

OSCAR LEESER
MAYOR

CARY WESTIN
INTERIM CITY MANAGER



CITY COUNCIL
BRIAN KENNEDY, DISTRICT 1
JOSH ACEVEDO, 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

MAY 21, 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 9:01 a.m. Mayor Oscar Leeser was present and presiding and the following Council Members answered roll call: Brian Kennedy, Josh Acevedo, Joe Molinar, and Henry Rivera. Late arrivals: Cassandra Hernandez and Chris Canales at 9:03 a.m., Art Fierro at 9:06 a.m., and Isabel Salcido at 10:04 a.m. Early departure: Cassandra Hernandez at 11:55 a.m.

INVOCATION BY EL PASO POLICE SENIOR CHAPLAIN DAVID MAYFIELD

PLEDGE OF ALLEGIANCE

East Point Elementary School

Keira Esqueda
Nathaniel Ortiz
Celina Mendoza
Angelique Maldonado
Izabella Castañeda
Renata Salgado
Zadie Andrade
Madysun Serrano

MAYOR'S PROCLAMATIONS

National Travel Tourism Week

Border Patrol's 100th Year Anniversary

National Cancer Survivors Month

Allison Cuellar Day

El Paso Police Department's 151st Anniversary Celebration

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NOTICE TO THE PUBLIC
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Motion made by Mayor Pro Tempore Kennedy, seconded by Representative Hernandez, 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, Acevedo, 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 Agenda Review Meeting and the Work Session of May 6, 2024.

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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 2: Set the Standard for a Safe and Secure City
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3. **RESOLUTION**

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

That the Mayor be authorized to exercise the option to renew the term of the Interlocal Agreement between the City of El Paso (“City”) and the El Paso County Hospital District d/b/a University Medical Center (“UMC”) for the City to provide certain personnel and routine ambulance vehicle maintenance services for UMC’s Mobile Stroke Unit in exchange for UMC paying the City an amount not to exceed \$130,000.00 annually for the City’s staffing services and separate amount not to exceed \$7,200.00 annually for the City’s routine ambulance vehicle maintenance services, for the second one (1) year term of the three one (1) year renewal options.

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Goal 3: Promote the Visual Image of El Paso
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4. ***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, COOK, PHILLIP E & DOLORES V, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental

Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services 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:

475 Country Club Rd, more particularly described as Lot TR 25-A(1.57 AC), Block 5, UPPER VALLEY Subdivision, City of El Paso, El Paso County, Texas, PID #U819-999-005C-2501

to be \$2011.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 12th day of January, 2023, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO THOUSAND ELEVEN AND 00/100 DOLLARS (\$2011.00) 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 9.04 of the El Paso City Code, GINES, REGINA A, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services 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:

611 Country Club Rd, more particularly described as Lot TR 8(0.918 ACRE), THOMAS PLACE Subdivision, City of El Paso, El Paso County, Texas, PID #T248-999-0010-1900

to be \$3,209.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 2nd day of February, 2023, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE THOUSAND TWO HUNDRED NINE AND 00/100 DOLLARS (\$3,209.00) 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.

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, LOPEZ RUBEN & THELMA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services 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:

4207 Edgar Park Ave, more particularly described as Lot E 75 FT OF 50(16350 SQ FT), SUNRISE ACRES #1 Subdivision, City of El Paso, El Paso County, Texas, PID #S912-999-001D-2500

to be \$578.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 26TH day of January, 2023, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount FIVE HUNDRED SEVENTY EIGHT AND 00/100 DOLLARS (\$578.00) 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 9.04 of the El Paso City Code, SLOAN ANN, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services 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:

5740 Sun Valley Dr, more particularly described as Lot 54(7000 SQ FT), Block 6, SUN VALLEY #2 Subdivision, City of El Paso, El Paso County, Texas, PID #S816-999-0060-5400

to be \$425.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 25th day of January, 2023, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount FOUR HUNDRED TWENTY FIVE AND 00/100 DOLLARS (\$425.00) 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 9.04 of the El Paso City Code, RHODES, JOHN P, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services 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:

