Oscar Leeser Mayor



CITY COUNCIL Peter Svarzbein, District 1 Alexsandra Annello, District 2 Cassandra Hernandez, District 3 Joe Molinar, District 4 Isabel Salcido, District 5 Claudia L. Rodriguez, District 6 Henry Rivera, District 7 Cissy Lizarraga, District 8

Tommy Gonzalez City Manager

NOTICE OF WORK SESSION OF THE CITY COUNCIL OF THE CITY OF EL PASO

February 01, 2021 3:35 PM

Teleconference phone number 1-915-213-4096 Toll free number: 1-833-664-9267 Conference ID: 400-439-280#

TEMPORARY SUSPENSION OF OPEN MEETINGS LAWS DUE TO EMERGENCY

The Texas Governor temporarily suspended specified provisions of the Texas Open Meetings Act to allow telephonic or videoconference meetings and to avoid congregate settings in physical locations.

Notice is hereby given that a Work Session of the City Council of the City of El Paso will be conducted on February 1, 2021 at 3:35 p.m. Members of the public may view the meeting via the following means:

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

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

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

At the prompt please enter the corresponding Conference ID: 400-439-280#

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

Mayor Oscar Leeser and Representatives Peter Svarzbein, Alexsandra Annello, Cassandra Hernandez, Joe Molinar, Isabel Salcido, Claudia Rodriguez, Henry Rivera, and Cissy Lizarraga

A quorum of City Council must participate in the meeting.

AGENDA

1.	Presentation and discussion by the COVID-19 Response and Recovery Cross-Functional Team providing information on key activities, efforts and processes.	<u>21-144</u>			
	1. Overview (Tommy Gonzalez)				
	2. CFT Operations (Chief Mario D'Agostino)				
	3. City Attorney Overview (Karla Nieman)				
	a) State Disaster Declarationsb) Emergency Ordinancesc) City Attorney's Office COVID-19 Support				
	4. Team Lead Reports:				
	 Health Focus (Hector Ocaranza, M.D.) a) Community Task Force Recommendations Update 2. Vaccination Update (Angela Mora) 				
	All Districts City Manager's Office, Cary Westin, (915) 212-1063				
2.	Discussion and action on an Emergency Ordinance re-enacting Emergency Ordinance No. 019035 extending a Disaster Declaration due to a Public Health Emergency.				
	All Districts Fire, Chief Mario D'Agostino, (915) 212-5605				
3.	Discussion and action on an Emergency Ordinance re-enacting Emergency Ordinance No. 019036, as restated and amended by Emergency Ordinance No. 019115, and further amended by Emergency Ordinance Numbers 019118 and 019126; penalty as provided in Section 8.	<u>21-149</u>			
	All Districts Fire, Chief Mario D'Agostino, (915) 212-5605				
4.	Discussion and action on an Emergency Ordinance re-enacting Emergency Ordinance 019091, as amended by Emergency Ordinance No. 019119; Penalty as provided in Section 6.	<u>21-158</u>			
	All Districts Capital Improvement Department, Sam Rodriguez, (915) 212-0065				
5.	Annual update to Mayor and Council from the Fair Housing Task Force.	<u>21-145</u>			
	All Districts Community & Human Development, Nicole Ferrini, (915) 212-1659				

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.

TEMPORARY SUSPENSION OF OPEN MEETINGS LAWS DUE TO EMERGENCY

The Texas Governor temporarily suspended specified provisions of the Texas Open Meetings Act to allow telephonic or videoconference meetings and to avoid congregate settings in physical locations.

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

Mayor Oscar Leeser and Representatives Peter Svarzbein, Alexsandra Annello, Cassandra Hernandez, Joe Molinar, Isabel Salcido, Claudia Rodriguez, Henry Rivera, and Cissy Lizarraga.

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

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

Discussion and action on the following:

 EX1. Winn Road - ROW - Five Star Development; Matter No. 19-1004-929 (551.071)
 City Attorney's Office, Karla M. Nieman, (915) 212-0033 City Attorney's Office, Evan D. Reed, (915) 212-0033
 EX2. Discussion of City of El Paso Furlough Policy and Employee Reassignment Options and Duties. (551.071) (551.074)
 City Attorney's Office, Karla M. Nieman, (915) 212-0033 City Manager's Office, Robert Cortinas, (915) 212-1067

ADJOURN

NOTICE TO THE PUBLIC:

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print, or audiotape upon requests made a minimum of 48 hours prior to the meeting.

ALL REGULAR CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET THURSDAY PRIOR TO THE MEETING AT THE ADDRESS BELOW:

http://www.elpasotexas.gov/



Legislation Text

File #: 21-144, Version: 1

CITY OF EL PASO, TEXAS AGENDA ITEM SUMMARY FORM

All Districts

City Manager's Office, Cary Westin, (915) 212-1063

PUBLIC HEARING DATE: Click or tap to enter a date.

STRATEGIC GOAL:

Choose an item.

<u>SUBGOAL</u>: Choose an item.

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 discussion by the COVID-19 Response and Recovery Cross-Functional Team providing information on key activities, efforts and processes.

- 1. Overview (Tommy Gonzalez)
- 2. CFT Operations (Chief Mario D'Agostino)
- 3. City Attorney Overview (Karla Nieman)
 - a) State Disaster Declarations
 - b) Emergency Ordinances
 - c) City Attorney's Office COVID-19 Support
- 4. Team Lead Reports:
 - 1. Health Focus (Hector Ocaranza, M.D.)
 - a) Community Task Force Recommendations Update
 - 2. Vaccination Update (Angela Mora)

BACKGROUND / DISCUSSION:

Discussion of the what, why, where, when, and how to enable Council to have reasonably complete description of he 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? Click or tap here to enter text.

PRIOR COUNCIL ACTION:

5

File #: 21-144, Version: 1

Has the Council previously considered this item or a closely related one? Click or tap here to enter text.

AMOUNT AND SOURCE OF FUNDING:

How will this item be funded? Has the item been budgeted? If so, identify funding source by amount numbers and description of account. Does it require a budget transfer? Click or tap here to enter text.

Department Head: If Agenda Item Summary Form is initiated by Purchasing, client department should sign also

6

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

DEPARTMENT: City Manager's Department

AGENDA DATE: February 1, 2021 PUBLIC HEARING DATE: N/A

CONTACT PERSON NAME AND PHONE NUMBER: Senior Deputy City Manager, Cary Westin (915) 212-1063

DISTRICT(S) AFFECTED: All

STRATEGIC GOAL: Goal 6 Set the Standard for Sound Governance and Fiscal Management Goal 8 Nurture and Promote a Health Sustainable Community

SUBGOAL:

6.4- Implement leading-edge practices for achieving quality and performance excellence6.5-Deliver services timely and effectively with focus on continual improvement8.1- Deliver prevention, intervention and mobilization services topromote a healthy, productive and safe community

SUBJECT:

Presentation and discussion by the COVID-19 Response + Recovery Cross-Functional Team providing information on key activities, efforts and processes.

- 1. Overview (Tommy Gonzalez)
- 2. CFT Operations (Chief Mario D'Agostino)
- 3. City Attorney Overview (Karla Nieman)
 - a) State Disaster Declarations
 - b) Emergency Ordinances
 - c) City Attorney's Office COVID-19 Support
- 4. Team Lead Reports:
 - 1. Health Focus (Hector Ocaranza, M.D.)
 - a) Community Task Force Recommendations Update
 - 2. Vaccination Update (Angela Mora)

BACKGROUND / DISCUSSION:

The COVID-19 Response + Recovery Cross-Functional Team is comprised of ten multi-disciplinary teams focused on the continued planning, development and implementation of actions supporting key impact areas. Ongoing updates will be provided to share key information and key upcoming items.

