

Oscar Leeser
Mayor

Tommy Gonzalez
City Manager



CITY COUNCIL
Peter Svarzbein, District 1
Alexandra Anello, 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

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

**May 24, 2021
9:05 AM**

**Teleconference phone number 1-915-213-4096
Toll free number: 1-833-664-9267
Conference ID: 135-331-313#**

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 May 24, 2021 at 9:05 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 the corresponding Conference ID: 135-331-313#

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:

<https://www.elpasotexas.gov/city-clerk/meetings/city-council-meetings>
and
http://legacy.elpasotexas.gov/muni_clerk/Sign-Up-Form-Monday-Work-Session.php

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

Mayor Oscar Leeser and Representatives Peter Svarzbein, Alexandra 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. Discussion and action that the Mayor be authorized to sign, in counterpart originals in both English and Spanish, a Sister City Agreement between the City of El Paso, State of Texas, and the City of Chihuahua, State of Chihuahua. [21-578](#)

All Districts

Economic and International Development, Jessica Herrera, (915) 212-1624

2. Presentation and discussion by the COVID-19 Response + Recovery Cross-Functional Team providing information on key activities, efforts, and processes. [21-593](#)

1. Overview (Tommy Gonzalez)
2. City Attorney Overview (Karla Nieman)
 - a) State Disaster Declarations
 - b) Emergency Ordinances
 - c) City Attorney's Office COVID-19 Support
 - d) Legal Monitoring
3. CFT Operations (Chief Mario D'Agostino)
4. Team Lead Reports:
 1. Health Focus (Hector Ocaranza, M.D.)
 2. Vaccination Update (Angela Mora)
 3. Financial Focus (Robert Cortinas)
5. City Manager Wrap Up (Tommy Gonzalez)

All Districts

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

3. Discussion and action on an Emergency Ordinance re-enacting Emergency Ordinance No. 019035 extending a Disaster Declaration due to a Public Health Emergency. [21-595](#)

All Districts

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

4. Discussion and action on an Emergency Ordinance re-enacting and amending Emergency Ordinance No. 019036, as re-enacted, restated and amended by [21-596](#)

Emergency Ordinance No. 019151; and further amended by Emergency Ordinance No. 019169; penalty as provided in Section 8.

All Districts

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

5. Discussion and action on an Emergency Ordinance re-enacting Emergency Ordinance No. 019091, as amended by Emergency Ordinance No. 019119; Penalty as provided in Section 6. [21-569](#)

All Districts

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

6. For Notation Only: Formal Report of the Financial Oversight and Audit Committee meeting held on April 28, 2021. [21-573](#)

1. Discussion and Action on the Update to the City of El Paso Investment Policy.

- Motion made by Representative Lizarraga, seconded by Representative Salcido and approved by Representative Rivera, Representative Hernandez, Representative Lizarraga and Representative Salcido to bring the presentation to full City Council.

2. Discussion and Action on the City of El Paso Internal Audit Charter.

- Motion made by Representative Hernandez, seconded by Representative Lizarraga and approved by Representative Rivera, Representative Hernandez, Representative Lizarraga and Representative Salcido to approve the updated Charter.

3. Discussion and Action on Audit Plan Updates.

- Motion made by Representative Salcido, seconded by Representative Hernandez and approved by Representative Rivera, Representative Hernandez, Representative Lizarraga and Representative Salcido to accept the 2nd Quarter Update.

4. Discussion on Client Surveys.

5. Presentation by the City Attorney on the Financial Oversight Advisory Committee - Legislative Oversight Authority.

All Districts

Members of the City Council, Representative Henry Rivera, (915) 212-0007

7. Discussion, action and update regarding the City of El Paso's State Legislative Agenda for the 87th Texas Legislative Session and other State legislative matters. [21-592](#)

All Districts

City Manager's Office, Elizabeth Triggs, (915) 212-1619

EXECUTIVE SESSION

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, Aleksandra Anello, Cassandra Hernandez, Joe Molinar, Isabel Salcido, Claudia Rodriguez, Henry Rivera, and Cissy Lizarraga

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

Discussion and action on the following:

- EX1.** Claim of Fuller, Willie (21-1026-1158) (551.071) [21-588](#)
City Attorney's Office, Karla M. Nieman, (915) 212-0033
City Attorney's Office, Nicole J. Anchondo, (915) 212-0033
- EX2.** Discussion regarding the purchase of real property related to the El Paso Police Department Central Regional Command Center Project. (21-1004-1221) (551.072) [21-589](#)
Capital Improvement Department, Sam Rodriguez, (915) 212-1845
- EX3.** Economic Incentives for a Telecommunications Company located in the City of El Paso. (21-1007-2683) (551.071) (551.087) [21-590](#)
Economic and International Development, Jessica Herrera, (915) 212-0094

EX4. Status of pending negotiations for several Economic and International Development Department Projects in the City of El Paso. (20-1007-2670) (551.087) (551.071)

[21-591](#)

Economic and International Development, Jessica Herrera, (915) 212-0094

ADJOURN

NOTICE TO THE PUBLIC:

Sign Language interpreters are provided for regular City Council meetings.

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

<http://www.elpasotexas.gov/>



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 21-578, 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

Economic and International Development, Jessica Herrera, (915) 212-1624

AGENDA LANGUAGE:

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

Discussion and action that the Mayor be authorized to sign, in counterpart originals in both English and Spanish, a Sister City Agreement between the City of El Paso, State of Texas, and the City of Chihuahua, State of Chihuahua.

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

AGENDA DATE: May 24, 2021
PUBLIC HEARING DATE:

CONTACT PERSON(S) NAME AND PHONE NUMBER: Jessica Herrera (915) 212-1624

DISTRICT(S) AFFECTED: All Districts

STRATEGIC GOAL: Goal 1

SUBGOAL:

SUBJECT:

That the Mayor be authorized to sign, in counterpart originals in both English and Spanish, a Sister City Agreement between the City of El Paso, State of Texas, and the City of Chihuahua, State of Chihuahua Mexico.

BACKGROUND / DISCUSSION:

The City of Chihuahua, of the United Mexican States and the City of El Paso, of the State of Texas, of the United States of America, hereinafter referred to as "the Parties", considering the excellent relations of friendship and cooperation between both countries and the wish to strengthen the bond between the Parties. Interested in establishing a legal framework to carry out collaborative activities in the identified areas of common interest.

PRIOR COUNCIL ACTION:

On or about November 18, 2008, El Paso's City Council approved a Sister City Agreement between the City of El Paso, State of Texas and the City of Chihuahua, State of Chihuahua Mexico.

AMOUNT AND SOURCE OF FUNDING:

N/A

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? YES NO

PRIMARY DEPARTMENT:

SECONDARY DEPARTMENT:

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

DEPARTMENT HEAD:

Jessica Herrera

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

R E S O L U T I O N

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

THAT the Mayor be authorized to sign, in counterpart originals in both English and Spanish, a Sister City Agreement between the City of El Paso, State of Texas, and the City of Chihuahua, State of Chihuahua.

APPROVED this ____ day of May 2021.