5972 Equinox Ct, more particularly described as Lot 9(4000.00 SQ FT), Block 2, SUN VALLEY RANCH REPLAT A Subdivision, City of El Paso, El Paso County, Texas, PID #S820-999-0020-0910

to be \$352.50, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 25th day of January, 2023, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED FIFTY TWO AND 50/100 DOLLARS (\$352.50) 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 9.04 of the El Paso City Code, MORRIS, ORVILLE J & MARIA I, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services 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:

10113 Shenandoah St, more particularly described as Lot 4(6157 SQ FT), Block 29, TERRACE HILLS Subdivision, City of El Paso, El Paso County, Texas, PID #T172-999-0290-4000

to be \$440.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 26th day of January, 2023, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount FOUR HUNDRED FORTY AND 00/100 DOLLARS (\$440.00) 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 9.04 of the El Paso City Code, ORDAZ, MARIA V & DANIEL S, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services 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:

10068 NEWCASTLE DR, more particularly described as Lot 25, Block 13, COLONIA VERDE Subdivision, City of El Paso, El Paso County, Texas, PID #C741-999-0130-4900

to be \$1771.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 9th day of January , 2023, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE THOUSAND SEVEN HUNDRED SEVENTY ONE AND 00/100 DOLLARS (\$1771.00) 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 9.04 of the El Paso City Code, CARLOS, HECTOR & DIANE, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services 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:

201 Harvard Ave, more particularly described as Lot TR 1(EXC SEC)(17223.06 SQ FT), Block 3, PASODALE Subdivision, City of El Paso, El Paso County, Texas, PID #P591-999-0030-0100

to be \$369.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 18th day of January, 2023, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED SIXTY NINE AND 00/100 DOLLARS (\$369.00) 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 9.04 of the El Paso City Code, FLORES, MICHAEL J & STELLA P, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Environmental Services 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:

136 Mardi Gras Dr, more particularly described as Lot 9, Block 6, FIESTA HILLS REPLAT Subdivision, City of El Paso, El Paso County, Texas, PID #F315-999-0060-5700

to be \$608.00, in accordance with the El Paso City Code Section 9.04.880 and the Texas Health & Safety Code Section 342.007. The City Council finds that the work was completed on the 15th day of December, 2022, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount SIX HUNDRED EIGHT AND 00/100 DOLLARS (\$608.00) 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.

Mayor Leeser commented.

Ms. Patricia Osmond, citizen, commented.

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

WHEREAS, GHC The Company (hereinafter referred to as “Grantee”) has submitted an application for a Special Event Permit as per Chapter 13.38 (Special Events) of the El Paso City Code, for the use and closure of rights-of-way within the City of El Paso’s (hereinafter referred to as “the City”) for the Sal y Limon 2024 from 2:00 p.m. on Saturday June 1, 2024 to 12:00 a.m. on Sunday, June 2, 2024 (hereinafter referred to as the “Event”); and

WHEREAS, The Event will utilize both City and State rights-of-way: and

WHEREAS, The City of El Paso (hereinafter referred to as the “City”) has found the Event serves a public purpose; and

WHEREAS, The State of Texas (hereinafter referred to as the “State”) owns and operates a system of highways for public use and benefit, including **Mesa Street** within El Paso, Texas; And

WHEREAS, 43 TAC, Section 22.12 establishes the rules and procedures for the temporary closure of portions of the State Highway System for periods of time exceeding four hours; and

WHEREAS, the State in recognition of the public purpose for the Event, provides a means of cooperating with the City for the temporary closure of State right-of-way, provided the closure is in accordance with the requirements of 43 TAC, Section 22.12 and the City enters into an Agreement for the Temporary Closure of State Right-of-Way for the Event (Form TEA 30A).

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

That the closure of rights-of-way within the City of El Paso for the **Sal y Limon 2024 from 5:00 p.m. on Friday, May 31, 2024, to 6:00 a.m. on Sunday, June 2, 2024**, serves a public purpose of providing cultural and recreational activities for the residents and visitors of the City of El Paso, and in accordance with 43 TAC, Section 22.12, the City Manager be authorized to sign an Agreement For The Temporary Closure of State Right Of Way (Form TEA 30A) by and between the City of El Paso and the State of Texas, acting by and through the Texas Department of Transportation, for the temporary closure and use of State owned and operated street (s) in excess of four hours for portions of **Mesa Street between Texas Avenue and Franklin Avenue** upon the issuance of required permits from the City of El Paso and substantial conformity to the finalized TEA30 agreement between the City of El Paso and State of Texas Department of Transportation.

