

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

AGENDA FOR THE REGULAR COUNCIL MEETING

January 30, 2024
COUNCIL CHAMBERS, CITY HALL, 300 N. CAMPBELL AND VIRTUALLY
9:00 AM

Teleconference phone number: 1-915-213-4096
Toll free number: 1-833-664-9267
Conference ID: 523-748-757#

Notice is hereby given that a Regular Meeting of the City Council of the City of El Paso will be conducted on January 30, 2024 at 9:00 A.M. Members of the public may view the meeting via the following means:

Via the City's website: <http://www.elpasotexas.gov/videos>
Via television on City15,
YouTube: <https://www.youtube.com/user/cityofelpasotx/videos>

In compliance with the requirement that the City provide two-way communication for members of the public, members of the public may communicate with Council during public comment, and regarding agenda items by calling the following number:

1-915-213-4096 or Toll free number: 1-833-664-9267

At the prompt please enter Conference ID: 523-748-757#

The public is strongly encouraged to sign up to speak on items on this agenda before the start of this meeting on the following links:

For Call to the Public:

<https://app.smartsheet.com/b/form/dfad29e838da41fd86052bb264abd397>

To Speak on Agenda Items:

<https://app.smartsheet.com/b/form/7086be5f4ed44a239290caa6185d0bdb>

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

Isabel Salcido

A quorum of City Council must participate in the meeting.

ROLL CALL

INVOCATION BY EL PASO POLICE CHAPLAIN ROBERT HEMPHILL, JR. PH.D.

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS

Joaquim de Almeida Week

RECOGNITIONS BY MAYOR

Mayor's Distinguished Award

**Alexsandra Anello
City Representative, District 2**

REGULAR AGENDA - OTHER BUSINESS:

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

1. Discussion and action on the election of Mayor Pro Tempore.

[24-124](#)

All Districts

City Attorney's Office, Karla M. Nieman, (915) 212-0033

NOTICE TO THE PUBLIC

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members. Prior to the vote, members of the audience may ask questions regarding items on the consent agenda. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting.

CONSENT AGENDA - APPROVAL OF MINUTES:

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

2. Approval of the Minutes of the Regular City Council Meeting of January 17, 2024, the Agenda Review Meeting of January 16, 2024, and the Work Session of January 16, 2024. [24-153](#)

All Districts

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

CONSENT AGENDA - REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

3. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS [24-48](#)

CONSENT AGENDA - RESOLUTIONS:

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

4. That the City Manager, or designee, is authorized to sign a Memorandum of Understanding, MOU, between the City of El Paso through the El Paso Police Department and the Office of the Under Secretary of Defense for Personnel and Readiness, United States Department of Defense, to allow the participation of the El Paso Police Department in the Skillbridge Program allowing qualified servicemembers to participate in the El Paso Police Academy. [24-141](#)

All Districts

Police, Executive Assistant Chief Zina Silva, (915) 212-4306

5. That the City Manager, or designee, is authorized to submit to the Office of the Governor of the State of Texas, Criminal Justice Division, grant application number 4365503, for the City of El Paso Police Department project identified as "Body Worn Camera Grant Program FY2025" to provide financial assistance to the City of El Paso. Requesting \$609,580.78, which requires a cash match by the City of \$203,193.59 for a total project amount of \$812,774.37. Grant period will be September 1, 2024 through August 31, 2025. [24-172](#)

All Districts

Police, Executive Assistant Chief Zina Silva, (915) 212-4306

6. That the City Manager or designee is authorized to submit the State Homeland Security grant application number 3221408 for the project titled "El Paso-Urban Planner" through the Texas Office of the Governor including all related paperwork, included but not limited to, authorization of budget transfers, and/or revision to the operation plan, and to accept, reject, amend, correct, and/or terminate the grant in the amount of \$93,749.10 for the period from September 1, 2024 through August 31, 2025 for a Lead Planner; and that the City of El Paso shall provide all applicable matching funds for said grant if applicable; and that in the event of loss or misuse of the grant funds, the City of El Paso assures the it will return the funds to the Office of the Governor in full. [24-156](#)

All Districts

Fire, Chief Jonathan P. Killings, (915) 212-5665

7. That the City Manager or designee is authorized to submit the State Homeland Security Program grant application number 4999701 for the project titled "Combating Domestic Violent Extremism - Functional Exercise" through the Texas Office of the Governor including all related paperwork, including but not limited to, authorization of budget transfers, and/or revisions to the operation plan, and to accept, reject, amend, correct, and/or terminate the grant in the amount of \$175,000.00 for the period from September 1, 2024 through August 31, 2025, for the project that supports the El Paso Office of Emergency Management; and that the City of El Paso shall provide all applicable matching funds for said grant if applicable; and that in the event of loss or misuse of the grant funds, the City of El Paso assures that it will return the funds to the Office of the Governor in full.

[24-157](#)

All Districts

Fire, Chief Jonathan P. Killings, (915) 212-5665

Goal 3: Promote the Visual Image of El Paso

8. A Resolution approving a detailed site development plan for 229.7950 acres (10,009,868 square foot) Tract of land situated in the Ysleta Town Tract Survey, Abstract No. 214, City of El Paso, El Paso County, Texas, pursuant to Section 20.04.150. The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

[24-138](#)

The proposed detailed site development plan meets the intent of the Future Land Use designation for the property and is in accordance with Plan El Paso, the City's Comprehensive Plan.

Subject Property: 9641 North Loop Dr. and 215 Sofia Pl.

Applicant: Ivey Investments, LTD, PZDS23-00032

District 6

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

Planning and Inspections, Andrew Salloum, (915) 212-1603

Goal 8: Nurture and Promote a Healthy, Sustainable Community

9. A Resolution that City Council authorizes the Mayor to sign the Interlocal Agreement between the City of El Paso, Texas and the City of Anthony, Texas for a period of September 1, 2022 through August 31, 2023, for the provision of public health and environmental services by the City of El Paso. The City of Anthony shall pay the City of El Paso an annual amount not to exceed Fifty-Four Thousand, Two Hundred Seventy Dollars and 00/100 (\$54,270.00).

[24-114](#)

All Districts

Public Health, Hector I. Ocaranza, (915) 212-6502

CONSENT AGENDA - BOARD RE-APPOINTMENTS:

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

10. Representative Art Fierro to the Financial Oversight and Audit Committee by Mayor Oscar Leeser. [24-176](#)
Members of the City Council, Mayor Oscar Leeser, (915) 212-0021
11. Representative Joe Molinar to the Financial Oversight and Audit Committee by Mayor Oscar Leeser. [24-177](#)
Members of the City Council, Mayor Oscar Leeser, (915) 212-0021
12. Representative Brian P. Kennedy to the Financial Oversight and Audit Committee by Mayor Oscar Leeser. [24-178](#)
Members of the City Council, Mayor Oscar Leeser, (915) 212-0021

CONSENT AGENDA - BOARD APPOINTMENTS:

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

13. Woodrow A. Bare to the Civil Service Commission by Representative Joe Molinar, District 4. [24-167](#)
Members of the City Council, Representative Joe Molinar, (915) 212-0004

Goal 8: Nurture and Promote a Healthy, Sustainable Community

14. Scott Winton to the Regional Renewable Energy Advisory Council by Representative Art Fierro, District 6. [24-180](#)
Members of the City Council, Representative Art Fierro, (915) 212-0006

CONSENT AGENDA - APPLICATIONS FOR TAX REFUNDS:

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

15. That the tax refunds listed on the attachment posted with this agenda be approved. This action would allow us to comply with state law which requires approval by the legislative body of refunds of tax overpayments greater than \$2,500.00. (See Attachment A). [24-145](#)

All Districts

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

CONSENT AGENDA - NOTICE OF CAMPAIGN CONTRIBUTIONS:

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

16. For notation pursuant to Section 2.92.080 of the City Code, receipt of campaign contributions by Representative Cassandra Hernandez: \$6,660 loan to campaign. [24-179](#)
- Members of the City Council, Representative Cassandra Hernandez, (915) 212-0003

REGULAR AGENDA - MEMBERS OF THE CITY COUNCIL

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

17. Presentation and discussion by El Paso County Juvenile Probation Department on transforming juvenile justice. [24-182](#)
- All Districts**
Members of the City Council, Representative Henry Rivera, (915) 212-0007

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

18. Discussion and action on a Resolution to appoint a member to the El Paso Water Utilities Public Service Board of Trustees in the area of expertise of Communications, Public Administration or Education, as recommended by the El Paso Water Utilities Public Service Board Selection Committee: [24-126](#)
- Ranked 1st: Anna Gitter
Ranked 2nd: Keri Moe
Ranked 3rd: Abigail Tarango
- All Districts**
Members of the City Council, Mayor Oscar Leeser, (915) 212-0021

Goal 8: Nurture and Promote a Healthy, Sustainable Community

19. Discussion and action that the Mayor, as representative of the City in intra/inter-governmental relationships, send a letter to the U.S. General Services Administration (GSA) to express the City of El Paso's preference that the Bridge of the Americas Land Port of Entry (BOTA LPOE) project move forward with a project scope that removes commercial truck traffic from the LPOE. [24-181](#)
- All Districts**
Members of the City Council, Representative Chris Canales, (915) 212-0008

REGULAR AGENDA - OPERATIONAL FOCUS UPDATES

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

20. Presentation and update from the Medical Center of the Americas describing progress toward the development of biomedical industry cluster specific programs and infrastructure projects within the Medical Center of Americas area, in accordance with the Chapter 380 Economic Development Program Grant Agreement between the City of El Paso and the Medical Center of the Americas Foundation, as approved on February 7, 2012 and subsequently amended. [24-144](#)

District 2

Economic and International Development, Alejandra Fuentes, (915) 212-1618
Economic and International Development, Karina Brasgalla, (915) 212-1570

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

21. Discussion on City Council-requested action to develop additional Police Department policies with respect to gender-diverse individuals and bias-free policing. [POSTPONED FROM 12-12-2023 AND 01-17-2024] [23-1592](#)

All Districts

Police, Assistant Chief Zina Silva, (915) 212-4306

Goal 8: Nurture and Promote a Healthy, Sustainable Community

22. Presentation and update on behalf of the Diversity, Equity, Inclusion, and Accessibility Cross Functional Team. [POSTPONED FROM 12-12-2023 AND 01-17-2024] [23-1591](#)

All Districts

City Manager's Office, Robert Cortinas, (915) 212-1067
Human Resources, Edward K. McDonald III, (915) 212-1282

CALL TO THE PUBLIC – PUBLIC COMMENT:

Call to the Public will begin at 12:00 p.m. Requests to speak must be received by 9:00 a.m. on the date of the meeting. Sixty minutes in total will be devoted for Call to the Public. This time is reserved for members of the public who would like to address the City Council on items that are not on the City Council Agenda.

Members of the public may communicate with Council during public comment, and regarding agenda items by calling 1-915-213-4096 or toll free number 1-833-664-9267 at the prompt please enter the following Conference ID: 523-748-757#

A sign-up form is available on line for those who wish to sign up in advance of the meeting at: <https://app.smartsheet.com/b/form/dfad29e838da41fd86052bb264abd397>

REGULAR AGENDA - FIRST READING OF ORDINANCES:

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

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

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

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

23. An Ordinance amending Title 2 (Administration and Personnel), Chapter 2.44 (Courts), Section 2.44.030 (Judges) to update and clarify the process of filling vacancies in the positions of Municipal Court Judge or Substitute Associate Municipal Court Judge.

[24-142](#)

All Districts

Municipal Courts, Lilia Worrell, (915) 212-5822

PUBLIC HEARING WILL BE HELD ON FEBRUARY 13, 2024

Goal 3: Promote the Visual Image of El Paso

24. An Ordinance changing the zoning of a portion of Tracts 2 and 3, Block D, Christy Tract, 7814 Craddock Avenue, City of El Paso, El Paso County, Texas from R-F (Ranch and Farm) and R-3A (Residential) to R-1 (Residential). The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

[24-148](#)

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: 7814 Craddock Ave.

Applicant: Romo Property Investments, LLC, PZRZ23-00031

District 7

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

Planning and Inspections, Andrew Salloum, (915) 212-1603

PUBLIC HEARING WILL BE HELD ON FEBRUARY 27, 2024

25. An Ordinance changing the zoning of Tracts 10A, 10B, 10B2C, 10D, 11B, 12A, 12B, 15A, 15J, 15J1, and 15J1A, Block 2, Ysleta Grant, Americas Avenue and Southwest of North Loop Drive, City of El Paso, El Paso County, Texas from

[24-149](#)

R-F (Ranch and Farm), C-3/sc (Commercial/special contract), and C-3/c (Commercial/conditions) to S-D (Special Development) 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: Americas Ave. and Southwest of North Loop Dr.
Applicant: Americas 375 LLC, PZRZ23-00035

District 7

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

PUBLIC HEARING WILL BE HELD ON FEBRUARY 27, 2024

26. An Ordinance releasing all conditions placed on property by Ordinance No. 16396 and 18811 which changed the zoning of Tracts 10A, 10B, 10B2C, 10D, 11B, 12A, 12B, 15A, 15J, 15J1, and 15J1A, Block 2, Ysleta Grant, City of El Paso, El Paso County, Texas. The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

[24-150](#)

The proposed condition release 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: Americas Ave. and Southwest of North Loop Dr.
Applicant: Americas 375 LLC, PZCR23-00004

District 7

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

PUBLIC HEARING WILL BE HELD ON FEBRUARY 27, 2024

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

27. An Ordinance authorizing the City Manager to sign a purchase and sale agreement, a deed, and any other documents necessary to convey approximately 0.18 acres of land described as Tracts 16E and 16B3, Block 1, Upper Valley Surveys, in the City of El Paso, El Paso County, Texas.

[24-139](#)

District 1

Streets and Maintenance, Mary Lou Espinoza, (915) 867-2629

PUBLIC HEARING WILL BE HELD ON FEBRUARY 13, 2024

28. An Ordinance authorizing the City Manager to sign a purchase and sale agreement, a deed, and any other documents necessary to convey approximately 0.73 acres of land described as Tracts 4A1A, 4B1, and 5A1, Block 1, Upper Valley Surveys, in the City of El Paso, El Paso County, Texas.

[24-140](#)

District 1

Streets and Maintenance, Mary Lou Espinoza (915) 867-2629

PUBLIC HEARING WILL BE HELD ON FEBRUARY 13, 2024

29. An Ordinance amending the Civil Service Rules and Regulations, Ordinance 8065, Rule 1, Section 2 (C) Secretary to name the Human Resources Director or designee as Secretary; and Rule 1, Section 9 Commission Recorder to enable the person carrying out the duties of the Recorder to be a City Employee hired in alignment with the City Charter.

[24-151](#)

All Districts

Human Resources, Mary Wiggins, (915) 212-1267

PUBLIC HEARING WILL BE HELD ON FEBRUARY 13, 2024**REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS:****Goal 2: Set the Standard for a Safe and Secure City**

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

[24-152](#)

Award Summary:

Discussion and action on the award of Solicitation 2024-0182 Security Guard Services - Landfill (Re-Bid) to Signal 88, LLC dba Signal 88 Security for an initial three (3) year term for an estimated amount of \$407,460.00. The total value of the contract is, including the initial term plus the option, for a total of five (5) years, for an estimated amount of \$679,100.00. The security guard services contract will provide daily security within the landfill for the Environmental Services Department.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$61,980.00 for the initial term, which represents a 17.94% increase due to current wage market.

Department:	Environmental Services
Award to:	Signal 88, LLC dba Signal 88 Security
City & State:	Omaha, NE
Item(s):	All
Initial Term:	3 Years
Option Term:	2 Years
Total Contract Time:	5 Years
Annual Estimated Award:	\$135,820.00
Initial Term Estimated Award:	\$407,460.00
Option Term Estimated Award:	\$271,640.00
Total Estimated Award	\$679,100.00
Account(s)	522120 - 34130 - 334 - 3100 - P3470
Funding Source(s):	Environmental Services - Security Contracts

District(s): All

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

The Purchasing & Strategic Sourcing Department and Environmental Services Department recommend award as indicated to Signal 88, LLC dba Signal 88 Security the highest ranked bidder based on the evaluation factors established

in the evaluation criteria for this procurement and to deem IDrive-Huffman LLC

dba To The Hilt Security nonresponsive due to failure of submitting the required surety letter and Texas Crime Prevention & Investigation deem nonresponsive due to failure to submit bid form.

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.

All Districts

Purchasing and Strategic Sourcing, K. Nicole Cote, (915) 212-1092
Environmental Services Department, Nicholas N. Ybarra, (915) 212-6025

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

31. The linkage to the Strategic Plan is subsection: 6.1 Recruit and retain a skilled and diverse workforce.

[24-96](#)

Award Summary:

Discussion and action on the award of Solicitation 2024-0080R Executive Recruitment Services for City Manager to Baker Tilly US, LLP for an estimated amount of \$42,585.00. This contract will assist the City with conducting a search to select a new City Manager.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$19,585.00, which represents a 85.15% increase due to additional scope of work added to the contract and price increases in the marketplace.

Department:	Human Resources
Award to:	Baker Tilly US, LLP
City & State:	Madison, WI
Item(s):	All
Initial Term:	Upon Completion
Option Term:	N/A
Total Contract Time:	Upon Completion

Annual Estimated Award: N/A
Initial Term Estimated Award: N/A
Option Term Estimated Award: N/A
Total Estimated Award: \$42,585.00
Account(s): 999-1000-99999-544110
Funding Source(s): Non-Departmental
District(s): All

This was a Request for Proposals Procurement - service contract.

The Purchasing & Strategic Sourcing and Human Resources Departments recommend award as indicated to Baker Tilly US, LLP—the 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.

Additionally, it is requested that the City Attorney's Office review and that the City Manager or designee be authorized to execute any related contract documents and agreements necessary to effectuate this award.

All Districts

Purchasing and Strategic Sourcing, K. Nicole Cote, (915) 212-1092
Human Resources, Mary Wiggins, (915) 212-1267

Goal 8: Nurture and Promote a Healthy, Sustainable Community

32. The linkage to the Strategic Plan is subsection: 8.6 Provide long-term, cost effective, sustainable regional solid waste solutions.

[24-159](#)

Award Summary:

Discussion and action on the award of Solicitation 2024-0193 Collection Services - Various City Facilities to Waste Connections Management Services, Inc., dba El Paso Disposal, LP for an initial term of three (3) year(s) for an estimated amount of \$930,795.00. The award also includes a two (2) year option for an estimated amount of \$620,530.00. The total contract time is for five (5) years for a total estimated amount of \$1,551,325.00. This contract will provide daily transportation of waste and recycle materials for the Environmental Services Department at various locations around the city.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$86,070.00 for the initial term, which represents a 10.19% increase due to the current wage market and fuel prices.

Department: Environmental Services
Award to: Waste Connections Management Services, Inc.

City & State:	dba El Paso Disposal, LP The Woodlands, Texas
Item(s):	All
Initial Term:	3 Years
Option Term:	2 Years
Total Contract Time:	5 Years
Annual Estimated Award:	\$310,265.00
Initial Term Estimated Award:	\$930,795.00
Option Term Estimated Award:	\$620,530.00
Total Estimated Award	\$1,551,325.00
Funding Source(s):	Environmental Fee
District(s):	All

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

The Purchasing & Strategic Sourcing Department and Environmental Services Department recommend award as indicated to Waste Connections Management Services, Inc. dba El Paso Disposal, LP the highest ranked bidder 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

All Districts

Purchasing and Strategic Sourcing, K. Nicole Cote, (915) 212-1092
Environmental Services Department, Nicholas N. Ybarra, (915) 212-6060

REGULAR AGENDA – EMERGENCY ORDINANCES:

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

33. Discussion and action on 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.

[24-137](#)

All Districts

City Manager's Office, Mario M. D'Agostino, (915) 212-1069

34. Discussion and action on an Emergency Ordinance extending Emergency Ordinance No. 019485 due to a humanitarian, security, and economic crisis resulting from a mass migration through El Paso.

[24-136](#)

All Districts

City Manager's Office, Mario M. D'Agostino, (915) 212-1069

REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF ORDINANCES:

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

35. 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. [POSTPONED FROM 01-17-2024] [24-04](#)

District 8

Economic and International Development, Karina Brascgalla, (915) 212-1570

36. 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. [POSTPONED FROM 01-17-2024] [24-07](#)

District 8

Economic and International Development, Karina Brascgalla, (915) 212-1570

Goal 3: Promote the Visual Image of El Paso

37. 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. [24-27](#)

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

District 2

Planning and Inspections, Philip F. Etiwe, (915) 212-1553
Planning and Inspections, Saul J. G. Pina, (915) 212-1612

REGULAR AGENDA - OTHER BUSINESS:

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

38. Discussion and requesting Council authorization to submit applications to the U.S. Department of Transportation (USDOT) Fiscal-Year 2024 Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grant program for the following projects: El Paso Central Business District (CBD) Phase IV Project, the Montana Brio Extension Feasibility Study, and the Equitable [24-158](#)

Mobility Plan.

All Districts

Capital Improvement Department, Omar Martinez, (915) 479-0341

Capital Improvement Department, Yvette Hernandez, (915) 212-0065

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

39. Discussion and action to approve budget transfer to increase FY2024 Confiscated Funds and Appropriations a total of \$645,070 in State and Federal Confiscated Funds.

[24-134](#)

All Districts

Police, Chief Peter Pacillas, (915) 212-4305

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

40. Discussion and action that the City Manager, or designee, be authorized to effectuate the listed budget transfers, attached to the Resolution as Exhibit A, for the El Paso International Airport and Tax Office as necessary to execute the approved Capital Improvement Plan in FY 2024.

[24-146](#)

All Districts

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

Airport, Sam Rodriguez, (915) 212-0330

Tax Office, Maria Pasillas, (915) 212-0106

Goal 8: Nurture and Promote a Healthy, Sustainable Community

41. Discussion and action that the Mayor of the City of El Paso, Texas be authorized to sign Resolutions of Support and/or Resolutions of No Objection for the following 2024 9% Regional Competitive Low Income Housing Tax Credit (LIHTC) applications:

[24-147](#)

- Chai Manor II, located at 406 Wallenberg Drive, El Paso, Texas 79912, proposed by Paisano Housing Redevelopment (instrumentality of HACEP dba HOME).

- Mesa Hills II, located at Parcel 1, Lot 3, Block One, Coronado del Sol, Mesa Hills Drive, El Paso, Texas 79912, proposed by Paisano Housing Redevelopment (instrumentality of HACEP dba HOME).

- Pebble Hills Seniors, located at NWC Charles Foster Ave and John Hayes St, El Paso, Texas 79938, proposed by Investment Builders, Inc.

- Villas at Augusta, located at SWC of Augusta Dr and Zaragoza Rd, El Paso, Texas 79938, proposed by Investment Builders, Inc.

All Districts

EXECUTIVE SESSION

The City Council of the City of El Paso may retire into EXECUTIVE SESSION pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act and the Rules of City Council.) The City Council will return to open session to take any final action and may also, at any time during the meeting, bring forward any of the following items for public discussion, as appropriate.

Section 551.071	CONSULTATION WITH ATTORNEY
Section 551.072	DELIBERATION REGARDING REAL PROPERTY
Section 551.073	DELIBERATION REGARDING PROSPECTIVE GIFTS
Section 551.074	PERSONNEL MATTERS
Section 551.076	DELIBERATION REGARDING SECURITY DEVICES OR SECURITY AUDITS
Section 551.087	DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS
Section 551.089	DELIBERATION REGARDING SECURITY DEVICES OR SECURITY AUDITS; CLOSED MEETING

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

- EX1.** Application of El Paso Electric to Update Schedule No. COVID-19 in Compliance with Docket No. 52195 - PUC#54812; HQ#UTILITY-5 (551.071) [24-174](#)
City Attorney's Office, Donald Davie, (915) 212-0033
- EX2.** Reyes, Eduardo Daniel v. Anthony Paul Greer, et. al. (incl. The City of El Paso, Texas; in the Western District of Texas, El Paso Division) Cause 3:22-CV-00367 (551.071) [24-173](#)
City Attorney's Office, Evan Reed, (915) 212-0033
- EX3.** Discussion regarding the value, purchase, or sale of real property located in Downtown El Paso HQ#23-495 (551.071) (551.072) [24-175](#)
Capital Improvement Department, Daniela Quesada, (915) 212-0065
City Attorney's Office, Roberta Brito, (915) 212-0033
- EX4.** Edmundo Calderon v. City of El Paso, Tommy Gonzalez, Cassandra Hernandez, Karla Nieman, Juan Gonzalez, Deborah Paz, and Jeremy Jordan; Cause No. 2023DCV4372; (551.071) [24-184](#)
City Attorney's Office, Kristen Hamilton-Karam, (915) 212-0033

ADJOURN

NOTICE TO THE PUBLIC:

Sign Language interpreters are provided for regular City Council meetings. If you need Spanish Interpreter Services, you must email CityClerk@elpasotexas.gov at least 72 hours in advance of the meeting.

ALL REGULAR CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET ON THURSDAY PRIOR TO THE MEETING HERE: <http://www.elpasotexas.gov/>



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 24-124, Version: 1

CITY OF EL PASO, TEXAS LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

*Please choose District and Department from drop down menu. Please post exactly as example below.
No Title's, No emails. Please use ARIAL 10 Font.*

All Districts

City Attorney's Office, Karla M. Nieman, (915) 212-0033

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

Discussion and action on the election of Mayor Pro Tempore.



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 24-153, Version: 1

CITY OF EL PASO, TEXAS LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

All Districts

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

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

Approval of the Minutes of the Regular City Council Meeting of January 17, 2024, the Agenda Review Meeting of January 16, 2024, and the Work Session of January 16, 2024.

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 17, 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 9:09 a.m. Alternate Mayor Pro Tempore Alexsandra Annello was present and presiding and the following Council Members answered roll call: Brian Kennedy, Cassandra Hernandez, Art Fierro, Henry Rivera, and Chris Canales. Late arrival: Joe Molinar at 10:10 a.m. Mayor Oscar Leeser participated via videoconference. Isabel Salcido was absent. Early departure: Cassandra Hernandez at 10:48 a.m.

INVOCATION BY DAVID MARCUS ON BEHALF OF JOIN US FOR JUSTICE, EL PASO CHAPTER OF AMERICANS UNITED FOR SEPARATION OF CHURCH AND STATE

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS

Chloe Fierro Day

Mike Maddux Day

The Regular City Council meeting was **RECESSED** at 9:37 a.m. in order to take photos with the honorees.

The Regular City Council meeting was **RECONVENED** at 9:52 a.m.

ELECTION OF TEMPORARY ALTERNATE MAYOR PRO TEMPORE

Motion made by Representative Kennedy, seconded by Representative Rivera, and unanimously carried to **ELECT** Representative Art Fierro as the Temporary Alternate Mayor Pro Tempore.

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Molinar

ABSENT: Representative Salcido

NOTICE TO THE PUBLIC

Motion made by Mayor Pro Tempore Annello, seconded by Representative Rivera, 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, Fierro, Rivera, and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Molinar

ABSENT: Representative Salcido

.....
CONSENT AGENDA – APPROVAL OF MINUTES:
.....

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

1. *Motion made, seconded, and unanimously carried to **APPROVE** the Minutes of the Regular City Council Meeting of January 3, 2024.
.....

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

2. **REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS**
.....

NO ACTION was taken on this item.
.....

CONSENT AGENDA – RESOLUTIONS:
.....

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

3. ***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, or designee, be authorized to sign an Underground Electrical and Transformer Pad Easement to accommodate an electrical transmission line to provide electrical power to property in the vicinity of the El Paso International Airport, said easement more particularly described as:

A .0192-acre parcel situate within the corporate limits of the City of El Paso, El Paso County, Texas a portion of Lot 15, Block 5, El Paso International Airport Tracts Replat of Unit 3, El Paso County, Texas, as filed in Volume 28, Page 46, El Paso County Plat Records.
.....

4. ***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 WSP USA Environment & Infrastructure Inc., a Nevada Corporation authorized to transact business in Texas, for a project known as “EPIA Relocation of Taxiway M - Geotechnical & Materials Testing” for an amount not to exceed \$224,785.00; 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 \$324,785.00; 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.

5.

***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 Professional Service Industries, Inc, a Delaware Corporation authorized to transact business in Texas, for a project known as "EPIA Reconstruction of Taxiway G - Geotechnical & Materials Testing" for an amount not to exceed \$214,820.00; 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 \$314,820.00; 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.

Goal 3: Promote the Visual Image of El Paso

6.

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

A RESOLUTION APPROVING A DETAILED SITE DEVELOPMENT PLAN FOR LOT 21, BLOCK 2, VALUMBROSA, 9237 ALAMEDA AVENUE, CITY OF EL PASO, EL PASO COUNTY, TEXAS, PURSUANT TO SECTION 20.04.150. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.

WHEREAS, BEL-BRAN PROPERTIES I, LLC (the "Owner") has applied for approval of a detailed site development plan which requires City Plan Commission and City Council approval as per SECTION 20.04.150. The detailed site development plan is subject to the development standards in the C-1/C (COMMERCIAL/CONDITIONS) District regulations and subject to the approved Detailed Site Development Plan signed by the Applicant, the City Manager and the Executive Secretary to the City Plan Commission. A copy of this plan is attached hereto as **Exhibit "A"** and is incorporated herein by reference for all purposes; and,

WHEREAS, a report was made by the staff to the City Plan Commission and a public hearing was held regarding such application;

WHEREAS, the City Plan Commission has approved and herein recommends Council approval of the subject detailed site development plan; and

WHEREAS, the City Council finds that the detailed site development plan meets all applicable requirements of the El Paso City Code:

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

1. Pursuant to requirements, the City Council hereby approves the detailed site development plan submitted by the Applicant, to allow for a business and professional office as required under the **C-1/C (Commercial/conditions)** District as per Section **20.04.150**, on the following described property which is located in a C-1/C (Commercial/conditions) District:

Lot 21, Block 2, Valumbrosa, 9237 Alameda Avenue, City of El Paso, El Paso County, Texas

2. A copy of the approved detailed site development plan, signed by the Applicant, the City Manager and the Secretary of the City Plan Commission, is attached hereto, as **Exhibit "A"**** and incorporated herein by reference.

3. All construction and development on the property shall be done in accordance with the approved detailed site development plan and the development standards applicable in the C-1/C (COMMERCIAL/CONDITIONS) District regulations.

4. The Applicant shall sign an agreement to develop the property and to perform all construction thereon in accordance with the approved detailed site development plan and the standards applicable in the C-1/C (COMMERCIAL/CONDITIONS) District. Such agreement shall be signed and filed with the Zoning Administrator and the Executive Secretary of the City Plan Commission before building permits are issued.

5. This approval shall be void if construction on the property is not started in accordance with the approved detailed site development plan within four (4) years from the date hereof.

**Exhibit available at the City Clerk's Office.

7.

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

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, LEWIS SHERRY L, 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:

1291 Southwestern Dr, more particularly described as Lot 25 (7227 Sq FT), Block 2, Scenic Heights Subdivision, City of El Paso, El Paso County, Texas, PID #S171-999-0020-4900

to be \$329.00, 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 8th day of May, 2019, 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 TWENTY NINE AND 00/100 DOLLARS (\$329.00) 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, LEWIS SHERRY L, 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:

1291 Southwestern Dr, more particularly described as Lot 25 (7227 Sq FT), Block 2, Scenic Heights Subdivision, City of El Paso, El Paso County, Texas, PID #S171-999-0020-4900

to be \$332.00, 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 27th day of February, 2018, 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 THIRTY TWO AND 00/100 DOLLARS (\$332.00) 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, EMPIRE HOMES REAL ESTATE, 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:

5013 Rico Valles Ln, more particularly described as Lot 5 (10026.01 Sq Ft), Block 1, Jardines Del Valle Subdivision, City of El Paso, El Paso County, Texas, PID #J188-999-0010-0500

to be \$871.00, 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 5th 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 EIGHT HUNDRED SEVENTY ONE AND 00/100 DOLLARS (\$871.00) 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, CARRENO ERNESTO, 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:

6409 Los Altos Dr, more particularly described as Lot 7 (8922 Sq Ft), Block 20, Chaparral Park #4 Subdivision, City of El Paso, El Paso County, Texas, PID #C340-999-0200-1300

to be \$332.00, 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 February, 2021, 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 THIRTY TWO AND 00/100 DOLLARS (\$332.00) 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, CARRENO ERNESTO, 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:

6409 Los Altos Dr, more particularly described as Lot 7 (8922 Sq Ft), Block 20, Chaparral Park #4 Subdivision, City of El Paso, El Paso County, Texas, PID #C340-999-0200-1300

to be \$346.50, 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 9th day of May, 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 THREE HUNDRED FORTY SIX AND 50/100 DOLLARS (\$346.50) 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, URRUTIA RUBEN, 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:

Lot 22 & w 20 Ft Of 21 & E 5 Ft Of 23 (6000 Sq Ft), Block 47, Highland Park Subdivision, City of El Paso, El Paso County, Texas, PID #H453-999-0470-8200

to be \$794.00, 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 November, 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 SEVEN HUNDRED NINETY FOUR AND 00/100 DOLLARS (\$794.00) 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, GARCIA BRENDA Y, 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:

315 S Concepcion St, more particularly described as Lot 53 & 54 (7750.00 Sq Ft), Block 10, Val Verde Subdivision, City of El Paso, El Paso County, Texas, PID #V088-999-0100-5700

to be \$333.50, 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, 2019, 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 THIRTY THREE AND 50/100 DOLLARS (\$333.50) 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, GARCIA BRENDA Y, 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:

315 S Concepcion St, more particularly described as Lot 53 & 54 (7750.00 Sq Ft), Block 10, Val Verde Subdivision, City of El Paso, El Paso County, Texas, PID #V088-999-0100-5700

to be \$332.00, 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 11th day of June, 2019, 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 THIRTY TWO AND 00/100 DOLLARS (\$332.00) 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, ROTH RON E, 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:

Lot W 95 Ft Of E 145 Ft Of 4, Block 7, Del Norte Acres Subdivision, City of El Paso, El Paso County, Texas, PID #D361-999-0070-8600

to be \$334.00, 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 10th day of November, 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 THREE HUNDRED THIRTY FOUR AND 00/100 DOLLARS (\$334.00) 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, ROBINSON ALBERT 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:

4105 Sunrise Ave, more particularly described as Lot 7 (6000 Sq Ft), Block 5, Desert Hills Subdivision, City of El Paso, El Paso County, Texas, PID #D444-999-0050-3100

to be \$329.00, 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 30th day of August, 2019, 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 TWENTY NINE AND 00/100 DOLLARS (\$329.00) 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, ROBINSON ALBERT 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:

4105 Sunrise Ave, more particularly described as Lot 7 (6000 Sq Ft), Block 5, Desert Hills Subdivision, City of El Paso, El Paso County, Texas, PID #D444-999-0050-3100

to be \$332.00, 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 20th day of December, 2018, 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 THIRTY TWO AND 00/100 DOLLARS (\$332.00) 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, ROBINSON ALBERT 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:

4105 Sunrise Ave, more particularly described as Lot 7 (6000 Sq Ft), Block 5, Desert Hills Subdivision, City of El Paso, El Paso County, Texas, PID #D444-999-0050-3100

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 2nd day of March, 2018, 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, SANCHEZ FRANCISCO, 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:

4301 Leeds Ave, more particularly described as Lot 15 & 16, Block 12, Mesa Heights Subdivision, City of El Paso, El Paso County, Texas, PID #M329-999-0120-4300

to be \$308.50, 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 11th day of April, 2017, 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 EIGHT AND 50/100 DOLLARS (\$308.50) 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, BIXLER ESTELA R, 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:

3015 Wyoming Ave, more particularly described as Lot 8 & E 5 Ft Of 7 & W 10 Ft Of 9 (5600 Sq Ft), Block 79, East El Paso Subdivision, City of El Paso, El Paso County, Texas, PID #E014-999-0790-2100

to be \$364.00, 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 21st day of February, 2020, 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 FOUR AND 00/100 DOLLARS (\$364.00) 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, GALLEGOS ALBERT, 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:

311 Francis St, more particularly described as Lot 8 & 9, Block 6, Pasadena Subdivision, City of El Paso, El Paso County, Texas, PID #P573-999-0060-2900

to be \$375.50, 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 5th day of June, 2020, 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 SEVENTY FIVE AND 50/100 DOLLARS (\$375.50) 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, BRIONES ROSA 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:

324 Francis St, more particularly described as Lot 15 & S 5 Ft Of 14 & N 10 Ft Of 16, Block 5, Pasadena Subdivision, City of El Paso, El Paso County, Texas, PID #P573-999-0050-1600

to be \$337.00, 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 22nd day of November, 2021, 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 THIRTY SEVEN AND 00/100 DOLLARS (\$337.00) 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, BRIONES ROSA 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:

324 Francis St, more particularly described as Lot 15 & S 5 Ft Of 14 & N 10 Ft Of 16, Block 5, Pasadena Subdivision, City of El Paso, El Paso County, Texas, PID #P573-999-0050-1600

to be \$340.00, 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 March, 2021, 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 FORTY AND 00/100 DOLLARS (\$340.00) 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, BIXLER ESTELA R, 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:

3015 Wyoming Ave, more particularly described as Lot 8 & E 5 Ft Of 7 & W 10 Ft Of 9 (5600 Sq Ft), Block 79, East El Paso Subdivision, City of El Paso, El Paso County, Texas, PID #E014-999-0790-2100

to be \$383.00, 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 7th day of April, 2021, 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 EIGHTY THREE AND 00/100 DOLLARS (\$383.00) 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, FERNANDEZ DAMIAN, 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:

7619 Corozal Dr, more particularly described as Lot 34 (10780 Sq Ft), Block 40, Hacienda Heights #5 Subdivision, City of El Paso, El Paso County, Texas, PID #H012-999-0400-6700

to be \$362.50, 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 15th day of November, 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 THREE HUNDRED SIXTY TWO AND 50/100 DOLLARS (\$362.50) 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, ESCOBAR ANTONIO R, 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:

7219 North Loop Dr, more particularly described as Tr 32 (Homesite) (0.25 Ac), Palmdale Acres Subdivision, City of El Paso, El Paso County, Texas, PID #P174-999-0010-5100

to be \$1619.00, 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 ONE THOUSAND SIX HUNDRED NINETEEN AND 00/100 DOLLARS (\$1619.00) 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, ESCOBAR ANTONIO R, 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:

7217 North Loop Dr, more particularly described as Tr 33 (1.00 Ac), Palmdale Acres Subdivision, City of El Paso, El Paso County, Texas, PID #P174-999-0010-5600

to be \$394.50, 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 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 NINETY FOUR AND 50/100 DOLLARS (\$394.50) 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.

RESOLUTION

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, HERNANDEZ ISIDRO C, 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:

2210 Cumbre Negra Dr, more particularly described as Lot N 43.94 Ft Of 4, Block 42, Vista Del Sol #4 Subdivision, City of El Paso, El Paso County, Texas, PID #V893-999-0420-0700

to be \$316.50, 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 8th day of April, 2021, 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 SIXTEEN AND 50/100 DOLLARS (\$316.50) 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, SERRANO GUILLERMO III, 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:

10532 Saigon Dr, more particularly described as Lot 4 (7577 Sq Ft), Block 6, Parkwood Subdivision, City of El Paso, El Paso County, Texas, PID #P481-999-0060-0700

to be \$329.00, 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 February, 2021, 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 TWENTY NINE AND 00/100 DOLLARS

(\$329.00) 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, WILLIAMS ALLEN E & JANIE M, 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:

10413 Aphrodite Dr, more particularly described as Lot 17 (6375 Sq Ft), Block 9, Apollo Heights Subdivision, City of El Paso, El Paso County, Texas, PID #A642-999-0090-3300

to be \$592.00, 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 7th 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 FIVE HUNDRED NINETY TWO AND 00/100 DOLLARS (\$592.00) 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, WILLIAMS ALLEN E & JANIE M, 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:

10413 Aphrodite Dr, more particularly described as Lot 17 (6375 Sq Ft), Block 9, Apollo Heights Subdivision, City of El Paso, El Paso County, Texas, PID #A642-999-0090-3300

to be \$451.60, 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 April, 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 FOUR HUNDRED FIFTY ONE AND 60/100 DOLLARS (\$451.60) 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 9.04 of the El Paso City Code, PAIVA LUIS E, 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:

12078 Hosea St, more particularly described as Lot 22 (4441.00 Sq Ft), Block 1, Pueblo Montana #2 Subdivision, City of El Paso, El Paso County, Texas, PID #P915-999-0010-2200

to be \$358.50, 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 3rd day of November, 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 THREE HUNDRED FIFTY EIGHT AND 50/100 DOLLARS (\$358.50) 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, CARTY MONSELL A & KATIA, 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:

1321 Sunny Sky Pl, more particularly described as Lot 9 (5574.00 Sq Ft), Block 22, Mesquite Trails #5 Replat A Subdivision, City of El Paso, El Paso County, Texas, PID #M403-999-0220-0900

to be \$334.00, 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 February, 2021, 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 THIRTY FOUR AND 00/100 DOLLARS

(\$334.00) 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, CONTRERAS ALFREDO V & E, 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:

2321 Lake Victoria Dr, more particularly described as Lot 37, Block 6, Sandy Creek #1 Replat A Subdivision, City of El Paso, El Paso County, Texas, PID #S127-999-0060-6400

to be \$333.50, 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 February, 2021, 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 THIRTY THREE AND 50/100 DOLLARS (\$333.50) 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, ORYALL ROBERT E & LOLA L, 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:

2804 Schooner Dr, more particularly described as Lot 2, Block 6, East Glen Subdivision, City of El Paso, El Paso County, Texas, PID #E054-999-0060-0300

to be \$284.00, 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 10th day of February, 2021, 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 HUNDRED EIGHTY FOUR AND 00/100 DOLLARS (\$284.00) 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, WILSON GERALDINE K & EMMA, 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:

1036 Macadamia Cir, more particularly described as Lot 16, Block 13, Pecan Grove #2 Replat A Subdivision, City of El Paso, El Paso County, Texas, PID #P656-999-0130-1600

to be \$329.00, 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 21st day of January, 2020, 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 TWENTY NINE AND 00/100 DOLLARS (\$329.00) 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, WILSON GERALDINE K & EMMA, 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:

1036 Macadamia Cir, more particularly described as Lot 16, Block 13, Pecan Grove #2 Replat A Subdivision, City of El Paso, El Paso County, Texas, PID #P656-999-0130-1600

to be \$400.00, 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 24th day of July, 2019, 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 AND 00/100 DOLLARS (\$400.00) 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, MARROQUIN VITALIA F, 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:

1053 Christy Ave, more particularly described as Lot 14 (5650 Sq Ft), Block 3, Alto Terrace 2nd Replat Subdivision, City of El Paso, El Paso County, Texas, PID #A496-999-0030-2700

to be \$356.50, 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 8th day of May, 2019, 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 SIX AND 50/100 DOLLARS (\$356.50) 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, BARAY LEONEL & 1, 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:

325 Mc Cune Rd, more particularly described as Lot 36 (0.469 Ac), Block 2, North Loop Gardens #2 Subdivision, City of El Paso, El Paso County, Texas, PID #N446-999-0020-7700

to be \$825.00, 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 22nd day of June, 2020, 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 EIGHT HUNDRED TWENTY FIVE AND 00/100 DOLLARS (\$825.00) 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, SANICH RITA M & 2 (JTROS), 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:

4212 Wallington Dr, more particularly described as Lot 15 & E 7.5 Ft Of 14 (8795 Sq Ft), Block 11, Piedmont Hills Replat Subdivision, City of El Paso, El Paso County, Texas, PID #P783-999-0110-4000

to be \$365.00, 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 11th day of September, 2018, 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 FIVE AND 00/100 DOLLARS (\$365.00) 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, SANICH RITA M & 2 (JTROS), 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:

4212 Wallington Dr, more particularly described as Lot 15 & E 7.5 Ft Of 14 (8795 Sq Ft), Block 11, Piedmont Hills Replat Subdivision, City of El Paso, El Paso County, Texas, PID #P783-999-0110-4000

to be \$346.00, 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 30th day of May, 2018, 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 FORTY SIX AND 00/100 DOLLARS (\$346.00) 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, SANICH RITA M & 2 (JTROS), 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:

4212 Wallington Dr, more particularly described as Lot 15 & E 7.5 Ft Of 14 (8795 Sq Ft), Block 11, Piedmont Hills Replat Subdivision, City of El Paso, El Paso County, Texas, PID #P783-999-01110-4000

to be \$319.50, 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 10th day of January, 2019, 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 NINETEEN AND 50/100 DOLLARS (\$319.50) 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, SANICH RITA M & 2 (JTROS), 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:

4212 Wallington Dr, more particularly described as Lot 15 & E 7.5 Ft Of 14 (8795 Sq Ft), Block 11, Piedmont Hills Replat Subdivision, City of El Paso, El Paso County, Texas, PID #P783-999-0110-4000

to be \$315.00, 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 30th day of July, 2019, 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 FIFTEEN AND 00/100 DOLLARS (\$315.00) 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, SANICH RITA M & 2 (JTROS), 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:

4212 Wallington Dr, more particularly described as Lot 15 & E 7.5 Ft Of 14 (8795 Sq Ft), Block 11, Piedmont Hills Replat Subdivision, City of El Paso, El Paso County, Texas, PID #P783-999-0110-4000

to be \$678.25, 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 5th day of September, 2017, 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 SEVENTY EIGHT AND 25/100 DOLLARS (\$678.25) 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 9.04 of the El Paso City Code, YANEZ ELFIDA, 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:

3231 Findley Ave, more particularly described as Lot 16 & E 1/2 Of 15 (Homesite) (3000 Sq Ft), Block M, Payne Subdivision, City of El Paso, El Paso County, Texas, PID #P652-999-000M-5100

to be \$475.25, 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 19th 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 FOUR HUNDRED SEVENTY FIVE AND 25/100 DOLLARS (\$475.25) 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 9.04 of the El Paso City Code, RIVERA MARGARITA F & MARCE, 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:

3226 Frutas Ave, more particularly described as Lot 19 & W 1/2 Of 18 (5250 Sq Ft), Block 20, East El Paso Subdivision, City of El Paso, El Paso County, Texas, PID #E014-999-0200-5600

to be \$363.00, 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 30th day of March, 2021, 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 THREE AND 00/100 DOLLARS (\$363.00) 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, RIVERA MARGARITA F & MARCE, 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:

3226 Frutas Ave, more particularly described as Lot 19 & W 1/2 Of 18 (5250 Sq Ft), Block 20, East El Paso Subdivision, City of El Paso, El Paso County, Texas, PID #E014-999-0200-5600

to be \$339.00, 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 11th day of May, 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 THREE HUNDRED THIRTY NINE AND 00/100 DOLLARS (\$339.00) 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, GONNELL TYLER Y, 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:

5825 Parkmont Pl, more particularly described as Lot 20 (16633 Sq Ft), Block 5, Crestmont Hills Subdivision, City of El Paso, El Paso County, Texas, PID #C942-999-0050-2000

to be \$402.00, 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 11th day of March, 2021, 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 TWO AND 00/100 DOLLARS (\$402.00) 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, GONNELL TYLER Y, 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:

5825 Parkmont Pl, more particularly described as Lot 20 (16633 Sq Ft), Block 5, Crestmont Hills Subdivision, City of El Paso, El Paso County, Texas, PID #C942-999-0050-2000

to be \$479.00, 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 March, 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 FOUR HUNDRED SEVENTY NINE AND 00/100 DOLLARS (\$479.00) 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.

CONSENT AGENDA – BOARD APPOINTMENTS:

Goal 8: Nurture and Promote a Healthy, Sustainable Community

8. *Motion made, seconded, and unanimously carried to **APPOINT** Matthew Behrens to the Regional Renewable Energy Advisory Council by Representative Chris Canales, District 8.
9. *Motion made, seconded, and unanimously carried to **APPOINT** Stefanie Anderson to the Regional Renewable Energy Advisory Council by Representative Isabel Salcido, District 5.

CONSENT AGENDA – APPLICATIONS FOR TAX REFUNDS:

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

10. *Motion made, seconded, and unanimously carried to **APPROVE** the tax refunds listed below and posted on the attachment with this agenda:
1. Elizabeth Nunez, in the amount of \$3,283.63 made an overpayment on December 19, 2023 of 2023 taxes. (Geo. #R530-000-0130-440)
 2. David Vazquez, in the amount of \$5,238.37 made an overpayment on October 19, 2023 of 2023 taxes. (Geo. #V893-999-5170-1200)

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

WHEREAS, pursuant to Section 31.11 (c) of the Texas Code an application for a refund must be made within three (3) years after the date of the payment or the taxpayer waives the right to the refund; and

WHEREAS, pursuant to Section 31.11 (c-1) the governing body of the taxing unit may extend the deadline for a single period not to exceed two years on a showing of good cause by the taxpayer; and

WHEREAS, taxpayer, Jesus Gonzalez through RBFCU ("Taxpayer") has applied for a refund with the tax assessor for their 2018 property taxes that were overpaid on December 6, 2018 in the amount of \$639.50 (Six Hundred and Thirty-Nine and 50/100 Dollars) for all taxing entities; and

WHEREAS, City Council may extend the deadline for the Taxpayer's application for the overpayment of the 2018 taxes for a period not to exceed two years on a showing of good cause by the taxpayer; and

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

THAT THE City finds that Jesus Gonzalez through RBFCU showed a good cause to extend the deadline to apply for a refund of the overpayment of the 2018 taxes and the tax refund in the amount of \$639.50 (Six Hundred and Thirty-Nine and 50/100 Dollars) is approved.

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

WHEREAS, pursuant to Section 31.11 (c) of the Texas Code an application for a refund must be made within three (3) years after the date of the payment or the taxpayer waives the right to the refund; and

WHEREAS, pursuant to Section 31.11 (c-1) the governing body of the taxing unit may extend the deadline for a single period not to exceed two years on a showing of good cause by the taxpayer; and

WHEREAS, taxpayer, Sonia Gonzalez through El Paso Title Company Inc. ("Taxpayer") has applied for a refund with the tax assessor for their 2019 property taxes that were overpaid on December 23, 2019 in the amount of \$3,487.75 for all taxing entities; and

WHEREAS, City Council may extend the deadline for the Taxpayer's application for the overpayment of the 2019 taxes for a period not to exceed two years on a showing of good cause by the taxpayer; and

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

THAT THE City finds that Sonia Gonzalez through El Paso Title Company Inc. showed a good cause to extend the deadline to apply for a refund of the overpayment of the 2019 taxes and the tax refund in the amount of \$3,487.75 is approved.

CONSENT AGENDA – NOTICE FOR NOTATION:

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

12. *Motion made, seconded, and unanimously carried to **NOTE** the P-Card Transactions for the period of October 19 to November 20, 2023 and November 21 to December 20, 2023 for Mayor, City Council Representatives, City Attorney's Office, City Manager's Office and staff.

CONSENT AGENDA – NOTICE OF CAMPAIGN CONTRIBUTIONS:

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

13. *Motion made, seconded, and unanimously carried to **NOTE** pursuant to Section 2.92.080 of the City Code, receipt of campaign contributions by Representative Cassandra Hernandez: \$1,500 from El Paso Municipal Police Officers' Association.

REGULAR AGENDA – MEMBERS OF THE CITY COUNCIL:

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

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

WHEREAS, Lieutenant James "Jay" Nicholson, Sr. #017996 served five years as a Paratrooper with the 82nd Airborne Division, Fort Bragg, North Carolina, prior to entering the El Paso Fire Department (EPFD) Academy in April of 2008 where he, as a trainee, began working with the EPFD Explorers Program; and

WHEREAS, upon completion of the Fire Academy, Lieutenant Nicholson was assigned to Battalion 5, B-Shift – Northeast El Paso, where he became certified as a paramedic in 2010, while continuing his work with the Explorers, ultimately becoming the lead advisor of the program in 2011; and

WHEREAS, Lieutenant Nicholson, upon promotion to the rank of fire suppression technician, was assigned to the EPFD Community Risk Reduction section in 2015, where he helped to spearhead community outreach and support programs throughout the City of El Paso; and

WHEREAS, in 2017, Lieutenant Nicholson became certified as a Texas peace officer and was reassigned to the EPFD Investigations section; and

WHEREAS, Lieutenant Nicholson was assigned to Pumper 5, Battalion 3, B-Shift – Central El Paso prior to being promoted to the rank of lieutenant on Rescue 28, Battalion 5, B Shift – Northeast El Paso in 2023; and

WHEREAS, Lieutenant Nicholson was elected to the position of trustee with the El Paso Association of Firefighters Local 51, a position to which he was re-elected prior to holding the positions of parliamentarian, first vice-president, and as of January 1, 2024 president; and

WHEREAS, Lieutenant Nicholson has always shown a kind heart and genuine concern for his fellow firefighters, first responders, and all El Pasoans.

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 Lieutenant James “Jay” Nicholson as the newly elected President of the El Paso Association of Firefighters, Local 51.

Representative Hernandez read the resolution into the record.

Mayor Leeser and Representatives Annello and Rivera commented.

Lieutenant James Jay Nicholson, honoree, commented.

1ST MOTION

*Motion made, seconded, and unanimously carried to **MOVE** the item to the **FOREFRONT** of the Regular agenda.

2ND AND FINAL MOTION

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

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Molinar

ABSENT: Representative Salcido

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

15. **ITEM:** Discussion and action directing the City Manager and City Attorney to collaborate with the City Of El Paso Employees Retirement Trust on proposed City Code section 2.64 amendments that were recommended by the Pension Board.

Representatives Fierro and Rivera commented.

Motion made by Representative Fierro, seconded by Representative Kennedy, and unanimously carried to **DIRECT** the City Manager and City Attorney to collaborate with the City Of El Paso Employees Retirement Trust on proposed City Code Section 2.64 amendments that were recommended by the Pension Board.

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Molinar

ABSENT: Representative Salcido

Goal 8: Nurture and Promote a Healthy, Sustainable Community

16. **ITEM:** Discussion and action directing the City Manager and City Attorney to develop an amendment to Title 7 to ban surgical procedures on domestic animals with no medical necessity, including aesthetic procedures such as cosmetic caudectomy (commonly known as “tail docking”) and cosmetic otoplasty (commonly known as “ear cropping”) as well as other elective functional alterations for owner convenience such as onychectomy (also known as partial digital amputation or commonly “declawing”) and ventriculocordectomy (also known as devocalization or commonly “debarking” or “demeowing”);

and further directing that this amendment shall be constructed so as not to ban procedures such as spay/neuter or minor ear clipping related to a sanctioned Trap-Neuter-Return (TNR) program;

and further directing that proposed amendments be presented to the Animal Shelter Advisory Committee for their recommendation, and that staff return to the City Council with a draft amendment and recommendations within 90 days.

Mayor Leeser and Representatives Kennedy, Anello, Molinar, Fierro, Rivera, and Canales commented.

The following City staff members commented:

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

The following members of the public commented:

1. Mr. Ron Comeau
2. Ms. Delia Snyder
3. Ms. Denise Ewing
4. Ms. Lisa Turner

1ST MOTION

Motion made by Representative Fierro, seconded by Representative Molinar, to **DELETE** the item.

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

2ND MOTION

Motion made by Representative Canales, seconded by Representative Hernandez, to **AMEND** the item to read: **DIRECTING** the City Manager and City Attorney to conduct research and gather input on a possible amendment to Title 7 to ban some surgical procedures on domestic animals with no medical necessity, potentially including aesthetic procedures such as cosmetic caudectomy (commonly known as “tail docking”) and cosmetic otoplasty (commonly known as “ear cropping”) as well as other elective functional alterations for owner convenience such as onychectomy (also known as partial digital amputation or commonly “declawing”) and ventriculocordectomy (also known as devocalization or commonly “debarking” or “demeowing”);

and further **DIRECTING** that any ultimate amendment shall be constructed so as not to ban procedures such as spay/neuter or minor ear clipping related to a sanctioned Trap-Neuter-Return (TNR) program; and further **DIRECTING** that staff’s research shall be presented to the Animal Shelter Advisory Committee for their input and that staff conduct a public meeting for input from interested parties and that staff return to the City Council with recommendations within 60 days.

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

3RD MOTION

Motion made by Mayor Pro Tempore Annello, seconded by Representative Rivera, and carried to **AMEND** the item to read: **DIRECTING** the City Manager and City Attorney to return to Council with recommendations and to form a plan for public outreach and engagement, to move forward with the Title 7 ban on surgical procedures on domestic animals with no medical necessity including aesthetic procedures such as cosmetic caudectomy (commonly known as “tail docking”) and cosmetic otoplasty (commonly known as “ear cropping”) as well as other elective functional alterations for owner convenience such as onychectomy (also known as partial digital amputation or commonly “declawing”) and ventriculocordectomy (also known as devocalization or commonly “debarking” or “demeowing”);

and further **DIRECTING** that this amendment shall be constructed so as not to ban procedures such as spay/neuter or minor ear clipping related to a sanctioned Trap-Neuter-Return (TNR) program.

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

4TH AND FINAL MOTION

Motion made by Representative Canales, seconded by Representative Annello, and carried to **APPROVE** the item, **AS AMENDED.**

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

NOT PRESENT FOR THE VOTE: Representative Fierro
ABSENT: Representative Salcido
THE MOTION PASSED.

REGULAR AGENDA – OPERATIONAL FOCUS UPDATES:

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

17. Discussion on City Council-requested action to develop additional Police Department policies with respect to gender-diverse individuals and bias-free policing.

The following members of the public commented:

1. Mr. Patrick Hernandez-Cigarruista
2. Mr. Aurelio Valdez Jr.
3. Ms. Lisa Turner
4. Ms. Amber Perez

1ST MOTION

*Motion made, seconded, and unanimously carried to **MOVE** the item to the **FOREFRONT** of the Regular agenda.

2ND AND FINAL MOTION

Motion made by Representative Kennedy, seconded by Representative Fierro, and unanimously carried to **POSTPONE TWO WEEKS** the discussion on City Council-requested action to develop additional Police Department policies with respect to gender-diverse individuals and bias-free policing.

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

NAYS: Representative Hernandez

NOT PRESENT FOR THE VOTE: Representative Molinar

ABSENT: Representative Salcido

Goal 8: Nurture and Promote a Healthy, Sustainable Community

18. Presentation and update on behalf of the Diversity, Equity, Inclusion, and Accessibility Cross Functional Team.

Ms. Jenny Solo, citizen, provided a statement in opposition of the agenda item to be entered into the record (statement on file in the City Clerk's Office).

1ST MOTION

*Motion made, seconded, and unanimously carried to **MOVE** the item to the **FOREFRONT** of the Regular agenda.

2ND AND FINAL MOTION

Motion made by Representative Kennedy, seconded by Representative Fierro, and Unanimously carried to **POSTPONE** the item for **TWO WEEKS**.

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

NAYS: Representative Hernandez

NOT PRESENT FOR THE VOTE: Representative Molinar

ABSENT: Representative Salcido

The Regular City Council meeting was **RECESSED** at 10:55 a.m.

The Regular City Council meeting was **RECONVENED** at 12:01 p.m.

CALL TO THE PUBLIC – PUBLIC COMMENT:

The following members of the public commented:

1. Ms. Elizabeth Crawford
2. Mr. Ron Comeau
3. Mr. Pascual Delgado
4. Ms. Anne M. Giangiulio provided a statement requesting an update to the noise ordinance to be entered into the record (statement on file in the City Clerk's Office).

REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS:

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

- 19.** Discussion and action on the award of Task Order #3V-1 for Solicitation 2022-0678, Fire Station #16 Renovations to Veliz Construction for a total estimated award of \$1,399,450.03

Motion made by Alternate Mayor Pro Tempore Molinar, seconded by Representative Canales, and unanimously carried to **AWARD** Task Order #3V-1 for Solicitation 2022-0678, Fire Station #16 Renovations to Veliz Construction for a total estimated award of \$1,399,450.03.

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Hernandez and Fierro

ABSENT: Representative Salcido

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

20. RESOLUTION

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

That the City Manager be authorized to sign a contract between the City of El Paso ("City") and Wells Fargo Bank, N.A. to provide depository services to the City, for a five (5) year term from the effective date, for a total estimated award of \$1,400,000.00 which will be offset by revenue. Additionally, it is requested that the City Attorney's Office review and that the City Manager, Comptroller, or authorized designee to execute any related contract documents and agreements, including amendments which do not affect the material terms of this agreement and are necessary to effectuate the intent of this award.

Representative Molinar commented.

The following City staff members commented:

- Ms. Rhonda Easter, Purchasing and Strategic Sourcing Assistant Director
- Ms. Nicole Cote, Purchasing and Strategic Sourcing and Office of Management and Budget Managing Director

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

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Hernandez

ABSENT: Representative Salcido

REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF ORDINANCES:

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

- 21.** 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.

*Motion made, seconded, and unanimously carried to **POSTPONE** the public hearing for **TWO WEEKS**.

- 22.** 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.

*Motion made, seconded, and unanimously carried to **POSTPONE** the public hearing for **TWO WEEKS**.

23. ORDINANCE 019584

The City Clerk read an Ordinance entitled: **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.**

Motion duly made by Representative Rivera, seconded by Representative Fierro, 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, Annello, Molinar, Fierro, Rivera and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Hernandez

ABSENT: Representative Salcido

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

24. ORDINANCE 019585

The City Clerk read an Ordinance entitled: **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**

Motion duly made by Alternate Mayor Pro Tempore Molinar, seconded by Representative Fierro, 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, Annello, Molinar, Fierro, Rivera and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Hernandez

ABSENT: Representative Salcido

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

25.

ORDINANCE 019586

The City Clerk read an Ordinance entitled: **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.**

Motion duly made by Alternate Mayor Pro Tempore Molinar, seconded by Representative Fierro, 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, Annello, Molinar, Fierro, Rivera and Canales

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Hernandez

ABSENT: Representative Salcido

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

REGULAR AGENDA – OTHER BUSINESS:

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

26.

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 Parkhill, Smith & Cooper, Inc., a Texas Corporation, for a project known as "EPIA Reconstruction Of Taxiway Golf, Relocation Of Taxiway M, General Aviation Ramp Reconstruction Rebid - Construction Management &

Inspection Services” for an amount not to exceed \$2,428,187.00; 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 \$2,528,187.00; 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 carried to **APPROVE** the Resolution.

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Hernandez

ABSENT: Representative Salcido

<u>ADJOURN</u>

Motion made by Mayor Pro Tempore Annello, seconded by Representative Molinar, and unanimously carried to **ADJOURN** this meeting at 12:14 p.m.

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Hernandez

ABSENT: Representative Salcido

APPROVED AS TO CONTENT:

Laura D. Prine, City Clerk

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

**AGENDA REVIEW MINUTES
COUNCIL CHAMBERS AND VIRTUALLY
CITY HALL, 300 N. CAMPBELL
January 16, 2024
9:00 A.M.**

.....
The City Council met at the above place and date. Meeting was called to order at 9:05 a.m. Mayor Pro Tempore Alexsandra Annello was present and presiding. The following Council Members answered roll call: Brian Kennedy, Cassandra Hernandez, Joe Molinar, Isabel Salcido, and Henry Rivera. Late arrivals: Chris Canales at 9:06 a.m. and Art Fierro at 9:08 a.m. Mayor Leeser requested to be excused.

The agenda items for the January 17, 2024 Regular City Council Meeting were reviewed.

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20. REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS

The award of solicitation 2024-0028R Depository Services to Wells Fargo Bank, N.A., for a five (5) year term for an estimated amount of \$1,400,000.00. The contract will allow for the processing of depository, investment, and banking services for the City of El Paso.

Contract Variance:

No contract variance, replacement contract.

Department:	Office of the Comptroller
Award to:	Wells Fargo Bank
City & State:	Houston, TX
Item(s):	All
Initial Term:	5 Years
Option Term:	N/A
Total Contract Time:	5 Years
Annual Estimated Award:	N/A
Initial Term Estimated Award:	\$1,400,000.00
Option Term Estimated Award:	N/A
Total Estimated Award	\$1,400,000.00
Account(s)	N/A
Funding Source(s):	Earnings credit on available demand deposit balances and Investment earnings on excess cash balances
District(s):	All

This was a Request for Proposals Procurement - service contract.

The Purchasing & Strategic Sourcing Department and the Office of the Comptroller departments recommend award as indicated to Wells Fargo Bank, N.A. the sole offeror based on the evaluation factors established in the evaluation criteria for this procurement. Additionally, it is requested that the City Attorney's Office review and that the City Manager or designee be authorized to execute any related contract documents and agreements necessary to effectuate this award.

Representatives Kennedy, Anello, Hernandez, and Rivera questioned the following City staff members:

- Ms. Rhonda Easter, Purchasing and Strategic Sourcing Assistant Director
- Ms. Nicole Cote, Purchasing and Strategic Sourcing and Office of Management and Budget Managing Director

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ITEMS 21 AND 22 WERE REVIEWED TOGETHER

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

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.

22. PUBLIC HEARINGS AND SECOND READING OF ORDINANCES

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.

Representative Anello questioned the following City staff members:

- Ms. Karina Bragalla, Economic and International Development Interim Director
- Ms. Tracey Jerome, Senior Deputy City Manager

.....
Motion made by Representative Rivera, seconded by Representative Fierro, and unanimously carried to **ADJOURN** this meeting at 9:18 a.m.

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

NAYS: None

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APPROVED AS TO CONTENT:

Laura D. Prine, City Clerk

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

CITY COUNCIL WORK SESSION MINUTES
January 16, 2024
COUNCIL CHAMBERS, CITY HALL AND VIRTUALLY
9:05 A.M.

.....
The City Council of the City of El Paso met at the above place and date. Meeting was called to order at 9:18 a.m. Mayor Pro Tempore Alexsandra Anello, was present and presiding and the following Council Members answered roll call: Brian Kennedy, Cassandra Hernandez, Joe Molinar, Isabel Salcido, Art Fierro, Henry Rivera, and Chris Canales. Mayor Oscar Leeser requested to be excused.
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AGENDA

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1. Presentation and discussion providing an additional preview of the upcoming Strategic Planning Session, and operation updates focused on Economic Development and Public Safety.
1. Economic Development Update
 2. Public Safety Update
 3. Final Strategic Planning Session Preview

Ms. Juliana Baldwin-Munoz, Chief Transformation Officer, introduced the item and participated in the presentation.

The following City staff members presented a PowerPoint presentation (copy on file in the City Clerk's Office).

- Ms. Karina Brasgalla, Economic and International Development Interim Director
- Assistant Fire Chief Dennis Redd
- Executive Assistant Police Chief Zina Silva

Representatives Anello, Molinar, and Fierro commented.

Mr. Cary Westin, Interim City Manager, commented.

NO ACTION was taken on this item.

.....
EXECUTIVE SESSION

Motion made by Representative Rivera, seconded by Representative Canales, and unanimously carried that the City Council **RETIRE** into **EXECUTIVE SESSION** at 10:41 a.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:

Section 551.071 CONSULTATION WITH ATTORNEY
 Section 551.072 DELIBERATION REGARDING REAL PROPERTY

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

Motion made by Alternate Mayor Pro Tempore Molinar, seconded by Representative Kennedy, and unanimously carried to **ADJOURN** the Executive Session at 12:28 p.m. and **RECONVENE** the meeting of the City Council at which time motions were made.

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

NOT PRESENT FOR THE VOTE: Representative Canales

.....
EX1. Application of El Paso Electric to Update Schedule No. COVID-19 in Compliance with Docket No. 52195 - PUC#54812; HQ#UTILITY-5 (551.071)

NO ACTION was taken on this item.

.....
EX2. Ruben Aldaz, et al v. City of El Paso, Texas, Cause No. 2019DCV2807; PL#19-1005-1793 (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 *Ruben Aldaz, et al v. City of El Paso*, Case No. 2019DCV2807, 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

.....
EX3. Claim of Jeremiah McNezar; Claim-125 (551.071)

Motion made by Alternate Mayor Pro Tempore Molinar, seconded by Representative Kennedy, and carried that the City Attorney's Office, in consultation with the City Manager, be authorized to **DENY** the claim of Jeremiah McNezar, in HighQ Matter No. Claim-125, and to take all steps necessary, including the execution of any required documents, in order to effectuate this authority.

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

.....
EX4. Reyes, Eduardo Daniel v. Anthony Paul Greer, et. al. (The City of El Paso, Texas); In the Western District of Texas, El Paso Division; Cause 3:22-CV-000367; (551.071)

Motion made by Alternate Mayor Pro Tempore Molinar, seconded by Representative Rivera, and unanimously carried that the City Attorney's Office be **AUTHORIZED** to engage in settlement negotiations and/or settle the matter of Reyes, Eduardo Daniel v. Anthony Paul Greer, et. al. (the City of El Paso Texas) #3:22-cv-000367; to hire and retain outside counsel in the matter; 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

.....
EX5. Discussion regarding the value, purchase, or sale of real property located in Central El Paso, HQ#23-1102 (551.071) (551.072)

NO ACTION was taken on this item.

.....
ADJOURN

Motion made by Representative Rivera, seconded by Representative Canales, and unanimously carried to **ADJOURN** the meeting at 12:33 p.m.

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

NAYS: None

.....
APPROVED AS TO CONTENT:

Laura D. Prine, City Clerk



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 24-48, Version: 1

**CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM**

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

*Please choose District and Department from drop down menu. Please post exactly as example below.
No Title's, No emails. Please use ARIAL 10 Font.*

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS



Legislation Text

File #: 24-141, Version: 1

CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

All Districts

Police, Executive Assistant Chief Zina Silva, (915) 212-4306

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

That the City Manager, or designee, is authorized to sign a Memorandum of Understanding, MOU, between the City of El Paso through the El Paso Police Department and the Office of the Under Secretary of Defense for Personnel and Readiness, United States Department of Defense, to allow the participation of the El Paso Police Department in the Skillbridge Program allowing qualified servicemembers to participate in the El Paso Police Academy.

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: Police Department

AGENDA DATE: 1/30/24

PUBLIC HEARING DATE: N/A

CONTACT PERSON NAME AND PHONE NUMBER: Executive Assistant Chief Z. Silva 915 212-4306

DISTRICT(S) AFFECTED: All

STRATEGIC GOAL: 2- Set the Standard for a Safe and Secure City Safe and Secure

SUBGOAL: 2.3 - Increase public safety operational efficiency

SUBJECT:

APPROVE a resolution / ordinance / lease to do what? OR AUTHORIZE the City Manager to do what? Be descriptive of what we want Council to approve. Include \$ amount if applicable.

That the City Manager is authorized to sign a MOU between the City of El Paso through the El Paso Police Department and the Office of the Under Secretary of Defense for Personnel and Readiness, US DOD, to allow the participation of the EPPD in the Skillbridge Program allowing qualified servicemembers to participate in the El Paso Police Academy

BACKGROUND / DISCUSSION:

Discussion of the what, why, where, when, and how to enable Council to have reasonably complete description of the contemplated action. This should include attachment of bid tabulation, or ordinance or resolution if appropriate. What are the benefits to the City of this action? What are the citizen concerns?

This will assist the EPPD in getting more qualified candidates through the military without incurring additional costs

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one?

No

AMOUNT AND SOURCE OF FUNDING:

How will this item be funded? Has the item been budgeted? If so, identify funding source by account numbers and description of account. Does it require a budget transfer?

N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:



(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

RESOLUTION

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

That the City Manager or his designee be authorized to sign a Memorandum of Understanding by and between the City of El Paso, Texas through the El Paso Police Department and the Office of the Under Secretary of Defense for Personnel and Readiness, U.S. Department of Defense to allow the participation of the El Paso Police Department in the Department of Defense SkillBridge Program, allowing qualified servicemembers to participate in the El Paso Police Academy during their last 180 days of military service; and

That the City Manager or his designee be authorized to sign any additional Memoranda of Understanding or Memoranda of Agreement with each Military Department participating in the Skillbridge Program as needed for the participation of the El Paso Police Department in the SkillBridge Program.

APPROVED this ____ day of January, 2024.

CITY OF EL PASO

Oscar Leeser
Mayor

ATTEST:

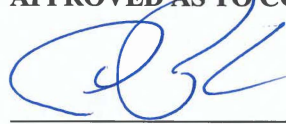
Laura D. Prine
City Clerk

APPROVED AS TO FORM



Eric Gutierrez
Senior Assistant City Attorney

APPROVED AS TO CONTENT



Peter Pacillas, Chief
El Paso Police Department

MOU Resubmission

El Paso Police Department

Recommendation:

Comments: Organization is a municipal entity, no business record required.

Reason for Declination:

Associated costs for this training program is incongruent with the DoD policy – it is not “no to low cost.” If cost associated with the training cannot be covered by TA and/or GI Bill, this application/MOU is disapproved due to incongruency with established policy and financial risk to transitioning service members.

Contents:

- Questionnaire Responses 2 – 9
- Training Details 10 – 13
- MOU 14 – 19

Ticket number
783499000011747436
QP ID
173930846

Response Details

ID:	173930846
Timestamp:	12 Dec, 2023 07:03:00 PM EST
IP Address:	209.194.208.117
Time Taken:	2145 seconds
Back Button Usage:	Not used
Score:	0.0
Survey Language:	English
Source Identifier:	
Email Address:	
Email List:	

Integration Tags

External Reference:	
Zoho Ticket ID :	783499000011747436
Custom Variable 2 :	
Custom Variable 3 :	
Custom Variable 4 :	
Custom Variable 5 :	

Geo Coding

Country:	
Region:	
Latitude:	0.0
Longitude:	0.0
Radius:	0.0

Questions marked with a * are required
DOD SkillBridge - Combined Application 2023

* I acknowledge and understand that my responses below are as enforceable as to the extent of a handwritten signature for enforcement/enforceability on documents.

» I understand and acknowledge the above statement.

*
Please click below to indicate that you are over the age of 18 and agree to share your information based on the SkillBridge privacy policy.

» I agree.

*
If approved by the Department of Defense for participation as a DOD SkillBridge partner, I agree on behalf of our organization to comply with the Department of Defense Equal Opportunity Policies as stated below:
The Department of Defense (DOD) is dedicated to equality of treatment and opportunity for all personnel without regard to race, religion, color, sex (including gender identity), sexual orientation, or national origin. The DOD strives to maintain a professional working environment in which a service member's race, religion, color, sex (including gender identity), sexual orientation, or national

origin will not impact his or her professional opportunities. Accordingly, within each selection charter those candidates who are best and fully qualified you must ensure that service members are not disadvantaged because of their race, religion, color, sex (including gender identity), sexual orientation, or national origin. Your evaluation of all service members must afford them fair and equitable consideration. You should be particularly vigilant in your evaluation to take care that no service member's opportunity is disadvantaged by biased utilization policies or practices. You should evaluate each service member's potential to assume the responsibilities of the next opportunity. This guidance shall not be interpreted as requiring or permitting preferential treatment of any service member or group of individuals on the grounds of race, religion, color, sex (including gender identity), sexual orientation, or national origin.

» I agree

*

It is imperative that each program applying to become a SkillBridge partner understands service members get one transition opportunity and SkillBridge opportunities are designed to set service members up for post-service success.

Does your program set service members up for post-service success by discussing hiring and employment options for the service member during their training?

» Yes, we dedicate time during training to discuss hiring and employment options.

*

By checking this box, I attest on behalf of our organization that the information provided within this application survey form is true and accurate to the best of my knowledge and belief. In accordance with Title 5, Section 552(a), of the United States Code (1974 Privacy Act) I authorize and consent to allowing my SkillBridge Program details to be publicly posted to the SkillBridge website.

» I agree

Provide the name of the organization that is applying to be a SkillBridge Program industry partner:

El Paso Police Department

Provide the Employer Identification Number (EIN):

746000749

Provide the organization's **full** mailing address:

Address Line 1

Address Line 2

City, State, Zip Code

911 N Raynor El Paso TX 79903

Provide the organization's phone number:

9152124000

Provide the URL to your organization's website.

<https://www.elpasotexas.gov/police-department/>

First Name:

Zina

Last Name:

Silva

Position Title:

Executive Assistant Chief

Phone Number:

9154947455

Email Address:

1799@Elpasotexas.gov

First Name:

Zina

Last Name:

Silva

Position Title:

Executive Assistant Chief

Phone Number:

9154947455

Email Address:

1799@Elpasotexas.gov

First Name:

Zina

Last Name:

Silva

Position Title:

Executive Assistant Chief

Phone Number:

9154947455

Email Address:

1799@Elpasotexas.gov

* Are you preparing this application for another company?

» No

* Is your organization a Fortune 1000 company?

» No

* What is your organization's type?

» County/Municipality/City

*

Does your organization support cohorts?

» No

*

Will your organization support other military-connected populations (*i.e., veterans and military spouses*)?

Please check all that apply.

» Service members

» Veterans

* Are you a Governmental partner?

(*i.e. Federal, State, or Local government agency such as Department of Energy, Labor, Education, etc.*)

» Yes

* Is your organization a DOD contractor?

» No

* Does your organization have an opportunity wherein a Service member may expect to transition into an occupation that has pay that is exclusively or primarily commission based?

» No

* Has your organization previously participated in DoD related SkillBridge program or a Career Skills Program (CSP) with any branches of the armed services without having a DoD/OSD – level agreement or MOU signed?

» No

* Which branches of the armed services has your organization participated in a DoD related SkillBridge program or Career Skills

Program (CSP) with?

- » Air Force
- » Army
- » Coast Guard
- » Marine Corps
- » Navy
- » Space Force

Provide the name of your SkillBridge Program, if different from the organization name.
If the same, please enter "same".

same

* What is the delivery method for the proposed SkillBridge program?

(Note: If your program is accepted, this information will be displayed on the SkillBridge website)

- » In-person

* Will the in-person delivery for the proposed SkillBridge program be on-base or off-base?
(select all that apply)

- » Off-base

* Will your program be delivered in multiple locations?

- » No, program will be delivered in one location

*
In which state(s) will your program be delivered?

- » Texas (TX)

* Will your program have opportunities nationwide (i.e., offered in three or more states in two or more U.S. regions)?

- » No

Please specify the location(s) where the in-person SkillBridge program will be delivered (military base **and/or** city and state):

	Military Base Installation	City	State
* Address of Location 1		El Paso TX 79903	Texas
* Address of Location 2			
* Address of Location 3			
* Address of Location 4			
* Address of Location 5			

* Address of Location 6			
* Address of Location 7			
* Address of Location 8			
* Address of Location 9			
* Address of Location 10			
* More than 10 Locations? Type "More" in each cell.			

* What is the approximate duration of the proposed SkillBridge program?

» 151 to 180 days

* Is your organization able to accommodate opportunities of 120 days or fewer?

» No

* Will your organization *only* be providing training?

» Yes

* Does your organization have a network of partners established that will hire the graduates of this program upon completion?

» No

* Is your organization the only entity from this program that is looking to hire the participants?

» No

* How many participants is your organization looking to hire annually?

» 10 or more participants

* Will participation in the program require that the Service member utilize benefit programs (e.g., *GI Bill*) ?

» No

* Are there other costs to the Service member for this program?

» No

* Please select the relevant Department of Labor O*NET Job Family(ies) to your proposed SkillBridge Program:

» Other Police

If you are unable to find an O*NET job family that reflects the job related to your proposed SkillBridge program, please enter the job title(s) here:

police

Job Description(s):

The applicant will under immediate supervision, learn general and specific state and local law enforcement policies, tactic, and procedures to qualify for certification as a Texas Peace Officer.

Estimated starting salary range(s):

Estimated Starting Salary is 47,833.28

* Estimated labor demand/anticipated demand:

» Growing

* Please select all of the following that apply to occupation(s) to which your SkillBridge program applies:

- » It is in sufficient demand in the civilian workforce with a reasonable expectation and high probability of post-service employment by the Service member in that occupation following separation.
- » It offers a rate of pay in the civilian workforce that is commensurate with the knowledge, skills, and abilities required to successfully perform the occupation.
- » It offers reasonable prospects of advancement, especially if it is an entry-level position.

* Please indicate the best characterization of your proposed SkillBridge program:

» Job Training Program or Employment Skills Training Program - A method of preparing individuals to perform specific tasks by providing information about the task, demonstrations of how the tasks are performed, opportunities for the individuals to perform the tasks, and assessments of each individual's level of performance. Training or education to acquire the skills required to obtain employment, advance in employment, or adapt to the changing demands of the workplace.

* Please check which of the following apply to your proposed employment skills or training SkillBridge program. The proposed SkillBridge program is:

» None of the above

Please describe the objective of the proposed opportunity:

The objective is to provide transitioning military personnel the opportunity to obtain the basic entry level training needed to test for police officer and be prepared to move into the police officer ranks after successfully completing the program

Please list any terms and conditions for your proposed SkillBridge program:

The applicant needs to be able to attend the police academy training program full-time, Monday-Friday for approximately 6 months.

Please provide any additional details about your prospective SkillBridge program:

This program is being designed to allow transitioning military personnel the opportunity to enter into the police academy as police trainees and participate in the first phase of the academy training program. The first phase of the program will be conducted at the El Paso Police Training Academy and will teach all the basic skills necessary to qualify and pass the Texas Commission on Law Enforcement (TCOLE) exam. Upon successful completion of the TCOLE exam, the participating military personnel will now be qualified to apply as a police officer. Phase 2 would be the military applicant applying as a police officer and going through the one year police rookie training program which is an on-the-job training program, under the tutelage and guidance of a Field Training Officer. After completing the 1 year program the applicant is now a full fledged Officer.

*

Does your organization have currently existing MOU/MOA(s) with any military installations for similar Job Skills programs such as the Army Career Skills Program or related opportunities?

» Yes

* Is your SkillBridge Program designed for any targeted military occupation codes (MOCs)?


» No, this SkillBridge Program applies to all MOCs



* Are there prerequisite eligibility requirements


» Yes

Please list the eligibility requirements for your SkillBridge program:

Must be a minimum of twenty-one (21) years of age by the date of graduation from the Academy. Must be a current U.S. Citizen and reside within the U.S. Meet El Paso Police Department pre appointment standards including a rigid background investigation, and a comprehensive medical/psychological examination with drug screening. Applicants with prior military service may not currently have a dishonorable discharge or other discharge based on misconduct which bars future military service.

 Response Details	
ID:	173931640
Timestamp:	12 Dec, 2023 07:40:37 PM EST
IP Address:	209.194.208.117
Time Taken:	1021 seconds
Back Button Usage:	Not used
Score:	0.0
Survey Language:	English
Source Identifier:	
Email Address:	
Email List:	

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Country:	
Region:	
Latitude:	0.0
Longitude:	0.0
Radius:	0.0

 Integration Tags	
External Reference:	173930846
Zoho Ticket ID :	783499000011747436
Custom Variable 2 :	
Custom Variable 3 :	
Custom Variable 4 :	
Custom Variable 5 :	

Questions marked with a * are required
DoD SkillBridge - Training Plan

Provide the name of the organization that is applying to be a DOD SkillBridge Program industry partner:

El Paso Police Department

What is the job title associated with this training plan?

e.g., Data Analyst

Police Officer

Please provide a brief description of the above job:

The Police Patrol Officer is considered the most crucial component of any police organization. Their role and function is to provide emergency services and other types of vital aid to the community. Local police departments are heavily relied on for a variety of situations such as traffic control, mob control, political escorts, civil unrest, 911 calls for service, criminal investigations and community support in terms of health fairs, school programs and other community partnerships.

* How long does it take to complete the entire training program?

null

» 151 - 180 days

Please describe in detail the time breakdown of each of the instructional modules in your training plan.

The training plan must include detail about employment skill development commensurate with the desired length of the Skillbridge program opportunity to provide information to Service members and their Service leadership. For example, if the program is 6 months that is potentially 960 hours of training.

CLASSROOM TRAINING Course content will consist of the Basic Peace Officer Course (BPOC). BPOC is an accreditation program and completion of the program is required by the State of Texas prior to taking the state exam. Furthermore, an additional 364 hours of department mandated training is required prior to program completion. • BPOC is 720 hours of mandated course content; however, the El Paso Police Department in order to reach departmental standards requires an additional 138 hour to the BPOC for a total of 858 hours of training. • BPOC modules are as followed: □ Professional Police Practices □ Constitutional Law, Criminal Law and Criminal Justice System □ Illegal Substances and Special Regulations □ Family, Children and Victims of Crime □ Traffic Regulation □ Communication/Language Skills □ Use of Force □ Special Populations □ Arrest Procedures □ Investigations □ Vehicle Operations □ Patrol Operations □ Medical □ Weapons □ All Hazards Training □ End of Course Review • El Paso Police Department mandates an additional 364 hours of department mandated, (Non-BPOC) training prior to graduation. See Below: □ Aspects of Law □ Policy and Procedures □ Mandated City Courses □ Special Regulations □ City Computer and Systems Operations □ Force Options □ FTO Program WEAPONS TRAINING All El Paso Police Department weapons systems require a certification and display of proficiency prior to being allowed to carry on duty. • Weapons systems authorized by the El Paso Police Department (Non Special Teams): □ Handgun (Light mounting and red dot system) □ M4 (Urban patrol rifle) □ Taser □ OC (Pepper spray) □ Baton (Expandable/ PR24) Less Lethal (Bean bag launcher) TAKE-DOWNS AND PRISONER CONTROL The El Paso Police has adopted the Hicks Arrest and Control System as their defensive tactic system. The Hicks Program was developed by a former Navy Seal and adopted to fit the needs and legal standards of a police officer in a use of force situation. The certification course is 80 hours for our trainees. • Hicks Program lesson categories: □ Mindset □ Targets and Weapons of the Body □ Generation of Power □ Takedowns □ Escapes from Grasp □ Ground Defense □ Handcuffing □ Weapon Retention and Disarming □ Challenging Body Types □ Transporting □ Vehicle Extraction Emergency Vehicle Operation Course (EVOC): EVOC is a course designed to teach officers how to operate patrol units/city vehicle in emergency conditions. EVOC also provides officers with methods and techniques for safe vehicle operations under all conditions, with the ultimate goal of reducing preventable collisions. EVOC combines decision making abilities and driving skills to provide for the best handling of vehicles under normal, moderate and highly stressful conditions. This course is a 40-hour course involving proficiency test that must be passed.

Clearly express how the organizations SkillBridge training objectives align with job competencies for each block of training (usually derived from a job task analysis for the job opportunity).

The Position of Police Officer is the first line field personnel that responds to community needs that are based on 911 calls for service. These 911 calls include, but are not limited to; emergency response requests for traffic accidents/fatalities, homicides, robberies, burglaries, assaults, thefts and other types of crimes. The Police Trainee role is based on the Basic Peace Officer Certification program (BPOC) that provides the standard of training required for a person to become a certified Peace Officer. All Peace Officers are required to attend these courses and then pass the Texas Commission on Law Enforcement (TCOLE) certification test. Both of these must be successfully completed in order to be hired as a Police Officer. These standards ensure that the Police Department, and the community it serves, is hiring the best employees possible to provide police services. The Police Trainee program is a long and arduous process to complete. The entire training takes approximately 10.5 months to complete – this includes specialty training like, hand to hand combat, weapons training, CPR, mental health awareness, penal code and other college level topics. It is crucial that the Police Trainee complete this program successfully before going into the real-world field environment where the Trainee now moves into the role of Rookie Officer with one year of probationary training. At the completion of the one-year training program the rookie officer becomes a full fledged police officer. Due to the 12-month probationary period for the rookie officer it becomes imperative that their 10.5 month training program is completed successfully.

Please provide a list of each instructional module and its associated learning objective.

e.g., Prepare for certification - Complete Continuing Education Units (CEUs).

#1000720 BASIC PEACE OFFICER COURSE In accordance with Commission regulations, the Basic Peace Officer Course shall consist of a minimum of 720 classroom hours and shall include, but not limited to, the subjects set forth below. This is the recommended sequence for teaching the course. Module A Introduction/Personnel Orientation 0. Administrative/Departmental Overview 0 Module B Professional Police Practices 1. Professionalism and Ethics 12 2. Professional Policing 12 3. Fitness, Wellness, and Stress Management 16 4. TCOLE Rules 4 5. Multiculturalism and Human Relations 8 6. Racial profiling 4 Module C Constitutional Law, Criminal Law, and the Criminal Justice System 7. US, Texas Constitution, and Rights 10 8. Penal Code 50 9. Code of Criminal Procedure 12 10. Arrest, Search, and Seizure 40 11. Asset Forfeiture 4 12. Identity Crimes 4 13. Consular Notification 1 14. Civil Process 4 Module D Illegal Substances and Special Regulations 15. Health and Safety Code and Controlled Substance Act 12 16. Alcoholic Beverage Code 4 Module E Family, Children, and Victims of Crime 17. Sexual Assault and Family Violence 12 18. Missing and Exploited Children 8 19. Child Alert Check List 1 20. Victims of Crime 10 21. Human Trafficking 4 Module F Traffic Regulation 22. Traffic Code/Crash Investigation/ TIM 74 23. Intoxicated Driver (SFST) 24 Module G Communication/Language 24. Written Communication 16 25. Verbal Communication/Public Interaction 16 26. Spanish 16 Module H Use of Force 27. De-escalation Strategies 8 28. Force Options Theory 28 Module I Special Populations 29. Crisis Intervention Training 40 30. Traumatic Brain Injury 2 Module J Arrest Procedures 31. Arrest and Control 40 Module K Investigations 32. Criminal Investigations 40 33. Juvenile Offenders 10 Module L Vehicle Operation 34. Professional Police Driving 32 Module M Patrol Operation 35. Patrol Skills/Traffic Stops 46 36. Radio Communications/Amber-Silver Alert/TCIC-TLETS 16 37. Civilian Interaction Training 2 38. Interacting with Deaf and Hard of Hearing 4 39. Canine Encounters 4 Module N Medical 40. Emergency Medical Assistance 16 Module O Weapons 41. Firearms 48 Module P All Hazards Training 42. HazMat Awareness/ICS 4 Module Q End of Course Review 2 Total Hours: 720'

*

Which instructional methods are used to provide training?

» Classroom Instruction

» Online Instruction

» Hands On Demonstration/On-The-Job Training (OJT)

Please describe in detail who will be delivering training and their training credentials.

e.g., Dr. Jane Doe -- VP of Analysis with 10 years of experience. Doctorate in Statistics.

The El Paso Police Academy

Please describe the standardized grading rubric used to evaluate trainees.

e.g., Demonstrates understanding of basic statistical principles - 10%

Correctly identifies reporting errors - 5%

Recruit must successfully pass all classroom instruction 80% test score Recruit must demonstrate proficiency in handling all department issued/required weapons systems Pass/Fail Recruit must demonstrate proficiency in all hand to hand combat training, take downs, handcuffing and prisoner control Pass/Fail Recruit must successfully pass the TCOLE License Test 70%

Please list any credentials, certificate, or hours gained toward licenses and/or certifications upon completing training.

e.g., Eams 20 continuing education credits toward Certified Analytics Professional (CAP) certification.

Law Enforcement Certificate

Do you need to submit a new application for an additional program?

» No

MEMORANDUM OF UNDERSTANDING
BETWEEN THE
OFFICE OF THE UNDER SECRETARY OF DEFENSE FOR PERSONNEL AND
READINESS, U.S. DEPARTMENT OF DEFENSE AND
El Paso Police Department
SKILLBRIDGE PROVIDER

This Memorandum of Understanding (MOU) is between the Office of the Under Secretary of Defense for Personnel and Readiness (USD(P&R)) of the U.S. Department of Defense (DoD) and El Paso Police Department, hereinafter referred to collectively as the "Parties".

1. BACKGROUND: The DoD SkillBridge Program (sometimes referred to by the Military Departments as the Career Skill Program (CSP)), is a program that encourages Service members to capitalize on training and development opportunities throughout their military career so that they may grow and develop as professionals fully capable of serving the Nation – both during their time in uniform and after their term of military service, as civilians. SkillBridge programs hosted by public and private organizations are vetted and, if appropriate, approved by the Office of the USD(P&R). In order for a program to receive initial approval by the Office of the USD(P&R), the hosting organization must enter into an MOU with the Office of the USD(P&R) acknowledging certain rules and requirements in operating the program. Additional, more detailed Memoranda of Understanding or Memoranda of Agreement (MOA) with each Military Department participating in the program may also be required in order to meet command, installation and Service-specific requirements.
2. AUTHORITIES:
 - 2.1. DoDI 1322.29 "Job Training, Employment Skills Training, Apprenticeships, and Internships (JTEST-AI) for Eligible Service Members," 24 January 2014
 - 2.2. DoDI 1344.07 "Personal Commercial Solicitation on DoD Installations", 30 March 2006
 - 2.3. DoDI 1000.15 "Procedures and Support for Non-Federal Entities Authorized to Operate on DoD Installations", 24 October 2008
3. PURPOSE: This MOU establishes parameters for the participation of transitioning Service members in El Paso Police Department's proposed SkillBridge Program (the Program). Service members who are within 180 days of separating from service and who have completed at least 180 days of service are eligible for consideration. Specifics of the program, to include the type and duration of the

training, apprenticeship, or internship provided through the program, will be established in Department-specific MOU/MOAs or Office of the USD(P&R) authoritative public interface.

4. UNDERSTANDINGS OF THE PARTIES:

- 4.1. The Office of the USD(P&R) will:
 - 4.1.1. Ensure that each Military Department participating in the program appoints a representative at each installation hosting activities of El Paso Police Department 's SkillBridge program to maintain continuing liaison with the designated representatives of El Paso Police Department.
 - 4.1.2. Ensure that participating Military Departments provide installation access to Service members participating in El Paso Police Department 's SkillBridge program on installations under the Department's authority in accordance with base access requirements.
 - 4.1.3. Inform relevant Service member populations about the availability of El Paso Police Department 's program and refer interested candidates to appropriate resource material for more information on El Paso Police Department 's program.
 - 4.1.4. Ensure that participating Military Departments pre-screen applicants to ensure they meet minimum requirements to participate and have received approval to participate from the first field grade commander, O-4 and above, in the Service member's chain of command, who is authorized to impose non-judicial punishment under 10 U.S.C. 815, Article 15, also known as the Uniform Code of Military Justice (UCMJ).
 - 4.1.5. Authorize designated SkillBridge training locations as places of duty for participating Service members, with the understanding that a member's participation in the program may be terminated at any time, based on mission requirements, the member's conduct, and/or other Service needs.
- 4.2. The Service member shall adhere to the rules, regulations, procedures, and policies of El Paso Police Department while on El Paso Police Department 's premises including, but not limited to, rules stated in the Service member Statement and Acknowledgement, if applicable. This includes the DoD requiring individual non-disclosure agreements from the Service member.
- 4.3. El Paso Police Department will:

- 4.4. Provide no remuneration to Service members for services performed while participating in the program, further, ensure program participants comply with other restrictions on acceptance of compensation and gifts, bars on representation of El Paso Police Department before Federal employees, and other ethics rules applicable to Service members as expressed in the criminal conflict of interest statutes (18 U.S.C. § 201209), the Standards of Conduct for Employees of the Executive Branch (5 C.F.R. 2635), and the Joint Ethics Regulation (DoD 5500.07-R).
- 4.4.1. Appoint a representative to maintain continuing liaison with USD (P&R), designated Military Department, and installation representatives.
- 4.4.2. Assume overall responsibility for the execution of its SkillBridge program, both on and off participating Military installations.
- 4.4.3. Screen and select participants for El Paso Police Department's SkillBridge program from among those candidates approved for participation by Military Department authorities.
- 4.4.4. Maintain regular communication with Service members who are SkillBridge program participants and their host employers. Notify the appropriate Military Department, installation liaison, or command approving authority immediately upon learning of any attendance issues, disciplinary concerns, or injuries relating to a Service member who is a SkillBridge participant.
- 4.4.5. Conduct a program feedback survey with Service member SkillBridge program participants and work with designated Military Department installation representatives to address any program concerns and, if necessary, to provide final outcomes to USD(P&R).
- 4.4.6. At a minimum, provide 90-, and 180-day post-program employment updates to USD(P&R) and the Military Department liaison when identified by the Military Department.
- 4.4.7. El Paso Police Department shall not suggest official DoD or Military Department sanction or endorsement of its products or services because of participation in the SkillBridge program or otherwise.
5. Inform the Installation Public Affairs Office (PAO) when any media coverage is expected relating to the El Paso Police Department's SkillBridge program. All materials intended for use in connection with such coverage must be provided to the PAO.

6. PERSONNEL: Each party is responsible for all costs of its personnel including pay and benefits, support, and travel. Each party is responsible for the supervision and management of its own personnel.

7. GENERAL PROVISIONS:

- 7.1. POINTS OF CONTACT: The following points of contact (POCs) will be used by the Parties to communicate the implementation of this MOU. Each party may change its POC upon reasonable notice to the other party.

- 7.1.1. For the Office of the USD(P&R):

DOD SkillBridge Program
Military-Civilian Transition Office, Suite 05E22
4800 Mark Center Drive
Alexandria, VA 22350-1200

- 7.1.2. For El Paso Police Department

Email: jacobitzje@elpasotexas.gov

Mailing address: 1799@elpasotexas.gov
Executive Assist Chief Z. Silva
Police Headquarters
911 N. Raynor
El Paso, Texas 79903

- 7.2. CORRESPONDENCE: All correspondence ~~except for initial transmission of this agreement~~ to be sent and notices to be given pursuant to this MOU will be addressed to (**do NOT email or mail** this form to contact noted here):

- 7.2.1. For the Office of the USD(P&R):

DOD SkillBridge Program
Military-Civilian Transition Office, Suite 05E22
4800 Mark Center Drive
Alexandria, VA 22350-1200

- 7.2.2. For El Paso Police Department

Email: jacobitzje@elpasotexas.gov

Mailing Address: Executive Assistant Chief Z. Silva
1799@elpasotexas.gov
Police Headquarters
911 N. Raynor El Paso, TX 79903

- 7.3. REVIEW AND MODIFICATION OF MOU: This MOU will be in its entirety triennially and updates will be initiated, as required. This MOU may only be modified by the written consent of the Parties, duly signed by their authorized representatives.

- 7.4. FUNDS AND MANPOWER: This MOU does not document nor provide for the exchange of funds or manpower, other than participating Service members, between the two parties nor does it make any commitment of funds or resources.

- 7.5. DISPUTES: Any disputes relating to this MOU will, subject to any applicable law, Executive Order, Directive, or Instruction, be resolved by consultation between the Parties in accordance with DoDI 4000.19 “Support Agreements”.
- 7.6. NONENDORSEMENT: In accordance with the Joint Ethics Regulation, DoD is prohibited from endorsing or implying that it will endorse any nonfederal entity, event, product, service or enterprise. The Parties recognize that this agreement does not constitute DoD endorsement of El Paso Police Department or any of its products or services.
- 7.7. TRANSFERABILITY: This MOU is not transferable except with the written consent of the Parties.
- 7.8. TERMINATION OF UNDERSTANDING: This MOU may be terminated by any Party with 90 days written notice to the other Party. The DoD may terminate this MOU without written notice if DoD determines, in its sole discretion, that it is no longer able to meet the terms of this MOU based on military operational requirements or national emergency. The DoD may terminate this MOU without written notice if DoD determines, in its sole discretion, that the SkillBridge provider, or any of its partners or subsidiaries operating under this agreement, fail to comply with the terms of this MOU.
- 7.9. SERVICE MEMBER RELEASE FROM SKILLBRIDGE OPPORTUNITY:
Either the DoD or El Paso Police Department may release a Service member from the Program if, in the opinion of either party, the Service member is not actively and satisfactorily participating with the provided training. The DoD may release a Service member from placement with El Paso Police Department if it determines that the Service member is not being utilized by El Paso Police Department consistent with the goals of the Program. Prior to releasing the Service member, DoD and El Paso Police Department shall confer and try to resolve the issue(s), short of release of Service member from the Program. However, for the avoidance of doubt, each party retains ultimate right to end the Program after consultation with the other party.
- 7.10. CONSENT TO IDENTIFICATION: Neither party shall use the other party’s name outside their organization without the other party’s express written consent, which consent shall not be unreasonably withheld or delayed. Such consent shall not be unreasonably withheld or delayed.
- 7.11. ENTIRE UNDERSTANDING: It is expressly understood and agreed that this MOU embodies the entire understanding between the Parties.

7.12. EFFECTIVE DATE: This MOU takes effect beginning on the day after the last Party signs.

7.13. EXPIRATION DATE: This MOU expires on _____
(date to be determined by *agreement between DoD and organization's representative*).

AGREED:

For El Paso Police Department Organization Name
Executive Assistant Chief Z. Silva
Name: #1799 Individual with Signing Authority

Executive Assistant Chief Zina Silva 1/16/2024
sign date

For the SkillBridge Program Office

sign date

Certificate Of Completion

Envelope Id: 5FF149525A2343CDAB35C711F3B0641C

Status: Sent

Subject: DOD SkillBridge Partner Application Review - 783499000011747436 - El Paso Police Department

LHN Ticket ID: 783499000011747436

QP Intake ID: 173930846

Organization Name: El Paso Police Department

Source Envelope:

Document Pages: 19

Signatures: 0

Envelope Originator:

Certificate Pages: 5

Initials: 0

SkillBridge Admin 2

AutoNav: Enabled

Comments: yes

8204 Greentree Manor Lane

Envelope Stamping: Enabled

Fairfax Station, VA 22039

Time Zone: (UTC-05:00) Eastern Time (US & Canada)

SBPDS2account@protonmail.com

IP Address: 100.6.75.164

Record Tracking

Status: Original

Holder: SkillBridge Admin 2

Location: DocuSign

12/14/2023 7:53:22 AM

SBPDS2account@protonmail.com

Signer Events**Signature****Timestamp**

OSD SkillBridge Review

Completed

Sent: 12/14/2023 7:54:14 AM

osd.pentagon.ousd-p-r.mbx.skillbridge@mail.mil

Viewed: 12/14/2023 10:32:55 AM

Security Level: Email, Account Authentication (None)

Using IP Address: 57.140.32.12

Signed: 12/14/2023 10:34:25 AM

Electronic Record and Signature Disclosure:

Not Offered via DocuSign

Jerry Jacobitz

Sent: 12/14/2023 10:34:26 AM

jacobitzje@elpasotexas.gov

Viewed: 12/14/2023 11:38:09 AM

Security Level: Email, Account Authentication (None)

Electronic Record and Signature Disclosure:

Accepted: 12/14/2023 11:38:09 AM

ID: 0f8c0718-ce67-423b-bd82-5fbc31bdb171

OSD Signatory

dodhra.mc-alex.dssc.mbx.osd-skillbridge-approver@mail.mil

Security Level: Email, Account Authentication (None)

Electronic Record and Signature Disclosure:

Not Offered via DocuSign

SkillBridge Admin 1

SBPDSaccount@protonmail.com

Security Level: Email, Account Authentication (None)

Electronic Record and Signature Disclosure:

Not Offered via DocuSign

In Person Signer Events**Signature****Timestamp****Editor Delivery Events****Status****Timestamp****Agent Delivery Events****Status****Timestamp****Intermediary Delivery Events****Status****Timestamp**

Certified Delivery Events	Status	Timestamp
Carbon Copy Events	Status	Timestamp
Witness Events	Signature	Timestamp
Notary Events	Signature	Timestamp
Envelope Summary Events	Status	Timestamps
Envelope Sent	Hashed/Encrypted	12/14/2023 7:54:14 AM
Payment Events	Status	Timestamps
Electronic Record and Signature Disclosure		

ELECTRONIC RECORD AND SIGNATURE DISCLOSURE

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If you decide to receive notices and disclosures from us electronically, you may at any time change your mind and tell us that thereafter you want to receive required notices and disclosures only in paper format. How you must inform us of your decision to receive future notices and disclosure in paper format and withdraw your consent to receive notices and disclosures electronically is described below.

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If you elect to receive required notices and disclosures only in paper format, it will slow the speed at which we can complete certain steps in transactions with you and delivering services to you because we will need first to send the required notices or disclosures to you in paper format, and then wait until we receive back from you your acknowledgment of your receipt of such paper notices or disclosures. Further, you will no longer be able to use the DocuSign system to receive required notices and consents electronically from us or to sign electronically documents from us.

All notices and disclosures will be sent to you electronically

Unless you tell us otherwise in accordance with the procedures described herein, we will provide electronically to you through the DocuSign system all required notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you during the course of our relationship with you. To reduce the chance of you inadvertently not receiving any notice or disclosure, we prefer to provide all of the required notices and disclosures to you by the same method and to the same address that you have given us. Thus, you can receive all the disclosures and notices electronically or in paper format through the paper mail delivery system. If you do not agree with this process, please let us know as described below. Please also see the paragraph immediately above that describes the consequences of your electing not to receive delivery of the notices and disclosures electronically from us.

How to contact Solutions for Information Design:

You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by email send messages to: jennifer.cercone@solidinfodesign.com

To advise Solutions for Information Design of your new email address

To let us know of a change in your email address where we should send notices and disclosures electronically to you, you must send an email message to us at jennifer.cercone@solidinfodesign.com and in the body of such request you must state: your previous email address, your new email address. We do not require any other information from you to change your email address.

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To withdraw your consent with Solutions for Information Design

To inform us that you no longer wish to receive future notices and disclosures in electronic format you may:

- i. decline to sign a document from within your signing session, and on the subsequent page, select the check-box indicating you wish to withdraw your consent, or you may;
- ii. send us an email to jennifer.cercone@solidinfodesign.com and in the body of such request you must state your email, full name, mailing address, and telephone number. We do not need any other information from you to withdraw consent.. The consequences of your withdrawing consent for online documents will be that transactions may take a longer time to process..

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To confirm to us that you can access this information electronically, which will be similar to other electronic notices and disclosures that we will provide to you, please confirm that you have read this ERSD, and (i) that you are able to print on paper or electronically save this ERSD for your future reference and access; or (ii) that you are able to email this ERSD to an email address where you will be able to print on paper or save it for your future reference and access. Further, if you consent to receiving notices and disclosures exclusively in electronic format as described herein, then select the check-box next to ‘I agree to use electronic records and signatures’ before clicking ‘CONTINUE’ within the DocuSign system.

By selecting the check-box next to ‘I agree to use electronic records and signatures’, you confirm that:

- You can access and read this Electronic Record and Signature Disclosure; and
- You can print on paper this Electronic Record and Signature Disclosure, or save or send this Electronic Record and Disclosure to a location where you can print it, for future reference and access; and
- Until or unless you notify Solutions for Information Design as described above, you consent to receive exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you by Solutions for Information Design during the course of your relationship with Solutions for Information Design.



Legislation Text

File #: 24-172, Version: 1

**CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM**

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

All Districts

Police, Executive Assistant Chief Zina Silva, (915) 212-4306

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

That the City Manager, or designee, is authorized to submit to the Office of the Governor of the State of Texas, Criminal Justice Division, grant application number 4365503, for the City of El Paso Police Department project identified as "Body Worn Camera Grant Program FY2025" to provide financial assistance to the City of El Paso. Requesting \$609,580.78, which requires a cash match by the City of \$203,193.59 for a total project amount of \$812,774.37. Grant period will be September 1, 2024 through August 31, 2025.

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: 01/30/24

PUBLIC HEARING DATE:

CONTACT PERSON(S) NAME AND PHONE NUMBER: Executive Assistant Chief Silva 915-212-4306

DISTRICT(S) AFFECTED: All

STRATEGIC GOAL: 2-Set the Standard for a Safe and Secure City

SUBGOAL: 2.1-Maintain standing as one of the nation's top safest cities.

SUBJECT:

The El Paso City Council authorizes the submission to the Office of the Governor of the State of Texas, Criminal Justice Division, grant application number 4365503, for the City of El Paso Police Department project identified as "Body Worn Camera Grant Program FY2025" to provide financial assistance to the City of El Paso. Requesting \$609,580.78, which requires a cash match by the City of \$203,193.59 for a total project amount of \$812,774.37. Grant period will be September 1, 2024-August 31, 2025.

BACKGROUND / DISCUSSION:

The El Paso Police Department will utilize the funds from this grant opportunity to continue to support the Departments Body Worn Camera program which outfitted every patrol and traffic officer with Body Worn Cameras.

PRIOR COUNCIL ACTION:

The grant application for FY24 Body Worn Camera was approved by city council on 1/31/2023.

AMOUNT AND SOURCE OF FUNDING:

NA

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? ☒ YES ☐ NO

PRIMARY DEPARTMENT: Police

SECONDARY DEPARTMENT: IT

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD: Chief Peter F. Pacillas



(If Department Head Summary Form Is Initiated by Purchasing, client department should sign also)

RESOLUTION

WHEREAS, the City of El Paso (the “City”) is eligible to apply for grants through the Criminal Justice Division of the Office of the Governor of the State of Texas (“CJD”); and

WHEREAS, the El Paso City Council seeks to receive grant funding through the CJD grant/application number 4365503 for the El Paso Police Department project identified as “Body Worn Camera Grant Program FY2025”; and

WHEREAS, the El Paso City Council designated the City Manager or his designee as the City’s authorized official.

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

1. **THAT**, the El Paso City Council authorizes the submission to the Office of the Governor of the State of Texas, Criminal Justice Division, grant application number 4365503, for the City of El Paso Police Department project identified as “Body Worn Camera Grant Program FY2025” to provide financial assistance to the City of El Paso.
2. **THAT**, the City of El Paso shall provide all matching funds for said grant, if applicable;
3. **THAT**, the City Manager or designee is authorized to apply for, accept, reject, alter, and/or terminate said grant; and
4. **THAT**, the City Council agrees that in the event of loss or misuse of said grant funds, the City of El Paso will return all funds for said grant to the State of Texas Office of the Governor, Criminal Justice Division.
5. **BE IT FURTHER RESOLVED THAT**, the City Manager or designee is authorized to sign any related paperwork, including but not limited to, the actual grant contract, the authorization of budget transfers, and/or revisions to the operation plan, as well as any grant amendments, corrections, or extensions of the grant agreement which increase, decrease, or de-obligate program funds, provided that no additional City funds are required.

(Signatures begin on Following Page)

APPROVED this _____ day of _____ 2024.


CITY OF EL PASO

Oscar Leeser
Mayor

ATTEST:


Laura D. Prine
City Clerk

APPROVED AS TO FORM:



Eric Gutierrez
Senior Assistant City Attorney

APPROVED AS TO CONTENT:



Peter F. Pacillas
Chief of Police

Project Abstract:

The El Paso Police Department (EPPD) will utilize the Body-Worn Camera Grant Program to continue funding the lease agreement for the Body-Worn Cameras and accessories leased in 2022 for its patrol and traffic officers. The cameras and accessories leased with this grant allow for patrol and traffic officers full access to Body-Worn Cameras. Providing Body-Worn Cameras and accessories to all patrol and traffic officers will ensure that all officers in the field can record and capture digital video evidence of citizen and officer interactions.

Problem Statement:

The El Paso Police Department serves the City of El Paso which was incorporated in 1873. El Paso is the 22nd largest city in the United States and the 6th largest city in Texas. It is the largest metropolitan city on the U.S.-Mexico border, and spans over 255 square miles with a population just under 700,000. El Paso is bordered by the City of Juarez, Mexico, and the State of New Mexico. The City of El Paso's population is approximately 81% Hispanic, 12% White, 4% Black or African American and 3% other race, according to the 2020 US Census. The City of El Paso receives a large number of people visiting and working in our city daily. The EPPD is the largest local law enforcement agency in the area and consists of 1,112 sworn law enforcement employees. These officers are distributed throughout the city in five regional command centers, soon to be a sixth opening in April 2024 that handle the patrol functions of that particular area. The El Paso Police Department initially leased 738 body-worn cameras and accessories. However, all officers of the department are called upon to assist in patrol or traffic related functions. The El Paso PD is requesting additional assistance in funding to continue to fund the existing cameras and assist with the purchase of 500 additional cameras, licenses, and essential equipment such as mounts, and docking stations. This will ensure that every sworn officer will have access to a BWC and associated license.

As stated in the original application the EPPD recognizes that the use of Body-Worn Cameras help improve the quality of service to the citizens of El Paso. The use of Body-Worn Cameras increases public safety and operational efficiency. Outfitting all patrol and traffic with Body-Worn Cameras provides quality digital evidence to assist with the prosecution of offenses. Additionally, the use of Body-Worn Cameras provide the following benefits; they are important crime-related evidence to assist in the prosecution of offenders. The use of Body-Worn Cameras allows for evidence and events to be captured and saved digitally to assist in the prosecution of offenses. Body-Worn Cameras provide for another means of documentation of an incident to corroborate an officer's testimony. Body-Worn Cameras can increase transparency and accountability of law enforcement to the communities they serve by providing a digital record of officers' interactions with the public available for review. This can improve public relations, confidence, and police legitimacy in the community. Lastly, Body-Worn Cameras can assist in the resolution of complaints against police officers. If officer's interactions are recorded, this allows the department quick review and objective analysis of an incident in question that either may substantiate or unfound a complaint of misconduct. Funding from this grant will continue the lease of body-worn cameras and accessories for the El Paso Police Department.

Supporting Data:

In 2023 the El Paso Police Department responded to over 173,000 calls for service. There were over 94,000 officer initiated calls for service. Over 34,000 NIBRS Group A crimes were reported in 2023. The

El Paso Police Department made over 14,000 arrests in 2023 and anticipates similar numbers of activity in future years. During the year of 2023, with the deployment of the body-worn camera program, the El Paso Police Department captured over 393,000 videos from the newly acquired body-worn cameras.

Project Approach & Activities:

One of the City of El Paso's goals is setting the standard for a safe and secure city, and its mission is to deliver exceptional services to support a high quality of life and place for our community. The funding from this grant will allow the El Paso Police Department to continue the deployment and use of Body-Worn Cameras and accessories. EPPD's objective is to provide a Body-Worn Camera to every officer working in patrol and traffic functions. The Body-Worn Cameras are issued to all patrol and traffic sections and those units responding directly to public calls for assistance. In the last year, since the initial deployment of the BWCs the department has learned that every officer needs a license and a camera to fully perform their duties. Since all sworn personnel are subject to working field assignments, all sworn personnel need a BWC and its associated license. The body-worn cameras increase the amount of officer, citizen interactions and recorded to document incidents. In addition, they increase the amount and quality of digital evidence available for prosecutions of offenses and officer testimony. Increasing accountability of officers and the public's confidence that officers are delivering exceptional services to citizens. Supervisors, Internal Affairs, and appropriate investigative sections will have direct access to view videos as necessary for quality control purposes and to ensure that events recorded are properly categorized by incident type and case number, submitted as evidence and stored for appropriate retention periods. Additionally, body-Worn Camera video will be available to the District Attorney, County Attorney, and Municipal Court for prosecution and open records request to the public, media, and other interested parties.

Capacity & Capabilities:

The El Paso Police Department employs 1,112 commissioned police officers. Starting in January 2023, the EPPD began its phased deployment of BWC to all patrol officers at each of the 5 regional commands, the traffic division, and units that frequently engage in calls for service with the public such as the Metro Unit, Gang Unit, and Crisis Intervention Team. The EPPD completed this phase of distribution of BWC in June of 2023. The EPPD also upgraded and integrated our current in-car video systems to seamlessly pair with the deployed BWC. The EPPD is experienced in managing digital video recording system software, distributing videos and evidence as necessary to the District Attorney, County Attorney, State prosecutors, municipal court, and the public via open records requests.

Performance Management:

The goal of the El Paso Police Department with funding from this grant is to deploy additional Body-Worn Cameras and accessories to every sworn employee. Success would be measured by 100% deployment of officers in the field utilizing Body-Worn Cameras and accessories. The EPPD would track the Body-Worn Cameras through line supervisors conducting equipment inspections at shift briefings. Additionally, supervisors would have direct access to downloaded evidentiary digital evidence while approving offense reports. Supervisors will also have access to videos to conduct monthly audits of the camera's use and review of complaints. EPPD Digital Video Recording Systems staff will manage the administration of the digital evidence software of Body-Worn Camera videos. Additionally the DVRS unit oversees the entire camera program for the department. We handle all video related open records

requests from the public and government entities and follow state law on the release and retention of records. We conduct monthly audits of videos to ensure proper categorization for accurate retention purposes.

Target Group:

The target group for this requested funding is the citizens and visitors to the City of El Paso that the EPPD serves daily. The cameras purchased will be used by the EPPD in patrol operations and units regularly assigned to conduct traffic enforcement while keeping El Paso a safe and secure city. El Paso has a population of over 680,000 residents and is bordered by the city of Juarez, Mexico, and the State of New Mexico.

Evidence-Based Practices:

The El Paso Police Department Digital Video Recording Systems unit will ensure continued use of the existing deployed Body-Worn Cameras and further deployment to all sworn personnel. The EPPD has currently deployed these cameras to each of its 5 regional commands. The EPPD has successfully used past experience with a limited amount of BWC and integrated in-car systems to successfully deploy the new systems and BWC on a much larger scale during the year of 2023. In 2023 the EPPD has recorded over 393,000 Body-Worn Camera videos and handled over 2,900 requests for video from prosecutors, outside agencies, and open records requests.



Legislation Text

File #: 24-156, Version: 2

CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

All Districts

Fire, Chief Jonathan P. Killings, (915) 212-5665

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

That the City Manager or designee is authorized to submit the State Homeland Security grant application number 3221408 for the project titled "El Paso-Urban Planner" through the Texas Office of the Governor including all related paperwork, included but not limited to, authorization of budget transfers, and/or revision to the operation plan, and to accept, reject, amend, correct, and/or terminate the grant in the amount of \$93,749.10 for the period from September 1, 2024 through August 31, 2025 for a Lead Planner; and that the City of El Paso shall provide all applicable matching funds for said grant if applicable; and that in the event of loss or misuse of the grant funds, the City of El Paso assures the it will return the funds to the Office of the Governor in full.

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: Fire Department

AGENDA DATE: January 30, 2024

PUBLIC HEARING DATE: n/a

CONTACT PERSON NAME AND PHONE NUMBER: Jonathan P. Killings, Fire Chief, (915) 212-5665

DISTRICT(S) AFFECTED: All Districts

STRATEGIC GOAL: Goal 2: Set the standard for a Safe and Secure City

SUBGOAL: 2.3 Increase public safety operational efficiency

SUBJECT:

That the City Manager or designee is authorized to submit the State Homeland Security grant application number 3221408 for the project titled "El Paso-Urban Planner" through the Texas Office of the Governor including all related paperwork, included but not limited to, authorization of budget transfers, and/or revision to the operation plan, and to accept, reject, amend, correct, and/or terminate the grant in the amount of \$93,749.10 for the period from September 1, 2024 through August 31, 2025 for a Lead Planner; and That the City of El Paso shall provide all applicable matching funds for said grant if applicable; and That in the event of loss or misuse of the grant funds, the City of El Paso assures the it will return the funds to the Office of the Governor in full.

BACKGROUND / DISCUSSION:

This grant will maintain a full-time Lead Planner position to assist with the coordination of disaster response or crisis management activities, provide disaster preparedness training, prepare emergency plans and procedures for natural wartime, or technological disasters or hostage situations; and the position will increase local and regional community preparedness, and will enhance regional emergency planning activities

PRIOR COUNCIL ACTION:

City Council approved the FY 2023 application on January 1, 2023 authorizing the City Manager or designee to submit the FY 2023 El Paso Urban Area Planner grant application through the Texas Office of the Governor. The grant was awarded to the City of El Paso in the amount of \$42,484.80.

AMOUNT AND SOURCE OF FUNDING:

N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:



(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

RESOLUTION

WHEREAS, The City of El Paso (the “City”) is eligible to apply for grant through the State Homeland Security Program (SHSP) grant program entitled “El Paso-Urban Planner”: and

WHEREAS, the City of El Paso Fire Department will maintain a Lead Planner Position to assist in the coordination of disaster response or crisis management activities, provide disaster preparedness training, prepare emergency plans and procedures for natural wartime, or technological disasters or hostage situations; and

WHEREAS, the position will increase local and regional community preparedness, and will enhance regional emergency planning activities; and

WHEREAS, the Grant requires no matching funds by the City; and

WHEREAS, the City Council finds that SHSP will assist local efforts to prevent terrorism and other catastrophic events and prepare for the threats and hazards that pose the greatest risk to the security of the community and the Rio Grande Council of Governments Region.

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

1. That the City Manager or designee is authorized to submit the State Homeland Security grant application number 3221408 for the project titled “El Paso-Urban Planner” through the Texas Office of the Governor including all related paperwork, included but not limited to, authorization of budget transfers, and/or revision to the operation plan, and to accept, reject, amend, correct, and/or terminate the grant in the amount of \$93,749.10 for the period from September 1, 2024 through August 31, 2025 for a Lead Planner; and
2. That the City of El Paso shall provide all applicable matching funds for said grant if applicable; and
3. That in the event of loss or misuse of the grant funds, the City of El Paso assures that it will return the funds to the Office of the Governor in full.

APPROVED THIS____ **DAY OF** _____, 2024.

(Signatures on the following page)

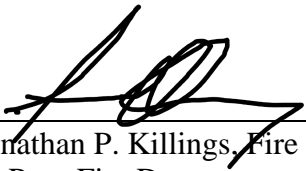
CITY OF ELPASO:

Oscar Leeser
Mayor

ATTEST:

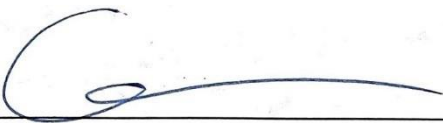
Laura D. Prine
City Clerk

APPROVED AS TO CONTENT:



Jonathan P. Killings, Fire Chief
El Paso Fire Department

APPROVED AS TO FORM:



Carlos L. Armendariz
Assistant City Attorney

Agency Name: El Paso, City of

Project Title: El Paso-Urban Area Planner

Current Grant Manager: Jim Hershey

Current Budget: \$93,749.10

Grant/App: 3221408

Status: Application Pending Submission

Current Program Manager: Will Ogletree

Original Award: \$0.00

Current Award: \$0.00

Start Date: 9/1/2024

End Date: 8/31/2025

Liquidation Date:

CFDA: 97.067

Fund Source: HS-Homeland Security Grant Program (HSGP)

OOG Solicitation: SHSP Regular Solicitation - FY24 [Announcement](#)

Eligibility Profile Narrative Activities Measures Budget Documents Homeland.Security Conditions.of.Funding Submit.Application Summary Upload.Files My.Home

Grant.History Award.Preview Grant.Issues

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Eligibility Information

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[View Selection Process](#)

[View Monitoring](#)

[View Juvenile Justice and Youth Projects](#)

[View Adoptions by Reference](#)

Your organization's Texas Payee/Taxpayer ID Number:
17460007499014

Application Eligibility Certify:
Created on:12/18/2023 10:28:48 AM By:Ismael Trinidad

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Applicant Agency Name: El Paso, City of
Project Title: El Paso-Urban Area Planner
Start Date: 9/1/2024
End Date: 8/31/2025
Division or Unit to Administer the Project: Office of Emergency Management
Regional Council of Governments(COG) within the Project's Impact Area: Rio Grande Council of Governments
Headquarter County: El Paso
Counties within Project's Impact Area: Brewster,Culberson,El Paso,Hudspeth,Jeff Davis,Presidio
Address Line 1: 6055 Threadgill Avenue
Address Line 2:

City/State/Zip: El Paso Texas 79924-6327**Payment Address Line 1:****Payment Address Line 2:****Payment City/State/Zip:****Grant Officials:****Authorized Official****Name:** Elda Hefner**Email:** rodriguez-hefnere@elpasotexas.gov**Address 1:** 300 N. Campbell**Address 1:****City:** El Paso, Texas 79901**Phone:** 915-212-1795 Other Phone: 915-212-1162**Fax:****Agency:****Title:** Ms.**Salutation:** Ms.**Position:** Grants Administrator**Financial Official****Name:** Margarita Munoz**Email:** munozmm@elpasotexas.gov**Address 1:** 300 N. Campbell st**Address 1:****City:** City of El Paso, Texas 79901**Phone:** 915-212-1174 Other Phone:**Fax:****Agency:****Title:** Ms.**Salutation:** Ms.**Position:** Comptroller**Project Director****Name:** Kevin Dieter**Email:** dieterkd@elpasotexas.gov**Address 1:** 300 N. Cambell**Address 1:****City:** El Paso, Texas 79901**Phone:** 915-838-3263 Other Phone:**Fax:****Agency:****Title:** Mr.**Salutation:** Chief**Position:** Special Operation Chief**Grant Writer****Name:** Ismael Trinidad**Email:** TrinidadIX@elpasotexas.gov**Address 1:** 6055 Threadgill**Address 1:****City:** El Paso, Texas 79938**Phone:** 915-838-3267 Other Phone:**Fax:****Agency:****Title:** Mr.**Salutation:** Mr.**Position:** Grant Coordinator**[Collapse Grant Vendor Details](#)****Grant Vendor Information**[View Introduction](#)[View Features](#)[View Forms](#)[View How Do I Change My Banking Information?](#)[View How Do I Upload Documents to this Project?](#)[View When are My Banking Documents Archived?](#)[View Resources](#)**Organization Type:** Unit of Local Government (City, Town, or Village)**Organization Option:** applying to provide homeland security services

Applicant Agency's State Payee Identification Number (e.g., Federal Employer's Identification (FEI) Number or Vendor ID): 17460007499014
Unique Entity Identifier (UEI): KLZGKXNFVTL4
Payment Address Line 1:
Payment Address Line 2:
Payment City/State/Zip:

[Collapse Narrative](#)

Narrative Information

[View Introduction](#)

Overview

The purpose of the Homeland Security Grant Program (HSGP) is to support state and local efforts to prevent terrorism and other catastrophic events and to prepare the Nation for the threats and hazards that pose the greatest risk to the security of the United States. HSGP provides funding to implement investments that build, sustain, and deliver the 32 core capabilities essential to achieving the National Preparedness Goal (the Goal) of a secure and resilient Nation. The building, sustainment, and delivery of these core capabilities are not exclusive to any single level of government, organization, or community, but rather, require the combined effort of the whole community. HSGP supports core capabilities across the five mission areas of Prevention, Protection, Mitigation, Response, and Recovery based on allowable costs.

Primary Mission and Purpose

State Homeland Security Program (SHSP): Supports state, Tribal and local preparedness activities that address high-priority preparedness gaps across all core capabilities where a nexus to terrorism exists. All investments must be consistent with capability targets set during the Threat and Hazard Identification and Risk Assessment (THIRA) process, and gaps identified in the State Preparedness Report (SPR).

Many activities which support the achievement of target capabilities related to terrorism preparedness may simultaneously support enhanced preparedness for other hazards unrelated to acts of terrorism. However, **all SHSP projects must assist grantees in achieving target capabilities related to preventing, preparing for, protecting against, or responding to acts of terrorism.**

Eligibility Requirements

Cybersecurity Training Requirement

Local units of governments must comply with the Cybersecurity Training requirements described in Section 772.012 and Section 2054.5191 of the Texas Government Code. Local governments determined to not be in compliance with the cybersecurity requirements required by Section 2054.5191 of the Texas Government Code are ineligible for OOG grant funds until the second anniversary of the date the local government is determined ineligible. Government entities must annually certify their compliance with the training requirements using the [Cybersecurity Training Certification for State and Local Government](#). A copy of the Training Certification must be uploaded to your eGrants application. For more information or to access available training programs, visit the [Texas Department of Information Resources Statewide Cybersecurity Awareness Training](#) page.

Criminal History Reporting

Entities receiving funds from PSO must be located in a county that has an average of 90% or above on both adult and juvenile dispositions entered into the computerized criminal history database maintained by the Texas Department of Public Safety (DPS) as directed in the *Texas Code of Criminal Procedure, Chapter 66*. The disposition completeness percentage is defined as the percentage of arrest charges a county reports to DPS for which a disposition has been subsequently reported and entered into the computerized criminal history system.

Counties applying for grant awards from the Office of the Governor must commit that the county will report at least 90% of convictions within five business days to the Criminal Justice Information System at the Department of Public Safety.

Uniform Crime Reporting (UCR)

Eligible applicants operating a law enforcement agency must be current on reporting complete UCR data and the Texas specific reporting mandated by 411.042 TGC, to the Texas Department of Public Safety (DPS) for inclusion in the annual Crime in Texas (CIT) publication. To be considered eligible for funding, applicants must have submitted a full twelve months of accurate data to DPS for the most recent calendar year by the deadline(s) established by DPS. Due to the importance of timely reporting, applicants are required to submit complete and accurate UCR data, as well as the Texas-mandated reporting, on a no less than monthly basis and respond promptly to requests from DPS related to the data submitted.

Entities That Collect Sexual Assault/Sex Offense Evidence or Investigate/Prosecute Sexual Assault or Other Sex Offenses

In accordance with Texas Government Code, Section 420.034, any facility or entity that collects evidence for sexual assault or other sex offenses or investigates or prosecutes a sexual assault or other sex offense for which evidence has been collected, must participate in the statewide electronic tracking system developed and implemented by the Texas Department of Public Safety. Visit DPS's [Sexual Assault Evidence Tracking Program](#) website for more information or to set up an account to begin participating. Additionally, per Section 420.042 "A law enforcement agency that receives evidence of a sexual assault or other sex offense...shall submit that evidence to a public accredited crime laboratory for analysis no later than the 30th day after the date on which that evidence was received." A law enforcement agency in possession of a significant number of Sexual Assault Evidence Kits (SAEK) where the 30-day window has passed may be considered noncompliant.

National Incident Management System (NIMS) Implementation

Grantees are required to implement NIMS. The NIMS uses a systematic approach to integrate the best existing processes and methods into a unified national framework for incident management across all homeland security activities including prevention, protection, response, mitigation, and recovery. Grantees must use standardized resource management concepts for resource typing, credentialing, and an inventory to facilitate the effective identification, dispatch, deployment, tracking and recovery of resources.

Emergency Management Plans (Intermediate Level)

Cities and counties must have a current emergency management plan or be a legally established member of an inter-jurisdictional emergency management program with a plan on file with the Texas Division of Emergency Management (TDEM). Plans must be maintained throughout the entire grant performance period. If you have questions concerning your Emergency Management Plan (preparedness) level, contact your Emergency Management Coordinator (EMC) or your regional Council of Governments (COG). For questions concerning plan deficiencies, contact TDEM at tdem.plans@tdem.texas.gov.

Program Income

Applicant agrees to comply with all federal and state rules and regulations for program income and agrees to report all program income that is generated as a result of the project's activities. Applicant agrees to report program income through a formal grant adjustment and to secure PSO approval prior to use of the program income. Applicant agrees to use program income for allowable costs and agrees to expend program income immediately after PSO's approval of a grant adjustment and prior to requesting reimbursement of funds.

Deduction Method - Program income shall be deducted from total allowable costs to determine the net allowable costs. Program income shall be used for current costs unless PSO authorizes otherwise. Program income which the grantee did not anticipate at the time of the award shall be used to reduce the PSO award and grantee match rather than to increase the funds committed to the project.

Asset Seizures and Forfeitures - Program income from asset seizures and forfeitures is considered earned when the property has been adjudicated to the benefit of the plaintiff (e.g., law enforcement entity).

Program Requirements**Building and Sustaining Core Capabilities**

1. All capabilities being built or sustained must have a clear link to one or more Core Capabilities in the National Preparedness Goal.
2. Many capabilities which support terrorism preparedness simultaneously support preparedness for other hazards. Grantees must demonstrate this dual-use quality for any activities implemented under this program that are not explicitly focused on terrorism preparedness. Activities implemented under SHSP must support terrorism preparedness by building or sustaining capabilities that relate to the prevention of, protection from, mitigation of, response to, and recovery from terrorism.
3. Funding should be used to sustain core capabilities. New capabilities should not be built at the expense of maintaining current and critically needed core capabilities. New capabilities must be aligned with capability targets and gaps identified through the THIRA/SPR process.

Mission Areas

The National Preparedness Goal organizes the core capabilities into the five mission areas:

- Prevention. Prevent, avoid or stop an imminent, threatened or actual act of terrorism.
- Protection. Protect our citizens, residents, visitors, and assets against the greatest threats and hazards in a manner that allows our interests, aspirations, and way of life to thrive.
- Mitigation. Reduce the loss of life and property by lessening the impact of future disasters.
- Response. Respond quickly to save lives, protect property and the environment, and meet basic human needs in the aftermath of a catastrophic incident.
- Recovery. Recover through a focus on the timely restoration, strengthening and revitalization of infrastructure, housing and a sustainable economy, as well as the health, social, cultural, historic and environmental fabric of communities affected by a catastrophic incident.

Nationwide Cyber Security Review

Grantees will be required to complete the Nationwide Cybersecurity Review (NCSR), enabling agencies to benchmark and measure progress of improving their cybersecurity posture. The Chief Information Officer (CIO), Chief Information Security Officer (CISO), or equivalent for each recipient agency should complete the NCSR. If there is no CIO or CISO, the most senior cybersecurity professional should complete the assessment. The NCSR is available at no cost to the user and takes approximately 2-3 hours to complete. For more information about the NCSR, visit: <https://www.cisecurity.org/ms-isac/services/ncsr/>.

Overall Certification

Each applicant agency must certify to the specific requirements detailed above as well as to comply with all requirements within the PSO Funding Announcement, the *Guide to Grants*, the *Grantee Conditions and Responsibilities*, any authorizing or applicable state and federal statutes and regulations to be eligible for this program.

☒ **I certify to all of the application content and requirements.**

Project Summary :

Briefly summarize the project, including proposed activities and intended impact.

This project will fund a full-time Lead Planner position to focus on community risk reduction efforts with an emphasis on community preparedness, education and awareness. Proposed activities include assisting in the coordination of disaster response or crisis management activities, provide disaster preparedness training, and prepare draft emergency plans and procedures for natural (e.g., hurricanes, floods, earthquakes), wartime, technological, (e.g., cybersecurity, nuclear power plant emergencies, hazardous materials spills) disasters, and a nexus to terrorist events (e.g., hostage situations, active shooter, chemical/radiological attacks). Involves research and maintenance of emergency management plans for El Paso County and its seven jurisdictions such as disaster recovery, communications, mass notification/warning, and resource management. Additional plans include Continuity of Operations Plans and Continuity of Government Plans for the seven incorporated jurisdictions and the County of El Paso. Regional training and exercise coordination and development for EOC staff, emergency management partners, and Incident Management Team personnel. Development of after action reviews/reports and tracking of corrective actions. Maintenance and development of mutual aid agreements in the El Paso region to enhance regional response and coordination. Regional threat and critical infrastructure threat assessments. The intended impact is to increase community preparedness and awareness by educating and informing the public

about community risks, developing strong community partnerships in all phases of emergency management, and implement an all-hazards community risk reduction effort program with community stakeholders.

Problem Statement :

Provide a detailed account of the issues, threats or hazards that your project will target. For federal Homeland Security Grants, include specific references to the regional or state *Threat and Hazard Identification and Risk Assessment (THIRA)*, as applicable.

This project will target the following threats and/or hazards identified in the 2022 regional THIRA and SPR to include natural threats (Pg. 6 & 8) such as flooding and wildfire; technological such as a hazardous materials chemical release (Pg. 7) human caused threats such as an active shooter incident, chemical attack, and a radiological incident (Pg. 10-12). Beyond the THIRA, additional threats unique to the US/Mexican border include human trafficking, mass migration, pandemics, and the continued cartel violence due to the drug trade. Lastly, another critical element is cybersecurity (Pg. 13). The ability to adequately protect City as well as community stakeholder assets such as networks, computer devices, and data from unauthorized access or criminal use is paramount. This protection coupled with continuous training on proper and ethical use of data is vital.

Existing Capability Levels :

Describe the existing capability levels, including resources that are currently in place to support this project prior to the use of grant funds.

Currently the El Paso City-County Office of Emergency Management is staffed with one Lead Planner funded through the 2023 SHSP Grant 3221407. The Lead Planner will be responsible for implementing community risk reduction efforts with an emphasis on community preparedness, education, and awareness. This Lead Planner will also focus on local and regional emergency response, mitigation and recovery plans, continuity of operations/continuity of government plans, and local and regional exercises/training. Previously under UASI, El Paso OEM operated with three planners. This grant would allow El Paso to continue current operations and initiatives.

Capability Gaps:

Describe the capability gaps which will be addressed by the project. For federal Homeland Security Grants, include specific references to the regional or statewide State Preparedness Report (SPR).

Due to budget constraints, the adequate amount of personnel needed to perform the following capabilities not available or realistic. Based on the RGCOC's 2022 SPR, this project will address following capability gap is listed below which is referenced on the listed core capabilities with additional supporting planning, organization, equipment, training and exercise (POETE) components referenced therein: Continuation of this project is to develop and implement plans. The additional planners would be responsible for maintaining the plans and assisting those jurisdictions to include municipalities and regional stakeholders that don't have established plans. Page 5. (Planning Core Capability) – Organization – Capability Gap POETE Page 9. Public Information and Warning – Organization – Capability Gap (POETE) Page 13. Operational Coordination Core Capability – Organization – Capability Gap (POETE) Page 21. Intelligence and Information Sharing – Planning – Capability Gap (POETE) Page 24. Interdiction and Disruption – Planning – Capability Gap (POETE) Page 28. Screening, Search, and Detection – Planning – Capability Gap (POETE) Page 36. Physical Protective Measures – Planning – Capability Gap (POETE) Page 42. Supply Chain Integrity and Security – Planning – Capability Gap (POETE) Page 44. Community Resilience – Planning – Capability Gap (POETE) Page 48. Long-term Vulnerability Reduction – Planning – Capability Gap (POETE) Page 51. Risk and Disaster Resilience Assessment – Planning – Capability Gap (POETE) Page 64. Fatality Management Services – Planning – Capability Gap (POETE) Page 72. Mass Care Services – Planning – Capability Gap (POETE) Page 76. Mass Search and Rescue Operations – Planning – Capability Gap (POETE) Page 80. On-scene Security, Protection, and Law Enforcement – Planning – Capability Gap (POETE) Page 83. Operational Communications – Planning – Capability Gap (POETE) Page 89. Public Health, Healthcare, and Emergency Medical Services – Planning – Capability Gap (POETE) Page 94. Situational Assessment – Planning – Capability Gap (POETE) Page 97. Infrastructure Systems – Planning – Capability Gap (POETE) Page 100. Economic Recovery – Planning – Capability Gap (POETE) Page 102. Health and Social Services – Planning – Capability Gap (POETE) Page 106. Housing – Planning – Capability Gap (POETE) Page 108. Natural and Cultural Resources – Planning – Capability Gap (POETE)

Impact Statement :

Describe the project goals/objectives and how this project will maintain capabilities or reduce capability gaps.

The goals and objectives of this project will address 23 of the 32 Core Capability gaps identified and supported throughout the RGCOC 2022 SPR. With the added specialist, the Office of Emergency Management will be able to increase local and regional community preparedness, enhance local and regional emergency response; maintain, evaluate, and revise mitigation and recovery plans; review and develop continuity of operations/government plans for the county of El Paso and its seven jurisdictions, and create additional local and regional training and exercises.

Homeland Security Priority Actions:

Identify the Texas Homeland Security Priority Action most closely aligned with this project. Each Priority Action is linked with an *Objective from the Texas Homeland Security Strategic Plan (HSSP)*. List the Priority Action by number and text (e.g. 1.2.3 *Expand and enhance the network of human sources that can provide detailed and relevant information on known or suspected terrorist and criminal enterprises.*)

3.1.3 Provide technical assistance and training to local jurisdictions to encourage the development of hazard mitigation plans based on vulnerability assessments, and ensure planning integration at the regional level.

Target Group :

Identify the target group and population expected to benefit from this project.

The funds for this project will be administered by The El Paso Office of Emergency Management; which is under the El Paso Fire Department, City of El Paso. Therefore, City of El Paso will be the main beneficiary and administration of the grant falls under the City of El Paso Office of the Comptroller grant administration rules. The target group and population expected to benefit from this project includes the El Paso City/County Office of Emergency Management, the County of El Paso, its seven incorporated cities and unincorporated areas for a population of over 867,947. Due to mutual aid agreements and regional response capabilities (Hazardous Materials, USAR, etc.) that the project supports, additional benefits would include the cities and counties that make up Texas Disaster District 8, Dona Ana County in southern New Mexico, and Ciudad Juarez (sister city agreements) making up a regional benefit of over 2.7 million people.

Long-Term Approach:

Describe how the applicant agency will maintain the capabilities supported by this project without additional federal or state funds. If sustainment is dependent upon federal or state grants, describe the ongoing need for future grants, as applicable.

Due to budget constraints, loss of UASI and limited EMPG funding, the Office of Emergency Management will continue to seek SHSP funding to keep the Lead Planner position beyond the project period.

Collapse Project Activities**Project Activities Information**

[View Introduction](#)

[View Icons](#)

HSGP Instructions for Project Activity Selection

Homeland Security Grant Program (HSGP) applicants should only select one project activity. The eGrants system will allow multiple selections, but each HSGP subrecipient project must fit into one and only one of the Investment Categories that are listed as project activities under the "Activity List".

Selected Project Activities:

ACTIVITY	PERCENTAGE:	DESCRIPTION
Planning - Homeland Security	100.00	Lead Planner - This is a continuation of a full-time position to assist in coordination of disaster response or crisis management activities, provide disaster preparedness training, and prepare draft emergency plans and procedures for natural (e.g., hurricanes, floods, earthquakes), wartime, or technological (e.g., nuclear power plant emergencies, hazardous materials spills) disasters or hostage situations. Involves: Research and maintenance of emergency management plans for the El Paso City/County region such as disaster recovery, communications, Emergency Operations Center (EOC) Activation Guide, Continuity of Government, Continuity of Operations for city and county departments and resource management. Coordinate and train volunteers in emergency preparedness activities. This is a continuation of a full time position that we will keep for a one-year performance period

Collapse Measures**Measures Information**

[View Introduction](#)

Objective Output Measures

OUTPUT MEASURE	TARGET LEVEL
Number of exercises conducted.	0
Number of individuals participating in exercises.	0
Number of people trained.	0
Number of planning/coordination meetings attended.	36
Number of planning/coordination meetings conducted (including whole community as appropriate).	36
Number of plans developed or updated.	50
Number of plans reviewed.	36
Number of trainings conducted.	0

Objective Outcome Measures

OUTCOME MEASURE	TARGET LEVEL
Number of individuals from stakeholder organizations participating in planning/coordination meetings.	100
Number of stakeholders participating in planning/coordination meetings.	0

Custom Output Measures

CUSTOM OUTPUT MEASURE	TARGET LEVEL
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Custom Outcome Measures

CUSTOM OUTCOME MEASURE	TARGET LEVEL
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[Collapse Documents](#)

Documents Information

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[View Single Audits](#)

Resolution from Governing Body

Applications from nonprofit corporations, local units of governments, and other political subdivisions must include a [resolution](#) that contains the following:

1. Authorization by your governing body for the submission of the application to the Public Safety Office (PSO) that clearly identifies the name of the project for which funding is requested;
2. A commitment to provide all applicable matching funds;
3. A designation of the name and/or title of an authorized official who is given the authority to apply for, accept, reject, alter, or terminate a grant (Note: If a name is provided, you must update the PSO should the official change during the grant period.); and
4. A written assurance that, in the event of loss or misuse of grant funds, the governing body will return all funds to PSO.

Upon approval from your agency's governing body, upload the [approved](#) resolution to eGrants by going to the **Upload.Files** tab and following the instructions on Uploading eGrants Files.

Contract Compliance

Will PSO grant funds be used to support any contracts for professional services?

Select the appropriate response:

- ☐ Yes
☒ No

For applicant agencies that selected **Yes** above, describe how you will monitor the activities of the sub-contractor(s) for compliance with the contract provisions (including equipment purchases), deliverables, and all applicable statutes, rules, regulations, and guidelines governing this project.

Enter a description for monitoring contract compliance:

Lobbying

For applicant agencies requesting grant funds in excess of \$100,000, have any federally appropriated funds been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant loan, or cooperative agreement?

Select the appropriate response:

- ☐ Yes
☒ No
☐ N/A

For applicant agencies that selected either **No** or **N/A** above, have any non-federal funds been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress in connection with this federal contract, loan, or cooperative agreement?

- ☐ Yes
☒ No
☐ N/A

Fiscal Year

Provide the begin and end date for the applicant agency's fiscal year (e.g., 09/01/20xx to 08/31/20xx).

Enter the Begin Date [mm/dd/yyyy]:

9/1/2024

Enter the End Date [mm/dd/yyyy]:

8/31/2025

Sources of Financial Support

Each applicant must provide the amount of grant funds expended during the most recently completed fiscal year for the following sources:

Enter the amount (in Whole Dollars \$) of Federal Grant Funds expended:

138112377

Enter the amount (in Whole Dollars \$) of State Grant Funds expended:

11745669

Single Audit

Applicants who expend less than \$750,000 in federal grant funding or less than \$750,000 in state grant funding are exempt from the Single Audit Act and cannot charge audit costs to a PSO grant. However, PSO may require a limited scope audit as defined in 2 CFR Part 200, Subpart F - Audit Requirements.

Has the applicant agency expended federal grant funding of \$750,000 or more, or state grant funding of \$750,000 or more during the most recently completed fiscal year?

Select the appropriate response:

- ☒ Yes
☐ No

Applicant agencies that selected **Yes** above, provide the date of your organization's last annual single audit, performed by an independent auditor in accordance with the State of Texas Single Audit Circular; or CFR Part 200, Subpart F - Audit Requirements.

Enter the date of your last annual single audit:

8/31/2023

Debarment

Each applicant agency will certify that it and its principals (as defined in 2 CFR Part 180.995):

- Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal Court, or voluntarily excluded from participation in this transaction by any federal department or agency;
- Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state, or local) transaction or contract under a public transaction; violation of federal or state antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; or
- Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state, or local) with commission of any of the offenses enumerated in the above bullet; and have not within a three-year period preceding this application had one or more public transactions (federal, state, or local) terminated for cause or default.

Select the appropriate response:

- ☒ I Certify

☐ Unable to Certify

Enter the debarment justification:

FFATA Certification

Certification of Recipient Highly Compensated Officers – The Federal Funding Accountability and Transparency Act (FFATA) requires Prime Recipients (HSGD) to report the names and total compensation of each of the five most highly compensated officers (a.k.a. positions) of each sub recipient organization for the most recently completed fiscal year preceding the year in which the grant is awarded if the subrecipient answers **YES** to the **FIRST** statement but **NO** to the **SECOND** statement listed below.

In the sub recipient's preceding completed fiscal year, did the sub recipient receive: (1) 80 percent or more of its annual gross revenue from Federal contracts (and subcontracts), loans, grants (and subgrants) and cooperative agreements; AND (2) \$25,000,000 or more in annual gross revenue from Federal contracts (and subcontracts), loans, grants (and subgrants) and cooperative agreements?

☐ Yes

☒ No

Does the public have access to information about the compensation of the senior executives through periodic reports filed under Section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. 78m(a), 78o(d)) or Section 6104 of the Internal Revenue Code of 1986?

☐ Yes

☒ No

If you answered **YES** to the **FIRST** statement and **NO** to the **SECOND** statement, please provide the name and total compensation amount of each of the five most highly compensated officers (a.k.a. positions) within your agency for the current calendar year. If you answered NO to the first statement you are NOT required to provide the name and compensation amounts. NOTE: "Total compensation" means the complete pay package of each of the sub recipient's compensated officers, including all forms of money, benefits, services, and in-kind payments (see SEC Regulations: 17 CCR 229.402).

Position 1 - Name:

Position 1 - Total Compensation (\$):

0

Position 2 - Name:

Position 2 - Total Compensation (\$):

0

Position 3 - Name:

Position 3 - Total Compensation (\$):

0

Position 4 - Name:

Position 4 - Total Compensation (\$):

0

Position 5 - Name:

Position 5 - Total Compensation (\$):

0

[Collapse Homeland Security](#)

Homeland Security Information

FUND SOURCE INFORMATION AND REQUIREMENTS

DHS Project Type: Develop/enhance homeland security/emergency management organization and structure

Capabilities

Core Capability: Planning

Identify if this investment focuses on building new capabilities or sustaining existing capabilities. : Existing Capabilities (Sustain)

Are the assets or activities Deployable or Shareable: Shareable

___ Check if this Investment requires new construction or renovation, retrofitting, or modification of existing structures

X Check if these funds will support a project that was previously funded with HSGP funding

Project Management Step Involved:

Check the step that most closely resembles the phase of the project activities to be completed during the grant period.

Step: Execute

Description: The period within the project lifecycle during which the actual work of creating the project's deliverables is carried out.

Process: Involves directing, accomplishing, managing, and completing all phases and aspects of work for a given project.

Milestones

Milestone: Develop and maintain Emergency Management Plans for El Paso Region.; **Completion Date:** 12-01-2024
Milestone: Provide disaster and terrorism preparedness training to El Paso Region.; **Completion Date:** 05-01-2025
Milestone: Update plans and coordination meetings and actions completed.; **Completion Date:** 08-31-2025

NIMS Resources

___ Check if this project supports a NIMS typed resource

Enter the name of the typed resources from the Resource Type Library Tool:

Enter the ID of the typed resources from the Resource Type Library Tool:

[Collapse Budget Details](#)

Budget Details Information

[View Introduction](#)

[View Instructions](#)

Budget Information by Budget Line Item:

CATEGORY	SUB CATEGORY	DESCRIPTION	OOG	CASH MATCH	IN-KIND MATCH	GPI	TOTAL	UNIT/%
Personnel	Planner (Planning)	Lead Planner - This Is a continuation of a full-time position to assist in coordination of disaster response or crisis management activities, provide disaster preparedness training, and prepare draft emergency plans and procedures for natural (e.g., hurricanes, floods, earthquakes), wartime, or technological (e.g., nuclear power plant emergencies, hazardous materials spills) disasters or hostage situations. Involves: Research and maintain emergency management plans for the El Paso City/County region such as disaster recovery, communications, Emergency Operations Center (EOC) Activation Gulde, Continuity of Government, Continuity of Operations for city and county departments and resource management. Coordinate and train volunteers In emergency preparedness	\$93,749.10	\$0.00	\$0.00	\$0.00	\$93,749.10	100

		activities. This is a continuation of a full time position that we will keep for a one-year performance period - September 1, 2024 through August 31, 2025.						
--	--	---	--	--	--	--	--	--

[Collapse Source of Match Details](#)

Source of Match Information

[View Introduction](#)

[View Instructions](#)

Detail Source of Match/GPI:

DESCRIPTION	MATCH TYPE	AMOUNT
-------------	------------	--------

Summary Source of Match/GPI:

Total Report	Cash Match	In Kind	GPI Federal Share	GPI State Share
\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

[Collapse Budget Summary](#)

Budget Summary Information

[View Introduction](#)

[View Instructions](#)

Budget Summary Information by Budget Category:

CATEGORY	OOG	CASH MATCH	IN-KIND MATCH	GPI	TOTAL
Personnel	\$93,749.10	\$0.00	\$0.00	\$0.00	\$93,749.10

Budget Grand Total Information:

OOG	CASH MATCH	IN-KIND MATCH	GPI	TOTAL
\$93,749.10	\$0.00	\$0.00	\$0.00	\$93,749.10

[Collapse Conditions of Funding](#)

Condition Of Fundings

Condition of Funding / Project Requirement	Date Created	Date Met	Hold Project Funds	Hold Line Item Funds
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[Collapse Conversion Data](#)

Creating a Snapshot for this Project

Enter a description for the Snapshot, then click the 'Create a New Snapshot' button. Your new Snapshot will display below.

Application Navigation Links

Navigating to another Tab in this Project

Click on a link below to 'go to' the selected tab for this project in eGrants.

Eligibility
Profile
Narrative
Activities
Measures
Activities
Documents
Budget
Source.of.Match
Budget.Summary
Grant.Vendor
Homeland.Security

View All of the Snapshots for this Project

Click on the 'Export to Word' link to view a Snapshot of the grant project as of the date / time displayed in the description to the left of this link. Then click the 'Open' or 'Save' button when prompted. You can export your results to Microsoft Word. Click on the 'Printer Friendly' link to view a Snapshot of the grant project as of the date / time displayed in the description to the far left of this link. Then you can print your results by pressing the 'Ctrl' + 'P' buttons at the same time on your keyboard. Follow the Print dialog box prompt to print to a location of your choice. After printing the results, click on red 'X' (Close) icon to close this screen.

Declined ☐Denied ☐Awarded ☐

PSGrant#

GRANT INFORMATION FORM (GIF)

Complete either side A or if awarded, complete side B in this same form

This form is to be used to provide information to the Grants Administration Division (GAD) for grant applications, grant awards, and/or grant contract amendments. After completing either side, please forward to the GAD Office at Grants-1@elpasotexas.gov. Once a grant has been awarded and a contract/agreement needs to be processed, please complete SIDE B and forward to GAD, we will submit for Legal Review and further processing. Please use the same GIF to complete Part A & Part B so it is all kept on the same sheet.

Department El Paso Fire Department


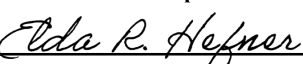

DUNS-058873019/UEI-KLZGKXNFVTL4

A. GRANT APPLICATION	B. CONTRACT/AGREEMENT/AMENDMENTS
A1. Department Programmatic Contact Person Name: Daniel P. Roy Title: Deputy EMC Phone No.: (915) 838-3271 Email: RoyDP@elpasotexas.gov	B1. Department Financial Grant Contact Person Name: Title: Phone No.: Email:
A2. Grant Data Funding Agency: Department of Homeland Security (SHSP) Grant Name: FY24 SHSP El Paso Urban Planner CFDA/ALN: 97.067 N/A <input type="checkbox"/> Application Due Date: February 8, 2024 5pm CST Requires Signature or Review from: Mayor <input type="checkbox"/> City Manager <input checked="" type="checkbox"/> Legal Review <input checked="" type="checkbox"/>	B2. Grant Data Funding Agency: Grant Name: Program Name: Agency Contract No.: Grant Type: <input type="text" value="Please Select"/> Pass through Agency: Grant Start & End Date: <input type="text" value="Month"/> <input type="text" value="Day"/> <input type="text" value="Year"/> - <input type="text" value="Month"/> <input type="text" value="Day"/> <input type="text" value="Year"/> New, Continuation, or Amendment: <input type="text" value="Please Select"/>
A3. Financial Data Amount of Grant Funding Request: \$ 93,749.10 Amount of Matching Funds Requested: \$ 0.00 Amount of In-Kind Funds and/or Additional City Contributions: \$ 0.00 Total Amount Requested: \$ 93,749.10	B3. Financial Data Post-Award Amount: \$ (As indicated in the grant contract/ agreement) Actual Amount of Cash Match: \$ Actual Amount of In-Kind: \$ Total Award for Project/Program: \$ 0.00
A4. Grant Classification <input checked="" type="checkbox"/> Competitive (award based on competition) <input type="checkbox"/> Entitlement (a set of funds determined under a formula) <input type="checkbox"/> Continuation (ongoing funding)	B4. <input type="checkbox"/> CM Signature required <input type="checkbox"/> Mayor Signature required <input type="checkbox"/> City Council approval required
A5. City Match Certification Has City Match been certified by the Department Director? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input checked="" type="checkbox"/> Does this grant allow for operating/administrative costs? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> % <input type="checkbox"/> Amount \$ _____ How is the match amount determined? <input type="checkbox"/> Fixed Amount: \$ _____ <input type="checkbox"/> Percentage of Project Cost: _____ % <input type="checkbox"/> Other (Please explain): _____ For this fiscal year, how much of the local cash amount is already in the department's budget: \$ _____ Not budgeted: \$ _____ Proposed source of match: _____	B5. Grant Accounting String: _____ City Match Accounting String: _____ Comments: Annual Salary - \$68,430.00 / Fringe Benefits - \$25,319.10

Brief Description of Grant:

FY24 El Paso Urban Planner #3221408 - Lead Planner - This project will fund a full-time Lead Planner position to focus on community risk reduction efforts with an emphasis on community preparedness, education and awareness. Proposed activities include assisting in the coordination of disaster response or crisis management activities, provide disaster preparedness training, and prepare draft emergency plans and procedures for natural (e.g., hurricanes, floods, earthquakes), wartime, technological, (e.g., cybersecurity, nuclear power plant emergencies, hazardous materials spills) disasters, and a nexus to terrorist events (e.g., hostage situations, active shooter, chemical/radiological attacks).

REQUIRED SIGNATURES

1. 
Department Director Signature Date
Jonathan P. Killings 01/05/2024
Printed Name of Department Director
2. 
Grants Administration Division Date
01/16/2024
3. 
Legal Review Date
01/16/2024

1. _____
Department Director Signature Date
Printed Name of Department Director
2. _____
Grants Administration Division Date
3. _____

Legal Review

Date



Legislation Text

File #: 24-157, Version: 2

**CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM**

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

All Districts

Fire, Chief Jonathan P. Killings, (915) 212-5665

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

That the City Manager or designee is authorized to submit the State Homeland Security Program grant application number 4999701 for the project titled "Combating Domestic Violent Extremism - Functional Exercise" through the Texas Office of the Governor including all related paperwork, including but not limited to, authorization of budget transfers, and/or revisions to the operation plan, and to accept, reject, amend, correct, and/or terminate the grant in the amount of \$175,000.00 for the period from September 1, 2024 through August 31, 2025, for the project that supports the El Paso Office of Emergency Management; and that the City of El Paso shall provide all applicable matching funds for said grant if applicable; and that in the event of loss of misuse of the grant funds, the City of El Paso assures that it will return the funds to the Office of the Governor in full.

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: Fire Department

AGENDA DATE: January 30, 2024

PUBLIC HEARING DATE: N/A

CONTACT PERSON NAME AND PHONE NUMBER: Jonathan P. Killings, Fire Chief, (915) 212-5665

DISTRICT(S) AFFECTED: All Districts

STRATEGIC GOAL: Goal 2: Set the standard for a Safe and Secure City

SUBGOAL: 2.3 Increase public safety operational efficiency

SUBJECT:

That the City Manager or designee is authorized to submit the State Homeland Security Program grant application number 4999701 for the project titled "Combating Domestic Violent Extremism – Functional Exercise" through the Texas Office of the Governor including all related paperwork, including but not limited to, authorization of budget transfers, and/or revisions to the operation plan, and to accept, reject, amend, correct, and/or terminate the grant in the amount of \$175,000.00 for the period from September 1, 2024 through August 31, 2025, for the project that supports the El Paso Office of Emergency Management; and that the City of El Paso shall provide all applicable matching funds for said grant if applicable; and that in the event of loss or misuse of the grant funds, the City of El Paso assures that it will return the funds of the office of the Governor in full.

BACKGROUND / DISCUSSION:

This grant will assist the City's Office of Emergency Management enhance its ability to prepare, response, and recover from incidents as a result of terrorism; and there is a need to develop and implement regional functional exercises to prepare, respond and recover from terrorism incidents

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A



*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:

(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

RESOLUTION

WHEREAS, the City of El Paso (the “City”) is eligible to apply for grants through the State Homeland Security Program (SHSP) grant program entitled “Combating Domestic Violent Extremism - Functional Exercise”; and

WHEREAS, the City’s Office of Emergency Management seeks assistance to enhance its ability to prepare, respond, and recover from incidents as a result of terrorism; and

WHEREAS, there is a need to develop and implement regional functional exercises to prepare, respond and recover from terrorism incidents; and

WHEREAS, the Grant requires no matching funds by the City;

WHEREAS, the City Council find that SHSP will assist local efforts to prevent terrorism and other catastrophic events and prepares for the threats and hazards that pose the greatest risk to the security of the community and the Rio Grande Council of Government region.

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

1. That the City Manager or designee is authorized to submit the State Homeland Security Program grant application number 4999701 for the project titled “Combating Domestic Violent Extremism – Functional Exercise” through the Texas Office of the Governor including all related paperwork, including but not limited to, authorization of budget transfers, and/or revisions to the operation plan, and to accept, reject, amend, correct, and/or terminate the grant in the amount of \$175,000.00 for the period from September 1, 2024 through August 31, 2025, for the project that supports the El Paso Office of Emergency Management; and
2. That the City of El Paso shall provide all applicable matching funds for said grant if applicable; and
3. That in the event of loss or misuse of the grant funds, the City of El Paso assures that it will return the funds of the office of the Governor in full.

APPROVED THIS _____ DAY OF _____, 2024.

(Signatures on following page)

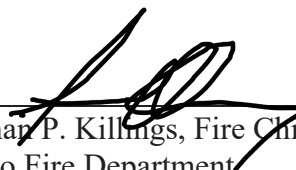
CITY OF EL PASO, TEXAS

Oscar Leeser
Mayor

ATTEST:

Laura D. Prine
City Clerk

APPROVED AS TO CONTENT:



Jonathan P. Killings, Fire Chief
El Paso Fire Department

APPROVED AS TO FORM:



Carlos L. Armendariz
Assistant City Attorney

Agency Name: El Paso, City of

Grant/App: 4999701 **Start Date:** 9/1/2024 **End Date:** 8/31/2025

Project Title: Combating Domestic Violent Extremism - Functional Exercise

Status: Application Pending Submission

Eligibility Information

Your organization's Texas Payee/Taxpayer ID Number:

17460007499009

Application Eligibility Certify:

Created on:1/10/2024 5:16:02 PM By:Kevin Dieter

Profile Information

Applicant Agency Name: El Paso, City of

Project Title: Combating Domestic Violent Extremism - Functional Exercise

Division or Unit to Administer the Project: Office of Emergency Management

Address Line 1: 6055 Threadgill

Address Line 2:

City/State/Zip: El Paso Texas 79924-6327

Start Date: 9/1/2024

End Date: 8/31/2025

Regional Council of Governments(COG) within the Project's Impact Area: Rio Grande Council of Governments

Headquarter County: El Paso

Counties within Project's Impact Area: Brewster,Culberson,El Paso,Hudspeth,Jeff Davis,Presidio

Grant Officials:

Authorized Official

Name: Elda Hefner

Email: rodriguez-hefnere@elpasotexas.gov

Address 1: 300 N. Campbell

Address 1:

City: El Paso, Texas 79901

Phone: 915-212-1795 Other Phone: 915-212-1162

Fax:

Title: Ms.

Salutation: Ms.

Position: Grants Administrator

Financial Official

Name: Margarita Munoz

Email: munozmm@elpasotexas.gov

Address 1: 300 N. Campbell st

Address 1:

City: City of El Paso, Texas 79901

Phone: 915-212-1174 Other Phone:

Fax:

Title: Ms.

Salutation: Ms.

Position: Comptroller

Project Director

Name: Kevin Dieter

Email: dieterkd@elpasotexas.gov

Address 1: 300 N. Cambell

Address 1:

City: El Paso, Texas 79901
Phone: 915-838-3263 Other Phone:
Fax:
Title: Mr.
Salutation: Chief
Position: Special Operation Chief

Grant Writer

Name: Ismael Trinidad
Email: TrinidadIX@elpasotexas.gov
Address 1: 6055 Threadgill
Address 1:
City: El Paso, Texas 79938
Phone: 915-838-3267 Other Phone:
Fax:
Title: Mr.
Salutation: Mr.
Position: Grant Coordinator

Grant Vendor Information

Organization Type: Unit of Local Government (City, Town, or Village)
Organization Option: applying to provide homeland security services
Applicant Agency's State Payee Identification Number (e.g., Federal Employer's Identification (FEI) Number or Vendor ID): 17460007499009
Unique Entity Identifier (UEI): KLZGKXNFVTL4

Narrative Information

Overview

The purpose of the Homeland Security Grant Program (HSGP) is to support state and local efforts to prevent terrorism and other catastrophic events and to prepare the Nation for the threats and hazards that pose the greatest risk to the security of the United States. HSGP provides funding to implement investments that build, sustain, and deliver the 32 core capabilities essential to achieving the National Preparedness Goal (the Goal) of a secure and resilient Nation. The building, sustainment, and delivery of these core capabilities are not exclusive to any single level of government, organization, or community, but rather, require the combined effort of the whole community. HSGP supports core capabilities across the five mission areas of Prevention, Protection, Mitigation, Response, and Recovery based on allowable costs.

Primary Mission and Purpose

State Homeland Security Program (SHSP) Competitive National Priority Area (NPA): Supports state, Tribal and local preparedness activities that address high-priority preparedness gaps across all core capabilities where a nexus to terrorism exists. All investments must be consistent with capability targets set during the Threat and Hazard Identification and Risk Assessment (THIRA) process, and gaps identified in the State Preparedness Report (SPR).

Many activities which support the achievement of target capabilities related to terrorism preparedness may simultaneously support enhanced preparedness for other hazards unrelated to acts of terrorism. However, **all SHSP projects must assist grantees in achieving target capabilities related to preventing, preparing for, protecting against, or responding to acts of terrorism.**

Grant projects must be submitted in support of one of the following approved NPAs:

Combating Domestic Violent Extremism

Core Capabilities: Interdiction & Disruption; Intelligence and Information Sharing; Planning; Public Information and Warning; Operational Coordination; Risk management for protection programs and activities

- Open source analysis of misinformation campaigns, targeted violence and threats to life, including tips/leads, and online/social media-based threats.
- Sharing and leveraging intelligence and information, including open-source analysis
- Execution and management of threat assessment programs to identify, evaluate, and analyze indicators and behaviors indicative of domestic violent extremists.
- Training and awareness programs (e.g., through social media, suspicious activity reporting [SAR] indicators and behaviors) to help prevent radicalization
- Training and awareness programs (e.g., through social media, SAR indicators and behaviors) to educate the public on misinformation campaigns and resources to help them identify and report potential instances of domestic violent extremism.

Enhancing Election Security

Core Capabilities: Cybersecurity; Intelligence and Information Sharing; Planning; Long-term Vulnerability Reduction; Situational Assessment; Infrastructure Systems; Operational Coordination; Community Resilience

- Physical security planning support
- Physical/site security measures – e.g., locks, shatter proof glass, alarms, access controls, etc.
- General election security navigator support.
- Cybersecurity risk assessments, training, and planning for elections systems.
- Projects that address vulnerabilities identified in cybersecurity risk assessments of elections systems.
- Iterative backups, encrypted backups, network segmentation, software to monitor/scan, and endpoint protection
- Distributed Denial of Service protection
- Migrating online services to the “.gov” internet domain
- Online harassment and targeting prevention services
- Public awareness/preparedness campaigns discussing election security and integrity measures

Eligibility Requirements

Cybersecurity Training Requirement

Local units of governments must comply with the Cybersecurity Training requirements described in Section 772.012 and Section 2054.5191 of the Texas Government Code. Local governments determined to not be in compliance with the cybersecurity requirements required by Section 2054.5191 of the Texas Government Code are ineligible for OOG grant funds until the second anniversary of the date the local government is determined ineligible. Government entities must annually certify their compliance with the training requirements using the [Cybersecurity Training Certification for State and Local Government](#). A copy of the Training Certification must be uploaded to your eGrants application. For more information or to access available training programs, visit the [Texas Department of Information Resources Statewide Cybersecurity Awareness Training](#) page.

Criminal History Reporting

Entities receiving funds from PSO must be located in a county that has an average of 90% or above on both adult and juvenile dispositions entered into the computerized criminal history database maintained by the Texas Department of Public Safety (DPS) as directed in the *Texas Code of Criminal Procedure, Chapter 66*. The disposition completeness percentage is defined as the percentage of arrest charges a county reports to DPS for which a disposition has been subsequently reported and entered into the computerized criminal history system.

Counties applying for grant awards from the Office of the Governor must commit that the county will report at least 90% of convictions within five business days to the Criminal Justice Information System at the Department of Public Safety.

Uniform Crime Reporting (UCR)

Eligible applicants operating a law enforcement agency must be current on reporting complete UCR data and the Texas specific reporting mandated by 411.042 TGC, to the Texas Department of Public Safety (DPS) for inclusion in the annual Crime in Texas (CIT) publication. To be considered eligible for funding, applicants must have submitted a full twelve months of accurate data to DPS for the most recent calendar year by the deadline(s) established by DPS. Due to the importance of timely reporting, applicants are required to submit complete and accurate UCR data, as well as the Texas-mandated reporting, on a no less than monthly basis and respond promptly to requests from DPS related to the data submitted.

Entities That Collect Sexual Assault/Sex Offense Evidence or Investigate/Prosecute Sexual Assault or Other Sex Offenses

In accordance with Texas Government Code, Section 420.034, any facility or entity that collects evidence for sexual assault or other sex offenses or investigates or prosecutes a sexual assault or other sex offense for which evidence has been collected, must participate in the statewide electronic tracking system developed and implemented by the Texas Department of Public Safety. Visit DPS's [Sexual Assault Evidence Tracking Program](#) website for more information or to set up an account to begin participating. Additionally, per Section 420.042 "A law enforcement agency that receives evidence of a sexual assault or other sex offense...shall submit that evidence to a public accredited crime laboratory for analysis no later than the 30th day after the date on which that evidence was received." A law enforcement agency in possession of a significant number of Sexual Assault Evidence Kits (SAEK) where the 30-day window has passed may be considered noncompliant.

National Incident Management System (NIMS) Implementation

Grantees are required to implement NIMS. The NIMS uses a systematic approach to integrate the best existing processes and methods into a unified national framework for incident management across all homeland security activities including prevention, protection, response, mitigation, and recovery. Grantees must use standardized resource management concepts for resource typing, credentialing, and an inventory to facilitate the effective identification, dispatch, deployment, tracking and recovery of resources.

Emergency Management Plans (Intermediate Level)

Cities and counties must have a current emergency management plan or be a legally established member of an inter-jurisdictional emergency management program with a plan on file with the Texas Division of Emergency Management (TDEM). Plans must be maintained throughout the entire grant performance period. If you have questions concerning your Emergency Management Plan (preparedness) level, contact your Emergency Management Coordinator (EMC) or your regional Council of Governments (COG). For questions concerning plan deficiencies, contact TDEM at tdem.plans@tdem.texas.gov.

Program Income

Applicant agrees to comply with all federal and state rules and regulations for program income and agrees to report all program income that is generated as a result of the project's activities. Applicant agrees to report program income through a formal grant adjustment and to secure PSO approval prior to use of the program income. Applicant agrees to use program income for allowable costs and agrees to expend program income immediately after PSO's approval of a grant adjustment and prior to requesting reimbursement of funds.

Deduction Method - Program income shall be deducted from total allowable costs to determine the net allowable costs. Program income shall be used for current costs unless PSO authorizes otherwise. Program income which the grantee did not anticipate at the time of the award shall be used to reduce the PSO award and grantee match rather than to increase the funds committed to the project.

Asset Seizures and Forfeitures - Program income from asset seizures and forfeitures is considered earned when the property has been adjudicated to the benefit of the plaintiff (e.g., law enforcement entity).

Program Requirements

Building and Sustaining Core Capabilities

1. All capabilities being built or sustained must have a clear link to one or more Core Capabilities in the National Preparedness Goal.
2. Many capabilities which support terrorism preparedness simultaneously support preparedness for other hazards. Grantees must demonstrate this dual-use quality for any activities implemented under this program that are not explicitly focused on terrorism preparedness. Activities implemented under SHSP must support terrorism preparedness by building or sustaining capabilities that relate to the prevention of, protection from, mitigation of, response to, and recovery from terrorism.
3. Funding should be used to sustain core capabilities. New capabilities should not be built at the expense of maintaining current and critically needed core capabilities. New capabilities must be aligned with capability targets and gaps identified through the THIRA/SPR process.

Mission Areas

The National Preparedness Goal organizes the core capabilities into the five mission areas:

- Prevention. Prevent, avoid or stop an imminent, threatened or actual act of terrorism.
- Protection. Protect our citizens, residents, visitors, and assets against the greatest threats and hazards in a manner that allows our interests, aspirations, and way of life to thrive.
- Mitigation. Reduce the loss of life and property by lessening the impact of future disasters.
- Response. Respond quickly to save lives, protect property and the environment, and meet basic human needs in the aftermath of a catastrophic incident.
- Recovery. Recover through a focus on the timely restoration, strengthening and revitalization of infrastructure, housing and a sustainable economy, as well as the health, social, cultural, historic and environmental fabric of communities affected by a catastrophic incident.

Nationwide Cyber Security Review

Grantees will be required to complete the Nationwide Cybersecurity Review (NCSR), enabling agencies to benchmark and measure progress of improving their cybersecurity posture. The Chief Information Officer (CIO), Chief Information Security Officer (CISO), or equivalent for each recipient agency should complete the NCSR. If there is no CIO or CISO, the most senior cybersecurity professional should complete the assessment. The NCSR is available at no cost to the user and takes approximately 2-3 hours to complete. For more information about the NCSR, visit: <https://www.cisecurity.org/ms-isac/services/ncsr/>.

Overall Certification

Each applicant agency must certify to the specific requirements detailed above as well as to comply with all requirements within the PSO Funding Announcement, the *Guide to Grants*, the *Grantee Conditions and Responsibilities*, any authorizing or applicable state and federal statutes and regulations to be eligible for this program.

X I certify to all of the application content and requirements.

Briefly summarize the project, including proposed activities and intended impact.

This project is to develop and implement a Homeland Security Exercise and Evaluation Program (HSEEP) complaint functional exercise involving a domestic terrorism threat impacting the El Paso region. Functional exercise activities will be intelligence focused to include open source analysis of misinformation campaigns, targeted violence and threats to life, including tips/leads, and online/social media-based threats; sharing and leveraging intelligence and information, including open-source analysis; and execution and management of threat assessment programs to identify, evaluate, and analyze indicators and behaviors indicative of domestic violent extremists in a given exercise scenario. Participants will include intelligence analysts, law enforcement partners, and emergency managers from local, state, and federal agencies to include member agencies of the Joint Terrorism Task Force. Exercise will focus on enhancing operational coordination, intelligence and information sharing, investigations and analysis, and interdiction and disruption core capabilities.

Problem Statement :

Provide a detailed account of the issues, threats or hazards that your project will target. For federal Homeland Security Grants, include specific references to the regional or state *Threat and Hazard Identification and Risk Assessment (THIRA)*, as applicable.

On August 3, 2019, El Paso suffered a domestic terror attack killing 23 individuals and injuring 25 more. The perpetrator of this heinous act was motivated by the mass migration events of 2019 as described in shooter's manifesto. Similarly, El Paso has experienced continued mass migration events in 2022 and 2023 with an increased risk of a domestic terror attacks from potential malicious bad actors nationwide. This is exacerbated by frequent national media exposure, polarizing rhetoric on social media and other social media platforms furthering homeland security concerns and protective actions for jurisdictions along the entire southwest border. This project will enhance intelligence and information capabilities to combat domestic violent extremism and help the region prevent, respond and recover from a domestic terrorist attack along the border region.

Existing Capability Levels :

Describe the existing capability levels, including resources that are currently in place to support this project prior to the use of grant funds.

Operational Coordination Within 1 hour of a potential or actual incident, establish and maintain a unified and coordinated operational structure and process across 1 jurisdiction affected and with 100 partner organizations involved in incident management. Maintain for 30 day(s). Intelligence and Information Sharing Within 10 mins. of the identification or notification of a credible threat, identify/analyze local context of the threat for the respective area of responsibility, and facilitate the sharing of threat information with 100 priority intelligence stakeholder agencies/entities in accordance with the intelligence cycle, and all dissemination protocols. Interdiction and Disruption Within 10 mins. of the identification or notification of a credible threat, conduct outreach to the fusion center and Joint Terrorism Task Force (JTTF) in the community and identify 100 personnel assigned to support follow up interdiction and disruption activities that may be undertaken against identified suspects and/or contraband. Screening, Search, and Detection Within 1 hour of notice of a credible threat, conduct screening, search, and detection operations for 2,000 people requiring screening, including 81 people with access and functional needs (requiring screening). The City of El Paso through the El Paso Police Department manages its Fusion Center serving as the focal point for the receipt, analysis, gathering and sharing of threat-related information between State, Local, Tribal and Territorial (SLTT), federal and private sector partners. The El Paso FBI's Joint Terrorism Task Force focuses on terrorism and other criminal matters related to various aspects of the counterterrorism mission and is made up of local, state and federal law enforcement partners. Both of these agencies contribute to the core capabilities of Operational Coordination, Intelligence and Information Sharing, Screening, Search and Detection, and Interdiction and Disruption.

Capability Gaps:

Describe the capability gaps which will be addressed by the project. For federal Homeland Security Grants, include specific references to the regional or statewide State Preparedness Report (SPR).

Operational Coordination Training - Multiagency and county trainings needed. THIRA and SPR. Multiagency training to include rural areas with El Paso EOC. ICS training at the rural areas with all stake holders. Example fires, freeze, and terrorism exercises at the rural areas to include drone capabilities. (SPR 2023, p. 18) Exercises - Need to increase the severity of scenarios in exercises to include more disciplines such as forensics, finance, and behind the scenes staff who are critical in responding to an emergency/disaster; Need more stakeholder participation in all regional exercises involving operational coordination and ICS to increase regional and coordinated responses for interdiction and disruption. (SPR 2023, p. 18) Intelligence and Information Sharing Planning - Train EPPD staff on Intel gathering and info sharing (2023 SPR, p. 23). Organization - Lack of participation from WATCH officers in tabletop exercises throughout the region. Participation in all regional exercises involving operational coordination and ICS to increase regional coordinated responses (2023 SPR, p. 23). Equipment- Need for El Paso Region Fusion Center to be more involved in rural incidents; Need for the Tri-County area to create and serve as a focal point within the RCGOG region for the receipt, analyze, and share threat-related information between federal, state, local, and regional law enforcement partners (2023 SPR, p.

23). Training- Establishment of Intelligence protocols and procedures throughout the region is needed (2023 SPR, p. 23). Screening, Search, and Detection: Planning - Need for Identifying and locating threats or hazards by conducting full scale exercises and conducting risk assessment activities such as surveillance and search procedures (2023 SPR, p. 29). Training - Need for training regional first responders in screening, search, and detection protocols (2023 SPR, p. 30). Exercises -Need for more operational coordination and ICS scenarios in all regional exercises to increase regional coordinated responses (2023 SPR, p. 30). Interdiction and Disruption Planning - A regional team of multijurisdictional personnel to conduct risk assessments, investigate and follow-up on any possible threats needs to be created 2023 SPR, p. 26) Training - Need for training regional first responders and mutual aid partners in the established plans and SOPs as related to interdiction and disruption protocols and activities; Need for training of new personnel and recertification of existing personnel (2023 SPR, p. 27). Exercises - Exercise of the established interdiction and disruption protocols with regional jurisdictions is needed Need more stakeholder participation in all regional exercises involving operational. coordination and ICS to increase regional coordinated responses (2023 SPR, p. 27).

Impact Statement :

Describe the project goals/objectives and how this project will maintain capabilities or reduce capability gaps. The goal of this project is to enhance homeland security, intelligence, and law enforcement agencies to enhance the RGCOC and El Paso region's ability to combat Domestic Violent Extremism through a functional exercise. The objectives of the project will reduce core capability gaps in operational coordination, intelligence and information sharing, interdiction and disruption and screening, search and detection core through a carefully designed intelligence driven functional exercise following the HSEEP planning process. Through these exercise goals and objectives, the region will directly address these capability gaps, within these core capabilities, against a domestic terrorism attack scenario and provide an evaluation of the exercise outcomes and lessons learned that can be applied to future incidents.

Homeland Security Priority Actions:

Identify the Texas Homeland Security Priority Action most closely aligned with this project. Each Priority Action is linked with an *Objective from the Texas Homeland Security Strategic Plan (HSSP)*. List the Priority Action by number and text (e.g. 1.2.3 Expand and enhance the network of human sources that can provide detailed and relevant information on known or suspected terrorist and criminal enterprises.)

1.1 Expand and enhance the statewide intelligence capability that reduces the threat of terrorism and criminal enterprises, with an emphasis on proactive intelligence. 1.1.1-Enhance intelligence coordination and collaboration across the state's network of intelligence nodes and with federal partner organizations, to include development of common processes and standards for recognized. fusion centers. 1.1.2-At the state and local levels, ensure close integration of intelligence analysis into all homeland security operations, to include use of technical situational awareness platforms. 1.1.3-Enhance the state's capacity to identify, assess, monitor, and disrupt potential domestic terrorism and other mass casualty threats, particularly those that could impact special events, soft targets, and crowded places. 1.1.4-Continue development of multi-agency teams at the regional and local levels focused on recognizing indicators of potential radicalization to violence and implementing early intervention strategies. 1.1.5-Expand and enhance the state's capacity to receive, analyze, and share actionable intelligence on potential cybersecurity threats with federal, state, local, and private sector partners. 1.1.6-Expand and enhance law enforcement intelligence and crime analysis training delivered to all law enforcement agencies in the state through development of common training standards, programs, and certification processes. 4.9 Conduct exercises across the state that include tribal, regional, and local entities and support the National Exercise Program (NEP) Principals' Objectives. 4.9.1- Use exercises throughout the state to assess and strengthen preparedness and resiliency within each region, and ensure lessons from exercises inform future planning and training efforts. 4.9.2 - Use Homeland Security Exercise and Evaluation Program (HSEEP) guidelines to develop, conduct, and evaluate all exercises in Texas, ensuring alignment with applicable National Principals' Objectives. 4.9.3 - In coordination with partner agencies at all levels, annually develop and conduct a minimum of one major statewide exercise and support a minimum of one exercise in each region of the state, with an emphasis on addressing lifeline response functions. 4.9.4 - Enhance processes for the review and analysis of exercise and real world incident After Action Reports and sharing of best practices and lessons learned across jurisdictions to facilitate continuous improvement.

Target Group :

Identify the target group and population expected to benefit from this project.

Target groups include regional Fusion Centers, Joint Terrorism Task Force members to include local, state, and federal law enforcement, emergency management and intelligence agencies in El Paso County and participating counties from the Rio Grande Council of Governments. Regional population is expected to surpass 900,000 based on 2020 census estimates.

Long-Term Approach:

Describe how the applicant agency will maintain the capabilities supported by this project without additional

federal or state funds. If sustainment is dependent upon federal or state grants, describe the ongoing need for future grants, as applicable.

Capabilities will be maintained through lessons learned and incorporated into participating agency's individual budgetary goals. As future gaps are identified through this functional exercise, agencies can apply for future grant funding to help sustain or maintain those respective areas.

Project Activities Information

HSGP Instructions for Project Activity Selection

Homeland Security Grant Program (HSGP) applicants should only select one project activity. The eGrants system will allow multiple selections, but each HSGP subrecipient project must fit into one and only one of the Investment Categories that are listed as project activities under the "Activity List".

Selected Project Activities:

ACTIVITY	PERCENTAGE:	DESCRIPTION
Combating Domestic Violent Extremism	100.00	This project assists with sustaining and improving the El Paso Office of Emergency Management’s and regional partners ability to prevent, respond and recover from incidents as a result of terrorism. This project is to develop and implement a Homeland Security Exercise and Evaluation Program (HSEEP) complaint functional exercise involving a domestic terrorism threat impacting the El Paso region. Functional exercise activities will include open source analysis of misinformation campaigns, targeted violence and threats to life, including tips/leads, and online/social media-based threats; sharing and leveraging intelligence and information, including open-source analysis; and execution and management of threat assessment programs to identify, evaluate, and analyze indicators and behaviors indicative of domestic violent extremists in a given exercise scenario. Participants will include intelligence analysts, law enforcement partners, and emergency managers from local, state, and federal agencies to include member agencies of the Joint Terrorism Task Force and RGCOG participating counties. Exercise will focus on the enhancing core capabilities of Operational Coordination, Intelligence and Information Sharing, Screening, Search and Detection, and Interdiction and Disruption.

Measures Information

Objective Output Measures

OUTPUT MEASURE	TARGET LEVEL
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Objective Outcome Measures

OUTCOME MEASURE	TARGET LEVEL
-----------------	--------------

Custom Output Measures

CUSTOM OUTPUT MEASURE	TARGET LEVEL

Custom Outcome Measures

CUSTOM OUTCOME MEASURE	TARGET LEVEL

Resolution from Governing Body

Applications from nonprofit corporations, local units of governments, and other political subdivisions must include a [resolution](#) that contains the following:

1. Authorization by your governing body for the submission of the application to the Public Safety Office (PSO) that clearly identifies the name of the project for which funding is requested;
2. A commitment to provide all applicable matching funds;
3. A designation of the name and/or title of an authorized official who is given the authority to apply for, accept, reject, alter, or terminate a grant (Note: If a name is provided, you must update the PSO should the official change during the grant period.); and
4. A written assurance that, in the event of loss or misuse of grant funds, the governing body will return all funds to PSO.

Upon approval from your agency's governing body, upload the [approved](#) resolution to eGrants by going to the **Upload.Files** tab and following the instructions on Uploading eGrants Files.

Contract Compliance

Will PSO grant funds be used to support any contracts for professional services?