THE CITY OF EL PASO

Oscar Leeser
Mayor

ATTEST:

Laura D. Prine
City Clerk

APPROVED AS TO FORM:

Wendi Vineyard

Wendi Vineyard
Assistant City Attorney

APPROVED AS TO CONTENT:

Jessica Herrera

Jessica Herrera, Director
Dept. of Int'l & Economic Development

**SISTER CITY AGREEMENT BETWEEN
THE CITY OF CHIHUAHUA, OF THE UNITED MEXICAN STATES, AND THE CITY
OF EL PASO, OF THE STATE OF TEXAS, OF THE UNITED STATES OF AMERICA**

The City of Chihuahua, of the United Mexican States and the City of El Paso, of the State of Texas, of the United States of America, hereinafter referred to as “the Parties”,

CONSIDERING the excellent relations of friendship and cooperation between both countries and the wish to strengthen the bond between the Parties;

INTERESTED in establishing a legal framework to carry out collaborative activities in the identified areas of common interest;

Have agreed to the following:

ARTICLE I

The objective of this Agreement is to carry out collaborative activities between the Parties, specially directed, but not limited to, the following areas: commerce, tourism, education, culture, art, film, and economic development.

ARTICLE II

The Parties, within the framework of actions coordinated for the development of collaborative activities referred to this Agreement, shall act in full and complete observance of their respective powers derived from their national, state and local regulations and with strict compliance to the political-economic directives of their respective governments.

ARTICLE III

The Parties shall promote the implementation of specific projects to their public and/or private sectors, with the objective of exchanging technology, knowledge and professional education in the development of programs prioritized to promote economic activity in the framework of actions aimed at benefiting their communities.

ARTICLE IV

To achieve the objective indicated in Article I of this Agreement, the Parties shall carry out collaborative activities in the following modalities:

- a) promotion of business through an exchange of business missions and the participation in events such as exhibitions, trade fairs, seminars and business forums, with the objective of increasing the flow of goods and services;

- b) promotion of investments through an exchange of trade missions, information regarding investment possibilities and business opportunities; and the dissemination of existing mechanisms aimed at promoting joint investments; in addition to the identification and pursuit of legislation to support these endeavors;
- c) promotion of industry through the collaboration in the design and the application of strategies designed to stimulate local exports and the promotion of cooperation among the industries of both Parties;
- d) promotion of tourism through the participation in tourism forums; on tourism-oriented services; exchange of information on the characteristics of the respective markets, as well as the dissemination of the principal tourist destinations, partnerships on national tradeshows to promote the region with the objective of increasing the dynamics of this economic subsection;
- e) cultural promotion, motivating the mutual understanding of their particular cultures, art, film, historical and geographical characteristics, and the teaching of their respective language, as well as student or educational exchange, and
- f) any other modality agreed upon by the Parties.

It shall not be a condition to the implementation of this Agreement that the Parties establish specific projects or programs in all the areas and collaborative modalities referred in this Agreement.

ARTICLE V

The Parties shall draw up, jointly, an Annual Work Program, naming a representative for each Party, who shall function as a liaison to ensure appropriate supervision of the collaborative activities.

ARTICLE VI

Each specific project must contain the provisions for the carrying out of the collaborative activities derived from same and shall consider the specifications as to their scope, coordination and administration; assignment of resources, exchange of personnel, total costs and their distribution; project timeline, as well as any other information that the Parties deem necessary.

ARTICLE VII

If, as a result of collaborative activities developed in accordance with this Agreement, products of commercial value and/or intellectual property rights are generated, these shall be determined by the applicable national legislation, as well as the international conventions, which are binding for the United Mexican States and the United States of America.

ARTICLE VIII

The Parties shall finance the activities referred to in this Agreement with the assigned resources in their respective budgets according to the availability and terms of their national legislation. Each Party shall pay the expenses related to its participation, except in the case where alternate financial mechanisms could be used for specific activities, if considered appropriate.

ARTICLE IX

If the implementation of a specific project requires the exchange of expert personnel, the Parties shall agree, in each case, specifications that shall control this kind of exchange.

ARTICLE X

The personnel assigned by each of the Parties for the performance of the collaborative activities under this Agreement shall continue under the direction and guidance of the institution for which they belong, and shall not create any labor relation with the other Party, which in no case shall be considered as a substitute employer.

The Parties shall rely on their respective competent authorities, in order to obtain the necessary facilities for the entry, stay and departure of participants officially involved in the projects of collaboration derived from this Agreement. Such participants shall be subject to the immigration, tax, customs, health, and national security laws of the receiving country and may not undertake any activity other than those pertaining to their functions, without the previous authorization of the competent authorities in this field. The participants must leave the receiving country, in accordance with the laws and provisions thereof.

ARTICLE XI

Notwithstanding the development of the Annual Work Program addressed in Article V, each party may draw up collaboration proposals that may arise during the implementation of this Agreement.

ARTICLE XII

The differences that may arise on the interpretation or application of this Agreement shall be resolved through mutual agreement of the Parties.

ARTICLE XIII

This Agreement shall take effect from the date all Parties have signed. The Agreement will remain in effect until a Party terminates with (6) months advance notice.

This Agreement may be modified by mutual consent of the Parties, by formalizing it through written communications specifying the effective date of entry into force.

The early termination of this Agreement shall not affect the conclusion of the collaborative activities that may have been formalized during the Agreement was in force.

ARTICLE XIV

This Agreement shall be construed as a modification and renewal of the Agreement signed by the Parties on or about November 18, 2008.

**FOR THE CITY OF EL PASO, OF THE
STATE OF TEXAS, OF THE UNITED
STATES OF AMERICA**

**POR LA CIUDAD DE CHIHUAHUA,
DEL ESTADO DE CHIHUAHUA,
DE LOS ESTADOS UNIDOS
MEXICANOS**

Oscar Leaser
Mayor

Maria Angelica Granados Trespacios
Presidenta Municipal

Date


Date

(Signatures continue on following page)

ATTEST:

Laura D. Prine
Clerk, City of El Paso

APPROVED AS TO FORM:

 (for)

Karla M. Nieman
City Attorney for the City of El Paso

ATTEST:

Consul General of the United States
in Chihuahua, Mexico

ATTEST:

Mauricio Ibarra de Leon
Consul General of
Estados Unidos Mexicanos

**ACUERDO DE HERMANAMIENTO ENTRE
LA CIUDAD DE CHIHUAHUA, DE LOS ESTADOS UNIDOS MEXICANOS, Y LA
CIUDAD DE EL PASO, DEL ESTADO DE TEXAS,
DE LOS ESTADOS UNIDOS DE AMÉRICA**

La Ciudad de Chihuahua, del Estado de Chihuahua, de los Estados Unidos Mexicanos y la Ciudad de El Paso, del Estado de Texas, de los Estados Unidos de América, en adelante referidos como “las Partes”,

CONSIDERANDO las excelentes relaciones de amistad y cooperación entre ambos países y el deseo de estrechar los vínculos entre las Partes;

INTERESADOS en establecer un marco jurídico para llevar a cabo actividades de colaboración en áreas identificadas de interés común;

Han acordado lo siguiente:

ARTÍCULO I

El presente Acuerdo tiene como objetivo llevar a cabo actividades de colaboración entre las Partes, especialmente dirigidas, pero no limitadas, a las áreas siguientes: cultural, educativa, de salud, turismo, construcción, tecnología e, desarrollo económico, arte y cine y otros rubros que las Partes convengan.

ARTÍCULO II

Las Partes, dentro del marco de acciones coordinadas para el desarrollo de las actividades de colaboración a que se refiere el presente Acuerdo, actuarán en el pleno y absoluto respeto de sus respectivas competencias derivadas de sus normativas nacionales, estatales y locales, y en estricto apego a las directivas político-económicas de sus respectivos gobiernos.

ARTÍCULO III

Las Partes promoverán la implementación de proyectos específicos a sus sectores público y/o privado, con el objetivo de intercambiar tecnología, conocimiento y educación profesional en el desarrollo de programas dirigidos prioritariamente a fomentar la actividad económica en el marco de acciones destinadas al beneficio de sus comunidades.