PRIOR COUNCIL ACTION: N /A

AMOUNT AND SOURCE OF FUNDING: N /A

DEPARTMENT HEAD:

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



COVID-19 **Response +** Recovery **Cross-Functional Team Update**

2.1.2021

Table of Contents

- 1. Overview (Tommy Gonzalez)
- 2. CFT Operations (Chief Mario D'Agostino)
- 3. City Attorney Overview (Karla Nieman)
 - a) Governor Abbott renews COVID-19 Disaster Declaration
 - b) Emergency Ordinances
 - c) City Attorney's Office COVID-19 Support
- 4. Team Lead Reports:
 - 1. Health Focus (Hector Ocaranza, M.D.)
 - a) Community Task Force Recommendations Update (Dionne Mack)
 - 2. Vaccination Update (Angela Mora)



1. Overview

Tommy Gonzalez



2. CFT Operations Overview

Chief Mario D'Agostino

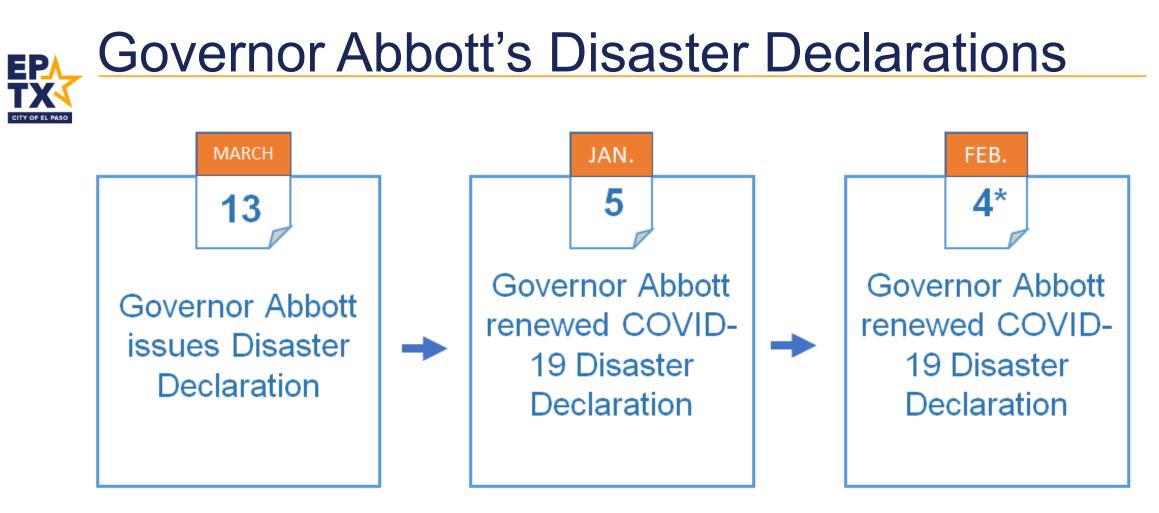
12



3. CAO Overview

Governor Abbott renews COVID-19 Disaster Declaration
 Emergency Ordinances
 City Attorney's Office COVID-19 Support
 Legal Monitoring

Karla Nieman



*Anticipate Governor Abbott will renew his Disaster Declaration between Feb. 4th – 7th.

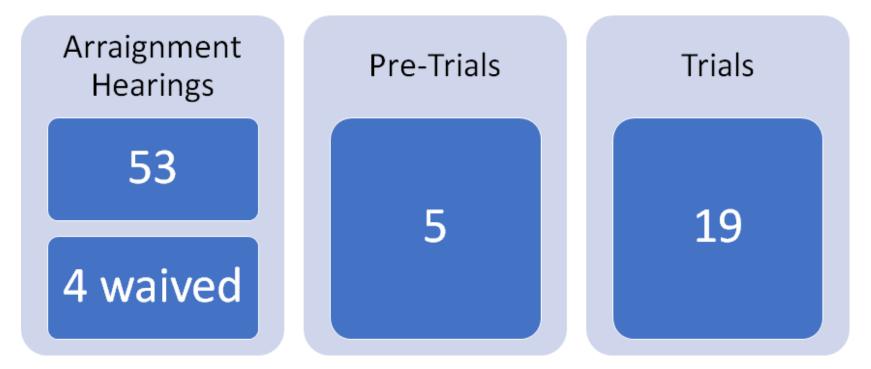


CITY OF EL PASO

Ordinance	Adoption Date	Last Re- enactment	Expires
Disaster Declaration Ord. No. 019035	3/17/2020	1/5/2021	2/4/2021
Emergency Measures Ord. No. 019036	3/17/2020	1/5/2021	2/4/2021
Public Right of Way Ord. No. 019091	8/31/2020	1/5/2021	2/4/2021

EP City Attorney's Office COVID-19 Support

Upcoming February Hearings on COVID-19 Citations



The City Attorney's Office continues to provide enforcement training on local, state and federal COVID-19 guidelines to the City's Fire and Police Departments.



on FFCRA



4. Team Lead Reports





1. Health Focus

Hector I. Ocaranza, M.D.

COVID-19 in our community



- Positive cases are now stable with day-to-day variation
- New cases per capita plateaued between 53 57 cases per 100, about 14 days
- Positivity rate continues at around 10%
- Testing demand low, has seen increased because of School-based rapid testing
- About 900,000 tests performed



- Rate of Asymptomatic patients about 16%
- Hospitalizations (7-day rolling avg) plateaued at 400 -450/day
- 1 out of 3 hospitalized patients requiring ICU care
- Currently our TSA area COVID Hospitalization stable between 17-19%

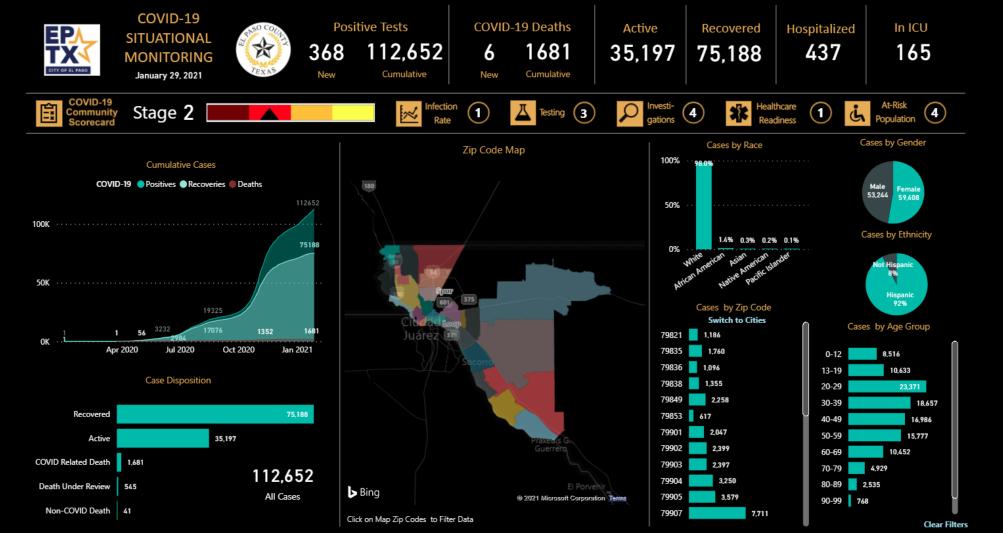


- Positive Cases plateaued
- Hospitalizations remain stable without a significant increase
- Prevention is the key while vaccine is rolled out
- Need to encourage people to get tested











Three important Variants of Concern:

◆UK (B.1.1.7)
◆Southafrica (B1.351)
◆Brazil (P.1)

Variants are more infectious

- NOT producing more severe disease
- Important mutations on Spike Protein



- Surveillance done by CDC and State labs
- To avoid infection: Mask (may use double), Distancing and Hygiene
- Vaccine still effective
- Travel Restrictions imposed at federal level





- Two manufacturers approved and 1 more on Phase 3 Trials.
- Interval for second-dose slightly different but still effective if timing of second dose is longer that recommended
- Current vaccines still confer protection against new variants







- Severe reactions (anaphylaxis) not common
- Vaccine important protection and indicated for persons with pre-existing medical conditions.
- Pregnant and breastfeeding mothers may receive the vaccine if at-risk





EL PASO CORONAVIRUS ANTIBODIES SURVEILLANCE SURVEY (ELPCASS)



- COVID-19 pandemic
- Limited assessment of infection
- Role of Asymptomatic
- Immune response

To find out how many El Pasoans have truly been infected with the coronavirus, the cause of COVID-19.







• Primary

Estimate the risk of SARS-CoV-2 infection in the population of El Paso

Secondary

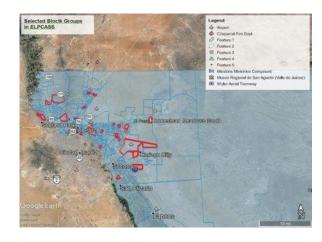
Determine whether the prevalence of SARS-CoV-2 infection varies over time, and age, gender, Hispanic ethnicity, and industry/occupation.