Select the appropriate response:

☐ Yes
☒ No

For applicant agencies that selected **Yes** above, describe how you will monitor the activities of the sub-contractor(s) for compliance with the contract provisions (including equipment purchases), deliverables, and all applicable statutes, rules, regulations, and guidelines governing this project.

Enter a description for monitoring contract compliance:

Lobbying

For applicant agencies requesting grant funds in excess of \$100,000, have any federally appropriated funds been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant loan, or cooperative agreement?

Select the appropriate response:

☐ Yes
☒ No
☐ N/A

For applicant agencies that selected either **No** or **N/A** above, have any non-federal funds been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress in connection with this federal contract, loan, or cooperative agreement?

☐ Yes
☒ No
☐ N/A

Fiscal Year

Provide the begin and end date for the applicant agency's fiscal year (e.g., 09/01/20xx to 08/31/20xx).

Enter the Begin Date [mm/dd/yyyy]:

9/1/2024

Enter the End Date [mm/dd/yyyy]:

8/31/2024

Sources of Financial Support

Each applicant must provide the amount of grant funds expended during the most recently completed fiscal year for the following sources:

Enter the amount (in Whole Dollars \$) of Federal Grant Funds expended:

138112377

Enter the amount (in Whole Dollars \$) of State Grant Funds expended:

11745669

Single Audit

Applicants who expend less than \$750,000 in federal grant funding or less than \$750,000 in state grant funding are exempt from the Single Audit Act and cannot charge audit costs to a PSO grant. However, PSO may require a limited scope audit as defined in 2 CFR Part 200, Subpart F - Audit Requirements.

Has the applicant agency expended federal grant funding of \$750,000 or more, or state grant funding of \$750,000 or more during the most recently completed fiscal year?

Select the appropriate response:

☒ Yes
☐ No

Applicant agencies that selected **Yes** above, provide the date of your organization's last annual single audit, performed by an independent auditor in accordance with the State of Texas Single Audit Circular; or CFR Part 200, Subpart F - Audit Requirements.

Enter the date of your last annual single audit:

8/31/2023

Debarment

Each applicant agency will certify that it and its principals (as defined in 2 CFR Part 180.995):

- Are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of Federal benefits by a State or Federal Court, or voluntarily excluded from participation in this transaction by any federal department or agency;
- Have not within a three-year period preceding this application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (federal, state, or local) transaction or contract under a public transaction; violation of federal or state antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property; or
- Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state, or local) with commission of any of the offenses enumerated in the above bullet; and have not within a three-year period preceding this application had one or more public transactions (federal, state, or local) terminated for cause or default.

Select the appropriate response:

☒ I Certify
☐ Unable to Certify

Enter the debarment justification:

FFATA Certification

Certification of Recipient Highly Compensated Officers – The Federal Funding Accountability and Transparency Act (FFATA) requires Prime Recipients (HSGD) to report the names and total compensation of each of the five most highly compensated officers (a.k.a. positions) of each sub recipient organization for the most recently completed fiscal year preceding the year in which the grant is awarded if the subrecipient answers **YES** to the **FIRST** statement but **NO** to the **SECOND** statement listed below.

In the sub recipient's preceding completed fiscal year, did the sub recipient receive: (1) 80 percent or more of its annual gross revenue from Federal contracts (and subcontracts), loans, grants (and subgrants) and cooperative agreements; AND (2) \$25,000,000 or more in annual gross revenue from Federal contracts (and subcontracts), loans, grants (and subgrants) and cooperative agreements?

☐ Yes
☒ No

Does the public have access to information about the compensation of the senior executives through periodic reports filed under Section 13(a) or 15(d) of the Securities Exchange Act of 1934 (15 U.S.C. 78m(a), 78o(d)) or Section 6104 of the Internal Revenue Code of 1986?

☐ Yes
☒ No

If you answered **YES** to the **FIRST** statement and **NO** to the **SECOND** statement, please provide the name and total compensation amount of each of the five most highly compensated officers (a.k.a. positions) within your agency for the current calendar year. If you answered NO to the first statement you are NOT required to provide the name and compensation amounts. NOTE: "Total compensation" means the complete pay package of each of the sub recipient's compensated officers, including all forms of money, benefits, services, and in-kind payments (see SEC Regulations: 17 CCR 229.402).

Position 1 - Name:

Position 1 - Total Compensation (\$):
0

Position 2 - Name:

Position 2 - Total Compensation (\$):
0

Position 3 - Name:

Position 3 - Total Compensation (\$):
0

Position 4 - Name:

Position 4 - Total Compensation (\$):
0

Position 5 - Name:

Position 5 - Total Compensation (\$):
0

Homeland Security Information

FUND SOURCE INFORMATION AND REQUIREMENTS

DHS Project Type: Establish/enhance emergency operations center

Capabilities

Core Capability: Intelligence and Information Sharing

Identify if this investment focuses on building new capabilities or sustaining existing capabilities. :

New Capabilities (Build)

Are the assets or activities Deployable or Shareable: Shareable

___ Check if this Investment requires new construction or renovation, retrofitting, or modification of existing structures

___ Check if these funds will support a project that was previously funded with HSGP funding

Project Management Step Involved:

Check the step that most closely resembles the phase of the project activities to be completed during the grant period.

Step: Plan

Description: The purpose of establishing, at an early date, the parameters of the project that is going to be worked on as well as to try to delineate any specifics and/or any peculiarities to the project as a whole and/or any specific phases of the project.

Process: Involves working out and extending the theoretical, practical, and/or useful application of an idea, concept, or preliminary design. This also involves a plan for moving a project concept to a viable project.

Milestones

Milestone: Procurement solicitation ; **Completion Date:** 10-15-2024

Milestone: Award solicitation; **Completion Date:** 02-14-2025

Milestone: Begin exercise Planning.; **Completion Date:** 03-01-2025

Milestone: Complete Exercise Planning; **Completion Date:** 06-01-2025

Milestone: Exercise delivered; **Completion Date:** 06-15-2025

Milestone: After Action Review Conducted; **Completion Date:** 07-01-2025

Milestone: After Action Report Completed and Improvement Plan; **Completion Date:** 08-01-2025

NIMS Resources

___ Check if this project supports a NIMS typed resource

Enter the name of the typed resources from the Resource Type Library Tool:

Enter the ID of the typed resources from the Resource Type Library Tool:

Fiscal Capability Information

Section 1: Organizational Information

*** FOR PROFIT CORPORATIONS ONLY ***

Enter the following values in order to submit the application

Enter the Year in which the Corporation was Founded: 0

Enter the Date that the IRS Letter Granted 501(c)(3) Tax Exemption Status: 01/01/1900

Enter the Employer Identification Number Assigned by the IRS: 0

Enter the Charter Number assigned by the Texas Secretary of State: 0

Enter the Year in which the Corporation was Founded:

Enter the Date that the IRS Letter Granted 501(c)(3) Tax Exemption Status:

Enter the Employer Identification Number Assigned by the IRS:

Enter the Charter Number assigned by the Texas Secretary of State:

Section 2: Accounting System

The grantee organization must incorporate an accounting system that will track direct and indirect costs for the organization (general ledger) as well as direct and indirect costs by project (project ledger). The grantee must establish a time and effort system to track personnel costs by project. This should be reported on an hourly basis, or in increments of an hour.

Is there a list of your organization's accounts identified by a specific number (i.e., a general ledger of accounts)?

Select the appropriate response:

- ☐ Yes
- ☐ No

Does the accounting system include a project ledger to record expenditures for each Program by required budget cost categories?

Select the appropriate response:

- ☐ Yes
- ☐ No

Is there a timekeeping system that allows for grant personnel to identify activity and requires signatures by the employee and his or her supervisor?

Select the appropriate response:

- ☐ Yes
- ☐ No

If you answered 'No' to any question above in the Accounting System section, in the space provided below explain what action will be taken to ensure accountability.

Enter your explanation:

Section 3: Financial Capability

Grant agencies should prepare annual financial statements. At a minimum, current internal balance sheet and income statements are required. A balance sheet is a statement of financial position for a grant agency disclosing assets, liabilities, and retained earnings at a given point in time. An income statement is a summary of revenue and expenses for a grant agency during a fiscal year.

Has the grant agency undergone an independent audit?

Select the appropriate response:

- ☐ Yes
- ☐ No

Does the organization prepare financial statements at least annually?

Select the appropriate response:

- ☐ Yes
- ☐ No

According to the organization's most recent Audit or Balance Sheet, are the current total assets greater than the liabilities?

Select the appropriate response:

- ☐ Yes
- ☐ No

If you selected 'No' to any question above under the Financial Capability section, in the space provided below explain what action will be taken to ensure accountability.

Enter your explanation:

Section 4: Budgetary Controls

Grant agencies should establish a system to track expenditures against budget and / or funded amounts. Are there budgetary controls in effect (e.g., comparison of budget with actual expenditures on a monthly basis) to include drawing down grant funds in excess of:

a) Total funds authorized on the Statement of Grant Award?

- ☐ Yes
- ☐ No

b) Total funds available for any budget category as stipulated on the Statement of Grant Award?

☐ Yes

☐ No

If you selected 'No' to any question above under the Budgetary Controls section, in the space provided below please explain what action will be taken to ensure accountability.

Enter your explanation:

Section 5: Internal Controls

Grant agencies must safeguard cash receipts, disbursements, and ensure a segregation of duties exist. For example, one person should not have authorization to sign checks and make deposits.

Are accounting entries supported by appropriate documentation (e.g., purchase orders, vouchers, receipts, invoices)?

Select the appropriate response:

☐ Yes

☐ No

Is there separation of responsibility in the receipt, payment, and recording of costs?

Select the appropriate response:

☐ Yes

☐ No

If you selected 'No' to any question above under the Internal Controls section, in the space provided below please explain what action will be taken to ensure accountability.

Enter your explanation:

Budget Details Information

Budget Information by Budget Line Item:

CATEGORY	SUB CATEGORY	DESCRIPTION	OOG	CASH MATCH	IN-KIND MATCH	GPI	TOTAL	UNIT/%
Contractual and Professional Services	Consultant (Exercises)	Contractual-Vendor for Functional exercise.	\$175,000.00	\$0.00	\$0.00	\$0.00	\$175,000.00	0

Source of Match Information

Detail Source of Match/GPI:

DESCRIPTION	MATCH TYPE	AMOUNT
-------------	------------	--------

Summary Source of Match/GPI:

Total Report	Cash Match	In Kind	GPI Federal Share	GPI State Share
\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

Budget Summary Information

Budget Summary Information by Budget Category:

CATEGORY	OOG	CASH MATCH	IN-KIND MATCH	GPI	TOTAL
Contractual and Professional Services	\$175,000.00	\$0.00	\$0.00	\$0.00	\$175,000.00

Budget Grand Total Information:

OOG	CASH MATCH	IN-KIND MATCH	GPI	TOTAL
\$175,000.00	\$0.00	\$0.00	\$0.00	\$175,000.00

Condition Of Fundings Information

Condition of Funding / Project Requirement	Date Created	Date Met	Hold Funds	Hold Line Item Funds
--	--------------	----------	------------	----------------------

You are logged in as **User Name:** dieterkd

Declined ☐Denied ☐Awarded ☐

PSGrant# _____

GRANT INFORMATION FORM (GIF)**Complete either side A or if awarded, complete side B in this same form**

This form is to be used to provide information to the Grants Administration Division (GAD) for grant applications, grant awards, and/or grant contract amendments. After completing either side, please forward to the GAD Office at Grants-1@elpasotexas.gov. Once a grant has been awarded and a contract/agreement needs to be processed, please complete SIDE B and forward to GAD, we will submit for Legal Review and further processing. Please use the same GIF to complete Part A & Part B so it is all kept on the same sheet.

Department El Paso Fire Department**DUNS**-058873019/UEI-KLZGKXNFVTL4

A. GRANT APPLICATION	B. CONTRACT/AGREEMENT/AMENDMENTS
A1. Department Programmatic Contact Person Name: Daniel P Roy Title: Deputy EMC Phone No.: (915) 838-3271 Email: RoyDP@elpasotexas.gov	B1. Department Financial Grant Contact Person Name: _____ Title: _____ Phone No.: _____ Email: _____
A2. Grant Data Funding Agency: Homeland Security Grant Program Grant Name: Combating Domestic Violent Extremism - Functional Exercise CFDA/ALN: 97.067 N/A <input type="checkbox"/> Application Due Date: February 8, 2024 @ 5pm CST Requires Signature or Review from: Mayor <input checked="" type="checkbox"/> City Manager <input checked="" type="checkbox"/> Legal Review <input checked="" type="checkbox"/>	B2. Grant Data Funding Agency: _____ Grant Name: _____ Program Name: _____ Agency Contract No.: _____ Grant Type: Please Select Pass through Agency: _____ Grant Start & End Date: Month Day Year - Month Day Year New, Continuation, or Amendment: Please Select
A3. Financial Data Amount of Grant Funding Request: \$ 175,000.00 Amount of Matching Funds Requested: \$ 0.00 Amount of In-Kind Funds and/or Additional City Contributions: \$ 0.00 Total Amount Requested: \$ 175,000.00	B3. Financial Data Post-Award Amount: \$ _____ (As indicated in the grant contract/agreement) Actual Amount of Cash Match: \$ _____ Actual Amount of In-Kind: \$ _____ Total Award for Project/Program: \$ 0.00
A4. Grant Classification <input checked="" type="checkbox"/> Competitive (award based on competition) <input type="checkbox"/> Entitlement (a set of funds determined under a formula) <input type="checkbox"/> Continuation (ongoing funding)	B4. <input type="checkbox"/> CM Signature required <input type="checkbox"/> Mayor Signature required <input type="checkbox"/> City Council approval required
A5. City Match Certification Has City Match been certified by the Department Director? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> N/A <input type="checkbox"/> Does this grant allow for operating/administrative costs? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> % <input type="checkbox"/> Amount \$ _____ How is the match amount determined? <input type="checkbox"/> Fixed Amount: \$ _____ <input type="checkbox"/> Percentage of Project Cost: _____ % <input type="checkbox"/> Other (Please explain): _____ For this fiscal year, how much of the local cash amount is already in the department's budget: \$ _____ Not budgeted: \$ _____ Proposed source of match: _____	B5. Grant Accounting String: _____ City Match Accounting String: _____ Comments: OOG: Solicitation - SHSP Competitive NPA

Brief Description of Grant:

FY24 El Paso Combatting Domestic Violent Extremism - This project is to develop and implement a Homeland Security Exercise and Evaluation Program (HSEEP) complaint functional exercise involving a domestic terrorism threat impacting the El Paso region. Functional exercise activities will be intelligence focused to include open source analysis of misinformation campaigns, targeted violence and threats to life, including tips/leads, and online/social media-based threats; sharing and leveraging intelligence and information, including open-source analysis; and execution and management of threat assessment programs to identify, evaluate, and analyze indicators and behaviors indicative of domestic violent extremists in a given exercise scenario.

REQUIRED SIGNATURES

1.
Department Director Signature _____ Date 1/11/2024
Printed Name of Department Director
Jonathan Killings, Fire Chief
2.
Grants Administration Division _____ Date 01/16/2024
3.
Legal Review _____ Date 01/16/2024

1. _____
Department Director Signature _____ Date _____
Printed Name of Department Director
2. _____
Grants Administration Division _____ Date _____
3. _____
Legal Review _____ Date _____



Legislation Text

File #: 24-138, Version: 2

CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

District 6

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

Planning and Inspections, Andrew Salloum, (915) 212-1603

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

A Resolution approving a detailed site development plan for 229.7950 acres (10,009,868 square foot) Tract of land situated in the Ysleta Town Tract Survey, Abstract No. 214, City of El Paso, El Paso County, Texas, pursuant to Section 20.04.150. The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

The proposed detailed site development plan meets the intent of the Future Land Use designation for the property and is in accordance with Plan El Paso, the City's Comprehensive Plan.

Subject Property: 9641 North Loop Dr. and 215 Sofia Pl.

Applicant: Ivey Investments, LTD, PZDS23-00032

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

CONSENT AGENDA DATE: January 30, 2024

CONTACT PERSON(S) NAME AND PHONE NUMBER: Philip F. Etiwe, (915) 212-1553
Andrew Salloum, (915) 212-1603

DISTRICT(S) AFFECTED: District 6

STRATEGIC GOAL: #3 Promote the Visual Image of El Paso

SUBGOAL: 3.2 Set one standard for infrastructure across the city

SUBJECT:

A Resolution approving a detailed site development plan for 229.7950 acre (10,009,868 square foot) Tract of land situated in the Ysleta Town Tract Survey, Abstract No. 214, City of El Paso, El Paso County, Texas, pursuant to Section 20.04.150. The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

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Subject Property: 9641 North Loop Dr. and 215 Sofia Pl.

Applicant: Ivey Investments, LTD, PZDS23-00032

BACKGROUND / DISCUSSION:

The applicant is requesting approval of a Detailed Site Development Plan as required per Ordinance No. 19218, dated August 17, 2021, which requires City Plan Commission and City Council approval for development of general warehouses on the subject property. City Plan Commission recommended 7-0 to approve the proposed detailed site development plan on December 14, 2023. As of January 11, 2024, the Planning Division has not received any communication in support or opposition to the detailed site development plan request. See attached staff report for additional information.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? X YES ___ NO

PRIMARY DEPARTMENT: Planning & Inspections, Planning Division

SECONDARY DEPARTMENT: N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:

Philip Etiwe

RESOLUTION

A RESOLUTION APPROVING A DETAILED SITE DEVELOPMENT PLAN FOR 229.7950 ACRE (10,009,868 SQUARE FOOT) TRACT OF LAND SITUATED IN THE YSLETA TOWN TRACT SURVEY, ABSTRACT NO. 214, CITY OF EL PASO, EL PASO COUNTY, TEXAS, PURSUANT TO SECTION 20.04.150. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.

WHEREAS, Ivey Investments, LTD., (the "Owner") has applied for approval of a detailed site development plan which requires City Plan Commission and City Council approval as per Section 20.04.150. The detailed site development plan is subject to the development standards in the C-4/SC/C (COMMERCIAL/SPECIAL CONTRACT/CONDITIONS) District regulations and subject to the approved Detailed Site Development Plan signed by the Applicant, the City Manager and the Executive Secretary to the City Plan Commission. A copy of this plan is attached hereto as **Exhibit "B"** and is incorporated herein by reference for all purposes; and,

WHEREAS, a report was made by the staff to the City Plan Commission and a public hearing was held regarding such application;

WHEREAS, the City Plan Commission has approved and herein recommends Council approval of the subject detailed site development plan; and

WHEREAS, the City Council finds that the detailed site development plan meets all applicable requirements of the El Paso City Code:

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

1. Pursuant to requirements, the City Council hereby approves the detailed site development plan submitted by the Applicant, to **permit industrials/warehouses** as required under the **C-4/sc/c (Commercial/special contract/conditions)** District as per Section **20.04.150**, on the following described property which is located in a **C-4/sc/c (Commercial/special contract/conditions)** District:

229.7950-acre (10,009,868 square foot) tract of land situated in the Ysleta Town Tract Survey, Abstract No. 214, City of El Paso, El Paso County, Texas, more particularly described by the metes and bounds attached as Exhibit "A".
2. A copy of the approved detailed site development plan, signed by the Applicant, the City Manager and the Secretary of the City Plan Commission, is attached hereto, as **Exhibit "B"** and incorporated herein by reference.
3. All construction and development on the property shall be done in accordance with the approved detailed site development plan and the development standards applicable in the **C-4/sc/c (Commercial/special contract/conditions)** District regulations.

4. The Applicant shall sign an agreement to develop the property and to perform all construction thereon in accordance with the approved detailed site development plan and the standards applicable in the **C-4/sc/c (Commercial/special contract/conditions)** District. Such agreement shall be signed and filed with the Zoning Administrator and the Executive Secretary of the City Plan Commission before building permits are issued.
5. This approval shall be void if construction on the property is not started in accordance with the approved detailed site development plan within four (4) years from the date hereof.

APPROVED this _____ day of _____, 2024.

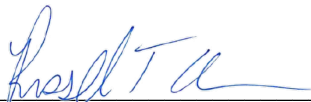
THE CITY OF EL PASO

Oscar Leeser
Mayor

ATTEST:

Laura D. Prine
City Clerk

APPROVED AS TO FORM:



Russell T. Abeln
Senior Assistant City Attorney

APPROVED AS TO CONTENT:



Philip F. Etiwe, Director
Planning & Inspections Department

(Agreement on following page)

DEVELOPMENT AGREEMENT

By execution hereof, Ivey Investments, LTD, ("Owner"), identified in the Resolution to which this Development Agreement is attached, hereby covenant and agree, to develop the above-described property in accordance with the approved Detailed Site Development Plan, and in accordance with the standards applicable to the **C-4/sc/c (Commercial/special contract/conditions)** District located within the City of El Paso.

EXECUTED this 5th day of January, 2024.

IVEY INVESTMENTS, LTD.

By: Ben L. Ivey

ACKNOWLEDGMENT

THE STATE OF TEXAS)

COUNTY OF EL PASO)

This instrument is acknowledged before me on this 5th day of January, 2024, by Ben L. Ivey, in his legal capacity on behalf of Ivey Investments, LTD.

Maggielyn Marie Paul
Notary Public, State of Texas

My Commission Expires:

March 22, 2026

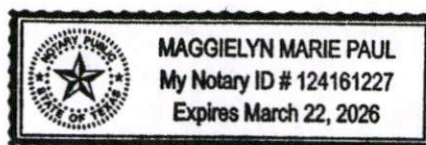


EXHIBIT “A”
Metes and Bounds

LEGAL DESCRIPTION**229.7950 ACRE ZONING AREA**

BEING a 229.7950 acre (10,009,868 square foot) tract of land situated in the Ysleta Town Tract Survey, Abstract No. 214, City of El Paso, El Paso, County, Texas; said tract being part of Lots 1 & 2, Block 2, A & M Addition, an addition to the City of El Paso according to the plat recorded in Volume 45, Page 10 of the Official Public Records of El Paso County, Texas; said tract being part of that tract of land described in Assumption Special Warranty Deed to Ben L. Ivey, Ltd. recorded in Instrument No. 20020012761 of said Official Public Records; said tract also being all of that tract of land described in Assumption Special Warranty Deed to Ben L. Ivey, Ltd. recorded in Instrument No. 20020012760 of said Official Public Records; said tract also being part of Parcel 1 and all of Parcel 2 described in Deed of Trust recorded in Instrument No. 20190062708 of said Official Public Records; said tract being more particularly described as follows:

COMMENCING at a 5/8-inch iron rod found at the intersection of the east right-of-way line of Americas Avenue (Loop 375) (a 370-foot wide right-of-way) and the north line of Mesa Drain recorded in Volume 317, Page 477 of said Official Public Records; said point also being the west corner of that tract of land described in Warranty Deed to Ben L. Ivey, Ltd. recorded in Instrument No. 20120046828 of said Official Public Records;

THENCE South 37°12'57" East, departing the said east line of Americas Avenue and along the north line of Mesa Drain, a distance of 379.60 feet to the **POINT OF BEGINNING**; from said point a brass disk stamped "CoEP" found bears South 16°48'26" West, a distance of 535.26 feet;

THENCE North 41°14'16" East, departing the said north line of Mesa Drain, a distance of 2990.68 feet to a point for corner;

THENCE South 48°46'05" East, a distance of 542.74 feet to a 1/2-inch iron rod found for corner;

THENCE North 69°31'53" East, a distance of 35.50 feet to a point for corner;

THENCE South 39°10'54" East, a distance of 2425.70 feet to a point for corner;

THENCE South 20°12'12" East, a distance of 10.24 feet to a point for corner;

THENCE South 42°39'53" East, a distance of 283.70 feet to a point for corner;

THENCE South 78°39'25" East, a distance of 64.10 feet to a point for corner;

THENCE South 40°48'35" West, a distance of 1006.06 feet to a point at the beginning of a non-tangent curve to the right having a central angle of 36°29'50", a radius of 1255.01 feet, a chord bearing and distance of North 51°58'51" West, 785.99 feet;

ZONING EXHIBIT
229.7950 ACRE TRACT
YSLETA TOWN TRACT SURVEY,
ABSTRACT NO. 214
CITY OF EL PASO
EL PASO COUNTY, TEXAS

Kimley»Horn

801 Cherry Street, Unit 11, # 1300
Fort Worth, Texas 76102 FIRM # 10194040

Tel. No. (817) 335-6511
www.kimley-horn.com

Scale	Drawn by	Checked by	Date	Project No.	Sheet No.
N/A	MCB	KHA	2/10/2021	061282625	1 OF 5

THENCE in a northwesterly direction, with said curve to the right, an arc distance of 799.44 feet to a point for corner;

THENCE North 33°43'56" West, a distance of 1190.01 feet to a point for corner;

THENCE South 56°16'04" West, a distance of 120.00 feet to a point for corner;

THENCE South 33°43'56" East, a distance of 1190.01 feet to a point at the beginning of a tangent curve to the left having a central angle of 34°35'09", a radius of 1375.01 feet, a chord bearing and distance of South 51°01'30" East, 817.46 feet;

THENCE in a southeasterly direction, with said curve to the left, an arc distance of 830.01 feet to a point for corner;

THENCE South 40°48'35" West, a distance of 2195.17 feet to a point for corner in the said north line of Mesa Drain;

THENCE North 36°35'12" West, along the said north line of Mesa Drain, a distance of 3050.18 feet to a point for corner in the east right-of-way line of Camino Del Rey Drive (a 56-foot wide right-of-way);

THENCE along the said east line of Camino Del Rey Drive, the following four (4) calls:

North 52°10'59" East, a distance of 95.11 feet to a point for corner;

North 53°19'44" East, a distance of 143.35 feet to a point at the beginning of a tangent curve to the left having a central angle of 12°06'10", a radius of 1378.00 feet, a chord bearing and distance of North 47°16'39" East, 290.54 feet;

In a northeasterly direction, with said curve to the left, an arc distance of 291.08 feet to a point for corner;

North 41°13'34" East, a distance of 518.64 feet to a "v" cut in concrete found for the west corner of Rancho Del Rey Unit One, an addition to the City of El Paso according to the plat recorded in Instrument No. 20130079760 of said Official Public Records;

THENCE South 34°57'39" East, along the southwest line of said Rancho Del Rey Unit One, a distance of 393.84 feet to a 5/8-inch iron rod with "ROE EXGEO LC" cap found for the south corner of said Rancho Del Rey Unit One;

THENCE North 41°13'43" East, along the southeast line of said Rancho Del Rey Unit One, a distance of 544.73 feet to a 5/8-inch iron rod found for the east corner of said Rancho Del Rey Unit One;

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N/A	MCB	KHA	2/10/2021	061282625	2 OF 5

THENCE North 48°46'26" West, along the northeast line of said Rancho Del Rey Unit One, a distance of 438.47 feet to a point for the northwest terminus corner of said Camino Del Rey Drive;

THENCE along the west line of said Camino Del Rey Drive, the following four (4) calls:

South 41°13'34" West, a distance of 969.35 feet to a point at the beginning of a tangent curve to the right having a central angle of 12°06'10", a radius of 1322.00 feet, a chord bearing and distance of South 47°16'39" West, 278.73 feet;

In a southwesterly direction, with said curve to the right, an arc distance of 279.25 feet to a point for corner;

South 53°19'44" West, a distance of 143.35 feet to a point for corner;

THENCE South 54°28'29" West, a distance of 95.03 feet to a point for corner in the said north line of Mesa Drain;

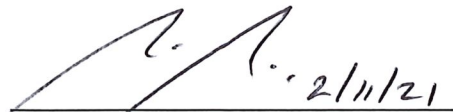
THENCE North 37°12'57" West, along the said north line of Mesa Drain, a distance of 288.78 feet to the **POINT OF BEGINNING** and containing 229.7950 acres or 10,009,868 square feet of land, more or less.

NOTES

Bearing system based on the Texas Coordinate System of 1983(2011 adjustment), Central Zone (4203). A survey plat of even survey date herewith accompanies this metes & bounds description.

The undersigned, Registered Professional Land Surveyor, hereby certifies that the foregoing description accurately sets out the metes and bounds of the zoning tract.

ZONING EXHIBIT
229.7950 ACRE TRACT
YSLETA TOWN TRACT SURVEY,
ABSTRACT NO. 214
CITY OF EL PASO
EL PASO COUNTY, TEXAS


MICHAEL C. BILLINGSLEY
REGISTERED PROFESSIONAL
LAND SURVEYOR NO. 6558
801 CHERRY STREET,
UNIT 11 SUITE 1300
FORT WORTH, TEXAS 76102
PH. 817-335-6511
michael.billingsley@kimley-horn.com

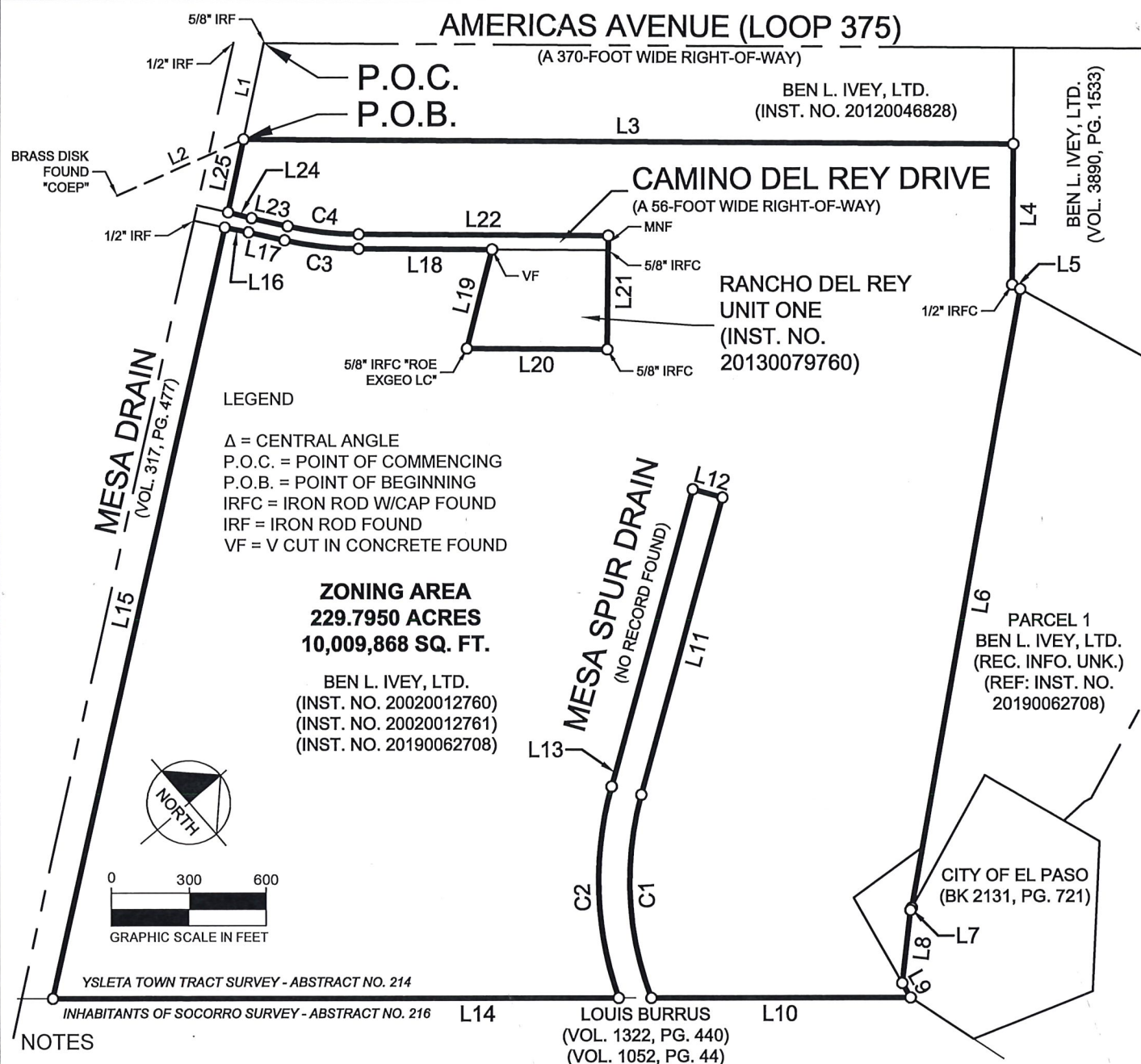


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Scale	Drawn by	Checked by	Date	Project No.	Sheet No.
N/A	MCB	KHA	2/10/2021	061282625	3 OF 5



Bearing system based on the Texas Coordinate System of 1983(2011 adjustment), Central Zone (4203). A metes & bounds description of even survey date herewith accompanies this survey plat.

The undersigned, Registered Professional Land Surveyor, hereby certifies that this plat of survey accurately sets out the metes and bounds of the zoning tract.

2/11/21

MICHAEL C. BILLINGSLEY
REGISTERED PROFESSIONAL
LAND SURVEYOR NO. 6558
801 CHERRY STREET,
UNIT 11 SUITE 1300
FORT WORTH, TEXAS 76102
PH. 817-335-6511
michael.billingsley@kimley-horn.com



ZONING EXHIBIT
229.7950 ACRE TRACT
YSLETA TOWN TRACT SURVEY,
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Scale	Drawn by	Checked by	Date	Project No.	Sheet No.
1" = 600'	MCB	KHA	2/10/2021	061282625	4 OF 5

LINE TABLE		
NO.	BEARING	LENGTH
L1	S37°12'57"E	379.60'
L2	S16°48'26"W	535.26'
L3	N41°14'16"E	2990.68'
L4	S48°46'05"E	542.74'
L5	N69°31'53"E	35.50'
L6	S39°10'54"E	2425.70'
L7	S20°12'12"E	10.24'
L8	S42°39'53"E	283.70'
L9	S78°39'25"E	64.10'
L10	S40°48'35"W	1006.06'
L11	N33°43'56"W	1190.01'
L12	S56°16'04"W	120.00'
L13	S33°43'56"E	1190.01'
L14	S40°48'35"W	2195.17'
L15	N36°35'12"W	3050.18'
L16	N52°10'59"E	95.11'
L17	N53°19'44"E	143.35'
L18	N41°13'34"E	518.64'
L19	S34°57'39"E	393.84'
L20	N41°13'43"E	544.73'
L21	N48°46'26"W	438.47'
L22	S41°13'34"W	969.35'
L23	S53°19'44"W	143.35'
L24	S54°28'29"W	95.03'
L25	N37°12'57"W	288.78'

CURVE TABLE					
NO.	DELTA	RADIUS	LENGTH	CHORD BEARING	CHORD
C1	36°29'50"	1255.01'	799.44'	N51°58'51"W	785.99'
C2	34°35'09"	1375.01'	830.01'	S51°01'30"E	817.46'
C3	12°06'10"	1378.00'	291.08'	N47°16'39"E	290.54'
C4	12°06'10"	1322.00'	279.25'	S47°16'39"W	278.73'

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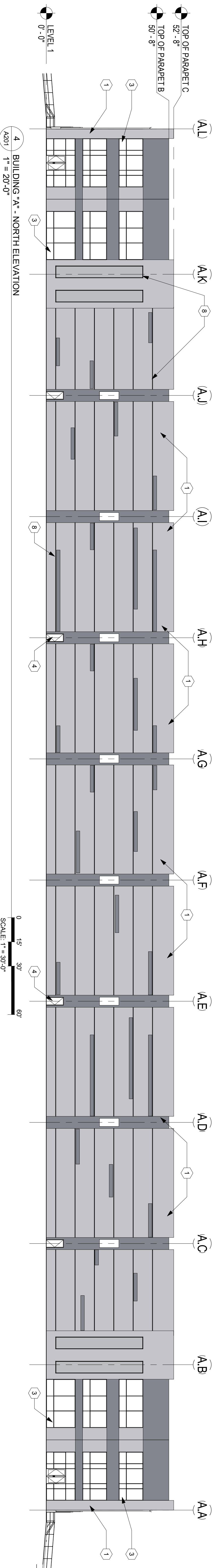
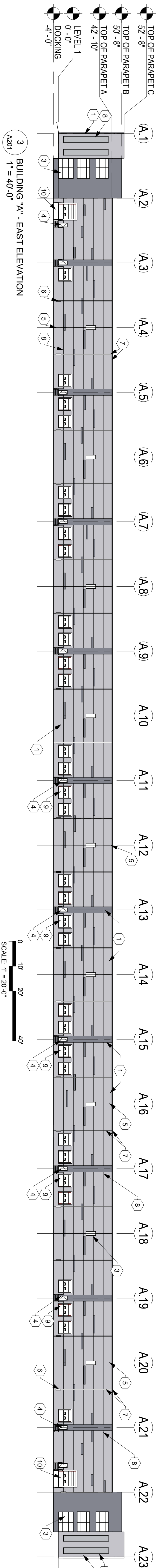
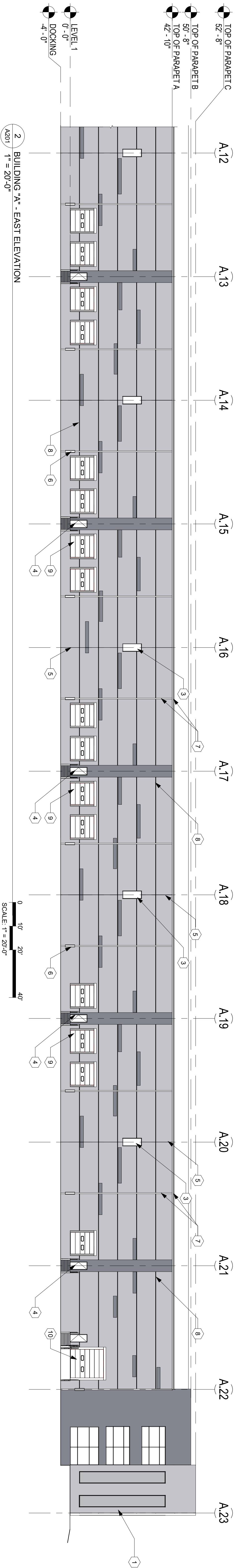
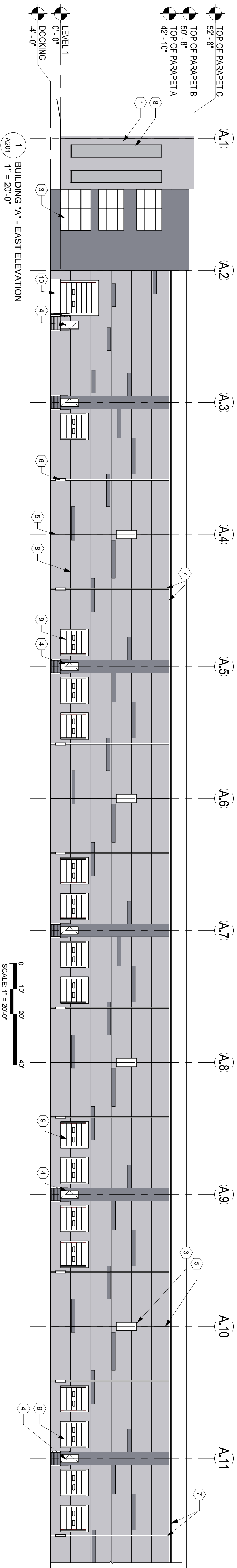
Tel. No. (817) 335-6511
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Scale	Drawn by	Checked by	Date	Project No.	Sheet No.
N/A	MCB	KHA	2/10/2021	061282625	5 OF 5

EXHIBIT “B”
Detailed Site Plan

KEYNOTES-EXTERIOR ELEVATION

- 1 SITE CAST CONCRETE WITH TEXTURED THERMOPLASTIC PAINT
- 2 NOT USED
- 3 ALUMINUM STOREFRONT SCHEDULED
- 4 INSULATED GLAZED UNIT (IGU) AS SCHEDULED
- 5 1/2" PANEL JOINT (TYP)
- 6 PROVIDE 4" TALL L-SHAPED ALUMINUM ANGLE TO PROTECT JOINT 2 FT ABOVE PAVEMENT.
- 7 PRE-FINISHED METAL GUTTER & DOWNSPOUT
- 8 BRICK (TYP)
- 9 8" X 16" MANILA OVERHEAD DOOR AS SCHEDULED
- 10 1/2" X 1/4" MOTOR OPERATED OVERHEAD DOOR AS SCHEDULED



WDG | ARCHITECTS ENGINEERS
14100 SAN PEDRO AVE, SUITE 560
SAN ANTONIO, TX 78232
PHONE (210) 903-0630
FAX (504) 754-5275

THESE PRELIMINARY DRAWINGS INDICATE THE GENERAL SCOPE OF PROJECT AND DESIGN CONCEPT. THEY DO NOT REPRESENT A FINAL PERFORMANCE OF THE FINAL CONTRACT DOCUMENTS AND MAY NOT BE USED FOR CONSTRUCTION WITHOUT THE WRITTEN CONSENT OF WDG ARCHITECTS ENGINEERS, LLC.

DUSTIN TIERNEY/ENR 4/22/22



PHASE 1

RANCHO DEL REY LOGISTICS PARK

EL PASO, TEXAS

THE DESIGN CONCEPTS REPRESENTED IN THIS PROJECT INFORMATION CONTAINED HEREIN IS THE SOLE PROPERTY OF WDG ARCHITECTS ENGINEERS, LLC. NO PART OF THIS PROJECT INFORMATION SHALL BE REPRODUCED OR TRANSMITTED IN ANY FORM OR BY ANY MEANS, ELECTRONIC OR MECHANICAL, INCLUDING PHOTOCOPYING, RECORDING, OR BY ANY INFORMATION STORAGE AND RETRIEVAL SYSTEM, WITHOUT THE WRITTEN CONSENT OF WDG ARCHITECTS ENGINEERS.

MARK	DATE	DESCRIPTION
SHEET	ISSUED: 11/19/23	
WDG PROJECT NO.	23-082	
© 2023 BY:	WDG ARCHITECTS ENGINEERS, LLC.	
SHEET TITLE:	BUILDING 'A' EXTERIOR ELEVATIONS	

SHEET NUMBER:

A201

9641 North Loop and 215 Sofia

City Plan Commission — December 14, 2023

SITE PLAN

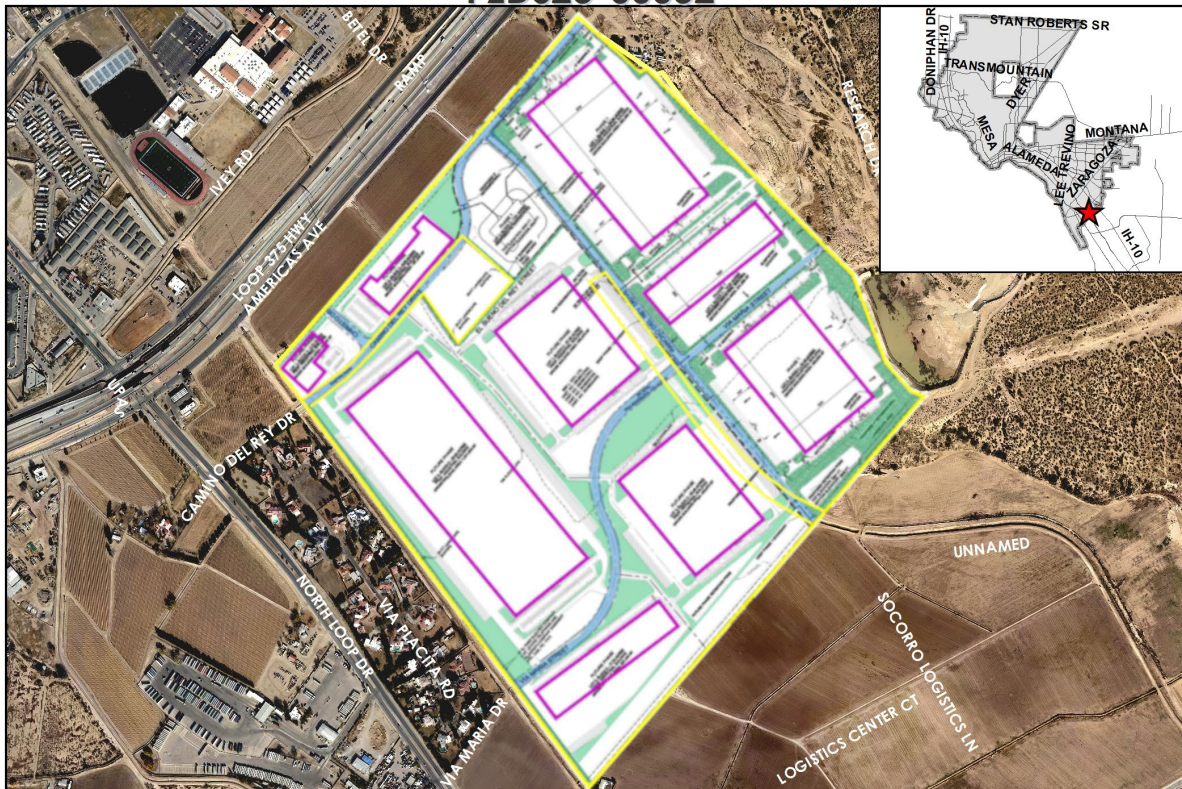


CASE NUMBER: PZDS23-00032
CASE MANAGER: Andrew Salloum, (915) 212-1603, SalloumAM@elpasotexas.gov
PROPERTY OWNER: Ivey Investments, LTD
REPRESENTATIVE: Kimley-Horn and Associates, Inc. c/o Hugo Morales
LOCATION: 9641 North Loop Dr. and 215 Sofia Pl. (District 6)
PROPERTY AREA: 229.80 acres
REQUEST: Detailed Site Development Plan Approval per Ordinance No. 19218
RELATED APPLICATIONS: None
PUBLIC INPUT: None as of December 7, 2023

SUMMARY OF REQUEST: The request is for approval of a Detailed Site Development Plan as required per Ordinance No. 19218, dated August 17, 2021, which requires City Plan Commission and City Council approval for development of general warehouses on the subject property.

SUMMARY OF STAFF'S RECOMMENDATION: Staff recommends **APPROVAL** of the request. The proposed use is permissible by right in a C-4/c/sc (Commercial/conditions/special contract) zone and is compatible with surrounding commercial uses. The proposed development meets the requirements of El Paso City Code Section 20.04.150 Detailed Site Development Plan. Furthermore, the development complies with the G-7, Industrial and/or Railyards, future land use designation of *Plan El Paso*, the City's adopted Comprehensive Plan.

PZDS23-00032



This map is designed for illustrative purposes only. The features depicted here are approximate and more site-specific studies may be required to draw accurate conclusions. Enlargements of this map to scales greater than its original can induce errors and may lead to misinterpretations of the data. The Planning & Inspections Department Planning Division makes no claim to its accuracy or completeness.



Subject Property

0 285 570 1,140 1,710 2,280 Feet



Figure A. Site Plan Superimposed on Aerial Imagery

DESCRIPTION OF REQUEST: The applicant is requesting approval of a Detailed Site Development Plan as required per Ordinance No. 19218, dated August 17, 2021 which requires City Plan Commission and City Council approval. The size of the property is 229.80 acres. The detailed site development plan shows three (3) buildings, 652,080 square feet, 241,800 square feet, and 483,930 square feet, respectively, and maximum building height of 52 feet 8 inches for Phase One. Phase One development will have parking spaces for 770 vehicles including 21 accessible spaces and 21 bicycles spaces. Phase One development also will have parking spaces for 313 heavy trucks. Two main ponding areas and multiple landscape areas will be located on-site. Additionally, the detailed site development plan shows six (6) buildings with sizes ranging from 42,840 square feet to 1,041,600 square feet, and maximum building height of 53 feet for the future phases. The future development will have parking spaces for 1,302 vehicles including 40 accessible spaces and 46 bicycles spaces. The future development also will have parking spaces for 501 heavy trucks. The proposed site plan complies with all applicable standards in C-4 (Commercial) district, landscape, parking, and drainage requirements per City Code. Access will be provided from Americas Avenue and North Loop Avenue.

PREVIOUS CASE HISTORY: On August 17, 2021, City Council approved a rezoning of the subject property from A-2/sc (Apartment/special contract) to C-4/sc (Commercial/special contract) with the following zoning conditions imposed by Ordinance No. 19218:

1. *That a twenty-foot (20') landscaped buffer be installed with high-profile native or naturalized trees of at least two-inch (2") caliper, ten feet (10') in height, and shall be placed at fifteen feet (15') on center along the southwesterly property line adjacent to the Mesa Drain. The landscaped buffer shall be irrigated and maintained by the property owner at all times and shall be installed prior to the issuance of any certificates of occupancy for any buildings or development located within 1000 feet of the southwesterly property line.*
2. *That a twenty-foot (20') landscaped buffer be installed with high-profile native or naturalized trees of at least two-inch (2") caliper, ten feet (10') in height, and shall be placed at fifteen feet (15') on center along the property lines adjacent to the existing nursing home facility. The landscaped buffer shall be irrigated and maintained by the property owner at all times and shall be installed prior to the issuance of any certificates of occupancy.*
3. *That a six-foot (6) masonry wall along the southwesterly property line adjacent to the Mesa Drain be installed prior to certificates of occupancy for any buildings or development located within 1000 feet of the southwesterly property line.*
4. *Prior to the issuance of building permits a detailed site development plan shall be submitted and approved as per the El Paso City Code*
5. *That prior to the issuance of certificate of occupancy, a 4-way stop be installed at the intersection of the southwestern most access way and Camino Del Rey.*

Note: All conditions are being satisfied by this request as shown on the detailed site development plan.

On May 1, 1979, City Council approved a rezoning of the subject property from R-F (Ranch and Farm) to A-2 (Apartment) with the following special contract conditions imposed by Ordinance No. 6567:

1. *No development of any kind will be done on any parcel of the property until complete and detailed site development and architectural plans of the proposed development on such parcel have been submitted by First Parties and approved by the City Plan Commission of the City of El Paso.*
2. *No building permits will be issued for construction on parcel numbers 6B, 7A, 7B, 8B and 11B in Exhibit "A" attached hereto, until a subdivision map of the parcel upon which construction is to be performed has been approved by the City Plan Commission of the City of El Paso and filed for record.*
3. *The total number of dwelling units to be constructed on the portions of the property which are zoned A-2 and are described as parcel number 6B, 7B, 8B, and 11B in Exhibit "A" attached hereto, shall not exceed 1500 units, notwithstanding the maximum number permitted under A-2 zoning. The term "dwelling unit" as used herein shall mean: one or more habitable rooms, including kitchen facilities, designed for occupancy by one family for living and sleeping purposes.*

Note: Special contract condition #1 will be satisfied by required detailed site development plan. Special contract condition #2 will be satisfied by requirement for subdivision plat. Special contract condition #3 will not apply since the proposed development does not include any dwelling units.

COMPATIBILITY WITH NEIGHBORHOOD CHARACTER: The proposed development is permitted by right in C-4 (Commercial) district and consistent with the surrounding heavy commercial districts in the immediate area, and meets the established character of the neighborhood surrounding the subject property. Furthermore, the proposed development meets the intent of the G-7, Industrial and/or Railyards designation of *Plan El Paso* in the Mission Valley planning area. The nearest school is Del Valle High School 0.93 miles away and the nearest park is Feather Lake Park which is 0.63 miles away.

COMPLIANCE WITH THE ZONING ORDINANCE – When evaluating whether a proposed Detailed Site Development Plan is in accordance with the Zoning Ordinance, consider following factors:	
Criteria	Does the Request Comply?
El Paso City Code Section 20.04.140 – When Required. Except as stated herein, a detailed site development plan is required prior to development in a special purpose district or with a special permit application and may be required if a zoning condition exists on a particular piece of property. Detailed site development plans are not required for any projects for development in the Mixed Use District (RMU, GMU and IMU) or for any other projects other than those located in special purpose districts or as otherwise required herein.	Yes. Per Ordinance No. 19218 dated August 17, 2021, the property owner must obtain Detailed Site Development Plan approval by the City Plan Commission and City Council prior to the issuance of any building permits.
Compatibility with Zoning Regulations: The zoning district permits the proposed use, and all applicable regulations are met C-4 (Commercial) District: The purpose of this district is to provide for locations for the most intensive commercial uses intended to serve the entire city. It is intended that the district regulations permit heavy commercial uses characterized by automotive and light warehousing. The regulations of the districts are intended to provide a transition from general business areas to industrial and manufacturing uses, and to accommodate major locations of commerce, service and employment activities. Within the central business district, more intensive commercial uses are allowed, the predominant of which are retail trade and service uses, providing less restrictive height and area regulations.	Yes. The subject property will have a proposed use of general warehouses which are permitted by right in the C-4 (Commercial) zone district.
THE PROPOSED ZONING DISTRICT’S EFFECT ON THE PROPERTY AND SURROUNDING PROPERTY, AFTER EVALUATING THE FOLLOWING FACTORS:	
Historic District or Special Designations & Study Area Plans: Any historic district or other special designations that may be applicable. Any adopted small areas plans, including land-use maps in those plans.	None. The subject property is not located within any Historic District nor any other special designation areas.
Potential Adverse Effects: Potential adverse effects that might be caused by approval or denial of the detailed site development plan.	None. There are no anticipated adverse impacts from the approval of the Detailed Site Development Plan request.
Natural Environment: Anticipated effects on the natural environment.	None. The subject property does not involve greenfield or environmentally sensitive land or arroyo disturbance.

ADEQUACY OF PUBLIC FACILITIES, SERVICES AND INFRASTRUCTURE: The subject property borders Americas Avenue and North Loop Drive which are designated as freeway and major arterial respectively, as per the City of El Paso's Major Thoroughfare Plan (MTP) and are adequate to serve the proposed development. Additionally, Camino del Rey Drive and Via Maria Drive, which are designed as collector and minor arterial respectively as per the Major Thoroughfare Plan (MTP), will be extended through this development. The nearest bus stop is located approximately 1.03 miles from the subject property. Access is proposed from Americas Drive and North Loop Drive.

SUMMARY OF DEPARTMENTAL REVIEW COMMENTS: There are no adverse comments from reviewing departments.

PUBLIC COMMENT: Notices are not required per El Paso City Code Section 20.04.150.

CITY PLAN COMMISSION OPTIONS:

The purpose of the Zoning Ordinance is to promote the health, safety, morals and general welfare of the City. The City Plan Commission (CPC) has the authority to advise City Council on Zoning matters. In evaluating the request, the CPC may take any of the following actions:

1. **Approve/Recommend Approval** of the Detailed Site Development Plan, finding that the request is in conformance with the review criteria of *Plan El Paso* as reflected in the Staff Report, or that the request is in conformance with other criteria that the CPC identifies from the Comprehensive Plan. **(Staff Recommendation)**
2. **Approve/Recommend Approval of the Detailed Site Development Plan With Modifications** to bring the request into conformance with the review criteria of *Plan El Paso* as reflected in the Staff Report, or other criteria that the CPC identifies from the Comprehensive Plan.
3. **Deny/Recommend Denial** of the Detailed Site Development Plan, finding that the request does not conform to the review criteria of *Plan El Paso* as reflected in the Staff Report, or other criteria that the CPC identifies from the Comprehensive Plan.

ATTACHMENTS:

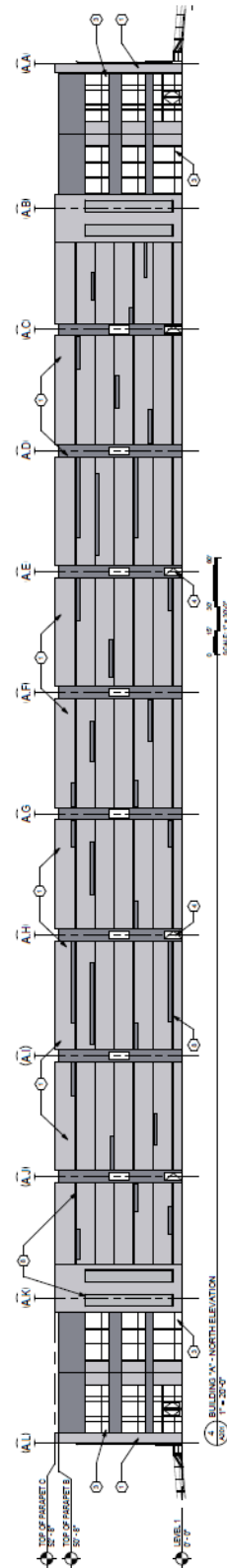
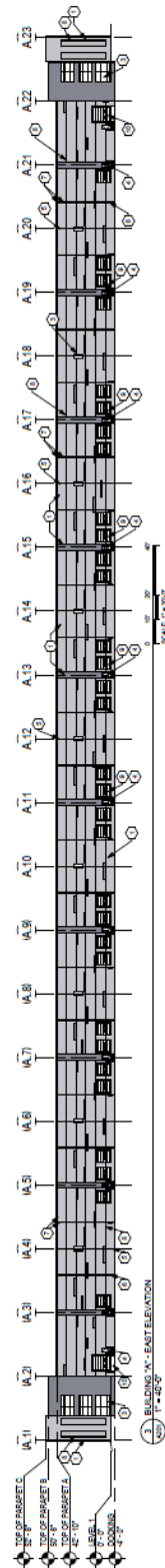
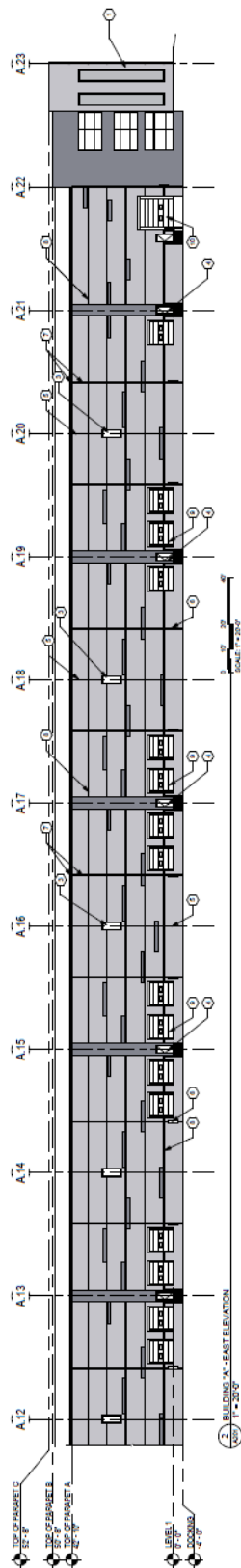
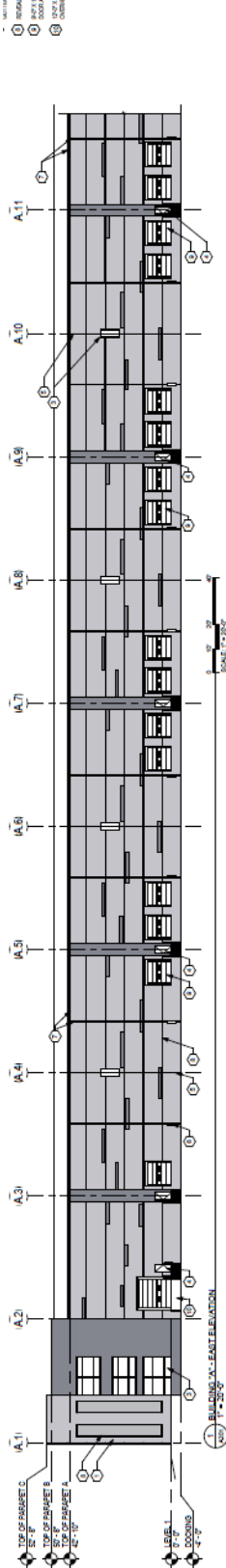
1. Zoning Map
2. Detailed Site Plan
3. Elevations
4. Ordinance No. 6567
5. Ordinance No. 19218
6. Department Comments

ATTACHMENT 1



ATTACHMENT 3

- 1. 100% (100%)
- 2. 100% (100%)
- 3. 100% (100%)
- 4. 100% (100%)



ATTACHMENT 4

6567

AN ORDINANCE CHANGING THE ZONING OF TRACTS 1A AND 2, O. A. DANIELSON SURVEY #314; PORTION OF TRACT 1B1, O. A. DANIELSON SURVEY #314 AND PORTION OF TRACT 3B, BLOCK 56, YSLETA GRANT; LOT 1, BLOCK 1, A & M ADDITION; PORTION OF LOTS 1 AND 2, BLOCK 2, A & M ADDITION, AND PORTION OF TRACTS 2B AND 2C, BLOCK 1, YSLETA GRANT; PORTION OF LOTS 1 AND 2, BLOCK 2, A & M ADDITION AND PORTION OF TRACTS 1A AND 2A, BLOCK 1, AND TRACT 1B, BLOCK 2, YSLETA GRANT; PORTION OF TRACTS 2A, 2B, AND 2C, BLOCK 1, YSLETA GRANT; PORTION OF TRACT 2A, BLOCK 1, YSLETA GRANT; PORTION OF TRACTS 1A AND 2A, BLOCK 1, AND ALL OF TRACTS 4A AND 5, BLOCK 2, YSLETA GRANT; PORTION OF TRACT 2A, BLOCK 1, YSLETA GRANT; TRACTS 7B AND 8F, BLOCK 2, YSLETA GRANT, THE PENALTY BEING AS PROVIDED IN SECTION 25-10 OF THE EL PASO CITY CODE

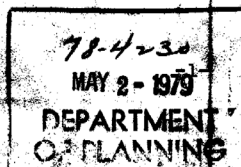
BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the zoning of Tracts 1A and 2, O. A. Danielson Survey #314; a portion of Tract 1B1, O. A. Danielson Survey #314 and a portion of Tract 3B, Block 56, Ysleta Grant; Lot 1, Block 1, A & M Addition; portion of Lots 1 and 2, Block 2, A & M Addition, and a portion of Tracts 2B and 2C, Block 1, Ysleta Grant; portion of Lots 1 and 2, Block 2, A & M Addition and a portion of Tracts 1A and 2A, Block 1, and Tract 1B, Block 2, Ysleta Grant; portion of Tracts 2A, 2B and 2C, Block 1, Ysleta Grant; portion of Tract 2A, Block 1, Ysleta Grant; portion of Tracts 1A and 2A, Block 1, and all of Tracts 4A and 5, Block 2, Ysleta Grant; portion of Tract 2A, Block 1, Ysleta Grant; Tracts 7B and 8F, Block 2, Ysleta Grant, as more particularly described below, be changed to A-2 (Apartment), A-O (Apartment Professional Office), C-3 (Commercial) and C-4 (Commercial) within the meaning of the zoning ordinance, and the zoning map of the City of El Paso be revised accordingly.

Parcel 1 from R-3 (Residential) to C-4 (Commercial)

116.872 acres of land consisting of Tracts 1A and 2, O. A. Danielson Survey No. 314, City of El Paso, El Paso County, Texas and being more particularly described by metes and bounds as follows:

6567



Beginning at the most northerly common corner of O. A. Danielson Surveys No. 314 and 315;

THENCE along the westerly boundary of said Survey No. 315, South 00°33'11" East a distance of 1111.95 feet to the TRUE POINT OF BEGINNING of this description;

THENCE continuing along the westerly boundary of said Survey No. 315, South 00°33'11" East a distance of 1966.34 feet to a point on the northeasterly right-of-way line of Interstate 10;

THENCE along the northeasterly right-of-way line of Interstate 10 the following seven courses:

South 87°03'22" West a distance of 378.44 feet,
North 68°35'33" West a distance of 86.18 feet,
North 44°01'40" West a distance of 1364.19 feet,
North 45°48'09" East a distance of 49.84 feet,
North 44°00'33" West a distance of 719.56 feet,
North 42°49'14" West a distance of 469.81 feet,
North 41°36'00" West a distance of 1603.87 feet to
its intersection with the north boundary of said Survey
No. 314;

THENCE along the north boundary of said Survey No. 314
North 89°59'59" East a distance of 2141.48 feet to a point;

THENCE along the southwesterly property line of Tract 1D,
O. A. Danielson Survey No. 314, South 43°58'53" East a
distance of 1559.57 feet to the TRUE POINT OF BEGINNING.

FR 4 R 3

Parcel 3, from C-1 (Commercial) to C-1 (Commercial)

47.789 acres of land consisting of a portion of Tract
1B1, O. A. Danielson Survey No. 314 and a portion of
Tract 1A, Block 56, Ysleta Grant, City of El Paso, El
Paso County, Texas and being more fully described by
metes and bounds as follows:

Beginning at a point on the northeasterly boundary of
the Ysleta Grant for the most easterly common corner of
Tracts 3A and 3B of said Block 56;

THENCE along the common boundary between said Survey No.
314 and Block 56, Ysleta Grant, South 41°31'00" East a
distance of 960.67 feet to the TRUE POINT OF BEGINNING
of this description;

THENCE along the westerly right-of-way line of the inter-
section of Interstate 10 and Americas Avenue, South 02°
43'41" East a distance of 556.66 feet to a point;

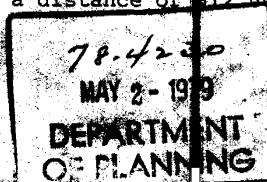
THENCE along the northwesterly right-of-way line of the
Americas Avenue, the following four courses:

South 17°33'01" West a distance of 64.18 feet,
South 38°09'29" West a distance of 399.37 feet,
South 38°09'35" West a distance of 400.14 feet,
South 38°10'05" West a distance of 1503.10 feet
to a point;

THENCE North 06°49'55" West a distance of 312.00 feet to
a point;

6567

-2-



THENCE North 37°42'05" East a distance of 13.16 feet to a point;

THENCE North 16°05'02" East a distance of 258.72 feet to a point;

THENCE North 15°59'23" East a distance of 491.10 feet to a point on the southwesterly right-of-way line of Interstate 10;

THENCE South 44°42'25" East a distance of 701.24 feet to a point;

THENCE continuing along the southwesterly right-of-way line of Interstate 10, South 33°09'58" East a distance of 147.30 feet to a point;

THENCE along the westerly right-of-way line of the intersection of Interstate 10 and Americas Avenue South 02°43'41" East a distance of 270.88 feet to the TRUE POINT OF BEGINNING.

Parcel 5, from F-R (Farm Ranch) to C-3 (Commercial)

Lot 1, Block 1, A & M Addition, City of El Paso, El Paso County, Texas containing 7.862 acres.

Parcel 6A from F-R (Farm Ranch) to C-3 (Commercial)

Being the description of 47.375 acres of land consisting of a portion of Lot 1 and Lot 2, Block 2, A & M Addition and a portion of Tract 2B and 2C, Block 1, Ysleta Grant, City of El Paso, El Paso County, Texas and being more particularly described by notes and bounds as follows:

Beginning at a point, said point being the intersection of the easterly right-of-way line of Americas Avenue with the curb return of the southerly right-of-way line of A & M Circle;

THENCE along said southerly right-of-way line 31.42 feet along the arc of a curve to the right and having a radius of 20.00 feet, a central angle of 90°00'00" and a chord which bears North 83°06'15" East a distance of 28.28 feet to a point;

THENCE the following two courses along said right-of-way line;

South 51°53'45" East a distance of 597.36 feet to a point for a curve;
35.52 feet along the arc of a curve to the right having a radius of 30.00 feet, a central angle of 67°50'45", and a chord which bears South 17°58'23" East a distance of 23.48 feet to a point lying on the westerly right-of-way line of Research Drive,

THENCE the following three courses along said right-of-way line;

South 15°57'00" West a distance of 211.83 feet to a point for a curve;

6567

-3-



307.16 feet along the arc of a curve to the left, having a radius of 445.00 feet, a central angle of 39°32'54" and a chord which bears South 03°49'27" East a distance of 301.10 feet to a point; South 23°35'54" East a distance of 688.80 feet to a point;

THENCE South 66°24'06" West a distance of 1220.59 feet to a point;

THENCE North 51°53'45" West a distance of 954.09 feet to a point lying on the easterly right-of-way line of Americas Avenue;

THENCE North 38°06'15" East along said right-of-way line a distance of 1820.15 feet to the POINT OF BEGINNING.

Parcels 6B and (7B), from F-1 (Farm Ranch) to A-2 (Apartment)

290.929 acres of land, consisting of a portion of Lot 1 and 2, Block 2, A & M Addition, a portion of Tract 1A and Tract 2A, Block 1, and Tract 1B, Block 2, Ysleta Grant, City of El Paso, El Paso County, Texas and being more fully described by metes and bounds as follows:

Beginning at the common corner of Block 1 and 56, Ysleta Grant with Block 5 of the Socorro Grant;

THENCE South 37°46'16" West along the common line of Block 1, Ysleta Grant with Block 5, Socorro Grant a distance of 3330.36 feet to a point lying on the northerly right-of-way line of the Mesa Drain;

THENCE North 39°44'00" West along said right-of-way line a distance of 3397.05 feet to a point;

THENCE North 38°06'15" East a distance of 2987.70 feet to a point;

THENCE South 51°53'45" East a distance of 547.17 feet to a point;

THENCE North 66°24'06" East a distance of 1220.59 feet to a point lying on the southerly right-of-way line of Research Drive;

THENCE South 23°35'54" East along said right-of-way line a distance of 1594.29 feet to a point;

THENCE North 66°24'06" East a distance of 45.00 feet to a point lying on the centerline of said Research Drive;

THENCE South 49°36'56" East a distance of 720.64 feet to a point;

THENCE South 15°57'00" West a distance of 496.74 feet to a point;

THENCE South 70°57'00" West a distance of 289.17 feet to the POINT OF BEGINNING of this description.

6567

78-1/2

Parcel 7A, from F-R (Farm Ranch) to A-O (Apartment Professional Office)

27.500 acres of land consisting of portions of Tracts 2A, 2B and 2C, Block 1, Ysleta Grant, City of El Paso, El Paso County, Texas and being more fully described by metes and bounds as follows:

Beginning at the intersection of the northerly right-of-way line of Mesa Drain with the easterly right-of-way line of Americas Avenue;

THENCE North 38°06'15" East along the easterly right-of-way line of Americas Avenue a distance of 900.00 feet to a point;

THENCE South 51°53'45" East a distance of 106.92 feet to a point;

THENCE South 38°06'15" West a distance of 987.70 feet to a point lying on the northerly right-of-way line of the Mesa Drain;

THENCE North 39°44'00" West a distance of 116.26 feet to the POINT OF BEGINNING of this description.

Parcel 8A from F-R (Farm Ranch) to C-3 (Commercial)

10.000 acres of land consisting of a portion of Tract 2A, Block 1, Ysleta Grant, City of El Paso, El Paso County, Texas and being more fully described by metes and bounds as follows:

Beginning at the point of intersection of northerly right-of-way line of North Loop Road and the easterly right-of-way line of Americas Avenue;

THENCE along the easterly right-of-way line of Americas Avenue the following two courses:

North 50°58'37" East a distance of 509.60 feet;
North 38°08'13" East a distance of 267.61 feet
to a point lying on the southerly right-of-way line of Mesa Drain;

THENCE South 39°44'00" East along said right-of-way line a distance of 559.40 feet to a point;

THENCE South 38°08'15" West a distance of 721.40 feet to a point lying on the northerly right-of-way line of North Loop Road;

THENCE North 44°29'00" West along said right-of-way line a distance of 664.32 feet to the POINT OF BEGINNING.

Parcel 8B, from F-R (Farm Ranch) to A-2 (Apartment)

36.632 acres of land consisting of portions of Tracts 1A and 2A, Block 1, and all of Tracts 4A and 5, Block 2, Ysleta Grant, City of El Paso, El Paso County, Texas and being more fully described by metes and bounds as follows:

South 42°16'15" West a distance of 399.36 feet,
South 50°51'10" West a distance of 395.75 feet
to a point,

THENCE along the northeasterly right-of-way line of North
Loop Road North 44°29'00" West a distance of 220.98 feet
to the POINT OF BEGINNING.

Parcel 11B, from F-R (Farm Ranch) to A-2 (Apartment)

5.969 acres of land consisting of Tracts 7B and 8F,
block 2, Ysleta Grant, City of El Paso, El Paso County,
Texas and being more fully described by metes and bounds
as follows:

Beginning at the point of intersection of the southwesterly
right-of-way line of North Loop Road and the southeasterly
right-of-way line of Americas Avenue;

THENCE along the southwesterly right-of-way line of
North Loop Road South 44°29'00" East a distance of
519.00 feet to the TRUE POINT OF BEGINNING of this
description;

THENCE continuing along the southwesterly right-of-way
line of North Loop Road South 44°29'00" East a distance
of 433.40 feet to a point,

THENCE along the westerly property line of Tracts 8D and
7A of said Block 2 South 32°13'00" West a distance of
387.10 feet to a point;

THENCE along the northerly property line of Tract 7A,
North 81°10'30" West a distance of 283.50 feet to a point;

THENCE along the northerly property line of Tract 3B the
following two courses:

North 64°16'00" West a distance of 204.18 feet,
North 47°53'00" West a distance of 110.10 feet
to a point;

THENCE along the northeasterly property line of Tract 11A,
North 02°41'00" West a distance of 167.20 feet to a point;

THENCE along the southerly property line of Tract 8A the
following three courses:

South 52°26'00" East a distance of 160.00 feet,
South 84°48'18" East a distance of 199.13 feet,
North 30°31'00" East a distance of 400.00 feet

to the TRUE POINT OF BEGINNING.

PASSED AND APPROVED this 1st day of May, 1979.

ATTEST:

City Clerk

Mayor

APPROVED AS TO FORM:

City Attorney

I CERTIFY THAT THE FOLLOWING ZONING MAP
HAS BEEN REVISED:
5-14-79 COUNTER
5-14-79 ORIGINAL
5-14-79 CONTROL
I certify that the zoning map has been revised to
reflect the amendment of ordinance #6567
Date 5-14-79

6567

-7-

Beginning at the common southeasterly corner of Block 1 and 2, Ysleta Grant, which also lies on the northwesterly boundary of Block 5, Socorro Grant;

THENCE along the southerly boundary of said Block 1, North 88°05'00" West a distance of 366.46 feet to a point;

THENCE along the southwesterly right-of-way line of Mesa Drain North 39°40'00" West a distance of 62.70 feet to the TRUE POINT OF BEGINNING of this description;

THENCE South 32°02'00" West a distance of 688.44 feet to a point;

THENCE along the northerly right-of-way line of North Loop Road North 38°15'59" West a distance of 606.04 feet to a point;

THENCE around the boundary of Tract 4B, Block 2, Ysleta Grant, the following three courses:

North 70°23'11" East a distance of 201.49 feet,
North 63°35'02" West a distance of 204.97 feet,
South 32°29'00" West a distance of 103.35 feet
to a point;

THENCE along the northerly right-of-way line of North Loop Road North 38°15'59" West a distance of 601.70 feet to a point;

THENCE continuing along the northerly right-of-way line of North Loop Road North 44°29'00" West a distance of 1077.84 feet to a point;

THENCE North 38°08'15" East a distance of 721.40 feet to a point lying on the southerly right-of-way line of Mesa Drain;

THENCE along the southerly right-of-way line of Mesa Drain, South 39°44'00" East a distance of 2487.51 feet to the TRUE POINT OF BEGINNING.

C-1

Parcel 9, from E-R (Farm Ranch) to C-3 (Commercial)

5.588 acres of land, being a portion of Tract 2A, Block 1, Ysleta Grant, City of El Paso, El Paso County, Texas and being more fully described by metes and bounds as follows:

Beginning at the most westerly corner of said Tract 2A, being also the intersection of the northeasterly right-of-way line of North Loop Road and the southeasterly right-of-way line of Bryan Road;

THENCE along the southeasterly right-of-way line of Bryan Road, North 36°47'00" East a distance of 124.31 feet to a point;

THENCE along the southeasterly right-of-way line of Mesa Drain, South 39°44'00" East a distance of 362.18 feet to a point;

THENCE along the northwesterly right-of-way line of Americas Avenue, the following two courses:

6567

76-4230

CONTRACT

THIS CONTRACT, made this 26th day of April, 1979, by and between IVEY INVESTMENTS, LTD., a Texas limited partnership, and DAVIS HOLDMAN, First Parties, and the CITY OF EL PASO, Second Party, witnesseth:

First Parties have applied to the City of El Paso for rezoning of certain property located in the City and County of El Paso, State of Texas, such property being more particularly described in Ordinance No. 6567, now pending before the City Council of the City of El Paso, a copy of which is attached hereto, marked Exhibit "A" and made a part hereof by reference. To remove certain objections to such rezoning, First Parties covenant that if the property is rezoned as indicated in the attached ordinance, it shall be subject to the following restrictions, conditions and covenants:

1. No development of any kind will be done on any parcel of the property until complete and detailed site development and architectural plans of the proposed development on such parcel have been submitted by First Parties and approved by the City Plan Commission of the City of El Paso.
2. No building permits will be issued for construction on parcel numbers 6B, 7A, 7B, 8B and 11B in Exhibit "A" attached hereto, until a subdivision map of the parcel upon which construction is to be performed has been approved by the City Plan Commission of the City of El Paso and filed for record.
3. The total number of dwelling units to be constructed on the portions of the property which are zoned A-2 and are described as parcel numbers 6B, 7B, 8B and 11B in Exhibit "A" attached hereto, shall not exceed 1500 units, notwithstanding the maximum number permitted under A-2 zoning. The term "dwelling unit" as used herein shall mean one or more habitable rooms, including kitchen facilities, designed for occupancy by one family for living and sleeping purposes.

71-4230
MAY 2 - 1979
DEPARTMENT
OF PLANNING

RESOLUTION

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

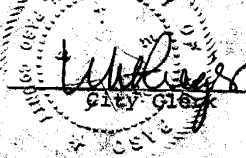
That the Mayor be authorized to sign a contract with Ivy Investments, Ltd and Davis Holdman, placing certain restrictions, conditions and covenants on the property being rezoned by Ordinance No. 657.

ADOPTED this 15 day of May, 1979.



Mayor V. T. Ten

ATTEST:


City Clerk

78-4230
MAY 9 - 1979
DEPARTMENT
OF PLANNING

THE STATE OF TEXAS)
COUNTY OF EL PASO)

BEFORE ME, the undersigned authority, on this day personally appeared JOHN P. IVEY, General Partner of IVEY INVESTMENTS, LTD., a Texas limited partnership, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same as the act of of said partnership, for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 26th day of April, 1979.

Guadalupe Rico
Notary Public in and for
El Paso County, Texas

THE STATE OF TEXAS)
COUNTY OF EL PASO)

GUADALUPE RICO, Notary Public
in and for El Paso County, Texas
My commission expires Oct 27 1980

BEFORE ME, the undersigned authority, on this day personally appeared DAVIS HOLDMAN, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 26th day of April, 1979.

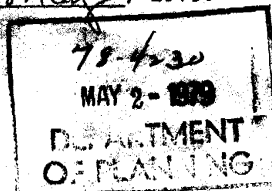
Guadalupe Rico
Notary Public in and for
El Paso County, Texas

GUADALUPE RICO, Notary Public
in and for El Paso County, Texas
My commission expires Oct 27 1980

THE STATE OF TEXAS)
COUNTY OF EL PASO)

BEFORE ME, the undersigned authority, on this day personally appeared Dan M. Ponder, Mayor Pro Tem of the City of El Paso, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged before me in my county aforesaid that he had executed the same for the purposes and consideration and in the capacity therein expressed, and as the act and deed of the City of El Paso.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 1st day of May, 1979.



Dan M. Ponder
Notary Public in and for
El Paso County, Texas

Thence, along said northerly proposed right-of-way line, North 51°01'03.50" East, a distance of 396.68 feet to a point of deflection;

Thence, along said northerly proposed right-of-way line, North 42°26'08.50" East, a distance of 401.01 feet to a point on the westerly right-of-way line of Mesa Drain;

Thence, along said westerly right-of-way line of Mesa Drain, South 39°44'00" East, a distance of 35.13 feet to a point on the northerly existing right-of-way line of Loop 375;

Thence, along said northerly existing right-of-way line, South 42°26'08.50" West, a distance of 399.60 feet to a point of deflection;

Thence, along said northerly existing right-of-way line, South 51°01'03.50" West, a distance of 395.95 feet to a point on the easterly right-of-way line of F.M. Highway 76 and to the true point of beginning, containing an area of 0.640 of an acre of land, more or less.

It is expressly agreed and understood that this is a partial release and the same shall in no wise release, affect or impair said contract against any other property in said instrument mentioned.

WITNESS THE FOLLOWING SIGNATURES AND SEAL:



Mayor

APPROVED AS TO FORM:

Cherise Cullen-Ganney
Assistant City Attorney

APPROVED AS TO CONTENT:

Ruby Vandy
Department of Planning,
Research and Development

SIGNATURES CONTINUED ON NEXT PAGE

6567

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

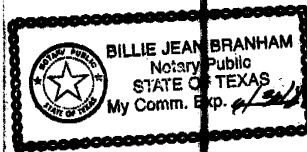
This instrument was acknowledged before me on this 7th
day of April, 1987, by JONATHAN W. ROGERS, as
Mayor of the City of El Paso, Texas.

My Commission Expires:

6/30/88

TCG1:012

Billie Jean Branham
Notary Public, State of Texas



66517

CONTRACT

THIS CONTRACT, made this 26th day of April, 1979, by and between IVEY INVESTMENTS, LTD., a Texas limited partnership, and DAVIS HOLDMAN, First Parties, and the CITY OF EL PASO, Second Party, witnesseth:

First Parties have applied to the City of El Paso for rezoning of certain property located in the City and County of El Paso, State of Texas, such property being more particularly described in Ordinance No. 6567, now pending before the City Council of the City of El Paso, a copy of which is attached hereto, marked Exhibit "A" and made a part hereof by reference. To remove certain objections to such rezoning, First Parties covenant that if the property is rezoned as indicated in the attached ordinance, it shall be subject to the following restrictions, conditions and covenants:

1. No development of any kind will be done on any parcel of the property until complete and detailed site development architectural plans of the proposed development on such parcel have been submitted by First Parties and approved by the City Plan Commission of the City of El Paso.
2. No building permits will be issued for construction on parcel numbers 6B, 7A, 7B, 8B and 11B in Exhibit "A" attached hereto, until a subdivision map of the parcel upon which construction is to be performed has been approved by the City Plan Commission of the City of El Paso and filed for record.
3. The total number of dwelling units to be constructed on the portions of the property which are zoned A-2 and are described as parcel numbers 6B, 7A, 8B and 11B in Exhibit "A" attached hereto, shall not exceed 1500 units, notwithstanding the maximum number permitted under A-2 zoning. The term "dwelling unit" as used herein shall mean: one or more habitable rooms, including kitchen facilities, designed for occupancy by one family for living and sleeping purposes.

989-400

STATE OF TEXAS)
COUNTY OF EL PASO)

PARTIAL RELEASE

This Partial Release of Contract is executed this 21st day of May, 1991, by the CITY OF EL PASO, witness:

WHEREAS, by Contract dated April 26, 1979, recorded in Volume 989, Page 900, Real Property Records of El Paso County, Texas, a copy of which is attached hereto, marked Exhibit "A" and made a part hereof by reference, IVEY INVESTMENTS, LTD., a Texas limited partnership, and DAVIS HOLDMAN, and the CITY OF EL PASO, entered into a contract in connection with the rezoning of property more particularly described in Ordinance No. 6567, which placed certain restrictions, conditions and covenants on such property; and

WHEREAS, Exhibit "A" was amended by a contract amendment on January 31, 1989, a copy of which is attached hereto, marked Exhibit "B" and made a part hereof by reference, and

WHEREAS, the City of El Paso now desires to release a parcel of the property described in the April 26, 1979 contract and the January 31, 1989 contract amendment, if applicable, from the contract conditions because the parcel is being acquired for the widening of North Loop Road;

NOW, THEREFORE, the City of El Paso hereby releases the following described parcel from the restrictions, conditions and covenants contained in the above-referenced contract and contract amendment, which are attached hereto as Exhibit "A" and Exhibit "B":

Parcel No. 210: a 0.231 acre parcel of land, more or less, out of a portion of Tract 2D, Block 1, Ysleta Grant, City of El Paso, El Paso County, Texas, being more

Case # 78-4230
Contract Amend 1-31-89

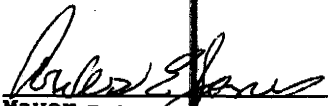
Partial Release 5-21-91

particularly described by metes and bounds in Attachment 1, which is attached hereto, and made a part hereof for all purposes,

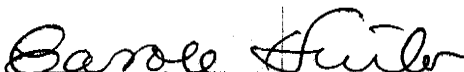
It is expressly agreed and understood that this is a Partial Release and the same shall in no wise release, affect or impair the April 26, 1979 contract and January 31, 1989 contract amendment against any other property which is described in Exhibit "A" and Exhibit "B".

WITNESS THE FOLLOWING SIGNATURES AND SEALS:

THE CITY OF EL PASO


Mayor **PRO-TEM**

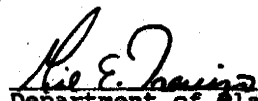
ATTEST:


City Clerk

APPROVED AS TO FORM:


Assistant City Attorney

APPROVED AS TO CONTENT:


Department of Planning,
Research and Development

(Acknowledgement On Following Page)

STATE OF TXAS)
COUNTY OF EL PASO)

This instrument was acknowledged before me on this 24th day
of May, 1991, by SUZANNE S. LEAR, as Mayor of the
City of El Paso. ARVES E. JONES PRO-TEM



Kathryn A. Murphy
Notary Public, State of Texas
Notary's Name Printed:
Notary's Commission Expires:

TCG4/PARCE216.REL

RESOLUTION

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

That the Mayor be authorized to execute a Partial Release whereby the CITY OF EL PASO releases Parcel No. 210 from the April 26, 1979 contract, between the CITY OF EL PASO and IVEY INVESTMENTS, LTD., a Texas limited partnership, and DAVIS HOLDMAN, whereby certain restrictions, conditions and covenants were placed on a portion of Tract 2D, Block 1, Ysleta Grant, City of El Paso, El Paso County, Texas.

ADOPTED this 21 day of May, 1991.

Mayor *Stephen*

ATTEST:

Barbara Hunter
City Clerk

APPROVED AS TO FORM:

Charles William Gentry
Assistant City Attorney

TCG4/PARCE210.RES

This contract is a restriction, condition and covenant, running with the land and a charge and servitude thereon, and shall bind First Parties and their successors in title. Any future conveyance of the land shall contain this restriction, condition and covenant and shall embody this agreement by express reference.

The City may enforce this agreement by injunction or any other legal or equitable remedy. The City Council of the City of El Paso may release the above restrictions, conditions and covenants in its discretion without the consent of any third person who may be benefited thereby.

WITNESS the following signatures and seal:

IVEY INVESTMENTS, L.P., a Texas
limited partnership

By: John P. Ivey
John P. Ivey, General Partner

Davis Holliman
Davis Holliman

THE CITY OF EL PASO

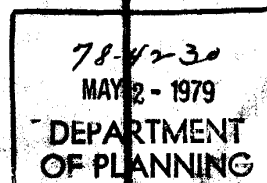
By: Samuel R. Ten
Mayor

ATTEST:

W. Riege
City Clerk

APPROVED AS TO FORM:

Frank R. Baker
City Attorney



South 42°16'15" West a distance of 390.36 feet,
South 50°51'10" West a distance of 396.75 feet
to a point,

THENCE along the northeasterly right-of-way line of North
Loop Road North 44°29'00" West a distance of 220.98 feet
to the POINT OF BEGINNING.

Parcel 115, from F-R (Farm Ranch) to A-2 (Apartment)

5.969 acres of land consisting of Tracts 7B and 8F,
block 2, Ysleta Grant, City of El Paso, El Paso County,
Texas and being more fully described by metes and bounds
as follows:

Beginning at the point of intersection of the southwesterly
right-of-way line of North Loop Road and the southeasterly
right-of-way line of Americas Avenue;

THENCE along the southwesterly right-of-way line of
North Loop Road South 44°29'00" East a distance of
519.00 feet to the TRUE POINT OF BEGINNING of this
description;

THENCE continuing along the southwesterly right-of-way
line of North Loop Road South 44°29'00" East a distance
of 433.40 feet to a point,

THENCE along the westerly property line of Tracts 8D and
7A of said Block 2 South 32°13'00" West a distance of
387.10 feet to a point;

THENCE along the northerly property line of Tract 7A,
North 81°10'30" West a distance of 283.50 feet to a point;

THENCE along the northerly property line of Tract 3B the
following two courses:

North 64°16'00" West a distance of 284.18 feet,
North 47°53'00" West a distance of 110.10 feet
to a point;

THENCE along the northeasterly property line of Tract 11A,
North 02°41'00" West a distance of 167.20 feet to a point;

THENCE along the southerly property line of Tract 8A the
following three courses:

South 52°26'00" East a distance of 160.00 feet,
South 84°48'18" East a distance of 199.13 feet,
North 30°31'00" East a distance of 400.00 feet

to the TRUE POINT OF BEGINNING.

PASSED AND APPROVED this 15th day of May, 1979.

Attest:

City Clerk

Mayor

APPROVED AS TO FORM:

City Attorney

I CERTIFY THAT THE FOLLOWING ZONING MAP

HAVE BEEN REVERSED
5-14-79 COUNTER
5-14-79 ORIGINAL
5-14-79 CONTROL

I certify that the zoning map has been revised to
reflect the amendment of ordinance #6567
by [Signature]
Date 5-14-79

STATE OF TEXAS)
COUNTY OF EL PASO)

PARTIAL RELEASE

This Partial Release of Contract is executed this 21st day of May, 1991, by the CITY OF EL PASO, witness:

WHEREAS, by Contract dated April 26, 1979, recorded in Volume 989, Page 900, Real Property Records of El Paso County, Texas, a copy of which is attached hereto, marked Exhibit "A" and made a part hereof by reference, IVEY INVESTMENTS, LTD., a Texas limited partnership, and DAVIS HOLDMAN, and the CITY OF EL PASO, entered into a contract in connection with the rezoning of property more particularly described in Ordinance No. 6567, which placed certain restrictions, conditions and covenants on such property; and

WHEREAS, Exhibit "A" was amended by a contract amendment on January 31, 1989, a copy of which is attached hereto, marked Exhibit "B" and made a part hereof by reference, and

WHEREAS, the City of El Paso now desires to release a parcel of the property described in the April 26, 1979 contract and the January 31, 1989 contract amendment, if applicable, from the contract conditions because the parcel is being acquired for the widening of North Loop Road;

NOW, THEREFORE, the City of El Paso hereby releases the following described parcel from the restrictions, conditions and covenants contained in the above-referenced contract and contract amendment, which are attached hereto as Exhibit "A" and Exhibit "B":

Parcel No. 210: a 0.231 acre parcel of land, more or less, out of a portion of Tract 2D, Block 1, Ysleta Grant, City of El Paso, El Paso County, Texas, being more

Case # 78-4230
Contract Amend 1-31-89


Partial Release 5-21-91

part ularly described by metes and bounds in Attachment 1, which is attached hereto and made a part hereof for all purposes,

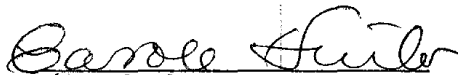
It is expressly agreed and understood that this is a Partial Release and the same shall in no wise release, affect or impair the April 26, 1979 contract and January 31, 1989 contract amendment against any other property which is described in Exhibit "A" and Exhibit "B".

WITNESS THE FOLLOWING SIGNATURES AND SEALS:

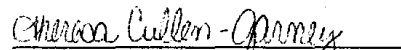
THE CITY OF EL PASO


Mayor PRO-TEM

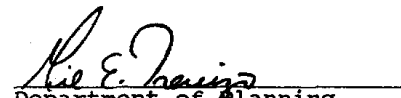
ATTEST:


City Clerk

APPROVED AS TO FORM:


Assistant City Attorney

APPROVED AS TO CONTENT:


Department of Planning,
Research and Development

(Acknowledgement On Following Page)

RESOLUTION

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

That the Mayor be authorized to execute a Partial Release whereby the CITY OF EL PASO releases Parcel No. 210 from the April 26, 1979 contract, between the CITY OF EL PASO and IVEY INVESTMENTS, LTD., a Texas limited partnership, and DAVIS HOLDMAN, whereby certain restrictions, conditions and covenants were placed on a portion of Tract 2D, Block 1, Ysleta Grant, City of El Paso, El Paso County, Texas.

ADOPTED this 21 day of May, 1991.

Mayor *[Signature]*

ATTEST:

[Signature]
City Clerk

APPROVED AS TO FORM:

[Signature]
Assistant City Attorney

TCG4/PARCE210.RES

STATE OF TEXAS)
COUNTY OF EL PASO)

This instrument was acknowledged before me on this 24th day
of May, 1991, by ~~SUZANNE S. ZEAR~~, as Mayor of the
City of El Paso. ARVES E. JONES PRO-TEM



Kathryn A. Murphy
Notary Public, State of Texas
Notary's Name Printed:
Notary's Commission Expires:

TCG4/PARCE210.REL

CONTRACT

THIS CONTRACT, made this 26th day of April, 1979, by and between IVEY INVESTMENTS, LTD., a Texas limited partnership, and DAVIS HOLDMAN, First Parties, and the CITY OF EL PASO, Second Party, witnesseth:

First Parties have applied to the City of El Paso for rezoning of certain property located in the City and County of El Paso, State of Texas, such property being more particularly described in Ordinance No. 6567, now pending before the City Council of the City of El Paso, a copy of which is attached hereto, marked Exhibit "A" and made a part hereof by reference. To remove certain objections to such rezoning, First Parties covenant that if the property is rezoned as indicated in the attached ordinance, it shall be subject to the following restrictions, conditions and covenants:

* 1. No development of any kind will be done on any parcel of the property until complete and detailed site development and architectural plans of the proposed development on such parcel have been submitted by First Parties and approved by the City Plan Commission of the City of El Paso.

2. No building permits will be issued for construction on parcel numbers 6B, 7A, 7B, 8B and 11B in Exhibit "A" attached hereto, until a subdivision map of the parcel upon which construction is to be performed has been approved by the City Plan Commission of the City of El Paso and filed for record.

3. The total number of dwelling units to be constructed on the portions of the property which are zoned A-2 and are described as parcel numbers 6B, 7B, 8B and 11B in Exhibit "A" attached hereto, shall not exceed 1500 units, notwithstanding the number of units permitted under A-2 zoning. The term

This contract is a restriction, condition and covenant running with the land and a charge and servitude thereon; and shall bind First Parties and their successors in title. Any future conveyance of the land shall contain this restriction, condition and covenant and shall embody this agreement by express reference.

The City may enforce this agreement by injunction or any other legal or equitable remedy. The City Council of the City of El Paso may release the above restrictions, conditions and covenants in its discretion without the consent of any third person who may be benefited thereby.

WITNESS the following signatures and seal:

IVEY INVESTMENTS, LTD., a Texas
limited partnership

By:

John P. Ivey
John P. Ivey, General Partner

Davis Holdman
Davis Holdman

THE CITY OF EL PASO

By:

Mayor P. Te
Mayor P. Te

ATTEST:

City Clerk
City Clerk

THE STATE OF TEXAS)
)
COUNTY OF EL PASO) **PARTIAL RELEASE**

This partial release of contract is executed this 7th day
of April, 1987, by the CITY OF EL PASO,
witness:

WHEREAS, by contract dated April 26, 1979, recorded in Book
989, Page 900, of the Deed Records of El Paso County, Texas, a
copy of which is attached hereto, marked Exhibit "A", and made a
part hereof by reference, Ivey Investments, LTD., a Texas limited
partnership, and Davis Holdman, and the City of El Paso, entered
into a contract in connection with the rezoning of certain
property located in the City and County of El Paso, State of
Texas, such property being more particularly described in
Ordinance No. 6567, placing certain restrictions on such
property, and

WHEREAS, the City of El Paso now desires to release a
portion of the property described in the above-referenced
contract,

NOW, THEREFORE, the City of El Paso hereby releases the
following described properties from the restrictions, conditions
and covenants contained in the above-referenced contract which is
attached hereto as Exhibit "A":

Parcel 102: Being 0.640 of an acre of land, more or
less, out of and part of Tract 2D, Block 1, Ysleta
Grant, City of El Paso, El Paso County, Texas, said
0.640 of an acre of land being more particularly
described by metes and bounds as follows to-wit:

STATE OF TEXAS)
COUNTY OF EL PASO)

PARTIAL RELEASE

This Partial Release of Contract is executed this 21st day of May, 1991, by the CITY OF EL PASO, witness:

WHEREAS, by Contract dated April 26, 1979, recorded in Volume 989, Page 900, Real Property Records of El Paso County, Texas, a copy of which is attached hereto, marked Exhibit "A" and made a part hereof by reference, IVEY INVESTMENTS, LTD., a Texas limited partnership, and DAVIS HOLDMAN, and the CITY OF EL PASO, entered into a contract in connection with the rezoning of property more particularly described in Ordinance No. 6567, which placed certain restrictions, conditions and covenants on such property; and

WHEREAS, Exhibit "A" was amended by a contract amendment on January 31, 1989, a copy of which is attached hereto, marked Exhibit "B" and made a part hereof by reference, and

WHEREAS, the City of El Paso now desires to release a parcel of the property described in the April 26, 1979 contract and the January 31, 1989 contract amendment, if applicable, from the contract conditions because the parcel is being acquired for the widening of North Loop Road;

NOW, THEREFORE, the City of El Paso hereby releases the following described parcel from the restrictions, conditions and covenants contained in the above-referenced contract and contract amendment, which are attached hereto as Exhibit "A" and Exhibit "B":

Parcel No. 210: a 0.231 acre parcel of land, more or less, out of a portion of Tract 2D, Block 1, Ysleta Grant, City of El Paso, El Paso County, Texas, being more

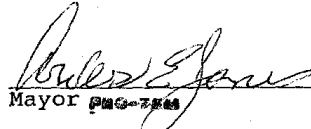
P. T. O. Release 5-21-91

Property described by metes and bounds in Exhibit
which is attached hereto and made a part hereof for
all purposes,

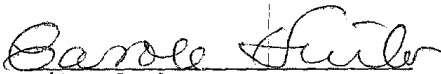
It is expressly agreed and understood that this is a Partial
Release and the same shall in no wise release, affect or impair the
April 6, 1979 contract and January 31, 1989 contract amendment
against any other property which is described in Exhibit "A" and
Exhibit "B".

WITNESS THE FOLLOWING SIGNATURES AND SEALS:

THE CITY OF EL PASO


Mayor ~~PAC-788~~

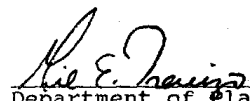
ATTEST:


City Clerk

APPROVED AS TO FORM:


Assistant City Attorney

APPROVED AS TO CONTENT:


Department of Planning,
Research and Development

(Acknowledgement On Following Page)

ATTACHMENT 5

40

ORDINANCE NO. 019218

AN ORDINANCE CHANGING THE ZONING OF TRACT OF LAND SITUATED IN THE YSLETA TOWN TRACT SURVEY, ABSTRACT NO. 214, CITY OF EL PASO, EL PASO, COUNTY, TEXAS; SAID TRACT BEING PART OF LOTS 1 & 2, BLOCK 2, A & M ADDITION, AN ADDITION TO THE CITY OF EL PASO ACCORDING TO THE PLAT RECORDED IN VOLUME 45, PAGE 10 OF THE OFFICIAL PUBLIC RECORDS OF EL PASO COUNTY, TEXAS; SAID TRACT BEING PART OF THAT TRACT OF LAND DESCRIBED IN ASSUMPTION SPECIAL WARRANTY DEED TO BEN L. IVEY, LTD. RECORDED IN INSTRUMENT NO. 20020012761 OF SAID OFFICIAL PUBLIC RECORDS; SAID TRACT ALSO BEING ALL OF THAT TRACT OF LAND DESCRIBED IN ASSUMPTION SPECIAL WARRANTY DEED TO BEN L. IVEY, LTD. RECORDED IN INSTRUMENT NO. 20020012760 OF SAID OFFICIAL PUBLIC RECORDS; SAID TRACT ALSO BEING PART OF PARCEL 1 AND ALL OF PARCEL 2 DESCRIBED IN DEED OF TRUST RECORDED IN INSTRUMENT NO. 20190062708 OF SAID OFFICIAL PUBLIC RECORDS, CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM A-2/SC (APARTMENT/SPECIAL CONTRACT) TO C-4/SC (COMMERCIAL/SPECIAL CONTRACT) AND IMPOSING CONDITIONS. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.

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

Pursuant to Section 20.04.360 of the El Paso City Code, the zoning of Tract of land situated in the Ysleta Town Tract Survey, Abstract No. 214, City of El Paso, El Paso, County, Texas; said tract being part of Lots 1 & 2, Block 2, A & M Addition, an addition to the City of El Paso according to the plat recorded in Volume 45, Page 10 of the Official Public Records of El Paso County, Texas; said tract being part of that tract of land described in Assumption Special Warranty Deed to Ben L. Ivey, Ltd. recorded in Instrument No. 20020012761 of said Official Public Records; said tract also being all of that tract of land described in Assumption Special Warranty Deed to Ben L. Ivey, Ltd. recorded in Instrument No. 20020012760 of said Official Public Records; said tract also being part of Parcel 1 and all of Parcel 2 described in Deed of Trust recorded in Instrument No. 20190062708 of said Official Public Records, located in the City of El Paso, El Paso County, Texas, more particularly described by the metes and bounds attached as **Exhibit "A"**, be changed from **A-2/sc (Apartments/special contract)** to **C-4/sc (Commercial/special contract)**, as defined in Section 20.06.020, and that the zoning map of the City of El Paso, attached hereto as **Exhibit "B"**, be revised accordingly; and

That the following Conditions are imposed:

1. That a twenty foot (20') landscaped buffer be installed with high-profile native or naturalized trees of at least two-inch (2") caliper, ten feet (10') in height, and shall be placed at fifteen feet (15') on center along the southwesterly property line adjacent to the Mesa Drain. The landscaped buffer shall be irrigated and maintained by the property owner at all times and shall be installed prior to the issuance of any certificates of occupancy for any buildings or development located within 1000 feet of the southwesterly property line.
2. That a twenty foot (20') landscaped buffer be installed with high-profile native or naturalized trees of at least two-inch (2") caliper, ten feet (10') in height, and shall be placed at fifteen feet (15') on center along the property lines adjacent to the existing nursing home facility. The landscaped buffer shall be irrigated and maintained by the property owner at all times and shall be installed prior to the issuance of any certificates of occupancy.

21-1007-272/1074851 | RTA **019218**
Ordinance No. _____

9641 North Loop Dr. and 215 Sofia Pl.
PZR21-00005

3. That an six foot (6') masonry wall along the southwesterly property line adjacent to the Mesa Drain be installed prior to certificates of occupancy for any buildings or development located within 1000 feet of the southwesterly property line.
4. Prior to the issuance of building permits a detailed site development plan shall be submitted and approved by the City Plan Commission and the City Council of the City of El Paso.
5. That prior to the issuance of certificates of occupancy, a 4-way stop be installed at the intersection of the southwesterly most access way and Camino Del Rey.

The penalties for violating the standards imposed through this rezoning ordinance are found in Section 20.24 of the El Paso City Code.

ADOPTED this 17th day of August, 2021.



ATTEST:

Laura D. Prine

Laura D. Prine, City Clerk

THE CITY OF EL PASO

Oscar Leiser

Oscar Leiser, Mayor

APPROVED AS TO FORM:

Russell T. Abeln

Russell T. Abeln
Assistant City Attorney

APPROVED AS TO CONTENT:

Philip F. Etiwe

Philip F. Etiwe, Director
Planning & Inspections Department

21-1007-272/1074851 | RTA **019218**
Ordinance No. _____

9641 North Loop Dr. and 215 Sofia Pl.
PZR21-00005

EXHIBIT A

LEGAL DESCRIPTION

229.7950 ACRE ZONING AREA

BEING a 229.7950 acre (10,009,868 square foot) tract of land situated in the Ysleta Town Tract Survey, Abstract No. 214, City of El Paso, El Paso, County, Texas; said tract being part of Lots 1 & 2, Block 2, A & M Addition, an addition to the City of El Paso according to the plat recorded in Volume 45, Page 10 of the Official Public Records of El Paso County, Texas; said tract being part of that tract of land described in Assumption Special Warranty Deed to Ben L. Ivey, Ltd. recorded in Instrument No. 20020012761 of said Official Public Records; said tract also being all of that tract of land described in Assumption Special Warranty Deed to Ben L. Ivey, Ltd. recorded in Instrument No. 20020012760 of said Official Public Records; said tract also being part of Parcel 1 and all of Parcel 2 described in Deed of Trust recorded in Instrument No. 20190062708 of said Official Public Records; said tract being more particularly described as follows:

COMMENCING at a 5/8-inch iron rod found at the intersection of the east right-of-way line of Americas Avenue (Loop 375) (a 370-foot wide right-of-way) and the north line of Mesa Drain recorded in Volume 317, Page 477 of said Official Public Records; said point also being the west corner of that tract of land described in Warranty Deed to Ben L. Ivey, Ltd. recorded in Instrument No. 20120046828 of said Official Public Records;

THENCE South 37°12'57" East, departing the said east line of Americas Avenue and along the north line of Mesa Drain, a distance of 379.60 feet to the **POINT OF BEGINNING**; from said point a brass disk stamped "CoEP" found bears South 16°48'26" West, a distance of 535.26 feet;

THENCE North 41°14'16" East, departing the said north line of Mesa Drain, a distance of 2990.68 feet to a point for corner;

THENCE South 48°46'05" East, a distance of 542.74 feet to a 1/2-inch iron rod found for corner;

THENCE North 69°31'53" East, a distance of 35.50 feet to a point for corner;

THENCE South 39°10'54" East, a distance of 2425.70 feet to a point for corner;

THENCE South 20°12'12" East, a distance of 10.24 feet to a point for corner;

THENCE South 42°39'53" East, a distance of 283.70 feet to a point for corner;

THENCE South 78°39'25" East, a distance of 64.10 feet to a point for corner;

THENCE South 40°48'35" West, a distance of 1006.06 feet to a point at the beginning of a non-tangent curve to the right having a central angle of 36°29'50", a radius of 1255.01 feet, a chord bearing and distance of North 51°58'51" West, 785.99 feet;

ZONING EXHIBIT
229.7950 ACRE TRACT
YSLETA TOWN TRACT SURVEY,
ABSTRACT NO. 214
CITY OF EL PASO
EL PASO COUNTY, TEXAS

Kimley»Horn

601 Cherry Street, Unit 11, # 1300
Fort Worth, Texas 76102 FIRM # 10194040 Tel. No. (817) 335-6511
www.kimley-horn.com

Scale	Drawn by	Checked by	Date	Project No.	Sheet No.
N/A	MCB	KHA	2/10/2021	061282625	1 OF 5

BILLINGSLEY, MICHAEL 2/11/2021 10:50 AM K:\FTW_SURVEY\061282625-ELP MAJESTIC 230 AC\DWG\061282625-ELP MAJESTIC 230 AC_ZONING.DWG

THENCE in a northwesterly direction, with said curve to the right, an arc distance of 799.44 feet to a point for corner;

THENCE North 33°43'56" West, a distance of 1190.01 feet to a point for corner;

THENCE South 56°16'04" West, a distance of 120.00 feet to a point for corner;

THENCE South 33°43'56" East, a distance of 1190.01 feet to a point at the beginning of a tangent curve to the left having a central angle of 34°35'09", a radius of 1375.01 feet, a chord bearing and distance of South 51°01'30" East, 817.46 feet;

THENCE in a southeasterly direction, with said curve to the left, an arc distance of 830.01 feet to a point for corner;

THENCE South 40°48'35" West, a distance of 2195.17 feet to a point for corner in the said north line of Mesa Drain;

THENCE North 36°35'12" West, along the said north line of Mesa Drain, a distance of 3050.18 feet to a point for corner in the east right-of-way line of Camino Del Rey Drive (a 56-foot wide right-of-way);

THENCE along the said east line of Camino Del Rey Drive, the following four (4) calls:

North 52°10'59" East, a distance of 95.11 feet to a point for corner;

North 53°19'44" East, a distance of 143.35 feet to a point at the beginning of a tangent curve to the left having a central angle of 12°06'10", a radius of 1378.00 feet, a chord bearing and distance of North 47°16'39" East, 290.54 feet;

In a northeasterly direction, with said curve to the left, an arc distance of 291.08 feet to a point for corner;

North 41°13'34" East, a distance of 518.64 feet to a "v" cut in concrete found for the west corner of Rancho Del Rey Unit One, an addition to the City of El Paso according to the plat recorded in Instrument No. 20130079760 of said Official Public Records;

THENCE South 34°57'39" East, along the southwest line of said Rancho Del Rey Unit One, a distance of 393.84 feet to a 5/8-inch iron rod with "ROE EXGEO LC" cap found for the south corner of said Rancho Del Rey Unit One;

THENCE North 41°13'43" East, along the southeast line of said Rancho Del Rey Unit One, a distance of 544.73 feet to a 5/8-inch iron rod found for the east corner of said Rancho Del Rey Unit One;

ZONING EXHIBIT
229.7950 ACRE TRACT
YSLETA TOWN TRACT SURVEY,
ABSTRACT NO. 214
CITY OF EL PASO
EL PASO COUNTY, TEXAS

Kimley»Horn

601 Cherry Street, Unit 11, # 1300 Tel. No. (817) 335-6511
Fort Worth, Texas 76102 FIRM # 10194040 www.kimley-horn.com

Scale	Drawn by	Checked by	Date	Project No.	Sheet No.
N/A	MCB	KHA	2/10/2021	001282625	2 OF 5

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THENCE North 48°46'26" West, along the northeast line of said Rancho Del Rey Unit One, a distance of 438.47 feet to a point for the northwest terminus corner of said Camino Del Rey Drive;

THENCE along the west line of said Camino Del Rey Drive, the following four (4) calls:

South 41°13'34" West, a distance of 969.35 feet to a point at the beginning of a tangent curve to the right having a central angle of 12°06'10", a radius of 1322.00 feet, a chord bearing and distance of South 47°16'39" West, 278.73 feet;

In a southwesterly direction, with said curve to the right, an arc distance of 279.25 feet to a point for corner;

South 53°19'44" West, a distance of 143.35 feet to a point for corner;

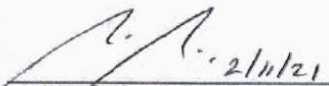
THENCE South 54°28'29" West, a distance of 95.03 feet to a point for corner in the said north line of Mesa Drain;

THENCE North 37°12'57" West, along the said north line of Mesa Drain, a distance of 288.78 feet to the **POINT OF BEGINNING** and containing 229.7950 acres or 10,009,868 square feet of land, more or less.

NOTES

Bearing system based on the Texas Coordinate System of 1983(2011 adjustment), Central Zone (4203). A survey plat of even survey date herewith accompanies this metes & bounds description.

The undersigned, Registered Professional Land Surveyor, hereby certifies that the foregoing description accurately sets out the metes and bounds of the zoning tract.


MICHAEL C. BILLINGSLEY
REGISTERED PROFESSIONAL
LAND SURVEYOR NO. 6558
801 CHERRY STREET,
UNIT 11 SUITE 1300
FORT WORTH, TEXAS 76102
PH. 817-335-6511
michael.billingsley@kimley-horn.com



ZONING EXHIBIT
229.7950 ACRE TRACT
YSLETA TOWN TRACT SURVEY,
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CITY OF EL PASO
EL PASO COUNTY, TEXAS

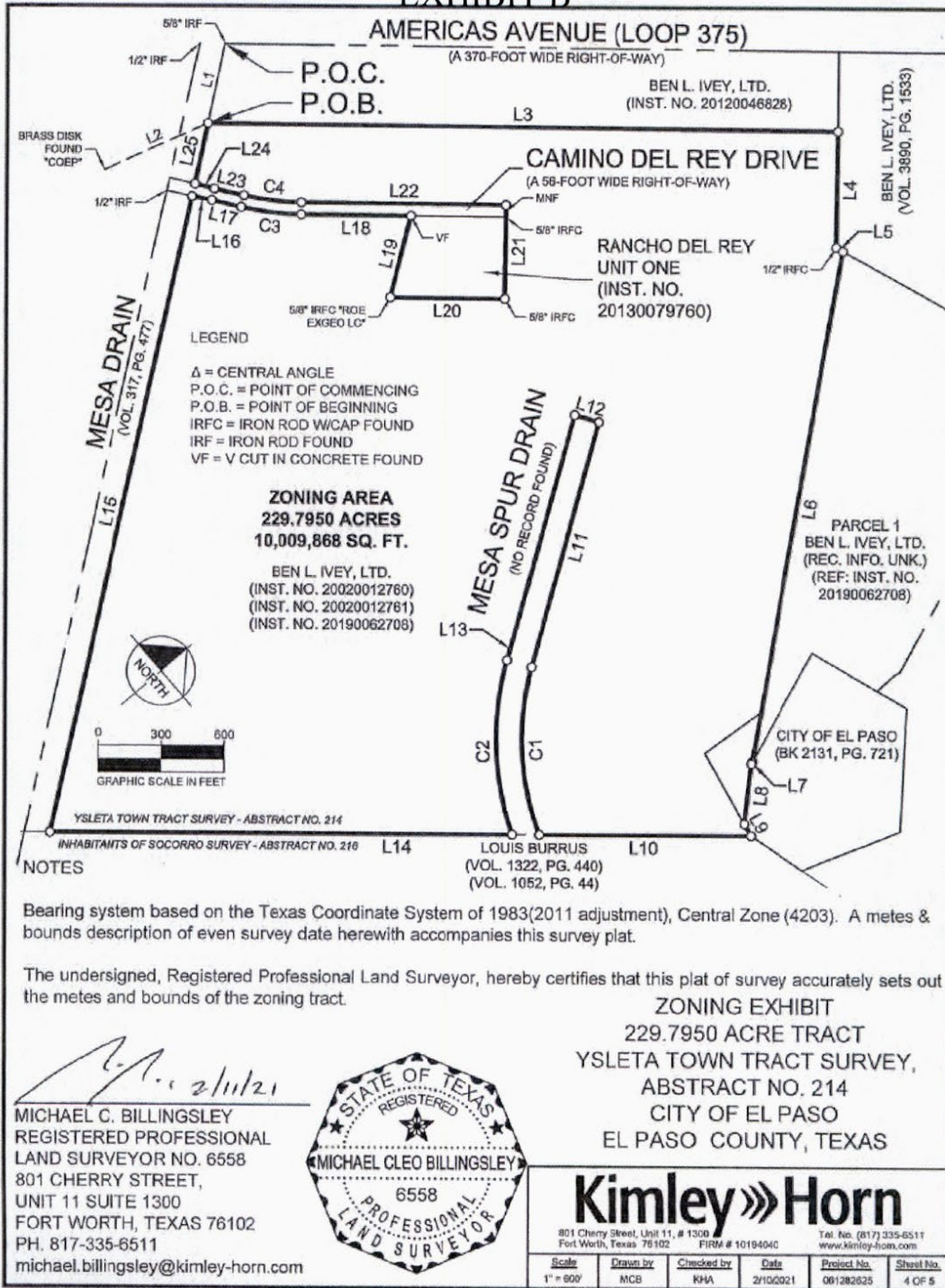
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Scale	Drawn by	Checked by	Date	Project No.	Sheet No.
N/A	MCB	KHA	2/10/2021	061282625	3 OF 6

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EXHIBIT B



LINE TABLE

NO.	BEARING	LENGTH
L1	S37°12'57"E	379.80'
L2	S16°48'26"W	535.26'
L3	N41°14'16"E	2990.88'
L4	S48°48'05"E	542.74'
L5	N69°31'53"E	35.50'
L6	S39°10'54"E	2425.70'
L7	S20°12'12"E	10.24'
L8	S42°39'53"E	283.70'
L9	S78°39'25"E	84.10'
L10	S40°48'35"W	1006.06'
L11	N33°43'56"W	1190.01'
L12	S56°16'04"W	120.00'
L13	S33°43'56"E	1190.01'
L14	S40°48'35"W	2195.17'
L15	N36°35'12"W	3050.18'
L16	N52°10'59"E	95.11'
L17	N53°19'44"E	143.35'
L18	N41°13'34"E	518.64'
L19	S34°57'39"E	393.84'
L20	N41°13'43"E	544.73'
L21	N48°46'26"W	438.47'
L22	S41°13'34"W	989.35'
L23	S53°19'44"W	143.35'
L24	S54°28'29"W	95.03'
L25	N37°12'57"W	288.78'

CURVE TABLE

NO.	DELTA	RADIUS	LENGTH	CHORD BEARING	CHORD
C1	36°29'50"	1255.01'	799.44'	N51°58'51"W	785.99'
C2	34°35'09"	1375.01'	830.01'	S51°01'30"E	817.46'
C3	12°06'10"	1378.00'	291.08'	N47°16'39"E	290.54'
C4	12°06'10"	1322.00'	279.25'	S47°16'39"W	278.73'

ZONING EXHIBIT
229.7950 ACRE TRACT
YSLETA TOWN TRACT SURVEY,
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Scale	Drawn by	Checked by	Date	Project No.	Sheet No.
N/A	MCB	KHA	2/15/2021	061282625	5 OF 5

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ATTACHMENT 6

Planning and Inspections Department - Planning Division

Staff recommends **APPROVAL** of the request. The proposed use is permissible by right in a C-4/c/sc (Commercial/conditions/special contract) zone and is compatible with surrounding commercial uses. The proposed development meets the requirements of El Paso City Code Section 20.04.150 Detailed Site Development Plan and is compliant with all applicable conditions on the property.

Planning and Inspections Department – Plan Review & Landscaping Division

Recommend approval. No objections to the proposed detailed site development plan.

At the time of submittal for building permit, the project will need to comply with all applicable provisions of the ICC, TAS and Municipal Code.

Planning and Inspections Department – Land Development

PZDS23-00032 – 9641 North Loop – Detailed Site Plan – Approved

1. The complete drainage system must be completed in phase I, as per section Code 19.08.010, section D, all drainage structures and ponding areas serving the subdivision are constructed as part of the initial phase of the development.
2. The proposed ponding areas shall have enough capacity to hold all stormwater runoff for a designed 100-yr. storm event, including stormwater displacement at the improvement plan stage.
3. Comply with FEMA CLOMR & LOMR requirements for developing within SFHA.
4. Coordinate with TXDOT and Water Improvement District #1 and for their review and approval.

Note: Comments will be addressed at permitting stage.

Fire Department

The package only has one sheet and we need more information such as elevations (building heights) to address fire related issues to determine aerial access.

Note: Comments will be addressed at permitting stage.

Police Department

No comments received.

Environment Services

No comments received.

Streets and Maintenance Department

1. Construct cul- de- sacs at 3 different locations (West of Tierra del Rey, South of Rancho del Rey and East of Camino del Rey).
2. Coordinate with TXDOT at North Loop & Loop 375 for approval

Note: Comments will be addressed at platting and permitting stage.

Texas Department of Transportation

Please see comments from our most recent AMC meeting below:

- Please move driveway up north away from the gore on the ramp
- Please provide master plan

- A truck template would be needed to ensure the semi-trucks are able to turn on the deceleration lane without extending to the through lanes.

Note: Comments will be addressed at platting and permitting stage.

Sun Metro

No comments received.

El Paso Water

El Paso Water-PSB does not object to this request.

Water:

There is an existing 12-inch diameter water main that extends along Camino Del Rey Dr., located approximately 19-feet west of the eastern right-of-way line. This main dead-ends approximately 1,500 LF east of Mesa Drain. This main is available main extensions.

There is an existing 48-inch diameter water main located along an existing a 30-foot PSB easement within the future extension of Camino Del Rey Rd. No direct service connections are allowed to this sanitary sewer main as per the El Paso Water Utilities – Public Service Board Rules and Regulations.

Previous water pressure from fire hydrant #11036 located approximately 230 feet east of the intersection between Camino Del Rey and Via Placita Street has yield a static pressure of 110 (psi), a residual pressure of 108 (psi), and a discharge of 1,061 gallons per minute. The owner should, for his own protection and at his own expense, install at the discharge side of each water meter a pressure regulator, strainer and relief valve, to be set for pressure as desired by the customer. The Lot owner shall be responsible for the operation and maintenance of the above-described water pressure regulating device.

Sanitary Sewer:

There is an existing 15-inch diameter sanitary sewer main that extends along Camino Del Rey Dr., located approximately 18-feet east of the western right-of-way line. This main is available for main extensions.

There is an existing 60-inch sanitary sewer interceptor along a 30-foot PSB easement east of and parallel to the property's east boundary line. No direct service connections are allowed to this sanitary sewer main as per the El Paso Water Utilities – Public Service Board Rules and Regulations.

General:

Water and main extension will be necessary to provide service. Water mains shall be extended creating a looped system. Easements may be required. The Owner/Developer is responsible for the water and sanitary sewer main extension and easement acquisition cost.

Mesa Drain is an El Paso County Water Improvement District No. 1 facility. Permits for installation of sanitary sewer main and manholes within the right of way are required. Owner/Developer is responsible for permit, survey, and consideration fees.

During the site improvement work, the Owner/Developer shall safeguard all existing water mains, sewer mains, and appurtenant structures. The Owner/Developer shall minimize changes in grade above or near the vicinity of the existing PSB facilities and is responsible for the cost of setting appurtenant structures to final grade.

No building, reservoir, structure, parking stalls or other improvement, other than asphaltic paving (HMAC), shall be constructed or maintained on the above referenced EPWater-PSB easement without the written consent of EPWater-PSB. The Developer shall refrain from constructing rock walls, signs, buildings, curbs or any structure that will interfere with the access to the PSB easements. There shall be at least 5-foot setback from the easement line to any building, sign or structure. All easements dedicated for public water and sanitary sewer facilities shall comply with the EPWater-PSB Easement Policy. The PSB

easements shall be improved to allow the operation of EPWater maintenance vehicles. EPWater-PSB requires access to the proposed water, sanitary sewer facilities, appurtenances, and meters within the easement 24 hours a day, seven (7) days a week.

EPWater requires a new service application to provide service to the subject property. New service applications are available at 1154 Hawkins, 3rd Floor. The following items are required at the time of application: a site plan, utility plan, drainage and grading plans, landscaping plan (if applicable). Application for services for subdivisions must be made in conjunction with the request for water and sanitary sewer main extensions. The legal description of the property, and a certificate-of-compliance are required at the time of application. Service will be provided in accordance with the current EPWater – PSB Rules and Regulations. The owner is responsible for the costs of any necessary on-site and off-site extensions, relocations or adjustments of water and sanitary sewer lines and appurtenances.

El Paso County Water Improvement District #1

No comments received.



Legislation Text

File #: 24-114, Version: 2

**CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM**

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

All Districts

Public Health, Hector I. Ocaranza, (915) 212-6502

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

A Resolution that City Council authorizes the Mayor to sign the Interlocal Agreement between the City of El Paso, Texas and the City of Anthony, Texas for a period of September 1, 2022 through August 31, 2023, for the provision of public health and environmental services by the City of El Paso. The City of Anthony shall pay the City of El Paso an annual amount not to exceed Fifty-Four Thousand, Two Hundred Seventy Dollars and 00/100 (\$54,270.00).

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: Public Health

AGENDA DATE: 1/30/24

PUBLIC HEARING DATE:

CONTACT PERSON NAME AND PHONE NUMBER: Hector I. Ocaranza, MD, 915-212-6502; 915-710-2669

DISTRICT(S) AFFECTED: ALL DISTRICTS

STRATEGIC GOAL: #8: NURTURE AND PROMOTE A HEALTHY AND SUSTAINABLE COMMUNITY

SUBGOAL: 8.1: DELIVER PREVENTION, INTERVENTION AND MOBILIZATION SERVICES TO PROMOTE A HEALTHY, PRODUCTIVE AND SAFE COMMUNITY

SUBJECT:

APPROVE a resolution / ordinance / lease to do what? **OR AUTHORIZE** the City Manager to do what? **Be descriptive of what we want Council to approve. Include \$ amount if applicable.**

A resolution that City Council authorizes the Mayor to sign the Interlocal Agreement between the City of El Paso, Texas and the City of Anthony for a period of September 1, 2022 through August 31, 2023, for the provision of public health and environmental services by the City of El Paso.

- The City of Anthony shall pay the City of El Paso an annual amount not to exceed Fifty-Four Thousand, Two Hundred Seventy Dollars and 00/100 (\$54,270.00).

BACKGROUND / DISCUSSION:

Discussion of the what, why, where, when, and how to enable Council to have reasonably complete description of the contemplated action. This should include attachment of bid tabulation, or ordinance or resolution if appropriate. What are the benefits to the City of this action? What are the citizen concerns?

The Interlocal Agreement will allow the City of El Paso to provide public health and environmental services.

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one?

City Council renews the agreement annually for every Fiscal Year.

AMOUNT AND SOURCE OF FUNDING:

How will this item be funded? Has the item been budgeted? If so, identify funding source by account numbers and description of account. Does it require a budget transfer?

N/A

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? X YES NO

PRIMARY DEPARTMENT: Public Health

SECONDARY DEPARTMENT: Environmental Services

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD: Hector I. Ocaranza, MD / Nicholas Ybarra



(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

RESOLUTION

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, Texas and the City of Anthony, Texas, for the period of September 1, 2022 through August 31, 2023, for the provision of public health and environmental services by the City of El Paso to the City of Anthony, for which the City of Anthony shall pay to the City of El Paso an annual amount of FIFTY-FOUR THOUSAND TWO HUNDRED SEVENTEEN DOLLARS AND NO/100 (\$54,217.00).

APPROVED this ____ day of _____ 2024.

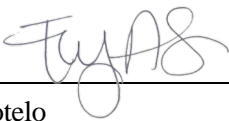
CITY OF EL PASO

Oscar Leeser
Mayor

ATTEST:

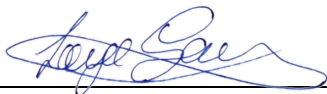
Laura D. Prine
City Clerk

APPROVED AS TO FORM




Evy A. Sotelo
Assistant City Attorney

APPROVED AS TO FORM




Joyce Garcia
Assistant City Attorney

APPROVED AS TO CONTENT



Dr. Hector I. Ocaranza M.D., Interim Director
Department of Public Health

APPROVED AS TO CONTENT



Nicholas Ybarra, P.E.
Managing Director
Environmental Services Department

STATE OF TEXAS)
)
COUNTY OF EL PASO)

INTERLOCAL AGREEMENT

THIS AGREEMENT is entered into on the last listed approved date below between the CITY OF EL PASO, TEXAS (“City of El Paso”) and the City of Anthony, TEXAS (“City of Anthony”) by and through its duly authorized officials, pursuant to the Interlocal Cooperation Act.

RECITALS

WHEREAS, the City of El Paso and City of Anthony are authorized to enter into this Agreement pursuant to the Interlocal Cooperation Act, Chapter 791, Texas Government Code; and

WHEREAS, the City of El Paso has a Department of Public Health; and

WHEREAS, this Agreement for interlocal cooperation for the City of El Paso to provide certain public health services to City of Anthony is necessary for the mutual advancement of the health and general welfare of the citizens of all jurisdictions concerned; and

WHEREAS, City of Anthony desires to have the City of El Paso’s appointed health authority serve as City of Anthony ’s health authority; and

WHEREAS, City of Anthony will make available and/or transfer to the City of El Paso certain information, in conjunction with goods or services that are being provided by the City of El Paso to City of Anthony, which is confidential and must be afforded special treatment and protection; and

WHEREAS, the City of El Paso will also have access to and/or receive from City of Anthony certain information that can be used or disclosed only in accordance with this Agreement, the Texas Medical Records Privacy Act and the HHS Privacy Regulations; and

WHEREAS, the City of El Paso will include City of Anthony in public health research projects, to examine health conditions in City of Anthony, when funded by the State of Texas or the federal government and when research protocols are indicated for areas beyond the urban borders of the City of El Paso.

FOR THESE REASONS, and in consideration of the mutual promises contained in this Agreement, City of Anthony and the City of El Paso mutually agree as follows:

1. **SCOPE OF SERVICES.**

1.1 The City of El Paso shall perform the following public health related services by and through its Department of Public Health under the terms and conditions hereinafter stated, and City of Anthony hereby accepts and agrees to the following terms and conditions:

1.1.1 The City of El Paso will issue permits and provide inspection services of food establishments at a frequency and in accordance with recommended protocols as established by the Texas Department of State Health Services (DSHS). The City will provide enforcement of applicable State laws and regulations as appropriate to help reduce the risk of food borne illnesses in said establishments. Appropriate and customary fees will be charged to the establishments, as permitted by law.

1.1.1.1 The City will provide food handler and food manager training in accordance with the Texas Food Establishment Rules found at 25 TAC 228.

1.1.2 The City of El Paso will provide public health related complaint investigation/enforcement services as determined to be appropriate by City of El Paso staff for those conditions that violate the Texas Health and Safety Code and applicable City of Anthony ordinances.

1.1.3 The City of El Paso will provide communicable disease investigation services for the purpose of tracking communicable diseases and helping to reduce transmission in accordance with appropriate epidemiological intervention. Services will be provided in a manner and at a frequency that is consistent with standard public health practices.

1.1.4 The City of El Paso will provide immunization services to residents of City of Anthony to include but not be limited to adult, adolescent and childhood immunizations as recommended by the Texas DSHS. Appropriate and customary fees will be charged to those receiving these services.

1.1.5 The City of El Paso will provide tuberculosis and sexually transmitted disease control services to residents of City of Anthony. Services may include testing,

treatment and investigation of contacts, as appropriate. Appropriate and customary fees will be charged to those receiving these services.

1.1.6 The City of El Paso will provide Women, Infants and Children (WIC) Nutrition services to residents of City of Anthony in accordance with Texas DSHS requirements. Services may include medical health assessment, nutrition, breast-feeding promotion, social service referral, and food benefit issuances, as appropriate.

1.1.7 The City will provide pediatric dental services to residents living in City of Anthony in accordance with Texas Title V requirements and in accordance with Texas Medicaid waiver guidelines. Services may be provided in the Department of Public Health's licensed dental facility in the City of El Paso or by use of the City of El Paso's Mobile Dental clinic beyond the City limits.

1.1.8 The City of El Paso will provide informational programs including but not limited to injury prevention, asthma, diabetes, abstinence, maturation/puberty, and tobacco use prevention. These services are generally provided to City of Anthony's residents at local school facilities through the City of El Paso's Health Education Program.

1.1.9 The City of El Paso will provide Family Planning Services to qualified individuals in accordance with US Health and Human Services/Office of Population Affairs Title X, which encompasses reproductive and sexual wellness education; infertility counseling; basic wellness checks; breast exam, annual pelvic exam, Pap smear, and pregnancy testing for women; hormonal and barrier birth control methods; testing and treatment for Sexually Transmitted Infections (STIs); HIV testing and linkage to care, referral to vasectomy services for men; Pre-Exposure Prophylaxis (PrEP) HIV prevention; Hepatitis C (HCV) testing and linkage to care; referral to primary care and diagnostics; and patient navigation/social services. These clinical and social services are provided through a sliding fee scale at the City of El Paso Department of Public Health Main Campus. Services will not be denied based on the client's inability to pay.

- 1.1.10 The City of El Paso will provide Family Planning community health education in accordance with US Health and Humans Services/Office of Population Affairs Title X, which encompasses, but not limited to, human anatomy, reproductive health, birth control, prevention and treatment of STIs, effective communication and coercion avoidance for adults and youth. Family Planning community health education may be provided at various pre-determined safe community locations upon request.
- 1.2 The City of El Paso shall perform the following environmental services by and through its Department of Environmental Services under the terms and conditions hereinafter stated, and City of Anthony hereby accepts and agrees to the following terms and conditions:
- 1.2.1 The City of El Paso will provide mosquito control services, including but not limited to, collecting and identifying mosquito species, larviciding, adulticiding, providing enforcement of violations that create mosquito harborage as appropriate, tracking of vector-borne disease, and educating the public regarding disease prevention strategies.
- 1.2.2 The City of El Paso will include the jurisdictional areas of City of Anthony within its programs and services for the purpose of the enhancement of the air quality, to include but not be limited to, routine ambient air monitoring, analysis of gasoline samples to ensure compliance with oxygen content, and investigation and enforcement of air related nuisances and other requirements as set forth by the Texas Commission on Environmental Quality and/or the United States Environmental Protection Agency as appropriate.
- 1.3 The City of El Paso agrees that in accordance with the provisions of any and all grants from federal and state agencies that are awarded on a county-wide basis, the City of El Paso will provide services in the jurisdictional areas of the City of Anthony as required under these grant provisions. Provided, however, nothing in this Agreement shall obligate the City of El Paso to perform services if the grant funds relating to a

particular grant are not currently being paid to the City of El Paso, and, in any such instances, the Director of the City of El Paso's Department of Public Health shall give written notice to City of Anthony that the City of El Paso is not providing the particular services for the reason that it has not received funding under the applicable grant. The City of El Paso will provide written notice to City of Anthony of grant funding which becomes discontinued or terminated, and any election by the City of El Paso not to seek the renewal of grants existing at the effective date of this Agreement.

- 1.4 To the extent allowed by law, City of Anthony agrees to pass all ordinances and resolutions necessary to give the City of El Paso and City of El Paso personnel jurisdiction to provide public health and environmental service functions in City of Anthony pursuant to the terms of this Agreement, including its extraterritorial jurisdiction, if any, where the providing of public health and other services is authorized by law, and including the power to issue citations for violations of any ordinances pertaining to the protection of the public health and that pertain to services the City of El Paso agrees to render in accordance with the terms of this Agreement.
- 1.5 The City of El Paso agrees that it will file citations, complaints and violations occurring within the territorial limits of City of Anthony through City of Anthony Municipal Court. It is agreed that the appropriate personnel from the City of El Paso will be administratively directed to be present at such times as court sessions are set and cases involving the City of El Paso are on the court's docket, without the necessity for the issuance of a subpoena. City of Anthony Municipal Court will provide reasonable notice of any case settings to the City of El Paso.
- 1.6 The City of El Paso will provide necessary training for employees utilized in providing services under this Agreement, as may be required by law or determined to be appropriate by the City of El Paso, and shall require all such personnel to maintain all required licenses and certifications in accordance with State and Federal laws.
- 1.7 Nothing within the terms of this Agreement shall require the City of El Paso to purchase additional equipment or hire additional personnel in order to comply with the terms of this Agreement.
- 1.8 The City of El Paso agrees that it will keep accurate records of all services provided to City of Anthony pursuant to this Agreement as part of its routine data collection

processes and shall report such activities in its standardized records format to City of Anthony officials, as requested. However, the City of El Paso will not be required to furnish copies of any reports that are maintained on the City's website and available to City of Anthony from the website.

1.9 On or before July 31, 2023, the City of El Paso shall provide to City of Anthony an initial projection based on the City Manager's filed proposed budget of City of Anthony's potential costs for a new Interlocal Agreement that, if agreed upon, would be effective September 1, 2023. The provision of this initial projection of potential costs will be used solely for the purposes of facilitating the budgeting process for the City of Anthony for its FY2024 budget.

1.10 It is understood and agreed to between the parties that any portion of this Agreement providing for the delivery of public health services for which City of Anthony does not grant legal authority shall be null and void and of no force and effect, and the City of El Paso shall not be obligated to provide those services.

2. **LOCATION OF PERFORMANCE.** The place where most services are to be performed is in City of Anthony, Texas, and any extraterritorial jurisdiction thereof where the City of El Paso may lawfully provide public health and environmental services as delegated and authorized under this Interlocal Agreement (jurisdictional areas of City of Anthony). Certain health services involving medical testing, treatment and laboratory analysis shall be performed at City Department of Public Health locations within the City of El Paso.

3. **APPOINTMENT OF HEALTH AUTHORITY.** The Parties agree that the individual appointed to serve as health authority for the City of El Paso will serve as the health authority for City of Anthony, in accordance with Section 121.028(c), Texas Health and Safety Code.

4. **TIMES OF PERFORMANCE.** The City of El Paso shall commence the provision of its services on the 1st day of September 2022, and shall terminate on the 31st day of August 2023, regardless of the date of execution of this Agreement.

4.1 In the event of a public health, such as, but not limited to, a disaster declaration of City of Anthony, requiring, as a result of the emergency, specific health services from the City of El Paso after August 31, 2023, and prior to the signing of a subsequent Interlocal for health services between the parties to this Agreement, the required services shall be provided by the City of El Paso to City of Anthony at the

rate described in the present Agreement, and City of Anthony shall pay for said services at said rate within thirty (30) days of receipt of an invoice from the City of El Paso for said services.

5. **COMPENSATION.**

5.1 The City of Anthony agrees to pay the amount not to exceed FIFTY FOUR THOUSAND TWO HUNDRED SEVENTEEN DOLLARS AND 00/100 (\$54,217.00) for services rendered in accordance with this Agreement, excluding the services described in Section 4.1. Payments shall be made in equal quarterly installments, each in the amount of THIRTEEN THOUSAND FIVE HUNDRED FIFTY FOUR DOLLARS AND 00/100 (\$13,554.00) with the first payment becoming due and payable on the 1st day of September 2022 or within 10 days after the date that City of Anthony signs this Agreement, whichever is later. The quarterly installment described in this Section 5.1 does not include the services described in Section 4.1. The Cost Model attached hereto as Appendix A and Appendix B identifies the total cost of services offered by the City of El Paso to City of Anthony pursuant to this Agreement.

5.2 The Parties acknowledge that the funds paid by the City of Anthony pursuant to Section 5.1 above may not be sufficient in the event of an unexpected occurrence such as an outbreak, epidemic (i.e. Zika, cholera), or intervention of emerging or new diseases or public health threats (chemical or biological) in the jurisdictional areas of City of Anthony. The City of Anthony shall name a person to serve as a point of contact to discuss these types of threats, their intervention, and any additional costs that the City of Anthony will need to pay to defray the resulting expenses. Such contact person shall be designated and disclosed to the Director of the Department of Public Health and the Director of Environmental Services as of the signing of this Agreement, as applicable.

6. **PAYMENTS PURSUANT TO THIS AGREEMENT.** Payments submitted under this Agreement shall be made payable to the City of El Paso, Attn: Comptroller, PO Box 1890, El Paso, TX 79950-1890. In addition to the compensation provided for herein, the City of El Paso shall receive all proceeds received from inspection and permit fees collected in the City of Anthony. Such fees, when set or revised by City of Anthony and to the extent allowed by law, shall be set in the same

amounts as the fees for the identical services or charges as made by the City of El Paso. All fees that City of Anthony collects for this purpose shall be paid to the City of El Paso on a quarterly basis, within 30 days of the conclusion of the quarter. City of Anthony shall also provide the City of El Paso with a report indicating the amount of fees collected and the time period associated with such collection. In event that City of Anthony accrues an arrearage on payment, the City of El Paso Comptroller or any collection agency retained by the City to collect delinquent accounts may add a collection fee of 21% to the account receivable if owing to the City for more than 60 days, pursuant to the El Paso City Code, Ordinance 14700.

7. **LAW GOVERNING CONTRACT.** The governing law for this Agreement shall be the laws of the State of Texas. The venue shall be in El Paso County, Texas.

7.1 *Authority of the City of El Paso.* City of Anthony expressly agrees that the City of El Paso shall have authority to enforce all laws and ordinances applicable to those public health and environmental services covered in this agreement, within the incorporated city limits and extraterritorial jurisdiction of City of Anthony, Texas. City of Anthony further agrees that, in the absence of any conflicting city ordinance, the City of El Paso shall have authority to enforce the laws of the State of Texas and the County of El Paso applicable to those public health and environmental services covered in this agreement, within the incorporated city limits and extraterritorial jurisdiction of City of Anthony, Texas. City of Anthony shall provide certified copies of all City of Anthony, Texas Ordinances affecting public health and environmental regulation upon execution of this Agreement and as requested by the City of El Paso, and to provide copies of all such newly adopted or amended ordinance within 10 days after adoption or amendment. Copies of such ordinances shall be sent to the Director of the City of El Paso Department of Public Health and to the Director of the City of El Paso Department of Environmental Services, as applicable.

7.2 *Privileges and Immunities.* All privileges and immunities from liability, exemptions from laws, ordinances and rules, pension, relief, disability, worker's compensation, and other benefits which apply to the activities of officers, agents, or employees of the City of El Paso when performing a function shall apply to such officers, agents, or employees to the same extent while engaged in the performance of any of their functions and duties under the terms and provisions of this Agreement. Each party reserves, and does not waive, its rights of sovereign immunity and rights under the Texas Tort Claims Act.

7.3 *Governmental Function.* The Parties expressly agree that, in all things relating to this Agreement, the City of El Paso is performing a governmental function, as defined by the Texas Tort Claims Act. The Parties further expressly agree that every act or omission of the City of El Paso, which, in any way, pertains to or arises out of this Agreement falls within the definition of governmental function.

7.4 *Exclusion of Incidental and Consequential Damages.* Independent of, severable from, and to be enforced independently of any other enforceable or unenforceable provision of this Agreement, NEITHER PARTY WILL BE LIABLE TO THE OTHER PARTY (NOR TO ANY PERSON CLAIMING RIGHTS DERIVED FROM THE PARTY'S RIGHTS) FOR INCIDENTAL, CONSEQUENTIAL, SPECIAL, PUNITIVE, OR EXEMPLARY DAMAGES OF ANY KIND including lost profits, loss of business, or other economic damage, and further including injury to property, mental anguish and emotional distress AS A RESULT OF BREACH OF ANY TERM OF THIS AGREEMENT, REGARDLESS OF WHETHER THE CITY WAS ADVISED, HAD OTHER REASON TO KNOW, OR IN FACT KNEW OF THE POSSIBILITY THEREOF.

7.5 *Intentional Risk Allocation.* Each of the Parties acknowledges that the provisions of this Agreement were negotiated to reflect an informed, voluntary allocation between them of all risks (both known and unknown) associated with the transactions associated with this Agreement. The disclaimers and limitations in this Agreement are intended to limit the circumstances of liability. The remedy limitations, and the limitations of liability, are separately intended to limit the forms of relief available to the Parties.

8. **HHS PRIVACY REGULATIONS.** The Health Insurance Portability and Accountability Act (HIPAA) *Standards for Privacy of Individually Identifiable Health Information* (Privacy Rule). See 45 CFR Part 160 and Subparts A and E of Part 164, requires that the City of El Paso offer assurances to City of Anthony that the City of El Paso will safeguard any protected health information received or created on behalf of City of Anthony. Pursuant to this requirement, the parties further agree to the terms and conditions of the standard HIPAA Business Associate Agreement set forth in Appendix C and incorporated herein as if fully set forth.

City of Anthony continues its authorization for the City of El Paso to possess and maintain any protected health information received or created on behalf of City of Anthony and previously possessed or maintained by the El Paso City-County Health and Environmental District, in accordance with the terms of the standard Business Associate Agreement set forth in Appendix C.

9. **TERMINATION.** This Agreement may be terminated in whole or in part by either party upon sixty days written notice to the other party at the following addresses, or at a new address as provided in writing to the nonmoving party by a party which has moved its physical location within thirty (30) days of said relocation without the necessity of amending this contract:

CITY OF EL PASO:	City of El Paso Attn: City Manager P.O. Box 1890 El Paso, Texas 79950-1890
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City of Anthony:	City of Anthony Attn: Mayor P.O. Box 1269 Anthony, Texas 79821
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All payments by City of Anthony under this Agreement are payable only out of current City of Anthony revenues. In the event that funds relating to this Agreement do not become available, such as by City of Anthony City Council not appropriating the funds, City of Anthony shall have no future obligation to pay or perform any future services related herein to the City of El Paso for City of Anthony's fiscal year during which time such funding is not available or appropriated; however, all services that have been provided by the City of El Paso shall be paid in accordance with Sections 5 and 6 of this Agreement. Should City of Anthony experience a funding unavailability related to the services described in this Agreement, City of Anthony shall immediately provide written notification to the City of El Paso of such case and either party may choose to terminate the Agreement subject to this Section 9. In the event that City of Anthony notifies the City of El Paso that City of Anthony is experiencing a funding unavailability related to this Agreement, the City of El Paso shall immediately cease providing the services described in this Agreement to City of Anthony except as required by related grant funding requirements to which the City of El Paso must adhere.

10. **INDEPENDENT CONTRACTORS.** The City of El Paso and City of Anthony are independent legal entities. Except to the extent required by section 437.009 of the Health and Safety

Code, nothing in this Agreement shall be construed to create the relationship of employer and employee, or principal and agent, or any relationship other than that of independent parties contracting with each other solely for the purpose of carrying out the terms of this Agreement. Neither the City of El Paso nor City of Anthony nor any of their respective agents or employees shall control or have any right to control the activities of the other party in carrying out the terms of this Agreement.

13. **SEVERABILITY.** Every provision of this Agreement is intended to be severable. If any term or provision hereof is illegal or invalid for any reason whatsoever, such illegality or invalidity shall not affect the validity of the remainder of this Agreement.

14. **HEADINGS.** The headings of sections and subsections of this Agreement are for reference only and will not affect in any way the meaning or interpretation of this Agreement.

15. **ENTIRE AGREEMENT; AMENDMENTS.** This Agreement constitutes the entire understanding of the parties hereto with respect to the subject matter hereof and no amendment, modification or alteration of the terms shall be binding unless the same is in writing, dated subsequent to the date hereof and duly executed by the parties hereto. The parties reserve the right to amend this Agreement in the event either party should experience an unforeseen, significant impact to their respective budget allocated for the services addressed in this Agreement.

(Signature pages follow)

STATE OF TEXAS)
)
COUNTY OF EL PASO)

INTERLOCAL AGREEMENT

Signature page for the City of El Paso, Interlocal Agreement between the City of El Paso and City of Anthony.

APPROVED this ____ day of _____, 2022.

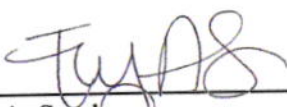
CITY OF EL PASO

Oscar Leeser
Mayor

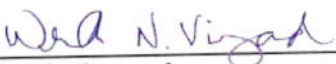
ATTEST:

Laura D. Prine
City Clerk

APPROVED AS TO FORM:




Evy A. Sotelo
Assistant City Attorney

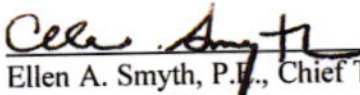


Wendi Vineyard
Assistant City Attorney

APPROVED AS TO CONTENT:



Hector Ocaranza, M.D.
Interim Director, Department of Public Health



Ellen A. Smyth, P.E., Chief Transit and Field
Operations Officer
Environmental Services Department

(Signatures continue on the following page)

STATE OF TEXAS)
)
COUNTY OF EL PASO)

INTERLOCAL AGREEMENT

Signature page for City of Anthony, Interlocal Agreement between the City of El Paso and City of Anthony.

APPROVED this 12 day of December, 2022.



Printed Name: Valerie Armendariz
City Clerk, City of Anthony

City of Anthony

Mayor
Printed Name: Benjamin Romero

APPROVED AS TO FORM:

Printed Name: Enrique "Henry" Palomares
Attorney, City of Anthony

APPENDIX C

STATE OF TEXAS)
)
COUNTY OF EL PASO)

HIPAA BUSINESS ASSOCIATE AGREEMENT

THIS AGREEMENT is entered into on Dec 12th, 2022, by and between the CITY OF EL PASO, TEXAS ("CITY"), as the Covered Entity, and City of Anthony ("BUSINESS ASSOCIATE") by and through their duly authorized officials, in order to comply with 45 C.F.R. §164.502(e) and §164.504(e), governing protected health information ("PHI") and business associates under the Health Insurance Portability and Accountability Act of 1996 (P.L. 104-191), 42 U.S.C. Section 1320d, et. seq., and regulations promulgated thereunder, as amended from time to time (statute and regulations hereafter collectively referred to as "HIPAA"). Covered Entity and Business Associate may be referred to herein individually as a "Party" or collectively as the "Parties".

RECITALS

WHEREAS, CITY has engaged BUSINESS ASSOCIATE to perform services or provide goods, or both;

WHEREAS, CITY possesses individually identifiable health information that is defined in and protected under HIPAA, and is permitted to use or disclose such information only in accordance with HIPAA;

WHEREAS, BUSINESS ASSOCIATE may receive such information from CITY, or create and receive such information on behalf of CITY, in order to perform certain of the services or provide certain of the goods, or both; and

WHEREAS, CITY wishes to ensure that BUSINESS ASSOCIATE will appropriately safeguard individually identifiable health information;

NOW THEREFORE, CITY and BUSINESS ASSOCIATE agree as follows:

A. HIPAA Terms

1. **Definitions.** The following terms shall have the meaning ascribed to them in this Section. Other capitalized terms shall have the meaning ascribed to them in the context in which they first appear, or as provided in (1)(h) to this Section.
 - a. **Agreement** shall refer to this document.
 - b. **Business Associate** means City of Anthony.

c. **HHS Privacy Regulations** shall mean the Code of Federal Regulations (“C.F.R.”) at Title 45, Sections 160 and 164, in effect, or as amended.

d. **Individual** shall mean the person who is the subject of the Information, and has the same meaning as the term “individual” is defined in 45 C.F.R. 164.501.

e. **Information** shall mean any “health information” provided and/or made available by the CITY to BUSINESS ASSOCIATE, and has the same meaning as the term “health information” as defined by 45 C.F.R. 160.102.

f. **Parties** shall mean the CITY and BUSINESS ASSOCIATE.

g. **Secretary** shall mean the Secretary of the Department of Health and Human Services (“HHS”) and any other officer or employee of HHS to whom the authority involved has been delegated.

h. **Catch-all definition:** The following terms used in this Agreement shall have the same meaning as those terms in the HIPAA Privacy, Security, Breach Notification and Enforcement Rules at 45 C.F.R. Part 160 and 164, in effect, or as amended: breach, data aggregation, designated record set, disclosure, health care operations, protected health information, required by law, subcontractor, and use.

2. **Limits on Use and Disclosure Established by Terms of Agreement.** BUSINESS ASSOCIATE hereby agrees that it shall be prohibited from using or disclosing the Information provided or made available by the CITY for any other purpose other than as expressly permitted or required by this Agreement (ref. 45 C.F.R. 164.504(e)(2)(i).)

3. **Stated Purposes for which BUSINESS ASSOCIATE May Use or Disclose Information.** The Parties hereby agree that BUSINESS ASSOCIATE shall be permitted to use and/or disclose Information provided or made available from CITY for the following stated purposes: To provide public health, research, and related support services (service) to the community of the CITY for the mutual benefit and general welfare of BUSINESS ASSOCIATE and the CITY (ref. 45 C.F.R. 164.504(e)(2)(i); 65 Fed. Reg. 82505.)

4. **Use of Information for Management, Administrative and Legal Responsibilities.** BUSINESS ASSOCIATE is permitted to use Information if necessary for the proper management and administration of BUSINESS ASSOCIATE or to carry out legal responsibilities of BUSINESS ASSOCIATE. (ref. 45 C.F.R. 164.504(e)(4)(i)(A-B)).

5. **Disclosure of Information for Management, Administration and Legal Responsibilities.** BUSINESS ASSOCIATE is permitted to disclose Information received from CITY for the proper management and administration of BUSINESS ASSOCIATE or to carry out legal responsibilities of BUSINESS ASSOCIATE, provided:
 - a. The disclosure is required by law; or
 - b. The BUSINESS ASSOCIATE obtains reasonable assurances from the person to whom the information is disclosed that it will be held confidentially and used or further disclosed only as required by law or for the purposes for which it was disclosed to the person, the person will use appropriate safeguards to prevent use or disclosure of the information, and the person immediately notifies the BUSINESS ASSOCIATE of any instance of which it is aware in which the confidentiality of the information has been breached. (ref. 45 C.F.R. 164.504(e)(4)(ii)).
6. **Data Aggregation Services.** BUSINESS ASSOCIATE is also permitted to use or disclose Information to provide data aggregation services, as that term is defined by 45 C.F.R. 164.501, relating to the health care operations of CITY. (ref. 45 C.F.R. 164.504(e)(2)(i)(B)).
7. **BUSINESS ASSOCIATE OBLIGATIONS:**
 - a. **Limits on Use and Further Disclosure Established by Agreement and Law.** BUSINESS ASSOCIATE hereby agrees that the Information provided or made available by the CITY shall not be further used or disclosed other than as permitted or required by the Agreement or as required by federal law. (ref. 45 C.F.R. 164.504(e)(2)(ii)(A)).
 - b. **Appropriate Safeguards.** BUSINESS ASSOCIATE will establish and maintain appropriate safeguards to prevent any use or disclosure of the Information, other than as provided for by this Agreement. (ref. 45 C.F.R. 164.504(e)(2)(ii)(B)).
 - c. **Reports of Improper Use or Disclosure.** BUSINESS ASSOCIATE hereby agrees that it shall report to CITY **within two (2) days of discovery** any use or disclosure of Information not provided for or allowed by this Agreement. (ref. 45 C.F.R. 164.504(e)(2)(ii)(C)).
 - d. **Subcontractors and Agents.** BUSINESS ASSOCIATE hereby agrees that any time Information is provided or made available to any subcontractors or agents, BUSINESS ASSOCIATE must enter into a subcontract with the subcontractor or agent that contains the

same terms, conditions and restrictions on the use and disclosure of Information as contained in this Agreement. (ref. 45 C.F.R. 164.504(e)(2)(ii)(D)).

(i) **45 C.F.R. 164.502(e)(1)(ii) and 164.308(b)(2).** In accordance with 45 C.F.R. 164.502(e)(1)(ii) and 164.308(b)(2), if applicable, BUSINESS ASSOCIATE agrees to ensure that any subcontractors that create, receive, maintain, or transmit protected health information on behalf of BUSINESS ASSOCIATE agree in writing to the same restrictions and conditions that apply through this Agreement to BUSINESS ASSOCIATE with respect to such Information.

e. **Right of Access to Information.** BUSINESS ASSOCIATE hereby agrees to make available and provide a right of access to Information by an Individual. This right of access shall conform with and meet all of the requirements of Section 181.102 of the Texas Health and Safety Code, requiring that not later than the 15th business day after the date of the receipt of a written request from a person for the person's electronic health record, BUSINESS ASSOCIATE shall provide the requested record to the person in electronic form unless the person agrees to accept the record in another form, and with any further requirements of 45 C.F.R. 164.524, including substitution of the words "COVERED ENTITY" with BUSINESS ASSOCIATE where appropriate. (ref. 45 C.F.R. 164.504(e)(2)(ii)(E)).

f. **Correction of Health Information by Individuals.** BUSINESS ASSOCIATE shall, upon receipt of notice from the CITY, amend or correct protected health information (PHI) in its possession or under its control.

g. **Amendment and Incorporation of Amendments.** BUSINESS ASSOCIATE agrees to make Information available for amendment and to incorporate any amendments to Information in accordance with 45 C.F.R. 164.504(e)(2)(ii)(F)).

h. **Provide Accounting.** BUSINESS ASSOCIATE agrees to make Information available as required to provide an accounting of disclosures in accordance with 45 C.F.R. 164.528, including substitution of the words "COVERED ENTITY" with BUSINESS ASSOCIATE where appropriate. (ref. 45 C.F.R. 164.504(e)(2)(ii)(G)).

i. **Access to Books and Records.** BUSINESS ASSOCIATE hereby agrees to make its internal practices, books, and records relating to

the use or disclosure of Information received from, or created or received by BUSINESS ASSOCIATE on behalf of the CITY, available to the Secretary or the Secretary's designee for purposes of determining compliance with the HHS Privacy Regulations. (ref. 45 C.F.R. 164.504(e)(2)(ii)(H)).

- j. **Return or Destruction of Information.** At the termination of this Agreement, BUSINESS ASSOCIATE hereby agrees to adhere to Section B.3. of this Agreement. (ref. 45 C.F.R. 164.504(e)(2)(ii)(I)).
- k. **Mitigation Procedures.** BUSINESS ASSOCIATE agrees to have procedures in place for mitigating, to the maximum extent practicable, any deleterious effect from the use or disclosure of Information in a manner contrary to this Agreement or the HHS Privacy Regulations. (ref. 45 C.F.R. 164.530(f)).
- l. **Sanction Procedures.** BUSINESS ASSOCIATE agrees and understands that it must develop and implement a system of sanctions for any employee, subcontractor or agent who violates this Agreement of the HHS Privacy Regulations. (ref. 45 C.F.R. 164.530(e)(1)).
- m. **Subpart E of 45 C.F.R. Part 164.** To the extent BUSINESS ASSOCIATE is to carry out one or more of CITY'S obligations under Subpart E of 45 C.F.R. Part 164, BUSINESS ASSOCIATE shall comply with the requirements of Subpart E that apply to CITY in the performance of such obligation(s).
- n. **Prohibition against the Sale of Protected Health Information.** The BUSINESS ASSOCIATE shall comply with the requirements of Texas Health and Safety Code Sec. 181.153, and any amendments of that section.
- o. **Notice and Authorization Required for Electronic Disclosure of PHI.** The BUSINESS ASSOCIATE shall comply with the requirements of Texas Health and Safety Code Sec. 181.154, and any amendments of that section, regarding the requirement of providing notice to an Individual for whom the BUSINESS ASSOCIATE creates or receives protected health information if the Individual's PHI is subject to electronic disclosure.
- p. **State Law on Medical Records Privacy.** The BUSINESS ASSOCIATE shall abide by the requirements set forth in Texas Health and Safety Code Section 181.001 et. seq., and any amendments of that chapter.

8. **Property Rights.** The Information shall be and remain the property of the CITY. BUSINESS ASSOCIATE agrees that it acquires no title or rights to the Information, including any de-identified Information, as a result of this Agreement.
9. **Modifications.** The CITY and BUSINESS ASSOCIATE agree to modify this Business Associate Agreement, in order to comply with Administrative Simplification requirements of HIPAA, as set forth in Title 45, Parts 160 and 164, (Subparts A and E the “Privacy Rule” and Subparts A and C the “Security Rule”) of the Code of Federal Regulations.
10. **Automatic Amendment.** Upon the effective date of any amendment to the regulations promulgated by HHS with respect to PHI, this Business Associate Agreement shall automatically amend such that the obligations imposed on BUSINESS ASSOCIATE as a Business Associate remain in compliance with such regulations.

B. Term and Termination

1. **Term.** The Term of this Agreement shall be effective as of September 1, 2022, and shall terminate on August 31, 2023, or on the date covered entity terminates for cause as authorized in paragraph (B.2.) of this Section, whichever is sooner.
2. **Termination for Cause.** Upon the CITY’s knowledge of a material breach by BUSINESS ASSOCIATE, the CITY shall:
 - a. Provide an opportunity for BUSINESS ASSOCIATE to cure the breach or end the violation, and terminate if BUSINESS ASSOCIATE does not cure the breach or end the violation within the time specified by the CITY.
 - b. Immediately terminate the Business Associate Agreement if BUSINESS ASSOCIATE has breached a material term of this Business Associate Agreement and cure is not possible.
 - c. Notify the Secretary of HHS if termination is not possible.
3. **Obligations of Business Associate Upon Termination.** Upon termination of this Agreement for any reason, BUSINESS ASSOCIATE, with respect to protected health information received from CITY, or created, maintained, or received by BUSINESS ASSOCIATE on behalf of CITY, shall:
 - a. Retain only that protected health information which is necessary for BUSINESS ASSOCIATE to continue its proper management and administration or to carry out its legal responsibilities;

- b. Return to CITY, or, if agreed to by CITY, destroy, the remaining protected health information that the BUSINESS ASSOCIATE still maintains in any form and BUSINESS ASSOCIATE shall certify to the CITY that the Information has been destroyed;
- c. Continue to use appropriate safeguards and comply with Subpart C of 45 CFR Part 164 with respect to electronic protected health information to prevent use or disclosure of the protected health information, other than as provided for in this Section, for as long as BUSINESS ASSOCIATE retains the protected health information;
- d. Not use or disclose the protected health information retained by BUSINESS ASSOCIATE other than for the purposes for which such protected health information was retained and subject to the same conditions set out at Section 1.e and 1.f above, which applied prior to termination; and
- e. Return to CITY or, if agreed to by CITY, destroy, the protected health information retained by BUSINESS ASSOCIATE when it is no longer needed by BUSINESS ASSOCIATE for its proper management and administration or to carry out its legal responsibilities.
- f. Survival. The obligations of BUSINESS ASSOCIATE under this Section shall survive the termination of this Agreement.

C. Remedies. If CITY determines that BUSINESS ASSOCIATE has breached or violated a material term of this Agreement, CITY may, at its option, pursue any and all of the following remedies:

- 1. Exercise any of its rights of access and inspection under Section A.7.e. of this Agreement;
- 2. Take any other reasonable steps that CITY, in its sole discretion, shall deem necessary to cure such breach or end such violation; and/or
- 3. Terminate this Agreement immediately.
- 4. Injunction. CITY and BUSINESS ASSOCIATE agree that any violation of the provisions of this Agreement may cause irreparable harm to CITY. Accordingly, in addition to any other remedies available to CITY at law, in equity, or under this Agreement, in the event of any violation by BUSINESS ASSOCIATE of any of the provisions of this Agreement, or any explicit threat thereof, CITY shall be entitled to an injunction or other decree of

specific performance with respect to such violation or explicit threat thereof, without any bond or other security being required and without the necessity of demonstrating actual damages. The parties' respective rights and obligations under this Section C.4. shall survive termination of the Agreement.

5. **Indemnification.** BUSINESS ASSOCIATE shall indemnify, hold harmless and defend CITY from and against any and all claims, losses, liabilities, costs and other expenses resulting from, or relating to, the acts or omissions of BUSINESS ASSOCIATE in connection with the representations, duties and obligations of BUSINESS ASSOCIATE under this Agreement. The parties' respective rights and obligations under this Section 5 shall survive termination of the Agreement.

D. Miscellaneous

1. **Regulatory References.** A reference in this Agreement to a HIPAA section means the section as in effect or as amended.
2. **Amendment.** CITY and BUSINESS ASSOCIATE agree that amendment of this Agreement may be required to ensure that CITY and BUSINESS ASSOCIATE comply with changes in state and federal laws and regulations relating to the privacy, security, and confidentiality of protected health information. CITY may terminate this Agreement upon 60 days written notice in the event that BUSINESS ASSOCIATE does not promptly enter into an amendment that CITY, in its sole discretion, deems sufficient to ensure that CITY will be able to comply with such laws and regulations. This Agreement may not otherwise be amended except by written agreement between the parties and signed by duly authorized representatives of both parties.
3. **Interpretation.** Any ambiguity in this Agreement shall be interpreted to permit compliance with HIPAA.
4. **Notices.** Any notice or demand required under this Agreement will be in writing; will be personally served or sent by certified mail, return receipt requested, postage prepaid, or by a recognized overnight carrier which provides proof of receipt; and will be sent to the addresses below. Either party may change the address to which notices are sent by sending written notice of such change of address to the other party.

CITY: City of El Paso
Attn: City Manager
P. O. Box 1890
El Paso, Texas 79950-1890

COPY TO: City of El Paso
Department of Public Health
Attention: Director
5115 El Paso Drive
El Paso, TX 79905

BUSINESS ASSOCIATE: City of Anthony
Attn: Mayor
P.O. Box 1269
Anthony, TX 79821

5. **Non-Waiver.** No failure by any Party to insist upon strict compliance with any term or provision of this Agreement, to exercise any option, to enforce any right, or to seek any remedy upon any default of any other Party shall affect, or constitute a waiver of, any Party's right to insist upon such strict compliance, exercise that option, enforce that right, or seek that remedy with respect to that default or any prior, contemporaneous, or subsequent default. No custom or practice of the Parties at variance with any provision of this Agreement shall affect or constitute a waiver of, any Party's right to demand strict compliance with all provisions of this Agreement.
6. **Headings.** The headings of sections and subsections of this Agreement are for reference only and will not affect in any way the meaning or interpretation of this Agreement.
7. **Governing Law, Jurisdiction.** This Agreement will be governed by and construed in accordance with the laws of the State of Texas, with venue in El Paso County, Texas.
8. **Compliance with Laws.** BUSINESS ASSOCIATE agrees that its obligations pursuant to this Agreement shall be performed in compliance with all applicable federal, state, and/or local rules and regulations. In the event that applicable federal, state or local laws and regulations or applicable accrediting body standards are modified, BUSINESS ASSOCIATE reserves the right to notify CITY in writing of any modifications to the Agreement in order to remain in compliance with such law, rule or regulation.
9. **Severability.** In the event that one or more provision(s) of this Agreement is deemed invalid, unlawful and/or unenforceable, then only that provision will be omitted, and will not affect the validity or enforceability of any other provision; the remaining provisions will be deemed to continue in full force and effect.

10. **No Third Party Beneficiaries.** Nothing express or implied in this Agreement is intended or shall be deemed to confer upon any person other than CITY and BUSINESS ASSOCIATE, and their respective successors and assigns, any rights, obligations, remedies or liabilities.
11. **Entire Agreement; Counterparts.** This Agreement constitutes the entire Agreement between CITY and BUSINESS ASSOCIATE regarding the services to be provided hereunder. Any agreements, promises, negotiations, or representations not expressly set forth in this Agreement are of no force or effect. This Agreement may be executed in any number of counterparts, each of which will be deemed to be the original, but all of which shall constitute one and the same document.

(Signatures follow on next page)

STATE OF TEXAS)
)
COUNTY OF EL PASO)

HIPAA BUSINESS ASSOCIATE AGREEMENT

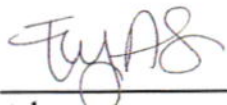
Signature Page

IN WITNESS WHEREOF, the parties hereto have duly executed this Agreement as of the _____ day of _____, 2023.

CITY OF EL PASO


Cary Westin
Interim City Manager

APPROVED AS TO FORM:



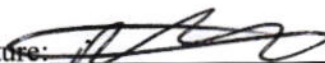
Evy Sotelo
Assistant City Attorney

APPROVED AS TO CONTENT:



Dr. Hector I. Ocaranza, M.D.
Interim Director
Department of Public Health

City of Anthony

Signature: 
Name Printed: Anthony David Turner
Title: Mayor



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 24-176, Version: 1

**CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM**

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

Members of the City Council, Mayor Oscar Leaser, (915) 212-0021

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

Representative Art Fierro to the Financial Oversight and Audit Committee by Mayor Oscar Leaser.



Board Appointment Form

City Clerk's Office

REVISED

7:55 am, Jan 24, 2024

Appointing Office	Mayor Oscar Leeser
Agenda Placement	Consent
Date of Council Meeting	01/30/24
Name of Board	Financial Oversight and Audit Committee
Agenda Posting Language	
Reappointment of Representative Art Fierro to the Financial Oversight and Audit Committee by Mayor Oscar Leeser.	
Appointment Type	Regular
Member Qualifications	
Current member of City Council.	
Nominee Name	Art Fierro
Nominee Date of Birth	
Nominee Email Address	
Nominee Residential Address	
Nominee Primary Phone Number	
Residing District	District 6
City Employed Relatives	N/A
Prior Board Membership	
Council Affiliated Boards	
Real estate owned in El Paso County	
Previous Appointee	Art Fierro
Reason for Vacancy	Term Expired
Date of Appointment	01/30/24
Term Start Date	01/31/24
Term End Date	01/31/25
Term	Second Term

District 6

Art Fierro

Biography

Art Fierro was elected to represent El Paso District 6 on December 17, 2022, and took office on January 3, 2023.

Prior to his election to El Paso City Council, Rep. Fierro was elected to the Texas House of Representatives in February 2019 and served two terms representing Texas District 79 in El Paso's eastside. During his tenure, he served on the House Committees on Agriculture and Livestock; Elections; and Licensing and Administrative Procedures. As a legislator, he authored and sponsored various bills affecting healthcare, voter rights, and education policy for the benefit of all Texans. Rep. Fierro was a proud member of the House Democratic Caucus, Mexican American Legislative Caucus, the Texas House LGBTQ Caucus, and most recently, the Caucus on Climate, Environment, and the Energy Industry and the Texas House Women's Health Caucus.

Prior to his election to the Texas House, he served on the El Paso Community College Board of Trustees. Rep. Fierro served as Secretary from 2006-2008 and served as the Chair of the Board from 2008 until his election to the Texas House. During his leadership as Chair, EPCC was recognized nationally for developing pathways for minority and under-served students. EPCC was one of 30 colleges selected nationally to participate in the AACC Guided Pathways Program. With the President and the administrative cabinet, Rep. Fierro strived to lead strategic efforts in ensuring student success at El Paso Community College. In 2015, The Aspen Institute named EPCC as a Top 10 Community College in the Nation. In 2016, the American Association of Community Colleges (AACC) recognized the work accomplished by EPCC with the Student Success Award and the

Association of Community College Trustees (ACCT) recognized EPCC with the Western Region Equity Award.

By profession, Rep. Fierro is a marketing and public relations consultant and has worked with a number of marketing firms, as well as for-profit and non-profit businesses. He has served as President and CEO of the El Paso Hispanic Chamber of Commerce and the Austin Hispanic Chamber of Commerce. Special skills include strategizing and fundraising campaigns, developing and conducting public relations media plans; and training and motivating volunteers.

Rep. Fierro's community service is extensive, including board memberships in the Hispanic Leadership Institute of El Paso, the El Paso International Airport Board, the City of El Paso International Bridge Commission, and others. He was appointed by Senator Kay Bailey Hutchinson to one of five Small Business Advisory Committees in the State of Texas. In 2017 he was elected to serve as a Member of the ACCT Diversity Committee, a national organization that ensures leadership and involvement of historically underrepresented diverse populations within the governance activities of ACCT.

He has attended both El Paso Community College and the University of Texas at El Paso.

Representative Fierro lives in El Paso with his wife, Anna, and is the proud father of Julianna and Chris.



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 24-177, Version: 1

**CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM**

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

Members of the City Council, Mayor Oscar Leeser, (915) 212-0021

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

Representative Joe Molinar to the Financial Oversight and Audit Committee by Mayor Oscar Leeser.



Board Appointment Form

City Clerk's Office

REVISED
7:55 am, Jan 24, 2024

Appointing Office	Mayor Oscar Leeser
Agenda Placement	Consent
Date of Council Meeting	01/30/24
Name of Board	Financial Oversight and Audit Committee
Agenda Posting Language	
Reappointment of Representative Joe Molinar to the Financial Oversight and Audit Committee by Mayor Oscar Leeser.	
Appointment Type	Regular
Member Qualifications	
Current member of City Council.	
Nominee Name	Joe Molinar
Nominee Date of Birth	
Nominee Email Address	
Nominee Residential Address	
Nominee Primary Phone Number	
Residing District	District 4
City Employed Relatives	No
Prior Board Membership	
Council Affiliated Boards	
Real estate owned in El Paso County	
Previous Appointee	Joe Molinar
Reason for Vacancy	Term Expired
Date of Appointment	01/30/24
Term Start Date	01/31/24
Term End Date	01/31/25
Term	Second Term

District 4

Joe Molinar

Biography

Joe Molinar was elected to represent El Paso District 4 and assumed office on January 5, 2021. His four-year term ends on January 25, 2025. On January 3, 2023, he was elected as the Alternate Mayor Pro Tempore.

Background

Joe Molinar was born and raised in El Paso, Texas. After graduating from Andress High School, he enlisted in the United States Marine Corps, where he served his country with honor. Representative Molinar earned the following awards in the U.S. Marine Corps: enlisted Air Crew wings, Good Conduct Ribbon, and the Presidential Service Badge (PSB). He served his country as a Marine from 1978 to 1982. Molinar joined El Paso Police Department in 1985 and specialized as a field training officer, a detective (homicide and internal affairs), sergeant, and lieutenant (patrol, special operations, and crime against children). He obtained a Bachelor of Science Degree in Criminal Justice Administration from Park University. For the past twenty years, he has been actively serving his community as the president of two neighborhood associations (Castner Heights Neighborhood Association and General Maloney) and serving on various boards, commissions, and organizations.

Joe Molinar is proud to represent Northeast El Paso, the community where he grew up and resides.



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 24-178, Version: 1

CITY OF EL PASO, TEXAS LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

Members of the City Council, Mayor Oscar Leeser, (915) 212-0021

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

Representative Brian P. Kennedy to the Financial Oversight and Audit Committee by Mayor Oscar Leeser.



Board Appointment Form

City Clerk's Office

Appointing Office	Mayor Oscar Leeser
Agenda Placement	Consent
Date of Council Meeting	01/30/24
Name of Board	Financial Oversight and Audit Committee
Agenda Posting Language	
Re-appointment of Representative Brian P. Kennedy to the Financial Oversight and Audit Committee by Mayor Oscar Leeser.	
Appointment Type	Regular
Member Qualifications	
Current member of City Council	
Nominee Name	Brian P. Kennedy
Nominee Date of Birth	
Nominee Email Address	
Nominee Residential Address	
Nominee Primary Phone Number	
Residing District	District 1
City Employed Relatives	N/A
Prior Board Membership	
Council Affiliated Boards	
Real estate owned in El Paso County	
Previous Appointee	Brian P. Kennedy
Reason for Vacancy	Term Expired
Date of Appointment	01/30/24
Term Start Date	01/31/24
Term End Date	01/31/25
Term	Second Term

District 1

Brian Kennedy

Biography

Some people bring a special energy... a memorable touch... a unique vision, to everything they do. Anyone who has ever worked with Brian Kennedy recognizes that he is one of those people.

Brian is an Army veteran who came to El Paso from Minnesota in 1975 with US army intelligence. As Brian tells it, he pulled a snow shovel out of the trunk of his car, and when people asked "What's that?" he decided El Paso was the place for him.

While serving as VP of Operations for KHEY, he entertained us during our morning drive as a nationally recognized, top country, KHEY disc jockey with the unforgettable "Rio Trio".

A valued voice for decades on boards and committees from Viva to the Historical Landmark Commission, to the Sun Bowl, to Big Brothers/Big Sisters, to the FBI Citizen's Academy... Brian is valued for his ability to see solutions after everyone else has given up.

Brian Kennedy's tenacious vision spearheaded the unique model for a private-public partnership that privatized the Coliseum operations in 2003. From that point forward, salaries at the Coliseum, including Brian's, were paid through Hotel Motel tax generated by out-of-town visitors. From 1998 to 2021, Brian was Director and then CEO, carrying responsibility for the multi-million-dollar operations of the historic El Paso Coliseum and the El Paso Sports Commission. His unique ability to negotiate, skillful business acumen, and promotional and marketing ability made the Coliseum one of the most highly booked venues of its size in the Southwest.

Brian's tenacity, relationship-building, and negotiation skills gave El Paso the United States Bowling Congress Women's Championship in 2011... the USBC Open Championship in 2015, and Conference USA in 2011 and 2014... resulting in hundreds of millions of dollars in sports tourism for our community.

His cooperative relationship with Corey Herman, Head Coach of the El Paso Rhinos, gave us a nationally recognized hockey team and a highly popular public skating program.

In 2014, Brian received his multi-disciplinary BBA from UTEP in Accounting, Business, and Border Studies. And then, one afternoon in a casual courtyard discussion with his wife about living without regrets, Brian shared that he had always wanted to be a lawyer. Her response? "Then do it." At the age of 59, Brian took the LSAT and was accepted into the first class of the first hybrid law program approved by the American Bar Association. While fulfilling a demanding day job, he completed law school in the evenings and weekends. He won regional and national negotiation competitions to represent the U.S. at the 2017 International Negotiation Competition in Oslo where he and his partner received their first-place medal at the Nobel Peace Center in Oslo, Norway. And in 2018, Brian Kennedy fulfilled a lifelong dream, to become a lawyer. He graduated with honors at the age of 62 from Mitchell Hamlin School of Law with his then 86-year-old Mother watching. Today, he has a full-time law practice and enjoys living his dream every day.

Along the way, the El Paso Sports Commission resulted in hundreds of sporting events and made the Coliseum a go-to community building for a full range of youth sports organizations. There is scarcely a kid in sports in El Paso that has not been touched by his accommodating dedication to often-overlooked youth sports.

Brian lectured twice at the National Facilities and Event Expos as a nationally recognized expert in sports events and facility security and has served as a confidential consultant on ingress, egress, and safety over the last decades to two major national sports leagues and the world's leading sports and event promoters in U.S. and abroad. He was called on to put all that experience to use for his hometown during COVID when he was asked to complement UMC's vaccine readiness by designing a throughput

process (that ingress, egress thing) at the Coliseum that resulted in over 220,000 lifesaving vaccines.

In 2021, Brian was given the opportunity to see his legacy continue as he mentored new leadership at the El Paso Sports Commission, President Omar Ropele, and VP Beau Bagley who benefit from Brian's four decades of industry experience. In 2022, Brian was honored to be inducted into the El Paso Sports Hall of Fame.

Brian was elected as City Council Representative for District 1 in December of 2022, overwhelmingly winning the vote over 6 other candidates. He ran for office out of a concern for the direction of municipal government: particularly planning for the maintenance and quality of roads, the development of diverse income streams to relieve the burden of property tax owners, and reducing debt.

Brian is married to Dennece Knight. They have made their life together supporting each other's crazy ideas. One of those ideas is that you should leave things a little better than you find them.

Together they share six children including a therapist, a chef, a counselor, a head of operations at the Spencer Theatre, a soon-to-graduate.



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 24-167, Version: 1

**CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM**

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

Members of the City Council, Representative Joe Molinar, (915) 212-0004

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

Woodrow A. Bare to the Civil Service Commission by Representative Joe Molinar, District 4.



Board Appointment Form

City Clerk's Office

RECEIVED

By City Clerk's Office at 10:15 am, Jan 22, 2024

Appointing Office	Representative Joe Molinar, District 4
Agenda Placement	Consent
Date of Council Meeting	January 30, 2024
Name of Board	Civil Service Commission
Agenda Posting Language	
Appointment of Woodrow A. Bare to the Civil Service Commission by Representative Joe Molinar, District 4.	
Appointment Type	Regular
Member Qualifications	
See resume.	
Nominee Name	Woodrow A. Bare
Nominee Date of Birth	
Nominee Email Address	
Nominee Residential Address	
Nominee Primary Phone Number	
Residing District	District 1
City Employed Relatives	N/A
Prior Board Membership	
N/A	
Real estate owned in El Paso County	
Previous Appointee	Holly Wright
Reason for Vacancy	Term Expired
Date of Appointment	01/30/24
Term Start Date	02/01/24
Term End Date	01/31/27
Term	First Term

Woodrow (Woody) A. Bare



Work Experience

Town of Clint Police Department - Police Officer/Reserve 09/04/2015-01/02/2018
Village of Vinton Police Department - Police Officer/Reserve 03/12/2013-09/20/2015
El Paso County Constable Precinct 4 - Deputy Constable/Reserve 11/15/ 2011–10/04/2012
Housing Authority of the City of El Paso - Chief of Security/HR Generalist 04/2008-06/2012
El Paso Police Department - Police Officer/Sergeant (Retired) 09/25/1978–06/30/2007
State National Bank of El Paso – Teller 07/1976-09/1978
US Postal Service – Postal Assistant 1975-1976

Education

El Paso Community College	Hours- 36
University of Virginia - Charlottesville, Virginia	Hours- 20
FBI National Academy	Graduate
Texas Commission on Law Enforcement Officer Standards and Education training	Hours- 3434

Licensing and Certifications

Texas Peace Officer	TCOLE License # 54473
Master Peace Officer	TCOLE Certification
Law Enforcement Instructor	TCOLE Certification
Law Enforcement Firearms Instructor	TCOLE Certification
Mental Health Peace Officer	TCOLE Certification
Crime Prevention Inspector	TCOLE Certification
Public Housing Inspector	HUD Certification

Personal and Professional Associations

El Paso County Historical Commission	Appointed
El Paso Municipal Police Officers Association	Life Member
El Paso County Historical Society	Member
Railroad & Transportation Museum of El Paso	Member
Railway & Locomotive Historical Society	Member
International Coin Club of El Paso	Member
El Paso Stamp Club	Member



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 24-180, Version: 1

**CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM**

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

Members of the City Council, Representative Art Fierro, (915) 212-0006

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

Scott Winton to the Regional Renewable Energy Advisory Council by Representative Art Fierro, District 6.



Board Appointment Form

City Clerk's Office

REVIEWED

By City Clerk's Office at 2:07 pm, Jan 24, 2024

Appointing Office	Representative Art Fierro, District 6
Agenda Placement	Consent
Date of Council Meeting	01/30/24
Name of Board	Regional Renewable Energy Advisory Council
Agenda Posting Language	
Appointment of Scott Winton to the Regional Renewable Energy Advisory Council by Representative Art Fierro, District 6.	
Appointment Type	Regular
Member Qualifications	
Mr. Winton has held a Texas Real Estate Broker license since 1987 with a master's degree in community and regional planning and an AICP designation from the American Planning Association. He was also a Board Member of Frontera Land Alliance between 2009 and 2018.	
Nominee Name	Scott Winton
Nominee Date of Birth	
Nominee Email Address	
Nominee Residential Address	
Nominee Primary Phone Number	
Residing District	District 1
City Employed Relatives	N/A
Prior Board Membership	
N/A	
Real estate owned in El Paso County	
Previous Appointee	Paul Garcia Jr.
Reason for Vacancy	Term Expired
Date of Appointment	01/30/24
Term Start Date	03/03/23
Term End Date	03/02/25
Term	First Term



1/12/2024

I was made aware that the city is looking for individuals to fill vacancies on the Regional Renewable Energy Advisory Council.

I would like to submit my name for consideration.

I've resided in El Paso for 19 years and have held a Texas Real Estate Broker license since 1987. With a master's degree in community and regional planning and an AICP designation from the American Planning Association, I possess a strong educational background. My experience extends to the construction, marketing, and sales of high efficiency Energy Star homes and community and land development activities. Advocating for New Urbanism, I've successfully spearheaded two developments in El Paso following this philosophy. Additionally, I boast over 15 years of experience as a dedicated community volunteer. I authored two books; *Leaping Through the Momentum of Decline*, a strategy for community revitalization, and *I Am a Tree*, a children's book about a mesquite tree in El Paso.

My work experience is provided below:

Leap Town Planning Group – El Paso, TX Small Town Consulting 2020 to Present

- Provide strategic town planning guidance to small municipalities, fostering sustainable growth and human development strategies.

Scott Winton Real Estate Services – El Paso, TX Brokerage and Consulting 2017 to Present

- Offer experienced real estate brokerage and consulting services to clients, facilitating successful property transactions.
- Offer unique perspectives on land use including land planning, forecasting, proforma development, feasibility analysis.
- Provide property owners with effective resolution of regulatory issues and needs

Winton & Associates – El Paso, TX Vice-President of Business Development 2005 to 2017

- Spearheaded business development initiatives for a local homebuilding and land development firm.
- Sales and marketing manager for a team of 18 sales representatives
- Visualized and executed new urbanist developments

Private Consulting – Pflugerville, TX Land Planning, Project Management, HOA Relations 1999 to 2005

- Provided comprehensive consulting services in land planning, project management, and HOA relations.

Education:

- The University of Texas at Austin – Austin, TX BBA in Finance and Real Estate - 1981 to 1983
- The University of Texas at Austin, School of Architecture – Austin, TX
Master of Science in Community and Regional Planning - 2019 to 2020

Additional Information:

- Texas Real Estate Broker since 1987
- AICP (American Institute of Certified Planners) member since 2021
- Active involvement in community service and governance:

- 1983 to 1988: Planning and Zoning Commission, Parks and Recreation Commission – City of Pflugerville, TX
- 1988 to 1992 and 2001 to 2004: Mayor, City of Pflugerville, TX
- 2009 to 2018: Board Member - Frontera Land Alliance – A nationally certified land trust - El Paso, TX

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Scott Winton". The signature is written in a cursive, flowing style.

Scott Winton



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 24-145, Version: 1

**CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM**

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

All Districts

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

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

That the tax refunds listed on the attachment posted with this agenda be approved. This action would allow us to comply with state law which requires approval by the legislative body of refunds of tax overpayments greater than \$2,500.00. (See Attachment A).

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: January 30, 2024

PUBLIC HEARING DATE: N/A

CONTACT PERSON(S) NAME AND PHONE NUMBER: Maria O. Pasillas, (915) 212-1737

DISTRICT(S) AFFECTED: All

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

SUBGOAL: 6.11 Provide efficient and effective services to taxpayers

SUBJECT:

APPROVE a resolution / ordinance / lease to do what? **OR AUTHORIZE** the City Manager to do what?
Be descriptive of what we want Council to approve. Include \$ amount if applicable.

That the tax refunds listed on the attachment posted with this agenda be approved. This action would allow us to comply with state law which requires approval by the legislative body of refunds of tax overpayments greater than \$2,500.00. (See Attachment A).