ARTÍCULO IV

Para el logro del objetivo definido en el Artículo I del presente Acuerdo, las Partes llevarán a cabo actividades de colaboración, en las modalidades siguientes:

- a) promoción del comercio a través del intercambio de misiones comerciales y la participación en eventos como exposiciones, ferias comerciales, seminarios y foros empresariales, con el objetivo de incrementar el flujo de bienes y servicios;
- b) promoción de las inversiones mediante el intercambio de misiones empresariales, información sobre posibilidades de inversión y oportunidades de negocios; y la difusión de mecanismos existentes destinados a la promoción de inversiones conjuntas; además de la identificación y la difusión de la legislación operativa vigente;
- c) promoción de la industria mediante la colaboración en el diseño y la aplicación de estrategias destinadas a estimular las exportaciones locales y la promoción de la cooperación entre las industrias de ambas Partes;
- d) promoción del turismo a través de la participación en foros turísticos; en servicios orientados al turismo; intercambio de información sobre las características de sus respectivos mercados, así como la difusión de los principales destinos turísticos, con el fin de incrementar la dinámica en dicho subsector económico;
- e) promoción cultural, estimulando el mutuo conocimiento de sus respectivas culturas, arte, cine, características históricas y geográficas y la enseñanza de su idioma respectivo, así como intercambio de estudiantes o académicos, y
- f) Cualquier otra modalidad que las Partes acuerden.

La instrumentación del presente Acuerdo no estará condicionada a que las Partes establezcan proyectos específicos o programas en todas las áreas y modalidades de colaboración a que se refiere el presente Acuerdo.

ARTÍCULO V

Las Partes formularán, conjuntamente, un Programa de Trabajo Anual, designando a un representante por cada Parte, quien fungirá como enlace para asegurar la adecuada supervisión de las actividades de colaboración.

ARTÍCULO VI

Cada proyecto específico deberá contener las provisiones para la ejecución de las actividades de colaboración derivadas del mismo y considerará las especificaciones sobre el alcance, coordinación y administración; asignación de recursos, intercambio de personal, costos totales y su distribución; cronograma de ejecución, así como cualquier otra información que las Partes consideren necesaria.

ARTÍCULO VII

Si como resultado de las actividades de colaboración desarrolladas de conformidad con el presente Acuerdo se generan productos de valor comercial y/o derechos de propiedad intelectual, éstos se regirán por la legislación nacional aplicable en la materia, así como por las convenciones internacionales que sean vinculantes para los Estados Unidos Mexicanos y los Estados Unidos de América.

ARTÍCULO VIII

Las Partes financiarán las actividades a que se refiere el presente Acuerdo con los recursos asignados en sus respectivos presupuestos, de conformidad con la disponibilidad de los mismos y lo dispuesto por su legislación. Cada Parte sufragará los gastos relacionados con su participación, excepto en el caso de que puedan utilizarse mecanismos de financiamiento alternos para actividades específicas, según se considere apropiado.

ARTÍCULO IX

Si la instrumentación de un proyecto específico de cooperación requiriese el intercambio de expertos, las Partes acodarán, en cada caso, las especificaciones que regirán este tipo de intercambio.

ARTÍCULO X

El personal designado por cada una de las Partes para la ejecución de las actividades de colaboración al amparo del presente Acuerdo continuará bajo la dirección y dependencia de la institución a la que pertenezca, por lo que no se crearán relaciones

de carácter laboral con la otra Parte, a la que en ningún caso se le considerará patrón sustituto.

Las Partes se apoyarán en sus autoridades correspondientes, a efecto que se otorguen todas las facilidades necesarias para la entrada, estancia y salida del personal participante que en forma oficial intervenga en los proyectos de colaboración que se deriven del presente Acuerdo. Estos participantes se someterán a las disposiciones migratorias, fiscales, aduaneras, sanitarias y de seguridad nacional vigentes en el país receptor y no podrán dedicarse a ninguna actividad ajena a sus funciones sin la previa autorización de las autoridades competentes en la materia. Los participantes dejarán el país receptor, de conformidad con las leyes y disposiciones del mismo.

ARTÍCULO XI

No obstante, del desarrollo del Programa de Trabajo Anual contemplado en el Artículo V, cada Parte podrá formular propuestas de colaboración que puedan surgir en el transcurso de la implementación del presente Acuerdo.

ARTÍCULO XII

Las diferencias que pudieran surgir de la interpretación o aplicación del presente Acuerdo serán resueltas de común acuerdo entre las Partes.

ARTÍCULO XIII

El presente Acuerdo entrará en vigor a partir de la fecha de su firma y continuará vigente a menos que cualquiera de las Partes decida darlo por terminado mediante notificación escrita dirigida a la otra Parte con al menos seis (6) meses de antelación.

El presente Acuerdo podrá ser modificado por mutuo consentimiento de las Partes, formalizado a través de comunicaciones escritas en las que se especifique la fecha exacta de su entrada en vigor.

La terminación anticipada del presente Acuerdo no afectará la conclusión de las actividades de colaboración que hubieran sido formalizadas durante la vigencia del presente Acuerdo.

ARTÍCULO XIV

Este Acuerdo se interpretará como una modificación y renovación del Acuerdo firmado por las Partes el día o alrededor del 18 de Noviembre del 2008.

**POR LA CIUDAD DE EL PASO,
DEL ESTADO DE TEXAS,
DE LOS
ESTADOS UNIDOS AMERICANOS**

**POR LA CIUDAD DE CHIHUAHUA,
DEL ESTADO DE CHIHUAHUA,
DE LOS
ESTADOS UNIDOS MEXICANOS**

Oscar Leoser
Alcalde de El Paso

Maria Angelica Granados Trespalacios
Presidenta Municipal


Fecha: ____ / ____ / ____

Fecha: ____ / ____ / ____

TESTIGO:

Laura D. Prine
Secretaria Interina de la Ciudad
de El Paso

APROBADO EN CUANTO
A LA FORMA:

 (for) _____
Karla M. Nieman
City Attorney for El Paso, Texas

TESTIGO:

TESTIGO:

Consul General of the United States
in Chihuahua, Mexico

Mauricio Ibarra de Leon
Consul General de
Estados Unidos Mexicanos



File #: 21-593, 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, Cary Westin, (915) 212-1063

AGENDA LANGUAGE:

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

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. City Attorney Overview (Karla Nieman)
 - a) State Disaster Declarations
 - b) Emergency Ordinances
 - c) City Attorney's Office COVID-19 Support
 - d) Legal Monitoring
3. CFT Operations (Chief Mario D'Agostino)
4. Team Lead Reports:
 1. Health Focus (Hector Ocaranza, M.D.)
 2. Vaccination Update (Angela Mora)
 3. Financial Focus (Robert Cortinas)
5. City Manager Wrap Up (Tommy Gonzalez)

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

DEPARTMENT: City Manager's Department

AGENDA DATE: May 24, 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 excellence

6.5- Deliver services timely and effectively with focus on continual improvement

8.1- Deliver prevention, intervention, and mobilization services to promote 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. City Attorney Overview (Karla Nieman)
 - a) State Disaster Declarations
 - b) Emergency Ordinances
 - c) City Attorney's Office COVID-19 Support
 - d) Legal Monitoring
3. CFT Operations (Chief Mario D'Agostino)
4. Team Lead Reports:
 1. Health Focus (Hector Ocaranza, M.D.)
 2. Vaccination Update (Angela Mora)
 3. Financial Focus (Robert Cortinas)
5. City Manager Wrap Up (Tommy Gonzalez)