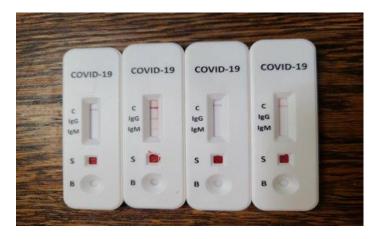


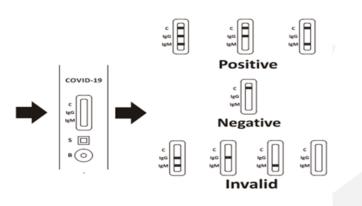




- Cross-sectional weekly survey of randomly selected residents of El Paso
- Involves Two parts:
 - 1. Interview (pen/paper)
 - 2. A serologic LFA test (capillary blood sample)

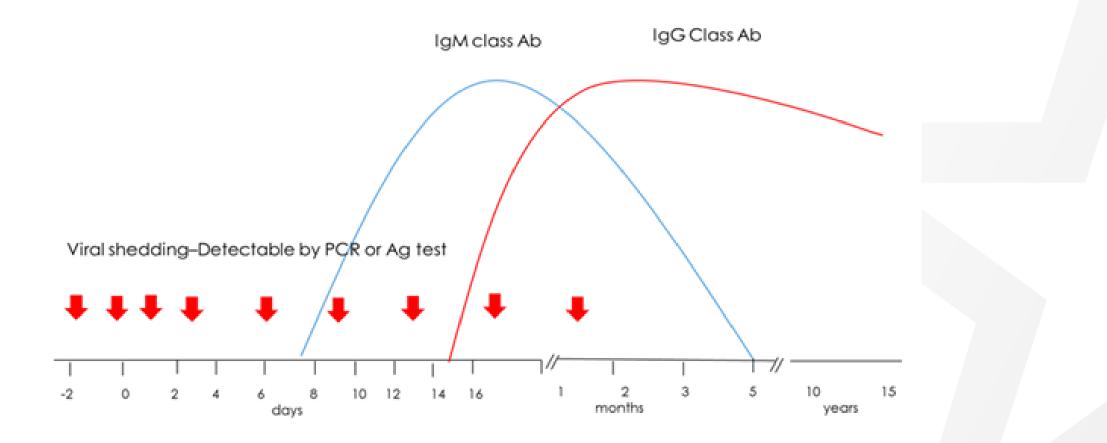








BIOMARKERS OF SARS-COV-2 INFECTION







- 197 Interviews completed
- There were considerable variations in infection risk by age, Hispanic ethnicity, and education.
- Those with High School or less were 1.9 times more likely to be infected
- On Behaviors: 38% respondents left home ≥5 times
- Learned that Infection Fatality Ratio (IFR) is less than 1% while Case Fatality Ratio (CFR) was 2%

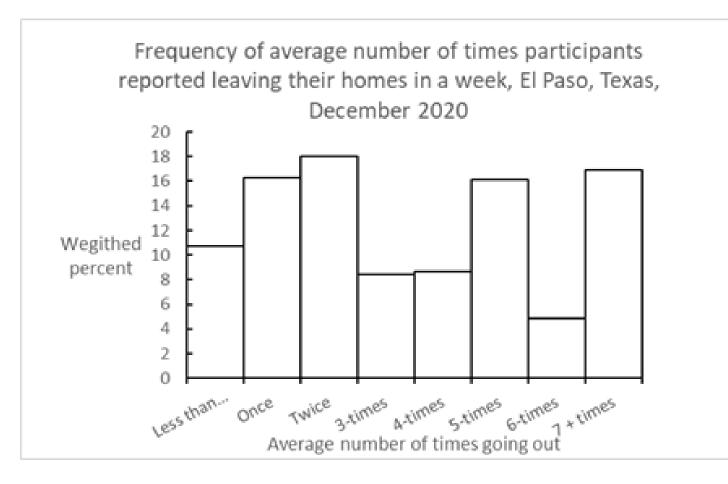




- As of December 2020, there were >90,000 reported cases and Based on results, there were approximately 155,000 infected
- Cumulative incidence of SARS-CoV-2 infection was 18.5% (36 positive test/197 tested)(95% CI: 9.6% 27.4%).
- Recent Infection (within 3 months) (IgM) 9.5%
- More than 3 months (IgG without IgM) 8.9%
- Adjustment for imperfect Se and Sp 17.6%≈ 18.5%
- One third of those positive results reported no symptoms



Behaviors







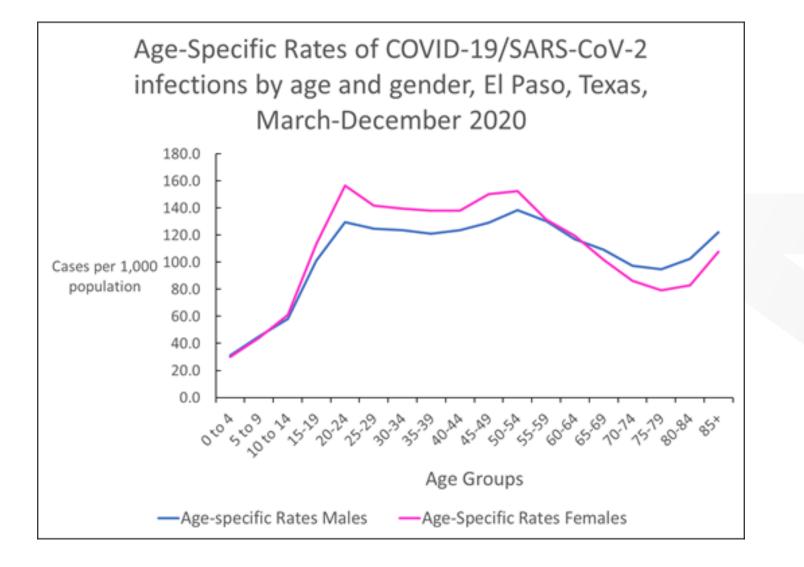


- Hispanics found to have 2.9-times the risk of COVID-19 infection
- 21 times Excess Risk of death when people are older than 65 yrs of age and having Diabetes.
- Indirect relation between education level and risk of infection
- Found a direct relation between morbidity and poverty level













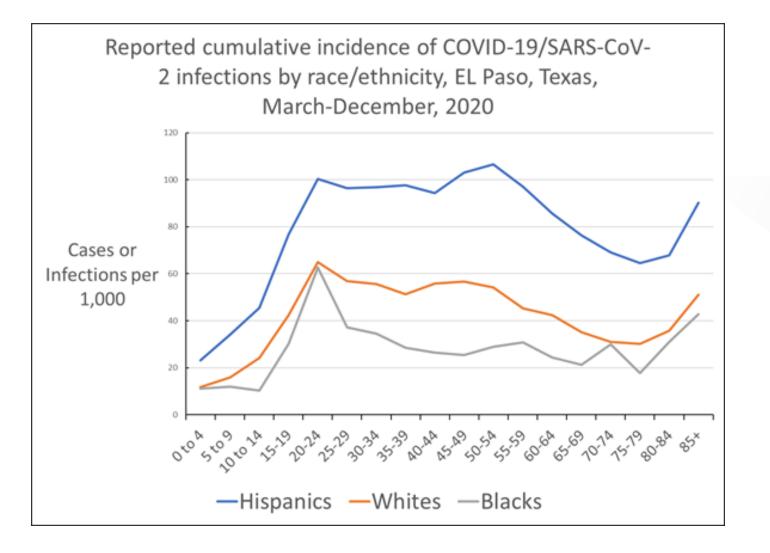






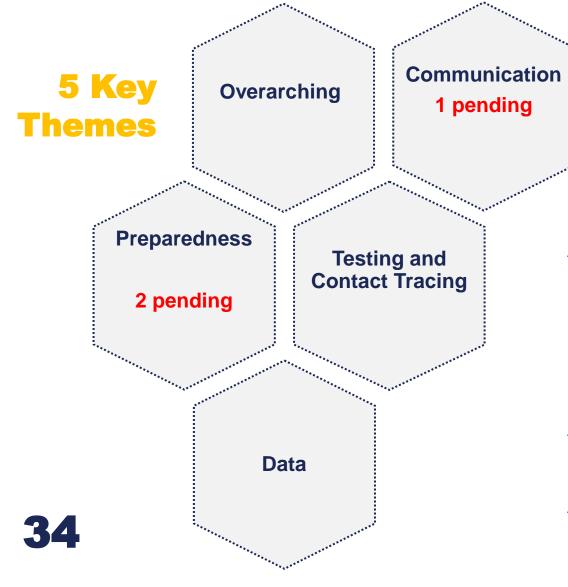
Table 2. Modification of the effect of diabetes mentioned in death certificate by age on the rate of mortality from COVID-29, El Paso, Texas 2020