BACKGROUND / DISCUSSION:

Discussion of the what, why, where, when, and how to enable Council to have reasonably complete description of the contemplated action. This should include attachment of bid tabulation, or ordinance or resolution if appropriate. What are the benefits to the City of this action? What are the citizen concerns?

Approve property tax overpayment refunds greater than \$2,500.00, per the Texas Property Tax Code, Sec. 31.11 – Refunds of Overpayments or Erroneous Payments.

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one?

Council has considered this previously on a routine basis.

AMOUNT AND SOURCE OF FUNDING:

How will this item be funded? Has the item been budgeted? If so, identify funding source by account numbers and description of account. Does it require a budget transfer?

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? ☒ YES ☐ NO

PRIMARY DEPARTMENT: Tax Office

SECONDARY DEPARTMENT: N/A

*****REQUIRED AUTHORIZATION*****


DEPARTMENT HEAD: Sheryl R. Mack for Maria O. Pasillas

(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

TAX REFUNDS
January 30, 2024

1. Raymundo Baca, in the amount of \$2,678.66 made an overpayment on January 1, 2024 of 2023 taxes.
(Geo. #E222-999-0910-0100)
2. Marcia Barraza, in the amount of \$3,891.46 made an overpayment on December 28, 2023 of 2023 taxes.
(Geo. #M973-000-0110-0050)

Laura D. Prine
City Clerk

 for Maria O. Pasillas

Maria O. Pasillas, RTA
Tax Assessor Collector



MARIA O. PASILLAS, RTA
CITY OF EL PASO TAX ASSESSOR COLLECTOR
221 N. KANSAS, STE 300
EL PASO, TX 79901

PH: (915) 212-0106 FAX: (915) 212-0107 Email: taxforms@elpasotexas.gov

CITY TAX OFFICE

JAN 10 2024

RAYMUNDO BACA
9901 TRINIDAD DR
EL PASO, TX 79925

OP ✓
+2500

Geo No. E222-999-0910-0100	Prop ID 230781
Legal Description of the Property 91 EASTWOOD HEIGHTS #G LOT 1 (8925.00 SQ FT) 9901 TRINIDAD DR 79925 OWNER: BACA RAY & SUSANA	

2023 OVERAGE AMOUNT \$2,678.66 ✓

1: CITY OF EL PASO, 5: YSLETA ISD, 6: COUNTY OF EL PASO, 7: EL PASO COMMUNITY COLLEGE, 8: UNIVERSITY MEDICAL CENTER OF EL PASO

Dear Taxpayer:

Our records indicate that an overpayment exists on the property tax account listed above as of the date of this letter. If you paid the taxes on this account and believe you are entitled to a refund, please complete the application below, sign it, and return it to our office. If the taxes were paid by your mortgage/title company or any other party, you must obtain a written letter of release in order for the refund to be issued in your name. If you did not make the payment(s) on this account, please forward this letter to the person who paid these taxes. You may also request the transfer of this overpayment to other tax accounts and/or tax years in the space provided or by attaching an additional sheet if necessary. Your application for refund must be submitted within three years from the date of the overpayment, or you waive the right to the refund (Sec. 31.11c). Governing body approval is required for refunds in excess of \$2500.

APPLICATION FOR PROPERTY TAX REFUND:

This application must be completed, signed, and submitted with supporting documentation to be valid.

Step 1. Identify the refund recipient. Show information for whomever will be receiving the refund.	Who should the refund be issued to:			
	Name:			
	Address:			
	City, State, Zip:			
	Daytime Phone No.:		E-Mail Address:	
Step 2. Provide payment information. Please attach copy of cancelled check, original receipt, online payment confirmation or bank/credit card statement.	Payment made by:		Check No.	Date Paid
	ECheck		566 5075	1-1-24
				\$2,678.66
	TOTAL AMOUNT PAID (sum of the above amounts)			
Step 3. Provide reason for this refund. Please list any accounts and/or years that you intended to pay with this overage.	Please check one of the following:			
	<input checked="" type="checkbox"/> I paid this account in error and I am entitled to the refund. ✓			
	<input checked="" type="checkbox"/> I overpaid this account. Please refund the excess to the address listed in Step 1.			
	<input type="checkbox"/> I want this payment applied to next year's taxes.			
	This payment should have been applied to other tax account(s) and/or year(s), escrow (listed below):			
Step 4. Sign the form. Unsigned applications cannot be processed.	By signing below, I hereby apply for the refund of the above-described taxes and certify that the information I have given on this form is true and correct. (If you make a false statement on this application, you could be found guilty of a Class A misdemeanor or a state jail felony under the Texas Penal Code, Sec. 37.10.)			
	SIGNATURE OF REQUESTOR (REQUIRED)		PRINTED NAME & DATE	
			Ray Baca 2/5/24 ✓	
TAX OFFICE USE ONLY: <input checked="" type="checkbox"/> Approved <input type="checkbox"/> Denied By: N.H. Date: 1-11-24 ✓				

TAX OFFICE
RECEIVED

JAN 04 2024

MARIA O. PASILLAS, RTA
CITY OF EL PASO TAX ASSESSOR COLLECTOR
221 N. KANSAS, STE 300
EL PASO, TX 79901

PH: (915) 212-0106 FAX: (915) 212-0107 Email: taxforms@elpasotexas.gov

MARCIA BARRAZA
716 ELMWOOD CT
EL PASO, TX 79932

OP ✓
+ 2500

Geo No. M973-000-0110-0050	Prop ID 48794
Legal Description of the Property 11 MUNDY ADD TO LA TUNA 1ST SUPL W 1/2 OF 5 & 6 612 TAMARISK ST OWNER: BARRAZA MARCIA	

2023 OVERAGE AMOUNT \$3,891.46 ✓

6: COUNTY OF EL PASO, 7: EL PASO COMMUNITY COLLEGE, 8: UNIVERSITY MEDICAL CENTER OF EL PASO, 16: ANTHONY ISD, 17: TOWN OF ANTHONY, 27: EMERG. SERVICES DIST. #2

Dear Taxpayer:

Our records indicate that an overpayment exists on the property tax account listed above as of the date of this letter. If you paid the taxes on this account and believe you are entitled to a refund, please complete the application below, sign it, and return it to our office. If the taxes were paid by your mortgage/title company or any other party, you must obtain a written letter of release in order for the refund to be issued in your name. If you did not make the payment(s) on this account, please forward this letter to the person who paid these taxes. You may also request the transfer of this overpayment to other tax accounts and/or tax years in the space provided or by attaching an additional sheet if necessary. Your application for refund must be submitted within three years from the date of the overpayment, or you waive the right to the refund (Sec. 31.11c). Governing body approval is required for refunds in excess of \$2500.

APPLICATION FOR PROPERTY TAX REFUND:

This application must be completed, signed, and submitted with supporting documentation to be valid.

Step 1. Identify the refund recipient. Show information for whomever will be receiving the refund.	Who should the refund be issued to:			
	Name: <u>MARCIA BARRAZA</u> ✓			
	Address: <u>716 ELMWOOD CT</u>			
	City, State, Zip: <u>EL PASO, TEXAS 79932</u>			
Step 2. Provide payment information. Please attach copy of cancelled check, original receipt, online payment confirmation or bank/credit card statement.	Daytime Phone No. <u>915-539-0493</u>		E-Mail Address: <u>BarrazaMarcia81@gmail.com</u>	
	Payment made by:	Check No.	Date Paid	Amount Paid
	<u>Credit Card</u> ✓	<u>5632059</u>	<u>12/28/23</u>	<u>\$3891.46</u>
	<u>Credit Card</u>		<u>12/28/23</u>	<u>\$3891.46</u>
	TOTAL AMOUNT PAID (sum of the above amounts) <u>7,782.92</u>			
Step 3. Provide reason for this refund. Please list any accounts and/or years that you intended to pay with this overage.	Please check one of the following:			
	<input type="checkbox"/>	I paid this account in error and I am entitled to the refund.		
	<input checked="" type="checkbox"/>	I overpaid this account. Please refund the excess to the address listed in Step 1. ✓		
	<input type="checkbox"/>	I want this payment applied to next year's taxes.		
	<input type="checkbox"/>	This payment should have been applied to other tax account(s) and/or year(s), escrow (listed below):		
Step 4. Sign the form. Unsigned applications cannot be processed.	By signing below, I hereby apply for the refund of the above-described taxes and certify that the information I have given on this form is true and correct. (If you make a false statement on this application, you could be found guilty of a Class A misdemeanor or a state jail felony under the Texas Penal Code, Sec. 37.10.)			
	SIGNATURE OF REQUESTOR (REQUIRED)		PRINTED NAME & DATE	
	<u>Marcia Barraza</u>		<u>MARCIA BARRAZA</u> ✓	

TAX OFFICE USE ONLY:



Approved



Denied

By:

N.H.

Date:


1-4-24

255

ATTACHMENT A
TAX REFUNDS
January 30, 2024

1. Raymundo Baca, in the amount of \$2,678.66 made an overpayment on January 1, 2024 of 2023 taxes.
(Geo. #E222-999-0910-0100)
2. Marcia Barraza, in the amount of \$3,891.46 made an overpayment on December 28, 2023 of 2023 taxes.
(Geo. #M973-000-0110-0050)

Laura D. Prine
City Clerk

 for Maria O. Pasillas

Maria O. Pasillas, RTA
Tax Assessor Collector



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 24-179, Version: 1

CITY OF EL PASO, TEXAS LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

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

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

For notation pursuant to Section 2.92.080 of the City Code, receipt of campaign contributions by Representative Cassandra Hernandez: \$6,660 loan to campaign.



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 24-182, Version: 1

**CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM**

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

*Please choose District and Department from drop down menu. Please post exactly as example below.
No Title's, No emails. Please use ARIAL 10 Font.*

All Districts

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

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

Presentation and discussion by El Paso County Juvenile Probation Department on transforming juvenile justice.

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT:

AGENDA DATE:

PUBLIC HEARING DATE:

CONTACT PERSON NAME AND PHONE NUMBER:

DISTRICT(S) AFFECTED:

STRATEGIC GOAL:

SUBGOAL:

SUBJECT:

APPROVE a resolution / ordinance / lease to do what? OR AUTHORIZE the City Manager to do what? Be descriptive of what we want Council to approve. Include \$ amount if applicable.

BACKGROUND / DISCUSSION:

Discussion of the what, why, where, when, and how to enable Council to have reasonably complete description of the contemplated action. This should include attachment of bid tabulation, or ordinance or resolution if appropriate. What are the benefits to the City of this action? What are the citizen concerns?

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one?

AMOUNT AND SOURCE OF FUNDING:

How will this item be funded? Has the item been budgeted? If so, identify funding source by account numbers and description of account. Does it require a budget transfer?

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:

(If Department Head Summary Form is initiated by Purchasing, client department should sign also)



OUR VISION ... THEIR DESTINY

El Paso County Juvenile Justice Center Judge Enrique H. Pena Jr.

6400 Delta Drive | El Paso, TX 79905 | (915) 849-2500



Hon. Yahara Lisa Gutierrez

Family District Court, 65th Judicial District
Chairman of the Juvenile Board



Rosie Medina

Chief Juvenile Probation Officer
El Paso County Juvenile Probation Department



Marc Marquez

Deputy Chief of Juvenile Services
El Paso County Juvenile Probation Department



Linda Garcia

Deputy Chief of Juvenile Facilities
El Paso County Juvenile Probation Department



Albert Mendez III

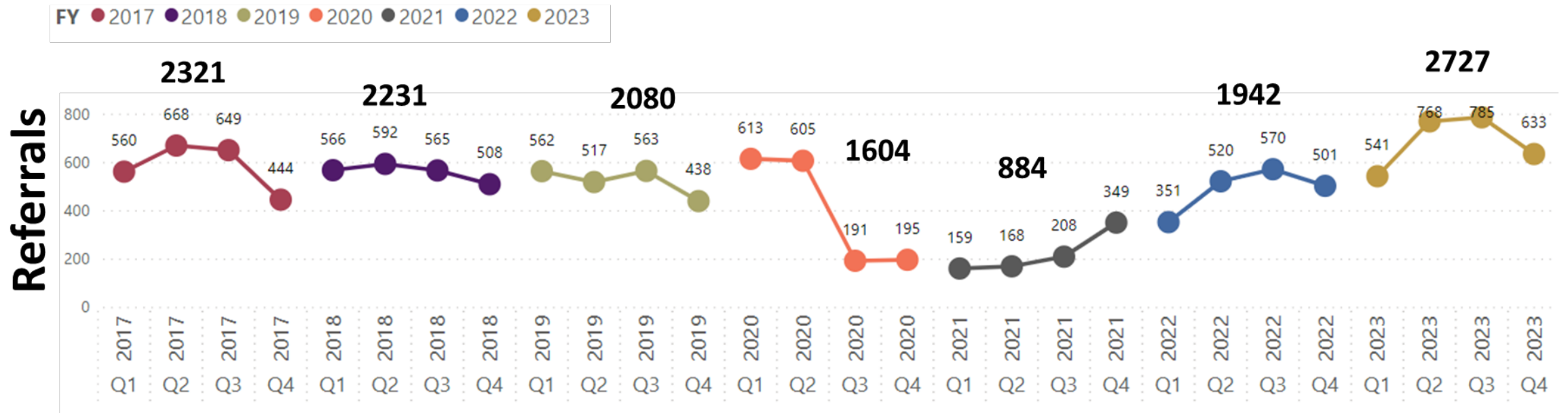
Deputy Chief of Finance & Support
El Paso County Juvenile Probation Department



OUR VISION ... THEIR DESTINY

TRANSFORMING JUVENILE JUSTICE INITIATIVE TIMELINE

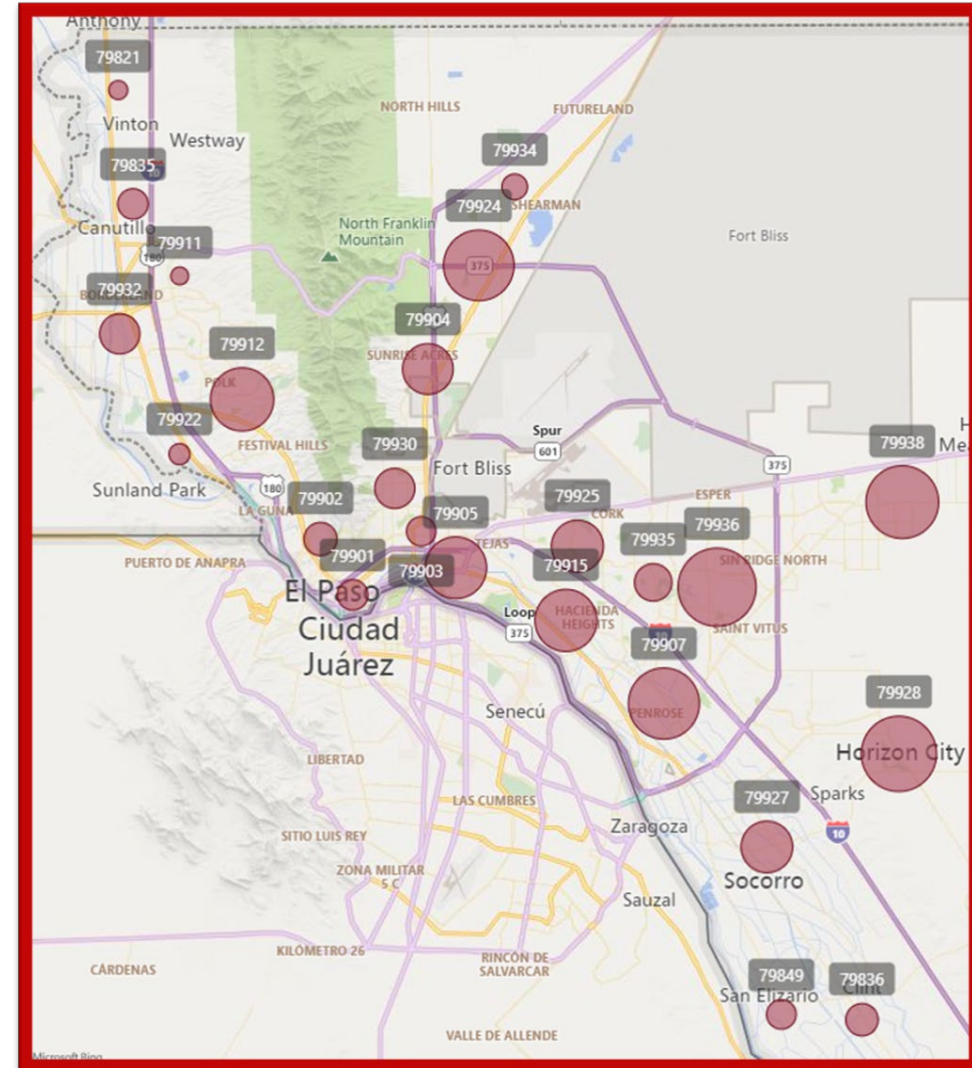




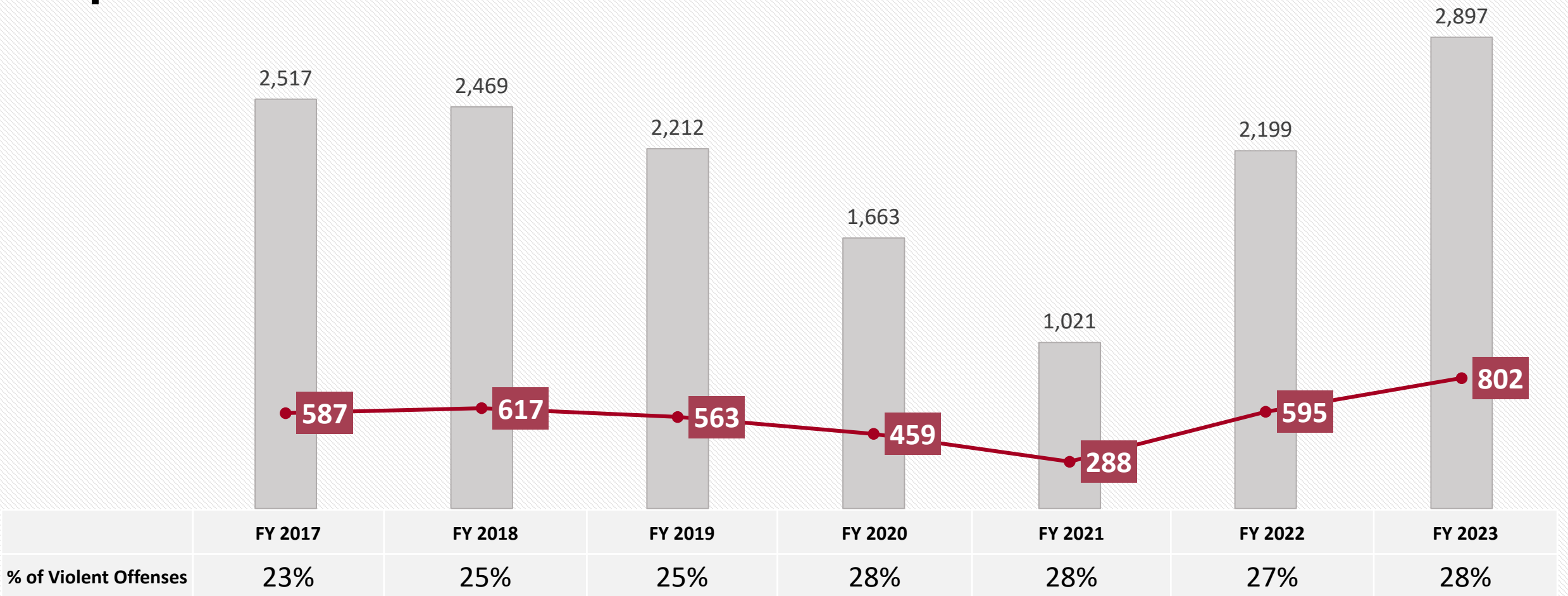
Offense Description	2017	2018	Change	2019	Change	2022	Change	2023	Change	Average Change
Assault Causes Bodily Inj	657	627	-5%	641	2%	784	22%	995	26.9%	12%
Assault Causes Bodily Injury Family Member	396	407	3%	417	2%	319	-24%	488	53%	9%
Burglary Of Building	160	181	13%	151	-17%	135	-11%	138	2%	-3%
Criminal mischief >=\$100<\$750	156	123	-21%	146	19%	107	-27%	137	28%	-0.3%
Criminal trespass	108	131	21%	162	24%	88	-46%	65	-26%	-7%
Evading Arrest Detention	209	195	-7%	137	-30%	148	8%	226	53%	6%
Poss Cs Pg 2 < 1g	13	36	177%	179	397%	377	111%	618	64%	187%
Poss Cs Pg2 <1g Dfz lat	2	27	1250%	224	730%	948	323%	1529	61%	591%
Poss Marij <2oz	420	329	-22%	315	-4%	145	-54%	119	-18%	-21%
Poss Marj <2oz Dfz lat	302	318	5%	274	-14%	117	-57%	67	-43%	-21%

Zip Code	Total Offenses	Percentage
79936	3257	10.38%
79924	3123	9.95%
79938	3026	9.64%
79928	2746	8.75%
79907	2480	7.90%
79905	2228	7.10%
79915	1974	6.29%
79912	1814	5.78%
79904	1565	4.99%
79925	1286	4.10%
79927	1216	3.87%
79930	995	3.17%
79901	662	2.11%
79853	627	2.00%
79932	618	1.97%
79935	604	1.92%
79902	575	1.83%
79934	508	1.62%
79849	438	1.40%
79903	417	1.33%
79836	294	0.94%
79835	242	0.77%
79821	156	0.50%
79838	126	0.40%
79922	123	0.39%
79911	70	0.22%

Offenses by Area

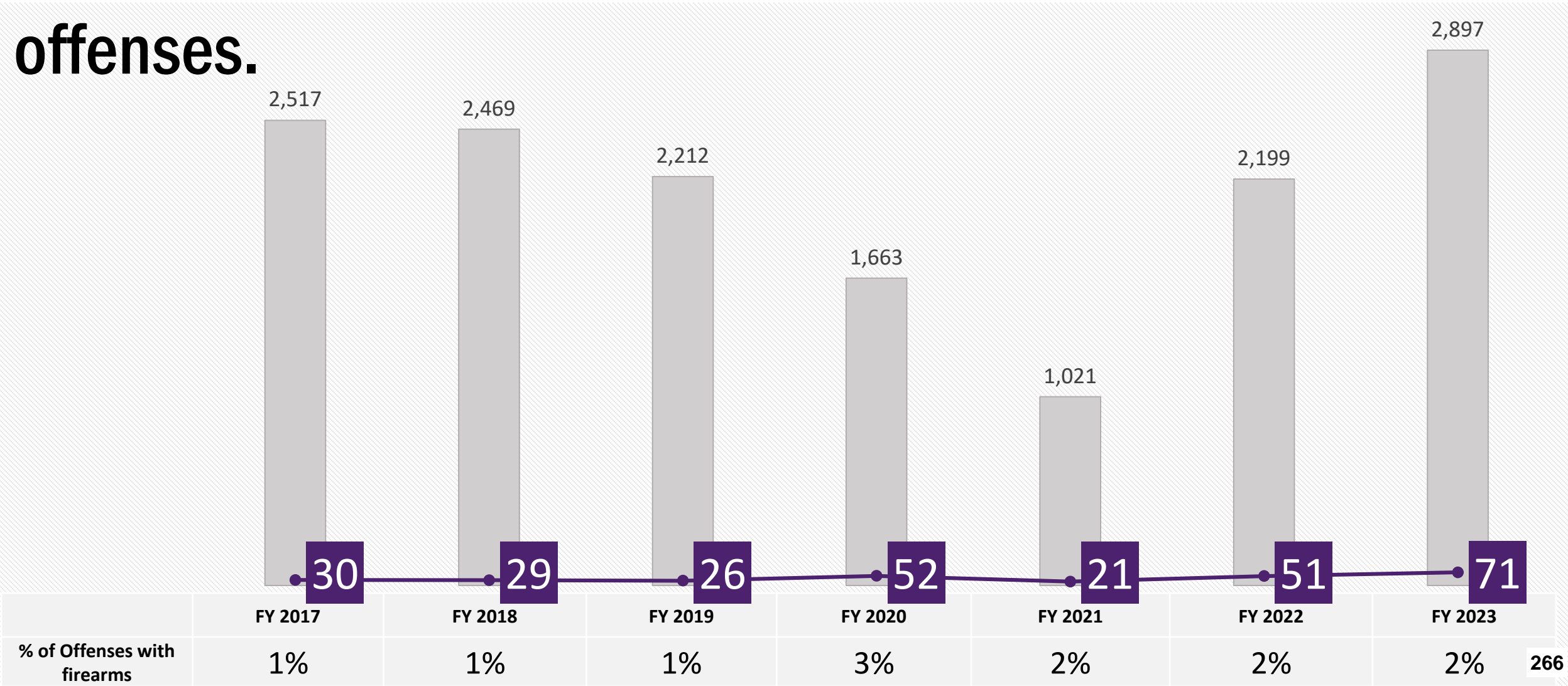


The Historical Average on **Violent Offenses**
(since FY 2017) has remained around **26%**,
compared to the overall Arrests.



* Violent Offenses Referred to the El Paso County Juvenile Probation Department include: Homicide, Attempted Homicide, Sexual Assault, Robbery, Assaultive, and Weapon Offenses

The Historical Average of Firearm Offenses is of 2% of the overall referred offenses.





OUR VISION ... THEIR DESTINY

Diversion and Prevention

Goal: Enhance diversion and prevention services to increase number of youths diverted.

- Administering a risk assessment at the initial Intake Appointment to guide diversion decisions.
- Sequential Intercept Model Mapping (SIM): working with the Paso del Norte Foundation and the Meadows Policy Institute on mapping different diversion points through cross-systems collaboration.
- Piloting a partnership with YISD and SISD on enhancing school-based prevention and intervention services that will lead to more youth being diverted.
- Implementation of community led conference committees to assist with providing service coordination to youth placed in diversion programs and serve as juvenile justice navigators/mentors for families entering the juvenile justice system.



OUR VISION ... THEIR DESTINY

Court Orders

Goal: Design court orders that empower families, simplify and decrease number of terms and personalize each court order to the needs of the youth and family to include decreasing detention rates and modification rates.

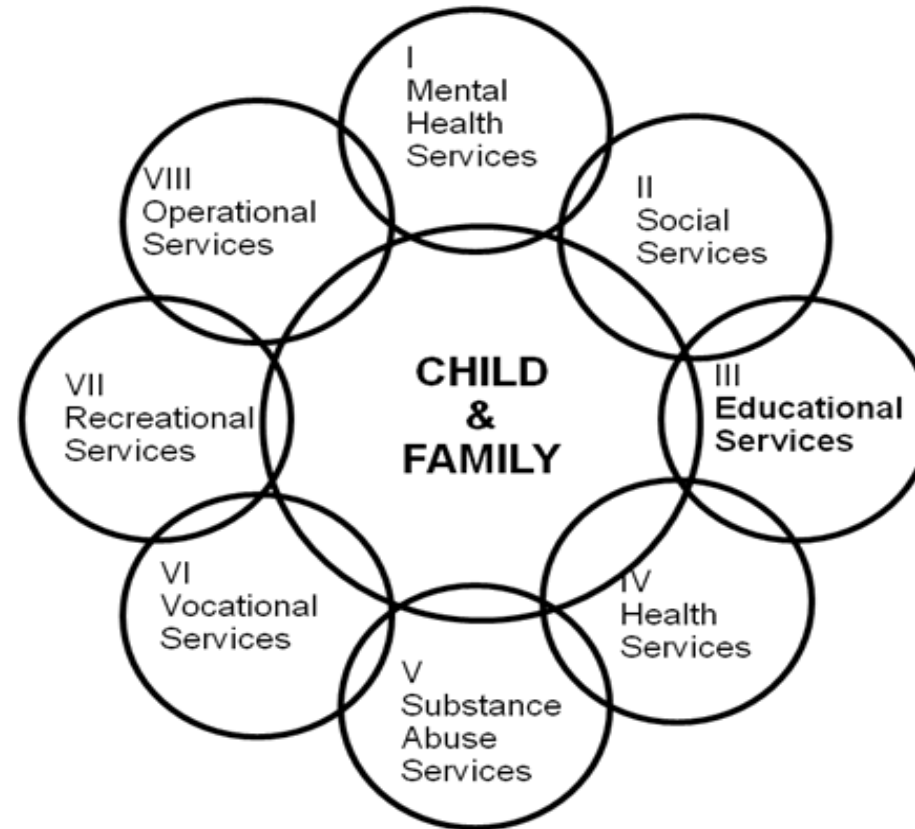
- Research of several jurisdictions and different counties within Texas, Illinois, and California for guidance on changing our Judgment of Probation.
- Focus Groups have been created to survey youth and families for feedback with the assistance of UTEP interns.
- The new Court order will be easy to read, family driven language, and consists of 1-page.
- Implementation (pilot) will begin on March 1, 2024.
- The Department will be tracking outcome measures regarding violations of probation (modifications) filed based on new court order, new offense referrals for youth on probation, and number of youth detained/removed from the community.



OUR VISION ... THEIR DESTINY

HOLISTIC SYSTEM OF CARE

Youth and parent voice will be incorporated into the final design and engaged in the process.



Goal: The engagement and integration of community partners to create a holistic system of care for juvenile justice involved youth. Pilot target area: 79924. We are in the formulation phase and have identified key stakeholders: Child Guidance Center, Job Corps, El Paso Human Services, Workforce Solutions, the Boys and Girls Club (pending) the YMCA (pending), School Districts, Emergence Health Network, Paso del Norte Center/Meadows Foundation and law enforcement.

We'll be glad to answer all your
Questions



OUR VISION ... THEIR DESTINY

Thank You!



OUR VISION ... THEIR DESTINY



Legislation Text

File #: 24-126, Version: 1

**CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM**

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

All Districts

Members of the City Council, Mayor Oscar Leeser, (915) 212-0021

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

Discussion and action on a Resolution to appoint a member to the El Paso Water Utilities Public Service Board of Trustees in the area of expertise of Communications, Public Administration or Education, as recommended by the El Paso Water Utilities Public Service Board Selection Committee:

Ranked 1st: Anna Gitter

Ranked 2nd: Keri Moe

Ranked 3rd: Abigail Tarango

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: Office of the Mayor

AGENDA DATE: January 17, 2024

CONTACT PERSON NAME/PHONE NUMBER: Mayor Oscar Leeser (915) 212-0021

DISTRICT(S) AFFECTED: All Districts

SUBJECT: Approve the following Resolution

Discussion and action on a Resolution to appoint a member to the El Paso Water Utilities Public Service Board of Trustees in the area of expertise of Communications, Public Administration or Education, as recommended by the El Paso Water Utilities Public Service Board Selection Committee:

Ranked 1st: Anna Gitter

Ranked 2nd: Keri Moe

Ranked 3rd: Abigail Tarango

BACKGROUND / DISCUSSION:

The second term of the Public Service Board member serving in the area of expertise of Communications, Public Administration or Education, Dr. Kristina Mena, expires on December 31, 2023. Dr. Mena is not eligible to be appointed for another term since board members are eligible to serve a maximum of two terms.

On November 15, 2023, as required by Ordinance Number 017167, the El Paso Water Utilities Public Service Board Selection Committee (hereinafter "Selection Committee") met and reviewed the applications submitted by the qualified applicants. Mr. Charlie Intebi served as Chairperson of the Selection Committee in the Mayor's absence. The Selection Committee's membership consists of the Public Service Board members and eight persons appointed by City Council. The Selection Committee now forwards a slate of three qualified candidates in order of their ranking to the City Council for consideration and appointment.

Advertisements for applicants interested in this position were placed in the El Paso, Inc., and on the City of El Paso and El Paso Water websites.

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one?

Yes. The City Council approved a Resolution on March 28, 2023, appointing Mr. Bryan Morris to fill a vacancy of the El Paso Water Utilities Public Service Board of Trustees in the area of expertise of Engineering.

AMOUNT AND SOURCE OF FUNDING:

The El Paso Water Utilities Public Service Board budget.

BOARD/COMMISSION ACTION:

On November 15, 2023, the Selection Committee approved a Resolution selecting and ranking the qualified the top three qualified applicants in the area of expertise of Communications, Public Administration or Education. The Committee's Resolution is attached.

RESOLUTION

WHEREAS, a vacancy in the El Paso Water Utilities Public Service Board occurred on December 31, 2023 with the expiration of the second term of Dr. Kristina Mena, who filled the position which required expertise in the area of Communications, Public Administration or Education; and

WHEREAS, the City of El Paso adopted Ordinance Number 017167 which requires that any vacancy in the membership of the El Paso Water Utilities Public Service Board be filled by the City Council; and

WHEREAS, the City of El Paso by Resolution established the El Paso Water Utilities Public Service Board Selection Committee, to be comprised of the members of the Public Service Board and such additional members as appointed by the City Council to assist City Council in selecting eligible candidates to fill the vacancy; and

WHEREAS, under the Resolution, the El Paso Water Utilities Public Service Board Selection Committee reviews resumes submitted by persons interested in filling the vacant position and submits to the City Council the names and the ranking of three eligible candidates; and

WHEREAS, a quorum of the El Paso Water Utilities Public Service Board Selection Committee met on November 15, 2023 pursuant to the Texas Open Meetings Act and approved the selection and ranking of the top three eligible candidates for consideration and appointment by City Council.

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

THAT, a quorum of the El Paso Water Utilities Public Service Board Selection Committee met on November 15, 2023 pursuant to the Texas Open Meetings Act and approved the selection and ranking the following eligible candidates for consideration and appointment by the City Council to fill a vacancy on the El Paso Water Utilities Public Service Board in the area of Communications, Public Administration or Education:

Ranked 1st: Anna Gitter

Ranked 2nd: Keri Moe

Ranked 3rd: Abigail Tarango

THAT, the El Paso City Council hereby appoints _____ to fill the vacancy on the El Paso Water Utilities Public Service Board in the area of Communications, Public Administration or Education. The term of appointment shall commence on February 14, 2024 and shall be for a four (4) year term.

PASSED, APPROVED and ADOPTED this _____ day of January, 2024.

THE CITY OF EL PASO

Oscar Leaser
Mayor

ATTEST:

Laura D. Prine
City Clerk

APPROVED AS TO FORM:



Karla M. Nieman
City Attorney

RESOLUTION

WHEREAS, a vacancy in the El Paso Water Utilities Public Service Board will occur with the expiration of the second term of Dr. Kristina Mena on December 31, 2023, who filled the position which required expertise in the area of Communications, Public Administration or Education; and

WHEREAS, the City of El Paso adopted Ordinance Number 017167 which requires that any vacancy in the membership of the El Paso Water Utilities Public Service Board be filled by the City Council; and

WHEREAS, the City of El Paso by Resolution established the El Paso Water Utilities Public Service Board Selection Committee, to be comprised of the members of the Public Service Board and such additional members as appointed by the City Council to assist City Council in selecting eligible candidates to fill the vacancy; and

WHEREAS, under the Resolution, the El Paso Water Utilities Public Service Board Selection Committee reviews resumes submitted by qualified persons interested in filling the vacant position and submits to the City Council the names and the ranking of the eligible candidates.

NOW THEREFORE, BE IT RESOLVED BY THE EL PASO WATER UTILITIES PUBLIC SERVICE BOARD SELECTION COMMITTEE OF THE CITY OF EL PASO, TEXAS:

THAT, a quorum of the El Paso Water Utilities Public Service Board Selection Committee met on November 15, 2023, pursuant to the Texas Open Meetings Act and approved the nomination and recommendation to the City Council of the following candidates to fill a vacancy on the El Paso Water Utilities Public Service Board:

Ranked 1st : Anna Gitter

Ranked 2nd: Keri Moe

Ranked 3rd: Abigail Tarango

THAT, the Chair of the Committee forward the recommendations to the El Paso City Council for their consideration for filling the vacancy on the El Paso Water Utilities Public Service Board.

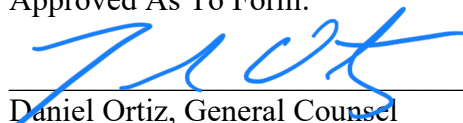
PASSED and APPROVED this 15th day of November 2023.

El Paso Water Utilities Public Service Board Selection Committee:



Charlie Intebi, Chair

Approved As To Form:


Daniel Ortiz, General Counsel

PSB AREAS OF EXPERTISE, EDUCATION AND EXPERIENCE

Communications, Public Administration or Education:

Communications:

- Knowledge in public relations practices; experience is preferred in marketing, finance, economics, strategic planning or project management.

Possesses strong communication skills, articulates clearly both with the written and spoken word, good listening skills, gives feedback, and communicates to resolve conflict; creates, implements and oversees communications programs. Experience in one or more of the following: advertising, education, marketing, television, promotions, public relations, pricing, and product development.

or

- Knowledge or experience in the development, implementation and study of branches of government policy; collects and analyzes data (statistics), monitors budgets, drafts legislation, develops policy, and executes legally-mandated government activities.

Experience in serving the public in fields such as marketing, public relations, advertising, public policy, and education. Knowledge in the field of economics, sociology, administrative law, management, education or related field.

or

- Training and experience in the field of education; expert in the theories or administration of education.

Bachelor's degree preferable. A minimum of four years experience in business or public administration, communications or marketing, or education. Community involvement experience that accents demonstrated leadership; no conflicts of interest; abide by a specified code of ethics; and no current political office held.

Anna Gitter, M.S., Ph.D.

Assistant Professor

Environmental and Occupational Health Sciences

Edith Lara
Executive Assistant to President/CEO
El Paso Water
1154 Hawkins Blvd.
El Paso, TX 79925

Dear PSB Selection Committee:

I am writing to express my enthusiastic interest in serving on the Public Service Board. I am a tenure-track, Assistant Professor with the El Paso Campus of the University of Texas Health Science Center at Houston School of Public Health (UTHealth). Since moving to this community, I have become actively involved with the local running organization, Run El Paso, established a research program regarding water resources management and public health needs for the Paso del Norte Region, and ultimately developed an immense appreciation for this community and a desire to serve.

I have nearly ten years of experience in both the environmental and educational fields. Prior to joining the El Paso Campus of UTHealth, I was a Research Specialist with the Texas Water Resources Institute/Texas A&M AgriLife Research (TWRI) in College Station, TX. In this role, I led grant-funded projects throughout Texas to address water quality impairments, which included grant writing, field work, graduate student mentorship/training, project management, data analysis, and stakeholder engagement activities. This work included collaborating with environmental state agencies, such as the Texas Commission on Environmental Quality, Texas State Soil and Water Conservation Board, and the Texas General Land Office. While working at TWRI, I completed both my M.S. and Ph.D. in Water Management and Hydrological Science (WMHS) at Texas A&M University.

Throughout my graduate education and work experiences in the water field, I have become aware of the innovations and cutting-edge research led by El Paso Water. Most recently, I had an opportunity to provide expert opinion regarding the drinking water quality in El Paso in the El Paso Matters article *El Paso Water, local law enforcement warn about scheme to sell costly water filters; say city's water is safe to drink*. My work aims to translate environmental data, particularly for water, to inform public health guidance that would influence not only national policy, but decision-making for local communities. I have extensive training in water resources management (drinking water, wastewater, water reuse, stormwater, private well water, and recreational water) that spans environmental science, engineering, policy, and public health.

Anna Gitter, M.S., Ph.D.

Assistant Professor

Environmental and Occupational Health Sciences

UTHealth is a graduate school that offers degrees in public health throughout the State of Texas, including the MD/MPH program with the Paul L. Foster School of Medicine, Texas Tech University Health Sciences Center in El Paso (TTUHSC El Paso). In my role at UTHealth, I mentor and teach graduate students, manage our water quality lab, collaborate with faculty and students at both UTEP and TTUHSC El Paso, and lead research projects that strive to incorporate community engagement and stakeholder involvement. Additionally, I work closely with the Community Health Worker network to provide environmental health training and resources for local schools and underserved communities.

I have always admired El Paso and before establishing roots in the community, would frequently visit for trail running races in the Franklin Mountains. Since moving here, my passion for the water resources field has only grown, especially in regard to training our next generation of water professionals and advancing the field of water management and public health. I have attached my curriculum vitae and greatly appreciate your review of my application. I would like to emphasize that I would be a strongly committed, motivated and considerate member of the Public Service Board. Thank you for your consideration.

Sincerely,



Anna Gitter, M.S., Ph.D.
Assistant Professor
Environmental and Occupational Health Sciences



Curriculum Vitae

Anna Gitter, M.S., Ph.D.

Education

Ph.D., Water Management and Hydrological Science, Texas A&M University, College Station, TX
Graduated December 2021
Dissertation: “Evaluating microbial risks in private wells and recreational waters”
Advisor: Dr. Terry Gentry

M.S., Water Management and Hydrological Science, Texas A&M University, College Station, TX
Graduated December 2016
Thesis: “Application of quantitative microbial risk assessment and bacterial source tracking to assess the associated human health risks from multiple fecal sources during recreational exposure in the Leon River”
Advisor: Dr. R. Karthikeyan

B.S., Environmental Science (specialization: Environmental Health), University of Michigan, Ann Arbor, MI
Graduated May 2013

Research Experience

Assistant Professor (tenure-track), The University of Texas Health Science Center (UTHealth)-Houston School of Public Health, El Paso, TX, July 2023-current

Postdoctoral Research Fellow, The University of Texas Health Science Center (UTHealth)-Houston School of Public Health, El Paso, TX, Feb. 2022-June 2023

Research Specialist I, Texas Water Resources Institute, Texas A&M AgriLife Research, College Station, TX, Sept. 2020-January 2022

Research Assistant, Texas Water Resources Institute, Texas A&M AgriLife Research, College Station, TX, Sept. 2018-Aug. 2020

Graduate Research Assistant, Texas Water Resources Institute, Texas A&M AgriLife Research, College Station, TX, Sept. 2014-2016; Sept. 2017-Aug. 2018

Edge-of-Field Water Quality Intern, Whatcom Conservation District, Lynden, WA, Aug. 2017-Dec. 2017

Research Interests

- Environmental public health
- Quantitative risk assessment
- Water resources management
- Environmental sustainability

Peer-Reviewed Journal Articles

1. **Gitter, A.**, Boellstorff, D.E., Gholson, D. M., Pieper, K.J., Mena, K.D., Mendez, K.S. & Gentry, T.J. (2023). Texas well user stewardship practices three years after Hurricane Harvey. (Accepted in *Water*).

2. Oghuan, J., Chavarria, C., Vanderwal, S.C., **Gitter, A.**, Ojaruega, A.A., Monserrat, C., Bauer, C.X., Brown, E.L., Cregeen, S.J., Deegan, J., Hanson, B.M., Tisza, M., Ocaranza, H.I., Balliew, J., Maresso, A.W., Rios, J., Boerwinkle, E., Mena, K.D., Wu, F. (2023). Wastewater analysis suggests unreported Mpox cases in a low-prevalence city: an environmental surveillance study. (Accepted in *The Lancet Regional Health-Americas*).
3. **Gitter, A.**, Gidley, M., Mena, K.D., Ferguson, A., Sinigalliano, C., Bonacolta, A. & Solo-Gabriele, H. (2023). Integrating Microbial Source Tracking with Quantitative Microbial Risk Assessment to Evaluate Site Specific Risk Based Thresholds at Two South Florida Beaches. *Frontiers in Microbiology*. 14: 1210192. <https://doi.org/10.3389/fmicb.2023.1210192>.
4. **Gitter, A.**, Mena, K.D., Lisle, J.T. Utilizing QMRA to inform ASR treatment practices in a Florida aquifer. (2023). *International Journal of Environmental Research and Public Health*. 20(19): 6833. <https://doi.org/10.3390/ijerph20196833>.
5. Tisza, M., Javornik Cregeen, S., Avadhanula, V., Zhang, P., Ayvaz, T., Feliz, K., Hoffman, K.L., Clark, J.R., Terwilliger, A., Ross, M.C., Cormier, J., Henke, D., Troisi, C., Wu, F., Rios, J., Deegan, J., Hansen, B., Balliew, J., **Gitter, A.**, Zhang, K., Li, R., Bauer, C.X., Mena, K.D., Piedra, P.A., Petrosino, J.F., Boerwinkle, E., Maresso, A. Comprehensive Wastewater Sequencing Reveals Community and Variant Dynamics of the Collective Human Virome. *Nature Communications*. 14(6878). <https://doi.org/10.1038/s41467-023-42064-1>.
6. Phan, T., Brozak, S., Pell, B., Oghuan, J., **Gitter, A.**, Hu, T., Ribeiro, R.M., Ke, R., Mena, K.D., Perelson, A.S., Kuang, Y., Wu, F. (2023). Making waves: Integrating wastewater surveillance with dynamic modeling to track and predict viral outbreaks. *Water Research*. 243: 120372.
7. **Gitter, A.**, Boellstorff, D.E., Mena, K. D., Gholson, D.M., Pieper, K.J., Chavarria, C.A., & Gentry, T.J. (2023). Quantitative microbial risk assessment for wells in flood-impacted areas. *Water*. 15(3):469. <https://doi.org/10.3390/w15030469>.
8. **Gitter, A.**, Bauer, C., Wu, F., Ramphul, R., Chavarria, C., Zhang, K., Petrosino, J., Mezzari, M., Gallegos, G., Terwilliger, A., Clark, J., Feliz, K., Avadhanula, V., Piedra, T., Weesner, K., Maresso, A. & Mena, K.D. (2023). Assessment of a SARS-CoV-2 wastewater monitoring program in El Paso, Texas from November 2020 to June 2022. *International Journal of Environmental Health Research*, 1-11. <https://doi.org/10.1080/09603123.2022.2159017>.
9. **Gitter, A.***, Oghuan, J.*, Godbole, A.R.*, Chavarria, C.A., Monserrat, C., Hu, T., Wang, Y., Maresso, A.W., Hanson, B., Mena, K.D. & Wu, F. (2023). Not a waste: wastewater surveillance to enhance public health. *Frontiers in Chemical Engineering*. 4: 1112876. <https://doi.org/10.3389/fceng.2022.1112876>.
*These three authors contributed equally.
10. Wu, F., Oghuan, J., **Gitter, A.**, Mena, K.D. & Brown, E. (2023). Wide mismatches in the sequences of primers and probes for Monkeypox virus diagnostic assays. *Journal of Medical Virology*. 95(1): e28395.
11. Phan, T., Brozak, S., Pell, B., **Gitter, A.**, Mena, K.D., Kuang, Y. & Wu, F. (2023). A simple SEIR-V model to estimate infectious COVID-19 cases and predict viral transmission using wastewater-based surveillance data. *Science of the Total Environment*. 857(1): 159326. <https://doi.org/10.1016/j.scitotenv.2022.159326>.
12. Schramm, M., **Gitter, A.**, & Gregory, L. (2022). Total Maximum Daily Loads and *Escherichia coli* trends in Texas freshwater streams. *Journal of Contemporary Water Research and Education*. 176(1): 36-49.
13. **Gitter, A.**, Mena, K. D., Wagner, K. L., Boellstorff, D. E., Borel, K. E., Gregory, L. F., Gentry, T. J., & Karthikeyan, R. (2020). Human Health Risks Associated with Recreational Waters: Preliminary Approach of Integrating Quantitative Microbial Risk Assessment with Microbial Source Tracking. *Water*. 12(2): 327.
14. Gregory, L.F., **Gitter, A.**, Muela, S., & Wagner, K. L. (2019). Should Contact Recreation Water Quality Standards be Consistent across Hydrological Extremes?. *Journal of Contemporary Water Research & Education*. 166: 12-23.

15. Anderson, J., **Gitter, A.**, Lacey, R., & Karthikeyan, R. (2018). Transport, fate, and toxicity of selected public health insecticides in waterways. *Toxicological & Environmental Chemistry*. 100(1): 32-46.
16. Hamilton, K. A., Chen, A., Johnson, E. D. G., **Gitter, A.**, Kozak, S., Niquice, C., Zimmer-Faust, A. G., Weir, M. H., Mitchell, J., & Gurian, P. L. (2018). Salmonella risks due to consumption of aquaculture-produced shrimp. *Microbial Risk Analysis*. 9: 22-32.

In development/Under Review

17. Phan, T., Brozak, S., Pell, B., Ciupe, S.M., Ke, R., Ribeiro, R.M., **Gitter, A.**, Mena, K.D., Perelson, A.S., Kuang, Y., Wu, F. Prolonged viral shedding from noninfectious individuals confounds wastewater-based epidemiology. (Under Revision and Resubmission).
18. Chen, X., Phan, T., Lee, W.L., Rhode, S.F., Brozak, S., Pell, B., Palden, T., **Gitter, A.**, Kuang, Y., Wuertz, S., Thompson, J., Mena, K.D., Alm, E.J. & Wu, F. Global circulation of SARS-CoV-2 Omicron variant preceding the first case report revealed by wastewater surveillance. (Under review in *Nature Communications*).
19. **Gitter, A.**, Mena, K.D., Mendez, K.S., Shumaker, D.J., Dolan, M.J., & Gerba, C.P. Eye Infection Risks from *Pseudomonas aeruginosa* via hand soap and eye drops. (Under development).

Peer-Reviewed Reports

1. Gregory, L.F., Hux, B., Gentry, T.J., **Gitter, A.**, Monserrat, C., Casarez, E., Mena, K. 2022. *Texas Bacterial Source Tracking Program (FY20-FY21)*. Texas Water Resources Institute, TR-542.
2. Yang, L., **Gitter, A.**, Jain, S., Gregory, L. 2022. Watershed Characterization of the Angelina River above Sam Rayburn Reservoir Watershed. Texas Water Resources Institute, TR-539.
3. Schramm, M., **Gitter, A.**, Rambo, J., DeVilleneuve, S., Rhodes, E., Gregory, L. 2021. *Comparison of Daily Streamflow Estimation Methods in the Thompsons Creek Watershed*. Texas Water Resources Institute, TR-535.
4. **Gitter, A.** Gregory, L., Hux, B., Boswell, J., Gentry, T., Monserrat, C., Casarez, E., K. Mena. 2020. *Expansion and Evaluation of the Texas Bacterial Source Tracking Program (FY18-FY19)*. Texas Water Resources Institute, TR-530.
5. **Gitter, A.** Nayal, M., Rambo, J., Yang, L., L. Gregory. 2020. *Watershed Characterization of the Thompsons Creek Watershed*. Texas Water Resources Institute, TR-526.
6. **Gitter, A.**, Yang, L., L. Gregory. 2019. *Watershed Characterization of the Tributaries of the Neches River below Lake Palestine: Cedar, Hurricane, Biloxi and Jack Creeks*. Texas Water Resources Institute, TR-518.
7. Gregory, L., K. Lazar, **A. Gitter**. 2017. *Navasota River Below Lake Limestone Watershed Protection Plan*. Texas Water Resources Institute, TR-497.
8. Gregory, L., B. Jonescu, J. Murray, C. Schulz, **A. Gitter**, K. Wagner. 2016. *Carters Creek Total Maximum Daily Load Implementation Project Final Report*. Texas Water Resources Institute, TR-488.
9. Jonescu, B., L. Gregory, **A. Gitter**, K. Wagner. 2016. *Carters Creek Total Maximum Daily Load Implementation Project Routine, Reconnaissance and Stormwater Monitoring Report: Tasks 4 and 5*. Texas Water Resources Institute, TR-485.
10. Gregory, L. **A. Gitter**, K. Lazar. 2015. *Basin Approach to Address Bacterial Impairments in the Navasota River Watershed*. Texas Water Resources Institute, TR-476.

Grants

Current Funding

1. 2023-2025 Southwest Center for Occupational and Environmental Health, Program: NIOSH Education and Research Center (ERC) (T42OH008421), Funder: CDC National Institute for Occupational Safety and Health, 2% FTE, Role: Co-Investigator (ERC Director: Kristina D. Mena).

2. 2022-2024 "Evaluating Source-Specific Health Risks of Fecal Pollution in Little Bay", Texas General Land Office Coastal Management Program, Funder: Texas General Land Office Coastal Management Program, 12% FTE, Role: Subaward PI (Total Direct Costs: \$87,633)
3. 2022-2024 "Texas Bacterial Source Tracking (FY23-24)", Funder: Texas State Soil and Water Conservation Board, 15% FTE, Role: Subaward PI (Total Cost: \$646,154)
4. 2022-2024 "Improving Community Health: MST and QMRA on the Texas Coast", Improving Community Health through Microbial Source Tracking (EPA-GM-2021-MST), Funder: U.S. EPA Gulf of Mexico, Effort: Year 1: 10.8%, Year 2: 11.87%, Year 3: 20%, Role: QMRA Researcher, Co-PI: UTHealth-H SPH (Kristina Mena) (Total Cost: \$494,348)
5. 2022-2024 "Children's Healthy Learning Environments", Funder: United States Environmental Protection Agency, 10% FTE, Role: Researcher, PI: UTHealth-H SPH (Kristina Mena) (Total Cost: \$104,588)
6. 2023-2024 "Texas Epidemic Public Health Institute (TEPHI)", Funder: State of Texas, 10% FTE, Role: Researcher.

Previously Funded

7. 2020-2022 "Texas Bacterial Source Tracking (FY20-21)", Texas State Soil and Water Conservation Board, (Total Cost: \$433,085, Role: Grant Writer, Project Manager and Research Assistant/Specialist; Co-PIs: Lucas Gregory and Terry Gentry; Co-I: Kristina Mena).
8. 2020-2021 "Approach to Address Indicator Bacteria Impairments in the Thompsons Creek Watershed (FY21)", Texas Commission on Environmental Quality TMDL Program, (Total Cost: \$59,809, Role: Project Manager and Research Specialist; PI: Lucas Gregory).
9. 2020-2021 "Support for Total Maximum Daily Loads (TMDLs) to Address Bacteria Impairments in Cedar Creek, Hurricane Creek, Jack Creek, and Biloxi Creek (FY21)", Texas Commission on Environmental Quality TMDL Program (Total Cost: \$67,134, Role: Project Manager and Research Specialist; PI: Lucas Gregory).
10. 2017-2021 "Water Quality and Pollutant Loading Assessment in the Angelina River above Sam Rayburn Watershed", Texas State Soil and Water Conservation Board, (Total Cost: \$384,945, Role: Project Manager and Research Assistant, PI: Lucas Gregory).
11. 2019-2020 "Approach to Address Indicator Bacteria Impairments in the Thompsons Creek Watershed (FY20)", Texas Commission on Environmental Quality TMDL Program, (Total Cost: \$85,298, Role: Project Manager and Research Assistant; PI: Lucas Gregory).
12. 2019-2020 "Support to Address Indicator Bacteria Impairments in Tributaries of the Neches River Below Lake Palestine (FY20)", Texas Commission on Environmental Quality TMDL Program, (Total Cost: \$131,190, Role: Project Manager and Research Assistant; PI: Lucas Gregory).
13. 2018-2019 "Approach to Address Indicator Bacteria Impairments in Tributaries of the Neches River Below Lake Palestine (FY19)", Texas Commission on Environmental Quality TMDL Program, (Total Cost: \$164,387, Role: Project Manager and Research Assistant; PI: Lucas Gregory).
14. 2018-2020 "Texas Bacterial Source Tracking Program (FY18-19)", Texas State Soil and Water Conservation Board, (Total Cost: \$370,169, Role: Project Manager, Co-PIs: Lucas Gregory and Terry Gentry; Co-I: Kristina D. Mena).

Not Funded

1. 2021-2023 "Demonstration of Next Generation Sequencing of Pathogens to Identify Waterborne Pollutant Sources and Associated Human Health Risks", Texas State Soil and Water Conservation

- Board, (Requested Amount: \$184,164, Role: Grant Writer and Project Manager; Co-PIs: Lucas Gregory and Terry Gentry), Not funded.
2. 2023-2025 “Community, Wastewater, and Public Health: Bridging Gaps for Outbreak Preparedness”, The Water Research Foundation, (Total Funds Requested: \$216,276, Role: Principal Investigator, Co-PI: Kristina D. Mena)
 3. 2023-2024 “Water, Health, and Climate: A conference to advance water to address climate change and public health challenges in the Paso del Norte Region”, Burroughs Wellcome Fund Climate Change and Human Health Seed Grants, (Total Funds Requested: \$49,546, Role: Principal Investigator, Co-I: Kristina D. Mena)
 4. 2023-2025 “Advancing Water Reuse Technologies for Workforce Development”, National Science Foundation Regional Innovation Engines, (Total Funds Requested: \$709,150, Role: Postdoctoral Researcher; Co-Is: Fuqing Wu and Kayo Fujimoto; PI: Kristina D. Mena).
 5. 2024-2033 “Diversifying the Economics of Water”, National Science Foundation Regional Innovation Engines, (Total Funds Request: \$10,263,094, Role: Co-I/Postdoctoral Researcher; Co-I: Fuqing Wu; PI: Kristina D. Mena).
 6. 2024-2025 “Food Safety for Mars: Assessing and Mitigating Microbial Contamination of Packaged Foods for Prolonged Spaceflight using QMRA”, National Aeronautical Space Administration, (Total Funds Requested: \$149,005, Role: PI; Co-Is: Kristina D. Mena and Cici Bauer).

Teaching

- Co-Instructor (10%): PHM 2135/PHD 2135L: *Risk Analysis-Principles and Practice* (Spring 2023)

Guest Lectures

- UTHHealth Houston SPH PH5610 Global Health Overview Class, *The Wicked Challenges Facing Water: Public Health Needs in Light of Climate Change* (October 25, 2023).

Fellowships

- Postdoctoral Research Fellowship, UTHHealth Houston School of Public Health (2022-2024)
- OGAPS Dissertation Fellowship, Texas A&M University (2020) (*declined due to employment conflict)

Honors/Awards

- UCOWR Ph.D. Dissertation Award in Water Policy & Socioeconomics (2023)
- UCOWR 2022 *Journal of Contemporary Water Research and Education (JCWRE)* Paper of the Year Award (2023): Schramm, M., **Gitter, A.**, & Gregory, L. (2022). Total Maximum Daily Loads and *Escherichia coli* Trends in Texas freshwater streams. *Journal of Contemporary Water Research and Education*, 176(1), 36-49.
- UTHHealth Houston Postdoctoral Travel Award (2022)
- UCOWR/NIWR Annual Water Resources Conference-2nd place Graduate Student Oral Presentation (2021)
- Editor’s Choice Award (June 1, 2020): **Gitter, A.**, K.D. Mena, K.L. Wagner, D.E. Boellstorff, K.E. Borel, L.F. Gregory, T.J. Gentry and R. Karthikeyan. (2020). Human health risks associated with recreational waters: preliminary approach of integrating quantitative microbial risk assessment with microbial source tracking. *Water* 12(2):327. <https://doi.org/10.3390/w12020327>.
- Mills Scholarship, Texas Water Resources Institute Mills Scholars Program (2019)
- Water Daze Poster Competition-2nd Place Award, Water Management and Hydrological Sciences Program, Texas A&M University (2018)

Invited Presentations

1. Wisdom from wastewater: lessons learned from a SARS-CoV-2 wastewater monitoring program. (**Gitter, A.**, Bauer, C., Wu, F., Chavarria, C., Mena, K.D.) Mississippi Water Resources Conference, Starkville, MS, March 2023.

Conference Presentations

1. Flood Management for Private Wells: *Utilizing QMRA and Survey Approaches to Understand Well User Health Risks and Practices after Hurricane Harvey*. (**Gitter, A.**, Boellstorff, D.E., Mena, K.D., Gholson, D.M., Pieper, K.J., Chavarria, C.A., Gentry, T. J.). Universities Council on Water Resources/National Institutes of Water Resources Conference, Fort Collins, CO, June 2023.
2. Quantitative microbial risk assessment of recreational beaches impacted by human, dog, and gull fecal sources. (**Gitter, A.**, Gidley, M., Sinigalliano, C., Solo-Gabriele, H., Mena, K. D.). Universities Council on Water Resources/National Institutes of Water Resources Conference, Greenville, SC, June 2022.
3. Risk Characterization of Private Wells Impacted by Hurricane Harvey Flooding. (**Gitter, A.**, Gentry, T., Mena, K.D., Boellstorff, D.E., Peterson, J., Gregory, L., and D. Gholson) Universities Council on Water Resources/National Institutes of Water Resources Conference, Virtual, June 2021.
4. Understanding Health Risks Associated with Flooding and Wells after Hurricane Harvey. (**Gitter, A.**, Gentry, T., Mena, K.D., Boellstorff, D.E., Peterson, J., Gregory, L., and D. Gholson) National Monitoring Conference, Virtual, April 2021.
5. Quantitative microbial risk assessment of contaminated private wells impacted by Hurricane Harvey flooding. (**Gitter, A.**, Gentry, T., Mena, K.D., Boellstorff, D.E., Gregory, L. and D. Gholson) Water and Health Conference, Chapel Hill, NC, October 2019.
6. Human health risks associated with microbial contamination of private wells impacted by floodwater from Hurricane Harvey. (**Gitter, A.**, Gentry, T., Mena, K.D., Boellstorff, D.E., Gregory, L. and D. Gholson) Southern Region Water Conference, College Station, TX, July 2019.
7. Identifying Data Gaps in Understanding Feasibility of Reuse of Nanoparticles-containing Wastewater and Un-Disinfected Biologically Stabilized Wastewater in Aquaculture. (Anandan, A., Arlene Chen, A., de-Graft Johnson, E., **Gitter, A.**, Gurian, P.L., Hamilton, K., Kumar, A., Kozak, S., Mitchell, J., Niquice, C., Singh, D., Baranidharan, S., and A. Zimmer-Faust) American Chemical Society, Philadelphia, PA, August 2016.

Conference Sessions Organized

- “Protecting Human Health through Water Resources Management”, 2022 Universities Council on Water Resources/National Institutes of Water Resources Annual Conference, Greenville, SC (June 2022).
- “Understanding and Managing Water Resources Related to Human Health” 2021 Virtual Universities Council on Water Resources/National Institutes of Water Resources Annual Conference, Virtual, (June 2021).

Roundtables

- “Fecal Indicator Organisms...What are they good for?” Universities Council on Water Resources 2021 Virtual Roundtable (February 2021).

Media

- Provided technical information regarding CERCLA and remediation to reporter with the *Houston Landing* (September 21, 2023)
- Interviewed and quoted for the article, “El Paso Water, local law enforcement warn about scheme to sell costly water filters; say city’s water is safe to drink”, *El Paso Matters* (September 24, 2023)
- “Meet a scientist: Anna Gitter”, Texas Water Resources Institute, Texas A&M AgriLife (2019): (<https://twri.tamu.edu/news/2019/august/meet-a-scientist-anna-gitter/>)

Service

- Associate Editor, *Journal of Contemporary Water Research and Education* (2023-current)
- Practice Council, UTHealth Houston SPH (2023-current)
 - El Paso Campus Representative
- Faculty Council, UTHealth Houston SPH (2023-current)
 - EOHS Representative Alternate
- El Paso Campus Scholarship Committee (2023-current)
- El Paso Campus Social Events Committee (2022-current)

Professional Experience**Reviewer**

November 2021-current

- *Journal of Water and Health*
- *Environmental Science and Pollution Research*
- *South Carolina Journal of Water Resources*
- *Water and Environment*
- *Rapid Reviews|Infectious Diseases*
- *International Journal of Environmental Research and Public Health*
- *Societies*
- *Sustainability*
- *Water*

Reviewer, UTHealth Houston (UTHH) Postdoctoral Travel Awards-Cycle 1 December 2022

Reviewer, TWRI Mills Scholarship Program December 2020

Reviewer, USGS Graduate Research Program December 2020

Participant, Quantitative Microbial Risk Assessment Interdisciplinary Instructional Institute (QMRA III) July 2016
Michigan State University, East Lansing, MI

Participant, International Perspectives on Quantitative Microbial Risk Assessment June 2015
Drexel University, Philadelphia, PA

Professional Memberships

- American Water Works Association member (2021-2022)


Student Advising

Student Name	Degree	Role	Institution
Lynne Heilbrun	Ph.D. (2024)	Academic Advisor	UTHealth H SPH
Carlos Chavarria	MPH/Ph.D. (2022-2023)	Mentor	UTHealth H SPH
Karla Mendez	Ph.D. (2022)	Mentor	UTHealth H SPH
Taylor Jordan	Ph.D. (2021)	Professional Mentor	Texas A&M AgriLife Research/Texas A&M University

Luna Yang	Ph.D. (2020-2021)	Professional Mentor	Texas A&M AgriLife Research/Texas A&M University
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November 6, 2023

Keri Moe, Ed.D.


PSB Selection Committee
c/o Edith Lara, Executive Assistant to the President/CEO
El Paso Water
1154 Hawkins Blvd.
El Paso, Texas 79925

Dear PSB Selection Committee,

I am writing to express my interest in being considered for the vacancy on the Public Service Board for El Paso Water. My experience in communication and higher education combined with my passion for serving our region will allow me to contribute to El Paso Water's efforts to deliver reliable, quality and sustainable water services.

With a deep-rooted passion for strengthening our region, an interest in environmental sustainability and knowledge of the importance of ensuring access to clean and safe water for all, I believe I can provide the skills necessary to collaborate with other leaders to advance the innovation and excellence of the organization. My educational background in public relations, organizational communication and higher education administration, coupled with my practical experience in public relations practices, marketing, strategic planning and project management has equipped me with a solid foundation and a comprehensive understanding of the complexities involved in a variety of types of management and organization. I would apply my background and skills to further El Paso Water's excellence in delivering sustainable water services to our community.

Throughout my career, I have actively been involved in public service including volunteering and having leadership roles on numerous boards. I have also held progressive roles in higher education and other professional leadership where I have consistently demonstrated a proactive and results-driven approach. I am adept at interpersonal communication, fostering connections, understand the importance of data analysis and data-driven decision making, policy development, community engagement and am able to collaborate well with others.

I am driven by being a part of initiatives that move our community forward and ensure the quality of life for our region. Therefore, I am interested in serving on the El Paso Water Service Board because of its long history of providing high-quality water services that prioritizes environmental sustainability and community well-being. I am eager to bring my expertise, dedication, and innovative ideas to this board and our community by contributing to the ongoing efforts in optimizing water management strategies and enhancing public service initiatives.

Thank you for considering my application. I am confident that my commitment to our environmental and community sustainability, coupled with my professional skills and experiences, align well with the goals and vision of the El Paso Water Public Service Board. I am enthusiastic about working with other board members, El Paso Water Staff and local officials to find ways to deliver sustainable water services to our community now and into the future.

Sincerely,


Keri Moe, Ed.D.

Enclosure: Curriculum Vitae

KERI MOE
Curriculum Vitae (11/2021)



EDUCATION

Ed.D. Educational Leadership & Administration, University of Texas at El Paso
El Paso, Texas (December 2021)

M.A., Communication, University of Texas at El Paso
El Paso, Texas (May 2003). Advisor: Dr. Patricia Witherspoon. Areas of Specialization: Intercultural Communication, Speech & Mass Communication, Organizational Communication, Border Studies

B.A., Organizational Communication, University of Texas at El Paso
El Paso, Texas (May 1999). Advisor: Dr. Sam Riccillo. Major: Organizational Communication. Minors: Spanish and Film Studies.

Instituto Tecnológico de Estudios Superiores De Monterrey
Mexico City, Mexico (1998). Concentration: International Communication & Public Relations; Spanish Language Studies

PROFESSIONAL EXPERIENCE

Associate Vice President for External Relations, Communication & Development, El Paso Community College
El Paso, Texas August 2016-Present

- Provide leadership, operational direction and supervise more than 35 employees in three departments: Marketing & Community Relations; The Foundation for EPCC; Grants Management Office
- Provide strategic counsel and support to the President for external relations, communication and outreach initiatives
- Oversee and manage a division budget of \$2 million
- Provide broad-based, change-oriented responsibilities for community relations, fund development, marketing and communication to internal and external stakeholders
- Offer strategic guidance for the future growth and positioning of EPCC with internal and external stakeholders
- Develop a comprehensive and integrated approach to community relations including strategic communication
- Lead annual marketing, media, branding and communication plans for the college including development of advertisements, printed and other promotional materials
- Increased earned media coverage by more than 60% and integrated public relations tactics and strategies
- Establish annual goals, drive implementation and review progress of marketing and communication
- Lead the development of external strategies, plans, programs to support the goals of the college
- Create and implement initiatives that further the college's brand and organizational goals
- Research, plan and write speeches, legislative testimony, proposals, grants, award applications, reports and other strategic communication
- Develop, implement, monitor and evaluate internal and district procedures related to assigned departments
- Ensure policies and procedures and laws and regulations applicable to assigned departments are followed
- Plan, develop, manage and monitor budgets, make recommendations regarding funding sources and allocation of resources
- Develop and execute special events to generate prospects, revenue and collegiate visibility
- Successfully lead and implemented an award winning 50th Anniversary Campaign
- Direct and coordinate donor development

Special Projects Assistant to the President, El Paso Community College
El Paso, Texas August 2014-Present

- Write speeches, remarks and legislative testimony integrating both quantitative and qualitative information
- Write press releases and develop media strategy for President's initiatives or events
- Lead for Aspen Institute 2015 site visit including submitting follow-up reports, managed event logistics
- Managed media for Aspen Top 10 Announcement, collaborated with Aspen's advertising agency to strategize coverage in regional market resulting in significant coverage

- Organized details of SACSCOC Site Visit Fall 2014
- Wrote application, lead and successfully coordinated EPCC's participation in AACC Pathways
- Facilitated production of EPCC nationally feature stories for NPR/PRI's *The Takeaway* including increasing coverage to an additional three stories that aired; and two more pending
- Develop and write awards nomination packets including: AACC Student Success Award-EPCC, ACCT Western Region Professional Board Staff Award-Pam Payne, El Paso Athletic Hall of Fame Nomination-Felix Hinojosa
- Coordinated all details of President's Performer's Studio Scholarship Gala fundraising event, June 2015

Special Projects Assistant to the Vice President of Instruction & Workforce Education, El Paso Community College
El Paso, Texas August 2012-August 2016

- Facilitate student appeals of final course grades in accordance with EPCC procedures
- Serve as the liaison between the Vice President of Instruction and students for research and resolution of student complaints and other issues effectively reducing the number of concerns needing higher level attention
- Maintain confidentiality of sensitive student and employee information.
- Coordinated EPCC's booth and serve as the EPCC liaison for National Institute for Staff and Organizational Development (NISOD)
- Represent EPCC as a member of the Core Team for TX POD initiative (The Texas organization for Professional and Organizational Development) of the Texas Community College Teachers Association.
- Review and coordinate efforts to maintain and update EPCC policies and procedures
- Write speeches and remarks for Vice President of Instruction & Workforce Education
- Read, review and ensure District Policies and Procedures are followed
- Create and write new procedures using established guidelines

Public Relations & Media Consultant/Strategist, Weber Shandwick (Temporary Contract)
New York, New York December 2013-March 2014

- Contracted by Weber Shandwick New York for roll-out of Absolut Texas launch
- Developed media strategy for West Texas and pitched ideas to radio, television, print and social media
- Distributed product, press kits, media mailers
- Collaborated with national, regional and local teams to ensure effective coordination
- Exceeded goals by 20% for branded product coverage and placement

Professor-Tenured, El Paso Community College
El Paso, Texas August 2004-Present

- Developed curriculum, completed Blackboard Certification and teach online and hybrid courses
- Teach, prepare lessons, and assess student performance in Public Relations, Intro to Film, Public Speaking, Interpersonal Communication, Organizational and Professional Communication and others
- Implement innovative teaching methods and evaluation methodologies for students in a diverse, multicultural setting
- Accepted to and participated in the 2008 Fulbright-Hays Seminars Abroad Program (to Morocco) by the J. William Foreign Scholarship Board and the Secretary of the U.S. Department of Education
- Develop and assess Student Learning Outcomes
- Assist with coaching, judging and travelling with EPCC's nationally ranked Intercollegiate Forensics Team

Consultant, Public Relations, Strategic Communication & Planning
El Paso, Texas August 2005-Present

- Provide integrated communication services for both quick one-time projects or for comprehensive long-term campaigns, paid and pro-bono.
- Develop comprehensive communication and marketing plans to position an organization to its best advantage.
- Specialties include: Writing, Media Relations, Editorial, Event Planning & Management, Crisis Communication, Brand Awareness & Marketing, Strategic Planning and Fundraising
- Create award winning representation for clients in a variety of industries including non-profit, corporate, government, higher education and others.
- Advise clients on strategies, plans and programs to increase visibility, achieve measurable results and improve brand recognition or achieve organizational goals.
- Examples of clients include Weber Shandwick, Creative Kids, UTEP Alumni Association, Race El Paso, TEDx El Paso and others.

Lecturer, Communication Department UT El Paso

El Paso, Texas August 1999-Present

- Teach COMM 3321 Public Relations, COMM 3320 Writing for Public Relations & Corporate Communication; COMM 3354 Small Group Communication, FILM 1354 Intro to the Art of Motion Picture, COMM 1301 Public Speaking, COMM 1321 Business and Professional Communication, Comm 4372 Research Methods in Communication.

Campus Discipline Coordinator, El Paso Community College

El Paso, Texas August 2007-August 2012

- Coordinated faculty at Valle Verde Campus, including reviewing faculty syllabi and training
- Ensured faculty compliance with HB2504 and other policies/procedures
- Supervised, evaluated and provided guidance for more than 15 adjunct instructors
- Assisted with scheduling and hiring processes
- Provided guidance and support concerning professional development

Faculty Development Coordinator, El Paso Community College

El Paso, Texas August 2005-August 2012

- Organized and directed district-wide biannual Faculty Development Week for more than 1,000 participants
- Solicited input from faculty and staff
- Organized year-round faculty development activities for veteran faculty
- Determined and measured faculty and campus needs and implement programs accordingly
- Collaborated with wellness, new and other faculty development coordinators and initiatives
- Coordinated and managed events with internal and external partners
- Marketed, promoted and created publications Faculty Development Programs
- Served as a Facilitator at the Southwest Seminar for Teaching & Learning

National Endowment for the Humanities Grant Co-Director, El Paso Community College

El Paso, Texas August 2007-December 2007

- Balanced and calculated distribution of grant funding for the *Las Platicas* program
- Committee Member for EPCC *Las Platicas* Chicana/o Studies Humanities Faculty Institute
- Ensured fiscal responsibility and appropriate use of federal funding
- Administered successful completion of the grant and required reporting
- Established partnerships both within and outside the institution
- Developed and oversaw marketing and event promotion
- Prepared and completed comprehensive end of year federal project report for the NEH

Staff Writer, Ysleta Independent School District

El Paso, Texas January 2004-August 2005

- Oversaw design of printed materials including writing, photography and layout
- Wrote speeches, publication copy, press releases and photography
- Direct production of printed materials, manage production schedules and coordinate community initiatives
- Direct and consult with district personnel on communication objectives
- Interacted with Administration, department leadership to determine key messages and meet district goals
- Assisted with special events and training for up to 500 participants

Adjunct Instructor, Doña Ana Branch Community College & El Paso Community College

El Paso, Texas August 2003-2005

- Taught, prepared lessons, and assessed student performance in Public Speaking, Interpersonal Communication, Business and Professional Communication and Intro to Human Communication courses.
- Created and developed innovative classroom activities for students in a multi-cultural setting.

Communication Director, Girl Scouts of the Rio Grande

El Paso, Texas March 2001-December 2003

- Provided oversight, planning, coordination, supervision and evaluation of all marketing, communication and branding initiatives across a two-state, five county service area
- Lead development of internal and external communication strategies, plans, programs to support council goals
- Established goals, drove implantation and measured results
- Successfully implemented Girl Scouts of the USA rebranding initiative

- Developed external strategies, plans and programs to support organizational goals
- Oversee design of all printed, audio and video materials including writing, photography and layout
- Supervised fund development activities and obtained funding for council programs through fundraising and grants
- Developed grant proposals, monitored activities and compliance, maintained financial reports
- Maintained and authorized expenditures of an \$100,000 communication budget
- Increased overall news coverage of council by more than 80%, including more than seven placements in national media
- Wrote speeches, press releases, news and feature articles, and other written communication.
- Coordinated New Mexico Gold Award ceremony with Governor's Office and New Mexico Council
- Worked with external dignitaries and constituents
- Developed and implemented communication plan, organize special events and coordinate all media and community relations
- Developed crisis communication plan and related staff procedures
- Coached and prepared staff and volunteers, including children, for media interviews
- Oversaw website content and developed key messages
- Supervised communication staff, interns and volunteers
- Implemented, monitored and evaluated council procedures to ensure compliance

Production Assistant, El Paso Electric Company

El Paso, Texas August 2001

- Coordinated and mobilized talent, aided craft service and assisted production efforts for filming a commercial and Public Service Announcements.

Communication/Public Relations Associate, United Way of El Paso County

El Paso, Texas 1998-2001

- Wrote, designed and oversaw publication of all printed materials including annual report, brochures, newsletters, etc.
- Developed communication plan, implemented marketing initiatives, organized press conferences, special events and media relations efforts
- Initiated, proposed and implemented communication initiatives that enhanced brand awareness and promoted philanthropy
- Cultivated and maintained donor relations
- Assisted in fundraising efforts to meet annual campaign goals, wrote fundraising correspondence and maintained donor relationships
- Implemented branding and key messages

Production Assistant, Adelante Multimedia

El Paso, Texas January 1999-July 1999

- Wrote scripts, located and secured filming locations; Assisted with camera, lighting, set-up and other aspects of production on various projects.

Script Supervisor & Production Assistant, Tortilla Productions

El Paso, Texas Summer 1998

- Supervised script, assisted with production and publicity for the feature film The Big Weird Normal, directed by Zach Passero.
- Script supervisor and production crew for El Paso Electric commercials and PSAs

Communication Intern, Interlochen Center for the Arts

Interlochen, MI Summer 1997

- Wrote press releases, prepared media kits, designed publications, managed summer concert series and other special events.

Freelance Photographer, El Paso Times

February - June 1997

- Took photographs, processed film and printed pictures by assigned deadline.
- Wrote captions and descriptions for photos.

Photographer/Photo Editor, The Prospector & El Minero

February - June 1997

- Took photographs, processed film and printed pictures.
- Hired and managed photography staff.
- Reviewed news releases, current events and worked with editorial staff to make assignments.

Target Greatland

Cashier Supervisor

El Paso, Texas 1995-1999

- Promoted from Door Greeter, to Cashier, to Service Desk to Cashier Supervisor
- Hired, evaluated and trained up to 125 front end personnel
- Recognized for strong customer service and interpersonal skills
- Handled customer complaints
- Ensured front end followed all corporate and governmental regulations
- Developed strategies for meeting sales and customer service goals

PROFESSIONAL MEMBERSHIPS

- Executive Forum
- Public Relations Association of America (PRSA)
- National Council on Marketing & Public Relations (NCMPR)
- Texas Association of Community College Marketers (TACCM)
- Public Relations Southwest (PRSW)—founding member and Past-President
- National Communication Association (NCA)

SELECTED PROFESSIONAL AND COMMUNITY SERVICE

September 2021: Plaza Classic Film Festival Organizing Committee.

March 2019- August 2021 Developed the Resilience Art Project, a project using art curriculum to help the El Paso community heal after the mass shooting, in collaboration with Creative Kids securing \$20,000 of funding to develop and implement the program. Developed grant proposal, managed and compiled all reporting and

July 2019: Cultural Funding Program Review Panelist for the City of El Paso Museum & Cultural Affairs Department.

June 2013- August 2019: Board Chair, Creative Kids Board of Directors (2017-18), Vice President and Chair, Events & Fundraising Committee (2015-16); Events and Fundraising Committee, Chair (2014-15); current volunteer.

August 2013- 2015: Member, Newspaper Tree Board of Directors

2009-2010: Public relations consultant and advisor for Race El Paso's efforts to develop events and healthy lifestyles.

January 2008-Present: Public Relations Association of the Southwest, Founding member & Past-President (2009-2010).

July 2006- August 2012: UTEP Alumni Association Board of Directors, President (2011-12); Vice-President of Public Relations, (2007-2011).

May 2007-present: El Paso Commission for Women, Board of Directors (2007-2010), member.

Spring 2005 & Spring 2006: Reviewed submissions of papers to Latino/a Caucus, La Raza Division of the National Communication Association.

2006-Present: Member, La Raza Caucus and Latina/o Section National Communication Association

2004-Present: Mortar Board National College Senior Honor Society, Career Network Mentor for students.

2004-present: United Way Paso Del Norte Society Leadership Giver.

2004-2006: United Way of El Paso County Marketing Committee member.

2004-2009: Member, Association of Women in Community Colleges, Board Secretary (2008-2009).

2002-2006: Participated in and served on the Public Relations Committee for *Dia de Los Niños/Dia De Los Libros* (Day of the Children/Day of the Books) community literacy event.

March 2003 & 2004: Table Captain YWCA Women's Luncheon

November 2002-February 2003: Collaborated with UTEP's Union Programs Office to organize an exhibit on the Virgin of Guadalupe that would chronicle the role of the icon in the border region

September 2002-April 2003: Organizing committee for Dia De Los Niños/Dia De Los Libros, a community event promoting youth and family literacy.

January 2001, 2002, 2003, 2006, 2010, 2012: Academic Decathlon Judge for high school students.

October 2002: Chaired PRSA Ria Award Committee. Coordinated event and judging.

Spring 2000: Judged University Interscholastic League (UIL) competition for high school students competing in writing.

COMPETITIVELY SELECTED REGIONAL AND NATIONAL PRESENTATIONS

October 14, 2021: Presenter "A Winning Combination—the Power of Experience & Fresh Ideas—A Panel Discussion of Trustees at Different Stages of Board Service". Association of Community College Trustees (ACCT) Annual Leadership Conference, San Diego.

October 17, 2019 Presenter, "Engaging Stakeholders to Support Innovation". Association of Community College Trustees (ACCT) Annual Leadership Congress, San Francisco.

March 26, 2019: Presenter, "Engaging Stakeholders to Support Innovation". National Council on Marketing & Public Relations Annual Conference, San Antonio.

October 24, 2018: Panelist, The Chair's Academy: The Leadership Team of the Board. Association of Community College Trustees (ACCT) Annual Leadership Congress, New York City.

February 15, 2007: Border Learning Conference, El Paso, Texas. Presented with Patricia Islas "Building Community in ANY Classroom."

November 17, 2006: National Communication Association Annual Convention, San Antonio, Texas. Chaired "Latina Voices: Feminism & Women's Issues in Latino/a Studies."

May 29, 2006: International Conference on Teaching and Leadership Excellence (NISOD), Austin, Texas. Presented with Dr. Richard Rhodes and Dr. Dennis Brown "Engaging Veteran Faculty".

March 3, 2006: The International Sun Conference on Teaching and Learning, El Paso, Texas. Presented "Engaging Students & Faculties with Learning Communities."

February 9, 2006: Border Learning Conference, El Paso, Texas. Presented "Engaging Students & Faculty with Learning Communities."

January 11, 2006: EPCC Building Campus Communities for Students and Faculty Success Seminar, El Paso, Texas. Presented with Caroline Woolf-Gurley "Learning Community Case Studies: English 1301 and Speech 1315."

November 20, 2006: National Communication Association Annual Convention, Boston, MA. Panelist on "Starting Healthy, Staying Healthy II: Strategies on the First Job Search and the First Move."

November 19, 2005: National Communication Association Annual Convention, Chicago, IL. Presented paper "Queen of the Sixth Sun: The Virgin of Guadalupe and Border Identity."

November 19, 2005: National Communication Association Annual Convention, Boston, MA. Chaired "Politics, Performance, and Media: Latino/a Polity, Audience and Theory."

November 3, 2000. Southwest Education Council for Journalism and Mass Communication Symposium, Tempe, Arizona. Presented “Media Diversity in Magazine Advertisements: Are Latina/os Represented Proportionally?”

AWARDS & HONORS

October 2021. El Paso Inc. Women of Impact Award recipient.

January 2020: El Paso Community College President’s Excellence Award for Outstanding Achievement.

October 2019: Gold Paragon Award from the National Council on Marketing & Public Relations (NCMPR) recognizing outstanding achievement in design and communication for EPCC’s 50th Anniversary Campaign.

December 10-14, 2019: Competitively selected participant in “Art, Culture & Transforming Conflict” AlumniTIES Thematic International Exchange Seminar presented by the Bureau of Educational & Cultural Affairs-U.S. State Department, Santa Fe.

March 2010 Awarded the 2010 New Member Achievement Award by the Texas Public Relations Association (TPRA) recognizing service to TPRA and the Public Relations Foundation.

May 2009 Awarded EPCC’s nomination for the Minnie Stevens Piper Award for teaching excellence.

June 2009. National Institute for Staff & Organizational Development (NISOD) Excellence Award Recipient.

April 2008. Selected as a nominee for the Minnie Piper Stevens Teaching Award for the EPCC based competition. 2006-2007

February 2008. Competitively selected to participate in the 2008 Fulbright-Hays Seminars Abroad Program (to Morocco) of the J. William Foreign Scholarship Board and the Secretary of the U.S. Department of Education.

September 2006. Awarded Outstanding Faculty Woman of the Year by El Paso Community College Student Leadership & Campus Life in partnership with Student Government Association.

October 2006. Awarded Public Relations Society of America—Rio Grande Chapter “Ria” for excellence in publication design for El Paso Community College Faculty Development Week booklet.

March 2006. Awarded the “Outstanding Woman of the Year” by El Paso Community College’s Campus Life and Student Government Association.

October 2004, April 2005, September 2005. Applied and awarded three tuition grants from the AT&T Foundation to participate in a six-week, online courses for higher education faculty.

June 2005. Presented a recognition at the El Paso Community College Board of Directors Meeting for support of the EPCC Forensics Team during the 2004-05 school year.

March 2005. Applied and awarded a tuition grant from the AT&T Foundation to participate in a six- Week, Diversity in the Classroom, online course for higher education faculty.

November 2004. Applied and awarded a tuition grant from the AT&T Foundation to participate in a six- week, Active Learning, online course for higher education faculty.

October 2003. Awarded five PRSA El Paso Chapter Ria Awards for annual report, media relations, news writing, publication design and best non-print media.

May 2003. Recognized as Outstanding Graduate Student by Communication Department for academic and research achievement.

October 2002. Awarded five PRSA-El Paso Chapter Ria Awards for work in media relations, news writing and publication design.

August 2002. Speech writing and website design recognized by the League of American Communication Professionals.

October 2001. Awarded PRSA-El Paso Chapter Ria Award for publication design.

Summer 2000. Publication design for brochure recognized by national United Way.

May 2001. Awarded graduate scholarship from the local chapter of American Association of University Women.

May 1999. UTEP Outstanding Communication Department Graduating Senior.

PUBLICATIONS

Moe, K.L. (2010.) Morocco as a Case Study for the Communication Course: An Exploration of Identity, Language, Power, Gender and Balance.

Kelly, M.S. & Moe, K.L. (2008) Instructor's Manual & Test Banks with Transparency Slides for DeVito. Allyn & Bacon.

Moe, K.L. (2008) Lecture Questions for Clickers for Interpersonal Communication. Allyn & Bacon.

Moe, K.L. (2008) Lecture Questions for Clickers for Introduction to Human Communication. Allyn & Bacon.

Moe, Keri. (2006) "Reina Del Barrio" Photograph. Border Senses. El Paso Community College: El Paso, Texas.

MANUSCRIPTS COMPLETED

Moe, K.L. & McDonald, J.A. Media Diversity in Magazine Advertisements: Are Latina/os Being Represented Proportionally?

Moe, K.L. (under review). The Virgin of Guadalupe and Latina Identity.

Moe, K.L. (Masters Thesis.) Queen of the Sixth Sun: The Virgin of Guadalupe & Border Identity.

Moe, K.L. Beyond Gutenberg: The Uses and Gratifications of College Women on the Internet.

Moe, K.L. (2010) En'Shallah: Three Cases of Contemporary Public Relations in Traditional Morocco.

Moe, K.L. (2009.) Campaign 2008: A Content Analysis of Rhetoric in the Email Campaigns of Clinton and Obama.

EPCC PRESENTATIONS

January 2010: "The Moroccan Diaspora: The Fulbright Experience"

August 20, 2009: "Master Teacher Program" with Doug Carr and Stacy Zeller Mayo

January 9, 2008: "Post-Platicas: Integrating Chicana/o Studies into the Classroom." with Richard Baquera, Dr. Daniel Gutierrez, Lucia Rodriguez and Mauricio Rodriguez

August 16, 2006: "Transforming Office Hours Into Student Success" with Sue Selk, Claudia Cochran, Joseph Martinez and Dr. Rick Falvo

January 11, 2006: Presented a Learning Community Case Study at "Building Campus Communities for Student and Faculty Success" El Paso Community College

August 15, 2005: "Drab to Fab: Improving Student Presentations" with Sue Selk

January 5, 2005: "Participatory Learning" with Mary Scott

January 4, 2005: "Time Management & Organization in the Classroom" with Sue Selk and Leon Blevins

February 11, 2003: Conducted a continuing education seminar in fundraising and non-profit public relations at the University **296**

of Texas at El Paso in partnership with PRSA-El Paso Chapter

PROFESSIONAL DEVELOPMENT

December 10-14, 2019: Competitively selected participant in “Art, Culture & Transforming Conflict” AlumniTIES Thematic International Exchange Seminar presented by the Bureau of Educational & Cultural Affairs-U.S. State Department, Santa Fe.

2018 – Present. Attend Annual Conference of Texas Association of Community College Marketers (TACCM)

2017-Present. Attend the regional and annual conference of the the National Council on Marketing & Public Relations (NCMPR)

January – December 2017. Completed El Paso Chamber of Commerce’s Leadership El Paso, Class 39.

2016-Present. Attend the American Association Community Colleges (AACC) Annual Convention

2015-Present. Attend the Association of Community College Trustees (ACCT) Annual Leadership Congress

April 14-16, 2016. American Association Community Colleges (AACC) Pathways Project Institute #2: Pathways Design I— Mapping Pathways Through the Institution, Washington DC.

February 4-6, 2016. American Association Community Colleges (AACC) Pathways Project Institute #1: Leadership for Transformational Change—Implementing Pathways at Scale, San Antonio, TX.

2006, 2012-16. NISOD: International Conference on Teaching Leadership and Excellence, Austin, TX

July 14-16, 2013 Attended and participated in “Leading from the Middle” – Texas Community College Teachers Association (TCCTA) Institute for Leadership Development.

October 2008, 2009, 2011 & 2013: Facilitator, Southwest Seminar.

August 2004-Present. Have attended more than 100 El Paso Community College sponsored workshops.

April 2010 National Association for Chicana and Chicano Studies – NACCS annual conference.

March 2010 Attended Texas Public Relations Association Leadership Conference.

2005-08, 2010 Attended and participated in Border Learning Conference, Las Cruces, NM.

June 30-July 4, 2008. *Qualam wa Lawh* Language School, Rabat, Morocco— 20 hours of intensive Arabic (*Darija*).

June 25-August 8, 2008. Participated in intensive seminar on Morocco for Fulbright Hays Seminar Abroad under the direction and sponsorship of the Moroccan American Center for Education and Cultural Exchange (MACECE), the UT Austin, J. William Fulbright Foreign Scholarship Board and the U.S. Department of Education.

June 2008. Completed Blackboard Training for online course development.

September 20, 2007. Certificate of Completion. The NIH Office of Human Subjects Research computer based training for Institutional Review Board Members. Certificate #: 1190352382

August 2007. *Instituto Mexico Americano de Cultura*, Guadalajara, Guadalajara, Mexico—Received 20 hours of Continuing Education Credit in Spanish Grammar and Spanish Conversation.

2005-07. Participant, Southwest Seminar for Great Teaching, Taos, NM.

November 16-19, 2006. National Communication Association Annual Convention, San Antonio, TX.

June 17, 2006. “Celebrate and Connect with Your Inner Teacher” by Sue Jones, Ph.D., Richland College

June 8, 2006. “Designing a Learning Community” by W.J. Hardiman, Ph.D., Director of the Evergreen State College.

January 11, 2006. “Building Campus Communities for Student and Faculty Success” by Vincent Tinto, Ph.D. Syracuse University.

August 2006. Becari Language School, Oaxaca, Oaxaca, Mexico—Received 20 hours of Continuing Education Credit in Spanish Grammar and Spanish Conversation.

March 3-4, 2006. The International Sun Conference on Teaching & Learning, El Paso, TX attendee.

November 17-20, 2005. National Communication Association Annual Convention, Boston, MA attendee.

September 9–October 25, 2005. Successfully completed the six-week online course *Learning Communities: A User’s Guide* offered by the Texas Collaborative for Teaching Excellence.

August 2005. Fenix Language Institute, Zacatecas, Zacatecas, Mexico—Earned 20 CEC Hours in Spanish Grammar and Spanish Conversation.

April 1-May 13, 2005. Successfully completed the six-week online course *Embracing Diversity in the College Classroom* offered by the Texas Collaborative for Teaching Excellence.

October 22-December 26, 2004. Successfully completed the six-week online course *Incorporating Active Learning Strategies in the College Classroom* offered by the Texas Collaborative for Teaching Excellence.

November 2004. National Communication Association Short Courses: *Teaching the College Course in Interpersonal Communication*, *Teaching the College Course in Intercultural Communication*, *Teaching Communication Courses with Feature Films* and *Teaching Online Public Speaking*.

October 22-December 26, 2004. Successfully completed the six-week online course *Incorporating Active Learning Strategies in the College Classroom* offered by the Texas Collaborative for Teaching Excellence.

August 2004. Centro Cultural de Lenguas, Morelia, Michoachan, Mexico—received 20 hours of Continuing Education Credit in Spanish Grammar and Conversation.

REFERENCES UPON REQUEST

B. Abigail Tarango, Ph.D.

[REDACTED]
El Paso, Texas

m. [REDACTED]
[REDACTED]

October 13, 2023

Edith Lara
Executive Assistant to President/CEO
El Paso Water
1154 Hawkins Blvd.
El Paso, TX 79925

Dear Ms. Lara,

I am writing to express my interest and apply for the El Paso Water Public Service Board position. With a strong background of over 20 years of experience in education, serving in leadership roles for the last 10 years, I feel confident that my experiences can contribute to this esteemed role. Moreover, for the last two years, I have served in a healthcare leadership role, diversifying my experiences in service to my community.

As the Executive Director of the University Medical Center Foundation of El Paso, El Paso Children's Hospital Foundation, and Fundación de UMC en Mexico, I have garnered valuable insights into the complexities and challenges of managing large-scale operations. My work has involved developing and implementing strategic plans, overseeing financial management, and engaging in effective public communications—all skills that are directly applicable to the roles and responsibilities of a board member for El Paso Water.

Overseeing multiple foundations has also honed my project management and administrative law skills. I have been responsible for maintaining compliance with regulations, managing staff, and

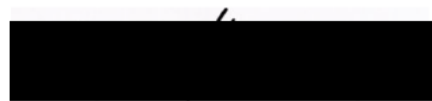
liaising with elected officials, which I believe would be beneficial in the governance and operations of El Paso Water.

I hold a doctorate and have amassed significant experience in education and healthcare, philanthropy, and community work, making me intimately familiar with the challenges and opportunities of our region.

As a resident of El Paso County and an individual deeply committed to community service, I recognize the critical role that water and utility services play in the quality of life for our residents. I am also prepared to attend the regular and special meetings, phone and email correspondence, and occasional travel as required, and understand that the position is a volunteer role requiring an estimated 125 hours per year of service. I am committed to abiding by the specified code of ethics and have no conflicts of interest or political affiliations that would compromise my role on the board.

Please find my detailed resume attached for your review. Thank you for considering my application. I have attached my detailed resume for your review and look forward to the opportunity to discuss my suitability for this important position further. Please feel free to contact me at 915-539-0202 or via email at babigailtarango@gmail.com.

Sincerely,

A black rectangular box redacting the signature of B. Abigail Tarango.

B. Abigail Tarango, Ph.D.

B. Abigail Tarango, Ph.D.

EDUCATION

- 2023 Executive Leadership in Healthcare Program - A Collaboration between Rice Business Executive Education and MD Anderson Cancer Center at Rice University's Jones Graduate School of Business
Houston, Texas
- 2022 REALIZE Executive Leadership Program by Paso del Norte Health Foundation
El Paso, Texas
- 2020 Doctor of Philosophy, Educational Leadership & Administration with an emphasis on Education (PK-20) from New Mexico State University
Las Cruces, New Mexico
- 2017 Women in Education Leadership Program at the Harvard Graduate School of Education
Cambridge, Massachusetts
- 2004 Masters of Science in Family & Consumer Science Education with an emphasis in Curriculum & Instruction from New Mexico State University
Las Cruces, New Mexico
- 2002 Bachelor of Science in Family & Consumer Sciences with an emphasis on Child Development
New Mexico State University
Las Cruces, New Mexico

PROFESSIONAL EXPERIENCE

- 2021 - present University Medical Center of Foundation of El Paso
Executive Director
El Paso, Texas
- 2021 - present El Paso Children's Hospital Foundation
Executive Director
El Paso, Texas
- 2021 - present Fundación de UMC en México
Presidente
Juárez, Chihuahua
- 2020 - present JG Consulting
Consultant
Austin, Texas
- 2018- 2020 Department of Education
Reviewer
Washington, D.C.
- 2016 - 2021 Ysleta Independent School District
Director of Special Projects & Strategic Initiatives & Executive Cabinet Member.
El Paso, Texas
- 2013 - 2016 Texas A&M AgriLife
El Paso County Extension Agent: Family & Consumer Sciences Education
El Paso, Texas
- 2011 - 2013 University of Texas at El Paso, TRIO Program
Upward Bound Faculty
El Paso, Texas
- 2010 - 2013 Sunshine Christian School
K4 Educator (Preschool Teacher and Dept. Head)
El Paso, Texas
- 2010 - 2013 El Paso Marathon Kids (Nonprofit)
El Paso County Coordinator
Austin, Texas
- 2009- 2011 El Paso Elementary Years Parenting Examiner
Freelance Writer
El Paso, Texas

PROFESSIONAL EXPERIENCE cont.

2002-2004	Mayfield High School <i>Family & Consumer Science Educator</i>	Las Cruces, New Mexico
1999-2000	New Mexico State University, Associated Students of NMSU (ASNMSU) <i>Executive Director of Student Services</i>	Las Cruces, New Mexico
1996-1997	Ysleta Independent School District <i>Ysleta Learning Community Tutor</i>	El Paso, Texas

TEACHING EXPERIENCE

2014-2015	Department of Sociology & Anthropology Field Practicum for the Professoriate, NMSU Doctoral Program under the supervision of Dr. Guillermina “Gina” Núñez-Mchiri, University of Texas at El Paso	El Paso, Texas
2013- 2016	Faculty, County Extension Educator Texas A & M AgriLife	El Paso, Texas
2010-2013	Volunteer County Educator Texas A & M AgriLife	El Paso, Texas
2011-2013	Upward Bound Faculty, Trio Programs University of Texas at El Paso (UTEP)	El Paso, Texas
2010-2013	K4 Educator (Preschool Teacher) Sunshine Christian School	El Paso, Texas
2002- 2004	Family & Consumer Science Educator Mayfield High School, Las Cruces Public Schools	Las Cruces, New Mexico

REVIEWER

- Leading with Technologies: Improving Performance for Educators, edited by G. Ivory and D. Christman (2019)
- Technologies to Lead Schools: Key Concepts to Enhance Student Success edited by G. Ivory, D. Christman (2019)

PEER-REVIEWED JOURNAL ARTICLE

Cristóbal Rodríguez, Adam Amador & **B. Abigail Tarango** (2016) Mapping Educational Equity and Reform Policy in the Borderlands: LatCrit Spatial Analysis of Grade Retention, Equity & Excellence in Education, 49:2, 228-240.

CHAPTER SUBMISSIONS

Tarango, B. A. (2022). The Latina Madre and Her Journey to Baccalaureate Degree Attainment chapter in Emancipatory Change in US Higher Education (pp. 173-191). Cham: Springer International Publishing.

PROFESSIONAL & COMMUNITY AFFILIATIONS, MEMBERSHIPS & ASSOCIATIONS

2022	Association of Healthcare Philanthropy (AHP)
2021	Texas Association of Latino Administrators & Superintendents (TALAS) El Paso President-Elect
2021	Texas Association of Chicanos in Higher Education (TACHE)
2020-2021	University of Texas at El Paso (UTEP) Data Council
2020-2021	Texas Association of School Administrators (TASA) Advisory Committee
2019-2021	University of Texas at El Paso (UTEP), Collaborative for Academic Excellence
2018-2021	American Association of Hispanics in Higher Education (AAHHE)
2016-2021	Texas Urban Council (TUC)
2016- 2021	American Association of School Administrators (AASA)
2016- 2021	Texas Association of School Administrators (TASA)

2016- 2021	Association of Latino Administrators and Superintendents (ALAS)
2016- 2021	Texas Association of Latino Administrators & Superintendents (TALAS)
2016- 2021	Texas Council of Women School Executives (TCWSE)
2016-2021	Texas Urban Council (TUC) Member
2016- 2021	National Education Association (NEA)
2016- 2021t	Texas State Teachers Association (TSTA)
2016- 2021	Ysleta Teachers Association (YTA)
2016-2021	Society for Collegiate Leadership and Achievement -NMSU Honor Society
2016-2017	National Association of Latino Elected and Appointed Officials (NALEO)
2015- 2021	Mujeres Activas en Letras y Cambio Social (MALCS)
2013- present	Wise Latina International (WLI)
2013-2020	University Council for Educational Administration Member (UCEA)
2013- 2020	Association for the Study of Higher Education Member (ASHE)
2013-present	American Educational Research Association (AERA)
2014-2016	New Mexico State University Graduate Student Council (NMSU, GSC)
2013-2016	Texas Extension Association of Family and Consumer Sciences (TEA-FCS)
2013-2016	National Extension Association of Family and Consumer Sciences
2011-2016	Junior League of El Paso (JLEP) & Association of Junior Leagues International Inc. (AJLI)
2003-2004	American Association of Family and Consumer Sciences (AAFCS)
2002-2003	New Mexico Association of Family and Consumer Sciences- Vice President
2001-2003	College of Agriculture and Home Economics Council Member
2001-2004	NMSU Chapter-Association of Family and Consumer Sciences
1999-2000	Associated Students of NMSU, Executive Branch Executive Director of Student Services
1997-1999	New Mexico State University Admissions Ambassador

PRESENTATIONS, SPEAKING ENGAGEMENTS, ETC.

October 2023	Keynote Speaker: El Paso Pediatric Dental Assistant School	El Paso, Texas
August 2023	Panelist: Supporting New Deans and Emerging Leaders at the Education Deans for Justice and Equity (EDJE) Summer 2023 Conference	San Diego, California
July 2023	Keynote Speaker: Texas Rising Star Recognition for the Workforce Solutions Borderplex.	El Paso, Texas
May 2023	Presenter: Empowerment Day at Southwest University	El Paso, Texas
March 2022	Keynote Speaker, "Break Free & Rise Up." Association of Latino Professionals for America (ALPFA) El Paso's 2nd annual Soy Poderosa Women's Conference.	El Paso, Texas
March 2022	Panelist & Table Leader. Women in Leadership Network and Panel. University of Texas at El Paso	
Spring 2022	TEDx Speaker (Postponed). Western Iowa Tech Community College (WITCC)	Sioux City, Iowa
June 2021	Panelist. Assessment Policy, What All Testing Coordinators Should Know. National Association of Testing Professionals (NATP)	Virtual
May 2021	Guest Speaker. Pa'Que Sepan: Dia de Las Madres, Arizona's All in Education.	Virtual
May 2021	Roundtable Host. Mi Lucha: Siete Anos. Navigating through a Doc Program that wasn't made for Me (Xicana Scholar). Texas Associate of Chicanos in Higher Education (TACHE)	Virtual
March 2021	Moderator. Returning to School and COVID-19: How K-12 Educators Maintain Support for Male Students of Color, Webinar. Texas Education Consortium for Male Students of Color.	Virtual

March 2021	Presenter. Fort Worth ISD's Second Annual Dolores Huerta & Cesar Chavez Day of Advocacy & Service	
December 2020	Panelist. LatinX and the Dissertation Experience	Virtual
August 2020	Moderator. Returning to School after COVID-19, Webinar. Texas Education Consortium for Male Students of Color.	Virtual
July 2020	Panelist. LatinE: ¡Conversamos! Familia, Co-parenting, (published in November 2020).	Virtual
June 2020	Panelist. Texas Association of School Administrators (TASA) SummerCon.	Austin, Texas
April 2020	Panelist. Evidence-Based Practices for Supporting Boys and Young Men of Color in Education in the COVID-19 Pandemic, Webinar. Texas Education Consortium for Males Students of Color.	Virtual
Feb 2020	Panelist. What we are Learning about Latinx Leaders, In Person. Mexican American School Boards Association (MASBA).	San Antonio, Texas
January 2020	Presenter. Geospatial Analysis for Decision-making Leadership Texas Association of School Administrators (TASA) Midwinter.	Austin, Texas
September 2019	Presenter. Transformational Leadership with Intentional Intersectionalities. Texas Association of School Administrators/Texas Association of School Board Members (TASA/TASB) Convention.	Austin, Texas
October 2019	Presenter. Bond Referendums for Public Schools. Association of Latino Administrators and Superintendents (ALAS) Education Summit.	Orlando, Florida
March 2019	Presenter. RTM K-12 theme: Collaborative Process and Transformational Practices – Exploring the Underlying Values that Lead to Impactful Change. Problem-solving Workshop: Wicked Problem.	CA
February 2019	Keynote. Ysleta ISD Parent and Family Engagement Conference, I Am My Community, and My Community is My Familia.	El Paso, Texas
December 2018	In-Service Presenter. Ysleta ISD Sub-Custodians Workshop: Pride in Our Work.	El Paso, Texas
November 2018	In-Service Presenter. Ysleta ISD Head Custodians Workshop: Important Thing to Remember: You are Important.	El Paso, Texas
October 2018	Presenter. (HACU) Forth PreK-12/Higher Education Collaboration Symposium	Atlanta, Georgia
October 2018	Panelist. Texas Education Consortium for Male Students of Color.	Austin, Texas
October 2018	Co-Presenter. S15 th Annual Association of Latino Administrators & Superintendents (ALAS) Education Summit, "Equity: United we Stand!"	San Diego, California
October 2018	Co-Presenter. The Renaissance of a District Association of Latino Administrators and Superintendents (TASA/TASB) Conference Session.	Austin, Texas
August 2018	Panelist. <i>I am a Mother. I am a Graduate Student</i> . Navigating multiple identities while in graduate school at Mujeres Activas en Letras y Cambio Social (MALCS) Summer Institute Theme: "Convivencia y Resistencia: Fronterizas for Social Justice" at the University of Texas at El Paso	El Paso, Texas
May 2018	Presenter. Region One ESC Technology Conference. Session on Instruction	South Padre Island, Texas
April 2018	Co-Presenter. RTM K-12 Innovation Forum, Collaborative District Leadership. Facilitating Change Management at the District Level.	San Antonio, Texas
Feb 2018	Emcee. Hispanic Scholarship Fund (HSF) College Camp at the University of Texas at El Paso	
August 2017	Motivational Speaker. YISD Transportation In-Service	El Paso, Texas

July 2017 Brazil.	Awardee and Presenter. Women Leading Education Across Continents International Conference in The School Superintendents Association (AASA) named ten female scholarship recipients nationally to attend the Women Leading Education (WLE) Across Continents International Conference. The 6th International Conference at Rio de Janeiro State University in Duque de Caxias, Brazil –themed “ <i>From Margins to Centers.</i> ” Duque de Caxias, Brazil
October 2016	Presenter. 13th Annual Association of Latino Administrators and Superintendents (ALAS) Education Summit: Leading and Learning in a Digital Era Philadelphia, Pennsylvania
August 2016	Motivational Speaker. YISD Transportation In-Service El Paso, Texas
June 2016	Speaker. Delegate Assembly for Goodwill Industries Omaha, Nebraska
June 2016	Speaker & Mentor. Women’s Collective Impact: Step Up to Success El Paso, Texas
May 2016	Speaker. Workforce Solutions Borderplex, Inc., Step Up to Success Conf. El Paso, Texas
June 2015	Co-Presenter. Wise Latinas International (WLI), Call to Action - State of Women in El Paso.
August 2015	Presenter. Mujeres Activas en Letras y Cambio Social (MALCS) Summer Institute. Lived Experiences of the Persistence of the Latinas’ Journey through Post-Secondary Education Attainment and the Educational Pipeline, a Literature Review at the University of New Mexico. Albuquerque, New Mexico
April 2015	Co-Presenter. 5th Annual Women’s History Month Conference, Iota, Iota, Iota Presents: The Naked Truth: Weaving the Stories of Women’s Lives. Paper Session: Exchanging Capital in Mentor-Mentee Partnerships in Higher Education: Navigating Academia through Undergraduate, graduate, and professional mentorship practices. Dr. Guillermina “Gina” Núñez-Mchiri and Abigail Tarango at the University of Texas at El Paso El Paso, Texas
March 2015	Presenter. International Sun Conference on Teaching and Learning. Best Practices Presentation: Mentors, Aspiration, and Grit (M.A.G.) 101. University, community college, and school district faculty, instructional staff, graduate student instructors, teaching assistants, instructional developers, library staff, and administrators with an interest in teaching and learning. at the University of Texas at El Paso.
March 2015	Presenter. Graduate Student Council, Graduate Research & Arts Symposium Presentation: Mapping Educational Opportunity and Reform Policy in the Borderlands: LatCrit Spatial Analysis and Grade Retention at New Mexico State University. Las Cruces, New Mexico
Feb 2015	Presenter. Leadership, Innovation, Vision, and Engagement (LIVE) Leadership Conference Workshop Leadership 101. Legos of Life, Your Network, Around the Corner & Stamina. Audience: College Students at the University of Texas at El Paso El Paso, Texas
Nov 2014	Co-Presenter. 28th Annual University Council for Educational Administration (UCEA) 2014 Convention. The theme, <i>Righting Civil Wrongs: Education for Racial Justice and Human Rights</i> Paper Session: Mapping Educational Opportunity and Reform Policy in the Borderlands: LatCrit Spatial Analysis and Grade Retention Washington, DC

OTHER

2023	Recipient of the Executive Forum, Professional Development Scholarship El Paso, Texas
2023	Madison Institute, Association for Healthcare Philanthropy Madison, Wisconsin
2023	Nonprofit Leadership Alliance. ELEVATE Social Sector Leadership Conference Virtual
2022	Nonprofit Leadership Alliance. ELEVATE Reflect & Rebuild Conference Virtual
2019	Quality Texas Foundation, Board of Examiners El Paso, Texas
2017	Scholarship Recipient of the American Association of School Administrators (AASA) Women Leading

SERVICE: CIVIC & VOLUNTEERISM

2023	Executive Forum, Member	El Paso, Texas
2023	Kelly Center for Hunger, Board Member	El Paso, Texas
2022	In Her Element Network, Mentor	El Paso, Texas
2021-2022	El Paso Villa Maria, Inc. Board President	El Paso, Texas
2020-2022	El Paso Center for Children, Inc., Board Member	El Paso, Texas
2020	Biden/Harris Education Policy Committee Chair	United States of America
2019-2021	Advocacy Committee, Texas Association of School Administrators (TASA)	Austin, Texas
2019-2020	American Association of Hispanics in Higher Education (AAHHE) Conference Planning Committee & Reviewer	
2018-2021	Texas Education Consortium for Male Students of Color, Advisory Council Member	Austin, Texas
2018-2019	Asian Qualitative Research Association (AQRA), Reviewer (Araceli Rosario, Ph.D.)	Global
2018-2019	Cotton Valley Mentor for the Rural Schools Education Program & Scholarship Foundation, Initiative of Texas State Board of Education District 1: Georgina Cecilia Pérez	El Paso, Texas
2016-present	Hispanic Scholarship Fund (HSF) Advisory Council Member & Essay Reader	USA
2016-2017	Greater El Paso Senior Football Showcase	El Paso, Texas
2015- 2016	Ysleta One Political Action Committee (PAC), Treasurer	El Paso, Texas
2015- 2017	Goodwill Inc. of El Paso, Board of Directors	El Paso, Texas
2011-2016	Junior League of El Paso	El Paso, Texas
2013-2015	El Paso Children's Hospital Volunteer	El Paso, Texas
2010-2013	Texas A&M AgriLife Extension Services, Volunteer Educator	El Paso, Texas
2009- 2013	Abundant Living Faith Center	El Paso, Texas
2001- 2003	The Bridge Ministries Inc.	Las Cruces, New Mexico

LANGUAGES

Fluent in both English and Spanish. (Written and Spoken)

HANDLES

Twitter.com/BAbigailTarango

Linkedin.com/in/babigailtarango

Bianca Abigail Tarango, Ph.D.
El Paso, Texas

References available upon request.



Legislation Text

File #: 24-181, Version: 1

CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

All Districts

Members of the City Council, Representative Chris Canales, (915) 212-0008

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

Discussion and action that the Mayor, as representative of the City in intra/inter-governmental relationships, send a letter to the U.S. General Services Administration (GSA) to express the City of El Paso's preference that the Bridge of the Americas Land Port of Entry (BOTA LPOE) project move forward with a project scope that removes commercial truck traffic from the LPOE.

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: Mayor and Council

AGENDA DATE: 01/30/2024

CONTACT PERSON NAME AND PHONE NUMBER:

Rep. Chris Canales, 915-212-0008

DISTRICT(S) AFFECTED: All Districts

STRATEGIC GOAL:

Goal 8 – Nurture & Promote a Healthy, Sustainable Community

SUBJECT:

**APPROVE a resolution / ordinance / lease to do what? OR AUTHORIZE the City Manager to do what?
Be descriptive of what we want Council to approve. Include \$ amount if applicable.**

Discussion and action that the Mayor, as representative of the City in intra/inter-governmental relationships, send a letter to the U.S. General Services Administration (GSA) to express the City of El Paso's preference that the Bridge of the Americas Land Port of Entry (BOTA LPOE) project move forward with a project scope that removes commercial truck traffic from the LPOE.

BACKGROUND / DISCUSSION:

Discussion of the what, why, where, when, and how to enable Council to have reasonably complete description of the contemplated action. This should include attachment of bid tabulation, or ordinance or resolution if appropriate. What are the benefits to the City of this action? What are the citizen concerns?

This proposal seeks to express the City of El Paso's preference that the GSA's Bridge of the Americas Land Port of Entry modernization project plans eliminate commercial truck traffic. The focus of this action is on minimizing adverse effects on nearby residential areas while enhancing the bridge's functionality for regular users. This stance is based on community feedback expressing concerns during public scoping meetings about negative impacts on air quality, public health, and the character of nearby neighborhoods. The City aims to formalize this preference through this letter to ensure that community needs are central to the project's development.

The benefits include addressing citizen concerns, promoting public health, and enhancing overall living conditions for El Paso residents. Advocating for the removal of commercial traffic aligns with the City's commitment to creating a sustainable environment while continuing to support modernization at the Port of Entry.

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one?

N/A

AMOUNT AND SOURCE OF FUNDING:

How will this item be funded? Has the item been budgeted? If so, identify funding source by account numbers and description of account. Does it require a budget transfer?

N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:



Legislation Text

File #: 24-144, Version: 1

**CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM**

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

District 2

Economic and International Development, Alejandra Fuentes, (915) 212-1618

Economic and International Development, Karina Brasgalla, (915) 212-1570

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

Presentation and update from the Medical Center of the Americas describing progress toward the development of biomedical industry cluster specific programs and infrastructure projects within the Medical Center of Americas area, in accordance with the Chapter 380 Economic Development Program Grant Agreement between the City of El Paso and the Medical Center of the Americas Foundation, as approved on February 7, 2012 and subsequently amended.

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: January 30, 2024
PUBLIC HEARING DATE: N/A

CONTACT PERSON(S) NAME AND PH. NUMBER: Alejandra Fuentes, (915) 212-1618
Karina Brasgalla, (915) 212-1570

DISTRICT(S) AFFECTED: 2

STRATEGIC GOAL: Goal 1: Create an environment conducive to strong sustainable economic development

SUBGOAL: Goal 1.1 Stabilize and expand El Paso's tax base

SUBJECT:

APPROVE a resolution / ordinance / lease to do what? OR AUTHORIZE the City Manager to do what? Be descriptive of what we want Council to approve. Include \$ amount if applicable.

Presentation and update from the Medical Center of the Americas describing progress toward the development of biomedical industry cluster specific programs and infrastructure projects within the Medical Center of Americas area, in accordance with the Chapter 380 Economic Development Program Grant Agreement between the City of El Paso and the Medical Center of the Americas Foundation, as approved on February 7, 2012 and subsequently amended.

BACKGROUND / DISCUSSION:

Discussion of the what, why, where, when, and how to enable Council to have reasonably complete description of the contemplated action. This should include attachment of bid tabulation, or ordinance or resolution if appropriate. What are the benefits to the City of this action? What are the citizen concerns?

On February 7, 2012 City Council approved a Chapter 380 Economic Development Program Grant Agreement between the City of El Paso and the Medical Center of the Americas Foundation: in relation to undertaking of an economic development project consisting of biomedical cluster specific and infrastructure programs. Per the agreement, the MCA is required to deliver an annual presentation to City Council, on status of activities during the fiscal year, use of funds and progress in the performance measures.

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one?

Yes, MCA presented their first annual report on October 15, 2013 and since that time, has provided an annual presentation and report to the City Council.

AMOUNT AND SOURCE OF FUNDING:

How will this item be funded? Has the item been budgeted? If so, identify funding source by account numbers and description of account. Does it require a budget transfer?

Impact Fund

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? X YES NO

PRIMARY DEPARTMENT: Economic & International Development

SECONDARY DEPARTMENT: n/a

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:



(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

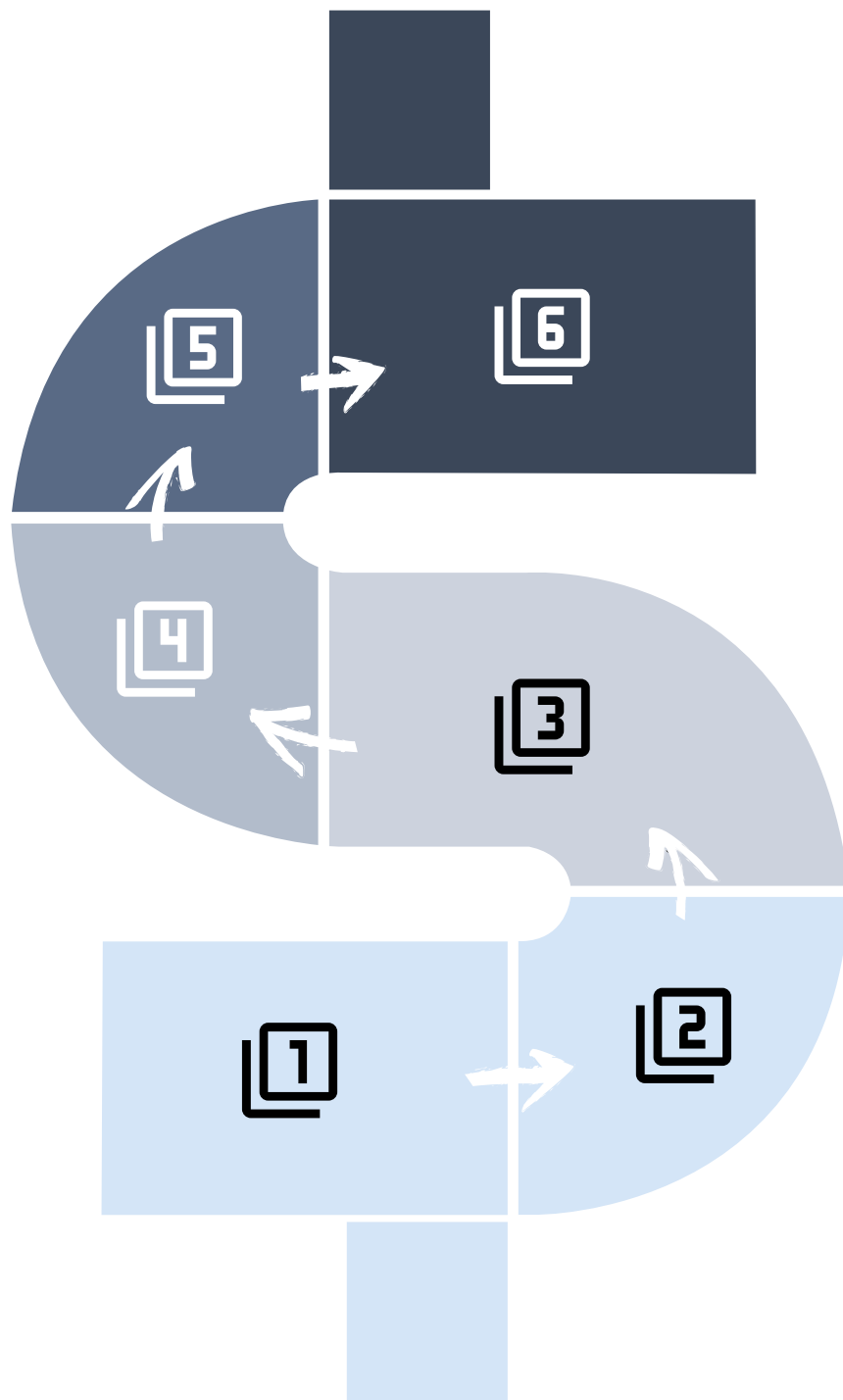


The Medical Center of the Americas Foundation: Annual Oral Report to City Council

January 30, 2024



MCA Foundation & City of El Paso Economic Development Program Grant Agreement



[1] 18 Year Agreement
2012 - 2030

[2] Building & Non-Building
Components & Metrics

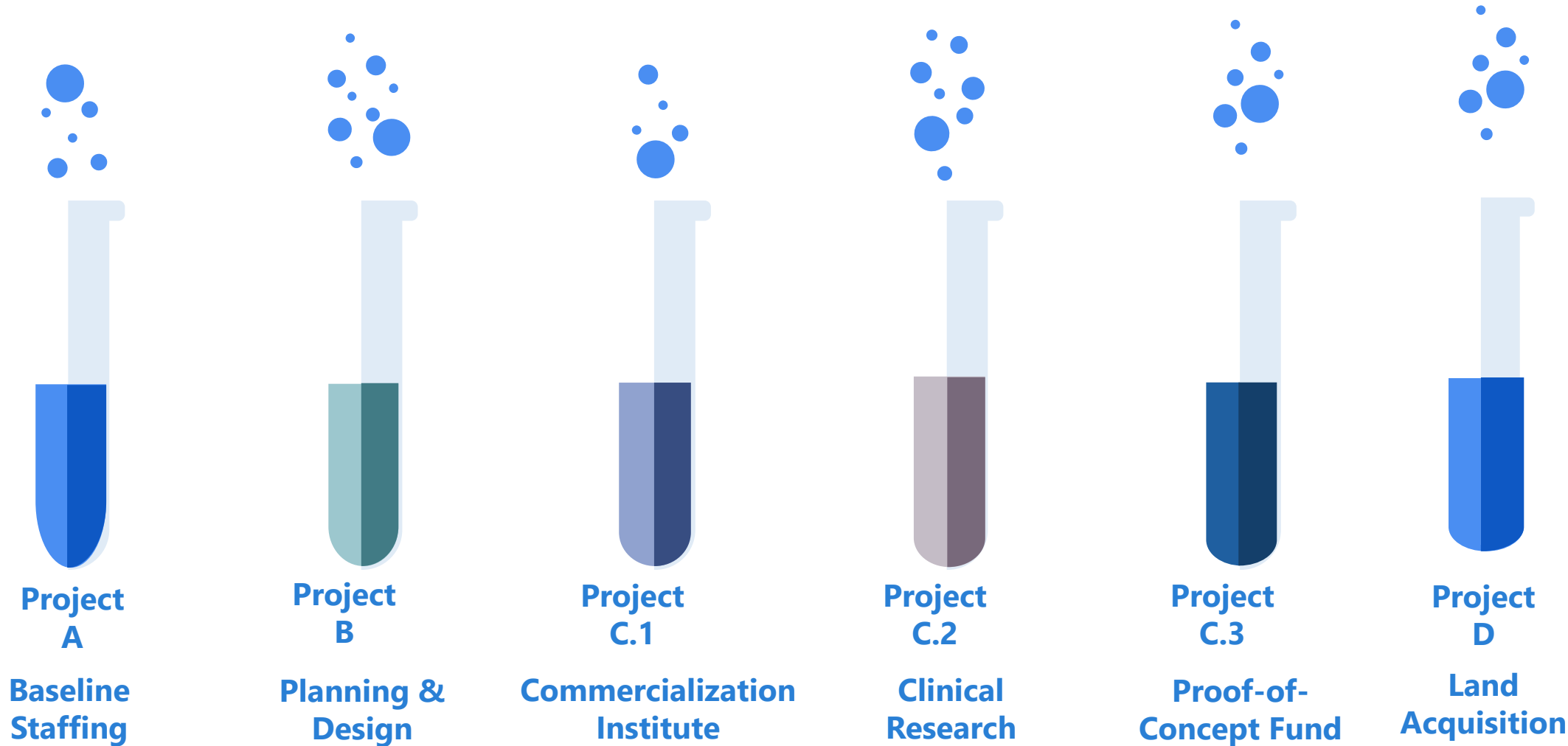
[3] 75% of Impact Fund
Allocated to MCA

[4] Quarterly Reports & Grant
Distribution Requests

[5] Cap at \$3 Million / Year

[6] Annual Oral & Written
Reports to City Council

Non-Building Components



Building Components



Project D.1

Parking

Project E

Tech Building
a/k/a Cardwell
Collaborative

Project F

TTUHSC El Paso
Nursing School
Building.



What is the MCA?

Why Do We Do What We Do?



Our mission, vision, & long-term goals...

Mission: To develop and catalyze the life sciences ecosystem in the region.

Vision: To cultivate a dynamic health industry and innovation / entrepreneurship ecosystem that competes globally.



Purpose:



Develop a life sciences ecosystem that competes globally to improve HC and create economic opportunity

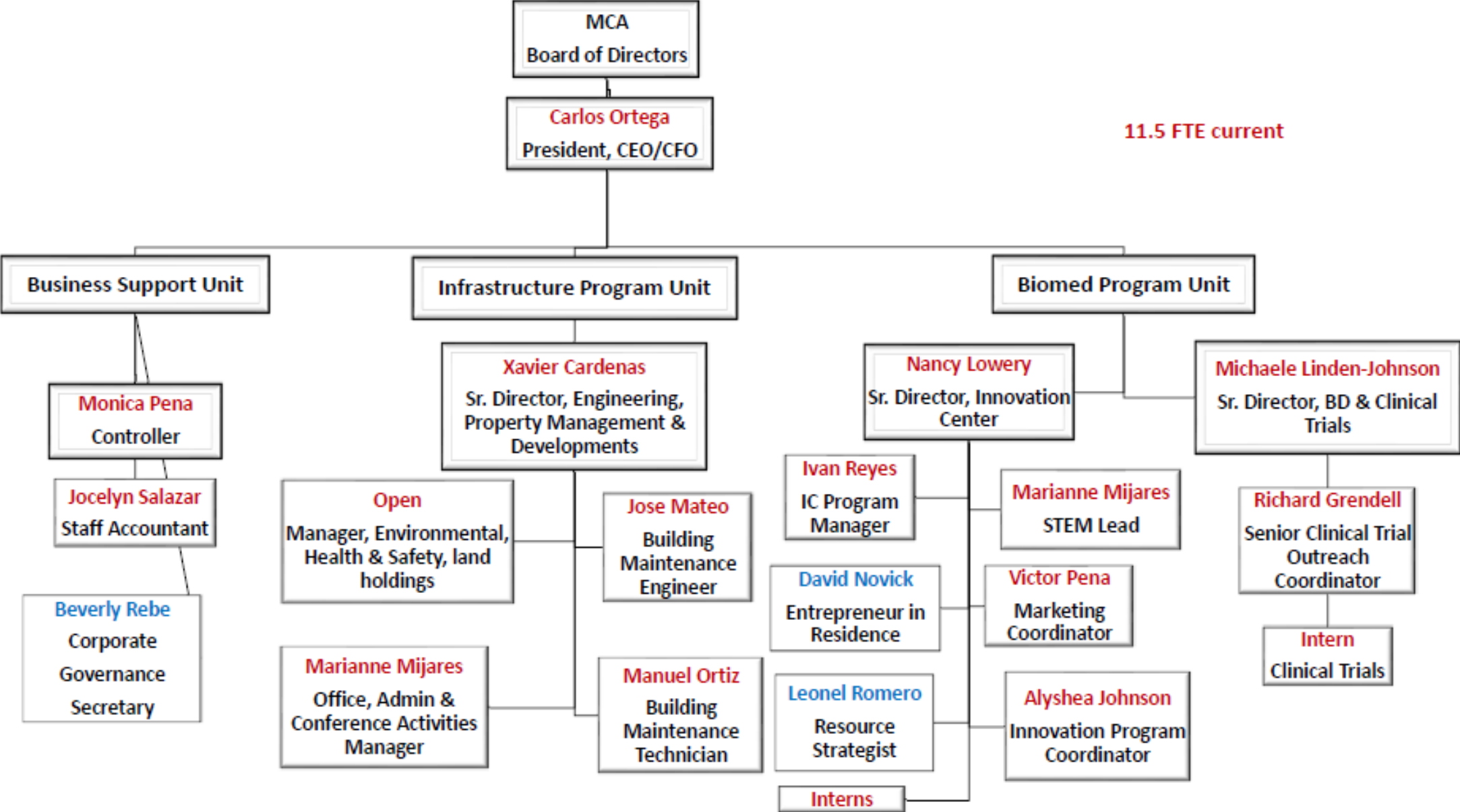


Develop a robust medical campus as a hub for medical services and accompanying commercial enterprise



Build a strong MCA organization that complies with City Impact Fund grant and is self-sustaining, going concern beyond 2030

MCA Staff Organizational Chart



MCA Board Leadership – 2023



MCA Holdings & Foundation

1. Ed Escudero, High Desert Capital
2. Rick Francis, WestStar Bank
3. Lane Gaddy, W Silver Recycling
4. **VICE CHAIR:** Ted Houghton, Houghton Financial Partners
5. Josh Hunt, Hunt Developments
6. Sean Ihorn, FloNet
7. Kimberly Kot, Stryker
8. Meyer Marcus, MIMCO
9. Charles “Trey” Miller, PhD, UT Houston
10. Jessica Pretiger, Shared Assessments
11. Jessica Urbina, PhD, Infinite Elements
12. **CHAIR:** Mylena Walker, Cardinal Health



MCA Realty Companies

1. Matt Bohannon
2. Ed Escudero
3. Ted Houghton
4. Ben Marcus
5. **CHAIR** Josh Hunt
6. Melinda Becker
7. Rick Francis
8. Lane Gaddy
9. **VICE CHAIR:** Christian Giese

BMIA, Inc.

1. **CHAIR** Lisa Budtke
2. Josh Hunt
3. **VICE CHAIR:** Linda Troncoso



Honorary & Institutional Directors

Elected Officials

City Manager
City Council Representative, District #2
County Commissioner, Precinct #2
State Representative, District #76
Texas State Senator

Education

Burrell College of Osteopathic Medicine
New Mexico State University
TTUHSC El Paso
University of Texas at El Paso
UT Houston School of Public Health
El Paso Community College
Universidad Autonoma de Ciudad Juarez

Healthcare

Children's Hospital of El Paso
Hospitals of Providence
Las Palmas / Del Sol
University Medical Center of El Paso
WBAMC
Veteran's Administration
MCA Clinical Trials Consortium

Community

Borderplex Alliance
San Juan Neighborhood Association
Workforce Solutions Borderplex



A photograph of a modern building with a large, cantilevered upper floor supported by several thick, cylindrical concrete columns. The building has a mix of grey panels and large glass windows. To the right, a large tree with green and yellowing leaves is visible against a bright sky. In the bottom right corner, there is a small white box with the number 322.

2023 MCA Highlights



Land Building Development & Property Management

Building Assets



- Cardwell Collaborative
 - Opened 2016
 - \$27 million
 - 99% occupied of which 11% occupied by MCA's Innovation Center / lab
 - NMTC + Commercial Financing
- VA Wellness Center
 - Opened 2020
 - \$16 million
 - 100% occupied
 - 20-year lease with VA, two 4-year options
 - NMTC Financing
- 24 acres acquired
 - 9.5 acres developed
 - 14.5 acres undeveloped
 - \$7.2 million on land acquisition 2012 – 2023
 - \$1.2 million in 2022
 - \$220,000 acquired in 2023
 - \$1 million on road & infrastructure improvements
 - \$500,000 in environmental remediation funded by EPA grant



Gateway Blvd E

Revere St

Cardwell
Collaborative
(3.2 Acres)

5220-5260 Gateway
(5.3 Acres)

VA Wellness Clinic
(5.3 Acres)

Ponding
Area
(1.0 Acre)

Euclid St

Rosa Ave

Total Area 8.8 Acres

Chelsea St

Dailey Ave

UP RR



Current MCA Property
23+ acres



327 Chelsea Acquired May 2023

MCA Site Planning

Innovation Center



Initiatives

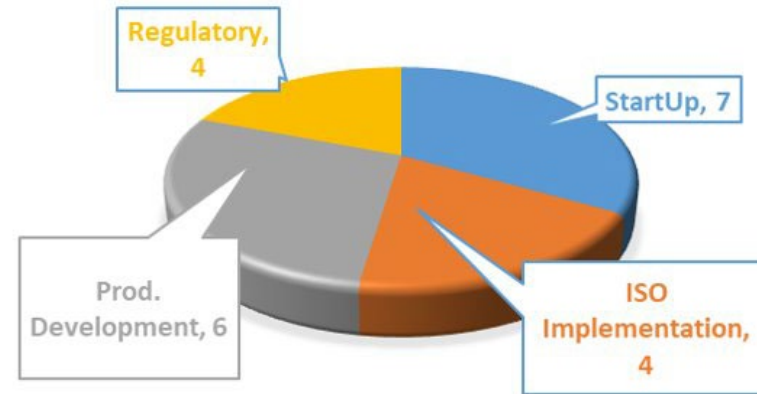
- Health Innovator Accelerator
 - Health Tech product ideation
 - Cohort 2 – 5 products
- Devise Product Realization Hub
 - Established Product & Supplier Development Lab
 - Innovator & SMEs trainings
 - FDA regulatory support
 - Customized product development support
- Ecosystem Development & Growth
 - Monthly free, public training & networking opportunities
 - Tech Tuesdays
 - Innovator Networks
 - Founders RoundTable
 - 1 Million Cups, hosted
 - League of Business, hosted
- City of El Paso MOU - Business-One-Stop-Shop

Supplemental Funding

- SBA Innovation Award
- EDA i6 grant - \$500,000
 - Closed out December 2022
- EDA SPRINT Grant - \$750,000
 - Closed out May 2023



Innovation Center Company Support



IDEA



MANUFACTURE



PJ REX Tech

- Generic Drugs / Lab Testing
- El Paso Based
- Business Development / Lab Space / Regulatory support



Infinite Elements

- Metal Extraction + Reuse
- Relocation to El Paso
- Business Development / Lab Space / Pitch Coaching / Connections



GOAL Product Development

- Additive Manufacturing Services
- El Paso Based
- Lab Space / Connections

Innovation Center Impact Report



Received over **\$1.9 M** in **Grants & Awards** to support SMEs and Startups



538+ hours of **Training** to over **750** attendees



Hosted or partnered in **154** public workshops, pitch sessions, and networking events reaching over **7,700** participants, to **build the innovation ecosystem** through education connections and access to opportunities.



Provided over **1,400** hours of **Direct Support**.

Worked one-on-one with **41** startups / SMEs and **52+** innovators.

Supported SMEs to achieve **ISO certification**, **Lean Six Sigma Belts**, and **FDA regulatory clearance**.



Companies worked directly with report raising

\$1,803,374.00 in investment capital

\$2,326,636.00 in capital raised through loans and grants, including SBIR/STTR

\$9,118,237.00 in past fiscal year business sales



STEM / Workforce

Initiatives

- STEM Camps
 - 6 week-long camps
 - 7 day-long camps
 - 214 students
- Community Outreach Events
 - 2 day-long events
 - 1,300+ students/parents/teachers
- Created a more robust hands on, science-based curriculum for STEM Camp to allow different school levels to attend
- Updated and released Version 2 of the Workbook in Spanish and English
- Participated in regional community events

Supplemental Funding

- Supported by grants
 - Workforce Solutions Borderplex
 - El Paso Electric Company
 - Wilma D. Moleen Foundation
 - The City of El Paso



Proof of Concept Fund

Ecotone Investment Fund

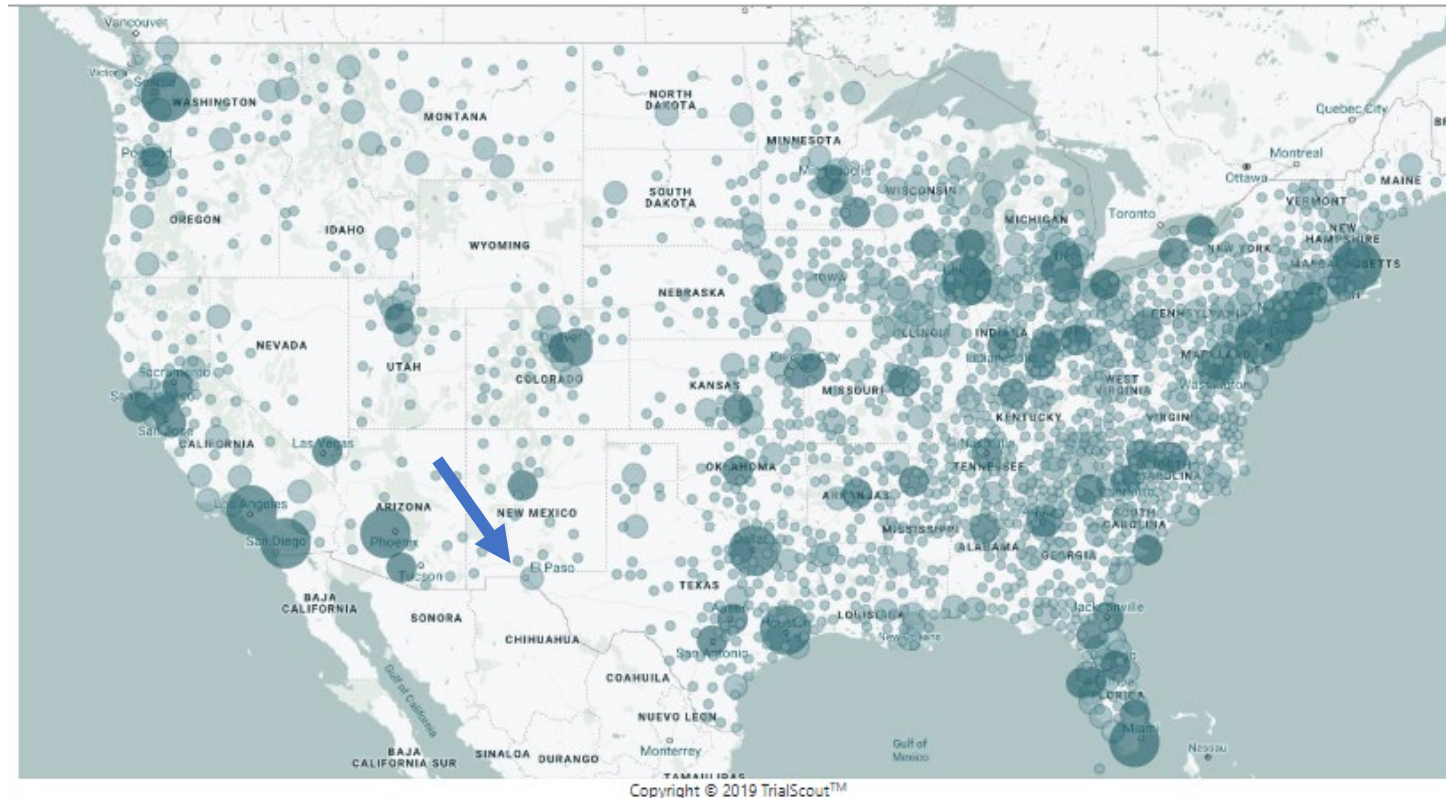
- Closed fund at \$3.025M
- Fund made first four (4) investments
- Investor-owned
- Separated from the MCA Foundation subsequent to its formation
- Fund formation supplemented by a \$300,000 grant from the EDA – closed out April 2023



MCA's Clinical Trial Consortium (CTC)



Core Objective:
Catalyze and
Develop A Globally
Competitive **Clinical
Research Hub** Built
By & For **Hispanics**
& For the
Improvement of
Hispanic Health &
Health Outcomes



MCA's Clinical Trial Program



Marketing & Communications

Networking / Partnership Introductions

Program & Initiative Implementation & Funding

Strategic Planning



Core Programs & Initiatives



Grow & Diversify Workforce & Grow the Number (#) of Sites in West Texas & Southern New Mexico



Webinar (Quarterly) Learn, Network, Drive Trials to EP



Clinical Trial Network (CTN) aims to increase regional trial awareness, engagement, and referral.



*The CTA program aims to **grow** our region's clinical research **workforce** (PIs, Coordinators) and the number of clinics conducting clinical research in West Texas and Southern New Mexico.*



Aims to grow via regional stakeholder support (healthcare providers, investigator sites and community health workers) trial awareness, engagement, and referral

Funding
Supplemented
by....

\$693 K Grant Funding (2021-2023)



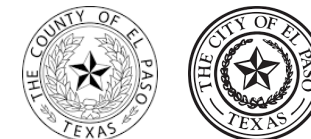
Powered by:



Sponsored by:



Partnership with:



Clinical Trial Program

Annual Impact Report



\$113 M Clinical Trial Revenue

450% increase since 2015 or **\$324 M** since 2015 (8-years)



450 Jobs (CRC & PI)

10 Apprenticeships



71 Sites

26 NEW Sites 2023 a 58 % over last year
and a 294% increase since 2015 (8-YRS)

378 Trials

13.8 % increase over last year & **492 %**
increase since 2015 (8-YRS)



CTA Training

107 CRCs

(166 since 2021)

16 PIs

(34 since 2021)

17 CHWs



CTn Network

Ambassadors -**7 CHWs**

Investigator Sites - **3 Sites**

Healthcare Clinics- **1 - TTUHSC-EP**

Type

21 Dedicated Research Sites,
5 Academic Sites, and **43** Hybrid Sites

Specialties

Ophthalmology, **Neurology**, Gastroenterology, Allergology/Dermatology, **Oncology**,
Infectious Diseases, Pulmonary, Cardiology, Endocrinology, Genetics,
Rheumatology, Nephrology, Hepatology, Urology, Hematology, Orthopedics,
Trauma, Neonatology, Plastics, Gynecology, Behavioral/Psychiatry

Financial Report





Medical Center of the Americas Foundation and Affiliates
Project Status Report Summary
For the Period September 1, 2022 through August 31, 2023

Economic Development Program Grant (Impact Fund):

2023 appropriation	3,575,654	
City note payment	<u>\$ (575,654)</u>	
Net grant revenue		<u>3,000,000</u>

Grant expenditures by category:

Non-building components:

Personnel expenses ¹	\$ 743,439	
Professional fees & contract services (Supplement A)	78,217	
Administrative expenses (Supplement B)	50,483	
Land acquisition (Supplement C)	<u>1,601,875</u>	
Total non-building components		2,474,013

Building components:

TTUHSC Hunt School of Nursing funding	612,000	
Cardwell Collaborative (Supplement D)	<u>183,994</u>	
Total building components		<u>795,994</u>

Total expenditures		<u>3,270,007</u>
--------------------	--	------------------

Deficit		<u><u>\$ (270,007)</u></u>
---------	--	----------------------------

¹ Detailed payroll and benefit records are available for review at the MCA offices.



Grants Won in Fiscal Year 2023

Identifying
Opportunities

Developing Grant
Applications

Program
Execution

Grant
Management

Grants Won From September 1, 2022 – August 31, 2023:

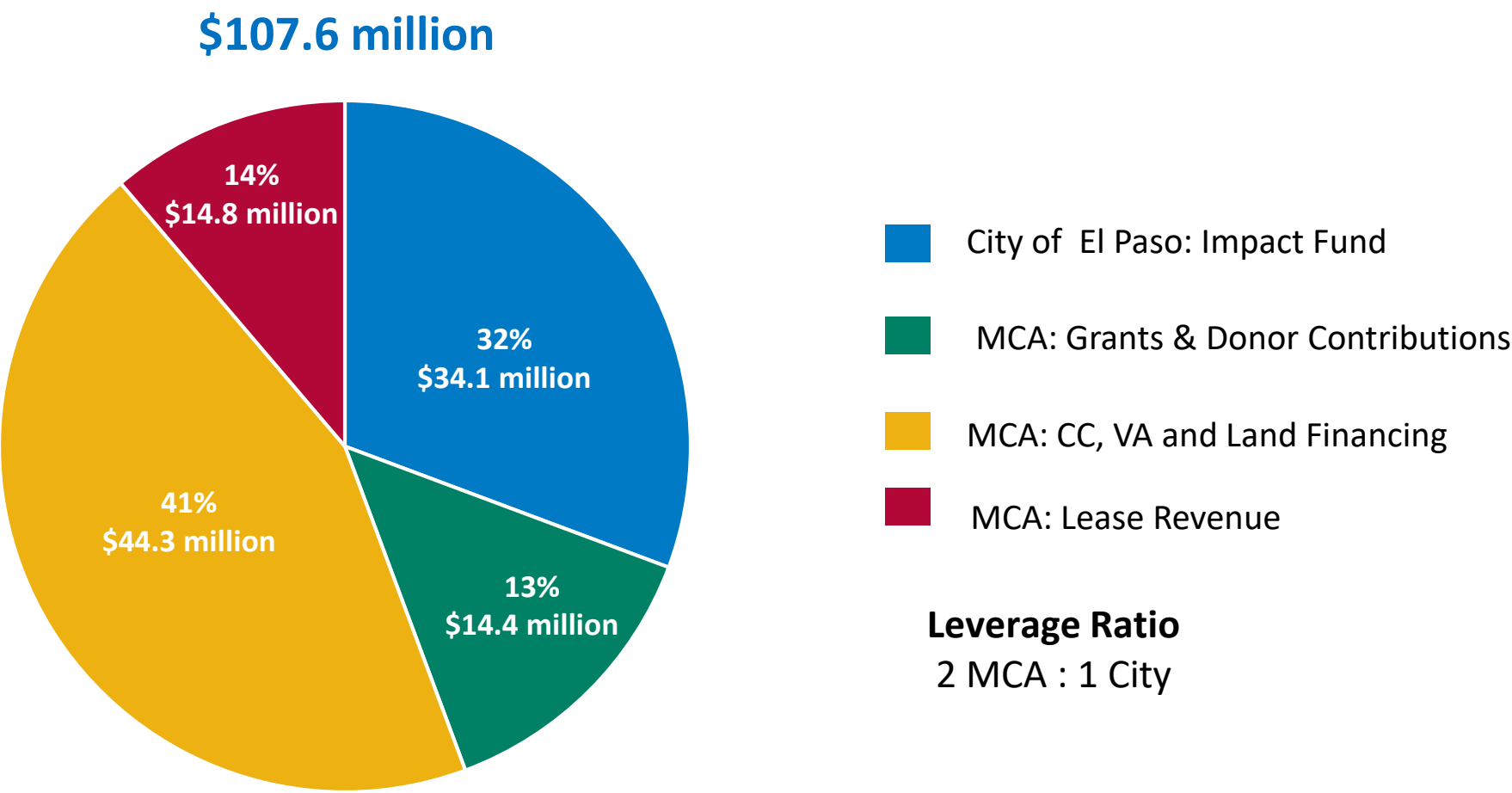
- \$378,069 County of El Paso
- \$20,000 Workforce Solutions Borderplex
- \$15,000 Moleen Foundation
- \$10,000 El Paso Electric

TOTAL OF \$423,069

Economic Development



MCA Cumulative Financial Resource Leverage 2012 - 2023:



Imagination is everything. It is the preview of life's coming attractions.
Albert Einstein



Thank You

Your leadership, governance, and support are the foundation for our growth and prosperity



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 23-1592, **Version:** 2

CITY OF EL PASO, TEXAS LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

All Districts

Police, Assistant Chief Zina Silva, (915) 212-4306

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

Discussion on City Council-requested action to develop additional Police Department policies with respect to gender-diverse individuals and bias-free policing. [POSTPONED FROM 12-12-2023 AND 01-17-2024]

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: December 11, 2023

PUBLIC HEARING DATE: N/A

CONTACT PERSON(S) NAME AND PHONE NUMBER:
Executive Assistant Chief Zina Silva, (915) 212-4306

DISTRICT(S) AFFECTED: All

STRATEGIC GOAL: 2 – Set the Standard for a Safe and Secure City

SUBGOAL:

SUBJECT:

Discussion on City Council-requested action to develop additional Police Department policies with respect to gender-diverse individuals and bias-free policing.

BACKGROUND / DISCUSSION:

On or about September 12th 2023, City Council directed the El Paso Police Department and the City Manager's Office to work with the community to ensure that the El Paso Police Department's Policies include policies on bias-free policing and policies for interactions with gender-diverse individuals.

PRIOR COUNCIL ACTION:

September 12th 2023

AMOUNT AND SOURCE OF FUNDING:

N/A


HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? X YES NO

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:

Handwritten signature of Peter Pacillas in blue ink, dated 11/27/23.

Peter Pacillas, Chief, Police Department

 El Paso Police Department Procedures Manual	Chapter 12: Constitutional Policing
1200 Bias Free Policing	Policy Effective: 01/00/2024 Previous Version:

1200 GENERAL

The primary responsibility of the officers of the El Paso Police Department is to protect the people within its jurisdiction and to uphold the Constitution of the United States, the Texas State Constitution and the laws derived therefrom. Employees will respect and uphold the dignity, human rights, and constitutional rights of all persons.

1200.1 DEFINITIONS

- A. Biased policing: Discrimination in the performance of law enforcement duties or delivery of police services, based on personal prejudices or partiality of agency personnel toward classes of people based on specified characteristics. Such characteristics include, but are not limited to, age, disability status, economic status, familial status, gender, gender identity, homelessness, mental illness, national origin, political ideology, race, ethnicity, or color, religion, or sexual orientation.
- B. Bias Free Policing: Conduct of agency personnel wherein all people are treated in the same manner under the same or similar circumstances irrespective of specified characteristics.

1200.2 PURPOSE

This policy establishes guidelines and operating procedures for employees when interacting with transgender and gender nonconforming individuals whether they are an employee or a member of the public. The police department will continue to provide constitutionally sound policing to all individuals regardless of age, disability, economic status, familial status, gender, gender identity, homelessness, mental illness, national origin, political ideology, race, ethnicity, color, religion, or sexual orientation.

1200.3 DEPARTMENTAL TRAINING

Every employee is responsible for knowing and complying with bias-free policing policies and the Chief of Police is tasked with reinforcing that bias-based policing is unacceptable. The Training Academy will conduct training yearly to all officers. Civilian employees will receive non-law enforcement related training. Training may include but not be limited to:

- A. Bias Free Policing
- B. EPPD policy 1200
- C. Gender diversity
- D. Respect of persons' choice
- E. Searches
- F. Sexual Harassment
- G. Whistleblower Policy
- H. Non-Discrimination Policy

1200.4 DISCRIMINATORY REFERENCES

- A. Department employees will exhibit professionalism and courtesy during all interactions with members of the public and fellow employees. Upon initial contact, whether on a call-for-service, traffic stop, or follow-up investigation officers may request a government issued ID and officers will ask the citizen how they prefer to be addressed. Monikers, slang and/or derogatory names will not be used by officers. Questions related to preferred pronouns should be asked in a respectful manner.
- B. Employees may make an initial assumption about an individual's gender identity based upon the individual's general appearance, including clothing, body characteristics, behavior, voice and hair cut/style.
- C. The police departments response to hate crime offenses can be found under section 421 of the El Paso Police Department Procedures Manual.

1200.5 SEARCHES, PHYSICAL ARREST AND TRANSPORTATION

- A. Employees conduct arrest, search, and transportation based on established departmental policies and procedures, Section 303 Stop and Frisk, Section 305 Arrests, and Section 306 Care, Transport and Booking of Prisoners of the El Paso Police Department Procedures Manual.
- B. Officers will not conduct any searches to determine an individual's sex.
- C. Two officers will be present for searches when feasible.
- D. Officers will not seize or remove appearance-related items from any individuals.
- E. Officers will transport and house individuals alone, whenever possible.
- F. When transferring custody of gender-diverse individuals to other law enforcement agencies, facility, or prisoner transport service the officer will confidentially, whether verbally or in-writing advise the receiving agency/officer that the individual is gender-diverse and will relay any relevant identification-related information, including how the individual would like to be addressed.

1200.6 ARREST AND INCIDENT REPORTS


When completing arrest and incident reports employees shall use the names of the persons as they are legally known. When officers learn that a person prefers to or uses a preferred name, employees shall note the information under alias in the name module.

1200.7 COMPLAINTS

Citizen complaints in response to allegations of bias-based policing or mistreatment will follow established policy and procedure as described in sections 901.1 and 902.1 of the El Paso Police Department Procedures Manual on documentation and investigation of complaints. Complaints may be filed with either Internal Affairs or any Departmental Supervisor. Supervisors receiving complaints on bias-based policing allegations will document the complaint on a blue team log. The log will be forwarded to Internal Affairs for disposition.

1200.8 QUARTERLY REPORTS

Internal Affairs will produce a quarterly report documenting the complaints received during each quarter of allegations of bias-based policing, along with the Department's efforts to prevent bias-based policing, and any disparate impacts of policing. The report will be forwarded to the City Attorney for review and ultimately available to the public on the El Paso Police Department's website.

 El Paso Police Department Procedures Manual	Chapter 3: Field Operations, Custody, and Traffic Enforcement
303 Stop and Frisk	Policy Effective: 07/21/2021 Previous Version: 04/08/1999

303 STOP AND FRISK

303 STOPS/FIELD INTERVIEWS

Stops are “seizures” under the Fourth Amendment. An officer may stop and question a person when the officer has reasonable suspicion that the person may be involved in past, present, or future criminal activity. Reasonable suspicion is less than the probable cause that is needed for an arrest or search.

- A. Before an officer stops a person for questioning, they must be aware of specific suspicious conduct or circumstances to justify that stop.
- B. Officers should rely on their training and experience in analyzing a subject’s suspicious conduct and must be able to articulate a reasonable suspicion for an investigatory stop.
- C. Officers may detain a person they lawfully stop for a reasonable length of time in an attempt to:
 1. Verify the person’s identification
 2. Account for the person’s conduct
 3. Account for the person’s presence
 4. Ascertain whether a crime occurred
 5. Ascertain the person’s involvement
- D. An officer must release a person from an investigative stop as soon as:
 1. The officer fulfills the purpose of the stop
 2. The person eliminates the officer’s reasonable suspicion of criminal involvement
 3. The officer fails to develop the probable cause necessary to arrest within a reasonable time


303.1 FRISK

A frisk is a limited pat down search for the purposes of protection only. Officers may not use the frisk to conduct full scale searches of persons. Under appropriate circumstances, persons, their immediate surrounding areas, and the passenger compartments of a vehicle may be frisked.

- A. An officer may frisk a person who has been stopped when the officer **reasonably suspects that the person is concealing a weapon and that a frisk is necessary to protect the officer or others.**
- B. A frisk may be conducted at any point during an investigation or detention when circumstances create a reasonable suspicion for the officer to fear for their or another’s safety.
- C. An officer who conducts a frisk **must be prepared to articulate** the specific factors leading to a reasonable suspicion that the officer or others were in danger. These factors should be listed in the report.
- D. Frisk Procedures
 1. Before beginning the frisk of a person, officers should let the person know that they are going to conduct a frisk.
 2. The officer should begin the frisk of a person at the part of the person’s outer clothing most likely to contain a weapon or dangerous instrument.
 3. If the outer clothing is too bulky to allow the officer to determine if a weapon is concealed

underneath, outer clothing such as overcoats and jackets may be opened to allow a pat down on the inner clothing, such as shirts or trousers.

4. The officer may also frisk or secure any unlocked areas within the detained person's reach or the passenger compartment of a vehicle that the person had been riding in if the officer reasonably suspects that such areas might contain a weapon.
5. When practical, a male officer should summon the assistance of a female officer if it is necessary to frisk a female subject. The frisk will be conducted in a manner that is the least intrusive or offensive to the person.
6. Officers may remove objects located during a frisk which they believe are weapons, a container that may hold a weapon, or objects that they immediately recognize as being contraband.

 El Paso Police Department Procedures Manual	Chapter 3: Field Operations, Custody, and Traffic Enforcement
304 Searches	Policy Effective: 09/09/2023 Previous Version: 08/24/2021

304 SEARCHES

304.1 SEARCH WITH CONSENT

- A. A person who has lawful control of a premises, place, vehicle, or his/her worn or carried possessions may give a peace officer voluntary consent to search the same upon waiver of the person's Fourth Amendment rights. The person who has lawful control of a premises, place, vehicle, or other possessions must be identified to determine who has the actual right to consent to a search. Consent to search may be obtained in writing or with an officer assigned body worn camera. The following rules apply to searches with written consent:
1. Officers will complete a detailed number one report articulating all the circumstances present at the time consent was given in their report narrative.
 2. Scan the signed Consent to Search form into the report, the original form will be submitted into evidence in cases where written consent was obtained.
 3. In cases where the consent to search was documented through body worn camera the video will be properly labeled with the case number and appropriate category. Officers will read aloud the consent to search form with the person consenting to the search within view of the BWC. Consent to search forms can be located in the PD Public drive, Reference, Forms, Crime Investigation Forms, Consent to Search forms.
 4. A search requires a minimum of two officers present, unless exigent circumstances exist. (An exigent circumstance, in the criminal procedure law of the United States, allows law enforcement, under certain circumstances, to enter a structure without a search warrant. It must be a situation where people are in imminent danger, evidence faces imminent destruction, or a suspect's escape is imminent).
 5. Consent must be given voluntarily.
 6. Any witnesses present should be identified and listed in the offense report.
 7. The person giving consent to a search may accompany officers during the search.
 8. Any person who has authority to give consent to search a premises may revoke such consent, even if that person was not the person who originally consented to the search.
 9. If a person revokes consent to search at any time the search must be immediately stopped. Any contraband found prior to the consent of search being revoked may be seized.
 10. When the written consent to search incident requires documentation only, the incident report shall be titled Consent/Search.
- B. Abandoned property, public places and open fields do not fall under the Fourth Amendment protections and may be searched lawfully without consent.
- C. When consent to search is obtained and documented through a BWC the officer will complete the following in view of their BWC.
1. Officers will clearly identify any person they are speaking to and will ask the person their full name and date of birth.

2. The officer will ask if they are the owner of the premise or property to be searched or if they have care/custody of the property. If they are not, they will ask who the owner is that left them responsible for the property.
3. The officer will ask "Do you voluntarily give (Officers Name/Partners Name) consent to conduct a search involving the premises or vehicles located at (state the location of premises or vehicle)". In cases involving a vehicle the officer will describe the vehicle, year, make, model, and license.
4. The officer will state that they can withdraw their consent at any time.
5. Officers may not turn off their camera during the search.

304.2 WARRANTLESS PREMISE SEARCHES DURING EMERGENCY CIRCUMSTANCES

Search Warrants should be obtained whenever possible. When there is a need to conduct a search of a place before a search warrant can be obtained (during exigent circumstances), the officer will consider the following:

- A. Are there grounds to arrest any persons present at the place of arrest so they will not have an opportunity to dispose of evidence while a search warrant is being sought?
- B. Is there some risk that someone might enter and dispose of evidence while a search warrant is being obtained? Can an officer be left to guard the premises while another obtains the search warrant?
- C. Evidence obtained in a search of the premises without a warrant at the time of arrest may be admissible in court if there are justifiable facts showing all of the following circumstances:
 1. There was probable cause for the search (sufficient ground upon which a search warrant could have been obtained).
 2. Special circumstances existed which made it impossible to safeguard the premises while a search warrant was being obtained after the arrest.
 3. Special circumstances existed requiring the making of the arrest before a search warrant could be obtained.
- D. Officers should ensure that they act in good faith, as the courts will examine officer's actions in order to determine if in fact a search warrant could have been obtained.

304.3 SEARCH OF VEHICLE INCIDENT TO ARREST

Officers may conduct a warrantless search of a motor vehicle incident to arrest under the following circumstances:

- A. Officers have a reasonable belief evidence of the crime for which the driver of the vehicle has been arrested may be located inside the vehicle.
- B. In cases where an unsecured driver is in close proximity of the passenger compartment.
- C. Officers will document the search and any evidence located in a supplemental report.


This procedure should not be confused with Inventory of Vehicles.

304.4 OTHER VEHICLE SEARCHES

Officers may also search vehicles under the following circumstances:

- A. Upon written consent being granted and the Consent to Search Form has been signed.
- B. When exigent circumstances exist.

- C. When failure to do so will endanger public safety.
- D. When failure to do so will result in immediate destruction or loss of evidence.
- E. Upon receipt of a search warrant.
- F. Under any situation authorized by state and federal constitutional provisions.

 El Paso Police Department Procedures Manual	Chapter 3: Field Operations, Custody, and Traffic Enforcement
305 Arrests	Policy Effective: 10/10/2023 Previous Version: 10/19/2022

305 ARRESTS

Officers will code an arrest on Officers' log sheets under the following circumstances. (Refer to 340.2 of the procedures manual).

- A. Definitions.
 - 1. Non-arrest. When the facts and circumstances are such that an arrest would not be appropriate.
 - 2. Released. To be released from police custody. For example, after posting bond or instances in which a medical release is required for booking and prisoner is left at a hospital and case is filed as a non-arrest.
- B. An offender is arrested, with or without warrants, and booked.
- C. The offender is arrested and the case is declined by the District Attorney's Office.
- D. The offender is arrested and released from police custody without being booked.
- E. When an offender is indicted stemming from a non-arrest case (refer to 305.7 of the procedures manual), investigators will code it as an arrest on the investigators log sheet.

305.1 ADULT LIVE SCAN PROCESS

All adult arrestees, including class "C" arrests, will be processed at the Live Scan processing station. This includes persons released at the Regional Command Centers and not physically booked into the County Jail. The Live Scan requires your user name and pass code (assigned at the Command Center).

Process.

A two-finger fast ID (FID search) will initiate the search to establish positive ID. This search will reveal if the arrestee has an adult EPPD arrest package on file by replying with a HIT or NO HIT.

- A. In the case of a HIT, the Live Scan furnishes the adult EPPD number, the officer will record the number for use in completing case reports. No further Live Scan processing is required except for Class C Assaults (family violence) and the Cite and Release Program. If the HIT is a Juvenile Reference number, treat it as a "NO HIT".
- B. In the case of a NO HIT, indicating no record found, the officer will perform a "Full Process" consisting of the following:
 - 1. Complete the Live Scan procedure by entering the arrestee's information, capturing the prints, and obtaining a mug photo.
 - 2. Complete case report documentation.
 - 3. Transport the arrestee to the County Jail or release the arrestee.
- C. For any technical assistance with the Live Scan, call the Help Line number located to the left of the keyboard. This help desk is staffed twenty-four hours a day, seven days a week.
- D. Guard services personnel are required to do a full process on all offenders regardless of FID search results.

Safety.

- A. The processing officer will secure their weapons in the approved weapons receptacle. The prisoner will be leg shackled prior to processing and the removal of the prisoner's handcuffs.
- B. The officer will exercise due caution and use approved methods to prevent injury to him/herself, to prevent damages to equipment, and to prevent escape. These methods include, but are not limited to the following:
 - 1. The removal of any potential instrument that may be used as a weapon from within the arrestee's reach.
 - 2. Two-officer processing. The assisting officer will also secure their weapons prior to assisting.
 - 3. The use of any other Department approved restraining device or techniques.
- C. If the arrestee is totally uncooperative, the arrestee shall be taken to the County Jail for booking. County Jail personnel will conduct the processing of the arrestee there.
- D. The officer should make a notation on the arrest log if the prisoner was unable to be processed for any reason.

305.2 MOBILE TWO-FINGER FAST ID DEVICE (RAPID)

- A. Purpose. This policy establishes uniform procedures for the use of the Mobile Two-Finger Fast ID.
- B. Scope. This policy applies to the field officers who have been trained in the use of the device.
- C. Procedures.
 - 1. These devices are made available to officers through their command or unit to establish field positive up-front identification of subjects. Devices can only be operated by trained personnel.
 - a. After a capture and transmission of the two index fingers, a return message will be received showing a HIT or NO HIT. In the case of a HIT, the device will provide pertinent demographic information and, if available, a photographic image of the subject. A NO HIT indicates the search did not locate viable candidates.
 - b. The use of the device is not a substitution for Live Scan processing of arrestees as per established policy.
 - c. For technical assistance, the operator may contact personnel in the Criminalistics Latents/AFIS section between 0800 and 1600 hrs. Mon.-Fri.

305.3 ARREST WITH WARRANT

Officers who have knowledge that a warrant may exist on a subject will verify the existence of the warrant through Communications and immediately take the person into custody. Officers must verify the identity of subjects especially if they claim they are not the person named in the warrant.

- A. Local Warrants and Posting Bond.
 - 1. Once a local traffic warrant is confirmed to belong to a subject, the officer may allow the subject to post bond at an appropriate location (see policy 354 Recall and Refile).
 - 2. Prior to allowing a subject to post bond, the officer must verify that the subject has the means available to post the bond or can make arrangements to have someone bring the bond amount to the appropriate location (Municipal Court or certain Regional Command Centers).
 - 3. After making a thorough tactical assessment, the officer may allow a fully identified subject to drive their own vehicle to the appropriate location to post bond. The officer will take the subject's driver license and direct the subject to follow the officer at a safe distance and speed. The subject must be warned of the consequences of fleeing prior to allowing them to proceed to post bond. If the subject flees, the officer will not pursue.

4. The officer retains the discretion of whether to allow a subject to post bond or to book the subject. When allowing a subject to post bond for a warrant it is the officer's responsibility to notify the warrant office to pull and deactivate the warrant, since bond was posted. The officer should also complete the appropriate report recording the posting.
 5. When booking a subject, the officer will pick up the warrant from the Warrant Office.
 6. The officer will supplement the case, complete a booking supplement, and book the subject with the warrant. If no case exists, the officer will initiate a Complaint Report.
- B. Non-Local Warrant Within Texas. Wanted Subject is any person wanted by another County within the State of Texas, or Military Desertion. Officers will verify the return of the wanted subject with the originating agency. A teletype copy of the warrant will be picked up from Communications. Officers will complete a Complaint Report listing the demanding agency as VI-01.
1. Wanted Subject without local charges:
 - a. Documents will be presented to booking.
 - i. TCIC Teletype Hit (NCIC for Desertion)
 - ii. TCIC Teletype Hit Confirmation
 - iii. Magistrate's Warning
 - b. Documents scanned into the Complaint Report.
 - i. TCIC Hit
 - ii. TCIC Hit Confirmation
 - iii. Any other teletypes or documents received
 2. A Wanted Subject with local charges is to be booked on local charges only. The officer will obtain a detainer form from booking and list all the required information to include demanding agency, agency charge, and attach all teletypes.
 - a. Scan all teletypes into the case
 - b. Fax all NCIC/TCIC hits to EPSO Warrants at 546-2026
 - c. Documents to be presented to booking (attached to detainer)
 - i. NCIC Teletype Hit
 - ii. NCIC Teletype Hit Confirmation (if confirmed)
 - iii. Any local paperwork
- C. Non-Local Warrant Outside Texas. Fugitive from Justice (FFJ) is any person wanted by another state outside the State of Texas, except persons wanted by Federal agencies or the military. Officers will verify the return of the FFJ with the originating agency. A certified teletype of the warrant will be picked up from Communications. Officers will complete a Complaint Report listing the demanding agency as VI-01.
1. Fugitive from Justice
 - a. Documents to be presented to booking.
 - i. Fugitive Complaint
 - ii. Fugitive Warrant
 - iii. Magistrate's Warning
 - iv. NCIC Teletype Hit
 - v. NCIC Teletype Hit Confirmation Response
 - b. Documents to be scanned into the report
 - i. NCIC Teletype Hit
 - ii. NCIC Teletype Hit Confirmation
 - iii. Any other teletypes or documents received

2. Fugitive from Justice with Traffic/Class C warrants and no charges Class B or above.
 - a. If there are local Class C charges then Municipal Court will be listed as VI-02.
 - b. Documents to be presented to booking.
 - i. Fugitive Complaint
 - ii. Fugitive Warrant
 - iii. NCIC Teletype Hit
 - iv. NCIC Teletype Hit Confirmation
 - v. Magistrate's warning
 - vi. Class C Complaint or Citation
 - c. Documents to be scanned into the report
 - i. NCIC Teletype Hit
 - ii. NCIC Teletype Hit Confirmation
 - iii. Any other teletypes or documents received
 3. Fugitive from Justice with local charges Class B or above
 - a. A separate report is generated for the FFJ offense
 - b. A separate report is generated to document the local charges
 - c. Do not obtain FFJ warrant or warning
 - d. Scan all teletypes into case
 - e. The FFJ with local charges is to be booked on local charges only. The officer will obtain a detainer form from booking and list all the required information to include demanding agency, agency charge, and attach all teletypes.
 - f. Fax all NCIC/TCIC hits to EPSO Warrants at 546-2026
 - g. Documents to be presented to booking (attached to detainer)
 - i. NCIC Teletype Hit
 - ii. NCIC Teletype Hit Confirmation
 - iii. Any local paperwork
 - h. Documents scanned into report
 - i. NCIC Hit
 - ii. NCIC Hit Confirmation
 - iii. Any other teletypes or documents received
 4. Wanted subject and Fugitive from Justice
 - a. A complaint report is generated for the wanted subject
 - b. The out of state agency will be listed as VI-02
 - c. A detainer is placed for the out of state warrant
 - d. Documents to be presented to booking.
 - i. NCIC Teletype Hit
 - ii. NCIC Teletype Hit Confirmation
 - iii. TCIC Teletype Hit
 - iv. TCIC Teletype Hit Confirmation
 - v. Detainer for FFJ
 - e. Documents scanned into report
 - i. NCIC/TCIC Hit
 - ii. NCIC/TCIC Hit Confirmation
 - iii. Any other teletypes or documents received
 - iv. Fax all NCIC/TCIC hits to EPSO Warrant 546-2026
- D. TCIC/NCIC Hit -Unit Responsibility. The unit who is arresting/booking the subject on a TCIC/NCIC hit, regardless of how contact was made (self-initiated, dispatched, or assisting another agency), is

responsible for advising channel one that the subject is in custody. The unit is also responsible for requesting that channel one place the locate message.

305.4 WARRANTLESS ARREST (DIMS)

A warrantless arrest (DIMS) may be used only when Officers have made a decision to take a person into custody on offenses Class B or above. This process will not be used for juveniles. Officers must have probable cause and meet the legal criteria for a warrantless arrest. A chart of the DIMS process is located in the reference section of the Procedures Manual.

- A. Contact DIMS. Officers will call the DIMS attorney from the scene, if possible, or from the Regional Command as soon as possible upon arrival. Officers will provide the case number, the arrestee's information and a brief description of the case.
- B. DIMS Decision. The DIMS attorney will decide whether to accept or decline the case for prosecution. Officers who are dissatisfied with a DIMS attorney decision on a particular case may notify a supervisor. The supervisor may call the DIMS attorney and brief the case again. The attorney's decision on whether to or not to prosecute will be final.
- C. Accepted Cases. If the DIMS attorney accepts the case, officers will prepare, in the Records Management System, the Complaint Report, DIMS Affidavit, Presentation Supplement, detailed narrative, Arrest Supplement and other necessary documents. All Records Management System fields related to DIMS will be completed on the incident module, presentation and the arrest card. The DIMS attorney will provide criminal history information concerning the defendant to the officer.
 - 1. When the case paperwork is complete, officers will call the DIMS attorney and ask for a final decision as to whether or not the case will be prosecuted. Upon being notified that the case is being accepted for prosecution, the DIMS attorney will provide a DIMS number and the officer.
 - 2. The officer will take the person before the jail magistrate. All bonds will be set by the jail magistrate.
 - 3. When a case is accepted for prosecution by the DIMS attorney, the officer will print (3) copies of the complaint affidavit containing the probable cause. The three (3) complaint affidavits will be signed and notarized. The affidavits will be distributed as follows: the original affidavit will be scanned into the Records Management System, submitted to the Records Section, and two affidavits will be submitted to the jail upon booking the arrestee. Note: The "pink" warrant form is not required in DIMS arrest cases. It is imperative that the signed and notarized PC affidavits are scanned into the Records Management System and forwarded to Records immediately after booking the arrestee. This is to ensure that strict magistrate time limits are met.
- D. Booking. Once approved and all forms are completed and notarized, the arrestee may be booked into the county jail. If the arrestee is booked under a DIMS case, then the DIMS number and the bond amount will be provided to the jail staff during booking. If the arrestee is booked on a warrant then the warrant number will be provided to the jail staff during booking.
- E. Declined Cases. Individuals will be released when cases are declined. The Complaint Report will be completed and supplemented with all applicable details. Officers will include the name of the attorney declining the case and the reason the case was declined. The DIMS attorney will provide a coded number for the reason the case was declined. Cases requiring additional information should then be presented to the appropriate investigative unit for follow up.
- F. Warrant Recommended. When a DIMS attorney recommends obtaining a warrant and the case does not fit the criteria for a warrantless arrest, the officer will book the arrestee on the warrant number instead of the DIMS number. If a DIMS number exists, it must be canceled. Officers will contact a supervisor for guidance and obtain a warrant through standard procedures.

- G. Hard Copy DIMS. When the records management system is not available, officers will prepare all paperwork on hard copy and hand carry it to the DIMS attorney on the way to booking.

305.5 OBTAINING A WARRANT

This process may be used when an officer develops enough information on a case to:

- A. Constitute probable cause of an offense.
- B. Has positive identification of a victim and a subject or some reasonably definite description.
- C. Establishes that the offense occurred within the officer's jurisdiction;
- D. The subject is not in custody.
- E. The case does not fit the criteria for a warrantless arrest.
- F. Required Reports. Officers will complete a Complaint Report, all necessary supplements, an Arrest Warrant Affidavit and the Warrant.
- G. Process. All officers who obtain warrants will receive approval of the affidavit by their supervisors before presenting the affidavit to the Magistrate. Supervisors are responsible to ensure that all the elements of a crime exist in the affidavit and that the charge, probable cause and jurisdiction, is established. Officers will then take all documentation to a Magistrate who may sign the warrant and issue the bond. Officers will diligently attempt to execute the warrant before turning it in to the Warrant office. Officers will scan a copy of the affidavit into the Records Management System.

305.6 ARREST/DETENTION OF FOREIGN NATIONALS

To ensure that citizens of foreign countries who are arrested/detained are fully aware of their rights under the Vienna Convention Treaty, the El Paso Police Department will comply with Articles 5, 36 and 37 of the Vienna Convention on Consular Relations when making arrests and detaining subjects who are citizens of foreign countries. Arresting officers of the El Paso Police Department will inform arrestees of their right to communicate with consular officials of their own country. Officers will notify the consulate of any country whose citizens have been arrested by the Department, when such notification has been requested, or is mandated.

- A. Procedures.
 - 1. Requirements Pertaining to Foreign Nationals
 - a. When foreign nationals are arrested or detained, they must be advised of the right to have their consular officials notified.
 - b. Consular officials are entitled to access to their nationals in detention, and are entitled to provide consular assistance.
 - c. When a government official becomes aware of the death of a foreign national, consular officials must be notified.
 - d. When guardianship or trusteeship is being considered with respect to a foreign national who is a minor or incompetent, consular officials must be notified.
 - e. When a foreign ship or aircraft wrecks or crashes, consular officials must be notified.
 - f. This procedure does not apply to a temporary investigative detention or to the issuance of a citation, as these are brief, routine detentions.
 - 2. Arrest or Detention of Foreign National
 - a. Determine the foreign national's country. In the absence of other information, this will be considered the country on whose passport or other travel document the foreign national travels.

- b. Supervisors will make certain that all officers check the Foreign National's Country of Nationality website at [CNA Process Flow Chart \(state.gov\)](#). If the foreign national's country is not on the mandatory notification list the senior arresting officer will offer, without delay, to notify the foreign national's consular officials of the arrest/detention.
- c. These are mutual obligations that also pertain to American citizens abroad. In general, you should treat a foreign national as you would want an American citizen to be treated in a similar situation in a foreign country. This means prompt, courteous notification to the foreign national of the possibility of consular assistance, and prompt, courteous notification to the foreign national's nearest consular officials so that they can provide whatever consular services they deem appropriate.

305.7 NON ARREST PROCEDURES


Non-arrest procedures may be used when it serves the interests of the Complainant, the Department and sometimes even the subject not to take an individual immediately into custody.

- A. Minimum Criteria. All of the following criteria must exist to present a non-arrest case:
 - 1. Officers may use non-arrest procedures in lieu of a physical arrest on the following offenses when the level of offense falls into the listed category without enhancement:
 - a. DWLI (Driving while License Invalid)
 - b. Criminal Mischief except Graffiti (Class B Misdemeanor)
 - c. Possession of Marijuana (Class B Misdemeanor)
 - d. Theft (Class B Misdemeanor)
 - e. Theft by Check (over \$20 and under \$500)
 - f. Theft of Service (Class B Misdemeanor)
 - g. NLI (No Liability Insurance – Prior Offense)
 - 2. Violation not likely to continue.
 - 3. Non-violent offense.
 - 4. No danger of evidence being destroyed.
 - 5. The level of force used to detain the individual did not cause injury to the person.
 - 6. Person presents no danger to self or others.
 - 7. No warrant currently exists.
 - 8. The person is not intoxicated.
 - 9. The person is not a flight risk.
 - 10. The person is not already under arrest or in custody for another charge.
 - 11. The person:
 - a. Is an adult or a juvenile, who is at least 10 years of age.
 - b. Has Positive ID.
 - c. Lives or works within city limits.
 - d. Provides all required information.
- B. Process. With a supervisor's approval, officers may present the case as non-arrest. Officers will complete all necessary documents – Complaint Report, Presentation Supplement, Non-Arrest Affidavit and other documents- and present the case. All subjects of non-arrest cases must be fingerprinted (full set to include palm prints). Juveniles will be fingerprinted per established juvenile processing procedures.

305.8 UNDOCUMENTED IMMIGRANTS

Officers of this Department may not arrest an individual based on their citizenship status. Probable cause for arrest must exist.

- A. Release. When officers determine, through legal means, that an individual is an undocumented immigrant, he or she will be turned over to U.S. Border Patrol.
- B. Requests for Asylum. Immigrants requesting asylum in the United States will be referred to the U.S. Department of Immigration and Customs Enforcement.

 El Paso Police Department Procedures Manual	Chapter 3: Field Operations, Custody and Traffic Enforcement
306 Care, Transport and Booking of Prisoners	Policy Effective: 03/30/2023 Previous Version: 01/12/2022

306 CARE, TRANSPORT AND BOOKING OF PRISONERS

306 CARE, TRANSPORT AND BOOKING OF PRISONERS

Officers will make reasonable efforts to take all necessary safety precautions while transporting persons under arrest or in custody to protect the lives and safety of officers, the public, and the person in custody. Officers transporting prisoners will not run Code III nor engage in vehicle pursuits. Vehicles used to transport prisoners will be searched for contraband, weapons and property at the beginning of the shift, prior to each prisoner transport, and after each prisoner transport.

306.1 SOLO UNITS

The following procedures define when a solo unit may transport prisoners.

- A. The prisoner will be properly handcuffed and secured in the rear seat with safety belts.
- B. With Safety Screen/Prisoner Seat. Solo units equipped with safety screens and prisoner seats may transport up to two prisoners only under the following circumstances and with supervisor approval.
 1. Each prisoner will be properly handcuffed and belted into the prisoner seat using the prisoner restraint equipped with the seat.
 2. A solo officer may transport more than one prisoner from the scene to a regional command directly to a sally port with supervisor approval.
 3. Officers must request assistance to remove prisoners from units upon arrival to the sally port.
- C. Solo officers will not transport more than one prisoner to booking without assistance from another officer.
- D. No Safety Screen. Solo units not equipped with safety screens will not transport prisoners.
- E. Extra consideration and precaution will be taken with prisoners that have previously exhibited behavior that indicates a risk of escape or evading. Prisoners that have exhibited this behavior, or that are combative or unruly will be transported with supervisory approval, to include the use of additional officers for transport.

306.2 TRANSPORTING FEMALES

Male officers will obtain a time check from dispatch and give the location of departure and mileage upon leaving the scene when transporting females. Upon arrival at their destination, officers will request a time check from dispatch and give their location and ending mileage. Officers incurring delays along the route will advise dispatch, request a time check, and give the location and mileage.

306.3 RESPONSIBILITY OF TRANSPORTING OFFICERS

Persons under arrest or in custody will never be left unattended in any Department vehicle. It is the responsibility of the officer to diligently watch and guard the prisoner and maintain physical control of the prisoner under the following circumstances:

- A. When the prisoner is not in a secured cell
- B. When the prisoner is not in the secured transport area of the unit
- C. When the prisoner is going through the booking process at the El Paso County Detention Facility (EPCDF) first floor
- D. When the prisoner is not handcuffed to the hospital cot during medical clearance (unless the medical treatment prevents the officer from maintaining physical control)

While in transport, officers will maintain observation of the prisoner for any actions, movements, or behavior which could threaten the health or safety of the prisoner or officers.

- A. Interrupting Transport. Officers who observe incidents that require immediate law enforcement action while transporting a prisoner will interrupt their transport and stop to render assistance only if doing so would present no danger to the prisoner. Officers who interrupt transport under these circumstances shall summon other officers to the scene to handle the incident and resume transport as soon as possible.
- B. Documentation. Officers who take custody of a prisoner shall ensure the identity of the prisoner by verifying identification documents and case report information. Officers will verify that they have all the required documentation needed to transport and book the prisoner and shall ensure that any special risks are noted in the required arrest documentation.

306.4 SPECIAL CIRCUMSTANCES

Special circumstances may indicate the need to transport a person under arrest or in custody by other means.

- A. When a person being transported displays actions, movements, or behaviors which may threaten his or her health or safety, officers will immediately stop the vehicle and conduct a primary survey of the person's airway, breathing, and pulse. Officers will determine whether to continue transport or if EMS should be called.
- B. When an arrested person has been physically subdued and officers have reason to believe that a medical emergency exists due to injury, ingestion of drugs or narcotics, or other behavior indicating physical distress, officers will immediately request an EMS unit to evaluate the prisoner.
- C. If a medical emergency arises while officers are transporting a prisoner or if there is any doubt regarding the prisoner's condition, officers will seek immediate medical attention for the prisoner. Officers may transport directly to the nearest medical facility or call EMS to their location. This decision should be based on providing the fastest access to advanced life support and professional medical care.
- D. The following persons will not be transported by officers of this Department, except in an emergency when medical transportation is not available. When transporting these persons, officers will advise a supervisor and continue to summon EMS. Officers will continue to observe the person until medical help arrives.
 - 1. Unconscious persons
 - 2. Persons at high risk for Sudden in Custody Death Syndrome (SICDS) or Positional Asphyxia, according to the SICDS Risk Assessment Scale found in Appendix E

3. Persons who exhibit any of the extreme risk factors for SICDS
4. Persons in any type of respiratory distress
5. Persons who, because of age, impairment, or injury, could be injured or further injured by conventional transport

306.5 PRISONERS IN MEDICAL FACILITIES

Once a person has been admitted or has received treatment from a hospital, officers may not transport that person between hospitals for any purpose or reason. Division commanders will decide if the Department will continue to maintain custody of a prisoner that is admitted to a hospital for treatment. If custody is relinquished, the transporting officer shall file an arrest warrant or present a non-arrest case at the direction of the division commander. While maintaining custody of prisoners receiving treatment at a medical facility, the officer shall keep continuous supervision of the prisoner. Prisoners in custody receiving treatment at a medical facility will not be allowed visitors. Prisoners in hospitals are the responsibility of the division that made the arrest. Relief schedules shall be arranged for guarding prisoners receiving longer care at medical facilities.