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

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:

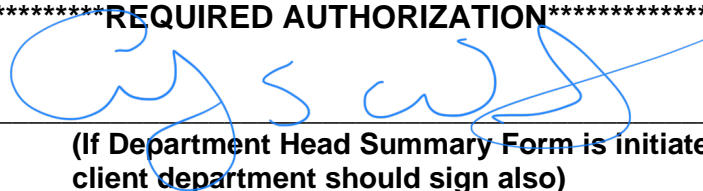
N / A

AMOUNT AND SOURCE OF FUNDING:

N / A

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

DEPARTMENT HEAD:



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



COVID-19 Response + Recovery Cross- Functional Team Update

5.24.2021

Table of Contents

- 1. Overview (Tommy Gonzalez)**
- 2. City Attorney Overview (Karla Nieman)**
 - a) State Disaster Declarations**
 - b) Emergency Ordinances**
 - c) City Attorney's Office COVID-19 Support**
 - d) Legal Monitoring**
- 3. CFT Operations (Chief Mario D'Agostino)**
- 4. Team Lead Reports:**
 - 1. Health Focus (Hector Ocaranza, M.D.)**
 - 2. Vaccination Update (Angela Mora)**
 - 3. Financial Focus (Robert Cortinas)**
- 5. City Manager Wrap Up (Tommy Gonzalez)**

1. Overview

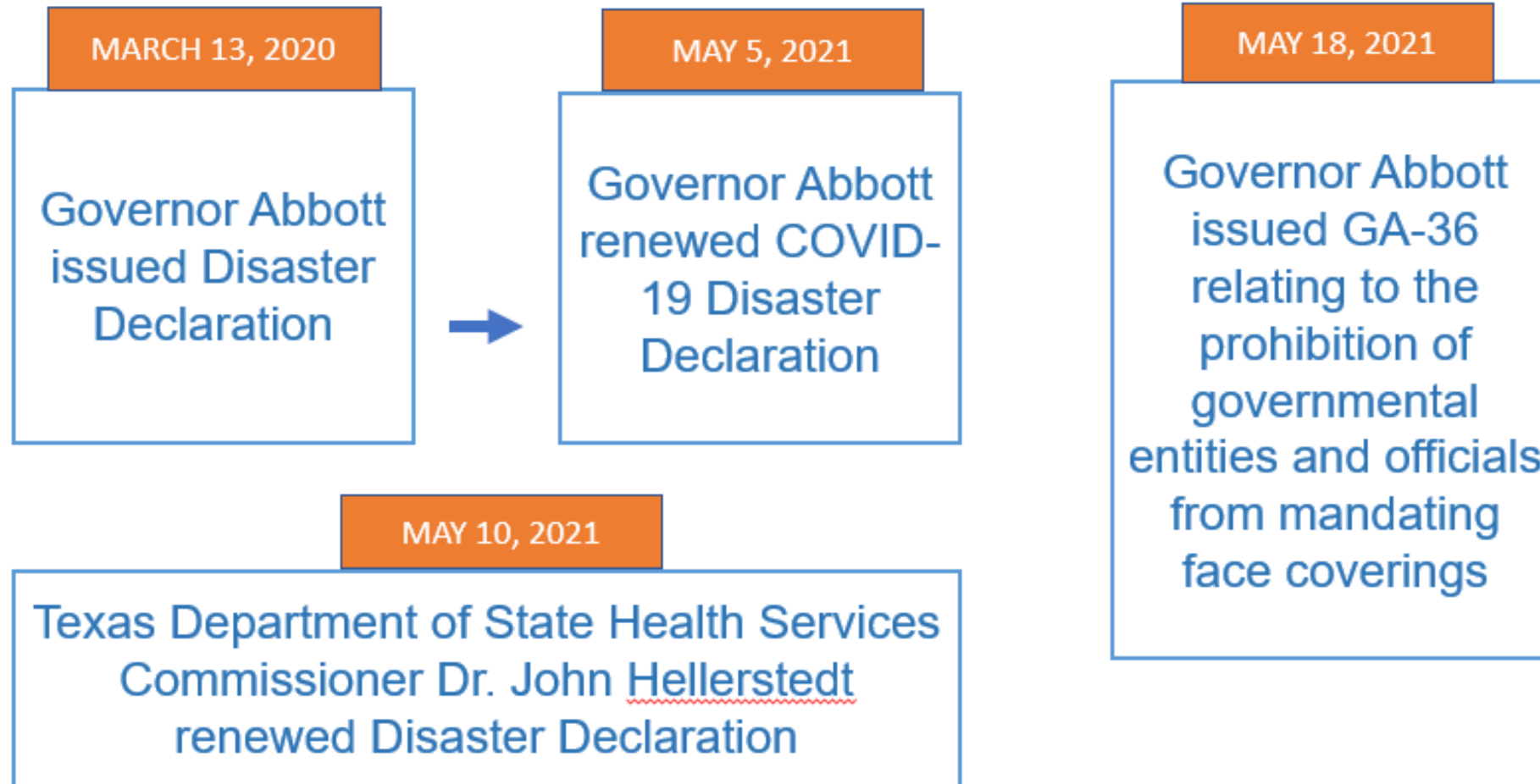
Tommy Gonzalez

2. CAO Overview

- a) State Disaster Declarations
- b) Emergency Ordinances
- c) City Attorney's Office COVID-19 Support
- d) Legal Monitoring

Karla Nieman

State Disaster Declarations



Emergency Ordinances

Ordinance	Adoption Date	Most Recent Re-enactment	Expires
Disaster Declaration Ord. No. 019035	3/17/2020	4/26/2021	5/26/2021
Emergency Measures Ord. No. 019036	3/17/2020	4/26/2021	5/26/2021
Public Right of Way Ord. No. 019091	8/31/2020	4/26/2021	5/26/2021

City Attorney's Office COVID-19 Support

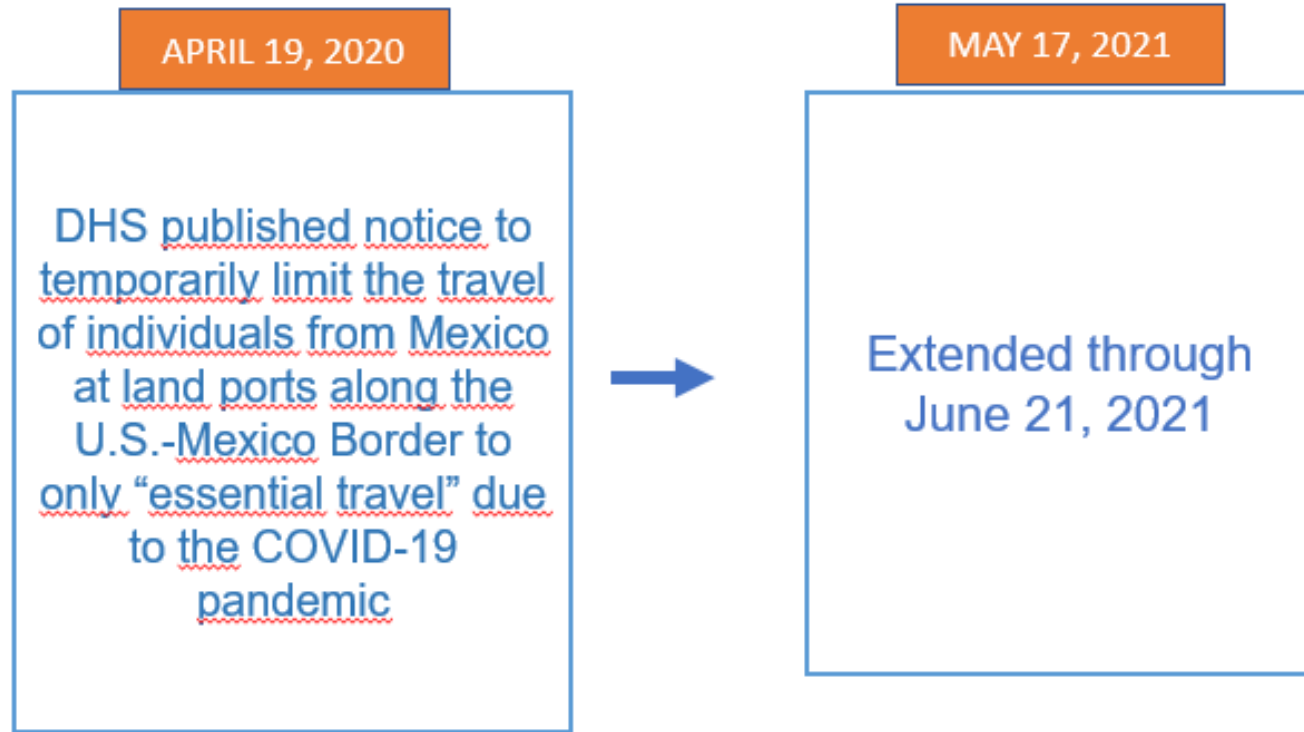
- ❖ LHA Orders
 - ❖ Guidance for Long Term Care Facilities