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Goal 7: Enhance and Sustain El Paso’s Infrastructure Network
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6. *R E S O L U T I O N

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

THAT the City Manager be authorized to sign an Advance Funding Agreement Amendment #3 by and between the Texas Department of Transportation, for the Sean Haggerty Drive Extension project, for the design of a four-lane bridge with pedestrian facilities from Nathan Bay Drive to Dyer Street, in order to amend the budget by updating the type of Federal and State funds that are being expended. This Amendment #3 does not change the total estimated cost of the Project and does not change the estimated local government participation amount of \$1,832,997.00 plus any cost overruns.

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Goal 8: Nurture and Promote a Healthy, Sustainable Community
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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 be authorized to sign an Intergovernmental Support Agreement (“IGSA”) between the City of El Paso and the United States to provide animal control services by and through its Department of Animal Services to Fort Bliss in the City of El Paso, El Paso County, Texas.

Ms. Patricia Osmond, citizen, commented.

8.

***RESOLUTION**

WHEREAS, on January 3, 2024 the City Council of the City of El Paso (“City”) approved Contract 2023-0670R Climate Action Plan (“Contract”) by and between the City and AECOM Technical Services (“Consultant”); and

WHEREAS, on April 28th, 2024 the parties amended the Contract to receive professional support for the development of the proposal submitted under the Environmental Protection Agency (EPA) CPRG II grant program; and

WHEREAS, City staff has identified additional changes to the scope of work to allow consultant to assist the City in instituting a Climate Fellowship program; including associated outreach;

WHEREAS, Consultant has the expertise and competency to take on the additional work as contemplated; and

WHEREAS, the parties wish to enter into an Amendment to incorporate the additional work contemplated above.

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

THAT the City Manager, or designee, be authorized to sign the Amendment to the Consultant Services Agreement between the City of El Paso and AECOM Technical Services Inc. for the provision of consulting services for the development of the Climate Action Plan (CAP) for an amount of \$137,024 to cover activities related to the Climate Fellowship program and outreach as described in Attachment A to the Amendment.

THAT 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 this scope.

CONSENT AGENDA – BOARD APPOINTMENTS:

Goal 3: Promote the Visual Image of El Paso

- 9. *Motion made, seconded, and unanimously carried to **APPOINT** Tod Grice to the Open Space Advisory Board by Representative Isabel Salcido, District 5.
- 10. *Motion made, seconded, and unanimously carried to **APPOINT** Andrea Uribe to the Building and Standards Commission by Representative Isabel Salcido, District 5.

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

- 11. *Motion made, seconded, and unanimously carried to **APPOINT** Vanessa Tena to the Museums and Cultural Affairs Advisory Board by Representative Isabel Salcido, District 5.

Goal 8: Nurture and Promote a Healthy, Sustainable Community

- 12. *Motion made, seconded, and unanimously carried to **APPOINT** Miguel (Mike) Rosales to the Veterans Affairs Advisory Committee by Representative Henry Rivera, District 7.

13. *Motion made, seconded, and unanimously carried to **APPOINT** Terry M. Breaux to the Animal Shelter Advisory Committee by Representative Joe Molinar, District 4.

CONSENT AGENDA – APPLICATIONS FOR TAX REFUNDS:

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

14. *Motion made, seconded, and unanimously carried to **APPROVE** a refund to Melissa Epperson, in the amount of \$3,100.36 for an overpayment made on January 20, 2024 of 2023 taxes, Geo. # N425-999-0180-1700.

CONSENT AGENDA – NOTICE FOR NOTATION:

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

15. *Motion made, seconded, and unanimously carried to **NOTE** the P-Card Transactions for the period of March 21, 2024 - April 20, 2024 for Mayor, City Council Representatives, City Attorney’s Office, City Manager’s Office and staff.