306.6 RESTRAINT PROCEDURES FOR TRANSPORT

Persons under arrest or in custody will be transported in a sitting position only. Under no circumstances will a prisoner be transported in a Department vehicle in any other position. Handcuffs shall be securely fastened with hands behind the back and double locked in place unless a deviation per section A is warranted and approved.

- A. When age, physical impairment, or injury of a person make it impractical or impossible to handcuff behind the back, officers may deviate from the standard procedure after contacting their supervisor to develop an appropriate method. This includes persons who are obese or large bellied, where handcuffing and securing in a safety belt may limit breathing.
- B. The following restraint devices are approved for use, when warranted. Officers must note the type of restraint used, if other than handcuffs, in the Complaint Report.
 1. Double Cuffs. The use of two handcuffs, interlocked.
 2. Flex Cuffs. Plastic straps used for temporary restraint of hands or feet.
 3. Nylon Leg Restraint. Nylon strap used to temporarily restrain the legs. It is secured by closing the rear door of the vehicle on the restraint to minimize the prisoner's movement.
 4. Leg Shackles. Leg shackles are authorized for use when justified such as to ensure the safety of officers and/or a combative prisoner when other restraint means are inappropriate or unavailable.
 5. Vehicle Installed Restraint. Any bar, strap or other device installed in a Department vehicle for the purpose of restraining prisoners.
 6. Medical Stretcher. Used in EMS vehicles. Officers may be called upon to assist EMS personnel in restraining the prisoner.
 7. Officers will not use the "hog-tie" method of restraint. This method of restraint, which positions the prisoner stomach-side down with hands and feet joined in the back, places the prisoner in a position that could restrict breathing capability.

306.7 INJURY TO PERSONS IN CUSTODY

All injuries to prisoners will be brought to the supervisor's attention. Supervisors will determine when the injury occurred.

- A. Injuries Prior to Initial Contact. If the injuries occurred prior to the officer's initial contact with the person, the injury will be briefly documented in the Supervisor's Daily Log with photographs attached. Officers with Injuries During or After Initial Contact. If the injuries occurred during or after initial contact with officers, supervisors will conduct interviews with the officers, the prisoner, and any witnesses to the incident. Supervisors will thoroughly document the incident in the Supervisor's Daily Log.
- B. Supervisors will take photos when there are visible injuries or the prisoner makes an outcry of alleged unauthorized force. Photos will be submitted as evidence with the case.
- C. Serious Injuries. If the injuries require admission of the prisoner into a medical facility and there is an outcry of alleged unauthorized force or improper tactics, or the prisoner is incapacitated to the extent that he or she is unable to respond, supervisors will contact the Internal Affairs Division. In addition, any incident of serious bodily injury occurring to a person in custody due to interactions with officers that requires medical attention or medical clearance requires supervisors to notify Internal Affairs. The Chief of Police will be notified through the chain of command.

306.8 SEARCH INCIDENT TO ARREST

As soon as possible after an arrest is made, but before transport, officers will search subjects carefully for any evidence, weapons or items which may be used to cause harm or physical injury. If it becomes necessary to transfer a subject between units, the receiving officer will conduct a search of the prisoner prior to effecting the transfer.

306.9 PHYSICAL EXAM (STRIP SEARCH)

When necessary and legally appropriate, at least two officers may conduct a physical examination (strip search) of subjects of the same sex as the officers. Supervisors will be notified when such an exam is necessary and will be present during the exam if of the same sex as the person being searched. The purpose of the examination is to seize evidence or weapons. Officers must have articulable and reasonable suspicion that the prisoner is concealing contraband or weapons in such a manner as to avoid normal search procedures. Officers must document the purpose of the examination in a Supplement Report. Strip searches are limited to a visual search of the body and a thorough search of the clothing. Anal and vaginal body cavity searches are only conducted by medical personnel and by authority of a search warrant only. Physical examination of subjects in custody is commonly done by jail personnel during booking.

306.10 PRISONER PROPERTY

Officers are responsible for the accountability and protection of a prisoner's property until turned over to Booking at the jail. Officers will retrieve the prisoner's personal property for safekeeping and any property which can be used as a weapon. Officer will properly secure the prisoners personal property in a paper or plastic bag prior to being transported to a regional command. Officers should store prisoner

property in a paper bag, stapled shut, and carry it with the prisoner to Booking. All firearms, excess property disallowed by the jail, and weapons will be turned in to the Property Office as evidence or for safekeeping.

306.11 PRISONER COMMUNICATION

Prisoners will not be allowed to communicate with anyone during transport or processing. Exceptions may be granted when required by on-going investigations or when a prisoner is attempting to make bond arrangements for class C warrants. Officers shall ensure that persons with whom the prisoner is communicating do not take or pass weapons/contraband from the prisoner.

306.12 PROCEDURES AT COUNTY JAIL

Officers shall follow all rules and regulations set by the Sheriff's Department. Officers shall secure their firearms, ammunition and less-lethal weapons as directed, remove restraining devices when advised, deliver all required documentation to the jail staff and advise the jail staff of any safety or medical hazards posed by the prisoner. The use of Record Management Systems by both the Sheriff's Department and the EPPD alleviates the need for officers to obtain any hard copy receipts from jail staff.

306.13 PRISONER ESCAPE


If a prisoner escapes from custody, officers will notify communications, a supervisor and will make a spot broadcast. The primary goal is to recapture the prisoner while protecting public safety. Supervisors notified of an escape shall respond to the location and assume incident command of the search. Escapes shall be documented with an offense report and a notation on the station log and a supervisor's log.

306.14 TRANSPORT OF MENTALLY ILL PERSONS

Any mentally ill person in custody under an EDO who are exhibiting mental distress, intoxicated on any substance, violent, uncontrollable, or in need of emergency medical treatment shall be transported by El Paso Fire Department to any designated facility.

Issues can be reported to any CIT supervisor.

For the restraint and transport by officer of mentally ill persons, the mentally ill individual may be restrained only during apprehension, detention, or transport. The means of restraint, however, must permit the individual to sit in an upright position without undue difficulty. The exception to this is when the individual is transported by FMS in an ambulance.

 El Paso Police Department Procedures Manual	Chapter 9: Personnel Policies
902 Discipline Procedures	Effective Date: 12/13/2021 Previous Version: 06/23/2008

902 DISCIPLINE PROCEDURES

- A. Routing. All documents forwarded to the Internal Affairs Division will be routed through the chain of command. Once disposition of a case is determined, the Internal Affairs Division will administer any disciplinary action and maintain records of the case.
- B. Employee Appeals. Employees will be informed of the disposition of their case. Employees may appeal suspensions, demotions, or terminations within 30 days of receipt of notice of the decision. Officers may appeal suspensions and terminations as prescribed by the Contract and elect to go before the Civil Service Commission, through the Association, or elect to use an arbitrator. Civilian employees may appeal suspensions or terminations through City Personnel to the Civil Service Commission.
- C. Grievances. Formal grievances may be filed regarding any order that is believed to violate the rights granted to employees by the City Charter, excluding all disciplinary matters. Additionally, officers may dispute grievances involving the application, interpretation, or enforcement of the Contract pursuant to the procedures established in Article 21 of the Articles of Agreement between the City of El Paso and EPMPOA. Civilian employees will follow grievance procedures of the Civil Service Rules.
- D. Termination. In accordance with the Civil Service Rules and Regulations and any applicable provisions of the current Collective Bargaining Agreement, when an employee is discharged for misconduct a Notice of Termination that contains the reason and effective date for dismissal will be provided to the employee. A Separation and Clearance Form notice that directs the employee to the appropriate department for review of their status of fringe and retirement benefits will also be provided.
- E. Police Action Suspended. Officers who are serving a suspension from duty will have their police powers suspended. Officers suspended for any period of time will not take any police actions nor have any police authority during the suspension. If the suspension is for four or more consecutive days, commanders will collect, and officers will relinquish, their badge and Department identification.
- F. Employees Under Administrative Leave With Pay. Employees placed on administrative leave with pay will be assigned to day shift and will report by telephone to the Internal Affairs Division at least twice during their shift. Employees will not be assigned to any particular location. Employees will not be required to remain at their homes while on administrative leave, but will be available to report to work, in uniform if applicable, on one hour's notice. Assistant chiefs or above will determine and advise the affected employee, if police action is suspended. This determination is made on a case-by-case basis.

902.1 DISCIPLINARY PROCESS

The purpose of this policy is to inform all employees of the procedures for accepting, processing, and investigating complaints concerning allegations of employee misconduct. This policy defines provisions applicable only to the investigation and disposition of allegations of administrative misconduct.

Establishment of procedures for investigating complaints and allegations of employee misconduct is crucial to the integrity of the El Paso Police Department. The Department shall accept and investigate, fairly and impartially, complaints of employee misconduct and impose any disciplinary action that may be justified, in a timely and consistent manner.

- A. Executing Disciplinary Actions. All disciplinary actions taken under the section are subject to, and shall be consistent with, applicable state law, local ordinances, administrative rulings, Civil Service Rules, and collective bargaining agreements.
- B. Acceptance of Complaints. Complaints may be received by the Internal Affairs Division or supervisory members of the Department either in person or in writing.
 - 1. Employees shall provide assistance to those who express the desire to lodge complaints against any employee of the Department. This includes, but is not limited to:
 - a. Calling a supervisor to the scene to document the complaint
 - b. Explaining the Department's complaint procedures,
 - c. Providing referral to individuals and/or locations where such complaints may be made in person
 - d. Explaining alternative means for lodging complaints, such as by mail
- C. Citizen's Complaint Form. If the complainant party is present, supervisors will have the complaining party fill out the Citizen's Complaint Form. The Citizen's Complaint Form is not the complainant's statement. Supervisors will take the citizen's sworn, notarized statement and note the complaint on the supervisor log with sufficient information to later complete a PID, if so directed. If necessary, supervisors will assist the complaining party in filling out the Citizen's Complaint Form. The complainant will be given a copy of the completed Citizen's Complaint Form and a copy of the sworn statement as a receipt. Telephone complaints and persons refusing to fill out a Citizen's Complaint Form and/or sworn statement will be documented on the supervisor log. The supervisor log with the Citizen Complaint Form and/or sworn statement will be forwarded to the division commander. If the complaining party is not present, supervisors will document the complaint on the supervisor log with sufficient information to later complete a PID, if so directed.

902.2 PRELIMINARY INFORMATION DOCUMENT (PID)


These involve an investigation of those allegations that, if true, would result in counseling, contract forms, formal counsel, or an administrative action. A Preliminary Information Document (PID) will be completed.

- A. The employee's immediate supervisor will fully investigate and take appropriate notarized statements. The documentation will be forwarded via the chain of command to the commander, division manager or above, who will make a determination of sustained or not sustained.
- B. If the complaint is sustained, the commander, division manager or above, will recommend the appropriate discipline up to and including formal counseling. The complaint will be forwarded through the employee's chain of command to the appropriate Assistant Chief. After review, the Assistant Chief will forward the complaint with the Assistant Chief's recommendation of adjudication disposition and discipline, if applicable, to IAD who will complete the necessary paperwork and ensure proper distribution, notification, and record-keeping.

902.3 COMPLAINTS RESULTING IN A SUSPENSION, DEMOTION IN RANK/PAY GRADE, OR TERMINATION

These are complaints that would, if proven true, result in suspension, demotion in rank or pay grade, or termination of the accused employee. These complaints will be investigated by IAD; however, any supervisor receiving a complaint will undertake appropriate preliminary investigation. These types of complaints are documented on the supervisor log and forwarded through the chain of command.

- A. Upon IAD's receipt of a complaint, the accused employee may be contacted and advised of the nature of the allegation(s). The employee may be advised of the appropriate discipline level, should the allegations be sustained. If desired, the employee will be given a reasonable opportunity to seek advice or counsel.
- B. If the employee agrees that the allegations are true and that the discipline is appropriate, the case is resolved without conducting a formal administrative investigation. This applies only to cases that are less serious in nature, do not open the Department or the City to liability, or would not otherwise require a formal investigation.
- C. The Department reserves the right to revisit or investigate the original matter should new allegations or evidence surface.
- D. Should an officer accept a suspension, these dispositions are made with the understanding the employee will not appeal the agreed upon discipline.
- E. Any issues involving training or Department policy that may be discovered during a formal investigation or during resolution of a case as stated in (B) of this section will be appropriately addressed.
- F. Should the employee deny the allegations or not agree upon the appropriate discipline, the case will be investigated by IAD.
 1. After completion of the investigation, at the discretion of the Chief of Police, the case will be reviewed by the Discipline Review Board, Special Discipline Review Board, or the accused employee's Assistant Chief or executive level manager who will make a determination of adjudication disposition.
 2. If determined by the Discipline Review Board, Special Discipline Review Board, Assistant Chief, or executive level manager to be not sustained, unfounded, or exonerated, the case will be sent to IAD for filing and appropriate notification.
 3. Sustained cases will require the Discipline Review Board, Special Discipline Review Board, Assistant Chief, or executive level manager to recommend the appropriate level of discipline and then forward the case to IAD.
 4. In cases presented to the Discipline Review Board, or Special Discipline Review Board, the findings of the board will be final unless discipline is too disparate in comparison to previous discipline cases being brought to the Chief of Police.
 5. IAD will prepare the appropriate pre-disciplinary paperwork for review by the Chief of Police. Once reviewed and approved by the Chief of Police, the employee will receive notification as appropriate.
- G. IAD will be responsible for issuing the final disciplinary paperwork and making all the proper notifications.

 El Paso Police Department Procedures Manual	Chapter 4: Incident and Investigation Guidelines
421 Hate Crimes	Effective Date: 03/31/2022 Previous Version: 04/08/1999

421 HATE CRIMES

Officers will report incidents regarded as Hate Crimes. Hate Crimes are those that are motivated by a bias toward a particular individual or group based on race, color, ethnicity, religion, national origin, gender, gender identity, sexual orientation, or disability.


421.1 REPORTING

- A. Flagging. The report will be flagged as a hate crime by utilizing the appropriate drop box in the current Report Management System incident module, as well as the Bias Motivation Information drop box in the offense module of the report.
- B. Review of the Report. The Special Investigations Unit will review the case, and if it meets the elements of a hate crime, a UCR-23 report will be completed and forwarded to DPS. The Special Investigations Unit will act as a liaison to the FBI, and a joint investigation may be conducted at the FBI's request for reported hate crimes.

421.2 REPORTABLE HATE CRIMES

Hate Crimes will only be reported in conjunction with the following types of offenses:

1. Murder
2. Rape
3. Robbery
4. Aggravated Assault
5. Burglary
6. Larceny-Theft
7. Motor Vehicle Theft
8. Arson
9. Simple Assault
10. Intimidation
11. Vandalism

 El Paso Police Department Procedures Manual	Chapter 9: Personnel Policies
901 Administrative Investigations	Effective Date: 05/05/2022 Previous Version: 06/23/2008

901 ADMINISTRATIVE INVESTIGATIONS

Employees are subject to disciplinary action for any deviations from or violations of law, the Code of Ethics, Civil Service Rules and Regulations, EPPD policies and procedures, rules, and verbal or written orders or directives of supervisory personnel.

Supervisors of this Department will take appropriate action whenever they learn of any such violation. All incidents needing documentation will be noted in the Supervisor's Blue Team Log.

901.1 INTERNAL AFFAIRS DIVISION (IAD)

The Internal Affairs Division provides oversight for all disciplinary actions taken by the El Paso Police Department. The Internal Affairs Division will conduct all investigations involving sexual harassment, use of force, discrimination, claims against the Department and shooting review. Incidents that are determined to be complex, involve employees from different units or shifts, or are of criminal or serious nature will also be investigated by IAD. The Internal Affairs Division maintains disciplinary statistics for training and reporting purposes. The Internal Affairs Division Director reports directly to the Chief of Police or designee.

- A. **Investigative Authority.** Each member of the Internal Affairs Division, regardless of rank and status as a uniform or civilian employee, is acting on behalf of the Chief of Police or designee and is authorized to issue direct orders on behalf of the Chief of Police or designee in any aspect of an administrative investigation. Employees will cooperate fully with the Internal Affairs Division during an administrative investigation. Employees who withhold information from, or fail to cooperate with Internal Affairs or who fail to report misconduct of employees, are subject to disciplinary action.
- B. **Complaint/Discipline Records.** The Internal Affairs Division will act as the repository for all records of complaints and disciplinary actions against the Department and its employees. This includes all cases completed at the divisional level.
- C. **Access to Files.** All administrative investigation reports will be considered confidential and the records of these investigations will be maintained at or by Internal Affairs in a secure area. The Internal Affairs Director or designee will control access to these files. Records will be released to the public only when required by law.

901.2 ADMINISTRATIVE INVESTIGATIONS

Administrative investigations may be initiated by Commanders, Division Managers or above or the Internal Affairs Division (IAD).

- A. **Investigation indicated.** If, upon review of the Blue Team report, Commanders, Division Managers or above determine a possible need for disciplinary or corrective action, they will direct the employee's supervisor to prepare a Preliminary Information Document (PID), First Notice, and The Notification of Rights and Responsibility form if the case will be handled at the Division level. If the case will be handled by Internal Affairs, Commanders, Division Managers or

above will note that a PID and investigation by Internal Affairs is desired and will electronically forward the Blue Team report to Internal Affairs. In such cases, Internal Affairs will be responsible for drafting the PID. The PID is the instrument used to initiate an administrative investigation into allegations of misconduct. A PID can only be authorized by Commanders, Division Managers or above or the Internal Affairs Division (IAD). All documentation will be submitted via the chain of command to the Commander, or Division Manager or above for the necessary action.

1. Division Level. Incidents that will likely result in Division training or a Formal Counseling may be handled at the Division level.
 - a. Notifications
 - i. The investigating supervisor shall inform the complainant in writing that the complaint is being handled at the division level.
 - ii. The Commander, Division Manager, or above shall notify the complainant in writing of the results of the investigation and final disposition.
 - b. Investigations must include all appropriate statements, forms and back-up documentation. All sworn statements by any party must be notarized.
 - c. Investigations handled divisionally will receive disposition at the Division level and adjudication by the appropriate Assistant Chief or Executive Level Manager.
 - d. When a formal investigation is conducted at the Division level, it is the responsibility of the Division Commander or Division Manager to ensure all documentation is uploaded to the Blue Team log for proper record documentation.
2. Internal Affairs Division. If further investigation by the Internal Affairs Division is necessary, the case file will be forwarded to the Internal Affairs Division. Any required notifications per this policy will then be the responsibility of IAD.

901.3 CONDUCTING ADMINISTRATIVE INVESTIGATIONS

The following guidelines will be followed when conducting administrative investigations of Department employees, both uniform and civilian. The Internal Affairs Division investigations of sworn personnel will be conducted in accordance with applicable provisions of the Collective Bargaining Agreement. Human Resources will oversee and handle investigations of civilian employees and in accordance with applicable Civil Service Rules and Regulations.

- A. Statement of Allegations. The investigating supervisor or Internal Affairs investigator shall provide the affected employee a written statement of the allegations and information concerning the employee's rights and responsibilities relative to the investigation. When confidentiality is necessary because of the sensitivity of the investigation, the employee will not be notified until immediately before the initial interview. The Notification of Allegations and Rights and Responsibilities form for sworn and non-sworn personnel will be completed by the employee and submitted to the investigator.
- B. Interviews. The most involved portion of a personnel complaint investigation is the interview process. Investigators must determine who will be interviewed and the order in which the interviews will take place. A normal sequence is:
 1. Complainant
 2. Civilian (non-employee) witnesses
 3. Other Department employees
 4. Other involved agency employees
 5. The accused employee

- C. Investigators. When more than one investigator is involved in the interview process, roles should be clearly defined and strictly followed. One investigator will be designated as the primary investigator. A second investigator may only provide support and guidance to the primary investigator during the interview.
- D. Materials Relevant to Investigation. The Chief of Police may require employees, when deemed necessary, to submit to the following investigative techniques:
 - 1. Submit to a medical or laboratory examination
 - 2. Be photographed
 - 3. Participate in a physical line up
 - 4. Submit financial disclosure statements
 - 5. Submit cell phone records
 - 6. Submit to a polygraph examination
- E. Adjudication Disposition. The disposition classifications below will be used in the Adjudication Report. Each separate allegation will be classified individually. Each allegation shall be designated with one of the following dispositions based on a finding of fact and considering the totality of circumstances. The standard of proof used to arrive at a final disposition is a "preponderance of evidence."

NOTE This subsection does not apply to SRT administrative investigations.

- 1. Sustained. When the investigation discloses sufficient evidence or facts to establish that the act at issue occurred and that said act constituted misconduct.
- 2. Not Sustained/Inconclusive. When the investigation discloses that there is insufficient evidence to sustain the complaint or fully exonerate the employee.
- 3. Exonerated. When the investigation/fact finding discloses that the act at issue occurred but that said act was justified, lawful and/or proper according to Departmental policy.
- 4. Unfounded. When the investigation/fact finding discloses that the act(s) at issue did not occur.
- F. Investigation Period. Complaints against employees received by the El Paso Police Department shall be thoroughly investigated and completed within the time limits prescribed in the Civil Service Rules for civilian employees and the Collective Bargaining Agreement for sworn employees. Investigations are to be conducted in a timely manner to allow for proper review and disposition within the prescribed time limits.
- G. Conclusion of Fact. When an investigation is handled at the Divisional level, the Commander or Division manager shall provide the employee and the immediate supervisor with a written notification of the final results of the investigation. All original forms will be forwarded to IAD through Blue Team. When an investigation is handled at the Internal Affairs Division, the IAD commander shall provide the written notification of the final results of the investigation.
- H. Suspected Criminal Offenses. If, during the course of an administrative investigation, it is suspected that a criminal offense may have occurred, the Chief of Police will be notified immediately. The Chief will determine if the case will be referred to the Special Investigations Unit (SIU).

901.4 POSSIBLE DISCIPLINARY ACTIONS

The following list of actions may be taken by the Department. This list is not complete, but may be used as a guide.

- A. Divisional Counseling
- B. Formal Counseling
- C. Suspension
- D. Demotion in rank or job classification
- E. Termination

901.5 POSSIBLE ADMINISTRATIVE ACTIONS

At the discretion of the Chief of Police, the following measures may be imposed for the betterment of the Department and its employees. This list is not complete, but may be used as a guide.

- A. Training
- B. Supervised field observations for a designated period
- C. Professional counseling
- D. Fitness for duty evaluation
- E. Reassignment not resulting in a change in pay status
- F. Education Based Discipline (E.B.D.). E.B.D. is an available alternative in instances of lower level violations (that would result in up to eight hours suspension) that provides a focus on correcting behavior rather than being punitive in nature

901.6 DISCIPLINARY AUTHORITY

The following describes the authority each level of command has in imposing disciplinary actions upon employees. Investigations may be conducted at any level; however, disciplinary action is limited by authority level.

- A. Sergeants and First Line Supervisors. Sergeants and first line supervisors may recommend the need for an administrative investigation by documenting an incident on a Blue Team report, but may not make recommendations for disciplinary action.
- B. Lieutenants and Mid-Level Managers. Lieutenants and Mid-Level Managers will review the supervisor's Blue Team log and note concurrence or non- concurrence with the supervisor's recommendation. They will recommend a formal investigation or an appropriate alternative action and electronically forward the documentation to the Commander or Division Manager. Lieutenants and Mid-Level Managers do not have the authority to determine adjudication disposition or discipline.
- C. Commanders and Division Managers. Commanders and Division Managers are primarily responsible for recommending that an administrative investigation be initiated by Internal Affairs. At that time, the Blue Team Log and supporting documentation will be sent to Internal Affairs for the generation of a PID. If a case is handled divisionally, the Commander or Division Manager will review a completed case and make a recommendation as to discipline, if any as follows:
 - 1. In cases that would ordinarily result in a Divisional or Formal Counseling, or an administrative action, Commanders and Division Managers will make an adjudication disposition and determine the administrative action or discipline up to and including departmental counseling and/or a formal counseling. They will forward the case to IAD via the Assistant Chief. If the recommended discipline is above a Formal Counseling, then the final disposition needs to be made by the Assistant Chief for the bureau at issue, with the final decision resting with the Chief of Police.
 - 2. In cases that would ordinarily result in a suspension, demotion in rank or job classification or termination, Commander and Division Managers will forward cases to IAD for investigation.

Commanders and Division Managers shall never conduct an administrative investigation involving allegations of misconduct that fall within such disciplinary action. The appropriate action for such is to document the relevant facts in a Blue Team Log, notify Internal Affairs and forward all documentation to Internal Affairs. Commanders and Division Managers do not determine adjudication disposition or discipline in such cases.

- D. Assistant Chiefs and Executive Staff. Assistant Chiefs and Executive Staff may direct Internal Affairs to initiate an investigation and also have the following authority and responsibility:
 - 1. In cases ordinarily resulting in divisional counseling or formal counseling or an administrative action, Assistant Chiefs and Executive Staff will review each case and make a final recommendation as to discipline. Upon determination, the case will be forwarded to IAD for filing.
 - 2. In cases ordinarily resulting in suspension, demotion in rank or job classification or termination, Assistant Chiefs and Executive Level Managers will review the case and determine adjudication disposition and, if sustained, the appropriate level of discipline. The case will then be forwarded to IAD for filing and record-keeping.
- E. Chief of Police. The Chief of Police may direct initiation of an investigation. At the Chief's discretion, cases will be disposed and adjudicated by the affected bureau Assistant Chief, the Executive Level Manager, the Discipline Review Board, or the Special Discipline Review Board. The Chief of Police will receive the case from IAD with pre-disciplinary paperwork and will approve and sign all disciplinary decisions. Termination and suspensions of employees will be decided only by the Chief of Police after receiving such recommendations from the Discipline Review Board or Special Discipline Review Board.



CITY OF EL PASO

Evaluation of Police Policies and Procedures to improve Transgender and Gender-Diverse interactions

Executive Assistant Chief Z. Silva
Senior Assistant City Attorney E. Gutierrez
Lt. Poust

SAFE & BEAUTIFUL NEIGHBORHOODS

GOAL 2 – SET THE STANDARD FOR A SAFE AND SECURE CITY



Council Resolution 09/12/2023

City Council directs the City Manager and City Attorney to evaluate new policies and training to potentially improve how transgender and gender-diverse individuals are identified by the El Paso Police Department in its internal and external communications



City Council
Invite participation in the
process from the following
individuals:
Borderland Rainbow Center,
Sun City Pride,
The Gender and Sexualities
Alliance Board,
Texas Rising and
Planned Parenthood



El Paso Police Department
LGBTQ+ Policy Committee
Borderland Rainbow Center
El Paso Sun City Pride
El Paso Genders and Sexuality Alliance Board
Planned Parenthood
Community Member
*Police Association



CITY COUNCIL RESOLUTION

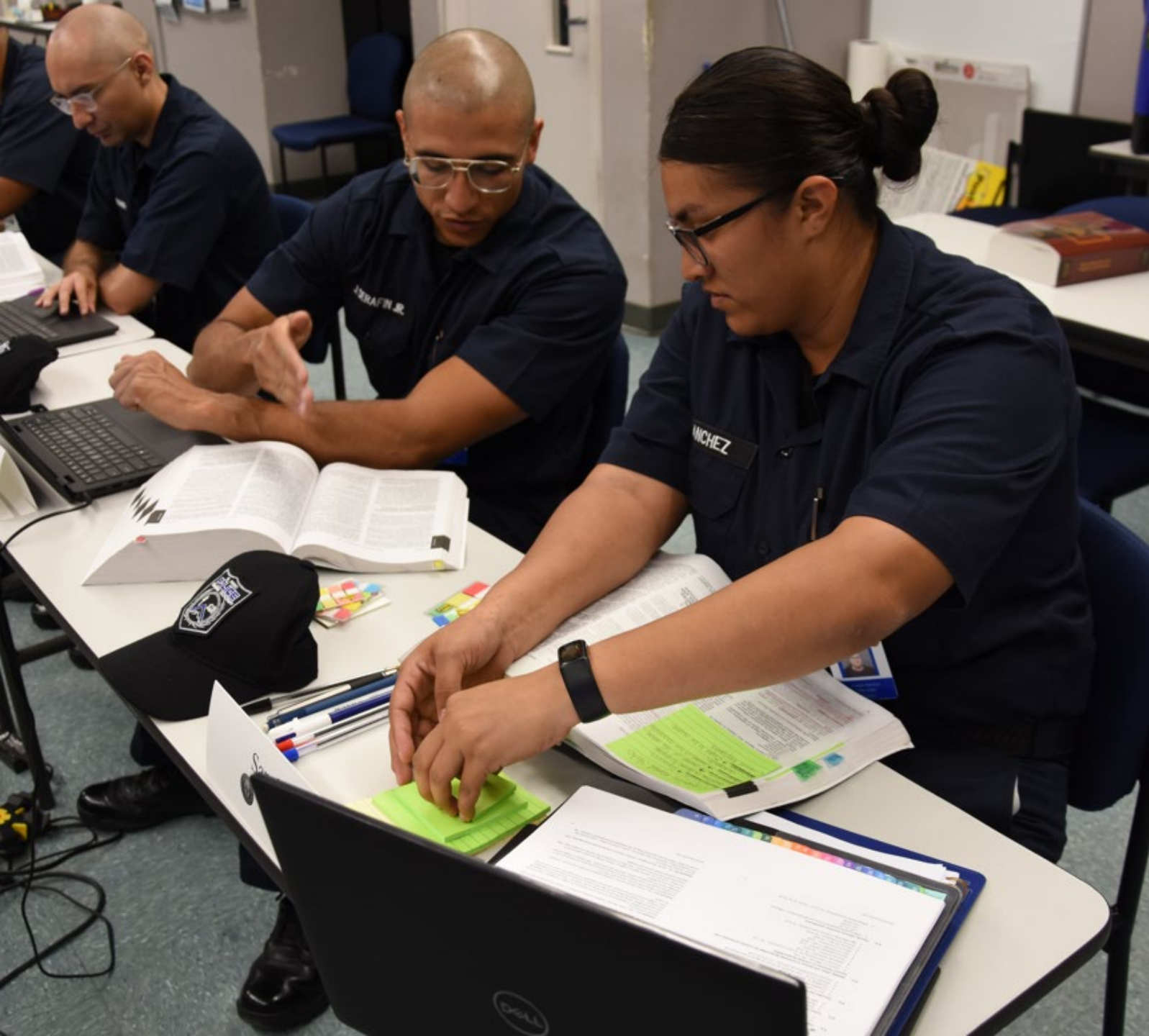
A policy that establishes guidelines for the appropriate treatment of gender-diverse individuals who come in contact with the El Paso Police Department

CO

POLICE POLICIES
AND PROCEDURE

HEALTH
AND SAFETY
CODE


TRAFFIC
LAWS



LE CODE

F
AL
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El Paso Police Department

 El Paso Police Department Procedures Manual	Chapter 12: Constitutional Policing
1200 Bias Free Policing	Policy Effective: 01/00/2024 Previous Version:

1200 GENERAL

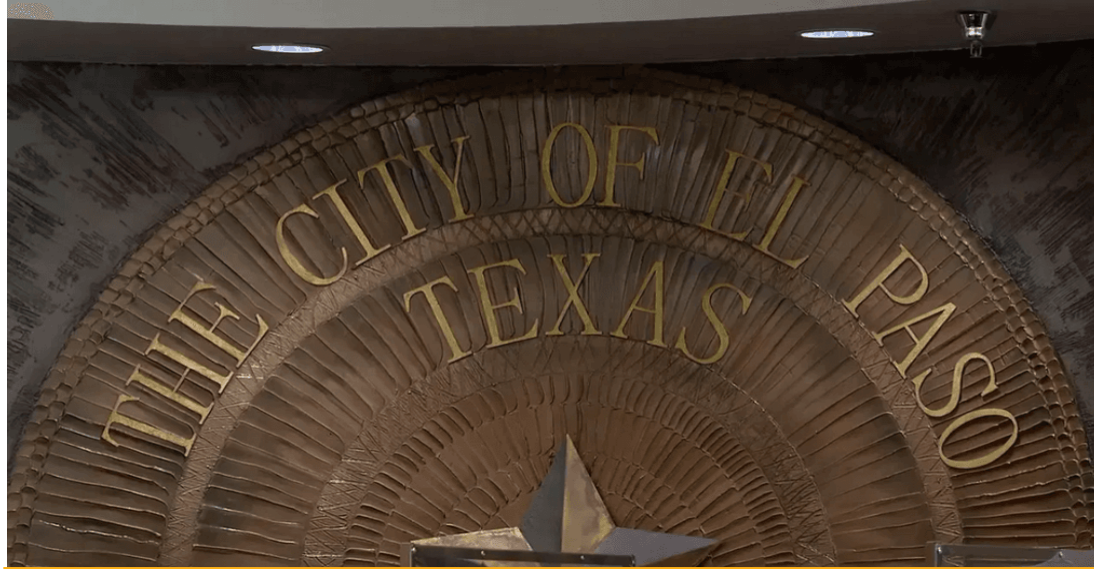
The primary responsibility of the officers of the El Paso Police Department is to protect the people within its jurisdiction and to uphold the Constitution of the United States, the Texas State Constitution and the laws derived therefrom. Employees will respect and uphold the dignity, human rights, and constitutional rights of all persons.

City Council:



Employees will ask an individual about preferred name, gender identity, and pronouns, and will address and refer to individuals by their preferred names, gender identity, and preferred pronouns;

1200.4A



City Council:

Officers will not conduct any searches to determine an individual's sex;

Officers who conduct a frisk must be prepared to articulate the specific factors leading to reasonable suspicion that the officer or others were in danger – these factors shall be listed in the report



Before beginning the frisk of a person, officers should let the person know that they are going to conduct a frisk.

The officer should begin the frisk of a person at the part of the person's outer clothing most likely to contain a weapon or dangerous instrument

City Council:

Whenever possible two officers will be present for searches of individuals, except in the case of an emergency, such as when someone's life is in danger;

Officers will not seize or remove appearance-related items, if those items will not typically be confiscated from non-gender-diverse individuals;



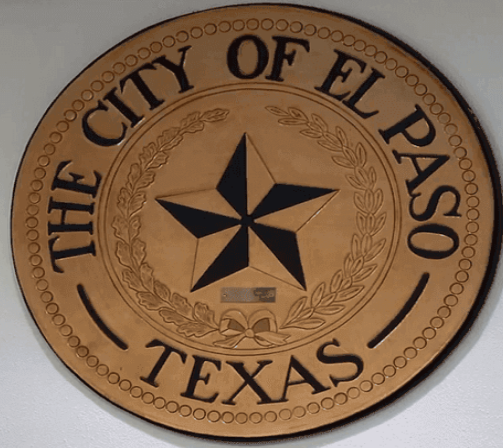
City Council:



Officers will transport and house individuals alone, whenever possible;

When transferring custody of gender-diverse individuals to other law enforcement agencies or other facility, the officer will verbally advise the receiving agency/officer that the individual is gender-diverse and will relay any relevant identification related information, including how the individual would like to be addressed

City Council:



When completing official handwritten or electronic EPPD documents, the employee will include the individual's adopted name as the "Also Known As (AK.A.)" name.

POLICE REPORT	
Case No: _____	Date: _____
Officer: _____	Prepared By: _____
Incident: _____ _____ _____ _____	
Detail of Event: _____ _____ _____ _____ _____	
Action Taken: _____ _____ _____ _____	

Bias-free policing policies that ensures the Police Department is committed to providing services and enforcing laws in a professional, nondiscriminatory, fair, and equitable manner and ensures the department recognizes that bias-based policing is the different treatment of any person by officers motivated by any characteristic of protected classes under state, federal, and local laws, such characteristics include, but are not limited to, age, disability status, economic status, familial status, gender, gender identity, homelessness, mental illness, national origin, political ideology, race, ethnicity, or color, religion, or sexual orientation

EPPD

**Bias Free Policing –
Conduct of agency
personnel wherein all
people are treated in
the same manner under
the same or similar
circumstances
irrespective of specified
characteristics**

TRAINING

City Council:

Every employee is responsible for knowing and complying with bias-free policing policies and the Chief of Police is tasked with reinforcing that bias-based policing is unacceptable through specific yearly training, regular updates, and such other means as may be appropriate;

El Paso Police Department:

1200.3 DEPARTMENTAL TRAINING

Every employee is responsible for knowing and complying with bias-free policing policies and the Chief of Police is tasked with reinforcing that bias-based policing is unacceptable. The Training Academy will conduct training yearly to all officers. Civilian employees will receive non-law enforcement related training. Training may include but not be limited to:

- A. Bias Free Policing
- B. EPPD policy 1200
- C. Gender diversity
- D. Respect of persons' choice
- E. Searches
- F. Sexual Harassment
- G. Whistleblower Policy
- H. Non-Discrimination Policy



EPPD currently teaches a four hour training on implicit bias to new recruits



QUARTERLY REPORT

City Council:

The chief legal officer will prepare a report that describes and analyzes bias-based policing allegations during each quarter and the status of the Department's effort to prevent bias-based policing, and any disparate impacts of policing, and will make the report available to the public on the El Paso Police Department's website.

El Paso Police Department:

1200.8 QUARTERLY REPORTS

Internal Affairs will produce a quarterly report documenting the complaints received during each quarter of allegations of bias-based policing, along with the Department's efforts to prevent bias-based policing, and any disparate impacts of policing. The report will be forwarded to the City Attorney for review and ultimately available to the public on the El Paso Police Department's website.



City Council:

A policy that outlines the Department's response to hate crime offenses, malicious harassment, and other incidents involving bias

El Paso Police Department:

421.2 REPORTABLE HATE CRIMES

Murder

Robbery

Burglary

Motor Vehicle Theft

Simple Assault

Vandalism

Rape

Aggravated
Assault

Larceny-Theft

Arson

Intimidation

SAFE PLACE

Directed towards Business Community, Schools (anti-bullying) and Medical Facilities

1. Have hate crime/bias policies in place
2. Create internal and external training program
3. Develop a website
4. Develop a mechanism to accept applications/requests
5. Receiving training from SPD
6. Create logo/artwork
7. Create a position/agency liaison

Law enforcement initiative to be solely managed and implemented by law enforcement personnel

A law enforcement agency must:

Assign a liaison officer, deputy or agent to promote coordinate, respond to community concerns and coordinate this initiative within the community

Must be fully committed to this initiative

Explain concept, mission, and goals to other officers, public, media etc.





SAFE PLACE

This business is a SPD Safe Place Location.

If a victim of a hate crime comes in to your business:

- Call 911 immediately, give the call taker as much information as possible.
- Let the victim stay in a public area within your business until the Police arrive.

If the victim leaves, call 911 back and advise that the victim has left. Give a description of their clothing and direction of travel, so we can attempt to contact them. So we can properly address suspects, collect evidence, and get their incident properly reported.

This program is for ALL hate crimes

Within the City of Seattle protected classes includes: Race, color, religion, ancestry, national origin, gender, sexual orientation, gender expression, gender identity, mental, physical - or sensory disabilities, homelessness, marital status, political ideology, age, or parental status.



NOW HIRING



JOINEPPD.COM

MISSION



Deliver exceptional services to support a high quality of life and place for our community.

VISION



Develop a vibrant regional economy, safe and beautiful neighborhoods and exceptional recreational, cultural and educational opportunities powered by a high performing government.



VALUES

Integrity, **R**espect, **E**xcellence,
Accountability, **P**eople

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ENVIRONMENTAL
SERVICES
CITY OF EL PASO

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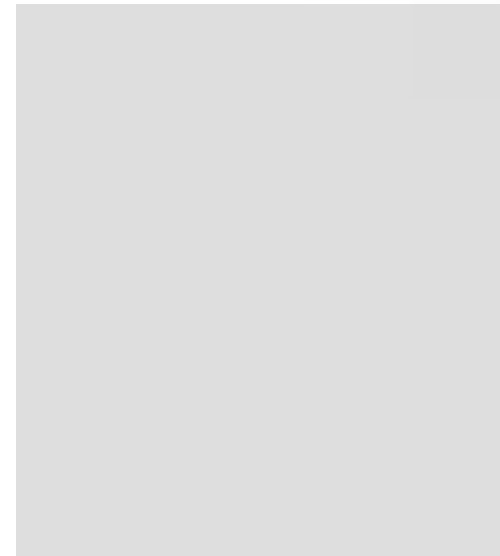
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You can replace icons with relevant icons from the Icon Library slide.



MISIÓN



Brindar servicios excepcionales para respaldar una vida y un lugar de alta calidad para nuestra comunidad

VISIÓN



Desarrollar una economía regional vibrante, vecindarios seguros y hermosos y oportunidades recreativas, culturales y educativas excepcionales impulsadas por un gobierno de alto desempeño



VALORES

Integridad, Respeto, Excelencia,
Responsabilidad, Personas

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Department/Division



General





Legislation Text

File #: 23-1591, **Version:** 1

CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

All Districts

City Manager's Office, Robert Cortinas, (915) 212-1067

Human Resources, Edward K. McDonald III, (915) 212-1282

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

Presentation and update on behalf of the Diversity, Equity, Inclusion, and Accessibility Cross Functional Team.

[POSTPONED FROM 12-12-2023 AND 01-17-2024]

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: City Manager's Department

AGENDA DATE: December 12, 2023

PUBLIC HEARING DATE: N/A

CONTACT PERSON NAME AND PHONE NUMBER:

Robert Cortinas, Chief Financial Officer/ Deputy City Manager, (915) 212-1067

Human Resources, Edward K. McDonald III, (915) 212-1282

DISTRICT(S) AFFECTED: All

STRATEGIC GOAL:

Goal 8: Nurture and Promote a Healthy, Sustainable Community

SUBGOAL: NA

SUBJECT:

Presentation and update on behalf of the Diversity, Equity, Inclusion, and Accessibility Cross Functional Team.

BACKGROUND / DISCUSSION:

Motion made by Representative Rivera, seconded by Representative Hernandez, and unanimously carried by ~~DIRECT~~ the City Manager and City Attorney, and inclusion in 180 days with a solid board plan of diversity, equity, and inclusion recommendations:

- To work together in collaboration with the Borderland Rainbow Center and other community stakeholders who prioritize equality and inclusion to create a One El Paso Safer Together campaign.
- Deprioritize the enforcement of seeking or receiving gender-affirming care in our city limits. Taxpayer Dollars shall not be used frivolously for programs or efforts to criminalize people who seek access to gender-affirming care, city funds shall not be used to solicit, catalog, report, or investigate reports of those seeking gender-affirming care, and police shall make investigating those seeking gender-affirming care their lowest priority.
- Deprioritize the enforcement of attacks on Drag Performance and local businesses in our city limits

PRIOR COUNCIL ACTION:

Council motion June, 2023.

AMOUNT AND SOURCE OF FUNDING:

N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:





CITY OF EL PASO

DEIA CFT Update

Mr. Robert Cortinas
Senior Executive Sponsor

Dr. Edward K. McDonald III
Director, Enterprise Risk & Safety Office

City Council Action to Direct

- Solid ground plan and guidance on how to:
 - Create a City Office & Advisory Board in the area of DEI
 - Work with select community stakeholders on matters of DEI
 - Deprioritize enforcement on gender affirming care and attacks on drag performances and businesses in the city limits

WHY?

- To ensure persons of all identities, including race, ethnicity, religion, age, class, sexual orientation, gender identity and expression, and physical and mental abilities can fully participate in City services and experience equitable community outcomes.
- To ensure the City of El Paso has an organizational culture that thrives in diversity, equity, inclusion, and accessibility in all of our business activities. This includes understanding and removing identified barriers which may restrict the capability of people and impact the organization's ability to achieve its mission, vision, values, strategies, and priorities.

DEIA CFT

- Robert Cortinas - Sr. Executive Sponsor
- Capital Improvement (Planning)
- Communication & Public Affairs
- Community & Human Development
- Economic Development
- Human Resources
- Legal
- Public Safety
- Purchasing
- Quality of Life
- Risk & Safety
- Sun Metro
- Transformation Office

Roadmap Overview

- July-August 2023
 - Initial internal discussion regarding directive and approach
 - Business Case development
 - Identifying DEIA Champions to begin leading the initiative
 - Development of Focus Areas. Performance Domains



Roadmap Overview

- September 2023
 - Small task group met to develop DEIA Oversight CFT
 - Review of City Council directive
 - Identify department disciplines for CFT
 - Draft DEIA Statements (e.g., Why, Purpose, Commitment)

Roadmap Overview

- October 2023
 - DEIA Oversight CFT Kickoff Meeting held
 - Reviewed of directive
 - Discussed best approach to achieve the deliverables
 - CFT identified current performance practices
 - Identifying potential local partnerships

Roadmap Overview

- November/December 2023
 - Equity Officer Position – Review and revision of Social Equity Officer job specifications
 - Created DEIA Key Objective Focus Areas
 - Created DEIA Performance Metric Domains
 - Present an update to internal leadership



Roadmap Overview

- January 2024
 - Community Outreach
 - 12 organizations identified
 - 6 contacted for initial meetings
 - Present an update to City Council members

CFT Identified Implications

Funding
Commitment

Governance &
Compliance

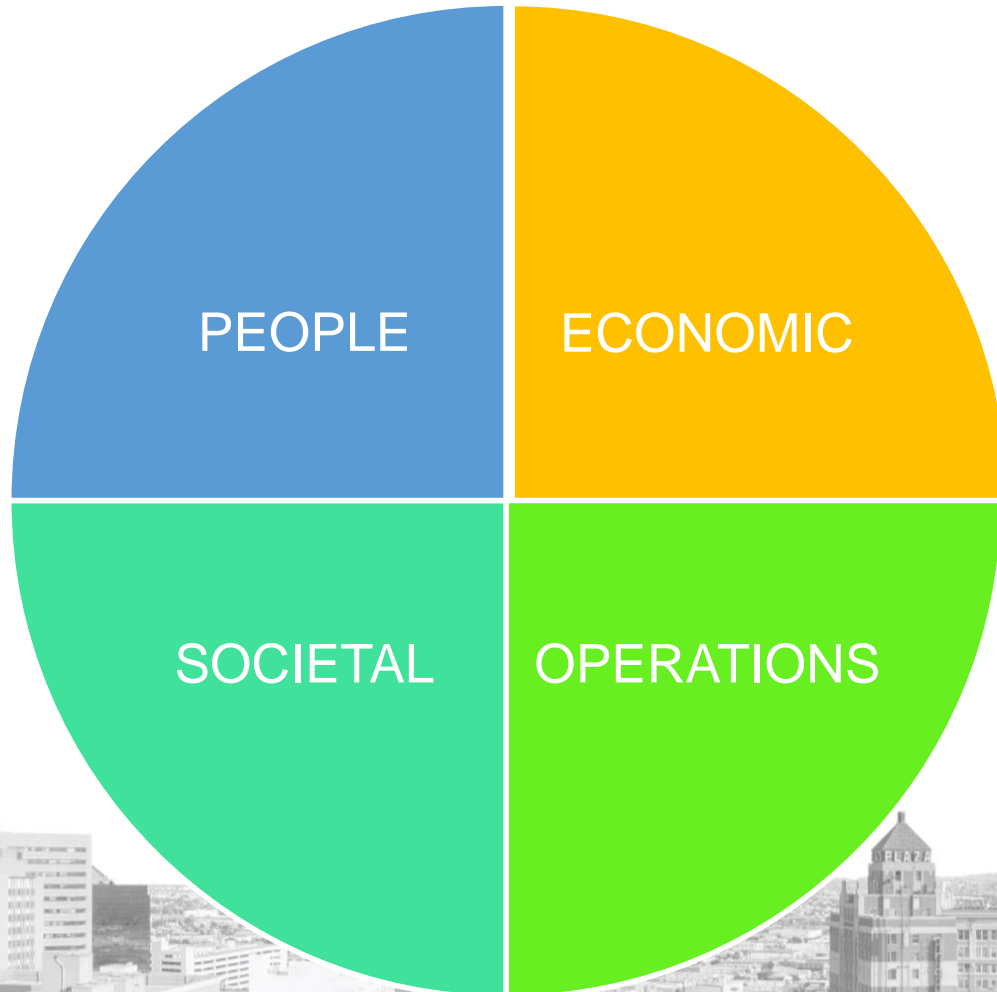
Internal &
External
Engagement

Social Equity Officer Position Details

- Overseeing implementation of DEIA plans
- Provides technical assistance to City department
- Increase the visibility, involvement, and support of community organizations in equity.
- Gathers input from diverse community groups
- Exercises lived and studied experiences



Centralizing DEIA Performance Metric Domains



Starting From Experience



PEOPLE

ADA Initiatives: “Low
Sensory Initiative”

Community Initiatives:
*“Opportunity Youth and
Young Adults”*



ECONOMIC

Inclusive Procurement

Airport – Airport
Concessions Disadvantage
Business Enterprises

Starting From Experience



SOCIETAL

Title VI & VII Compliance
*Revised Discrimination
Policy*
*Safe Place Initiatives in
EPPD*



OPERATIONS

Employee Pulse Survey
Purchasing Disparity Study
Diverse Advisory Boards

Short Term Outlook

Social
Equity
Officer

Community
Partnerships
& Outreach

Identify
Resources

Next Update
CY24 Q1



Legislation Text

File #: 24-142, Version: 1

CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

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All Districts

Municipal Courts, Lilia Worrell, (915) 212-5822

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

An Ordinance amending Title 2 (Administration and Personnel), Chapter 2.44 (Courts), Section 2.44.030 (Judges) to update and clarify the process of filling vacancies in the positions of Municipal Court Judge or Substitute Associate Municipal Court Judge.

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: January 30, 2024
PUBLIC HEARING DATE: February 13, 2024

CONTACT PERSON(S) NAME AND PHONE NUMBER: Lilia Worrell. (915) 212-5822

DISTRICT(S) AFFECTED: All

STRATEGIC GOAL: 2 – Set the Standard for a Safe and Secure City

SUBJECT:

An Ordinance amending TITLE 2 (Administration and Personnel), Chapter 2.44 (Courts), Section 2.44.030 (Judges) to update and clarify the process of filling vacancies in the positions of Municipal Court Judge or Substitute Associate Municipal Court Judge.

BACKGROUND / DISCUSSION:

This ordinance amendment is to update and clarify the process for the appointment of Municipal Court judicial vacancies. All qualified candidates will be scheduled for an interview by members of city council prior to city council appointment.

PRIOR COUNCIL ACTION:

None

AMOUNT AND SOURCE OF FUNDING:

N/A

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? X YES NO

PRIMARY DEPARTMENT: Municipal Court

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:



Lilia Worrell, Municipal Court

ORDINANCE NO. _____

AN ORDINANCE AMENDING TITLE 2 (ADMINISTRATION AND PERSONNEL), CHAPTER 2.44 (COURTS), SECTION 2.44.030 (JUDGES) TO UPDATE AND CLARIFY THE PROCESS OF FILLING VACANCIES IN THE POSITIONS OF MUNICIPAL COURT JUDGE OR SUBSTITUTE ASSOCIATE MUNICIPAL COURT JUDGE.

WHEREAS, Section 2.44 of Chapter 30 of the City Code discusses the process for the municipal courts of the city are established as courts of record in accordance with the terms and provisions, powers, duties, and limitations as set forth in Chapter 30, Government Code, and successor statutes; and

WHEREAS, the City of El Paso wishes to amend Title 2, Chapter 2.44, Section 2.44.030 to update and clarify the process of filling vacancies in the positions of municipal court judge or substitute associate municipal court judge.

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

SECTION 1. That Title 2 (Administration and Personnel), Chapter 2.44 (Courts), Section 2.44.030 (Judges), is hereby amended to read as follows:

2.44.030 Judges.

- A. In addition to the qualifications prescribed in the City Charter, the presiding municipal judge shall be a licensed attorney at law who has practiced law in Texas at least five years prior to his or her election by a majority of the municipal judges.
- B. The term of office for the elected judges shall be as provided in the City Charter.
- C. The city council will appoint one or more substitute associate municipal judge to four-year terms, on full-time or part-time basis as necessary based on the advice of the city manager through the municipal court clerk, to sit, under the discretion and supervision of the presiding judge, for the regular judge of any municipal court when such regular judge is temporarily unable to act for any reason, or for any sub-court described in Section 2.44.010(B). Each substitute associate municipal judge shall possess the same qualifications required of the regular municipal judges and shall have all the powers and duties of the judge for whom such substitute associate municipal judge is sitting while so acting.
- D. The term of office for the substitute associate municipal judges is four years. The term of office for any substitute associate municipal judge appointed by the council for a term beginning in June 2003, and who was automatically reappointed in 2005 by operation of law, shall expire in June 2007. Thereafter, appointments to the positions with terms expiring in June 2007 shall be for four-year terms. The term of office for substitute associate municipal judges appointed by the council for a term beginning in June 2005 shall be for four years.

- E. When a vacancy arises in a position of municipal court judge or substitute associate municipal court judge, or new appointments of judges are necessary, the following selection process will be utilized.
1. The municipal court clerk will notify the city manager, mayor, and members of the city council of the vacancy or need for the council to make appointments.
 2. The Human Resources department will post a public notice in the same manner as city council agendas are posted, announcing the acceptance of resumes of interested candidates requesting to be considered in the selection process and will set a deadline for candidates to submit those resumes to the Human Resources department.
 3. The Human Resources department will ensure all candidates qualify for the position posted.
 4. The municipal court clerk will forward the names and resumes of the candidates to the city manager, mayor, and members of the city council no later than ten days after the deadline set for the submission of resumes.
 5. The municipal court clerk will place an appropriate item on the city council agenda to enable the city council to interview qualified candidates and make the appropriate appointments.
- F. Any substitute associate municipal judge appointed pursuant to subsection C of this section may be assigned to serve as arraignment judge, magistrate, or over a temporary court established under Section 2.44.010(B) under the supervision of the presiding municipal judge. The duties of magistrate shall be those prescribed by the laws of the state, particularly the Code of Criminal Procedure, at the discretion of the presiding judge.
- G. A vacancy in the office of elected judge is filled by appointment by the city council and the person appointed serves until the next regular municipal election, at which time his successor shall be elected. An appointee may succeed himself or herself.
- H. A vacancy in the office of substitute associate judge is filled by appointment by the city council and the person appointed serves the remainder of the expired term.

SECTION 2. Except as herein amended, Title 2 of the El Paso City Code shall remain in full force and effect.

(Signatures begin on following page)

ADOPTED this ____ day of _____, 2024.

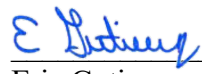
CITY OF EL PASO:

Oscar Leeser
Mayor

ATTEST:

Laura D. Prine
City Clerk

APPROVED AS TO FORM:



Eric Gutierrez
Senior Assistant City Attorney

APPROVED AS TO CONTENT:



Lilia Worrell, Director
Municipal Court

ORDINANCE NO. _____

AN ORDINANCE AMENDING TITLE 2 (ADMINISTRATION AND PERSONNEL), CHAPTER 2.44 (COURTS), SECTION 2.44.030 (JUDGES) TO UPDATE AND CLARIFY THE PROCESS OF FILLING VACANCIES IN THE POSITIONS OF MUNICIPAL COURT JUDGE OR SUBSTITUTE ASSOCIATE MUNICIPAL COURT JUDGE.

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- B. The term of office for the elected judges shall be as provided in the City Charter.
- C. The city council ~~may~~will appoint one or more substitute associate municipal judge to four-year terms, on full-time or part-time basis as necessary based on the advice of the city manager through the municipal court clerk, to sit, under the discretion and supervision of the presiding judge, for the regular judge of any municipal court when such regular judge is temporarily unable to act for any reason, or for any sub-court described in Section 2.44.010(B). Each substitute associate municipal judge shall possess the same qualifications required of the regular municipal judges and shall have all the powers and duties of the judge for whom such substitute associate municipal judge is sitting while so acting.
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1. The municipal court clerk will notify the city manager, mayor, and members of the city council of the vacancy or need for the council to make appointments.
 2. The ~~city manager~~Human Resources department will post a public notice in the same manner as city council agendas are posted, announcing the acceptance of resumes of interested candidates requesting to be considered in the selection process and will set a deadline for candidates to submit those resumes to the Human Resources department~~members of the city council~~.
 3. The Human Resources department will ensure all candidates qualify for the position posted.
 - ~~34. Each member of the city council may submit the names of one or more candidates to the city manager for consideration in the selection process. The municipal court clerk will forward the names and resumes of the candidates to the city manager, mayor, and members of the city council no later than ten days after the deadline set for the submission of resumes.~~
 45. ~~The city manager will compile a list of the candidates and as soon as practicable,~~ The municipal court clerk will place an appropriate item on the city council agenda to enable the city council to interview qualified candidates and make the appropriate appointments.
- F. Any substitute associate municipal judge appointed pursuant to subsection C of this section may be assigned to serve as arraignment judge, magistrate, or over a temporary court established under Section 2.44.010(B) under the supervision of the presiding municipal judge. The duties of magistrate shall be those prescribed by the laws of the state, particularly the Code of Criminal Procedure, at the discretion of the presiding judge.
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SECTION 2. Except as herein amended, Title 2 of the El Paso City Code shall remain in full force and effect.

(Signatures begin on following page)

ADOPTED this ____ day of _____, 2024.

CITY OF EL PASO:

Oscar Leeser
Mayor

ATTEST:

Laura D. Prine
City Clerk

APPROVED AS TO FORM:

Eric Gutierrez
Senior Assistant City Attorney

APPROVED AS TO CONTENT:

Lilia Worrell, Director
Municipal Court



Legislation Text

File #: 24-148, Version: 1

CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

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District 7

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

Planning and Inspections, Andrew Salloum, (915) 212-1603

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

An Ordinance changing the zoning of a portion of Tracts 2 and 3, Block D, Christy Tract, 7814 Craddock Avenue, City of El Paso, El Paso County, Texas from R-F (Ranch and Farm) and R-3A (Residential) to R-1 (Residential). 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: 7814 Craddock Ave.

Applicant: Romo Property Investments, LLC, PZRZ23-00031

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: January 30, 2024
PUBLIC HEARING DATE: February 27, 2024

CONTACT PERSON(S) NAME AND PHONE NUMBER: Philip F. Etiwe, (915) 212-1553
Andrew Salloum, (915) 212-1603

DISTRICT(S) AFFECTED: District 7

STRATEGIC GOAL: #3 Promote the Visual Image of El Paso

SUBGOAL: 3.2 Set one standard for infrastructure across the city

SUBJECT:

An Ordinance changing the zoning of a portion of Tracts 2 and 3, Block D, Christy Tract, 7814 Craddock Avenue, City of El Paso, El Paso County, Texas from R-F (Ranch and Farm) and R-3A (Residential) to R-1 (Residential). 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: 7814 Craddock Ave.
Applicant: Romo Property Investments, LLC, PZRZ23-00031

BACKGROUND / DISCUSSION:

The applicant is requesting to rezone from R-F (Ranch and Farm) and R-3A (Residential) to R-1 (Residential) to allow for single-family dwellings. On November 16, 2023, City Plan Commission recommended 5-0 to approve of the proposed rezoning. As of January 11, 2024, the Planning Division has not received any communication in support or opposition to the request from the public. See attached staff report for additional information.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? X YES ___ NO

PRIMARY DEPARTMENT: Planning & Inspections, Planning Division

SECONDARY DEPARTMENT: N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:

Philip Etiwe

ORDINANCE NO. _____

AN ORDINANCE CHANGING THE ZONING OF A PORTION OF TRACTS 2 AND 3, BLOCK D, CHRISTY TRACT, 7814 CRADDOCK AVENUE, CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM R-F (RANCH AND FARM) AND R-3A (RESIDENTIAL) TO R-1 (RESIDENTIAL). THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.

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

Pursuant to Section 20.04.360 of the El Paso City Code, the zoning of **a portion of Tracts 2 and 3, Block D, Christy Tract, 7814 Craddock Avenue** located in the City of El Paso, El Paso County, Texas, and as more particularly described by metes and bounds on the attached Exhibit "A", incorporated by reference, be changed from **R-F (Ranch and Farm) and R-3A (Residential)** to **R-1 (Residential)**, as defined in Section 20.06.020, and that the zoning map of the City of El Paso be revised accordingly.

The penalties for violating the standards imposed through this rezoning ordinance are found in Section 20.24 of the El Paso City Code.

ADOPTED this _____ day of _____, 2024.

THE CITY OF EL PASO

Oscar Leeser, Mayor

ATTEST:

Laura D. Prine, City Clerk

APPROVED AS TO FORM:

Russell Abeln

Russell T. Abeln
Senior Assistant City Attorney

APPROVED AS TO CONTENT:

Philip F. Etiwe

Philip F. Etiwe, Director
Planning & Inspections Department

ORDINANCE NO. _____

PZRZ23-00031

EXHIBIT "A"

EXHIBIT "A"

August 28, 2023
Parcel 1
(R-1)

METES AND BOUNDS DESCRIPTION

Description of a parcel of land, being a portion of Tracts 2 and 3, Block D, Christy Tract, as recorded in Volume 6, page 48, Plat Records of El Paso County, Texas and being more particularly described by Metes and Bounds as follows:

The **"TRUE POINT OF BEGINNING"** being a found $\frac{1}{2}$ " rebar on the intersection of the southerly right of way line of Craddock Avenue with the westerly line of The Playa Drain from which a found $\frac{1}{2}$ " rebar with a cap marked 5372 on the intersection of the southerly right of way line of Craddock Avenue with the easterly line of the Playa Drain bears, South $71^{\circ}04'55''$ East a distance of 138.51 feet;

Thence along the westerly line of the Playa Drain, South $44^{\circ}20'00''$ West a distance of 253.29 feet to a set $\frac{1}{2}$ " rebar with a cap marked TX 5152;

Thence leaving said line, North $52^{\circ}30'59''$ West a distance of 193.56 feet to a set nail in rock wall on the easterly line of Thomas Manor Unit Nine;

Thence along said line, North $42^{\circ}19'17''$ East a distance of 74.11 feet to a set $\frac{1}{2}$ " rebar with a cap marked TX 5152 on the common line of Lots 63 and 64, Thomas Manor Unit Nine;

Thence leaving said line, South $60^{\circ}22'56''$ East a distance of 150.00 feet to a set $\frac{1}{2}$ " rebar with a cap marked TX 5152;

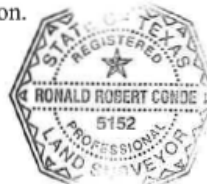
Thence, North $68^{\circ}03'05''$ East a distance of 63.88 feet to a set $\frac{1}{2}$ " rebar with a cap marked TX 5152;

Thence, North $44^{\circ}20'00''$ East a distance of 94.27 feet to a set nail in post on the southerly right of way line of Craddock Avenue;

Thence along said line, South $71^{\circ}10'00''$ East a distance of 26.58 feet to the **TRUE POINT OF BEGINNING** and containing 21,324 Square Feet or 0.4895 Acres of land more or less.

Note: A drawing of even date accompanies this description.


Ron R. Conde
R.P.L.S. No. 5152



CONDE INC
ENGINEERING / LAND SURVEYING / PLANNING
6080 SURETY DRIVE / SUITE 100 / EL PASO, TEXAS 79905
(915) 592-0283 FAX (915) 592-0286 FIRM No. 10078100

ORDINANCE NO. _____

PZRZ23-00031

August 28, 2023
Parcel II
(R-1)

METES AND BOUNDS DESCRIPTION

Description of a parcel of land, being a portion of Tract 3, Block D, Christy Tract, as recorded in Volume 6, Page 48, Plat Records of El Paso County, Texas and being more particularly described by Metes and Bounds as follows:

Commencing for reference at a found $\frac{1}{2}$ " rebar on the intersection of the southerly right of way line of Craddock Avenue with the westerly line of Playa Drain from which a found $\frac{1}{2}$ " rebar with a cap marked 5372 on the intersection of the southerly right of way line of Craddock Avenue with the easterly line of the Playa Drain bears, South $71^{\circ}04'55''$ East a distance of 138.51 feet; Thence along the westerly line of the playa drain, South $44^{\circ}20'00''$ West a distance of 253.29 feet to a set $\frac{1}{2}$ " rebar with a cap marked TX 5152; for the **"TRUE POINT OF BEGINNING"**.

Thence along the westerly line of Playa Drain, South $44^{\circ}20'00''$ West a distance of 180.46 feet to a found $\frac{1}{2}$ " rebar at the point of curve;

Thence along the westerly line of the Playa drain, 55.73 feet along the arc of a curve to the left whose radius is 537.12 feet whose interior angle is $5^{\circ}56'40''$ whose chord bears, South $41^{\circ}21'40''$ West a distance of 55.70 feet to a point from which a found $\frac{1}{2}$ " rebar bears North $20^{\circ}32'32''$ East a distance of 0.13 feet;

Thence leaving said line, North $71^{\circ}10'00''$ West a distance of 204.40 feet to a found $\frac{1}{2}$ " rebar with a cap marked TX 2564 on the easterly line of Thomas manor Unit Nine;

Thence along said line, North $42^{\circ}19'17''$ East a distance of 301.18 feet to a set nail in rock wall;

Thence leaving said line, South $52^{\circ}30'59''$ East a distance of 193.56 feet to the **TRUE POINT OF BEGINNING** and containing 50,661 Square Feet or 1.1630 Acres of land more or less.

Note: A drawing of even date accompanies this description.


Ron R. Conde
R.P.L.S. No. 5152



CONDE INC
ENGINEERING / LAND SURVEYING / PLANNING
6080 SURETY DRIVE / SUITE 100 / EL PASO, TEXAS 79905
(915) 592-0283 FAX (915) 592-0286 FIRM# 10078100

ORDINANCE NO. _____

HQ2023-1831-P&I | TRAN-#506813 | RTA
Rezoning Ordinance Full Lot No Conditions | PZRZ23-00031 - 7814 Craddock

PZRZ23-00031

7814 Craddock Avenue

City Plan Commission — November 16, 2023

REZONING



CASE NUMBER: PZRZ23-00031
CASE MANAGER: Nataly Nevarez, (915) 212-1644, NevarezKN@elpasotexas.gov
PROPERTY OWNER: Romo Property Investments, LLC
REPRESENTATIVE: Conde, Inc.
LOCATION: 7814 Craddock (District 7)
PROPERTY AREA: 1.65 acres
REQUEST: Rezone from R-F (Ranch and Farm) and R-3A (Residential) to R-1 (Residential)
RELATED APPLICATIONS: SUSU23-00078 - Resubdivision Preliminary
PUBLIC INPUT: None as of November 9, 2023

SUMMARY OF REQUEST: The applicant is requesting to rezone the subject property from R-F (Ranch and Farm) and R-3A (Residential) to R-1 (Residential) to allow for single-family dwellings.

SUMMARY OF STAFF'S RECOMMENDATION: Staff recommends **APPROVAL** of the rezoning request. The proposed zoning district is compatible with the residential districts in the surrounding area and is consistent with *Plan El Paso*, the City's adopted Comprehensive Plan, and the G-3, Post-War for the future land use designation.

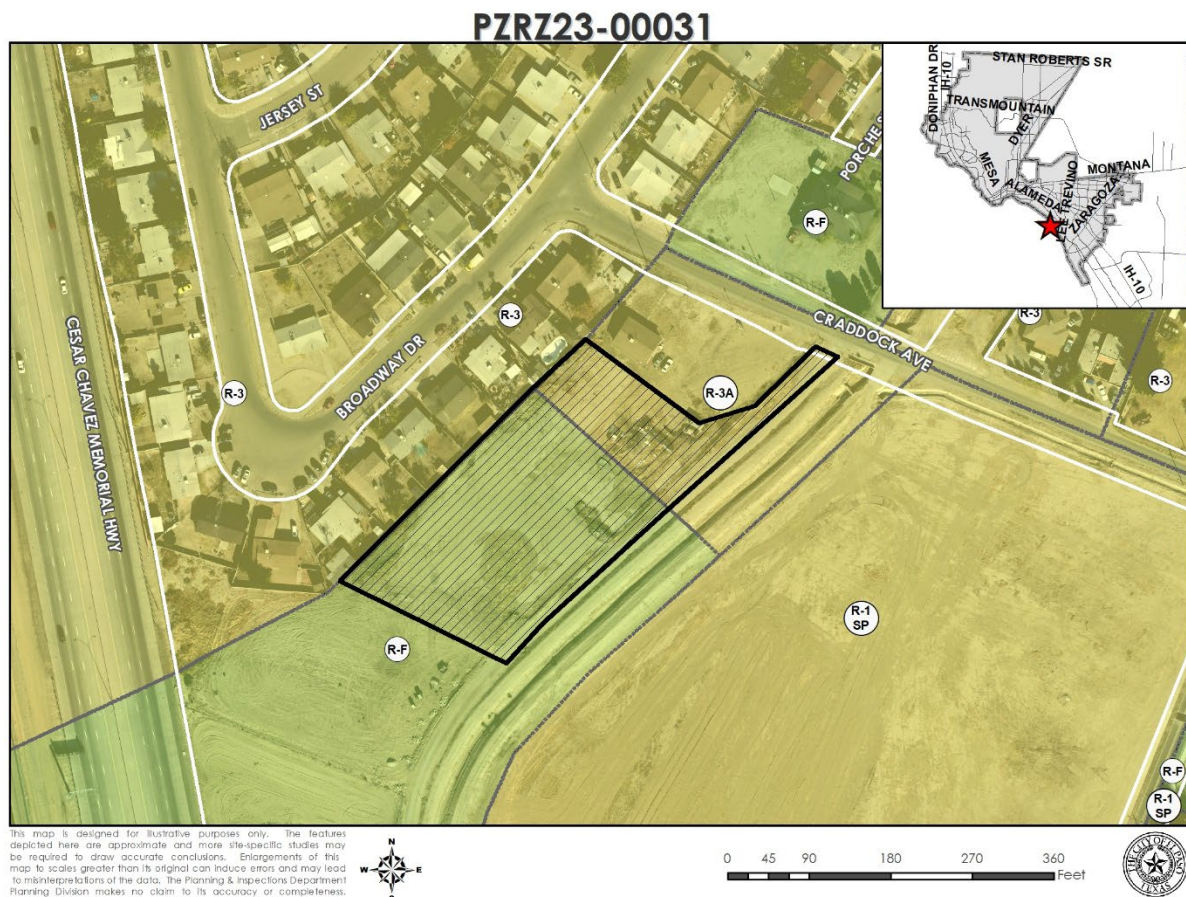


Figure A. Subject Property & Immediate Surroundings

DESCRIPTION OF REQUEST: The applicant is requesting to rezone the subject property from R-F (Ranch and Farm) and R-3A (Residential) to R-1 (Residential) to allow for single-family dwellings. The size of the property is 1.65 acres and is currently vacant. The conceptual site plan shows two (2) proposed single-family dwellings with main access to the property provided from Craddock Avenue.

COMPATIBILITY WITH NEIGHBORHOOD CHARACTER The proposed single-family dwellings and the R-1 (Residential) district are compatible with the adjacent single-family dwellings zoned R-3 (Residential) and R-F (Ranch and Farm) to the north, single-family dwellings zoned R-1/sp (Residential/special permit) and a vacant lot zoned R-F (Ranch and Farm) to the south, single-family dwellings and vacant lots zoned R-1/sp (Residential/special permit) to the east, and single-family dwellings zoned R-3 (Residential) to the west. The proposed single-family dwellings and R-1 (Residential) zoning district are compatible with the established character of the area surrounding the subject property. The nearest school is Ysleta Pre-K Center, which is located 0.28 miles away, and the nearest park is Thomas Manor Park, which is 0.39 miles from the subject property.

COMPLIANCE WITH <i>PLAN EL PASO</i>/REZONING POLICY – When evaluating whether a proposed rezoning is in accordance with <i>Plan El Paso</i>, consider the following factors:	
Criteria	Does the Request Comply?
<p>Future Land Use Map: Proposed zone change is compatible with the Future Land Use designation for the property:</p> <p>G-3, Post-War: This sector applies to transitional neighborhoods typically developed from the 1950s through the 1980s. Streets were laid out with curvilinear patterns without alleys and shopping centers are located at major intersections behind large parking lots. This sector is generally stable but would benefit from strategic suburban retrofits to supplement the limited housing stock and add missing civic and commercial uses.</p>	<p>Yes. The subject property and the proposed development meet the intent of the G-3, Post-War Future Land Use designation of <i>Plan El Paso</i>.</p>
<p>Compatibility with Surroundings: The proposed zoning district is compatible with those surrounding the site:</p> <p>R-1 (Residential) District: The purpose of these districts is to promote and preserve residential development within the city to create basic neighborhood units. It is intended that the district regulations maintain a low density of dwelling units supporting a suburban-urban interface that permits developments utilizing varying lot configurations. The regulations of the districts will permit primarily single-family and two-family residential areas, and recreational and institutional uses incidental to and serving the neighborhood.</p>	<p>Yes. The proposed single-family dwellings are consistent with residential uses in the neighborhood. The proposed development is within close proximity of other light density residential developments. The surrounding properties are zoned R-F (Ranch and Farm), R-1/sp (Residential/special permit), and R-3 (Residential). The existing uses of the surrounding area range from single-family dwellings to vacant lots.</p>
THE PROPOSED ZONING DISTRICT'S EFFECT ON THE PROPERTY AND SURROUNDING PROPERTY, AFTER EVALUATING THE FOLLOWING FACTORS:	
<p>Historic District or Special Designations & Study Area Plans: Any historic district or other special designations that may be applicable. Any adopted small areas plans, including land-use maps in those plans.</p>	<p>None. The subject property is not located within historic districts nor any other special designation areas.</p>

COMPLIANCE WITH <i>PLAN EL PASO</i>/REZONING POLICY – When evaluating whether a proposed rezoning is in accordance with <i>Plan El Paso</i>, consider the following factors:	
Potential Adverse Effects: Potential adverse effects that might be caused by approval or denial of the requested rezoning.	None. There are no anticipated adverse impacts.
Natural Environment: Anticipated effects on the natural environment.	None. The proposed rezoning does not involve green field or environmentally sensitive land or arroyo disturbance.
Stability: Whether the area is stable or in transition.	There has been some transition within the last 10 years in the nearby area. To the east of the subject property, there is a property that was rezoned in 2020 from R-F (Ranch and Farm) to R-1/sp (Residential/special permit). This area supports residential developments.
Socioeconomic & Physical Conditions: Any changed social, economic, or physical conditions that make the existing zoning no longer suitable for the property.	None.

ADEQUACY OF PUBLIC FACILITIES, SERVICES AND INFRASTRUCTURE: Access to the subject property is proposed from Craddock Avenue, which is a designated local street. It is adequate to serve the proposed development.

SUMMARY OF DEPARTMENTAL REVIEW COMMENTS: No adverse comments were received from reviewing departments.

PUBLIC COMMENT: The subject property is located within the boundaries of the Thomas Manor Association, Playa Neighborhood Association, Mission Valley Association, and the Corridor 20 Civic Association, which were notified of the rezoning request by the applicant. Public notices were mailed to property owners within 300 feet on November 3, 2023. As of November 9, 2023, the Planning Division has not received any communication in support or opposition to the request from the public. This past August, prior to submitting the rezoning application, the applicant held a meeting with the neighborhood which resulted in the current R-1 request.

RELATED APPLICATIONS: A Resubdivision Preliminary application (SUSU23-00078) approval with a condition was previously granted by the City Plan Commission on November 2, 2023. The condition being that the rezoning must be approved by City Council prior to the recordation of the final plat.

CITY PLAN COMMISSION OPTIONS:

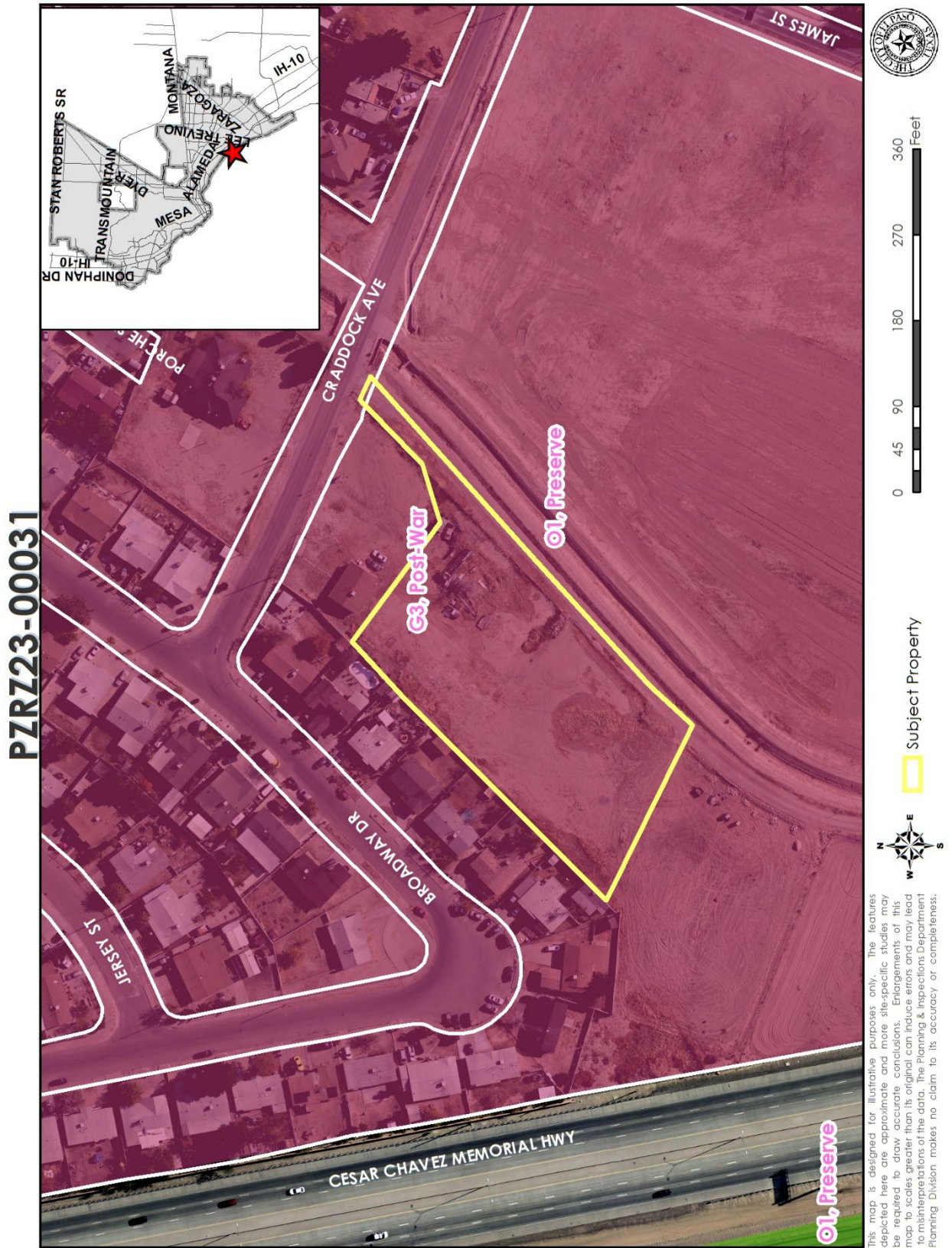
The purpose of the Zoning Ordinance is to promote the health, safety, morals and general welfare of the City. The City Plan Commission (CPC) has the authority to advise City Council on Zoning matters. In evaluating the request, the CPC may take any of the following actions:

1. **Recommend Approval** of the rezoning request, finding that the request is in conformance with the review criteria of *Plan El Paso* as reflected in the Staff Report, or that the request is in conformance with other criteria that the CPC identifies from the Comprehensive Plan. **(Staff Recommendation)**
2. **Recommend Approval of the rezoning request With Modifications** to bring the request into conformance with the review criteria of *Plan El Paso* as reflected in the Staff Report, or other criteria that the CPC identifies from the Comprehensive Plan.
3. **Recommend Denial** of the rezoning request, finding that the request does not conform to the review criteria of *Plan El Paso* as reflected in the Staff Report, or other criteria that the CPC identifies from the Comprehensive Plan.

ATTACHMENTS:

1. Future Land Use Map
2. Generalized Plot Plan
3. Department Comments
4. Neighborhood Notification Boundary Map

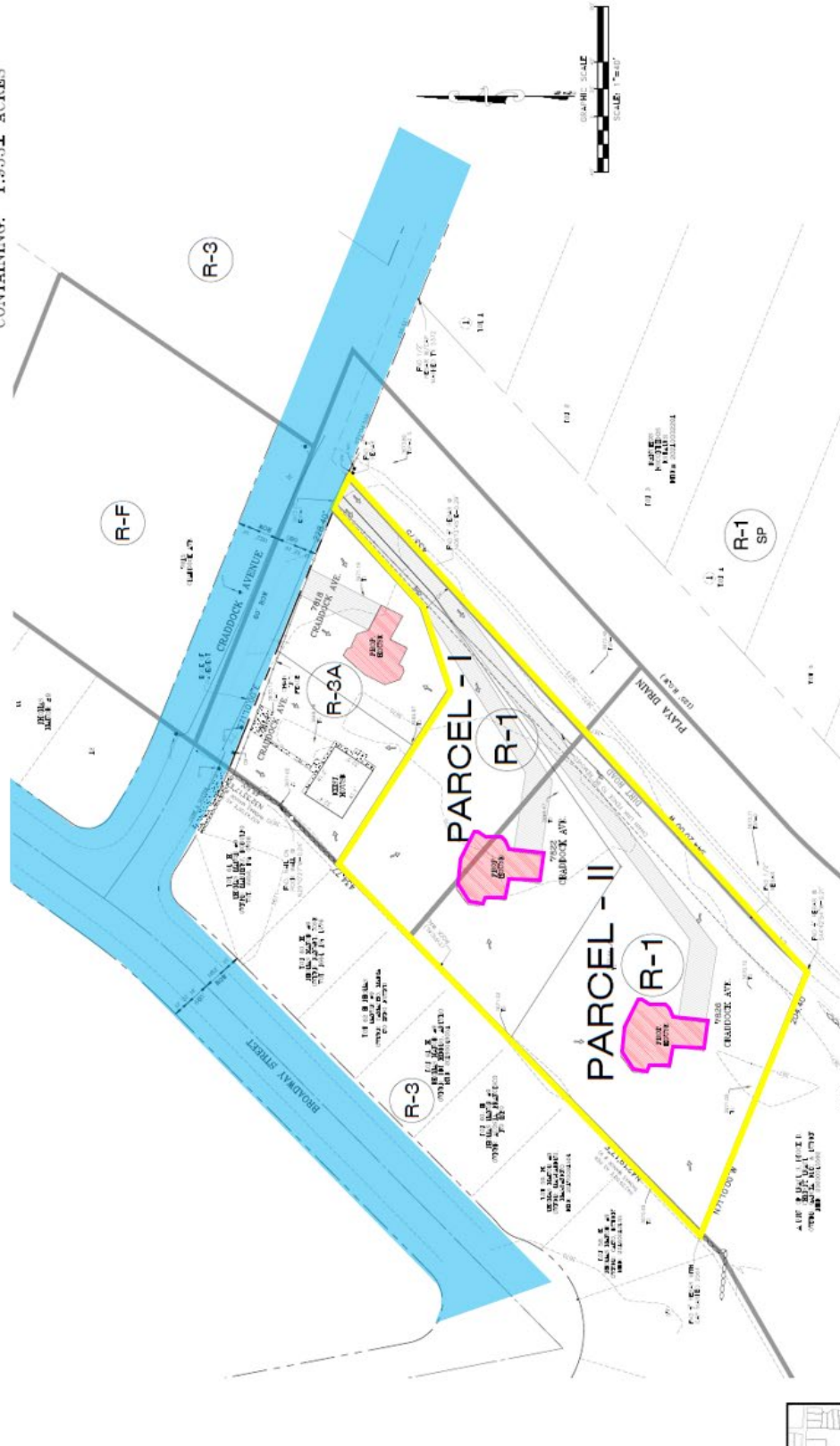
ATTACHMENT 1



ATTACHMENT 2

MARTINEZ ESTATES REZONING PLAN

BEING PORTION OF TRACTS 2 AND 3,
BLOCK D; CHRISTY TRACT,
CITY OF EL PASO, EL PASO COUNTY, TEXAS
CONTAINING: 1.953± ACRES



ATTACHMENT 3

Planning and Inspections Department - Planning Division

Staff recommends **APPROVAL** of the rezoning request. The proposed zoning district is compatible with the residential districts in the surrounding area and is consistent with *Plan El Paso*, the City's adopted Comprehensive Plan, and the G-3, Post-War for the future land use designation.

Planning and Inspections Department – Plan Review & Landscaping Division

The generalized site plan is not being reviewed for conformance due to conceptual nature. No objections to proposed rezoning. At the time of submittal for building permit, the project will need to comply with all applicable provisions of the ICC, TAS and Municipal Code.

Planning and Inspections Department – Land Development

1. The property is in the flood zone area "AH", therefore provide a preliminary elevation certificate at the time of grading permit
2. Provide a flood zone determination note on the preliminary and final plat.
3. Show existing and proposed drainage flow patterns on the site plan and identify the discharge and/or storage location(s) for all storm-water runoff within the subdivision. Provide alternate drainage courses for historic flow.
4. Add a general note to both the preliminary and final plat sheets: "The retention of all storm-water runoff discharge volume is required within this subdivision's limits in compliance with all provisions of (Muni-Code 19.19.010A, DSC, and DDM Section 11.1)."
5. The proposed ponding area for subdivision shall have enough capacity to hold the developed runoff for a designated 100-yr. storm event.

Fire Department

No comments provided.

Police Department

No comments provided.

Environment Services

No comments provided.

Streets and Maintenance Department

Streets and Maintenance traffic engineering has no objections.

Sun Metro

No comments provided.

El Paso Water

EPWater does not object to this request.

EPWU-PSB Comments

There is an existing 12-inch diameter water main that extends along Craddock Avenue, approximately 20-feet north of the property. This main is available for service.

Previous water pressure readings from fire hydrant # 3048 located at northeast corner of Broadway Street and Craddock Avenue, have yielded a static pressure of 98 psi, residual pressure of 78 psi, discharge of 1,087 gallons per minute. The owner should, for his own protection and at his own expense, install at the discharge side of each water meter a pressure regulator, strainer and relief valve, to be set for pressure as desired by the customer. The

lot owner shall be responsible for the operation and maintenance of the above-described water pressure regulating device.

Sanitary Sewer

There is an existing 8-inch diameter sewer main that extends along Craddock Avenue located approximately 25-feet north of the property. This main is dead-end approximately 248-feet east of Broadway Street. This main is available for main extension and service.

Sanitary sewer main extension is required to provide sewer service to lots 2, 3 and 4. Owner is responsible for all main extension costs.

General

Service shall be provided at the property line adjacent to the public dedicated right-of-way for lot 3 and lot 4. The Owner is to provide the locations for the water services outside of the driveways. No vehicular traffic is allowed over the water meter boxes.

Each lot requires a separate water/sanitary sewer service connection within the limits of each lot.

EPWater requires a new service application to serve the subject property. New service applications are available at 1154 Hawkins, 3rd Floor. The following items are required at the time of application: (1) hard copy of subdivision plat; (2) finalized set of street improvement plans, including storm sewer; (3) digital copy of subdivision plat; (4) benchmark check; and (5) construction schedule. Service will be provided in accordance with the current EPWater – PSB Rules and Regulations. The owner is responsible for the costs of any necessary on-site and off-site extensions, relocations or adjustments of water and sanitary sewer lines and appurtenances.

Stormwater:

El Paso County 911 District

No comments provided.

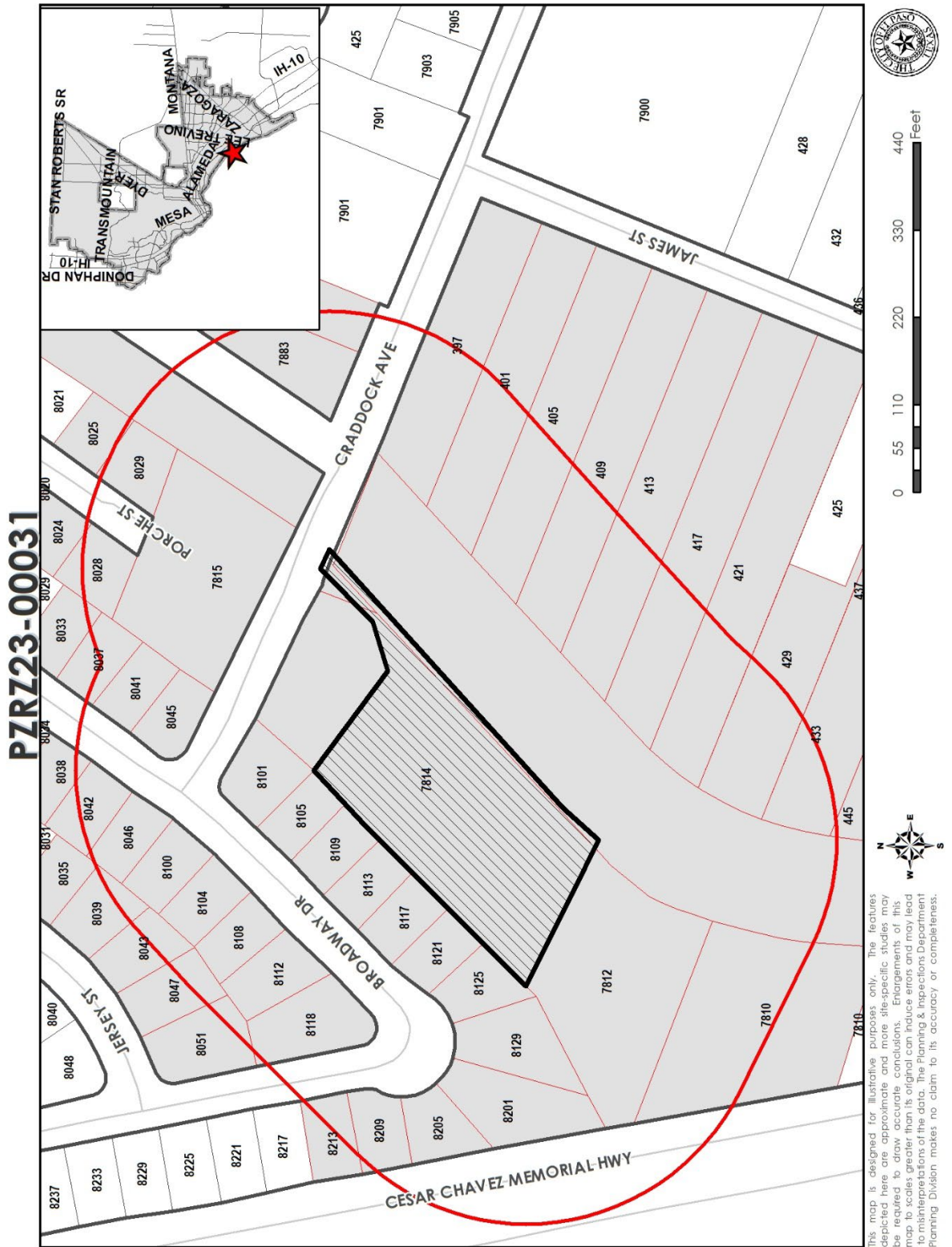
Texas Department of Transportation

No comments provided.

El Paso County Water Improvement District #1

No comments provided.

ATTACHMENT 4





Legislation Text

File #: 24-149, Version: 1

CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

District 7

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

Planning and Inspections, Andrew Salloum, (915) 212-1603

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

An Ordinance changing the zoning of Tracts 10A, 10B, 10B2C, 10D, 11B, 12A, 12B, 15A, 15J, 15J1, and 15J1A, Block 2, Ysleta Grant, Americas Avenue and Southwest of North Loop Drive, City of El Paso, El Paso County, Texas from R-F (Ranch and Farm), C-3/sc (Commercial/special contract), and C-3/c (Commercial/conditions) to S-D (Special Development) 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: Americas Ave. and Southwest of North Loop Dr.

Applicant: Americas 375 LLC, PZRZ23-00035

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: January 30, 2024
PUBLIC HEARING DATE: February 27, 2024

CONTACT PERSON(S) NAME AND PHONE NUMBER: Philip F. Etiwe, (915) 212-1553
Andrew Salloum, (915) 212-1603

DISTRICT(S) AFFECTED: District 7

STRATEGIC GOAL: #3 Promote the Visual Image of El Paso

SUBGOAL: 3.2 Set one standard for infrastructure across the city

SUBJECT:

An ordinance changing the zoning of Tracts 10A, 10B, 10B2C, 10D, 11B, 12A, 12B, 15A, 15J, 15J1, and 15J1A, Block 2, Ysleta Grant, Americas Avenue and Southwest of North Loop Drive, City of El Paso, El Paso County, Texas from R-F (Ranch and Farm), C-3/sc (Commercial/special contract), and C-3/c (Commercial/conditions) to S-D (Special Development) 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: Americas Ave. and Southwest of North Loop Dr.
Applicant: Americas 375 LLC, PZRZ23-00035

BACKGROUND / DISCUSSION:

The applicant is requesting to rezone from R-F (Ranch and Farm) C-3/sc (Commercial/special contract) and C-3/c (Commercial/conditions) to S-D (Special Development) and Detailed Site Development Plan review and approval to allow for apartment complex. On November 30, 2023, City Plan Commission recommended 8-0 to approve with conditions of the proposed rezoning and detailed site development plan review and approval. As of January 11, 2024, the Planning Division has received one (1) phone call in opposition to the request that was previously obtained but it was rescinded as the result of the meeting between the applicant and neighborhood residents prior to the City Plan Commission hearing. No further input was received. See attached staff report for additional information.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? X YES ___ NO

PRIMARY DEPARTMENT: Planning & Inspections, Planning Division

SECONDARY DEPARTMENT: N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:

Philip Etiwe

ORDINANCE NO. _____

AN ORDINANCE CHANGING THE ZONING OF TRACTS 10A, 10B, 10B2C, 10D, 11B, 12A, 12B, 15A, 15J, 15J1, AND 15J1A, BLOCK 2, YSLETA GRANT, AMERICAS AVENUE AND SOUTHWEST OF NORTH LOOP DRIVE, CITY OF EL PASO, EL PASO COUNTY TEXAS, FROM R-F (RANCH AND FARM), C-3/SC (COMMERCIAL/SPECIAL CONTRACT), AND C-3/C (COMMERCIAL/CONDITIONS) TO S-D (SPECIAL DEVELOPMENT) AND IMPOSING CONDITIONS. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.

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

Pursuant to Section 20.04.360 of the El Paso City Code, that the zoning of **Tracts 10A, 10B, 10B2C, 10D, 11B, 12A, 12B, 15A, 15J, 15J1 and 15J1A, Block 2, Ysleta Grant**, located on Americas Avenue and Southwest of North Loop Drive, be changed from **R-F (Ranch and Farm), C-3/sc (Commercial/special contract), and C-3/c (Commercial/conditions)** to **S-D (Special Development)**, as defined in Section 20.06.020, and that the zoning map of the City of El Paso be revised accordingly.

Further, that the property described above be subject to the following condition which is necessitated by and attributable to the increased density generated by the change of zoning in order to protect the health, safety, and welfare of the adjacent property owners and the residents of this City:

1. That a ten-foot (10') landscaped buffer with high-profile native or naturalized trees of at least two-inch (2") caliper and ten feet (10') in height shall be placed at twenty feet (20') on center along the property line adjacent to residential zone districts or uses. The landscaped buffer shall be irrigated and maintained by the property owner at all times and shall be installed prior to the issuance of any certificates of occupancy or certificates of completion. No landscape buffer shall be required where adjacent to stormwater ponding or open space areas.
2. That ingress and egress at Joseph Street be limited to emergency vehicles through use of a gate.

The penalties for violating the standards imposed through this ordinance are found in Section 20.24 of the El Paso City Code.

ADOPTED this _____ day of _____, 2024.

(Signatures on next page)

ORDINANCE NO. _____

PZRZ23-00035

THE CITY OF EL PASO

Oscar Leaser
Mayor

ATTEST:

Laura D. Prine
City Clerk

APPROVED AS TO FORM:

Russell Abeln

Russell T. Abeln
Senior Assistant City Attorney

APPROVED AS TO CONTENT:

Philip Etiwe

Philip F. Etiwe, Director
Planning & Inspections Department

ORDINANCE NO. _____


PZRZ23-00035

AGREEMENT

By execution hereof, Americas 375 LLC ("Owner"), referred to in the above Ordinance, hereby agrees to develop the above-described property in accordance with the approved Detailed Site Development Plan attached to same Ordinance, and in accordance with the standards identified in the **S-D (Special Development)** District regulations, and subject to all other requirements set forth in this Ordinance.

EXECUTED this 9th day of January, 2024

OWNER: Americas 375 LLC

By: 
Hamilton Peck, Manager
(Print name & Title)

ACKNOWLEDGEMENT

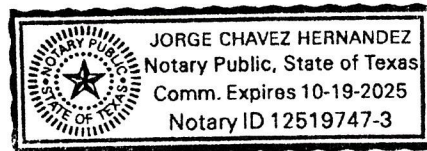
THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

This instrument is acknowledged before me on this 9th day of January, 2024, by Hamilton Peck, in his legal capacity on behalf of Americas 375 LLC.

My Commission Expires:

10/19/2025


Notary Public, State of Texas



ORDINANCE NO. _____

PZRZ23-00035

Americas and Southwest of North Loop

City Plan Commission — November 30, 2023 **(REVISED)**



CASE NUMBER: PZRZ23-00035
CASE MANAGER: Andrew Salloum, (915) 212-1603, SalloumAM@elpasotexas.gov
PROPERTY OWNER: Americas 375 LLC
APPLICANT: Hamilton Commercial LLC – Hamilton Peck and Jonathan Tooley
REPRESENTATIVE: Sergio Castillo
LOCATION: Americas Ave. and Southwest of North Loop Dr. (District 7)
PROPERTY AREA: 24.74 acres
REQUEST: Rezone from R-F (Ranch and Farm), C-3/sc (Commercial/special contract), and C-3/c (Commercial/conditions) to S-D (Special Development) and Detailed Site Development Plan review and approval
RELATED APPLICATIONS: PZCR23-00004 - Condition Release Application
PUBLIC INPUT: One (1) phone call in opposition initially received since rescinded.
No other correspondence as of November 29, 2023.

SUMMARY OF REQUEST: The applicant is requesting to rezone the subject property from R-F (Ranch and Farm) C-3/sc (Commercial/special contract) and C-3/c (Commercial/conditions) to S-D (Special Development) and Detailed Site Development Plan review and approval to allow for apartment complex.

SUMMARY OF STAFF'S RECOMMENDATION: Staff recommends **APPROVAL WITH CONDITIONS** of the request as the proposed development is in keeping with the policies of the G-3, Post-War and O-3, Agriculture future Land Use Designation of *Plan El Paso*, the City's adopted Comprehensive Plan. The following conditions are:

1. That a ten-foot (10') landscaped buffer with high-profile native or naturalized trees of at least two-inch (2") caliper and ten feet (10') in height shall be placed at twenty feet (20') on center along the property lines adjacent to residential zone districts or uses. The landscaped buffer shall be irrigated and maintained by the property owner at all times and shall be installed prior to the issuance of any certificates of occupancy or certificates of completion. No landscape buffer shall be required where adjacent to stormwater ponding, or drainage areas, or open space areas.
2. That ingress and egress at Joseph Street be limited to emergency vehicles.

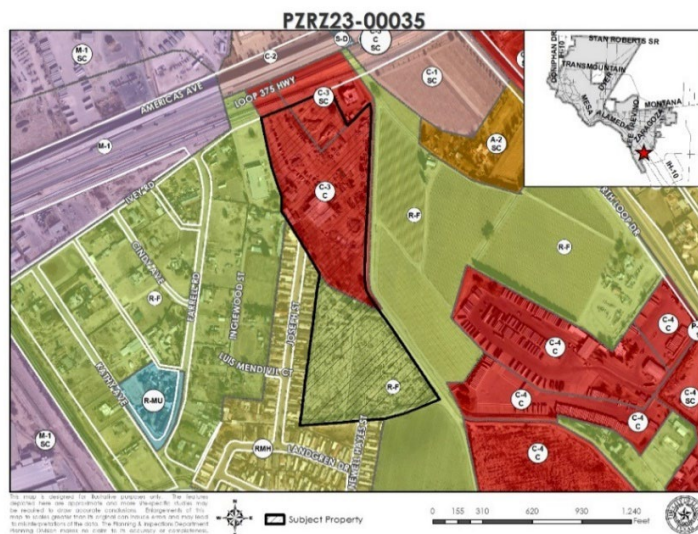


Figure A. Subject Property & Immediate Surroundings

DESCRIPTION OF REQUEST: The applicant is requesting to rezone from R-F (Ranch and Farm), C-3/sc (Commercial/special contract), and C-3/c (Commercial/conditions) to S-D (Special Development) to allow for a proposed apartment complex. Approval of a Detailed Site Development Plan is required as per proposed zoning district and proposed use. The size of the property is 24.74 acres. The detailed site development plan shows 490 apartment units consisting of 14 buildings. All buildings will have a combined square footage of approximately 197,219 square feet and a maximum building height of 38 feet 6 inches. Accessory uses include a 3,600 square foot administrative office, a 3,365 square foot clubhouse and fitness center building, and a 2,050 square foot maintenance building along with other amenities are proposed to be built on site. The apartment complex will have parking spaces for 841 vehicles including 18 accessible spaces and 50 bicycle spaces. Three main ponding areas and multiple landscape/pond will be located on-site. The proposed site plan complies with landscape, parking, and drainage requirements per City Code. Main access is from Americas Avenue and Newell Hayes Drive, with vehicular access recommended to be limited to emergency vehicles only along Joseph Street.

PREVIOUS CASE HISTORY: On November 28, 1978, City Council approved of the rezoning of the subject property from R-F (Ranch and Farm) to C-3 (Commercial) with the following conditions imposed by Ordinance No. 6396:

1. *No building permits shall be issued for construction on the property until complete and detailed architectural and site development plans of the proposed development have been submitted by First Parties and approved by the City Plan Commission of the City of El Paso. All construction and development on the property shall be done in accordance with the approved plans.*
2. *First Parties will, at no cost to the City, construct a ponding area to provide on-site drainage for the property. Such ponding area shall be constructed in accordance with plans and specifications to be approved by the City Engineer of the City of El Paso and must be inspected and approved by him before certificates of occupancy and compliance are issued for any buildings constructed on the property and before the property is used for any purposes requiring C-3 zoning.*

Note: Conditions requested to be released by application PZCR23-00004.

On July 10, 2018, City Council approved of the rezoning of the subject property from R-F (Ranch and Farm) to C-3 (Commercial) with the following conditions imposed by Ordinance No. 18811:

1. *That a ten-foot (10') landscaped buffer be established and maintained along any property line zoned residential or special purpose, to include the R-F (Ranch and Farm) and RMH (Residential Mobile Home) Districts.*
2. *That a 15' irrigated landscaped buffer will be established and maintained along the frontage of the property where it abuts Loop 375. High profile native evergreen trees of at least two-inch (2") caliper and ten feet (10') in height shall be placed every fifteen feet (15') on center. An additional seventy feet (70') of non-irrigated open space shall be maintained behind the landscaped buffer, followed by a second 15' landscaped buffer, for a total buffer depth of 100'. The second 15' landscaped portion of the 100' buffer shall also be irrigated and maintained with high profile native evergreen trees of at least two-inch (2") caliper and ten feet (10') in height placed every fifteen feet (15') on center.*
3. *That automobile (sales, service, storage, and rental) uses are prohibited on the subject property.*
4. *No outdoor storage of equipment, materials, and supplies shall be permitted within one-hundred feet (100') of Loop 375 or within twenty feet (20') of any property line that abuts residentially-zoned or special purpose zoned property, to include the R-F (Ranch and Farm) and RMH (Mobile Home Park) Districts.*

Note: Conditions requested to be released by application PZCR23-00004.

COMPATIBILITY WITH NEIGHBORHOOD CHARACTER: The proposed development is permitted by right with an approval of detailed site development plan in the S-D (Special Development) zoning district and will supplement the existing housing stock with multi-family housing. To the north is a bank and business office zoned C-2 (Commercial); to the south and west are a residential mobile home, zoned RMH (Residential Mobile Home) and residential uses and vacant lots zoned R-F (Ranch and Farm); to the east are vacant zoned R-F (Ranch and Farm). The closest school is Del Valle High School located 0.48 miles away and the closest park is Pavo Real Recreation Center located 1.31 miles away.

COMPLIANCE WITH <i>PLAN EL PASO</i>/REZONING POLICY – When evaluating whether a proposed rezoning is in accordance with <i>Plan El Paso</i>, consider the following factors:	
Criteria	Does the Request Comply?
<p>Future Land Use Map: Proposed zone change is compatible with the Future Land Use designation for the property:</p> <p>G-3, Post-War: This sector applies to transitional neighborhoods typically developed from the 1950s through the 1980s. Streets were laid out with curvilinear patterns without alleys and shopping centers are located at major intersections behind large parking lots. This sector is generally stable but would benefit from strategic suburban retrofits to supplement the limited housing stock and add missing civic and commercial uses.</p> <p>O-3, Agriculture: This open-space sector applies to active farmland in the Rio Grande Valley. Changes to City codes and policies may limit plat and utility approvals beyond the City limits in a coordinated effort to protect significant portions of farmland.</p>	<p>Yes. The subject property is proposed to be developed into apartment complex development, which is in character with the future land use designation of <i>Plan El Paso</i>.</p>
<p>Compatibility with Surroundings: The proposed zoning district is compatible with those surrounding the site:</p> <p>S-D (Special Development) District: The purpose of this district is to provide an opportunity for mixed-use projects, integrated in design, in certain older residential areas where there is a desire to permit a variety of nonresidential uses while maintaining the established residential appearance and landscaping of the area. The regulations of this district are designed to ensure compatibility with existing uses in the district; to permit the production, exhibit or sale of goods and the providing of services to the public in such older residential areas; to protect the traffic capacity of streets serving such older residential areas; to encourage flexibility by prescribing general performance standards for such older residential areas; and to protect the environment of adjacent areas. For the purpose of this district, older areas of the city shall be deemed those areas where development has existed for at least twenty-five years.</p>	<p>Yes. The proposed S-D (Special Development) zone district will provide for the integration of apartment complex development with adjacent R-F (Ranch and Farm), RMH (Residential Mobile Home), and C-3 (Commercial) zoning districts in an older area.</p>
<p>Preferred Development Locations: Located along an arterial (or greater street classification) or the intersection of two collectors (or greater street classification). The site for proposed rezoning is not located mid-block, resulting in it being the only property on the block with an alternative zoning district, density, use and/or land use.</p>	<p>Yes. Proposed development will have access to the subject property is provided from Americas Avenue and Newell Hayes Drive which are classified as freeway and local street, respectively, under the City's Major Thoroughfare Plan (MTP). The classification of this road is appropriate for the proposed development.</p>

COMPLIANCE WITH PLAN EL PASO/REZONING POLICY – When evaluating whether a proposed rezoning is in accordance with <i>Plan El Paso</i>, consider the following factors:	
THE PROPOSED ZONING DISTRICT'S EFFECT ON THE PROPERTY AND SURROUNDING PROPERTY, AFTER EVALUATING THE FOLLOWING FACTORS:	
Historic District or Special Designations & Study Area Plans: Any historic district or other special designations that may be applicable. Any adopted small areas plans, including land-use maps in those plans.	The subject property does not lie within an historic district, study area plan, or overlay district.
Potential Adverse Effects: Potential adverse effects that might be caused by approval or denial of the requested rezoning.	There are no anticipated adverse impacts.
Natural Environment: Anticipated effects on the natural environment.	The subject property does not involve green field or environmentally sensitive land or arroyo disturbance.
Stability: Whether the area is stable or in transition.	The area is in transition within the last 10 years in the surrounding area. The property located at 9522 North Loop Drive to the northeast was rezoned from R-F (Ranch and Farm) to S-D (Special Development) in 2015. Additionally, the property located at 551 Inglewood Drive to the southeast was rezoned from R-F (Ranch and Farm) to C-4 (Commercial) in 2021.
Socioeconomic & Physical Conditions: Any changed social, economic, or physical conditions that make the existing zoning no longer suitable for the property.	The proposed development is in transition from inactive agricultural uses for the property. The established neighborhood is comprised of a residential and commercial development. The north portion of this property was rezoned from R-F (Ranch and Farm) to C-3 (Commercial) in 2018. The R-F (Ranch and Farm) zoning designation is no longer suitable for the property.

ADEQUACY OF PUBLIC FACILITIES, SERVICES AND INFRASTRUCTURE: The proposed development will have access to Americas Avenue and Newell Hayes Drive which are designated as a freeway and local street, respectively, in the City's Major Thoroughfare Plan. The subject property will need to provide adequate infrastructure at the time of development. Although pursuant to requirements for this rezoning request, a Traffic Impact Analysis deferral letter has been submitted and is under review by the City of El Paso's Streets and Maintenance Department as well as by the Texas Department of Transportation at the time of the subdivision platting stage. Prior to development, the subject property will need to be formally subdivided. All necessary infrastructure will be addressed at that time. The nearest bus stop is located 0.71 miles from the subject property on Alameda Avenue.

SUMMARY OF DEPARTMENTAL REVIEW COMMENTS: No adverse comments were received from reviewing departments.

PUBLIC COMMENT: The subject property is located within the boundaries of Mission Valley Civic Association and Corridor 20 Civic Association, which were notified of the rezoning and condition release request by the applicant. Property owners within 300 feet of subject property were notified of the rezone request on November 2, 2023. As of November 29, 2023, the Planning Division has received one (1) phone call in opposition to the request that was previously obtained but it was rescinded as the result of the meeting between the applicant and neighborhood residents (see attachment 8). No further input was received. Additionally, the applicant met with a several members of the neighborhood to discuss the proposal at a meeting held on July 19, 2023.

RELATED APPLICATIONS: There is a condition release application (PZCR23-00004) running concurrently with the current rezoning application to release conditions.

CITY PLAN COMMISSION OPTIONS:

The purpose of the Zoning Ordinance is to promote the health, safety, morals and general welfare of the City. The City Plan Commission (CPC) has the authority to advise City Council on Zoning matters. In evaluating the request, the CPC may take any of the following actions:

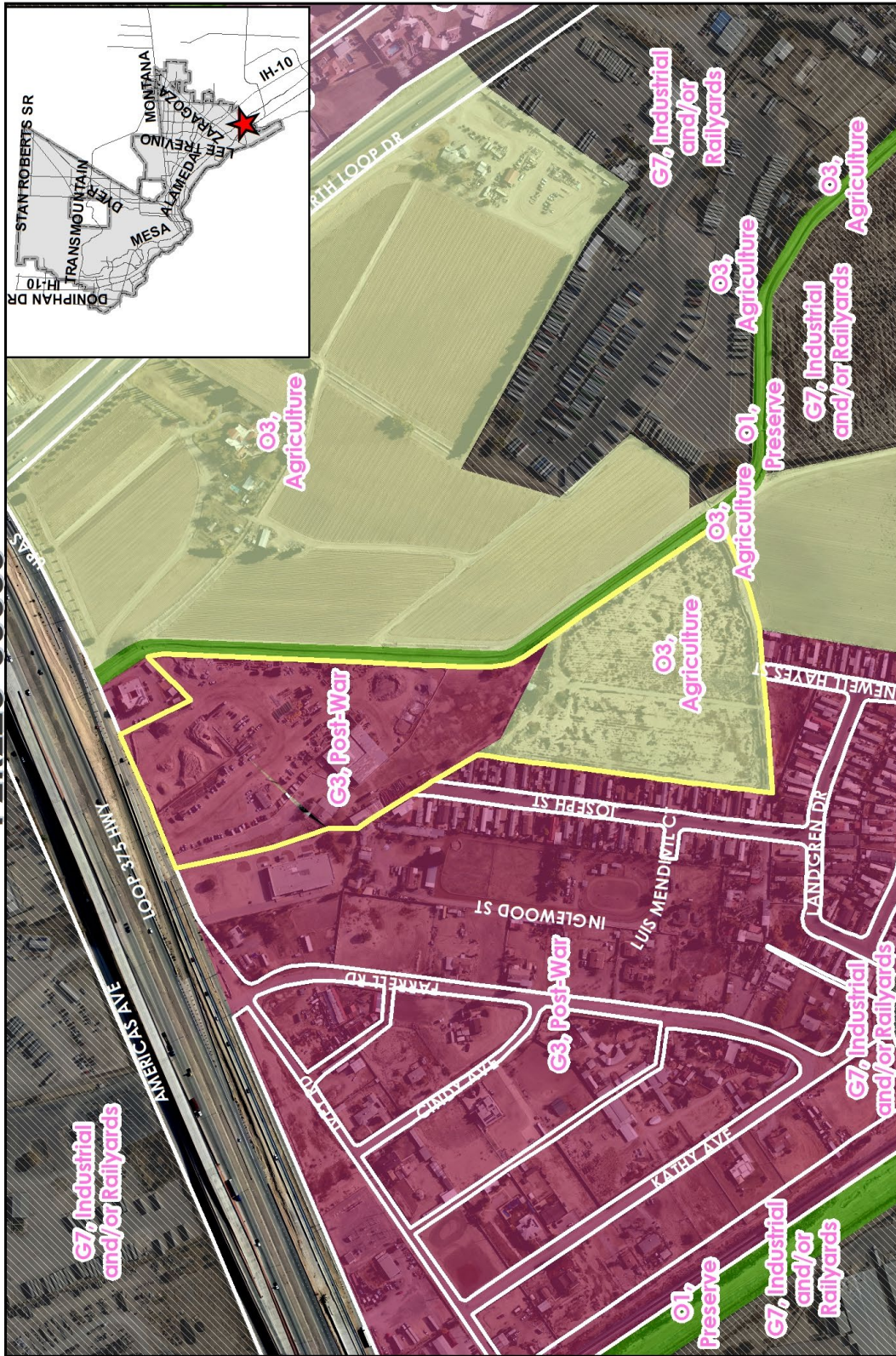
1. **Recommend Approval** of the rezoning request, finding that the request is in conformance with the review criteria of *Plan El Paso* as reflected in the Staff Report, or that the request is in conformance with other criteria that the CPC identifies from the Comprehensive Plan.
2. **Recommend Approval of the rezoning request With Modifications** to bring the request into conformance with the review criteria of *Plan El Paso* as reflected in the Staff Report, or other criteria that the CPC identifies from the Comprehensive Plan. **(Staff Recommendation)**
3. **Recommend Denial** of the rezoning request, finding that the request does not conform to the review criteria of *Plan El Paso* as reflected in the Staff Report, or other criteria that the CPC identifies from the Comprehensive Plan.

ATTACHMENTS:

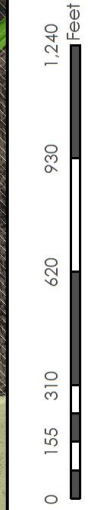
1. Future Land Use Map
2. Detailed Site Development Plan
3. Elevations
4. Ordinance No. 6396, dated November 28, 1978
5. Ordinance No. 18811, dated July 10, 2018
6. Department Comments
7. Neighborhood Notification Boundary Map
8. Public input via an email

ATTACHMENT 1

PZR23-00035

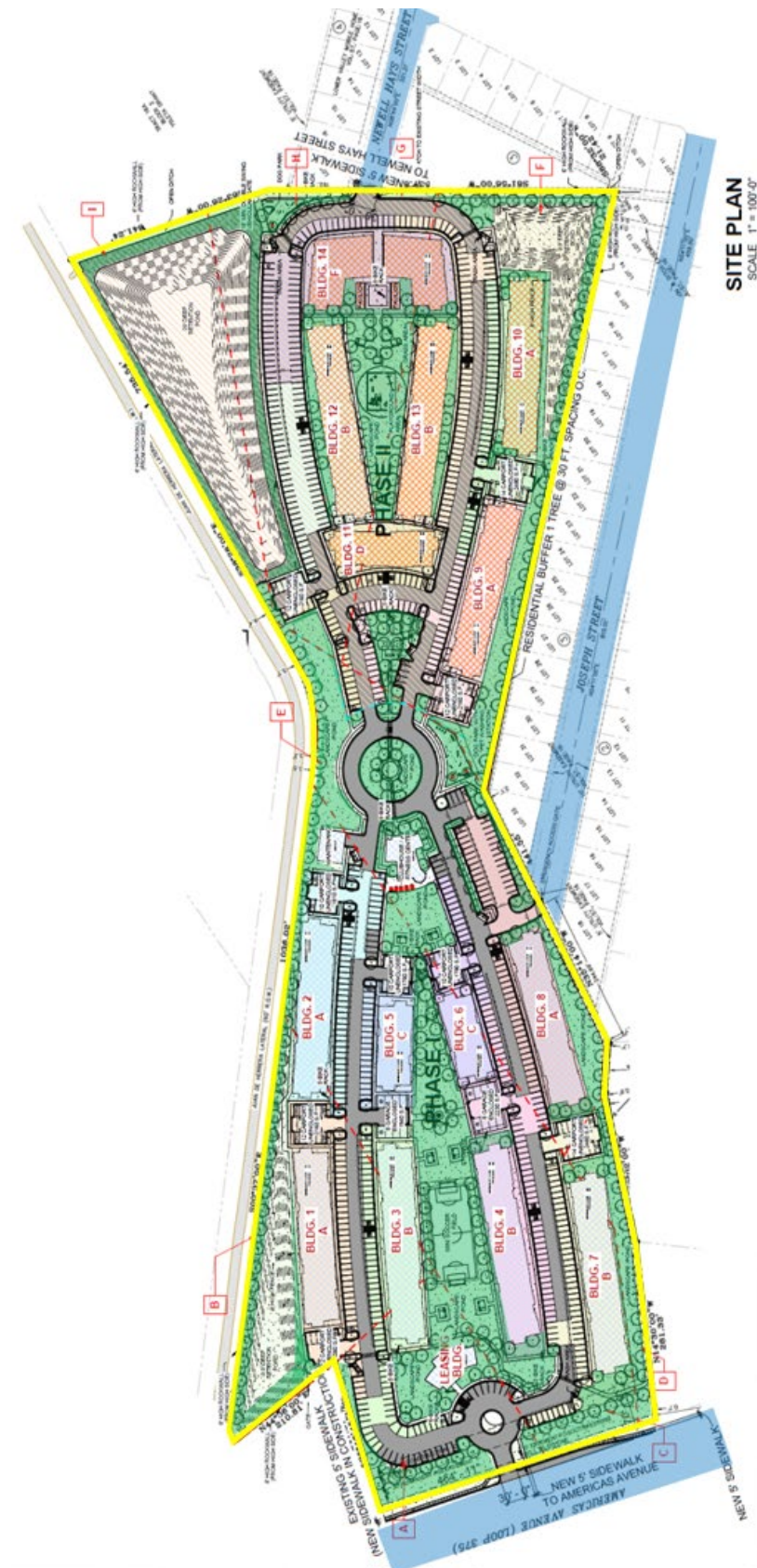


This map is designed for illustrative purposes only. The features depicted here are approximate and more site-specific studies may be required to draw accurate conclusions. Enlargements of this map to scales greater than its original can induce errors and may lead to misinterpretations of the data. The Planning & Inspections Department Planning Division makes no claim to its accuracy or completeness.



Subject Property

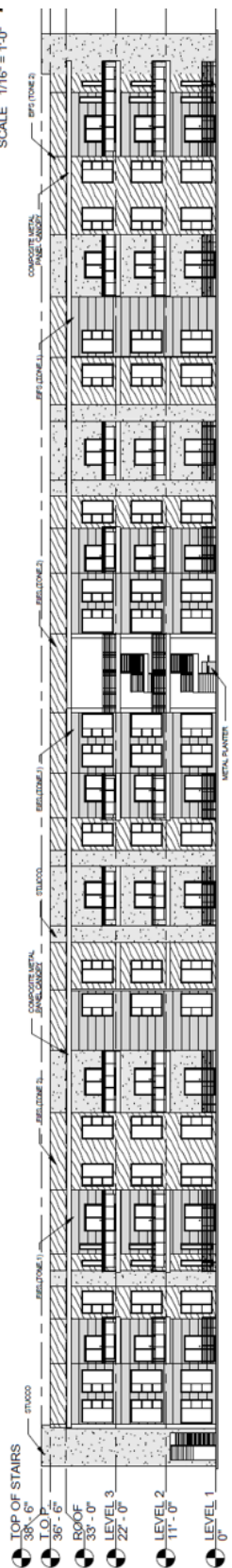
ATTACHMENT 2



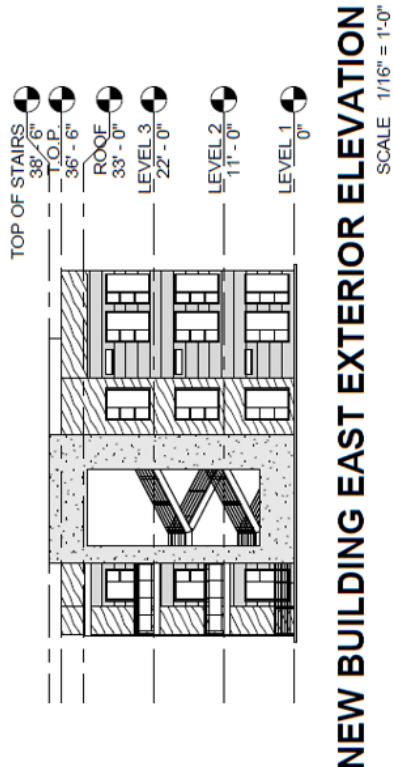
ATTACHMENT 3



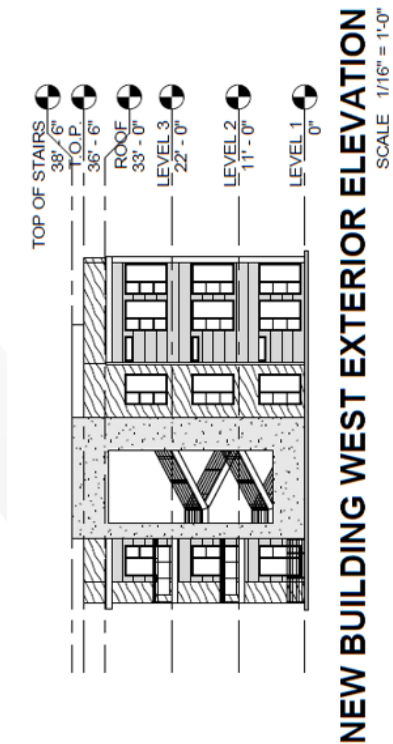
NEW BUILDING SOUTH EXTERIOR ELEVATION
SCALE 1/16" = 1'-0"



NEW BUILDING NORTH EXTERIOR ELEVATION
SCALE 1/16" = 1'-0"



NEW BUILDING EAST EXTERIOR ELEVATION
SCALE 1/16" = 1'-0"



NEW BUILDING WEST EXTERIOR ELEVATION
SCALE 1/16" = 1'-0"

ATTACHMENT 4

6396

AN ORDINANCE CHANGING THE ZONING OF
BLOCK 2, TRACT 10-B, YSLETA GRANT,
THE PENALTY BEING AS PROVIDED IN
SECTION 25-10 OF THE EL PASO CITY
CODE

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

That the zoning of Block 2, Tract 10-B, Ysleta Grant, as
more particularly described below, be changed to C-3 (Commercial)
within the meaning of the Zoning Ordinance, and the zoning map
of the City be revised accordingly:

Beginning at the northwesterly common corner of
Tracts 10B and 10D of said Block 2;

Thence North 63°08'00" East a distance of 448.80
feet along the boundary line between Tracts 10B and
10B1 of said Block 2 to a point on the westerly
line of the Juan de Herrera Main Lateral;

Thence South 36°02'00" East a distance of 249.60 feet
along the westerly line of the Juan de Herrera Main
Lateral to a point;

Thence South 44°06'00" West a distance of 426.70 feet
along the boundary line between Tracts 10B and 11B of
said Block 2 to a point;

Thence North 39°24'00" West a distance of 395.30 feet
along the boundary line between said Tracts 10B and 10D
to the point of beginning.

PASSED AND APPROVED this 28th day of November 1978.

ATTEST:

W. R. Rogers
City Clerk

City Clerk

Mayor

Rio-Ten

APPROVED AS TO FORM:

Shane R. Rios
City Attorney

I CERTIFY THAT THE FOLLOWING ZONING MAPS
HAVE BEEN REVISED: 2.D
1-29-79 COUNTER
1-26-79 ORIGINAL
1-26-79 Blky. Inspection
1-29-79 CONTROL f. Brungler

I certify that the zoning map has been revised to
reflect the amendment of ordinance #6396
By R. Brungler Date 1-29-79

6396

78-1240

CONTRACT

This contract, made this 29th day of Nov, 1978,
by and between FRANK CANDELARIA and wife, ELISA A. CANDELARIA,
First Parties, and the CITY OF EL PASO, Second Party, witnesseth:

Application has been made to the City of El Paso for rezoning
of Block 2, Tract 10-B, Ysleta Grant in the City of El Paso, El Paso
County, Texas, such property being more particularly described in
Ordinance No. 6396 now pending before the City Council of the
City of El Paso, a copy of which ordinance is attached hereto,
marked Exhibit "A" and made a part hereof by reference. To remove
certain objections to such rezoning, First Parties covenant that
if the property is rezoned to C-3 (Commercial) within the meaning
of the zoning ordinance of the City of El Paso, it shall be subject
to the following restrictions, conditions and covenants:

1. No building permits shall be issued for construction
on the property until complete and detailed architectural and site
development plans of the proposed development have been submitted
by First Parties and approved by the City Plan Commission of the
City of El Paso. All construction and development on the property
shall be done in accordance with the approved plans.

2. First Parties will, at no cost to the City, construct
a ponding area to provide on-site drainage for the property. Such
ponding area shall be constructed in accordance with plans and
specifications to be approved by the City Engineer of the City of
El Paso and must be inspected and approved by him before certificates
of occupancy and compliance are issued for any buildings constructed
on the property and before the property is used for any purpose
requiring C-3 zoning.

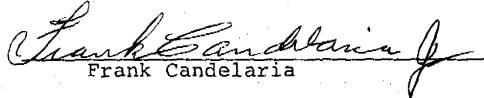
This agreement is a restriction, condition and covenant running
with the land and a charge and servitude thereon, and shall bind
First Parties and their successors in title. Any future conveyance
of the land shall contain this restriction, condition and covenant
and shall embody this agreement by express reference.

-1-

78-1240

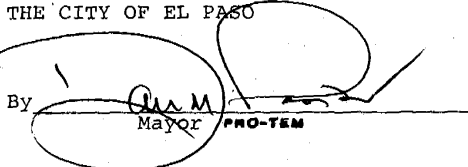
The City may enforce this agreement by injunction or any other legal or equitable remedy. The City Council of the City of El Paso may release the above restrictions, conditions and covenants in its discretion without the consent of any third person who may be benefited thereby.

WITNESS THE FOLLOWING SIGNATURES AND SEAL:

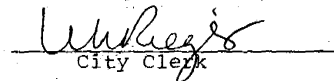

Frank Candelaria

x 
Elisa A. Candelaria

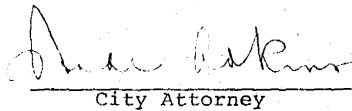
THE CITY OF EL PASO

By 
Mayor PRO-TEM

ATTEST:


City Clerk

APPROVED AS TO FORM:


City Attorney

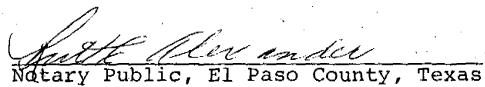
THE STATE OF TEXAS)
COUNTY OF EL PASO)

BEFORE ME, the undersigned authority, on this day personally appeared FRANK CANDELARIA and his wife, ELISA A. CANDELARIA, both known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 29th day of Nov, 1978.

My Commission Expires:

Aug. 7 - 1980


Notary Public, El Paso County, Texas

78-4240

-2-

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

BEFORE ME, the undersigned authority, on this day personally appeared DAN M. Ponder, Mayor PRO-TEM of the City of El Paso, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged before me in my county aforesaid that he had executed the same for the purposes and consideration and in the capacity therein expressed, and as the act and deed of the City of El Paso.

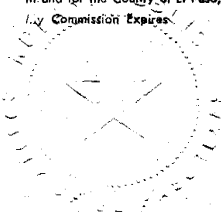
GIVEN UNDER MY HAND AND SEAL OF OFFICE this 30th day of NOVEMBER, 1978.

Billie Jean Branham
Notary Public, El Paso County, Texas

My Commission Expires:

6-30-80

BILLIE JEAN BRANHAM, Notary Public
In and for the County of El Paso, Texas
Commission Expires



70-4240

-3-

RESOLUTION

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

That the Mayor be authorized to sign a contract with Frank Candelaria and wife, Elisa A. Candelaria, placing certain restrictions, conditions and covenants on the property being rezoned by Ordinance No. 6396.

ADOPTED this 28th day of November, 1978.

ATTEST:

Mayor

City Clerk

City Clerk

78-1240

ATTACHMENT 5

CITY CLERK DEPT.
2018 JUL 5 PM 12:28

ORDINANCE NO. **018811**

AN ORDINANCE CHANGING THE ZONING OF THE FOLLOWING REAL PROPERTY KNOWN AS:

PARCEL 1: TRACT 11B (2.389 AC), BLOCK 2, YSLETA GRANT (538 IVEY), CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-F (RANCH AND FARM) TO C-3 (COMMERCIAL); AND,

PARCEL 2: TRACT 10D (2.0785 AC) AND TRACT 12B (3.935 AC) (6.0315 AC), BLOCK 2, YSLETA GRANT, 538 IVEY, CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-F (RANCH AND FARM) TO C-3 (COMMERCIAL); AND,

PARCEL 3: TRACT 10A (0.3981 AC), BLOCK 2, YSLETA GRANT, 538 IVEY, CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-F (RANCH AND FARM) TO C-3 (COMMERCIAL); AND,

PARCEL 4: TRACT 12A (3.292 AC), BLOCK 2, YSLETA GRANT, 538 IVEY CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-F (RANCH AND FARM) TO C-3 (COMMERCIAL), AND IMPOSING A CONDITIONS.

THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.

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

Pursuant to Section 20.04.360 of the El Paso City Code, that the zoning of

Parcel 1: Tract 11B (2.389 ac), Block 2, Ysleta Grant, 538 Ivey, located in the City of El Paso, El Paso County, Texas, and as more particularly described by metes and bounds on the attached Exhibit "A", incorporated by reference; and,

Parcel 2: Tract 10D (2.0785 ac) and Tract 12B (3.935 ac) (6.0315 ac), Block 2, Ysleta Grant, 538 Ivey, located in the City of El Paso, El Paso County, Texas, and as more particularly described by metes and bounds on the attached Exhibit "A", incorporated by reference; and,

Parcel 3: Tract 10A (0.3981 ac), Block 2, Ysleta Grant, 538 Ivey, City of El Paso, El Paso County, and as more particularly described by metes and bounds on the attached Exhibit "A", incorporated by reference; and,

Parcel 4: Tract 12A (3.292 ac), Block 2, Ysleta Grant, located in the City of El Paso, El Paso County, Texas, and as more particularly described by metes and bounds on the attached Exhibit "A", incorporated by reference; be changed as listed for:

PARCEL 1: FROM R-F (RANCH AND FARM) TO C-3 (COMMERCIAL);

ORDINANCE NO. **018811**
18-1007-2134 | 762112_2
538 Ivey Road.
KMN

PZRZ16-00035

Page 1 of 6

PARCEL 2: FROM R-F (RANCH AND FARM) TO C-3 (COMMERCIAL); and

PARCEL 3: R-F (RANCH AND FARM) TO C-3 (COMMERCIAL), and

PARCEL 4: R-F (RANCH AND FARM) TO C-3 (COMMERCIAL) as defined in Section 20.06.020, and that the zoning map of the City of El Paso be revised accordingly.

Further, that the property described above be subject to the following condition which is necessitated by and attributable to the proximity of the proposed commercial equipment repair facility to adjacent residential and agricultural land uses generated by the change of zoning in order to protect the health, safety and welfare of the residents of the City:

1. *That a ten foot (10') landscaped buffer be established and maintained along any property line zoned residential or special purpose, to include the R-F (Ranch and Farm) and RMH (Residential Mobile Home) Districts.*
2. *That a 15' irrigated landscaped buffer will be established and maintained along the frontage of the property where it abuts Loop 375. High profile native evergreen trees of at least two inch (2") caliper and ten feet (10') in height shall be placed every fifteen feet (15') on center. An additional seventy feet (70') of non-irrigated open space shall be maintained behind the landscaped buffer, followed by a second 15' landscaped buffer, for a total buffer depth of 100'. The second 15' landscaped portion of the 100' buffer shall also be irrigated and maintained with high profile native evergreen trees of at least two inch (2") caliper and ten feet (10') in height placed every fifteen feet (15') on center.*
3. *That automobile (sales, service, storage, and rental) uses are prohibited on the subject property.*
4. *No outdoor storage of equipment, materials, and supplies shall be permitted within one-hundred feet (100') of Loop 375 or within twenty feet (20') of any property line that abuts residentially-zoned or special purpose zoned property, to include the R-F (Ranch and Farm) and RMH (Mobile Home Park) Districts.*

The penalties for violating the standards imposed through this rezoning ordinance are found in Section 20.24 of the El Paso City Code.

ADOPTED this 10th day of July, 2018.

(SIGNATURES ON THE FOLLOWING PAGE)

018811

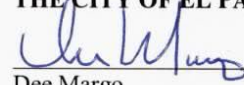
ORDINANCE NO. _____
18-1007-2134 | 762112_2
538 Ivey Road.
KMN

PZRZ16-00035

Page 2 of 6


CITY CLERK DEPT.
2018 JUL 5 PM 12:28

THE CITY OF EL PASO



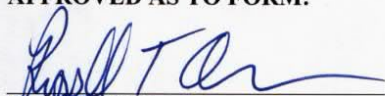
Dee Margo
Mayor

ATTEST:



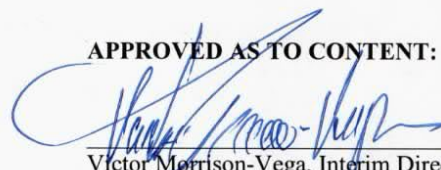
Laura D. Prine, City Clerk

APPROVED AS TO FORM:



Russel T. Abeln
Assistant City Attorney

APPROVED AS TO CONTENT:



Victor Morrison-Vega, Interim Director
Planning & Inspections Department

(Development Agreement on the following page)

ORDINANCE NO.
18-1007-2134 | 762112_2
538 Ivey Road.
KMN

018811

PZRZ16-00035

Page 3 of 6

DEVELOPMENT AGREEMENT

By execution hereof, **Pierre Hernandez and Norma Hernandez** ("Owner"), identified in the Ordinance to which this Development Agreement is attached and more particularly describe as Exhibit "B", and hereby covenant and agree, to develop the above described property in accordance with the approved Detailed Site Development Plan, and in accordance with the standards applicable to the **C-3 (Commercial)** District located within the City of El Paso.

EXECUTED this _____ day of _____, 2018.

Owner's Name(s)

By: _____
Pierre Hernandez

Norma Hernandez

ACKNOWLEDGEMENT

THE STATE OF TEXAS)

)

COUNTY OF EL PASO)

This instrument is acknowledged before me on this _____ day of _____, 2018,
by _____, in his legal capacity on behalf of
_____.



Notary Public, State of Texas

My Commission Expires:

018811

ORDINANCE NO. _____
18-1007-2134 | 762112_2
538 Ivey Road.
KMN

PZRZ16-00035

Page 4 of 6

EXHIBIT "A"

Being all of Tracts 10A, 10D,
11B, 12A, and 12B, Block 2,
Ysleta Grant,
City of El Paso, El Paso County, Texas
December 26, 2016

METES AND BOUNDS DESCRIPTION 538 Ivey Road Exhibit "A"

FIELD NOTE DESCRIPTION of Tracts 10A, 10D, 11B, 12A, and 12B, Block 2, Ysleta Grant, City of El Paso, El Paso County, Texas and being more particularly described by metes and bounds as follows:

COMMENCING FOR REFERENCE at a found iron rod located at the common boundary line of Tracts 10A and 13A, same being the southerly right-of-way line of Americas Avenue (370' R.O.W.) and being the **POINT OF BEGINNING** of the herein described parcel;

THENCE, leaving said common boundary line and along said southerly right-of-way line of Americas Avenue, North 63°51'00" East, a distance of 182.80 feet to a found iron rod lying at the common boundary corner of Tracts 10B and 10D;

THENCE, leaving said southerly right-of-way line and along the common boundary line of Tracts 10B and 10D, South 39°24'00" East, a distance of 329.61 feet to a point;

THENCE, leaving said common boundary line of Tracts 10B and 10D, North 44°06'00" East, a distance of 431.33 feet to a found iron rod for corner at the common boundary line of Tracts 10B2A and 11B, same being the westerly right-of-way line of Juan De Herrera Lateral;

THENCE, leaving said common boundary corner and along said westerly right-of-way line of Juan De Herrera Lateral the following four courses:

- 1.) 63.26 feet along the arc of a curve to the right whose radius is 163.20 feet, whose interior angle is 22°12'34", whose chord bears South 11°43'05" East, a distance of 62.87 feet to a point;
- 2.) South 00°36'59" East, a distance of 1038.61 feet to a point;
- 3.) 146.19 feet along the arc of a curve to the left whose radius is 221.30 feet, whose interior angle is 37°51'01", whose chord bears South 19°32'29" East, a distance of 143.55 feet to a point;
- 4.) South 38°28'00" East, a distance of 76.19 feet to a point;

THENCE, leaving said westerly right-of-way line of Juan De Herrera Lateral, North 65°48'00" West, a distance of 355.23 feet to a point;

THENCE, North 35°14'00" West, a distance of 537.30 feet to a point;

THENCE, North 04°27'17" West, a distance of 76.75 feet to a point;

THENCE, North 20°02'00" West, a distance of 240.70 feet to a point;

THENCE, North 14°30'00" West, a distance of 281.25 feet to the **POINT OF BEGINNING** of the herein described parcel and containing 526,162.96 square feet or 12.0790 acres of land more or less.

CAD Consulting Co.
1790 Lee Trevino Drive, Suite 503
El Paso, Texas 79936
(915) 633-6422
L:\M&B\2016\538 Ivey-Final.wpd



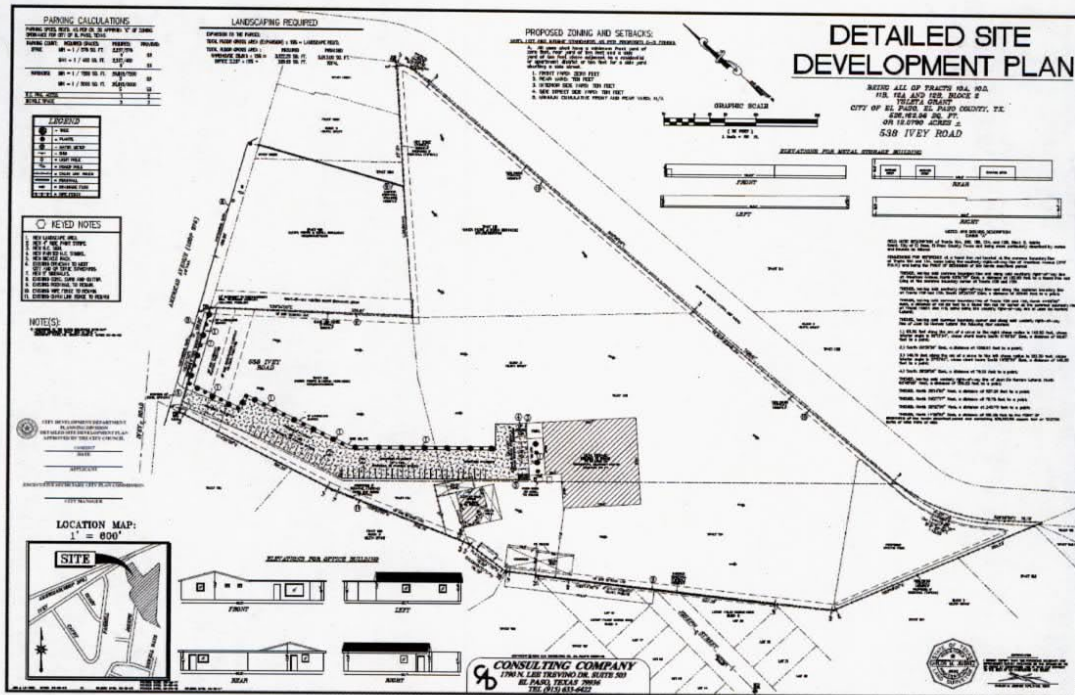
018811

ORDINANCE NO. _____
18-1007-2134 | 762112_2
538 Ivey Road.
KMN

PZRZ16-00035

Page 5 of 6

EXHIBIT "B"



018811

ORDINANCE NO. _____
 18-1007-2134 | 762112_2
 538 Ivey Road.
 KMN

PZRZ16-00035

Page 6 of 6

ATTACHMENT 6

Planning and Inspections Department - Planning Division

Staff recommends **APPROVAL WITH CONDITIONS** of the request as the proposed development is in keeping with the policies of the G-3, Post-War and O-1, Preserve future Land Use Designation of *Plan El Paso*, the City's adopted Comprehensive Plan. The following conditions are:

1. *That a ten-foot (10') landscaped buffer with high-profile native or naturalized trees of at least two-inch (2") caliper and ten feet (10') in height shall be placed at twenty feet (20') on center along the property lines adjacent to residential zone districts or uses. The landscaped buffer shall be irrigated and maintained by the property owner at all times and shall be installed prior to the issuance of any certificates of occupancy or certificates of completion. No landscape buffer shall be required where adjacent to stormwater ponding or open space areas.*
2. *That ingress and egress at Joseph Street be limited to emergency vehicles.*

Planning and Inspections Department – Plan Review & Landscaping Division

Recommend approval with conditions:

- 1) Remove "Landscape Legend" and plant quantities from plans
- 2) Occupancy use shall be R-2, not B

Note: the comments will be addressed at the time of permitting stage.

Planning and Inspections Department – Land Development

Recommend approval with conditions

1. The property is in the flood zone "AH", a preliminary and final elevation certificate will be required at the time of grading permit and complies with all FEMA requirements.
2. All storm-water runoff discharge volumes including fill/water displacement shall be retained within this subdivision's limits in compliance with the provision of (DSC PANEL 1-4C-J, 19.19.010A and DDM 11.1).
3. TXDOT review and approval are required of the proposed subdivision for drainage and access requirements. No storm water is allowed into TxDOT R.O.W.
4. Verify the existing driveway on Americas (Loop 375), if not used, it will require closing.

Note: the comments will be addressed at the time of permitting stage.

Fire Department

Recommend approval with conditions.

Turning radius for emergency vehicles, aerial access requirements and address fire related issues. Check for TXDOT requirements on Loop 375 due to emergency vehicles turning radius requirements.

Note: the comments will be addressed at the time of permitting stage.

Police Department

No comments received.

Environment Services

No comments received.

Streets and Maintenance Department

- No objections to Traffic Impact Analysis (TIA) report.
- No objections to site plan.

Sun Metro

No comments received.

El Paso Water

EPWater-PSB does not object to this request.

Water:

There is an existing 8-inch diameter water main that extends along Americas Ave., located approximately 7-feet north of the south right-of-way line. This main is available for service and main extension.

There is an existing 48-inch diameter water transmission main that extends within a 30-foot PSB easement parallel to Americas Ave and along the northern property line. No direct service connections are allowed to this main as per the El Paso Water - Public Service Board (EPWater-PSB) Rules and Regulations.

There is an existing 8-inch diameter water main that extends along Joseph St., located approximately 15-feet west of the east right-of-way line. This main is available for service and main extension.

There is an existing 8-inch diameter water main that extends along Newell Hays St., located approximately 15-feet west of the east right-of-way line. This main is available for service and main extension.

EPWater records indicate an active ¾-inch domestic water meter serving the subject property. The service address for this meter is 538 Ivey Rd.

Previous water pressure from fire hydrant #5606, located at 444 Joseph St., has yielded a static pressure of 102 (psi), a residual pressure of 88 (psi), and a discharge of 750 (gpm). The owner should, for his own protection and at his own expense, install at the discharge side of each water meter a pressure regulator, strainer, and relief valve, to be set for pressure as desired by the customer. The Lot owner shall be responsible for the operation and maintenance of the above-described water pressure regulating device.

Sewer:

There is an existing 8-inch diameter sanitary sewer main that extends along Joseph St., located approximately 20-feet east of the west right-of-way line. This main is available for service and main extension.

There is an existing 8-inch diameter sanitary sewer main that extends along Newell Hays St., located approximately 20-feet east of the west right-of-way line. This main is available for service and main extension.

General:

Americas Ave. is a Texas Department of Transportation (TxDOT) right-of-way. All proposed water and sanitary sewer work to be performed within Americas Ave. right-of-way requires written permission from TxDOT.

EPWater-PSB requests that the site be graded so that sanitary sewer service may be provided by gravity.

No building, reservoir, structure, parking stalls, or other improvement, other than asphaltic paving (HMAC), shall be constructed or maintained on the above referenced EPWater-PSB easement without the written consent of EPWater-PSB. The Developer shall refrain from constructing rock walls, signs, trees, buildings, curbs, or any structure that will interfere with the access to the PSB easement(s). There shall be at least a 5-foot setback from the easement line to any building, sign, or structure. All easements dedicated to public water and/or sanitary sewer facilities shall comply with EPWater-PSB Easement Policy. The PSB easement(s) shall be improved to allow the operation of EPWater-PSB maintenance vehicles. EPWater-PSB requires access to the proposed water facilities, sanitary sewer facilities, appurtenances, and meters within the easement 24 hours a day, seven (7) days a week.

EPWater-PSB requires a new service application to provide additional service to the property. New service applications are available at 1154 Hawkins, 3rd floor and should be made 6 to 8 weeks in advance of construction to ensure water for construction work. A site plan, utility plan, grading and drainage plans, landscaping plan, the legal description of the property and a certificate-of-compliance are required at the time of application. Service will be provided in accordance with the current EPWater-PSB Rules and Regulations. The applicant is responsible for the costs of any necessary on-site and off-site extensions, relocations or adjustments of water and sanitary sewer lines and appurtenances.

El Paso County 911 District

No comments received.

Texas Department of Transportation

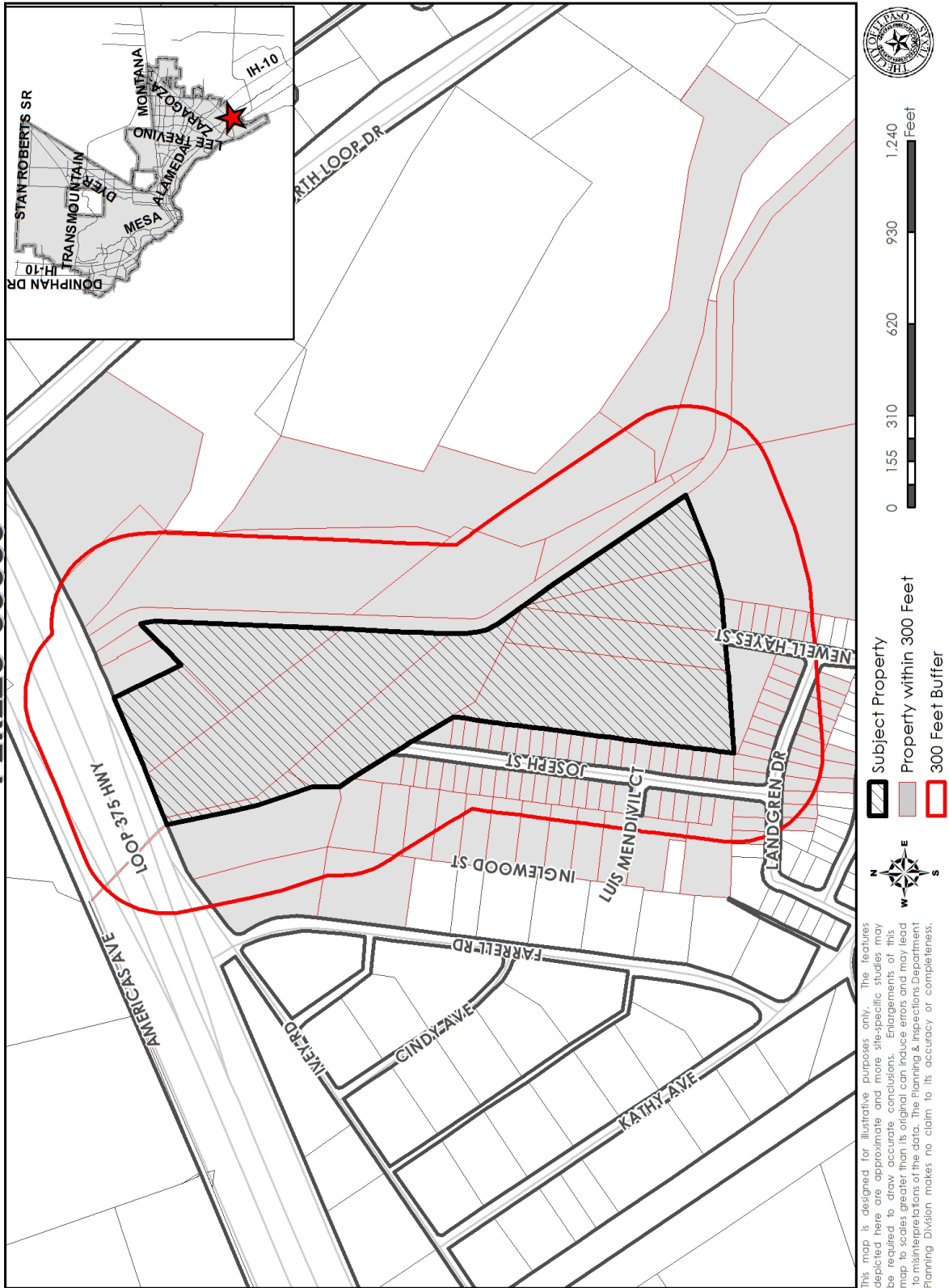
- Please add a deceleration lane
- Move proposed driveway further south to allow use of the deceleration lane.

El Paso County Water Improvement District #1

No comments received.

ATTACHMENT 7

PZR23-00035



ATTACHMENT 8

Salloum, Andrew M.

From: Salloum, Andrew M.
Sent: Wednesday, November 29, 2023 10:56 AM
To: Ben Ivey
Cc: Adrienne Ivey Schultz; David Escobar; Hamilton Peck; Jonathan Tooley; Smith, Kevin W.; Garcia, Raul; Zamora, Luis F.
Subject: RE: Hamilton Group Zoning Request

Good morning Mr. Ivey,

Thank you for your email. It will be added to the backup that will be presented to the City Plan Commission.

Cordially,
Andrew Salloum | Senior Planner
P: 915.212.1603
A: 801 Texas Ave. El Paso, TX 79901
E: SalloumAM@elpasotexas.gov
ElPasoTexas.gov | Take Our Survey

Planning & Inspections Department
City of El Paso

-----Original Message-----

From: Ben Ivey <ben@iveyoffice.com>
Sent: Wednesday, November 29, 2023 10:13 AM
To: Salloum, Andrew M. <SalloumAM@elpasotexas.gov>
Cc: Adrienne Ivey Schultz <ais419@sbcglobal.net>; David Escobar <tocmodar@gmail.com>; Hamilton Peck <hamilton@hamiltoncommercialtx.com>; Jonathan Tooley <jonathan@hamiltoncommercialtx.com>
Subject: Hamilton Group Zoning Request

[You don't often get email from ben@iveyoffice.com. Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification>]

CAUTION: This email originated from outside of the City of El Paso. Do not click links or open attachments unless you recognize the sender and know the content is safe. If suspicious, use Phish Alert or forward to SpamReport@elpasotexas.gov.

Mr. Salloum,

This is Ben Ivey and I am letting you know that our family is not going to oppose anything on the Hamilton Group zoning request coming up before the planning commission this Thursday. We hope that every consideration will be given to help the traffic problem that this apartment project will add to the existing problem we already have with the intersection of North Loop and Americas Ave. Also the traffic that will be impacted to Inglewood Rd.

1

I've tried for years to get TXDOT to put in a braided interchange just north of North Loop from Americas to the access road so that truck traffic from Mexico wouldn't necessarily go through the North Loop and Americas intersection. They could cross over North Loop and have an exit just after North Loop Road for that traffic that wants to go north to the industrial parks that are north of the interstate. If that could ever be accomplished it help the North Loop Intersection tremendously and be good even for the apartment project.

If there is anything else that you may need from me, just let me know.

God Bless

Ben Ivey



Legislation Text

File #: 24-150, Version: 1

CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

District 7

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

Planning and Inspections, Andrew Salloum, (915) 212-1603

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

An Ordinance releasing all conditions placed on property by Ordinance No. 16396 and 18811 which changed the zoning of Tracts 10A, 10B, 10B2C, 10D, 11B, 12A, 12B, 15A, 15J, 15J1, and 15J1A, Block 2, Ysleta Grant, City of El Paso, El Paso County, Texas. The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

The proposed condition release 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: Americas Ave. and Southwest of North Loop Dr.

Applicant: Americas 375 LLC, PZCR23-00004

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: January 30, 2024
PUBLIC HEARING DATE: February 27, 2024

CONTACT PERSON(S) NAME AND PHONE NUMBER: Philip F. Etiwe, (915) 212-1553
Andrew Salloum, (915) 212-1603

DISTRICT(S) AFFECTED: District 7

STRATEGIC GOAL: #3 Promote the Visual Image of El Paso

SUBGOAL: 3.2 Set one standard for infrastructure across the city

SUBJECT:

An Ordinance releasing all conditions placed on property by Ordinance No. 16396 and 18811 which changed the zoning of Tracts 10A, 10B, 10B2C, 10D, 11B, 12A, 12B, 15A, 15J, 15J1, and 15J1A, Block 2, Ysleta Grant, City of El Paso, El Paso County, Texas. The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

The proposed condition release 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: Americas Ave. and Southwest of North Loop Dr.
Applicant: Americas 375 LLC, PZCR23-00004

BACKGROUND / DISCUSSION:

The applicant is requesting to release the conditions imposed by Ordinance No. 6396, dated November 28, 1978 and Ordinance No. 18811, dated July 10, 2018 on the subject property. On November 30, 2023, City Plan Commission recommended 8-0 to approve the proposed condition release request. As of January 11, 2024, the Planning Division has received one (1) phone call in opposition to the request that was previously obtained but it was rescinded as the result of the meeting between the applicant and neighborhood residents prior to the City Plan Commission hearing. No further input was received. See attached staff report for additional information.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? ☒ YES ☐ NO

PRIMARY DEPARTMENT: Planning & Inspections, Planning Division

SECONDARY DEPARTMENT: N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:

Philip Etiwe

ORDINANCE NO. _____

AN ORDINANCE RELEASING ALL CONDITIONS PLACED ON PROPERTY BY ORDINANCE NO. 16396 AND 18811 WHICH CHANGED THE ZONING OF TRACTS 10A, 10B, 10B2C, 10D, 11B, 12A, 12B, 15A, 15J, 15J1, AND 15J1A, BLOCK 2, YSLETA GRANT, CITY OF EL PASO, EL PASO COUNTY, TEXAS. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.

WHEREAS, the zoning of the property described as *TRACTS 10A, 10B, 10B2C, 10D, 11B, 12A, 12B, 15A, 15J, 15J1 AND 15J1A, BLOCK 2, YSLETA GRANT, City of El Paso, El Paso County, Texas*, was changed by Ordinance No. 16396 AND 18811 approved by City Council on NOVEMBER 28, 1978 AND JULY 10, 2018; and,

WHEREAS, the rezoning was subject to certain zoning conditions, and

WHEREAS, placement of such conditions were necessitated by and attributable to the increased intensity of use generated by the change of zoning; and,

WHEREAS, the owner (applicant) submitted an application requesting the removal all of the conditions because these conditions have been satisfied or are current requirement of the City Code; and,

WHEREAS, a public hearing regarding removal of the conditions was held before the City Plan Commission, and the Commission recommended approval of the release of all conditions; and,

WHEREAS, the City Council of the City of El Paso has determined that the release of certain conditions will protect the best interest, health, safety, and welfare of the public in general.

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

That all of the zoning conditions imposed by Ordinance No. 6396 AND 18811 approved by City Council on *NOVEMBER 28, 1978 AND JULY 10, 2018*, on the portion of land identified in Exhibit "A" be released because the conditions have been satisfied and are no longer necessary, or are current requirements of the City Code.

Conditions as follows:

ORDINANCE NO. 6396:

1. NO BUILDING PERMITS SHALL BE ISSUED FOR CONSTRUCTION ON THE PROPERTY UNTIL COMPLETE AND DETAILED ARCHITECTURAL AND SITE DEVELOPMENT PLANS OF THE PROPOSED DEVELOPMENT HAVE BEEN SUBMITTED BY FIRST PARTIES AND APPROVED BY THE CITY PLAN COMMISSION OF THE CITY OF EL PASO. ALL CONSTRUCTION AND DEVELOPMENT ON THE PROPERTY SHALL BE DONE IN ACCORDANCE WITH THE APPROVED PLANS.

2. FIRST PARTIES WILL, AT NO COST TO THE CITY, CONSTRUCT A PONDING AREA TO PROVIDE ON-SITE DRAINAGE FOR THE PROPERTY. SUCH PONDING AREA SHALL BE

ORDINANCE NO. _____

PZCR23-00004

CONSTRUCTED IN ACCORDANCE WITH PLANS AND SPECIFICATIONS TO BE APPROVED BY THE CITY ENGINEER OF THE CITY OF EL PASO AND MUST BE INSPECTED AND APPROVED BY HIM BEFORE CERTIFICATES OF OCCUPANCY AND COMPLIANCE ARE ISSUED FOR ANY BUILDINGS CONSTRUCTED ON THE PROPERTY AND BEFORE THE PROPERTY IS USED FOR ANY PURPOSES REQUIRING C-3 ZONING.

ORDINANCE NO. 18811:

1. THAT A TEN FOOT (10') LANDSCAPED BUFFER BE ESTABLISHED AND MAINTAINED ALONG ANY PROPERTY LINE ZONED RESIDENTIAL OR SPECIAL PURPOSE, TO INCLUDE THE R-F (RANCH AND FARM) AND RMH (RESIDENTIAL MOBILE HOME) DISTRICTS.
2. THAT A 15' IRRIGATED LANDSCAPED BUFFER WILL BE ESTABLISHED AND MAINTAINED ALONG THE FRONTAGE OF THE PROPERTY WHERE IT ABUTS LOOP 375. HIGH PROFILE NATIVE EVERGREEN TREES OF AT LEAST TWO INCH (2") CALIPER AND TEN FEET (10') IN HEIGHT SHALL BE PLACED EVERY FIFTEEN FEET (15') ON CENTER. AN ADDITIONAL SEVENTY FEET (70') OF NON-IRRIGATED OPEN SPACE SHALL BE MAINTAINED BEHIND THE LANDSCAPED BUFFER, FOLLOWED BY A SECOND 15' LANDSCAPED BUFFER, FOR A TOTAL BUFFER DEPTH OF 100'. THE SECOND 15' LANDSCAPED PORTION OF THE 100' BUFFER SHALL ALSO BE IRRIGATED AND MAINTAINED WITH HIGH PROFILE NATIVE EVERGREEN TREES OF AT LEAST TWO INCH (2") CALIPER AND TEN FEET (10') IN HEIGHT PLACED EVERY FIFTEEN FEET (15') ON CENTER.
3. THAT AUTOMOBILE (SALES, SERVICE, STORAGE, AND RENTAL) USES ARE PROHIBITED ON THE SUBJECT PROPERTY.
4. NO OUTDOOR STORAGE OF EQUIPMENT, MATERIALS, AND SUPPLIES SHALL BE PERMITTED WITHIN ONE-HUNDRED FEET (100') OF LOOP 375 OR WITHIN TWENTY FEET (20') OF ANY PROPERTY LINE THAT ABUTS RESIDENTIALLY-ZONED OR SPECIAL PURPOSE ZONED PROPERTY, TO INCLUDE THE R-F (RANCH AND FARM) AND RMH (MOBILE HOME PARK) DISTRICTS.

ORDINANCE NO. _____

PZCR23-00004

ADOPTED this _____ day of _____, 2024.

THE CITY OF EL PASO

Oscar Leeser
Mayor

ATTEST:

Laura D. Prine
City Clerk

APPROVED AS TO FORM:

Russell Abeln

Russell T. Abeln
Senior Assistant City Attorney

APPROVED AS TO CONTENT:

Philip Etiwe

Philip F. Etiwe, Director
Planning & Inspections Department

ORDINANCE NO. _____

PZCR23-00004

EXHIBIT "A"

12-4-78

TO

DATE

ZONING SECTION

LAND PLANNING

MAPPING SECTION

E.D.P. SECTION

ADVANCE SECTION

REPRODUCE:

RETURN TO:

By (Date):

FILED

ORDINANCE NO:

DATE:

CONTRACT:

CASE NO.:

NOTES:

AN ORDINANCE CHANGING THE ZONING OF
BLOCK 2, TRACT 10-B, YSLETA GRANT,
THE PENALTY BEING AS PROVIDED IN
SECTION 25-10 OF THE EL PASO CITY
CODE

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

That the zoning of Block 2, Tract 10-B, Ysleta Grant, as more particularly described below, be changed to C-3 (Commercial) within the meaning of the Zoning Ordinance, and the zoning map of the City be revised accordingly:

Beginning at the northwesterly common corner of Tracts 10B and 10D of said Block 2;

Thence North 63°08'00" East a distance of 448.80 feet along the boundary line between Tracts 10B and 10B1 of said Block 2 to a point on the westerly line of the Juan de Herrera Main Lateral;

Thence South 36°02'00" East a distance of 249.60 feet along the westerly line of the Juan de Herrera Main Lateral to a point;

Thence South 44°06'00" West a distance of 426.70 feet along the boundary line between Tracts 10B and 11B of said Block 2 to a point;

Thence North 39°24'00" West a distance of 395.30 feet along the boundary line between said Tracts 10B and 10D to the point of beginning.

PASSED AND APPROVED this 28th day of November 1978.

ATTEST:

Mayor

Pro-Tem

U. K. Reger

City Clerk

City Clerk

APPROVED AS TO FORM:

John R. Reger

City Attorney

I CERTIFY THAT THE FOLLOWING ZONING MAPS

HAVE BEEN REVISED:

1-29-79 COUNTER

1-26-79 ORIGINAL

1-26-79 *Blitz* Inspection

1-29-79 CONTROL

f. Brungley

I certify that the zoning map has been revised to reflect the amendment of ordinance #6396

By *f. Brungley* Date 1-29-79

CONTRACT

This contract, made this 29th day of Nov, 1978, by and between FRANK CANDELARIA and wife, ELISA A. CANDELARIA, First Parties, and the CITY OF EL PASO, Second Party, witnesseth:

Application has been made to the City of El Paso for rezoning of Block 2, Tract 10-B, Ysleta Grant in the City of El Paso, El Paso County, Texas, such property being more particularly described in Ordinance No. 6396 now pending before the City Council of the City of El Paso, a copy of which ordinance is attached hereto, marked Exhibit "A" and made a part hereof by reference. To remove certain objections to such rezoning, First Parties covenant that if the property is rezoned to C-3 (Commercial) within the meaning of the zoning ordinance of the City of El Paso, it shall be subject to the following restrictions, conditions and covenants:

1. No building permits shall be issued for construction on the property until complete and detailed architectural and site development plans of the proposed development have been submitted by First Parties and approved by the City Plan Commission of the City of El Paso. All construction and development on the property shall be done in accordance with the approved plans.

2. First Parties will, at no cost to the City, construct a ponding area to provide on-site drainage for the property. Such ponding area shall be constructed in accordance with plans and specifications to be approved by the City Engineer of the City of El Paso and must be inspected and approved by him before certificates of occupancy and compliance are issued for any buildings constructed on the property and before the property is used for any purpose requiring C-3 zoning.

This agreement is a restriction, condition and covenant running with the land and a charge and servitude thereon, and shall bind First Parties and their successors in title. Any future conveyance of the land shall contain this restriction, condition and covenant and shall embody this agreement by express reference.

The City may enforce this agreement by injunction or any other legal or equitable remedy. The City Council of the City of El Paso may release the above restrictions, conditions and covenants in its discretion without the consent of any third person who may be benefited thereby.

WITNESS THE FOLLOWING SIGNATURES AND SEAL:

Frank Candelaria
Frank Candelaria

Elisa A. Candelaria
Elisa A. Candelaria

THE CITY OF EL PASO

By Cur M. [Signature]
Mayor PRO-TEM

ATTEST:

[Signature]
City Clerk

APPROVED AS TO FORM:

[Signature]
City Attorney

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

BEFORE ME, the undersigned authority, on this day personally appeared FRANK CANDELARIA and his wife, ELISA A. CANDELARIA, both known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 29th day of Nov, 1978.

My Commission Expires:

Aug. 7 - 1980

[Signature]
Notary Public, El Paso County, Texas

78-1240

THE STATE OF TEXAS)
COUNTY OF EL PASO)

BEFORE ME, the undersigned authority, on this day personally appeared DAN M. Ponder, Mayor PRO-TEM of the City of El Paso, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged before me in my county aforesaid that he had executed the same for the purposes and consideration and in the capacity therein expressed, and as the act and deed of the City of El Paso.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 30th day of November, 1978.

Billie Jean Branham
Notary Public, El Paso County, Texas

My Commission Expires:

6-30-80

BILLIE JEAN BRANHAM, Notary Public
In and for the County of El Paso, Texas
My Commission Expires



70-4240

RESOLUTION

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

That the Mayor be authorized to sign a contract with Frank Candelaria and wife, Elisa A. Candelaria, placing certain restrictions, conditions and covenants on the property being rezoned by Ordinance No. 6396.

ADOPTED this 28th day of November, 1978.

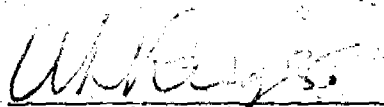
ATTEST:

Mayor



Pro Tem

City Clerk



City Clerk

THE STATE OF TEXAS, }

COUNTY OF EL PASO

KNOW ALL MEN BY THESE PRESENTS:

That we, Frank Candelaria and Elisa Candelaria do hereby convey this non-homestead property

of the County of El Paso State of Texas, for and in consideration of

the sum of TEN AND NO/100 (\$10.00)

DOLLARS,

AND OTHER GOOD AND VALUABLE CONSIDERATION,
to us in hand paid by City of El Paso (30 ft. right of way) hereinafter referred
to as "GRANTEE", receipt of which is hereby acknowledged,

have Granted, Sold and Conveyed, and by these presents do Grant, Sell and Convey unto the said

City of El Paso (30 ft. right of way)
of the County of El Paso, State of Texas, all that certain
tract or parcel of real estate situated in El Paso County, Texas, more particularly
described as follows, to-wit:

Being the description of a 0.269 acre (11707.7 square foot) parcel of land
out of Tracts 10B and 10B1, Block 2, Ysleta Grant, El Paso County, Texas
and being more particularly described by metes and bounds as follows:
See Exhibit "A" attached.

TO HAVE AND TO HOLD the above described premises, together with all and singular, the rights
and appurtenances thereto in anywise belonging unto the said Grantee, his

heirs and assigns forever; and we do hereby bind ourselves, our
heirs, executors and administrators, to Warrant and Forever Defend all and singular the said premises
unto the said Grantee, his
heirs and assigns, against every person whomsoever lawfully claiming, or to claim the same or any part
thereof.

Witness our hands at El Paso, Texas,

this 23 day of November, A. D. 19 78

Witnesses at Request of Grantor:

Frank Candelaria
Frank Candelaria

Elisa Candelaria
Elisa Candelaria

78-4240

ACKNOWLEDGMENT

THE STATE OF TEXAS,

COUNTY OF

in and for said County, Texas, on this day personally appeared

BEFORE ME, the undersigned authority,

Frank Candelaria

known to me to be the person whose name subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, This day of, A.D. 19 (L.S.)

Notary Public, County, Texas My Commission Expires

ACKNOWLEDGMENT

THE STATE OF TEXAS,

COUNTY OF

in and for said County, Texas, on this day personally appeared

BEFORE ME, the undersigned authority,

Elisa Candelaria and Frank Candelaria

known to me to be the person whose name are subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, This day of, A.D. 19 (L.S.)

Notary Public, County, Texas My Commission Expires

CORPORATION ACKNOWLEDGMENT

THE STATE OF TEXAS,

COUNTY OF

in and for said County, Texas, on this day personally appeared

BEFORE ME, the undersigned authority,

whose name is subscribed to the foregoing instrument and acknowledged to me that the same was the act of the said

a corporation, and that he executed the same as the act of such corporation for the purposes and consideration therein expressed, and in the capacity therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, This day of, A.D. 19 (L.S.)

Notary Public, County, Texas My Commission Expires

CLERK'S CERTIFICATE

THE STATE OF TEXAS,

COUNTY OF

I, County

Clerk of the County Court of said County, do hereby certify that the foregoing instrument of writing dated on the day of, A. D. 19, with its Certificate of Authentication, was filed for record in my office on the day of, A. D. 19, at o'clock M., and duly recorded this day of, A. D. 19, at o'clock M., in the Records of said County, in Volume, on pages.

WITNESS MY HAND AND SEAL OF THE COUNTY COURT of said County, at office in, the day and year last above written.

(L. S.)

County Clerk County, Texas. By Deputy.

No.

WARRANTY DEED

FROM

TO

FILED FOR RECORD

this day of, A. D. 19

at o'clock M.

County Clerk Co., Texas

By Deputy.

RECORDED

A. D. 19

in County Records,

Book, Page,

County Clerk.

Deputy.

Recording Fee \$

This instrument should be filed immediately with the County Clerk for record.

MARTIN Stationery Co., Dallas

ORDINANCE NO. **018811**

AN ORDINANCE CHANGING THE ZONING OF THE FOLLOWING REAL PROPERTY KNOWN AS:

PARCEL 1: TRACT 11B (2.389 AC), BLOCK 2, YSLETA GRANT (538 IVEY), CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-F (RANCH AND FARM) TO C-3 (COMMERCIAL); AND,

PARCEL 2: TRACT 10D (2.0785 AC) AND TRACT 12B (3.935 AC) (6.0315 AC), BLOCK 2, YSLETA GRANT, 538 IVEY, CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-F (RANCH AND FARM) TO C-3 (COMMERCIAL); AND,

PARCEL 3: TRACT 10A (0.3981 AC), BLOCK 2, YSLETA GRANT, 538 IVEY, CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-F (RANCH AND FARM) TO C-3 (COMMERCIAL); AND,

PARCEL 4: TRACT 12A (3.292 AC), BLOCK 2, YSLETA GRANT, 538 IVEY CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-F (RANCH AND FARM) TO C-3 (COMMERCIAL), AND IMPOSING A CONDITIONS.

THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.

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

Pursuant to Section 20.04.360 of the El Paso City Code, that the zoning of

Parcel 1: Tract 11B (2.389 ac), Block 2, Ysleta Grant, 538 Ivey, located in the City of El Paso, El Paso County, Texas, and as more particularly described by metes and bounds on the attached **Exhibit "A"**, incorporated by reference; and,

Parcel 2: Tract 10D (2.0785 ac) and Tract 12B (3.935 ac) (6.0315 ac), Block 2, Ysleta Grant, 538 Ivey, located in the City of El Paso, El Paso County, Texas, and as more particularly described by metes and bounds on the attached **Exhibit "A"**, incorporated by reference; and,

Parcel 3: Tract 10A (0.3981 ac), Block 2, Ysleta Grant, 538 Ivey, City of El Paso, El Paso County, and as more particularly described by metes and bounds on the attached **Exhibit "A"**, incorporated by reference; and,

Parcel 4: Tract 12A (3.292 ac), Block 2, Ysleta Grant, located in the City of El Paso, El Paso County, Texas, and as more particularly described by metes and bounds on the attached **Exhibit "A"**, incorporated by reference; be changed as listed for:

PARCEL 1: FROM R-F (RANCH AND FARM) TO C-3 (COMMERCIAL);

PARCEL 2: FROM R-F (RANCH AND FARM) TO C-3 (COMMERCIAL); and

PARCEL 3: R-F (RANCH AND FARM) TO C-3 (COMMERCIAL), and

PARCEL 4: R-F (RANCH AND FARM) TO C-3 (COMMERCIAL) as defined in Section 20.06.020, and that the zoning map of the City of El Paso be revised accordingly.

Further, that the property described above be subject to the following condition which is necessitated by and attributable to the proximity of the proposed commercial equipment repair facility to adjacent residential and agricultural land uses generated by the change of zoning in order to protect the health, safety and welfare of the residents of the City:

1. *That a ten foot (10') landscaped buffer be established and maintained along any property line zoned residential or special purpose, to include the R-F (Ranch and Farm) and RMH (Residential Mobile Home) Districts.*
2. *That a 15' irrigated landscaped buffer will be established and maintained along the frontage of the property where it abuts Loop 375. High profile native evergreen trees of at least two inch (2") caliper and ten feet (10') in height shall be placed every fifteen feet (15') on center. An additional seventy feet (70') of non-irrigated open space shall be maintained behind the landscaped buffer, followed by a second 15' landscaped buffer, for a total buffer depth of 100'. The second 15' landscaped portion of the 100' buffer shall also be irrigated and maintained with high profile native evergreen trees of at least two inch (2") caliper and ten feet (10') in height placed every fifteen feet (15') on center.*
3. *That automobile (sales, service, storage, and rental) uses are prohibited on the subject property.*
4. *No outdoor storage of equipment, materials, and supplies shall be permitted within one-hundred feet (100') of Loop 375 or within twenty feet (20') of any property line that abuts residentially-zoned or special purpose zoned property, to include the R-F (Ranch and Farm) and RMH (Mobile Home Park) Districts.*

The penalties for violating the standards imposed through this rezoning ordinance are found in Section 20.24 of the El Paso City Code.

ADOPTED this 10th day of July, 2018.

(SIGNATURES ON THE FOLLOWING PAGE)

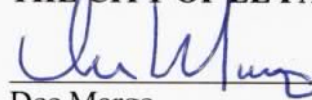
018811

ORDINANCE NO. _____

18-1007-2134 | 762112_2
538 Ivey Road.
KMN

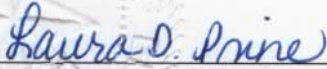
PZRZ16-00035

THE CITY OF EL PASO



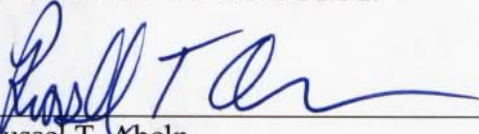
Dee Margo
Mayor

ATTEST:



Laura D. Prine, City Clerk

APPROVED AS TO FORM:



Russel T. Abeln
Assistant City Attorney

APPROVED AS TO CONTENT:



Victor Morrison-Vega, Interim Director
Planning & Inspections Department

(Development Agreement on the following page)

018811

ORDINANCE NO. _____

18-1007-2134 | 762112_2
538 Ivey Road.
KMN

PZRZ16-00035

DEVELOPMENT AGREEMENT

By execution hereof, **Pierre Hernandez and Norma Hernandez** ("Owner"), identified in the Ordinance to which this Development Agreement is attached and more particularly describe as Exhibit "B", and hereby covenant and agree, to develop the above described property in accordance with the approved Detailed Site Development Plan, and in accordance with the standards applicable to the **C-3 (Commercial)** District located within the City of El Paso.

EXECUTED this _____ day of _____, 2018.

Owner's Name(s)

By: _____
Pierre Hernandez

Norma Hernandez

ACKNOWLEDGEMENT

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

This instrument is acknowledged before me on this _____ day of _____, 2018,
by _____, in his legal capacity on behalf of _____.

Notary Public, State of Texas

My Commission Expires:



018811

ORDINANCE NO. _____

18-1007-2134 | 762112_2
538 Ivey Road.
KMN

PZRZ16-00035

EXHIBIT "A"

Being all of Tracts 10A, 10D,
11B, 12A, and 12B, Block 2,
Ysleta Grant,
City of El Paso, El Paso County, Texas
December 26, 2016

METES AND BOUNDS DESCRIPTION

538 Ivey Road
Exhibit "A"

FIELD NOTE DESCRIPTION of Tracts 10A, 10D, 11B, 12A, and 12B, Block 2, Ysleta Grant, City of El Paso, El Paso County, Texas and being more particularly described by metes and bounds as follows:

COMMENCING FOR REFERENCE at a found iron rod located at the common boundary line of Tracts 10A and 13A, same being the southerly right-of-way line of Americas Avenue (370' R.O.W.) and being the **POINT OF BEGINNING** of the herein described parcel;

THENCE, leaving said common boundary line and along said southerly right-of-way line of Americas Avenue, North 63°51'00" East, a distance of 182.80 feet to a found iron rod lying at the common boundary corner of Tracts 10B and 10D;

THENCE, leaving said southerly right-of-way line and along the common boundary line of Tracts 10B and 10D, South 39°24'00" East, a distance of 329.61 feet to a point;

THENCE, leaving said common boundary line of Tracts 10B and 10D, North 44°06'00" East, a distance of 431.33 feet to a found iron rod for corner at the common boundary line of Tracts 10B2A and 11B, same being the westerly right-of-way line of Juan De Herrera Lateral;

THENCE, leaving said common boundary corner and along said westerly right-of-way line of Juan De Herrera Lateral the following four courses:

1.) 63.26 feet along the arc of a curve to the right whose radius is 163.20 feet, whose interior angle is 22°12'34", whose chord bears South 11°43'05" East, a distance of 62.87 feet to a point;

2.) South 00°36'59" East, a distance of 1038.61 feet to a point;

3.) 146.19 feet along the arc of a curve to the left whose radius is 221.30 feet, whose interior angle is 37°51'01", whose chord bears South 19°32'29" East, a distance of 143.55 feet to a point;

4.) South 38°28'00" East, a distance of 76.19 feet to a point;

THENCE, leaving said westerly right-of-way line of Juan De Herrera Lateral, North 65°48'00" West, a distance of 355.23 feet to a point;

THENCE, North 35°14'00" West, a distance of 537.30 feet to a point;

THENCE, North 04°27'17" West, a distance of 76.75 feet to a point;

THENCE, North 20°02'00" West, a distance of 240.70 feet to a point;

THENCE, North 14°30'00" West, a distance of 281.25 feet to the **POINT OF BEGINNING** of the herein described parcel and containing 526,162.96 square feet or 12.0790 acres of land more or less.

CAD Consulting Co.
1790 Lee Trevino Drive, Suite 503
El Paso, Texas 79936
(915) 633-6422
I:\M&B\2016\538 Ivey-Final.wpd



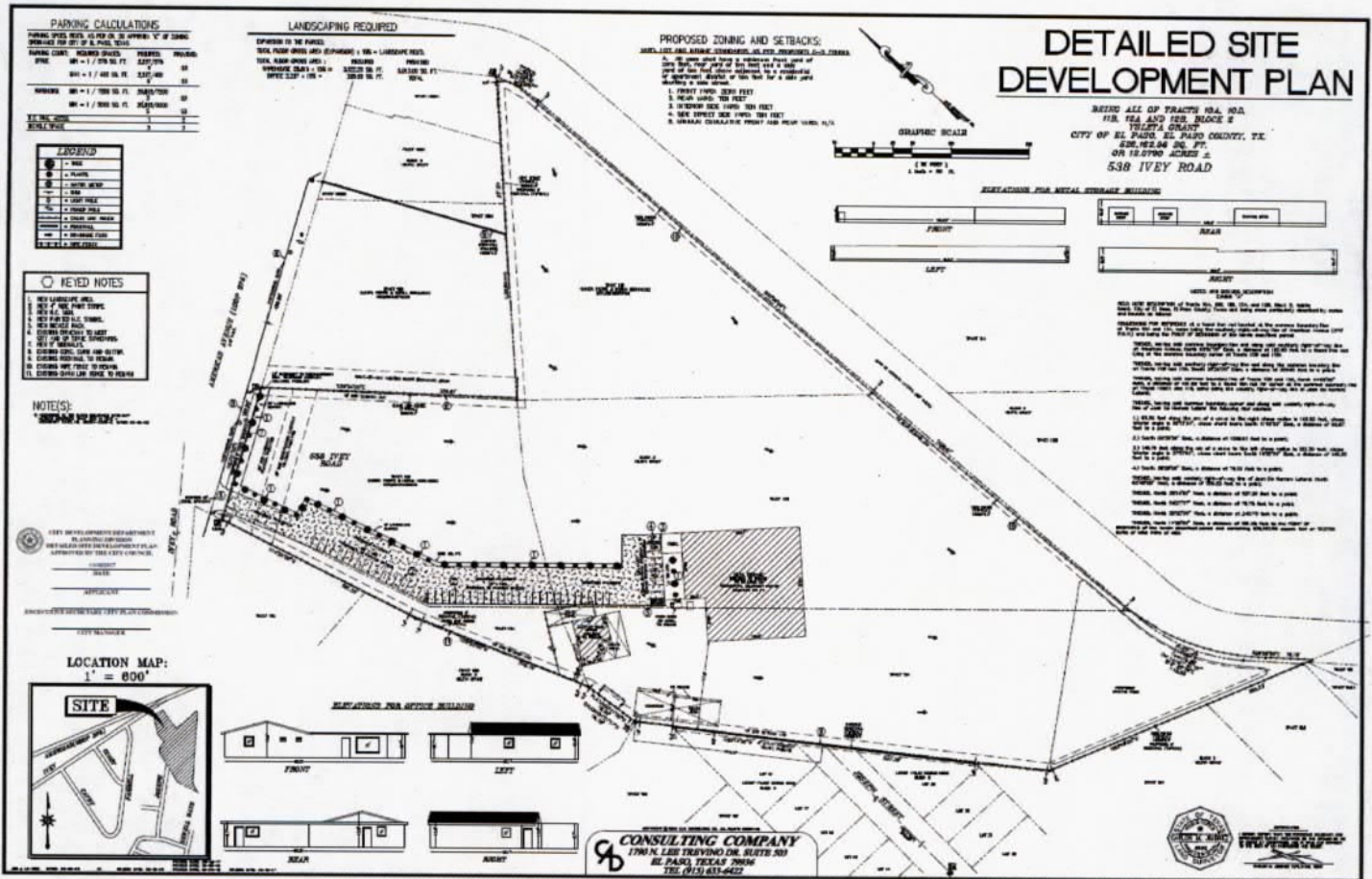
018811

ORDINANCE NO. _____

18-1007-2134 | 762112_2
538 Ivey Road.
KMN

PZRZ16-00035

EXHIBIT "B"



018811

ORDINANCE NO.

18-1007-2134 | 762112_2

538 Ivey Road.

KMN

PZRZ16-00035

MEMORANDUM

DATE: November 20, 2017

TO: The Honorable Mayor and City Council
Tomàs Gonzalez, City Manager

FROM: Victor Morrison-Vega, Planning & Inspections
Anne Antonini, Senior Planner

SUBJECT: PZRZ16-00035

The City Plan Commission (CPC) on November 16, 2017, voted (6-0) to recommend **approval** (6-0) of the request to rezone the subject property from R-F (Ranch and Farm) to C-3 (Commercial).

The CPC found that the rezoning is in conformance with Plan El Paso. The CPC also determined that the rezoning protects the best interest, health, safety, and welfare of the public in general; that the proposed use is compatible with adjacent land uses; and, that the rezoning would have no negative effects on the natural environment, socio-economic conditions, and property values in the vicinity or the city as a whole.

The Planning Division has not received any communication in support of or opposition to the rezoning request.