Legal Monitoring

- ❖ Office of Court Administration Update
 - ❖ Courts will continue to require masks
- ❖ State of Texas vs. City of Austin & Travis County – Litigation – mask mandate
 - ❖ March 26, 2021 – Judge Livingston ruled in favor of Defendants
 - ❖ March 30, 2021 – TX AG filed a Notice of Appeal with the Texas 3rd Court of Appeals
 - ❖ Cause No. 03-21-00144-CV
 - ❖ May 6, 2021 – Appellant’s Brief filed – oral argument not requested
 - ❖ May 26, 2021 – Appellees’ Brief is due

Legal Monitoring – Land Ports of Entry Travel Restrictions



Restricted Non-essential travel—individuals traveling for tourism purposes (e.g. sightseeing, recreation, gambling, or attending cultural events)

3. CFT Operations

Chief Mario D'Agostino

4. Team Lead Reports

1. Health Focus

Hector I. Ocaranza, M.D.

COVID-19 Summary

- ❖ A sustained decline is observed on Pandemic's three of the main indicators over the last 3 months
- ❖ Positivity rate has dropped **70%** (6.74% - 2.02%)
- ❖ New Cases 7-day Avg observed a difference of **54.6%** (16.3 cases / 100,000 - 7.4 cases / 100,000)
- ❖ Hospitalizations 7-day Avg has changed **74.6%** (359 – 91)
- ❖ Hospitalizations TSA I is 4.3%

Masks are Strongly Recommended



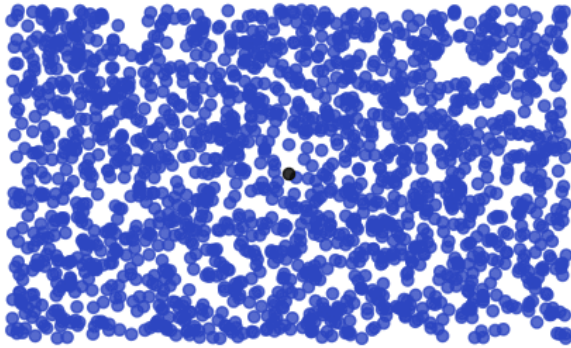
- Masks are proven to be effective at preventing spread of virus
- Protect as source control
- Easy to wear and Effective Protection
- Protects against many other diseases, 96% reduction in flu cases in 2020
- A community-wide effort is needed to be most effective



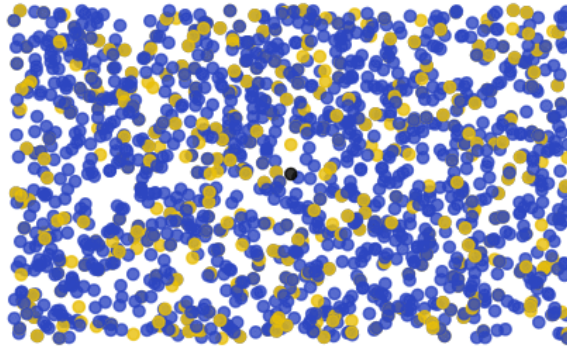
- CDC updated guidance encourages people to get vaccinated
- Herd Immunity is within reach
- Vaccine effective at preventing hospitalization and death
- When fully vaccinated, people may do many activities