REGULAR AGENDA – MEMBERS OF THE CITY COUNCIL:

Goal 3: Promote the Visual Image of El Paso

16. **RESOLUTION**

WHEREAS, the Riverside High School Boys’ Soccer Team (the “Rangers”) reached the regional final also known as the Elite Eight at the 2024 University Interscholastic League Texas Boys Soccer State Championship (“UIL State Championship”); and

WHEREAS, the Rangers’ road to the winner’s circle at the UIL State Championship was preceded by several tough matchups across that state; and

WHEREAS, the Rangers won the bi-district title against Midland’s Greenwood High School, became the area champions against Wichita Falls High School, won the regional quarterfinals against El Paso’s Bowie High School, and succeeded at the regional semi-final against Fort Worth’s Diamond Hills Jarvis High School; and

WHEREAS, El Paso and Texas are rich in soccer talent, and during the UIL’s State Championship playoffs, the Rangers played valiantly but were defeated 1-0 by the eventual state champions, the San Elizario High School Eagles; and

WHEREAS, among over 200 high schools competing in the 4A division of the UIL State Championship playoffs, the Rangers stood out as one of only a handful of schools to advance to the regional championship; and

WHEREAS, this marks the second time in Riverside High School’s history that the boys’ soccer team has reached the Elite Eight, and the coaches, school administration, students, and parents are incredibly proud of their team; and

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

Recognizes and celebrates the athletic achievement of the Riverside High School Boys' Soccer Team, commending them for their hard work on the field and for representing El Paso admirably with their talent and sportsmanship at the state level.

Representative Hernandez read the resolution into the record.

The following members of the public commented:

1. Mr. Ricardo Rivera, Head Coach for the Riverside HS Boys Soccer Team
2. Mr. George Ochoa, Riverside HS Athletic Coordinator

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

AYES: Representatives Kennedy, Acevedo, Hernandez, Molinar, Fierro, Rivera, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Salcido

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Goal 4: Enhance El Paso's Quality of Life through Recreational, Cultural and Educational Environments
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17.

R E S O L U T I O N

WHEREAS, the El Paso Football Officials Camp is sponsored by the El Paso Sports Commission and is owned by Zebra Sports, LLC - Richard Corona and Victor Firth; and

WHEREAS, 2024 will be the 20th year of the event, taking place annually over Memorial Day Weekend, May 23- 25 this year; and

WHEREAS, initially, the purpose of the event was to improve the officiating skills of El Paso high school referees (officials), and to offer college athletic directors and coaches an opportunity to view potential hires; and

WHEREAS, the El Paso Football Officials Camp has offered participants, both male and female, the opportunity to refine their officiating skills and be evaluated by actual decision makers; and

WHEREAS, the El Paso Football Officials Camp began with 50 - 60 participants and has now grown to over 200 individuals from all over the United States wanting to take their skills to the next level; and

WHEREAS, participants officiate local high school football scrimmage games while receiving on field instruction and film review; and

WHEREAS, the camp is the longest running of its type in the United States; and

WHEREAS, approximately 20% of these attendees are recruited to junior college and Division 1 football officiating several have been hired by the NFL, including the first female official in the league; and

WHEREAS, last year, the NFL designated the camp as one of only three "elite" training camps in the United States.

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

That the City of El Paso proudly honors and recognizes the significant contributions from the El Paso Football Officials Camp to the City of El Paso and to the United States of America and may the week of May 20-26, 2024 be known as:

El Paso Football Officials Camp Week

Representative Kennedy read the resolution into the record.

Mr. Richard Corona, Zebra Sports Owner, commented.

Motion made by Mayor Pro Tempore Kennedy, seconded by Representative Molinar, and unanimously carried to **APPROVE** the Resolution.

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

NAYS: None

18.

RESOLUTION

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

THAT City Council accepts the recommendation from the Parks and Recreation Advisory Board and hereby approves the naming of the Multipurpose Recreation Center, located at 9031 Viscount Blvd., within the City of El Paso, El Paso County, Texas, as “Michelle T. Adjemian Recreation Center”; and

THAT Michael I. Adjemian, (“Applicant”) shall incur the customary costs associated with the naming of the park, such as installing or replacing signs with the park name or any other signs posted or affixed to a facility. Any proposed signs shall be reviewed and agreed upon by both the Parks and Recreation Department and Applicant.

Representative Hernandez commented.

Ms. Patricia Osmond, citizen, commented.