Property Owner: Pierre and Norma Hernandez
Applicant: Enrique Ayala, CAD Consulting

Attachments:
Staff Report

***City of El Paso – City Plan Commission Staff Report***

Case No: PZRZ16-00035 (Related to PLCP17-00001)
Application Type Rezoning
CPC Hearing Date November 16, 2017
Staff Planner Anne Antonini, (915) 212-1814, antoniniam@elpasotexas.gov

Location 538 Ivey
Legal Description Parcel 1: Tract 11B(2.389 ac), Block 2, Ysleta Grant, City of El Paso, El Paso County
Parcel 2: Tract 10D (2.0785 ac) and Tract 12B (3.935 ac) (6.0315 ac), Block 2, Ysleta Grant, City of El Paso, El Paso County
Parcel 3: Tract 10A (0.3981 ac), Block 2, Ysleta Grant, City of El Paso, El Paso County
Parcel 4: Tract 12A (3.292 ac), Block 2, Ysleta Grant, City of El Paso, El Paso County
Tracts 10A, 10B, 10B2C, 10D, 12A, and 12B, Block 2, Ysleta Grant, City of El Paso, El Paso County

Acreage 12.08 acres
Rep District 6
Existing Zoning: R-F (Ranch and Farm)
Existing Use: Vacant Metal Structure
C/SC/SP/ZBA/LNC: N/A
Request: From R-F (Ranch and Farm) to C-3 (Commercial)
Proposed Use: Commercial Equipment Repair

Property Owner Pierre and Norma Hernandez
Representative Enrique Ayala, CAD Consulting

SURROUNDING ZONING AND LAND USE

North: C-3/SC (Commercial/Special Contract) / Veterinary Clinic; C-2 (Commercial) / Bank
South: RMH (Residential Mobile Home) / Residential; R-F (Ranch-Farm) / Agriculture
East: R-F (Ranch and Farm) / Agriculture
West: R-F (Ranch and Farm) / Warehouse

THE PLAN FOR EL PASO DESIGNATION: O3, Agriculture, and G3, Postwar (Mission Valley Planning Area)

NEAREST PARK: Feather Lake Wildlife Sanctuary (2,552 feet)

NEAREST SCHOOL: Del Valle High School (2,251 feet)

NEIGHBORHOOD ASSOCIATIONS

Mission Valley Civic Association

NEIGHBORHOOD INPUT

Notice of a Public Hearing was mailed to all property owners within 300 feet of the subject property on October 18, 2017. Planning has received one phone call in support of the rezoning request, and two phone calls of inquiry.

APPLICATION HISTORY

A previous rezoning request, from R-F to M-2 for a then-existing salvage and recycling use, was denied by the City Plan Commission in 2011.

APPLICATION DESCRIPTION

The applicant is requesting a rezoning from R-F (Ranch and Farm) to C-3 (Commercial) to allow for commercial equipment repair. The current R-F (Ranch and Farm) zoning district does not permit that use. The property is 12.08 acres in size. The detailed site plan shows an existing 20,815 square foot storage structure, 2,237 square foot office building, and metal canopy accessory structures, proposed to remain. Access to the property is proposed from the frontage road for State Route 375. As the property is currently classified as O-3, Agriculture, a separate, but related, amendment to our comprehensive plan has been submitted for reclassification to G3, Post-War to more consistently align with the existing use of the subject property as well as its expected future land use.

Planning and Inspections Department – Planning Division Recommendation

The Planning Division recommends **approval** of rezoning the subject property from R-F (Ranch and Farm) to C-3 (Commercial) with one condition:

1. *That a 10' landscaped buffer be established and maintained along any property line zoned residential, to include the R-F (Ranch and Farm) and RMH (Residential Mobile Home) Districts, and also along the eastern property line where it abuts the irrigation channel.*

The recommendation is based on compatibility with the adjacent properties zoned light industrial, regional commercial, and agricultural; existing heavy commercial uses within the area of the subject property; and, in compliance with the proposed Plan El Paso land use designation G3, Post-War in the Mission Valley Planning Area. Further, the established land use pattern of properties abutting Loop 375 is transitioning from agricultural to industrial, with many heavy commercial uses present, and zoning generally consisting of C-3, C-4, and M-1 for most properties directly abutting the highway. The subject property has access from the Loop 375 frontage road. The existing configuration present on the subject property is part of the established neighborhood and consistent with development in the area. The proposed G-3, Post War Future Land Use designation provides a buffer between the ranch farm and manufactured housing community uses to the west with the higher-intensity commercial surrounding the immediate vicinity of the subject property and its established neighborhood.

Plan El Paso-Future Land Use Map Designation

All applications for rezoning shall demonstrate compliance with the following criteria:

G-3 – Post-War: This sector applies to transitional neighborhoods typically developed from the 1950s through the 1980s. Streets were laid out with curvilinear patterns without alleys and shopping centers are located at major intersections behind large parking lots. This sector is generally stable but would benefit from strategic suburban retrofits to supplement the limited housing stock and add missing civic and commercial uses.

The Planning Division recommendation is based on the compatibility with the proposed G3, Industrial land use designation.

Title 20, Chapter 20.06, Section 20.06.020.D.8 states,

The purpose of the C-3 (Commercial) is to accommodate establishments providing goods or rendering services which are used in support of the community's trade and service establishments and serving multi-neighborhoods within a planning area of the city. The regulations of the district permit intensities designed to be compatible with each other and to provide for a wide range of types of commercial activity, including light automobile related uses.

The Planning Division recommendation is based on the compliance with the purpose of the C-3 (Commercial) District, which provides for the most appropriate use of the subject property while offering protection to nearby farming and residential uses.

Plan El Paso - Goals & Policies

Plan El Paso Policy 1.11.3 states:

Policy 1.11.3 Decisions on rezoning requests will be made in accordance with Plan El Paso and in accordance with all requirements of City and State law. When evaluating whether a proposed rezoning is in accordance with Plan El Paso, the City Council may also consider the following factors:

- a. The proposed zoning district's effect on development or redevelopment of the property, particularly whether the rezoning will further or at least not conflict with specific policies listed under other goals of Plan El Paso.*
- c. The proposed zoning district's effect on the property and surrounding property, after evaluating the following factors:*
 - i. The physical context of the property and surrounding properties, including recent or anticipated changes to that context.*
 - vi. Whether the area is stable or in transition.*
 - vii. Any changed social, economic, or physical conditions that make the existing zoning no longer suitable for the property*

Plan El Paso Policy 1.11.3 states that changes in context to the subject property shall be considered in evaluating rezoning requests. Though this property is zoned R-F and formerly was used exclusively for an Ranch and Farm purpose, the property was converted to a commercial or industrial use over ten years ago. Cessation of Ranch and Farm activity was evident on about one third of the subject property as early as 2002, and was complete by 2007. The proposed use is less intense than the previous use on the subject property, and the C-3 (Commercial Zoning District) allows greater protection for the remaining adjacent Ranch and Farm and residential uses, while allowing the subject property to operate consistently with other properties along the heavy commercial corridor present along Americas due to the proximity of the Port of Entry. Approving the rezoning request to C-3 (Commercial) would allow for a new heavy commercial use to operate that is consistent with other properties abutting Americas Ave, and would include sensible protections for the remaining Ranch and Farm and residential land uses adjacent to the subject property.

The Planning Division recommendation is based on the compatibility of proposed development with the Zaragoza Port of Entry/Americas Corridor and the protections the proposed zone would offer the remaining Ranch and Farm and manufactured home uses adjacent to the subject property.

COMMENTS:

Planning and Inspections Department - Planning Division

1. Show required setbacks
2. Dimension the covered concrete areas and show their distance to the nearest lot line.
3. Check the parking calculations. The table references 43 spaces and 51 are shown.
4. Verify that elevations show existing improvements as well as proposed improvements.
5. Clarify proposed use. Proposed district needs to be C-4 if the proposed use is warehouse, as warehouses are not permitted in C-3. Application will need to be revised if that is the case.

Texas Department of Transportation

Requestor need to submit grading and drainage plans to TxDOT for review and approval, and if he is planning to have access to Loop 375 (Americas Ave.), he also need to submit an access request form and a site layout plan.

Planning and Inspections Department – Plan Review & Landscape Division

1. Revisions
2. Due to change of zoning a 6' rock wall is required along all portions of the property that abut a Ranch and Farm district
10' landscape buffer is required a the front of the property abutting Americas
Recommend obtain platting determination to determine if due to the proposed improvements platting of the property will or will not be required
parking calculations are incorrect for the warehouse, the correct factor for warehouse 1/7200 min and 1/5000 max
this will impact the required canopy trees

Planning and Inspections Department – Land Development

We have reviewed subject plans and recommend that the applicant addresses the following comments.

1. Label proposed pond as "private pond".
2. Approval of the site plans by CPC constitutes a determination that the applicant is in compliance with the minimum provisions. Applicant is responsible for the adequacy of such plans, insuring that stormwater is in compliance with ordinances, codes, DSC, and DDM. Failure to comply may require the applicant to seek re-approval of the site plans from CPC.

Fire Department

No comments received.

Police Department

No comment on this application.

Sun Metro

Sun Metro does not oppose this request.

El Paso Water Utilities

1. EPWater does not object to this request.

Water:

2. There is an existing 8-inch diameter water main extending along Americas Avenue. This water main is available for service.
3. There is an existing 48-inch diameter water main that extends along a 30' Easement south of and parallel to Americas Avenue. No direct service connections are allowed to this main as per the El Paso Water - Public Service Board Rules & Regulations.
4. There is an existing 8-inch diameter water main extending along Joseph Street. This water main is available for service and main extensions.
5. EPWater records indicate there is one (1) active ¾" diameter service water meter on the property with 538 Ivey Road as the service address.
6. Previous water pressure from fire hydrant #5606 located at 444 Joseph Street and 630' N of Luis Mendivil Street, has yielded a static pressure of 106 psi, a residual pressure of 70 psi, and a discharge of 787 gallons per minute.
7. The owner should, for his own protection and at his own expense, install at the discharge side of each water meter a pressure regulator, strainer and relief valve, to be set for pressure as desired by the customer. The Lot owner shall be responsible for the operation and maintenance of the above-described water pressure regulating device.

Sanitary Sewer:

8. There is an existing 8-inch diameter sanitary sewer main extending along Joseph Street. This main is available for service and main extensions.

General:

9. All easements dedicated for public water and/or sanitary sewer facilities are to comply with EPWater-PSB Easement Policy. EPWater-PSB requires access to the proposed water, sanitary sewer facilities, appurtenances, and meters within the easement 24 hours a day, seven (7) days a week. No building, reservoir, structure, parking stalls or other improvement, other than asphaltic paving (HMAC), shall be constructed or maintained on the above referenced EPWater-PSB easements without the written consent of EPWater-PSB. The Developer shall refrain from constructing rock walls, signs, buildings, curbs or any structure that will interfere with the access to the PSB easements. There shall be at least 5-foot setback from the easement line to any sign or structure.
10. EPWater requires a new service application to provide additional services to the property. New service applications are available at 1154 Hawkins, 3rd floor and should be made 6 to 8 weeks in advance of construction to ensure water for construction work. A site plan, utility plan, grading and drainage plans, landscaping plan, the legal description of the property and a certificate-of-compliance are required at the time of application. Service will be provided in accordance with the current EPWater Rules and Regulations. The

applicant is responsible for the costs of any necessary on-site and off-site extensions, relocations or adjustments of water and sanitary sewer lines and appurtenances.

Stormwater:

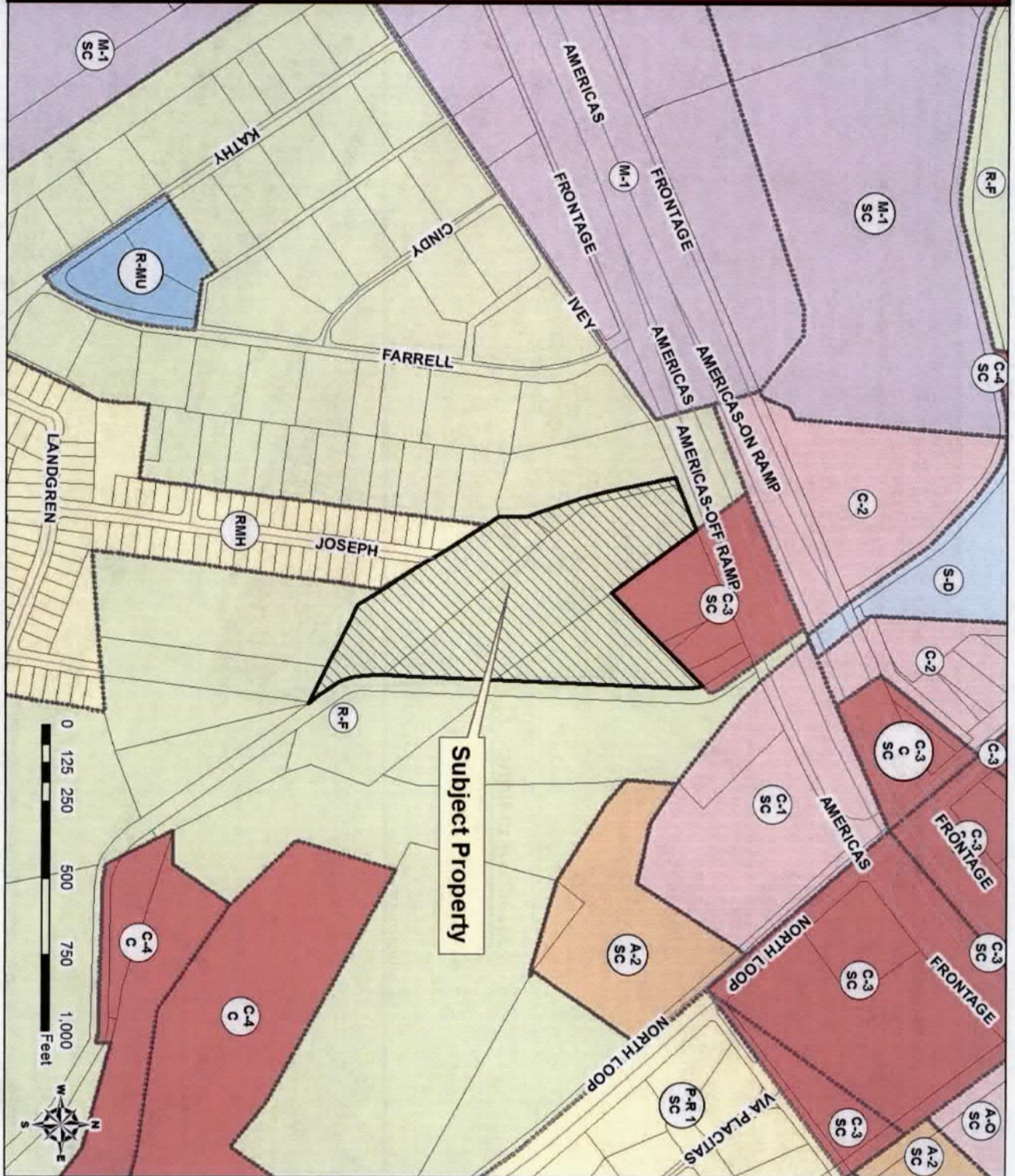
1. Provide an acceptable Stormwater Management plan in accordance with Section 19.19.030 of the current subdivision ordinance.
2. Provide an acceptable Drainage Plan in accordance with Section 19.01.050 of the current City Ordinance.
3. At the improvement plan stage, provide protection to the property from all offsite stormwater runoff that may have an adverse impact on any improvements.
4. The developer shall be responsible for the additional stormwater runoff generated by the proposed development, and must ensure that the historic runoff volume, peak and duration are maintained; Americas Ave., which is a state road, is not designed to take in any outside runoff.
5. EPW-Stormwater Engineering recommends using principles of low impact & green infrastructure development (such as recessed landscaping, rainwater harvesting, and porous pavements) to reduce the amount of developed stormwater runoff.

ATTACHMENT 1: LOCATION MAP

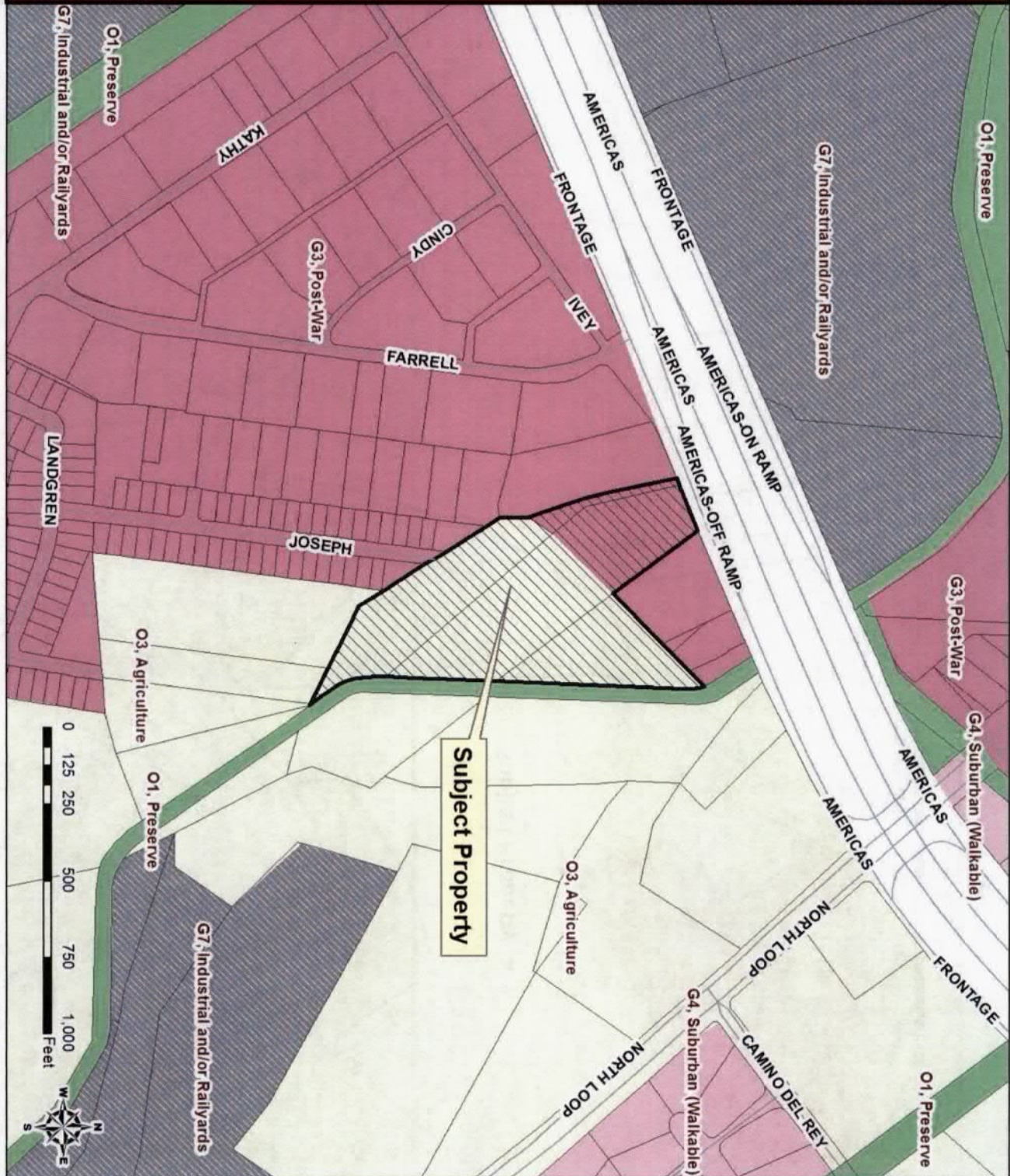
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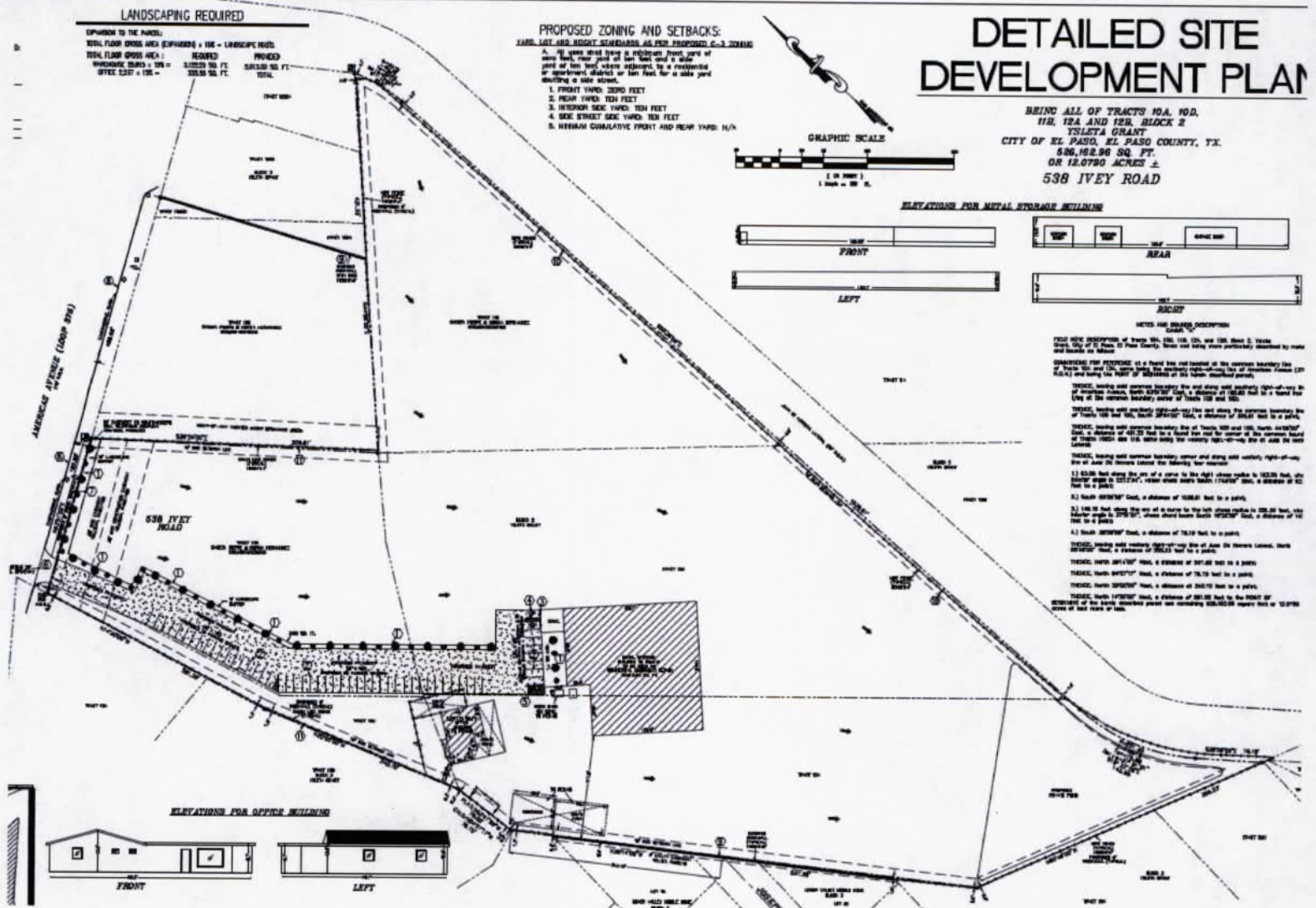
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PZRZ16-00035



ATTACHMENT 4: DETAILED SITE DEVELOPMENT PLAN



Americas and Southwest of North Loop

City Plan Commission — November 30, 2023 **(REVISED)**



CASE NUMBER: PZCR23-00004
CASE MANAGER: Andrew Salloum, (915) 212-1603, SalloumAM@elpasotexas.gov
PROPERTY OWNER: Americas 375 LLC
APPLICANT: Hamilton Commercial LLC – Hamilton Peck and Jonathan Tooley
REPRESENTATIVE: Sergio Castillo
LOCATION: Americas Ave. and Southwest of North Loop Dr. (District 7)
PROPERTY AREA: 24.74 acres
REQUEST: Release conditions imposed by Ordinance No. 6396 and 18811
RELATED APPLICATIONS: PZRZ23-00035 Rezoning Application
PUBLIC INPUT: One (1) phone call in opposition initially received since rescinded.
No other correspondence as of November 29, 2023.

SUMMARY OF REQUEST: The applicant is requesting to release the conditions imposed by Ordinance No. 6396, dated November 28, 1978 and Ordinance No. 18811, dated July 10, 2018 on the subject property.

SUMMARY OF STAFF'S RECOMMENDATION: Staff recommends **APPROVAL** of the request as the proposed condition release have been deemed necessary for appropriate development of the property and align with the intent of the policies of G-3, Post-War future land use designation of *Plan El Paso*, the City's adopted Comprehensive Plan.

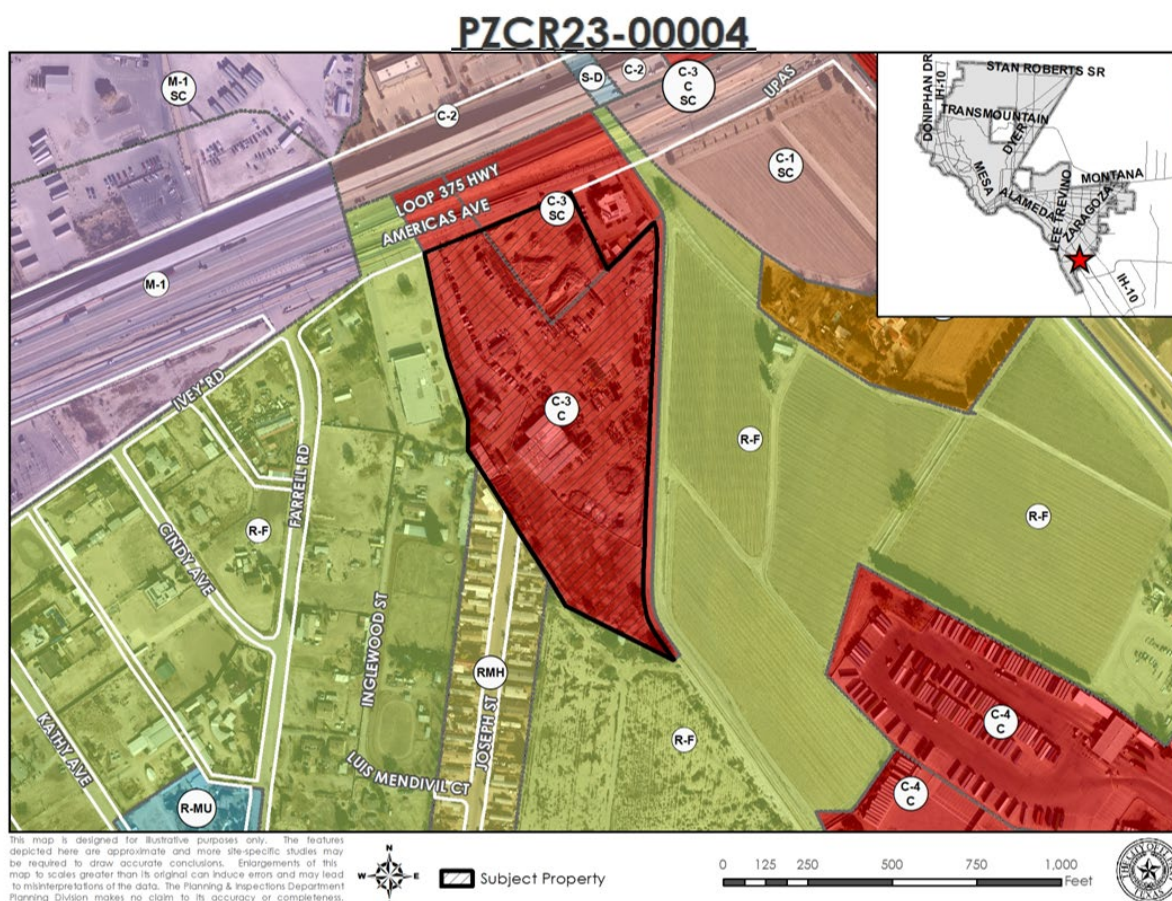


Figure A. Subject Property & Immediate Surroundings

DESCRIPTION OF REQUEST: The applicant is requesting to release the conditions imposed by Ordinance No. 6396, dated November 28, 1978 and Ordinance No. 18811, dated July 10, 2018 to allow for the development of an apartment complex. The size of the property is 24.74 acres. The detailed site development plan shows 490 apartment units consisting of 14 buildings, an administrative office, a clubhouse and fitness center building, a maintenance building along with other amenities. Main access is from Americas Avenue and Newell Hayes Drive, with vehicular access limited to only emergency vehicles along Joseph Street.

PREVIOUS CASE HISTORY: On November 28, 1978, City Council approved of the rezoning of the subject property from R-F (Ranch and Farm) to C-3 (Commercial) with the following conditions imposed by Ordinance No. 6396:

1. *No building permits shall be issued for construction on the property until complete and detailed architectural and site development plans of the proposed development have been submitted by First Parties and approved by the City Plan Commission of the City of El Paso. All construction and development on the property shall be done in accordance with the approved plans.*
2. *First Parties will, at no cost to the City, construct a ponding area to provide on-site drainage for the property. Such ponding area shall be constructed in accordance with plans and specifications to be approved by the City Engineer of the City of El Paso and must be inspected and approved by him before certificates of occupancy and compliance are issued for any buildings constructed on the property and before the property is used for any purposes requiring C-3 zoning.*

Note: The applicant is requesting to release all conditions because the conditions have been satisfied, are no longer necessary, or are current requirements of the City Code.

On July 10, 2018, City Council approved of the rezoning of the subject property from R-F (Ranch and Farm) to C-3 (Commercial) with the following conditions imposed by Ordinance No. 18811:

1. *That a ten-foot (10') landscaped buffer be established and maintained along any property line zoned residential or special purpose, to include the R-F (Ranch and Farm) and RMH (Residential Mobile Home) Districts.*
2. *That a 15' irrigated landscaped buffer will be established and maintained along the frontage of the property where it abuts Loop 375. High profile native evergreen trees of at least two-inch (2") caliper and ten feet (10') in height shall be placed every fifteen feet (15') on center. An additional seventy feet (70') of non-irrigated open space shall be maintained behind the landscaped buffer, followed by a second 15' landscaped buffer, for a total buffer depth of 100'. The second 15' landscaped portion of the 100' buffer shall also be irrigated and maintained with high profile native evergreen trees of at least two-inch (2") caliper and ten feet (10') in height placed every fifteen feet (15') on center.*
3. *That automobile (sales, service, storage, and rental) uses are prohibited on the subject property.*
4. *No outdoor storage of equipment, materials, and supplies shall be permitted within one-hundred feet (100') of Loop 375 or within twenty feet (20') of any property line that abuts residentially-zoned or special purpose zoned property, to include the R-F (Ranch and Farm) and RMH (Mobile Home Park) Districts.*

Note: The applicant is requesting to release all conditions because the conditions are no longer necessary or not applicable for the proposed S-D (Special Development) zone district to allow for the development of an apartment complex.

COMPATIBILITY WITH NEIGHBORHOOD CHARACTER: The proposed development is permitted by right with an approval of detailed site development plan in the S-D (Special Development) zoning district and will supplement the existing housing stock with multi-family housing. To the north is a bank and business office zoned C-2 (Commercial); to the south and west are a residential mobile home, zoned RMH (Residential Mobile Home) and residential uses and vacant lots zoned R-F (Ranch and Farm); to the east are vacant zoned R-F (Ranch and Farm). The closest school is Del Valle High School located 0.48 miles away and the closest park is Pavo Real Recreation Center located 1.31 miles away.

COMPLIANCE WITH <i>PLAN EL PASO</i>/REZONING POLICY – When evaluating whether a proposed condition release is in accordance with <i>Plan El Paso</i>, consider the following factors:	
Criteria	Does the Request Comply?
<p>Future Land Use Map: Proposed zone change is compatible with the Future Land Use designation for the property:</p> <p>G-3, Post-War: This sector applies to transitional neighborhoods typically developed from the 1950s through the 1980s. Streets were laid out with curvilinear patterns without alleys and shopping centers are located at major intersections behind large parking lots. This sector is generally stable but would benefit from strategic suburban retrofits to supplement the limited housing stock and add missing civic and commercial uses.</p> <p>O-3, Agriculture: This open-space sector applies to active farmland in the Rio Grande Valley. Changes to City codes and policies may limit plat and utility approvals beyond the City limits in a coordinated effort to protect significant portions of farmland.</p>	<p>Yes. The subject property is proposed to be developed into apartment complex development, which is in character with the future land use designation of <i>Plan El Paso</i>.</p>
<p>Compatibility with Surroundings: The proposed zoning district is compatible with those surrounding the site:</p> <p>S-D (Special Development) District: The purpose of this district is to provide an opportunity for mixed-use projects, integrated in design, in certain older residential areas where there is a desire to permit a variety of nonresidential uses while maintaining the established residential appearance and landscaping of the area. The regulations of this district are designed to ensure compatibility with existing uses in the district; to permit the production, exhibit or sale of goods and the providing of services to the public in such older residential areas; to protect the traffic capacity of streets serving such older residential areas; to encourage flexibility by prescribing general performance standards for such older residential areas; and to protect the environment of adjacent areas. For the purpose of this district, older areas of the city shall be deemed those areas where development has existed for at least twenty-five years.</p>	<p>Yes. The proposed S-D (Special Development) zone district will provide for the integration of apartment complex development with adjacent R-F (Ranch and Farm), RMH (Residential Mobile Home), and C-3 (Commercial) zoning districts in an older area.</p>
<p>Preferred Development Locations: Located along an arterial (or greater street classification) or the intersection of two collectors (or greater street classification). The site for proposed rezoning and condition release is not located mid-block, resulting in it being the only property on the block with an alternative zoning district, density, use and/or land use.</p>	<p>Yes. Proposed development will have access to the subject property is provided from Americas Avenue and Newell Hayes Drive which are classified as freeway and local street, respectively, under the City's Major Thoroughfare Plan (MTP). The classification of this road is appropriate for the proposed development.</p>

THE PROPOSED ZONING DISTRICT'S EFFECT ON THE PROPERTY AND SURROUNDING PROPERTY, AFTER EVALUATING THE FOLLOWING FACTORS:	
Historic District or Special Designations & Study Area Plans: Any historic district or other special designations that may be applicable. Any adopted small areas plans, including land-use maps in those plans.	The subject property does not lie within an historic district, study area plan, or overlay district.
Potential Adverse Effects: Potential adverse effects that might be caused by approval or denial of the requested rezoning.	There are no anticipated adverse impacts.
Natural Environment: Anticipated effects on the natural environment.	The subject property does not involve green field or environmentally sensitive land or arroyo disturbance.
Stability: Whether the area is stable or in transition.	The area is in transition within the last 10 years in the surrounding area. The property located at 9522 North Loop Drive to the northeast was rezoned from R-F (Ranch and Farm) to S-D (Special Development) in 2015. Additionally, the property located at 551 Inglewood Drive to the southeast was rezoned from R-F (Ranch and Farm) to C-4 (Commercial) in 2021.
Socioeconomic & Physical Conditions: Any changed social, economic, or physical conditions that make the existing zoning no longer suitable for the property.	The proposed development is in transition from inactive agricultural uses for the property. The established neighborhood is comprised of a residential and commercial development. The north portion of this property was rezoned from R-F (Ranch and Farm) to C-3 (Commercial) in 2018. The R-F (Ranch and Farm) zoning designation is no longer suitable for the property.

ADEQUACY OF PUBLIC FACILITIES, SERVICES AND INFRASTRUCTURE: The proposed development will have access to Americas Avenue and Newell Hayes Drive which are designated as a freeway and local street, receptively, in the City's Major Thoroughfare Plan. The subject property will need to provide adequate infrastructure at the time of development. Although pursuant to requirements for this rezoning request, a Traffic Impact Analysis deferral letter has been submitted and is under review by the City of El Paso's Streets and Maintenance Department as well as by the Texas Department of Transportation at the time of the subdivision platting stage. Prior to development, the subject property will need to be formally subdivided. All necessary infrastructure will be addressed at that time. The nearest bus stop is located 0.71 miles from the subject property on Alameda Avenue.

SUMMARY OF DEPARTMENTAL REVIEW COMMENTS: No adverse comments were received from reviewing departments.

PUBLIC COMMENT: The subject property is located within the boundaries of Mission Valley Civic Association and Corridor 20 Civic Association, which were notified of the rezoning and condition release request by the applicant. Property owners within 300 feet of subject property were notified of the rezone request on November 2, 2023. As of November 29, 2023, the Planning Division has received one (1) phone call in opposition to the request that was previously obtained but it was rescinded as the result of the meeting between the applicant and neighborhood residents (see attachment 8). No further input was received. Additionally, the applicant met with a several members of the neighborhood to discuss the proposal at a meeting held on July 19, 2023.

RELATED APPLICATIONS: Rezoning application PZR23-00035 is running concurrently with this application. The rezoning application request is to rezone from R-F (Ranch and Farm) C-3/sc (Commercial/special contract) and C-3/c (Commercial/conditions) to S-D (Special Development) and Detailed Site Development Plan review and approval to allow for apartment complex.

CITY PLAN COMMISSION OPTIONS:

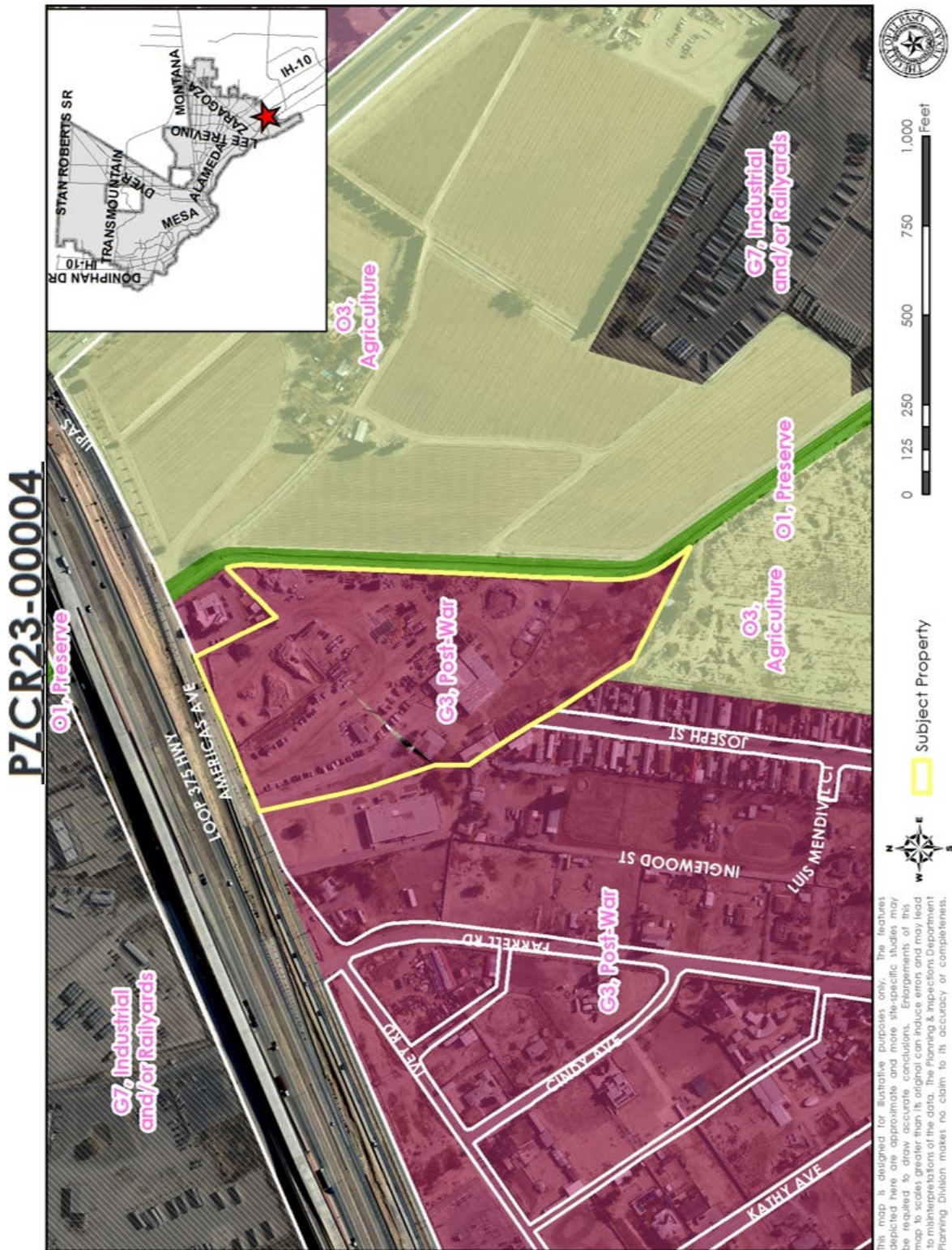
The purpose of the Zoning Ordinance is to promote the health, safety, morals and general welfare of the City. The City Plan Commission (CPC) has the authority to advise City Council on Zoning matters. In evaluating the request, the CPC may take any of the following actions:

1. **Recommend Approval** of the condition release request, finding that the request is in conformance with the review criteria of *Plan El Paso* as reflected in the Staff Report, or that the request is in conformance with other criteria that the CPC identifies from the Comprehensive Plan. **(Staff Recommendation)**
2. **Recommend Approval of the condition release request With Modifications** to bring the request into conformance with the review criteria of *Plan El Paso* as reflected in the Staff Report, or other criteria that the CPC identifies from the Comprehensive Plan.
3. **Recommend Denial** of the condition release request, finding that the request does not conform to the review criteria of *Plan El Paso* as reflected in the Staff Report, or other criteria that the CPC identifies from the Comprehensive Plan.

ATTACHMENTS:

1. Future Land Use Map
2. Detailed Site Development Plan
3. Elevations
4. Ordinance No. 6396, dated November 28, 1978
5. Ordinance No. 18811, dated July 10, 2018
6. Department Comments
7. Neighborhood Notification Boundary Map
8. Public input via an email

ATTACHMENT 1

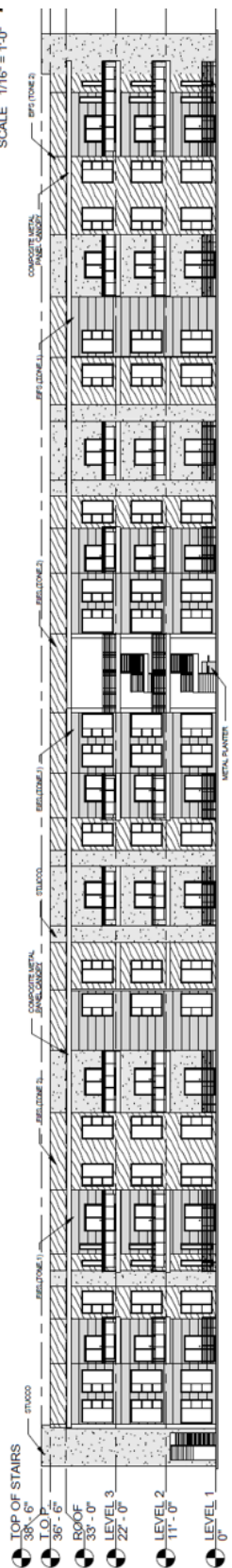


SITE PLAN
SCALE 1" = 100'-0"

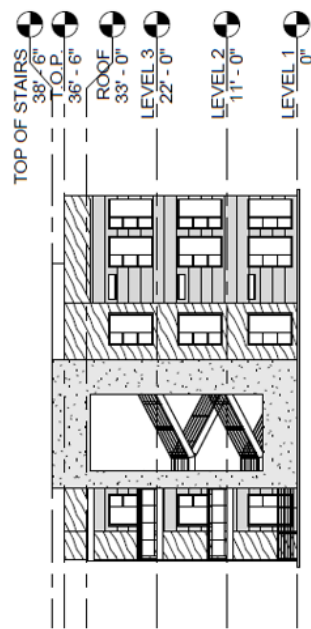
ATTACHMENT 3



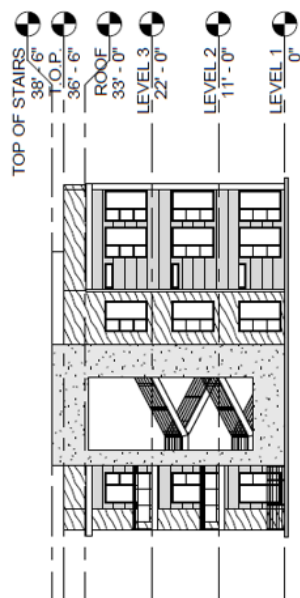
NEW BUILDING SOUTH EXTERIOR ELEVATION
SCALE 1/16" = 1'-0"



NEW BUILDING NORTH EXTERIOR ELEVATION
SCALE 1/16" = 1'-0"



NEW BUILDING EAST EXTERIOR ELEVATION
SCALE 1/16" = 1'-0"



NEW BUILDING WEST EXTERIOR ELEVATION
SCALE 1/16" = 1'-0"

ATTACHMENT 4

6396

AN ORDINANCE CHANGING THE ZONING OF
BLOCK 2, TRACT 10-B, YSLETA GRANT,
THE PENALTY BEING AS PROVIDED IN
SECTION 25-10 OF THE EL PASO CITY
CODE

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

That the zoning of Block 2, Tract 10-B, Ysleta Grant, as
more particularly described below, be changed to C-3 (Commercial)
within the meaning of the Zoning Ordinance, and the zoning map
of the City be revised accordingly:

Beginning at the northwesterly common corner of
Tracts 10B and 10D of said Block 2;

Thence North 63°08'00" East a distance of 448.80
feet along the boundary line between Tracts 10B and
10B1 of said Block 2 to a point on the westerly
line of the Juan de Herrera Main Lateral;

Thence South 36°02'00" East a distance of 249.60 feet
along the westerly line of the Juan de Herrera Main
Lateral to a point;

Thence South 44°06'00" West a distance of 426.70 feet
along the boundary line between Tracts 10B and 11B of
said Block 2 to a point;

Thence North 39°24'00" West a distance of 395.30 feet
along the boundary line between said Tracts 10B and 10D
to the point of beginning.

PASSED AND APPROVED this 28th day of November 1978.

ATTEST:

W. R. Rogers

City Clerk

City Clerk

Mayor

Rio-Ten

APPROVED AS TO FORM:

John R. Rios

City Attorney

I CERTIFY THAT THE FOLLOWING ZONING MAPS
HAVE BEEN REVISED: 2.D
1-29-79 COUNTER
1-26-79 ORIGINAL
1-26-79 Blky. Inspection
1-29-79 CONTROL f. Brongles

I certify that the zoning map has been revised to
reflect the amendment of ordinance #6396
By R. Brongles Date 1-29-79

6396

78-1240

CONTRACT

This contract, made this 29th day of Nov, 1978,
by and between FRANK CANDELARIA and wife, ELISA A. CANDELARIA,
First Parties, and the CITY OF EL PASO, Second Party, witnesseth:

Application has been made to the City of El Paso for rezoning
of Block 2, Tract 10-B, Ysleta Grant in the City of El Paso, El Paso
County, Texas, such property being more particularly described in
Ordinance No. 6396 now pending before the City Council of the
City of El Paso, a copy of which ordinance is attached hereto,
marked Exhibit "A" and made a part hereof by reference. To remove
certain objections to such rezoning, First Parties covenant that
if the property is rezoned to C-3 (Commercial) within the meaning
of the zoning ordinance of the City of El Paso, it shall be subject
to the following restrictions, conditions and covenants:

1. No building permits shall be issued for construction
on the property until complete and detailed architectural and site
development plans of the proposed development have been submitted
by First Parties and approved by the City Plan Commission of the
City of El Paso. All construction and development on the property
shall be done in accordance with the approved plans.

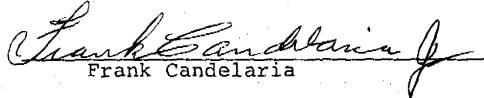
2. First Parties will, at no cost to the City, construct
a ponding area to provide on-site drainage for the property. Such
ponding area shall be constructed in accordance with plans and
specifications to be approved by the City Engineer of the City of
El Paso and must be inspected and approved by him before certificates
of occupancy and compliance are issued for any buildings constructed
on the property and before the property is used for any purpose
requiring C-3 zoning.

This agreement is a restriction, condition and covenant running
with the land and a charge and servitude thereon, and shall bind
First Parties and their successors in title. Any future conveyance
of the land shall contain this restriction, condition and covenant
and shall embody this agreement by express reference.

78-1240

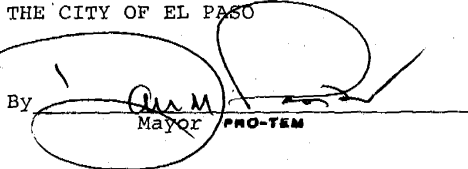
The City may enforce this agreement by injunction or any other legal or equitable remedy. The City Council of the City of El Paso may release the above restrictions, conditions and covenants in its discretion without the consent of any third person who may be benefited thereby.

WITNESS THE FOLLOWING SIGNATURES AND SEAL:

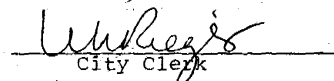

Frank Candelaria

x 
Elisa A. Candelaria

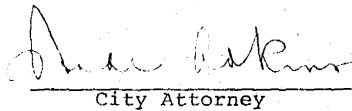
THE CITY OF EL PASO

By 
Mayor PRO-TEM

ATTEST:


City Clerk

APPROVED AS TO FORM:


City Attorney

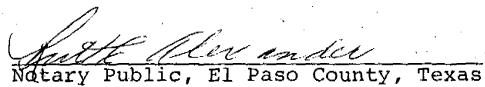
THE STATE OF TEXAS)
COUNTY OF EL PASO)

BEFORE ME, the undersigned authority, on this day personally appeared FRANK CANDELARIA and his wife, ELISA A. CANDELARIA, both known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this 29th day of Nov, 1978.

My Commission Expires:

Aug. 7 - 1980


Notary Public, El Paso County, Texas

78-4240

-2-

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

BEFORE ME, the undersigned authority, on this day personally appeared DAN M. POWDER, Mayor PRO-TEM of the City of El Paso, known to me to be the person and officer whose name is subscribed to the foregoing instrument, and acknowledged before me in my county aforesaid that he had executed the same for the purposes and consideration and in the capacity therein expressed, and as the act and deed of the City of El Paso.

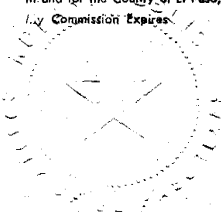
GIVEN UNDER MY HAND AND SEAL OF OFFICE this 30th day of NOVEMBER, 1978.

Billie Jean Branham
Notary Public, El Paso County, Texas

My Commission Expires:

6-30-80

BILLIE JEAN BRANHAM, Notary Public
In and for the County of El Paso, Texas
Commission Expires



70-4240

-3-

RESOLUTION

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

That the Mayor be authorized to sign a contract with Frank Candelaria and wife, Elisa A. Candelaria, placing certain restrictions, conditions and covenants on the property being rezoned by Ordinance No. 6396.

ADOPTED this 28th day of November, 1978.

ATTEST:

Mayor

City Clerk

City Clerk

78-1240

ATTACHMENT 5

CITY CLERK DEPT.
2018 JUL 5 PM 12:28

ORDINANCE NO. 018811

AN ORDINANCE CHANGING THE ZONING OF THE FOLLOWING REAL PROPERTY KNOWN AS:

PARCEL 1: TRACT 11B (2.389 AC), BLOCK 2, YSLETA GRANT (538 IVEY), CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-F (RANCH AND FARM) TO C-3 (COMMERCIAL); AND,

PARCEL 2: TRACT 10D (2.0785 AC) AND TRACT 12B (3.935 AC) (6.0315 AC), BLOCK 2, YSLETA GRANT, 538 IVEY, CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-F (RANCH AND FARM) TO C-3 (COMMERCIAL); AND,

PARCEL 3: TRACT 10A (0.3981 AC), BLOCK 2, YSLETA GRANT, 538 IVEY, CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-F (RANCH AND FARM) TO C-3 (COMMERCIAL); AND,

PARCEL 4: TRACT 12A (3.292 AC), BLOCK 2, YSLETA GRANT, 538 IVEY CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-F (RANCH AND FARM) TO C-3 (COMMERCIAL), AND IMPOSING A CONDITIONS.

THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.

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

Pursuant to Section 20.04.360 of the El Paso City Code, that the zoning of

Parcel 1: Tract 11B (2.389 ac), Block 2, Ysleta Grant, 538 Ivey, located in the City of El Paso, El Paso County, Texas, and as more particularly described by metes and bounds on the attached Exhibit "A", incorporated by reference; and,

Parcel 2: Tract 10D (2.0785 ac) and Tract 12B (3.935 ac) (6.0315 ac), Block 2, Ysleta Grant, 538 Ivey, located in the City of El Paso, El Paso County, Texas, and as more particularly described by metes and bounds on the attached Exhibit "A", incorporated by reference; and,

Parcel 3: Tract 10A (0.3981 ac), Block 2, Ysleta Grant, 538 Ivey, City of El Paso, El Paso County, and as more particularly described by metes and bounds on the attached Exhibit "A", incorporated by reference; and,

Parcel 4: Tract 12A (3.292 ac), Block 2, Ysleta Grant, located in the City of El Paso, El Paso County, Texas, and as more particularly described by metes and bounds on the attached Exhibit "A", incorporated by reference; be changed as listed for:

PARCEL 1: FROM R-F (RANCH AND FARM) TO C-3 (COMMERCIAL);

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18-1007-2134 | 762112_2
538 Ivey Road.
KMN

PZRZ16-00035

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PARCEL 2: FROM R-F (RANCH AND FARM) TO C-3 (COMMERCIAL); and

PARCEL 3: R-F (RANCH AND FARM) TO C-3 (COMMERCIAL), and

PARCEL 4: R-F (RANCH AND FARM) TO C-3 (COMMERCIAL) as defined in Section 20.06.020, and that the zoning map of the City of El Paso be revised accordingly.

Further, that the property described above be subject to the following condition which is necessitated by and attributable to the proximity of the proposed commercial equipment repair facility to adjacent residential and agricultural land uses generated by the change of zoning in order to protect the health, safety and welfare of the residents of the City:

1. *That a ten foot (10') landscaped buffer be established and maintained along any property line zoned residential or special purpose, to include the R-F (Ranch and Farm) and RMH (Residential Mobile Home) Districts.*
2. *That a 15' irrigated landscaped buffer will be established and maintained along the frontage of the property where it abuts Loop 375. High profile native evergreen trees of at least two inch (2") caliper and ten feet (10') in height shall be placed every fifteen feet (15') on center. An additional seventy feet (70') of non-irrigated open space shall be maintained behind the landscaped buffer, followed by a second 15' landscaped buffer, for a total buffer depth of 100'. The second 15' landscaped portion of the 100' buffer shall also be irrigated and maintained with high profile native evergreen trees of at least two inch (2") caliper and ten feet (10') in height placed every fifteen feet (15') on center.*
3. *That automobile (sales, service, storage, and rental) uses are prohibited on the subject property.*
4. *No outdoor storage of equipment, materials, and supplies shall be permitted within one-hundred feet (100') of Loop 375 or within twenty feet (20') of any property line that abuts residentially-zoned or special purpose zoned property, to include the R-F (Ranch and Farm) and RMH (Mobile Home Park) Districts.*

The penalties for violating the standards imposed through this rezoning ordinance are found in Section 20.24 of the El Paso City Code.

ADOPTED this 10th day of July, 2018.

(SIGNATURES ON THE FOLLOWING PAGE)

018811

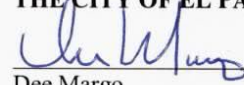
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CITY CLERK DEPT.
2018 JUL 5 PM 12:28

THE CITY OF EL PASO



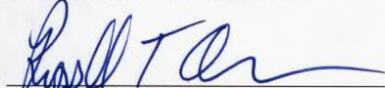
Dee Margo
Mayor

ATTEST:



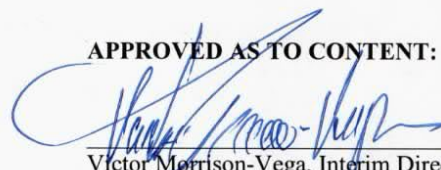
Laura D. Prine, City Clerk

APPROVED AS TO FORM:



Russel T. Abeln
Assistant City Attorney

APPROVED AS TO CONTENT:



Victor Morrison-Vega, Interim Director
Planning & Inspections Department

(Development Agreement on the following page)

018811

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18-1007-2134 | 762112_2
538 Ivey Road.
KMN

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EXHIBIT "A"

Being all of Tracts 10A, 10D,
11B, 12A, and 12B, Block 2,
Ysleta Grant,
City of El Paso, El Paso County, Texas
December 26, 2016

METES AND BOUNDS DESCRIPTION 538 Ivey Road Exhibit "A"

FIELD NOTE DESCRIPTION of Tracts 10A, 10D, 11B, 12A, and 12B, Block 2, Ysleta Grant, City of El Paso, El Paso County, Texas and being more particularly described by metes and bounds as follows:

COMMENCING FOR REFERENCE at a found iron rod located at the common boundary line of Tracts 10A and 13A, same being the southerly right-of-way line of Americas Avenue (370' R.O.W.) and being the **POINT OF BEGINNING** of the herein described parcel;

THENCE, leaving said common boundary line and along said southerly right-of-way line of Americas Avenue, North 63°51'00" East, a distance of 182.80 feet to a found iron rod lying at the common boundary corner of Tracts 10B and 10D;

THENCE, leaving said southerly right-of-way line and along the common boundary line of Tracts 10B and 10D, South 39°24'00" East, a distance of 329.61 feet to a point;

THENCE, leaving said common boundary line of Tracts 10B and 10D, North 44°06'00" East, a distance of 431.33 feet to a found iron rod for corner at the common boundary line of Tracts 10B2A and 11B, same being the westerly right-of-way line of Juan De Herrera Lateral;

THENCE, leaving said common boundary corner and along said westerly right-of-way line of Juan De Herrera Lateral the following four courses:

- 1.) 63.26 feet along the arc of a curve to the right whose radius is 163.20 feet, whose interior angle is 22°12'34", whose chord bears South 11°43'05" East, a distance of 62.87 feet to a point;
- 2.) South 00°36'59" East, a distance of 1038.61 feet to a point;
- 3.) 146.19 feet along the arc of a curve to the left whose radius is 221.30 feet, whose interior angle is 37°51'01", whose chord bears South 19°32'29" East, a distance of 143.55 feet to a point;
- 4.) South 38°28'00" East, a distance of 76.19 feet to a point;

THENCE, leaving said westerly right-of-way line of Juan De Herrera Lateral, North 65°48'00" West, a distance of 355.23 feet to a point;

THENCE, North 35°14'00" West, a distance of 537.30 feet to a point;

THENCE, North 04°27'17" West, a distance of 76.75 feet to a point;

THENCE, North 20°02'00" West, a distance of 240.70 feet to a point;

THENCE, North 14°30'00" West, a distance of 281.25 feet to the **POINT OF BEGINNING** of the herein described parcel and containing 526,162.96 square feet or 12.0790 acres of land more or less.

CAD Consulting Co.
1790 Lee Trevino Drive, Suite 503
El Paso, Texas 79936
(915) 633-6422
L:\M&B\2016\538 Ivey-Final.wpd



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538 Ivey Road.
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538 Ivey Road.
KMN

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ATTACHMENT 6

Planning and Inspections Department - Planning Division

Staff recommends **APPROVAL** of the request as the proposed condition release have been deemed necessary for appropriate development of the property and align with the intent of the policies of G-3, Post-War future land use designation of *Plan El Paso*, the City's adopted Comprehensive Plan.

Planning and Inspections Department – Plan Review & Landscaping Division

Recommend approval with conditions:

- 1) Remove "Landscape Legend" and plant quantities from plans
- 2) Occupancy use shall be R-2, not B

Note: the comments will be addressed at the time of permitting stage.

Planning and Inspections Department – Land Development

Recommend approval with conditions

1. The property is in the flood zone "AH", a preliminary and final elevation certificate will be required at the time of grading permit and complies with all FEMA requirements.
2. All storm-water runoff discharge volumes including fill/water displacement shall be retained within this subdivision's limits in compliance with the provision of (DSC PANEL 1-4C-J, 19.19.010A and DDM 11.1).
3. TXDOT review and approval are required of the proposed subdivision for drainage and access requirements. No storm water is allowed into TxDOT R.O.W.
4. Verify the existing driveway on Americas (Loop 375), if not used, it will require closing.

Note: the comments will be addressed at the time of permitting stage.

Fire Department

Recommend approval with conditions.

Turning radius for emergency vehicles, aerial access requirements and address fire related issues. Check for TXDOT requirements on Loop 375 due to emergency vehicles turning radius requirements.

Note: the comments will be addressed at the time of permitting stage.

Police Department

No comments received.

Environment Services

No comments received.

Streets and Maintenance Department

- No objections to Traffic Impact Analysis (TIA) report.
- No objections to site plan.

Sun Metro

No comments received.

El Paso Water

EPWater-PSB does not object to this request.

Water:

There is an existing 8-inch diameter water main that extends along Americas Ave., located approximately 7-feet north of the south right-of-way line. This main is available for service and main extension.

There is an existing 48-inch diameter water transmission main that extends within a 30-foot PSB easement parallel to Americas Ave and along the northern property line. No direct service connections are allowed to this main as per the El Paso Water - Public Service Board (EPWater-PSB) Rules and Regulations.

There is an existing 8-inch diameter water main that extends along Joseph St., located approximately 15-feet west of the east right-of-way line. This main is available for service and main extension.

There is an existing 8-inch diameter water main that extends along Newell Hays St., located approximately 15-feet west of the east right-of-way line. This main is available for service and main extension.

EPWater records indicate an active ¾-inch domestic water meter serving the subject property. The service address for this meter is 538 Ivey Rd.

Previous water pressure from fire hydrant #5606, located at 444 Joseph St., has yielded a static pressure of 102 (psi), a residual pressure of 88 (psi), and a discharge of 750 (gpm). The owner should, for his own protection and at his own expense, install at the discharge side of each water meter a pressure regulator, strainer, and relief valve, to be set for pressure as desired by the customer. The Lot owner shall be responsible for the operation and maintenance of the above-described water pressure regulating device.

Sewer:

There is an existing 8-inch diameter sanitary sewer main that extends along Joseph St., located approximately 20-feet east of the west right-of-way line. This main is available for service and main extension.

There is an existing 8-inch diameter sanitary sewer main that extends along Newell Hays St., located approximately 20-feet east of the west right-of-way line. This main is available for service and main extension.

General:

Americas Ave. is a Texas Department of Transportation (TxDOT) right-of-way. All proposed water and sanitary sewer work to be performed within Americas Ave. right-of-way requires written permission from TxDOT.

EPWater-PSB requests that the site be graded so that sanitary sewer service may be provided by gravity.

No building, reservoir, structure, parking stalls, or other improvement, other than asphaltic paving (HMAC), shall be constructed or maintained on the above referenced EPWater-PSB easement without the written consent of EPWater-PSB. The Developer shall refrain from constructing rock walls, signs, trees, buildings, curbs, or any structure that will interfere with the access to the PSB easement(s). There shall be at least a 5-foot setback from the easement line to any building, sign, or structure. All easements dedicated to public water and/or sanitary sewer facilities shall comply with EPWater-PSB Easement Policy. The PSB easement(s) shall be improved to allow the operation of EPWater-PSB maintenance vehicles. EPWater-PSB requires access to the proposed water facilities, sanitary sewer facilities, appurtenances, and meters within the easement 24 hours a day, seven (7) days a week. EPWater-PSB requires a new service application to provide additional service to the property. New service applications are available at 1154 Hawkins, 3rd floor and should be made 6 to 8 weeks in advance of construction to ensure water for construction work. A site plan, utility plan, grading and drainage plans, landscaping plan, the legal description of the property and a certificate-of-compliance are required at the time of application. Service will be provided in accordance with the current EPWater-PSB Rules and Regulations. The applicant is responsible for the costs of any necessary on-site and off-site extensions, relocations or adjustments of water and sanitary sewer lines and appurtenances.

El Paso County 911 District

No comments received.

Texas Department of Transportation

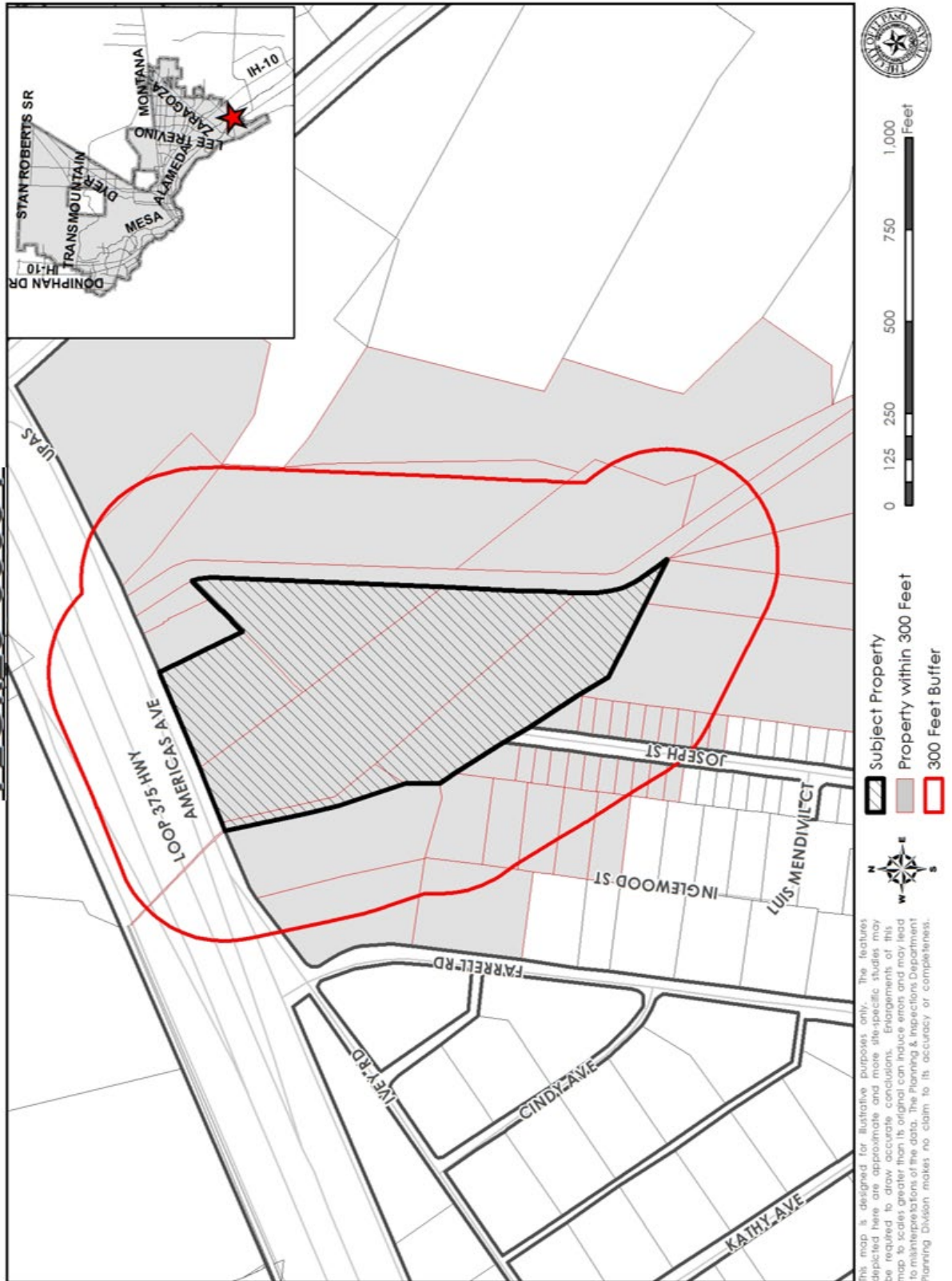
- Please add a deceleration lane
- Move proposed driveway further south to allow use of the deceleration lane.

El Paso County Water Improvement District #1

No comments received.

ATTACHMENT 7

PZCR23-00004



ATTACHMENT 8

Salloum, Andrew M.

From: Salloum, Andrew M.
Sent: Wednesday, November 29, 2023 10:56 AM
To: Ben Ivey
Cc: Adrienne Ivey Schultz; David Escobar; Hamilton Peck; Jonathan Tooley; Smith, Kevin W.; Garcia, Raul; Zamora, Luis F.
Subject: RE: Hamilton Group Zoning Request

Good morning Mr. Ivey,

Thank you for your email. It will be added to the backup that will be presented to the City Plan Commission.

Cordially,
Andrew Salloum | Senior Planner
P: 915.212.1603
A: 801 Texas Ave. El Paso, TX 79901
E: SalloumAM@elpasotexas.gov
ElPasoTexas.gov | Take Our Survey

Planning & Inspections Department
City of El Paso

-----Original Message-----

From: Ben Ivey <ben@iveyoffice.com>
Sent: Wednesday, November 29, 2023 10:13 AM
To: Salloum, Andrew M. <SalloumAM@elpasotexas.gov>
Cc: Adrienne Ivey Schultz <ais419@sbcglobal.net>; David Escobar <tocmodar@gmail.com>; Hamilton Peck <hamilton@hamiltoncommercialtx.com>; Jonathan Tooley <jonathan@hamiltoncommercialtx.com>
Subject: Hamilton Group Zoning Request

[You don't often get email from ben@iveyoffice.com. Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification>]

CAUTION: This email originated from outside of the City of El Paso. Do not click links or open attachments unless you recognize the sender and know the content is safe. If suspicious, use Phish Alert or forward to SpamReport@elpasotexas.gov.

Mr. Salloum,

This is Ben Ivey and I am letting you know that our family is not going to oppose anything on the Hamilton Group zoning request coming up before the planning commission this Thursday. We hope that every consideration will be given to help the traffic problem that this apartment project will add to the existing problem we already have with the intersection of North Loop and Americas Ave. Also the traffic that will be impacted to Inglewood Rd.

1

I've tried for years to get TXDOT to put in a braided interchange just north of North Loop from Americas to the access road so that truck traffic from Mexico wouldn't necessarily go through the North Loop and Americas intersection. They could cross over North Loop and have an exit just after North Loop Road for that traffic that wants to go north to the industrial parks that are north of the interstate. If that could ever be accomplished it help the North Loop Intersection tremendously and be good even for the apartment project.

If there is anything else that you may need from me, just let me know.

God Bless

Ben Ivey



Legislation Text

File #: 24-139, Version: 1

**CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM**

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

*Please choose District and Department from drop down menu. Please post exactly as example below.
No Title's, No emails. Please use ARIAL 10 Font.*

District 1

Streets and Maintenance, Mary Lou Espinoza, (915) 867-2629

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

An Ordinance authorizing the City Manager to sign a purchase and sale agreement, a deed, and any other documents necessary to convey approximately 0.18 acres of land described as Tracts 16E and 16B3, Block 1, Upper Valley Surveys, in the City of El Paso, El Paso County, Texas.

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: January 30, 2024
PUBLIC HEARING DATE: February 13, 2024

CONTACT PERSON(S) NAME AND PHONE NUMBER: Mary Lou Espinoza, Capital Assets Manager,
(915) 867-2629

DISTRICT(S) AFFECTED: 1

STRATEGIC GOAL: No. 6: Set the Standard for Sound Governance and Fiscal Management

SUBGOAL: No. 6.6: Ensure continued financial stability and accountability through sound financial management, budgeting and reporting

SUBJECT:

An ordinance authorizing the City Manager to sign a purchase and sale agreement, a deed, and any other documents necessary to convey approximately 0.18 acres of land described as Tracts 16E and 16B3, Block 1, Upper Valley Surveys, in the City of El Paso, El Paso County, Texas.

BACKGROUND / DISCUSSION:

The City of El Paso desires to sell the real property parcel identified as PID 231404, consisting of approximately 0.18 acres of vacant land, that is proposed to be conveyed to Enrique Escobar.

The property is located near Emory Road and Sunland Park Drive and abuts the Montoya Main Lateral. The City of El Paso desires to sell the land-locked property to the applicant, Enrique Escobar, as lawful access can only be obtained by combining with the applicant's abutting parcel. Future access to the property would be through Emory Road.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A: This is a revenue generating item

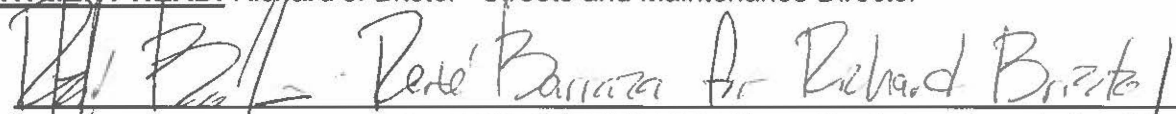
HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? ☒ YES ☐ NO

PRIMARY DEPARTMENT: Streets & Maintenance

SECONDARY DEPARTMENT: Real Estate

*******REQUIRED AUTHORIZATION*******

DEPARTMENT HEAD: Richard J. Bristol - Streets and Maintenance Director


(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO SIGN A PURCHASE AND SALE AGREEMENT, A DEED, AND ANY OTHER DOCUMENTS NECESSARY TO CONVEY APPROXIMATELY 0.18 ACRES OF LAND DESCRIBED AS TRACTS 16E AND 16B3, BLOCK 1, UPPER VALLEY SURVEYS, IN THE CITY OF EL PASO, EL PASO COUNTY, TEXAS.

WHEREAS, pursuant to Section 272.001 (b) of the Texas Local Government Code, notice and bidding requirements are not applicable to certain properties, including property that is narrow or, because of its shape, lack of access to public roads, or small area, cannot be used independently under current zoning or other developmental control ordinances; and

WHEREAS, the property that is the subject of this Ordinance is small and land-locked and being sold to the abutting property owner; and

WHEREAS, the City of El Paso obtained an appraisal for the property that is the subject of this Ordinance and is selling the property for its appraised value of \$12,000.00.

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

That the City Manager is authorized to sign a Purchase and Sale Agreement, a Deed, and any other necessary documents, in a form approved by the City Attorney's Office, for the sale of the following real property: Approximately 0.18 acres described as Tracts 16E and 16B3, Block 1, UPPER VALLEY SURVEYS, in the City of El Paso, El Paso County, Texas, being more specifically described in Exhibit "A", attached hereto and made a part hereof for all purposes.

ADOPTED this _____ day of _____ 2024.

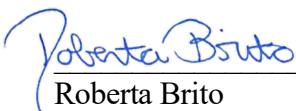
CITY OF EL PASO:

Oscar Leaser
Mayor

ATTEST:

Laura D. Prine
City Clerk

APPROVED AS TO FORM:



Roberta Brito

Senior Assistant City Attorney

APPROVED AS TO CONTENT



Mary Lou Espinoza

Capital Assets Manager

ORDINANCE NO. _____

HQ 23-1167 | Tran #506251 | Real Estate

Emory Road- .18 acres , Tracts 16 E and 16 B, Block 1, Upper Valley Surveys

CONTRACT OF SALE

(0.1831 acres)

SECTION 1. SALE AND PURCHASE AND CONVEYANCE OF THE PROPERTY.

Tracts 16E and 16B3, Block 1, UPPER VALLEY SURVEYS, in the City of El Paso, El Paso County, Texas, according to the resurvey of said UPPER VALLEY SURVEYS made by El Paso County, Texas, as further described in **Attachment “A”**, the **“Property”**.

- A. The Buyer will pay the Seller a total amount of \$12,000.00 for the Property (“**Purchase Price**”). The Purchase Price above is to be paid by the Buyer to the Seller through the Title Company selected by the Seller (“**Title Company**”) at the Closing of this Agreement.
- B. The Buyer will submit a check to the Title Company in the amount of \$5,000.00 (“**Deposit**”), within 15 calendar days of the Effective Date. The Title Company will hold the Deposit in an escrow to be applied as provided by this Agreement. If the sale of the Property is in accordance with the provisions in this Agreement, then the Title Company will apply the Deposit to the Purchase Price of the Property at Closing.
- C. The Title Company will act as the escrow holder in this transaction. The Seller will deliver signed copies of this Agreement to the Title Company which will serve as instructions for the closing of this transaction.

A. **WARRANTIES.** To the best of the Seller's knowledge the Seller warrants to the Buyer that:

1. The Seller has the full right to convey the Property, as such the Buyer's rights to the Property conveyed through this Agreement will not be adversely affected by a superior title;
2. No leasehold rights or interests have been granted and are currently in effect involving the Property;
3. No work has been performed on the Property or any materials have been provided for

work on the Property that could result in a mechanic's or materialman's lien;

4. There are no pending claims of damage to property or injury to person occurring on the Property;
5. The Seller has not received any notices of condemnation regarding the Property; and
6. There are no unpaid utility bills or unfulfilled maintenance contracts regarding the Property.
7. **Property Sold "As Is"**. THIS CONTRACT IS AN ARMS-LENGTH AGREEMENT BETWEEN THE PARTIES. THE PURCHASE PRICE WAS BARGAINED ON THE BASIS OF AN "AS IS", "WHERE IS" TRANSACTION. BUYER ACKNOWLEDGES AND AGREES THAT (A) EXCEPT AS EXPRESSLY SET FORTH IN THIS AGREEMENT OR IN ANY CLOSING DOCUMENTS EXECUTED AND DELIVERED BY SELLER TO BUYER AT CLOSING, THE PURCHASE OF THE PROPERTY SHALL BE ON AN "AS IS", "WHERE IS", "WITH ALL FAULTS" BASIS, SUBJECT TO ORDINARY WEAR AND TEAR FROM THE EFFECTIVE DATE UNTIL CLOSING, AND (B) EXCEPT AS EXPRESSLY SET FORTH IN THIS AGREEMENT OR IN ANY CLOSING DOCUMENTS EXECUTED AND DELIVERED BY SELLER TO BUYER AT CLOSING, SELLER HAS NO OBLIGATION TO REPAIR ANY DAMAGE TO OR DEFECT IN THE PROPERTY, REPLACE ANY OF THE PROPERTY OR OTHERWISE REMEDY ANY MATTER AFFECTING THE CONDITION OF THE PROPERTY. THIS PROVISION SHALL BE DEEMED TO SURVIVE THE CLOSING.

B. OBLIGATIONS. The Seller will comply with the following obligations:

1. Within 15 business days of the Effective Date, the Seller will deliver the following documents to the Buyer, if such documents exist:
 - a. Any "as-built" plans for any improvements on the Property, if any;
 - b. Tax bills showing the amount of the current real property tax and the assessed value of the land; and
 - c. All environmental reports of the Property and the improvements on the Property.
2. If the Seller has contracted a real estate broker or agent to represent the Seller in the transaction of this Agreement, then the Seller is responsible for the payments of that contract.

C. RIGHTS.

The Seller may select the Title Company that will assist with the sale of the Property. The Seller will forward this Agreement to the Title Company to be used at escrow instructions.

SECTION 4. BUYER'S WARRANTIES, OBLIGATIONS, AND RIGHTS.

A. WARRANTIES. The Buyer warrants that:

1. There will be no unpaid bills or claims in connection with the inspection of the Property;

B. OBLIGATIONS. The Buyer will comply with the following obligations:

1. **AFTER THE CLOSING, THE BUYER WILL BE RESPONSIBLE FOR ALL ENVIRONMENTAL MATTERS THAT ARISE, EVEN IF SUCH ENVIRONMENTAL MATTERS WERE KNOWN BEFORE THE CLOSING. AFTER THE CLOSING, THE BUYER INDEMNIFIES, HOLDS HARMLESS, AND RELEASES THE SELLER FROM LIABILITY FOR ANY LATENT DEFECTS AND FROM LIABILITY FROM ENVIRONMENTAL PROBLEMS THAT AFFECT THE PROPERTY, INCLUDING LIABILITY UNDER THE COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION AND LIABILITY ACT (CERCLA), THE RESOURCE CONSERVATION AND RECOVERY ACT (RCRA), THE TEXAS SOLID WASTE DISPOSAL ACT, OR THE TEXAS WATER CODE. THE BUYER INDEMNIFIES, HOLDS HARMLESS AND RELEASES THE SELLER FROM ANY LIABILITY FOR ENVIRONMENTAL PROBLEMS AFFECTING THE PROPERTY ARISING AS THE RESULT OF THE SELLER'S OWN NEGLIGENCE OR THE NEGLIGENCE OF THE SELLER'S REPRESENTATIVES. THE BUYER INDEMNIFIES, HOLDS HARMLESS, AND RELEASES THE SELLER FROM ANY LIABILITY FOR ENVIRONMENTAL PROBLEMS AFFECTING THE PROPERTY ARISING AS THE RESULT OF THEORIES OF PRODUCTS LIABILITY AND STRICT LIABILITY, OR UNDER NEW LAWS OR CHANGES TO EXISTING LAWS ENACTED AFTER THE EFFECTIVE DATE THAT WOULD OTHERWISE IMPOSE ON THE SELLER IN THIS TYPE OF TRANSACTION NEW LIABILITIES FOR ENVIRONMENTAL PROBLEMS AFFECTING THE PROPERTY.**

2. If the Buyer has contracted a real estate broker, agent, finder, or other party for the transaction of this Agreement, then the Buyer is responsible for the payments of that contract.

C. RIGHTS. The Buyer is responsible for all costs associated with exercising the following rights:

1. **INSPECTION.** The Buyer may inspect the Property within 15 business days of the Effective Date of this Agreement ("**Inspection Period**"). The Buyer will be responsible for all expenses related to the inspection or any other examination of the Property. The Buyer will ensure that its representatives, agents, consultants, or any other persons

related to the inspection of the Property, if any, have general liability insurance of at least \$500,000.00 and property damage insurance of at least \$500,000.00 during the Inspection Period. The Buyer will ensure the insurance policies are with an insurance provider that is licensed in the State of Texas and are acceptable to the Seller. The Seller disclaims any warranties regarding the condition of the Property and/or the suitability of the Property. The Buyer may terminate this Agreement during the Inspection Period in accordance to Section 5(A)(1). The Buyer acknowledges that the Buyer was given an opportunity to inspect the Property, and is relying on information gathered during the inspection and not information provided to the Buyer by the Seller. The Buyer acknowledges that the information the Buyer has obtained about the Property has been from a variety of sources and that the Seller makes no representation as to the accuracy of that information. **THE BUYER WILL INDEMNIFY, DEFEND, AND HOLD HARMLESS, THE CITY AND THE CITY'S OFFICER'S AND EMPLOYEES FROM ANY THIRD PARTY CLAIMS RELATED TO ANY INSPECTIONS PERFORMED BY THE BUYER OR THE BUYER'S EMPLOYEES, AGENTS, CONTRACTORS OR SUBCONTRACTORS. SUCH INDEMNIFICATION RESPONSIBILITY ON BUYER INCLUDES THE OBLIGATION TO PAY FOR ALL ATTORNEY'S FEES AND COURT COSTS INCURRED BY THE SELLER.**

2. **TITLE INSURANCE.** The Buyer may, at the Buyer's sole expense, order a current commitment for Title Insurance for the Property within 15 business days of the Effective Date of this Agreement. The Buyer will send a copy of the title commitment and any documents related to title insurance to the Seller.
3. **SURVEY.** The Buyer may obtain a new survey or update an existing survey at the Buyer's expense within 15 business days of the Effective Date of this Agreement. If the metes and bounds description of the Property in the survey obtained by the Buyer are different from the ones described in Attachment "A", then the parties may use the new survey to describe the Property in this Agreement.
4. **TITLE REVIEW PERIOD.** The Buyer may review the commitment for title insurance and the survey within 15 business days of receiving the commitment for title insurance ("**Title Review Period**") and send a written notice to the Seller, before the expiration of the Title Review Period, listing the Buyer's objections, if any. If the Buyer does not send the Seller a written notice with the Buyer's objections within the Title Review Period, then the parties will proceed with the purchase and sale of the Property in accordance with the provisions of this Agreement. If the Seller receives objections from the Buyer, then the Seller will perform one of the following within 15 business days of receiving Buyer's objections:
 - a. Notify the Buyer that the Seller will cure the Buyer's objections before the Closing Date. If the Seller elects this option, then the Seller will cure the Buyer's objections before the Closing Date;
 - b. Notify the Buyer that the Seller will cure the Buyer's objections, however the Seller and the Buyer must agree to postpone the Closing Date to allow the Seller enough time to cure the Buyer's objections. The Seller or the Buyer may terminate this Agreement in accordance to Section 5(A)(3) if the Buyer refuses

to postpone the Closing Date; or

- c. Notify the Buyer that the Seller will not cure the Buyer's objections and that the Seller will terminate this Agreement in accordance with Section 5(A)(3).

SECTION 5. TERMINATION.

A. This Agreement may be terminated as provided in this Section.

1. **TERMINATION DURING INSPECTION PERIOD.** The Buyer may terminate this Agreement for any reason at any time only during the Inspection Period by providing written notice to the Seller. The Buyer may afford the Seller a certain time to cure any defects on the Property that are discovered and notified to the Seller during the Inspection Period. The Seller may cure the defects notified by the Buyer or choose to terminate this Agreement if the Seller refuses to cure the defects. If the Buyer affords the Seller the opportunity to cure any defects, then the Seller will notify the Buyer whether it will cure the defects or terminate this Agreement. If the Agreement is terminated under this provision, then the Seller will refund, or direct the Title Company to refund, the full deposit to the Buyer.
2. **TERMINATION FOR CAUSE.** Either party may terminate this Agreement before or on the Closing Date if the other party fails to fulfill the obligations of this Agreement following written notice allowing for 14 calendar day opportunity to cure. If the Seller terminates this Agreement pursuant to this provision, then the Seller may keep the Deposit made by the Buyer. If the Buyer terminates this Agreement for cause, then the Seller will refund the deposit to the Buyer and such will be the Buyer's sole remedy under this Agreement.
3. **TERMINATION DURING TITLE REVIEW PERIOD.** If during the Title Review Period, the parties decide to terminate this Agreement in accordance with Section 4(C)(4), then the terminating party will send a written termination notice to the nonterminating party. The Buyer may terminate this Agreement if the Seller fails to perform the obligations under Section 4(C)(4) of this Agreement. If the Agreement is terminated under this provision, then the Seller will refund, or direct the Title Company to refund, the full deposit to the Buyer.
4. **TERMINATION FOR CASUALTY.** If any damages occur to the Property before the Closing Date due to fire or another casualty, then the parties may mutually agree to postpone the Closing Date to allow the Seller time to repair the damages. The Buyer may only terminate this Agreement if the repairs to the Property by the Seller will lead to the Closing Date being postponed. If the Buyer does not want to postpone the Closing Date to allow the Seller to remedy the damages, then the Buyer may terminate this Agreement by sending a termination notice to the Seller after becoming aware of the damages to the Property. If the Buyer terminates this Agreement under this provision, then the Seller will refund, or direct the Title Company to refund, the full deposit to the Buyer.

SECTION 6. CLOSING.

- A. Provided that the parties have not terminated this Agreement, the parties will meet all the obligations of this Agreement, including finalizing the sale and transfer of the Property (“**Closing**”) within 14 calendar days following the expiration of the Title Review Period or such earlier date as may be specified by the Buyer by not less than five calendar days advance written notice to the Seller (“**Closing Date**”). A party’s failure to meet all the obligations of this Agreement by or on the Closing Date is a breach of this Agreement.
- B. SELLER’S OBLIGATIONS. Before or on the Closing Date the Seller will deliver the following to the Buyer through the Title Company:
1. A fully executed deed (“**Deed**”) conveying title to the Property in a form substantially similar to the form included in this Agreement as **Attachment “B”**;
 2. Any environmental reports, test results and disposal documentation with regard to the demolition and removal of asbestos from the site, if any;
 3. All keys or other access devices in the possession of the Seller or its agents to the locks located on the Property, if any; and
 4. Any other items requested by the Title Company reasonably necessary to finalize the closing of this Agreement.
- C. BUYER’S OBLIGATIONS. At the closing of this Agreement the Buyer will deliver the following to the Seller through the Title Company:
1. The Purchase Price minus the Deposit that is being held by the Title Company.
 2. All Closing Costs. The Buyer is responsible for paying all fees associated with the closing of this Agreement, including any Title Company escrow fees. The Buyer will be responsible for paying any fees related to recording the Deed.
 3. Any other items requested by the Title Company to finalize the closing of this Agreement.
- D. TAXES. General real estate taxes, if any, for the then current year relating to the Property will be prorated on midnight before the Closing Date. If the Closing occurs before the tax rate is fixed for the then current year, the apportionment of taxes shall be made upon the basis of the tax rate for the immediately preceding year applied to the latest assessed valuation of the Land and Improvements. Within 30 Business Days after the actual taxes for the year in which the Closing occurs are determined, Seller and Buyer shall adjust the proration of such taxes and Seller and Buyer, as the case may be, shall pay to the other any amount required as a result of such adjustment and this covenant shall not merge with the Deed delivered hereunder but shall survive the Closing. All special taxes or assessments assessed prior to the Closing Date shall be paid by Seller.

Agreement as a whole or in part must comply with Chapter 552 of the Texas Government Code (Texas Public Information Act).

- F. GOVERNING LAW. This Agreement is governed by Texas law.
- G. VENUE. The venue for disputes regarding this Agreement between the parties will be El Paso County, Texas.
- H. SEVERABILITY. A future finding of invalidity of any provision of this Agreement does not affect the validity of any remaining provisions of this Agreement.
- I. HEADINGS. The headings and subheadings of this Agreement are for information purposes only and are not substantive terms.
- J. GOVERNMENTAL FUNCTIONS. The parties agree that the Seller is entering this Agreement in the exercise of its governmental functions under the Texas Tort Claims Act. The parties also agree that the Seller is entering into this Agreement as a governmental entity performing a governmental function.
- K. COMPLIANCE WITH THE LAWS. The parties will comply with all applicable laws, administrative orders, and any rules or regulations relating to the obligations under this Agreement.
- L. FORCE MAJEURE. There is no breach of contract should either party's obligations within this Agreement be delayed due to an act of God, outbreak of hostilities, riot, civil disturbance, acts of terrorism, the act of any government or authority, fire, explosion, flood, theft, malicious damage, strike, lockout, or any cause or circumstances whatsoever beyond either party's reasonable control. The delayed party must resume performing its obligations in this Agreement after the reason for the delay is resolved.
- M. SUCCESSORS AND ASSIGNS. This Agreement is binding on the Seller and the Buyer, and the Buyer's successors and assigns. Neither party may assign, sublet, or transfer its interest or obligations in this Agreement without the written consent of the other.
- N. THIRD-PARTY BENEFICIARIES. There are no third party beneficiaries for this Agreement.
- O. REPRESENTATIONS AND WARRANTIES. The person executing this Agreement on behalf of both parties have the authority to sign on behalf of their respective parties.
- P. COUNTERPARTS. The parties may execute this Agreement in counterparts.
- Q. ENTIRE AGREEMENT. This Agreement constitutes the entire agreement between the parties.

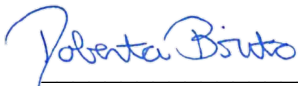
EXECUTED by City the ____ day of _____, 2024.

SELLER:

CITY OF EL PASO, TEXAS

By: _____
Cary Westin
Interim City Manager

APPROVED AS TO FORM:



Roberta Brito
Senior Assistant City Attorney

APPROVED AS TO CONTENT:



Mary Lou Espinoza
Capital Assets Manager

THE STATE OF TEXAS §
 §
COUNTY OF EL PASO §

This instrument was acknowledged before me on this ____ day of _____, 2024,
by Cary Westin, as Interim City Manager of the **City of El Paso, Texas**.

Notary Public, State of Texas

My commission expires:

EXECUTED by Buyer the 27 day of October, 2023.

BUYER:


Enrique Escobar

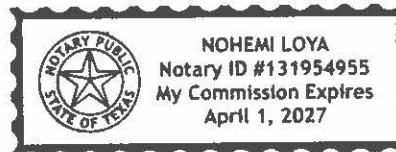
THE STATE OF TEXAS §
§
COUNTY OF EL PASO §

This instrument was acknowledged before me on this 27 day of October, 2023,
by Enrique Escobar, the Buyer.


Notary Public, State of Texas

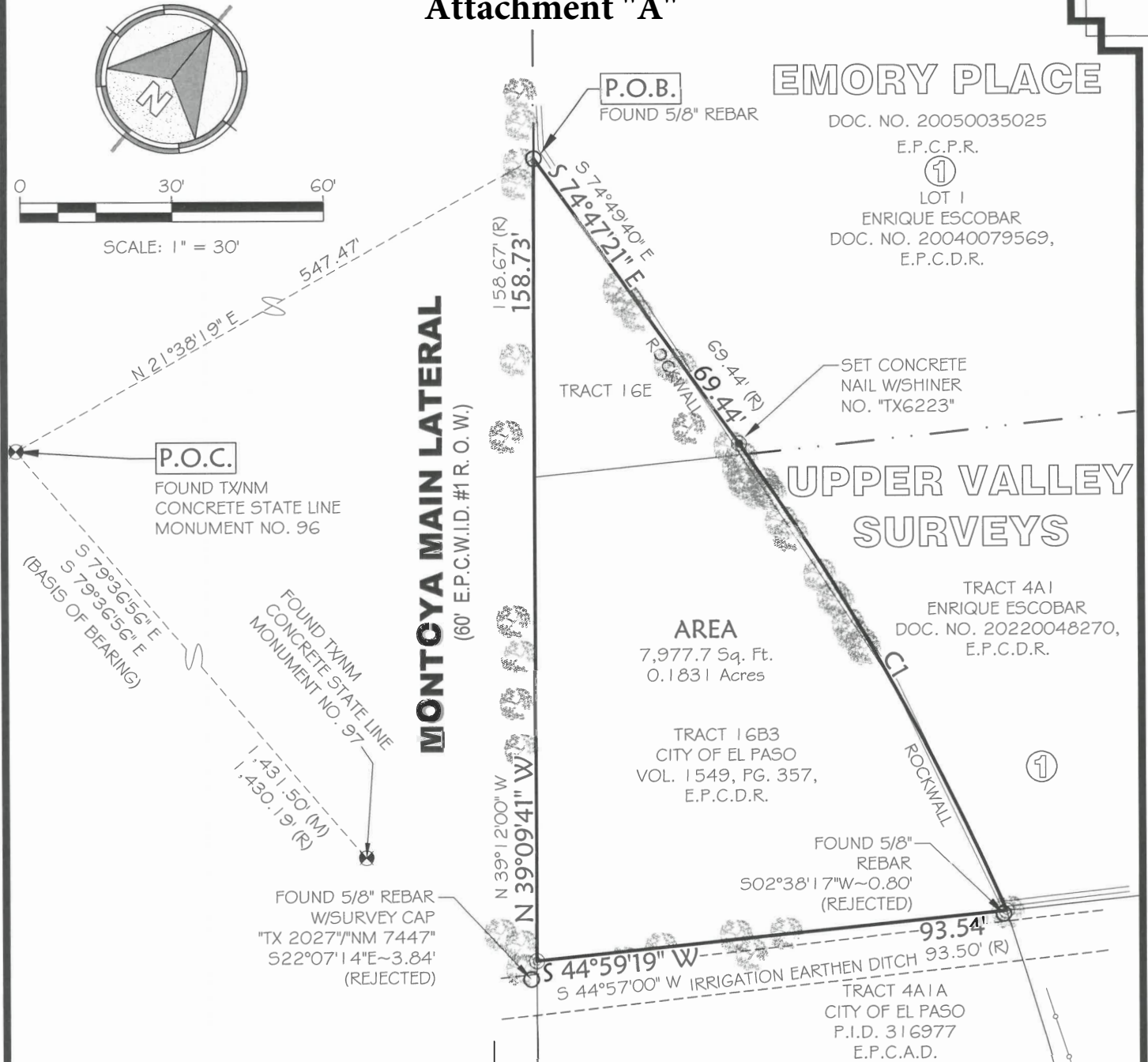
My commission expires:

4-1-2027



**ATTACHMENT “A”
PROPERTY DESCRIPTION**

Attachment "A"



CURVE TABLE					
CURVE	RADIUS	DELTA ANGLE	ARC LENGTH	CHORD BEARING	CHORD LENGTH
C 1	504.00	12°08'42"	106.83	S 68°43'00"E	106.63
C 1 (R)	504.00	12°08'44"	106.84	S 68°45'18"E	106.64

LEGEND

- PROJECT BOUNDARY
- TRACT/LOT/RIGHT-OF-WAY LINE
- SUBDIVISION LINE
- TREE
- SET 1/2" REBAR WITH SURVEY CAP NO. "TX 6223"
- EL PASO COUNTY DEED RECORDS
- EL PASO COUNTY APPRAISAL DISTRICT
- EL PASO COUNTY PROPERTY RECORDS
- E.P.D.R.
- E.P.C.A.D.
- E.P.C.P.R.

REFERENCE NOTES

1. FIRST AMERICAN TITLE GUARANTY COMPANY, COMMITMENT FOR TITLE INSURANCE, G.F. NO. 230305-COM, ISSUED FEBRUARY 27, 2023, EFFECTIVE DATE FEBRUARY 13, 2023 WAS USED FOR THIS SURVEY.

SUPPLEMENTAL NOTES

1. SUBJECT PROPERTY IS LOCATED IN ZONE "A8" (AREAS OF 100-YEAR FLOOD; BASE FLOOD ELEVATIONS AND FLOOD HAZARD FACTORS DETERMINED) AS DETAILED ON CITY OF EL PASO FLOOD INSURANCE RATE MAP COMMUNITY PANEL NO. 480214 0027D, DATED JANUARY 3, 1997.
2. SUBJECT PROPERTY IS ZONED "R-3" (RESIDENTIAL DISTRICT) AS DESIGNATED AT THE CITY OF EL PASO G.I.S. WEBSITE www.pdnmapa.com.
- SETBACKS FOR ZONE "R-3" (SINGLE-FAMILY):
- FRONT: 20'
- REAR: 20'
- SIDE: 5'
- SIDE STREET: 10'

CERTIFICATION

I HEREBY CERTIFY THAT THIS BOUNDARY SURVEY IS BASED ON AN ACTUAL SURVEY PERFORMED ON THE GROUND BY ME OR UNDER MY SUPERVISION AND THAT THE INFORMATION CONTAINED HEREON IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

[Signature] 05/02/23
AARON ALVARADO, TX, R.P.L.S. NO. 6223



BOUNDARY & IMPROVEMENT SURVEY

DRAWN BY: A.G. CHECKED BY: A.A. DATE: 04-20-2023 SCALE: 1" = 30'

TRACTS 16E AND 16B3, BLOCK 1, UPPER VALLEY SURVEYS, CITY OF EL PASO, EL PASO COUNTY, TEXAS.



BROCK & BUSTILLOS INC.

CONSULTING CIVIL ENGINEERS
LAND SURVEYORS
TBPE REG. NO. F-737
TBPLS REG. NO. 101314-00

417 EXECUTIVE CENTER--EL PASO, TX 79902--PH (915) 542-4900
FAX (915) 542-2867--WWW.BROCKBUSTILLOS.COM

FILE NO: 05100-133



BROCK & BUSTILLOS INC.
CIVIL ENGINEERS URBAN DESIGNERS LAND SURVEYORS

ROMAN BUSTILLOS, P.E.
President

SERGIO J. ADAME, P.E.
Vice President - Engineering

AARON ALVARADO, R.P.L.S.
Vice President - Surveying

RANDY P. BROCK, P.E.
Senior Engineer

TBPE Reg. No. F-737
TBPLS Reg. No. 101314-00

METES AND BOUNDS DESCRIPTION

A 0.1831 acres parcel situate within the corporate limits of the City of El Paso, El Paso County, Texas as Tracts 16E and 16B3, Block 1, Upper Valley Surveys and being more particularly described by metes and bounds as follows:

COMMENCING at a Texas/New Mexico State Line Concrete Monument No. 96 found; **WHENCE**, a Texas/New Mexico State Line Concrete Monument No. 97 found, bears South 79°36'56" East, a distance of 1,431.50 feet (1,4350.19 feet~record); **THENCE**, leaving said Texas/New Mexico State Line, North 21°38'19" East, a distance of 547.47 feet to a 5/8-inch rebar found on the easterly right-of-way line of the Montoya Main Lateral (60 feet wide) for the northwesterly corner and the **POINT OF BEGINNING** of the parcel herein described, identical to the southerly boundary line of Lot 1, Block 1, Emory Place as recorded in Document No. 20050035025, El Paso County Plat Records;

THENCE, leaving the easterly right-of-way line of said Montoya Main Lateral and following the boundary line common to said Tracts 16E, 16B3 and Lot 1, South 74°47'21" East (South 74°49'00" East~record), a distance of 69.44 feet to a concrete nail with shiner No. "TX 6223" set on rockwall for a point of curvature;

THENCE, continuing along the boundary line common to said Tracts 16E, 16B3, Lot 1 and Tract 4A1, Block 1, Upper Valley Surveys along the arc of a curve to the right having a radius of 504.00 feet, a central angle of 12°08'42", an arc length of 106.83 feet and whose long chord bears South 68°43'00" East (South 68°45'18" East~record) a distance of 106.63 feet to the northeasterly corner of the parcel herein described, identical to the southeasterly corner of said Tract 4A1; **WHENCE**, a 5/8-inch rebar found, bears South 02°38'17" West, a distance of 0.80 feet;

THENCE, leaving the boundary line common to said Tracts 16B3, 4A1 and following the boundary line common to said Tract 16B3 and Tract 4A1A, Block 1, Upper Valley Surveys, South 44°59'19" West (South 44°57'00" West~record), a distance of 93.54 feet (93.50 feet~record) to the easterly right-of-way line of said Montoya Lateral for the southeasterly corner of the parcel herein described, identical to the southwesterly corner of said Tract 4A1A; **WHENCE**, a 5/8-inch rebar with survey cap No. "TX 2027/NM 7447" found, bears South 20°07'14" East, a distance of 3.84 feet;

THENCE, leaving the boundary line common to said Tracts 16B3 and 4A1A, North 39°09'41" West (North 39°12'00" West~record), a distance of 158.73 feet (158.67 feet~record) to the **POINT OF BEGINNING**.

Said parcel containing 0.1831 acres (7,977.7 square feet), more or less, and being subject to all easements, restrictions and covenants of record.


Aaron Alvarado, TX. R. P. L. S. No. 6223

Date: May 02, 2023

05100-133-PID 231404-DESC.doc



ATTACHMENT “B”

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

SPECIAL WARRANTY DEED

Effective Date: , 2024
Grantor: **City of El Paso**
Grantor's Mailing Address: P.O. Box 1890, El Paso, Texas 79950-1890
Grantee: **Enrique Escobar**

Grantee's Mailing Address: 337 E. Borderland Rd. #7
El Paso, Texas 79932

PROPERTY (INCLUDING ANY IMPROVEMENTS):

Tracts 16E and 16B3, Block 1, UPPER VALLEY SURVEYS, in the City of El Paso, El Paso County, Texas, according to the resurvey of said UPPER VALLEY SURVEYS made by El Paso County, Texas, as more particularly described in **Attachment “A”**.

CONSIDERATION

\$10.00 and other valuable consideration, receipt of which is hereby acknowledged.

EXCEPTIONS TO CONVEYANCE

See permitted exceptions attached to this Deed as Attachment “B”

RESERVATIONS TO CONVEYANCE

The purchase of this Property is on an “AS IS”, “WHERE IS”, “WITH ALL FAULTS” basis. Grantee shall be responsible, at its own cost, to conduct any necessary surveys, inspections, or studies. Any Remediation required of Grantee shall be at Grantee's sole cost.

WARRANTY AND CONVEYANCE

The GRANTOR, for the consideration and subject to the reservations from and exceptions to conveyance and exceptions to warranty, GRANTS, SELLS, and CONVEYS to the GRANTEE the Property, together with all and singular the rights and appurtenances thereto in any wise belonging,

to have and hold it to the GRANTEE, the GRANTEE'S administrators, successors and assigns forever. The GRANTOR binds the GRANTOR and the GRANTOR'S successors and assigns to warrant and forever defend all and singular the Property to the GRANTEE and the GRANTEE'S administrators, successors and assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof by through or under Grantor and Grantee, but not otherwise.

IN WITNESS WHEREOF this Special Warranty Deed is executed this ____ day of _____, 2024.

GRANTOR:

CITY OF EL PASO

By: _____
Cary Westin, Interim City Manager

ACKNOWLEDGEMENT

STATE OF TEXAS)

COUNTY OF EL PASO)

This instrument was acknowledged before me on the ____ day of _____, 2024, by Cary Westin, Interim City Manager, City of El Paso.

Notary Public in and for the State of Texas
Notary's Printed Name: _____

My Commission expires: _____

AFTER RECORDING, RETURN TO:



Property Sale Agreements for Emory Road: PIDs 231404 & 316977

Upper Valley | El Paso, Texas | 79922

Goal 6 Set the Standard for Sound Governance and Fiscal Management



February 13, 2024

HISTORY



- February 2023: Applications received to purchase two (2) City-owned parcels near Emory Rd. & Sunland Park Dr. (District 1)
- The two (2) COEP-owned parcels are landlocked (El Paso City Code 19.50.030) by residential parcels to the north and abut the Montoya Main Lateral to the south
- Applicants' propose to combine the parcels with his abutting properties - with future access from Emory Rd.

PROPERTY AERIAL WITH OWNERSHIP INFO

3

Enrique Escobar

Francisco & Lorena
Molinar

Hugo Silex

Catholic Diocese

COEP – EP Water
Managed Pond

EPCWID1



PROPERTY OVERVIEW



Property Size:

- PID 231404; 0.18 acres
- PID 316977; 0.74 acres

Market Value (April 2023):

- PID 231404 – \$12,000
- PID 316977 – \$50,000

CARE COMMITTEE COMMENTS



Planning:

- Properties are landlocked as they do not abut a public or private street.
- The parcels do not meet 19.23.040(B)(1) – Lots – Determination and Regulation of Size:

B.) Lot Frontage: All lots shall have at least one boundary abutting either a private or public street.

1. Each residential lot in the subdivision shall have a minimum frontage on a public or private street as required by the applicable zoning unless other provisions have been authorized through planned development approval.

CARE COMMITTEE COMMENTS



Legal:

The land-locked parcels meet the State of Texas code for Exception to Bid notice, Sec. 272.001.(b):

- (1) narrow strips of land, or land that because of its shape, lack of access to public roads, or small area cannot be used independently under its current zoning or under applicable subdivision or other development control ordinances;

CARE Review Criteria



Property review metrics:

- Can the property be utilized for future City of El Paso or El Paso Water projects? No
- Is the property suitable for development? No
- Does the property meet City of El Paso zoning, density, and dimensional standards? No
- Does the property have legal access? No
- Is there a liability/risk to the City in keeping the property: maintenance, environmental, degradation of neighborhood character? Yes

RECOMMENDATION: Sell properties at Market Value



Mission

Deliver exceptional services to support a high quality of life and place for our community



Vision

Develop a vibrant regional economy, safe and beautiful neighborhoods and exceptional recreational, cultural and educational opportunities powered by a high performing government



Values

Integrity, Respect, Excellence, Accountability, People



Legislation Text

File #: 24-140, Version: 1

CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

*Please choose District and Department from drop down menu. Please post exactly as example below.
No Title's, No emails. Please use ARIAL 10 Font.*

District 1

Streets and Maintenance, Mary Lou Espinoza (915) 867-2629

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

An Ordinance authorizing the City Manager to sign a purchase and sale agreement, a deed, and any other documents necessary to convey approximately 0.73 acres of land described as Tracts 4A1A, 4B1, and 5A1, Block 1, Upper Valley Surveys, in the City of El Paso, El Paso County, Texas.

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: January 30, 2024
PUBLIC HEARING DATE: February 13, 2024

CONTACT PERSON(S) NAME AND PHONE NUMBER: Mary Lou Espinoza, Capital Assets Manager,
(915) 867-2629

DISTRICT(S) AFFECTED: 1

STRATEGIC GOAL: No. 6: Set the Standard for Sound Governance and Fiscal Management

SUBGOAL: No. 6.6: Ensure continued financial stability and accountability through sound financial management, budgeting and reporting

SUBJECT:

An ordinance authorizing the City Manager to sign a purchase and sale agreement, a deed, and any other documents necessary to convey approximately 0.73 acres of land described as Tracts 4A1A, 4B1, and 5A1, Block 1, Upper Valley Surveys, in the City of El Paso, El Paso County, Texas.

BACKGROUND / DISCUSSION:

The City of El Paso desires to sell the real property parcel identified as PID 316977, consisting of approximately 0.73 acres of vacant land, that is proposed to be conveyed to Enrique Escobar.

The property is located near Emory Road and Sunland Park Drive and abuts the Montoya Main Lateral. The City of El Paso desires to sell the land-locked property to the applicant, Enrique Escobar, as lawful access can only be obtained by combining with the applicant's abutting parcel. Future access to the property would be through Emory Road.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A: This is a revenue generating item


HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? ☒ YES ☐ NO

PRIMARY DEPARTMENT: Streets & Maintenance

SECONDARY DEPARTMENT: Real Estate

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD: Richard J. Bristol - Streets and Maintenance Director

 *Per Barrera for Richard Bristol*

(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE CITY MANAGER TO SIGN A PURCHASE AND SALE AGREEMENT, A DEED, AND ANY OTHER DOCUMENTS NECESSARY TO CONVEY APPROXIMATELY 0.73 ACRES OF LAND DESCRIBED AS TRACTS 4A1A, 4B1, and 5A1, BLOCK 1, UPPER VALLEY SURVEYS, IN THE CITY OF EL PASO, EL PASO COUNTY, TEXAS.

WHEREAS, pursuant to Section 272.001 (b) of the Texas Local Government Code, notice and bidding requirements are not applicable to certain properties, including property that is narrow or, because of its shape, lack of access to public roads, or small area, cannot be used independently under current zoning or other developmental control ordinances; and

WHEREAS, the property that is the subject of this Ordinance is small and land-locked and being sold to the abutting property owner; and

WHEREAS, the City of El Paso obtained an appraisal for the property that is the subject of this Ordinance and is selling the property for its appraised value of \$50,000.00.

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

That the City Manager is authorized to sign a Purchase and Sale Agreement, a Deed, and any other necessary documents, in a form approved by the City Attorney's Office, for the sale of the following real property: Approximately 0.73 acres described as Tracts 4A1A, 4B1, and 5A1, Block 1, UPPER VALLEY SURVEYS, in the City of El Paso, El Paso County, Texas, being more specifically described in Exhibit "A", attached hereto and made a part hereof for all purposes.

ADOPTED this _____ day of _____ 2024.


CITY OF EL PASO:

Oscar Leaser
Mayor

ATTEST:


Laura D. Prine
City Clerk

APPROVED AS TO FORM:



Roberta Brito
Senior Assistant City Attorney

APPROVED AS TO CONTENT



Mary Lou Espinoza
Capital Assets Manager

ORDINANCE NO. _____

HQ 23-1168 | Tran #506253 | Real Estate
Emory Road- .73 acres, Tracts 4A1A, 4B1, and 5A1, Block 1, Upper Valley Surveys

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

CONTRACT OF SALE
(0.7390 acres)

This Contract of Sale (“**Agreement**”) is made this ____ day of _____, 2024 (“**Effective Date**”) between the City of El Paso, a municipal corporation organized and existing under the laws of the State of Texas (“**Seller**”) and Enrique Escobar (“**Buyer**”). For the convenience of the parties, all defined terms appear in **bold face** print when first defined. The parties agree as follows:

SECTION 1. SALE AND PURCHASE AND CONVEYANCE OF THE PROPERTY.

- A. Subject to the terms of this Agreement, the Seller will sell to the Buyer and the Buyer will purchase from the Seller the property described as follows:
1. Tracts 4A1A, 4B1, and 5A1, Block 1, UPPER VALLEY SURVEYS, in the City of El Paso, El Paso County, Texas, according to the resurvey of said UPPER VALLEY SURVEYS made by El Paso County, Texas, as further described in **Attachment “A”**, the “**Property**”.

SECTION 2. PURCHASE PRICE AND TITLE COMPANY.

- A. The Buyer will pay the Seller a total amount of \$50,000.00 for the Property (“**Purchase Price**”). The Purchase Price above is to be paid by the Buyer to the Seller through the Title Company selected by the Seller (“**Title Company**”) at the Closing of this Agreement.
- B. The Buyer will submit a check to the Title Company in the amount of \$5,000.00 (“**Deposit**”), within 15 calendar days of the Effective Date. The Title Company will hold the Deposit in an escrow to be applied as provided by this Agreement. If the sale of the Property is in accordance with the provisions in this Agreement, then the Title Company will apply the Deposit to the Purchase Price of the Property at Closing.
- C. The Title Company will act as the escrow holder in this transaction. The Seller will deliver signed copies of this Agreement to the Title Company which will serve as instructions for the closing of this transaction.

SECTION 3. SELLER’S WARRANTIES, OBLIGATIONS, AND RIGHTS.

- A. **WARRANTIES.** To the best of the Seller’s knowledge the Seller warrants to the Buyer that:
1. The Seller has the full right to convey the Property, as such the Buyer’s rights to the Property conveyed through this Agreement will not be adversely affected by a superior title;
 2. No leasehold rights or interests have been granted and are currently in effect involving the Property;

3. No work has been performed on the Property or any materials have been provided for work on the Property that could result in a mechanic's or materialman's lien;
4. There are no pending claims of damage to property or injury to person occurring on the Property;
5. The Seller has not received any notices of condemnation regarding the Property; and
6. There are no unpaid utility bills or unfulfilled maintenance contracts regarding the Property.
7. **Property Sold "As Is"**. THIS CONTRACT IS AN ARMS-LENGTH AGREEMENT BETWEEN THE PARTIES. THE PURCHASE PRICE WAS BARGAINED ON THE BASIS OF AN "AS IS", "WHERE IS" TRANSACTION. BUYER ACKNOWLEDGES AND AGREES THAT (A) EXCEPT AS EXPRESSLY SET FORTH IN THIS AGREEMENT OR IN ANY CLOSING DOCUMENTS EXECUTED AND DELIVERED BY SELLER TO BUYER AT CLOSING, THE PURCHASE OF THE PROPERTY SHALL BE ON AN "AS IS", "WHERE IS", "WITH ALL FAULTS" BASIS, SUBJECT TO ORDINARY WEAR AND TEAR FROM THE EFFECTIVE DATE UNTIL CLOSING, AND (B) EXCEPT AS EXPRESSLY SET FORTH IN THIS AGREEMENT OR IN ANY CLOSING DOCUMENTS EXECUTED AND DELIVERED BY SELLER TO BUYER AT CLOSING, SELLER HAS NO OBLIGATION TO REPAIR ANY DAMAGE TO OR DEFECT IN THE PROPERTY, REPLACE ANY OF THE PROPERTY OR OTHERWISE REMEDY ANY MATTER AFFECTING THE CONDITION OF THE PROPERTY. THIS PROVISION SHALL BE DEEMED TO SURVIVE THE CLOSING.

B. OBLIGATIONS. The Seller will comply with the following obligations:

1. Within 15 business days of the Effective Date, the Seller will deliver the following documents to the Buyer, if such documents exist:
 - a. Any "as-built" plans for any improvements on the Property, if any;
 - b. Tax bills showing the amount of the current real property tax and the assessed value of the land; and
 - c. All environmental reports of the Property and the improvements on the Property.
2. If the Seller has contracted a real estate broker or agent to represent the Seller in the transaction of this Agreement, then the Seller is responsible for the payments of that contract.

C. RIGHTS.

The Seller may select the Title Company that will assist with the sale of the Property. The Seller will forward this Agreement to the Title Company to be used at escrow instructions.

SECTION 4. BUYER'S WARRANTIES, OBLIGATIONS, AND RIGHTS.

A. WARRANTIES. The Buyer warrants that:

1. There will be no unpaid bills or claims in connection with the inspection of the Property;

B. OBLIGATIONS. The Buyer will comply with the following obligations:

1. **AFTER THE CLOSING, THE BUYER WILL BE RESPONSIBLE FOR ALL ENVIRONMENTAL MATTERS THAT ARISE, EVEN IF SUCH ENVIRONMENTAL MATTERS WERE KNOWN BEFORE THE CLOSING. AFTER THE CLOSING, THE BUYER INDEMNIFIES, HOLDS HARMLESS, AND RELEASES THE SELLER FROM LIABILITY FOR ANY LATENT DEFECTS AND FROM LIABILITY FROM ENVIRONMENTAL PROBLEMS THAT AFFECT THE PROPERTY, INCLUDING LIABILITY UNDER THE COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION AND LIABILITY ACT (CERCLA), THE RESOURCE CONSERVATION AND RECOVERY ACT (RCRA), THE TEXAS SOLID WASTE DISPOSAL ACT, OR THE TEXAS WATER CODE. THE BUYER INDEMNIFIES, HOLDS HARMLESS AND RELEASES THE SELLER FROM ANY LIABILITY FOR ENVIRONMENTAL PROBLEMS AFFECTING THE PROPERTY ARISING AS THE RESULT OF THE SELLER'S OWN NEGLIGENCE OR THE NEGLIGENCE OF THE SELLER'S REPRESENTATIVES. THE BUYER INDEMNIFIES, HOLDS HARMLESS, AND RELEASES THE SELLER FROM ANY LIABILITY FOR ENVIRONMENTAL PROBLEMS AFFECTING THE PROPERTY ARISING AS THE RESULT OF THEORIES OF PRODUCTS LIABILITY AND STRICT LIABILITY, OR UNDER NEW LAWS OR CHANGES TO EXISTING LAWS ENACTED AFTER THE EFFECTIVE DATE THAT WOULD OTHERWISE IMPOSE ON THE SELLER IN THIS TYPE OF TRANSACTION NEW LIABILITIES FOR ENVIRONMENTAL PROBLEMS AFFECTING THE PROPERTY.**
2. If the Buyer has contracted a real estate broker, agent, finder, or other party for the transaction of this Agreement, then the Buyer is responsible for the payments of that contract.

C. RIGHTS. The Buyer is responsible for all costs associated with exercising the following rights:

1. **INSPECTION.** The Buyer may inspect the Property within 15 business days of the Effective Date of this Agreement ("**Inspection Period**"). The Buyer will be responsible for all expenses related to the inspection or any other examination of the Property. The Buyer will ensure that its representatives, agents, consultants, or any other persons related to the inspection of the Property, if any, have general liability insurance of at least \$500,000.00 and property damage insurance of at least \$500,000.00 during the Inspection Period. The Buyer will ensure the insurance policies are with an insurance provider that is licensed in the State of Texas and are acceptable to the Seller. The Seller disclaims any warranties regarding the condition of the Property and/or the

suitability of the Property. The Buyer may terminate this Agreement during the Inspection Period in accordance to Section 5(A)(1). The Buyer acknowledges that the Buyer was given an opportunity to inspect the Property, and is relying on information gathered during the inspection and not information provided to the Buyer by the Seller. The Buyer acknowledges that the information the Buyer has obtained about the Property has been from a variety of sources and that the Seller makes no representation as to the accuracy of that information. **THE BUYER WILL INDEMNIFY, DEFEND, AND HOLD HARMLESS, THE CITY AND THE CITY'S OFFICER'S AND EMPLOYEES FROM ANY THIRD PARTY CLAIMS RELATED TO ANY INSPECTIONS PERFORMED BY THE BUYER OR THE BUYER'S EMPLOYEES, AGENTS, CONTRACTORS OR SUBCONTRACTORS. SUCH INDEMNIFICATION RESPONSIBILITY ON BUYER INCLUDES THE OBLIGATION TO PAY FOR ALL ATTORNEY'S FEES AND COURT COSTS INCURRED BY THE SELLER.**

2. **TITLE INSURANCE.** The Buyer may, at the Buyer's sole expense, order a current commitment for Title Insurance for the Property within 15 business days of the Effective Date of this Agreement. The Buyer will send a copy of the title commitment and any documents related to title insurance to the Seller.
3. **SURVEY.** The Buyer may obtain a new survey or update an existing survey at the Buyer's expense within 15 business days of the Effective Date of this Agreement. If the metes and bounds description of the Property in the survey obtained by the Buyer are different from the ones described in Attachment "A", then the parties may use the new survey to describe the Property in this Agreement.
4. **TITLE REVIEW PERIOD.** The Buyer may review the commitment for title insurance and the survey within 15 business days of receiving the commitment for title insurance ("Title Review Period") and send a written notice to the Seller, before the expiration of the Title Review Period, listing the Buyer's objections, if any. If the Buyer does not send the Seller a written notice with the Buyer's objections within the Title Review Period, then the parties will proceed with the purchase and sale of the Property in accordance with the provisions of this Agreement. If the Seller receives objections from the Buyer, then the Seller will perform one of the following within 15 business days of receiving Buyer's objections:
 - a. Notify the Buyer that the Seller will cure the Buyer's objections before the Closing Date. If the Seller elects this option, then the Seller will cure the Buyer's objections before the Closing Date;
 - b. Notify the Buyer that the Seller will cure the Buyer's objections, however the Seller and the Buyer must agree to postpone the Closing Date to allow the Seller enough time to cure the Buyer's objections. The Seller or the Buyer may terminate this Agreement in accordance to Section 5(A)(3) if the Buyer refuses to postpone the Closing Date; or
 - c. Notify the Buyer that the Seller will not cure the Buyer's objections and that the Seller will terminate this Agreement in accordance with Section 5(A)(3).

SECTION 5. TERMINATION.

A. This Agreement may be terminated as provided in this Section.

1. **TERMINATION DURING INSPECTION PERIOD.** The Buyer may terminate this Agreement for any reason at any time only during the Inspection Period by providing written notice to the Seller. The Buyer may afford the Seller a certain time to cure any defects on the Property that are discovered and notified to the Seller during the Inspection Period. The Seller may cure the defects notified by the Buyer or choose to terminate this Agreement if the Seller refuses to cure the defects. If the Buyer affords the Seller the opportunity to cure any defects, then the Seller will notify the Buyer whether it will cure the defects or terminate this Agreement. If the Agreement is terminated under this provision, then the Seller will refund, or direct the Title Company to refund, the full deposit to the Buyer.
2. **TERMINATION FOR CAUSE.** Either party may terminate this Agreement before or on the Closing Date if the other party fails to fulfill the obligations of this Agreement following written notice allowing for 14 calendar day opportunity to cure. If the Seller terminates this Agreement pursuant to this provision, then the Seller may keep the Deposit made by the Buyer. If the Buyer terminates this Agreement for cause, then the Seller will refund the deposit to the Buyer and such will be the Buyer's sole remedy under this Agreement.
3. **TERMINATION DURING TITLE REVIEW PERIOD.** If during the Title Review Period, the parties decide to terminate this Agreement in accordance with Section 4(C)(4), then the terminating party will send a written termination notice to the nonterminating party. The Buyer may terminate this Agreement if the Seller fails to perform the obligations under Section 4(C)(4) of this Agreement. If the Agreement is terminated under this provision, then the Seller will refund, or direct the Title Company to refund, the full deposit to the Buyer.
4. **TERMINATION FOR CASUALTY.** If any damages occur to the Property before the Closing Date due to fire or another casualty, then the parties may mutually agree to postpone the Closing Date to allow the Seller time to repair the damages. The Buyer may only terminate this Agreement if the repairs to the Property by the Seller will lead to the Closing Date being postponed. If the Buyer does not want to postpone the Closing Date to allow the Seller to remedy the damages, then the Buyer may terminate this Agreement by sending a termination notice to the Seller after becoming aware of the damages to the Property. If the Buyer terminates this Agreement under this provision, then the Seller will refund, or direct the Title Company to refund, the full deposit to the Buyer.

SECTION 6. CLOSING.

- A. Provided that the parties have not terminated this Agreement, the parties will meet all the obligations of this Agreement, including finalizing the sale and transfer of the Property ("**Closing**") within 14 calendar days following the expiration of the Title Review Period or such earlier date as may be specified by the Buyer by not less than five calendar days

advance written notice to the Seller (“**Closing Date**”). A party’s failure to meet all the obligations of this Agreement by or on the Closing Date is a breach of this Agreement.

B. SELLER’S OBLIGATIONS. Before or on the Closing Date the Seller will deliver the following to the Buyer through the Title Company:

1. A fully executed deed (“**Deed**”) conveying title to the Property in a form substantially similar to the form included in this Agreement as **Attachment “B”**;
2. Any environmental reports, test results and disposal documentation with regard to the demolition and removal of asbestos from the site, if any;
3. All keys or other access devices in the possession of the Seller or its agents to the locks located on the Property, if any; and
4. Any other items requested by the Title Company reasonably necessary to finalize the closing of this Agreement.

C. BUYER’S OBLIGATIONS. At the closing of this Agreement the Buyer will deliver the following to the Seller through the Title Company:

1. The Purchase Price minus the Deposit that is being held by the Title Company.
2. All Closing Costs. The Buyer is responsible for paying all fees associated with the closing of this Agreement, including any Title Company escrow fees. The Buyer will be responsible for paying any fees related to recording the Deed.
3. Any other items requested by the Title Company to finalize the closing of this Agreement.

D. TAXES. General real estate taxes, if any, for the then current year relating to the Property will be prorated on midnight before the Closing Date. If the Closing occurs before the tax rate is fixed for the then current year, the apportionment of taxes shall be made upon the basis of the tax rate for the immediately preceding year applied to the latest assessed valuation of the Land and Improvements. Within 30 Business Days after the actual taxes for the year in which the Closing occurs are determined, Seller and Buyer shall adjust the proration of such taxes and Seller and Buyer, as the case may be, shall pay to the other any amount required as a result of such adjustment and this covenant shall not merge with the Deed delivered hereunder but shall survive the Closing. All special taxes or assessments assessed prior to the Closing Date shall be paid by Seller.

E. POSSESSION. Possession of the Property will be transferred to the Buyer from the Seller at the Closing of this Agreement, as such the Buyer acknowledges that the risk of loss transfers along with the possession of the Property.

SECTION 7. GENERAL PROVISIONS.

- A. **NO WAIVER.** Either party may waive any default without waiving any prior or subsequent defaults. Either party's failure to exercise or delay in exercising any right under this Agreement, will not operate as a waiver of such right.
- B. **INDEPENDENT CONTRACTOR RELATIONSHIP.** This Agreement does not create an employee-employer relationship between the Buyer and the Seller. As such, the Seller is not subject to the liabilities or obligations the Buyer obtains under the performance of this Agreement.
- C. **TIME IS OF THE ESSENCE.** The times and dates specified in this contract are material to this Agreement. For the purpose of this agreement "**business days**" means Monday through Friday excluding City of El Paso holidays and "**calendar days**" means Monday through Sunday excluding City of El Paso holidays.
- D. **NOTICES.** The parties will send all notices required by this Agreement in writing both postmarked and delivered by certified mail. All mailed notices are considered received 3 business days after the postmark date. Parties may change their address by sending a written notice to the other party. A new address is not official until the change of address notice is received by the other party as provided in this section. Upon receipt of proper notification of change of address the notified party will send all further notifications to the new address. Parties will address notices as follows:

Seller: The City of El Paso
Attn: City Manager
P. O. Box 1890
El Paso, Texas 79950-1890

Copy: City Attorney
City of El Paso
P.O. Box 1890
El Paso, Texas 79950-1890

Copy: City of El Paso
Real Estate Office
P.O. Box 1890
El Paso, Texas 79950-1890

To the Buyer: Enrique Escobar
337 E. Borderland Rd. #7
El Paso, Texas 79932

- E. **CONFIDENTIALITY.** The Buyer acknowledges that this Agreement is subject to Chapter 552 of the Texas Government Code (Texas Public Information Act). The release of the Agreement as a whole or in part must comply with Chapter 552 of the Texas Government Code (Texas Public Information Act).
- F. **GOVERNING LAW.** This Agreement is governed by Texas law.

- G. VENUE. The venue for disputes regarding this Agreement between the parties will be El Paso County, Texas.
- H. SEVERABILITY. A future finding of invalidity of any provision of this Agreement does not affect the validity of any remaining provisions of this Agreement.
- I. HEADINGS. The headings and subheadings of this Agreement are for information purposes only and are not substantive terms.
- J. GOVERNMENTAL FUNCTIONS. The parties agree that the Seller is entering this Agreement in the exercise of its governmental functions under the Texas Tort Claims Act. The parties also agree that the Seller is entering into this Agreement as a governmental entity performing a governmental function.
- K. COMPLIANCE WITH THE LAWS. The parties will comply with all applicable laws, administrative orders, and any rules or regulations relating to the obligations under this Agreement.
- L. FORCE MAJEURE. There is no breach of contract should either party's obligations within this Agreement be delayed due to an act of God, outbreak of hostilities, riot, civil disturbance, acts of terrorism, the act of any government or authority, fire, explosion, flood, theft, malicious damage, strike, lockout, or any cause or circumstances whatsoever beyond either party's reasonable control. The delayed party must resume performing its obligations in this Agreement after the reason for the delay is resolved.
- M. SUCCESSORS AND ASSIGNS. This Agreement is binding on the Seller and the Buyer, and the Buyer's successors and assigns. Neither party may assign, sublet, or transfer its interest or obligations in this Agreement without the written consent of the other.
- N. THIRD-PARTY BENEFICIARIES. There are no third party beneficiaries for this Agreement.
- O. REPRESENTATIONS AND WARRANTIES. The person executing this Agreement on behalf of both parties have the authority to sign on behalf of their respective parties.
- P. COUNTERPARTS. The parties may execute this Agreement in counterparts.
- Q. ENTIRE AGREEMENT. This Agreement constitutes the entire agreement between the parties.

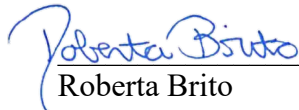
EXECUTED by City the ____ day of _____, 2024.

SELLER:

CITY OF EL PASO, TEXAS

By: _____
Cary Westin
Interim City Manager

APPROVED AS TO FORM:



Roberta Brito
Senior Assistant City Attorney

APPROVED AS TO CONTENT:



Mary Lou Espinoza
Capital Assets Manager

THE STATE OF TEXAS §
 §
COUNTY OF EL PASO §

This instrument was acknowledged before me on this ____ day of _____, 2024,
by Cary Westin, as Interim City Manager of the **City of El Paso, Texas**.

Notary Public, State of Texas

My commission expires:

EXECUTED by Buyer the 27 day of October, 2023.

BUYER:

Enrique Escobar

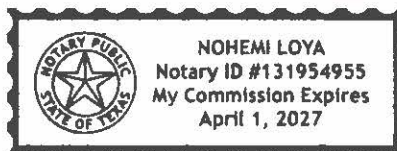
THE STATE OF TEXAS §
§
COUNTY OF EL PASO §

This instrument was acknowledged before me on this 27 day of October, 2023,
by Enrique Escobar, the Buyer.

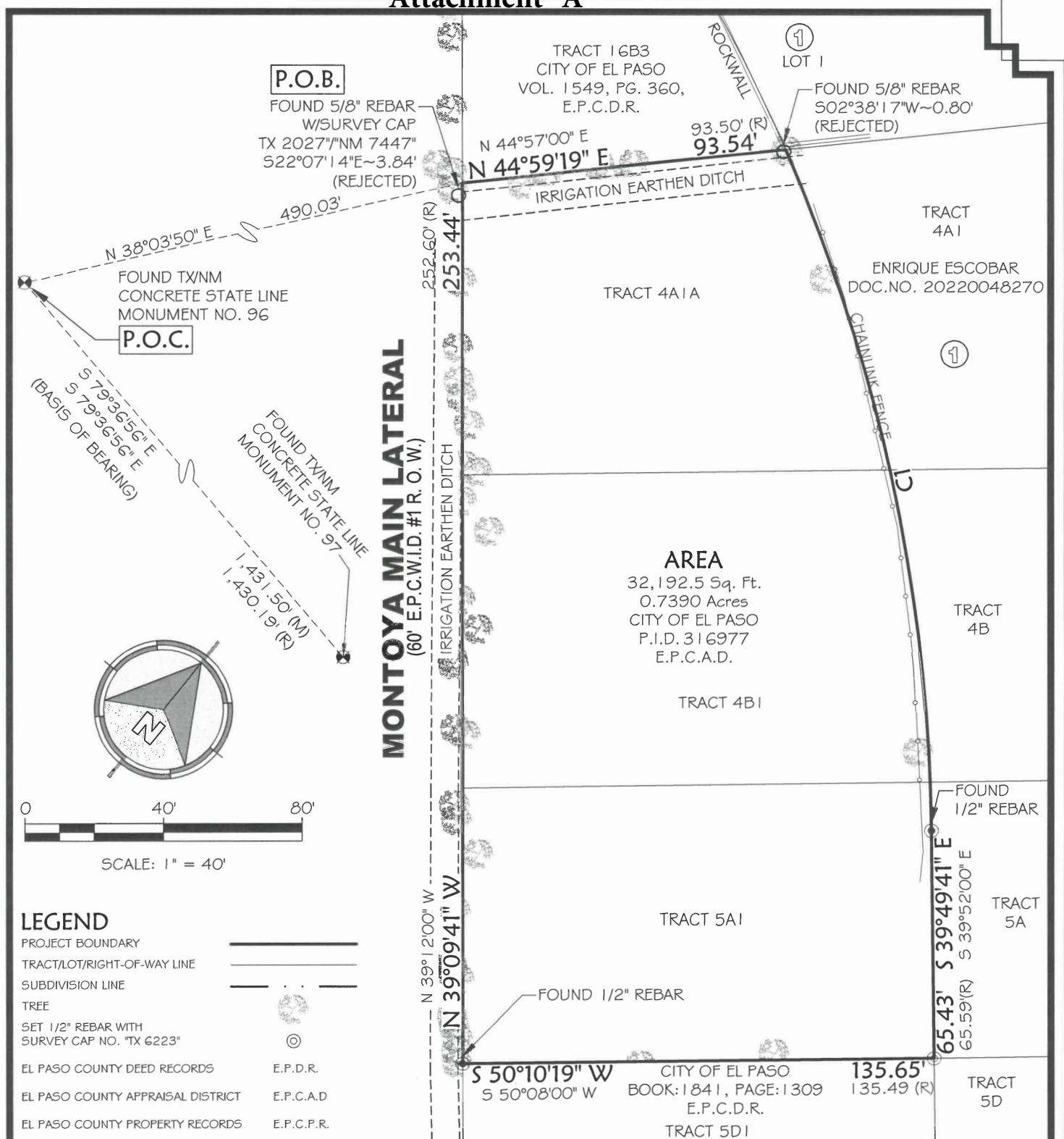
Notary Public, State of Texas

My commission expires:

4-1-2027



**ATTACHMENT “A”
PROPERTY DESCRIPTION**



LEGEND

- PROJECT BOUNDARY
- TRACT/LOT/RIGHT-OF-WAY LINE
- SUBDIVISION LINE
- TREE
- SET 1/2" REBAR WITH
SURVEY CAP NO. "TX 6223"
- EL PASO COUNTY DEED RECORDS E.P.D.R.
EL PASO COUNTY APPRAISAL DISTRICT E.P.C.A.D.
EL PASO COUNTY PROPERTY RECORDS E.P.C.P.R.

REFERENCE NOTES

1. FIRST AMERICAN TITLE GUARANTY COMPANY, COMMITMENT FOR TITLE INSURANCE, G.F. NO. 230306-COM, ISSUED FEBRUARY 14, 2023, EFFECTIVE DATE MARCH 2, 2023 WAS USED FOR THIS SURVEY.

SUPPLEMENTAL NOTES

1. SUBJECT PROPERTY IS LOCATED IN ZONE "A8" (AREAS OF 100-YEAR FLOOD; BASE FLOOD ELEVATIONS AND FLOOD HAZARD FACTORS DETERMINED) AS DETAILED ON CITY OF EL PASO FLOOD INSURANCE RATE MAP COMMUNITY PANEL NO. 480214 0027D, DATED JANUARY 3, 1997.
2. SUBJECT PROPERTY IS ZONED "R-3" (RESIDENTIAL DISTRICT) AS DESIGNATED AT THE CITY OF EL PASO G.I.S. WEBSITE WWW.PDNMAFACOM. SETBACKS FOR ZONE "R-3" (SINGLE-FAMILY):
FRONT: 20'
REAR: 20'
SIDE: 5'
SIDE STREET: 10'

CURVE TABLE

CURVE	RADIUS	DELTA ANGLE	ARC LENGTH	CHORD BEARING	CHORD LENGTH
C1	504.00	22°55'56"	201.72	S51°12'41"E	200.38
C1(R)	504.00	22°48'58"	200.70	S51°16'29"E	199.38

CERTIFICATION

I HEREBY CERTIFY THAT THIS BOUNDARY SURVEY IS BASED ON AN ACTUAL SURVEY PERFORMED ON THE GROUND BY ME OR UNDER MY SUPERVISION AND THAT THE INFORMATION CONTAINED HEREON IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

[Signature] 05/02/23
AARON ALVARADO, TX. R.P.L.S. NO. 6223

BOUNDARY & IMPROVEMENT SURVEY

DRAWN BY: A.G. CHECKED BY: A.A. DATE: 04-20-2023 SCALE: 1" = 40'

TRACTS 4A1A, 4B1 AND 5A1, BLOCK 1, UPPER VALLEY SURVEYS,
CITY OF EL PASO, EL PASO COUNTY, TEXAS.



FILE NO: 05100-134



BROCK & BUSTILLOS INC.

CONSULTING CIVIL ENGINEERS
LAND SURVEYORS
TBPE REG. NO. F-737
TBPLS REG. NO. 101314-00

417 EXECUTIVE CENTER~EL PASO, TX 79902~PH (915) 542-4900
FAX (915) 542-2867~WWW.BROCKBUSTILLOS.COM

METES AND BOUNDS DESCRIPTION

A 0.7390 acres parcel situate within the corporate limits of the City of El Paso, El Paso County, Texas as Tracts 4A1A, 4B1 and 5A1, Block 1, Upper Valley Surveys and being more particularly described by metes and bounds as follows:

COMMENCING at a Texas/New Mexico State Line Concrete Monument No. 96 found; **WHENCE**, a Texas/New Mexico State Line Concrete Monument No. 97 found, bears South 79°36'56" East, a distance of 1,431.50 feet (1,4350.19 feet~record); **THENCE**, leaving said Texas/New Mexico State Line, North 38°03'50" East, a distance of 490.03 feet to the easterly right-of-way line of the Montoya Main Lateral (60 feet wide) for the southwesterly corner and the **POINT OF BEGINNING** of the parcel herein described, identical to the southeasterly corner of Tract 16B3, Block 1, Upper Valley Surveys; **WHENCE**, a 5/8-inch rebar with survey cap No. "TX 2027/NM 7447" found, bears South 20°07'14" East, a distance of 3.84 feet;

THENCE, leaving the easterly right-of-way line of said Montoya Main Lateral and following the boundary line common to said Tracts 4A1A and 16B3, North 44°49'19" East (North 44°57'00" East~record), a distance of 93.54 feet (93.50 feet~record) to the northwesterly corner of the parcel herein described, identical to the southwesterly corner of Tract 4A1, Block 1, Upper Valley Surveys and the beginning of a non-tangent curve to the right; **WHENCE**, a 5/8-inch rebar found, bears South 02°38'17" West, a distance of 0.80 feet;

THENCE, leaving the boundary line common to said Tracts 4A1A and 16B3 and following the boundary line common to said Tracts 4A1A and 4A1 along the arc of said non-tangent curve to the right having a radius of 504.00 feet, a central angle of 22°55'56", an arc length of 201.72 feet and whose long chord bears South 51°12'41" East (South 51°16'29" East~record) a distance of 200.38 feet (199.38 feet~record) to a 1/2-inch rebar found for a point of tangency on the boundary line common to said Tract 5A1 and Tract 5A, Block 1, Upper Valley Surveys;

THENCE, following the boundary line common to said Tracts 5A1 and 5A, South 39°49'41" East (South 39°52'00" East~record), a distance of 65.43 feet (65.59 feet~record) to a 1/2-inch rebar with survey cap No. "TX 6223" set for northeasterly corner of the parcel herein described, identical to the northerly corner of Tract 5D1, Block 1, Upper Valley Surveys;

THENCE, leaving the boundary line common to said Tracts 5A1 and 5A and following the boundary line common to said Tracts 5A1 and 5D1, South 50°10'19" West (South 50°08'00" West~record), a distance of 135.65 feet (135.49 feet~record) to a 1/2-inch rebar found on the easterly right-of-way line of said Montoya Lateral for the southeasterly corner of the parcel herein described, identical to the westerly corner of said Tract 5D1;

THENCE, leaving the boundary line common to said Tracts 5A1 and 5D and following the easterly right-of-way line of said Montoya Lateral, North 39°09'41" West (North 39°12'00" West~record), a distance of 253.44 feet (252.60 feet~record) to the **POINT OF BEGINNING**.

Said parcel containing 0.7390 acres (32,192.5 square feet), more or less, and being subject to all easements, restrictions and covenants of record.


Aaron Alvarado, TX. R. P. L. S. No. 6223

Date: May 02, 2023

05100-133-PID 316977-DESC.doc



ATTACHMENT “B”

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

SPECIAL WARRANTY DEED

Effective Date: , 2024
Grantor: City of El Paso
Grantor's Mailing Address: P.O. Box 1890, El Paso, Texas 79950-1890
Grantee: Enrique Escobar

Grantee's Mailing Address: 337 E. Borderland Rd. # 7, El Paso, Texas 79932

PROPERTY (INCLUDING ANY IMPROVEMENTS):

Tracts 4A1A, 4B1, and 5A1, Block 1, UPPER VALLEY SURVEYS, in the City of El Paso, El Paso County, Texas, according to the resurvey of said UPPER VALLEY SURVEYS made by El Paso County, Texas, as more particularly described in **Attachment “A”**.

CONSIDERATION

\$10.00 and other valuable consideration, receipt of which is hereby acknowledged.

EXCEPTIONS TO CONVEYANCE

See permitted exceptions attached to this Deed as Attachment “B.”

RESERVATIONS TO CONVEYANCE

The purchase of this Property is on an “AS IS”, “WHERE IS”, “WITH ALL FAULTS” basis. Grantee shall be responsible, at its own cost, to conduct any necessary surveys, inspections, or studies. Any Remediation required of Grantee shall be at Grantee's sole cost.

WARRANTY AND CONVEYANCE

The GRANTOR, for the consideration and subject to the reservations from and exceptions to conveyance and exceptions to warranty, GRANTS, SELLS, and CONVEYS to the GRANTEE the Property, together with all and singular the rights and appurtenances thereto in any wise belonging, to have and hold it to the GRANTEE, the GRANTEE'S administrators, successors and assigns forever. The GRANTOR binds the GRANTOR and the GRANTOR'S successors and assigns to

warrant and forever defend all and singular the Property to the GRANTEE and the GRANTEE'S administrators, successors and assigns against every person whomsoever lawfully claiming or to claim the same or any part thereof by through or under Grantor and Grantee, but not otherwise.

IN WITNESS WHEREOF this Special Warranty Deed is executed this ____ day of _____, 2024.

GRANTOR:

CITY OF EL PASO

By: _____
Cary Westin, Interim City Manager

ACKNOWLEDGEMENT

STATE OF TEXAS)

COUNTY OF EL PASO)

This instrument was acknowledged before me on the ____ day of _____, 2024, by Cary Westin, Interim City Manager, City of El Paso.

Notary Public in and for the State of Texas
Notary's Printed Name: _____

My Commission expires: _____

AFTER RECORDING, RETURN TO:



Property Sale Agreements for Emory Road: PIDs 231404 & 316977

Upper Valley | El Paso, Texas | 79922

Goal 6 Set the Standard for Sound Governance and Fiscal Management



February 13, 2024

HISTORY



- February 2023: Applications received to purchase two (2) City-owned parcels near Emory Rd. & Sunland Park Dr. (District 1)
- The two (2) COEP-owned parcels are landlocked (El Paso City Code 19.50.030) by residential parcels to the north and abut the Montoya Main Lateral to the south
- Applicants' propose to combine the parcels with his abutting properties - with future access from Emory Rd.

PROPERTY AERIAL WITH OWNERSHIP INFO

3

Enrique Escobar

Francisco & Lorena
Molinar

Hugo Silex

Catholic Diocese

COEP – EP Water
Managed Pond

EPCWID1



PROPERTY OVERVIEW



Property Size:

- PID 231404; 0.18 acres
- PID 316977; 0.74 acres

Market Value (April 2023):

- PID 231404 – \$12,000
- PID 316977 – \$50,000

CARE COMMITTEE COMMENTS



Planning:

- Properties are landlocked as they do not abut a public or private street.
- The parcels do not meet 19.23.040(B)(1) – Lots – Determination and Regulation of Size:

B.) Lot Frontage: All lots shall have at least one boundary abutting either a private or public street.

1. Each residential lot in the subdivision shall have a minimum frontage on a public or private street as required by the applicable zoning unless other provisions have been authorized through planned development approval.

CARE COMMITTEE COMMENTS



Legal:

The land-locked parcels meet the State of Texas code for Exception to Bid notice, Sec. 272.001.(b):

- (1) narrow strips of land, or land that because of its shape, lack of access to public roads, or small area cannot be used independently under its current zoning or under applicable subdivision or other development control ordinances;

CARE Review Criteria



Property review metrics:

- Can the property be utilized for future City of El Paso or El Paso Water projects? No
- Is the property suitable for development? No
- Does the property meet City of El Paso zoning, density, and dimensional standards? No
- Does the property have legal access? No
- Is there a liability/risk to the City in keeping the property: maintenance, environmental, degradation of neighborhood character? Yes

RECOMMENDATION: Sell properties at Market Value



Mission

Deliver exceptional services to support a high quality of life and place for our community



Vision

Develop a vibrant regional economy, safe and beautiful neighborhoods and exceptional recreational, cultural and educational opportunities powered by a high performing government



Values

Integrity, Respect, Excellence, Accountability, People



Legislation Text

File #: 24-151, Version: 1

**CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM**

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

All Districts

Human Resources, Mary Wiggins, (915) 212-1267

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

An Ordinance amending the Civil Service Rules and Regulations, Ordinance 8065, Rule 1, Section 2 (C) Secretary to name the Human Resources Director or designee as Secretary; and Rule 1, Section 9 Commission Recorder to enable the person carrying out the duties of the Recorder to be a City Employee hired in alignment with the City Charter.

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: Human Resources

AGENDA DATE: January 30, 2024

PUBLIC HEARING DATE: February 13, 2024

CONTACT PERSON NAME AND PHONE NUMBER: Mary Wiggins, Chief Human Resources, 915-212-1267

DISTRICT(S) AFFECTED: All

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

SUBGOAL: Civil Service Rule Change

SUBJECT:

AN ORDINANCE AMENDING THE CIVIL SERVICE RULES AND REGULATIONS, ORDINANCE 8065, RULE 1, SECTION 2 (C) SECRETARY, TO NAME THE HUMAN RESOURCES DIRECTOR OR DESIGNEE AS SECRETARY; AND RULE 1, SECTION 9 COMMISSION RECORDER, TO ENABLE THE PERSON CARRYING OUT THE DUTIES OF THE RECORDER TO BE A CITY EMPLOYEE HIRED IN ALIGNMENT WITH THE CITY CHARTER AND CITY PROCESSES AND PROCEDURES, WITH PRIOR NOTICE AND INTRODUCTION TO THE COMMISSION

BACKGROUND / DISCUSSION:

Item 13 from the January 3, 2024 City Council Meeting.

PRIOR COUNCIL ACTION:

AMOUNT AND SOURCE OF FUNDING:

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:



Araceli Guerra
Managing Director

(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE CIVIL SERVICE RULES AND REGULATIONS, ORDINANCE 8065, RULE 1, SECTION 2 (C) SECRETARY TO NAME THE HUMAN RESOURCES DIRECTOR OR DESIGNEE AS SECRETARY; AND RULE 1, SECTION 9 COMMISSION RECORDER TO ENABLE THE PERSON CARRYING OUT THE DUTIES OF THE RECORDER TO BE A CITY EMPLOYEE HIRED IN ALIGNMENT WITH THE CITY CHARTER

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

1. **THAT** Rule 1, Section 2(c) Secretary of the Civil Service Rules and Regulations, located in Ordinance 8065 shall be amended as follows:

Secretary. The Secretary, who shall be the Director of Human Resources or designee, shall provide administrative support and act as a liaison between the City and the Commission. The Secretary, with the assistance of the Commission Recorder, shall prepare all minutes of Commission meetings, which shall record the time and place of each meeting of the Commission, the names of those Commissioners present and absent, summaries of discussion on matters before the Commission and the votes given by the Commission, except when acts are unanimous; and will cause the minutes to be written and presented for approval or amendment. The minutes will be open to public inspection and filed with the Municipal Clerk in accordance with City ordinance. The Secretary shall also prepare the agenda for all meetings of the Commission, with the guidance of the City Attorney or designee, and must place those matters appropriately submitted on the Commission's agenda as soon as practicable, taking into account the urgency of the request; sign all documents as required by statutory provisions or the Rules of the Commission; oversee assignment of Hearing Officers to discipline appeal cases under the direction of the Commission in accordance with the City Charter; prepare reports as required by law, or these Rules and as otherwise directed by the Commission; post meetings of the Commission or its committees as required by law; provide guidance and oversight to the City Employee carrying out the duties of Commission Recorder in the discharge of the duties specified herein; and perform such other duties as naturally inhere in that office. (Amended 7/31/07, 3/7/17)

2. **THAT** Rule 1, Section 9, Recorder of the Civil Service Rules and Regulations, located in Ordinance 8065 shall be amended as follows:

Section 9. Commission Recorder.

The City employee carrying out the duties of the Commission Recorder shall provide administrative support to the Commission under the direction and supervision of the City's Human Resources Director. However, in accordance with the City Charter, the role of Commission Recorder may be removed only by a majority vote of the Commissioners. If the Commission Recorder position becomes vacant, the Human Resources Director shall assign such duties as appropriate under the City's employment practices and procedures. The Human Resources Director shall introduce the person selected to the Commission at the beginning of the first meeting after which such person has been selected. (Amended 5/31/05, 07/11/06 and 7/31/07)

ADOPTED this _____ day of _____, 2024.


THE CITY OF EL PASO

ATTEST:

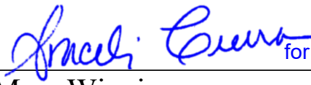
Oscar Leeser
Mayor

Laura D. Prine, City Clerk

APPROVED AS TO FORM:


Kristen Hamilton-Karam
Deputy Assistant City Attorney

APPROVED AS TO CONTENT:

 for Mary Wiggins
Mary Wiggins
Human Resources

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE CIVIL SERVICE RULES AND REGULATIONS, ORDINANCE 8065, RULE 1, SECTION 2 (C) SECRETARY TO NAME THE HUMAN RESOURCES DIRECTOR OR DESIGNEE AS SECRETARY; AND RULE 1, SECTION 9 COMMISSION RECORDER TO ENABLE THE PERSON CARRYING OUT THE DUTIES OF THE RECORDER TO BE A CITY EMPLOYEE HIRED IN ALIGNMENT WITH THE CITY CHARTER

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

1. THAT ~~section Rule 1, Section 2~~(c) ~~Secretary~~ of the Civil Service Rules and Regulations, located in Ordinance 8065 shall be amended as follows:

Secretary. The Secretary, who shall be ~~a member of the Commission, shall be elected by the Commission annually during the month of February and shall serve at the pleasure of the Commission~~ the Director of Human Resources or designee, shall provide administrative support and act as a liaison between the City and the Commission. The Secretary, with the assistance of the Commission Recorder, shall prepare all minutes of Commission meetings, which ~~minutes~~ shall record the time and place of each meeting of the Commission, the names of those Commissioners present and absent, summaries of discussion on matters before the Commission and the votes given by the Commission, except when acts are unanimous; and will cause the minutes to be written and presented for approval or amendment. The minutes ~~or a copy certified by the Chairman~~ will be open to public inspection and filed with the Municipal Clerk in accordance with City ordinance. The Secretary shall also prepare the agenda for all meetings of the Commission, ~~with the guidance of the City Attorney or designee, and receive all requests from members of the public or groups who seek in writing to address the Commission~~ and ~~must~~ place those matters ~~appropriately submitted~~ on the Commission's agenda as soon as practicable, taking into account the urgency of the request; sign all documents as required by statutory provisions or the Rules of the Commission; ~~oversee assignment of Hearing Officers to discipline appeal cases under the direction of the Commission in accordance with the City Charter;~~ prepare reports as required by law, or these Rules and as otherwise directed by the Commission; post meetings of the Commission or its committees as required by law; ~~provide guidance and oversight to require the assistance of the Director of Human Resources and the City Employee carrying out the duties of Commission Recorder in the discharge of the duties specified herein in this paragraph;~~ and perform such other duties as naturally inhere in that office. (Amended 7/31/07, 3/7/17)

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2. THAT Rule 1, Section 9, Recorder of the Civil Service Rules and Regulations, located in Ordinance 8065 shall be amended as follows:

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2024-Human Resources-2085 | P&I – Correction Ordinance | KHK

ORDINANCE NO. _____

Zoning Case No: _____

Section 9. Commission Recorder.

Section 9. Commission Recorder.

The City employee carrying out the duties of the Commission Recorder ~~serves at the pleasure of the Commission~~ shall provide administrative support to the Commission under the direction and supervision or the City's Human Resources Director. ~~Disciplinary action, other than t~~However, in accordance with the City Charter, the role of Commission Recorder may be removed only by a majority vote of the Commissioners. ~~ermination, may be taken against the Commission Recorder by the Secretary of the Commission only with the concurrence of two thirds of the Commission present and voting.~~ If the Commission Recorder position becomes vacant, the Human Resources Director shall ~~advertise the position for two weeks~~ assign such duties as appropriate under the City's employment practices and procedures. The Human Resources Director shall ~~review and pre-qualify all applicants. All applications will be referred to the Civil Service Commission for their review. T~~introduce the person selected to the Commission ~~shall select from the applications the top five for interviews and shall make their selection after the interview process has been completed~~ at the beginning of the first meeting after which such person has been selected. (Amended 5/31/05, 07/11/06 and 7/31/07)

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ADOPTED this _____ day of _____, 2024.

SIGNATURES CONTINUE ON NEXT PAGE

THE CITY OF EL PASO

ATTEST:

Oscar Leeser
Mayor

Laura D. Prine, City Clerk

2024-Human Resources-2085 | P&I – Correction Ordinance | KHK

ORDINANCE NO. _____

Zoning Case No: _____

APPROVED AS TO FORM:

Kristen Hamilton-Karam
Senior Assistant City Attorney

APPROVED AS TO CONTENT:

Mary Wiggins
Human Resources

2024-Human Resources-2085 | P&I – Correction Ordinance | KHK

ORDINANCE NO. _____

Zoning Case No:



Legislation Text

File #: 24-152, Version: 1

CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

All Districts

Purchasing and Strategic Sourcing, K. Nicole Cote, (915) 212-1092

Environmental Services Department, Nicholas N. Ybarra, (915) 212-6025

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

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

Award Summary:

Discussion and action on the award of Solicitation 2024-0182 Security Guard Services - Landfill (Re-Bid) to Signal 88, LLC dba Signal 88 Security for an initial three (3) year term for an estimated amount of \$407,460.00. The total value of the contract is, including the initial term plus the option, for a total of five (5) years, for an estimated amount of \$679,100.00. The security guard services contract will provide daily security within the landfill for the Environmental Services Department.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$61,980.00 for the initial term, which represents a 17.94% increase due to current wage market.

Department:	Environmental Services
Award to:	Signal 88, LLC dba Signal 88 Security
City & State:	Omaha, NE
Item(s):	All
Initial Term:	3 Years
Option Term:	2 Years
Total Contract Time:	5 Years
Annual Estimated Award:	\$135,820.00
Initial Term Estimated Award:	\$407,460.00
Option Term Estimated Award:	\$271,640.00
Total Estimated Award	\$679,100.00
Account(s)	522120 - 34130 - 334 - 3100 - P3470
Funding Source(s):	Environmental Services - Security Contracts
District(s):	All

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

The Purchasing & Strategic Sourcing Department and Environmental Services Department recommend award as indicated to Signal 88, LLC dba Signal 88 Security the highest ranked bidder based on the evaluation factors established in the evaluation criteria for this procurement and to deem IDrive Huffman LLC dba To The Hilt Security nonresponsible due to failure of submitting the required surety letter and Texas Crime Prevention & Investigation deem nonresponsive due to failure to submit bid form. -

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.

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: January 30, 2024

PUBLIC HEARING DATE: Not Applicable

CONTACT PERSON(S) NAME AND PHONE NUMBER:

Nicholas N. Ybarra, Environmental Services Director (915) 212-6025
K. Nicole Cote, Managing Director (915) 212-1092

DISTRICT(S) AFFECTED: All

STRATEGIC GOAL: No. 2 – Set the Standard for a Safe and Secure City

SUBGOAL: 2.3 – Increase public safety operational efficiency

SUBJECT:

Discussion and action on the award of solicitation 2024-0182 Security Guard Services - Landfill (Re-Bid) to Signal 88, LLC dba Signal 88 Security for an initial three (3) year term for an estimated amount of \$407,460.00. The total value of the contract is, including the initial term plus the option, for a total of five (5) years, for an estimated amount of \$679,100.00.

BACKGROUND / DISCUSSION:

The security guard services contract will provide daily security within the landfill for the Environmental Services Department.

SELECTION SUMMARY:

Solicitation was advertised on October 25, 2023 and November 1, 2023. The solicitation was posted on City website on October 25, 2023. There were a total of seventeen (17) viewers online; five (5) bids were received; one (1) from a local vendor.

CONTRACT VARIANCE:

The difference based in comparison to the previous contract is as follows: An increase of \$61,980.00 for the initial term, which represents a 17.94% increase due to current wage market.

PROTEST

No protest received for this requirement.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

Amount: \$407,460.00

Funding Source: Environmental Services – Security Contracts

Account: 522120 – 34130 – 334 – 3100 – P3470

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? X YES NO

PRIMARY DEPARTMENT: Environmental Services
SECONDARY DEPARTMENT: Purchasing & Strategic Sourcing

*******REQUIRED AUTHORIZATION*******

DEPARTMENT HEAD:



Nicholas N. Ybarra, Environmental Services Director

Project Form
Best Value Bid

*****Posting Language Below*****

Please place the following item on the Regular Agenda for the City Council Meeting of January 30, 2024.

Strategic Goal 2 – Set the Standard for a Safe and Secure City

The linkage to the Strategic Plan is subsection: 2.3 – Increase public safety operational efficiency

Award Summary:

Discussion and action on the award of solicitation 2024-0182 Security Guard Services - Landfill (Re-Bid) to Signal 88, LLC dba Signal 88 Security for an initial three (3) year term for an estimated amount of \$407,460.00. The total value of the contract is, including the initial term plus the option, for a total of five (5) years, for an estimated amount of \$679,100.00. The security guard services contract will provide daily security within the landfill for the Environmental Services Department.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$61,980.00 for the initial term, which represents a 17.94% increase due to current wage market.

Department:	Environmental Services
Award to:	Signal 88, LLC dba Signal 88 Security
City & State:	Omaha, NE
Item(s):	All
Initial Term:	3 Years
Option Term:	2 Years
Total Contract Time:	5 Years
Annual Estimated Award:	\$135,820.00
Initial Term Estimated Award:	\$407,460.00
Option Term Estimated Award:	\$271,640.00
Total Estimated Award	\$679,100.00
Account(s)	522120 – 34130 – 334 – 3100 – P3470
Funding Source(s):	Environmental Services – Security Contracts
District(s):	All

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

The Purchasing & Strategic Sourcing Department and Environmental Department recommend award as indicated to Signal 88, LLC dba Signal 88 Security the highest ranked bidder based on the evaluation factors established in the evaluation criteria for this procurement and to deem IDrive-Huffman LLC dba To The Hilt Security nonresponsible due to failure of submitting the required surety letter and Texas Crime Prevention & Investigation deem nonresponsive due to failure to submit bid form.

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.

CITY OF EL PASO BEST VALUE SCORESHEET

PROJECT: 2024-0182 Security Guard Services - Landfill (Re-Bid)

Evaluation of Submittal

		Signal 88, LLC dba Signal 88 Security Omaha, NE	TriCorps Security, Inc. Oklahoma City, OK	Vets Securing America, Inc. dba Vets Securing America San Antonio, TX	Texas Crime Prevention & Investigation Lancaster, TX	IDRIVE-HUFFMAN LLC dba TO THE HILT SECURITY El Paso, TX
MAX POINTS						
Factor A - Price						
	35	\$ 407,460.00	\$ 552,000.00	\$ 687,540.00	Offer deemed Non-Responsive. Not Evaluated	Offer deemed Non-Responsive. Not Evaluated
		35.00	25.84	20.74		
Factor B - Experience – Comparable Contracts						
	30	29.67	28.33	27.00		
Factor C - References						
	25	25.00	25.00	15.00		
Factor D - Employee Medical Benefit and Incentives						
	10	2.00	2.00	2.00		
TOTAL SCORE		100	91.67	81.17	64.74	
Rank			1	2	3	



CITY OF EL PASO
BID TABULATION FORM
REVISED II



BID TITLE: Security Guard Services - Landfill (Re-Bid)
BID DATE: November 15, 2023

BID NO: 2024-0182
DEPARTMENT: Environmental Services

				Signal 88 LLC dba Signal 88 Security Omaha, NE Bidder 1 of 5			Texas Crime Prevention & Investigation Lancaster, TX Bidder 2 of 5			IDRIVE-HUFFMAN LLC dba TO THE HILT SECURITY El Paso, TX Bidder 3 of 5			TriCorps Security, Inc Oklahoma City, OK Bidder 4 of 5			Vets Securing America, Inc. dba Vets Securing America San Antonio, TX Bidder 5 of 5		
Item No.	Description	Unit of Measure	Approximate / Estimate Quantity (A)	Price (B)	Yearly Total (C = A X B) (C)	3 Year Total (D = C X 3) (D)	Price (B)	Yearly Total (C = A X B) (C)	3 Year Total (D = C X 3) (D)	Price (B)	Yearly Total (C = A X B) (C)	3 Year Total (D = C X 3) (D)	Price (B)	Yearly Total (C = A X B) (C)	3 Year Total (D = C X 3) (D)	Price (B)	Yearly Total (C = A X B) (C)	3 Year Total (D = C X 3) (D)
1	Unarmed Guard Services at Greater El Paso Landfill	Hourly	6000	\$ 18.99	\$ 113,940.00	\$ 341,820.00	Bid Form Not Provided	Bid Form Not Provided	Bid Form Not Provided	\$ 25.00	\$ 150,000.00	\$ 450,000.00	\$ 26.00	\$ 156,000.00	\$ 468,000.00	\$ 32.74	\$ 196,440.00	\$ 589,320.00
2	Additional Temporary Armed Guard Services as needed basis	Hourly	1000	\$ 21.88	\$ 21,880.00	\$ 65,640.00	Bid Form Not Provided	Bid Form Not Provided	Bid Form Not Provided	\$ 25.00	\$ 25,000.00	\$ 75,000.00	\$ 28.00	\$ 28,000.00	\$ 84,000.00	\$ 32.74	\$ 32,740.00	\$ 98,220.00
Total					\$ 135,820.00	\$ 407,460.00		Bid Form Not Provided	Bid Form Not Provided		\$ 175,000.00	\$ 525,000.00		\$ 184,000.00	\$ 552,000.00		\$ 229,180.00	\$ 687,540.00
OPTION TO EXTEND THE TERM OF THE AGREEMENT THE CITY AT ITS SOLE DISCRETION, MAY EXERCISE ANY OPTION TO EXTEND THE TERM OF THE AGREEMENT, BY GIVING THE CONTRACTOR WRITTEN NOTICE WITHIN THE TIME PERIOD NOTED ON THE SELECTED OPTIONS. THE TERM OF THIS CONTRACT SHALL BE BASED ON ONE OF THE SELECTIONS BELOW AND UNDER THE SAME TERMS AND CONDITIONS. THE CITY MANAGER OR DESIGNEE MAY EXTEND THE OPTION TO EXTEND. BIDDER OFFERS THE CITY THE OPTION OF EXTENDING THE TERM OF THE CONTRACT FOR:																		
TWO (2) ADDITIONAL YEARS AT THE SAME UNIT PRICE(S)				<input type="checkbox"/> X			<input type="checkbox"/> Bid Form Not Provided			<input type="checkbox"/> X			<input type="checkbox"/> X			<input type="checkbox"/> X		
NO OPTION OFFERED				<input type="checkbox"/>			<input type="checkbox"/> Bid Form Not Provided			<input type="checkbox"/>			<input type="checkbox"/>			<input type="checkbox"/>		
AMENDMENTS ACKNOWLEDGED:				YES			YES			YES			YES			YES		
BIDS SOLICITED: 238 LOCAL BIDS SOLICITED: 84 BIDS RECEIVED: 5 LOCAL BIDS RECEIVED: 1 NO BID: 2																		
NOTE: The information contained in this bid tabulation is for information only and does not constitute actual award/execution of contract.																		

2024-0182 Security Guard Services - Landfill (Re-Bid)
Viewer's List

<u>No.</u>	<u>Participant Name</u>	<u>Response Date</u>	<u>Response Status</u>	<u>City</u>	<u>State</u>
1	Construction Reporter		Viewed	Albuquerque	NM
2	Hauling Ace Dispatching LLC		Viewed	Arlington	TX
3	Texas Crime Prevention & Investigation	11/06/2023	Submitted	Dallas	TX
4	Code 10 Gear		Viewed	El Paso	TX
5	Covenant Special Projects, LLC		Viewed	El Paso	TX
6	I Can Interactive LLC		Viewed	El Paso	TX
7	La Estrella Hosiery		Viewed	El Paso	TX
8	Mattingly Low Vision, Inc	10/31/2023	No Bid	El Paso	TX
9	Signal 88 Security of El Paso (Woody Family Enterprises, LLC)	11/14/2023	Submitted	El Paso	TX
10	To The Hilt Security (idrive-huffman LLC)	11/09/2023	Submitted	el paso	TX
11	Providers International		Viewed	Las Vegas	NV
12	TriCorps Security, Inc	11/14/2023	Submitted	Oklahoma	OK
13	Universal Security Guard Association		Viewed	Parsons	TX
14	Vets Securing America, Inc (Vets Securing America)	11/10/2023	Submitted	San Anton	TX
15	Universal Protection Service, LP dba Allied Universal Security Services		Viewed	Santa Ana	CA
16	DELTACON SECURITY (DELTACON GLOBAL INC)		Viewed	SUGARLA	TX
17	Unipak Corp.	10/17/2023	No Bid	West Long	NJ



Legislation Text

File #: 24-96, Version: 1

CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

All Districts

Purchasing and Strategic Sourcing, K. Nicole Cote, (915) 212-1092

Human Resources, Mary Wiggins, (915) 212-1267

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

The linkage to the Strategic Plan is subsection: 6.1 Recruit and retain a skilled and diverse workforce.

Award Summary:

Discussion and action on the award of Solicitation 2024-0080R Executive Recruitment Services for City Manager to Baker Tilly US, LLP for an estimated amount of \$42,585.00. This contract will assist the City with conducting a search to select a new City Manager.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$19,585.00, which represents a 85.15% increase due to additional scope of work added to the contract and price increases in the marketplace.

Department:	Human Resources
Award to:	Baker Tilly US, LLP
City & State:	Madison, WI
Item(s):	All
Initial Term:	Upon Completion
Option Term:	N/A
Total Contract Time:	Upon Completion
Annual Estimated Award:	N/A
Initial Term Estimated Award:	N/A
Option Term Estimated Award:	N/A
Total Estimated Award:	\$42,585.00
Account(s):	999-1000-99999-544110
Funding Source(s):	Non-Departmental
District(s):	All

This was a Request for Proposals Procurement - service contract.

The Purchasing & Strategic Sourcing and Human Resources Departments recommend award as indicated to Baker Tilly US, LLP the 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.

Additionally, it is requested that the City Attorney's Office review and that the City Manager or designee be authorized to execute any related contract documents and agreements necessary to effectuate this award.

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: January 17, 2024

PUBLIC HEARING DATE: Not Applicable

CONTACT PERSON(S) NAME AND PHONE NUMBER:

Mary Wiggins, Chief Human Resources Officer (915) 212-1267
K. Nicole Cote, Managing Director (915) 212-1092

DISTRICT(S) AFFECTED: All

STRATEGIC GOAL: No. 6: Set the Standard for Sound Governance and Fiscal Management

SUBGOAL: 6.1 Recruit and retain a skilled and diverse workforce

SUBJECT:

Discussion and action on the award of solicitation 2024-0080R Executive Recruitment Services for City Manager to Baker Tilly US, LLP for an estimated amount of \$42,585.00. This contract will assist the City with conducting a search to select a new City Manager.

BACKGROUND / DISCUSSION:

The awarded firm will assist the City of El Paso with conducting a search to select a new City Manager. The awarded firm will meet with Council, staff, community groups, and leaders; the search includes a community engagement process. The firm will complete a comprehensive community profile and recruitment brochure in both English and Spanish. The firm will also conduct a comprehensive national search and provide the City with a final selection of the most qualified candidates.

SELECTION SUMMARY:

Solicitation was advertised on September 26, 2023, and October 3, 2023. The solicitation was posted on City website on September 26, 2023. There were a total of seventeen (17) viewers online; four (4) proposals were received; one (1) from a local supplier.

CONTRACT VARIANCE:

The difference based in comparison to the previous contract is as follows: An increase of \$19,585.00, which represents a 85.15% increase due to additional scope of work added to the contract and price increases in the marketplace.

PROTEST

No protest received for this requirement.

PRIOR COUNCIL ACTION:

AMOUNT AND SOURCE OF FUNDING:

Amount: \$42,585.00

Funding Source: Non-Departmental

Account: 999-1000-99999-544110

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? ☒ YES ☐ NO

PRIMARY DEPARTMENT: Human Resources
SECONDARY DEPARTMENT: Purchasing & Strategic Sourcing

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:

Mary Wiggins

Mary Wiggins, Chief Human Resources Officer

Project Form
Request for Proposals

*****Posting Language Below*****

Please place the following item on the Regular Agenda for the City Council of January 17, 2024.

Strategic Goal 6 - Set the Standard for Sound Governance and Fiscal Management

The linkage to the Strategic Plan is subsection: 6.1 Recruit and retain a skilled and diverse workforce

Award Summary:

Discussion and action on the award of solicitation 2024-0080R Executive Recruitment Services for City Manager to Baker Tilly US, LLP for an estimated amount of \$42,585.00. This contract will assist the City with conducting a search to select a new City Manager.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$19,585.00, which represents a 85.15% increase due to additional scope of work added to the contract and price increases in the marketplace.

Department:	Human Resources
Award to:	Baker Tilly US, LLP
City & State:	Madison, WI
Item(s):	All
Initial Term:	Upon Completion
Option Term:	N/A
Total Contract Time:	Upon Completion
Annual Estimated Award:	N/A
Initial Term Estimated Award:	N/A
Option Term Estimated Award:	N/A
Total Estimated Award:	\$42,585.00
Account(s):	999-1000-99999-544110
Funding Source(s):	Non-Departmental
District(s):	All

This was a Request for Proposals Procurement – service contract

The Purchasing & Strategic Sourcing and Human Resources Departments recommend award as indicated to Baker Tilly US, LLP the 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.

Additionally, it is requested that the City Attorney's Office review and that the City Manager or designee be authorized to execute any related contract documents and agreements necessary to effectuate this award.

					Committee Scoresheet - Step 1	
Request for Proposal						
Solicitation	2024-0080R Executive Recruitment Services for City Manager					
		Max Points	Baker Tilly US, LLP	Kyle Martin DBA Ghost Mountain, LLC - Proposal Deemed Non-Responsive	Recruiting Source International, LLC - Proposal Deemed Non-Responsive	Sparrow Company, LLC DBA Sparrow Search, LLC
Factor A - Price						
Total Score		15	15.00			12.96
Factor B - Understanding of Scope of Work						
Total Score		10	9.33			9.67
Factor C - Prior Experience						
General Experience		10	10.00			0.00
Specialized Experience		15	14.33			5.00
Total Score		25	24.33			5.00
Factor D - References						
Total Score		10	2.93			0.00
Factor E - Qualifications and Capabilities of Assigned Key Personnel						
Total Score		15	15.00			9.00
Factor F - Recruitment Methodology						
Total Score		25	23.33			17.22
Totals		100	89.92			53.85

		Committee Scoresheet - Step 2	
		Max Points	Baker Tilly US, LLP
Presentation			
Total Score	100	96.67	

Final Scoresheet			
	Max Points	Weight	Baker Tilly US, LLP
Step 1	100	90%	80.93
Step 2	100	10%	9.67
Total Score			90.60



CITY OF EL PASO
REQUEST FOR PROPOSALS TABULATION FORM



Solicitation Title: Executive Recruitment Services for City Manager

Solicitation #: 2024-0080R

Due Date: October 25, 2023

Department: Human Resources

BIDDER'S NAME:	LOCATION:	AMENDMENT(S) ACKNOWLEDGED:
Baker Tilly US, LLP	Madison, WI	YES
Kyle Martin DBA Ghost Mountain, LLC	Seattle, WA	YES
Recruiting Source International, LLC	Katy, TX	YES
Sparrow Company, LLC DBA Sparrow Search, LLC	El Paso, TX	YES
RFPs SOLICITED:719 LOCAL RFPs SOLICITED:240 RFPs RECEIVED:4 LOCAL RFPs RECEIVED:1 NO BIDS:4		

NOTE: The information contained in this RFP tabulation is for information only and does not constitute actual award/execution of contract.

Approved: /s/

Date: 10/27/23

2024-0080R Executive Recruitment Services for City Manager

Page 1

2024-0080R Executive Recruitment Services for City Manager[View List](#)

No.	Participant Name	City	State
1	Recruiting Source International LLC	Katy	TX
2	GC Services Limited Partnership	Houston	TX
3	Group Travel Consultants, Inc	Orlando	FL
4	Ralph Andersen & Associates	Rocklin	CA
5	Textbook Warehouse (Textbook Warehouse, LLC)	Alpharetta	GA
6	Sparrow Company LLC	El Paso	TX
7	Ghost Mountain LLC	Seattle	WA
8	Baker Tilly US, LLP	Plano	TX
9	365 Health & Fitness (365 III.VI.V. FITNESS, INC.)	Leonard	TX
10	Octavias Group LLC (Paris O. Davidson)	El Paso	TX
11	Americas Best Strategic Security Group LLC	El Paso	TX
12	AustinWorkNet	Austin	TX
13	Ironwood Business Consulting, LLC	The Woodlands	TX
14	Milliman, Inc.	Dallas	TX
15	Servin, LLC	El Paso	TX
16	The Cable Source (The Cable Source Ltd. Co.)	El Paso	TX
17	The Outsource Connection, Inc	El Paso	TX

Request for Proposal 2024-0080R

**Executive Recruitment Services
for City Manager**



- Strategic Goal 6 –
- Set the Standard for Sound Governance and Fiscal Management
 - 6.3 Set the Standard for Sound Governance and Fiscal Management

City Manager Executive Search Firm



- Request for Proposal 2024-0080R - seeking proposals for the Executive Recruitment of City Manager
- There were four (4) bids received, 1 from a local supplier
- Three-member committee evaluated the proposals:
 - ✓ Human Resources
- We are recommending award of the RFP to Baker Tilly US, LLP for \$42,585

Scope of Services:



- Meeting with Council and Community regarding expectations and strategic planning
- Comprehensive Recruitment brochure in both English and Spanish
- Spearhead an aggressive direct networking campaign to attract top talent and execute the advertising plan nationally
 - ✓ Targeted mailings
 - ✓ Selected advertising
 - ✓ Networking
 - ✓ Direct inquiries
 - ✓ Consultant's knowledge of candidates from other searches
- Screening of applications and recommendations of semi-finalists
- Conduct background checks, reference checks, and academic verifications

Scope of Services, cont'd:

- Final Interview and Selection process
 - Work with City Council to select finalists through an appropriate interview process
 - Work with CoEP staff
 - Conduct a community engagement process which includes a minimum of four committees
 - Work with City staff to coordinate a formal Meet & Greet with El Paso citizens
- Work with CoEP PIO team to engage and deliver communication to stakeholders and the community
- Triple Guarantee

Timeline

Project Milestones	Timeline
Meetings with Council and community outreach	2 weeks
Position profile and recruitment brochure development	2 weeks
Approve brochure, begin advertising and distribute marketing letter	2 weeks
Execution of recruitment strategy and candidate outreach	4 -5 weeks
Applicant screening and recommendation of semi-finalists	2 -3 weeks
Design final process with the CoEP for on-site interviews with finalists	1 -2 days
Background checks, reference checks and academic verifications	2 -3 weeks
Final report prepared and delivered to the CoEP	1 day
On-site interviews with finalists	1 – 2 days
Offer made/accepted	1 -2 days



Mission

Deliver exceptional services to support a high quality of life and place for our community



Vision

Develop a vibrant regional economy, safe and beautiful neighborhoods and exceptional recreational, cultural and educational opportunities powered by a high performing government



Values

Integrity, Respect, Excellence, Accountability, People



Legislation Text

File #: 24-159, Version: 1

CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

All Districts

Purchasing and Strategic Sourcing, K. Nicole Cote, (915) 212-1092

Environmental Services Department, Nicholas N. Ybarra, (915) 212-6060

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

The linkage to the Strategic Plan is subsection: 8.6 Provide long-term, cost effective, sustainable regional solid waste solutions.

Award Summary:

Discussion and action on the award of Solicitation 2024-0193 Collection Services - Various City Facilities to Waste Connections Management Services, Inc., dba El Paso Disposal, LP for an initial term of three (3) year (s) for an estimated amount of \$930,795.00. The award also includes a two (2) year option for an estimated amount of \$620,530.00. The total contract time is for five (5) years for a total estimated amount of \$1,551,325.00. This contract will provide daily transportation of waste and recycle materials for the Environmental Services Department at various locations around the city.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$86,070.00 for the initial term, which represents a 10.19% increase due to the current wage market and fuel prices.

Department:	Environmental Services
Award to:	Waste Connections Management Services, Inc. dba El Paso Disposal, LP
City & State:	The Woodlands, Texas
Item(s):	All
Initial Term:	3 Years
Option Term:	2 Years
Total Contract Time:	5 Years
Annual Estimated Award:	\$310,265.00
Initial Term Estimated Award:	\$930,795.00
Option Term Estimated Award:	\$620,530.00
Total Estimated Award	\$1,551,325.00

Funding Source(s):	Environmental Fee
District(s):	All

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

The Purchasing & Strategic Sourcing Department and Environmental Services Department recommend award as indicated to Waste Connections Management Services, Inc. dba El Paso Disposal, LP the highest ranked bidder 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

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: January 30, 2024

PUBLIC HEARING DATE: Not Applicable

CONTACT PERSON(S) NAME AND PHONE NUMBER:

Nicholas N. Ybarra, Environmental Services Director (915) 212-6060

K. Nicole Cote, Managing Director Purchasing & Strategic Sourcing (915) 212-1092

DISTRICT(S) AFFECTED: All

STRATEGIC GOAL: No. 8 – Nurture and Promote a Healthy, Sustainable Community

SUBGOAL: 8.6 Provide long-term, cost effective, sustainable regional solid waste solutions.

SUBJECT:

Discussion and action on the award of solicitation 2024-0193 Collection Services – Various City Facilities to Waste Connections Management Services, Inc. dba El Paso Disposal, LP for an initial three (3) year term for an estimated amount of \$930,795.00. The total value of the contract is, including the initial term plus the option, for a total of five (5) years, for an estimated amount of \$1,551,325.00.

BACKGROUND / DISCUSSION:

The collection services contract provides daily transportation of waste and recycle materials for the Environmental Service Department at various locations around the city.

SELECTION SUMMARY:

Solicitation was advertised on October 31, 2023 and November 7, 2023. The solicitation was posted on City website on October 31, 2023. There was a total of twenty-one (21) viewers online; two (2) bids were received; one (1) from a local supplier.

CONTRACT VARIANCE:

The difference based in comparison to the previous contract is as follows: An increase of \$86,070.00 for the initial term, which represents a 10.19% increase due to current wage market and fuel prices.

PROTEST

No protest received for this requirement.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

Amount: \$ 930,795.00

Funding Source: Environmental Fee

Account: 522150-334-2305-34340

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? X YES NO

PRIMARY DEPARTMENT: Environmental Services

SECONDARY DEPARTMENT: Purchasing & Strategic Sourcing

2024-0193 Collection Services – Various City Facilities

Revised 1/23/2023-V3 – Previous Versions Obsolete

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:



Nicholas N. Ybarra, Environmental Services Director

Project Form
Best Value Bid

*****Posting Language Below*****

Please place the following item on the Regular Agenda for the City Council Meeting of January 30, 2024.

Strategic Goal 8 - Nurture and Promote a Healthy, Sustainable Community

The linkage to the Strategic Plan is subsection: 8.6 Provide long-term, cost effective, sustainable regional solid waste solutions

Award Summary:

Discussion and action on the award of solicitation 2024-0193 Collection Services - Various City Facilities to Waste Connections Management Services, Inc., dba El Paso Disposal, LP for an initial term of three (3) year(s) for an estimated amount of \$930,795.00. The award also includes a two (2) year option for an estimated amount of \$620,530.00. The total contract time is for five (5) years for a total estimated amount of \$1,551,325.00. This contract will provide daily transportation of waste and recycle materials for the Environmental Services Department at various locations around the city.

Contract Variance:

The difference based in comparison to the previous contract is as follows: An increase of \$86,070.00 for the initial term, which represents a 10.19% increase due to the current wage market and fuel prices.

Department:	Environmental Services
Award to:	Waste Connections Management Services, Inc. dba El Paso Disposal, LP
City & State:	The Woodlands, Texas
Item(s):	All
Initial Term:	3 Years
Option Term:	2 Years
Total Contract Time:	5 Years
Annual Estimated Award:	\$310,265.00
Initial Term Estimated Award:	\$930,795.00
Option Term Estimated Award:	\$620,530.00
Total Estimated Award	\$1,551,325.00
Funding Source(s):	Environmental Fee
District(s):	All

This was a Best Value Bid Procurement - unit price contract

The Purchasing & Strategic Sourcing Department and Environmental Department recommend award as indicated to Waste Connections Management Services, Inc. dba El Paso Disposal, LP the highest ranked bidder 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.

CITY OF EL PASO BEST VALUE SCORESHEET

PROJECT: 2024-0193 Collection Services - Various City Facilities

Evaluation of Submittal

Waste Connections Management
Services, Inc. dba El Paso Disposal,
LP

Heist Disposal, LP

El Paso, TX

The Woodlands, TX

MAX POINTS

Factor A - Price

30

\$ 930,795.00

\$ 1,012,500.00

30.00

27.58

Factor B - Experience – Comparable Contracts

30

30.00

29.67

Factor C - References

30

30.00

28.00

Factor D - Employee Medical Benefit and Incentives

10

8.00

10.00

TOTAL SCORE

100

98.00

95.25

Rank

1

2



CITY OF EL PASO

BID TABULATION FORM



BID TITLE: Collection Services - Various City Facilities										BID NO: 2024-0193		
BID DATE: November 29, 2023										DEPARTMENT: Environmental Services		
				Waste Connections Management Services, Inc. dba El Paso Disposal, LP The Woodlands, TX BIDDER 1 OF 2			Heist Disposal, Inc. El Paso, TX BIDDER 2 OF 2					
Item No.	Description	Container Size	Approximate Estimate Quantity (A)	Price (B)	Yearly Total (C = A X B) (C)	3 Year Total (D = C X 3) (D)	Price (B)	Yearly Total (C = A X B) (C)	3 Year Total (D = C X 3) (D)	Price (B)	Yearly Total (C = A X B) (C)	3 Year Total (D = C X 3) (D)
1	Scheduled Pickup	4 Cubic Yard	8500	\$ 12.68	\$ 107,780.00	\$ 323,340.00	\$ 13.60	\$ 115,600.00	\$ 346,800.00	0	\$ -	\$ -
2	Scheduled Pickup	6 Cubic Yard	9000	\$ 19.02	\$ 171,180.00	\$ 513,540.00	\$ 20.40	\$ 183,600.00	\$ 550,800.00	0	\$ -	\$ -
3	Scheduled Pickup	8 Cubic Yard	500	\$ 25.36	\$ 12,680.00	\$ 38,040.00	\$ 27.20	\$ 13,600.00	\$ 40,800.00	0	\$ -	\$ -
4	Un-Scheduled Pickup	4 Cubic Yard	30	\$ 25.00	\$ 750.00	\$ 2,250.00	\$ 60.00	\$ 1,800.00	\$ 5,400.00	0	\$ -	\$ -
5	Un-Scheduled Pickup	6 Cubic Yard	30	\$ 25.00	\$ 750.00	\$ 2,250.00	\$ 70.00	\$ 2,100.00	\$ 6,300.00	0	\$ -	\$ -
6	Un-Scheduled Pickup	8 Cubic Yard	5	\$ 25.00	\$ 125.00	\$ 375.00	\$ 80.00	\$ 400.00	\$ 1,200.00	0	\$ -	\$ -
7	Un-Scheduled Pickup	20 yard dumpster	17	\$ 250.00	\$ 4,250.00	\$ 12,750.00	\$ 320.00	\$ 5,440.00	\$ 16,320.00	0	\$ -	\$ -
8	Un-Scheduled Pickup	30 yard dumpster	17	\$ 350.00	\$ 5,950.00	\$ 17,850.00	\$ 390.00	\$ 6,630.00	\$ 19,890.00	0	\$ -	\$ -
9	Un-Scheduled Pickup	40 yard dumpster	17	\$ 400.00	\$ 6,800.00	\$ 20,400.00	\$ 490.00	\$ 8,330.00	\$ 24,990.00	0	\$ -	\$ -
Total					\$ 310,265.00	\$ 930,795.00		\$ 337,500.00	\$ 1,012,500.00		\$ -	\$ -
<u>OPTION TO EXTEND THE TERM OF THE AGREEMENT</u> THE CITY AT ITS SOLE DISCRETION, MAY EXERCISE ANY OPTION TO EXTEND THE TERM OF THE AGREEMENT, BY GIVING THE CONTRACTOR WRITTEN NOTICE WITHIN THE TIME PERIOD NOTED ON THE SELECTED OPTIONS. THE TERM OF THIS CONTRACT SHALL BE BASED ON ONE OF THE SELECTIONS BELOW AND UNDER THE SAME TERMS AND CONDITIONS. THE CITY MANAGER OR DESIGNEE MAY EXTEND THE OPTION TO EXTEND. BIDDER OFFERS THE CITY THE OPTION OF EXTENDING THE TERM OF THE CONTRACT FOR:												
TWO (2) ADDITIONAL YEARS AT THE SAME UNIT PRICE(S)				<div>X</div>			<div>X</div>					
NO OPTION OFFERED				<div></div>			<div></div>					
AMENDMENTS ACKNOWLEDGED:				N/A			N/A					
BIDS SOLICITED: 4 LOCAL BIDS SOLICITED: 4 BIDS RECEIVED: 2 LOCAL BIDS RECEIVED: 1 NO BID: 1												
NOTE: The information contained in this bid tabulation is for information only and does not constitute actual award/execution of contract.												