Herd Immunity: How It Works

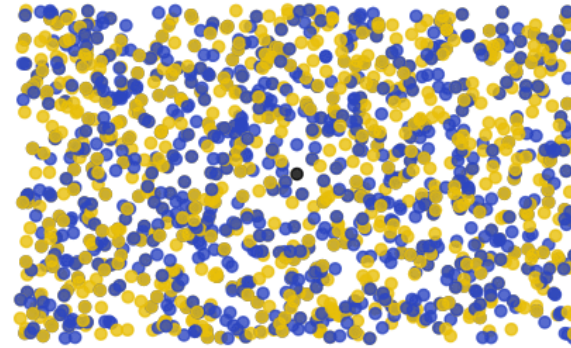
Percent Vaccinated: 0%



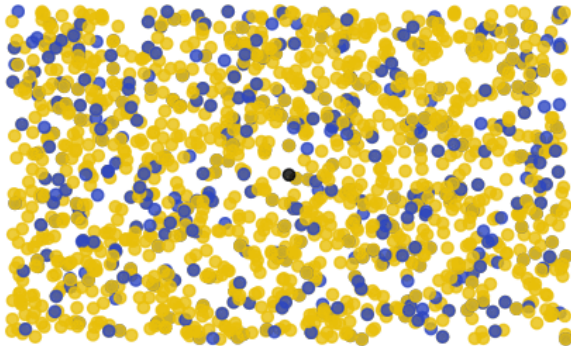
Percent Vaccinated: 25%



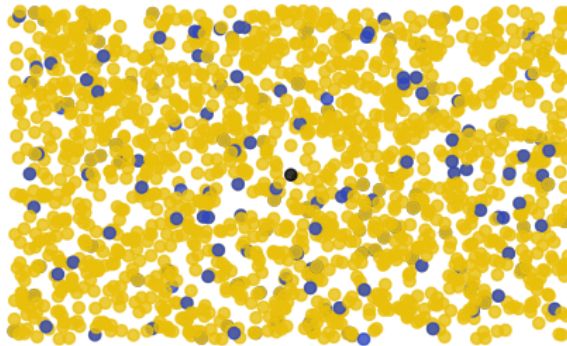
Percent Vaccinated: 50%



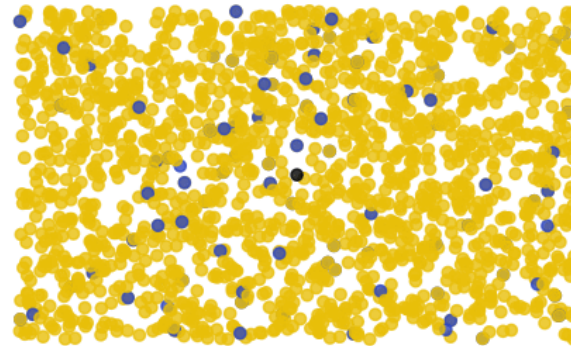
Percent Vaccinated: 75%



Percent Vaccinated: 90%

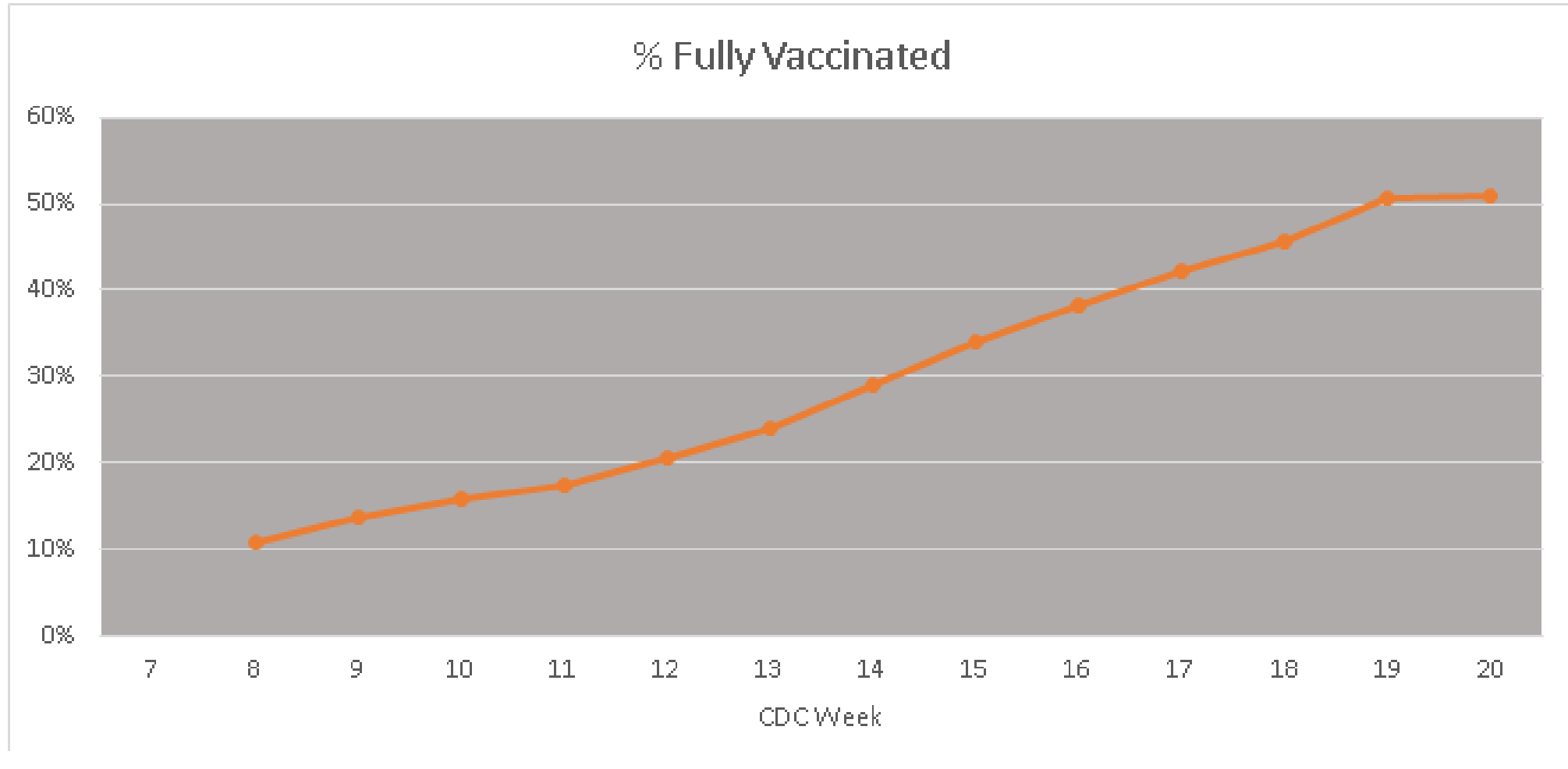


Percent Vaccinated: 95%



• Infected • Unvaccinated • Vaccinated

Vaccination Progress





2. Vaccination Update

Angela Mora

Parents' Views on Vaccinating Children Against COVID-19

Survey Overview

- In April of 2021, Hart Research Associates conducted a Nationwide survey among parents of children under the age of 18
- 1,603 parents surveyed between April 17-27, 2021
- At the time of the survey only Pfizer/BioNTech COVID-19 Vaccine was authorized for use in people aged 16+

Survey Findings:

- Most parents believe that COVID-19 is a serious problem and worry about their children getting it
- 6 in 10 parents will vaccinate all their children. 27% said they will not. Of these parents, 7 out of 10 have been vaccinated or have plans to do so
- Race plays a role in vaccination intentions for children
- Hesitancy is higher for those with younger children

Parents' Views on Vaccinating Children Against COVID-19

- 1 in 5 parents have a child who is high risk
- Motivations and Barriers:
 - Motivation 62% - protect child against the virus/keep their children healthy and safe
 - 12% keep them from infecting those around them
 - 8% keep them safe when sending them back to school
 - 36% will not vaccinate their children due to fear of safety, risks and side effects
 - 28% who will not vaccinate believe the vaccine was developed too quickly
 - 2 in 3 parents' confident vaccine will be safe for their children
 - 38% of children have preference to get the vaccine
 - Concerns higher among Latinx and black parents
 - 83% trust pediatrician and doctors' recommendations about the vaccine

Vaccines in Schools- Survey Results

- 71% feel safer sending their child to school knowing that their child is vaccinated
- 77% feel safer sending their child to school knowing that most child at the school were vaccinated
- 8 in 10 parents favor making vaccine information available in public schools
- Majority support requiring vaccinations for students returning to school in person



Vaccination Efforts

Continuous approaches

- *Hubs*
- *Pop-up*
- *Medical Integrated Health Teams/Deployments*
- *Clinic setting*
- *ETF fully integrated into deployment team*



Vaccination Efforts Continued

- **Hub** – Convention Center M-Sat 8am-7pm; walk-in basis; 1st and 2nd doses – all vaccine available
- **TDEM** – Eastside Sportsplex

Scheduled Pop-up events – 32 scheduled/implemented from 4/29-5/30

Catholics Diocese Schools: Father Yermo, Cathedral, St. Josephs's St. Marks, St. Patrick's – May 25-June 2nd.

- Outlet Shoppes- Far West El Paso – 3 days Memorial Day weekend
- YMCA – 5/22
- Sol y Lina Health Fair – May 21
- Burnham Charter School – May 20
- Airport – May 19
- San Elizario ISD – May 16
- IDEA –Horizon – May 15
- San Lorenzo Catholic Church – May 20
- PDN Port of Entry – May 20
- Sun Metro - Glory Road, Northeast, Mission Valley – May 15

Vaccination Efforts Continued

- **Medical Integrated Health Teams** – homebound, nursing homes, shelters, other, as needed
- **Clinic setting** – Stanton, Alameda, and Remcon clinics – walk-in
- Registration & appointment
- Education Task Force and Medical Integrated Health Teams – fully integrated into deployment teams

Next Steps

- Continue vaccination efforts throughout the City-County
- Address vaccine hesitancy through increased education efforts to dispel vaccine myths and misunderstandings
- Continue identifying/immunizing congregate setting for elderly, disabled, homeless and other shelters
- Continue pediatric outreach efforts for vaccine provider enrollment