Age Groups —	Diabetes					
	No		Yes			
	Deaths	Population	Deaths	Population		
Age						
20-64	267	450,328	243	33,896		
MRR (95% CI)	1 (Referent)		12.1 (10.2, 14.4)			
			P <0.000001			
65+	181	55,848	1,109	49,327		
MRR (95% CI)	5.5 (4.5, 6.6)		37.9 (33.2, 43.3)			
	P <0.000001		<i>P</i> <0.000001			

RERI (95% CI) For 65+ years with diabetes=37.9 – 12.1 – 5.5 + 1= 21.4 (17.9, 25.5).

El Paso United COVID-19 Transition Task Force Recommendations Recap

Recommendations Recap



28 Total Recommendations

- Comprehensive Update Provided: 1.5.21
 - 18 short term- COMPLETE
 - 10 mid & long term 7 COMPLETE + 3 Pending

<u>Communication #9</u>: For accountability, to facilitate learning, and to document effort, the city/county, collaborating with public/private partners, should provide an **after-action report** that details COVID-19 communication activities (the implementation of this recommendation may extend beyond 18 months given the unpredictable nature of the current pandemic)

<u>Preparedness #6</u>: Develop a model for public health organization & strategic plan for **future public health emergencies**

<u>Preparedness #7</u>: Invest in **ongoing** population health and behavioral change research, resources, and interventions



2. Vaccination Update

Angela Mora

43



3rd. U.S. Vaccine - Johnson & Johnson/Janssen's COVID-19 vaccine

- If data from 3rd phase of clinical trials shows it works and is safe application submission to FDA – then to ACIP
- Single dose
- Viral vector technology
- 45,000 clinical trial participants
- Age 18 to over 65

Vaccination Update Continued

- Preliminary findings good immune response, sustained immunity
- Predictable side effects fatigue, fever, headache, muscle aches
- Contractual 12 million doses by end of Feb 2021
- Effectiveness and efficacy –66%, 85% severe disease
- Oxford-AstraZeneca Covid-19 Phase 3 of clinical trials in the US, potential EUA in early April



<u>Moderna – current >18 years</u>

- Next down to 12 years of age
- Slow start 3,000 goal, 800 enrolled/recruited
- Projected timeline late 2021
- Ages 1-11 last group
- Projected timeline 2022



Pfizer – current >16 years

- Ages 12-15
- 2259 fully enrolled closed
- Timeline TBD



- Efficacy = how well it works in clinical trials
- Following two doses of mRNA COVID-19 vaccine
- Pfizer-BioNTech: 95.0% [95% CI: 90.3%, 97.6%].
- Moderna: 94.1% [95% CI: 89.3%, 96.8%].
- Limited data are currently available regarding the efficacy of a single dose
- Johnson & Johnson 66%, 85% severe disease following 1 dose

Second Dose Administration

- Moderna 28 days apart
- Pfizer 21 days apart
- CDC's recommendation 2nd dose as close to as possible
- 3 weeks, Pfizer-BioNTech
- 1 month, Moderna
- CDC's updated guidance 1/21 allows 2nd dose up to 6 weeks (42 days) after the first if it is not feasible
- CDC is not advocating for delay
- Data from clinical trials support this range

Vaccination Efforts in Cd. Juarez

- Pfizer vaccine 2 dose
- Transported and secured by Mexican Army
- Phase 1 group 1a public hospitals
- 2 week-long efforts
- Tight eligibility controls
- Dispensed by locals after eligibility confirmation by military
- Exhausted vaccines total vaccinated 7081



Administrating Source	Facility Type	Facility Type	Facility Type	Facility Type	Facility Type	Total Vaccinated
	SNF	ALF	Foster & Host Home	Hospice	Intellectual	As of 1/29
DPH	0	21	0	0	0	527 1 st dose 340 2nd
DSHS	2	5	0	0	0	166 1 st dose
Fire	0	0	44	0	0	241
Pharmacy	15	14	0	0	0	TBD
Pending	4	4	35	20	14	
Total	21	44	79	20	14	717 1 st dose 340 2 nd dose



- Continue DSHS-City taskforce efforts
- Continue Fire deployment team
- Focus vaccinate first 165 facilities
- Vaccine resources
- Identify next golden age facilities/groups

Mission

Deliver exceptional services to support a high quality of life and place for our community



Integrity, Respect, Excellence, Accountability, People

Vision

Develop a vibrant regional economy, safe and beautiful neighborhoods and exceptional recreational, cultural and educational opportunities powered by a high performing government



Thank you!



Legislation Text

File #: 21-148, Version: 2

CITY OF EL PASO, TEXAS AGENDA ITEM SUMMARY FORM

All Districts

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

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 on an Emergency Ordinance re-enacting Emergency Ordinance No. 019035 extending a Disaster Declaration due to a Public Health Emergency.

BACKGROUND / DISCUSSION:

Discussion of the what, why, where, when, and how to enable Council to have reasonably complete description of he 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?

Click or tap here to enter text.

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one? Click or tap here to enter text.

AMOUNT AND SOURCE OF FUNDING:

How will this item be funded? Has the item been budgeted? If so, identify funding source by amount numbers and description of account. Does it require a budget transfer? Click or tap here to enter text.

Department Head: If Agenda Item Summary Form is initiated by Purchasing, client department should sign also

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

DEPARTMENT: Fire Department

AGENDA DATE: February 1, 2021

CONTACT PERSON NAME AND PHONE NUMBER: Mario M. D'Agostino, Fire Chief (915) 212-5605

DISTRICT(S) AFFECTED: All Districts

STRATEGIC GOAL: Goal 6. Set the standard for sound governance and fiscal management. **SUBGOAL:** 6.8 Support transparent and inclusive government.

SUBJECT:

Discussion and action on an Emergency Ordinance re-enacting Emergency Ordinance No. 019035 extending a Disaster Declaration due to a Public Health Emergency.

BACKGROUND / DISCUSSION:

Emergency Ordinance No. 019125 which re-enacts Emergency Ordinance No. 019035 is set to expire on February 4, 2021.

PRIOR COUNCIL ACTION:

Since March 2020, El Paso City Council has re-enacted Emergency Ordinance No. 019035 monthly, with the most recent extension taking place on January 5, 2021.

AMOUNT AND SOURCE OF FUNDING:

None.

DEPARTMENT HEAD:

AN EMERGENCY ORDINANCE RE-ENACTING EMERGENCY ORDINANCE NO. 019035 EXTENDING A DISASTER DECLARATION DUE TO A PUBLIC HEALTH EMERGENCY

WHEREAS, on March 13, 2020, the Governor of the State of Texas declared a state of disaster and the President of the United States of America declared a national emergency in relation to COVID-19; and

WHEREAS, on March 13, 2020, the Mayor signed a Local Emergency Declaration and requested the aid of the State Government pursuant to Texas Government Code Section 418.108; and

WHEREAS, pursuant to El Paso City Code Section 2.48.020(C), a local state of disaster declaration may not be continued or renewed for a period in excess of seven days except by or with the consent of City Council; 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, on March 17, 2020, the City Council adopted Emergency Ordinance No. 019035, Extending a Disaster Declaration Due to a Public Health Emergency; and

WHEREAS, since March 2020, El Paso City Council has re-enacted Emergency Ordinance No. 019035 monthly, with the most recent extension taking place on January 5, 2021; and

WHEREAS, on January 5, 2021, Governor Abbott similarly renewed the State's COVID-19 Disaster Declaration; and

WHEREAS, on December 3, 2020, the CDC Director predicted and the U.S. Surgeon General agreed that the next few months, specifically December, January and February, "are going to be the most difficult time in the public history of this nation"; and

WHEREAS, the number of COVID-19 active cases in El Paso is over 35,422; and

WHEREAS, El Paso is currently considered to be in an area with high hospitalizations according to Governor Abbott's Executive Order GA-32; 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, Emergency Ordinance No. 019125 which re-enacts Emergency Ordinance No. 019035 is set to expire on February 4, 2021; and

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

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

- 1. That the state of disaster proclaimed for the City of El Paso by the Mayor on March 13, 2020, and extended by Emergency Ordinance No. 019035, 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.