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

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

NAYS: None

REGULAR AGENDA – OPERATIONAL FOCUS UPDATES:

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

19. Presentation of the Sociable City Assessment Action Plan by the Responsible Hospitality Institute (RHI) with the Code Enforcement Bureau, and the El Paso Police Department. The

Sociable City Assessment Action Plan is a summary that includes a review of the current noise ordinance, public and venue safety, social venues, mobility, and quality of life. RHI will present the summary action plan and provide City Council with recommendations.

Ms. Steve Alvarado, Code Enforcement Director, introduced the item.

Ms. Jocelyne Kane, RHI Senior Policy Advisor, presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Mayor Leeser and Representatives Acevedo, Hernandez, Molinar, Fierro, and Canales commented.

The following City staff members commented:

- Police Lieutenant Falisha Milner
- Mr. Car Westin, Interim City Manager

Ms. Patricia Osmond, citizen, commented.

NO ACTION was taken on this item.

Goal 8: Nurture and Promote a Healthy, Sustainable Community

20. Presentation and discussion on El Paso Animal Services Medical Operations.

Dr. Antony Chacon, Chief Veterinarian for Animal Services and Mr. Wesley Walker, Animal Services Veterinary Technician, presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Mayor Leeser commented.

Ms. Patricia Osmond, citizen, commented.

NO ACTION was taken on this item.

CALL TO THE PUBLIC – PUBLIC COMMENT:

The following members of the public commented:

1. Ms. Elizabeth Crawford
2. Mr. Ron Comeau
3. Mr. Steven Strumer
4. Ms. Patricia Osmond

REGULAR AGENDA – FIRST READING OF ORDINANCES:

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

21. An Ordinance authorizing the City Manager to sign a contract of sale with Notes Live Inc, a Colorado corporation, for the sale of approximately 17 acres of property located at the Northeast corner of Cohen Avenue and Gateway Boulevard North, El Paso, TX 79924, legally

described as a portion of Block 7, Castner Range Subdivision No. 1, City of El Paso, El Paso County, Texas.

1ST MOTION

*Motion made, seconded, and unanimously carried to **REVISE** the item.

2ND MOTION

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

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

NAYS: None

3RD MOTION

Motion made, seconded, and unanimously carried to **RECONSIDER** the item to allow for public comment.

Ms. Patricia Osmond, citizen, commented.

Mayor Leeser commented.

Ms. Karina Brasgalla, Economic and International Development Interim Director, commented.

4TH AND FINAL MOTION

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

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

NAYS: None

.....
PUBLIC HEARING WILL BE HELD ON JUNE 4, 2024
.....

Motion made by Representative Rivera, seconded by Representative Fierro, and unanimously carried that the following Ordinances, Items 22 through 24, having been introduced pursuant to Section 3.9 of the El Paso City Charter, be **ADVERTISED** for public hearing.

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

NAYS: None

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

- 22.** An Ordinance approving amendment number three to the Final Project and Financing Plan for Tax Increment Reinvestment Zone Number Eleven, City of El Paso, Texas; making various findings related to such Plan; providing for severability; and providing an effective date.

.....
PUBLIC HEARING WILL BE HELD ON JUNE 4, 2024
.....

Goal 3: Promote the Visual Image of El Paso

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23. An Ordinance changing the zoning of a 17.444 acre Tract of land situated in the O.A. Danielson Survey, Number 316, being a portion of that certain 32.412-acre Tract, and 4.806 acre Tract of land situated in Ysleta Grant Block 56, being a portion of Tract 8 and 9, of said Block 56, City of El Paso, El Paso County, Texas from R-F (Ranch and Farm) and R-3 (Residential) to C-4 (Commercial), 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: Gateway East and Southeast of Americas
Applicant: David Ballard, PZRZ23-00041

-
24. An Ordinance changing the zoning of all of Tracts 90-A, 92, and 93, S.A. & M.G. Railroad Survey #267, City of El Paso, El Paso County, Texas from R-4 (Residential) to C-3 (Commercial), 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: North of Thorn and West of Doniphan
Applicant: David Ballard, PZRZ24-00003

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PUBLIC HEARING WILL BE HELD ON JUNE 11, 2024 FOR ITEMS 23 AND 24

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REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS:

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

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25.