2024-0193 Collection Services - Various City Facilities
View List

	<u>Participant Name</u>	<u>Response Date</u>	<u>Response Status</u>	<u>City</u>	<u>State</u>
1	HEIST DISPOSAL INC	11/29/2023	Submitted	EL PASO	TX
2	El Paso Disposal, LP	11/29/2023	Submitted	El Paso	TX
3	Unipak Corp.	10/31/2023	No Bid	West Long Branch	NJ
4	ARP Modern Construction		Viewed	El Paso	TX
5	ConstructConnect		Viewed	Cincinnati	OH
6	Construction Reporter		Viewed	Albuquerque	NM
7	Delta Pest Control & Lawn Ser		Viewed	El Paso	TX
8	G.R.A.C.E. Construction		Viewed	El Paso	TX
9	GrayMar Environmental Servic		Viewed	El Paso	TX
10	I Can Interactive LLC		Viewed	El Paso	TX
11	Jordan Foster Construction, LL		Viewed	El Paso	TX
12	JSH HANDYMAN LLC (JSH H		Unsubmitted	El Paso	TX
13	Mean Clean LLC		Viewed	El Paso	TX
14	Mirador Enterprises, Inc. (Mirac		Viewed	EL PASO	TX
15	MIssis & Me		Viewed	El Paso	TX
16	Net Gain Marketing, Inc.		Viewed	Collingswood	NJ
17	North America Procurement Co		Viewed	Grand Junction	CO
18	Otto Environmental Systems (E		Viewed	Cleveland	OH
19	RANCO Response LLC		Viewed	Statesboro	GA
20	RENT A TRAILER LLC (Carlos		Viewed	El Paso	TX
21	The PlanIt Room		Viewed	El Paso	TX

21 Views

14 Local



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 24-137, Version: 1

CITY OF EL PASO, TEXAS LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

All Districts

City Manager's Office, Mario M. D'Agostino, (915) 212-1069

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

Discussion and action on 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.

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: January 30, 2024
PUBLIC HEARING DATE: January 30, 2024

CONTACT PERSON NAME AND PHONE NUMBER: Mario M. D'Agostino, (915) 212-1069

DISTRICT(S) AFFECTED: All Districts

STRATEGIC GOAL: Goal 2. Set the Standard for a Safe and Secure City
SUBGOAL: 2.1 Maintain standing as one of the nation's top safest cities

SUBJECT:

Discussion and action on 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.

BACKGROUND / DISCUSSION:

On December 27, 2022 the United States Supreme Court issued an order allowing the injunction to remain in place until further review of the case can be carried out. 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.

PRIOR COUNCIL ACTION:

On January 2, 2024 the Mayor and City Council of the City of El Paso (the "City") passed the extension 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".

AMOUNT AND SOURCE OF FUNDING:

None.

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? ☒ YES ☐ NO

PRIMARY DEPARTMENT: City Manager's Office

SECONDARY DEPARTMENT: Fire

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:



ORDINANCE NO. _____

**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 191,113 land border encounters in the month of November, 2023; and

WHEREAS, the El Paso sector of U.S. Customs and Border Patrol (“CBP”) had 22,403 land border encounters in the month of November, 2023 and a total of 44,512 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 January 2024, approximately 858 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

ORDINANCE NO. _____

23-334-Fire Dept. | TRAN509736

Emergency Ordinance – February 2024 Extension– Migrant Wave Surge Staff with Resources & Supplies
(FINAL)/KMN/JF/CLA

Page 1 of 5

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

ORDINANCE NO. _____

23-334-Fire Dept. | TRAN509736

Emergency Ordinance – February 2024 Extension– Migrant Wave Surge Staff with Resources & Supplies
(FINAL)/KMN/JF/CLA

Page 2 of 5

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

ORDINANCE NO. _____

23-334-Fire Dept. | TRAN509736

Emergency Ordinance – February 2024 Extension– Migrant Wave Surge Staff with Resources & Supplies
(FINAL)/KMN/JF/CLA

Page 3 of 5

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.

(Signature begin on Following Page)

ORDINANCE NO. _____

23-334-Fire Dept. | TRAN509736

Emergency Ordinance – February 2024 Extension– Migrant Wave Surge Staff with Resources & Supplies
(FINAL)/KMN/JF/CLA

Page 4 of 5

PASSED AND ADOPTED, this ____ day of January, 2024.

THE CITY OF EL PASO, TEXAS

Oscar Leeser
Mayor

ATTEST:

Laura D. Prine
City Clerk

APPROVED AS TO FORM:



Karla M. Nieman
City Attorney

APPROVED AS TO CONTENT:



Mario M. D'Agostino, Deputy City Manager
Public Health & Safety

ORDINANCE NO. _____

23-334-Fire Dept. | TRAN509736

Emergency Ordinance – February 2024 Extension– Migrant Wave Surge Staff with Resources & Supplies
(FINAL)/KMN/JF/CLA

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El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 24-136, Version: 2

CITY OF EL PASO, TEXAS LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

All Districts

City Manager's Office, Mario M. D'Agostino, (915) 212-1069

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

Discussion and action on an Emergency Ordinance extending Emergency Ordinance No. 019485 due to a humanitarian, security, and economic crisis resulting from a mass migration through El Paso.

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: January 30, 2024
PUBLIC HEARING DATE: January 30, 2024

CONTACT PERSON NAME AND PHONE NUMBER: Mario M. D'Agostino, (915) 212-1069

DISTRICT(S) AFFECTED: All Districts

STRATEGIC GOAL: Goal 2. Set the Standard for a Safe and Secure City
SUBGOAL: 2.1 Maintain standing as one of the nation's top safest cities

SUBJECT:

Discussion and action on an Emergency Ordinance extending Emergency Ordinance No. 019485 due to a humanitarian, security, and economic crisis resulting from a mass migration through El Paso.

BACKGROUND / DISCUSSION:

On May 11, 2023 Title 42 was lifted and the Federal Government continues to anticipate a significant increase in the flow of migrants through our area. The City of El Paso has determined that extraordinary measures must be taken to protect all people in and coming through the City. 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.

PRIOR COUNCIL ACTION:

On January 2, 2024 the El Paso City Council passed the extension 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").

AMOUNT AND SOURCE OF FUNDING:

None.

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? ☒ YES ☐ NO

PRIMARY DEPARTMENT: City Manager's Office

SECONDARY DEPARTMENT: Fire

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:



ORDINANCE NO. _____

**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 379,893; and

WHEREAS, the El Paso sector of CBP had 22,403 land border encounters in the month of November 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

ORDINANCE NO. _____

HQ: #23-679-Fire | TRAN509737 | Emergency Ordinance extending Emergency ORD No. 019485 (February 2024)/May 2023 Migrant Crisis (FINAL)/JF/CLA

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

ORDINANCE NO. _____

HQ: #23-679-Fire | TRAN509737 | Emergency Ordinance extending Emergency ORD No. 019485 (February 2024)/May 2023 Migrant Crisis (FINAL)/JF/CLA

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.

(Signatures Begin on Following Page)

ORDINANCE NO. _____

HQ: #23-679-Fire | TRAN509737 | Emergency Ordinance extending Emergency ORD No. 019485 (February 2024)/May 2023 Migrant Crisis (FINAL)/JF/CLA

PASSED AND ADOPTED, this ____ day of January, 2024.

THE CITY OF EL PASO, TEXAS

Oscar Leeser
Mayor

ATTEST:

Laura D. Prine
City Clerk

APPROVED AS TO FORM:



Karla M. Nieman
City Attorney

APPROVED AS TO CONTENT:



Mario M. D'Agostino, Deputy City Manager
Public Health & Safety

ORDINANCE NO. _____

HQ: #23-679-Fire | TRAN509737 | Emergency Ordinance extending Emergency ORD No. 019485 (February 2024)/May 2023 Migrant Crisis (FINAL)/JF/CLA



Legislation Text

File #: 24-04, Version: 1

CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

*Please choose District and Department from drop down menu. Please post exactly as example below.
No Title's, No emails. Please use ARIAL 10 Font.*

District 8

Economic and International Development, Karina Brasgalla, (915) 212-1570

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

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. [POSTPONED FROM 01-17-2024]

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: January 2, 2024
PUBLIC HEARING: January 17, 2024

CONTACT PERSON(S) NAME AND PHONE NUMBER: Karina Brasgalla, (915) 212 - 1570

DISTRICT(S) AFFECTED: 8

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

SUBJECT:

An ordinance amending Ordinance No. 016528 to modify requirements for membership on the Board of Directors of the Tax Reinvestment Zone Number Five, City of El Paso, Texas.

BACKGROUND / DISCUSSION:

The proposed ordinance would modify the creation ordinance for Tax Increment Reinvestment Zone #5 (TIRZ #5) to amend the membership of the Board of Directors. The members of City Council would serve as the Board with the Mayor as Chair. This is consistent with other City of El Paso Tax Increment Reinvestment Zones.

PRIOR COUNCIL ACTION:

On March 5, 2019, City Council approved an ordinance modifying Board membership.

AMOUNT AND SOURCE OF FUNDING:

N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD: *Karina X Brasgalla*

(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

ORDINANCE NO. _____

AN ORDINANCE AMENDING ORDINANCE NO. 016528 TO MODIFY REQUIREMENTS FOR MEMBERSHIP ON THE BOARD OF DIRECTORS OF THE TAX REINVESTMENT ZONE NUMBER FIVE, CITY OF EL PASO, TEXAS.

WHEREAS, by Ordinance No. 016528, adopted December 19, 2006, the City of El Paso City Council designated Tax Increment Reinvestment Zone Number Five ("the Zone") pursuant to the Tax Increment Financing Act, Chapter 311, Texas Tax Code (the "Act"), establishing the boundaries of the Zone; creating a Board of Directors (the "Board"); providing an effective and termination date for the Zone; and containing other provisions related thereto; and

WHEREAS, Ordinance No. 016528 has been amended multiple times since its enactment, including by Ordinances Nos. 016803 and 016804 on December 18, 2007; by Ordinance No. 017821 on July 17, 2012; by Ordinance No. 017861 on August 28, 2012; and by Ordinance No. 018049 on July 30, 2013 and by Ordinance No. 018911 on March 5, 2019; and

WHEREAS, the City Council wishes to amend the Board membership to be consistent with that of other City of El Paso Tax Increment Reinvestment Zones;

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

1. That Section 4 of Ordinance No. 016528 is hereby replaced in its entirety to read as follows:

That a board of directors for the Zone ("Board") is hereby created. The Board shall consist of nine (9) members comprised of City Council members from Districts 1 through 8 and the Mayor. The Mayor shall serve as chairman of the Board and the Board may elect a vice chairman and such other officers as the Board sees fit. Additionally, each taxing unit that levies taxes within the Zone and chooses to contribute all or part of the tax increment produced by the unit into the tax increment fund may appoint one member of the board. The number of directors on the Board of Directors shall be increased by one for each taxing unit that appoints a director to the board; provided, that the maximum number of directors shall not exceed fifteen (15).

The Board shall make recommendations to the City Council concerning the administration, management, and operation of the Zone. The Board shall prepare and adopt a project plan and a reinvestment zone financing plan for the Zone and submit such plans to the City Council for its approval. The Board shall perform all duties imposed upon it by Chapter 311 of the Texas Tax Code and all other applicable laws. Notwithstanding anything to the contrary herein, the Board shall not be authorized to (i) issue bonds; (ii) impose taxes or fees; (iii) exercise the

ORDINANCE NO. _____

TIRZ 5 PFP Amendment
23-330-TRAN-505920-23RD Amendment-JSG

power of eminent domain, or (iv) give final approval to the Zone's project plan and financing plan.

2. Except as expressly herein amended, Ordinance No. 016528 shall remain in full force and effect.

ADOPTED this _____ day of _____, 2024

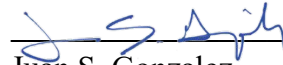
CITY OF EL PASO:

Oscar Leoser
Mayor

ATTEST:


Laura D. Prine
City Clerk

APPROVED AS TO FORM:



Juan S. Gonzalez
Senior Assistant City Attorney

APPROVED AS TO CONTENT:



Karina Brasgalla, Interim Director
Economic & International Development

ORDINANCE NO. _____

TIRZ 5 PFP Amendment
23-330-TRAN-505920-23RD Amendment-JSG



CITY OF EL PASO

Tax Increment Reinvestment Zone #5

Amendments to Creation Ordinance and Project and
Financing Plan

Proposed Changes

- Adoption of new TIRZ #5 Project and Financing Plan
- Adjustment of Board eligibility and requirements

Related Action

- On July 6, 2023, City Council adopted the Downtown, Uptown, and Surrounding Neighborhoods Plan
 - Align TIRZ #5 PFP with those recommendations and strategies
 - Create consistency with other TIRZ across the City
- On July 12, 2023, the TIRZ #5 Board of Directors unanimously approved the proposed amendment to the Project and Financing Plan

Project and Finance Plan Amendment

- This is a **complete replacement** of the existing plan which was adopted in 2009 and has undergone several amendments
- **DOES NOT** amend:
 - Boundary
 - Term
 - City Participation

Proposed Amendment to the Project and Financing Plan for Tax Increment Reinvestment Zone #5

City of El Paso, Texas

JANUARY 2024

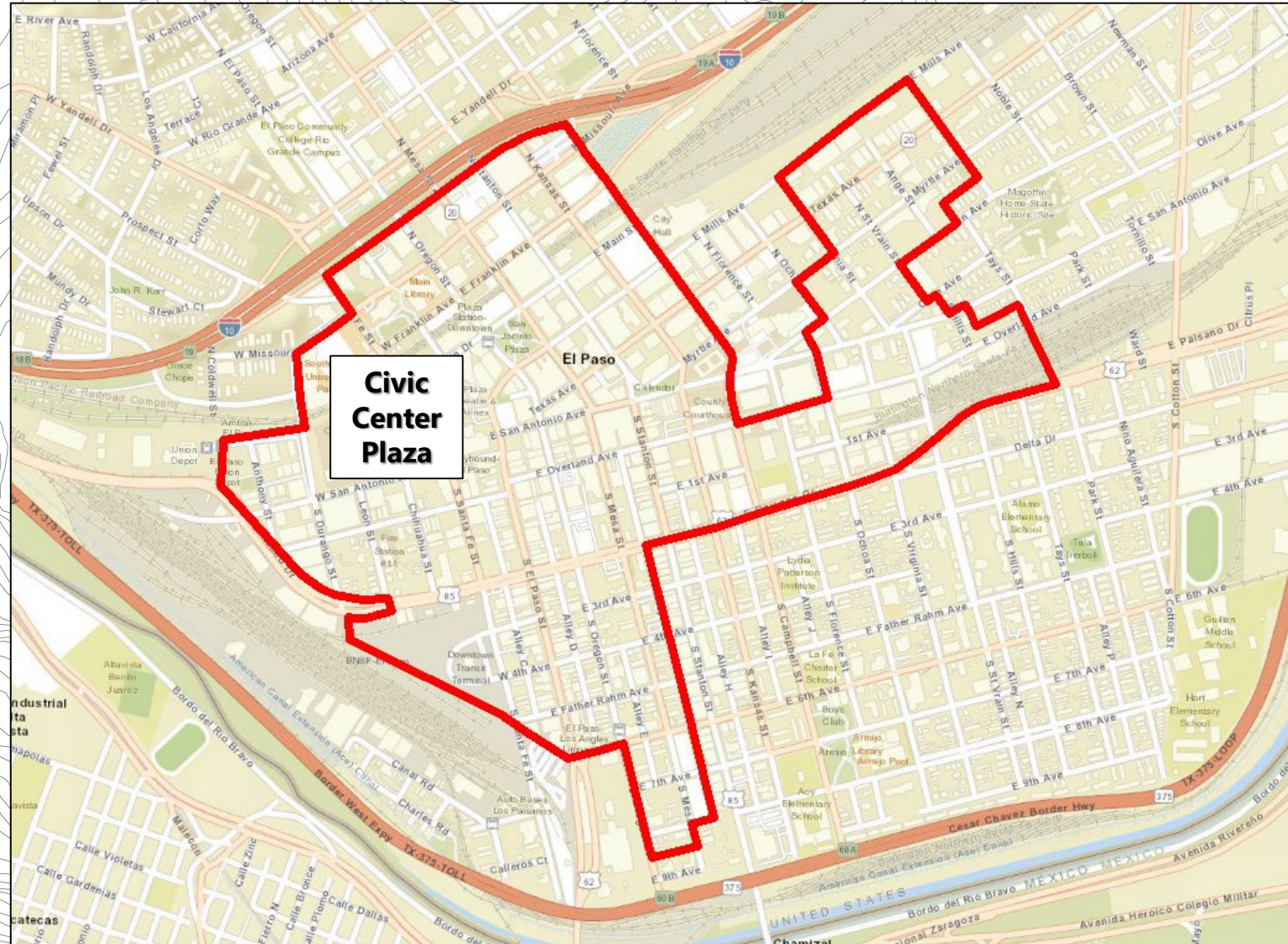


DAVID PETTIT
Economic Development

TIRZ #5 – Background

- **Creation Date:** Created on December 19, 2006 by Ordinance No. 016528
- **Boundary Amendments:** Originally 188.42 acres, the TIRZ was expanded in 2007, 2012, and 2013 to now be approximately 306 acres located wholly within the city limits
- **Termination Date:** December 31, 2036
- **Participation:** City of El Paso contributes 100% real property increment
- **Base Value:** The original boundaries of TIRZ #5 have a 2006 base year. As the TIRZ was expanded, the base years for the expanded areas was the year in which it was added to the TIRZ. **The combined base value is \$209,228,387.**

TIRZ #5 – Boundaries



TIRZ #5 – Development Assumptions

	Square Feet/Units	Projected Completion Date	Taxable Value PSF/Unit	Incremental Value
Multifamily	150	2025	\$150,000	\$22,500,000
Hotel	250	2025	\$125,000	\$31,250,000
Multifamily	290	2026	\$150,000	\$43,500,000
Multifamily	210	2028	\$150,000	\$31,500,000
Multifamily	100	2028	\$150,000	\$15,000,000
Retail	50,000	2028	\$250	\$12,500,000
Multifamily	56	2032	\$150,000	\$8,400,000
Multifamily	70	2032	\$150,000	\$10,500,000
Retail	2,000	2032	\$250	\$500,000
TOTAL				\$175,650,000

It is anticipated that the projections will be updated in the future to reflect the then current market trends and taking into account the future performance of any catalyst development.

TIRZ #5 – Participation

Taxing Jurisdictions	Total Taxes Generated*	Participation	Total Net Benefit
City of El Paso	\$58,763,803	\$46,424,698	\$12,339,105
El Paso County	\$28,421,883	\$0	\$28,421,883
EPCC	\$6,402,372	\$0	\$6,402,372
University Medical	\$13,038,006	\$0	\$13,038,006
El Paso ISD	\$62,913,290	\$0	\$62,913,290
Total	\$169,539,354	\$46,424,698	\$123,114,656

The City of El Paso will contribute 100% of the real property increment within the zone generated from the City tax rate.

**Total Taxes Generated includes projected Real Property, Business Personal Property, Sales, and Hotel Occupancy Tax revenue*

TIRZ #5 – Projected Revenue

Proposed Project Costs - TIRZ #5		
Public Utilities	\$ 13,927,409	30.0%
<i>Water, Sanitary Sewer, and/or Storm Water Facilities and Improvements, Underground Infrastructure Improvements including electric, gas, water, sewer</i>		
Parking and Transit Improvements	\$ 6,963,705	15.0%
Street and Intersection Improvements	\$ 6,963,705	15.0%
Pedestrian Enhancements	\$ 9,284,940	20.0%
<i>Streetscape, lighting, public art, and other amenities that enhance the pedestrian experience</i>		
Open Space, Park and Recreation Facilities and Improvements, Public Facilities and Improvements	\$ 4,178,223	9.0%
Economic Development Grants	\$ 4,642,470	10.0%
Administrative Costs	\$ 464,247	1.0%
Total	\$ 46,424,698	100.0%

- The costs illustrated in the table above are estimates and may be revised.
- Savings from one line item may be applied to a cost increase in another line item.

Proposed Changes

- Adoption of new TIRZ #5 Project and Financing Plan
- Adjustment of Board eligibility and requirements

TIRZ #5 Board

- Last revised by Ordinance No. 016528 on March 5, 2019
- Nine members appointed by the Mayor
- Preference given to individuals who possess:
 - a) Experience in at least one of the following areas: arts, real estate, retail, housing, finance, historic preservation, construction, development, or El Paso history;
 - b) Knowledge of downtown El Paso;
 - c) Geographic diversity (through the City of El Paso);
 - d) Cultural diversity;
 - e) Moral and ethical character;
 - f) Integrity;
 - g) High performance standards;
 - h) Availability;
 - i) Strong desire for public service, but not an elected official.

Board Authority

- Previous Project and Financing Plan required an amendment via ordinance for all funding allocations
 - All projects and agreements receive Council approval
- Revised Project and Financing Plan would allow the Board to allocate funds without Council oversight
 - Must meet requirements of Chapter 311 of the Tax Code
 - Must comply with categories and limitations in the PFP

Recommendation

- Amendment to the Creation Ordinance to have Mayor and Council serve as TIRZ #5 Board
 - Consistent with other TIRZ Boards
 - Best practice across Texas
 - Increases transparency and access
 - Reduces conflict of interest concerns

MISSION



Deliver exceptional services to support a high quality of life and place for our community.

VISION



Develop a vibrant regional economy, safe and beautiful neighborhoods and exceptional recreational, cultural and educational opportunities powered by a high performing government.



VALUES

Integrity, **R**espect, **E**xcellence,
Accountability, **P**eople



Legislation Text

File #: 24-07, Version: 2

CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

District 8

Economic and International Development, Karina Brasgalla, (915) 212-1570

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

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. [POSTPONED FROM 01-17-2024]

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: January 2, 2024
PUBLIC HEARING: January 17, 2024

CONTACT PERSON(S) NAME AND PHONE NUMBER: Karina Brasgalla, (915) 212 - 1570

DISTRICT(S) AFFECTED: 8

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

SUBJECT:

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.

BACKGROUND / DISCUSSION:

The proposed amendment would update the Project and Financing Plan for Tax Increment Reinvestment Zone #5 (TIRZ #5). The Plan is the governing document for TIRZ #5. The previous Plan was adopted on February 12, 2009 and has been amended piecemeal in the years since. The revised Plan aligns with the recommendations and priorities of the recently adopted Downtown, Uptown, and Surrounding Neighborhoods Plan. It also updates the projections for the tax increment fund and the allowable project cost categories.

PRIOR COUNCIL ACTION:

On February 12, 2009, City Council approved the TIRZ #5 Final Project and Financing Plan.

AMOUNT AND SOURCE OF FUNDING:

N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD: *Karina X Brasgalla*

(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

ORDINANCE NO. _____

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

WHEREAS, by the City of El Paso Ordinance No. 016528, adopted December 19, 2006, the City Council created Tax Increment Reinvestment Zone Number Five, City of El Paso, Texas (the “Zone”), establishing the boundaries of the Zone as described therein, pursuant to the provisions of the Tax Increment Financing Act, Chapter 311, Texas Tax Code (as amended, the “Act”); and later amended by Ordinances No. 016803 and 016804 on December 18, 2007, by Ordinance No. 017821 on July 17, 2012, and by Ordinance No. 018049 on July 30, 2013; and

WHEREAS, by City of El Paso Ordinance No. 017081, adopted March 10, 2009, the City Council approved and adopted the Project Plan and Reinvestment Zone Financing Plan for the Zone, pursuant to Section 311.011(d) of the Act after their adoption by the Board of Directors (the “Board”) of the Zone; later amended on: April 7, 2009 by Ordinance No. 017102; November 17, 2009 by Ordinance No. 017239; December 22, 2009 by Ordinance No. 017258; November 8, 2011 by Ordinance No. 017674; May 15, 2012 by Ordinance No. 017788; July 17, 2012 by Ordinance No. 017821; August 28, 2012 by Ordinance No. 017861; July 30, 2013 by Ordinance No. 018049; March 4, 2014 by Ordinance No. 018132; January 6, 2015 by Ordinance No. 018302; September 6, 2016 by Ordinance No. 018566; October 4, 2016 by Ordinance No. 018578; March 21, 2017 by Ordinance No. 018645; June 13, 2017 by Ordinance No. 018689; February 20, 2018 by Ordinance No. 018756; July 9, 2019 by Ordinance No. 018940; February 4, 2020 by Ordinance No. 019021; October 27, 2020 by Ordinance No. 019110; and on March 16, 2021 by this Ordinance No. 019152; and on August 3, 2021 by this Ordinance No. 019211; and on January 4, 2022 by this Ordinance No. 019280 ; and on March 28, 2023 by this Ordinance No. 019449; and;

WHEREAS, on July 5, 2023 the City Council adopted the “Downtown, Uptown, and Surrounding Neighborhoods Plan” (the “Plan”) as the master plan and guiding document for the Downtown, Uptown, and Surrounding Neighborhoods planning area which overlaps with the Zone; and,

WHEREAS, the Board supports the City in development activities for the Zone and actively participates in planning and identifying potential projects within the Zone that are consistent with and implement the Zone’s Project Plan; and

ORDINANCE NO. _____

WHEREAS, on July 12, 2023, the Board recommended approval of an amendment to the Zone's Project Plan and Reinvestment Zone Plan that updates the Tax Increment Reinvestment Zone revenue projections to account for projected catalyst developments and future growth for the remainder of the term and establishes project categories and total costs per Chapter 311 of the Texas Tax Code; and

WHEREAS, the proposed amendment is consistent with the other City of El Paso Tax Increment Financing Districts created that allow expenditures from the Zone through approval by the Board and final approval by City Council and do not require individual amendments to the Zone's Project Plan and Reinvestment Zone Plan Ordinance for expenditures; and

WHEREAS, pursuant to Section 311.011(e) of the Act, the Board may adopt amendments to the plans consistent with the requirements and limitations of the Act, which become effective when approved by the governing body of the municipality by a duly authorized ordinance; and

WHEREAS, the City desires to amend the Zone's Project Plan and Reinvestment Zone Financing Plan as approved by the Board, in support of community revitalization and economic development within the Zone; and

WHEREAS, it is found that inclusion of the aforementioned amendment and projects contained therein are economically feasible; and

WHEREAS, it is further found and determined that the meeting at which this Ordinance was passed was open to the public and public notice of the time, place and subject of said meeting was given all as required by Chapter 551, Texas Government Code; and

WHEREAS, the City Council, as the governing body of the City, approves the amendment to the Zone's Project Plan and Reinvestment Zone Financing Plan, as evidenced by this Ordinance;

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

SECTION 1. Except as amended herein and by properly adopted prior amendments, Ordinance 016528 shall remain in full force and effect.

SECTION 2. The amended Project Plan and Reinvestment Zone Financing Plan for Tax Increment Reinvestment Zone Number Five, City of El Paso, Texas, attached hereto as Exhibit A, is hereby determined to be feasible and in conformity with the City's comprehensive plan and said amendments are hereby approved.

ORDINANCE NO. _____

SECTION 3. The statements set forth in the recitals of this Ordinance are declared to be true and correct and are incorporated as part of this Ordinance.

SECTION 4. The provisions of this Ordinance are severable. If any provision of this Ordinance or the application thereof to any circumstances shall be held to be invalid or unconstitutional, the remainder of this Ordinance shall nevertheless be valid.

ADOPTED this _____ day of _____, 2024


CITY OF EL PASO

Oscar Leeson
Mayor

ATTEST:

Laura D. Prine
City Clerk

APPROVED AS TO FORM:



Juan Gonzalez
Senior Assistant City Attorney

APPROVED AS TO CONTENT:



Karina Brasgalla, Interim Director
Economic & International Development

ORDINANCE NO. _____

TIRZ 5 PFP Amendment
23-330-TRAN-505920-23RD Amendment-JSG

EXHIBIT A

Amended Project Plan and Reinvestment Zone Financing Plan
for Tax Increment Reinvestment Zone Number Five
of the City of El Paso, Texas

ORDINANCE NO. _____

TIRZ 5 PFP Amendment
23-330-TRAN-505920-23RD Amendment-JSG

Tax Increment Reinvestment Zone #5

City of El Paso, Texas

AMENDED PROJECT AND FINANCING PLAN
JANUARY 2024



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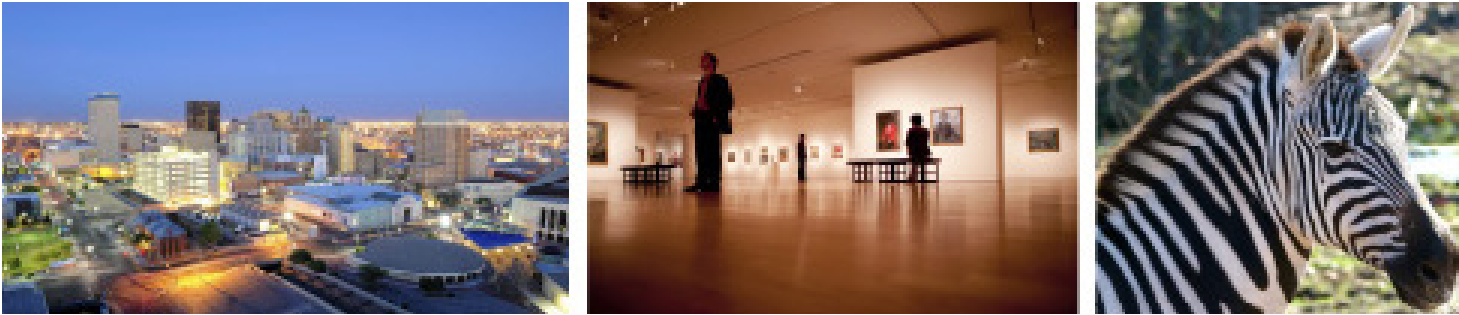
Appendix A

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DISCLAIMER

Our conclusions and recommendations are based on current market conditions and the expected performance of the national, and/or local economy and real estate market. Given that economic conditions can change and real estate markets are cyclical, it is critical to monitor the economy and real estate market continuously, and to revisit key project assumptions periodically to ensure that they are still justified.

The future is difficult to predict, particularly given that the economy and housing markets can be cyclical, as well as subject to changing consumer and market psychology. There will usually be differences between projected and actual results because events and circumstances frequently do not occur as expected, and the differences may be material.



El Paso is the largest metro area along the Texas-Mexico border which boasts a best-in-class, business friendly operating environment while also offering a great living experience. The region represents one of the largest manufacturing centers in North America and is recognized as globally competitive. This is largely due to El Paso’s unique quality of possessing the largest bilingual and bi-cultural workforce in the Western Hemisphere.

As the sixth-largest city in Texas, El Paso is a top 20% U.S. performing economy and continues to experience positive economic growth by attracting new businesses and helping existing companies to grow. The City’s focus is to create new employment opportunities in 21st century industries, maintain a great quality of life, and facilitate business growth at the local and international levels.



Tax Increment Reinvestment Zone #5, City of El Paso

Tax Increment Reinvestment Zone #5 (TIRZ) was created on December 19, 2006 by Ordinance No. 016528, approved by the City Council of the City of El Paso, Texas. The TIRZ was later amended by Ordinances No. 016803 and 016804 on December 18, 2007, by Ordinance No. 017821 on July 17, 2012, and by Ordinance No. 018049 on July 30, 2013. The goal of TIRZ #5 is to fund the construction of needed public infrastructure and to encourage private development that will yield additional tax revenue to all local taxing jurisdictions. TIRZ #5 will promote the development of new construction within the boundaries of the TIRZ.

The amended project and financing plan outlines the funding of \$46,424,698 in public improvements related to water, sanitary sewer, and storm water facilities, as well as street and intersection improvements, utilities and street lighting, and economic development grants. The TIRZ can fund these improvements through ad valorem participation of eligible taxing jurisdictions.

Without the implementation of the TIRZ, the specified property would continue to impair the sound growth of the municipality.

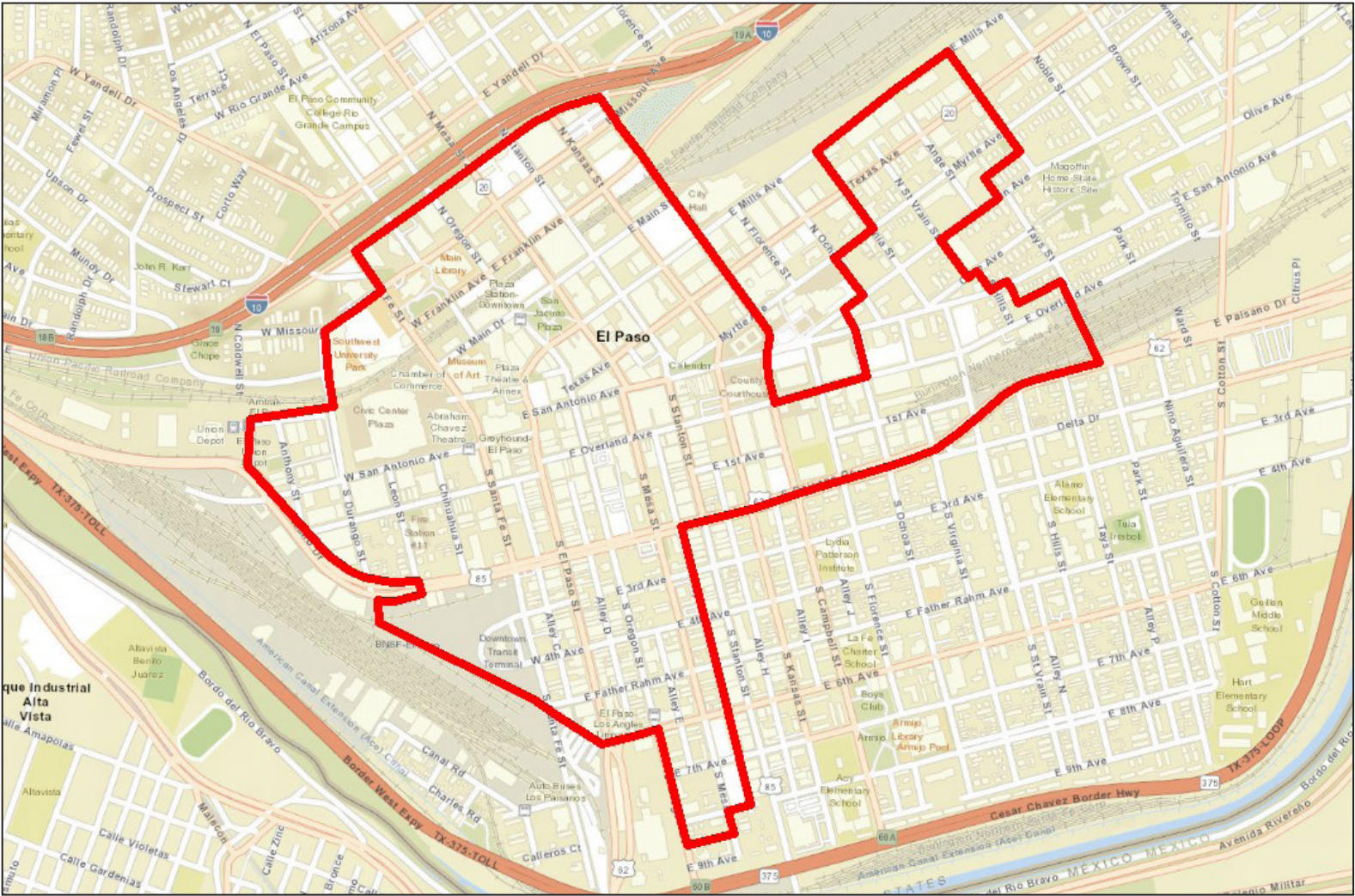


 - TIRZ Boundary

TIRZ Boundary

Boundary Description

TIRZ #5 is approximately 306 acres located wholly within the city limits of the City of El Paso. When the TIRZ was created on December 19, 2006 by Ordinance No. 016528, it consisted of approximately 188.42 acres. The TIRZ was later amended by Ordinances No. 016803 on December 18, 2007, which expanded the TIRZ by approximately 0.584 acres. The TIRZ was also amended by Ordinances No. 016804 on December 18, 2007, which expanded the TIRZ by approximately 99.281 acres. The TIRZ was later amended by Ordinance No. 017821 on July 17, 2012, which expanded the TIRZ by approximately 9.45 acres. The TIRZ was later amended by Ordinance No. 018049 on July 30, 2013. which expanded the TIRZ by approximately 8.4 acres.



 - TIRZ Boundary

Original Boundaries per Ordinance 016528 (2006):

Beginning at the northernmost portion of the Downtown El Paso Redevelopment Plan TIRZ which is the northeast corner of the proposed eastern extension of E. Mills Avenue and Octavia Street following the east edge of Octavia Street south to northwest corner of the alley between Myrtle Avenue and Magoffin Avenue; then west following the south edge of the alley to N. Ange Street; then south following the east edge of Ange Street to the southern edge of Magoffin Avenue; then west following the southern edge of Magoffin Avenue to the southeast corner of Magoffin Avenue and Saint Vrain Street then south following the eastern edge of Saint Vrain Street; to the northeast corner of Saint Vrain Street and Olive Avenue; then south crossing Olive Avenue to the northeast corner of Parcel 128; then east following the northern edge of E. San Antonio Avenue to the eastern extension S. Hills Street; then south following the eastern edge of S. Hills Street to the northeast corner of the alley between E. San Antonio Avenue and E. Overland Avenue; then east following the north edge of the alley and crossing N. Tays Street to the northeast corner of the alley between E. San Antonio Avenue and E. Overland Avenue; then south across E. Overland Avenue and following the eastern boundary of Parcel 477 (identified as railroad property) continuing south to the southern edge of E. Paisano Drive; then west following the southern edge of E. Paisano Drive to the southeast corner of the alley between S. Mesa Street and S. Stanton Street; then south following the eastern edge of the alley south to the southern edge of E. Eighth Avenue; then west to the southeast corner of E. Eighth Avenue and S. Mesa Street; then south to an extension of the south boundary of Parcel 419, (El Paso CAD# C05099904601900); then west following the southern boundary of Parcel 419, crossing the alley between S. Mesa Street and S. Oregon Street and continuing west on the southern edge of Parcel 416 (El Paso CAD # C05099904603700), Parcel 417 (El Paso CAD # C05099904604300) and Parcel 418 (El Paso CAD # C05099904605000); then continuing west to the western edge of S. Oregon Street; then following the western edge of S. Oregon Street north to the southwest corner of S. Oregon Street and E. Sixth Avenue; then west following the southern edge of E Sixth Avenue to the intersection of a line extending the western edge of the alley between S. Oregon Street and S. El Paso Street; then north on the western edge of the alley between S. Oregon Street and S. El Paso Street to the southern edge of E. Paisano Drive; then following the southern edge of E. Paisano Drive west to the southeast corner of E. Paisano Drive and S Santa Fe Street; then south on the eastern edge of S. Santa Fe Street to the northeast corner of S. Santa Fe Street and E. Father Rahm Avenue; then crossing S. Santa Fe Street to the south corner of Parcel 455 (El Paso CAD # C05099912000100); then following the western boundaries of parcel 455, Parcel 458 (El Paso CAD # C05099913109000), Parcel 457 (El Paso CAD # X47099900002500), Parcel 464 (El Paso CAD # C05099913000100) and Parcel 463 (El Paso CAD # X45099900005101) northwest to the southern edge of W. Paisano Drive; then north crossing to the northern edge of W. Paisano Drive then east following the northern edge of W Paisano Drive to the northwest corner of W. Paisano Drive and S. Leon Street; then north following the western edge of S. Leon Street to the southwest corner of S. Leon Street and W. San Antonio Avenue; then west following the south edge of W. San Antonio Avenue to the southwest corner of W. San Antonio Avenue and S. Durango Street; then north following the west edge of S. Durango Street north and northeast to an intersection of the northernmost corner of Parcel 468 (El Paso CAD# S636999000B2000 the City Civic Center); then following the northeastern boundary of Parcel 468 south and east to N. Santa Fe Street then crossing N. Santa Fe Street to the east edge of N. Santa Fe Street; then following the east edge of N. Santa Fe Street south to the northeast corner of N. Santa Fe Street and W. San Antonio Avenue; then east to the western edge of S. El Paso Street; then south following the east edge of S. El Paso Street to the northeast corner of S. El Paso Street and E. Overland Avenue; then east following the northern edge of E. Overland Avenue to the northwest corner of E. Overland Avenue and S. Ochoa Street; then north following the west edge of N. Ochoa Street to southwest corner of S. Ochoa Street and E. San Antonio Avenue; then crossing E. San Antonio Avenue to the western edge of the alley between N. Ochoa Street and N. Florence Street;

then north following the western edge of the alley and crossing Magoffin Avenue to the south edge of Magoffin Avenue; then east to the northwest corner of Magoffin Avenue and N. Ochoa Street; then north following the western edge of N. Ochoa Street to the northwest corner of N. Ochoa Street and Myrtle Avenue; then east following the northern edge of Myrtle Avenue to the northeast corner of N. Virginia Street and Myrtle Avenue; then north following the west edge of N. Virginia Street to the northwest corner of N. Virginia Street and E. Mills Avenue; then east following the northern edge of the proposed E Mills Avenue extension to the point of beginning, containing approximately 188.42 acres.

Expansion per Ordinance 016803 (2007):

A parcel of land consisting of 0.584 acres, beginning at the northeast corner of Lot 20-21 , Block 1, Franklin Addition, thence a distance of 165 feet south and east to the centerline of Magoffin Avenue, thence a distance of 160 feet southwest to the centerline intersection of Magoffin A venue and Ange Street, thence a distance of 165 feet north and west to a point 10 feet south of the centerline of the alley between Magoffin Avenue and Myrtle avenue, thence 165 feet to the point of beginning, and containing Lots 17- 19 and 20-21 , Block 1, Franklin Addition and also known as 1001 and 1009 Magoffin A venue .

Expansion per Ordinance 016804 (2007):

Parcel 1 consisting of 1.134 acres and containing Lots 1-12 and 39-40 and a portion of the closed street and alley of Stevens Addition and also known as 505 N. Santa Fe Street; and

Parcel 2 consisting of 98.147 acres, beginning at the center line intersection of Santa Fe Street and Wyoming A venue, thence northeast a distance of 1,996 feet to the center line intersection of Missouri A venue and Campbell Street, thence southeast a distance of 1,979 feet to the center line intersection of Campbell Street and San Antonio Street, thence south a distance of 289 feet to the centerline intersection of Campbell Street and Overland Street, thence 1,324 feet in an easterly direction to the centerline monument located at the intersection of Overland Street and El Paso Street, thence a distance of 213 feet in a northwesterly direction to the centerline intersection of El Paso Street and San Antonio Street, thence 355 feet in a westerly direction to the centerline intersection of San Antonio Street and Santa Fe Street, thence a distance of 1,599 feet in a northerly direction to the city monument located 10 feet northeast of the center line intersection of Santa Fe Street and Wyoming Avenue, the point of beginning and containing the following Blocks: Block 19 Mills Addition; Block 7 Hart Addition; Blocks 21, 22 and 23 Mills Addition; Block 231 Campbell Addition; Blocks 18, 1, 2, 8, 9, and 43 Mills Addition; Blocks 17, 3, 10, 42 Mills Addition; Blocks 16, 6, 5, 5 ½, 12, 39 and 40 Mills Addition; Block 44 Mills Addition; Blocks 14, 13, 24, and 38 Mills Addition; Block 209 Campbell Addition; Blocks 1 and 5, Satterthwaite; Block Q, Satterthwaite; Block 17 Hart Addition; and Blocks 245, 246 and 24 7 Campbell Addition.

Expansion per Ordinance 017821 (2012):

A parcel of land consisting of 9.45 acres and containing all of Blocks 7, 46, and 51, Mills Addition, and all of Blocks 152, 160, 161, 169, 170, and 171 Campbell Addition.

Expansion per Ordinance 018049 (2013):

From the intersection of Paisano Drive and Santa Fe Avenue, south on Santa Fe to the Santa Fe Railroad train yard; southeasterly on a line between the edge of the buildings on east side of Santa Fe Avenue and the adjacent parking lot to the intersection of Sixth Street; east on Sixth Street to the alley between El Paso Street and Oregon Street; north along the alley to Paisano Drive; and west on Paisano to Santa Fe Avenue, containing approximately 8.4 acres.

Current Conditions

Land Use

The vast majority of the land within the zone is developed with commercial uses, with much of the property well positioned for redevelopment.

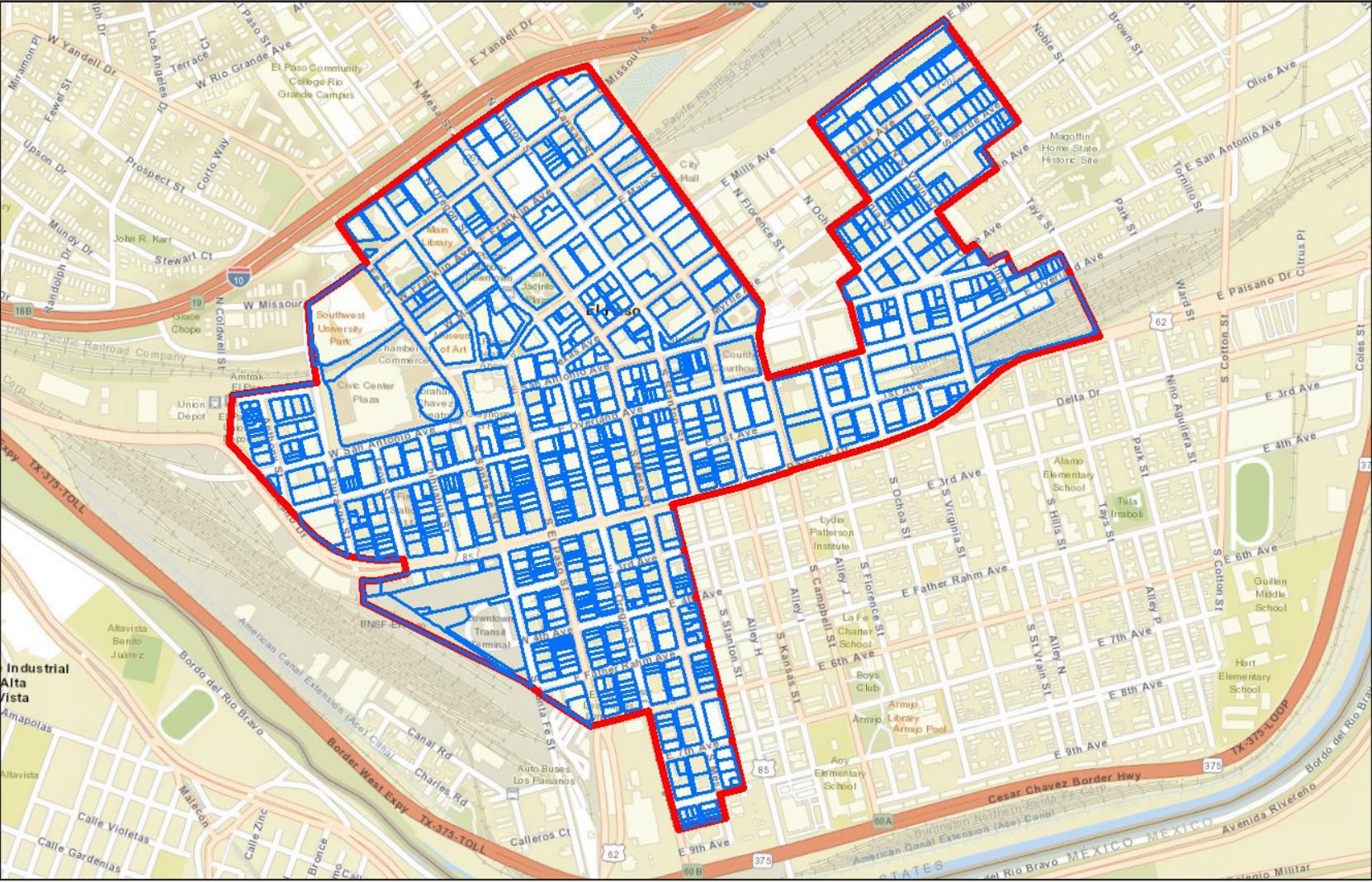
Method of Relocating Persons to be Displaced

It is not anticipated that any persons will be displaced or need to be relocated as result of the implementation of the TIRZ.

Current Ownership Information

There are currently 680 parcels within Tax Increment Reinvestment Zone #5, some of which are tax exempt, including parcels owned by the City of El Paso. It is the City’s desire to have the land developed, facilitated by a direct transfer agreement between the City and a private entity, pursuant to Chapter 272 of the Local Government Code. The estimated 2022 taxable value of the property within the TIRZ is \$326,128,178. The original boundaries of TIRZ #5 have a 2006 base year. As the TIRZ was expanded, the base years for the expanded areas was the year in which it was added to the TIRZ (2007, 2012, and 2013). The combined base value is \$209,228,387. The 2023 taxable values will need to be verified with the El Paso Central Appraisal District.

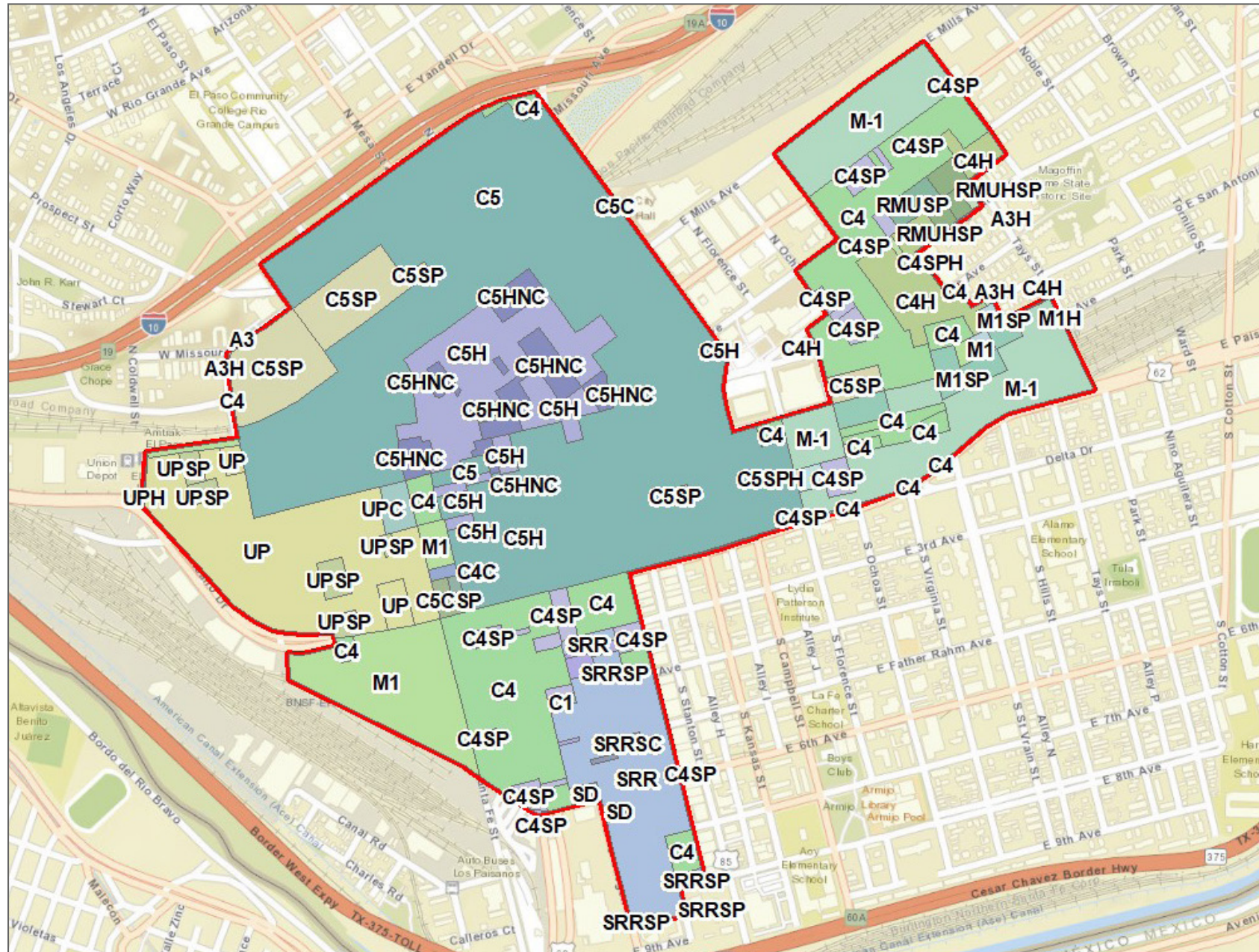
For further details of parcels included within the TIRZ see **Appendix A**.



Zoning

The zoning for the property within the TIRZ can be seen in the map below. The majority of the land within the TIRZ is zoned as Regional Commercial Districts (C-4: Commercial District, C-5: Central Business District). There are also portions of the zone zoned as “SRR” Special Residential Revitalization District and “U-P” Union Plaza District. The special residential revitalization district (SRR) is established in recognition that developments containing both residential and commercial uses can create an appealing and vital urban environment when carefully designed. The SRR district allows for mixing residential environments with workplaces and services. The purposes of the Union Plaza District are: (1) to create a unique mixed-use environment with the provision of standards and guidelines designed to encourage the preservation of existing building architecture; (2) to ensure that reconstruction of existing buildings or new construction projects is consistent with the architectural and design guidelines adopted for the Union Plaza District; and (3) to encourage a variety of commercial and residential uses that coexist in a mixed-use area.

The property may need to be rezoned to accomodate any future development. It is not anticipated there will be any changes to the City of El Paso zoning ordinance, master plan, building codes, subdivision rules and regulations or other municipal ordinances as a result of the TIRZ.



Proposed Development

Anticipated Development

The table below provides an overview of the potential development that could occur within the TIRZ, along with estimated dates of when the development construction would be completed. The development projections listed below do not represent the potential of the entire TIRZ, and are not meant to limit potential development that could generate revenue for the TIRZ. It is anticipated that the projections will be updated in the future to reflect the then current market trends and taking into account the future performance of any catalyst development. It is anticipated that the development that occurs within the TIRZ could be financed in part by incremental real property tax generated within the TIRZ.

	Square Feet/Units	Projected Completion Date	Taxable Value PSF/Unit	Incremental Value
Multifamily	150	2025	\$150,000	\$22,500,000
Hotel	250	2025	\$125,000	\$31,250,000
Multifamily	290	2026	\$150,000	\$43,500,000
Multifamily	210	2028	\$150,000	\$31,500,000
Multifamily	100	2028	\$150,000	\$15,000,000
Retail	50,000	2028	\$250	\$12,500,000
Multifamily	56	2032	\$150,000	\$8,400,000
Multifamily	70	2032	\$150,000	\$10,500,000
Retail	2,000	2032	\$250	\$500,000
TOTAL				\$175,650,000

Project Costs

Project Costs of the Zone

There are a number of improvements within Tax Increment Reinvestment Zone #5 that will be financed by in part by incremental real property tax generated within the TIRZ.

Proposed Project Costs - TIRZ #5		
Public Utilities	\$ 13,927,409	30.0%
Water, Sanitary Sewer, and/or Storm Water Facilities and Improvements, Underground Infrastructure Improvements including electric, gas, water, sewer		
Parking and Transit Improvements	\$ 6,963,705	15.0%
Street and Intersection Improvements	\$ 6,963,705	15.0%
Pedestrian Enhancements	\$ 9,284,940	20.0%
Streetscape, lighting, public art, and other amenities that enhance the pedestrian experience		
Open Space, Park and Recreation Facilities and Improvements, Public Facilities and Improvements	\$ 4,178,223	9.0%
Economic Development Grants	\$ 4,642,470	10.0%
Administrative Costs	\$ 464,247	1.0%
Total	\$ 46,424,698	100.0%

The categories listed in the table above outline various public improvements, and are meant to include all projects eligible under Chapter 311, Section 311.002 of the Texas Tax Code. The costs illustrated in the table above are estimates and may be revised. Savings from one line item may be applied to a cost increase in another line item. The \$46,424,698 project cost total amount shall not be exceeded without an amendment to the project and financing plan.

Economic Development Grants may include grants, loans, and services for public and private development. Chapter 380 of the Local Government Code grants municipalities in Texas the authority to offer grants and loans of public funds to stimulate economic development. Section 311.010 (h) of the Texas Tax Code details the authority of Chapter 380 within a project and financing plan and limits the aggregate amount not to exceed the amount of tax increment produced by the municipality and paid into the tax increment fund for the zone for activities that benefit the zone and simulate business and commercial activity in the zone.

The project costs are anticipated to be incurred over the term of the TIRZ, subject to demand for development driven by market conditions. It is anticipated that the individual TIRZ project costs will be evaluated on a case-by-case basis consistent with Chapter 311, Section 311.002, and brought forward to the TIRZ Board and City Council for consideration.

Chapter 311 of the Texas Tax Code

Sec. 311.002.

- (1) “Project costs” means the expenditures made or estimated to be made and monetary obligations incurred or estimated to be incurred by the municipality or county designating a reinvestment zone that are listed in the project plan as costs of public works, public improvements, programs, or other projects benefiting the zone, plus other costs incidental to those expenditures and obligations. “Project costs” include:
- (A) capital costs, including the actual costs of the acquisition and construction of public works, public improvements, new buildings, structures, and fixtures; the actual costs of the acquisition, demolition, alteration, remodeling, repair, or reconstruction of existing buildings, structures, and fixtures; the actual costs of the remediation of conditions that contaminate public or private land or buildings; the actual costs of the preservation of the facade of a public or private building; the actual costs of the demolition of public or private buildings; and the actual costs of the acquisition of land and equipment and the clearing and grading of land;
 - (B) financing costs, including all interest paid to holders of evidences of indebtedness or other obligations issued to pay for project costs and any premium paid over the principal amount of the obligations because of the redemption of the obligations before maturity;
 - (C) real property assembly costs;
 - (D) professional service costs, including those incurred for architectural, planning, engineering, and legal advice and services;
 - (E) imputed administrative costs, including reasonable charges for the time spent by employees of the municipality or county in connection with the implementation of a project plan;
 - (F) relocation costs;
 - (G) organizational costs, including the costs of conducting environmental impact studies or other studies, the cost of publicizing the creation of the zone, and the cost of implementing the project plan for the zone;
 - (H) interest before and during construction and for one year after completion of construction, whether or not capitalized;
 - (I) the cost of operating the reinvestment zone and project facilities;
 - (J) the amount of any contributions made by the municipality or county from general revenue for the implementation of the project plan;
 - (K) the costs of school buildings, other educational buildings, other educational facilities, or other buildings owned by or on behalf of a school district, community college district, or other political subdivision of this state; and
 - (L) payments made at the discretion of the governing body of the municipality or county that the governing body finds necessary or convenient to the creation of the zone or to the implementation of the project plans for the zone.

Method of Financing

To fund the public improvements outlined on the previous page, the City of El Paso will contribute 100% of the real property increment within the zone generated from the City tax rate.

Debt Service

It is not anticipated at this time that the TIRZ will incur any bonded indebtedness.

Economic Feasibility Study

A taxable value analysis was developed as part of the project and financing plan to determine the economic feasibility of the project. The study examined the expected tax revenue the TIRZ would receive based on the previously outlined developments. A summary overview of the anticipated development square footages and the anticipated taxable value per square foot can be found on Page 7.

The following pages show the estimated captured appraised value of the zone during each year of its existence and the net benefits of the zone to each of the local taxing jurisdictions as well as the method of financing and debt service.

Utilizing the information outlined in this feasibility study, DPED has found that the TIRZ is economically feasible and will provide the City and other taxing jurisdictions with economic benefits that would not occur without its implementation.

Real Property Tax - 2023 Rates		Participation	
City of El Paso	0.81887500	100%	0.8188750
El Paso County	0.45888900	0%	0.0000000
EPCC	0.11571700	0%	0.0000000
University Medical	0.23565000	0%	0.0000000
El Paso ISD	1.13710000	0%	0.0000000
	2.76623100		0.8188750

Personal Property Tax		Participation	
City of El Paso	0.81887500	0%	0.0000000
El Paso County	0.45888900	0%	0.0000000
EPCC	0.11571700	0%	0.0000000
University Medical	0.23565000	0%	0.0000000
El Paso ISD	1.13710000	0%	0.0000000
	2.76623100		0.0000000

Sales Tax Rates		Participation	
City Sales Tax Rate	0.0100000	0.00%	0.0000000
County of El Paso	0.0050000	0.00%	0.0000000
City Mass Transit	0.0050000	0.00%	0.0000000
State Sales Tax Rate	0.0625000	0.00%	0.0000000
	0.0825000		0.0000000

Hotel Occupancy Tax		Participation	
City HOT	0.0900000	0.00%	0.0000000
County HOT	0.0250000	0.00%	0.0000000
State HOT	0.0600000	0.00%	0.0000000
	0.1750000		0.0000000

INPUT & OUTPUT

INPUT

INFLATION RATE	3.00%
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DISCOUNT RATE	6.00%
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REAL PROPERTY TAX		PARTICIPATION	
City of El Paso	0.81887500	100.00%	0.8188750
El Paso County	0.45888900	0.00%	0.0000000
EPCC	0.11571700	0.00%	0.0000000
University Medical	0.23565000	0.00%	0.0000000
El Paso ISD	1.13710000	0.00%	0.0000000
	2.76623100		0.8188750

PERSONAL PROPERTY TAX		PARTICIPATION	
City of El Paso	0.81887500	0%	0.0000000
El Paso County	0.45888900	0%	0.0000000
EPCC	0.11571700	0%	0.0000000
University Medical	0.23565000	0%	0.0000000
El Paso ISD	1.13710000	0%	0.0000000
	2.76623100		0.0000000

City Sales Tax Rate	0.0100000	0.00%	0.0000000
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Assumptions		Year	AREA SF	REAL PROPERTY		PERSONAL PROPERTY		SALES	
				\$ / SF	TAX VALUE	\$ / SF	TAX VALUE	\$ / SF	TAX VALUE
	Multifamily	2025	150	\$ 150,000.00	\$ 22,500,000	\$ -	\$ -	\$ -	\$ -
	Hotel	2025	250	\$ 125,000.00	\$ 31,250,000	\$ -	\$ -	\$ -	\$ -
	Multifamily	2026	290	\$ 150,000.00	\$ 43,500,000	\$ -	\$ -	\$ -	\$ -
	Multifamily	2028	210	\$ 150,000.00	\$ 31,500,000	\$ -	\$ -	\$ -	\$ -
	Multifamily	2028	100	\$ 150,000.00	\$ 15,000,000	\$ -	\$ -	\$ -	\$ -
	Retail	2028	50,000	\$ 250.00	\$ 12,500,000	\$ 15.00	\$ 750,000	\$ 250.00	\$ 12,500,000
	Multifamily	2032	56	\$ 150,000.00	\$ 8,400,000	\$ -	\$ -	\$ -	\$ -
	Multifamily	2032	70	\$ 150,000.00	\$ 10,500,000	\$ -	\$ -	\$ -	\$ -
	Retail	2032	2,000	\$ 250.00	\$ 500,000	\$ 15.00	\$ 30,000	\$ 250.00	\$ 500,000
TOTAL					175,650,000		780,000		13,000,000

OUTPUT

TOTAL TAX REVENUE		TOTAL	REAL PROPERTY	PERSONAL PROPERTY	SALES			
City of El Paso	31.7%	\$ 14,619,725	=	\$ 13,197,782	+	\$ 66,592	+	\$ 1,355,352
El Paso County	16.1%	\$ 7,433,216	=	\$ 7,395,899	+	\$ 37,317	+	\$ -
EPCC	4.1%	\$ 1,874,417	=	\$ 1,865,007	+	\$ 9,410	+	\$ -
University Medical	8.3%	\$ 3,817,127	=	\$ 3,797,963	+	\$ 19,163	+	\$ -
El Paso ISD	39.9%	\$ 18,419,074	=	\$ 18,326,604	+	\$ 92,470	+	\$ -
TOTAL		46,163,559		\$ 44,583,255		\$ 224,953		\$ 1,355,352

TOTAL PARTICIPATION		TOTAL	REAL PROPERTY	PERSONAL PROPERTY	SALES	
City of El Paso	100.0%	\$ 13,197,782	=	\$ 13,197,782	+	\$ -
El Paso County	0.0%	\$ -	=	\$ -	+	\$ -
EPCC	0.0%	\$ -	=	\$ -	+	\$ -
University Medical	0.0%	\$ -	=	\$ -	+	\$ -
El Paso ISD	0.0%	\$ -	=	\$ -	+	\$ -
	100.0%	\$ 13,197,782		\$ 13,197,782	\$ -	\$ -

NET BENEFIT		TOTAL	REAL PROPERTY	PERSONAL PROPERTY	SALES	
City of El Paso	4.3%	\$ 1,421,943	= \$ -	+ \$ 66,592	+	\$ 1,355,352
El Paso County	22.5%	\$ 7,433,216	= \$ 7,395,899	+ \$ 37,317	+	\$ -
EPCC	5.7%	\$ 1,874,417	= \$ 1,865,007	+ \$ 9,410	+	\$ -
University Medical	11.6%	\$ 3,817,127	= \$ 3,797,963	+ \$ 19,163	+	\$ -
El Paso ISD	55.9%	\$ 18,419,074	= \$ 18,326,604	+ \$ 92,470	+	\$ -
	100.0%	\$ 32,965,778	\$ 31,385,473	\$ 224,953		\$ 1,355,352

TAX REVENUE PROJECTIONS & COST-BENEFIT ANALYSIS

Calendar Year		0	1	2	3	4	5	6	7	8	9	10	11	12	13
TOTAL TAX REVENUE															
REAL PROPERTY		2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	2036
Multifamily	Taxable Value Per Unit	150,000	154,500	159,135	163,909	168,826	173,891	179,108	184,481	190,016	195,716	201,587	207,635	213,864	220,280
	Cumulative Units	-	-	-	24,586,358	74,283,581	76,512,089	134,330,883	138,360,810	142,511,634	146,786,983	176,590,612	181,888,331	187,344,891	192,965,330
Hotel	Taxable Value Per Unit	125,000	128,750	132,613	136,591	140,689	144,909	149,257	153,734	158,346	163,097	167,990	173,029	178,220	183,567
	Cumulative Units	-	-	-	250	250	250	250	250	250	250	250	250	250	250
Retail	Taxable Value Per SF	250	258	265	273	281	290	299	307	317	326	336	346	356	367
	Cumulative SF	-	-	-	-	-	-	50,000	50,000	50,000	50,000	52,000	52,000	52,000	52,000
	TAXABLE VALUE	-	-	-	-	-	-	14,925,654	15,373,423	15,834,626	16,309,665	17,470,913	17,995,040	18,534,892	19,090,938
REAL PROPERTY	Cumulative Taxable Value	-	-	-	24,586,358	74,283,581	76,512,089	149,256,537	153,734,233	158,346,260	163,096,648	194,061,525	199,883,371	205,879,872	212,056,268
City of El Paso		-	-	-	201,332	608,290	626,538	1,222,224	1,258,891	1,296,658	1,335,558	1,589,121	1,636,795	1,685,899	1,736,476
El Paso County		-	-	-	112,824	340,879	351,106	684,922	705,469	726,634	748,433	890,527	917,243	944,760	973,103
EPCC		-	-	-	28,451	85,959	88,537	172,715	177,897	183,234	188,731	224,562	231,299	238,238	245,385
University Medical		-	-	-	57,938	175,049	180,301	351,723	362,275	373,143	384,337	457,306	471,025	485,156	499,711
El Paso ISD		-	-	-	279,571	844,679	870,019	1,697,196	1,748,112	1,800,555	1,854,572	2,206,674	2,272,874	2,341,060	2,411,292
Total		-	-	-	680,115	2,054,855	2,116,501	4,128,781	4,252,644	4,380,223	4,511,630	5,368,190	5,529,236	5,695,113	5,865,966
PERSONAL PROPERTY		2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	2036
Retail	Taxable Value Per SF	15	15	16	16	17	17	18	18	19	20	20	21	21	22
	Cumulative SF	-	-	-	-	-	-	50,000	50,000	50,000	50,000	52,000	52,000	52,000	52,000
	TAXABLE VALUE	-	-	-	-	-	-	895,539	922,405	950,078	978,580	1,048,255	1,079,702	1,112,093	1,145,456
PERSONAL PROPERTY	Cumulative Taxable Value	-	-	-	-	-	-	895,539	922,405	950,078	978,580	1,048,255	1,079,702	1,112,093	1,145,456
City of El Paso		-	-	-	-	-	-	7,333	7,553	7,780	8,013	8,584	8,841	9,107	9,380
El Paso County		-	-	-	-	-	-	4,110	4,233	4,360	4,491	4,810	4,955	5,103	5,256
EPCC		-	-	-	-	-	-	1,036	1,067	1,099	1,132	1,213	1,249	1,287	1,325
University Medical		-	-	-	-	-	-	2,110	2,174	2,239	2,306	2,470	2,544	2,621	2,699
El Paso ISD		-	-	-	-	-	-	10,183	10,489	10,803	11,127	11,920	12,277	12,646	13,025
Total		-	-	-	-	-	-	24,773	25,516	26,281	27,070	28,997	29,867	30,763	31,686
SALES TAX		2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	2036
Retail	Taxable Value Per SF	250	258	265	273	281	290	299	307	317	326	336	346	356	367
	Cumulative SF	-	-	-	-	-	-	50,000	50,000	50,000	50,000	52,000	52,000	52,000	52,000
	TAXABLE VALUE	-	-	-	-	-	-	14,925,654	15,373,423	15,834,626	16,309,665	17,470,913	17,995,040	18,534,892	19,090,938
SALES TAX	Cumulative Taxable Value	-	-	-	-	-	-	14,925,654	15,373,423	15,834,626	16,309,665	17,470,913	17,995,040	18,534,892	19,090,938
Total		-	-	-	-	-	-	149,257	153,734	158,346	163,097	174,709	179,950	185,349	190,909
SUMMARY		2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	2036
City of El Paso		-	-	-	201,332	608,290	626,538	1,378,814	1,420,179	1,462,784	1,506,668	1,772,414	1,825,587	1,880,354	1,936,765
El Paso County		-	-	-	112,824	340,879	351,106	689,031	709,702	730,993	752,923	895,337	922,197	949,863	978,359
EPCC		-	-	-	28,451	85,959	88,537	173,751	178,964	184,333	189,863	225,775	232,548	239,525	246,711
University Medical		-	-	-	57,938	175,049	180,301	353,833	364,448	375,382	386,643	459,776	473,569	487,777	502,410
El Paso ISD		-	-	-	279,571	844,679	870,019	1,707,379	1,758,601	1,811,359	1,865,699	2,218,593	2,285,151	2,353,706	2,424,317
Total		-	-	-	680,115	2,054,855	2,116,501	4,302,810	4,431,894	4,564,851	4,701,796	5,571,896	5,739,053	5,911,225	6,088,562
PARTICIPATION															
REAL PROPERTY	Taxable Value	-	-	-	24,586,358	74,283,581	76,512,089	149,256,537	153,734,233	158,346,260	163,096,648	194,061,525	199,883,371	205,879,872	212,056,268
City of El Paso		-	-	-	201,332	608,290	626,538	1,222,224	1,258,891	1,296,658	1,335,558	1,589,121	1,636,795	1,685,899	1,736,476
El Paso County		-	-	-	-	-	-	-	-	-	-	-	-	-	-
EPCC		-	-	-	-	-	-	-	-	-	-	-	-	-	-
University Medical		-	-	-	-	-	-	-	-	-	-	-	-	-	-
El Paso ISD		-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total		-	-	-	201,332	608,290	626,538	1,222,224	1,258,891	1,296,658	1,335,558	1,589,121	1,636,795	1,685,899	1,736,476
PERSONAL PROPERTY	Taxable Value	-	-	-	-	-	-	895,539	922,405	950,078	978,580	1,048,255	1,079,702	1,112,093	1,145,456
City of El Paso		-	-	-	-	-	-	-	-	-	-	-	-	-	-
El Paso County		-	-	-	-	-	-	-	-	-	-	-	-	-	-
EPCC		-	-	-	-	-	-	-	-	-	-	-	-	-	-
University Medical		-	-	-	-	-	-	-	-	-	-	-	-	-	-
El Paso ISD		-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total		-	-	-	-	-	-	-	-	-	-	-	-	-	-
SALES TAX	Taxable Value	-	-	-	-	-	-	14,925,654	15,373,423	15,834,626	16,309,665	17,470,913	17,995,040	18,534,892	19,090,938
Total		-	-	-	-	-	-	-	-	-	-	-	-	-	-
SUMMARY		-	-	-	-	-	-	-	-	-	-	-	-	-	-
City of El Paso		-	-	-	201,332	608,290	626,538	1,222,224	1,258,891	1,296,658	1,335,558	1,589,121	1,636,795	1,685,899	1,736,476
El Paso County		-	-	-	-	-	-	-	-	-	-	-	-	-	-
EPCC		-	-	-	-	-	-	-	-	-	-	-	-	-	-
University Medical		-	-	-	-	-	-	-	-	-	-	-	-	-	-
El Paso ISD		-	-	-	-	-	-	-	-	-	-	-	-	-	-
Total		-	-	-	201,332	608,290	626,538	1,222,224	1,258,891	1,296,658	1,335,558	1,589,121	1,636,795	1,685,899	1,736,476
TOTAL TAX REVENUE - PARTICIPATION = NET BENEFIT															
SUMMARY		-	-	-	-	-	-	156,590	161,288	166,126	171,110	183,293	188,792	194,456	200,289
City of El Paso		-	-	-	-	-	-	156,590	161,288	166,126	171,110	183,293	188,792	194,456	200,289
El Paso County		-	-	-	112,824	340,879	351,106	689,031	709,702	730,993	752,923	895,337	922,197	949,863	978,359
EPCC		-	-	-	28,451	85,959	88,537	173,751	178,964	184,333	189,863	225,775	232,548	239,525	246,711
University Medical		-	-	-	57,938	175,049	180,301	353,833	364,448	375,382	386,643	459,776	473,569	487,777	502,410
El Paso ISD		-	-	-	279,571	844,679	870,019	1,707,379	1,758,601	1,811,359	1,865,699	2,218,593	2,285,151	2,353,706	2,424,317
Total		-	-	-	478,784	1,446,566	1,489,963	3,080,585	3,173,003	3,268,193	3,366,239	3,982,775	4,102,258	4,225,326	4,352,086

HOT Generated																	
Revenue Year		0 2023	1 2024	2 2025	3 2026	4 2027	5 2028	6 2029	7 2030	8 2031	9 2032	10 2033	11 2034	12 2035	13 2036		
Hotel Rooms		0	0	0	250	250	250	250	250	250	250	250	250	250	250		
Occupancy		0%	0%	0%	70%	70%	70%	70%	70%	70%	70%	70%	70%	70%	70%		
Hotel Occupancy Tax																	
# of Available Rooms		-	-	-	91,250	91,250	91,250	91,250	91,250	91,250	91,250	91,250	91,250	91,250	91,250		
# of Occupied Rooms		0	0	0	63,875	63,875	63,875	63,875	63,875	63,875	63,875	63,875	63,875	63,875	63,875		
Average Daily Rate		\$ -	\$ 150.00	\$ 153.00	\$ 156.06	\$ 159.18	\$ 162.36	\$ 165.61	\$ 168.92	\$ 172.30	\$ 175.75	\$ 179.26	\$ 182.85	\$ 186.51	\$ 190.24		
Annual Taxable Revenue		\$ -	\$ -	\$ -	\$ 9,968,333	\$ 10,167,699	\$ 10,371,053	\$ 10,578,474	\$ 10,790,044	\$ 11,005,845	\$ 11,225,961	\$ 11,450,481	\$ 11,679,490	\$ 11,913,080	\$ 12,151,342		
City Tax Rate	9%	\$ -	\$ -	\$ -	\$ 897,150	\$ 915,093	\$ 933,395	\$ 952,063	\$ 971,104	\$ 990,526	\$ 1,010,337	\$ 1,030,543	\$ 1,051,154	\$ 1,072,177	\$ 1,093,621	\$10,917,162	
County Tax Rate	2.5%	\$ -	\$ -	\$ -	\$ 249,208	\$ 254,192	\$ 259,276	\$ 264,462	\$ 269,751	\$ 275,146	\$ 280,649	\$ 286,262	\$ 291,987	\$ 297,827	\$ 303,784	\$3,032,545	
State Tax Rate	6%	\$ -	\$ -	\$ -	\$ 598,100	\$ 610,062	\$ 622,263	\$ 634,708	\$ 647,403	\$ 660,351	\$ 673,558	\$ 687,029	\$ 700,769	\$ 714,785	\$ 729,081	\$7,278,108	
		\$ -	\$ -	\$ -	\$ 1,744,458	\$ 1,779,347	\$ 1,814,934	\$ 1,851,233	\$ 1,888,258	\$ 1,926,023	\$ 1,964,543	\$ 2,003,834	\$ 2,043,911	\$ 2,084,789	\$ 2,126,485	\$21,227,815	

Financial Feasibility Analysis - Projected TIRZ Revenue

ESTIMATE OF GENERAL IMPACT OF PROPOSED ZONE PROPERTY VALUES AND TAX REVENUES

[illegible]

Financial Feasibility Analysis - 100% Projected Tax Revenue

ESTIMATE OF GENERAL IMPACT OF PROPOSED ZONE PROPERTY VALUES AND TAX REVENUES

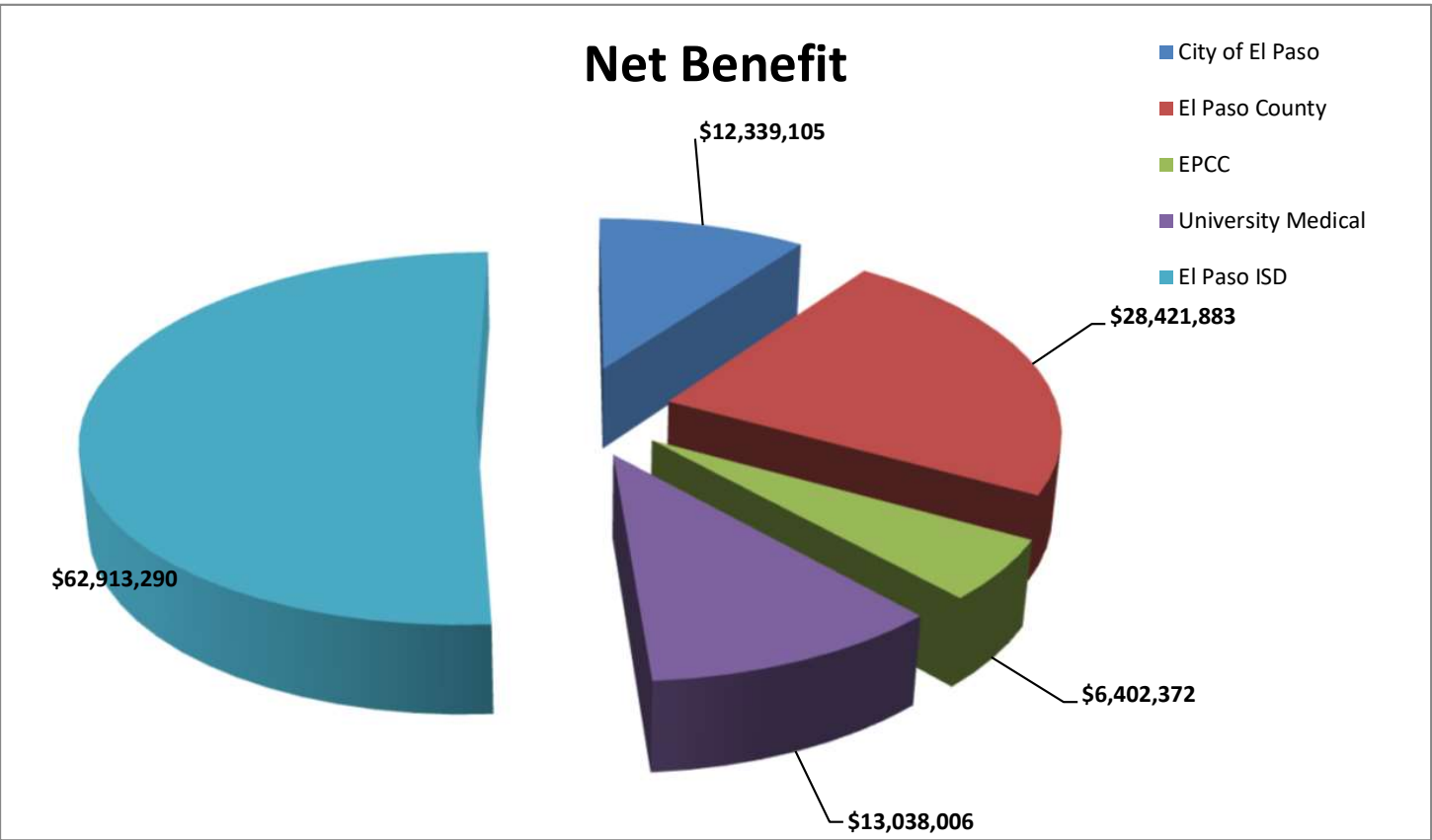
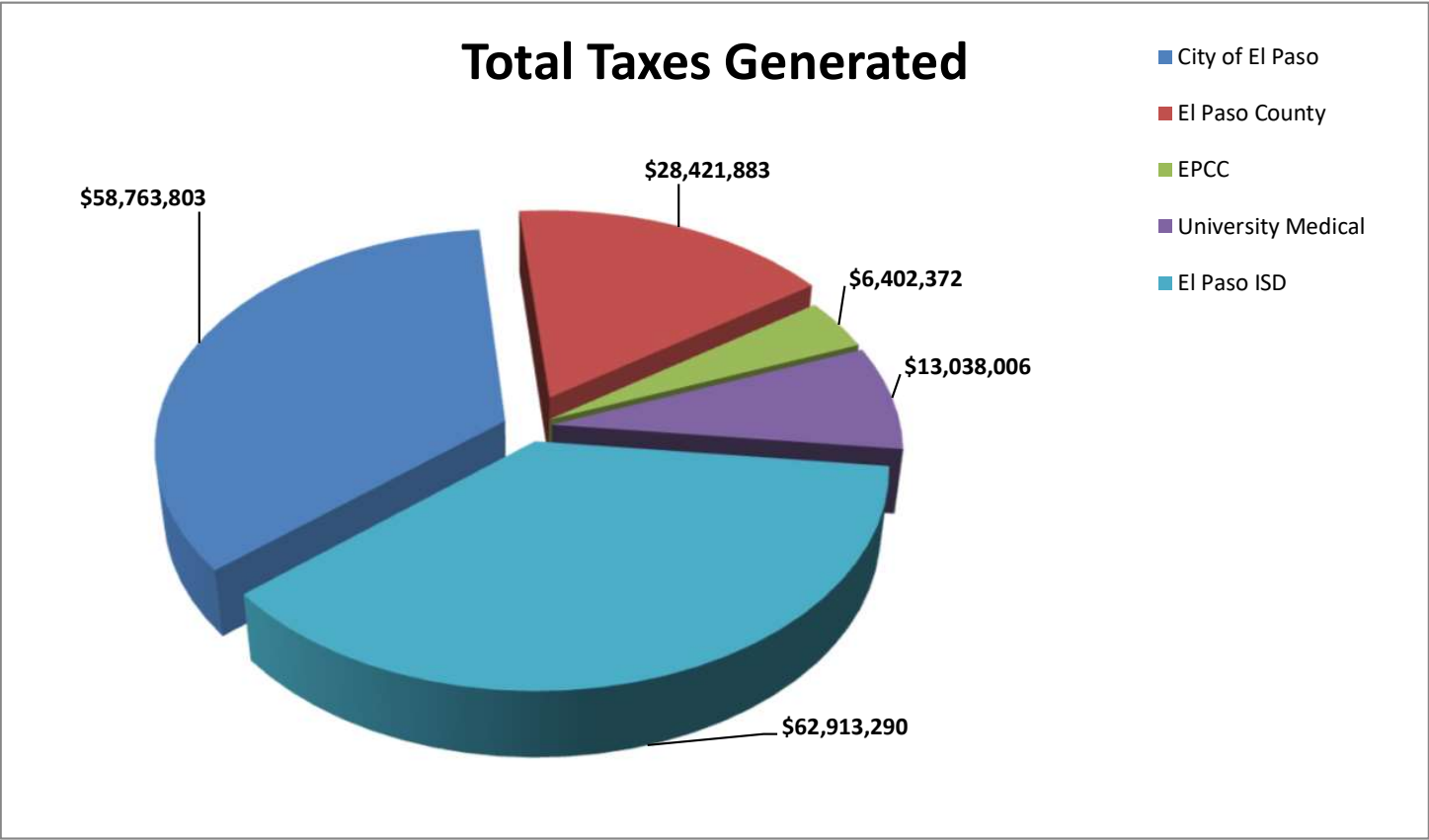
TAXABLE BASE YEAR GROWTH										3.00%																																																																																																				
DISCOUNT RATE										6.00%																																																																																																				
REAL PROPERTY TAX										BUSINESS PERSONAL PROPERTY TAX										SALES TAX						HOT																																																																																				
City of El Paso El Paso County EPCC University Medical El Paso ISD										City of El Paso El Paso County EPCC University Medical El Paso ISD										City Sales Tax Rate State Sales Tax Rate						City HOT County HOT State HOT																																																																																				
0.8188750 0.4588890 0.1157170 0.2356500 1.1371000 2.7662310										0.8188750 0.4588890 0.1157170 0.2356500 1.1371000 2.7662310										0.0100000 0.0625000 0.0100000 0.0625000						100.00% 100.00% 100.00% 100.00% 100.00% 100.00%						0.09 0.025 0.06 0.1750000						100.00% 100.00% 100.00% 100.00% 100.00% 100.00%						0.09 0.025 0.06 0.1750000						City HOT County HOT State HOT																																																												
TAX YEAR	BASE YEAR	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	TOTALS																																																																														
BASE YEAR	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	2036																																																																															
City of El Paso	106,883,525	177,151,502	177,151,502	177,151,502	177,151,502	177,151,502	177,549,189	188,248,651	216,278,918	215,483,546	215,483,546	215,444,031	208,764,947	208,931,395	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387																																																																															
El Paso County	106,883,525	177,151,502	177,151,502	177,151,502	177,151,502	177,151,502	177,549,189	188,248,651	216,278,918	215,483,546	215,483,546	215,444,031	208,764,947	208,931,395	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387																																																																															
EPCC	106,883,525	177,151,502	177,151,502	177,151,502	177,151,502	177,151,502	177,549,189	188,248,651	216,278,918	215,483,546	215,483,546	215,444,031	208,764,947	208,931,395	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387																																																																															
University Medical	106,883,525	177,151,502	177,151,502	177,151,502	177,151,502	177,151,502	177,549,189	188,248,651	216,278,918	215,483,546	215,483,546	215,444,031	208,764,947	208,931,395	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387																																																																															
El Paso ISD	106,883,525	177,151,502	177,151,502	177,151,502	177,151,502	177,151,502	177,549,189	188,248,651	216,278,918	215,483,546	215,483,546	215,444,031	208,764,947	208,931,395	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387	209,228,387																																																																															
TAXABLE VALUE	City of El Paso El Paso County EPCC University Medical El Paso ISD	267,160,873 267,160,873 267,160,873 267,160,873 267,160,873	259,189,380 259,189,380 259,189,380 259,189,380 259,189,380	280,745,731 280,745,731 280,745,731 280,745,731 280,745,731	291,129,271 291,129,271	291,129,271 291,129,271	301,623,810 301,623,810	309,244,235 309,244,235	309,041,038 309,041,038	312,423,207 312,423,207	360,327,593 360,327,593	359,507,156 359,507,156	326,128,178 326,128,178	335,912,023 335,912,023	345,989,384 345,989,384	356,369,066 356,369,066	367,060,138 367,060,138	378,071,942 378,071,942	389,414,100 389,414,100	401,096,523 401,096,523	413,129,419 413,129,419	425,523,301 425,523,301	438,289,000 438,289,000	451,437,670 451,437,670	464,980,800 464,980,800	478,930,224 478,930,224	493,298,131 493,298,131	493,298,131 493,298,131	493,298,131 493,298,131	493,298,131 493,298,131	493,298,131 493,298,131	493,298,131 493,298,131																																																																														
TAXABLE VALUE INCREMENT	City of El Paso El Paso County EPCC University Medical El Paso ISD	89,611,684 89,611,684 89,611,684 89,611,684 89,611,684	70,940,729 70,940,729 70,940,729 70,940,729 70,940,729	64,466,813 64,466,813 64,466,813 64,466,813 64,466,813	75,645,725 75,645,725 75,645,725 75,645,725 75,645,725	86,140,264 86,140,264 86,140,264 86,140,264 86,140,264	93,800,204 93,800,204 93,800,204 93,800,204 93,800,204	100,276,091 100,276,091	103,491,812 103,491,812	151,099,206 151,099,206	150,278,769 150,278,769	116,899,791 116,899,791	126,683,636 126,683,636	136,760,997 136,760,997	147,140,679 147,140,679	157,831,751 157,831,751	168,843,555 168,843,555	180,185,713 180,185,713	191,868,136 191,868,136	203,901,032 203,901,032	216,294,914 216,294,914	229,060,613 229,060,613	242,209,283 242,209,283	255,752,413 255,752,413	269,701,837 269,701,837	284,069,744 284,069,744	284,069,744 284,069,744	284,069,744 284,069,744	284,069,744 284,069,744	284,069,744 284,069,744	284,069,744 284,069,744	284,069,744 284,069,744																																																																														
REVENUE A	0.69667700	0.67232600	0.67109700	0.63300000	0.63300000	0.65370000	0.65840400	0.65840400	0.67837800	0.69978400	0.72972500	0.75965600	0.80343300	0.84333200	0.90730100	0.90730100	0.90730100	0.86239800	0.86239800	0.86239800	0.86239800	0.86239800	0.86239800	0.86239800	0.86239800	0.86239800	0.86239800	0.86239800	0.86239800	0.86239800	0.86239800																																																																															
TAXABLE VALUE GROWTH	City of El Paso El Paso County EPCC University Medical El Paso ISD	111,520 0 0 0 0	261,177 0 0 0 0	308,921 0 0 0 0	268,465 0 0 0 0	332,431 0 0 0 0	628,010 411,218 103,696 211,170 1,018,974	467,077 325,539 82,090 167,172 806,967	437,329 295,831 74,599 151,916 733,052	529,357 347,130 87,535 178,259 860,188	628,587 430,439 99,679 221,040 979,501	712,559 460,156 99,679 221,040 979,501	805,651 474,913 116,036 276,474 1,066,602	872,780 689,613 119,758 354,132 1,140,239	1,370,925 581,337 135,273 322,277 1,708,820	1,363,481 627,581 158,256 346,737 1,708,820	1,060,633 536,440 135,273 322,277 1,708,820	1,092,517 581,337 158,256 346,737 1,708,820	1,119,902 627,581 158,256 346,737 1,708,820	1,204,898 675,212 170,267 429,861 1,673,137	1,292,445 724,273 182,638 452,137 1,794,705	1,382,618 774,804 195,381 480,493 1,919,920	1,475,496 826,852 208,506 509,699 2,048,692	1,571,160 880,462 222,024 539,781 2,318,559	1,669,695 935,679 235,948 599,699 2,458,489	1,771,185 1,051,134 250,290 635,552 2,754,162	1,875,720 1,111,472 265,062 668,410 2,908,161	1,983,391 1,173,620 280,277 683,552 3,066,780	2,094,293 1,173,620 295,949 707,686 3,230,157	2,208,521 1,237,632 312,091 730,552 3,417,917	2,326,176 1,303,565 328,717 768,410 3,600,000	2,442,916 1,417,820 349,826 800,000 3,780,000	2,560,000 1,500,000 370,000 830,000 3,950,000	2,678,000 1,590,000 390,000 860,000 4,120,000	2,796,000 1,680,000 400,000 880,000 4,290,000	2,914,000 1,770,000 420,000 900,000 4,460,000	3,032,000 1,860,000 440,000 920,000 4,630,000	3,150,000 1,950,000 460,000 940,000 4,800,000	3,268,000 2,040,000 480,000 960,000 4,970,000	3,386,000 2,130,000 500,000 980,000 5,140,000	3,504,000 2,220,000 520,000 1,000,000 5,310,000	3,622,000 2,310,000 540,000 1,020,000 5,480,000	3,740,000 2,400,000 560,000 1,040,000 5,650,000	3,858,000 2,490,000 580,000 1,060,000 5,820,000	3,976,000 2,580,000 600,000 1,080,000 5,990,000	4,094,000 2,670,000 620,000 1,100,000 6,160,000	4,212,000 2,760,000 640,000 1,120,000 6,330,000	4,330,000 2,850,000 660,000 1,140,000 6,500,000	4,448,000 2,940,000 680,000 1,160,000 6,670,000	4,566,000 3,030,000 700,000 1,180,000 6,840,000	4,684,000 3,120,000 720,000 1,200,000 7,010,000	4,802,000 3,210,000 740,000 1,220,000 7,180,000	4,920,000 3,300,000 760,000 1,240,000 7,350,000	5,038,000 3,390,000 780,000 1,260,000 7,520,000	5,156,000 3,480,000 800,000 1,280,000 7,690,000	5,274,000 3,570,000 820,000 1,300,000 7,860,000	5,392,000 3,660,000 840,000 1,320,000 8,030,000	5,510,000 3,750,000 860,000 1,340,000 8,200,000	5,628,000 3,840,000 880,000 1,360,000 8,370,000	5,746,000 3,930,000 900,000 1,380,000 8,540,000	5,864,000 4,020,000 920,000 1,400,000 8,710,000	5,982,000 4,110,000 940,000 1,420,000 8,880,000	6,100,000 4,200,000 960,000 1,440,000 9,050,000	6,218,000 4,290,000 980,000 1,460,000 9,220,000	6,336,000 4,380,000 1,000,000 1,480,000 9,390,000	6,454,000 4,470,000 1,020,000 1,500,000 9,560,000	6,572,000 4,560,000 1,040,000 1,520,000 9,730,000	6,690,000 4,650,000 1,060,000 1,540,000 9,900,000	6,808,000 4,740,000 1,080,000 1,560,000 10,070,000	6,926,000 4,830,000 1,100,000 1,580,000 10,240,000	7,044,000 4,920,000 1,120,000 1,600,000 10,410,000	7,162,000 5,010,000 1,140,000 1,620,000 10,580,000	7,280,000 5,100,000 1,160,000 1,640,000 10,750,000	7,398,000 5,190,000 1,180,000 1,660,000 10,920,000	7,516,000 5,280,000 1,200,000 1,680,000 11,090,000	7,634,000 5,370,000 1,220,000 1,700,000 11,260,000	7,752,000 5,460,000 1,240,000 1,720,000 11,430,000	7,870,000 5,550,000 1,260,000 1,740,000 11,600,000	7,988,000 5,640,000 1,280,000 1,760,000 11,770,000	8,106,000 5,730,000 1,300,000 1,780,000 11,940,000	8,224,000 5,820,000 1,320,000 1,800,000 12,110,000	8,342,000 5,910,000 1,340,000 1,820,000 12,280,000	8,460,000 6,000,000 1,360,000 1,840,000 12,450,000	8,578,000 6,090,000 1,380,000 1,860,000 12,620,000	8,696,000 6,180,000 1,400,000 1,880,000 12,790,000	8,814,000 6,270,000 1,420,000 1,900,000 12,960,000	8,932,000 6,360,000 1,440,000 1,920,000 13,130,000	9,050,000 6,450,000 1,460,000 1,940,000 13,300,000	9,168,000 6,540,000 1,480,000 1,960,000 13,470,000	9,286,000 6,630,000 1,500,000 1,980,000 13,640,000	9,404,000 6,720,000 1,520,000 2,000,000 13,810,000	9,522,000 6,810,000 1,540,000 2,020,000 13,980,000	9,640,000 6,900,000 1,560,000 2,040,000 14,150,000	9,758,000 6,990,000 1,580,000 2,060,000 14,320,000	9,876,000 7,080,000 1,600,000 2,080,000 14,490,000	9,994,000 7,170,000 1,620,000 2,100,000 14,660,000	10,112,000 7,260,000 1,640,000 2,120,000 14,830,000	10,230,000 7,350,000 1,660,000 2,140,000 15,000,000	10,348,000 7,440,000 1,680,000 2,160,000 15,170,000	10,466,000 7,530,000 1,700,000 2,180,000 15,340,000	10,584,000 7,620,000 1,720,000 2,200,000 15,510,000	10,702,000 7,710,000 1,740,000 2,220,000 15,680,000	10,820,000 7,800,000 1,760,000 2,240,000 15,850,000	10,938,000 7,890,000 1,780,000 2,260,000 16,020,000	11,056,000 7,980,000 1,800,000 2,280,000 16,190,000	11,174,000 8,070,000 1,820,000 2,300,000 16,360,000	11,292,000 8,160,000 1,840,000 2,320,000 16,530,000	11,410,000 8,250,000 1,860,000 2,340,000 16,700,000	11,528,000 8,340,000 1,880,000 2,360,000 16,870,000	11,646,000 8,430,000 1,900,000 2,380

Revenue Summary

Taxing Jurisdictions	Total Taxes Generated*	Participation	Total Net Benefit
City of El Paso	\$58,763,803	\$46,424,698	\$12,339,105
El Paso County	\$28,421,883	\$0	\$28,421,883
EPCC	\$6,402,372	\$0	\$6,402,372
University Medical	\$13,038,006	\$0	\$13,038,006
El Paso ISD	\$62,913,290	\$0	\$62,913,290
Total	\$169,539,354	\$46,424,698	\$123,114,656

*Total Taxes Generated includes projected Real Property, Business Personal Property, Sales, and Hotel Occupancy Tax revenue

Tax Revenue Type	Total Taxes Generated
Real Property	\$154,009,343
Business Personal Property	\$224,953
Sales	\$1,355,352
Hotel Occupancy	\$13,949,707
Total	\$169,539,354





Projects Cost Estimates:

All project costs listed in the project plan shall be considered estimates and shall not be considered a cap on expenditures.

Length of TIRZ #5 in Years:

The TIRZ has a 30-year term and is scheduled to end on December 31, 2036 (with the final year’s tax increment to be collected by September 1, 2037).

Powers and Duties of Board of Directors:

The Board shall have all powers granted to it by Chapter 311 of the Texas Tax Code, including powers of a municipality under Chapter 380, Local Government Code. The Board shall not be authorized to:

- issue bonds;
- impose taxes or fees;
- exercise the power of eminent domain; or
- give final approval to the Zone’s project and financing plan.

APPENDIX A - TIRZ PARCELS

PROPERTY ID	LEGAL DESCRIPTION	OWNER	ADDRESS			EXEMPTIONS
10339	8 MILLS ALL OF BLK INC CLSD ALY EXC LAND OWNED BY RR(14592.385QFT)BUT INC AIR RIGHTS OVER LAND OWNED BY RR	MILLS PROPERTIES VI LP	215	MAIN	ST	
10871	23 MILLS 60 FT ON STANTON X 120 FT ON FRANKLIN SWC (7200 SQ FT)	NEBHAN JOSEPH M	500	STANTON	ST	
12040	135 CAMPBELL 5 & N 14.00 FT OF 4 (4800.00 SQ FT)	AIDAVA PROPERTIES LLC SERIES B - 413 S MESA	413	MESA	ST	
13312	17 MILLS SWLY PT OF BLK (175.10 FT ON SWLY - 56.25 FT ON NWLY IRREG ON NELY - 68.14 FT ON SELY) (11868.98 SQ FT)	CITY OF EL PASO	109	SAN FRANCISCO	AVE	EX-XV
13463	135 CAMPBELL E 44.25 FT OF 12 & E 44.25 FT OF S 2 FT OF 11 (1239.00 SQ FT)	YI SANTOSCOY REAL ESTATE LLC	210	PAISANO	DR	
14570	200 CAMPBELL 17 TO 20 (12480 SQ FT)	CITY OF EL PASO	216	FLORENCE	ST	EX-XV
14609	1 MILLS 3 & 4 & PT OF 20.00 FT ALLEY BTW (22590.00 SQ FT)	MILLS PLAZA PARKING LP	417	OREGON	ST	
14806	45 MILLS 268.50 FT ON LEON X 120 FT ON OVERLAND (32220.00 SQ FT)	CITY OF EL PASO		LEON	ST	EX-XV
15964	36 MILLS 52 FT ON STANTON X 120 FT BEG 208 FT N OF SEC	THE JOHN R ELLIS TRUST & 3	301	STANTON	ST	
18628	34 MILLS 25.1667 FT ON OVERLAND X 115.21 FT BEG 83.02 FT W OF NEC (2894 SQ FT)	KIMMELMAN POLA & KARCHMER DEBORAH S K	116	OVERLAND	AVE	
19334	204 CAMPBELL 81 FT ON OVERLAND X 90 FT BEG 130 FT E OF SWC (4 & E 16 FT OF 5 IN 79 MAGOFFIN) (10980 SQ FT)	ECONOMY CASH & CARRY INC	1015	OVERLAND	AVE	
19718	247 CAMPBELL 11 TO 13 & N 17.00 FT OF 14 (11400.00 SQ FT)	EL PASO 614 NORTH MESA LLC	614	MESA	ST	
20289	45 MILLS 35.333 FT ON CHIHUAHUA X 120 FT BEG 268 FT S OF NEC (4240 SQ FT)	323 CHIHUAHUA LLC	323	CHIHUAHUA	ST	
20473	149 CAMPBELL 9 & 10 (6240 SQ FT)	ABDOU ABOUD REAL PROPERTY LP	301	KANSAS	ST	
21334	5 1/2 MILLS 47.5 FT ON TEXAS X 86.667 FT ON MESA & SLY 8 FT X 54 FT NEC (4430.05 SQ FT)	URBAN LION LLC	115	MESA	ST	
21750	88 CAMPBELL 5 & N 9 FT OF 4 (4200 SQ FT)	SALOM GEORGE E FAMILY LMTD PRTSHP	713	OREGON	ST	
21810	36 MILLS 41 FT ON OVERLAND & 86.67 FT ON STANTON NEC 3553.47 SQ FT	LUHANSK EP LLC	320	OVERLAND	AVE	
21846	117 CAMPBELL LOT 14	510 SOUTH OREGON LLC	510	OREGON	AVE	EX-XU
22912	146 CAMPBELL 17 & 18 & N PT OF 19 (120 FT ON N - 59.95 FT ON E - 120.30 FT ON S - 67.60 FT ON W) (7652 SQ FT)	ORO INVESTMENTS LLC	701	PAISANO	DR	
23120	1 FRANKLIN HEIGHTS N 87.5 FT OF 15 & 16	CITY OF EL PASO	1030	MYRTLE	AVE	EX-XV
24426	19 MILLS ALL OF BLK & ALL OF BLK 8 OF HART (67600 SQ FT)	CITY OF EL PASO		CLEVELAND	AVE	EX-XV
24550	86 CAMPBELL LOT 14 (3120 SQ FT)	ATIENZO BONIFACIO	708 1/2	MESA	ST	HS
26543	24 MILLS 80 FT ON SAN ANTONIO X 130 FT ON STANTON NEC (10400 SQ FT)	MJCP LLC	324	SAN ANTONIO	AVE	
26801	80 MAGOFFIN 1 & E 15 FT OF 2 (3601.80 SQ FT)	NORTHINTON-GEASON VALERIE	1127	OVERLAND	AVE	
28669	35 MILLS 94.88 FT ON MESA X 120 FT BEG 260 FT S OF NEC (11386 SQ FT)	CASTILLO SAMUEL O & HILDA O	225	MESA	AVE	
28777	33 MILLS 20.333 FT ON EL PASO X 134 FT BEG 191.15 FT S OF NEC	TEX SANTA FE LLC	319	EL PASO	ST	
29116	118 CAMPBELL N 9 FT OF 4 S & 6 & S 9 FT OF 7 (8400.00 SQ FT)	BERG INVESTMENT CO	509	OREGON	ST	
30548	9 MILLS S 111.85 FT OF BLK (29081 SQ FT)	FEDERAL RESERVE BANK	301	MAIN	DR	
32188	144 CAMPBELL W 59 FT OF 8 TO 10 (4602 SQ FT)	SISU ENVIRON DEVELOPMENT LLC	910	1ST	AVE	
32285	7 MILLS PT OF BLK BEG 73.5 FT S OF NWC (27.56 FT ON ST- 60 FT ON N- 24.50 FT ON E-IRREG ON S)	GUILLEN GILBERT	404	DURANGO	ST	
32699	149 CAMPBELL 1 TO 4 (12480 SQ FT)	SAL REAL ESTATE LLC	425	PAISANO	DR	
33007	212 CAMPBELL 1 TO 5 (15600 SQ FT)	LUCIANO DON	801	OLIVE	AVE	
33179	1 FRANKLIN HEIGHTS 12 & N 70 FT OF W 16 FT OF 13 & S 50 FT OF W 9 FT OF 13 (4570 SQ FT)	EP SHARP INVESTMENTS LLC	1024	MYRTLE	AVE	
33912	24 MILLS 40 FT ON SAN ANTONIO X 96 FT BEG 80 FT E OF NWC & 20 FT X 96.667 FT ADJ ON E (5800 SQ FT)	MARCUS REAL ESTATE LIMITED PARTNER	308	SAN ANTONIO	AVE	
34145	36 MILLS 42.00 FT ON STANTON X 120.00 FT BEG 198.00 FT S OF NEC (5040.00 SQ FT)	DOWNTOWN SHALOM LLC	217	STANTON	ST	
34314	102 CAMPBELL 11 TO 20 (31200.00 SQ FT)	CATHOLIC DIOCESE OF EL PASO	602	OREGON	ST	EX-XV
34782	118 CAMPBELL 11 & N 9.55 FT OF 12 & 70 FT BTW BLKS 118 & 134 (12666 SQ FT)	JABALIE VIRGINIA & MARY L	526	EL PASO	ST	
35181	171 CAMPBELL E 1/2 OF 10 & 11 (2544 SQ FT)	CITY OF EL PASO	600	SAN FRANCISCO	AVE	EX-XV
35544	144 CAMPBELL PT OF 16 & 17 (120 FT ON N 0.04 FT ON E 127.42 FT ON S 41.47 FT ON W) (2488 SQ FT)	PEREZ FRANK	314	VIRGINIA	ST	
36543	133 CAMPBELL N PT OF 5 & S 20.00 FT OF 6 (40.29 FT ON W-134.00 FT ON N-40.65 FT ONE-IRREG ON S) (5426.00 FT)	TCHONG KHI TCHIENG & CHONG LIENG TA	511	EL PASO	ST	
36706	44 MILLS ALL OF BLK (55776 SQ FT)	U S DEPARTMENT OF JUSTICE				EX-XV
36841	35 MILLS 27.125 FT ON OREGON X 120 FT BEG 187 FT S OF NWC (3255 SQ FT)	VERCHEL PROPERTIES LLC	216	OREGON	ST	
37284	23 MILLS 35 FT ON STANTON X 120 FT BEG 95 FT OF SWC (4200 SQ FT)	KEMP JOHN P JR	508 1/2	STANTON	ST	
37739	103 CAMPBELL 12 & W 65 FT OF 11 (4810.00 SQ FT)	DELGADO CORINA M	600	MESA	ST	
37810	118 CAMPBELL 20 & S 16.50 FT OF 19 (5100 SQ FT)	EL PASO SHOPPING DISTRICT LLC	618	EL PASO	ST	
38544	15 MILLS 51 FT ON EL PASO X 134 FT ON W SAN ANTONIO NEC (6834 SQ FT)	SW T-BIRD LTD	201	EL PASO	ST	
40697	222 CAMPBELL 14 & 15 E 3.5 FT OF 16 (6660 SQ FT)	AVENIDA TEXAS LLC	810	TEXAS	AVE	
41513	149 CAMPBELL 7 & 8 (6240 SQ FT)	ABDOU ABOUD REAL PROPERTY LP	307	KANSAS	ST	
43062	7 MILLS 40.05 FT ON LEON 121.52 FT ON PAISANO 21.32 FT ON W 120 FT ON N (3682 SQ FT)	GOMEZ MARIA D L L M & MARTINEZ ERIKA R	401	PAISANO	DR	
43238	227 CAMPBELL N 104.94 FT OF 11TO13 & 18TO20 W 251/2 FT OF 17 IN BLK 226 ST BTW & STRIP ON N (29522.38 SQ FT) 8	ABRAHAM JEANETTE	220	ST VRAIN	ST	
43366	171 CAMPBELL W 1/2 OF 10 & 11 (2928 SQ FT)	CITY OF EL PASO	608	SAN FRANCISCO	AVE	EX-XV
44196	36 MILLS 104 FT ON STANTON X 120 FT ON PAISANO SEC (12480 SQ FT)	ARG PSELPTX001 LLC	313	STANTON	ST	
44538	246 CAMPBELL 1 TO 9 & 11 TO 20 & S PT OF 10 & ALLEY BTW (66687.81 SQ FT)	PEOPLE OF THE STATE OF TEXAS	301	MISSOURI	AVE	EX-XV
44600	24 MILLS 30 FT ON OVERLAND X 30.333 FT ON MESA SWC (910 SQ FT)	LR MANAGEMENT LLC	124	MESA	ST	
45050	101 CAMPBELL 12 & S 1.00 FT OF 11 & N 8.00 FT OF 13 OF 13 (4200.00 SQ FT)	SALOM ANTHONY & SOLEDAD	702	EL PASO	ST	
45713	14 MILLS NLY 121 FT OF ELY 72 FT & SLY 139 FT OF E 1/2 OF BLK (25392 SQ FT)	LIM-YOON JOINT VENTURE	119	OVERLAND	AVE	
46341	36 MILLS 52 FT ON STANTON X 120 FT BEG 104 FT N OF SEC (6240 SQ FT)	RIVER OAKS PROPERTIES LTD	307	STANTON	ST	
46686	210 CAMPBELL E 1/2 OF BLOCK (14596 SQ FT)	CLEAT JOINT VENTURE	747	SAN ANTONIO	AVE	
46741	32 MILLS 84.17 FT ON SANTA FE X 120 FT BEG 173.333 FT S OF NEC	CITY OF EL PASO	309	SANTA FE	ST	EX-XV
47484	35 MILLS 44 FT ON OVERLAND X 108.5 FT ON ALY & 16 FT X 21.8333 FT ADJ REAR (5123 SQ FT)	LEEDS N K & G INC	210	OVERLAND	AVE	
47625	32 MILLS 195.83 FT ON SANTA FE X 120 FT BEG 50 FT N OF SEC (23500.00 SQ FT)	CITY OF EL PASO	325	SANTA FE	ST	EX-XV
48208	212 CAMPBELL 11 TO 13 (9360 SQ FT)	MISSIONARY SOCIETY OF ST COLUMBAN	816	MAGOFFIN	AVE	EX-XV
48261	119 CAMPBELL 11 TO 13 & N 17 FT OF 14 (11400 SQ FT)	LANGE RAFAEL & CRISTIAN	600	SANTA FE	ST	
48684	216 CAMPBELL E 90 FT OF 16 TO 20 (11700 SF)	EL PASO PARK A LOT LP	709	MAGOFFIN	AVE	
50386	205 CAMPBELL E 60 FT OF 6 & 7 & S 5 FT OF 8	ABOUD RUSSELL M	105	ST VRAIN	ST	
50530	23 MILLS NELY PT OF BLK (120.00 FT ON NWLY - 108.70 FT ON NELY - 120.00 FT ON SELY - 108.70 FT ON SWLY)	REY JAMES R & COLLIE MALINDA D	501	KANSAS	ST	
51465	35 MILLS 46.625 FT ON OREGON X 120 FT BEG 330 FT N OF SWC (5595 SQ FT)	VERCHEL PROPERTIES LLC	220	OREGON	ST	
51754	205 CAMPBELL N 1/2 OF 3 & S 19.75 FT OF 4 (3930 SQ FT)	LIANG BINGJIN & SIUFUN	115	ST VRAIN	ST	
51807	117 CAMPBELL 1 & 2 (6240 SQ FT)	JB4 PROP LP	521	MESA	ST	
52044	160 CAMPBELL NE PT OF BLK 180 FT ON SAN ANTONIO X 102 FT ON ANTHONY (18360.00 SQ FT)	3 BALLOONS-518 W SAN ANTONIO LP	518	SAN ANTONIO	AVE	
52216	149 CAMPBELL LOT 6 (3120 SQ FT)	S A L REAL ESTATE LLC	309	KANSAS	ST	
53430	34 MILLS 37 FT ON EL PASO X 120 FT BEG 71 FT N OF SWC	RIVER OAKS PROPERTIES LTD	412	EL PASO	ST	
54371	31 MILLS NW PT OF BLK (120' ON N - 137.4' ON E - IRREG ON S - 140.4' ON W) (16784.80 SQ FT)	LYNX INDUSTRIES LTD	320	SAN ANTONIO	AVE	
54410	6 MILLS 54 FT ON OREGON X 120 FT ON SHELTON NEC	THE BROKER CO	109	OREGON	ST	
54487	21 MILLS 1 TO 10	CHASE BANK OF TEXAS	501	MESA	ST	
55254	118 CAMPBELL S 17 FT OF 17 & N 18 FT OF 18 (4200 SQ FT)	EL PASO SHOPPING DISTRICT LLC	614	EL PASO	ST	
55536	88 CAMPBELL 15 & S 9 FT OF 14 (4200.00 SQ FT)	SALOM ANTHONY & SOLEDAD	810	EL PASO	ST	
55842	222 CAMPBELL S 79 FT OF 10 & S 79 FT OF E 1/2 OF 9 (3081 SQ FT)	TPGTX LLC	817	MYRTLE	AVE	
57066	33 MILLS 26.333 FT ON EL PASO X 134 FT BEG 109.42 FT S OF NEC (3528 SQ FT)	ADRON PROPERTIES LLC	311	EL PASO	ST	
58544	34 MILLS 34 FT ON EL PASO X 120 FT ON PAISANO SWC	DIVERSAS 426 LLC	426	EL PASO	ST	
58686	10 MILLS 109.75 FT ON MILLS X 130 FT ON STANTON IN SWC OF BLK (14270.26 SQ FT)	MILLS PARKING LLC	301	STANTON	ST	
58921	35 MILLS 25.25 FT ON OVERLAND X 112 FT BEG 94.75 FT E OF NWC (2828 SQ FT)	IEK #2 LP	208	OVERLAND	AVE	
59030	206 CAMPBELL W 24.5 FT OF 11 TO 15 (2940 SQ FT)	ORO INVESTMENTS LLC	800	SAN ANTONIO	AVE	
61760	O CAMPBELL 180.3 FT ON SAN ANTONIO X 193.87 FT ON OLIVE X 71.26 FT ON E (15000.00 SQ FT)	ANNUNCIATION HOUSE INC	1003	SAN ANTONIO	AVE	EX-XV
61776	36 MILLS 26.667 FT ON MESA X 120 FT BEG 303.333 FT N OF SWC (3199 SQ FT)	EL PASO PARK A LOT LP	216 1/2	MESA	ST	
62106	117 CAMPBELL 20 FT OF 19 & 20 BEG 34 FT E OF SWC (1040 SQ FT)	MENDOZA ALICIA & PESQUEIRA GUADALUPE	203	FOURTH	AVE	

APPENDIX A - TIRZ PARCELS

PROPERTY ID	LEGAL DESCRIPTION	OWNER	ADDRESS		EXEMPTIONS
62472	4 MILLS 70 FT ON MILLS X 86.667 FT BEG 50 FT E OF NWC (E 70 FT OF 22) (6067 SQ FT)	204 MILLS PARTNERS LLC	204	MILLS	AVE
62596	152 CAMPBELL 8 TO 16 & PT OF 7 & 17 TO 21 & 23 TO 25 & CLSD ALY & E PT OF 22 (51887 SQ FT)	SOTOAK REALTY LLC	500	OVERLAND	AVE
62742	37 MILLS 39.667 FT ON STANTON X 120 FT ON FIRST SWC (4760.39 SQ FT)	CITY OF EL PASO	220	STANTON	ST
62981	117 CAMPBELL 10 & PT OF 9 (4432 SQ FT)	LESLIE JEFFREY H & MESA STEVE JR	501	MESA	ST
64204	210 CAMPBELL W 1/2 OF BLOCK (7754 SQ FT)	TOLTEC CLUB EP LLC	717	SAN ANTONIO	AVE
64279	215 CAMPBELL 10 & E 6 1/2 OF 9 (3900 SQ FT)	ROTH ANITA & ALLEN L	815	MAGOFFIN	AVE
64729	79 MAGOFFIN N 59.7 FT OF 31 & 32 (3250 SQ FT)	GONZALEZ-CALVO ACQUISITIONS LLC	1018	SAN ANTONIO	AVE
64882	116 CAMPBELL W 75 FT OF 19 & 20 (3900 SQ FT)	LAM JINNY K	301	FOURTH	AVE
66179	4 MILLS 90 FT ON TEXAS X 86.667 FT ON STANTON SEC (7800 SQ FT)	201 STANTON LLC	201	STANTON	ST
66724	80 MAGOFFIN 3 & W 10 FT OF 2 & E 5 FT OF 4 (3646.80 SQ FT)	STOCKER TERESA	1125	OVERLAND	AVE
66807	216 CAMPBELL E 84.5833 FT OF 11 TO 15 (10995 SQ FT)	EL PASO PARK A LOT LP	708	MYRTLE	AVE
69233	215 CAMPBELL 6 & 7 & W 1/2 OF 8 (7800 SQ FT)	ROTH ANITA L	811	MAGOFFIN	AVE
69900	38 MILLS 17.5 FT ON SAN ANTONIO X 130 FT BEG 116.5 FT E OF NWC (2275 SQ FT)	GAMEZ IRMA	410	SAN ANTONIO	AVE
70269	205 CAMPBELL 17 TO 20 & S 16 FT OF 16 (14400 SQ FT)	THE UNITED MEXICAN STATES	114	VIRGINIA	ST
70519	5 MILLS 65' ON MILLSX80' ON OREGON & 59' ON OREGONX110' BEG 80'S OF NWC & 53' ON MESAX95' BEG 80' S OF NEC	MILLS PLAZA PROPERTIES LP	211	MESA	ST
71218	34 MILLS 37 FT ON EL PASO X 120 FT BEG 34 FT N OF SWC	ALTUS FRANK	416	EL PASO	ST
71799	34 MILLS 44 FT ON OREGON X 120 FT BEG 339 FT S OF NEC	LOPEZ MONTSERRAT CH & MARTINEZ LILY C & 1	301	OREGON	ST
72725	88 CAMPBELL N 18 FT OF 3 & S 17 FT OF 4 (4200 SQ FT)	SALOM GEORGE E FAMILY LD PRTSHP	715	OREGON	ST
73058	25 MILLS 76.5 FT ON CHIHUAHUA X 120 FT ON SAN ANTONIO NWC (9180 SQ FT)	HELLA GROUP LLC	210	SAN ANTONIO	AVE
73954	131 CAMPBELL S 8.5 FT OF W 50 FT OF 20 & PT OF THIRD & LEON STS CLSD ADJ (2683.00 SQ FT)	ONE GAS INC		PAISANO	DR
74723	144 CAMPBELL W PT OF 6 & 7 (42.72 FT ON W 59 FT ON N 15.13 FT ON E 65.26 FT ON SE) (1707 SQ FT)	SISU ENVIRON DEVELOPMENT LLC-SERIES B	911	PAISANO	DR
75300	38 MILLS PT OF BLK BEG 117.00 FT NE OF SWC (36.00 FT ON ST- 79.00 FT ON N- IRREG ON E- 130.00 FT ON S) (3680.82 QFT)	UNKNOWN OWNER	108	STANTON	ST
75441	149 CAMPBELL 17 & N 6 FT OF 18 (3840 SQ FT)	NADLER FAMILY LIMITED PARTNERSHIP	312 1/2	STANTON	ST
76130	1 MILLS S 112.2 FT OF E 260 FT OF BLK (29124.40 SQ FT)	MILLS PLAZA PROPERTIES LP	401	OREGON	ST
76306	89 CAMPBELL 1 TO 6 & S 24.67 FT OF 7 (21101 SQ FT)	GSJ-FAM LP	807	EL PASO	ST
76443	88 CAMPBELL ELY 62.20 FT OF (11 TO 13) & ELY 62.20 FT OF NLY 17.0 FT OF 14 (5909.00 SQ FT)	SUNVIEW INC	106	FATHER RAHM	AVE
77002	227 CAMPBELL 9 & 10 (6240 SQ FT)	INTERNATIONAL LAUNDRY SERVICES INC	817	TEXAS	AVE
78147	116 CAMPBELL 11 TO 15 (15600.00 SQ FT)	VIEL ALEXANDER L	502	MESA	ST
79377	18 MILLS 40.5 FT ON FRANKLIN X 78.667 FT BEG 79.5 FT E OF NWC (3186 SQ FT)	PEARSON RAY	214	FRANKLIN	AVE
80113	198 CAMPBELL 1 TO 6 & S 19 FT OF 7 (21000 SQ FT)	CITY OF EL PASO	215	CAMPBELL	ST
80515	33 MILLS 43.333 FT ON EL PASO X 134 FT BEG 43.333 FT S OF NEC	SW T-BIRD LTD	305	EL PASO	ST
81279	7 MILLS 60 FT ON OVERLAND X 120 FT ON LEON SEC (7200 SQ FT)	GUAJARDO ENRIQUE	400	OVERLAND	AVE
81355	149 CAMPBELL LOT 5 (3120 SQ FT)	S A L REAL ESTATE LLC	311	KANSAS	ST
81431	21 MILLS 18 & S 12 FT OF 17 & N 5.25 FT OF 19 (5190 SQ FT)	502 N OREGON LLC	502	OREGON	ST
82218	100 CAMPBELL 14 & 15 & S 18.00 FT OF 13 (8400.00 SQ FT)	SALOM GEORGE E FAMILY LD PRTSHP	708	SANTA FE	ST
82515	36 MILLS 22.9 FT ON OVERLAND X 81.667 FT BEG 37.1 FT E OF NWC (1855 SQ FT)	L R MANAGEMENT LLC	304	OVERLAND	AVE
82838	16 MILLS ALL OF BLOCK & CLSD ALLEY BTWN (75036.2699 SQ FT)	CITY OF EL PASO	10	HENRY TROST	CT
84189	37 MILLS 84 FT ON OVERLAND X 113.333 FT BEG 36 FT W OF NEC (9520 SQ FT)	BELCLAIRE REALTY LTD	418	OVERLAND	AVE
84362	171 CAMPBELL LOT 7 (3120.00 SQ FT)	CITY OF EL PASO	610	COLDWELL	ST
86303	87 CAMPBELL LOT 11 (3120.00 SQ FT)	MILO TX2 LLC	700	OREGON	ST
87305	118 CAMPBELL S 8 FT OF 16 & N 9 FT OF 17 (2040 SQ FT)	PARRADAME FAMILY PARTNERSHIP LP	612 1/2	EL PASO	ST
87802	119 CAMPBELL 6 & 7 & N 10 FT OF 5 & S 17.8 FT OF 8 (10693 SQ FT)	SOUTH EL PASO STREET PROPERTIES LLC	605	EL PASO	ST
88005	24 MILLS 30 FT ON OVERLAND X 86.667 FT BEG 90 FT W OF SEC (2600 SQ FT)	CAPLES LAND COMPANY LLC	311 1/2	OVERLAND	AVE
88750	215 CAMPBELL 11 TO 12	OPPORTUNITY CENTER FOR THE HOMELESS	818	MYRTLE	AVE
89537	33 MILLS 181.78 FT ON SANTA FE X 120 FT ON PAISANO SWC OF BLK (21813.78 SQ FT)	LLH & W LLC	378	SANTA FE	ST
89878	35 MILLS 70 FT ON OREGON X 120 FT BEG 190 FT N OF SWC (8400 SQ FT)	MARKS ANN	300	OREGON	ST
90642	222 CAMPBELL 18 TO 20 (9360 SQ FT)	JTC STORES LLC	800	TEXAS	AVE
91683	116 CAMPBELL LOT 16 (3120 SQ FT)	LAM JINNY K	514	MESA	ST
92219	34 MILLS 96.47 FT ON EL PASO X 120 FT BEG 163.53 FT S OF NWC	BURROWS LLOYD A	312	EL PASO	ST
92402	3 FRANKLIN HEIGHTS 23 & 24 (6000 SQ FT)	PEREZ FRANCISCO	1015	TEXAS	AVE
92419	100 CAMPBELL S 14.75 FT OF N 18.75 FT OF 9 (1799.50 SQ FT)	KIM WON T	705	EL PASO	ST
92889	4 MILLS 60 FT ON TEXAS X 86.667 FT ON MESA SWC (W 60 FT OF 24) (5200 SQ FT)	200 EP MESA LLC	200	MESA	ST
92972	215 CAMPBELL 1 TO 3 & W 2 FT OF 4 (9600 SQ FT)	CDA CORTE 1581 401K PLAN	801	MAGOFFIN	AVE
93216	45 MILLS 30.333 FT ON CHIHUAHUA X 120 FT BEG 303.333 FT S OF NEC	CITY OF EL PASO	325	CHIHUAHUA	ST
93782	31 MILLS 120 FT ON SAN ANTONIO X 65 FT ON CHIHUAHUA (7800 SQ FT)	LYNX INDUSTRIES LT		SAN ANTONIO	AVE
95346	24 MILLS 86.67 FT ON STANTON X 60 FT ON OVERLAND SEC (5199.80 SQ FT)	CAPLES LAND COMPANY LLC	119	STANTON	ST
95628	21 MILLS 20 & S 20.75 FT OF 19 (5610 SQ FT)	MARCEP GROUP LLC	500	OREGON	ST
95762	2 MILLS S 1/2 OF BLK INC CLOSED ALLEY (30800 SQ FT)	MILLS PLAZA PARKING III LP	401	MESA	ST
96594	33 MILLS 32.5 FT ON EL PASO X 134 FT BEG 135.75 FT S OF NEC	DRENNAN PROPERTIES LLC	315	EL PASO	ST
96941	45 MILLS 50 FT ON CHIHUAHUA X 120 FT BEG 162 FT S OF NEC	CITY OF EL PASO	315	CHIHUAHUA	ST
97187	215 CAMPBELL 18 & PT OF 17 NWC (2 FT ON S 35 FT ON E 2.25 FT ON S 35 FT ON W) (3190 SQ FT)	ROTH ALLEN L	804	MYRTLE	AVE
97657	171 CAMPBELL LOT 9 (3120.0 SQ FT)	CITY OF EL PASO		ANTHONY	ST
98779	17 MILLS 203 FT ON SAN FRANCISCO - 176.75 FT ON SANTA FE - 266 FT ON MAIN 96.98 FT & 199.928 FT ON EL PASO	CITY OF EL PASO	117	SAN FRANCISCO	AVE
100162	133 CAMPBELL PT OF 4 & 5 BEG 1.41 FT N OF SWC OF 4 (32.47 FT ON W - 134.00 FT ON N-31.20 FT ON E-134.00 FT ON S) (4111.00 SQ FT)	STRATEMEYER MARY L	515	EL PASO	ST
100863	13 MILLS 40.1667 FT ON OREGON X 78 FT ON OVERLAND SWC (3133 SQ FT)	RIVER OAKS PROPERTIES LTD	201	OVERLAND	AVE
101330	35 MILLS 190 FT ON OREGON X 120 FT ON PAISANO SWC (22800.00 SQ FT)	WALGREEN CO	302	OREGON	ST
101520	36 MILLS 50 FT ON MESA X 120 FT BEG 253.333 FT N OF SWC (6000 SQ FT)	EL PASO PARK A LOT LP	218	MESA	ST
101907	120 CAMPBELL ALL OF BLK & PTS OF (BLK 99 & 121) & ADJ ALLYS & CLSD STS BTW(475' ON ST-87.02' ON S-545.93' ON W-IRREG ON N)	EL PASO MASS TRANSIT DEPT BOARD	601	SANTA FE	ST
104373	6 MILLS W 120 FT OF BLK (120 FT ON SAN ANTONIO X 167.67 FT ON EL PASO) (20120.40 SQ FT)	MILLS PLAZA PARKING II LP	104	EL PASO	ST
104585	222 CAMPBELL 8 & W 1/2 OF 9 (4680 SQ FT)	ANNUNCIATION HOUSE INC	815	MYRTLE	AVE
104608	100 CAMPBELL 5 & N 9 FT OF 4 & S 5 FT OF 6 (5360 SQ FT)	BURROLA MANUELA A	711	EL PASO	ST
104928	215 CAMPBELL 19 & 20 (6240 SQ FT)	UTOPIA LLC	800	MYRTLE	AVE
105228	88 CAMPBELL WLY 57.80 FT OF (11 TO 13) & WLY 57.80 FT OF NLY 17.0 FT OF 14 (5491.00 SQ FT)	EP PASEO SOUTH HOLDINGS LLC	800	EL PASO	ST
108332	144 CAMPBELL 11 TO 15 (15600 SQ FT)	SISU ENVIRON DEVELOPMENT LLC-SERIES B	300	VIRGINIA	ST
110040	24 MILLS 80 FT ON SAN ANTONIO X 119.17 FT ON MESA & ADJ 23.17 FT X 40 FT NWC	CAPLES LLC	300	SAN ANTONIO	AVE
110335	133 CAMPBELL PT OF 2 & 3 BEG 4.50 FT S OF NWC OF 2 (134.00 FT ON S - 14.35 FT ON W-IRREG ON N -15.60 FT ON E) (1971.00 SQ FT)	THE CHRISTINE KIM LIVING TRUST	521	EL PASO	ST
110936	46 CAMPBELL LOT 6 (3120 SQ FT)	VALENZUELA MARGARITA	1009	MESA	ST
111178	117 CAMPBELL 6 TO 8 & SLY PT OF 9 (11167.00 SQ FT)	HERNANDEZ ARNOLDO	507	MESA	ST
112220	33 MILLS 22.9 FT ON EL PASO X 134 FT BEG 168.25 FT S OF NEC	GAMEZ CELIA T	317	EL PASO	ST
112700	1 FRANKLIN HEIGHTS 22 & 23 6000.00 SQ FT	YANEZ ANNETTE	1015	MAGOFFIN	AVE
113540	172 CAMPBELL ALL OF FR BLK & TRIANGLE (1621 SQ FT) (52277.1 SQ FT)	CITY OF EL PASO	700	SAN FRANCISCO	AVE
113657	103 CAMPBELL E 80 FT OF 18 & E 40 FT OF 19 & 20	ALVARADO STEVEN D	309	FIFTH	AVE
114442	146 CAMPBELL 15 & 16 (6240 SQ FT)	SEPULVEDA LUCILLE (TR)	308	FLORENCE	ST
116006	33 MILLS 142.50 FT ON EL PASO X 134 FT ON PAISANO SEC (0.4419 AC)	L L H & W L L C	423	EL PASO	ST
116258	118 CAMPBELL S 25 FT OF 1 (3000 SQ FT)	THREE SONS PROPERTIES LLC	519	OREGON	ST
116715	46 CAMPBELL FRC LOT 14 EXC RR R/W (HOMESITE) (1274.00 SQ FT)	URIAS JOSE T M & CARDENAS MARIA C	1006	OREGON	ST

APPENDIX A - TIRZ PARCELS

PROPERTY ID	LEGAL DESCRIPTION	OWNER	ADDRESS			EXEMPTIONS
117113	10 MILLS W 206 FT OF N 1/2 OF BLK (26780 SQ FT)	GAURANGA ENTERPRISES LLC	300	MAIN	DR	
117539	131 CAMPBELL E 45 FT OF 11 TO 14 & W 10 FT OF ADJ ALLEY & 7 TO 9 & S PT OF 10 & PT OF ALLEY & CHIHUAHUAST CLSD & (12 TO 14 & S 2 FT OF 11 BLK 132) (30000.0	GOLDCROSS PROPERTIES	310	PAISANO	DR	
117682	87 CAMPBELL 1 TO 3 (9360 SQ FT)	HENDERSON BABY CLINIC	721	MESA	ST	EX-XV
118072	17 MILLS NWLY PT OF BLK (151.77' ON NWLY - 298.23' ON NELY-73.00' ON SELY - IRREG ON SWLY) (23600.00 SQ FT)	CITY OF EL PASO	125	PIONEER	PLZ	EX-XV
118625	88 CAMPBELL 19 & 20 & S 8 FT OF 18 (7200 SQ FT)	EP PASEO SOUTH HOLDINGS LLC	820	EL PASO	ST	
119983	46 CAMPBELL 9 & 10 (6240 SQ FT)	MEUCHADIM OF TEXAS LTD	1001	MESA	ST	
120486	12 MILLS 66.05 FT ON STANTON BEG 93.033 FT N OF SAN ANTONIO & 37.53 FT IN REAR (5327 SQ FT)	BASSETT PARTNERS EP LLC	107	STANTON	ST	
120613	46 MILLS 51 FT ON LEON X 120 FT ON SAN ANTONIO NEC (6120.00 SQ FT)	EL PASO MASS TRANSIT DEPT BOARD	400	SAN ANTONIO	AVE	EX-XV
121762	7 HART ALL OF BLK & ALL OF BLK 20 OF MILLS (67600 SQ FT)	CITY OF EL PASO	201	FRANKLIN		EX-XV
123073	1 FRANKLIN HEIGHTS 14 & S 50 FT OF E 16 FT OF 13 & N 70 FT OF E 9 FT OF 13 (4430 SQ FT)	SUMMERSAULT PROPERTIES LLC	1026	MYRTLE	AVE	
123235	38 MILLS 20 FT ON SAN ANTONIO X 135 FT BEG 106 FT W OF NEC (2700 SQ FT)	COURTRON LLC	410 1/2	SAN ANTONIO	AVE	
123268	45 MILLS 40 FT ON LEON X 120 FT BEG 268.5 FT S OF NWC (4800.00 SQ FT)	THE CLEAN GROUP LP	328	LEON	ST	
123806	170 CAMPBELL W 1/2 OF 9 TO 11 (4740 SQ FT)	THE CLEAN GROUP LP	200	ANTHONY	ST	
123987	2 FRANKLIN HEIGHTS 17 TO 19 & WLY 12.5 FT OF 20 (10501.00 SQ FT)	WESTSTAR BANK	1001	MYRTLE	AVE	
124590	38 MILLS 39 FT ON STANTON X 130 FT BEG 78 FT N OF SWC (5070.00 SQ FT)	L & T REAL ESTATE LLC	112	STANTON	ST	
124767	34 MILLS 207 FT ON OREGON X 120 FT ON PAISANO SEC	BEST CHICKEN OF EL PASO LLC	119	PAISANO	DR	
125762	34 MILLS 102.00 FT ON EL PASO X 120.00 FT BEG 158.00 N OF SWC (12240.00 SQ FT)	HOLLAND SAL INC	402	EL PASO	ST	
126366	5 MILLS PT OF BLK BEG 139' S OF NWC (213.9' ON N-37'ON E-IRREG ON S-64.85' ON W & 5' ADJ ON S ABOVE 30.7'	EP OHM HOLDINGS LLC	209	MESA	ST	
126704	1 FRANKLIN HEIGHTS S 32.5 FT OF 15 & 16 (1625 SQ FT)	GOMEZ ROBERTO	311	OCTAVIA	ST	
127073	119 CAMPBELL 3 & 4 & N 4.5 FT OF 2 & S 16 FT OF 5 (9715 SQ FT)	TERAN PROPERTIES LLC	615	EL PASO	ST	
127133	RAILROADS 11 MI BRANCH LN & 24.091 MI SIDE TR OPER PROP IN CTY & ISD & LOTS 1 OF (BLKS 130 TO 132 CAMPBELL) (0.0002 AC)	EL PASO & SANTA FE RAILROAD	805	SANTA FE	ST	
127623	80 MAGOFFIN 11 TO 16 (13500 SQ FT)	ECONOMY CASH & CARRY INC	1109	OVERLAND	AVE	
128176	15 MILLS 21.5 FT ON EL PASO X 134 FT BEG 115 FT S OF NEC (2881 SQ FT)	THE ANDERSON IMMIGRATION LAW GROUP LLC	213	EL PASO	ST	
128691	33 MILLS 22.75 FT ON EL PASO X 134 FT BEG 86.667 FT S OF NEC	RIVERA ALICIA	309	EL PASO	ST	
128916	2 FRANKLIN HEIGHTS 24 TO 26 (9000 SQ FT)	ABA PROPERTIES LLC	1015	MYRTLE	AVE	
130223	149 CAMPBELL 19 & 20 (6245.00 SQ FT)	SANTOSCOY NORMAN R	316	STANTON	ST	
131093	33 MILLS 20.68 ON EL PASO X 134.00 FT BEG 211.51 FT S OF NEC (2771.12 SQ FT)	MARCEP GROUP LLC	321	EL PASO	ST	
131133	42 MILLS N 100 FT OF BLK (100 FT X 260 FT (26000 SQ FT)	THE CITY OF EL PASO	400	MAIN	DR	EX-XV
133208	34 MILLS 29.5 FT ON EL PASO X 120 FT BEG 134.20 FT S OF NWC	BORJAS LORENZO & GUADALUPE	310	EL PASO	ST	
135259	59 CAMPBELL 18 TO 20 & S 3.00 FT OF 17 (9720.00 SQ FT)	EL PASO VILLA MARIA INC	920	OREGON	ST	EX-XV
136471	5 MILLS 30.5 FT OF TEXAS X 42.7 FT ON W IRREG ON N 50.4 FT ON E BEG 86 FT E OF SWC (1371 SQ FT)	SANTOSCOY NORMAN R	105	TEXAS	AVE	
137092	46 MILLS 120 FT ON OVERLAND X 173 FT ON LEON SEC (20760 SQ FT)	CITY OF EL PASO	215	LEON	ST	EX-XV
137244	134 CAMPBELL 2 & N 7.666 FT OF 1 & S 8 FT OF 3 (5000.00 SQ FT)	ADRON PROPERTIES LLC	417	OREGON	ST	
137895	33 MILLS 43.333 FT ON EL PASO X 134 FT ON OVERLAND NEC	VILLANUEVA MIGUEL & JULIO	301	EL PASO	ST	
138124	46 CAMPBELL LOT 8 (3120 SQ FT)	MEUCHADIM OF TEXAS LTD	1005	MESA	ST	
138608	34 MILLS 35 FT ON OREGON X 120 FT BEG 260 FT S OF NEC	XICALI RAUL	223	OREGON	ST	
138677	7 MILLS 45.5 FT ON LEON X 120 FT BEG 328.50 FT S OF NEC (5460.00 SQ FT)	FLORES LUZ MARIA	331 1/2	LEON	ST	HS
138696	46 CAMPBELL LOT 7 (3120 SQ FT)	MEUCHADIM OF TEXAS LTD	1005	MESA	ST	
139364	200 CAMPBELL 1 TO 10 (31200 SQ FT)	DIPP REALTY TRUST	720	OVERLAND	AVE	
139708	223 CAMPBELL 11 TO 14 (12480 SQ FT)	GODINEZ ANTONIO	912	TEXAS	AVE	
139962	38 MILLS 40 FT ON SAN ANTONIO X 120 FT ON KANSAS NEC (4800 SQ FT)	VALLE DE BRAVO INVESTMENTS INC	420	SAN ANTONIO	AVE	
141079	32 MILLS 30 FT ON OVERLAND X 110 FT ON CHIHUAHUA NWC	CITY OF EL PASO	224	OVERLAND	AVE	EX-XV
141188	22 MILLS ALL OF BLK & CLSD ALLEY BTW (67600 SQ FT)	BANK OF TEXAS	500	MESA	ST	
142923	198 CAMPBELL 8 TO 10 & N 7.00 FT OF 7 (10200.00 SQ FT)	COUNTY OF EL PASO	530	OVERLAND	AVE	EX-XV
144563	51 MILLS 141.333 FT ON WESTERN X 85 FT ON ANTHONY SWC	AOL INVESTMENTS LLC	511	WESTERN	ST	
145212	34 MILLS 130 FT ON OREGON X 120 FT BEG 130 FT S OF NEC	CINCO SISTERS PROPERTIES LP	215	OREGON	ST	
146051	58 CAMPBELL 14 TO 16 (9360 SQ FT)	SILVA DIVERSIFIED INC	904	MESA	ST	
146395	23 MILLS 80 FT ON FRANKLIN X 95 FT BEG 40 FT W OF SEC	T & R CHEMICALS INC	315	FRANKLIN	AVE	
146853	46 CAMPBELL 1 TO 5 (14844 SQ FT)	BORJAS LORENZO & GUADALUPE	1021	MESA	ST	
148711	80 MAGOFFIN W 22.52 FT OF 7 & E 5 FT OF 8	PARRA MAURICIO Z & ROSA M	1119	OVERLAND	AVE	HS, OTHER
149189	3 FRANKLIN HEIGHTS 27 TO 32 (18000 SQ FT)	1031 FIRESTONE LLC	1025	TEXAS	AVE	
149528	74 CAMPBELL 13 & N 10 FT OF 14 (4320 SQ FT)	OLIVAR PHILLIP	804	OREGON	ST	
149659	118 CAMPBELL N 18 FT OF 16 (2160.00 SQ FT)	PARRADAME FAMILY PARTNERSHIP LP	612	EL PASO	ST	
150821	101 CAMPBELL 2 & N 1.00 FT OF 1 & S 25.5 FT OF 3 (6300.00 SQ FT)	GSJ FAM LP	619	OREGON	ST	
151581	35 MILLS 94.75' ON OVERLAND X 112' ON OREGON (10612.00 SQ FT)	YEK #4 LP	200	OVERLAND	AVE	
152317	37 MILLS 47 FT ON STANTON X 120 FT BEG 39.667 FT N OF SWC (5640 SQ FT)	ABDOU ABOUD REAL PROPERTY LP	214	STANTON	ST	
153663	133 CAMPBELL N 24 FT OF 9 & S 2 FT OF 10 (3484.00 SQ FT)	EAST SMART CHOICE LLC	501	EL PASO	ST	
154362	100 CAMPBELL N 7.5 FT OF 8 & 7.25 FT OF 9 (1799.50 SQ FT)	KIM WON T	705	EL PASO	ST	
157541	36 MILLS 35 FT ON STANTON X 120 FT BEG 260 FT S OF NEC (4200 SQ FT)	ADRON PROPERTIES LLC	223 1/2	STANTON	ST	
158462	10 MILLS 110 FT ON MILLS X 130 FT ON KANSAS SEC (14300 SQ FT)	COURTON LLC	313	MILLS	AVE	
158754	216 CAMPBELL E 60 FT OF 1 TO 5	UTOPIA LLC	717	MAGOFFIN	AVE	
159791	46 MILLS 30 FT ON OVERLAND X 86.667 FT BEG 30 FT E OF SWC (2600 SQ FT)	PACHECO MARIA I V	417	OVERLAND	AVE	
160764	117 CAMPBELL E 65.50 FT OF 19 & 20 (3432.00 SQ FT)	BORJAS LORENZO & GUADALUPE	209	FOURTH	AVE	
160922	38 MILLS 40 FT ON SAN ANTONIO X 140 FT BEG 66 FT W OF NEC (5600 SQ FT)	PRONTO MORTGAGE LLC	412	SAN ANTONIO	AVE	
161950	14 MILLS 48 FT ON EL PASO X 120 FT ON OVERLAND SWC (5760 SQ FT)	SCHONBERG JOANI	220	EL PASO	ST	
162174	Q SATTERTHWAITE ALL OF BLOCK (799,436 SQ FT)	CITY OF EL PASO		HENDERSONS TRIA		EX-XV
162938	45 MILLS 60 FT ON OVERLAND X 120 FT BEG 60 FT W OF NEC (7200 SQ FT)	CITY OF EL PASO	306	OVERLAND	AVE	EX-XV
162972	25 MILLS 35.5 FT ON CHIHUAHUA X 120 FT BEG 112 FT N OF SWC (4260 SQ FT)	OLIVAR PHILLIP & ELVA	202	CHIHUAHUA	ST	
163247	101 CAMPBELL 4 & 5 & N 0.50 FT OF 3 (6300.00 SQ FT)	ALBA RAYMUNDO JR	613	OREGON	ST	
163334	31 MILLS 159 FT ON CHIHUAHUA X 120 FT ON OVERLAND	LYNX INDUSTRIES LTD	301	OVERLAND	AVE	
163927	12 MILLS 8.87 FT ON SAN ANTONIO 100 FT ON W 54.44 FT ON N 93.03 FT ON STANTON (3222.11 SQ FT)	KOCHINDIO LLC	321	SAN ANTONIO	AVE	
164041	46 MILLS 15 FT ON OVERLAND X 86.67 FT ON DURANGO (1300.05 SQ FT)	CITY OF EL PASO	419	OVERLAND	AVE	EX-XV
164259	17 MILLS PT OF BLK BEG 68.14 FT NE OF SWC (76.31' ON ST - 91.00' ON SWLY -50.48' ON NWLY - IRREG ON NELY) (6202.31 SQ FT)	CITY OF EL PASO	127	PIONEER	PLZ	EX-XV
165057	74 CAMPBELL 19 & 20 & S 13.5 FT OF 18 (7860 SQ FT)	COHEVA GROUP LLC	820	OREGON	ST	
165097	144 CAMPBELL ELY PT OF 8 TO 10 (61.00 FT ON N 64.52 FT ON E - IRREG ON S - 78.00 FT ON W) (4564.02 SQ FT)	SISU ENVIRON DEVELOPMENT LLC-SERIES B	915	PAISANO	DR	
165846	36 MILLS 35.17 FT ON MESA X 120 FT BEG 218.17 FT N OF SWC (4224 SQ FT)	VALUTA CORPORATION	300	MESA	ST	
165966	1 SATTERTHWAITE 42 TO 46 & S 19.5 FT OF 41 (18240 SQ FT)	HOTEL DON QUIXOTE LTD	600	EL PASO	ST	
166281	40 MILLS UND 66.67% INT ON IMPS ONLY ON 240 FT ON TEXAS X 120 FT BEG 20 FT E OF NWC	122KPF LP	420	TEXAS	AVE	
167093	O CAMPBELL E 80 FT OF BLOCK (9600 SQ FT)	PEREA FAMILY REVOCABLE TRUST	902	OLIVE	AVE	
167448	149 CAMPBELL 15 & 16 (6240 SQ FT)	NADLER FAMILY LIMITED PARTNERSHIP	312	STANTON	ST	
168003	36 MILLS 39 FT ON OVERLAND X 86.667 FT BEG 81 FT W OF NEC (3380 SQ FT)	COMANCHE EP LLC	312	OVERLAND	AVE	
169529	32 MILLS W 30 FT OF E 60 FT OF N 100 FT OF W 1/2 OF BLK (3000.00 SQ FT)	CITY OF EL PASO	216	OVERLAND	AVE	EX-XV
170042	88 CAMPBELL 9 & 10 & N 8 FT OF 8 (7200 SQ FT)	SALOM GEORGE E FAMILY LMTD PTNSHP	701	OREGON	ST	
170360	26 & 27 MILLS ALL OF BLKS	CITY OF EL PASO	1	CIVIC CENTER PLAZA		EX-XV
170477	205 CAMPBELL 1 & 2 & S 1/2 OF 3 (7800 SQ FT)	SAYKLAY PROPERTIES LLC	911	OVERLAND	AVE	
170533	46 MILLS 30 FT ON OVERLAND X 86.667 FT BEG 60 FT E OF SWC (2600.09 SQ FT)	CITY OF EL PASO	415	OVERLAND	AVE	EX-XV

APPENDIX A - TIRZ PARCELS

PROPERTY ID	LEGAL DESCRIPTION	OWNER	ADDRESS		EXEMPTIONS
171649	12 MILLS 86.667 FT ON STANTON X 120 FT (10400.00 SQ FT)	JMKS INTERNATIONAL BUILDING LLC	119	STANTON	ST
171672	36 MILLS 60 FT ON OVERLAND X 86.667 FT BEG 60 FT E OF NWC (5200 SQ FT)	ROSEN RICHARD J ENTERPRISES	306	OVERLAND	AVE
171938	36 MILLS 90.5 FT ON MESA X 120 FT ON PAISANO SWC (10860 SQ FT)	ORELLANA BRUNO SR & RAMON Y	301	PAISANO	DR
172333	120 CAMPBELL PTS OF (BLK 99 & 121) & ADJ ALLYS & CLSD STS (301.89 FT ON N-IRREG ON E-878.59 FT ON W)	EL PASO ELECTRIC CO	601	SANTA FE	ST
173810	23 MILLS 32.5 FT ON MISSOURI X 60 FT IN NEC (1950 SQ FT)	MATER BAR CORP	310	MISSOURI	AVE
174073	12 MILLS WLY PT OF BLK & PT OF CLSD ALLEY BTW (120' ON NLY - IRREG ON ELY -190.48' ON SLY - 183.05' ON WLY) (30527.09 SQ FT)	J&M PROPERTIES LP	301	SAN ANTONIO	AVE
174805	80 MAGOFFIN 9 & 10 & W 20 FT OF 8 (6303.60 SQ FT)	FLORES ALBERT	1111	OVERLAND	AVE
175065	18 MILLS 47 FT ON EL PASO X 120 FT ON FRANKLIN NEC	PEARSON OFFICE COMPLEX LLC	419	EL PASO	ST
175700	45 MILLS 66 FT ON LEON X 120 FT BEG 308.5 FT S OF NWC (7920 SQ FT)	YELLOW BALLOON LP	332	LEON	ST
176768	34 MILLS 99.52 FT ON EL PASO X 117.42 FT ON OVERLAND & 24.53 FT X 15.24 FT IN REAR NWC (12067 SQ FT)	300SEP LLC. TEXAS LIMITED LIABILITY CO	300	EL PASO	ST
176848	4 MILLS 61.333 FT ON N STANTON X 120 FT BEG 86.667 FT N OF SEC	HASIERAN LLC	209	STANTON	ST
176878	100 CAMPBELL N 15.25 FT OF 10 (2043 SQ FT)	CHANG RAE S	701	EL PASO	ST
179229	5 SATTERTHWAITE 1 TO 9 & S 17.5 FT OF 10 30225.00 SQ FT	BANK OF AMERICA NA	615	EL PASO	ST
179473	205 CAMPBELL W 60 FT OF 6 TO 10 (7800 SQ FT)	ABDOU ABOUD REAL PROPERTY LP	916	SAN ANTONIO	AVE
179871	247 CAMPBELL 1 TO 5 (15600.00 SQ FT)	WESTSTAR BANK	601	STANTON	ST
180625	86 CAMPBELL 11 & 12 (6240 SQ FT)	ROSENBAUM FAMILY TRUST	700	MESA	ST
181807	79 MAGOFFIN S 28 FT OF 1 TO 3 (2100 SQ FT)	ESPARZA JORGE & ROSA M	115	HILLS	ST
185141	204 CAMPBELL 16 TO 20 (13936 SQ FT)	ECONOMY CASH & CARRY INC	1001	OVERLAND	AVE
185603	170 CAMPBELL LOT 13 (3240.0 SQ FT)	THE CLEAN GROUP LP	513	SAN ANTONIO	AVE
185842	204 CAMPBELL 11 TO 15 (15600 SQ FT)	SAYKLAY PROPERTIES LLC	1000	SAN ANTONIO	AVE
186806	227 CAMPBELL S PT OF N 58 FT OF 16 TO 20 (6272 SQ FT)	PAXTON JACK T & JUNE	214	VIRGINIA	ST
186896	37 MILLS 60 FT ON STANTON X 120 FT BEG 113.333 FT S OF NWC (7200 SQ FT)	ABOUD ABDOU M	210	STANTON	ST
187299	227 CAMPBELL S 110 FT OF 14 & 15 & S 62 FT OF 16 TO 20 (13780 SQ FT)	SAN FRANCISCO DISTRICT LLC	210	VIRGINIA	ST
188935	4 MILLS 60 FT ON MILLS X 100 FT BEG 60 FT W OF NEC (6000 SQ FT)	MARTIN BUILDING LLC	212 1/2	MILLS	AVE
188999	14 MILLS 48 FT ON SAN ANTONIO X 121 FT BEG 72 FT W OF NEC (5808.00 SQ FT)	EMMAUS VENTURES LLC	110	SAN ANTONIO	AVE
189222	117 CAMPBELL LOT 5 (3120 SQ FT)	MENDEZ ROMAN D	515	MESA	ST
190830	171 CAMPBELL LOT 8 (3120.0 SQ FT)	CITY OF EL PASO		ANTHONY	ST
191256	46 CAMPBELL E 35 FT OF 11 TO 13 (2730 SQ FT)	FRENCH HILDA L	208	EIGHTH	AVE
191277	133 CAMPBELL 7 & 8 & N 6 FT OF 6 & S 2 FT OF 9 (8040.00 SQ FT)	COLON SUR EP LLC	509	EL PASO	ST
192605	9 MILLS N 148.15 FT OF BLOCK (38518 SQ FT)	CH PROPERTY PARTNERS LLC	416	STANTON	ST
193386	100 CAMPBELL N 7 FT OF 7 & S 6 FT OF 8 (1742 SQ FT)	HMST FAMILY LP	707	EL PASO	ST
194529	79 MAGOFFIN 31.5 FT OF 1 TO 3 BEG 28 FT N OF SEC (2363 SQ FT)	RUIZ VIOLETA G & CRISTIAN A G	113	HILLS	ST
194581	100 CAMPBELL 1 & 2 & S 3.25 FT OF 3 (7403 SQ FT)	GSJ FAM LP	717	EL PASO	ST
194954	145 CAMPBELL 11 TO 16 (18720 SQ FT)	EL PASO MANAGEMENT GROUP LTD	300	OCHOA	ST
195454	32 MILLS 245.30 FT ON CHIHUAHUA X 120 FT ON SWC (29436 SQ FT)	CITY OF EL PASO	215	PAISANO	DR
196775					EX-XV
197474	222 CAMPBELL 1 TO 4 (12480 SQ FT)	MARIVANI L L C	801	MYRTLE	AVE
197868	160 CAMPBELL S 1/2 OF BLK & CLSD ALLEY (26520 SQ FT)	WILTEL COMMUNICATIONS LLC	501	OVERLAND	AVE
197973	69 MAGOFFIN PT OF FIRST ST CLSD & NW PT OF BLK 69 (EXC SELY PT) (72.69 FT ON W- 135.50 FT ON N- 26.43 FT ON E- IRREG ON S) (7922 SQ FT)	MARTINEZ RAUL G	1001	PAISANO	DR
198062	212 CAMPBELL 6 & W 19 FT OF 7 (5400 SQ FT)	TRONCOSO RODOLFO A	815	OLIVE	AVE
198243	247 CAMPBELL 6 TO 10 (15600.00 SQ FT)	MSDW BUILDING EL PASO LP	641	STANTON	ST
198396	58 CAMPBELL 11 TO 13 (9360 SQ FT)	SILVA DIVERSIFIED INC	304	SEVENTH	AVE
198407	118 CAMPBELL 2 & N 1 FT OF 1 & S 3 FT OF 3 (3600 SQ FT)	HOUNG SU HUA	517	OREGON	ST
198663	45 MILLS 30.333 FT ON CHIHUAHUA X 120 FT BEG 333.667 FT S OF NEC	RODRIGUEZ ROMELIA M & MUNIZ SOLEDAD	327	CHIHUAHUA	ST
198707	103 CAMPBELL N 18 FT OF 15 & W 60 FT OF S 8 FT OF 15 & W 60 FT OF N 6.5 FT OF 16 (3030.00 SQ FT)	DELGADO C M	612	MESA	ST
200047	202 CAMPBELL N 120 FT OF BLK INC ALY (31200 SQ FT)	DIPP REALTY TRUST	900	OVERLAND	AVE
200173	206 CAMPBELL LOT E 57.58' OF N 6.63' OF 8 & E 57.58' OF 9 & 10	ORO INVESTMENTS LLC	830	SAN ANTONIO	AVE
200315	25 MILLS E 1/2 OF BLK & CLSD ALY (120 FT ON SAN ANTONIO - 224 FT ON SANTA FE - 120 FT ON OVERLAND - 224 FT ON W)	FIRST GROUP SERVICES INC	200	SAN ANTONIO	AVE
201294	35 MILLS 26 FT ON OREGON X 120 FT BEG 112 FT S OF NWC (3120 SQ FT)	PEREZ FRANCISCO	208	OREGON	ST
201575	39 MILLS NEC OF BLK 150 FT ON TEXAS X 115 FT ON KANSAS EXC 193.91 SQ FT IN SWC (17250 SQ FT)	ORO INVESTMENTS LLC	320	TEXAS	AVE
201983	31 MILLS SW PT OF BLK (IRREG ON N - 81.67' ON E - 79' ON S - 83.6' ON W) (6541.73 SQ FT)	LYNX PROPERTIES LTD	315	OVERLAND	AVE
203018	33 MILLS 43.333 FT ON EL PASO X 134 FT BEG 275.16 FT S OF NEC	GNIAZDOWITZ GIL M	405	EL PASO	ST
203355	25 MILLS 16.5 FT ON OVERLAND X 112 FT BEG 55 FT E OF SWC (1848 SQ FT)	LUCMOR LLC	217	OVERLAND	AVE
204814	216 CAMPBELL E 52 FT OF 6 TO 10 (6760 SQ FT)	MORALES & DEKOATZ LLC	718	MYRTLE	AVE
205403	6 MILLS 112 FT ON OREGON X 120 FT ON E (13440 SQ FT)	MONTWOOD PROPERTIES INC	105	OREGON	ST
206087	206 CAMPBELL E 52' OF (11 TO 15) & W 36.666 FT OF (6 TO 10) (10640.0 SQ FT)	ORO INVESTMENTS LLC	810	SAN ANTONIO	AVE
206200	148 CAMPBELL 2 TO 19 & N PT OF 1 & 20 & CLSD ALLEY (63865.0735 SQ FT)	OUR LADY'S YOUTH CENTER	307	CAMPBELL	ST
206917	203 CAMPBELL PT OF BLK 203 & PT OF T & P RR CO (39323.00 SQ FT)	ECONOMY CASH & CARRY INC	1000	OVERLAND	AVE
207080	37 MILLS 36 FT ON OVERLAND X 113.333 FT ON KANSAS NEC (4080.00 SQ FT)	BELCLAIRE REALTY LTD	420	OVERLAND	AVE
207255	2 FRANKLIN HEIGHTS 27 & 28 (6000 SQ FT)	RUBIO DANIEL A & HOLTZ LETICIA M	1021	MYRTLE	AVE
207395	36 MILLS 40 FT ON OVERLAND X 86.667 FT BEG 41 FT W OF NEC	LUHANSK EP LLC	318	OVERLAND	AVE
208030	212 CAMPBELL 16 TO 20 (15600.00 SQ FT)	EL PASO PARK A LOT LP		MAGOFFIN	AVE
208283	44 MILLS PT OF UNOPENED KANSAS STREET (54.96 FT ON ST- IRREG ON WLY- 4.30 FT ON NLY-118.30 FT ON ELY)	UNITED STATES OF AMERICA (TR)			EX-XV
208521	117 CAMPBELL 3 & 4 (6240 SQ FT)	JB4 PROP LP	517	MESA	ST
208988	101 CAMPBELL S 17.4375 FT OF 17 & N 17.71 FT OF 18 (4252.00 SQ FT)	SALOM GEORGE E FAMILY LD PRTSH	712	EL PASO	ST
209685	1 SATTERTHWAITE 37 TO 40 & N 5.5 FT OF 41 (12660 SQ FT)	UNKNOWN OWNER	626	EL PASO	ST
210228	215 CAMPBELL 16 & W 8.75 FT OF 15 (4170 SQ FT)	MARTINEZ GUSTAVO R	808	MYRTLE	AVE
210934	209 CAMPBELL ALL OF BLK (67600 SQ FT)	COUNTY OF EL PASO	500	SAN ANTONIO	AVE
211032	118 CAMPBELL S 8 FT OF 18 & N 9.5 FT OF 19 (2100 SQ FT)	DOW SARA & MARIAN		EL PASO	ST
211678	46 CAMPBELL 35 FT OF 11 TO 13 BEG 50 FT E OF NWC (2730 SQ FT)	LANDEROS FELIX	204	EIGHTH	AVE
212024	7 MILLS 48 FT ON ALLEY X 60 FT BEG 120 FT S OF OVERLAND & 5 FT X 6 FT ON W (2910.00 SQ FT)	SOTOAK REALTY LLC	412	DURANGO	ST
212210	74 CAMPBELL 11 & 12 (6240 SQ FT)	ANISTRUM INVESTMENTS LTD	800	OREGON	ST
212303	11 MILLS ALL OF BLK (EXC SWC) (52553.92 SQ FT)	MILLS PLAZA PROPERTIES VII LP	221	KANSAS	ST
212599	201 CAMPBELL SLY 140 FT OF (BLKS 201 & 202 & ALLEY & CLOSED ST BTW) (82611.53 SQ FT)	BLK INVESTMENTS 2 FAMILY LP	811	1ST	AVE
213078	15 MILLS N 99 FT OF W 60 FT & E 60 FT OF W 120 FT OF BLK 15	CITY OF EL PASO	120	SAN ANTONIO	AVE
213163	222 CAMPBELL N 41 FT OF 10 & N 41 FT OF E 1/2 OF 9 (1599 SQ FT)	TPGTX LLC	149	ST VRAIN	ST
214035	35 MILLS 76 FT ON OVERLAND X 108.5 FT ON MESA EXC 16 FT X 21.8333 FT IN REAR NEC OF BLK (7896 SQ FT)	GATOZ GROUP LLC	216	OVERLAND	AVE
215621	118 CAMPBELL N 23 FT OF 3 & S 17 FT OF 4 (4800 SQ FT)	OREGON STREET INC	511 1/2	OREGON	ST
216707	170 CAMPBELL E 1/2 OF 9 TO 11 (4740.00 SQ FT)	THE CLEAN GROUP LP	510	WESTERN	ST
216827	223 CAMPBELL 18 TO 20 (9360 SQ FT)	AVENIDA TEXAS LLC	904	TEXAS	AVE
218001	46 CAMPBELL FRC 15 & 16 EXC RR R/W (3380 SQ FT)	GONZALEZ GLORIA & 17	1008	OREGON	ST
218022	17 MILLS NELY PT OF BLK & A PT. OF ST (126.0 FT ON NELY - 121.77 FT ON SELY - IRREG ON SWLY- 87.76 FT ON NWLY) (13388.41 SQ FT)	MILLS PLAZA PROPERTIES LP	333	OREGON	ST
218029	45 MILLS 42 FT ON CHIHUAHUA X 120 FT BEG 120 FT S OF NEC (5040 SQ FT)	CITY OF EL PASO	311	CHIHUAHUA	ST
218447	86 CAMPBELL LOT 13 (3120 SQ FT)	ROSENBAUM FAMILY TRUST	704	MESA	ST
218709	46 MILLS E 15 FT OF W 30 FT OF S 86.67 FT OF BLK (1300.05 SQ FT)	CITY OF EL PASO	421	OVERLAND	AVE
219869	59 CAMPBELL 1 TO 5 (15600 SQ FT)	COHEVA GROUP LLC	911	MESA	ST
					EX-XV

APPENDIX A - TIRZ PARCELS

PROPERTY ID	LEGAL DESCRIPTION	OWNER	ADDRESS		EXEMPTIONS
220205	51 MILLS PT OF BLK 51 BEG 82.25' NE OF NWLY COR (58.21' ON ST-135.09' ON ELY-62.02' ON SLY-141.28' ON WLY) (8289.13 SQ FT)	CREATIVE KIDS INC	504	SAN FRANCISCO AVE	EX-XV
221609	5 1/2 MILLS SELY PT OF BLK (58.67' ON MESA- 93.50' ON SAN ANTONIO-63.92' ON WLY-IRREG ON NLY) (5752.14 SQ FT)	101 N MESA LTD PARTNERSHIP	101	MESA ST	
223019	119 CAMPBELL 1 & S 21.5 FT OF 2 (6365 SQ FT)	SALAS RICHARD & RUBEN & 2	623	EL PASO ST	
223203	133 CAMPBELL 12 & 13 & S 2 FT OF 11 & N 17 FT OF 14 (8520.00 SQ FT)	SALOM IRMA	400	SANTA FE ST	
224207	223 CAMPBELL 8 TO 10 (9360 SQ FT)	MORENO LUZ M	915	MYRTLE AVE	
225083	247 CAMPBELL 15 TO 20 & S 9 FT OF 14 (19800 SQ FT)	WESTSTAR BANK	600	MESA ST	
225247	136 CAMPBELL 19 & 20 (6240.00 SQ FT)	ALAMEDA GROUP LLC	422	MESA ST	
225291	3 MILLS 60 FT ON N STANTON X 120 FT ON MAIN NEC (7200 SQ FT)	BULNIT INC	321	STANTON ST	
225496	40 MILLS 141.5 FT ON MYRTLE X 120 FT BEG 98.5 FT W OF SEC (16980.00 SQ FT)	FRANKLIN DAVID G CORP OF 1883	401	MYRTLE AVE	
225764	45 MILLS 131.27 FT ON CHIHUAHUA BEG 364 FT OF NEC (120 FT ON N 117.36 FT ON W 120.8 FT ON S)	CITY OF EL PASO	301	PAISANO DR	EX-XV
225771	118 CAMPBELL S 2.45 FT OF 12 & N 11.55 FT OF 13 (1680 SQ FT)	JAMES A DICK CO	604	EL PASO ST	
225819	86 CAMPBELL 17 & 18 6240.00 SQ FT	SOUTHSIDE LOW INCOME CORP	714	MESA ST	EX-XV
226754	2 FRANKLIN HEIGHTS 29 & 30 (HOMESITE)(2000.00 SQ FT)	FUENTES MARIA	1023	MYRTLE AVE	HS, OTHER
227478	88 CAMPBELL N 17 FT OF 7 & S 18 FT OF 8 (4200.00 SQ.FT)	SOUTHSIDE LOW INCOME DEVELO	705	OREGON ST	EX-XV
229628	222 CAMPBELL 17 & W 22.5 FT OF 16 (5820 SQ.FT)	NADLER FAMILY LP	806	TEXAS AVE	
230045	43 MILLS N 1/2 OF BLK EXC RRR/W) 89.65' ON NW 260 'ON N 89.43' ON E 119.44' ON S 7.18' ON W 20.66' ON S 7.18' ON E 119.90' ON S	CH PROPERTY PARTNERS LLC	400	FRANKLIN AVE	
230858	75 CAMPBELL 11 TO 20 (31200 SQ FT)	JRV PROPERTIES	800	MESA ST	
231408	23 MILLS 39.25 FT ON STANTON X 120 FT BEG 90.7 FT S OF NWC (4710 SQ.FT)	NEBHAN JOSEPH M	510	STANTON ST	
231569	14 MILLS 120.00 FT ON SAN ANTONIO X 98.33 FT ON EL PASO (11800.40 SQ FT)	MILLS PLAZA PARKING II LP	104	SAN ANTONIO AVE	AB
231812	7 MILLS PT OF BLK BEG 101.06 FT S OF NWC (60 FT ON ST- IRREG ON N- 64 FT ON E- 60 FT ON S) (3781 SQ FT)	GUILLEN GILBERTO	406	DURANGO ST	
232074	223 CAMPBELL 15 & E 1/2 OF 16 (4680 SQ FT)	GODINEZ ANTONIO	910	TEXAS AVE	
233034	215 CAMPBELL 5 & E 24 FT OF 4 (6000 SQ FT)	UTOPIA LLC	809	MAGOFFIN AVE	
234038	35 MILLS 86.667 FT ON MESA X 120 FT BEG 173.667 FT S OF NEC	GALLARDO JOSE A	215	MESA ST	
234456	7 MILLS 25.333 FT ON DURANGO X 120 FT BEG 162 FT S OF NWC EXC 6 FT X 65 FT IN NEC (3040 SQ.FT)	GUILLEN GILBERTO	414	DURANGO ST	
234788	205 CAMPBELL 5 & N 6.25 FT OF 4 (3870 SQ.FT)	ARMENDARIZ SERGIO	113	ST VRAIN ST	
234995	25 MILLS 48.5 FT ON OVERLAND X 112 FT (BEG 71.5 FT E OF SWC) (5432 SQ.FT)	FIRST GROUP SERVICES INC	215	OVERLAND AVE	
235380	100 CAMPBELL 12 & S 1.00 FT OF 11 & N 8.00 FT OF 13 (4200.00 SQ FT)	PARRADAME FAMILY PARTNERSHIP LP	702	SANTA FE ST	
235531	134 CAMPBELL S 18.33 FT OF 1 & N 64.67 FT OF CLSD ST ADJ ON S (9960.00 SQ FT)	RAMOS RICARDO	423	OREGON ST	
236137	135 CAMPBELL 13 TO 20 & W 75.75 FT OF 12 & W 75.75 FT OF S 2 FT OF 11 (27081.00 SQ FT)	MILO TX3 LLC	400	OREGON ST	
237109	O CAMPBELL 94.5 FT ON OLIVE BEG 90.5 FT W OF NEC 107.92 FT ON SE 103.77 ON SAN ANTONIO (10003 SQ.FT)	BGMR INVESTMENTS INC A TX CORP	1013	SAN ANTONIO AVE	
238160	160 CAMPBELL 80 FT ON SAN ANTONIO X 102 FT ON DURANGO NEC (8160 SQ.FT)	HUN SEO	500	SAN ANTONIO AVE	
238688	46 CAMPBELL PT OF 1 & PT OF 13 TO 20 (147.25 ON OREGON ST 255.96 FT ON N 136.16 FT ON S 55.41 FT ON E)	SIN FRONTERAS ORGANIZING PROJ (CS)		OREGON ST	EX-XV
238966	46 MILLS 30 FT ON OVERLAND X 86.667 FT BEG 90 FT E OF SWC (2600 SQ.FT)	CITY OF EL PASO	409	OVERLAND AVE	EX-XV
239250	33 MILLS 40 FT X 120 FT BEG 209.16 FT S OF NWC	RED BALLOON LP	318	SANTA FE ST	
239340	24 MILLS 30 FT ON OVERLAND X 86.667 FT BEG 60 FT W OF SEC (2600 SQ.FT)	LR MANAGEMENT LLC	315	OVERLAND AVE	
240073	146 CAMPBELL 4 TO 10 (21840 SQ.FT)	BLK INVESTMENTS 2 FAMILY LP	301	OCHOA ST	
240383	134 CAMPBELL 19 & 20 & S 8.00 FT OF 18 (7200.00 SQ.FT)	JABALIE VIRGINIA & MARY L	516	EL PASO ST	
240499	216 CAMPBELL W 30 FT OF 16 TO 20 (3900 SQ.FT)	PRESTIGIO PROPERTIES VIII LLC	701	MAGOFFIN AVE	
241117	45 MILLS 60 FT ON OVERLAND X 99 FT ON CHIHUAHUA NEC (5940.00 SQ.FT)	CITY OF EL PASO	305	CHIHUAHUA ST	EX-XV
242111	34 MILLS 25 FT ON EL PASO X 120 FT BEG 133 FT N OF SWC	TEX-SANTA FE LLC	408	EL PASO ST	
242604	11 MILLS SWC OF BLK (160.57 FT ON S- 129.89 FT ON W-144.07 FT ON N-IRREG ON E) (19890.38 SQ.FT)	BASSETT PARTNERS EP LLC	301	TEXAS AVE	
242730	7 MILLS 60 FT ON OVERLAND X 120 FT BEG 60 E OF NWC & 60 FT ON OVERLAND LAND X 73.5 FT ON DURANGO NWC	SOTOAK REALTY LLC	414	OVERLAND AVE	
243528	87 CAMPBELL 9 & 10 & N 8 FT OF 8 (7200 SQ.FT)	SOUTHSIDE LOW INCOME HOUSING	701	MESA ST	EX-XV
244349	117 CAMPBELL W 34 FT OF 19 & 20 (1768 SQ.FT)	BORJAS LORENZO & GUADALUPE	520	OREGON ST	
245030	34 MILLS 25 FT ON EL PASO X 120 FT BEG 108 FT N OF SWC (3000 SQ.FT)	TEX-STANTON LLC	410	EL PASO ST	
245272	24 MILLS 40 FT ON SAN ANTONIO X 130 FT BEG 80 FT W OF NEC (5200 SQ.FT)	CAPLES LAND COMPANY LLC	314	SAN ANTONIO AVE	
245459	134 CAMPBELL 4 TO 9 & N 18 FT OF 3 & S 1 FT OF 10 (21000.00 SQ.FT)	CHEW DIN REAL ESTATE COMPANY	120	PAISANO DR	
245979	45 MILLS 56 FT ON CHIHUAHUA X 120 FT BEG 212 FT S OF NEC	CITY OF EL PASO	321	CHIHUAHUA ST	EX-XV
248712	245 CAMPBELL 1 TO 5 EXC TRIA IN E PT OF 5 & 13 TO 20 EXC TRIA IN E PT OF 13 & ALY CLSD BTW 1 TO 5 & 16 TO	LANDSTAR DOWNTOWN EP LLC	409	MISSOURI AVE	
249392	100 CAMPBELL 19 & 20 & S 8.00 FT OF 18 (7200.00 SQ.FT)	SANTA ANA MARIA	730	SANTA FE ST	
249404	2 FRANKLIN HEIGHTS 31 & 32 (6000 SQ.FT)	FERNANDEZ ALEJANDRO	1025	MYRTLE AVE	
249618	38 MILLS 26 FT ON SAN ANTONIO X 120 FT BEG 40 FT W OF NEC & 20 FT X 66 FT BEG 120 FT S OF NEC	FRED LOYA INSURANCE AGENCY INC	416	SAN ANTONIO AVE	
249969	36 MILLS 52 FT ON STANTON X 120 FT BEG 156 FT N OF SEC (6240 SQ.FT)	RIVER OAKS PROPERTIES LTD	305	STANTON ST	
251329	231 CAMPBELL ALL OF BLK (EXC W 78 FT OF N 41 FT OF NWC & TRIA IN SEC) & ALLEY (65343.76 SQ.FT)	PEOPLE OF THE STATE OF TEXAS	401	FRANKLIN AVE	EX-XV
252024	36 MILLS 111.33 FT ON STANTON X 120.00 FT BEG 86.67 FT S OF NEC (13360.00 SQ.FT)	CARRANZA JOSE L & CARRANZA GABRIELA	205	STANTON ST	
252660	206 CAMPBELL E PT OF 6 TO 8 (65.37''' ON ST - 67.51' ON SLY - IRREG ON WLY - 54.69' ON NLY) (4235.38 SQ.FT)	ORO INVESTMENTS LLC	109	VIRGINIA ST	
253149	222 CAMPBELL 7 & E 1/2 OF 6 (4680 SQ.FT)	RAGO JEFFREY & CHRISTINE R	813	MYRTLE AVE	
253240	42 MILLS 5160 FT OF BLK & CLSD ALY (260 FT X 160 FT)	THE CITY OF EL PASO	401	MILLS AVE	EX-XV
253250	32 MILLS 50 FT ON SANTA FE X 120 FT ON PAISANO SEC	CITY OF EL PASO		FIRE STATION	EX-XV
253864	118 CAMPBELL LOT 15 (3120.00 SQ.FT)	CHO YONG IN & CHO HYON SUK	610	EL PASO ST	
254156	41 MILLS E 240 FT OF S 1/2 OF BLK (28800 SQ.FT)	CITY OF EL PASO	200	KANSAS ST	EX-XV
254830	3 MILLS 120 FT ON MILLS X 200 FT ON N STANTON SEC (24000 SQ.FT)	UNITED STATES POSTAL SERVICE	219	MILLS AVE	EX-XV
255145	199 CAMPBELL 1 TO 20 (62400 SQ.FT)	CITY OF EL PASO	222	CAMPBELL ST	EX-XV
255546	103 CAMPBELL 13 & 14 (6240.00 SQ.FT)	ALFATRIX INVESTMENTS LLC	610	MESA ST	
255797	38 MILLS PT OF BLK BEG 79.00 FT E OF NWC (20.00 FT ON ST- 125.00 FT ON E- 21.69 FT ON S- 116.60 FT ON W) (2138.80 SQFT)	KEMP JOHN P JR	406	SAN ANTONIO AVE	
256099	88 CAMPBELL S 17 FT OF 17 & N 18 FT OF 18 (4200 SQ.FT)	KIM SUK M & SOOK H	816	EL PASO ST	
256169	1 FRANKLIN HEIGHTS 20 & 21 (6000 SQ.FT)	EL PASO ELECTRIC CO	1109	MAGOFFIN AVE	
256386	38 MILLS 160 FT ON OVERLAND X 120 FT ON KANSAS & IRREG ON NW SEC (18028.00 SQ.FT)	EL PASO PARK A LOT LP	419	OVERLAND AVE	
258222	2 MILLS LOT 10 (10400.00 SQ.FT)	MILLS PLAZA PROPERTIES VIII LP	414	OREGON ST	
258233	133 CAMPBELL S 17 FT OF 17 & N 13 FT OF 18 (3600.00 SQ.FT)	URBINA VICTOR	414	SANTA FE ST	
258519	87 CAMPBELL 14 TO 20 & S 20.5 FT OF 13 (24,300.00 SQ.FT)	MILO TX2 LLC	708	OREGON ST	
258928	101 CAMPBELL N 25.00 FT OF 10 (3000.00 SQ.FT)	SALOM OLGA M BROCKHAUS	114	FOURTH AVE	
259286	23 MILLS 35 FT ON STANTON X 120 FT BEG 60 FT N OF SWC (4200 SQ.FT)	PROPERTY HAIFA LLC	506	STANTON ST	
259421	4 MILLS 60 FT ON MILLS X 112 FT ON N STANTON & ADJ 12 FT X 60 FT TO ALY NEC (7440 SQ.FT)	MARTIN BUILDING LLC	215	STANTON ST	
260130	215 CAMPBELL 17 EXC PT NWC (2 FT ON ST 35 FT ON E 2.25 FT ON S 35 FT ON W) (3050 SQ.FT)	ROTH ALLEN & ANITA	806	MYRTLE AVE	
261842	40 MILLS 98.5 FT ON MYRTLE X 120 FT ON CAMPBELL SEC (11820 SQ.FT)	FRIEDMAN KARL & SCHERR JAMES F & 3	125	CAMPBELL ST	
261877	119 CAMPBELL 15 & 16 & S 9 FT OF 14 & N 9 FT OF 17 (8400 SQ.FT)	LANESTONE I LLC	608	SANTA FE ST	
261913	O CAMPBELL 38.4 FT ON SAN ANTONIO BEG 80 FT OF SEC 107.92 FT ON NW 10.5 FT O OLIVE 116.92 FT ON E	GONZALEZ ESPERANZA	1015	SAN ANTONIO AVE	
263289	TEXAS & PACIFIC RESERVATION IMPS ONLY	PITTSBURG PLATE GLASS CO	1106	OVERLAND AVE	
264215	5 MILLS 68.73 FT ON OREGON 85.70 FT ON TEXAS IRREG ON E 91.17 FT ON N SWC (5219.70 SQ.FT)	NATIONAL AMERICAN INVESTMEN	200	OREGON ST	
265189	21 MILLS 11 TO 15 (15600 SQ.FT)	HUNT OREGON LLC	510	OREGON ST	
265568	130 CAMPBELL 4 TO 8 (EXC W TRIA OF 8) & W 1/2 OF LEON ST CLSD ADJ & TRIA IN RRRSV & W 75 FT OF 11 TO 14 & E 35 FT OF LEON ST ADJ (31803.16 SQ.FT)	VASQUEZ HOLDING GROUP LLC	314	PAISANO DR	
265761	118 CAMPBELL N 17 FT OF 7 & S 11 FT OF 8 (3360 SQ.FT)	BERG INVESTMENT CO INC	507	OREGON ST	
266337	149 CAMPBELL 11 & 12 (6240 SQ.FT)	4MAT FAMILY LP	300	STANTON ST	
266779	170 CAMPBELL LOT 12 (3120.00 SQ.FT)	THE CLEAN GROUP LP	120	ANTHONY ST	
266886	149 CAMPBELL 13 & N 0.5 FT OF 14 (3180 SQ.FT)	NADLER FAMILY LIMITED PARTNERSHIP	304	STANTON ST	