PASSED AND ADOPTED, this ____ day of February, 2021.

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, Fire Chief El Paso Fire Department



Legislation Text

File #: 21-149, Version: 2

CITY OF EL PASO, TEXAS AGENDA ITEM SUMMARY FORM

All Districts

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

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 on an Emergency Ordinance re-enacting Emergency Ordinance No. 019036, as restated and amended by Emergency Ordinance No. 019115, and further amended by Emergency Ordinance Numbers 019118 and 019126; penalty as provided in Section 8.

BACKGROUND / DISCUSSION:

Discussion of the what, why, where, when, and how to enable Council to have reasonably complete description of he 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? Click or tap here to enter text.

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one? Click or tap here to enter text.

AMOUNT AND SOURCE OF FUNDING:

How will this item be funded? Has the item been budgeted? If so, identify funding source by amount numbers and description of account. Does it require a budget transfer? Click or tap here to enter text.

Department Head: If Agenda Item Summary Form is initiated by Purchasing, client department should sign also

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

DEPARTMENT: Fire Department

AGENDA DATE: February 1, 2021

CONTACT PERSON NAME AND PHONE NUMBER: Mario M. D'Agostino, Fire Chief (915) 212-5605

DISTRICT(S) AFFECTED: All Districts

STRATEGIC GOAL: Goal 6. Set the standard for sound governance and fiscal management. **SUBGOAL:** 6.8 Support transparent and inclusive government.

SUBJECT:

Discussion and action on an Emergency Ordinance re-enacting Emergency Ordinance No. 019036, as restated and amended by Emergency Ordinance No. 019115, and further amended by Emergency Ordinance Numbers 019118 and 019126; penalty as provided in Section 8.

BACKGROUND / DISCUSSION:

The City Council desires to re-enact Emergency Ordinance No. 019036, as restated and amended on November 9, 2020 (Emergency Ordinance No. 019115) and amended on November 23, 2020 (Emergency Ordinance No. 019118), and January 5, 2021 (Emergency Ordinance No. 019126) which shall remain in effect for thirty days or until otherwise terminated, re-enacted, or superseded by a conflicting El Paso Local Health Authority order, or state or federal law or order.

PRIOR COUNCIL ACTION:

Since March 2020, City Council has re-enacted Emergency Ordinance No. 019036 monthly, with the most recent re-enactment and amendment taking place on January 5, 2021.

AMOUNT AND SOURCE OF FUNDING:

N/A

DEPARTMENT HEAD:

Mar

AN EMERGENCY ORDINANCE RE-ENACTING EMERGENCY ORDINANCE NO. 019036, AS RESTATED AND AMENDED BY EMERGENCY ORDINANCE NO. 019115, AND FURTHER AMENDED BY EMERGENCY ORDINANCE NUMBERS 019118 AND 019126; PENALTY AS PROVIDED IN SECTION 8

WHEREAS, on March 13, 2020, the Governor of the State of Texas declared a state of disaster and the President of the United States of America declared a national emergency in relation to COVID-19; and

WHEREAS, by proclamation issued on March 13, 2020, the Mayor declared a local state of disaster for the City of El Paso resulting from a public health emergency; and

WHEREAS, on March 17, 2020, the City Council, pursuant to City Charter Section 3.10, adopted Emergency Ordinance No. 019036 to meet a public emergency affecting, life, health, property or the public peace; and

WHEREAS, since March 2020, City Council has re-enacted Emergency Ordinance No. 019036 monthly, with the most recent re-enactment and amendment taking place on January 5, 2021; 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 if the emergency still exists; and

WHEREAS, a disaster continues to exist and requires that certain emergency measures be taken to meet a public emergency affecting life, health, property or the public peace; and

WHEREAS, the City Council desires to re-enact Emergency Ordinance No. 019036, as restated and amended on November 9, 2020 (Emergency Ordinance No. 019115) and amended on November 23, 2020 (Emergency Ordinance No. 019118), and January 5, 2021 (Emergency Ordinance No. 019126) which shall remain in effect for thirty days or until otherwise terminated, re-enacted, or superseded by a conflicting El Paso Local Health Authority order, or state or federal law or order.

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

1. Emergency Ordinance No. 019036, as restated and amended by Emergency Ordinance No. 019115, and further amended by Emergency Ordinance Nos. 019118, and 019126, penalty as provided in Section 8, is hereby re-enacted and shall remain in full force and effect and continue for thirty (30) days unless re-enacted in accordance with Charter Section 3.10 or until terminated by the City Council, whichever is sooner.

Ordinance No._____

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, pursuant to City Charter Section 3.10.

PASSED AND ADOPTED, this ____ day of February, 2021.

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:

Mariø M. D'Agostino, Fire Chief El Paso Fire Department

Ordinance No._____



Legislation Text

File #: 21-158, Version: 1

CITY OF EL PASO, TEXAS AGENDA ITEM SUMMARY FORM

All Districts

Capital Improvement Department, Sam Rodriguez, (915) 212-0065

PUBLIC HEARING DATE: Click or tap to enter a date.

STRATEGIC GOAL:

Choose an item.

<u>SUBGOAL</u>: Choose an item.

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 on an Emergency Ordinance re-enacting Emergency Ordinance 019091, as amended by Emergency Ordinance No. 019119; Penalty as provided in Section 6.

BACKGROUND / DISCUSSION:

Discussion of the what, why, where, when, and how to enable Council to have reasonably complete description of he 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?

Click or tap here to enter text.

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one? Click or tap here to enter text.

AMOUNT AND SOURCE OF FUNDING:

How will this item be funded? Has the item been budgeted? If so, identify funding source by amount numbers and description of account. Does it require a budget transfer? Click or tap here to enter text.

63

File #: 21-158, Version: 1

Department Head:

If Agenda Item Summary Form is initiated by Purchasing, client department should sign also

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

DEPARTMENT:	Capital Improvement Department
AGENDA DATE:	February 1, 2021
CONTACT PERSON/PHONE:	Sam Rodriguez, P.E., City Engineer, 212-0065
DISTRICT(S) AFFECTED:	All Districts
STRATEGIC GOAL:	Goal 6. Set the standard for sound governance and fiscal management

SUBJECT:

Discussion and action on an Emergency Ordinance re-enacting Emergency Ordinance 019091, as amended by Emergency Ordinance No. 019119; Penalty as provided in Section 6.

BACKGROUND / DISCUSSION:

This item is to support restaurants and similar establishments in their efforts to safely operate during the COVID-19 pandemic by further facilitating outdoor service and dining opportunities. To achieve this, this item would reenact Emergency Ordinance 019091 for 30 days to continue the suspension of various sections of the El Paso City Code to facilitate temporary uses on the public right of way and private property and continue the pilot program.

PRIOR COUNCIL ACTION:

March 13, 2020, the Mayor declared a local state of disaster for the City of El Paso resulting from a public health emergency.

March 17, 2020, El Paso City Council adopted Emergency Ordinance No. 019035 extending the City's Disaster Declaration due to a Public Health Emergency. Also on, March 17, 2020, El Paso City Council re-enacted its Emergency Ordinance extending the City's Disaster Declaration monthly, with the most recent extension taking place on August 31, 2020.

August 31, 2020, El Paso City Council adopted Emergency Ordinance No. 019091, which suspended various sections of the El Paso City Code to facilitate temporary uses on the public right of way and private property and established a pilot program.

September 28, 2020, El Paso City Council enacted an Emergency Ordinance Re-Enacting Emergency Ordinance No. 019091.

October 27, 2020, El Paso City Council enacted an Emergency Ordinance Re-Enacting Emergency Ordinance No. 019091. Also, City Council approved increasing the fine for all emergency directive violations from \$500 to \$1,000.