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 an Agreement for Professional Services by and between the CITY OF EL PASO and CONSOR ENGINEERS, LLC, a Florida, USA, Foreign Limited Liability Company Authorized to Transact Business in Texas, for a project known as "**ENGINEERING AND DESIGN SERVICES FOR THE RESLER BOULEVARD EXTENSION PROJECT**" for an amount not to exceed **\$1,008,393.48**; that the City Engineer is authorized to approve additional Basic Services and Reimbursables for an amount not to exceed \$50,000.00 and to approve Additional Services for an amount not to exceed \$50,000.00 if such services are necessary for the proper execution of the project and that the increased amounts are within the appropriate budgets of the project for a total amount of \$1,108,393.48; 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.

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

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

NAYS: None

26.

RESOLUTION

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

That the City Manager be authorized to sign an Agreement for Professional Services by and between the CITY OF EL PASO and Consor Engineers, LLC., a Florida, USA, Foreign Limited Liability Company authorized to transact business in Texas, for a project known as "Northeast Advanced Manufacturing Development Phase 1 Design-Build Owner's Representative Bridging Documents" for an amount not to exceed \$1,023,724.11;

That the City Engineer is authorized to approve additional Basic Services and Reimbursables for an amount not to exceed \$50,000.00 and to approve Additional Services for an amount not to exceed \$50,000.00 if such services are necessary for the proper execution of the project and that the increased amounts are within the appropriate budgets of the project for a total amount of \$1,123,724.11; 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.

Motion made by Alternate Mayor Pro Tempore Molinar, seconded by Representative Fierro, and unanimously carried to **APPROVE** the Resolution.

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

NAYS: None

REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF ORDINANCES:

Goal 3: Promote the Visual Image of El Paso

27. The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING SPECIAL PERMIT NO. PZST23-00012, TO ALLOW FOR INFILL DEVELOPMENT WITH REDUCTIONS TO MINIMUM LOT AREA AND MINIMUM AVERAGE LOT WIDTH ON THE PROPERTY DESCRIBED AS LOT 42, BLOCK 20, SUN VALLEY ADDITION SECTION THREE, 5204 SUN VALLEY DRIVE, CITY OF EL PASO, EL PASO COUNTY, TEXAS, PURSUANT TO SECTION 20.10.280 INFILL DEVELOPMENT OF THE EL PASO CITY CODE. THE PENALTY BEING AS PROVIDED FOR 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.

Representatives Molinar and Canales commented.

The following City staff members commented:

- Mr. Philip Etiwe, Planning and Inspections Director
- Mr. Raul Garcia, Planning and Inspections Program Manager
- Mr. Cary Westin, Interim City Manager

Motion made by Alternate Mayor Pro Tempore Molinar, seconded by Representative Acevedo, to **DENY** the adoption of the Ordinance.

AYES: Representatives Acevedo, Molinar, Salcido
NAYS: Representatives Kennedy, Rivera, and Canales
NOT PRESENT FOR THE VOTE: Representatives Hernandez and Fierro
Mayor Leeser broke the tie by voting "NAY". THE MOTION FAILED.

28.

ORDINANCE 019636

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 5 (BUSINESS LICENSE AND PERMIT REGULATIONS), CHAPTER 5.03 (AMPLIFIED SOUND PERMIT), SECTION 5.03.010 (COMPLIANCE REQUIRED) TO REMOVE THE DOWNTOWN MANAGEMENT DISTRICT EXEMPTION AND SECTION 5.03.020 (DEFINITIONS) TO AMEND THE DEFINITION OF RESIDENTIAL PROPERTY OF THE EL PASO CITY CODE; THE PENALTY AS PROVIDED IN 5.03.130 OF THE EL PASO CITY CODE.**

Mayor Leeser and Representatives Fierro and Canales commented.

The following City staff members commented:

- Mr. Tony De La Cruz, Building Permits and Inspections Assistant Director
- Mr. Steve Alvarado, Code Enforcement Director

The following members of the public commented:

1. Mr. Joe Gudenrath
2. Ms. Anne Giangliullo submitted a statement of opposition to be entered into the record

Motion duly made by Mayor Pro Tempore Kennedy, seconded by Representative Molinar, and carried that the Ordinance be **ADOPTED**.

Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

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

Whereupon the Mayor ordered that, the vote having been cast in favor of the Ordinance, the same be and the same is hereby **ADOPTED**.

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

29. *Motion made, seconded, and unanimously carried to **POSTPONE TWO WEEKS** the public hearing of an Ordinance authorizing the City Manager to execute a quitclaim (tax resale) deed conveying all right, title and interest in real property described as The North 140 ft. of Lot 7, Block 4, Buena Vista Addition, El Paso County, Texas, to the City of El Paso ("City"), in accordance with Section 34.05(h) of the Tax Code.

Offer originated from The El Paso Municipal Drainage Utility, by and through El Paso Water Utilities Public Service Board, a component unit of the City of El Paso, a Texas municipal corporation ("EPWater").

30. *Motion made, seconded, and unanimously carried to **POSTPONE TWO WEEKS** the public hearing of an Ordinance authorizing the City Manager to execute a quitclaim (tax resale) deed conveying all right, title and interest in real property described as Tract 2-P-2-B, Block 6, Ascarate Grant, El Paso County, Texas, as described in Volume 2948, Page 1719, Official Records of El Paso County, Texas, to the City of El Paso (“City”), in accordance with Section 34.05(h) of the Tax Code.

Offer originated from The El Paso Municipal Drainage Utility, by and through El Paso Water Utilities Public Service Board, a component unit of the City of El Paso, a Texas municipal corporation (“EPWater”).

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REGULAR AGENDA – OTHER BUSINESS:
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Goal 1: Create an Environment Conducive to Strong, Sustainable Economic Development
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31. RESOLUTION

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

THAT the City of El Paso City Council authorizes the submission of a grant application to the U.S. Department of Energy (DOE) Local Government Energy Program: Communities Sparking Investment in Transformative Energy (C-SITE) requesting funds in the amount of \$3,000,000, with a 5% match of \$160,000 from the City for the Paso del Norte Port of Entry Microgrid Project (“Application”);

THAT the City Manager, or designee, is authorized to make any budget transfer necessary in regards to the City’s matching project funds in the amount of \$160,000 from the International Bridges Department P3 Fund in order to effectuate the Paso del Norte Port of Entry Microgrid Project;

THAT the City Manager, or designee, is authorized to sign any documents necessary for the proper submission of the Application;

THAT the City Manager, or designee, is authorized to sign any documents necessary to accept a grant resulting from the Application, after consultation with the City Attorney’s Office;

THAT the City Manager, or designee, is authorized to sign any documents related to a grant resulting from the Application, including, but not limited to, revisions to the project scope of work, revisions that increase, decrease or de-obligate program funds, revisions to the operation plan, and documents to reject, amend, correct, and/or terminate the grant; and **THAT** the City Manager, or designee, is authorized to explore funding sources and partnerships that leverage the strength of the Application and any grant resulting from the Application.

Motion made by Alternate Mayor Pro Tempore Molinar, seconded by Representative Rivera, and unanimously carried to **APPROVE** the Resolution.

AYES: Representative Acevedo, Molinar, Salcido, Fierro, Rivera, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representatives Kennedy and Hernandez

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32. RESOLUTION

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

THAT the City of El Paso City Council authorizes the submission of a grant application to the U.S. Environmental Protection Agency (EPA) Clean Ports Program: Climate and Air Quality Planning Competition requesting funds in the amount of \$3,000,000, with no match required from the City, for the Ysleta International Port of Entry and Santa Fe Railyard Project Development Study (“Application”);

THAT the City Manager, or designee, is authorized to sign any documents necessary for the proper submission of the Application;

THAT the City Manager, or designee, is authorized to sign any documents necessary to accept a grant resulting from the Application, after consultation with the City Attorney’s Office;

THAT the City Manager, or designee, is authorized to sign any documents related to a grant resulting from the Application, including, but not limited to, revisions to the project scope of work, revisions that increase, decrease or de-obligate program funds, revisions to the operation plan, and documents to reject, amend, correct, and/or terminate the grant; and

THAT the City Manager, or designee, is authorized to explore funding sources and partnerships that leverage the strength of the Application and any grant resulting from the Application.

