchased the former Morehead Middle School campus to serve as its Community Readiness Center to assist migrants on a short-term basis; and

WHEREAS, the number of migrants released into the community has been as high as 1,700 in a single day; and

WHEREAS, the volume of migrants at the border and released into the United States has gained the attention of international and national media; and

WHEREAS, there are significant public safety and security concerns related to the wave of migration, including but not limited to the risk to injury or loss of life with migrants in El Paso streets with little or no resources on days that reach extremely high or freezing low temperatures and the inherent risks that come with increased demand on local shelters; and

WHEREAS, donations to the migrants from the public are best received at the assisting NGOs and shelters in lieu of delivery to spaces where migrants gather; and

WHEREAS, additional shelter space is being prepared for the thousands of migrants released into the community; and

WHEREAS, camping in public spaces is prohibited under Section 48.05 of the Texas Penal Code; and

WHEREAS, the City is faced with the imminent threat of widespread injury or loss of life resulting from a surge in transient migrants traveling to the region; and

WHEREAS, there is potential for loss of property for both residents and migrants due to those who would take advantage of this wave of migrants; and

WHEREAS, in recent months, the El Paso International Airport became saturated with migrants awaiting air travel and shelter, and the City of El Paso may need to take measures to preserve the health and safety of its customers, employees and the public, as well as measures to secure, clean and comply with all related legal requirements regarding its facilities as the demand for air travel can increase exponentially; and

WHEREAS, the City of El Paso is home to 4 of the 28 international ports of entry between Texas and Mexico; and

WHEREAS, based on mass migration events in the recent past including protests and closures of the international bridges, the City has experienced several significant delays at the international ports-of-entry to include trade delays; and

WHEREAS, the City of El Paso has determined that extraordinary measures must be taken to protect all people in and coming through the City; and

WHEREAS, City Charter Section 3.10 allows for the City Council to adopt an emergency ordinance to meet a public emergency affecting life, health, property or the public peace; and

WHEREAS, pursuant to City Charter Section 3.10, every emergency ordinance shall stand repealed automatically as of the 31st day following the date on which it was adopted, but may be re-enacted to continue a Disaster Declaration; and

WHEREAS, the condition necessitating the declaration of a state of disaster continues to exist.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF EL PASO, TEXAS:

1. That an emergency exists as described in clear and specific terms in the recitals above, which are incorporated herein.
2. That the state of disaster proclaimed for the City of El Paso by the Mayor on May 8, 2023 and extended by unanimous vote of City Council shall continue for thirty (30) days unless re-enacted in accordance with City Charter Section 3.10 or until terminated by order of the City Council, whichever is sooner.
3. This ordinance is adopted as an emergency measure with the unanimous vote of the City Council Representatives present and the consent of the Mayor and pursuant to City Charter Section 3.10 and is effective upon adoption.

Mayor Leeser commented.

Mr. Cary Westin, Interim City Manager, commented.

Ms. Patricia Osmond, citizen, commented.

Motion made by Mayor Pro Tempore Anello, seconded by Representative Molinar, and unanimously carried to **ADOPT** the Emergency Ordinances.

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

NAYS: None

Mayor Leeser consented to the adoption of the Emergency Ordinances.

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REGULAR AGENDA – OTHER BUSINESS:
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Goal 7: Enhance and Sustain El Paso's Infrastructure Network
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28.

R E S O L U T I O N

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Manager be authorized to sign a two-year On-Call Agreement for Professional Services to perform mechanical and electrical engineering services on a task order basis by and between the City of El Paso and each of the following (2) consultants:

1. Bath Group, LLC
2. Cardina Consulting, LLC

Each On-Call Agreement will be for an amount not to exceed Three Hundred Thousand 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 Dollars (\$50,000.00) and authorization for the City Engineer to approve Additional Services for an amount not to exceed Fifty Thousand 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.

Motion made by Representative Rivera, seconded by Representative Salcido, and unanimously carried to **APPROVE** the Resolution.

AYES: Representatives Kennedy, Anello, Hernandez, Molinar, Salcido, Rivera and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Fierro

29.

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Manager be authorized to sign a two-year On-Call Agreement for Professional Services to perform Municipal Solid Waste Engineering services on a task by task basis by and between the by City of El Paso and each of the following three (3) consultants:

1. Burns & McDonnell Engineering Company, Inc.
2. Parkhill, Smith & Cooper, Inc
3. Stearns, Conrad and Schmidt Consulting Engineers, Inc

Each On-Call Agreement will be for an amount not to exceed \$400,000.00, and each agreement will include authorization for the City Engineer to approve additional Basic Services and Reimbursables for an amount not to exceed \$50,000.00 and authorization for the City Engineer to approve Additional Services for an amount not to exceed \$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.

Motion made by Representative Salcido, seconded by Representative Rivera, and unanimously carried to **APPROVE** the Resolution.

AYES: Representatives Kennedy, Anello, Hernandez, Molinar, Salcido, Rivera and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Fierro

EXECUTIVE SESSION

Motion made by Representative Rivera, seconded by Representative Canales, and unanimously carried that the City Council **RETIRE** into **EXECUTIVE SESSION** at 2:20 p.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.089 to discuss the executive session items and Item 14 from the Regular Agenda:

Section 551.071 CONSULTATION WITH ATTORNEY

AYES: Representatives Kennedy, Annello, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales
NAYS: None

Representative Hernandez was not present in Executive Session since she participated virtually.

Motion made by Representative Rivera, seconded by Representative Salcido, and unanimously carried to **ADJOURN** the Executive Session at 3:41 p.m. and **RECONVENE** the meeting of the City Council at which time motions were made.

AYES: Representatives Kennedy, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales
NAYS: None
NOT PRESENT FOR THE VOTE: Representative Annello

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Goal 6: Set the Standard for Sound Governance and Fiscal Management
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EX1. Kasco Ventures, Inc. v. City of El Paso; Cause No. 2021DCV1165. Matter No. 21-1003-1154 (551.071)

Motion made by Alternate Mayor Pro Tempore Molinar, seconded by Representative Kennedy, and unanimously carried that the City Attorney's Office be **AUTHORIZED** to engage in settlement negotiations and/or settle the matter of Kasco Ventures versus the City of El Paso #2021DCV1165; and to take all steps necessary, including the execution of any required documents, in order to effectuate this authority.

AYES: Representatives Kennedy, Annello, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales
NAYS: None

.....
EX2. Status of Contractor's Bankruptcy on City Contracts. HQ 23-578 (551.071)

Motion made by Alternate Mayor Pro Tempore Molinar, seconded by Representative Rivera, And unanimously carried that the City Attorney's Office, in consultation with the City Manager, be **AUTHORIZED** to hire and retain outside counsel and any other necessary consultants, *In Re: J.A.R. Concrete, Inc, Debtor*, Case No. 23-30242-hcm, in HighQ#23-578, and to take all steps necessary, including the execution of any required documents, in order to effectuate this authority.

AYES: Representatives Kennedy, Annello, Hernandez, Molinar, Salcido, Fierro, Rivera, and Canales
NAYS: None

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EX3. Texas Legislative Special Session 88(4) Senate Bill 4 related to illegal entry or presence in this state (551.071).

NO ACTION was taken on this item.

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ADJOURN
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Motion made by Representative Rivera, seconded by Representative Salcido, and unanimously carried to **ADJOURN** this meeting at 3:45 p.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