November 23, 2020, El Paso City Council enacted an Emergency Ordinance Re-Enacting Emergency Ordinance 019091, which included the amendment to increase the fine to \$1,000 (Ordinance No. 019119).

December 14, 2020, and January 5, 2021, El Paso City Council enacted an Emergency Ordinance Re-Enacting Emergency Ordinance No. 019091.

AMOUNT AND SOURCE OF FUNDING:

N/A

BOARD / COMMISSION ACTION:

N/A

DEPARTMENT HEAD:

Samuel Rodriguez

AN EMERGENCY ORDINANCE RE-ENACTING EMERGENCY ORDINANCE NO. 019091, AS AMENDED BY EMERGENCY ORDINANCE NO. 019119; PENALTY AS PROVIDED IN SECTION 6

WHEREAS, on March 13, 2020, the Governor of the State of Texas declared a state of disaster and the President of the United States of America declared a national emergency in relation to COVID-19; and

WHEREAS, by proclamation issued on March 13, 2020, the Mayor declared a local state of disaster for the City of El Paso resulting from a public health emergency; and

WHEREAS, on March 17, 2020, El Paso City Council adopted Emergency Ordinance No. 019035 extending the City's Disaster Declaration due to a Public Health Emergency; and

WHEREAS, since March 2020, El Paso City Council has re-enacted Emergency Ordinance No. 019035 monthly basis; and

WHEREAS, Governor Abbott similarly renewed the State's COVID-19 Disaster Declaration; and

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

WHEREAS, the El Paso City Council desires to support restaurants and similar establishments in their efforts to safely operate during the COVID-19 pandemic by further facilitating outdoor service and dining opportunities; and

WHEREAS, on August 31, 2020, City Council enacted an Emergency Ordinance Instituting Emergency Measures to Allow Temporary Uses on the Public Right of Way and Private Property by Suspending Various City Ordinances ("Emergency Ordinance No. 019091"); and

WHEREAS, City Council has re-enacted Emergency Ordinance Re-Enacting Emergency Ordinance No. 019091 each month, with the most recent re-enaction taking place on January 5, 2021 (Ord. No. 019127) ("Re-enacting Ordinance"); 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 if the emergency still exists; and

WHEREAS, a disaster continues to exist and requires that certain emergency measures be taken to meet a public emergency affecting life, health, property or the public peace; and

WHEREAS, the City Council desires to re-enact its August 31, 2020, Emergency Ordinance No. 019091, as amended by Emergency Ordinance No. 019119, which shall take effect immediately, and remain in effect until March 3, 2021, or until otherwise terminated, re-enacted, or superseded by a conflicting El Paso Local Health Authority order, or state or federal law or order.

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

- 1. That Emergency Ordinance No. 019091 is re-enacted and shall remain in full force and continue for thirty (30) days unless re-enacted in accordance with City Charter Section 3.10 or until terminated by the 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.

PASSED AND ADOPTED, this _____day of _____, 2021.

THE CITY OF EL PASO, TEXAS:

Oscar Leeser Mayor of the City of El Paso

ATTEST:

Laura D. Prine City Clerk

APPROVED AS TO FORM:

Karla M. Nieman City Attorney

APPROVED AS TO CONTENT:

Samuel Rodriguez, P.E.

City Engineer



Sun City Safe [streets][business][foodcourt]





Sun City Safe Program:

- 1. Program Summary
- 2. Prototypes to pilot program
- 3. Program Updates

Strategic Goals:

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

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

Goal 6: *Set the standard for sound governance and fiscal management*

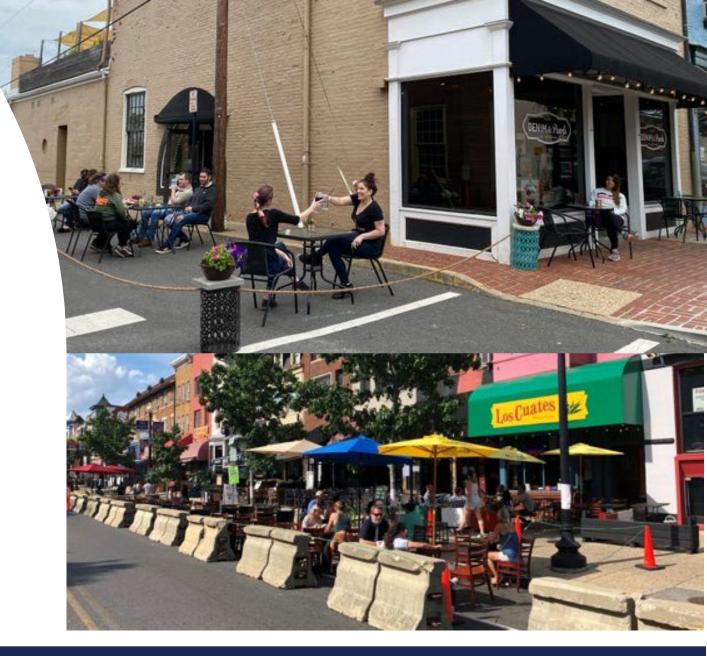






Proposed Pilot Program:

- Aligns with emergency order duration time, with sunset date or possible extension to be determined
- All eligible streets have been identified by CID planning and S&M that meet criteria
- All private properties may apply for inclusion
- All spaces proposed for public use need to submit for an application, whether private or publicly owned.











• [Streets]: Addressing any use of ROW for safe distancing practices; partial street closure + traffic lane reduction + more sidewalk space = shared streets.



 [Business]: Addressing any use of outdoor space within a private property for a business to offer for safe distancing practices;
 reduced parking requirements + outdoor seating = increased capacity



 [Food Court]: Addressing use of joint outdoor space for multiple restaurants or food trucks to offer their patrons;

closed ROW/shared parking lots + shared outdoor seating = shared increased capacity







- [Streets]: Use of ROW for safe distancing practices for private property owners:
 - Ped-Way (Pedestrian lane) for recreational use, pedestrian or bicycling commuting
 - **ROW Cafe** for businesses to offer additional space for their patrons outside their establishment for a partial street closure of a block
 - Parking-parklets for businesses to use on-street parking spaces for additional outside space for patrons







- **[Business]**: Providing additional use of outdoor space within a private property for business owners
 - Off-street surface or garage parking within their properties for:
 - Additional dining space
 - Queuing for pick-up







- [Food Court]: Providing use of joint outdoor space for multiple restaurants or food trucks to offer their patrons
 - Consolidated location on a partial street closure (on ROW)
 - Consolidated location on a shared off-street parking lot (within private property)

Sun City Safe Program Summary:



- Sun City Safe program is coordinated as an expedited permit type in response to COVID 19:
 - Pilot process coordinated with multiple user departments
- City Pilot Prototypes are to test-run initiative and finalize application and administrative process:
 - Ped-lane on Campbell Street (between 3rd st. and 6th st.)
 - ROW Café on Stanton (between Mills and Texas)
- Language in emergency order included to launch Pilot Sun City Safe Program throughout city .
- Coordination with Economic Development to identify funding and economic assistance for applicants was secured through CARES Act, to purchase traffic control inventory.