3. Financial Focus

Robert Cortinas

Overview

- On March 11, 2021, the American Rescue Plan Act (ARPA) was signed into law and established the Coronavirus Local Fiscal Recovery Fund
- Intended to provide support to State, local, and Tribal governments in responding to the impact of COVID-19
- On May 11, 2021, the Department of Treasury released the Interim Final Rule

Overview

- Funds will be received in two tranches, with the second tranche paid twelve months after the first payment
 - \$154,345,135 = City of El Paso allocation
 - \$77,172,567.50 received May 19, 2021
 - \$77,172,567.50 will be received 12 months after the first payment
- Treasury believes it will be appropriate for a majority of recipients to adapt their plan as the recovery evolves

Overview

- Permits funds to be used to cover costs incurred beginning on March 3, 2021
- Costs can be incurred by December 31, 2024 but must be expended by December 31, 2026
- Reporting will include one interim report and thereafter quarterly through end of the award period on December 31, 2026, as well as an Annual Recovery Plan

Assessing Eligible Programs or Services

- How the use would respond to the COVID-19 public health emergency
 - First, identify a need or negative impact of COVID-19 and
 - Second, identify how the program, service, or other intervention addresses the identified need or impact

Eligible Uses

- To respond to the **public health emergency** or its **negative economic impacts**, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality;
- To respond to workers performing essential work during the COVID-19 public health emergency by providing **premium pay to eligible workers**;
- For the provision of government services to the extent of the **reduction in revenue** due to the COVID–19 public health emergency relative to revenues collected in the most recent full fiscal year prior to the emergency; and
- To make necessary investments in **water, sewer, or broadband infrastructure**.

Ineligible Uses

- Cannot spend funds on
 - pension deposits
 - principal or interest of debt service (or settlement agreement)
 - reserves or rainy day funds
- May not be used as non-Federal Match for other Federal Programs

GFOA Guiding Principles

- Adequate time should be taken to carefully consider all alternatives for the prudent use of ARPA funding (feedback being solicited on recent Treasury guidance)
- Whenever possible, expenditures related to the ARPA funding should be spread over the qualifying period (through December 31, 2024) to enhance budgetary and financial stability
- Care should be taken to avoid creating new programs or additions to existing programs that require an ongoing financial commitment

GFOA Guiding Principles

- Use other dedicated grants and programs first whenever possible and save ARPA funds for priorities not eligible for other federal and state assistance programs
- Investment in critical infrastructure is particularly well suited use of ARPA funds because it is a non-recurring expenditure that can be targeted to strategically important long- term assets that provide benefits over many years
- Consider regional initiatives, including partnering with other ARPA recipients

Next Steps

- “Interim Final Rule” because of expedited rulemaking
 - Feedback is solicited, due 60 days from May 17 (Questions sprinkled throughout, 130+ pages)
- Project request feedback being gathered from all City Departments
- Staff is participating in multiple national association meetings, webinars, and informal group discussions
- June 8 - Resolution to appropriate federal funds

5. City Manager Wrap Up

Tommy Gonzalez

Thank you!



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 21-595, 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

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

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

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

AGENDA DATE: May 24, 2021
PUBLIC HEARING DATE: May 24, 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. 019168 which re-enacts Emergency Ordinance No. 019035 is set to expire on May 26, 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 April 26, 2021.

AMOUNT AND SOURCE OF FUNDING:
None.

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? YES NO

PRIMARY DEPARTMENT: Fire Department
SECONDARY DEPARTMENT: Department of Public Health

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

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 April 26, 2021; and

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

WHEREAS, the number of COVID-19 active cases in El Paso is over 1,650; 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. 019168 which re-enacts Emergency Ordinance No. 019035 is set to expire on May 26, 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:

ORDINANCE NO. _____

20-1052-1069/PL#1078484v.2/KMN/JF/KM/Emergency Ordinance Re-enacting Ord. No. 019035 -
Extending Disaster Declaration June 2021

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 May, 2021.


THE CITY OF EL PASO, TEXAS

Oscar Leeser
Mayor

ATTEST:


Laura D. Prine
City Clerk

APPROVED AS TO FORM:

 (for)

Karla M. Nieman
City Attorney

APPROVED AS TO CONTENT:



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

ORDINANCE NO. _____

20-1052-1069/PL#1078484v.2/KMN/JF/KM/Emergency Ordinance Re-enacting Ord. No. 019035 -
Extending Disaster Declaration June 2021



File #: 21-596, 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

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

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 re-enacting and amending Emergency Ordinance No. 019036, as re-enacted, restated and amended by Emergency Ordinance No. 019151; and further amended by Emergency Ordinance No. 019169; penalty as provided in Section 8.

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

AGENDA DATE: May 24, 2021
PUBLIC HEARING DATE: May 24, 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 and amending Emergency Ordinance No. 019036, as re-enacted, restated and amended by Emergency Ordinance No. 019151; and further amended by Emergency Ordinance No. 019169; penalty as provided in Section 8.

BACKGROUND / DISCUSSION:

The City Council now desires to amend Emergency Ordinance No. 019036, as re-enacted, restated and amended by Emergency Ordinance No. 019151, and as recently re-enacted and amended by Emergency Ordinance No. 019169, Section 4 "Suspension and Modification of Ordinances and Rules", Subsection 4(a)(iii) to delete and mark as "Reserved" the section regarding parking meter fees, to no longer suspend the parking meter fees without a recommendation to City Council.

PRIOR COUNCIL ACTION:

Since March 2020, El Paso City Council has re-enacted Emergency Ordinance No. 019036 monthly, with the most recent extension taking place on April 26, 2021.

AMOUNT AND SOURCE OF FUNDING:

None.

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? YES NO

PRIMARY DEPARTMENT: Fire Department

SECONDARY DEPARTMENT: Department of Public Health

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

DEPARTMENT HEAD:



**AN EMERGENCY ORDINANCE
RE-ENACTING AND AMENDING EMERGENCY ORDINANCE NO. 019036,
AS RE-ENACTED, RESTATED AND AMENDED BY EMERGENCY ORDINANCE NO. 019151;
AND FURTHER AMENDED BY EMERGENCY ORDINANCE NO. 019169; 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, re-statement and amendment taking place on March 16, 2021 and with the most re-enactment and amendment taking place on April 26, 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, on April 13, 2020, the City Council approved Emergency Ordinance 019051, which amended Emergency Ordinance No. 019036, by adding Subsection 4(a)(iii) to allow for the Director of International Bridges, for the duration of the local disaster, without recommending to City Council, to exempt certain parking meters from the parking meter fees as described in City Code 12.56.020F; and

WHEREAS, Subsection 4(a)(iii) has remained intact through all subsequent restatements, including Emergency Ordinance No. 019151, which was the most recent restatement of Emergency Ordinance No. 019036, and also through all of the amendments and re-enactments, including Emergency Ordinance 019169, which was the most recent amendment and re-enactment of Emergency Ordinance No. 019036; and

WHEREAS, City Council now desires to amend Emergency Ordinance No. 019036, as re-enacted, restated and amended by Emergency Ordinance No. 019151, and as recently re-enacted and amended by Emergency Ordinance No. 019169, Section 4 “Suspension and Modification of Ordinances and Rules”, Subsection 4(a)(iii) to delete and mark as “Reserved” the section regarding parking meter fees, to no longer suspend the parking meter fees without a recommendation to City Council; and

Ordinance No. _____

WHEREAS, on November 9, 2020, the City Council approved Emergency Ordinance 019115, which re-enacted, restated, and amended Emergency Ordinance No. 019036, by adding Section 9 which noted that State and local officials strongly urged the public to wear face coverings; and

WHEREAS, on March 2, 2021, Texas Governor Abbott issued GA-36, which included a provision strongly encouraging individuals to wear face coverings; and

WHEREAS, on May 18, 2021, Texas Governor Abbott issued GA-36, which prohibits governmental entities from mandating masks, and specifically removed the reference from GA-34 that strongly encouraged individuals to wear face coverings; and

WHEREAS, City Council wishes to align its Emergency Measures Ordinance with GA-36 and remove from Emergency Ordinance No. 019115, Section 9, the reference to the State strongly encouraging individuals to wear face covering.