Mr. Omar Martinez, Grants and Strategic Initiatives Manager, presented a PowerPoint presentation (copy on file in the City Clerk’s Office).

Ms. Yvonne Santiago, University of Texas at El Paso Associate professor, commented.

Mayor Leeser and Representative Canales commented.

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

AYES: Representatives Kennedy, Acevedo, Molinar, Salcido, Fierro, Rivera, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Hernandez

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Goal 2: Set the Standard for a Safe and Secure City
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33.

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 be authorized to sign an Interlocal Agreement between the City of El Paso (“City”) and the Texas Department of Motor Vehicles (“TxDMV”) described as the Scofflaw Services Contract to mark Texas Motor Vehicle Registration Records in the City of El Paso, El Paso County, Texas.

Representatives Acevedo, Fierro, and Canales commented.

Ms. Annabelle Casas, Assistant Municipal Court Clerk, commented.

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

AYES: Representatives Kennedy, Molinar, Fierro, and Rivera

NAYS: Representatives Acevedo and Canales

NOT PRESENT FOR THE VOTE: Representative Hernandez and Salcido

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

34. Presentation, discussion and action on the City of El Paso's legislative agenda for the 89th Regular Session of the Texas State Legislature.

Mr. Ian Voglewede, Strategic and Legislative Affairs Director, presented a PowerPoint presentation (copy on file in the City Clerk's Office).

Motion made by Representative Canales, seconded by Representative Salcido, and unanimously carried to **DIRECT** the City Manager, or designee, to deliver the initial City of El Paso Legislative Agenda and Priorities for the 89th Legislative Session to the El Paso State Delegation.

AYES: Representatives Kennedy, Acevedo, Molinar, Salcido, Fierro, Rivera, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Hernandez

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

35. **RESOLUTION**

WHEREAS, the United States Federal Railroad Administration is currently accepting applications for the Fiscal Year 2023-2024 Consolidated Rail Infrastructure and Safety Improvements ("CRISI") grant program.; and

WHEREAS, the City of El Paso has identified the Zaragoza Rail Grade Separation Project (the "Project") as worthy of funding for the CRISI grant program; and

WHEREAS, funds received for the Project would be used to replace the at-grade rail crossing on Zaragoza Road with an above-grade overpass; and

WHEREAS, the Project would require \$5,702,400 in non-federal matching funds; and

WHEREAS, on May 13, 2024, the El Paso County Commissioners Court approved a Resolution to contribute \$2,138,400 (7.5%) in non-federal matching funds for the Project; and

WHEREAS, on April 16, 2024, a representative from Union Pacific Railroad confirmed participation in the Project upon meeting permitting and design criteria required by Union Pacific Railroad via compliance with 23 CFR §646.210 (b)(3), equivalent to \$1,425,600 (5%) in non-federal matching funds for the project; and

WHEREAS, the remaining non-federal matching funds required for the Project are \$2,138,400 (7.5%).

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

THAT City staff is authorized to submit an application to the Federal Railroad Administration Fiscal Year 2024 CRISI program requesting funds in the amount of \$22,809,600, with a \$2,138,400 (7.5%) match required from the City, for the Zaragoza Rail Grade Separation Project;

THAT the City Manager, or designee, is authorized to sign any documents necessary for the proper submission of said application;

THAT the City Manager, or designee, is authorized to sign any documents necessary to accept a grant resulting from said application, after consultation with the City Attorney's Office;

THAT the City Manager, or designee, is authorized to sign any documents related to a grant resulting from the application, including, but not limited to, revisions to the project scope, and revisions that increase, decrease or de-obligate program funds;

THAT the City Manager, or designee, is authorized to explore funding sources and partnerships that leverage the strength of said application and any grant resulting from said application.

Mayor Leeser commented.

Ms. Iliana Holguin, El Paso County Commissioner, commented.

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

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

NAYS: None

ADJOURN

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Motion made by Representative Rivera, seconded by Representative Molinar, and unanimously carried to **ADJOURN** this meeting at 1:31 p.m.

AYES: Representatives Kennedy, Acevedo, Molinar, Salcido, Fierro, Rivera, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Hernandez

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APPROVED AS TO CONTENT:

Laura D. Prine, City Clerk