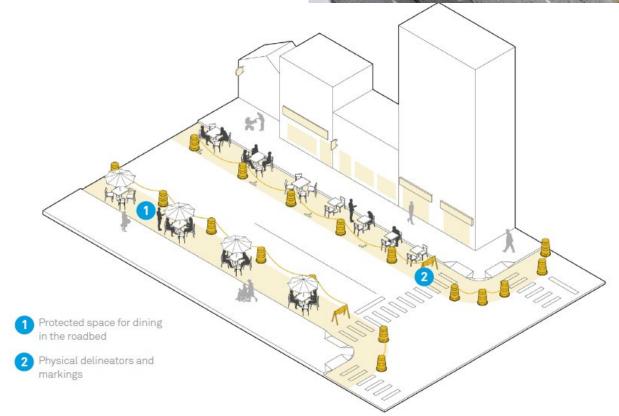


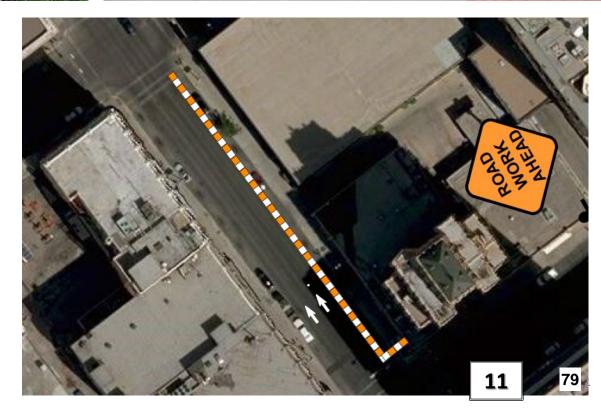
Prototypes

Prototype 1: ROW Cafe





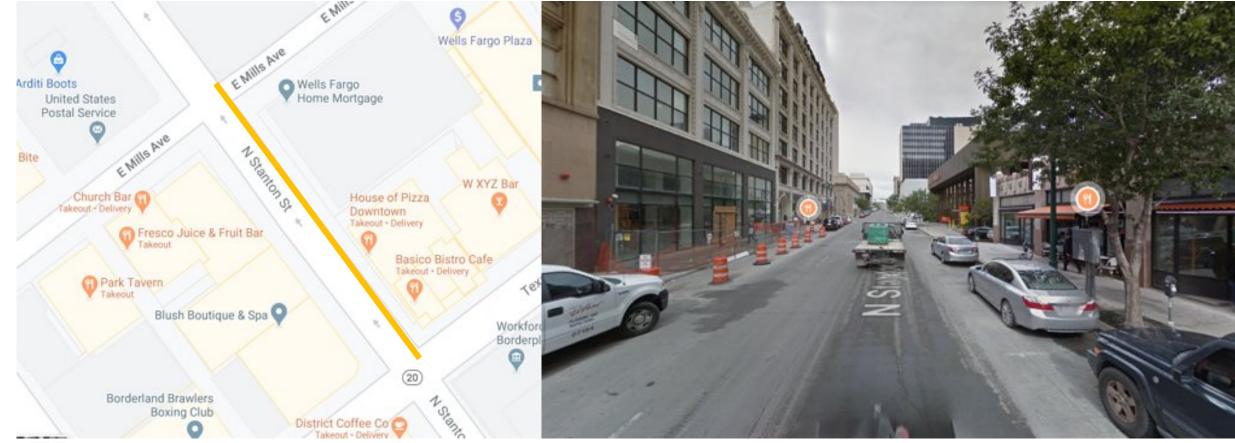




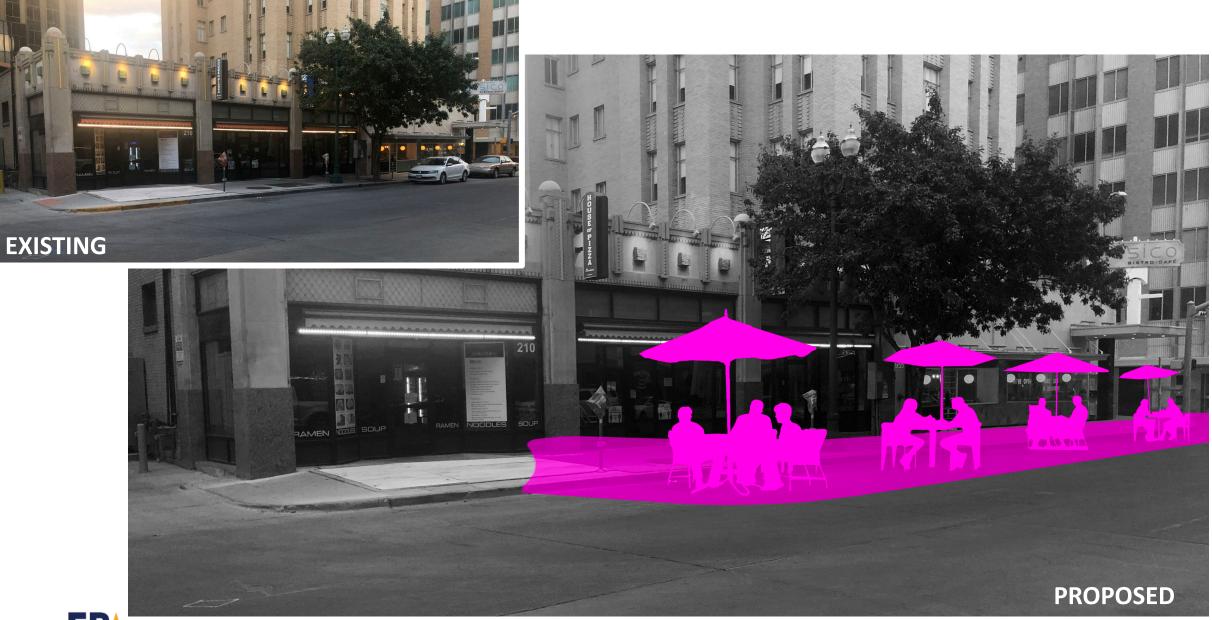
R.O.W Cafe:

Stanton; between Mills and Texas

• Street lane closed off to serve as space for outdoor seating







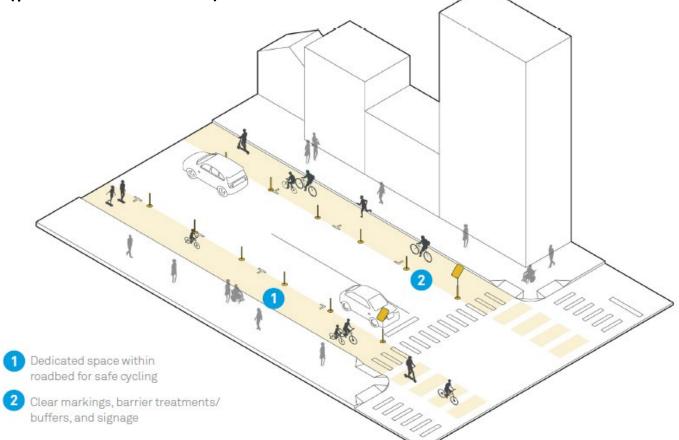




Prototypes

Prototype 2: Ped-way (pedestrian lanes)



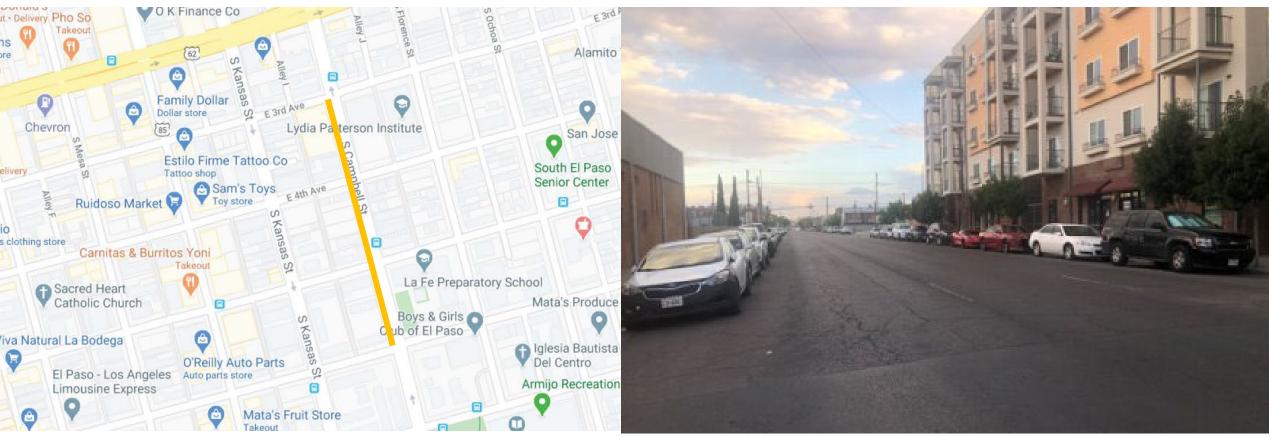






Ped-Way: Campbell; between 3rd and 6th

• Lane closed off for added outdoor space for commuting and physical activity

















Sun City Safe Program Website:

PROGRAM GUIDELINES AND ELIGIBILITY DOCUMENTS

- Program & Design Guidelines
- Approved Emergency Order
- Location Eligibility Criteria
- Traffic Control Plan Templates
- Program Overview Presentation

COEP + Home + Planning and Inspections + Sun City Safe Pilot Program

HOME APPLICATIONS BUSINESS LICENSING CITIZEN ACCESS PORTAL INTERACTIVE MAPS ONE STOP SHOP SUN CITY SAFE PILOT PROGRAM PLANNING DIVISIONS INFILL TELECOMMUNICATION FACILITIES SPECIAL EVENTS FLOOD ZONES PLAN EL PASO SHARED USE MOBILITY DEVICES HISTORIC PRESERVATION CONTACT US

NING AND INSPECTIO

SUN CITY SAFE PILOT PROGRAM

CITY OF EL PASO SUN CITY SAFE PROGRAM

Approved August 31st, 2020

Welcome to the City of El Paso Sun City Safe Pilot Program! The Sun City Safe program is set up under the Pledge to Safety umbrella in the City's emergency COVID19 response and safety orders. It is part of the City's commitment to helping the local community by promoting the safe operations of businesses, as well as providing relief from quarantine stress by offering usable outdoor space for increasing capacity, exercise and commuting space for residents. For the duration of the emergency orders, the pilot program will allow in its different permit types, the use of the Right-Of-Way, or designated off-street parking space, for the use of the community to safely exercise, commute, or patronize local businesses.