APPENDIX A - TIRZ PARCELS

PROPERTY ID	LEGAL DESCRIPTION	OWNER	ADDRESS			EXEMPTIONS
267011	74 CAMPBELL 15 TO 17 & S 16 FT OF 14 & N 12.5 FT OF 18 (12780 SQ FT)	COHEVA GROUP LLC	812	OREGON	ST	
268261	37 MILLS 120 FT ON OVERLAND X 113.333 FT ON STANTON NWC (13600 SQ FT)	ABDOU ABOUD REAL PROPERTY LP	200	STANTON	ST	
269492	3 FRANKLIN HEIGHTS 17 TO 20 (12000 SQ FT)	ENERGY WORKS LLC	1001	TEXAS	AVE	
269886	18 MILLS 39.667 FT ON EL PASO X 120 FT BEG 47 FT S OF NEC (4760 SQ FT)	PEARSON OFFICE COMPLEX LLC	417	EL PASO	ST	
270409	33 MILLS 42.95 FT ON SANTA FE X 120 FT BEG 211.22 FT N OF SWC	BEL CLAIRE REALTY LTD	360	SANTA FE	ST	
270945	206 CAMPBELL 53.5 FT OF 11 TO 15 BEG 24.5 FT E OF NWC (6420 SQ FT)	ORO INVESTMENTS LLC	802	SAN ANTONIO	AVE	
271224	59 CAMPBELL 15 & 16 & N 23 FT OF 17 & W 1/2 OF 11 TO 14 15240 SQ FT	COHEVA GROUP LLC	900	OREGON	ST	
272715	227 CAMPBELL 1 TO 5 (15600 SQ FT)	CITY OF EL PASO	801	TEXAS	AVE	EX-XV
272918	34 MILLS 26.333 FT ON EL PASO X 120 FT BEG 260 FT S OF NWC	MILLS PLAZA PROPERTIES DIVEST LP	320	EL PASO	ST	
273022	226 CAMPBELL 1 TO 3 (9360 SQ FT)	ESPERANTO PROPERTIES LLC	901	TEXAS	AVE	
274457	33 MILLS 42.5 FT ON EL PASO X 134 FT BEG 318.49 FT S OF NEC	MESA FOOD GTS LLC	409	EL PASO	ST	
274690	118 CAMPBELL N 14 FT OF S 16.45 FT OF 12 (1680 SQ FT)	BORJAS INVESTMENTS LLC	602	EL PASO	ST	
275003	18 MILLS 79.5 FT ON FRANKLIN X 78.667 FT BEG ON NWC (6254.03 SQ FT)	PEARSON RAY & ROBERT T	216	FRANKLIN	AVE	
275402	133 CAMPBELL PT OF 3 & 4 BEG 11.10 FT N OF SEC OF 3 (IRREG ON S-17.55 FT ON W -134.00 FT ON N- 15.05 FT ON E) (2228.00 SQ FT)	REALTY EMPIRE R8A LLC	519	EL PASO	ST	
276218	226 CAMPBELL 8 & E 4 FT OF 7 (3600 SQ FT)	AVENIDA TEXAS LLC	915	TEXAS	AVE	
277512	34 MILLS 83.02 FT ON OVERLAND X 115.2 FT ON OREGON NEC (9565 SQ FT)	IEK # 1 LP	118	OVERLAND	AVE	
277725	JUAN MA PONCE DE LEON SURV PT OF SURV & W PT OF BLK 130 CAMPBELL (403.13' ON ST-94.47' ON ELY-IRREG ON SLY-133.18' ON WLY) (DOWNTOWN MANAGEMENT DI	GOLDCROSS PROPERTIES	500	PAISANO	DR	
278007	36 MILLS 127.67 FT ON MESA X 120 FT BEG 90.5 FT N OF SWC (15320 SQ FT)	BELCLAIRE REALTY LTD	306	MESA	ST	
278276	133 CAMPBELL 15 & 16 & S 9 FT OF 14 & N 9 FT OF 17 (8400.00 SQ FT)	AL-HANNA SALAH & ELIAS WILLIAM A JR	410	SANTA FE	ST	
278826	5-1/2 MILLS 40 FT ON OREGON X 61.667 FT ON SAN ANTONIO X 66 FT ON TEXAS	LEGATE CO TEXAS LLC	201	SAN ANTONIO	AVE	
278930	7 MAGOFFIN HOMESTEAD LOT 1 (7000 SQ FT)	PIEDRA MARIA R & MARTHA E	1103	SAN ANTONIO	AVE	HS
279086	116 CAMPBELL LOT 18 (3120 SQ FT)	LAM JINNY K	518	MESA	ST	
279626	132 CAMPBELL 7 TO 9 & S 2 FT OF 10 (EXC NLY TRIA) (9487.50 SQ FT)	BELCAIRE REALTY LTD	401	SANTA FE	ST	
281043	7 MILLS 56 FT ON LEON X 120 FT BEG 212 FT S OF NEC (6720 SQ FT)	ANNUNCIATION HOUSE INC	325	LEON	ST	EX-XV
281767	13 MILLS 21.5 FT ON OREGON X 78 FT BEG 40.1667 FT N OF SWC (1677 SQ FT)	FAMAR PROPERTIES & INVESTMENT INC	116	OREGON	ST	
282986	80 MAGOFFIN 6 & E 2.48 FT OF 7 (2475.00 SQ FT)	BARRAZA CARLOS & SOLEDAD	1121	OVERLAND	AVE	HS, OTHER
283211	34 MILLS 24.53 FT ON EL PASO X 101.88 FT BEG 99.667 FT S OF NWC (2499 SQ FT)	300SEP LLC TEXAS LIMITED LIABILITY CO	308	EL PASO	ST	
284117	33 MILLS 29.44 FT ON SANTA FE X 120 FT BEG 181.78 FT N OF SWC	RED BALLOON LP	364	SANTA FE	ST	
284496	133 CAMPBELL S 13 FT OF 18 & N 17 FT OF 19	HERRERA MARTIN E & ALICIA S (LE)	416	SANTA FE	ST	
285367	3 FRANKLIN HEIGHTS N 104.94 FT OF 1 TO 16 & 11 TO 16 & E .5 FT OF 17 IN 226 CAMP & STBTW & STRIP 17.26' X 626.95' O	ANGE INVESTMENTS LLC	205	ANGE	ST	
286285	7 MILLS 30 FT ON DURANGO X 120 FT BEG 303.333 FT S OF NWC (3600 SQ FT)	GARCIA LUIS	424	DURANGO	ST	
286378	134 CAMPBELL S 4 FT OF 16 & N 11.60 FT OF 17 (1872.00 SQ FT)	SANCHEZ SONIA & SOTO SILVIA	510	EL PASO	ST	
286671	23 MILLS PT OF BLK BEG 169.25 FT NW OF SWC (90.75 FT ON STANTON- 87.5 FT ON NW- IRREG ON N- 120 FT ON E (8940.0 SQ FT)	T & R CHEMICALS INC	516	STANTON	ST	
286829	149 CAMPBELL S 25.5 FT OF 14 (3060 SQ FT)	RELDAN PARTNERS L P	308	STANTON	ST	
287938	103 CAMPBELL E 55.00 FT OF 11 (1430.00 SQ FT)	DELGADO CORINA M	306	FOURTH	AVE	
288869	36 MILLS 64.85 FT ON MESA X 120 FT BEG 81.667 FT S OF NWC EXC 5 FT X 60 FT IN NEC (7482 SQ FT)	ROSEN RICHARD J ENTERPRISES	206	MESA	ST	
290456	215 CAMPBELL 13 & E 9.25 FT OF 14 (4230 SQ FT)	MARTINEZ GUSTAVO R	814	MYRTLE	AVE	
292775	5 1/2 MILLS 46.56 FT ON SAN ANTONIO BEG 61.667 FT E OF SWC	SALOM OLGA M B	207	SAN ANTONIO	AVE	
295431	12 MILLS 30.24 FT ON STANTON X 120 FT BEG 86.667 FT S OF NEC & 15.667 FT IN REAR (2755 SQ FT)	BASSETT PARTNERS EP LLC	113	STANTON	ST	
295943	31 MILLS 41 FT ON OVERLAND X 86.667 FT BEG 79 FT E OF SWC	LYNX INDUSTRIES LTD	311	OVERLAND	AVE	
297846	51 MILLS 50 FT ON SAN FRANCISCO X 122.333 FT ON DURANGO NEC (6117 SQ FT)	MALAHAT HOLDINGS LLC	500	SAN FRANCISCO	AVE	
298531	13 MILLS N 50 FT OF S 111.667 FT & E 42 FT OF S 61.667 FT OF W 120 FT OF BLK	LORE CORP	114	OREGON	ST	
298606	4 MILLS 50 FT ON MILLS X 86.667 FT ON MESA NWC (W 50 FT OF 22) (4334 SQ FT)	MILLS PLAZA PROPERTIES IX LP	230	MESA	ST	
298850	147 CAMPBELL ALL OF BLK EXC PT IN ST (54450.00 SQ FT)	COUNTY OF EL PASO	320	CAMPBELL	ST	EX-XV
299597	4 MILLS 60 FT ON TEXAS X 86.667 FT BEG 60 FT E OF SWC (E 60 FT OF 24) (5200 SQ FT)	AVENIDA TEXAS LLC	209	TEXAS	AVE	
299658	103 CAMPBELL S 19.17 FT OF W 40 FT OF 18 & N 6.83 FT OF E 8 FT OF W 40 FT OF 18 (821.00 SQ FT)	ALVARADO STEVEN D	616	MESA	ST	
300454	88 CAMPBELL 16 & N 9 FT OF 17 (4200 SQ FT)	SANTA ANA SALVADOR & MARIA T	814	EL PASO	ST	
300676	6 MILLS LOT 28 (14508 SQ FT)	CITY OF EL PASO	106	MILLS	ST	EX-XV
301775	101 CAMPBELL 16 & S 0.4375 FT OF 15 & N 8.5625 FT OF 17 (4200.00 SQ FT)	SALOM MARIA E O	710	EL PASO	ST	
301837	45 MILLS 21 FT ON CHIHUAHUA X 60 FT BEG 99 FT S OF NEC (1260 SQ FT)	CITY OF EL PASO	309	CHIHUAHUA	ST	EX-XV
302007	132 CAMPBELL NLY TRIA OF 9 & 10 (15.00 FT ON SANTA FE - 21.21 FT ON S - 15.00 FT ON N) (112.50.00 SQ FT)	CITY OF EL PASO	401	SANTA FE	ST	EX-XV
302502	35 MILLS 49 FT ON OREGON X 120 FT BEG 138 FT S OF NWC (5880 SQ FT)	PEREZ FRANCISCO	212	OREGON	ST	
302546	35 MILLS 21.5 FT ON MESA X 120 FT BEG 108.5 FT S OF NEC (2580 SQ FT)	DELGADO EVERARDO Y & YOSHIDA MARTHA R	209	MESA	ST	
302843	214 CAMPBELL 11 TO 20 -7 TO 10 -PT OF ALLEY WAY ADJ TO BLK / 1 FRANKLIN HEIGHTS 1 TO 6 & W 15 FT OF 7 - 17 TO 19 - PT OF ALLEY WAY ADJ & PT OF CLOSED A	MPV DEVELOPMENT INC	900	MYRTLE	AVE	
303274	214 CAMPBELL 1 & 2 (6240 SQ FT)	RUVALCABA SYLVIA	901	MAGOFFIN	AVE	
303748	100 CAMPBELL 16 & 17 & N 18.00 FT OF 18 (8400.00 SQ FT)	BORJAS INVESTMENTS LLC	706	SANTA FE	ST	
304485	7 MILLS 60 FT ON OVERLAND X 120 FT BEG 60 FT W OF NEC (7200 SQ FT)	GEZELLIGHIHO LLC	404	OVERLAND	AVE	
304607						
304773	7 MILLS 30.333 FT ON DURANGO X 120 FT BEG 273 FT S OF NWC (3640 SQ FT)	GUILLEN GILBERT	420	DURANGO	ST	
304939	3 FRANKLIN HEIGHTS 21 TO 22 (6000 SQ FT)	NADLER FAMILY LP	1013	TEXAS	AVE	
305191	133 CAMPBELL 1 & 21.5 FT OF 2 (6365.00 SQ FT)	BRECEDA & REYES CORP	195	THIRD	AVE	
306781	87 CAMPBELL 4 TO 7 & S 18 FT OF 8 (14640 SQ FT)	PARRADAME FAMILY PARTNERSHIP LP	709	MESA	ST	
309318	4 MILLS 30 FT ON TEXAS X 86.667 FT BEG 90 FT W OF SEC (2600 SQ FT)	SOUTHWEST DENTAL MANAGEMENT INC	211	TEXAS	AVE	
310986	36 MILLS 35 FT ON STANTON X 120 FT BEG 260 FT N OF SEC (4200 SQ FT)	RIVER OAKS PROPERTIES LTD	225	STANTON	ST	
311249	226 CAMPBELL 4 TO 6 & W 22 FT OF 7 (12000 SQ FT)	ESPERANTO PROPERTIES LLC	909	TEXAS	AVE	
311863	101 CAMPBELL S 25.00 FT 1 (3000.00 SQ FT)	PARRADAME FAMILY PARTNERSHIP LP	621	OREGON	ST	
312437	18 MILLS S 119.33 FT OF E 1/2 OF BLK & CLSD ALY & S 111.85 FT OF W 1/2 OF BLK & CLSD ALY	CITY OF EL PASO	201	MAIN	DR	EX-XV
312583	79 MAGOFFIN 5 30.3 FT OF 31 & 32 (1515 SQ FT)	GONZALEZ-CALVO JAIRO	109	HILLS	ST	
313054	169 CAMPBELL 7 & 8 & 10 FT X 53 FT OF CLSD ALLEY ADJ (6890.00 SQ FT)	WICKER R B TIRE & RUBBER CO	201	ANTHONY	ST	
313270	86 CAMPBELL LOT 15 (3120 SQ FT)	SERRANO MARIA M & SAENZ NORA & 5	710	MESA	ST	
313829	116 CAMPBELL E 45 FT OF 19 & 20 (2340 SQ FT)	LAM JINNY K	307	FOURTH	AVE	
313895	17 MILLS SE PT OF BLK (87.50' ON N - 150.00' ON E - 94.81' ON S - 186.51' ON W) (14722.32 SQ FT)	MILLS PLAZA PROPERTIES LP	303	OREGON	ST	
315040	80 MAGOFFIN 20 & W 10 FT OF 21 (3151.80 SQ FT)	UNKNOWN OWNER	1106	SAN ANTONIO	AVE	
315262	86 CAMPBELL 19 & 20 (6240 SQ FT)	TEXAS 26 LLC	722	MESA	ST	
315735	100 CAMPBELL S 12.5 FT OF N 20 FT OF 8 (1675 SQ FT)	KIM WON T	707	EL PASO	ST	
317317	14 MILLS 72 FT ON EL PASO X 120 FT BEG 90 FT N OF SWC (8640 SQ FT)	SW T-BIRD LTD	210	EL PASO	ST	
318202	59 CAMPBELL E 1/2 OF 11 TO 14 (6240 SQ FT)	COHEVA GROUP LLC	208	SEVENTH	AVE	
318216	200 CAMPBELL 11 & 12 (6240 SQ FT)	CASTANEDA JOSE D & ARACELI	700	OVERLAND	AVE	
318351	10 MILLS E 54 FT OF N 1/2 OF BLK	SUMMIT INDIGO EP LLC	325	KANSAS	ST	
318700	146 CAMPBELL PT OF 2 & 3 (120 FT ON N - 25.01 FT ON E - 120.26 FT ON S - 32.67 FT ON W) (3460.61 SQ FT)	BLK INVESTMENTS 2 FAMILY LP	317	OCHOA	ST	
319385	216 CAMPBELL W 60 FT OF 1 TO 5 (7800 SQ FT)	GARZA MARIA E	711	MAGOFFIN	AVE	
320782	15 MILLS 64 FT ON EL PASO X 134 FT BEG 51 FT S OF NEC	ABUNDANT LIVING FAITH CENTER	207	EL PASO	ST	EX-XV
322626	5 MILLS 25 FT ON MILLS X 80 FT BEG 65 FT OF NWC (2000 SQ FT)	CITY OF EL PASO	112	MILLS	AVE	EX-XV
323012	35 MILLS 43.33 FT ON MESA X 120 FT BEG 130 FT S OF NEC (5200.00 SQ FT)	ARMENDARIZ SERGIO & LUCERO ALEXIS	211	MESA	ST	
323532	7 MILLS 54.15 FT ON DURANGO - 120.00 FT ON N - 99.54 FT ON E - 128.30 FT ON S (9484.23 SQ FT)	CENTRO DE SALUD FAMILIAR LA FE INC	428	DURANGO	ST	EX-XV
323575	79 MAGOFFIN N 30.5 FT OF 1 TO 3 (2288 SQ FT)	SHR INVESTMENTS LLC	111	HILLS	ST	

APPENDIX A - TIRZ PARCELS

PROPERTY ID	LEGAL DESCRIPTION	OWNER	ADDRESS	EXEMPTIONS
323846	2 MILLS N 65.07 FT OF E 74.62 FT & N 62.87 FT OF W 45.92 FT OF E 120 FT OF BLK (7728.00 SQ FT)	MILLS PLAZA PROPERTIES VIII LP	415 MESA ST	
324344	211 CAMPBELL 7 TO 10 & N 2' OF 6 (12720 SQ FT)	THE ROSALIE HAMRAH 2015 LIVING TRUST	716 MAGOFFIN AVE	
326297	198 CAMPBELL 11 TO 20 (26700 SQ FT)	COUNTY OF EL PASO	500 OVERLAND AVE	EX-XV
326503	1 FRANKLIN HEIGHTS 8 & 9 & E 10 FT OF 7 (7200.00 SQ FT)	ABA PROPERTIES LLC	1014 MYRTLE AVE	
327194	215 CAMPBELL W 16.75 FT OF 14 & E 17.25 FT OF 15 (4080 SQ FT)	MARTINEZ GUSTAVO R	810 MYRTLE AVE	
327375	24 MILLS 45 FT ON OVERLAND X 108.333 FT BEG 75 FT E OF SWC (4875 SQ FT)	307 E OVERLAND LLC	307 OVERLAND AVE	
327716	45 MILLS 91.46 FT ON LEON BEG 374.5 FT S OF NWC (120 FT ON N 105 FT ON E 120.8 FT ON S) (11810.31 SQ FT)	GREEN SOIL PROPERTIES LLC	311 PAISANO DR	
328212	2 MILLS S 21.6 FT OF E 74.62 FT & S 23.8 FT OF W 45.92 FT N 86.67 FT OF E 120 FT OF BLK 85 2672.00 SQ FT	CLARENCE KENNETH C	413 MESA ST	
329150	34 MILLS 44 FT ON OREGON X 120 FT BEG 295 FT S OF NEC	XICALI RAUL	225 OREGON ST	
329270	206 CAMPBELL 16 TO 20 (15600.00 SQ FT)	COUNTY OF EL PASO	112 OCHOA ST	EX-XV
329520	119 CAMPBELL LOT 10 (3484 SQ FT)	TWINS PIZZA INC	601 EL PASO ST	
330167	7 MILLS 86.9 FT ON DURANGO X 120 FT BEG 186.33 FT S OF NWC (10428.0 SQ FT)	SOTOAK REALTY LLC	416 DURANGO ST	
330205	206 CAMPBELL 1 TO 5 (15600.00 SQ FT)	COUNTY OF EL PASO	821 OVERLAND AVE	EX-XV
330233	214 CAMPBELL 5 & 6 (6240 SQ FT)	RUVALCABA SYLVIA	911 MAGOFFIN AVE	
330560	101 CAMPBELL 14 & S 18.00 FT OF 13 & N 25.5625 FT OF 15	ALBA RAYMUNDO JR	704 EL PASO ST	
332527	13 MILLS NE PT OF BLK (120.00 FT ON SAN ANTONIO X 170.83 FT ON MESA-120.00 FT ON SLV-170.83 FT ON WLY) (20576.00 SQ FT)	MILLS PLAZA PROPERTIES IV LP	109 MESA ST	
333616	58 CAMPBELL 17 & 18 & W 1/2 OF 19 & 20 (9360 SQ FT)	AUTO ZONE INC	912 MESA ST	
334747	171 CAMPBELL LOT 3	SNORTUM MARTIN F	115 ANTHONY ST	
336262	100 CAMPBELL N 21 FT OF 6 & S 19 FT OF 7 (5360 SQ FT)	KOO IL HOE	709 EL PASO ST	
336437	211 CAMPBELL 11 TO 13 & NLY 23 FT OF 14 (12304.85 SQFT)	THE ROSALIE HAMRAH 2015 LIVING TRUST	100 OCHOA ST	
336865	3 MILLS 16 TO 18 (31200.00 SQ FT)	GEORGE R DIPP 2021 SPOUSAL LIFETIME ACCESS TRUST	310 MESA ST	
337549	171 CAMPBELL 1 & 2 (6240 SQ FT)	CITY OF EL PASO	117 ANTHONY ST	EX-XV
337996	38 MILLS 79 FT ON SAN ANTONIO X 107 FT ON STANTON NWC (8543 SQ FT)	YUN HOWARD	104 STANTON ST	
338316	169 CAMPBELL 4 TO 6 & N 1.333 FT OF 3 (9519.00 SQ FT)	WICKER R B TIRE & RUBBER CO	701 PAISANO DR	
338511	222 CAMPBELL 11 TO 13 (9360 SQ FT)	BELTRAN MOISES	818 TEXAS AVE	
338779	51 MILLS 82.25 FT ON SAN FRANCISCO X 149.89 FT ON ANTHONY (11609 SQ FT)	MALAHAT HOLDINGS LLC	522 SAN FRANCISCO AVE	
338873	80 MAGOFFIN 17 TO 19	INVESTORS HOLDINGS INC	1104 SAN ANTONIO AVE	
339235	13 MILLS 89.17 FT ON MESA X 120 FT ON OVERLAND SECTION (10700.40 SQ FT)	MILLS PLAZA PROPERTIES IV LP	113 MESA ST	
341054	135 CAMPBELL 1 & S 24.00 FT OF 2 (6000.00 SQ FT)	VAZQUEZ LAURA E	419 MESA ST	
342749	34 MILLS 34.98 FT ON OVERLAND X 115.21 FT BEG 117.42 FT E OF NWC (4023 SQ FT)	IEK # 1 LP	112 OVERLAND AVE	
343005	102 CAMPBELL 1 TO 5	CATHOLIC DIOCESE OF EL PASO	MESA ST	EX-XV
343752	74 CAMPBELL 6 TO 10 (15600 SQ FT)	ANISTRUM INVESTMENTS LTD	801 MESA ST	
345393	117 CAMPBELL 11 TO 13 (9360 SQ FT)	EP 500 SOUTH OREGON LLC	500 OREGON ST	
345959	103 CAMPBELL 17 & E 60 FT OF S 8 FT OF 15 & E 60 FT OF N 6.5 FT OF 16 & S 19.5 FT OF 16 & W 32 FT OF N 6.83 FT OF 18	HERNANDEZ ARNOLDO	614 MESA ST	
346253	145 CAMPBELL 4 TO 10 & PT OF 3 (2.47 FT ON E - 44.45 FT & 75.99 FT ON S - 11.61 FT ON W - 120 FT ON N) (19680 SQ FT)	BLK INVESTMENTS 2 FAMILY LP	827 PAISANO DR	
347563	3 FRANKLIN HEIGHTS 25 & 26 (6000 SQ FT)	NADLER FAMILY LIMITED PARTNERSHIP	1017 TEXAS AVE	
348642	116 CAMPBELL LOT 17 (3120 SQ FT)	LAM JINNY K	516 MESA ST	
348654	32 MILLS S 10 FT OF N 110 FT OF W 30 FT OF E 60 FT OF W 1/2 OF BLK (300 SQ FT)	CITY OF EL PASO	CHIHUAHUA ST	EX-XV
349107	36 MILLS 61.15 FT ON MESA X 120 FT BEG 198.75 FT S OF NWC (7338 SQ FT)	DOWNTOWN SHALOM LLC	MESA ST	
349975	43 MILLS S PT OF BLK (82 FT ON E 260 FT ON S 111.85 FT ON W IRREG ON N) (26370 SQ FT)	UNITED BANK OF EL PASO DEL NORTE	401 MAIN DR	
351078	2 FRANKLIN HEIGHTS 11 TO 16 (18000 SQ FT)	1006 TEXAS AVE LLC	1006 TEXAS AVE	
352284	226 CAMPBELL 9 & 10 (6240 SQ FT)	ECHEVERRIA ALEGRE CORPORATION	921 TEXAS AVE	
352702	32 MILLS 63.333 FT ON CHIHUAHUA X 120 FT BEG 110 FT S OF NWC (7599.60 SQ FT)	CITY OF EL PASO	308 CHIHUAHUA ST	EX-XV
354343	46 MILLS 137.333 FT ON DURANGO X 120 FT ON SAN ANTONIO NWC (16480 SQ FT)	CITY OF EL PASO	420 SAN ANTONIO AVE	EX-XV
354562	86 CAMPBELL LOT 16 (3120 SQ FT)	ESCOBAR ENRIQUE	712 MESA ST	
355154	215 CAMPBELL W 19 1/2 FT OF 9 & E 1/2 OF 8 (3900 SQ FT)	OPPORTUNITY CENTER FOR THE HOMELESS	813 MAGOFFIN AVE	EX-XV
355211	13 MILLS 60 FT ON SAN ANTONIO X 122.667FT ON OREGON NWC (7360.20 SQ FT)	EP EL CENTRO LLC	200 SAN ANTONIO AVE	
355410	4 MILLS 86.67 FT ON MESA X 120 FT BEG 86.667 FT S OF NWC (10400 SQ FT)	MILLS PLAZA PROPERTIES IX LP	220 MESA ST	
355459	223 CAMPBELL 17 & W 1/2 OF 16 (4680 SQ FT)	BARRON IRMA & TORRES RACHEL	906 TEXAS AVE	
355690	119 CAMPBELL 18 TO 20 & S 17 FT OF 17 (11400.00 SQ FT)	LANESTONE I LLC	630 SANTA FE ST	
358177	135 CAMPBELL 3 & N 2 FT OF 2 & S 12.00 FT OF 4 (4800.00 SQ FT)	MILO TX3 LLC	415 MESA ST	
358231	36 MILLS 37.1 FT ON OVERLAND X 81.667 FT ON MESA NWC (3038 SQ FT)	MARCUS REAL ESTATE LIMITED PARTNER	300 OVERLAND AVE	
359030	118 CAMPBELL 10 & N 11.666 FT OF 9 & S 333 FT ADJ 10 ON N	BORJAS INVESTMENTS LLC	501 OREGON ST	
359643	37 MILLS 50 FT ON KANSAS X 120 FT BEG 113.333 FT S OF NEC (6000 SQ FT)	BASSETT TOWER CORPORATION	209 KANSAS ST	
359956	24 MILLS PT OF BLK BEG 30' E OF SWC (45' ON OVERLAND - 61.17' ON ELY- IRREG ON NLY- 30' ON WLY) (1827.10 SQ FT)	GARZA ENRIQUE J & SILVIA E	303 OVERLAND AVE	
360256	101 CAMPBELL 6 TO 9 & S 1.00 FT OF 10 (12600.00 SQ FT)	ANISTRUM INVESTMENTS LTD	605 OREGON ST	
360359	32 MILLS 30 FT ON OVERLAND X 110 FT BEG 90 FT E OF NWC	CITY OF EL PASO	212 OVERLAND AVE	EX-XV
360743	134 CAMPBELL N 22 FT OF 16 (2640.00 SQ FT)	EP PASEO SOUTH HOLDINGS LLC	508 EL PASO ST	
360976	161 CAMPBELL PT OF BLK & PT OF S 16.667 FT OF 1 IN 169 CAMPBELL & PT OF 34 FT ST BTW BLKS 161 & 169 (62.2 ON N 137.01 ON E150.44 ON SW	WICKER R B TIRE & RUBBER CO	600 SAN ANTONIO AVE	
361715	78 MAGOFFIN W 1/2 OF BLOCK	CITY OF EL PASO	MESA DR	EX-XV
361721	46 CAMPBELL W 50 FT OF 11 TO 13 (3850.00 SQ FT)	LOPEZ LINO	1002 OREGON ST	
362264	145 CAMPBELL 17 & N PT OF 18 (46.04 FT ON W 120 FT ON N 38.88 FT ON E 120.3 FT ON S) (5095 SQ FT)	ISAIS JUAN M	801 PAISANO DR	
363332	14 MILLS 42 FT ON EL PASO X 120 FT BEG 48 FT N OF SWC (5040 SQ FT)	BARBROS PROPERTY LTD	216 EL PASO ST	
365067	133 CAMPBELL 20 & S 9 FT OF 19 (4200.00 SQ FT)	THREE SONS PROPERTIES LLC	418 SANTA FE ST	
365167	39 MILLS 99.25 FT ON STANTON X 120.00 FT ON TEXAS & 20.00 FT ALLEY ADJ (13895.00 SQ FT)	HOUSING AUTHORITY OF THE CITY OF EL PASO	304 TEXAS AVE	EX-XV
365758	117 CAMPBELL 15 TO 18 (12480 SQ FT)	510 SOUTH OREGON LLC	510 OREGON ST	EX-XU
366191	15 MILLS 88.25 FT ON EL PASO X 134 FT ON OVERLAND SEC (11826 SQ FT)	JABALIE VIRGINIA & MARY L	215 EL PASO ST	
366554	204 CAMPBELL 45.59 FT ON SAN ANTONIO BEG 183 FT E OF NWC	SAYKLAY PROPERTIES LLC	1014 SAN ANTONIO AVE	
366814	34 MILLS 43.75 FT ON EL PASO X 120 FT BEG 286.5 FT S OF NWC	MILLS PLAZA PROPERTIES DIVEST LP	324 EL PASO ST	
366831	171 CAMPBELL 5 & S 12 FT OF E 1/2 OF 6 & N 1/2 OF 4 EXC 291 SQ FT (5400.00 SQ FT)	CITY OF EL PASO	113 ANTHONY ST	EX-XV
368704	201 CAMPBELL N 1/2 OF BLK (31200.00 SQ FT)	COUNTY OF EL PASO	800 OVERLAND AVE	EX-XV
370436	72 CAMPBELL PT OF 2 TO 9 & PT OF SANTA FE RR RESERVATION (222.48' ON ST -IRREG ON SW - 177.34' ON NW - IRREG ON E)	MEUCHADIM OF TEXAS LTD	911 EL PASO DR	
370772	36 MILLS 20 FT ON STANTON X 120 FT BEG 240 FT S OF NEC (2400 SQ FT)	RIVER OAKS PROPERTIES LTD	221 STANTON ST	
371298	89 CAMPBELL 8 TO 15 N 1.33 FT OF 7 & CLOSED ALLEY (24632.00 SQ FT)	SALOM GEORGE E FAMILY LD PRTSHp	805 EL PASO ST	
372562	5 MILLS 20 FT ON MILLS X 80 FT BEG 95 FT W OF NEC (1600 SQ FT)	TEMPE THORN RENTALS LLC	114 MILLS AVE	
373805	223 CAMPBELL 1 TO 7 (21840.00 SQ FT)	EL PASO EMPLOYEES FEDERAL CREDIT UNION	909 MYRTLE AVE	
373864	118 CAMPBELL 14 & S 14.45 FT OF 13 (4854 SF)	BERG INVESTMENT CO	606 EL PASO ST	
374043	15 MILLS 60 FT ON OVERLAND X 125.75 FT ON SANTA FE SWC (7545.00 SQ FT)	FRANKLIN GROUP L P	117 OVERLAND AVE	
375606	33 MILLS 43.00 ON EL PASO X 134.00 FT BEG 232.19 FT S OF NEC (5762.00 SQ FT)	MARCEP GROUP LLC	401 EL PASO DR	
375805	205 CAMPBELL E 60 FT OF 9 & 10 & N 21 FT OF 8 (4380 SQ FT)	ABOUD RUSSELL M	918 SAN ANTONIO AVE	
376707	171 CAMPBELL W 1/2 OF 6 & N 14 FT OF E 1/2 OF 6 (2400 SQ FT)	CITY OF EL PASO	111 ANTHONY ST	EX-XV
376878	214 CAMPBELL 3 & 4 (6240 SQ FT)	SAENZ UBALDO	905 MAGOFFIN AVE	
377035	212 CAMPBELL 8 TO 10 & E 7 FT OF 7 (10200 SQ FT)	GREENBELT ASSETS LLC	817 OLIVE AVE	
378039	135 CAMPBELL 6 TO 9 & S 2.00 FT OF 10 (12720.00 SQ FT)	LOPEZ JESUS ROMO	220 PAISANO DR	
379213	227 CAMPBELL 6 TO 8 (9360 SQ FT)	CITY OF EL PASO	811 TEXAS AVE	EX-XV
379846	5 1/2 MILLS 101.82 FT ON SAN ANTONIO BEG 108.29 FT E OF SWC & EXTENDING TO TEXAS AVE 10691 SQ FT	TROST HILLS BUILDING LLC	114 TEXAS AVE	

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PROPERTY ID	LEGAL DESCRIPTION	OWNER	ADDRESS		EXEMPTIONS	
380524	87 CAMPBELL 12 & N 5.5 FT OF 13	MILO TX2 LLC	702	OREGON	ST	
380546	205 CAMPBELL 11 TO 15 & N 10 FT OF 16 (16800 SQ.FT)	MEXICAN CONSULATE		SAN ANTONIO	AVE	EX-XV
381316	5 MILLS 80 FT ON MESA X 95 FT ON MILLS NEC (7600 SQ.FT)	BANNER HOTEL LLC	215	MESA	ST	
381892	170 CAMPBELL 4 TO 8 (15867.6 SQ.FT)	PARKHILL SMITH & COOPER PROPERTY HOLDINGS LLC	501	SAN ANTONIO	AVE	
382136	41 MILLS E 240 FT OF N 1/2 OF BLK & CLSD ALLEY ADJ ON S (33600.00 SQ.FT)	MILLS PLAZA PROPERTIES VII LP	222	KANSAS	ST	
383194	1 FRANKLIN HEIGHTS 10 & 11 (6000 SQ.FT)	EPHFC MYRTLE LLC	1020	MYRTLE	AVE	EX-XV
383895	59 CAMPBELL 6 TO 10 (15600 SQ.FT)	ROSENBAUM FAMILY TRUST	907	MESA	ST	
383999	144 CAMPBELL E PT OF 7 (35.55 FT ON ST - 15.13 FT ON W - 32.22 FT ON N) (244.81 SQ.FT)	SISU ENVIRON DEVELOPMENT LLC-SERIES B				
384205	35 MILLS 157.12 FT ON MESA X 120.00 FT BEG 78.00 FT N OF SEC (18852.00 SQ.FT)	SYSTEM CAPITAL REAL PROPERTY	309	MESA	ST	
384254	58 CAMPBELL E 1/2 OF 19 & 20 (3120 SQ.FT)	MEUCHADIM OF TEXAS LTD	303	8TH	ST	
384403	13 MILLS 25.667 FT ON OREGON X 120 FT BEG 122.667 FT S OF NWC (3080 SQ.FT)	110 S OREGON LLC	110	OREGON	ST	
384479	149 CAMPBELL S 20 FT OF 18 (2400 SQ.FT)	SANTOSCOY NORMAN R	314	STANTON	ST	
384543	37 MILLS 96.667 FT ON KANSAS X 120 FT ON FIRST SEC (11600 SQ.FT)	BELCLAIRE REALTY LTD	217	KANSAS	ST	
385828	134 CAMPBELL S 14.4 FT OF 17 & N 18.00 FT OF 18 (3888.00 SQ.FT)	HERRERA ENRIQUE (LE) & ALICIA (LE) & 2	512	EL PASO	ST	
386178	23 MILLS PT OF BLK BEG 108.07' SE OF NELY COR (151.93' ON NELY - 40.00' ON SELY - IRREG ON SWLY - 120.00' ON NWLY)	T & R CHEMICALS INC		KANSAS	ST	
386656	36 MILLS 52.15 FT ON MESA X 120 FT BEG 146.52 FT S OF NWC (6258 SQ.FT)	ROSEN RICHARD J ENTERPRISES	210	MESA	ST	
386759	134 CAMPBELL 14 & 15 & S 18 FT OF 13 (8400.00 SQ.FT)	JABALIE VIRGINIA & MARY L	504	EL PASO	ST	
387576	200 CAMPBELL 13 TO 16 (12480 SQ.FT)	SEGOVIA JUAN M & CYNTHIA	206	FLORENCE	ST	
387848	51 MILLS 71 FT ON SAN FRANCISCO X 140 FT ON W BEG 50 FT W OF NEC (9940 SQ.FT)	JB4 PROPERTIES LP	504	SAN FRANCISCO	AVE	
388300	5 MILLS 90 FT ON MESA X 131 FT ON TEXAS EXC 5 FT X 36 FT IN NWC	CVS PHARMACY INC	201	MESA	ST	
390161	17 MILLS PT OF BLK BEG 95.08' SW OF NEC (13.17' ON NWLY - IRREG ON NELY -69.60' & 65.59' ON SELY - IRREG ON SWLY) (24253.96 SQ.FT)	MILLS PLAZA PROPERTIES LP	123	PIONEER	PLZ	
390162	39 MILLS S 160.75 FT OF W 120 FT & ALY ADJ & E 150 FT OF S 145 FT & 193.91 SQ.FT ADJ TO NWC	EL PASO ELECTRIC COMPANY	112	STANTON	ST	
390628	80 MAGOFFIN 5 & W 20 FT OF 4 (4086 SQ.FT)	HIDALGO JOSE ALBERTO	1123	OVERLAND	AVE	
390725	51 MILLS 120.667 FT ON WESTERN X 85 FT ON DURANGO SEC (10257 SQ.FT)	THE PLACE AT UNION PLAZA INC	115	DURANGO	ST	
391533	35 MILLS 78 FT ON MESA X 120 FT ON PAISANO SEC (9360 SQ.FT)	THE JOHN R ELLIS TRUST & 3	217	PAISANO	DR	
392111	32 MILLS 30 FT ON OVERLAND X 110 FT BEG 30 FT E OF NWC	CITY OF EL PASO	220	OVERLAND	AVE	EX-XV
392685	33 MILLS NWC OF BLK (209.16 FT ON SANTA FE X 120 FT ON OVERLAND) (25165.03 SQ.FT)	RED BALLOON LP	110	OVERLAND	AVE	
393490	103 CAMPBELL W 80 FT OF 19 & 20 (4160.00 SQ.FT)	SOUTHSIDE LOW INCOME HOUSING	620	MESA	ST	EX-XV
394786	32 MILLS 120 FT ON OVERLAND ST X 173.33 FT ON SANTA FE ST (20799.88 SQ.FT)	CITY OF EL PASO	307	SANTA FE	ST	EX-XV
395302	5 SATTERTHWAITE 38 TO 42 & S 16.67 FT OF 37 (20480 SQ.FT)	CITY OF EL PASO	610	SANTA FE	ST	EX-XV
395753	101 CAMPBELL N 25.00 FT OF 11 (3000.00 SQ.FT)	RA GUN HWA & HUR YONG S	700	EL PASO	ST	
395875	100 CAMPBELL 134.00 FT OF N 4.00 FT OF 9 & S 10.75 FT OF 10 (1976.50 SQ.FT)	HERNANDEZ LUIS & MANUELA	703	EL PASO	ST	
395892	118 CAMPBELL N 15 FT OF 8 & S 14.333 FT OF 9 (3519 SQ.FT)	BORJAS INVESTMENTS LLC	505	OREGON	ST	
395897	216 CAMPBELL W 35.4167 FT OF 11 TO 15 (4605 SQ.FT)	CHAVEZ MARIO JR & ANGELINA R	702	MYRTLE	AVE	
396289	35 MILLS 70 FT ON OREGON X 120 FT BEG 260 FT N OF SWC (8400 SQ.FT)	MILO TX3 LLC	222	OREGON	ST	
397927	119 CAMPBELL 9 (EXC SLY PT) (1371.20 SQ.FT)	TWINS PIZZA INC	601	EL PASO	ST	
398864	100 CAMPBELL N 25.00 FT OF 11 (3000.00 SQ.FT)	RIO DORADO INVESTMENTS LLC	700	SANTA FE	ST	
398988	25 MILLS 55 FT ON OVERLAND X 112 FT ON CHIHUAHUA SWC (6160 SQ.FT)	LUCMOR LLC	219	OVERLAND	AVE	
399991	13 MILLS 60 FT ON SAN ANTONIO X 122.667 FT BEG 60 FT E OF NWC (91-8) (7360 SQ.FT)	KIM YONG JU & YUN SUN OK	206	SAN ANTONIO	AVE	
400806	222 CAMPBELL 5 & W 1/2 OF 6 (4680.00 SQ.FT)	AGUIRRE ALEJANDRO & ISELA	809	MYRTLE	AVE	
400913	32 MILLS 86.667 FT ON CHIHUAHUA X 120 FT BEG 173.333 FT S OF NWC	CITY OF EL PASO	312	CHIHUAHUA	ST	EX-XV
401320	24 MILLS PT OF BLK BEG 30.33' NW OF SWC (110.50' ON MESA - 120.00' ON NLY -IRREG ON ELY - 56.50 FT ON SLY)	L R MANAGEMENT LLC	112	MESA	ST	
401573	171 CAMPBELL S 1/2 OF 4 & 291 SQ.FT IN N 1/2 OF 4 (1851 SQ.FT)	CITY OF EL PASO		ANTHONY	ST	EX-XV
402991	1 SATTERTHWAITE 1 TO 10 (30900 SQ.FT)	LA FRONTERA CONSERVATION FUND	601	OREGON	ST	
403128	7 MILLS 92 FT ON LEON X 120 FT BEG 120 FT S OF NEC (11040 SQ.FT)	LION LOA LLC	305	LEON	ST	
406048	102 CAMPBELL 6 TO 10 (15600.00 SQ.FT)	HERNANDEZ MARIA C	601	MESA	ST	
406233	204 CAMPBELL 53 FT ON SAN ANTONIO BEG 130 FT E OF NWC (6195 SQ.FT)	STAR CITY INVESTMENTS LLC	1010	SAN ANTONIO	AVE	
407319	24 MILLS 43.333 FT ON STANTON X 120 FT BEG 130 FT S OF NEC (5200 SQ.FT)	CAPLES LAND COMPANY LLC	105	STANTON	ST	
407674	101 CAMPBELL 19 & 20 & S 8.29 FT OF 18 (7234.00 SQ.FT)	SALOM GEORGE E FAMILY LD PRTSH	714	EL PASO	ST	
407837	134 CAMPBELL 12 & S 2 FT OF 11 & N 8 FT OF 13 (4320.00 SQ.FT)	JABALIE VIRGINIA & MARY L	500	EL PASO	ST	
408710	100 CAMPBELL N 22.75 FT OF 3 & S 17 FT OF 4 (5326 SQ.FT)	LANESTONE I LLC	713	EL PASO	ST	
408844	136 CAMPBELL 12 TO 18 & S 2 FT OF 11 (22080.00 SQ.FT)	CASEY CONSTANCE D	306	PAISANO	DR	
409503	152 CAMPBELL PT OF 3 TO 6 (87.61 FT ON NELY - 139.0 FT ON SLY - 107.92 FT ON NWLY) (5062.63 SQ.FT)	SOTOAK REALTY LLC	501	PAISANO	DR	
409625	212 CAMPBELL 14 & 15 (6240 SQ.FT)	WTLD'S INVESTMENTS LLC	812	MAGOFFIN	AVE	
410211	74 CAMPBELL 1 TO 5 (15600 SQ.FT)	ANISTRUM INVESTMENTS LTD	827	MESA	ST	
410308	21 MILLS 16 & N 14 FT OF 17	PORTER ALBERT L	504	OREGON	ST	
411382	216 CAMPBELL W 68 FT OF 8 TO 10 (5305.61 SQ.FT)	GARZA MARIA E	716	MYRTLE	AVE	
412432	7 MILLS 43 FT ON LEON X 120 FT BEG 374 FT S OF NEC (5160 SQ.FT)	TCHONG & CHONG FAMILY TRUST	333	LEON	ST	
413450	211 CAMPBELL 1 TO 5 & S 24 FT OF 6 (17610 SQ.FT)	EL PASO FIREMEN & POLICEMEN'S PENSION FUND	909	SAN ANTONIO	AVE	EX-XV
413911	88 CAMPBELL 6 & S 9 FT OF 7 (4200 SQ.FT)	SALOM GEORGE E FAMILY LMTD PTRSH	709	OREGON	ST	
413970	38 MILLS 17.5' ON SAN ANTONIO X 130' BEG 99' E OF NWC & 12.75' X 4.5'X 13.52' ADJ ON S 2303.69 SQ.FT	408 ESPITA LLC	408	SAN ANTONIO	AVE	
602837	206 CAMPBELL PTS OF 6 TO 10 BEG 93.33' SW OF NEC OF 10 (35.75' ON NLY - IRREG ON ELY - 25.85' ON SLY - 120.0' ON WLY) (3810.00 SQ.FT)	ORO INVESTMENTS LLC	810	SAN ANTONIO	AVE	
617792	88 CAMPBELL REPLAT C LOT 1	MARTINEZ ROSA	115	SIXTH	AVE	
643803	2 FRANKLIN HEIGHTS 21 TO 23 & ELY 12.5 FT OF 20 (10499.00 SQ.FT)	SCG HOLDINGS LTD	1009	MYRTLE	AVE	
646368	UNT 1 SAVOY CONDOMINIUMS PLUS 40.0 % INT IN COM ELEMENT	TUNG ZHI II LLC	116	STANTON	ST	
656165	B STEVENS (1.1297 AC) OUT OF BLKS B & C & VACATED ROWS FOR XMPT PROPERTIES (STEVENS REPLAT B)	CITY OF EL PASO				EX-XV
656167	BLK B STEVENS REPLAT B LOT 1	CITY OF EL PASO	1	BALLPARK PLAZA		EX-XV
663209	2 FRANKLIN HEIGHTS 1 TO 10 (30000 SQ.FT)	BAUS INVESTMENTS LP	1000	TEXAS	AVE	
663961	MILLS VACATING PT OF OREGON ST & MILLS AVE R.O.W ADJ. (15206.10 SQ.FT)	MILLS PLAZA PROMENADE LLC				
667847	69 MAGOFFIN PT OF FIRST ST CLSD & SELY PT OF 11 BLK 69 & 143 (249.94 FT ON ST- IRREG ON WLY- 124.50 FT ON NLY) (3761 SQ.FT)	PEOPLE OF THE STATE OF TEXAS		PAISANO	DR	EX-XV
675120	7 MILLS 25 FT ON LEON X 120 FT BEG 268 FT S OF NEC (3000.00 SQ.FT)	GUAJARDO ENRIQUE	327	LEON	ST	
675121	7 MILLS 35.5 FT ON LEON X 120 FT BEG 293 FT S OF NEC (4260.00 SQ.FT)	GUAJARDO ENRIQUE	329	LEON	ST	
675515	119 CAMPBELL N 8.2 FT OF 8 & SLY PT OF 9 (30.2 FT ON ST-134.00 FT ON SLY-26.8 FT ON WLY-IRREG ON NLY) (3747.60 SQ.FT)	THREE SONS PROPERTIES LLC	603	EL PASO	ST	
676960	211 CAMPBELL 15 TO 20 & SLY 3 FT OF 14 (10855.15 SQFT)	THE ROSALIE HAMRAH 2015 LIVING TRUST	100	OCHOA	ST	
684959	38 MILLS PT OF BLK BEG 116.50 FT E & 130.00 FT S OF NWC (16.75 FT ON N- 4.50 FT ON E- 13.52 FT ON S) (30.49 SQFT)	ESCOBAR ENRIQUE				
695945	PT OF VACATED MAIN ST BTW BLKS 1 & 17 (260.00 FT ON NWLY- 44.00 FT ON NELY- IRREG ON SELY- 23.81 FT ON SWLY) (87120.00 SQ.FT)	MILLS PLAZA PARKING LP		OREGON	ST	
704642	UNT O-9A WESTSTAR TOWER CONDOMINIUMS (10370.00 SQ.FT) PLUS 4.318 % INT IN COM AREA	WESTSTAR TOWER PROPERTIES LLC	601	MESA	ST	AB
705693	216 CAMPBELL W 68 FT OF 6 & 7 (3537.08 SQ.FT)	GARZA MARIA E	716	MYRTLE	AVE	



CITY OF EL PASO

Tax Increment Reinvestment Zone #5

Amendments to Creation Ordinance and Project and
Financing Plan

Proposed Changes

- Adoption of new TIRZ #5 Project and Financing Plan
- Adjustment of Board eligibility and requirements

Related Action

- On July 6, 2023, City Council adopted the Downtown, Uptown, and Surrounding Neighborhoods Plan
 - Align TIRZ #5 PFP with those recommendations and strategies
 - Create consistency with other TIRZ across the City
- On July 12, 2023, the TIRZ #5 Board of Directors unanimously approved the proposed amendment to the Project and Financing Plan

Project and Finance Plan Amendment

- This is a **complete replacement** of the existing plan which was adopted in 2009 and has undergone several amendments
- **DOES NOT** amend:
 - Boundary
 - Term
 - City Participation

Proposed Amendment to the Project and Financing Plan for Tax Increment Reinvestment Zone #5

City of El Paso, Texas

JANUARY 2024

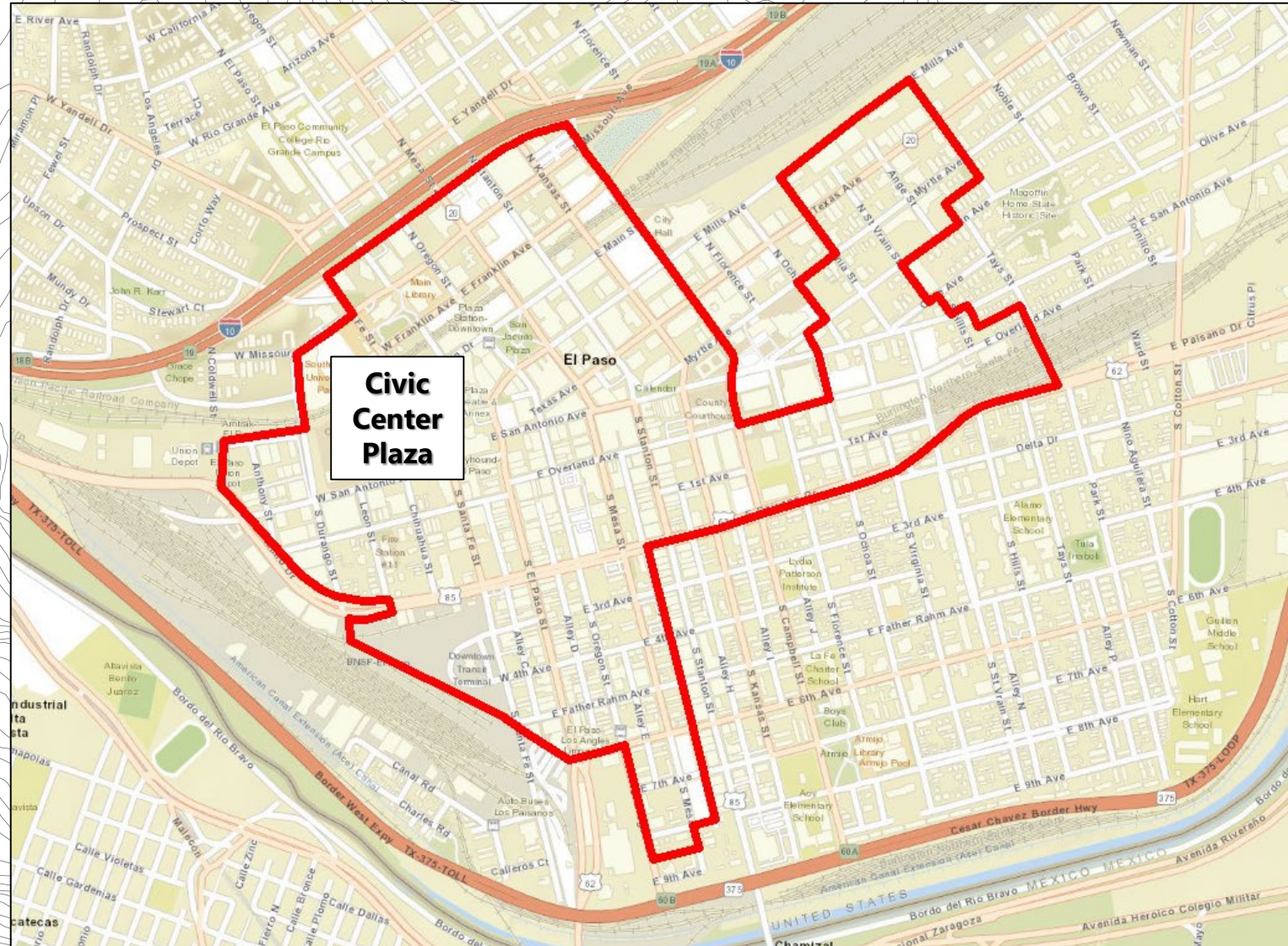


DAVID PETTIT
Economic Development

TIRZ #5 – Background

- **Creation Date:** Created on December 19, 2006 by Ordinance No. 016528
- **Boundary Amendments:** Originally 188.42 acres, the TIRZ was expanded in 2007, 2012, and 2013 to now be approximately 306 acres located wholly within the city limits
- **Termination Date:** December 31, 2036
- **Participation:** City of El Paso contributes 100% real property increment
- **Base Value:** The original boundaries of TIRZ #5 have a 2006 base year. As the TIRZ was expanded, the base years for the expanded areas was the year in which it was added to the TIRZ. **The combined base value is \$209,228,387.**

TIRZ #5 – Boundaries



TIRZ #5 – Development Assumptions

	Square Feet/Units	Projected Completion Date	Taxable Value PSF/Unit	Incremental Value
Multifamily	150	2025	\$150,000	\$22,500,000
Hotel	250	2025	\$125,000	\$31,250,000
Multifamily	290	2026	\$150,000	\$43,500,000
Multifamily	210	2028	\$150,000	\$31,500,000
Multifamily	100	2028	\$150,000	\$15,000,000
Retail	50,000	2028	\$250	\$12,500,000
Multifamily	56	2032	\$150,000	\$8,400,000
Multifamily	70	2032	\$150,000	\$10,500,000
Retail	2,000	2032	\$250	\$500,000
TOTAL				\$175,650,000

It is anticipated that the projections will be updated in the future to reflect the then current market trends and taking into account the future performance of any catalyst development.

TIRZ #5 – Participation

Taxing Jurisdictions	Total Taxes Generated*	Participation	Total Net Benefit
City of El Paso	\$58,763,803	\$46,424,698	\$12,339,105
El Paso County	\$28,421,883	\$0	\$28,421,883
EPCC	\$6,402,372	\$0	\$6,402,372
University Medical	\$13,038,006	\$0	\$13,038,006
El Paso ISD	\$62,913,290	\$0	\$62,913,290
Total	\$169,539,354	\$46,424,698	\$123,114,656

The City of El Paso will contribute 100% of the real property increment within the zone generated from the City tax rate.

**Total Taxes Generated includes projected Real Property, Business Personal Property, Sales, and Hotel Occupancy Tax revenue*

TIRZ #5 – Projected Revenue

Proposed Project Costs - TIRZ #5		
Public Utilities	\$ 13,927,409	30.0%
<i>Water, Sanitary Sewer, and/or Storm Water Facilities and Improvements, Underground Infrastructure Improvements including electric, gas, water, sewer</i>		
Parking and Transit Improvements	\$ 6,963,705	15.0%
Street and Intersection Improvements	\$ 6,963,705	15.0%
Pedestrian Enhancements	\$ 9,284,940	20.0%
<i>Streetscape, lighting, public art, and other amenities that enhance the pedestrian experience</i>		
Open Space, Park and Recreation Facilities and Improvements, Public Facilities and Improvements	\$ 4,178,223	9.0%
Economic Development Grants	\$ 4,642,470	10.0%
Administrative Costs	\$ 464,247	1.0%
Total	\$ 46,424,698	100.0%

- The costs illustrated in the table above are estimates and may be revised.
- Savings from one line item may be applied to a cost increase in another line item.

Proposed Changes

- Adoption of new TIRZ #5 Project and Financing Plan
- Adjustment of Board eligibility and requirements

TIRZ #5 Board

- Last revised by Ordinance No. 016528 on March 5, 2019
- Nine members appointed by the Mayor
- Preference given to individuals who possess:
 - a) Experience in at least one of the following areas: arts, real estate, retail, housing, finance, historic preservation, construction, development, or El Paso history;
 - b) Knowledge of downtown El Paso;
 - c) Geographic diversity (through the City of El Paso);
 - d) Cultural diversity;
 - e) Moral and ethical character;
 - f) Integrity;
 - g) High performance standards;
 - h) Availability;
 - i) Strong desire for public service, but not an elected official.

Board Authority

- Previous Project and Financing Plan required an amendment via ordinance for all funding allocations
 - All projects and agreements receive Council approval
- Revised Project and Financing Plan would allow the Board to allocate funds without Council oversight
 - Must meet requirements of Chapter 311 of the Tax Code
 - Must comply with categories and limitations in the PFP

Recommendation

- Amendment to the Creation Ordinance to have Mayor and Council serve as TIRZ #5 Board
 - Consistent with other TIRZ Boards
 - Best practice across Texas
 - Increases transparency and access
 - Reduces conflict of interest concerns

MISSION



Deliver exceptional services to support a high quality of life and place for our community.

VISION



Develop a vibrant regional economy, safe and beautiful neighborhoods and exceptional recreational, cultural and educational opportunities powered by a high performing government.



VALUES

Integrity, **R**espect, **E**xcellence,
Accountability, **P**eople



Legislation Text

File #: 24-27, Version: 2

**CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM**

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

District 2

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

Planning and Inspections, Saul J. G. Pina, (915) 212-1612

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

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

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: January 2, 2024
PUBLIC HEARING DATE: January 30, 2024

CONTACT PERSON(S) NAME AND PHONE NUMBER: Philip F. Etiwe, (915) 212-1553
Saul J. G. Pina, (915) 212-1612

DISTRICT(S) AFFECTED: District 2

STRATEGIC GOAL: #3 Promote the Visual Image of El Paso

SUBGOAL: 3.2 Set one standard for infrastructure across the city

SUBJECT:

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

BACKGROUND / DISCUSSION:

The applicant is requesting a special permit to allow for an adult day care center on the subject property. City Plan Commission recommended 5-0 to approve the proposed special permit on November 16, 2023. As of December 12, 2023, the Planning Division received two (2) calls of inquiry but no communication in support or opposition to the special permit request. See attached staff report for additional information.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? X YES ___ NO

PRIMARY DEPARTMENT: Planning & Inspections, Planning Division

SECONDARY DEPARTMENT: N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:

Philip Etiwe

ORDINANCE NO. _____

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.

WHEREAS, Jireh Shiloh, LLC, has applied for a Special Permit under Section 20.04.260 of the El Paso City Code to allow for an adult day care and,

WHEREAS, a report was made by the City Plan Commission and a public hearing was held regarding such application; and,

WHEREAS, the City Plan Commission has recommended approval of the subject Special Permit; and

WHEREAS, the subject Special Permit has been submitted to the City Council of the City of El Paso for review and approval; and

WHEREAS, the City Council of the City of El Paso finds that the application conforms to all requirements of Section 20.04.320 of the El Paso City Code.

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

1. That the property described as follows, is in a A-O (Apartment/Office) District:
A portion of Block 52, Government Hill Addition, 4115 Trowbridge Drive, City of El Paso, El Paso County, Texas; and,
2. That the City Council hereby grants a Special Permit under Section 20.04.320 of the El Paso City Code to allow for an adult day care on the property described in Paragraph 1 of this Ordinance; and,
3. That this Special Permit is issued subject to the development standards in the A-O (Apartment/Office) District regulations and is subject to the approved Detailed Site Development Plan signed by the Applicant, the City Manager and the Executive Secretary to the City Plan Commission. A copy of this plan is attached hereto as **Exhibit "A"** and is incorporated herein by reference for all purposes; and,
4. That if at any time the Applicant fails to comply with any of the requirements of this Ordinance, Special Permit No. PZST23-00013, shall be subject to termination; construction or occupancy shall be discontinued; and the Applicant shall be subject to the penalty provisions of Chapter 20.24 and any other legal or equitable remedy; and,

5. That the Applicant shall sign an Agreement incorporating the requirements of this Ordinance. Such Agreement shall be signed and filed with the Zoning Administrator and the Executive Secretary to the City Plan Commission before building permits are issued.

ADOPTED this _____ day of _____, 2024.

THE CITY OF EL PASO


ATTEST:

Oscar Leaser
Mayor

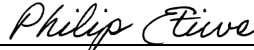
Laura D. Prine
City Clerk

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:



Jesus A. Quintanilla
Assistant City Attorney



Philip F. Etiwe, Director
Planning & Inspections Department

AGREEMENT

Jireh Shiloh, LLC, the Applicant referred to in the above Ordinance, hereby agrees to develop the above-described property in accordance with the approved Detailed Site Development Plan attached to same Ordinance, and in accordance with the standards identified in the A-O (Apartment/Office) District regulations, and subject to all other requirements set forth in this Ordinance.

EXECUTED this 6th day of December, 2023.

Jireh Shiloh, LLC

Alicia DeLeon, CWO, Eva Barrera
(Signature)

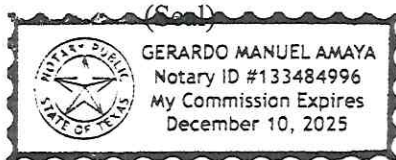
Alicia DeLeon/Managing Member, Gerardo Huerta/Managing member,
(Name/Title)

Eva Barrera/Managing member

ACKNOWLEDGMENT

THE STATE OF TEXAS)
COUNTY OF EL PASO)

This instrument is acknowledged before me on this 6th day of December, 2023, by Alicia DeLeon, Gerardo Huerta, Eva Barrera for Jireh Shiloh, LLC as Applicant.



[Signature]
Notary Public, State of Texas
Signature

Gerardo Amaya
Printed or Typed Name

My Commission Expires:

12/10/2025

4115 Trowbridge

City Plan Commission — November 16, 2023 **REVISED**



CASE NUMBER: PZST23-00013
CASE MANAGER: Saul J. G. Pina, (915) 212-1612, PinaSJ@elpasotexas.gov
PROPERTY OWNER: Jireh Shiloh, LLC
REPRESENTATIVE: Vanessa Duran
LOCATION: 4115 Trowbridge Dr. (District 2)
PROPERTY AREA: 0.72 acres
REQUEST: Special Permit and Detailed Site Development Plan approval to allow for the use of adult day care center in the A-O (Apartment/Office) zone district
RELATED APPLICATIONS: PZBA23-00030 - 4115 Trowbridge Dr.
PUBLIC INPUT: None received as of November 9, 2023

SUMMARY OF REQUEST: The applicant is requesting a special permit and detailed site development plan approval for the use of adult day care center in the A-O (Apartment/Office) zone district.

SUMMARY OF STAFF RECOMMENDATION: Staff recommends **APPROVAL** of the special permit and detailed site development plan requests for the use of adult day care center. The proposed development meets all the requirements of El Paso City Code Section 20.04.320 – Special Permit and Section 20.04.150 – Detailed Site Development Plan. Furthermore, the proposed development is in accordance with both the G-2 Traditional Neighborhood Future Land Use Designation and *Plan El Paso*, the City's adopted Comprehensive Plan.

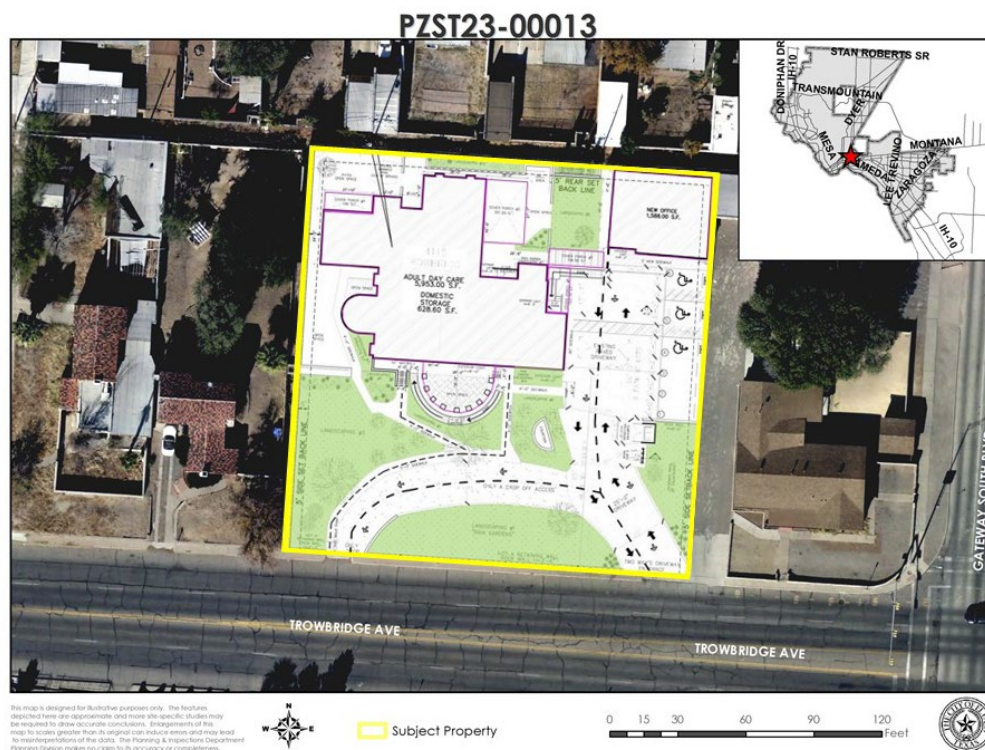


Figure A. Detailed Site Development Plan Superimposed on Aerial Imagery.

DESCRIPTION OF REQUEST: The applicant is requesting review and approval of a special permit and detailed site development plan for the proposed use of adult day care center on the subject property in the A-O (Apartment/Office) zone district. The detailed site development plan shows an existing 8,169 square foot building comprising of the following: a 5,953 square-foot adult day care facility, a 1,588 square-foot office, and a 628.60 square-foot domestic storage facility. The existing building has a maximum height of twenty (20) feet. The integrated facility will provide six (6) vehicular parking spaces and three (3) bicycle parking spaces to accommodate patrons and personnel. Pedestrian and vehicular access to the subject property is provided from Trowbridge Drive. The detailed site development plan demonstrates compliance with all applicable standards per the El Paso City Code.

PREVIOUS CASE HISTORY: The following history is applicable to this case:

On August 7, 2023, the Zoning Board of Adjustment granted approval with a condition for the rear and side encroachment of a garage structure to be converted as office. The condition is the following:

That the garage structure be modified to comply with zoning and building code requirements prior to the issuance of building permits.

Note: This condition is satisfied as the applicant will modify the structure to comply with zoning requirements.

Ordinance No. 9671, dated March 28, 1989, approved a rezoning from R-4 (Residential) to A-O (Apartment/Office). The following applicable conditions read as follows:

- 1) *That the property may be used as a single-family residence, and as professional offices, but shall not be used as medical offices.*

Note: Condition No. 1 is satisfied through this request. Treatment and diagnosis will not be provided onsite.

- 2) *That only one (1) business sign, not exceeding thirty (30) square feet in size shall be permitted on the property.*

Note: Condition No. 2 is satisfied through this request. Review and approval of a separate permit will be required.

COMPLIANCE WITH SPECIAL PERMIT REQUIREMENTS (El Paso City Code 20.04.320.D)	
Criteria	Does the Request Comply?
1. The proposed development complies, except to the extent waived, varied or modified pursuant to the provisions of this title, with all of the standards and conditions applicable in the zoning district in which it is proposed to be located.	Yes. The detailed site development plan demonstrates compliance with all other applicable standards per the El Paso City Code. The Zoning Board of Adjustment granted approval with a condition to permit the rear and side encroachment of the existing garage structure to be used as office.
2. Furthers <i>Plan El Paso</i> and applicable neighborhood plans or policies.	Yes. The request complies with the recommendations of <i>Plan El Paso</i> and the G-2, Traditional Neighborhood Land Use designation. The proposed development will integrate with commercial development along Gateway South and Montana Avenue and surrounding residential development.
3. Adequately served by and will not impose an undue burden upon public improvements.	Yes. The subject property fronts Trowbridge Drive, a minor arterial, as classified on the City of El Paso's Major Thoroughfare Plan (MTP), and is appropriate for commercial business and traffic. This roadway connects

COMPLIANCE WITH SPECIAL PERMIT REQUIREMENTS (El Paso City Code 20.04.320.D)	
	with Gateway South and will serve as a pathway for the adult day care and other commercial facilities in the area.
4. Any impacts of the proposed development on adjacent property are adequately mitigated with the design, proposed construction and phasing of the site development.	Yes. No impact is anticipated from the approval of the proposed special permit and detailed site development plan. The proposed development will adhere to zoning requirements and will not impose a risk to neighboring properties.
5. The design of the proposed development mitigates substantial environmental problems.	Yes. Subject property does not involve greenfield/ environmentally sensitive land or arroyo disturbance.
6. The proposed development provides adequate landscaping and/or screening where needed.	Yes. The proposed adult day care facility will provide low impact designed landscaping through the use of rain gardens for water harvesting. In addition, the proposed facility will provide adequate screening between residential areas through the surrounding 6-foot rock wall that is already existing.
7. The proposed development is compatible with adjacent structures and uses.	Yes. The proposed adult day care facility is compatible with less intensive non-residential uses and other residential structures. The principal building will maintain its façade and be converted for the use of adult day care.
8. The proposed development is not materially detrimental to the property adjacent to the site.	Yes. The proposed adult day care facility will maintain the existing building façade and will be modified to comply with setback requirements.

COMPLIANCE WITH <i>PLAN EL PASO</i> GOALS & POLICIES – When evaluating whether a proposed special permit is in accordance with <i>Plan El Paso</i>, consider the following factors:	
Criteria	Does the Request Comply?
<p>Future Land Use Map: Proposed zone change is compatible with the Future Land Use designation for the property:</p> <p><u>G-2, Traditional Neighborhood:</u> This sector includes the remainder of central El Paso as it existed through World War II. Blocks are small and usually have rear alleys; buildings directly faced streets; schools, parks, and small shops are integrated with residential areas. This sector is well-suited for use of the Smart Code as a replacement for current zoning when planned in conjunction with specific neighborhood plans or identified in this Comprehensive Plan.</p>	<p>Yes, the proposed adult day care facility meets the intent of the G-2, Traditional Neighborhood Future Land Use designation. The proposed facility will integrate with residential areas and provide commercial activity previously not available.</p>

COMPLIANCE WITH PLAN EL PASO GOALS & POLICIES – When evaluating whether a proposed special permit is in accordance with <i>Plan El Paso</i>, consider the following factors:	
Compatibility with Surroundings: The proposed use is compatible with those surrounding the site: A-O (Apartment/Office) District: The purpose of this district is to promote and preserve residential development within the city associated with a landscape more urban in appearance and permitting a mixture of housing types. It is intended that the district regulations allow for medium densities of dwelling units supported by higher intensity land uses located at the periphery of single-family neighborhoods providing that the overall character and architectural integrity of the neighborhood is preserved. The regulations of the districts will permit building types designed for transition from areas of low-density residential neighborhoods to other residential areas, and certain nonresidential uses and support facilities.	Yes. The subject property is located in an A-O (Apartment/Office) zoning district but is in close proximity to US-54 Patriot Freeway. The location of the proposed adult day care facility is suitable for intermediate traffic and non-residential uses.
THE PROPOSED PROJECT'S EFFECT ON THE PROPERTY AND SURROUNDING PROPERTY, AFTER EVALUATING THE FOLLOWING FACTORS:	
Historic District or Special Designations & Study Area Plans: Any historic district or other special designations that may be applicable. Any adopted small area plans, including land-use maps in those plans.	The proposed adult day care facility is not located within a historic district or special designation area.
Potential Adverse Effects: Potential adverse effects that might be caused by approval or denial of the requested rezoning.	The proposed facility is not anticipated to pose any adverse effects on the community.
Natural Environment: Anticipated effects on the natural environment.	The subject property does not involve greenfield/environmentally sensitive land or arroyo disturbance.
Stability: Whether the area is stable or in transition.	The area is stable, with no rezoning in the area within the last 10 years.
Socioeconomic & Physical Conditions: Any changed social, economic, or physical conditions that make the existing zoning no longer suitable for the property.	Existing zoning will not be changed. Due to the location of the proposed facility and the use of adult day care center, a special permit is required per city code.

ADEQUACY OF PUBLIC FACILITIES, SERVICES AND INFRASTRUCTURE: The subject property fronts Trowbridge Drive, a street designated as a minor arterial on the City of El Paso's Major Thoroughfare Plan (MTP) and is adequate for connecting intermediate traffic with other commercial and residential areas. Pedestrian access will be provided by a proposed five (5) foot sidewalk. In addition, vehicular access will be available only through the eastern side of the property as the access driveway located on the western side of the property will be used as a drop off zone. No bus stops are available on the area.

SUMMARY OF DEPARTMENTAL REVIEW COMMENTS: No adverse comments from reviewing departments.

PUBLIC COMMENT: The subject property lies within El Paso Central Business Association, Sunrise Civic Group, and Five Points Development Association, all of which were notified of the request. Notices were sent to property owners within 300 feet of the subject property on November 3, 2023. As of November 15, 2023, the Planning Division received two (2) calls of inquiry but no communication in support or opposition to the special permit and detailed site development plan request.

CITY PLAN COMMISSION OPTIONS:

The purpose of the Zoning Ordinance is to promote the health, safety, morals and general welfare of the City. The City Plan Commission (CPC) has the authority to advise City Council on Zoning matters. In evaluating the request, the CPC may take any of the following actions:

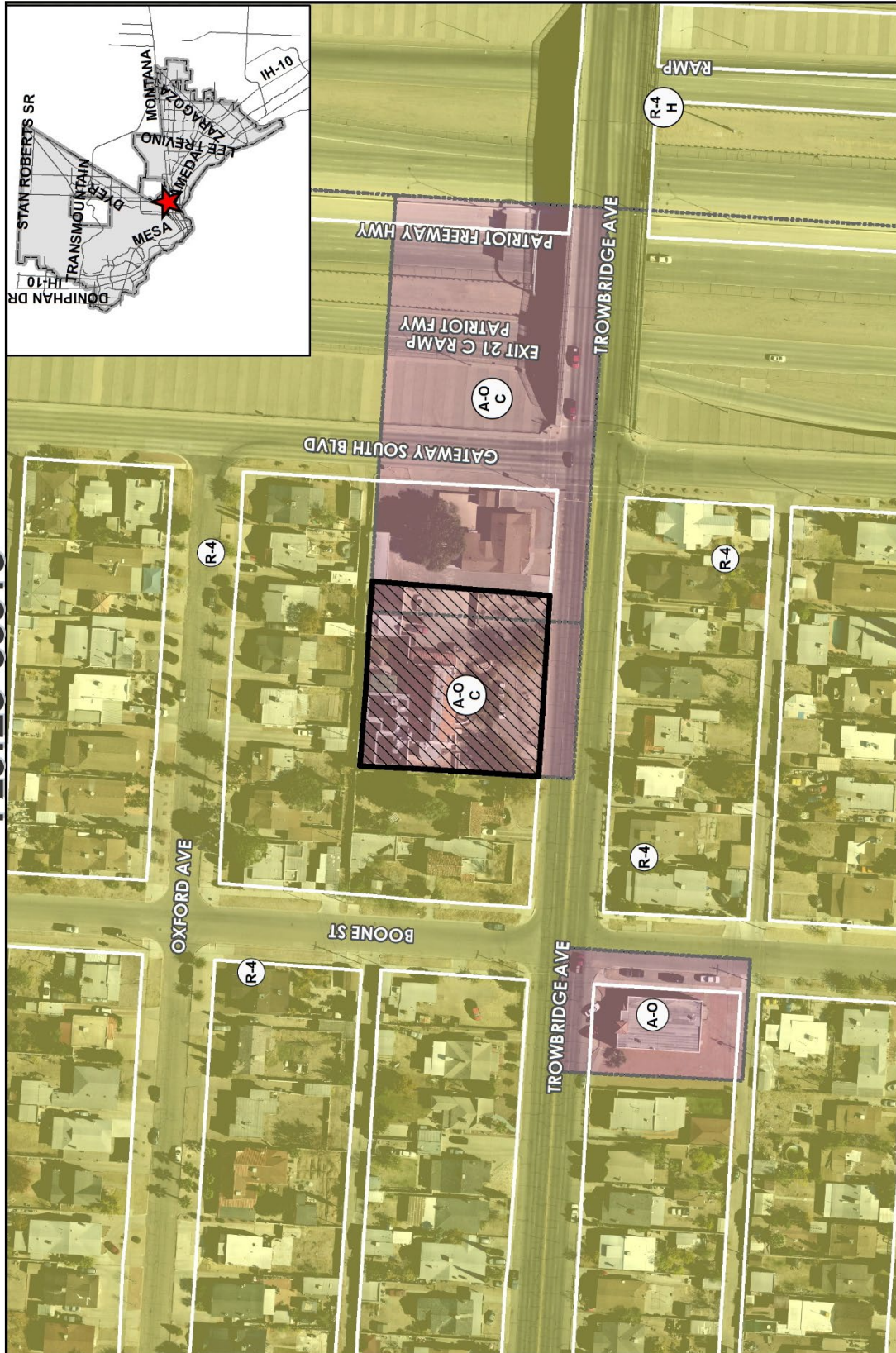
1. **Recommend Approval** of the special permit request, finding that the request is in conformance with the review criteria of *Plan El Paso* as reflected in the Staff Report, or that the request is in conformance with other criteria that the CPC identifies from the Comprehensive Plan. **(Staff Recommendation)**
2. **Recommend Approval of the special permit request With Modifications** to bring the request into conformance with the review criteria of *Plan El Paso* as reflected in the Staff Report, or other criteria that the CPC identifies from the Comprehensive Plan.
3. **Recommend Denial** of the special permit request, finding that the request does not conform to the review criteria of *Plan El Paso* as reflected in the Staff Report, or other criteria that the CPC identifies from the Comprehensive Plan.

ATTACHMENTS:

1. Zoning Map
2. Detailed Site Plan
3. Detailed Site Plan (Enlarged)
4. Elevations
5. Department Comments
6. Neighborhood Notification Boundary Map

ATTACHMENT 1

PZSI23-00013

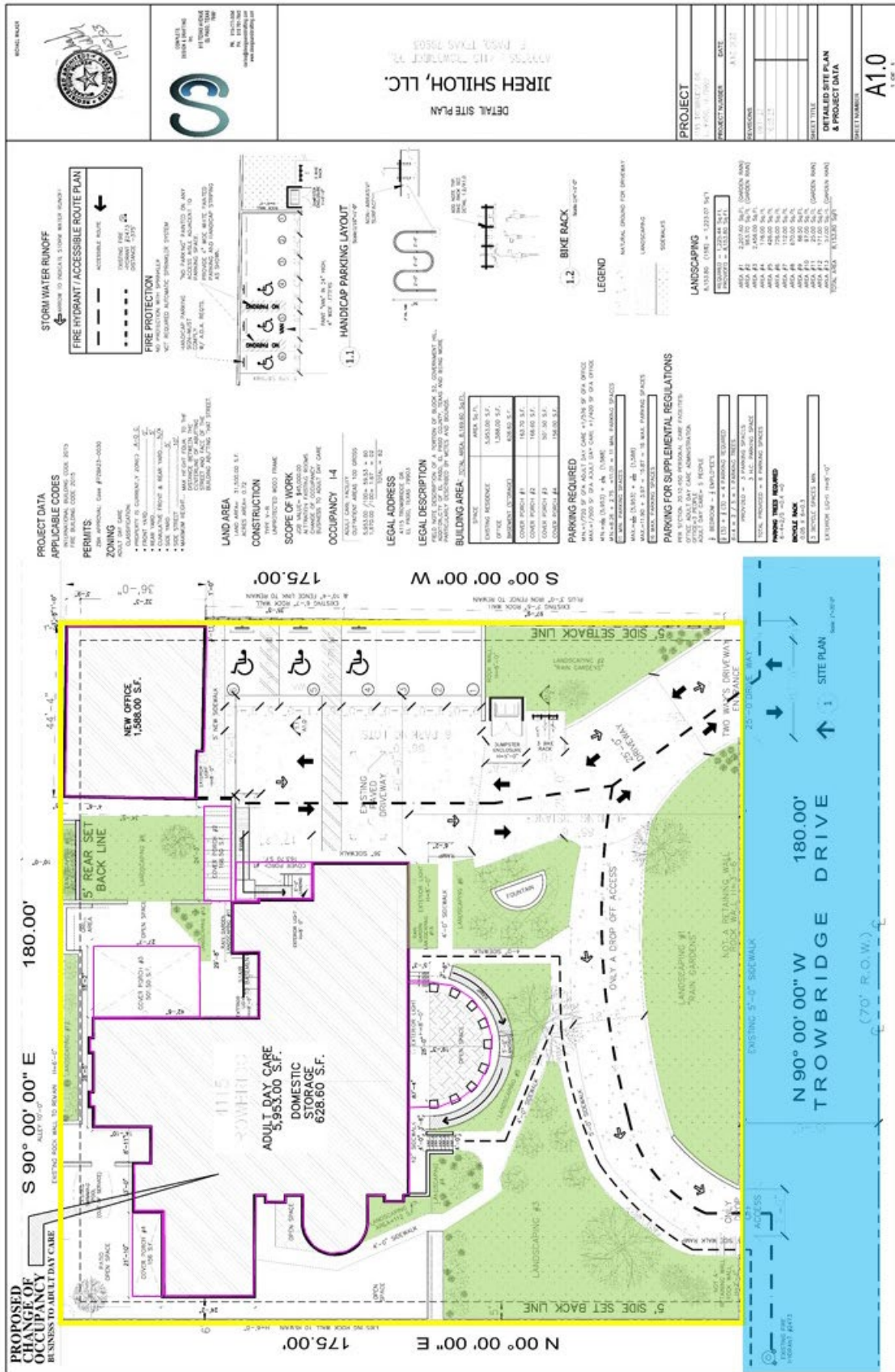


This map is designed for illustrative purposes only. The features depicted here are approximate and more site-specific studies may be required to draw accurate conclusions. Enlargements of this map to scales greater than its original can induce errors and may lead to misinterpretations of the data. The Planning & Inspections Department Planning Division makes no claim to its accuracy or completeness.

Subject Property

0 45 90 180 270 360 Feet

ATTACHMENT 2

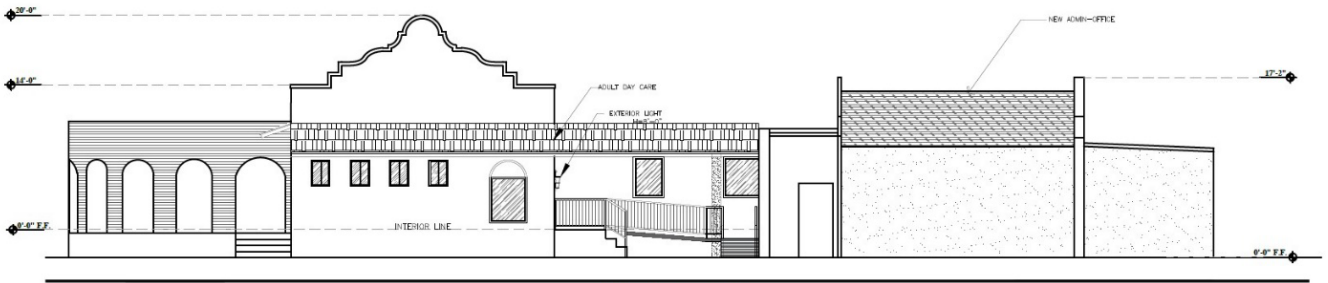


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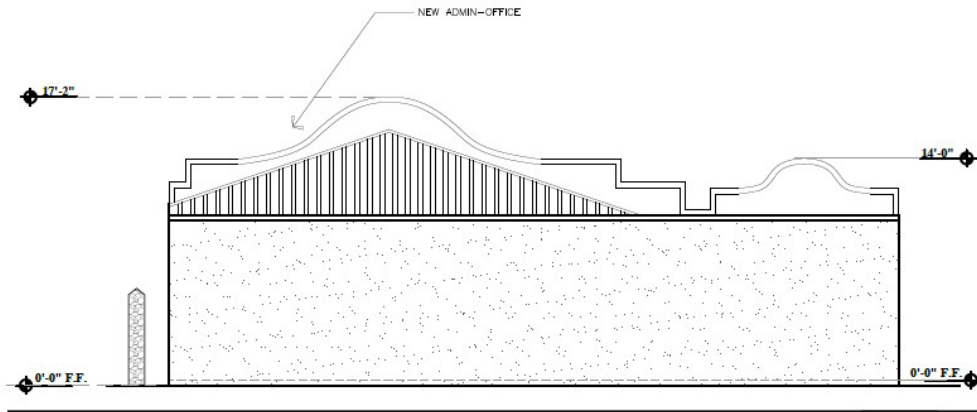
ATTACHMENT 4



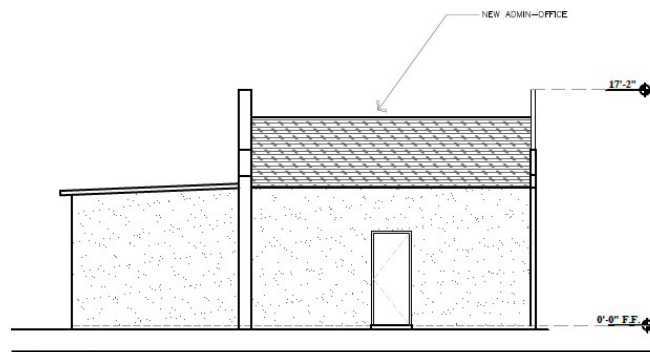
Front elevation. Maximum height of 20 feet.



Right elevation. Maximum height of 20 feet.



Rear elevation. Maximum height of 17 feet.



Left side elevation. Maximum height of 17 feet.

ATTACHMENT 5

Planning and Inspections Department – Planning Division

Staff recommends approval with a condition of the special permit and detailed site development plan per Section 20.04.320 – Special Permit, and Section 20.04.150 – Detailed Site Development Plan.

Note: For approval, the access driveway located west of the property shall be used as a pick-up/drop-off zone and shall not be used for parking.

Planning and Inspections Department – Plan Review & Landscaping Division

No objections to the proposed special permit. At the time of submittal for building permits, the project will need to comply with all applicable municipal and building code requirements.

Planning and Inspections Department – Land Development

Recommend approval:

1. Commercial driveways must be between 25-35 feet wide.
2. Five-foot minimum separation between driveways is required. There appears to be encroachment conflict with neighboring driveway to the East of this lot (potential safety issue).
3. Verify if driveway is one direction with entrance and exit signage or both entrances are two directional.
4. Show existing stormwater drainage flow patterns.

Note: Previous comments addressed.

Fire Department

Recommend approval: No adverse comments.

Police Department

No comments received.

Environment Services

No comments received.

Streets and Maintenance Department

No objections to special permit.

Sun Metro

No comments received.

El Paso Water

EPWater does not object to this request.

Water:

There is an existing 4-inch diameter water main extending along an alley north of Trowbridge Dr. This water main is available for service.

EPWater records indicate an active 1-inch water meter serving the subject property. The service address for this meter is 4115 Trowbridge Dr.

Previous water pressure readings from fire hydrant # 02473 located at the southeast corner of the intersection of Trowbridge Dr. and Boone St. have yielded a static pressure of 126 pounds per square inch, a residual pressure of 106 pounds per square inch, and a discharge flow of 1210 gallons per minute. The owner should, for his own

protection and at his own expense, install at the discharge side of each water meter a pressure regulator, strainer and relief valve, to be set for pressure as desired by the customer. The owner shall be responsible for the operation and maintenance of the above-described water pressure regulating device.

Sanitary Sewer:

There is an existing 8-inch diameter sanitary sewer main extending along the alley north of Trowbridge Dr. This main is located approximately 10-feet south of the northern right-of-way line. This main is available for service.

General:

EPWater requires a new service application to provide service to the property. New service applications are available at 1154 Hawkins, 3rd floor and should be made 6 to 8 weeks in advance of construction to ensure water for construction work. A site plan, utility plan, grading and drainage plans, landscaping plan, the legal description of the property and a certificate-of-compliance are required at the time of application. Service will be provided in accordance with the current EPWater – PSB Rules and Regulations. The applicant is responsible for the costs of any necessary on-site and off-site extensions, relocations or adjustments of water and sanitary sewer lines and appurtenance

Stormwater:

No comments received.

Texas Department of Transportation

No comments received.

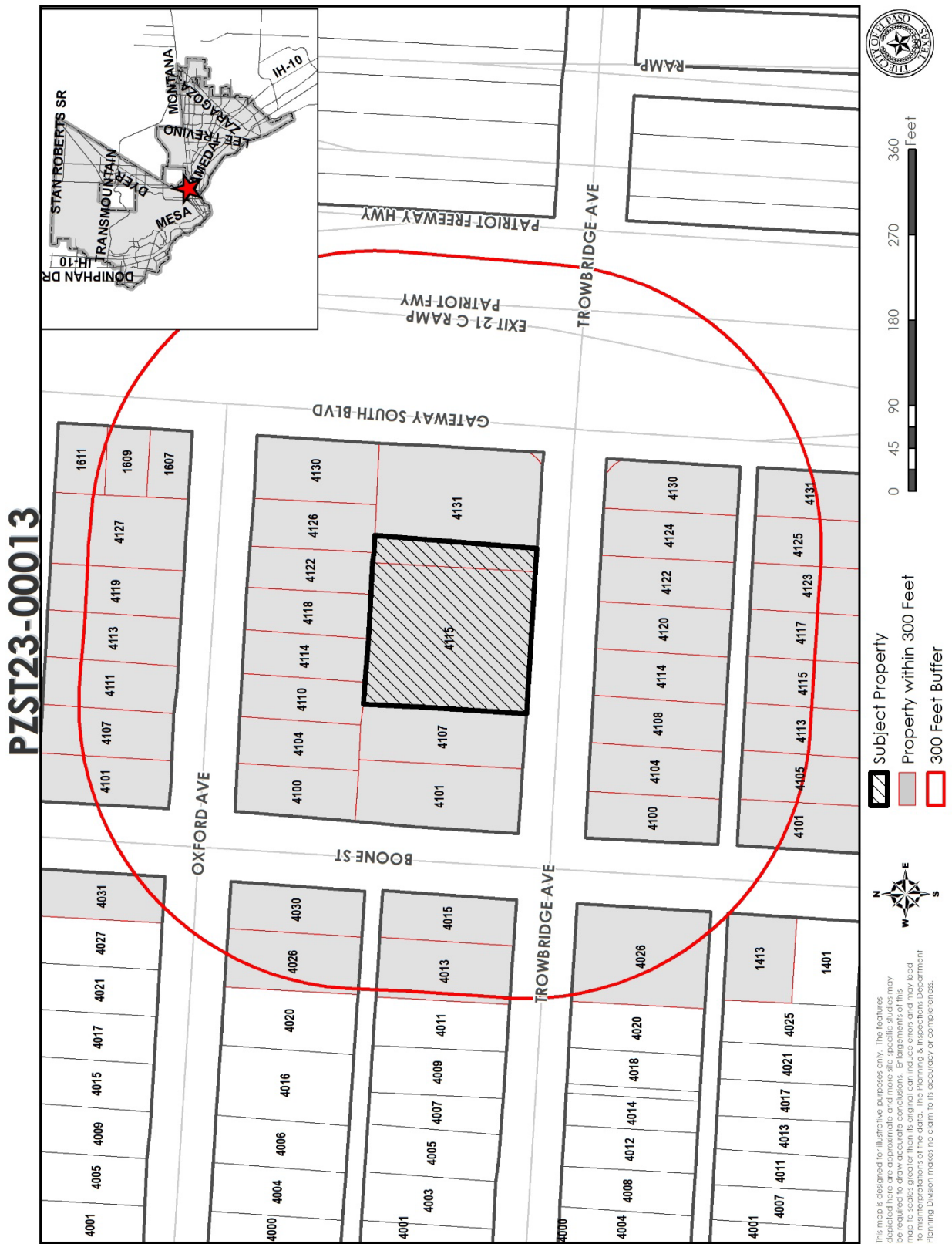
911 District

No comments received.

El Paso County Water Improvement District No. 1

No comments received.

ATTACHMENT 6





ITEM 37

4115 Trowbridge Drive Special Permit

PZST23-00013

Strategic Goal 3.

Promote the Visual Image of
El Paso



PZST23-00013



This map is designed for illustrative purposes only. The features depicted here are approximate and more site-specific studies may be required to draw accurate conclusions. Enlargements of this map to scales greater than its original can induce errors and may lead to misinterpretations of the data. The Planning & Inspections Department Planning Division makes no claim to its accuracy or completeness.



 Subject Property

0 45 90 180 270 360 Feet



PZST23-00013



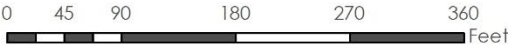
Existing Zoning



This map is designed for illustrative purposes only. The features depicted here are approximate and more site-specific studies may be required to draw accurate conclusions. Enlargements of this map to scales greater than its original can induce errors and may lead to misinterpretations of the data. The Planning & Inspections Department Planning Division makes no claim to its accuracy or completeness.

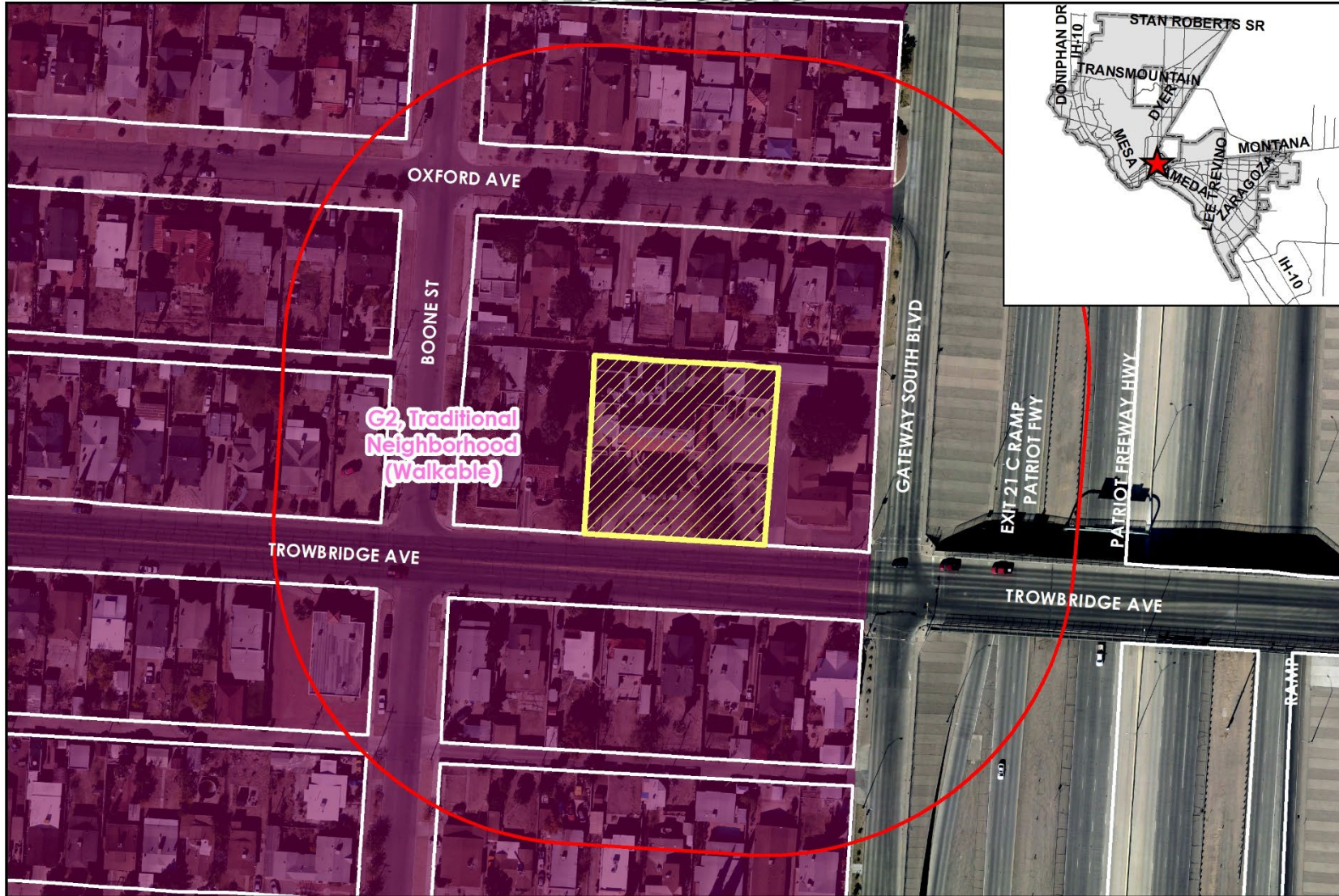


Subject Property



PZST23-00013

Future Land Use Map



G2, Traditional
Neighborhood
(Walkable)

This map is designed for illustrative purposes only. The features depicted here are approximate and more site-specific studies may be required to draw accurate conclusions. Enlargements of this map to scales greater than its original can induce errors and may lead to misinterpretations of the data. The Planning & Inspections Department Planning Division makes no claim to its accuracy or completeness.

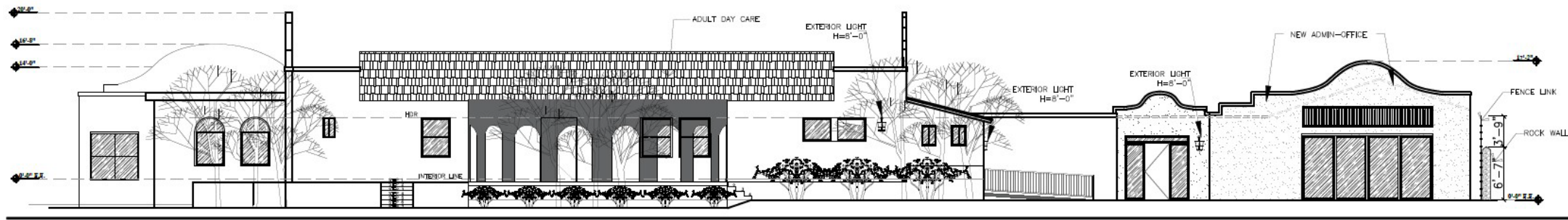


Subject Property

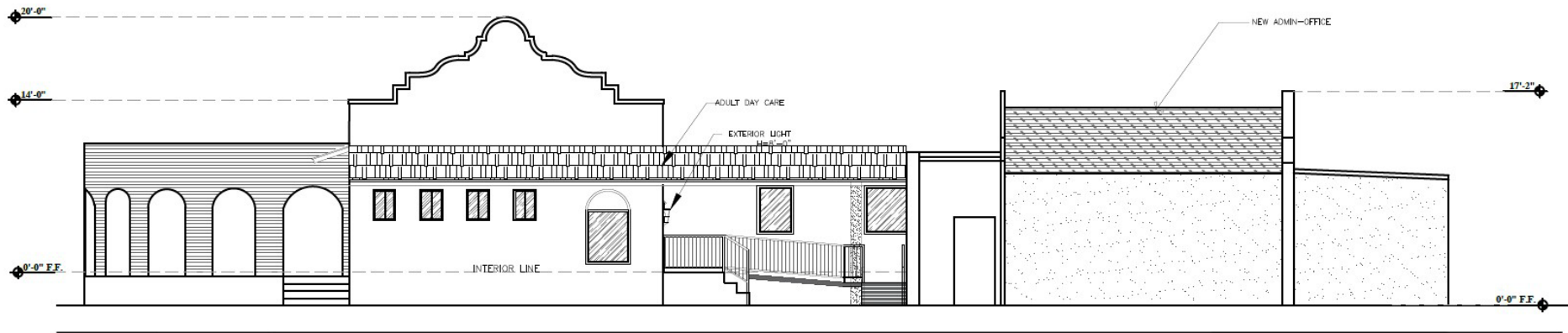
0 45 90 180 270 360 Feet







2 FRONT ELEVATION
Scale: 1/8" = 1'-0"

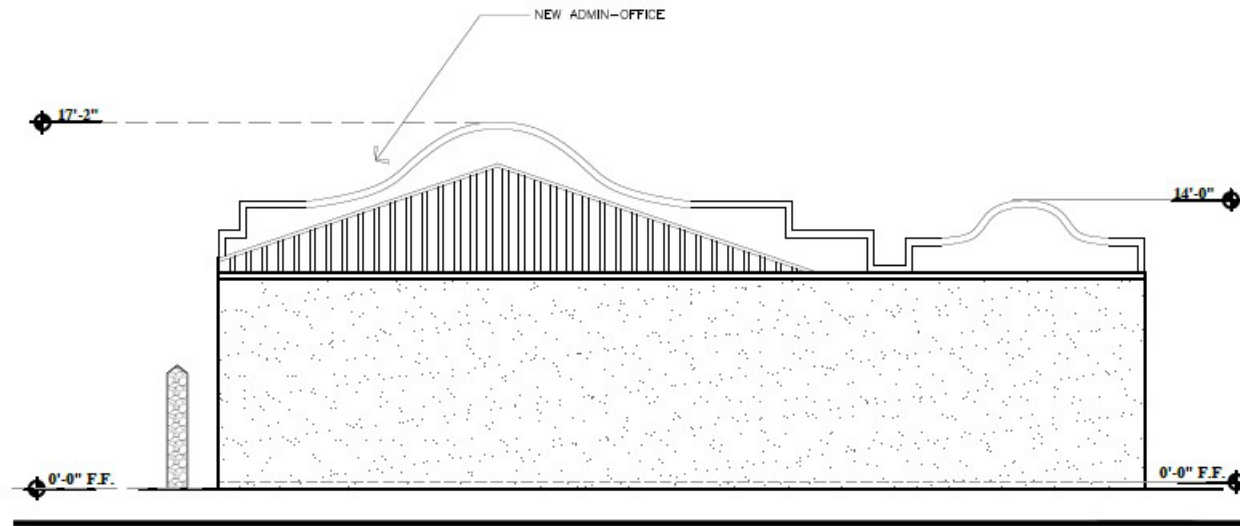


3 RIGHT SIDE ELEVATION
Scale: 3/16" = 1'-0"

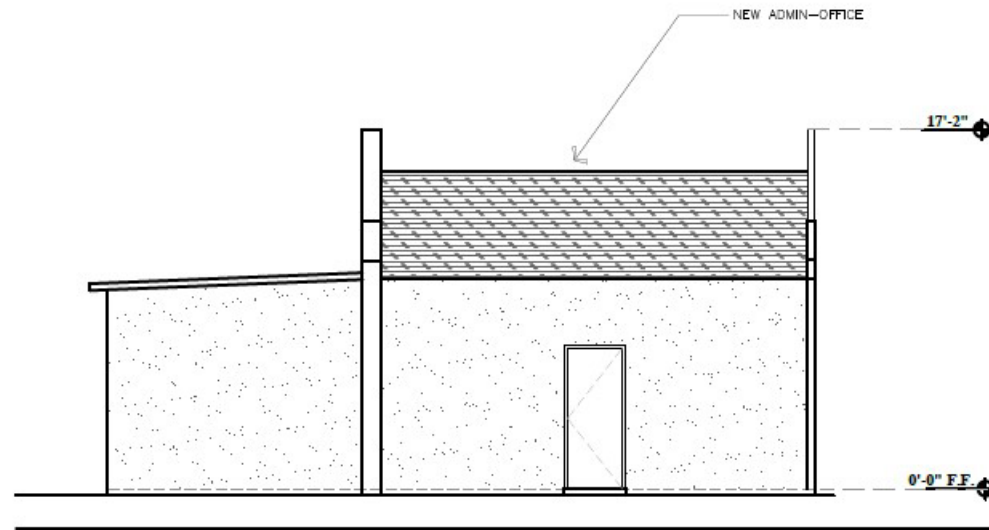
Elevations
MAX HEIGHT: 20'

Elevations

MAX HEIGHT: 17'



4 REAR ELEVATION
Scale: 3/16" = 1'-0"



5 LEFT SIDE ELEVATION
Scale: 3/16" = 1'-0"

Case History

Ordinance No. 9671, dated March 28, 1989, approved a rezoning from R-4 (Residential) to A-O (Apartment/Office). The following applicable conditions read as follows:

1. *That the property may be used as a single-family residence, and as professional offices, but shall not be used as medical offices.*

Condition No. 1 is satisfied through this request. Treatment and diagnosis will not be provided onsite.

2. *That only one (1) business sign, not exceeding thirty (30) square feet in size shall be permitted on the property.*

Condition No. 2 is satisfied through this request. Review and approval of a separate permit will be required.

PZST23-00013

Aerial with Site Plan



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Subject Property

0 15 30 60 90 120 Feet



Subject Property



Surrounding Development



N



W

S

Public Input

- Notices were mailed to property owners within 300 feet on November 3, 2023.
- The Planning Division received two (2) calls of inquiry but no communications in support or opposition to the request.



Recommendation

- Staff recommends **approval** of the special permit and detailed site development plan request.
- CPC recommends **approval** (5-0) of the special permit and detailed site development plan request.



Mission

Deliver exceptional services to support a high quality of life and place for our community



Vision

Develop a vibrant regional economy, safe and beautiful neighborhoods and exceptional recreational, cultural and educational opportunities powered by a high performing government



Values

Integrity, Respect, Excellence, Accountability, People



Legislation Text

File #: 24-158, Version: 1

CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

All Districts

Capital Improvement Department, Omar Martinez, (915) 479-0341

Capital Improvement Department, Yvette Hernandez, (915) 212-0065

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

Discussion and requesting Council authorization to submit applications to the U.S. Department of Transportation (USDOT) Fiscal-Year 2024 Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grant program for the following projects: El Paso Central Business District (CBD) Phase IV Project, the Montana Brio Extension Feasibility Study, and the Equitable Mobility Plan.

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: January 30, 2024
PUBLIC HEARING DATE: N/A

CONTACT PERSON(S) NAME AND PHONE NUMBER: Omar Martinez, Grants & Strat. Initiatives Manager, 915-479-0341
Yvette Hernandez, P.E., City Engineer, 915-212-0065

DISTRICT(S) AFFECTED: All Districts

STRATEGIC GOAL: No. 1: Cultivate an Environment Conducive to Strong, Economic Development

No 7: Enhance and Sustain El Paso's Infrastructure Network

SUBGOAL: N/A

SUBJECT:

Discussion and action on staff requested authorization from Council to submit applications to the U.S. Department of Transportation (USDOT) Fiscal-Year 2024 Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grant program for the following projects: El Paso Central Business District (CBD) Phase IV Project, the Montana Brio Extension Feasibility Study, and the Equitable Mobility Plan.

BACKGROUND / DISCUSSION:

No City matching dollars are required for this round of RAISE applications because the projects are located in Census Tracts considered Areas of Persistent Poverty (AOPP) and Historically-Disadvantaged Communities (HDC). A separate Council action is required authorizing submission of each grant application.

- \$750,000 planning grant request to compete the Montana Brio Extension Study.
- \$900,000 planning grant request to complete a County-Wide Mobility Plan.
- \$21,917,993 construction grant request to complete the CBD Phase IV Project.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING:

N/A

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? X YES ___ NO

PRIMARY DEPARTMENT: Capital Improvement Department

SECONDARY DEPARTMENT: Sun Metro

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD: Yvette Hernandez

Yvette Hernandez

(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

RESOLUTION

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

THAT the City of El Paso authorizes the submission of applications to the U.S. Department of Transportation (USDOT) Fiscal-Year 2024 Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grant program for the following projects: El Paso Central Business District (CBD) Phase IV Project, the Montana Brio Extension Feasibility Study, and the Equity Mobility Plan; and

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

APPROVED this _____ day of _____ 2024.


CITY OF EL PASO:

Oscar Leaser
Mayor

ATTEST:


Laura D. Prine
City Clerk

APPROVED AS TO FORM:



Roberta Brito
Assistant City Attorney

APPROVED AS TO CONTENT:



Yvette Hernandez, P.E., City Engineer
Capital Improvement Department



CITY OF EL PASO

FY24 RAISE GRANT PROJECTS

January 30, 2024



CITY OF EL PASO

STRATEGIC PLAN

GOAL 7: ENHANCE AND SUSTAIN EL PASO'S INFRASTRUCTURE NETWORK

AGENDA

FY24 RAISE Grant Projects

- I. Program Overview**
- II. El Paso MPO Coordination**
- III. P1: CBD IV Segundo Barrio Safety**
- IV. P2: Sun Metro Montana BRIO Study**
- V. P3: Equitable Mobility Plan**
- VI. Council Action**



Discretionary Grants Program

- **Grants Development Service** is available to all City Departments
- **Purpose:** to deliver priority projects for our community at a reduced burden to local taxpayers
- **Competing at a National Level**

Submitted Applications Success Rate

Benchmark: 30% | **FFY23: 63% | FFY24: 100% (to date)**

Recent Awards:

- Finalist for EDA Recompete Phase II (22 of 565) - \$50M application
- \$10M USDOT Vision Zero Plan Implementation
- \$15M USDOT EV Charging Stations + \$3.75M EP Electric match
- \$4.5M TX DEAAG Water resilience infrastructure for NE / Fort Bliss



USDOT FY24 RAISE Program

Annual Funding Opportunity

- BIL provides \$1.5 billion annually from FY22 - FY26

RAISE Award History

- City: \$0.9M in FY21 (Deck Plaza planning)
- City: \$12M in FY22 (Ysleta POE pedestrian improvements)
- TxDOT: \$12.6M for PDN Trail in FY22
- Sun Metro: \$10.3M for Northgate Transfer Center in FY13
- No other successful projects in El Paso region from 2009-2023 (RAISE/BUILD/TIGER)



FY22 Project Map



USDOT FY24 RAISE Grant Timeline

Application Phase

Project Advocacy

FY24 RAISE
Grant
Announced

Application
deadline
(Feb 28)

Estimated
Award Date

Dec 23

Jan 24

Feb 24

Mar – Jul 24

Fall 24

Winter 24-25

Council
approval
(Jan 30)

Project
Selection
Announcement

El Paso MPO Coordination

- EP MPO TPB date: January 19, 2024
- If awarded, the El Paso MPO will work together with the City of El Paso to include the Project in the El Paso MPO Metropolitan Transportation Plan (MTP) in accordance with 23 U.S.C. §§ 134 and 135.
- A grant award will require updating the Texas Unified Transportation Plan (UTP)



P1: CBD IV: Segundo Barrio Safe Streets Project



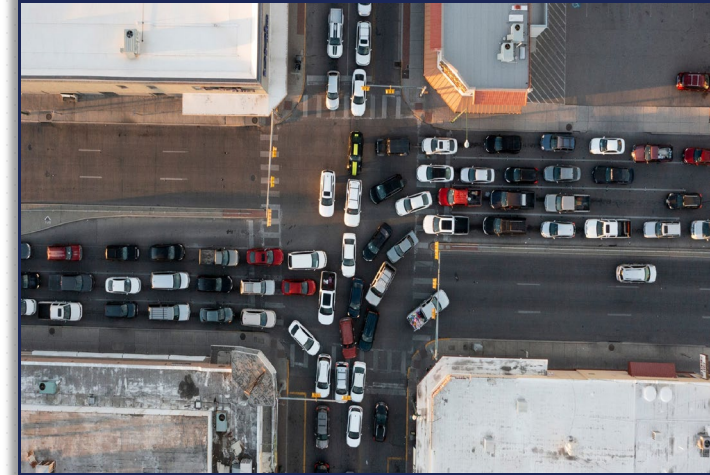
P1: CBD IV: Segundo Barrio Safe Streets Project

Grant Request: \$21,917,993

Match: 0% (located in HDC and AOPP)

Scope of Work: Construct CBD IV Segundo Barrio Safe Streets project, which is based on multiple studies and final engineering design documents. Includes:

- Sidewalks, storm sewers and curbs and gutters
- ADA improvements, bicycle improvements
- Driveways, traffic signals, lighting, signing, and striping
- Landscaping and irrigation improvements



Project improvements will create transportation alternatives to Paisano – Stanton crossing

P1: CBD IV: Segundo Barrio Safe Streets Project

Economic Impact Analysis (IMPLAN 2024)

\$21,917,993 capital improvement project in El Paso County over a 12-month period

Impact Across Industry	Impact on Employment	Economic Output	Est. Tax City	Est. Tax County
Direct	309	\$43,835,986	\$36,236	\$27,369
Indirect	31	\$9,248,367	\$54,519	\$39,320
Induced	47	\$7,449,373	\$70,383	\$50,697
	387	\$60,533,726	\$161,138	\$117,386

P2: Montana BRIO Extension Study



+5-mile
extension
analysis



P2: Montana BRIO Extension Study

Grant Request: \$750,000

Match: 0% (located in HDC)

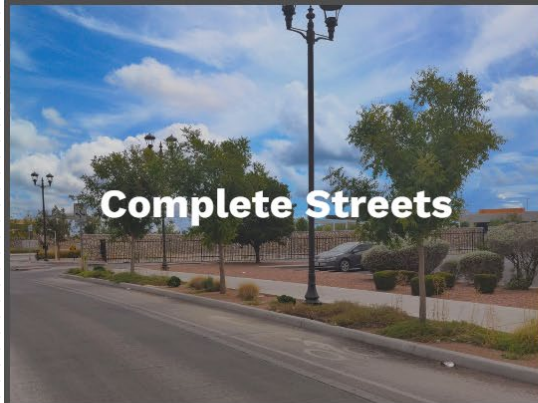
Scope of Work: Complete a feasibility study to extend the Montana BRIO route to **provide service to Beast Urban Park**. Includes recommendations from previous study (Nelson / Nygaard 2024):

- Analysis for increased mileage (5 miles)
- Safety improvements, route/street improvements, park streets improvements
- Analyzing turning radii and analyzing the best speed and reliability investments for this area



P3: Equitable Mobility Plan

<https://www.elev8ep.com/mobility>



P3: Equitable Mobility Plan

Grant Request: \$900,000

Match: 0% (located in HDC)

Scope of Work: The City of El Paso and El Paso County are collaborating on a County-Wide Mobility Plan that identifies areas of high demand and opportunities for connected multi-modal transportation development:

- Review and analysis of existing conditions, policies, plans, and current and proposed projects
- Public outreach and stakeholder coordination
- Pedestrian and bicycle demand analysis
- Multimodal transportation demand analysis
- Drafting and publishing Final Mobility Plan



Council Action

Council authorization to submit applications to the U.S. Department of Transportation (USDOT) Fiscal-Year 2024 Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grant program for the following projects: El Paso Central Business District (CBD) Phase IV Project, the Montana Brio Extension Feasibility Study, and the Equitable Mobility Plan.

MISSION



Deliver exceptional services to support a high quality of life and place for our community.

VISION



Develop a vibrant regional economy, safe and beautiful neighborhoods and exceptional recreational, cultural and educational opportunities powered by a high performing government.



VALUES

Integrity, **R**espect, **E**xcellence,
Accountability, **P**eople



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 24-134, Version: 1

**CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM**

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

*Please choose District and Department from drop down menu. Please post exactly as example below.
No Title's, No emails. Please use ARIAL 10 Font.*

All Districts

Police, Chief Peter Pacillas, (915) 212-4305

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

Discussion and action to approve budget transfer to increase FY2024 Confiscated Funds and Appropriations a total of \$645,070 in State and Federal Confiscated Funds.

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: January 30, 2024

PUBLIC HEARING DATE: Not Applicable

CONTACT PERSON(S) NAME AND PHONE NUMBER:

Peter Pacillas, Chief of Police, El Paso Police Department (915) 212-4305

DISTRICT(S) AFFECTED: All

STRATEGIC GOAL: No. 2 - Set the Standard for a Safe and Secure City

SUBGOAL: 2.1 Maintain standing as one of the nation's top safest cities

SUBJECT:

Approve budget transfer to increase FY2024 Confiscated Funds and appropriations a total of \$645,070 in State and Federal Confiscated Funds.

BACKGROUND / DISCUSSION:

Funds are received through awards made by the Asset Forfeiture Program and must be used to further law enforcement activities. The proposed FY2024 Confiscated Funds Budget will allow the Police Department to purchase public safety equipment, providing training to employees, and fund substance abuse and prevention programs. The major planned purchases are detailed in the attached document.

SELECTION SUMMARY:

NA

CONTRACT VARIANCE:

No contract variance.

PROTEST

NA

PRIOR COUNCIL ACTION:

City Council approved FY23 Confiscated Funds Budget Transfer on April 25, 2023.

AMOUNT AND SOURCE OF FUNDING:

Funding from State, Federal, and Treasury Confiscated Fund awards

321-21270-2812

321-21270-2814

321-21270-2816

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? X YES NO

PRIMARY DEPARTMENT: Police

SECONDARY DEPARTMENT: NA

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:

A handwritten signature in blue ink, appearing to read 'PP', is written over a horizontal line.

Peter Pacillas, Chief of Police, El Paso Police Department



EI PASO POLICE DEPARTMENT
Confiscated Fund FY 2024 Budget Requests

Section	Item Description	Estimated Cost
Department Wide	Police Explorer Youth Program	\$ 4,516
Department Wide	Outside Contracts	\$ 55,000
Department Wide	Travel and Training	\$ 100,000
Community Development	10% of State Confiscated Funds	\$ 50,000
Central Regional Command Center	Boss Heavy duty flip arm Office Chairs (22)	\$ 9,800
Central Regional Command Center Metro	Bike lights (46)	\$ 2,900
Crime Scene Unit	Bright Beam-Dual Laser	\$ 26,000
Internal Affairs	Leased Vehicles (6 unmarked)	\$ 50,040
Major Crimes - Crimes Against Persons	Refurnish interview rooms (2) Chairs, Stands, Computer Desk	\$ 4,200
Mission Valley Regional Command Center	Break Room Fridge and Ice Machine	\$ 8,000
Mission Valley Regional Command Center	Mesh Swivel Task Chairs (45)	\$ 11,500
Narco	Confidential Informant Funds	\$ 10,000
Northeast Regional Command Center	Talk Through Window Unit	\$ 3,000
Northeast Regional Command Center	Air compressor, tool chest and tools	\$ 3,000
Northeast Regional Command Center	Televisions for the Report Room (5)	\$ 3,750
Northeast Regional Command Center	New chairs for Criminal Investigations Department	\$ 5,000
Northeast Regional Command Center	New gym equipment (treadmill and cable machine)	\$ 5,000
PD Payroll	Rotary File Cabinet Starter Unit (6 adjustable shelves)	\$ 16,000



EI PASO POLICE DEPARTMENT
Confiscated Fund FY 2024 Budget Requests

Section	Item Description	Estimated Cost
PD Public Information Office	Podcast Furniture for Studio	\$ 3,000
PD Public Information Office	Audio Equipment Xoom 32-bit float field recorder, mics, boom, and wind protection	\$ 4,394
PD Public Information Office	Sit, standing work station with Chair (4)	\$ 12,000
PD Public Information Office	Video editing capable computer (4)	\$ 12,000
PD Public Information Office	Sony zv-1 Photo cameras and accessories (4)	\$ 14,976
PD Public Information Office	Media Monitor and Consulting Services	\$ 100,000
Pebble Hills Regional Command Center	Replace projectors in Roll Call and Karl McDonough Conference Room with smart televisions (2)	\$ 2,200
Pebble Hills Regional Command Center	36 inch monitors (6) for PHRCC command staff	\$ 4,500
Pebble Hills Regional Command Center	Magnum Series 3-way Olympic Bench	\$ 4,800
PD Property Office	Water and Ice Dispenser	\$ 6,110
Records Division	Digitize Microfiche files (Old Case files) approximately 875,000 images	\$ 50,125
Special Traffic Investigations	Motorcycle Collision and Accident Analysis Training	\$ 30,000
SWAT	Loki MkII Drone and SIGYN MK1 Robot kit	\$ 15,000
Westside Regional Command Center	New Refrigerator	\$ 700
Westside Regional Command Center	Thermal Monocular equipment	\$ 3,459
Westside Regional Command Center	Ingress / Egress gates to the secured parking lot	\$ 5,500
Westside Regional Command Center	Report Room & TAC Office Cubicles	\$ 8,600

\$ 645,070

Space reserved for the ASL
interpreter

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any information on this box.

FY2024 Confiscated Funds

Chief Peter Pacillas and Isaura Valdez

Space reserved for the ASL
interpreter

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any information on this box.

Strategic Goal Alignment

Goal 2 - Set Standard for a Safe & Secure City

- 2.3 Increase public safety operational efficiency

Goal 3 - Set Standard for Sound Governance and Fiscal Management

Background

Space reserved for the ASL
interpreter

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any information on this box.

- The Comprehensive Crime Control Act of 1984 authorized the asset forfeiture program.
- Administration of the program adheres to guidelines of the Department of Justice Asset Forfeiture Program or the State of Texas Code of Criminal Procedure Title 1, Chapter 59.
- Shared funds are to be used by law enforcement agencies for law enforcement purposes only.

Permissible Uses

Space reserved for the ASL
interpreter

Do not move, modify, or add
any information on this box.

- Chief of Police determines the purposes and authorizes all expenditures for which the funds are used consistent with the defined permissible uses of the CCP and the DOJ.
- Proceeds awarded can be spent after presentation of the budget to the governing body of the municipality.
- Funds may be used for law enforcement investigations, training, detention facilities, equipment, protective body armor, travel and transportation, awards and memorials, drug education and awareness programs.

Impermissible Uses

Space reserved for the ASL
interpreter

Do not move, modify, or add
any information on this box.

- Monies may not be used to pay salaries and benefits of current, permanent law enforcement personnel, pay for non-law enforcement training, or for political purposes.
- Shared resources cannot be used to replace or supplant but must increase the entire law enforcement budget.
- A governing body may not use the award to offset or decrease the budget of the law enforcement agency due to the existence of the award.

Auditing and Reporting

Space reserved for the ASL
interpreter

Do not move, modify, or add
any information on this box.

- All expenditures of forfeiture awards are subject to annual audits.
- Both federal and state regulations require a report be submitted no later than 60 days after the end of the law enforcement agency's fiscal year.

2024 Confiscated Fund Budget

- Total Confiscated Fund Budget is \$645,070.
 - Contractual Services - \$298,181
 - Travel and Mileage Reimbursement – \$100,000
 - Computer Equipment and Software - \$35,870
 - Substance Abuse and Prevention - \$50,000
 - Capital Purchases and Equipment - \$103,660
 - Public Safety Equipment - \$47,359
 - Confidential Informant Funds - \$10,000

Space reserved for the ASL
interpreter

Do not move, modify, or add
any information on this box.



Historical Confiscated Fund Budget

- FY2023 \$750,000
- FY2022 \$750,000
- FY2021 \$1,539,635
- FY2020 \$1,072,955
- FY2019 \$1,184,055

Space reserved for the ASL
interpreter

Do not move, modify, or add
any information on this box.



Space reserved for the ASL
interpreter

Do not move, modify, or add
any information on this box.

Questions?



Mission

Deliver exceptional services to support a high quality of life and place for our community



Vision

Develop a vibrant regional economy, safe and beautiful neighborhoods and exceptional recreational, cultural and educational opportunities powered by a high performing government



Values

Integrity, Respect, Excellence, Accountability, People

Space reserved for the ASL interpreter

Do not move, modify, or add any information on this box.



Legislation Text

File #: 24-146, Version: 1

CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

All Districts

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

Airport, Sam Rodriguez, (915) 212-0330

Tax Office, Maria Pasillas, (915) 212-0106

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

Discussion and action that the City Manager, or designee, be authorized to effectuate the listed budget transfers, attached to the Resolution as Exhibit A, for the El Paso International Airport and Tax Office as necessary to execute the approved Capital Improvement Plan in FY 2024.

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

AGENDA DATE: January 30, 2024

PUBLIC HEARING DATE:

CONTACT PERSON NAME AND PHONE NUMBER:

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

Sam Rodriguez, Airport (915) 212-0330

Maria Pasillas, Tax Office, (915) 212-0106

DISTRICT(S) AFFECTED: All Districts

STRATEGIC GOAL: 6. Set the Standard for Sound Governance and Fiscal Management

SUBGOAL: N/A

SUBJECT: Discussion and action that the City Manager, or designee, be authorized to effectuate the listed budget transfers, attached to the Resolution as Exhibit A, for the El Paso International Airport, and Tax Office as necessary to execute the approved Capital Improvement Plan in FY 2024.

BACKGROUND / DISCUSSION:

Section 7.3D of the City Charter requires a budget to be adopted by resolution no later than August 31st of each year.

PRIOR COUNCIL ACTION:

The FY 2023 - 2024 Annual Budget for the City of El Paso was adopted by Resolution on August 15, 2023.

AMOUNT AND SOURCE OF FUNDING:

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? X YES NO

PRIMARY DEPARTMENT: City Manager's Office - Office of Management and Budget
Capital Improvement Department, Airport, Tax Office.

SECONDARY DEPARTMENT: Mayor and Council

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:



(If Department Head Summary Form is initiated by Purchasing, client
department should sign also)

RESOLUTION

WHEREAS, on August 15, 2023, pursuant to Section 7.3D of the City of El Paso municipal code, the City Council approved the FY2024 City budget by resolution (“Budget Resolution”); and

WHEREAS, Section 6 of the FY2024 Budget Resolution authorizes the City Manager or designee to make budget transfers between departments and/or non-enterprise funds or reprogram funds within an enterprise department, not to exceed \$100,000, to the extent permitted by law and budget transfers between departments and/or non-enterprise department funds exceeding \$100,000 requiring City Council approval; and

WHEREAS, the Capital Improvement Department requires budget transfers in excess of \$100,000, which in accordance with Section 6 of the FY2024 Budget Resolution, require Council approval, and

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

THAT, the City Manager, or designee, be authorized to effectuate the listed budget transfers, attached to this Resolution as Exhibit A, for the Tax Office, and International Airport as necessary to execute the approved Capital Improvement Plan in FY 2024.

APPROVED this _____ day of _____, 2024.

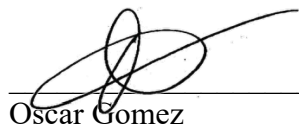
CITY OF EL PASO:

Oscar Leaser
Mayor

ATTEST:

Laura D. Prine
City Clerk

APPROVED AS TO FORM:



Oscar Gomez
Assistant City Attorney

APPROVED AS TO CONTENT:



K. Nicole Cote, Director
Office of Management & Budget

Exhibit A

Capital Improvement Program (CIP) Budget Transfer Request FY 2024

CAPITAL IMPROVEMENT PROGRAM (CIP)
BUDGET TRANSFER REQUEST
FY 2024

BT Number	Justification	Fund	Project	Amount	Funding Source
2024-0213	To cover the increased expense of construction for improvements to the tax office lobby. The quote from the new vendor is more than double the amount from the original vendor. Please see BT#2023-0257 and JE#TAX3700-17.	From 3700 To 4930	PCP23TAXOFFICE	273,000.00	Tax Office Enterprise Fund Capital Projects-Internal
2024-0248	Increase budget for Consolidated Rental Agency Complex (CONRAC) Improvements project PAP00993;increase allocated from Airport Funds	3010	PAP00993	1,500,000.00	Airport Capital Fund



CITY OF EL PASO

El Paso International Airport Budget Transfers

January 30, 2024

Project: ConRAC Facility and Rockwall Repairs

March 28, 2023 City Council Approved CIP Total Project Budget	\$1,000,000.00
Current Budget Setup	\$1,000,000.00
Budget Increase Request	\$1,500,000.00
New Total Project Budget:	\$2,500,000.00
Percent Increase Request:	150%

Scope of Work



- Replace expansion joints
- Remove rock wall façade

Reasons for Budget Increase

- Project planning began in 2019, the original estimated project cost was performed.
- Original cost estimate performed assumed the use of a certain type of expansion joint, as the design progressed it was determined a different expansion joint was needed and costs increased
- Increased construction costs overall

Request for Action

That the City Manager, or authorized designee, be authorized to effectuate the listed budget transfers attached to this Resolution as Exhibit A, for the El Paso International Airport as necessary to execute the approved Capital Improvement Plan in FY 2024.

MISSION



Deliver exceptional services to support a high quality of life and place for our community.

VISION



Develop a vibrant regional economy, safe and beautiful neighborhoods and exceptional recreational, cultural and educational opportunities powered by a high performing government.



VALUES

Integrity, **R**espect, **E**xcellence,
Accountability, **P**eople

MISIÓN



Brindar servicios excepcionales para respaldar una vida y un lugar de alta calidad para nuestra comunidad

VISIÓN



Desarrollar una economía regional vibrante, vecindarios seguros y hermosos y oportunidades recreativas, culturales y educativas excepcionales impulsadas por un gobierno de alto desempeño



VALORES

Integridad, Respeto, Excelencia,
Responsabilidad, Personas



CITY OF EL PASO

Tax Office Budget Transfer

January 30, 2024

This text box is to remind you about the ASL translator service. Do NOT add any info in this space.

REMOVE THIS BOX ONCE THE PRESENTATION IS FINALIZED.

Project: Tax Office Lobby Improvements

Purpose: To make the Tax Office lobby more secure

This text box is to remind you about the ASL translator service. Do NOT add any info in this space.

REMOVE THIS BOX ONCE THE PRESENTATION IS FINALIZED.

November 2, 2022 DCM/CFO Approved CIP Estimated Project Cost:	\$227,000.00
Current Budget Setup:	\$227,000.00
Budget Increase Request:	\$273,000.00
Actual Total Project Budget:	\$500,000.00
Source of Funding: Tax Office Enterprise Fund Balance Transfer From: 470020 - 206 - 3700 - 19040 Transfer To: 580270 - 206 - 4930 – 19040	This project will install bullet proof glass on the customer service side of the lobby and renovating a bathroom for employee use.

Scope of Work

Reconfiguration to an existing facility, to include, but not limited to:

1 - Lobby Area

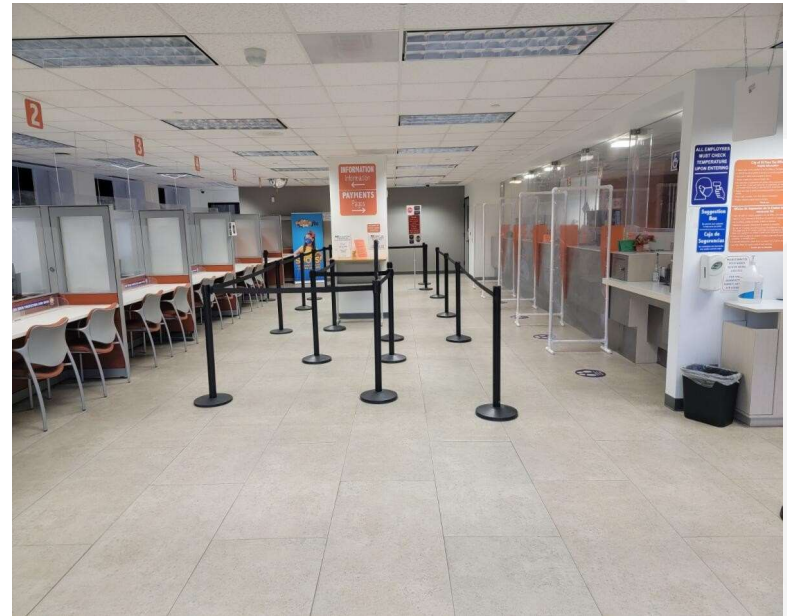
- Adding Security Office Station
- Addition of New Security Walls
- Addition of New Security Door

2 - Restroom Area

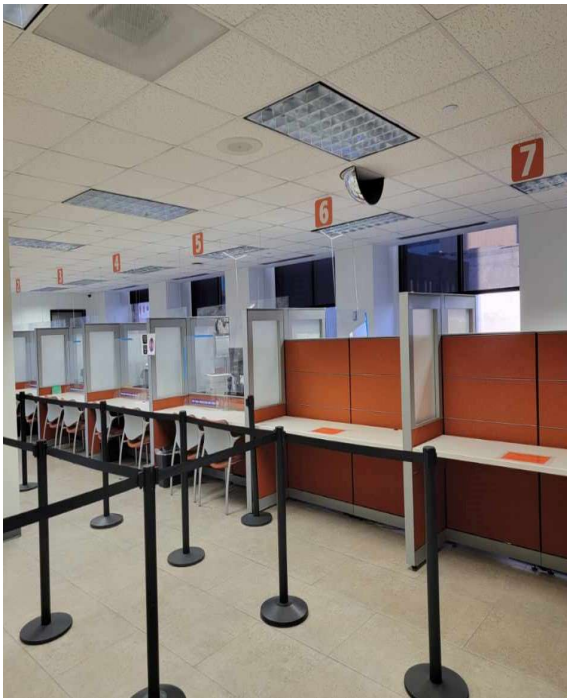
- Reconfiguration of Existing Shower Bathroom To Be Transformed Into A Functional Accessible Restroom

This text box is to remind you about the ASL translator service. Do NOT add any info in this space.

REMOVE THIS BOX ONCE THE PRESENTATION IS FINALIZED.



Customer Service Area Unsecured Half Partitions



Cashier Area Bullet Proof Glass



This text box is to remind you about the ASL translator service. Do NOT add any info in this space.

REMOVE THIS BOX ONCE THE PRESENTATION IS FINALIZED.

Reasons for Budget Increase

- Project planning began in October 2022 with a target start date of March 2023.
- City Staff estimate for design and construction was \$227,000.
- Vendor estimate for design and construction is between \$400,000 and \$500,000.
- Scope of work revised to include shower bathroom remodel for employees.
- Target start date is April 2024.

This text box is to remind you about the ASL translator service. Do NOT add any info in this space.

REMOVE THIS BOX ONCE THE PRESENTATION IS FINALIZED.

Request for Action

This text box is to remind you about the ASL translator service. Do NOT add any info in this space.

REMOVE THIS BOX ONCE THE PRESENTATION IS FINALIZED.

That the City Manager, or authorized designee, be authorized to effectuate the listed budget transfer attached to this Resolution as Exhibit A, for the City of El Paso Tax Office as necessary to execute the approved Capital Improvement Plan in FY 2024.

MISSION



Deliver exceptional services to support a high quality of life and place for our community.

VISION



Develop a vibrant regional economy, safe and beautiful neighborhoods and exceptional recreational, cultural and educational opportunities powered by a high performing government.



VALUES

Integrity, Respect, Excellence,
Accountability, People

This text box is to remind you about the ASL translator service. Do NOT add any info in this space.

REMOVE THIS BOX ONCE THE PRESENTATION IS FINALIZED.



Legislation Text

File #: 24-147, Version: 1

CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

All Districts

Community and Human Development, Nicole Ferrini, 915-212-1659

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

Discussion and action that the Mayor of the City of El Paso, Texas be authorized to sign Resolutions of Support and/or Resolutions of No Objection for the following 2024 9% Regional Competitive Low Income Housing Tax Credit (LIHTC) applications:

- Chai Manor II, located at 406 Wallenberg Drive, El Paso, Texas 79912, proposed by Paisano Housing Redevelopment (instrumentality of HACEP dba HOME).
- Mesa Hills II, located at Parcel 1, Lot 3, Block One, Coronado del Sol, Mesa Hills Drive, El Paso, Texas 79912, proposed by Paisano Housing Redevelopment (instrumentality of HACEP dba HOME).
- Pebble Hills Seniors, located at NWC Charles Foster Ave and John Hayes St, El Paso, Texas 79938, proposed by Investment Builders, Inc.
- Villas at Augusta, located at SWC of Augusta Dr and Zaragoza Rd, El Paso, Texas 79938, proposed by Investment Builders, Inc.

CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM

AGENDA DATE: January 30, 2024

PUBLIC HEARING DATE: N/A

CONTACT PERSON(S) NAME AND PHONE NUMBER: Nicole Ferrini, Climate and Sustainability Officer, 915-212-1659

DISTRICT(S) AFFECTED: All Districts

STRATEGIC GOAL: Goal 8 – Nurture and promote a healthy, sustainable community

SUBGOAL: Goal 8.2 – Stabilize neighborhoods through community, housing and ADA improvements

SUBJECT:

APPROVE a resolution / ordinance / lease to do what? OR AUTHORIZE the City Manager to do what? Be descriptive of what we want Council to approve. Include \$ amount if applicable.

Discussion and action that the Mayor of the City of El Paso, Texas be authorized to sign Resolutions of Support and/or Resolutions of No Objection for the following 2024 9% Regional Competitive Low Income Housing Tax Credit (LIHTC) applications:

- Chai Manor II, located at 406 Wallenberg Drive, El Paso, Texas 79912, proposed by Paisano Housing Redevelopment (instrumentality of HACEP dba HOME).
- Mesa Hills II, located at Parcel 1, Lot 3, Block One, Coronado del Sol, Mesa Hills Drive, El Paso, Texas 79912, proposed by Paisano Housing Redevelopment (instrumentality of HACEP dba HOME).
- Pebble Hills Seniors, located at NWC Charles Foster Ave and John Hayes St, El Paso, Texas 79938, proposed by Investment Builders, Inc.
- Villas at Augusta, located at SWC of Augusta Dr and Zaragoza Rd, El Paso, Texas 79938, proposed by Investment Builders, Inc.

BACKGROUND / DISCUSSION:

Discussion of the what, why, where, when, and how to enable Council to have reasonably complete description of the contemplated action. This should include attachment of bid tabulation, or ordinance or resolution if appropriate. What are the benefits to the City of this action? What are the citizen concerns?

The City of El Paso received four requests for resolutions of support for 9% Low Income Housing Tax Credit applications. Staff recommends issuing resolutions of no objection for the four proposals as they do not align with the priorities of the City as expressed in the Local Support Evaluation Criteria, approved by City Council on 10/15/2019.

THIS YEAR'S REQUEST FOR SUPPORT

Chai Manor II

Applicant/Developer: Paisano Housing Redevelopment (instrumentality of HACEP dba HOME)

Project type: New Construction

Location: 406 Wallenberg Dr, El Paso, TX 79912, District 8

of affordable units: 40 (26 units at 60% AMI, 10 units at 50% AMI, 4 units at 30% AMI)

Mesa Hills II

Applicant/Developer: Paisano Housing Redevelopment (instrumentality of HACEP dba HOME)

Project Type: New Construction

Location: Parcel 1, Lot 3, Block One, Coronado del Sol, Mesa Hills Drive, El Paso, TX 79912, District 8

of affordable units: 40 (32 units at 60% AMI, 8 units at 30% AMI)

Pebble Hills Seniors

Applicant/Developer: Pebble Hills Seniors, Ltd./Investment Builders, Inc.

Project Type: New Construction

Location: NWC Charles Foster Ave and John Hayes St, El Paso, TX 79938, District 5

of affordable units: 60 (6 units at Market Rate, 37 units at 60% AMI, 11 units at 50% AMI, 6 units at 30% AMI)

Villas at Augusta

Applicant/Developer: Villas at Augusta, Ltd./Investment Builders, Inc.

Project Type: New Construction

Location: SWC of Augusta Dr and Zaragoza Rd, El Paso, TX 79938, District 5

of affordable units: 60 (6 units at Market Rate, 37 units at 60% AMI, 11 units at 50% AMI, 6 units at 30% AMI)

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one?

N/A

AMOUNT AND SOURCE OF FUNDING:

How will this item be funded? Has the item been budgeted? If so, identify funding source by account numbers and description of account. Does it require a budget transfer?

N/A

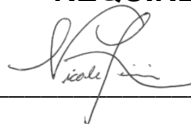
HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? ☒ YES ☐ NO

PRIMARY DEPARTMENT: Department of Community + Human Development (DCHD)

SECONDARY DEPARTMENT: N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:



(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

RESOLUTION

WHEREAS, Paisano Housing Redevelopment (instrumentality of HACEP dba HOME) has proposed a development for 40 affordable rental housing units at Parcel 1, Lot 3, Block One, Coronado del Sol, Mesa Hills Dr., named Mesa Hills II, in the City of El Paso, Texas; and

WHEREAS, Paisano Housing Redevelopment Corp (D/B/A HOME) has committed to a minimum 45-year affordability period for those additional 40 units at Parcel 1, Lot 3, Block One, Coronado del Sol, Mesa Hills Dr., named Mesa Hills II, in the City of El Paso, Texas; and

WHEREAS, Paisano Housing Redevelopment (instrumentality of HACEP dba HOME) has advised that it intends to submit an application to the Texas Department of Housing and Community Affairs (TDHCA) for 2024 Competitive 9% Housing Tax Credits for Mesa Hills II.

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

1. That the City of El Paso, Texas, acting through its governing body, hereby confirms that it **supports** the proposed **Mesa Hills II** development located at Parcel 1, Lot 3, Block One, Coronado del Sol, Mesa Hills Dr. (TDHCA Application number 24157) and that this formal action has been taken to put on record the opinion expressed by the City of El Paso, Texas on January 30, 2024.
2. That for and on behalf of the Governing Body, Laura Prine, City Clerk, is hereby authorized, empowered, and directed to certify these resolutions to the Texas Department of Housing and Community Affairs.

APPROVED this _____ day of _____, 2024.

THE CITY OF EL PASO


Oscar Leaser
Mayor

(Signatures Continue on Following Page)

ATTEST:


Laura Prine
City Clerk

APPROVED AS TO FORM:



Joyce Garcia
Assistant City Attorney

APPROVED AS TO CONTENT:



Nicole M. Ferrini
Climate and Sustainability Officer
Community and Human Development

RESOLUTION

WHEREAS, Paisano Housing Redevelopment (instrumentality of HACEP dba HOME) has proposed a development for 40 affordable rental housing units at Parcel 1, Lot 3, Block One, Coronado del Sol, Mesa Hills Dr., named Mesa Hills II, in the City of El Paso, Texas; and

WHEREAS, Paisano Housing Redevelopment (instrumentality of HACEP dba HOME) has committed to a minimum 45-year affordability period for those additional 40 units at Parcel 1, Lot 3, Block One, Coronado del Sol, Mesa Hills Dr., named Mesa Hills II, in the City of El Paso, Texas; and

WHEREAS, Paisano Housing Redevelopment (instrumentality of HACEP dba HOME) has advised that it intends to submit an application to the Texas Department of Housing and Community Affairs (TDHCA) for 2024 Competitive 9% Housing Tax Credits for Mesa Hills II.

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

1. That the City of El Paso, Texas, acting through its governing body, hereby confirms that it has **no objection** to the proposed **Mesa Hills II** development located at Parcel 1, Lot 3, Block One, Coronado del Sol, Mesa Hills Dr. (TDHCA Application number 24157) and that this formal action has been taken to put on record the opinion expressed by the City of El Paso, Texas on January 30, 2024.
2. That for and on behalf of the Governing Body, Laura Prine, City Clerk, is hereby authorized, empowered, and directed to certify these resolutions to the Texas Department of Housing and Community Affairs.

APPROVED this _____ day of _____, 2024.

THE CITY OF EL PASO

Oscar Leaser
Mayor

(Signatures Continue on Following Page)

ATTEST:

Laura Prine
City Clerk

APPROVED AS TO FORM:



Joyce Garcia
Assistant City Attorney

APPROVED AS TO CONTENT:



Nicole M. Ferrini
Climate and Sustainability Officer
Community and Human Development

RESOLUTION

WHEREAS, Paisano Housing Redevelopment (instrumentality of HACEP dba HOME) has proposed a development for 40 affordable rental housing units at 406 Wallenberg Dr., El Paso, TX 79912, named Chai Manor II, in the City of El Paso, Texas; and

WHEREAS, Paisano Housing Redevelopment (instrumentality of HACEP dba HOME) has committed to a minimum 45-year affordability period for those additional 40 units at 406 Wallenberg Dr., El Paso, TX 79912, named Chai Manor II, in the City of El Paso, Texas; and

WHEREAS, Paisano Housing Redevelopment (instrumentality of HACEP dba HOME) has advised that it intends to submit an application to the Texas Department of Housing and Community Affairs (TDHCA) for 2024 Competitive 9% Housing Tax Credits for Chai Manor II.

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

1. That the City of El Paso, Texas, acting through its governing body, hereby confirms that it **supports** the proposed **Chai Manor II** development located at 406 Wallenberg Dr., El Paso, TX 79912 (TDHCA Application number 24158) and that this formal action has been taken to put on record the opinion expressed by the City of El Paso, Texas on January 30, 2024.
2. That for and on behalf of the Governing Body, Laura Prine, City Clerk, is hereby authorized, empowered, and directed to certify these resolutions to the Texas Department of Housing and Community Affairs.

APPROVED this _____ day of _____, 2024.

THE CITY OF EL PASO

Oscar Leaser
Mayor

(Signatures Continue on Following Page)

ATTEST:

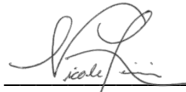
Laura Prine
City Clerk

APPROVED AS TO FORM:



Joyce Garcia
Assistant City Attorney

APPROVED AS TO CONTENT:



Nicole M. Ferrini
Climate and Sustainability Officer
Community and Human Development

RESOLUTION

WHEREAS, Paisano Housing Redevelopment (instrumentality of HACEP dba HOME) has proposed a development for 40 affordable rental housing units at 406 Wallenberg Dr., El Paso, TX 79912, named Chai Manor II, in the City of El Paso, Texas; and

WHEREAS, Paisano Housing Redevelopment (instrumentality of HACEP dba HOME) has committed to a minimum 45-year affordability period for those additional 40 units at 406 Wallenberg Dr., El Paso, TX 79912, named Chai Manor II, in the City of El Paso, Texas; and

WHEREAS, Paisano Housing Redevelopment (instrumentality of HACEP dba HOME) has advised that it intends to submit an application to the Texas Department of Housing and Community Affairs (TDHCA) for 2024 Competitive 9% Housing Tax Credits for Chai Manor II.

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

1. That the City of El Paso, Texas, acting through its governing body, hereby confirms that it has **no objection** to the proposed **Chai Manor II** development located at 406 Wallenberg Dr., El Paso, TX 79912 (TDHCA Application number 24158) and that this formal action has been taken to put on record the opinion expressed by the City of El Paso, Texas on January 30, 2024.
2. That for and on behalf of the Governing Body, Laura Prine, City Clerk, is hereby authorized, empowered, and directed to certify these resolutions to the Texas Department of Housing and Community Affairs.

APPROVED this _____ day of _____, 2024.

THE CITY OF EL PASO


Oscar Leaser
Mayor

(Signatures Continue on Following Page)

ATTEST:

Laura Prine
City Clerk

APPROVED AS TO FORM:



Joyce Garcia
Assistant City Attorney

APPROVED AS TO CONTENT:



Nicole M. Ferrini
Climate and Sustainability Officer
Community and Human Development

RESOLUTION

WHEREAS, Investment Builders, Inc. has proposed a development for 60 affordable rental housing units at SWC of Augusta Dr. and Zaragoza Rd. El Paso, TX 79938, named Villas at Augusta, in the City of El Paso, Texas; and

WHEREAS, Investment Builders, Inc. has committed to a minimum 45-year affordability period for those additional 60 units at SWC of Augusta Dr. and Zaragoza Rd. El Paso, TX 79938, named Villas at Augusta, in the City of El Paso, Texas; and

WHEREAS, Investment Builders, Inc. has advised that it intends to submit an application to the Texas Department of Housing and Community Affairs (TDHCA) for 2024 Competitive 9% Housing Tax Credits for Villas at Augusta.

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

1. That the City of El Paso, Texas, acting through its governing body, hereby confirms that it **supports** the proposed Villas at Augusta development located at SWC of Augusta Dr. and Zaragoza Rd. El Paso, TX 79938 (TDHCA Application number 24077) and that this formal action has been taken to put on record the opinion expressed by the City of El Paso, Texas on January 30, 2024.
2. That for and on behalf of the Governing Body, Laura Prine, City Clerk, is hereby authorized, empowered, and directed to certify these resolutions to the Texas Department of Housing and Community Affairs.

APPROVED this _____ day of _____, 2024.

THE CITY OF EL PASO

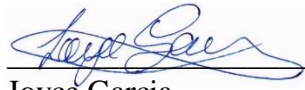
Oscar Leaser
Mayor

(Signatures Continue on Following Page)

ATTEST:

Laura Prine
City Clerk

APPROVED AS TO FORM:

A blue ink signature of Joyce Garcia, written in a cursive style, positioned above a horizontal line.

Joyce Garcia
Assistant City Attorney

APPROVED AS TO CONTENT:

A blue ink signature of Nicole M. Ferrini, written in a cursive style, positioned above a horizontal line.

Nicole M. Ferrini
Climate and Sustainability Officer
Community and Human Development

RESOLUTION

WHEREAS, Investment Builders, Inc. has proposed a development for 60 affordable rental housing units at SWC of Augusta Dr. and Zaragoza Rd. El Paso, TX 79938, named Villas at Augusta, in the City of El Paso, Texas; and

WHEREAS, Investment Builders, Inc. has committed to a minimum 45-year affordability period for those additional 60 units at SWC of Augusta Dr. and Zaragoza Rd. El Paso, TX 79938, named Villas at Augusta, in the City of El Paso, Texas; and

WHEREAS, Investment Builders, Inc. has advised that it intends to submit an application to the Texas Department of Housing and Community Affairs (TDHCA) for 2024 Competitive 9% Housing Tax Credits for Villas at Augusta.

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

1. That the City of El Paso, Texas, acting through its governing body, hereby confirms that it has **no objection** to the proposed Villas at Augusta development located at SWC of Augusta Dr. and Zaragoza Rd. El Paso, TX 79938 (TDHCA Application number 24077) and that this formal action has been taken to put on record the opinion expressed by the City of El Paso, Texas on January 30, 2024.
2. That for and on behalf of the Governing Body, Laura Prine, City Clerk, is hereby authorized, empowered, and directed to certify these resolutions to the Texas Department of Housing and Community Affairs.

APPROVED this _____ day of _____, 2024.

THE CITY OF EL PASO

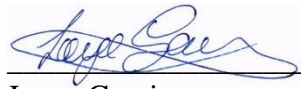
Oscar Leeser
Mayor

(Signatures Continue on Following Page)

ATTEST:

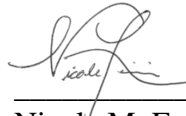
Laura Prine
City Clerk

APPROVED AS TO FORM:



Joyce Garcia
Assistant City Attorney

APPROVED AS TO CONTENT:



Nicole M. Ferrini
Climate and Sustainability Officer
Community and Human Development

RESOLUTION

WHEREAS, Investment Builders, Inc. has proposed a development for 60 affordable rental housing units at NWC Charles Foster Ave and John Hayes St, El Paso, TX 79938, named Pebble Hills Seniors, in the City of El Paso, Texas; and

WHEREAS, Investment Builders, Inc. has committed to a minimum 45-year affordability period for those additional 60 units at NWC Charles Foster Ave and John Hayes St, El Paso, TX 79938., named Pebble Hills Seniors, in the City of El Paso, Texas; and

WHEREAS, Investment Builders, Inc. has advised that it intends to submit an application to the Texas Department of Housing and Community Affairs (TDHCA) for 2024 Competitive 9% Housing Tax Credits for Pebble Hills Seniors.

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

1. That the City of El Paso, Texas, acting through its governing body, hereby confirms that it **supports** the proposed **Pebble Hills Seniors** development located at NWC Charles Foster Ave and John Hayes St, El Paso, TX 79938, (TDHCA Application number 24078) and that this formal action has been taken to put on record the opinion expressed by the City of El Paso, Texas on January 30, 2024.
2. That for and on behalf of the Governing Body, Laura Prine, City Clerk, is hereby authorized, empowered, and directed to certify these resolutions to the Texas Department of Housing and Community Affairs.

APPROVED this _____ day of _____, 2024.

THE CITY OF EL PASO

Oscar Leaser
Mayor

(Signatures Continue on Following Page)

ATTEST:

Laura Prine
City Clerk

APPROVED AS TO FORM:



Joyce Garcia
Assistant City Attorney

APPROVED AS TO CONTENT:



Nicole M. Ferrini
Climate and Sustainability Officer
Community and Human Development

RESOLUTION

WHEREAS, Investment Builders, Inc. has proposed a development for 60 affordable rental housing units at NWC Charles Foster Ave, and John Hayes St, El Paso, TX 79938, named Pebble Hills Seniors, in the City of El Paso, Texas; and

WHEREAS, Investment Builders, Inc has committed to a minimum 45-year affordability period for those additional 60 units at NWC Charles Foster Ave and John Hayes St, El Paso, TX 79938, named Pebble Hills Seniors, in the City of El Paso, Texas; and

WHEREAS, Investment Builders, Inc. has advised that it intends to submit an application to the Texas Department of Housing and Community Affairs (TDHCA) for 2024 Competitive 9% Housing Tax Credits for Pebble Hills Seniors.

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

1. That the City of El Paso, Texas, acting through its governing body, hereby confirms that it has **no objection** to the proposed **Pebble Hills Seniors** development located at Foster Ave and John Hayes St, El Paso, TX 79938. (TDHCA Application number 24078) and that this formal action has been taken to put on record the opinion expressed by the City of El Paso, Texas on January 30, 2024.
2. That for and on behalf of the Governing Body, Laura Prine, City Clerk, is hereby authorized, empowered, and directed to certify these resolutions to the Texas Department of Housing and Community Affairs.

APPROVED this _____ day of _____, 2024.

THE CITY OF EL PASO

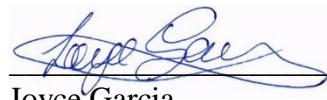
Oscar Leaser
Mayor

(Signatures Continue on Following Page)

ATTEST:


Laura Prine
City Clerk

APPROVED AS TO FORM:



Joyce Garcia
Assistant City Attorney

APPROVED AS TO CONTENT:



Nicole M. Ferrini
Climate and Sustainability Officer
Community and Human Development



2024 LOW INCOME HOUSING TAX CREDIT REQUEST FOR MUNICIPAL RESOLUTION

The City of El Paso requires the following information in order to process a request for support resolution for the Texas Dept. of Housing and Community Affairs as part of the 2024 Low Income Housing Tax Credit (LIHTC) application process. All 9% LIHTC applicants must fill out Sections A, B, and D. Section C is for 9% LIHTC applicants seeking City financial support. 4% HTC applicants must fill out sections A, B and D only.

- **The deadline for 9% Housing Tax Credit Requests for Municipal Resolution is Wednesday, December 8, 2023 by 5:00 pm (MST)**

SECTION A. PROPERTY AND CONTACT INFORMATION

- Applicant/Developer: Paisano Housing Redevelopment (instrumentality of HACEP dba HOME)
- Contact Person: Satish Bhaskar
- Applicant Address: 304 Texas Avenue, 16th Floor, El Paso, TX 79901
Phone: 915-849-3730 E-Mail: sbhaskar@ephome.org
- Name of Proposed Development: Chai Manor II
- Proposed Development Address/Location: 406 Wallenburg Drive, El Paso, TX 79912
- Type of Tax Credit requested of TDHCA (ex. 9% Statewide At-Risk or 9% Regional Competitive):
9% Regional Competitive

SECTION B. PROJECT INFORMATION

- Project type (rehabilitation, new construction, adaptive reuse, etc.): New Construction
- Provide a written narrative explaining why the particular type of tax credit is being requested and how the proposed development meets TDHCA criteria and the City of El Paso adopted Evaluation Criteria for Requests for Local Government Support of LIHTC Proposals. To accomplish this, the narrative should include detailed descriptions of how the proposed development meets each of the criteria for Value Statements 2, 3, 4, and 5 in the City's adopted evaluation criteria (attached to this form). Narrative must be no more than 10 pages, single-spaced, 12 pt. Arial or Calibri font, 1" margins. Submit as Attachment B-2.
- Total cost of development (as prepared by an Architect, Engineer or Contractor): \$ 7,875,200
- Cost per square foot: \$ 237.00
- Amount of tax credits being requested of TDHCA: \$ 1,200,000
- Number of units & housing mix for proposed development (1, 2 or 3 bedroom) and Number of Affordable Units

Units/bedroom Size:	Total Quantity	Market Rate	80% AMI	60% AMI	50% AMI	30% AMI
1 Bedroom	40			26	10	4
2 Bedroom						
3 Bedroom						
4 Bedroom						
Totals						

7. Is the proposed development site properly zoned for proposed development? Yes ☒ No ☐
 a. Current Zoning: A-2
8. Are property taxes current for the site? Yes ☐ No ☒
 If yes, provide a copy of current property tax receipt, or print-out from:
https://actweb.acttax.com/act_webdev/elpaso/index.jsp Submit as Attachment B-8.
9. Is the property located in a flood zone? Yes ☐ No ☒
10. Submit location map showing the project site. Submit as Attachment B-10.
11. Submit project Site Plan (and renderings if available). Submit as Attachment B-11.

SECTION C. FOR THOSE PROJECTS SEEKING FINANCIAL SUPPORT FROM CITY FUNDS

1. Total amount of funds requested from City HOME/CDBG funds: \$ _____
 Or, total amount of requested fee waiver from the City of El Paso: \$ 500.00
2. Indicate use of all funds by category and amount (for those requesting HOME/CDBG funds):
- | | |
|---|----------|
| Acquisition: | \$ _____ |
| Design/Soft Costs: | \$ _____ |
| New Construction of Housing Units: | \$ _____ |
| Rehabilitation/Conversion of Housing Units: | \$ _____ |
| Funds from other sources: | \$ _____ |
| Total Project Cost: | \$ _____ |
3. Relocation of Tenants (for rehabilitation and/or reconstruction developments):
- How many of the existing dwelling units are occupied? n/a Vacant? X
- If completely vacant, how long has the property been vacant? 10+ years
- Are any of the units owner-occupied? n/a
- Will Temporary or permanent relocation be required? no relocation
4. Section 3 Agreement (for those requesting HOME/CDBG funds): If the project construction amount totals more than \$200,000, the owner/contractor agrees to meet or exceed Section 3 requirements by: (1) awarding at least 20% of the total dollar amount of all covered construction contracts to Section 3 businesses; and (2) offering 50% of new employment opportunities to Section 3 businesses. Section 3 is a provision of the Housing and Urban Development (HUD) Act of 1968 that requires that recipients of certain HUD financial assistance, to the greatest extent feasible, provide job training, employment, and contracting opportunities for low- or very-low income residents in connection with projects and activities in their neighborhoods. The HOME and CDBG funds administered by the City necessitate following Section 3 provisions.
- Do you agree to meet or exceed the Section 3 requirements noted above? Yes ☐ No ☐
5. Submit the following financial documents (for those requesting HOME/CDBG funds):
- Applicant's financial statement or most recent audit. Submit as Attachment C-5.a.
 - Applicant's Current Income Tax Return. Submit as Attachment C-5.b.

6. Submit the following Relocation documents (if applicable):

- a. Copy of Relocation Plan. Submit as Attachment C-6.a.
- b. Proof of approval of Relocation Plan by HUD. Submit as Attachment C-6.b.
- c. List of all households to be displaced, list must include date of issuance of General Information Notices and date of issuance of Relocation Notices for all households. Submit as Attachment C-6.c.

Please note: Phase I Environmental Assessment must be submitted to Community & Human Development for review prior to execution of any HOME or CDBG funding agreements.

SECTION D. CERTIFICATIONS

RETURN COMPLETED 9% LIHTC REQUESTS FOR MUNICIPAL RESOLUTION WITH ALL ATTACHMENTS NO LATER THAN DECEMBER 8, 2023 BY 5:00 PM (MST).

Submittals received after 5:00 pm on December 8, 2023 MST will not be considered for support.

Applications must be submitted by emailing a link to your application contained within a file sharing service to **DCHDFacilities@elpasotexas.gov**. Please notify DCHD staff by emailing DCHDFacilities@elpasotexas.gov that your application has been stored with a file sharing service to include the link for access. DCHD must receive this email prior to the application deadline. Applications must be submitted electronically unless a waiver has been issued allowing you to submit your application in paper form. Instructions for submitting your paper application will be contained in the approval letter of a waiver for electronic submission.

4% HTC REQUESTS FOR MUNICIPAL RESOLUTION WILL BE ACCEPTED ON A ROLLING BASIS THROUGHOUT THE YEAR

Person authorized to sign on behalf of proposed development:

I/we declare that I/we have examined this request and, to the best of my/our knowledge and belief, the information contained therein is true, correct, and complete.

Signature (required):  33C81D708A3A446...

Printed Name/Title: Satish Bhaskar

Date: 12/08/2023

FOR STAFF USE ONLY: Received by: _____ Date: _____

Review for Completeness by: _____

ATTACHMENT A

Evaluation Criteria for Requests for Local Government Support of LHTC Proposals

Value Statement	Total Points	Evaluation Criteria and/or Scoring Breakdown (points)	Plan El Paso Reference (These goals and policies are to be referenced to ensure proposed projects comply with Plan El Paso. Proposals need not address all goals and policies referenced below; rather, listed goals and policies should be used to inform the scoring of proposals against the Evaluation Criteria.)
1. Maximize affordable housing units within the City of El Paso with whatever combination of projects produces the most affordable housing units given allocation of funds for the region	35	<p>a) 15 points for the proposal with the greatest number of units. All other proposals receive a point value equal to 15 multiplied by the percentage of units proposed as compared to the development with the greatest number of units. (ex. Development X proposes 50% of the total units that the development with the greatest number of units proposes. Points for Development X = 15 points x 50% = 7.5 points).</p> <p>b) 8 points for the development with the most units for households at or below 30% AMI. All other proposals receive a point total equal to 8 multiplied by the percentage of 30% AMI units compared to the development with the greatest number of 30% AMI units.</p> <p>c) 7 points for the development with the most units for households between 31% and 60% AMI. All other proposals receive a point total equal to 7 multiplied by the percentage of 31%-60% AMI units compared to the development with the greatest number of 31%-60% AMI units.</p> <p>d) 5 points for the development with the greatest number of units produced per amount of tax credit.</p>	Goal 6.1 - Housing Supply (Policies 6.1.1 & 6.1.2)
2. Support breaking the cycle of poverty and supporting upward mobility by either directly providing or facilitating availability of social services	20	<p>Actively supporting residents of the project through provision of staffing, investments in programs/services, MOUs with other providers, and/or in house staff providing services.</p> <p>Categories of Services:</p> <p>a) Education (5 pts)</p> <p>b) Economic development/workforce and entrepreneurial development (including homeownership programs) (10 pts)</p> <p>c) Supportive/social services (5 pts)</p>	<p>Goal 5.12 - Museum & Cultural Affairs</p> <p>Goal 5.14 - Schools</p> <p>Goal 5.17 - Civic Buildings</p> <p>Goal 7.12 - Educational Opportunities</p> <p>Goal 9.3 - Access to Healthcare (Policy 9.3.1)</p> <p>Goal 6.1 Housing Supply; supportive housing (Policy 6.1.3)</p> <p>Policy 10.7.6: Promote behavioral changes and consumption patterns that conserve energy</p> <p>Goal 10.16: Reduce "Food Miles" or the distance that food must travel to El Paso, and the associated pollution and fuel consumption associated with long-distance food transport.</p>

ATTACHMENT A

3. Residents given an opportunity for inclusiveness and afforded an opportunity to access public services	10	<p>Categories:</p> <p>a) No physical barriers separating the development from the neighborhood and commercial/public services (4 pts)</p> <p>b) Gathering points/areas that bring together residents of the project and residents of the neighborhood at large (3 pts)</p> <p>c) Development has a mix of units at various income levels to include 80% AMI and/or market rate. (3 pts)</p>	<p>Goal 2.1 - Smart Location Principles</p> <p>Goal 2.2 - Neighborhood Patterns</p> <p>Goal 4.2 - Complete Streets (Policy 4.2.8)</p> <p>Goal 4.5 - Network Principles; minimize isolating communities (Policy 4.5.8)</p> <p>Goals 5.8 & 5.9 - Parks</p> <p>Goal 6.1 - Housing Supply (Policies 6.1.1, 6.1.2 & 6.1.7)</p> <p>Goal 6.2 - Existing Neighborhoods (Policy 6.2.1)</p> <p>Goal 6.3 - Walkable Neighborhoods (Policies 6.3.1 - 6.3.3)</p> <p>Goal 9.3 - Access to Healthcare</p> <p>Goal 10.6 - Atmosphere; promote new development that encourages a sustainable lifestyle such as walking, cycling, the use of public transit, and reducing dependence upon automobiles (Policy 10.6.3) .</p>
4. Local presence and long-term accountability in El Paso	15	<p>Applicant has:</p> <p>a) Past experience involved in a development team constructing, operating and/or providing affordable housing for residents who fit the demographic profile to be served in El Paso (4 pts)</p> <p>b) A staff presence in El Paso of at least 5 employees (4 pts)</p> <p>c) 5 or more years experience as part of a development team financing, building, operating or managing affordable housing in El Paso (4 pts)</p> <p>d) Commitment to extended affordability beyond 30 years. (1 point for every 5 years of extended affordability beyond 30 years) (up to 3 pts)</p>	N/A

ATTACHMENT A

5. Meets City smart growth initiative as set out in Plan El Paso	Each project will be evaluated and scored by City of El Paso staff. Tier 1 projects can score up to 20 points under this category. Tier 2 projects can score up to 10 points under this category. This is intended to prioritize Tier 1 projects while not ruling out creative, impactful projects in Tier 2. (See attached maps of Tier 1 and Tier 2 Areas)	20	Goal 1.1 - Downtown (If proposed project is located downtown) Goal 1.2 - Traditional Neighborhoods (Policy 1.2.3) Goal 1.3 - Neighborhood Retrofits; bus routes and RTS stops (Policies 1.3.1 & 1.3.2) Goal 1.4 - New Neighborhoods Goal 1.5 - Outward Expansion Goal 1.9 - Industrial Lands (Policy 1.9.4) Goal 1.10 - Growth Areas and Overlays (Policies 1.10.3 - 1.10.5) Goal 2.1 - Smart Location Principles Goal 4.1 - Compact Urban Areas (Policy 4.1.2) Goal 4.7 - Air Quality (Policies 4.7.1 & 4.7.3) Goal 4.11 - Public Transportation (Policies 4.11.2, 4.11.3 & 4.11.6) Goal 6.1 - Housing Supply (Policies 6.1.1 - 6.1.3, 6.1.7) Goal 6.2 - Existing Neighborhoods (Policy 6.2.1) Goal 6.3 - Walkable Neighborhoods (Policies 6.3.1 - 6.3.3) Goal 6.4 - Housing Affordability Goal 7.3 - Dynamic Walkable Neighborhoods (Policy 7.3.3) Goal 7.11 - Complete Streets Goal 9.4 - Exposure to Environmental Risk (Policies 9.4.1a, 9.4.1c, 9.4.1e) Goal 9.5 - Encourage Physical Activity Through Design (Policies 9.5.4 & 9.5.6) Goal 9.6 - Encourage Well-Being (Policy 9.6.6) Goal 10.5 - Stormwater; (Policy 10.5.2, Policy 10.5.7, Policy 10.5.9) Goal 10.6 - Atmosphere; promote both roof and non-roof strategies to mitigate the urban heat island effect (Policy 10.6.9). Goal 10.7 - Energy/Public transit (Policy 10.7.2). Goal 10.8: Protect and enhance ecologically sensitive areas such as aquifer recharge zones, hillsides, bosques, arroyos, wetlands, and plants and wildlife resources. Goal 10.9: Preserve the valuable natural resources of the mountain and hillside areas and minimize the exposure of potential environmental hazards associated with their development. Goal 10.10: Protect the community from risks associated with geologic conditions Goal 10.13: Protect City residents from the effects of excessive noise or vibration. Goal 10.14: Improve public safety by developing appropriate lighting and control standards.
TOTAL POSSIBLE POINTS		100	

1. Regional Land Use Patterns			MAXIMUM POINTS: 4	
Goal	Policy	Criteria	Points	
Downtown				
Goal 1.1: The City of El Paso places the highest priority on the reinvigoration of Downtown, whose strategic location, walkable blocks, and historic buildings will once again make Downtown a vibrant destination and center of culture, shopping, government, and the arts. These policies, and the policies in the Downtown Element of <i>Plan El Paso</i> , apply to land in the G-1 "Downtown" growth sector on the Future Land Use Map.	Policy 1.1.1: City policies and programs should encourage the rehabilitation of upper stories of existing Downtown buildings as office, retail, entertainment, and residential space. Financial incentives should be considered to encourage investment from the private sector.	For developments in the G-1 "Downtown" Future Land Use Area, the development includes rehabilitation of existing buildings.	1	
	Policy 1.1.2: The City encourages new multi-story mixed-use buildings with windows and doors facing all sidewalks to be constructed on vacant lots. The City will not require any on-site parking for buildings Downtown.	For developments in the G-1 "Downtown" Future Land Use Area, the development includes new construction with three or more habitable stories.	1	
	Policy 1.1.3: Downtown redevelopment strategies will include new and improved civic buildings and civic spaces, plus shared parking for residents, employees, and visitors.	For developments in the G-1 "Downtown" Future Land Use Area, the development utilizes shared parking agreements with existing private or municipal parking resources to satisfy at least 50% of its required off-street parking.	1	
Traditional Neighborhoods				
Goal 1.2: The City of El Paso highly values the traditional neighborhoods that were laid out in all directions from Downtown and will maintain and improve their highly walkable character, transit accessibility, diverse mix of land uses, and historic building stock. These policies apply to land in the G-2 "Traditional Neighborhood" growth sector on the Future Land Use Map. Also see goals and policies in the Urban Design Element.	Policy 1.2.3: Vacant and underutilized parcels in and around the City's traditional neighborhoods can be excellent locations for redevelopment that adds housing, shopping, employment, entertainment, and recreational options for nearby residents and transit patrons. Redevelopment of such sites should mesh with the scale and character of these existing neighborhoods rather than imposing a suburban or high-rise model on traditional neighborhoods. The City's zoning and development regulations should be modified accordingly. Additional infill incentives should be considered by the City.	For developments in the G-2 "Traditional Neighborhood" Future Land Use Area, the development's structures show a general conformance with the scale and character of the existing neighborhood (defined as those residential properties within a 1/4 mile proximity of the subject property) in terms of building height and residential density.	1	

Neighborhood Retrofits			
Goal 1.3: The City of El Paso wishes to diversify its post-war and suburban neighborhoods in strategic locations in order to increase the variety of housing options, including rowhouses, apartments, and condominiums, and to expand opportunities for employment and neighborhood shopping without requiring long car trips.	Policy 1.3.1: Most neighborhoods, even new ones, would benefit from a greater variety of activities within walking and bicycling distance. For instance, a greater number of smaller parks are preferable to a few larger ones that are accessible only to those with a private vehicle. Likewise, smaller schools often become the centerpiece of their neighborhoods rather than distant facilities to which most students must be driven or bused each day. This policy is most applicable within the G-3 "Post-War" and G-4 "Suburban" growth sectors on the Future Land Use Map.	For developments in the G-3 "Post-War" or G-4 "Suburban" Future Land Use Areas, the development shall either: a. Provide, on site, at least 1.5 acres of parkland for every 100 dwelling units b. Locate within 1/2 mile of existing parkland that satisfies the parkland calculation described in "a"	1
		For developments in the G-3 "Post-War" or G-4 "Suburban" Future Land Use Areas, the development shall be located within a 1/2 mile walking distance from an existing elementary, middle or high school. The entirety of the path from the development to the school must be served by sidewalks.	1
	Policy 1.3.2: Sun Metro bus routes and rapid transit system (RTS) stops and transfer centers offer independence to those who live in drivable neighborhoods but do not have access to a car. The land near transfer centers and RTS stops offers major redevelopment opportunities to take special advantage of those facilities. These locations are designated as overlays on the Future Land Use Map (see Goal 1.10).	For developments in the G-3 "Post-War" or G-4 "Suburban" Future Land Use Areas, the development shall either: a. Locate within a 1/2 mile walking distance from an existing or future RTS stop b. Locate within a 1/4 mile walking distance from an existing standard Sun Metro bus stop In either case, the entirety of the path from the development to the transit stop must be served by sidewalks.	1
Outward Expansion			
Goal 1.5: The City of El Paso has grown primarily by outward expansion. This pattern has become untenable because the undevelopable wedges created by Fort Bliss and the Franklin Mountains have forced outward expansion so far from central El Paso. The amount of commuting required by this development pattern throughout the City will be increasingly impractical in an era of high gasoline prices and the need to control climatic changes caused in part by overuse of fossil fuels. The City of El Paso will be cautious about authorizing further outward expansion until it can be demonstrated to be essential to accommodate growth and the land to be	Policy 1.5.2: This plan discourages urban development of irrigated farmland along the Rio Grande, which is designated in the O-3 "Agriculture" open-space sector. The City and EPWU-PSB should ensure that their individual regulations are complementary and do not encourage unnecessary development of irrigated farmland. Consideration needs to be given to incentivizing preservation of agricultural lands, including conducting a full evaluation of best practices that could mitigate their full development.	The development is located in any of the Future Land Use Areas listed here: a. O-1 "Preserve" b. O-2 "Natural" c. O-3 "Agriculture" d. O-5 "Remote"	-2

<p>developed is an excellent location for expansion.</p>	<p>Policy 1.5.3: Arroyos are ravines carved over many years by rainfall moving across the earth. Arroyos feature a high degree of biodiversity and are an important part of the local ecology and landscape and the regional drainage pattern. This plan discourages urban development of remaining critical arroyos</p>	<p>The development is located within, or causes the disturbance of a FEMA designated arroyo.</p>	-2
	<p>Outward Expansion</p> <p>Goal 1.9: The regional economy depends heavily on manufacturing. The City of El Paso will designate ample land that is well-suited for industrial facilities that are best located north of the border and will ensure that industrial facilities do not adversely affect the health, safety, or welfare of the community. These policies apply to land in the G-7 "Industrial" growth sector on the Future Land Use Map.</p>		
	<p>Policy 1.9.5: Obsolete industrial sites and railyards pose technical challenges to redevelopment but are often ideally located within the City to offer new choices and opportunities for El Paso residents. The City should take affirmative steps to maximize this potential. These sites are generally in the G-7 "Industrial" growth sector on the Future Land Use Map.</p>	<p>For developments in the G-7 "Industrial and/or Railyards" Future Land Use Area, the development includes a mixed-use component or multiple uses, such as office, retail, or entertainment that is in addition to residential space. Uses that are intended for exclusive use of residents in low income housing shall not qualify.</p> <p>For developments in the G-7 "Industrial and/or Railyards" Future Land Use Area, the development shall either:</p> <p>a. Provide, on site, at least 1.5 acres of parkland for every 100 dwelling units</p> <p>b. Locate within 1/2 mile of existing parkland that satisfies the parkland calculation described in "a"</p>	1
<p>2. Urban Design</p> <p>MAXIMUM POINTS: 4</p>			
<p>Goal</p>		<p>Criteria</p>	
<p>Smart Location Principles</p> <p>Goal 2.1: The City should change its growth pattern away from continuous outward expansion and toward integrated growth that minimizes environmental damage, reduces the need for excessive travel by private automobile, and can be served by public transportation.</p>		<p>Points</p>	
<p>Policy 2.1.2: Preferred locations for new development are sites near areas with a minimum of 90 intersections per square mile, as measured within 1/2-mile of the project's boundary.</p>		<p>The development's surroundings have a minimum of 90 intersections per square mile, as measured within 1/2 mile of the project's boundary.</p>	1
<p>Policy 2.1.3: Construction of high-rise buildings should be encouraged only in areas well-served by public transit.</p>		<p>The development includes new construction with three or more habitable stories in areas within 1/2 mile of a RTS or Streetcar route.</p>	1

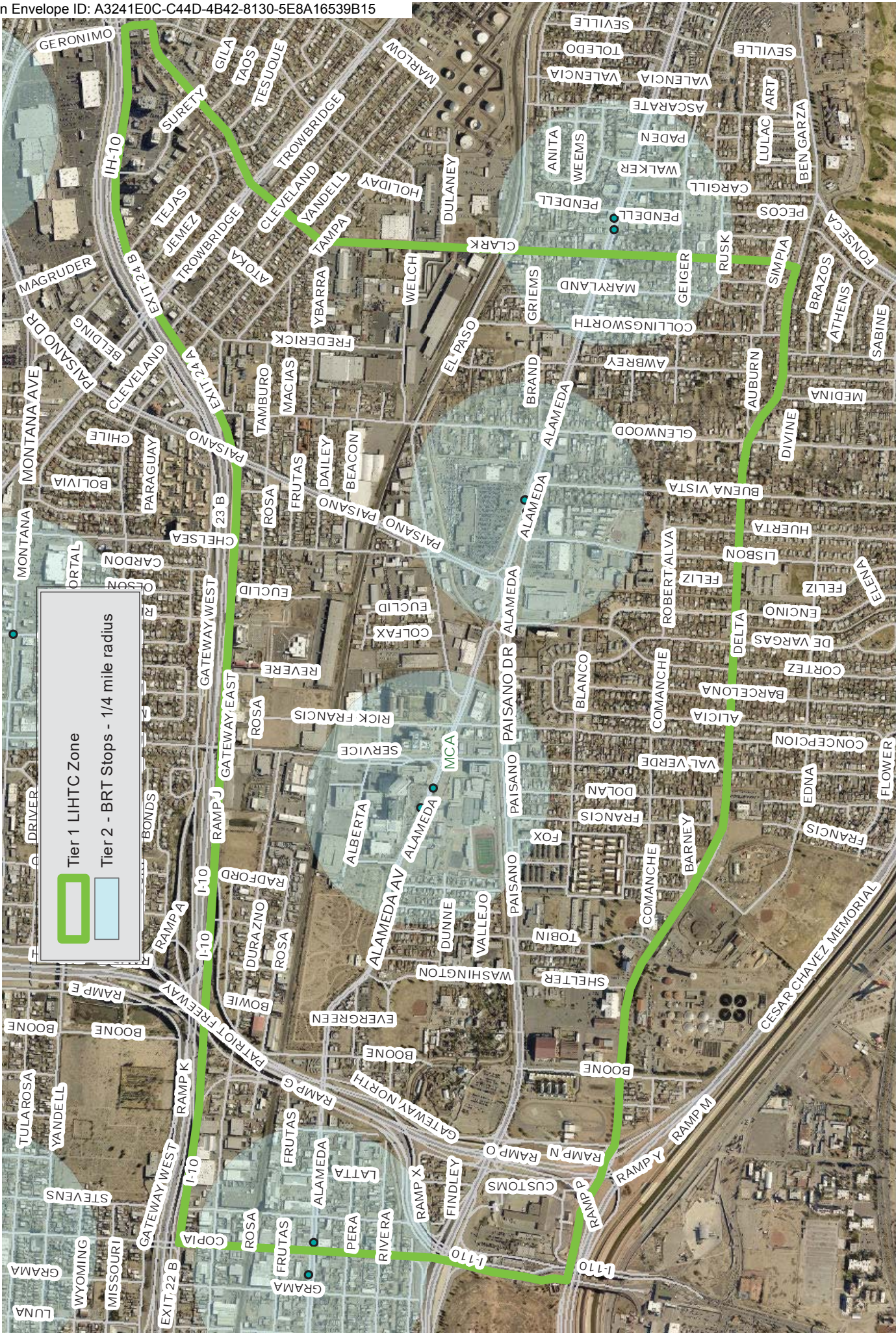
Policy 2.1.4: Development is encouraged to integrate jobs into or near residential neighborhoods, or to re-balance existing communities by adding jobs within a ½-mile radius of residential neighborhoods or by adding residences within a ½-mile radius of concentrations of jobs.	The development either: a. provides on-site commercial and/or office space in which potential employers may establish b. locates within a 1/2 mile walking distance of an existing retail/office/manufacturing employment center. The path from the development to the employment center must be served by sidewalks.	1
Policy 2.1.6: Development is encouraged along existing or planned bicycle networks where additional segments and/or secure bicycle storage can be added to the network.	For developments located along thoroughfares outfitted with existing dedicated bicycle infrastructure (such as a dedicated bicycle lane), the site shall provide at least 1 bicycle parking space or bicycle storage container for every 5 dwelling units.	1
Policy 2.1.7: Development is discouraged on sites or portions of sites within the 100-year or moderate-risk floodplains as defined by the Federal Emergency Management Agency (FEMA). Where development must occur within floodplains, development should be located on previously developed floodplains or in nonconveyance areas without flooding potential.	The development is located within a 100-year or moderate-risk floodplain as defined by FEMA.	-1
Policy 2.1.10: Development is discouraged on land with slopes greater than 15% and on land designated O-2 "Natural" on the Future Land Use Map.	The development is located in a O-2 "Natural" Future Land Use Map Area, or on land on which more than 20% of the site area has slopes greater than 15%	-2
Policy 2.1.11: Development is discouraged on sites where imperiled species or ecological communities have been identified.	The development is located on sites where imperiled species or ecological communities have been identified.	-2
Policy 2.1.14: Development is strongly discouraged on irrigated farmland unless the proposed development commits to permanently keep at least 50% of the land for farming or to subdivide the land into tracts that are themselves large enough to support small-scale farming.	For project's located on land that is currently or recently was utilized as irrigated farmland, the development commits to permanently keep at least 50% of the land area for farming.	1

6. Housing						MAXIMUM POINTS: 2	
Goal		Policy		Criteria		Points	
Housing Supply							
Goal 6.1: Maintain a sustainable and efficient housing supply for all residents of El Paso.		Policy 6.1.1: Strive to distribute a variety of housing types throughout the City to expand choices available to meet the financial, lifestyle, and cultural needs of El Paso's diverse population. Strongly encourage housing types that take into account non-traditional households and multi-generational families.		The project provides at least two types of housing from the following list of building types: a. Apartment building b. Mixed-Use building c. Townhome/Rowhouse d. Duplex/Triplex/Quadplex The building type containing the smallest number of dwelling units shall nevertheless contain at least 20% of the project's total number of dwelling units.		1	
Existing Neighborhoods							
Goal 6.2: Preserve and revitalize El Paso's existing neighborhoods.		Policy 6.2.1: Actively seek opportunities to retrofit suburban subdivisions to improve connectivity, add high quality parks, and introduce limited commercial uses where possible.		The development includes commercial space in which neighborhood serving retail businesses capable of serving surrounding residents as well as affordable housing residents may locate. The commercial space shall have a minimum 1,000 square feet of contiguous floor space.		1	
Walkable Neighborhoods							
Goal 6.3: El Paso's neighborhoods should become the most connected and walkable in the southwest.		Policy 6.3.1: The City should encourage all new residential developments to be complete and connected, using the design principles under Goals 2.1 through 2.6 of the Urban Design Element, City-developed rating systems, SmartCode, and/or national standards such as LEED-ND as tools to assess the design of proposed developments.		All residential buildings earn a LEED Silver certification or higher		1	
Housing Affordability							
Goal 6.4: Expand opportunities for affordable housing through new tools, technologies, and partnerships.		Policy 6.4.1: Adopt the "Housing + Transportation" formula developed by the Center for Neighborhood Technology as a tool to determine the true cost of living in various locations around El Paso.		The development is located in a census tract whose Housing + Transportation costs exceed 50% of per capita income for that census tract.		-2	
9. Health						MAXIMUM POINTS: 1	
Goal		Policy		Criteria		Points	
Environmental Risk Factors							

<p>Goal 9.4: Reduce exposure to environmental risk factors.</p>	<p>Policy 9.4.1: Reduce risk of injury and fatality due to vehicular accidents.</p> <p>a. Lower design speeds on existing and proposed streets and highways. Retrofit streets to be more pedestrian-friendly. Include on-street parking and street trees as barriers between pedestrians and moving travel lanes and which increase visual friction to discourage speeding. Include wide sidewalks and narrower travel lanes. Minimize crossing distance at intersections with pedestrian refuges, bulb-outs, speed tables, and other strategies.</p>	<p>If the development utilizes an internal vehicle circulation network, the thoroughfares utilize pedestrian-friendly design elements, including at least two of the following:</p> <p>a. design speeds of 20 miles per hour or lower</p> <p>b. sidewalks greater than 5 feet in width</p> <p>c. street trees</p> <p>d. intersections with pedestrian refuges, bulb-outs, speed tables, et cetera</p>	1
	<p>Policy 9.4.1: Reduce risk of injury and fatality due to vehicular accidents.</p> <p>e. Promote the use of woonerven (a woonerf is a street in which pedestrians and cyclists have legal priority over automobile drivers, and which exhibit extremely low design speeds), shared spaces, curbless streets, and stripe-free zones as ways to create very traffic calmed residential streets that need less right-of-way than conventional streets. Use highly textured road beds to slow traffic.</p>	<p>If the development utilizes an internal vehicle circulation network, <i>woonerven</i> are utilized.</p>	2
Physical Activity			
<p>Goal 9.5: Encourage physical activity through the design of the built environment.</p>	<p>Policy 9.5.6: Integrate walkable neighborhood design with transit stations according to techniques and policies described in Regional Land Use Patterns, Urban Design, and Housing Elements.</p>	<p>For developments located on local or collector thoroughfares, as determined by the Major Thoroughfare Plan, at least 50% of units are located within 15 feet of the property line facing a public right-of-way, and the entrances face the public right-of-way.</p>	1
10. Sustainability		MAXIMUM POINTS: 1	
Goal		Criteria	
Stormwater		Points	

Goal 10.5: Protect the community from floods and reduce the risk of flood damage.	Policy 10.5.9: Design necessary flood control facilities to blend with and enhance developments through concepts such as park-ponds and retention of natural arroyos. Design stormwater retention facilities so they may be used during dry months.	If on-site ponding is required, it is designed to serve as a park-pond.	1
Atmosphere			
Goal 10.6: Reduce greenhouse gas emissions to meet the national ambient air quality standards for all air pollutants in the El Paso area and mitigate the heat island effect.	Policy 10.6.9: Promote both roof and non-roof strategies to mitigate the urban heat island effect. a. Roof Strategies. Create shade for roofs by using vegetated roofs.	At least 50% of buildings feature vegetated roofs	1
	Policy 10.6.9: Promote both roof and non-roof strategies to mitigate the urban heat island effect. a. Roof Strategies. Create shade for roofs by using pergolas, solar panels, and other devices to shade parking garages, and flat and sloped roofs.	At least 50% of building roof area is shaded via pergolas, solar panels, or other devices.	1
	Policy 10.6.9: Promote both roof and non-roof strategies to mitigate the urban heat island effect. B. Non-roof Strategies. Create shade for the ground by installing vegetative ground cover and trees in planting strips, swales, and verges instead of pavement or dark rocks.	The development utilizes bioswales to filter stormwater.	1
	Policy 10.6.9: Promote both roof and non-roof strategies to mitigate the urban heat island effect. B. Non-roof Strategies. Create shade for the ground by minimizing surface parking lots and the size of expanses of asphalt and other low albedo paving surfaces.	Greater than 25% of the lot area is developed with impermeable surfaces, to exclude buildings.	-1
Noise and Vibration			
Goal 10.13: Protect City residents from the effects of excessive noise or vibration.	Policy 10.13.1: Discourage residential development in areas with high noise generators such as airports, freight railway tracks, or grade separated highways, without noise mitigation measures.	The development is located either: a. within 1/2 mile of an airport b. along a grade separated highway, freeway/expressway, or super arterial	-1





Chai Manor II Attachment B-2

Introduction to Chai Manor II

The Housing Authority of the City of El Paso D/B/A Housing Opportunity Management Entity ("HOME") is very pleased to submit this application for Chai Manor Phase II using 9% Low Income Housing Tax Credits (LIHTC) through the 9% Regional Competitive Set Aside Funding Pool administered by the Texas Department of Housing and Community Affairs ("TDHCA"). This is HOME's application submitted to the City of El Paso as part of the 2024 9% Regional Competitive Set Aside. To assist the City's review, included to the slide deck Attachment B-12 which provides supportive information in an easy-to-read format.