PROGRAM OVERVIEW

The Sun City Safe Program offers three main permit types, to fit different models of outdoor use for patrons and residents throughout the City.

The program will allow applicants to obtain a permit to use the Right-Of-Way or the parking lots on their property for safe outdoor use of either extensions of their businesses, or as added exercise, recreational or commuting space. The Permit is at no cost, and the City offers traffic control inventory to set up on the ROW for safe deployment of the different program permit types. Depending on their location, permit types allow for the following:

SAFE STREETS

"Safe Streets" means the occupation of a portion of the public right of way that is currently used as on-street parking and/or automobile traffic that shall be utilized for additional outdoor public space. This space shall be used for the following purposes:

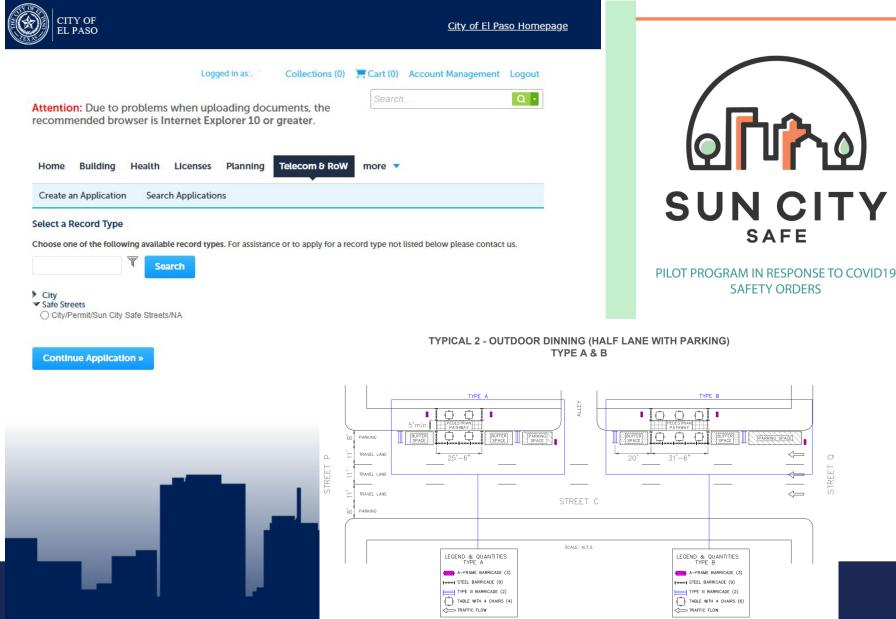
http://www.elpasotexas.gov/planning-and-inspections/sun-city-safe-pilot-program



Pre-packaged Online application Process:

- Application through OSS:
 - Free / No permit fee
 - Meet pre-eligibilty • criteria for TCP template implementation
 - Indemnification • waiver and insurance when applicable
 - Templates provided to allow for expedited review time
 - Additional • documentation per program use





 $\langle -$

Updates on Sun City Safe Program



Inventory & Applications

- Sourced in-house
- Allow for repeated use and expedited process
- Additional inventory will be deployed for other applications as they are processed and approved
 - To date, no applications have been received or processed

Prototypes

 Two prototypes were deployed by Streets & Maintenance on Nov. 30th and were removed during the week of January 25th.

Outreach

- On-going efforts to inform public about program
- Increase awareness for those who may like to participate





Legislation Text

File #: 21-145, Version: 1

CITY OF EL PASO, TEXAS AGENDA ITEM SUMMARY FORM

All Districts

Community & Human Development, Nicole Ferrini, (915) 212-1659

PUBLIC HEARING DATE: Click or tap to enter a date.

STRATEGIC GOAL:

Choose an item.

<u>SUBGOAL</u>: Choose an item.

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.

Annual update to Mayor and Council from the Fair Housing Task Force.

BACKGROUND / DISCUSSION:

Discussion of the what, why, where, when, and how to enable Council to have reasonably complete description of he 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? Click or tap here to enter text.

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one? Click or tap here to enter text.

AMOUNT AND SOURCE OF FUNDING:

How will this item be funded? Has the item been budgeted? If so, identify funding source by amount numbers and description of account. Does it require a budget transfer? Click or tap here to enter text.

Department Head:

File #: 21-145, Version: 1

If Agenda Item Summary Form is initiated by Purchasing, client department should sign also

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

DEPARTMENT:	Community and Human Development
AGENDA DATE:	February 1, 2021
CONTACT PERSON/PHONE:	Nicole Ferrini, Chief Resilience Officer, 212-1659, <u>ferrininm@elpasotexas.gov</u>
DISTRICT(S) AFFECTED:	All Districts

SUBJECT: Annual update to Mayor and Council from the Fair Housing Task Force.

BACKGROUND / DISCUSSION:

To provide Mayor and Council an update on the previous year's work of the Fair Housing Task Force and provide information on the work to be undertaken in the coming year.

PRIOR COUNCIL ACTION:

N/A

AMOUNT AND SOURCE OF FUNDING; N/A

BOARD / COMMISSION ACTION:

N/A

LEGAL: (if required)

FINANCE: (if required)

DEPARTMENT HEAD:

Mar<u>k Weber</u> for Nicole Ferrini, Chief Resilience Officer

APPROVED FOR AGENDA:

CITY MANAGER:

DATE: _____



Legislation Text

File #: 21-142, Version: 1

CITY OF EL PASO, TEXAS AGENDA ITEM SUMMARY FORM

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

PUBLIC HEARING DATE: Click or tap to enter a date.

STRATEGIC GOAL:

Choose an item.

<u>SUBGOAL</u>: Choose an item.

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.

Winn Road - ROW - Five Star Development; Matter No. 19-1004-929 (551.071)

BACKGROUND / DISCUSSION:

Discussion of the what, why, where, when, and how to enable Council to have reasonably complete description of he 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? Click or tap here to enter text.

<u>PRIOR COUNCIL ACTION:</u> Has the Council previously considered this item or a closely related one? Click or tap here to enter text.

AMOUNT AND SOURCE OF FUNDING:

How will this item be funded? Has the item been budgeted? If so, identify funding source by amount numbers and description of account. Does it require a budget transfer? Click or tap here to enter text.

Department Head: If Agenda Item Summary Form is initiated by Purchasing, client department should sign also



Legislation Text

File #: 21-169, Version: 2

CITY OF EL PASO, TEXAS AGENDA ITEM SUMMARY FORM

City Attorney's Office, Karla M. Nieman, (915) 212-0033 City Manager's Office, Robert Cortinas, (915) 212-1067

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 of City of El Paso Furlough Policy and Employee Reassignment Options and Duties. (551.071) (551.074)

BACKGROUND / DISCUSSION:

Discussion of the what, why, where, when, and how to enable Council to have reasonably complete description of he 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? Click or tap here to enter text.

PRIOR COUNCIL ACTION:

Has the Council previously considered this item or a closely related one? Click or tap here to enter text.

AMOUNT AND SOURCE OF FUNDING:

How will this item be funded? Has the item been budgeted? If so, identify funding source by amount numbers and description of account. Does it require a budget transfer? Click or tap here to enter text.

Department Head: If Agenda Item Summary Form is initiated by Purchasing, client department should sign also