Chai Manor II will be an attractive 40 one-bedroom unit building, elderly designated newly constructed development located in the Chai Manor neighborhood. This second phase of the development will provide quality affordable housing and services to elderly people in the west area of the city. See Figure 1 of the following page for the Chai Manor II location. Also refer to the slide deck (Attachment B-12) for additional site content.

The Chai Manor II development will provide a new community, which is conveniently located on the west side, home to leading healthcare providers, physicians, and practitioners. This proximity to major healthcare institutions that accept Medicare and Medicaid is a significant benefit for residents, who are elderly and low-income. The new development will serve the vulnerable elderly resident population, with approximately one-third non-ambulatory persons, very well. The new development consists of a two-story building with 40 one-bedroom apartments, a community center, common laundry room with a covered porch on each floor and served by an elevator.

HOME selected housing for the elderly and disabled residents as a top priority based upon the review of our waitlist. The HOME waitlist includes higher percentages in the elderly and disabled cohort. HOME is planning for the development to supply housing to predominantly elderly and disabled El Paso residents. **The neighborhood's high needs population will greatly benefit from HOME's on- and off-site services programs** delivered by trusted community partners: from educational programs, which include personal enrichment and nutrition workshops, to a wide range of supportive/social services.

Furthermore, the site's excellent pedestrian and vehicular access to a wide range of social services, jobs, and commercial development, yields significant opportunity for these residents, as well as persons of all ages and abilities. Elderly and disabled residents will have safe and convenient options to access jobs, healthcare, retail, and recreation with a bus stop conveniently located nearby.

The need for deeply affordable housing with wrap-around services is high here, where individuals experience both higher levels of poverty and unemployment, and lower levels of

In addition to the 40 affordable housing units, the development will include a Service Provider office for any services needed by the elders as well as a furnished community center and a resident run community garden space which includes seating for the tenants. The site will also have accessible

walking paths around the development. The development of Phase II will complete the development of approximately 4.23 acres and will set a leading example for an elderly community-oriented neighborhood that is currently in need of increased affordable housing options.

Future residents of Chai Manor II will greatly benefit from the site's excellent public transit access and proximity to an array of parks, services, and educational opportunities. A wide range of nearby social services, jobs, educational institutions, and commercial development will provide significant opportunities for future residents.

The need for affordable housing in this neighborhood and across the city is great. According to the 2019 El Paso Regional Housing plan, the city has a shortage of 3,300 rental units for households earning less than \$30,000 annually. Chai Manor II provides access to quality housing in a community-oriented environment, with outdoor gathering spaces, an After-School Learning Center, will support current and future neighborhood residents and families seeking homes which are affordable and close to transit, retail, jobs and schools. With adjacent bus stops, the location offers easy access to a wide range of opportunities across the city to support upward mobility for residents of all ages.

The newly constructed Chai Manor II will help HOME meet the needs of current and future residents whose incomes fall between **thirty percent (30%) and sixty percent (60%) AMI**, with the aim to support and increase opportunities for very low to low-income residents.

HOME anticipates a high score for Value Statement 1 **given the site's high overall number of units (15 points), range of units available between 30% and 60% AMI (8 & 7 PTS) and the high number of units produced per amount of tax credits (5 Pts).**

Value Statement 2 – Social Services (20 Pts)

Support breaking the cycle of poverty and supporting upward mobility by either directly providing or facilitating availability of social services.

HOME planned delivery and facilitation of social services program at Chai Manor II directly supports the City's objectives to break cycles of poverty and support upward mobility. Affordable Housing is a critical and stabilizing foundation for low-income and very low-income residents. But to break cycles of poverty, HOME has found the broader resident needs around health, education, and employment must be addressed. This principle is the basis of HOME's mission to improve the quality of life for economically challenged families. The holistic approach to services will add significant value to the lives of residents and community members who participate.

HOME's extensive experience delivering services and programs across 18 properties which serve elderly and disabled residents **is further assurance the specific needs of future Chai Manor II residents will be met.** **See page 10 of the slide deck** (Attachment B-12) to learn about HOME's long-standing partnerships and programs. Future residents will have access to programs and social services in the following three categories:

Education

Long-standing partnerships with educational institutions, including the El Paso Community College and the University of Texas at El Paso, strengthen HOME's ability to deliver a variety of educational programs. HOME anticipates offering regularly scheduled personal

enrichment classes for seniors 55 and over, quarterly health and nutrition classes on health topics ranging from diabetes to cancer prevention, quarterly life skills classes to help residents understand their medical benefits, and classes on preventing elderly abuse.

Economic Development/Workforce Entrepreneurial Development, including

Homeownership Income is the strongest and most consistent predictor of resident health and wellbeing; and promoting financial independence for residents is a top priority. For over a decade, HOME has partnered with Government Employees Credit Union (GECU) and Project Bravo to deliver financial literacy training to support residents reach their financial goals. In addition, HOME's Family Self-Sufficiency (FSS) Program will be available to residents interested in homeownership opportunities. The FSS Program is a holistic approach to helping HUD-assisted families make progress towards achieving self-sufficiency which combines case management to help families access the services they may need to increase their earnings with a strong financial incentive (in the form of an escrow account) for families to increase their earnings. As the leading homeownership placement program in the El Paso area, FSS has proven to be very successful in helping low-income families build assets and substantially increase their earnings to become homeowners.

Supportive/Social Services

Many elderly residents need support and social services, having experienced isolation and traumas related to housing insecurity, poverty, and violence. HOME has an extensive network of non-profit and healthcare partners who provide residents with supportive/social services both on and off site. Healthcare partners, including A&M Healthcare, Care Quality Health Care, Superior Health Plans, United Health Plans, Cigna Health Plan, and Bienvivir Senior Health Services help HOME facilitate monthly health screenings, annual health fairs, annual flu shots and other highly tailored programming to support the physical and mental well-being of all residents. HOME also provides a variety of supportive service programs throughout

the year, including bi-monthly social events, such as games, ice cream socials, guitar playing and holiday celebrations; bi-monthly arts and crafts, such as knitting and decorating; and an annual housekeeping supplies giveaway. Social connections are an essential part of resident wellbeing,

can extend length and quality of life, and serve as an important foundation to support upward mobility. Also, HOME enlists additional community partners, such as El Pasoan's Fighting Hunger, Agency Area on Aging, Abundant Living Faith Center, St. George Orthodox Church, Centra de Salud La Fe, and HOME's Resident Services Department, to help deliver other social programs including monthly food distribution, monthly bible classes, weekly volunteer companionship for up to 20 hours per week, bi-weekly or monthly grocery trips, and an annual holiday meal, entertainment, and a food pantry. HOME is always interested in adding to our resident services

roster and will explore working, by example, with the City's Grandparent Fostering program.

Value Statement 3 – Access to Commercial/Public Service

Residents given an opportunity for inclusiveness and afforded an opportunity to access public services.

In alignment with Value Statement 3, residents of Chai Manor II will be given an opportunity for inclusiveness and afforded an opportunity to access public services. There are plentiful commercial/public services within walking distance.

Great Access

The development has “front door” access to El Paso’s public transportation. Residents will have the ability to all major travel corridors and the newly Rapid Transportation System. Through this amenity, residents will be able to capitalize on the network of city streets. Making this alternative form of transportation more attractive and reduce the dependency on automobiles. Neighborhood amenities are also accessible by the major corridors and public transportation for future residents of the development. Overall, the development promotes the concept of live-work by providing job opportunities closer to “home” which is especially valuable for family members which are also care-givers.

This development meets the TDHCA criteria of promoting the edification of high-quality housing. Unit sizes and features have been enhanced with no additional charge to the residents. These amenities will enhance the overall quality of life for the residents and incorporate Green Building elements. Over 50% of the low-income units are 60% or less of the AMI, and at least 10% of the rents are at 30% or less of the AMI.

Chai Manor II is committed to serving and support elder Texans most in need. It will provide a combination of supportive services along with adequate space for the program service providers to provide services.

These services will include a Support Service office as well as additional services which may include, but are not limited to, GED Preparation classes, annual health fair, Notary Services, and/or providing a fulltime resident services coordinator. The services may be modified as residents needs change. In conjunction to these services, the development includes accessible and audio/visual units to accommodate residents with special physical needs.

Residents are provided an opportunity through gathering points/areas for inclusiveness and afforded an opportunity to access public services as the development site is within steps to public transportation is conveniently located near various community assets. Schools, medical facility, outdoor public recreation, religious institution, post office, convenience store, civic offices, and restaurants to name a few. Chai Manor II will include barrier free access by residents to the immediate neighborhood and commercial/public services. The walkability of the site is excellent and provides a high quality of life for future residents.

The community is engaged and has provided vital support to the first phase of Chai Manor, and it is expected that the same support will be provided for Chai Manor II. The City of El Paso will discuss and consider passing a resolution of local support and commitment for the tax credit property. It is anticipated support for the development will continue with the support of various community organizations such as Project Bravo and the YWCA. The development meets the goals, objectives, and the overall criteria set forth by TDHCA.

Value Statement 4 – Local Presence (15 Pts)

Local presence and long-term accountability in El Paso

As a “High Performing” and award-winning Public Housing Authority (PHA) that assists more than 40,000 El Pasoans, HOME has become the 14th largest PHA in the United States and the largest in the State of Texas. HOME’s local presence and long-term accountability cannot be overstated at nearly 84 years of continuous service. HOME hires locally and has a full staff to manage, operate and develop its properties successfully. The strong partnership between HOME and the City of El Paso helps build the housing market on a substantial scale.

Highlights of HOME’s Experience include:

<ul style="list-style-type: none">• 84 Years in El Paso• 80 Staff• 48 Properties• 40,000 El Pasoans Served• Housing for Veterans (VASH Program)	<ul style="list-style-type: none">• 1,126 New Construction Units• 5,233 Rehab Units (5,167w/RAD)• 5,600 Housing Choice Vouchers• 1,300 Tax Credits & Non-Subsidized Units• Housing for Chronically Homeless (Shelter Plus Care Program)
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HOME has significant experience with financing, development, construction, and management of homes for families, elderly, and disabled residents. HOME has completed 5,167 units through the Rental Assistance Demonstration (RAD) program to date and has a portfolio of 6,102 RAD units, 5,600 Housing Choice Vouchers, and 1,300 Tax Credits and Non-Subsidized units.

HOME has a strong development team, continues to operate properties, and provides affordable housing for low and very-low-income households in El Paso. Long-term care and maintenance of HOME properties will be supported through the properties cashflow.

The HOME team’s experience in both development and operation of affordable housing is built from decades of implementing affordable housing programs. HOME has a strong track record of meeting funding obligations and timelines resulting in successful delivery of high-performance, sustainable, and safe projects. These include experience with a range of funding sources and programs, including LIHTC, HUD grants and programs, including RAD conversions, and other federal and local programs.

Tax Credit Awards

HOME’s significant tax credit experience includes full support from the city and spans from a 2016 award of \$3 million for Commissioners Corner and Gonzalez Apartments new construction of 338

units. 2017 award of \$3 million from TDHCA for Blue Flame Building and Medano Heights, which total 266 units and placed in service in December 2019; 2021 award of \$1.2 million for the rehab of Sun Pointe; and 2020 1.2 million for the new construction project, Nuestra Senora. Both Sun Pointe and Nuestra Senora began construction in 2022 and will deliver a total of 226 units in 2024.

In 2019, HOME was awarded \$1.5 million for the development of Patriot Place Phase I, which totals 110 units and was placed in service in 2021. HOME was awarded \$900,000 in 2022 for its project in El Paso County which will produce 40 single-family units in Clint. In 2023, HOME was awarded \$1.2 million for the development of Patriot Place Phase II.

Award-Winning Affordable Housing

HOME's ability to meet financing obligations and deliver high performance projects which serve families, elderly, and disabled residents is reinforced through its excellent HUD relationship. It includes an earlier \$20 million HOPE VI grant awarded by HUD for the revitalization of Alamito Apartments into 349 public housing units. A \$12.7 million HUD American Recovery and Reinvestment Act ("ARRA") Capital Funds grant for the rehabilitation of public housing properties and an \$8.3 million HUD AARA grant for the Paisano Green Community. This award-winning 73-unit community was completed in 2012 and is the first NetZero, fossil-fuel free, LEED Platinum, affordable housing community in the United States.

HOME's RAD program, initiated in 2014, is second to none in the State of Texas and nationally. It has resulted in the rehabilitation and new construction of over 5,167 affordable housing units to date and upon completion represents a total of **\$1.3 Billion** in public-private partnerships and construction projects.

Commitment to Extended Affordability

With a statutory mandate to serve low-income families in El Paso, HOME has been and will continue to remain the leading provider of affordable housing in El Paso. HOME commits to long-term affordability of properties and has set an extended 45-year affordability period for Chai Manor Phase II.

Value Statement 5 – Smart Growth (20 Pts)

Meets City Smart Growth Initiative as set out in Plan El Paso

Since the adoption of the first City Plan of El Paso in 1925, this document has become the cornerstone in making El Paso the city it is today. It has stayed true to its purpose of promoting the convenience of its population, improve health, provide different recreational options, and beautify El Paso a whole. El Paso may be the 19th largest city in the nation, but more importantly, it continues to rank as one of the

safest cities in the nation. It's not only the home to Fort Bliss, but it also has become the retirement place of choice for many troops. These factors, along with historic advantages and economic diversity play a factor to the success of the city.

Chai Manor II meets the city's smart growth initiative as set out in the *Plan El Paso* and established sound business practices to ensure the Mission, Vision and Values of the City of El Paso are preserved. This project conserves environmental resources, spurs economic investment and reduces the need for infrastructure and services. The strategic location provides a housing option which has activities within walking distance, proximity to neighborhood services, and public transportation to alleviate the dependency on cars. Chai Manor II will bring additional stability to its neighborhood not only by building additional affordable housing with ADA and VHI units, but through different resident programs. The development encourages the participation of the community associations, JWRC Resident Council plays a vital role in addressing the needs of the residents. Supportive Services tailored to address residents' needs will be available to all residents. The applicant/developer also sponsors the Family Self-Sufficiency program, to promote homeownership.

Energy Efficiency initiatives will be incorporated into the design of the development, thus reducing operational costs and energy consumption. Chai Manor II will comply with environmental regulatory requirements. With the assistance of various local, state, and federal agencies the construction of the units will ensure the development meets all necessary codes. Through pest control, the project will be treated for any "unwelcomed" guests during excavation and during occupancy to host a healthy community and surrounding area. Recovering from an extreme weather event can be achieved through many options, but our strongest ally is education. Cooperation of the resident councils and by hosting health fairs, thus instructing residents will help minimize the damage families endure to achieve individual resiliency for El Paso residents.

In summary, the planned Chai Manor II project meets City smart growth initiatives as set out in the *Plan of El Paso*. For example, the project is planned in a central location and will develop an existing vacant and underutilized property. The development will infuse residents to a key area which will bolster the population density. The City of El Paso is more than just bricks and mortar, its foundation is its people, and with the help of various parties, Chai Manor II will help the City of El Paso connect neighborhoods and develop a society which will help it move towards an exciting future.



2024 LOW INCOME HOUSING TAX CREDIT REQUEST FOR MUNICIPAL RESOLUTION

The City of El Paso requires the following information in order to process a request for support resolution for the Texas Dept. of Housing and Community Affairs as part of the 2024 Low Income Housing Tax Credit (LIHTC) application process. All 9% LIHTC applicants must fill out Sections A, B, and D. Section C is for 9% LIHTC applicants seeking City financial support. 4% HTC applicants must fill out sections A, B and D only.

- The deadline for 9% Housing Tax Credit Requests for Municipal Resolution is Wednesday, December 8, 2023 by 5:00 pm (MST)

SECTION A. PROPERTY AND CONTACT INFORMATION

- Applicant/Developer: Paisano Housing Redevelopment (instrumentality of HACEP dba HOME)
- Contact Person: Satish Bhaskar
- Applicant Address: 304 Texas Avenue, 16th Floor, El Paso, TX 79901
Phone: 915-849-3730 E-Mail: sbhaskar@ephome.org
- Name of Proposed Development: Mesa Hills II
- Proposed Development Address/Location: Parcel 1, Lot 3, Block One, Coronado del Sol, Mesa Hills Drive
- Type of Tax Credit requested of TDHCA (ex. 9% Statewide At-Risk or 9% Regional Competitive):
9% Regional Competitive

SECTION B. PROJECT INFORMATION

- Project type (rehabilitation, new construction, adaptive reuse, etc.): New Construction
- Provide a written narrative explaining why the particular type of tax credit is being requested and how the proposed development meets TDHCA criteria and the City of El Paso adopted Evaluation Criteria for Requests for Local Government Support of LIHTC Proposals. To accomplish this, the narrative should include detailed descriptions of how the proposed development meets each of the criteria for Value Statements 2, 3, 4, and 5 in the City's adopted evaluation criteria (attached to this form). Narrative must be no more than 10 pages, single-spaced, 12 pt. Arial or Calibri font, 1" margins. Submit as Attachment B-2.
- Total cost of development (as prepared by an Architect, Engineer or Contractor): \$ 12,945,800
- Cost per square foot: \$ 237.00
- Amount of tax credits being requested of TDHCA: \$ 1,500,000
- Number of units & housing mix for proposed development (1, 2 or 3 bedroom) and Number of Affordable Units

Units/bedroom Size:	Total Quantity	Market Rate	80% AMI	60% AMI	50% AMI	30% AMI
1 Bedroom	24			20		4
2 Bedroom	12			8		4
3 Bedroom	4			4		
4 Bedroom						
Totals						

7. Is the proposed development site properly zoned for proposed development? Yes ☒ No ☐

a. Current Zoning: R-5 process of rezoning to A2

8. Are property taxes current for the site? Yes ☐ No ☒

If yes, provide a copy of current property tax receipt, or print-out from:

https://actweb.acttax.com/act_webdev/elpaso/index.jsp Submit as Attachment B-8.

9. Is the property located in a flood zone? Yes ☐ No ☒

10. Submit location map showing the project site. Submit as Attachment B-10.

11. Submit project Site Plan (and renderings if available). Submit as Attachment B-11.

SECTION C. FOR THOSE PROJECTS SEEKING FINANCIAL SUPPORT FROM CITY FUNDS

1. Total amount of funds requested from City HOME/CDBG funds: \$ _____

Or, total amount of requested fee waiver from the City of El Paso: \$ 500.00

2. Indicate use of all funds by category and amount (for those requesting HOME/CDBG funds):

Acquisition: \$ _____

Design/Soft Costs: \$ _____

New Construction of Housing Units: \$ _____

Rehabilitation/Conversion of Housing Units: \$ _____

Funds from other sources: \$ _____

Total Project Cost: \$ _____

3. Relocation of Tenants (for rehabilitation and/or reconstruction developments):

How many of the existing dwelling units are occupied? n/a Vacant? X

If completely vacant, how long has the property been vacant? 10+ years

Are any of the units owner-occupied? n/a

Will Temporary or permanent relocation be required? no relocation

4. Section 3 Agreement (for those requesting HOME/CDBG funds): If the project construction amount totals more than \$200,000, the owner/contractor agrees to meet or exceed Section 3 requirements by: (1) awarding at least 20% of the total dollar amount of all covered construction contracts to Section 3 businesses; and (2) offering 50% of new employment opportunities to Section 3 businesses. Section 3 is a provision of the Housing and Urban Development (HUD) Act of 1968 that requires that recipients of certain HUD financial assistance, to the greatest extent feasible, provide job training, employment, and contracting opportunities for low- or very-low income residents in connection with projects and activities in their neighborhoods. The HOME and CDBG funds administered by the City necessitate following Section 3 provisions.

Do you agree to meet or exceed the Section 3 requirements noted above? Yes ☐ No ☐

5. Submit the following financial documents (for those requesting HOME/CDBG funds):

a. Applicant's financial statement or most recent audit. Submit as Attachment C-5.a.

b. Applicant's Current Income Tax Return. Submit as Attachment C-5.b.

6. Submit the following Relocation documents (if applicable):

- a. Copy of Relocation Plan. Submit as Attachment C-6.a.
- b. Proof of approval of Relocation Plan by HUD. Submit as Attachment C-6.b.
- c. List of all households to be displaced, list must include date of issuance of General Information Notices and date of issuance of Relocation Notices for all households. Submit as Attachment C-6.c.

Please note: Phase I Environmental Assessment must be submitted to Community & Human Development for review prior to execution of any HOME or CDBG funding agreements.

SECTION D. CERTIFICATIONS

RETURN COMPLETED 9% LIHTC REQUESTS FOR MUNICIPAL RESOLUTION WITH ALL ATTACHMENTS NO LATER THAN DECEMBER 8, 2023 BY 5:00 PM (MST).

Submittals received after 5:00 pm on December 8, 2023 MST will not be considered for support.

Applications must be submitted by emailing a link to your application contained within a file sharing service to **DCHDFacilities@elpasotexas.gov**. Please notify DCHD staff by emailing DCHDFacilities@elpasotexas.gov that your application has been stored with a file sharing service to include the link for access. DCHD must receive this email prior to the application deadline. Applications must be submitted electronically unless a waiver has been issued allowing you to submit your application in paper form. Instructions for submitting your paper application will be contained in the approval letter of a waiver for electronic submission.

4% HTC REQUESTS FOR MUNICIPAL RESOLUTION WILL BE ACCEPTED ON A ROLLING BASIS THROUGHOUT THE YEAR

Person authorized to sign on behalf of proposed development:

I/we declare that I/we have examined this request and, to the best of my/our knowledge and belief, the information contained therein is true, correct, and complete.

DocuSigned by:

 Signature (required): 33C81D708A3A446...

Printed Name/Title: **Satish Bhaskar**

Date: **12/08/2023**

FOR STAFF USE ONLY: Received by: _____ Date: _____

Review for Completeness by: _____

Evaluation Criteria for Requests for Local Government Support of LIHTC Proposals

Value Statement	Total Points	Evaluation Criteria and/or Scoring Breakdown (points)	Plan El Paso Reference (These goals and policies are to be referenced to ensure proposed projects comply with Plan El Paso. Proposals need not address all goals and policies referenced below; rather, listed goals and policies should be used to inform the scoring of proposals against the Evaluation Criteria.)
1. Maximize affordable housing units within the City of El Paso with whatever combination of projects produces the most affordable housing units given allocation of funds for the region	35	<p>a) 15 points for the proposal with the greatest number of units. All other proposals receive a point value equal to 15 multiplied by the percentage of units proposed as compared to the development with the greatest number of units. (ex. Development X proposes 50% of the total units that the development with the greatest number of units proposes. Points for Development X = 15 points x 50% = 7.5 points).</p> <p>b) 8 points for the development with the most units for households at or below 30% AMI. All other proposals receive a point total equal to 8 multiplied by the percentage of 30% AMI units compared to the development with the greatest number of 30% AMI units.</p> <p>c) 7 points for the development with the most units for households between 31% and 60% AMI. All other proposals receive a point total equal to 7 multiplied by the percentage of 31%-60% AMI units compared to the development with the greatest number of 31%-60% AMI units.</p> <p>d) 5 points for the development with the greatest number of units produced per amount of tax credit.</p>	Goal 6.1 - Housing Supply (Policies 6.1.1 & 6.1.2)
2. Support breaking the cycle of poverty and supporting upward mobility by either directly providing or facilitating availability of social services	20	<p>Actively supporting residents of the project through provision of staffing, investments in programs/services, MOUs with other providers, and/or in house staff providing services.</p> <p>Categories of Services:</p> <p>a) Education (5 pts)</p> <p>b) Economic development/workforce and entrepreneurial development (including homeownership programs) (10 pts)</p> <p>c) Supportive/social services (5 pts)</p>	<p>Goal 5.12 - Museum & Cultural Affairs</p> <p>Goal 5.14 - Schools</p> <p>Goal 5.17 - Civic Buildings</p> <p>Goal 7.12 - Educational Opportunities</p> <p>Goal 9.3 - Access to Healthcare (Policy 9.3.1)</p> <p>Goal 6.1 Housing Supply; supportive housing (Policy 6.1.3)</p> <p>Policy 10.7.6: Promote behavioral changes and consumption patterns that conserve energy</p> <p>Goal 10.16: Reduce “Food Miles” or the distance that food must travel to El Paso, and the associated pollution and fuel consumption associated with long-distance food transport.</p>

3. Residents given an opportunity for inclusiveness and afforded an opportunity to access public services	10	Categories: a) No physical barriers separating the development from the neighborhood and commercial/public services (4 pts) b) Gathering points/areas that bring together residents of the project and residents of the neighborhood at large (3 pts) c) Development has a mix of units at various income levels to include 80% AMI and/or market rate. (3 pts)	Goal 2.1 - Smart Location Principles Goal 2.2 - Neighborhood Patterns Goal 4.2 - Complete Streets (Policy 4.2.8) Goal 4.5 - Network Principles; minimize isolating communities (Policy 4.5.8) Goals 5.8 & 5.9 - Parks Goal 6.1 - Housing Supply (Policies 6.1.1, 6.1.2 & 6.1.7) Goal 6.2 - Existing Neighborhoods (Policy 6.2.1) Goal 6.3 - Walkable Neighborhoods (Policies 6.3.1 - 6.3.3) Goal 9.3 - Access to Healthcare Goal 10.6 - Atmosphere; promote new development that encourages a sustainable lifestyle such as walking, cycling, the use of public transit, and reducing dependence upon automobiles (Policy 10.6.3) .
4. Local presence and long-term accountability in El Paso	15	Applicant has: a) Past experience involved in a development team constructing, operating and/or providing affordable housing for residents who fit the demographic profile to be served in El Paso (4 pts) b) A staff presence in El Paso of at least 5 employees (4 pts) c) 5 or more years experience as part of a development team financing, building, operating or managing affordable housing in El Paso (4 pts) d) Commitment to extended affordability beyond 30 years. (1 point for every 5 years of extended affordability beyond 30 years) (up to 3 pts)	N/A

5. Meets City smart growth initiative as set out in Plan El Paso	20	<p>Each project will be evaluated and scored by City of El Paso staff.</p> <p>Tier 1 projects can score up to 20 points under this category.</p> <p>Tier 2 projects can score up to 10 points under this category.</p> <p>This is intended to prioritize Tier 1 projects while not ruling out creative, impactful projects in Tier 2.</p> <p>(See attached maps of Tier 1 and Tier 2 Areas)</p>	<p>Goal 1.1 - Downtown (If proposed project is located downtown)</p> <p>Goal 1.2 - Traditional Neighborhoods (Policy 1.2.3)</p> <p>Goal 1.3 - Neighborhood Retrofits; bus routes and RTS stops (Policies 1.3.1 & 1.3.2)</p> <p>Goal 1.4 - New Neighborhoods</p> <p>Goal 1.5 - Outward Expansion</p> <p>Goal 1.9 - Industrial Lands (Policy 1.9.4)</p> <p>Goal 1.10 - Growth Areas and Overlays (Policies 1.10.3 - 1.10.5)</p> <p>Goal 2.1 - Smart Location Principles</p> <p>Goal 4.1 - Compact Urban Areas (Policy 4.1.2)</p> <p>Goal 4.7 - Air Quality (Policies 4.7.1 & 4.7.3)</p> <p>Goal 4.11 - Public Transportation (Policies 4.11.2, 4.11.3 & 4.11.6)</p> <p>Goal 6.1 - Housing Supply (Policies 6.1.1 - 6.1.3, 6.1.7)</p> <p>Goal 6.2 - Existing Neighborhoods (Policy 6.2.1)</p> <p>Goal 6.3 - Walkable Neighborhoods (Policies 6.3.1 - 6.3.3)</p> <p>Goal 6.4 - Housing Affordability</p> <p>Goal 7.3 - Dynamic Walkable Neighborhoods (Policy 7.3.3)</p> <p>Goal 7.11 - Complete Streets</p> <p>Goal 9.4 - Exposure to Environmental Risk (Policies 9.4.1a, 9.4.1c, 9.4.1e)</p> <p>Goal 9.5 - Encourage Physical Activity Through Design (Policies 9.5.4 & 9.5.6)</p> <p>Goal 9.6 - Encourage Well-Being (Policy 9.6.6)</p> <p>Goal 10.5 - Stormwater; (Policy 10.5.2, Policy 10.5.7, Policy 10.5.9)</p> <p>Goal 10.6 - Atmosphere; promote both roof and non-roof strategies to mitigate the urban heat island effect (Policy 10.6.9).</p> <p>Goal 10.7 - Energy/Public transit (Policy 10.7.2).</p> <p>Goal 10.8: Protect and enhance ecologically sensitive areas such as aquifer recharge zones, hillsides, bosques, arroyos, wetlands, and plants and wildlife resources.</p> <p>Goal 10.9: Preserve the valuable natural resources of the mountain and hillside areas and minimize the exposure of potential environmental hazards associated with their development.</p> <p>Goal 10.10: Protect the community from risks associated with geologic conditions</p> <p>Goal 10.13: Protect City residents from the effects of excessive noise or vibration.</p> <p>Goal 10.14: Improve public safety by developing appropriate lighting and control standards.</p>
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TOTAL POSSIBLE POINTS 100

1. Regional Land Use Patterns			MAXIMUM POINTS: 4
Goal	Policy	Criteria	Points
Downtown			
Goal 1.1: The City of El Paso places the highest priority on the reinvigoration of Downtown, whose strategic location, walkable blocks, and historic buildings will once again make Downtown a vibrant destination and center of culture, shopping, government, and the arts. These policies, and the policies in the Downtown Element of <i>Plan El Paso</i> , apply to land in the G-1 "Downtown" growth sector on the Future Land Use Map.	Policy 1.1.1: City policies and programs should encourage the rehabilitation of upper stories of existing Downtown buildings as office, retail, entertainment, and residential space. Financial incentives should be considered to encourage investment from the private sector.	For developments in the G-1 "Downtown" Future Land Use Area, the development includes rehabilitation of existing buildings.	1
		For developments in the G-1 "Downtown" Future Land Use Area, the development includes a mixed-use component or multiple uses, such as office, retail, or entertainment that is in addition to residential space. Uses that are intended for exclusive use of residents in low income housing shall not qualify.	1
	Policy 1.1.2: The City encourages new multi-story mixed-use buildings with windows and doors facing all sidewalks to be constructed on vacant lots. The City will not require any on-site parking for buildings Downtown.	For developments in the G-1 "Downtown" Future Land Use Area, the development includes new construction with three or more habitable stories.	1
	Policy 1.1.3: Downtown redevelopment strategies will include new and improved civic buildings and civic spaces, plus shared parking for residents, employees, and visitors.	For developments in the G-1 "Downtown" Future Land Use Area, the development utilizes shared parking agreements with existing private or municipal parking resources to satisfy at least 50% of its required off-street parking.	1
Traditional Neighborhoods			
Goal 1.2: The City of El Paso highly values the traditional neighborhoods that were laid out in all directions from Downtown and will maintain and improve their highly walkable character, transit accessibility, diverse mix of land uses, and historic building stock. These policies apply to land in the G-2 "Traditional Neighborhood" growth sector on the Future Land Use Map. Also see goals and policies in the Urban Design Element.	Policy 1.2.3: Vacant and underutilized parcels in and around the City's traditional neighborhoods can be excellent locations for redevelopment that adds housing, shopping, employment, entertainment, and recreational options for nearby residents and transit patrons. Redevelopment of such sites should mesh with the scale and character of these existing neighborhoods rather than imposing a suburban or high-rise model on traditional neighborhoods. The City's zoning and development regulations should be modified accordingly. Additional infill incentives should be considered by the City.	For developments in the G-2 "Traditional Neighborhood" Future Land Use Area, the development's structures show a general conformance with the scale and character of the existing neighborhood (defined as those residential properties within a 1/4 mile proximity of the subject property) in terms of building height and residential density.	1

Neighborhood Retrofits			
<p>Goal 1.3: The City of El Paso wishes to diversify its post-war and suburban neighborhoods in strategic locations in order to increase the variety of housing options, including rowhouses, apartments, and condominiums, and to expand opportunities for employment and neighborhood shopping without requiring long car trips.</p>	<p>Policy 1.3.1: Most neighborhoods, even new ones, would benefit from a greater variety of activities within walking and bicycling distance. For instance, a greater number of smaller parks are preferable to a few larger ones that are accessible only to those with a private vehicle. Likewise, smaller schools often become the centerpiece of their neighborhoods rather than distant facilities to which most students must be driven or bused each day. This policy is most applicable within the G-3 "Post-War" and G-4 "Suburban" growth sectors on the Future Land Use Map.</p>	<p>For developments in the G-3 "Post-War" or G-4 "Suburban" Future Land Use Areas, the development shall either:</p> <ul style="list-style-type: none"> a. Provide, on site, at least 1.5 acres of parkland for every 100 dwelling units b. Locate within 1/2 mile of existing parkland that satisfies the parkland calculation described in "a" 	1
		<p>For developments in the G-3 "Post-War" or G-4 "Suburban" Future Land Use Areas, the development shall be located within a 1/2 mile walking distance from an existing elementary, middle or high school. The entirety of the path from the development to the school must be served by sidewalks.</p>	1
	<p>Policy 1.3.2: Sun Metro bus routes and rapid transit system (RTS) stops and transfer centers offer independence to those who live in drivable neighborhoods but do not have access to a car. The land near transfer centers and RTS stops offers major redevelopment opportunities to take special advantage of those facilities. These locations are designated as overlays on the Future Land Use Map (see Goal 1.10).</p>	<p>For developments in the G-3 "Post-War" or G-4 "Suburban" Future Land Use Areas, the development shall either:</p> <ul style="list-style-type: none"> a. Locate within a 1/2 mile walking distance from an existing or future RTS stop b. Locate within a 1/4 mile walking distance from an existing standard Sun Metro bus stop <p>In either case, the entirety of the path from the development to the transit stop must be served by sidewalks.</p>	1
Outward Expansion			
<p>Goal 1.5: The City of El Paso has grown primarily by outward expansion. This pattern has become untenable because the undevelopable wedges created by Fort Bliss and the Franklin Mountains have forced outward expansion so far from central El Paso. The amount of commuting required by this development pattern throughout the City will be increasingly impractical in an era of high gasoline prices and the need to control climatic changes caused in part by overuse of fossil fuels. The City of El Paso will be cautious about authorizing further outward expansion until it can be demonstrated to be essential to accommodate growth and the land to be</p>	<p>Policy 1.5.2: This plan discourages urban development of irrigated farmland along the Rio Grande, which is designated in the O-3 "Agriculture" open-space sector. The City and EPWU-PSB should ensure that their individual regulations are complementary and do not encourage unnecessary development of irrigated farmland. Consideration needs to be given to incentivizing preservation of agricultural lands, including conducting a full evaluation of best practices that could mitigate their full development.</p>	<p>The development is located in any of the Future Land Use Areas listed here:</p> <ul style="list-style-type: none"> a. O-1 "Preserve" b. O-2 "Natural" c. O-3 "Agriculture" d. O-5 "Remote" 	-2

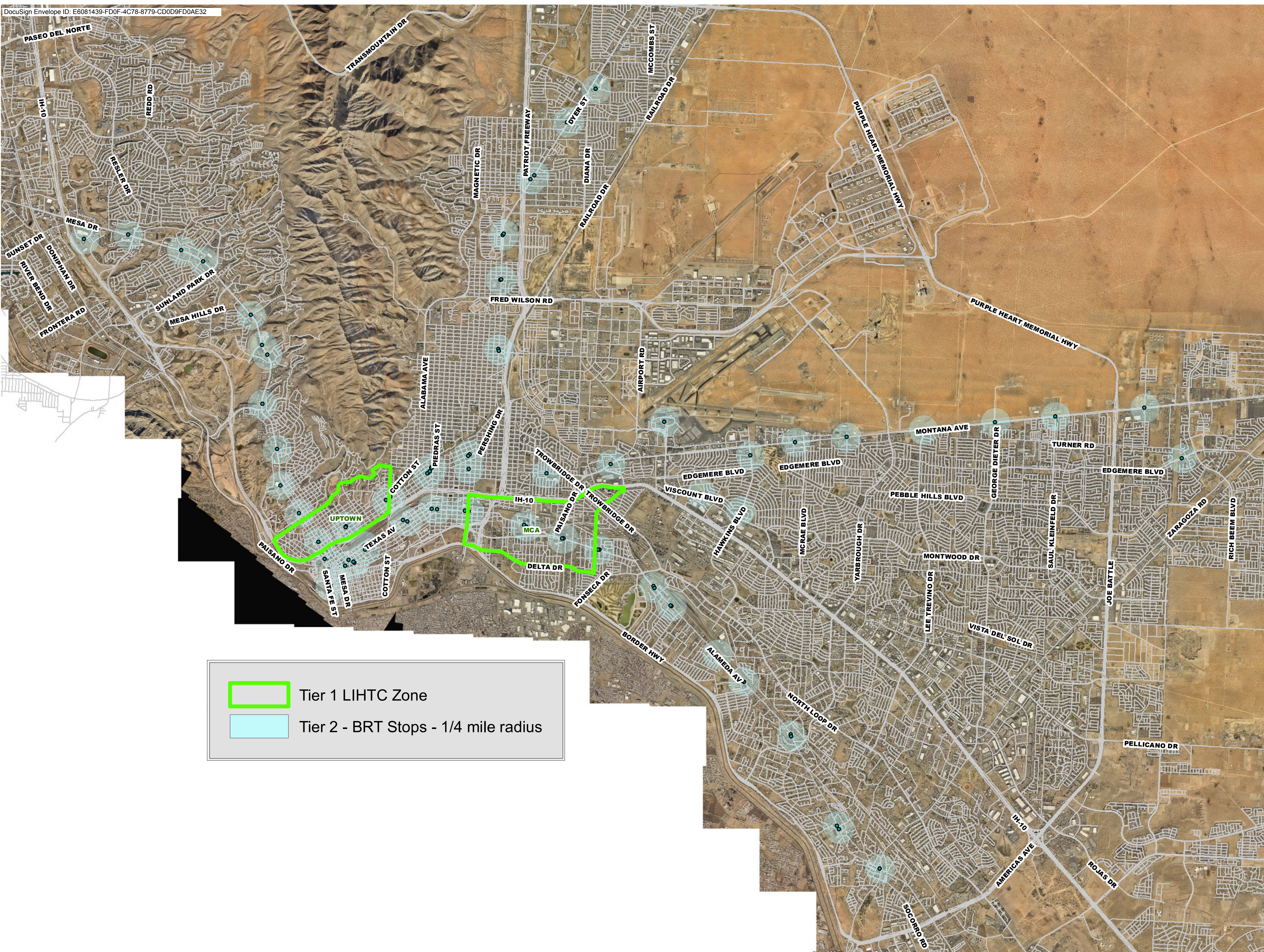
developed is an excellent location for expansion.	Policy 1.5.3: Arroyos are ravines carved over many years by rainfall moving across the earth. Arroyos feature a high degree of biodiversity and are an important part of the local ecology and landscape and the regional drainage pattern. This plan discourages urban development of remaining critical arroyos	The development is located within, or causes the disturbance of a FEMA designated arroyo.	-2
Outward Expansion			
Goal 1.9: The regional economy depends heavily on manufacturing. The City of El Paso will designate ample land that is well-suited for industrial facilities that are best located north of the border and will ensure that industrial facilities do not adversely affect the health, safety, or welfare of the community. These policies apply to land in the G-7 “Industrial” growth sector on the Future Land Use Map.	Policy 1.9.5: Obsolete industrial sites and railyards pose technical challenges to redevelopment but are often ideally located within the City to offer new choices and opportunities for El Paso residents. The City should take affirmative steps to maximize this potential. These sites are generally in the G-7 "Industrial" growth sector on the Future Land Use Map.	For developments in the G-7 "Industrial and/or Railyards" Future Land Use Area, the development includes a mixed-use component or multiple uses, such as office, retail, or entertainment that is in addition to residential space. Uses that are intended for exclusive use of residents in low income housing shall not qualify.	1
		For developments in the G-7 "Industrial and/or Railyards" Future Land Use Area, the development shall either: a. Provide, on site, at least 1.5 acres of parkland for every 100 dwelling units b. Locate within 1/2 mile of existing parkland that satisfies the parkland calculation described in "a"	1
2. Urban Design			MAXIMUM POINTS: 4
Goal	Policy	Criteria	Points
Smart Location Principles			
Goal 2.1: The City should change its growth pattern away from continuous outward expansion and toward integrated growth that minimizes environmental damage, reduces the need for excessive travel by private automobile, and can be served by public transportation.	Policy 2.1.2: Preferred locations for new development are sites near areas with a minimum of 90 intersections per square mile, as measured within ½-mile of the project’s boundary.	The development's surroundings have a minimum of 90 intersections per square mile, as measured within 1/2 mile of the project's boundary.	1
	Policy 2.1.3: Construction of high-rise buildings should be encouraged only in areas well-served by public transit.	The development includes new construction with three or more habitable stories in areas within 1/2 mile of a RTS or Streetcar route.	1

Policy 2.1.4: Development is encouraged to integrate jobs into or near residential neighborhoods, or to re-balance existing communities by adding jobs within a ½-mile radius of residential neighborhoods or by adding residences within a ½-mile radius of concentrations of jobs.	The development either: a. provides on-site commercial and/or office space in which potential employers may establish b. locates within a 1/2 mile walking distance of an existing retail/office/manufacturing employment center. The path from the development to the employment center must be served by sidewalks.	1
Policy 2.1.6: Development is encouraged along existing or planned bicycle networks where additional segments and/or secure bicycle storage can be added to the network.	For developments located along thoroughfares outfitted with existing dedicated bicycle infrastructure (such as a dedicated bicycle lane), the site shall provide at least 1 bicycle parking space or bicycle storage container for every 5 dwelling units.	1
Policy 2.1.7: Development is discouraged on sites or portions of sites within the 100-year or moderate-risk floodplains as defined by the Federal Emergency Management Agency (FEMA). Where development must occur within floodplains, development should be located on previously developed floodplains or in nonconveyance areas without flooding potential.	The development is located within a 100-year or moderate-risk floodplain as defined by FEMA.	-1
Policy 2.1.10: Development is discouraged on land with slopes greater than 15% and on land designated O-2 "Natural" on the Future Land Use Map.	The development is located in a O-2 "Natural" Future Land Use Map Area, or on land on which more than 20% of the site area has slopes greater than 15%	-2
Policy 2.1.11: Development is discouraged on sites where imperiled species or ecological communities have been identified.	The development is located on sites where imperiled species or ecological communities have been identified.	-2
Policy 2.1.14: Development is strongly discouraged on irrigated farmland unless the proposed development commits to permanently keep at least 50% of the land for farming or to subdivide the land into tracts that are themselves large enough to support small-scale farming.	For project's located on land that is currently or recently was utilized as irrigated farmland, the development commits to permanently keep at least 50% of the land area for farming.	1

6. Housing			MAXIMUM POINTS: 2
Goal	Policy	Criteria	Points
Housing Supply			
Goal 6.1: Maintain a sustainable and efficient housing supply for all residents of El Paso.	Policy 6.1.1: Strive to distribute a variety of housing types throughout the City to expand choices available to meet the financial, lifestyle, and cultural needs of El Paso's diverse population. Strongly encourage housing types that take into account non-traditional households and multi-generational families.	The project provides at least two types of housing from the following list of building types: a. Apartment building b. Mixed-Use building c. Townhome/Rowhouse d. Duplex/Triplex/Quadruplex The building type containing the smallest number of dwelling units shall nevertheless contain at last 20% of the project's total number of dwelling units.	1
Existing Neighborhoods			
Goal 6.2: Preserve and revitalize El Paso's existing neighborhoods.	Policy 6.2.1: Actively seek opportunities to retrofit suburban subdivisions to improve connectivity, add high quality parks, and introduce limited commercial uses where possible.	The development includes commercial space in which neighborhood serving retail businesses capable of serving surrounding residents as well as affordable housing residents may locate. The commercial space shall have a minimum 1,000 square feet of contiguous floor space.	1
Walkable Neighborhoods			
Goal 6.3: El Paso's neighborhoods should become the most connected and walkable in the southwest.	Policy 6.3.1: The City should encourage all new residential developments to be complete and connected, using the design principles under Goals 2.1 through 2.6 of the Urban Design Element, City-developed rating systems, SmartCode, and/or national standards such as LEED-ND as tools to assess the design of proposed developments.	All residential buildings earn a LEED Silver certification or higher	1
Housing Affordability			
Goal 6.4: Expand opportunities for affordable housing through new tools, technologies, and partnerships.	Policy 6.4.1: Adopt the "Housing + Transportation" formula developed by the Center for Neighborhood Technology as a tool to determine the true cost of living in various locations around El Paso.	The development is located in a census tract whose Housing + Transportation costs exceed 50% of per capita income for that census tract.	-2
9. Health			MAXIMUM POINTS: 1
Goal	Policy	Criteria	Points
Environmental Risk Factors			

Goal 9.4: Reduce exposure to environmental risk factors.	Policy 9.4.1: Reduce risk of injury and fatality due to vehicular accidents. a. Lower design speeds on existing and proposed streets and highways. Retrofit streets to be more pedestrian-friendly. Include on-street parking and street trees as barriers between pedestrians and moving travel lanes and which increase visual friction to discourage speeding. Include wide sidewalks and narrower travel lanes. Minimize crossing distance at intersections with pedestrian refuges, bulb-outs, speed tables, and other strategies.	If the development utilizes an internal vehicle circulation network, the thoroughfares utilize pedestrian-friendly design elements, including at least two of the following: a. design speeds of 20 miles per hour or lower b. sidewalks greater than 5 feet in width c. street trees d. intersections with pedestrian refuges, bulb-outs, speed tables, et cetera	1
	Policy 9.4.1: Reduce risk of injury and fatality due to vehicular accidents. e. Promote the use of woonerven (a woonerf is a street in which pedestrians and cyclists have legal priority over automobile drivers, and which exhibit extremely low design speeds), shared spaces, curbless streets, and stripe-free zones as ways to create very traffic calmed residential streets that need less right-of-way than conventional streets. Use highly textured road beds to slow traffic.	If the development utilizes an internal vehicle circulation network, <i>woonerven</i> are utilized.	2
Physical Activity			
Goal 9.5: Encourage physical activity through the design of the built environment.	Policy 9.5.6: Integrate walkable neighborhood design with transit stations according to techniques and policies described in Regional Land Use Patterns, Urban Design, and Housing Elements.	For developments located on local or collector thoroughfares, as determined by the Major thoroughfare Plan, at least 50% of units are located within 15 feet of the property line facing a public right-of-way, and the entrances face the public right-of-way.	1
10. Sustainability			MAXIMUM POINTS: 1
Goal	Policy	Criteria	Points
Stormwater			

Goal 10.5: Protect the community from floods and reduce the risk of flood damage.	Policy 10.5.9: Design necessary flood control facilities to blend with and enhance developments through concepts such as park-ponds and retention of natural arroyos. Design stormwater retention facilities so they may be used during dry months.	If on-site ponding is required, it is designed to serve as a park-pond.	1
Atmosphere			
Goal 10.6: Reduce greenhouse gas emissions to meet the national ambient air quality standards for all air pollutants in the El Paso area and mitigate the heat island effect.	Policy 10.6.9: Promote both roof and non-roof strategies to mitigate the urban heat island effect. a. Roof Strategies. Create shade for roofs by using vegetated roofs.	At least 50% of buildings feature vegetated roofs	1
	Policy 10.6.9: Promote both roof and non-roof strategies to mitigate the urban heat island effect. a. Roof Strategies. Create shade for roofs by using pergolas, solar panels, and other devices to shade parking garages, and flat and sloped roofs.	At least 50% of building roof area is shaded via pergolas, solar panels, or other devices.	1
	Policy 10.6.9: Promote both roof and non-roof strategies to mitigate the urban heat island effect. B. Non-roof Strategies. Create shade for the ground by installing vegetative ground cover and trees in planting strips, swales, and verges instead of pavement or dark rocks.	The development utilizes bioswales to filter stormwater.	1
	Policy 10.6.9: Promote both roof and non-roof strategies to mitigate the urban heat island effect. B. Non-roof Strategies. Create shade for the ground by minimizing surface parking lots and the size of expanses of asphalt and other low albedo paving surfaces.	Greater than 25% of the lot area is developed with impermeable surfaces, to exclude buildings.	-1
Noise and Vibration			
Goal 10.13: Protect City residents from the effects of excessive noise or vibration.	Policy 10.13.1: Discourage residential development in areas with high noise generators such as airports, freight railway tracks, or grade separated highways, without noise mitigation measures.	The development is located either: a. within 1/2 mile of an airport b. along a grade separated highway, freeway/expressway, or super arterial	-1



Mesa Hills II Attachment B-2

Introduction to Mesa Hills II

The Housing Authority of the City of El Paso D/B/A Housing Opportunity Management Entity (“HOME”) is very pleased to submit this application for Mesa Hills Phase II using 9% Low Income Housing Tax Credits (LIHTC) through the 9% Regional Competitive Set Aside Funding Pool administered by the Texas Department of Housing and Community Affairs (“TDHCA”). This is HOME’s application submitted to the City of El Paso as part of the 2024 9% Regional Competitive Set Aside. To assist the City’s review, included to the slide deck Attachment B-12 which provides supportive information in an easy-to-read format.

Mesa Hills II will be an attractive 3 building, 40 unit, mixed-income newly constructed development located in the Sunland Park North neighborhood. This second phase of the development will provide quality affordable housing and services for residents in the west area of the city. See Figure 1 of the following page for the Mesa Hills II location. Also refer to the slide deck (Attachment B-12) for additional site content.

The Mesa Hills II development will provide a new community, which is conveniently located on the west side. Future residents of Mesa Hills II will greatly benefit from the site’s excellent access and proximity to an array of commercial complexes and grocery stores that provide opportunities for employment and shopping. The site also has a wide range of nearby social services, parks, educational institutions, and access to the local transit network that will provide significant opportunity for future residents.

In addition to the 40 affordable housing units, the development will share a Community Center and outdoor space which includes a playground and seating. The development of Phase II will complete the development of approximately 6 vacant acres and will set a leading example for a more community-oriented neighborhood that is currently in need of increased affordable housing options.

The Mesa Hills apartments are surrounded by a wide range of amenities to help support and provide equitable opportunities to low-income families. The site has access to the local Sun Metro bus network. Sunland Park Drive is a major commercial corridor with several malls and commercial plazas for the local community. Stores within walking distance of this future development are Family Dollar, “Five or Below”, PetSmart, Ross Dress for Less, and restaurants like: Corner Bakery, “Buffalo Wild Wings” and IHOP. Just across the street lies the Sunland Park Mall with additional stores for a variety of options. The number of shops and retail provides consumer and employment opportunities to the future residents of Mesa Hills. Also located at these shopping centers are several groceries including Sprouts Farmers Market, Food King, and Target Super Center. Due to the large amount of commercial activity, there are also bus lines within walking distance to provide public transportation connections to other parts of the city.

The location of the Mesa Hills apartments creates a thriving environment for children and growing families. Nearby is access to parks and other recreational facilities. Within a mile from the site are three parks, Harvey Park, HT Ponsford Park, and Crestmont Park, which all provide a child and pet-friendly environment that allows for other recreational activities. Other nearby attractions include Resler Canyon, and Bob-O’s Family Fun Center are excellent environments for growing families.

In addition to recreation, are several educational institutions facilitating a supportive environment for children and growing families. Schools such as Putnam, Zach White, and Johnson elementary schools are all local exemplary educational institutions for children with a variety of amenities. Examples of schooling at higher levels include the Coronado High School, the St. Mathew Catholic School, and the Mountain West Montessori School.

The need for affordable housing in this neighborhood and across the city is great. According to the 2019 El Paso Regional Housing plan, the city has a shortage of 3,300 rental units for households earning less than \$30,000 annually. Mesa Hills II provides access to quality housing in a community-oriented environment, with outdoor gathering spaces, will support current and future neighborhood residents and families seeking homes which are affordable and close to transit, retail, jobs and schools.

Future residents of Mesa Hills II will greatly benefit from the site's excellent public transit access and proximity to an array of parks, services, and educational opportunities. A wide range of nearby social services, jobs, educational institutions, and commercial development will provide significant opportunities for future residents.

The newly constructed Mesa Hills II will help HOME meet the needs of current and future residents whose incomes fall between thirty percent (30%) and sixty percent (60%) AMI, with the aim to support and increase opportunities for very low to low-income residents.

HOME anticipates a high score for Value Statement 1 given the site's high overall number of units (15 points), range of units available between 30% and 60% AMI (8 & 7 PTS) and the high number of units produced per amount of tax credits (5 Pts).

Value Statement 2 – Social Services (20 Pts)

Support breaking the cycle of poverty and supporting upward mobility by either directly providing or facilitating availability of social services.

HOME planned delivery and facilitation of social services program at Mesa Hills II directly supports the City's objectives to break cycles of poverty and support upward mobility. Affordable Housing is a critical and stabilizing foundation for low-income and very low-income residents. But to break cycles of poverty, HOME has found the broader resident needs around health, education, and employment must be addressed. This principle is the basis of HOME's mission to improve the quality of life for economically challenged families. The holistic approach to services will add significant value to the lives of residents and community members who participate.

HOME's extensive experience delivering services and programs across 48 properties which serves families **is further assurance the specific needs of future Mesa Hills II residents will be met.** See page 10 of the slide deck (Attachment B-12) to learn about HOME's long-standing partnerships and programs. Future residents will have access to programs and social services in the following three categories:

Education

Long-standing partnerships with educational institutions, including the El Paso Community College and the University of Texas at El Paso, strengthen HOME's ability to deliver a variety

of educational programs. HOME anticipates offering health and nutrition classes on health topics ranging from diabetes to cancer prevention, quarterly life skills classes to help families navigate their medical benefits and more.

Economic Development/Workforce Entrepreneurial Development, including

Homeownership Income is the strongest and most consistent predictor of resident health and wellbeing; and promoting financial independence for residents is a top priority. For over a decade, HOME has partnered with Government Employees Credit Union (GECU) and Project Bravo to deliver financial literacy training to support residents reach their financial goals. In addition, HOME's Family Self-Sufficiency (FSS) Program will be available to residents interested in homeownership opportunities. The FSS Program is a holistic approach to helping HUD-assisted families make progress towards achieving self-sufficiency which combines case management to help families access the services they may need to increase their earnings with a strong financial incentive (in the form of an escrow account) for families to increase their earnings. As the leading homeownership placement program in the El Paso area, FSS has proven to be very successful in helping low-income families build assets and substantially increase their earnings to become homeowners.

Supportive/Social Services

Many residents need supportive and social services, having experienced isolation and traumas related to housing insecurity, poverty, and violence. HOME has an extensive network of non-profit and healthcare partners who provide residents with supportive/social services both on and off site. Healthcare partners, including Superior Health Plans, Texas Tech University Health Sciences Center, A HOME partner for 10 years, and Texas A&M Agrilife, help HOME facilitate monthly health screenings, annual health fairs, annual flu shots, COVID-19 vaccines and boosters, and other highly tailored programming to support the physical and mental well being of all residents, including youth. HOME also provides a variety of supportive services programs throughout the year, including bi-monthly social events, such as games, ice cream socials, guitar playing and holiday celebrations; bi-monthly arts and crafts, such as knitting and decorating; and backpack giveaways that have been very successful programs. Social connections are an essential part of resident wellbeing, can extend length and quality of life, and serve as an important foundation to support upward mobility. HOME enlists additional community partners, such as EL Pasoan's Fighting Hunger, Project VIDA, Abundant Living Faith Center, and HOME's Transportation Department, to help deliver other social programs including monthly food distribution, after-school youth program and an annual holiday meal, entertainment, and a food pantry.

Value Statement 3 – Access to Commercial/Public Service

Residents given an opportunity for inclusiveness and afforded an opportunity to access public services.

In alignment with Value Statement 3, residents of Mesa Hills II will be given an opportunity for inclusiveness and afforded an opportunity to access public services. There are plentiful commercial/public services within walking distance.

Great Access

The development has "front door" access to El Paso's public transportation. Residents will have the ability to all major travel corridors and the new Rapid Transportation System. Through this amenity, residents will be able to capitalize on the network of city streets. Making this alternative form of

transportation more attractive and reducing the dependency on automobiles. Neighborhood amenities are also accessible by the major corridors and public transportation for future residents of the development. Overall, the development promotes the concept of live-work by providing job opportunities closer to “home” which is especially valuable for family members which are also care-givers.

This development meets the TDHCA criteria of promoting the edification of high-quality housing. Unit sizes and features have been enhanced with no additional charge to the residents. These amenities will enhance the overall quality of life for the residents and incorporate Green Building elements. Over 50% of the low-income units are 60% or less of the AMI, and at least 10% of the rents are at 30% or less of the AMI.

Mesa Hills II is committed to serving and support elder Texans most in need. It will provide a combination of supportive services along with adequate space for the program service providers to provide services. These services will include a Support Service office as well as additional services which may include, but are not limited to, GED Preparation classes, annual health fair, Notary Services, and/or providing a full-time resident services coordinator. The services may be modified as residents need change. In conjunction to these services, the development includes accessible and audio/visual units to accommodate residents with special physical needs.

Residents are provided an opportunity through gathering points/areas for inclusiveness and afforded an opportunity to access public services as the development site is within steps to public transportation is conveniently located near various community assets. Schools, medical facility, outdoor public recreation, religious institution, post office, convenience store, civic offices, and restaurants to name a few. Mesa Hills II will include barrier free access by residents to the immediate neighborhood and commercial/public services. The walkability of the site is excellent and provides a high quality of life for future residents.

The community is engaged and will provide vital support to the first phase of Mesa Hills, and it is expected that the same support will be provided for Mesa Hills II. The City of El Paso will discuss and consider passing a resolution of local support and commitment for the tax credit property. It is anticipated support for the development will continue with the support of various community organizations such as Project Bravo and the YWCA. The development meets the goals, objectives, and the overall criteria set forth by TDHCA.

Value Statement 4 – Local Presence (15 Pts)

Local presence and long-term accountability in El Paso

As a “High Performing” and award-winning Public Housing Authority (PHA) that assists more than 40,000 El Pasoans, HOME has become the 14th largest PHA in the United States and the largest in the State of Texas. HOME’s local presence and long-term accountability cannot be overstated at nearly 84 years of continuous service. HOME hires locally and has a full staff to manage, operate and develop its properties successfully. The strong partnership between HOME and the City of El Paso helps build the housing market on a substantial scale.

Highlights of HOME’s Experience include:

- 84 Years in El Paso
- 80 Staff
- 48 Properties
- 40,000 El Pasoans Served
- Housing for Veterans (VASH Program)

- 1,126 New Construction Units
- 5,233 Rehab Units (5,167w/RAD)
- 5,600 Housing Choice Vouchers
- 1,300 Tax Credits & Non-Subsidized Units
- Housing for Chronically Homeless (Shelter Plus Care Program)

HOME has significant experience with financing, development, construction, and management of homes for families, elderly, and disabled residents. HOME has completed 5,167 units through the Rental Assistance Demonstration (RAD) program to date and has a portfolio of 6,102 RAD units, 5,600 Housing Choice Vouchers, and 1,300 Tax Credits and Non-Subsidized units.

HOME has a strong development team, continues to operate properties, and provides affordable housing for low and very-low-income households in El Paso. Long-term care and maintenance of HOME properties will be supported through the properties cashflow.

The HOME team's experience in both development and operation of affordable housing is built from decades of implementing affordable housing programs. HOME has a strong track record of meeting funding obligations and timelines resulting in successful delivery of high-performance, sustainable, and safe projects. These include experience with a range of funding sources and programs, including LIHTC, HUD grants and programs, including RAD conversions, and other federal and local programs.

Tax Credit Awards

HOME's significant tax credit experience includes full support from the city and spans from a 2016 award of \$3 million for Commissioners Corner and Gonzalez Apartments new construction of 338 units. 2017 award of \$3 million from TDHCA for Blue Flame Building and Medano Heights, which total 266 units and placed in service in December 2019; 2021 award of \$1.2 million for the rehab of Sun Pointe; and 2020 1.2 million for the new construction project, Nuestra Senora. Both Sun Pointe and Nuestra Senora began construction in 2022 and will deliver a total of 226 units in 2024.

In 2019, HOME was awarded \$1.5 million for the development of Patriot Place Phase I, which totals 110 units and was placed in service in 2021. HOME was awarded \$900,000 in 2022 for its project in El Paso County which will produce 40 single-family units in Clint. In 2023, HOME was awarded \$1.2 million for the development of Patriot Place Phase II.

Award-Winning Affordable Housing

HOME's ability to meet financing obligations and deliver high performance projects which serve

families, elderly, and disabled residents in reinforced through its excellent HUD relationship. It includes an earlier \$20 million HOPE VI grant awarded by HUD for the revitalization of Alamito Apartments into 349 public housing units. A \$12.7 million HUD American Recovery and Reinvestment Act (“ARRA”) Capital Funds grant for the rehabilitation of public housing properties and an \$8.3 million HUD AARA grant for the Paisano Green Community. This award-winning 73-unit community was completed in 2012 and is the first NetZero, fossil-fuel free, LEED Platinum, affordable housing community in the United States.

HOME’s RAD program, initiated in 2014, is second to none in the State of Texas and nationally. It has resulted in the rehabilitation and new construction of over 5,167 affordable housing units to date and upon completion represents a total of **\$1.3 Billion** in public-private partnerships and construction projects.

Commitment to Extended Affordability

With a statutory mandate to serve low-income families in El Paso, HOME has been and will continue to remain the leading provider of affordable housing in El Paso. HOME commits to long-term affordability of properties and has set an extended 45-year affordability period for Mesa Hills Phase II.

Value Statement 5 – Smart Growth (20 Pts)

Meets City Smart Growth Initiative as set out in Plan El Paso

Since the adoption of the first City Plan of El Paso in 1925, this document has become the cornerstone in making El Paso the city it is today. It has stayed true to its purpose of promoting the convenience of its population, improving health, providing different recreational options, and beautify El Paso a whole. El Paso may be the 19th largest city in the nation, but more importantly, it continues to rank as one of the safest cities in the nation. It’s not only the home to Fort Bliss, but it also has become the retirement place of choice for many troops. These factors, along with historic advantages and economic diversity play a factor in the success of the city.

Mesa Hills II meets the city’s smart growth initiative as set out in the *Plan El Paso* and established sound business practices to ensure the Mission, Vision and Values of the City of El Paso are preserved. This project conserves environmental resources, spurs economic investment and reduces the need for infrastructure and services. The strategic location provides a housing option which has activities within walking distance, proximity to neighborhood services, and public transportation to alleviate the dependency on cars. Mesa Hills II will bring additional stability to its neighborhood not only by building additional affordable housing with ADA and VHI units, but through different resident programs. The development encourages the participation of the community associations, JWRC Resident Council plays a vital role in addressing the needs of the residents. Supportive Services tailored to address residents’ needs will be available to all residents. The applicant/developer also sponsors the Family Self-Sufficiency program, to promote homeownership.

Energy Efficiency initiatives will be incorporated into the design of the development, thus reducing operational costs and energy consumption. Mesa Hills II will comply with environmental regulatory requirements. With the assistance of various local, state, and federal agencies the construction of the

units will ensure the development meets all necessary codes. Through pest control, the project will be treated for any “unwelcomed” guests during excavation and during occupancy to host a healthy community and surrounding area. Recovering from an extreme weather event can be achieved through many options, but our strongest ally is education. Cooperation of the resident councils and by hosting health fairs, thus instructing residents will help minimize the damage families endure to achieve individual resiliency for El Paso residents.

In summary, the planned Mesa Hills II project meets City smart growth initiatives as set out in the *Plan of El Paso*. For example, the project is planned in a central location and will develop an existing vacant and underutilized property. The development will infuse residents into a key area which will bolster the population density. The City of El Paso is more than just bricks and mortar, its foundation is its people, and with the help of various parties, Mesa Hills II will help the City of El Paso connect neighborhoods and develop a society which will help it move towards an exciting future.



2024 LOW INCOME HOUSING TAX CREDIT REQUEST FOR MUNICIPAL RESOLUTION

The City of El Paso requires the following information in order to process a request for support resolution for the Texas Dept. of Housing and Community Affairs as part of the 2024 Low Income Housing Tax Credit (LIHTC) application process. All 9% LIHTC applicants must fill out Sections A, B, and D. Section C is for 9% LIHTC applicants seeking City financial support. 4% HTC applicants must fill out sections A, B and D only.

- The deadline for 9% Housing Tax Credit Requests for Municipal Resolution is Wednesday, December 8, 2023 by 5:00 pm (MST)

SECTION A. PROPERTY AND CONTACT INFORMATION

1. Applicant/Developer: Pebble Hills Seniors, Ltd. (Applicant) / Investment Builders, Inc. (Developer)
2. Contact Person: Roy Lopez
3. Applicant Address: 7400 Viscount Blvd, Suite 109, El Paso, TX 79925
Phone: 915-255-6588 E-Mail: rlopez@ibitoday.com
4. Name of Proposed Development: Pebble Hills Seniors
5. Proposed Development Address/Location: NWC Charles Foster Ave. and John Hayes St., El Paso, TX 79938
6. Type of Tax Credit requested of TDHCA (ex. 9% Statewide At-Risk or 9% Regional Competitive):
9% Regional Competitive

SECTION B. PROJECT INFORMATION

1. Project type (rehabilitation, new construction, adaptive reuse, etc.): New Construction
2. Provide a written narrative explaining why the particular type of tax credit is being requested and how the proposed development meets TDHCA criteria and the City of El Paso adopted Evaluation Criteria for Requests for Local Government Support of LIHTC Proposals. To accomplish this, the narrative should include detailed descriptions of how the proposed development meets each of the criteria for Value Statements 2, 3, 4, and 5 in the City's adopted evaluation criteria (attached to this form). Narrative must be no more than 10 pages, single-spaced, 12 pt. Arial or Calibri font, 1" margins. Submit as Attachment B-2.
3. Total cost of development (as prepared by an Architect, Engineer or Contractor): \$ 15,600,497
4. Cost per square foot: \$ 222.90
5. Amount of tax credits being requested of TDHCA: \$ 1,500,000
6. Number of units & housing mix for proposed development (1, 2 or 3 bedroom) and Number of Affordable Units

Units/bedroom Size:	Total Quantity	Market Rate	80% AMI	60% AMI	50% AMI	30% AMI
1 Bedroom	34	2		18	9	5
2 Bedroom	26	4		19	2	1
3 Bedroom						
4 Bedroom						
Totals	60	6		37	11	6

7. Is the proposed development site properly zoned for proposed development? Yes ☒ No ☐
 a. Current Zoning: C-2 C
8. Are property taxes current for the site? Yes ☒ No ☐
 If yes, provide a copy of current property tax receipt, or print-out from:
https://actweb.acttax.com/act_webdev/elpaso/index.jsp Submit as Attachment B-8.
9. Is the property located in a flood zone? Yes ☐ No ☒
10. Submit location map showing the project site. Submit as Attachment B-10.
11. Submit project Site Plan (and renderings if available). Submit as Attachment B-11.

SECTION C. FOR THOSE PROJECTS SEEKING FINANCIAL SUPPORT FROM CITY FUNDS

1. Total amount of funds requested from City HOME/CDBG funds: \$ N/A
 Or, total amount of requested fee waiver from the City of El Paso: \$ 500.00
2. Indicate use of all funds by category and amount (for those requesting HOME/CDBG funds):
- | | |
|---|---------------|
| Acquisition: | \$ <u>N/A</u> |
| Design/Soft Costs: | \$ _____ |
| New Construction of Housing Units: | \$ _____ |
| Rehabilitation/Conversion of Housing Units: | \$ _____ |
| Funds from other sources: | \$ _____ |
| Total Project Cost: | \$ _____ |
3. Relocation of Tenants (for rehabilitation and/or reconstruction developments):
- How many of the existing dwelling units are occupied? N/A Vacant? _____
- If completely vacant, how long has the property been vacant? _____
- Are any of the units owner-occupied? _____
- Will Temporary or permanent relocation be required? _____
4. Section 3 Agreement (for those requesting HOME/CDBG funds): If the project construction amount totals more than \$200,000, the owner/contractor agrees to meet or exceed Section 3 requirements by: (1) awarding at least 20% of the total dollar amount of all covered construction contracts to Section 3 businesses; and (2) offering 50% of new employment opportunities to Section 3 businesses. Section 3 is a provision of the Housing and Urban Development (HUD) Act of 1968 that requires that recipients of certain HUD financial assistance, to the greatest extent feasible, provide job training, employment, and contracting opportunities for low- or very-low income residents in connection with projects and activities in their neighborhoods. The HOME and CDBG funds administered by the City necessitate following Section 3 provisions.
- Do you agree to meet or exceed the Section 3 requirements noted above? Yes ☐ No ☐
5. Submit the following financial documents (for those requesting HOME/CDBG funds):
- Applicant's financial statement or most recent audit. Submit as Attachment C-5.a.
 - Applicant's Current Income Tax Return. Submit as Attachment C-5.b.

6. Submit the following Relocation documents (if applicable):

- a. Copy of Relocation Plan. Submit as Attachment C-6.a.
- b. Proof of approval of Relocation Plan by HUD. Submit as Attachment C-6.b.
- c. List of all households to be displaced, list must include date of issuance of General Information Notices and date of issuance of Relocation Notices for all households. Submit as Attachment C-6.c.

Please note: Phase I Environmental Assessment must be submitted to Community & Human Development for review prior to execution of any HOME or CDBG funding agreements.

SECTION D. CERTIFICATIONS

RETURN COMPLETED 9% LIHTC REQUESTS FOR MUNICIPAL RESOLUTION WITH ALL ATTACHMENTS NO LATER THAN DECEMBER 8, 2023 BY 5:00 PM (MST).

Submittals received after 5:00 pm on December 8, 2023 MST will not be considered for support.

Applications must be submitted by emailing a link to your application contained within a file sharing service to **DCHDFacilities@elpasotexas.gov**. Please notify DCHD staff by emailing **DCHDFacilities@elpasotexas.gov** that your application has been stored with a file sharing service to include the link for access. DCHD must receive this email prior to the application deadline. Applications must be submitted electronically unless a waiver has been issued allowing you to submit your application in paper form. Instructions for submitting your paper application will be contained in the approval letter of a waiver for electronic submission.

4% HTC REQUESTS FOR MUNICIPAL RESOLUTION WILL BE ACCEPTED ON A ROLLING BASIS THROUGHOUT THE YEAR

Person authorized to sign on behalf of proposed development:

I/we declare that I/we have examined this request and, to the best of my/our knowledge and belief, the information contained therein is true, correct, and complete.

Signature (required): 

Printed Name/Title: Roy Lopez, Senior Vice President

Date: 12/8/2023

FOR STAFF USE ONLY: Received by: _____ Date: _____

Review for Completeness by: _____

Attachment B-2

City of El Paso Evaluation Criteria

How this development meets the criteria for Value Statement 1:

This proposed affordable housing apartment community will meet or exceed all of the desired living conditions promoted by TDHCA in this year's competitive housing tax credit application cycle.

Future residents will enjoy living in a well-designed and equipped senior community on a 5.4413-acre site in a safe and vibrant neighborhood with a poverty rate of 2.17%. Located at the NWC of Charles Foster Avenue and John Hayes Street in a 1st quartile census tract where residents will be close to supermarkets, retail outlets, restaurants, healthcare facilities and a number of other neighborhood amenities and conveniences.

This 60-unit development will consist of thirty-four (34) one-bedroom and twenty-six (26) two-bedroom units that will serve all households as presented in the Unit Mix Schedule in Section B, Item 6. The Applicant has made every effort to provide the highest number of affordable units with the amount of tax credits available for this development.

In addition to all of the neighborhood amenities available to these residents, such as full-service grocery store, healthcare facility, proximity to public parks and public transportation, **the development amenities provided at no additional cost to the residents** are normally found only in upscale apartment communities. These amenities include: one covered parking space for each unit; a swimming pool; a fully furnished exercise facility in the clubhouse; a full complement of Energy-Star appliances including a large refrigerator; a gas stove and oven; a built-in microwave, a dishwasher and a full-size washer and dryer in each unit. Energy-Star rated ceiling fans and lighting as well as all other mandatory development amenities not listed above will be provided as required by TDHCA.

The development will also incorporate many Green Building features to lower the impact on the local environment and provide utility cost savings to the residents. High efficiency 15-Seer refrigerated air conditioning will provide comfort as well as use less electricity and save on El Paso's scarce water resources by not using evaporative cooling. All windows will be Energy-Star rated and walls and ceilings will be insulated with R-15/R-30 values respectively. Native plants and drip irrigation will be used to conserve water as well.

Funding sources for this development are expected to come from (1) a conventional mortgage loan of \$2,940,000 at 6.50% interest with payments amortized over 40 years; (2) tax credit equity of \$12,598,740 and (3) deferred developer fee of \$61,757 to be paid from the development's operating cash flow during the initial fifteen-year compliance period. These amounts will provide the \$15,600,497 of total development funds needed to build this development.

The Applicant's goal is to provide safe, high quality affordable housing for economically disadvantaged seniors who are trying to improve their quality of life. The Applicant's twenty-

seven (27) years of experience in providing affordable housing to those in need has taught them that the Housing Tax Credit Program is the best method available to accomplish this goal while maintaining the financial viability to sustain the project over its extended affordability period of forty-five (45) years. Indeed, this development could not be built without an award of 9% competitive tax credits.

How this development meets the criteria for Value Statement 2:

The proposed Pebble Hills Seniors development will provide support to assist its residents in breaking the cycle of poverty and support upward mobility by either directly providing or facilitating social services in the following categories:

- a) Education – the Applicant has contracted with Better Texans Services, Inc. to provide (1) ESL classes; (2) computer training; (3) GED preparation classes; and (4) health education courses.
- b) Economic development – the Applicant has contracted with Tierra Del Sol Housing Corporation (TDS) to conduct training in Basic Financial Literacy Skills and Homebuyer Education. TDS will also assist seniors with Financial Management and Planning, and Credit Rebuilding.
- c) Supportive/social services – the Applicant has also contracted with Better Texans Services, Inc. to provide the following supportive/social services: (1) annual income tax preparation; (2) food pantry; (3) health fair; (4) Notary Services; and (5) on-site social events.

How this development meets the criteria for Value Statement 3:

The residents of the proposed development will be given the opportunity for inclusiveness and afforded and opportunity to access public services by satisfying the following evaluation criteria:

- a) **No physical barriers** – Although the development will have perimeter fencing, the design of the development will be such that it will have gateway openings for the residents to access the surrounding neighborhoods and commercial businesses in the area. The site will have sidewalks and ADA compliant sidewalks, ramps and parking, so there will be no barriers to the neighboring community and commercial/public services.
- b) **Gathering points** – The proposed development will be designed to include gathering points such as community space in the clubhouse; picnic tables; playground and swimming pool that residents may enjoy and invite friends/family from the surrounding neighborhood.
- c) **Unit Mix** – The proposed development is designed to have a mix of various income levels including 30%, 50%, 60% and 80%/Market of area median income households.

How this development meets the criteria for Value Statement 4:

The applicant has a local presence and long-term accountability in El Paso:

- a) Past experience – Investment Builders, Inc. (IBI) is a Texas corporation formed in September, 1993 and completed its first tax credit project in El Paso in 1995. IBI has since developed, built, managed, and owned more than forty (40) affordable housing developments containing more than 3,000 units serving residents at or below 60% of the Area Median Family Income. Thirty of these developments are in the City of El Paso.
- b) A staff presence in El Paso of at least five (5) employees – IBI is led by highly qualified and professional individuals, each providing extensive experience in their respective areas. IBI currently has a full-time office staff of six (6) employees and a full-time field staff of four (4) employees, all working from its office located at 7400 Viscount, Suite 109, El Paso, Texas 79925. Each of these employees has been with the Company for more than ten (10) years.
- c) With five (5) or more years of experience as part of a development team, financing, building, operating, or managing affordable housing in El Paso – As noted in item 4(b) above, each of the employees referenced has been involved in every phase of developing, obtaining financing, building, owning, and managing affordable housing since 1993.
- d) A commitment to extended affordability beyond thirty (30) years. A Land Use Restriction Agreement will be placed on the property to maintain affordability for at least forty-five (45) years.

How this development meets the criteria for Value Statement 5:

The proposed development meets City smart growth initiative as set out in Plan El Paso by meeting the following policy goals:

The final design and construction of the development will adhere to smart growth general design principles to ensure that it accommodates and maximizes the social, economic and environmental opportunities of the smart growth plan for El Paso. Pursuant to receiving a support letter from the City of El Paso and award by TDHCA, the final design will incorporate the following smart growth elements, see attached site plan for additional detailing:

Goal 1.4 New Neighborhoods – the proposed development will be located in a G-4 developing area of El Paso. There are numerous amenities including retail, grocery, and parks within a mile of the proposed site.

Goal 1.10.5 Growth Areas and overlays – the proposed development is proposed for seniors with a suburban G-4 area which will provide a greater variety of housing choices among the single-family residences in the area.

Goal 2.1 Smart Location Principals – the proposed development site will be located within ¼ miles of a transit bus stop. The design team is considering the inclusion of bicycle parking to allow residents travel options other than private automobiles.

Goal 4.1 Compact Urban Area – the proposed development is proposed for seniors within a suburban G-4 area which will provide a greater variety of housing choices and many essential amenities within walking and biking distance and limited automobile driving distances.

Goal 4.7 Air Quality – the proposed development will present the opportunity to increase travel choices by the location near public transportation and community amenities which will reduce travel time with private automobiles.

Goal 4.11 Public Transportation – the proposed development will be located in a G-4 suburban area that will be within ¼ mile from a transit bus stop and within walking, biking and limited driving distance of numerous amenities.

Goal 6.1 Housing Supply – the proposed development will offer housing choice to meet the financial, lifestyle and cultural needs of El Paso's diverse population. The development will service seniors with special needs including veterans, homeless, and persons with disabilities.

Goal 6.2 Existing Neighborhoods – the proposed development is situated among several single-family neighborhoods. This will be a small apartment building to integrate into the existing neighborhood.

Goal 6.3 Walkable Neighborhoods – the proposed development will allow residents to connect to the city around them with the public bus stop at Pebble Hills/John Hayes stop or Charles Foster/Steffi Graff stop. Sidewalks will be designed to connect to the sidewalks into the surrounding neighborhood.

Goal 6.4 Housing Affordability – the proposed development expands the availability of affordable housing and housing choice in El Paso.

Goal 7.3 Dynamic Walkable Neighborhoods – the proposed development is new development to balance housing opportunities, retail, services and employment with walkable and limited driving connectability.

Goal 9.4 Exposure to Environmental Risk – the Applicant will work with the City to reduce environments risk factors by helping to reduce risk of injury and fatality due to vehicular accidents and reducing exposure to air pollution by encouraging walking, cycling and transit usage.

Goal 9.5 Encourage Physical Activity Through Design – the proposed development will be within walking and biking distances of community amenities. The development will be designed with a fitness center on-site. All ground floor units will be designed with visitability standards and available to all unit types.

Goal 9.6 Encourage Well-Being – the proposed development will encourage psychological and emotional well-being by reducing commuting times to maximize time with family and friends; support the City’s Dark Sky Ordinance and integrate the development into the fabric of the existing neighborhood.

Goal 10.5 Stormwater – the proposed development is not located in a floodplain and will be designed to consider existing developments downstream and will have park-ponds to control stormwater drainage and retention, as necessary.

Goal 10.6 Atmosphere – the proposed development will encourage walking, biking and limited automobile use with emphasis on van pooling and public transportation. The design will include installing trees and groundcover in parking areas.

Goal 10.7 Energy/Public Transit – the proposed development will be located within walking and biking distance of a public transit stop to help reduce the need for personal automobiles. The development will include energy efficient building systems, fixtures and appliances.

Goal 10.8 Protect and enhance ecologically sensitive areas – the proposed development is not located in an ecologically sensitive area.

Goal 10.9 Preserve the valuable natural resources of the mountain and hillside areas – the proposed development is not located in a mountain or hillside area.

Goal 10.10 Protect the community from risks associated with geologic conditions – the proposed development is not located near active fault areas; however, the development will be constructed in such a manner as to prevent unnecessary grading and use erosion control measures.

Goal 10.13 Protect City residents from the effects of excessive noise or vibration – the proposed development will be designed in accordance with the recommendations of an Environmental Assessment Study concerning noise mitigation.

Goal 10.14 Improve public safety by developing appropriate lighting and control standards – the proposed development will be designed with public safety in mind. Adequate lighting for the development will be provided for the safety and well-being of the residents. The development will be designed in accordance with city lighting codes to help protect the “dark sky”.

Regional Land Use Patterns

Policy 1.3.1 Neighborhood Retrofits – the proposed development will be located within ¼ mile from the East Cave Park and within ½ mile of Eastside Sports Complex and Walking Trail.

Urban Design

Policy 2.1.2 – the proposed development will NOT be located in an area with minimum of 90 intersections.

Policy 2.1.3 – the development will be located within ½ mile of a Sun Bus route with continuous sidewalks and dedicated bike lanes.

Policy 2.1.4 – the development will be within ½ mile of retail and employment with continuous sidewalks and dedicated bike lanes.

Policy 2.1.6 – the development will be located along a corridor with dedicated bicycle lanes.

Policy 2.1.7 – the proposed development will NOT be located within a 100-year or moderate-risk floodplain as defined by FEMA

Policy 2.1.10 – the proposed development will NOT be located in an O-2 “Natural” Future Land Use Map Area

Policy 2.1.11 – the proposed development will NOT be located on a site where imperiled species or ecological communities have been identified.

Policy 2.1.14 – the development will NOT be located on land the is currently or has recently been utilized for farming.

Housing

Housing Supply Goal 6.1 – the development will provide one building with a variety of housing unit types.

Existing Neighborhoods Goal 6.2 – the development will NOT include commercial space.

Walkable Neighborhoods Goal 6.3 – the development will include energy efficient building systems, fixtures and appliances; however, due to the small size of this development, the expense of the LEED Silver certification is cost prohibitive.

Housing Affordability Goal 6.4 – Census Tract 48141010368 has a Housing + Transportation index of 65%

Health

Environmental Risk Factors Goal 9.4 – not applicable to this development.

Physical Activity Goal 9.5 – not applicable to this development.

Sustainability

Stormwater Goal 10.5 – the development will be designed to consider existing developments downstream and will have park-ponds to control stormwater drainage and retention, as necessary.

Atmosphere Goal 10.6 – the development will be designed to create shade by installing trees throughout the development site and providing covered parking to reduce heat radiated from pavement in parking areas.

Noise and Vibration Goal 10.13 – the proposed development will be designed in accordance with the recommendations of an Environmental Assessment Study concerning noise mitigation.

This Applicant hereby acknowledges and commits itself to the items listed in this narrative, upon receiving a support letter from the City of El Paso and an award of Housing Tax Credits from TDHCA for this proposed development.

CONTRACT FOR DELIVERY OF RESIDENT SERVICES

This Contract for Delivery of Resident Services (this "**Agreement**") is made and entered into this 1st day of December 2023 (the "**Effective Date**"), by and between Pebble Hills Seniors, Ltd. a Texas limited partnership ("**Owner**"), and Better Texans Services, Inc., a Texas corporation ("**Contractor**"). Owner and Contractor are collectively referred to as the "**Parties**" and each, a "**Party**."

RECITALS:

A. Owner will own and operate a 60 unit senior development known as Pebble Hills Seniors (the "**Property**") located in El Paso, Texas.

B. The Property has applied to receive an award of 2024 low-income housing tax credits under Section 42 of the Internal Revenue Code of 1986, as amended (the "**Tax Credits**") and was assigned the Texas Department of Housing and Community Affairs File No. TBD.

C. In connection with the Tax Credits, the Owner is required to provide a minimum of ten (10) supportive service points.

D. Owner desires to engage Contractor to coordinate the provision of certain services for the residents of the Property more particularly described in Exhibit A, attached hereto and incorporated herein for all purposes.

E. Contractor desires to coordinate the provision of such services for and on behalf of Owner under and pursuant to the terms of this Agreement.

AGREEMENT:

NOW, THEREFORE, for and in consideration of the premises and the mutual covenants contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby agree as follows:

1. Services to be Rendered by Contractor.

(a) Throughout the Term of this Agreement, Contractor shall, on behalf of Owner and in accordance with the terms of this Agreement, coordinate the provision of the services described in Exhibit A attached hereto and incorporated herein for all purposes (collectively, the "**Services**").

(b) Contractor agrees that the Services will be provided at no cost to the residents of the Property. The Services will be provided at appropriate facilities on-site at the Property or at other appropriate off-site locations, as reasonably determined by Contractor.

(c) Consistent with Section 13 below, neither Contractor nor Owner shall change the Services without a written agreement to amend this Agreement, signed by the Parties.

2. Payment for Services; Reimbursement.

(a) As consideration for Contractor's coordination of the Services, Owner shall pay Contractor the amount indicated below (the "**Service Fee**") in accordance with the following:

The sum of Three hundred and 00/100 Dollars (\$300.00) monthly. Beginning within thirty (30) days of the Commencement Date and throughout the Term, Contractor shall submit to Owner monthly invoices for the Service Fee. Owner shall pay the Service Fee to Contractor within thirty (30) days of Contractor's delivery to Owner of such invoice (the "**Service Fee Due Date**"). The Service Fee shall increase by three percent (3%) at each Renewal Term.

(b) The Service Fee shall be paid as follows:

The Service Fee shall be paid as an operating expense of Owner, before Owner makes any distributions to its partners or their affiliates.

(c) To the extent any of the Services required by Owner mandate the payment of out-of-pocket expenses, Owner shall be responsible for the payment of those expenses, directly to the subcontractor or vendor. Contractor shall have no responsibility for paying such expenses; provided that, if Contractor does pay an out-of-pocket expense on Owner's behalf in conjunction with coordinating the Services, Owner shall promptly reimburse Contractor for such expenditure (the "**Expense Reimbursement**"), within ten (10) days of Contractor's delivery to Owner of an invoice for same (the "**Expense Due Date**").

(d) If Owner fails to timely pay to Contractor the Service Fee by the Service Fee Due Date or Expense Reimbursement by the Expense Due Date, the outstanding amount shall bear interest from the applicable Due Date at a rate of 1.5% compounded monthly or the highest rate of interests permitted by law, whichever is lower.

3. Term. Subject to the other provisions this Agreement, the obligations of the Parties shall commence on (y) the date the Property is placed in service, if the Property is a new construction development or (z) the Effective Date, if the Property is currently occupied (the "**Commencement Date**") and shall continue for a period of one year thereafter (the "**Initial Term**"). Owner shall deliver to Contractor written notice 30 days before Commencement Date. It is currently anticipated that the Commencement Date will be January 1, 2026. Thereafter, the Agreement shall automatically renew in one-year increments (each, a "**Renewal Term**," and the Initial Term, as extended by any Renewal Term, collectively, the "**Term**"). Notwithstanding the foregoing, this Agreement may be terminated in any Renewal Term as follows:

(a) upon the mutual written consent of the Parties;

(b) by either Party upon the expiration of the Initial Term, provided that the terminating party shall give the other party at least sixty (60) days advance written notice delivered by the terminating Party to the non-terminating Party; or

(c) in the event the a Party believes the other Party has defaulted in the performance of its obligations under this Agreement, then the non-defaulting Party shall provide the defaulting

Party with a written notice detailing such default; the defaulting Party shall then have ten (10) business days after the date of such notice to cure such default to the non-defaulting Party's reasonable satisfaction; if the defaulting party fails to cure such default to the non-defaulting Party's reasonable satisfaction in such time period, the non-defaulting Party shall have the right to terminate this Agreement immediately by delivering notice thereof to the defaulting Party.

(d) Upon termination of this Agreement, all accrued but unpaid Service Fee shall be paid by Owner to Contractor.

4. Access; Equipment and Cooperation. Owner agrees to allow Contractor and its agents, employees, subcontractors and vendors access to the Property during all reasonable hours. Owner additionally agrees to provide Contractor all equipment reasonably requested by Contractor in connection with Contractor's provision of the Services, including without limitation a flat screen television (at least 32"), a DVD player and internet access. Owner further agrees to reasonably cooperate with Contractor and to provide Contractor with all reasonable information requested by Contractor, in connection with Contractor's provision of the Services.

5. Indemnity.

(a) Contractor agrees to indemnify, defend and hold harmless Owner, its partners or members, as applicable, and their respective partners and members (each, an "**Owner Indemnified Party**"), from and against any and all manner of actions, judgments, claims, demands, liabilities, obligations and causes of action (including reasonable costs and attorneys' fees) arising from or incident to any negligence or willful misconduct of Contractor, its employees, officers, or directors in fulfilling the terms of this Agreement; provided that, in no event shall Contractor be responsible for the negligence or willful misconduct of an Owner Indemnified Party.

(b) Owner agrees to indemnify, defend and hold harmless Contractor, its directors, officers, partners, employees, agents, successors and assigns (each, a "**Contractor Indemnified Party**") from and against any and all manner of actions, judgments, claims, demands, liabilities, obligations and causes of action (including reasonable costs and attorneys' fees) arising from or incident to the Property, other than those arising from or incident to any negligence or willful misconduct of a Contractor Indemnified Party in fulfilling the terms of this Agreement.

6. Independent Contractor. The Parties understand and agree that Contractor is an independent contractor engaged in the operation of its own business, that Contractor and its employees shall not be considered to be an agent for employee of, or venturer with, Owner for any purpose whatsoever and further agree that Contractor has no general authority to enter into any contract, assume any obligations, or make any warranties or representations on behalf of Owner. Contractor and its employees shall perform all their duties and the services described herein in a manner consistent with this Agreement and the policies generally applicable to the Property (provided that Owner delivers to Contractor such policies). Contractor and its employees will identify and represent to all persons, firms, companies and regulatory authorities that Contractor and its employees are independent contractors and not employees or agents of Owner.

7. Exclusive Agreement. In consideration of Contractor entering into this Agreement, Owner agrees that prior to the sending of a notice of termination of this Agreement pursuant to

Section 3 above, Owner shall not enter any agreement with a third party for the furnishing of similar services without the prior written consent of Contractor.

8. Binding Effect. This Agreement is binding upon and shall inure to the benefit of the Parties and their respective representatives, successors and assigns.

9. Entire Agreement. This Agreement represents the entire agreement between the Parties and supersedes all prior and contemporaneous agreements, representations and undertakings regarding the subject matter of this Agreement.

10. Headings. The subject headings contained in this Agreement are for reference purposes only and do not affect in any way the meaning or interpretation of this Agreement.

11. Severability. In case any one or more of the provisions contained in this Agreement for any reason are held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability will not affect any other provision of this Agreement, and this Agreement will be construed as if such invalid, illegal or unenforceable provision had never been contained herein.

12. Notices. Any notice to be given hereunder must be in writing and shall be deemed given (a) when delivered in person against receipt thereof, (b) two business days after deposited in the United States mail as certified or registered mail, return receipt requested, postage prepaid, or (c) when delivered by a commercial courier or messenger service against receipt thereof, and addressed as follows:

If to Owner: Pebble Hills Seniors, Ltd.
7400 Viscount Blvd., Suite 109
El Paso, TX 79925
Attention: Roy Lopez

If to Contractor: Better Texans Services, Inc.
P.O. Box 101295
Fort Worth, TX 76185
Attention: Aubrea Hance

Either Party may specify a new address or additional addresses at any time by notice in writing to the other Party given in the manner hereinabove provided.

13. Amendment to Agreement. This Agreement may only be amended by written instrument signed by the Parties.

14. Applicable Law. This Agreement will be governed and construed in accordance with the laws of the State of Texas, exclusive of said state's conflict and choice of law principles that would result in the application of the laws of another state.

15. Assignment. This Agreement may not be assigned by any Party without the prior written consent of each other Party.

16. Attorneys' Fees. Should a Party employ an attorney or attorneys to enforce any of the provisions of this Agreement, to protect its interest in any manner arising under this Agreement, or to recover damages for the breach of this Agreement, the non-prevailing Party in any action pursued in courts of competent jurisdiction (the finality of which is not or cannot be legally contested) agrees to pay to the prevailing Party all reasonable costs, damages and expenses, including specifically, but without implied limitation, attorneys' fees, expended or incurred by the prevailing Party in connection therewith.

17. Jurisdiction and Venue. The Parties agree that the exclusive jurisdiction and venue for any suit, action or proceeding arising out of this Agreement shall be any state or federal court sitting in Tarrant County, Texas, and each party waives, to the extent permitted by law, any and all objections to such jurisdiction and venue.

18. Recitals. The Parties acknowledge the accuracy of the Recitals and incorporate the Recitals into the Agreement for all purposes.

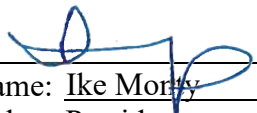
IN WITNESS WHEREOF, the Parties have executed this Agreement as of the date and year first above set forth.

OWNER:

Pebble Hills Seniors, Ltd.,
a Texas Limited Partnership

By: Investment Builders, Inc.,
its General Partner

By:


Name: Ike Morley
Title: President

CONTRACTOR:

Better Texans Services, Inc.
a Texas corporation

By: Aubrea Hance
Aubrea Hance, President

EXHIBIT A

SERVICES

Contractor hereby agrees to coordinate a combination of services, in its sole discretion, from the following list to ensure a total of ten (10) points:

(A) Transportation Supportive Services include:

- (i) shuttle, at least three days a week, to a grocery store and pharmacy or a major, big-box retailer that includes a grocery store and pharmacy, OR a daily shuttle, during the school year, to and from nearby schools not served by a school bus system for children who live at the Development (3.5 points); and
- (ii) monthly transportation to community/social events such as mall trips, community theatre, bowling, organized tours, etc. (1 point).

(B) Children Supportive Services include:

- (i) provide a High-Quality Pre-Kindergarten (HQ Pre-K) program and associated educational space at the Development Site meeting the requirements of paragraph (S)(C)(i)(I) of this subsection. (Half of the points required under this paragraph); and
- (ii) Twelve hours of weekly, organized, on-site services provided to K-12 children by a dedicated service coordinator or third-party entity. Services include after-school and summer care and tutoring, recreational activities, character building programs, mentee opportunities, test preparation, and similar activities that promote the betterment and growth of children and young adults (3.5 points).

(C) Adult Supportive Services include:

- (i) Four hours of weekly, organized, in-person, hybrid, or virtual classes accessible to participants from a common area on site to an adult audience by persons skilled or trained in the subject matter being presented, such as English as a second language classes, computer training, financial literacy courses, homebuyer counseling, health education courses, certification courses, GED preparation classes, resume and interview preparatory classes, general presentations about community services and resources, and any other course, class, or presentation that may equip residents with new skills that they may wish to develop (3.5 points);
- (ii) annual income tax preparation (offered by an income tax prep service) or IRS- certified VITA (Volunteer Income Tax Assistance) program (offered by a qualified individual) that also emphasizes how to claim the Earned Income Tax Credit (1 point);
- (iii) contracted career training and placement partnerships with local worksource offices, culinary programs, or vocational counseling services; may include resident training programs that train and hire residents for job opportunities inside the development in areas like leasing, tenant services, maintenance, landscaping, or food and beverage operation (2 points);
- (iv) external partnerships for provision of weekly substance abuse meetings at the Development Site (1 point);
- (v) reporting rent payments to credit bureaus for any resident who affirmatively elects to participate, which will be a requirement of the LURA for the duration of the Affordability Period (2 points); and
- (vi) participating in a non -profit healthcare job training and placement service that includes case management support and other need-based wraparound services to reduce barriers to employment and support Texas healthcare institution workforce needs (2 points).

(D) Health Supportive Services include:

- (i) food pantry consisting of an assortment of non-perishable food items and common household items (i.e. laundry detergent, toiletries, etc.) accessible to residents at least on a

monthly basis or upon request by a resident. While it is possible that transportation may be provided to a local food bank to meet the requirement of this resident service, the resident must not be required to pay for the items they receive at the food bank (2 points);

- (ii) annual health fair provided by a health care professional (1 point);
- (iii) weekly exercise classes (offered at times when most residents would be likely to attend) (2 points); and
- (iv) contracted onsite occupational or physical therapy services for Elderly Developments or Developments where the service is provided for Persons with Disabilities and documentation to that effect can be provided for monitoring purposes (2 points).

(E) Community Supportive Services include:

- (i) partnership with local law enforcement or local first responders to provide quarterly on-site social and interactive activities intended to foster relationships with residents (such activities could include playing sports, having a cook-out, swimming, card games, etc.) (2 points);
- (ii) Notary Services during regular business hours (§2306.6710(b)(3)) (1 point);
- (iii) twice monthly arts, crafts, and other recreational activities (e.g. Book Clubs and creative writing classes) (1 point);
- (iv) twice monthly on-site social events {i.e. potluck dinners, game night, sing-a- longs, movie nights, birthday parties, holiday celebrations, etc.) (1 point);
- (v) specific service coordination services offered by a qualified Owner or Developer, qualified provider or through external, contracted parties for seniors, Persons with Disabilities or Supportive Housing (3 points);
- (vi) weekly home chore services (such as valet trash removal, assistance with recycling, furniture movement, etc., and quarterly preventative maintenance including light bulb replacement) for Elderly Developments or Developments where the service is provided for Persons with Disabilities and documentation to that effect can be provided for monitoring purposes (2 points);
- (vii) any of the programs described under Title IV-A of the Social Security Act (42 U.S.C. §§601, et seq. which enables children to be cared for in their homes or the homes of relatives; ends the dependence of needy families on government benefits by promoting job preparation, work and marriage; prevents and reduces the incidence of unplanned pregnancies; and encourages the formation and maintenance of two-parent families {1 point);
- (viii) a part-time resident services coordinator with a dedicated office space at the Development or a contract with a third-party to provide the equivalent of 15 hours or more of weekly resident supportive services at the Development {2 points); and
- (ix) provision, by either the Development Owner or a community partner, of an education tuition- or savings-match program or scholarships to residents who may attend college (2 points).



Tierra Del Sol Housing Corporation

Resident Financial Literacy and Homebuyer Education Program

Tierra Del Sol Housing Corporation "TDS" will conduct training in Basic Financial Literacy Skills and Homebuyer Education to Pebble Hills Seniors residents. Training will be provided quarterly to all residents on-site in Pebble Hills Seniors' community room and will include the following program subjects:

- Homebuyer Education
- Identifying strategies for increasing income
- Developing critical thinking skills to support financial decision making
- Identifying and obtaining jobs that pay enough to meet basic needs
- Understanding Employment Stability
- Avoiding loans, fees, and practices that are exploitive, fraudulent, & predatory
- Using debt intelligently to acquire appreciating asset
- Identity Theft Prevention Strategies
- Credit Rebuilding Strategies
- Creating a community network for information and support

Individual family coaching will also be provided to assist residents with Financial Management and Planning and Credit Rebuilding.

TDS Resident Financial Literacy/Homebuyer Education Program staff has extensive experience in Financial Literacy Training and Counseling. Homebuyer Education and Basic Financial Literacy Skills Class will be offered (4) times per year. The scheduling of the sessions will be offered to all residents at pre-arranged times which are convenient. In addition, the Financial Literacy Program can be customized to address the specific financial needs of the residents.

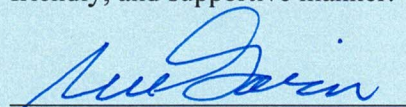
Resident Financial Literacy Training Program Budget

The Financial Literacy/Homebuyer Education Program budget will include:

- \$3,000 annually will be provided from the Pebble Hills Seniors operating budget for Program Expenses
- Computers/Internet will be available to the Pebble Hills Seniors residents for Financial Literacy Programming and Homebuyer Education purpose in the Clubhouse
- TDS will provide Financial Literacy instructors/counselors to teach classes and provide individual family coaching services

Tenant Recruitment and Participation

Pebble Hills Seniors residents will be highly encouraged to participate in the Resident Financial Literacy Training Program. TDS staff, in conjunction with property management staff, will market the Program with informational Flyers and at periodic events held in the Clubhouse to identify and recruit prospective residents. Financial Literacy Program goals and requirements will be clearly articulated to residents, so that expectations are understood for the various training sessions. TDS experience with training programs at existing developments is that resident participation is facilitated when information is conveyed in a clear, friendly, and supportive manner.


Rose Garcia / Executive Director

12-7-23
Date



Attachment B-8

DUPLICATE RECEIPT VIA WEB

Note: Not a valid proof of payment for a property tax overpayment refund



MARIA O. PASILLAS, RTA
CITY OF EL PASO TAX ASSESSOR COLLECTOR
221 N. KANSAS, STE 300
EL PASO, TX 79901

PH: (915) 212-0106 FAX: (915) 212-0107 www.elpasotexas.gov/tax-office

Certified Owner:

RANCHOS REAL INVESTMENT PROP LLC
C/O ANA GREGG
6080 SURETY DR STE 300
EL PASO , TX 79905-2067

Legal Description:

79 TSP 2 SEC 47 T & P ABST 2145 (5.4413
AC)

Parcel Address: JOHN HAYES
Legal Acres: 5.4413

Deposit No: T01262300019
Validation No: 9
Account No: **X579-999-2470-1460**
Operator Code: SHERRYB

Remit Seq No: 52770276
Receipt Date: 01/26/2023
Deposit Date: 01/26/2023
Print Date: 12/06/2023 02:20 PM
Printed By: WEB USER

Prop ID No.: 620476

Year	Tax Unit Name	Rec Type	Tax Value	Tax Rate	Levy Paid	P&I	Coll Fee Paid	Total
2022	City Of El Paso	TL	448,265	0.862398	3,865.83	0.00	0.00	3,865.83
2022	County Of El Paso	TL	448,265	0.426289	1,910.90	0.00	0.00	1,910.90
2022	El Paso Community College	TL	448,265	0.122611	549.62	0.00	0.00	549.62
2022	University Medical Center Of El Paso	TL	448,265	0.235153	1,054.11	0.00	0.00	1,054.11
2022	Socorro Isd	TL	448,265	1.249712	5,602.02	0.00	0.00	5,602.02
					\$12,982.48	\$0.00	\$0.00	\$12,982.48

> - -

- - <

Check Number(s):
01097

PAYMENT TYPE: PARTIAL PAYMENT

Checks: \$12,982.48

Exemptions on this property:

Total Applied: \$12,982.48

Change Paid: \$0.00

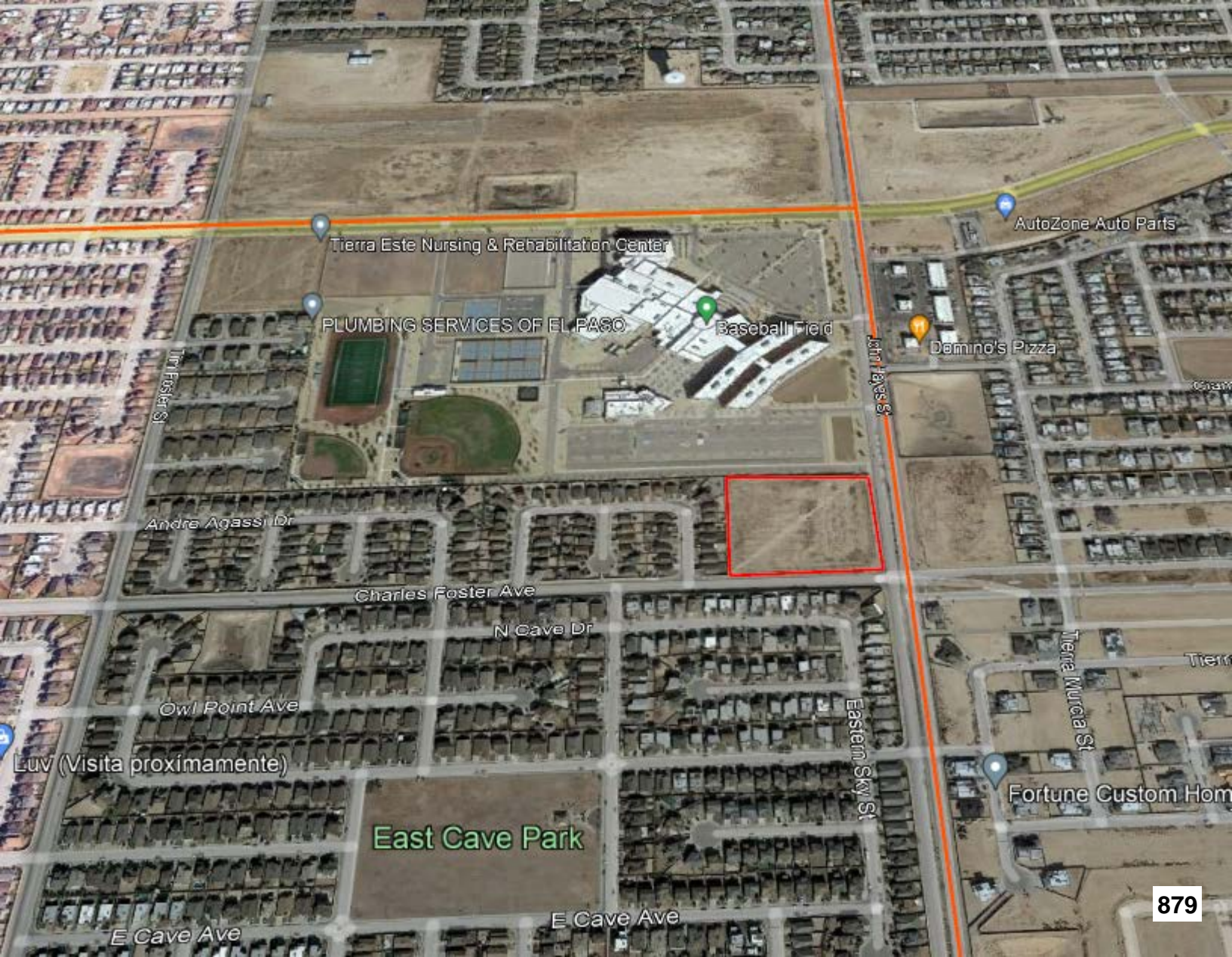
Account No: X579-999-2470-1460

PAYER

RANCHOS REAL INVESTMENT PROP LLC
C/O ANA GREGG
6080 SURETY DR STE 300
EL PASO , TX 79905-2067

915 212-0106

Attachment B-10



Tierra Este Nursing & Rehabilitation Center

PLUMBING SERVICES OF EL PASO

Baseball Field

AutoZone Auto Parts

Domino's Pizza

Andre Agassi Dr

Charles Foster Ave

N Cave Dr

Owl Point Ave

Luv (Visita próximamente)

East Cave Park

E Cave Ave

E Cave Ave

Fortune Custom Hom

879

Attachment B-11

PEBBLE HILLS SENIOR HOUSING

JOHN HAYES STREET & CHARLES FOSTER AVE.

EL PASO, TEXAS 79938



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PEBBLE HILLS SENIOR HOUSING
John Hayes Street and Charles Foster Ave, El Paso, TX 79938

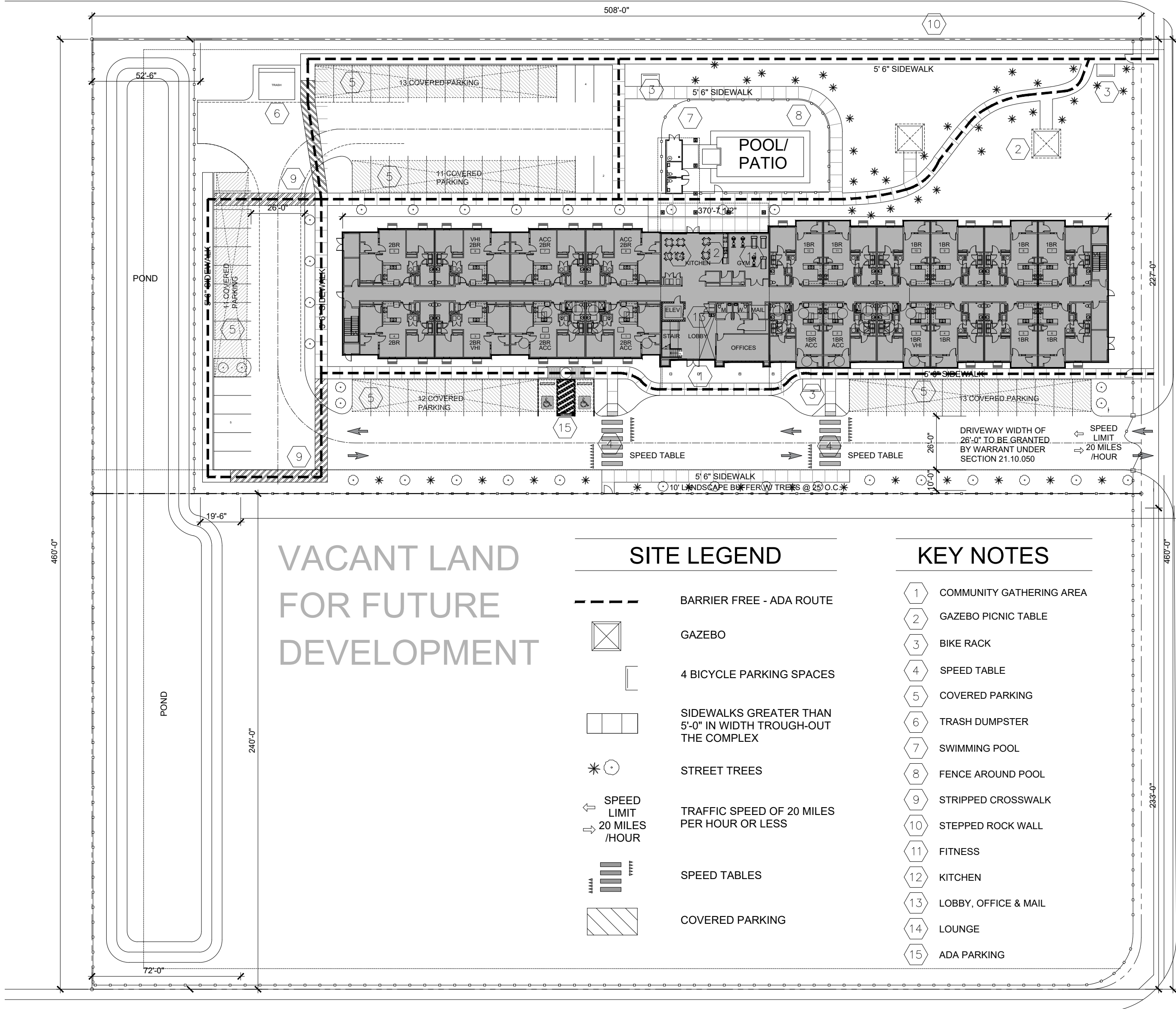
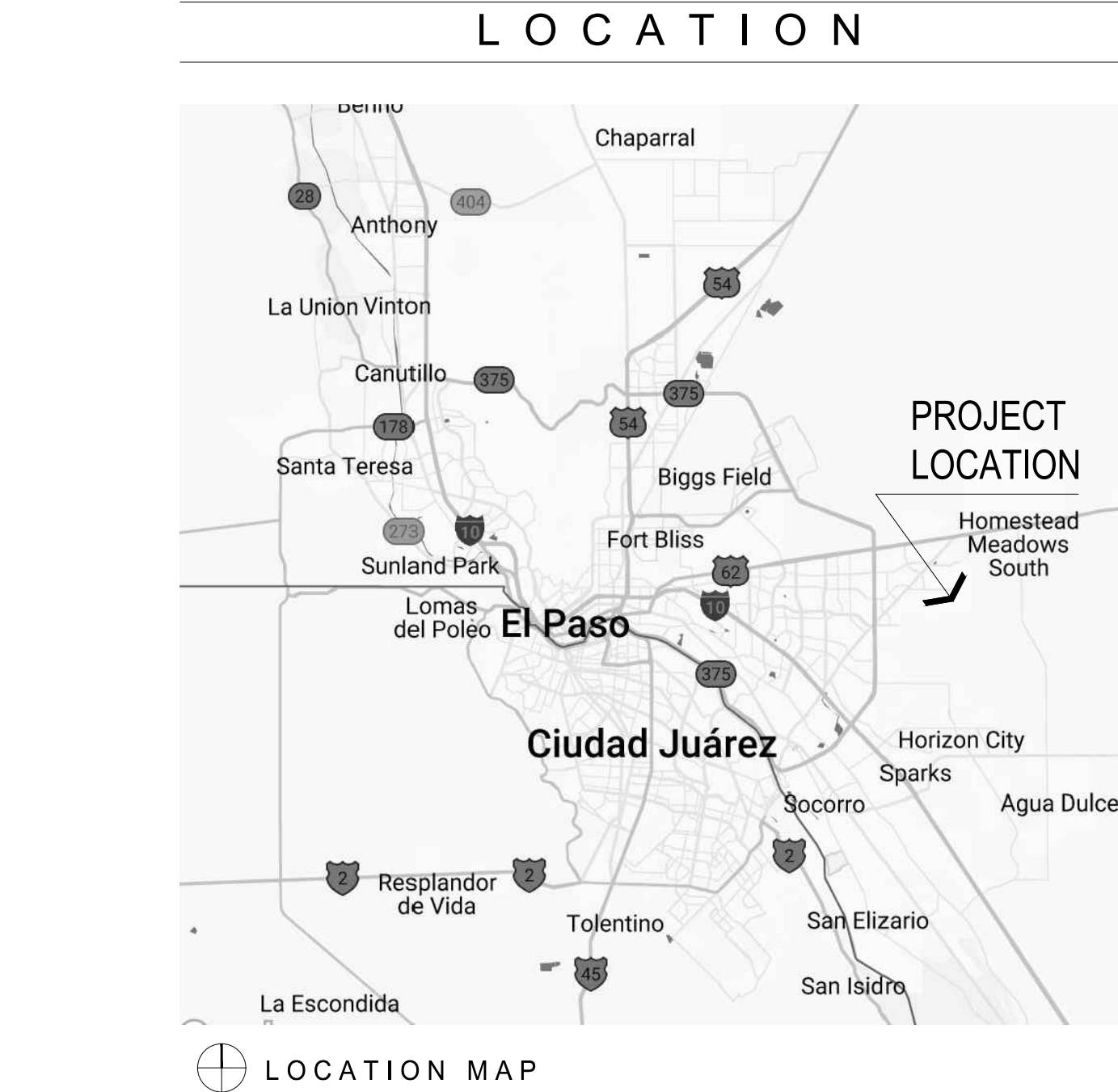
SUMMARY AREAS TABLE

LAND DATA
AREA 2.5657 ACRE = 111,762 SQFT

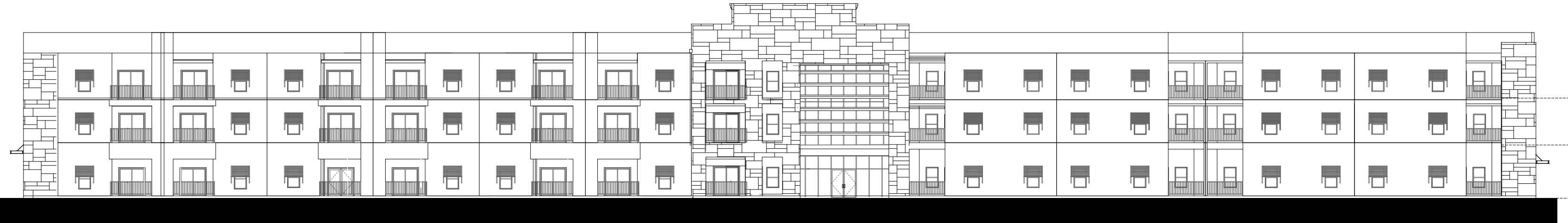
Project No. 231272
Property ID 620476
MAP ID NEB193
PONDING 11,176
10% SF

UNIT	TYPE	ADA	VHI	/STORY	QTY	NET RENTABLE SF/UNIT	GROSS SF/UNIT
BLDG A							
NUMBER OF STORIES 3							
TYPE A	INCLUDING ADA UNITS	1 BED/1 BATH	2	1	12	34	712
TYPE B	INCLUDING ADA UNITS	2 BED/1 BATH	2	1	8	26	903
TOTALS			4	2	60		47,686

PARKING DATA - SMART CODE DEVELOPMENT							
UNIT TYPE	UNIT AMOUNT	FACTOR	PARKING	ADA	TOTAL	CODE REDC.	TOTAL W/ REDC.
1 BEDROOM	34	1.5	/ UNIT		51	70%	36
2 BEDROOM	26	2	/ UNIT		52	70%	37
COVERED PARKING							
TOTAL REQUIRED	60		COVERED TOTAL	3	103	70%	73
				4			



1 SITE PLAN
SCALE: 1" = 30' - 0"



2 FRONT ELEVATION
N.T.S.



3 REAR ELEVATION
N.T.S.

PEBBLE HILLS SENIOR HOUSING
John Hayes St & Charles Foster Ave
El Paso, Texas. 79938

OWNER
INVESTMENT BUILDERS INC

NOT FOR CONSTRUCTION

MARK	DATE	DESCRIPTION
Lightbulb	23-12-72	
Calendar	11/30/2023	
Architect		
Glasses		

SHEET TITLE
ARCHITECTURAL SITE PLAN
AC1.01

Printed on: Fri., December 08, 2023



2024 LOW INCOME HOUSING TAX CREDIT REQUEST FOR MUNICIPAL RESOLUTION

The City of El Paso requires the following information in order to process a request for support resolution for the Texas Dept. of Housing and Community Affairs as part of the 2024 Low Income Housing Tax Credit (LIHTC) application process. All 9% LIHTC applicants must fill out Sections A, B, and D. Section C is for 9% LIHTC applicants seeking City financial support. 4% HTC applicants must fill out sections A, B and D only.

- The deadline for 9% Housing Tax Credit Requests for Municipal Resolution is Wednesday, December 8, 2023 by 5:00 pm (MST)

SECTION A. PROPERTY AND CONTACT INFORMATION

1. Applicant/Developer: Villas at Augusta, Ltd. (Applicant) / Investment Builders, Inc. (Developer)
2. Contact Person: Roy Lopez
3. Applicant Address: 7400 Viscount Blvd, Suite 109, El Paso, TX 79925
Phone: 915-255-6588 E-Mail: rlopez@ibitoday.com
4. Name of Proposed Development: Villas at Augusta
5. Proposed Development Address/Location: SWC of Augusta Dr and Zaragoza Rd, El Paso, TX 79938
6. Type of Tax Credit requested of TDHCA (ex. 9% Statewide At-Risk or 9% Regional Competitive):
9% Regional Competitive

SECTION B. PROJECT INFORMATION

1. Project type (rehabilitation, new construction, adaptive reuse, etc.): New Construction
2. Provide a written narrative explaining why the particular type of tax credit is being requested and how the proposed development meets TDHCA criteria and the City of El Paso adopted Evaluation Criteria for Requests for Local Government Support of LIHTC Proposals. To accomplish this, the narrative should include detailed descriptions of how the proposed development meets each of the criteria for Value Statements 2, 3, 4, and 5 in the City's adopted evaluation criteria (attached to this form). Narrative must be no more than 10 pages, single-spaced, 12 pt. Arial or Calibri font, 1" margins. Submit as Attachment B-2.
3. Total cost of development (as prepared by an Architect, Engineer or Contractor): \$ 17,750,563
4. Cost per square foot: \$ 182.45
5. Amount of tax credits being requested of TDHCA: \$ 1,500,000
6. Number of units & housing mix for proposed development (1, 2 or 3 bedroom) and Number of Affordable Units

Units/bedroom Size:	Total Quantity	Market Rate	80% AMI	60% AMI	50% AMI	30% AMI
1 Bedroom	4				1	3
2 Bedroom	24	2		11	8	3
3 Bedroom	28	4		22	2	
4 Bedroom	4			4		
Totals	60	6		37	11	6

7. Is the proposed development site properly zoned for proposed development? Yes ☒ No ☐
 a. Current Zoning: C-4 C
8. Are property taxes current for the site? Yes ☒ No ☐
 If yes, provide a copy of current property tax receipt, or print-out from:
https://actweb.acttax.com/act_webdev/elpaso/index.jsp Submit as Attachment B-8.
9. Is the property located in a flood zone? Yes ☐ No ☒
10. Submit location map showing the project site. Submit as Attachment B-10.
11. Submit project Site Plan (and renderings if available). Submit as Attachment B-11.

SECTION C. FOR THOSE PROJECTS SEEKING FINANCIAL SUPPORT FROM CITY FUNDS

1. Total amount of funds requested from City HOME/CDBG funds: \$ N/A
 Or, total amount of requested fee waiver from the City of El Paso: \$ 500.00
2. Indicate use of all funds by category and amount (for those requesting HOME/CDBG funds):
- | | |
|---|---------------|
| Acquisition: | \$ <u>N/A</u> |
| Design/Soft Costs: | \$ _____ |
| New Construction of Housing Units: | \$ _____ |
| Rehabilitation/Conversion of Housing Units: | \$ _____ |
| Funds from other sources: | \$ _____ |
| Total Project Cost: | \$ _____ |
3. Relocation of Tenants (for rehabilitation and/or reconstruction developments):
- How many of the existing dwelling units are occupied? N/A Vacant? _____
- If completely vacant, how long has the property been vacant? _____
- Are any of the units owner-occupied? _____
- Will Temporary or permanent relocation be required? _____
4. Section 3 Agreement (for those requesting HOME/CDBG funds): If the project construction amount totals more than \$200,000, the owner/contractor agrees to meet or exceed Section 3 requirements by: (1) awarding at least 20% of the total dollar amount of all covered construction contracts to Section 3 businesses; and (2) offering 50% of new employment opportunities to Section 3 businesses. Section 3 is a provision of the Housing and Urban Development (HUD) Act of 1968 that requires that recipients of certain HUD financial assistance, to the greatest extent feasible, provide job training, employment, and contracting opportunities for low- or very-low income residents in connection with projects and activities in their neighborhoods. The HOME and CDBG funds administered by the City necessitate following Section 3 provisions.
- Do you agree to meet or exceed the Section 3 requirements noted above? Yes ☐ No ☐
5. Submit the following financial documents (for those requesting HOME/CDBG funds):
- Applicant's financial statement or most recent audit. Submit as Attachment C-5.a.
 - Applicant's Current Income Tax Return. Submit as Attachment C-5.b.

6. Submit the following Relocation documents (if applicable):

- a. Copy of Relocation Plan. Submit as Attachment C-6.a.
- b. Proof of approval of Relocation Plan by HUD. Submit as Attachment C-6.b.
- c. List of all households to be displaced, list must include date of issuance of General Information Notices and date of issuance of Relocation Notices for all households. Submit as Attachment C-6.c.

Please note: Phase I Environmental Assessment must be submitted to Community & Human Development for review prior to execution of any HOME or CDBG funding agreements.

SECTION D. CERTIFICATIONS

RETURN COMPLETED 9% LIHTC REQUESTS FOR MUNICIPAL RESOLUTION WITH ALL ATTACHMENTS NO LATER THAN DECEMBER 8, 2023 BY 5:00 PM (MST).

Submittals received after 5:00 pm on December 8, 2023 MST will not be considered for support.

Applications must be submitted by emailing a link to your application contained within a file sharing service to **DCHDFacilities@elpasotexas.gov**. Please notify DCHD staff by emailing **DCHDFacilities@elpasotexas.gov** that your application has been stored with a file sharing service to include the link for access. DCHD must receive this email prior to the application deadline. Applications must be submitted electronically unless a waiver has been issued allowing you to submit your application in paper form. Instructions for submitting your paper application will be contained in the approval letter of a waiver for electronic submission.

4% HTC REQUESTS FOR MUNICIPAL RESOLUTION WILL BE ACCEPTED ON A ROLLING BASIS THROUGHOUT THE YEAR

Person authorized to sign on behalf of proposed development:

I/we declare that I/we have examined this request and, to the best of my/our knowledge and belief, the information contained therein is true, correct, and complete.

Signature (required): 

Printed Name/Title: Roy Lopez, Senior Vice President

Date: 12/8/2023

FOR STAFF USE ONLY: Received by: _____ Date: _____

Review for Completeness by: _____

Attachment B-2

City of El Paso Evaluation Criteria

How this development meets the criteria for Value Statement 1:

This proposed affordable housing apartment community will meet or exceed all of the desired living conditions promoted by TDHCA in this year's competitive housing tax credit application cycle.

Future residents will enjoy living in a well-designed and equipped family community on a 6.145-acre site in a safe and vibrant neighborhood with a poverty rate of 8.04%. Located at the SWC of Augusta Drive and N Zaragosa Road in a 1st quartile census tract just off Montana rapid transit corridor, residents will be close to supermarkets, retail outlets, restaurants, good schools, healthcare facilities and a number of other neighborhood amenities and conveniences.

This 60-unit development will consist of four (4) one bedroom, twenty-four (24) two bedroom, twenty-eight (28) three bedroom and four (4) four bedroom units that will serve all households as presented in the Unit Mix Schedule in Section B, Item 6 We have made every effort to provide the highest number of affordable units with the amount of tax credits available for this development.

In addition to all of the neighborhood amenities available to these residents, such as full-service grocery store, healthcare facility, proximity to public parks and public transportation, **the development amenities provided at no additional cost to the residents** are normally found only in upscale apartment communities. These amenities include: one covered parking space for each unit; a swimming pool; a fully furnished exercise facility in the clubhouse; a full complement of Energy-Star appliances including a large refrigerator; a gas stove and oven; a built-in microwave, a dishwasher and a full-size washer and dryer in each unit. Energy-Star rated ceiling fans and lighting as well as all other mandatory development amenities not listed above will be provided as required by TDHCA.

The development will also incorporate many Green Building features to lower the impact on the local environment and provide utility cost savings to the residents. High efficiency 15-Seer refrigerated air conditioning will provide comfort as well as use less electricity and save on El Paso's scarce water resources by not using evaporative cooling. All windows will be Energy-Star rated and walls and ceilings will be insulated with R-15/R-30 values respectively. Native plants and drip irrigation will be used to conserve water as well.

Funding sources for this development are expected to come from (1) a conventional mortgage loan of \$4,127,000 at 6.50% interest with payments amortized over 40 years; (2) tax credit equity of \$12,598,740 and (3) deferred developer fee of \$1,024,823 to be paid from the development's operating cash flow during the initial fifteen year compliance period. These amounts will provide the \$17,750,563 of total development funds needed to build this development.

The Applicant's goal is to provide safe, high quality affordable housing for economically disadvantaged individuals and families who are trying to improve their quality of life. The

Applicant's twenty-seven (27) years of experience in providing affordable housing to those in need has taught them that the Housing Tax Credit Program is the best method available to accomplish this goal while maintaining the financial viability to sustain the project over its extended affordability period of forty-five (45) years. Indeed, this development could not be built without an award of 9% competitive tax credits.

How this development meets the criteria for Value Statement 2:

The proposed Villas at Augusta development will provide support to assist its residents in breaking the cycle of poverty and support upward mobility by either directly providing or facilitating social services in the following categories:

- a) Education – the Applicant has contracted with Better Texans Services, Inc. to provide (1) ESL classes; (2) computer training; (3) GED preparation classes; and (4) health education courses.
- b) Economic development – the Applicant has contracted with Tierra Del Sol Housing Corporation (TDS) to conduct training in Basic Financial Literacy Skills and Homebuyer Education. TDS will also assist families with Financial Management and Planning, and Credit Rebuilding.
- c) Supportive/social services – the Applicant has also contracted with Better Texans Services, Inc. to provide the following supportive/social services: (1) annual income tax preparation; (2) food pantry; (3) health fair; (4) Notary Services; and (5) on-site social events.

How this development meets the criteria for Value Statement 3:

The residents of the proposed development will be given the opportunity for inclusiveness and afforded and opportunity to access public services by satisfying the following evaluation criteria:

- a) **No physical barriers** – Although the development will have perimeter fencing, the design of the development will be such that it will have gateway openings for the residents to access the surrounding neighborhoods and commercial businesses in the area. The site will have sidewalks and ADA compliant sidewalks, ramps and parking, so there will be no barriers to the neighboring community and commercial/public services.
- b) **Gathering points** – The proposed development will be designed to include gathering points such as community space in the clubhouse; picnic tables; playground and swimming pool that residents may enjoy and invite friends/children from the surrounding neighborhood.
- c) **Unit Mix** – The proposed development is designed to have a mix of various income levels including 30%, 50%, 60% and 80%/Market of area median family income households.

How this development meets the criteria for Value Statement 4:

The applicant has a local presence and long-term accountability in El Paso:

- a) Past experience – Investment Builders, Inc. (IBI) is a Texas corporation formed in September, 1993 and completed its first tax credit project in El Paso in 1995. IBI has since developed, built, managed and owned more than 40 affordable housing developments containing more than 3,000 units serving residents at or below 60% of the Area Median Family Income. Thirty of these developments are in the City of El Paso.
- b) A staff presence in El Paso of at least five (5) employees – IBI is led by highly qualified and professional individuals, each providing extensive experience in their respective areas. IBI currently has a full-time office staff of six (6) employees and a full time field staff of four (4) employees, all working from its office located at 7400 Viscount, Suite 109, El Paso, Texas 79925. Each of these employees has been with the Company for more than ten (10) years.
- c) With 5 or more years of experience as part of a development team, financing, building, operating or managing affordable housing in El Paso – As noted in item 4(b) above, each of the employees referenced has been involved in every phase of developing, obtaining financing, building, owning and managing affordable housing since 1993.
- d) A commitment to extended affordability beyond thirty (30) years. A Land Use Restriction Agreement will be placed on the property to maintain affordability for at least forty-five (45) years.

How this development meets the criteria for Value Statement 5:

The proposed development meets City smart growth initiative as set out in Plan El Paso by meeting the following policy goals:

The final design and construction of the development will adhere to smart growth general design principles to ensure that it accommodates and maximizes the social, economic and environmental opportunities of the smart growth plan for El Paso. Pursuant to receiving a support letter from the City of El Paso and award by TDHCA, the final design will incorporate the following smart growth elements, see attached site plan for additional detailing:

Goal 1.4 New Neighborhoods – the proposed development will be located in a G-4 developing area of El Paso. The are numerous amenities including retail, grocery, schools and parks within a mile of the proposed site.

Goal 1.10.5 Growth Areas and overlays – the proposed development is proposed for families with a suburban G-4 area which will provide a greater variety of housing choices among the single-family residences in the area.

Goal 2.1 Smart Location Principals – the proposed development site will be located within a mile of a transit bus stop. The design team is considering the inclusion of bicycle parking to allow residents travel options other than private automobiles.

Goal 4.1 Compact Urban Area – the proposed development is proposed for families within a suburban G-4 area which will provide a greater variety of housing choices and many essential amenities within walking and biking distance and limited automobile driving distances.

Goal 4.7 Air Quality – the proposed development will present the opportunity to increase travel choices by the location near public transportation and community amenities which will reduce travel time with private automobiles.

Goal 4.11 Public Transportation – the proposed development will be located in a G-4 suburban area that will be just off the Montana rapid transit corridor and within walking and limited driving distance of numerous amenities.

Goal 6.1 Housing Supply – the proposed development will offer housing choice to meet the financial, lifestyle and cultural needs of El Paso's diverse population, non-traditional and multi-generational families. The development will service individuals and families with special needs including veterans, homeless, children aging out of foster care and persons with disabilities.

Goal 6.2 Existing Neighborhoods – the proposed development is situated among several single-family neighborhoods. This will be a small apartment building to integrate into the existing neighborhood.

Goal 6.3 Walkable Neighborhoods – the proposed development will allow residents to connect to the city around them with the Montana rapid transit corridor and the public bus stop at Edgemere. Sidewalks will be designed to connect to the sidewalks into the surrounding neighborhood.

Goal 6.4 Housing Affordability – the proposed development expands the availability of affordable housing and housing choice in El Paso.

Goal 7.3 Dynamic Walkable Neighborhoods – the proposed development is new development to balance housing opportunities, retail, services and employment with walkable and limited driving connectability.

Goal 9.4 Exposure to Environmental Risk – the Applicant will work with the city to reduce environments risk factors by helping to reduce risk of injury and fatality due to vehicular accidents and reducing exposure to air pollution by encouraging walking, cycling and transit usage.

Goal 9.5 Encourage Physical Activity Through Design – the proposed development will be within walking and biking distances of community amenities. The development will be designed with a fitness center on-site. All ground floor units will be designed with visitability standards and available to all unit types. There will be a safe route through the existing neighborhood to the elementary and middle school.

Goal 9.6 Encourage Well-Being – the proposed development will encourage psychological and emotional well-being by reducing commuting times to maximize time with family and friends; support the City’s Dark Sky Ordinance and integrate the development into the fabric of the existing neighborhood.

Goal 10.5 Stormwater – the proposed development is not located in a floodplain and will be designed to consider existing developments downstream and will have park-ponds to control stormwater drainage and retention, as necessary.

Goal 10.6 Atmosphere – The proposed development will encourage walking, biking and limited automobile use with emphasis on van pooling and public transportation. The design will include installing trees and groundcover in parking areas.

Goal 10.7 Energy/Public Transit – the proposed development will be located within walking and biking distance of a public transit stop to help reduce the need for personal automobiles. The development will include energy efficient building systems, fixtures and appliances.

Goal 10.8 Protect and enhance ecologically sensitive areas – the proposed development is not located in an ecologically sensitive area.

Goal 10.9 Preserve the valuable natural resources of the mountain and hillside areas – the proposed development is not located in a mountain or hillside area.

Goal 10.10 Protect the community from risks associated with geologic conditions – the proposed development is not located near active fault areas; however, the development will be constructed in such a manner as to prevent unnecessary grading and use erosion control measures.

Goal 10.13 Protect City residents from the effects of excessive noise or vibration – the proposed development will be designed in accordance with the recommendations of an Environmental Assessment Study concerning noise mitigation.

Goal 10.14 Improve public safety by developing appropriate lighting and control standards – the proposed development will be designed with public safety in mind. Adequate lighting for the development will be provided for the safety and well-being of the residents. The development will be designed in accordance with city lighting codes to help protect the “dark sky”.

Regional Land Use Patterns

Policy 1.3 Neighborhood Retrofits – the proposed development will be located within walking and biking distances or limited driving time to retail, employment and schools. The development will be designed to include a children’s playscape and numerous community gathering areas throughout the development.

Urban Design

Policy 2.1.2 – the proposed development will NOT be located in an area with minimum of 90 intersections.

Policy 2.1.3 – the development will NOT be located within ½ mile of RTS or Streetcar route.

Policy 2.1.4 – the development will NOT be within ½ mile of retail, office and employment.

Policy 2.1.6 – the development will not be located along a corridor with dedicated bicycle lanes

Policy 2.1.7 – the proposed development will NOT be located within a 100-year or moderate-risk floodplain as defined by FEMA

Policy 2.1.10 – the proposed development will NOT be located in an O-2 “Natural” Future Land Use Map Area

Policy 2.1.11 – the proposed development will NOT be located on a site where imperiled species or ecological communities have been identified.

Policy 2.1.14 – the development will NOT be located on land the is currently or has recently been utilized for farming.

Housing

Housing Supply Goal 6.1 – the development will provide eleven (11) residential buildings with four-, eight-, twelve- and eighteen-unit buildings of two and three stories with a variety of housing types.

Existing Neighborhoods Goal 6.2 – the development will NOT include commercial space.

Walkable Neighborhoods Goal 6.3 – the development will include energy efficient building systems, fixtures and appliances; however, due to the small size of this development, the expense of the LEED Silver certification is cost prohibitive.

Housing Affordability Goal 6.4 – Census Tract 48141010369 has a Housing + Transportation index of 65%

Health

Environmental Risk Factors Goal 9.4 – not applicable to this development.

Physical Activity Goal 9.5 – not applicable to this development.

Sustainability

Stormwater Goal 10.5 – the development will be designed to consider existing developments downstream and will have park-ponds to control stormwater drainage and retention, as necessary.

Atmosphere Goal 10.6 – the development will be designed to create shade by installing trees throughout the development site and providing covered parking to reduce heat radiated from pavement in parking areas.

Noise and Vibration Goal 10.13 – the proposed development will be designed in accordance with the recommendations of an Environmental Assessment Study concerning noise mitigation.

This Applicant hereby acknowledges and commits itself to the items listed in this narrative, upon receiving a support letter from the City of El Paso and an award of Housing Tax Credits from TDHCA for this proposed development.

CONTRACT FOR DELIVERY OF RESIDENT SERVICES

This Contract for Delivery of Resident Services (this "**Agreement**") is made and entered into this 1st day of December 2023 (the "**Effective Date**"), by and between Villas at Augusta, Ltd. a Texas limited partnership ("**Owner**"), and Better Texans Services, Inc., a Texas corporation ("**Contractor**"). Owner and Contractor are collectively referred to as the "**Parties**" and each, a "**Party**."

RECITALS:

A. Owner will own and operate a 60 unit family development known as Villas at Augusta (the "**Property**") located in El Paso, Texas.

B. The Property has applied to receive an award of 2024 low-income housing tax credits under Section 42 of the Internal Revenue Code of 1986, as amended (the "**Tax Credits**") and was assigned the Texas Department of Housing and Community Affairs File No. TBD.

C. In connection with the Tax Credits, the Owner is required to provide a minimum of ten (10) supportive service points.

D. Owner desires to engage Contractor to coordinate the provision of certain services for the residents of the Property more particularly described in Exhibit A, attached hereto and incorporated herein for all purposes.

E. Contractor desires to coordinate the provision of such services for and on behalf of Owner under and pursuant to the terms of this Agreement.

AGREEMENT:

NOW, THEREFORE, for and in consideration of the premises and the mutual covenants contained herein, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties hereby agree as follows:

1. Services to be Rendered by Contractor.

(a) Throughout the Term of this Agreement, Contractor shall, on behalf of Owner and in accordance with the terms of this Agreement, coordinate the provision of the services described in Exhibit A attached hereto and incorporated herein for all purposes (collectively, the "**Services**").

(b) Contractor agrees that the Services will be provided at no cost to the residents of the Property. The Services will be provided at appropriate facilities on-site at the Property or at other appropriate off-site locations, as reasonably determined by Contractor.

(c) Consistent with Section 13 below, neither Contractor nor Owner shall change the Services without a written agreement to amend this Agreement, signed by the Parties.

2. Payment for Services; Reimbursement.

(a) As consideration for Contractor's coordination of the Services, Owner shall pay Contractor the amount indicated below (the "**Service Fee**") in accordance with the following:

The sum of Three hundred and 00/100 Dollars (\$300.00) monthly. Beginning within thirty (30) days of the Commencement Date and throughout the Term, Contractor shall submit to Owner monthly invoices for the Service Fee. Owner shall pay the Service Fee to Contractor within thirty (30) days of Contractor's delivery to Owner of such invoice (the "**Service Fee Due Date**"). The Service Fee shall increase by three percent (3%) at each Renewal Term.

(b) The Service Fee shall be paid as follows:

The Service Fee shall be paid as an operating expense of Owner, before Owner makes any distributions to its partners or their affiliates.

(c) To the extent any of the Services required by Owner mandate the payment of out-of-pocket expenses, Owner shall be responsible for the payment of those expenses, directly to the subcontractor or vendor. Contractor shall have no responsibility for paying such expenses; provided that, if Contractor does pay an out-of-pocket expense on Owner's behalf in conjunction with coordinating the Services, Owner shall promptly reimburse Contractor for such expenditure (the "**Expense Reimbursement**"), within ten (10) days of Contractor's delivery to Owner of an invoice for same (the "**Expense Due Date**").

(d) If Owner fails to timely pay to Contractor the Service Fee by the Service Fee Due Date or Expense Reimbursement by the Expense Due Date, the outstanding amount shall bear interest from the applicable Due Date at a rate of 1.5% compounded monthly or the highest rate of interests permitted by law, whichever is lower.

3. Term. Subject to the other provisions this Agreement, the obligations of the Parties shall commence on (y) the date the Property is placed in service, if the Property is a new construction development or (z) the Effective Date, if the Property is currently occupied (the "**Commencement Date**") and shall continue for a period of one year thereafter (the "**Initial Term**"). Owner shall deliver to Contractor written notice 30 days before Commencement Date. It is currently anticipated that the Commencement Date will be January 1, 2026. Thereafter, the Agreement shall automatically renew in one-year increments (each, a "**Renewal Term**," and the Initial Term, as extended by any Renewal Term, collectively, the "**Term**"). Notwithstanding the foregoing, this Agreement may be terminated in any Renewal Term as follows:

(a) upon the mutual written consent of the Parties;

(b) by either Party upon the expiration of the Initial Term, provided that the terminating party shall give the other party at least sixty (60) days advance written notice delivered by the terminating Party to the non-terminating Party; or

(c) in the event the a Party believes the other Party has defaulted in the performance of its obligations under this Agreement, then the non-defaulting Party shall provide the defaulting

Party with a written notice detailing such default; the defaulting Party shall then have ten (10) business days after the date of such notice to cure such default to the non-defaulting Party's reasonable satisfaction; if the defaulting party fails to cure such default to the non-defaulting Party's reasonable satisfaction in such time period, the non-defaulting Party shall have the right to terminate this Agreement immediately by delivering notice thereof to the defaulting Party.

(d) Upon termination of this Agreement, all accrued but unpaid Service Fee shall be paid by Owner to Contractor.

4. Access; Equipment and Cooperation. Owner agrees to allow Contractor and its agents, employees, subcontractors and vendors access to the Property during all reasonable hours. Owner additionally agrees to provide Contractor all equipment reasonably requested by Contractor in connection with Contractor's provision of the Services, including without limitation a flat screen television (at least 32"), a DVD player and internet access. Owner further agrees to reasonably cooperate with Contractor and to provide Contractor with all reasonable information requested by Contractor, in connection with Contractor's provision of the Services.

5. Indemnity.

(a) Contractor agrees to indemnify, defend and hold harmless Owner, its partners or members, as applicable, and their respective partners and members (each, an "**Owner Indemnified Party**"), from and against any and all manner of actions, judgments, claims, demands, liabilities, obligations and causes of action (including reasonable costs and attorneys' fees) arising from or incident to any negligence or willful misconduct of Contractor, its employees, officers, or directors in fulfilling the terms of this Agreement; provided that, in no event shall Contractor be responsible for the negligence or willful misconduct of an Owner Indemnified Party.

(b) Owner agrees to indemnify, defend and hold harmless Contractor, its directors, officers, partners, employees, agents, successors and assigns (each, a "**Contractor Indemnified Party**") from and against any and all manner of actions, judgments, claims, demands, liabilities, obligations and causes of action (including reasonable costs and attorneys' fees) arising from or incident to the Property, other than those arising from or incident to any negligence or willful misconduct of a Contractor Indemnified Party in fulfilling the terms of this Agreement.

6. Independent Contractor. The Parties understand and agree that Contractor is an independent contractor engaged in the operation of its own business, that Contractor and its employees shall not be considered to be an agent for employee of, or venturer with, Owner for any purpose whatsoever and further agree that Contractor has no general authority to enter into any contract, assume any obligations, or make any warranties or representations on behalf of Owner. Contractor and its employees shall perform all their duties and the services described herein in a manner consistent with this Agreement and the policies generally applicable to the Property (provided that Owner delivers to Contractor such policies). Contractor and its employees will identify and represent to all persons, firms, companies and regulatory authorities that Contractor and its employees are independent contractors and not employees or agents of Owner.

7. Exclusive Agreement. In consideration of Contractor entering into this Agreement, Owner agrees that prior to the sending of a notice of termination of this Agreement pursuant to

Section 3 above, Owner shall not enter any agreement with a third party for the furnishing of similar services without the prior written consent of Contractor.

8. Binding Effect. This Agreement is binding upon and shall inure to the benefit of the Parties and their respective representatives, successors and assigns.

9. Entire Agreement. This Agreement represents the entire agreement between the Parties and supersedes all prior and contemporaneous agreements, representations and undertakings regarding the subject matter of this Agreement.

10. Headings. The subject headings contained in this Agreement are for reference purposes only and do not affect in any way the meaning or interpretation of this Agreement.

11. Severability. In case any one or more of the provisions contained in this Agreement for any reason are held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability will not affect any other provision of this Agreement, and this Agreement will be construed as if such invalid, illegal or unenforceable provision had never been contained herein.

12. Notices. Any notice to be given hereunder must be in writing and shall be deemed given (a) when delivered in person against receipt thereof, (b) two business days after deposited in the United States mail as certified or registered mail, return receipt requested, postage prepaid, or (c) when delivered by a commercial courier or messenger service against receipt thereof, and addressed as follows:

If to Owner:

Villas at Augusta, Ltd.
7400 Viscount Blvd., Suite 109
El Paso, TX 79925
Attention: Roy Lopez

If to Contractor:

Better Texans Services, Inc.
P.O. Box 101295
Fort Worth, TX 76185
Attention: Aubrea Hance

Either Party may specify a new address or additional addresses at any time by notice in writing to the other Party given in the manner hereinabove provided.

13. Amendment to Agreement. This Agreement may only be amended by written instrument signed by the Parties.

14. Applicable Law. This Agreement will be governed and construed in accordance with the laws of the State of Texas, exclusive of said state's conflict and choice of law principles that would result in the application of the laws of another state.

15. Assignment. This Agreement may not be assigned by any Party without the prior written consent of each other Party.

16. Attorneys' Fees. Should a Party employ an attorney or attorneys to enforce any of the provisions of this Agreement, to protect its interest in any manner arising under this Agreement, or to recover damages for the breach of this Agreement, the non-prevailing Party in any action pursued in courts of competent jurisdiction (the finality of which is not or cannot be legally contested) agrees to pay to the prevailing Party all reasonable costs, damages and expenses, including specifically, but without implied limitation, attorneys' fees, expended or incurred by the prevailing Party in connection therewith.

17. Jurisdiction and Venue. The Parties agree that the exclusive jurisdiction and venue for any suit, action or proceeding arising out of this Agreement shall be any state or federal court sitting in Tarrant County, Texas, and each party waives, to the extent permitted by law, any and all objections to such jurisdiction and venue.

18. Recitals. The Parties acknowledge the accuracy of the Recitals and incorporate the Recitals into the Agreement for all purposes.

IN WITNESS WHEREOF, the Parties have executed this Agreement as of the date and year first above set forth.

OWNER:

Villas at Augusta, Ltd.,
a Texas Limited Partnership

By: Investment Builders, Inc.,
its General Partner

By:


Name: Ike Monty
Title: President

CONTRACTOR:

Better Texans Services, Inc.
a Texas corporation

By: Aubrea Hance
Aubrea Hance, President

EXHIBIT A

SERVICES

Contractor hereby agrees to coordinate a combination of services, in its sole discretion, from the following list to ensure a total of ten (10) points:

(A) Transportation Supportive Services include:

- (i) shuttle, at least three days a week, to a grocery store and pharmacy or a major, big-box retailer that includes a grocery store and pharmacy, OR a daily shuttle, during the school year, to and from nearby schools not served by a school bus system for children who live at the Development (3.5 points); and
- (ii) monthly transportation to community/social events such as mall trips, community theatre, bowling, organized tours, etc. (1 point).

(B) Children Supportive Services include:

- (i) provide a High-Quality Pre-Kindergarten (HQ Pre-K) program and associated educational space at the Development Site meeting the requirements of paragraph (S)(C)(i)(I) of this subsection. (Half of the points required under this paragraph); and
- (ii) Twelve hours of weekly, organized, on-site services provided to K-12 children by a dedicated service coordinator or third-party entity. Services include after-school and summer care and tutoring, recreational activities, character building programs, mentee opportunities, test preparation, and similar activities that promote the betterment and growth of children and young adults (3.5 points).

(C) Adult Supportive Services include:

- (i) Four hours of weekly, organized, in-person, hybrid, or virtual classes accessible to participants from a common area on site to an adult audience by persons skilled or trained in the subject matter being presented, such as English as a second language classes, computer training, financial literacy courses, homebuyer counseling, health education courses, certification courses, GED preparation classes, resume and interview preparatory classes, general presentations about community services and resources, and any other course, class, or presentation that may equip residents with new skills that they may wish to develop (3.5 points);
- (ii) annual income tax preparation (offered by an income tax prep service) or IRS- certified VITA (Volunteer Income Tax Assistance) program (offered by a qualified individual) that also emphasizes how to claim the Earned Income Tax Credit (1 point);
- (iii) contracted career training and placement partnerships with local worksource offices, culinary programs, or vocational counseling services; may include resident training programs that train and hire residents for job opportunities inside the development in areas like leasing, tenant services, maintenance, landscaping, or food and beverage operation (2 points);
- (iv) external partnerships for provision of weekly substance abuse meetings at the Development Site (1 point);
- (v) reporting rent payments to credit bureaus for any resident who affirmatively elects to participate, which will be a requirement of the LURA for the duration of the Affordability Period (2 points); and
- (vi) participating in a non -profit healthcare job training and placement service that includes case management support and other need-based wraparound services to reduce barriers to employment and support Texas healthcare institution workforce needs (2 points).

(D) Health Supportive Services include:

- (i) food pantry consisting of an assortment of non-perishable food items and common household items (i.e. laundry detergent, toiletries, etc.) accessible to residents at least on a

monthly basis or upon request by a resident. While it is possible that transportation may be provided to a local food bank to meet the requirement of this resident service, the resident must not be required to pay for the items they receive at the food bank (2 points);

- (ii) annual health fair provided by a health care professional (1 point);
- (iii) weekly exercise classes (offered at times when most residents would be likely to attend) (2 points); and
- (iv) contracted onsite occupational or physical therapy services for Elderly Developments or Developments where the service is provided for Persons with Disabilities and documentation to that effect can be provided for monitoring purposes (2 points).

(E) Community Supportive Services include:

- (i) partnership with local law enforcement or local first responders to provide quarterly on-site social and interactive activities intended to foster relationships with residents (such activities could include playing sports, having a cook-out, swimming, card games, etc.) (2 points);
- (ii) Notary Services during regular business hours (§2306.6710(b)(3)) (1 point);
- (iii) twice monthly arts, crafts, and other recreational activities (e.g. Book Clubs and creative writing classes) (1 point);
- (iv) twice monthly on-site social events {i.e. potluck dinners, game night, sing-a- longs, movie nights, birthday parties, holiday celebrations, etc.) (1 point);
- (v) specific service coordination services offered by a qualified Owner or Developer, qualified provider or through external, contracted parties for seniors, Persons with Disabilities or Supportive Housing (3 points);
- (vi) weekly home chore services (such as valet trash removal, assistance with recycling, furniture movement, etc., and quarterly preventative maintenance including light bulb replacement) for Elderly Developments or Developments where the service is provided for Persons with Disabilities and documentation to that effect can be provided for monitoring purposes (2 points);
- (vii) any of the programs described under Title IV-A of the Social Security Act (42 U.S.C. §§601, et seq. which enables children to be cared for in their homes or the homes of relatives; ends the dependence of needy families on government benefits by promoting job preparation, work and marriage; prevents and reduces the incidence of unplanned pregnancies; and encourages the formation and maintenance of two-parent families {1 point);
- (viii) a part-time resident services coordinator with a dedicated office space at the Development or a contract with a third-party to provide the equivalent of 15 hours or more of weekly resident supportive services at the Development {2 points); and
- (ix) provision, by either the Development Owner or a community partner, of an education tuition- or savings-match program or scholarships to residents who may attend college (2 points).



Tierra Del Sol Housing Corporation

Resident Financial Literacy and Homebuyer Education Program

Tierra Del Sol Housing Corporation "TDS" will conduct training in Basic Financial Literacy Skills and Homebuyer Education to Villas at Augusta residents. Training will be provided quarterly to all residents on-site in Villas at Augusta's community room and will include the following program subjects:

- Homebuyer Education
- Identifying strategies for increasing income
- Developing critical thinking skills to support financial decision making
- Identifying and obtaining jobs that pay enough to meet basic needs
- Understanding Employment Stability
- Avoiding loans, fees, and practices that are exploitive, fraudulent, & predatory
- Using debt intelligently to acquire appreciating asset
- Identity Theft Prevention Strategies
- Credit Rebuilding Strategies
- Creating a community network for information and support

Individual family coaching will also be provided to assist residents with Financial Management and Planning and Credit Rebuilding.

TDS Resident Financial Literacy/Homebuyer Education Program staff has extensive experience in Financial Literacy Training and Counseling. Homebuyer Education and Basic Financial Literacy Skills Class will be offered (4) times per year. The scheduling of the sessions will be offered to all residents at pre-arranged times which are convenient. In addition, the Financial Literacy Program can be customized to address the specific financial needs of the residents.


Resident Financial Literacy Training Program Budget

The Financial Literacy/Homebuyer Education Program budget will include:

- \$3,000 annually will be provided from the Villas at Augusta operating budget for Program Expenses
- Computers/Internet will be available to the Villas at Augusta residents for Financial Literacy Programming and Homebuyer Education purpose in the Clubhouse
- TDS will provide Financial Literacy instructors/counselors to teach classes and provide individual family coaching services

Tenant Recruitment and Participation

Villas at Augusta residents will be highly encouraged to participate in the Resident Financial Literacy Training Program. TDS staff, in conjunction with property management staff, will market the Program with informational Flyers and at periodic events held in the Clubhouse to identify and recruit prospective residents. Financial Literacy Program goals and requirements will be clearly articulated to residents, so that expectations are understood for the various training sessions. TDS experience with training programs at existing developments is that resident participation is facilitated when information is conveyed in a clear, friendly, and supportive manner.


Rose Garcia / Executive Director

12-7-23
Date



Attachment B-8

Note: ACALA EP1, LLC purchased the property on October 31, 2022.
Property taxes from 11/1/2022 thru 12/31/2022 were paid at closing.

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Wednesday, December 6, 2023

PROPERTY TAX BALANCE

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[Tax Office Home Page](#)

1. **Shopping Cart:** For your convenience you may pay several accounts at once.
Click the 'Pay Now' button to add this account to the shopping cart.
Additional accounts can be added by clicking 'Begin a New Search' or 'Find Another Account'.
After locating another account, click 'Add to Shopping Cart'.
Up to 50 accounts may be paid at one time.
Accounts are not saved in the shopping cart after you begin entering payment information.
2. **Scheduling Payments:** If you are paying by E-check, you may choose to pay now or in the future.
You may schedule one payment in the future or recurring payments.
To do this, select Schedule E-Check Payment after adding account(s) to the shopping cart.
Click Schedule Payments when you reach Step 3 (When to Pay).
3. A Convenience Fee of 1.98% of the amount paid will be added to your total due at checkout if using a credit/debit card.
4. No convenience fee will be added if paying via electronic check. A return item fee of \$30 will apply to any returned check.
5. You can search for any account whose property taxes are collected by the El Paso Tax Office.
6. After locating the account, you can also register to receive certified statements by email.

Make your check or money order payable to:
EL PASO TAX ASSESSOR/COLLECTOR
PO BOX 2992
EL PASO, TEXAS 79999-2992

Unless otherwise noted, all data refers to tax information for 2023. All amounts due include penalty, interest, and attorney fees when applicable.

Account No.: L62099902300125

Prop. Id. No. : 718510

Address:

ACALA EPI LLC
150 W PARKER ROAD
THIRD FLOOR
HOUSTON, TX 770762951

Property Site Address:

ZARAGOZA RD

Legal Description:

BLK 23 LOMAS DEL ESTE NLY PT OF 1
(1138.66' ON N- 732.21' ON E- 603.74'
ON S- 500.00' ON W) (10.00 AC)

Current Tax Levy: \$68,720.52

Current Amount Due: \$68,720.52

Prior Year Amount Due: \$0.00

Total Amount Due: \$68,720.52

Last Payment Amount:
Not Received

Active Lawsuits: None

Pending Credit/PINless Debit Card or eCheck Payments:

No Payment Pending

Pay Now

(Pay single or multiple accounts. Pay now or schedule future payments.)

Print Current Tax Statement

**Register for Certified
Statements by Email**

Market Value: \$2,387,088

Land Value: \$2,387,088

Improvement Value: \$0

Capped Value: \$0

Agricultural Value: \$0

Exemptions: None

[Exemption and Tax Rate Information](#)

Active Judgments: None

[Taxes Due Detail by Year and Jurisdiction](#)

[Payment Information & Receipts](#)

[What-If Tax Calculator](#)

[Request for Change of Address](#)

[Click Here](#) to see your estimated amount due for a different date. You can see this information by year and by both year and jurisdiction.

[Disclaimer](#) [Terms of Use](#) [Privacy Policy](#)

Attachment B-10



Attachment B-11

BUILDING DATA										
BLDG. I.D.	STORIES	BLDG. QTY.	UNIT TAG				UNITS PER BLDG.	BLDG. FOOTPRINT	NET AREA PER BLDG.	TOTAL NET AREA PER EA. BLDG. TYPE
			1BR	2BR	3BR	4BR				
BLDG. A	3	1		6	6		12	5,204.00	12,924.00	12,924.00
BLDG. B	3	1		12	6		18	7,508.00	18,702.00	18,702.00
BLDG. C	2	1		2	4		6	4,151.00	6,690.00	6,690.00
BLDG. D	2	1	4	4	4		12	11,748.00	11,748.00	
QUAD E	2	2			4		4	2,895.00	4,764.00	9,528.00
QUAD F	2	1				4	4	3,357.00	5,448.00	5,448.00
TOTALS		7	4	24	28	4		23,115.00		65,040.00

PARKING DATA			
UNIT TYPE	UNIT AMOUNT	REQUIRED	TOTAL
1 BR	4	1.5/UNIT	6
2BR	24	2/UNIT	48
3BR	28	2/UNIT	56
4BR	4	2/UNIT	8
TOTAL REQUIRED			118
TOTAL SHOWN			138
TOTAL ACCESSIBLE REQUIRED			5
TOTAL ACCESSIBLE SHOWN			5
TOTAL BIKE RACKS SHOWN			12

LAND DATA		
LAND AREA	160,614 SF	3.687 ACRES

UNIT DATA				
UNIT TYPE	UNIT AMOUNT	NET AREA	ACCESSIBLE 5%	VHI 2%
1 BR	4	4(783 SF) = 3,132 SF	1	1
2BR	24	24(963 SF) = 23,112 SF	2	1
3BR	28	28(1,191 SF) = 33,348 SF	2	1
4BR	4	4(1,362 SF) = 5,448 SF	1	1
TOTALS	60	65,040 SF	6	4

COMMUNITY BLDG	1,496 SF
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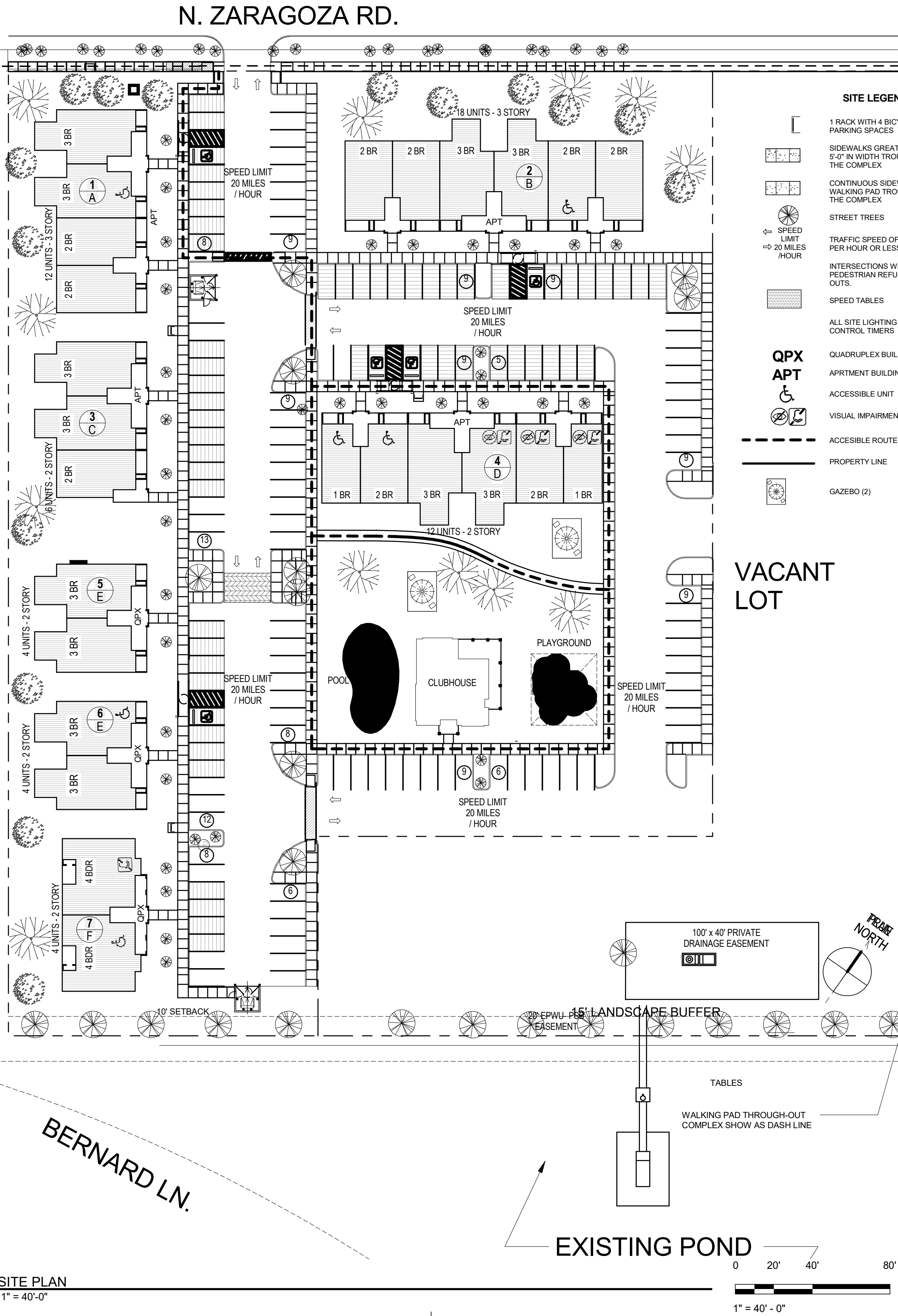


WDA
WRIGHT & DALE ARCHITECTS
Planning • Architecture • Construction
2112 MOUNTAIN DR. EL PASO, TX 79909
PH: (915) 533-3777

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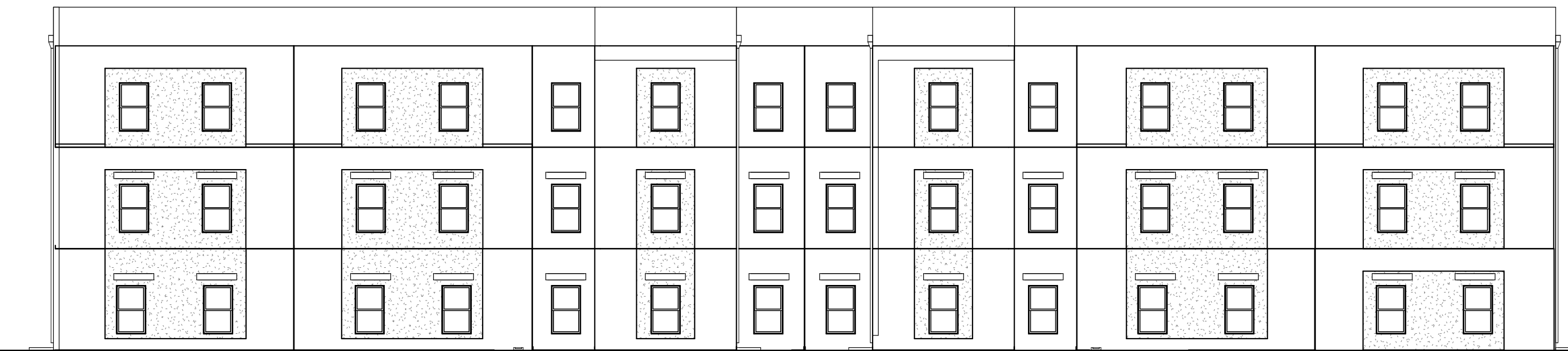
CONSULTANTS



VACANT LOT



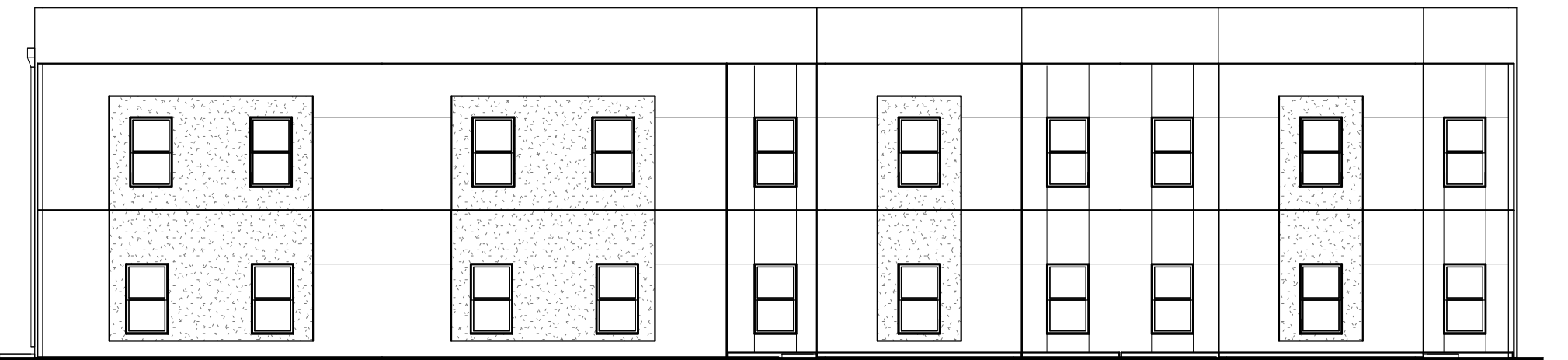
2 3 STOREY - FRONT ELEVATION
3/32" = 1'-0"



3 3 STOREY - BACK ELEVATION
3/32" = 1'-0"



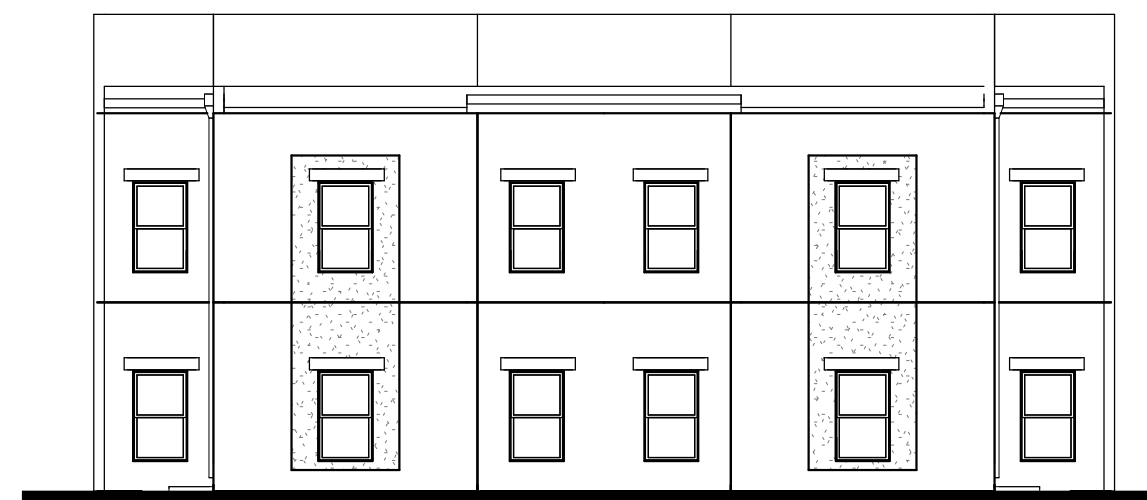
4 2 STOREY - FRONT ELEVATION
3/32" = 1'-0"



5 2 STOREY - BACK ELEVATION
3/32" = 1'-0"



6 QUADRUPLEX - FRONT ELEVATION
3/32" = 1'-0"



7 QUADRUPLEX - BACK ELEVATION
3/32" = 1'-0"

CONTRACT DOCUMENTS COORDINATION
THE DRAWINGS AND SPECIFICATIONS FOR THIS PROJECT ARE TO BE TAKEN TOGETHER AS A SINGLE CONSTRUCTION CONTRACT DOCUMENT AND ANY DIVISION BY TRADE OR OTHER DESIGNATION IS CONFIDENTIAL. GENERAL CONTRACTOR AND ALL SUB-CONTRACTORS SHALL REVIEW AND COORDINATE THE ENTIRE SET OF DRAWINGS AND PROJECT MANUAL.

VILLAS AT AUGUSTA

SWC OF AUGUSTA DR. AND N. ZARAGOZA RE.
El Paso, TX, 79938

OWNER

INVESTMENT **IBI** BUILDERS INC.

ibitoday.com
7400 Viscount Blvd. Suite 109,
El Paso, Texas 79925

NOT FOR
CONSTRUCTION

MARK	DATE	DESCRIPTION
💡		231271
📅	12/08/23	
🏠		AC
🔍		FD

SHEET TITLE

SITE PLAN

AS-101



2024 Low Income Housing Tax Credit

Community + Human Development

Community + Human Development

Our responsibility is to serve as the catalyst for community partnerships, collaboration + change ensuring **equity, resilience + sustainability** for the most vulnerable El Pasoans by giving voice to the underrepresented, supporting a strong system of human services & investing in El Paso homes, families + neighborhoods.

Advance Equity

Reduce Poverty

Build Sustainability

Climate + Sustainability

- Mitigation + Adaptation
- Education + Awareness
- Policy + Practice

Civic Empowerment

- Equity + Access
- Neighborhood Engagement
- Volunteerism

Human Services

- Homelessness
- Health+ Wellbeing
- Recreation + Lifestyle

Neighborhood Development

- Housing
- Community Revitalization
- Quality of Life

Local Challenges

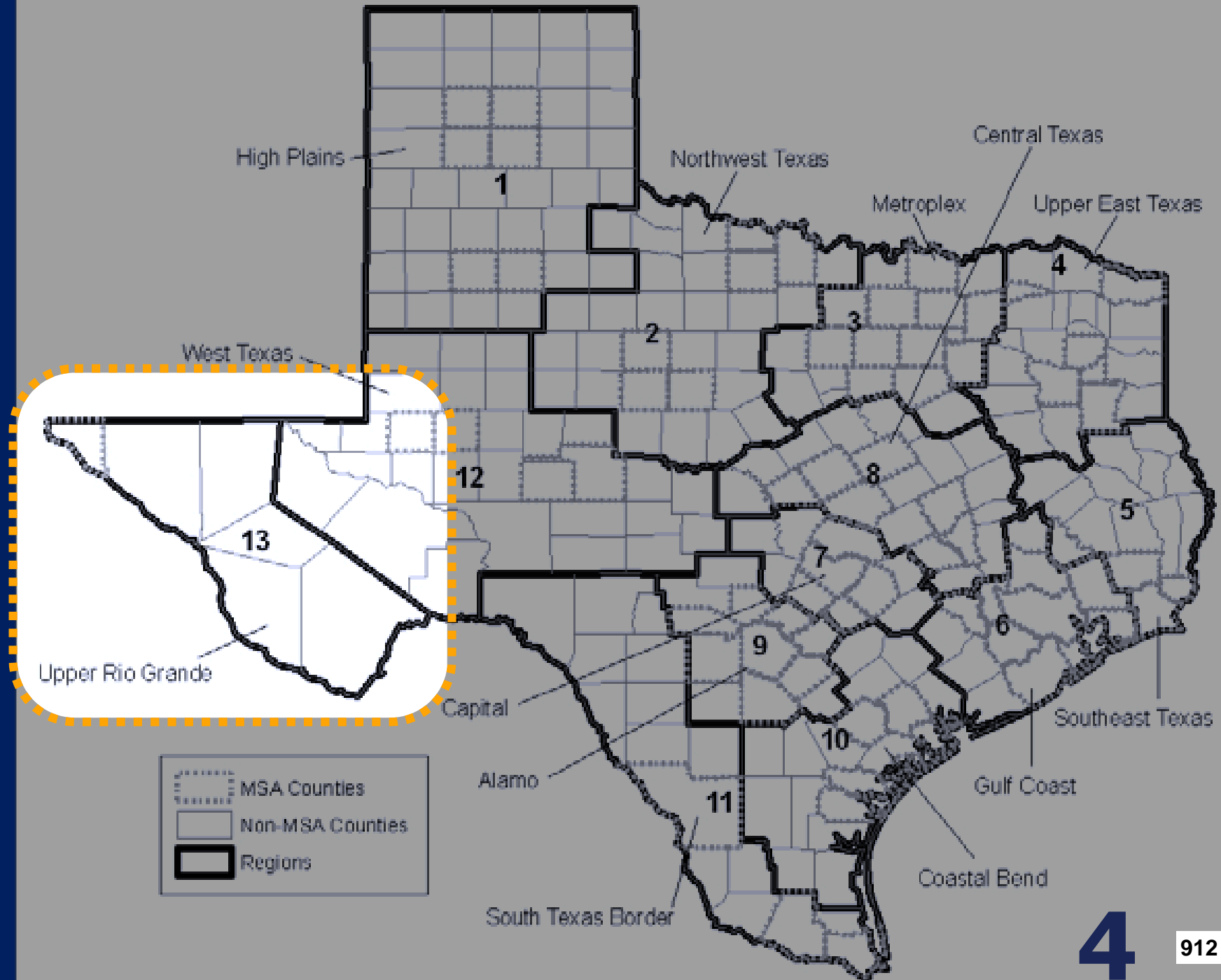
- **Limited Funding** - Scarce funding hampers El Paso's affordable housing projects, impeding efforts to meet growing demand across income levels
- **Funding Gap for Low-Income Housing** - Developing 30% AMI housing faces a substantial funding gap, requiring extra subsidies and posing financial challenges without substantial support
- **Land Use Restriction** - Strict land use regulations limit areas for affordable housing, complicating new developments and perpetuating socio-economic disparities

- **Policy Alignment** - Aligning policies for 30% AMI units requires adjusting regulations and incentivizing developers for an effective response to housing needs.
- **Insufficient Support Services** - The lack of accompanying support services adds challenges for residents in affordable housing, underscoring the importance of providing holistic support for improved well-being

LIHTC

9% TAX CREDITS

- Subsidize 70% of the low income unit costs in a project
- El Paso is in TDHCA Region 13, and typically receives approximately \$2.5 Million in 9% tax credits annually.
- Competitive State process. Typically only 2-3 projects will be awarded by TDHCA in Region 13.



Municipal Role

Local Process

1. Evaluate proposals using criteria as recommended in the El Paso Regional Housing Plan.
2. Requests for support submitted on or before December 8, 2023.
3. Staff evaluators score and submit recommendations to Council
4. City Council votes to issue no support, no objection or support resolution

Scoring Impact of City Council Decision

1. Seventeen (17) points for resolution of support
2. Fourteen (14) points for a resolution of no objection
3. Zero (0) points for no action



Evaluation Criteria

In 2019, the City of El Paso published our first Regional Housing Plan. Subsequently the City Council adopted an objective scoring for application based in 5 value criteria:

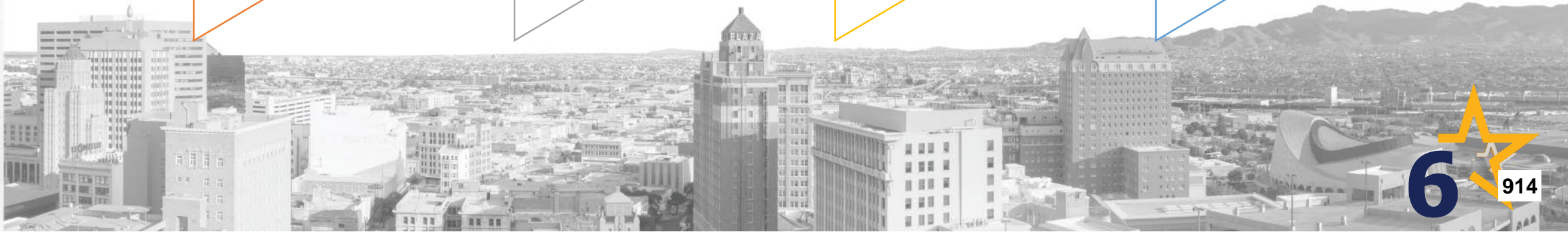
35 points Value #1:
Maximize units in El Paso aimed at addressing affordability gap.

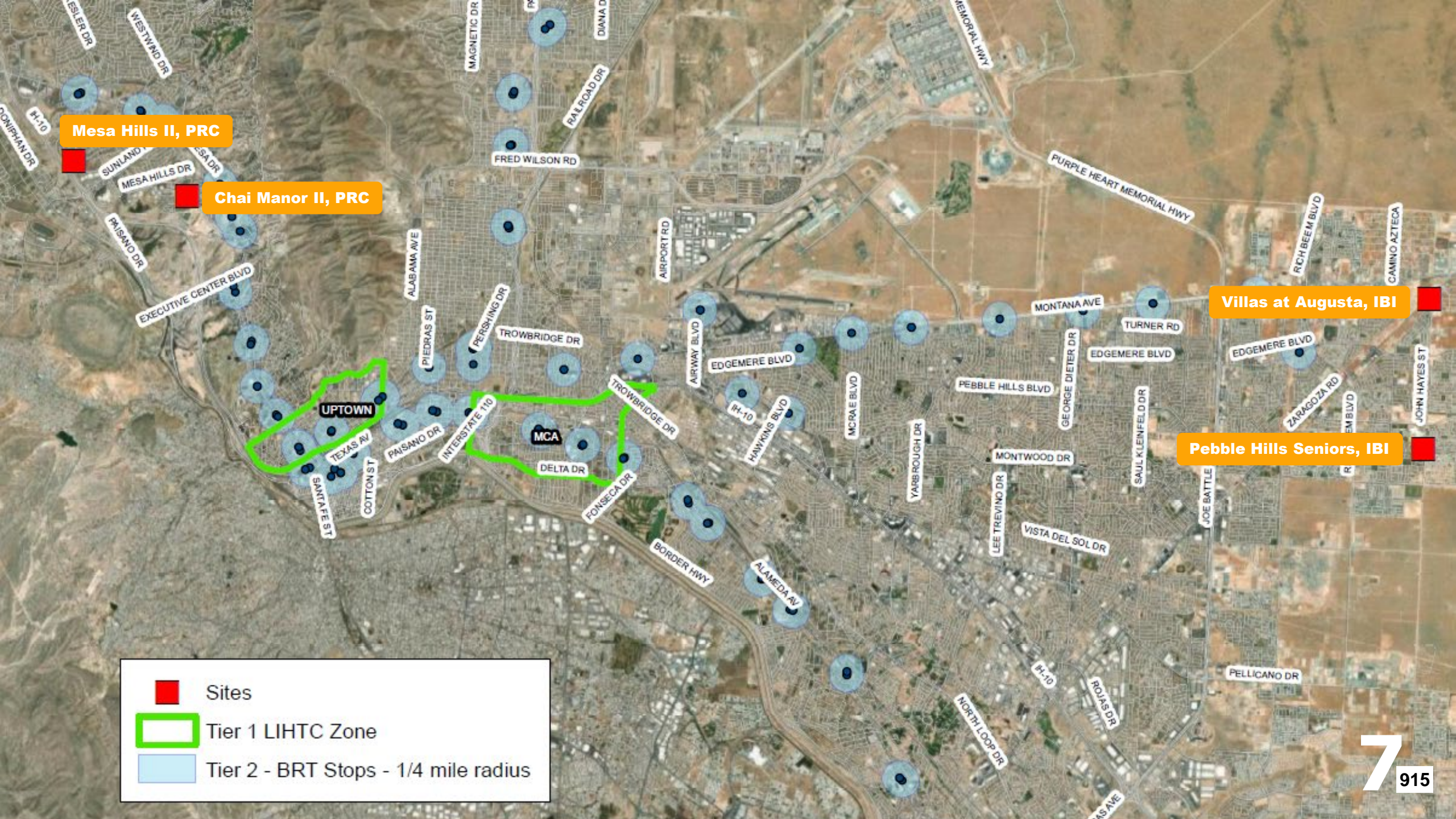
20 points Value #2:
Provide for demographic specific supportive services on site

10 points Value #3:
Inclusiveness with surrounding neighborhood and access to basic needs

15 points Value #4:
Experience in El Paso affordable housing market

20 points Value #5:
Developments being within strategic investment areas and within ¼ mile of BRT stops





Mesa Hills II, PRC

Chai Manor II, PRC

Villas at Augusta, IBI

Pebble Hills Seniors, IBI

UPTOWN

MCA

-  Sites
-  Tier 1 LIHTC Zone
-  Tier 2 - BRT Stops - 1/4 mile radius

Evaluation Results

Development	# of Units	Support Services	Inclusiveness	Local Presence	Strategic Investment Areas	Total Score
Chai Manor II	19	15.8	7.2	15	0	57
Mesa Hills II	23	15.6	7.2	15	0	60.8
Pebble Hills Seniors	33	15.2	7.6	15	0	70.8
Villas at Augusta	33	15.0	7.4	15	0	70.4

Recommendation

Resolutions of No Objection for all 2024 LIHTC developments.

MISSION



Deliver exceptional services to support a high quality of life and place for our community.

VISION



Develop a vibrant regional economy, safe and beautiful neighborhoods and exceptional recreational, cultural and educational opportunities powered by a high performing government.



VALUES

Integrity, **R**espect, **E**xcellence,
Accountability, **P**eople



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 24-174, Version: 1

CITY OF EL PASO, TEXAS LEGISTAR AGENDA ITEM SUMMARY FORM

DISTRICT, DEPARTMENT, CONTACT INFORMATION:

Please choose District and Department from drop down menu. Please post exactly as example below.

No Title's, No emails. Please use ARIAL 10 Font.

City Attorney's Office, Donald Davie, (915) 212-0033

AGENDA LANGUAGE:

This is the language that will be posted to the agenda. Please use ARIAL 11 Font.

Application of El Paso Electric to Update Schedule No. COVID-19 in Compliance with Docket No. 52195 - PUC#54812; HQ#UTILITY-5 (551.071)



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 24-173, Version: 1

CITY OF EL PASO, TEXAS LEGISTAR AGENDA ITEM SUMMARY FORM

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City Attorney's Office, Evan Reed, (915) 212-0033

AGENDA LANGUAGE:

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Reyes, Eduardo Daniel v. Anthony Paul Greer, et. al. (incl. The City of El Paso, Texas; in the Western District of Texas, El Paso Division) Cause 3:22-CV-00367 (551.071)



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 24-175, Version: 1

CITY OF EL PASO, TEXAS LEGISTAR AGENDA ITEM SUMMARY FORM

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Capital Improvement Department, Daniela Quesada, (915) 212-0065

City Attorney's Office, Roberta Brito, (915) 212-0033

AGENDA LANGUAGE:

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Discussion regarding the value, purchase, or sale of real property located in Downtown El Paso HQ#23-495
(551.071) (551.072)



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 24-184, Version: 1

**CITY OF EL PASO, TEXAS
LEGISTAR AGENDA ITEM SUMMARY FORM**

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City Attorney's Office, Kristen Hamilton-Karam, (915) 212-0033

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Edmundo Calderon v. City of El Paso, Tommy Gonzalez, Cassandra Hernandez, Karla Nieman, Juan Gonzalez, Deborah Paz, and Jeremy Jordan; Cause No. 2023DCV4372; (551.071)