WHEREAS, the City Council desires to re-enact and amend Emergency Ordinance No. 019036, as re-enacted, restated and amended on March 16, 2021 through Emergency Ordinance No. 019151, as further re-enacted and amended on March 29, 2021 through Emergency Ordinance No. 019156, and as further re-enacted and amended on April 26, 2021 through Emergency Ordinance No. 019169, 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 re-enacted, restated and amended by Emergency Ordinance No. 019151, and as further re-enacted and amended by Emergency Ordinance No. 019156 and as further re-enacted and amended by Emergency Ordinance No. 019169 and penalty as provided in Section 8, is hereby re-enacted.

2. That Section 4 (Suspension and Modification of Ordinances and Rules), subsection a, paragraph iii be amended to read as follows:

[Reserved]

3. That Section 9 (Notice of Independent Criminal Penalties), Section “A”, be amended to read as follows:

Local officials strongly urge that the public wear face masks whenever possible, particularly inside of buildings and in open spaces where it is not feasible to not maintain social distancing. It is important to remember that when an individual is not wearing a face covering, and is infected with COVID-19, their coughs or sneezes propel droplets carrying the virus through the air, and those airborne droplets may infect others with the virus.

The public is hereby on notice that coughing or sneezing on another person may subject them to criminal penalties for simple assault pursuant to the Texas Penal Code.

4. Except as amended herein, Emergency Ordinance No. 019036, as re-enacted, restated and amended by Emergency Ordinance No. 019151, as re-enacted and amended by Emergency Ordinance No. 019156, and further amended by Emergency Ordinance 019169, and penalty as provided in Section

Ordinance No. _____

8, 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.

- 5. 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 May, 2021.


THE CITY OF EL PASO, TEXAS

ATTEST:

Oscar Leeser
Mayor


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

Ordinance No. _____

**AN EMERGENCY ORDINANCE
RE-ENACTING AND AMENDING EMERGENCY ORDINANCE NO. 019036,
AS RE-ENACTED, RESTATED AND AMENDED BY EMERGENCY ORDINANCE NO. 019151;
AND FURTHER AMENDED BY EMERGENCY ORDINANCE NO. 019169; 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, re-statement and amendment taking place on March 16, 2021 and with the most re-enactment and amendment taking place on April 26, 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, on April 13, 2020, the City Council approved Emergency Ordinance 019051, which amended Emergency Ordinance No. 019036, by adding Subsection 4(a)(iii) to allow for the Director of International Bridges, for the duration of the local disaster, without recommending to City Council, to exempt certain parking meters from the parking meter fees as described in City Code 12.56.020F; and

WHEREAS, Subsection 4(a)(iii) has remained intact through all subsequent restatements, including Emergency Ordinance No. 019151, which was the most recent restatement of Emergency Ordinance No. 019036, and also through all of the amendments and re-enactments, including Emergency Ordinance 019169, which was the most recent amendment and re-enactment of Emergency Ordinance No. 019036; and

WHEREAS, City Council now desires to amend Emergency Ordinance No. 019036, as re-enacted, restated and amended by Emergency Ordinance No. 019151, and as recently re-enacted and amended by Emergency Ordinance No. 019169, Section 4 “Suspension and Modification of Ordinances and Rules”, Subsection 4(a)(iii) to delete and mark as “Reserved” the section regarding parking meter fees, to no longer suspend the parking meter fees without a recommendation to City Council; and

Ordinance No. _____

WHEREAS, on November 9, 2020, the City Council approved Emergency Ordinance 019115, which re-enacted, restated, and amended Emergency Ordinance No. 019036, by adding Section 9 which noted that State and local officials strongly urged the public to wear face coverings; and

WHEREAS, on March 2, 2021, Texas Governor Abbott issued GA-36, which included a provision strongly encouraging individuals to wear face coverings; and

WHEREAS, on May 18, 2021, Texas Governor Abbott issued GA-36, which prohibits governmental entities from mandating masks, and specifically removed the reference from GA-34 that strongly encouraged individuals to wear face coverings; and

WHEREAS, City Council wishes to align its Emergency Measures Ordinance with GA-36 and remove from Emergency Ordinance No. 019115, Section 9, the reference to the State strongly encouraging individuals to wear face covering.

WHEREAS, the City Council desires to re-enact and amend Emergency Ordinance No. 019036, as re-enacted, restated and amended on March 16, 2021 through Emergency Ordinance No. 019151, as further re-enacted and amended on March 29, 2021 through Emergency Ordinance No. 019156, and as further re-enacted and amended on April 26, 2021 through Emergency Ordinance No. 019169, 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 re-enacted, restated and amended by Emergency Ordinance No. 019151, and as further re-enacted and amended by Emergency Ordinance No. 019156 and as further re-enacted and amended by Emergency Ordinance No. 019169 and penalty as provided in Section 8, is hereby re-enacted.
2. That Section 4 (Suspension and Modification of Ordinances and Rules), subsection a, paragraph iii be amended to read as follows:

iii. ~~[Reserved] El Paso City Code, Title 12 (Vehicles and Traffic), Chapter 12.56 (Parking Meters), Sub chapter 12.56.020 (Installation), Sub section 12.56.020(F), second sentence of the first paragraph, as stated below is hereby suspended and temporarily replaced with the following:~~

~~Parking meter fees shall apply in all areas between the hours of 8:00 a.m. and 6:00 p.m. of every day except on officially designated city holidays and Sundays. The International Bridges Director shall make recommendations to city council for exceptions to the days and times when parking meter fees shall apply, except that, for the duration of the local disaster declaration, the Director of International Bridges or designee may, without recommending to City Council, select as exempt from the parking meter fees those parking meters that enable curbside pick up and take out at restaurants in increments not to exceed 15 minutes.~~

Formatted: Numbered + Level: 1 + Numbering Style: i, ii, iii, ... + Start at: 3 + Alignment: Left + Aligned at: 1" + Indent at: 1.5"

Ordinance No. _____

~~The Exceptions within 12.56.020(F) are not suspended or amended, and remain in full force and effect]~~

3. That Section 9 (Notice of Independent Criminal Penalties), Section “A”, be amended to read as follows:

~~State and Local~~ officials strongly urge that the public wear face masks whenever possible, particularly inside of buildings and in open spaces where it is not feasible to not maintain social distancing ~~from others not of the same household~~. It is important to remember that when an individual is not wearing a face covering, and is infected with COVID-19, their coughs or sneezes propel droplets carrying the virus through the air, and those airborne droplets may infect others with the virus.

The public is hereby on notice that coughing or sneezing on another person may subject them to criminal penalties for simple assault pursuant to the Texas Penal Code.

4. Except as amended herein, Emergency Ordinance No. 019036, as re-enacted, restated and amended by Emergency Ordinance No. 019151, as re-enacted and amended by Emergency Ordinance No. 019156, and further amended by Emergency Ordinance 019169, and penalty as provided in Section 8, 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.
5. 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 May, 2021.

THE CITY OF EL PASO, TEXAS

ATTEST:

Oscar Leeser
Mayor

Laura D. Prine
City Clerk

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Karla M. Nieman
City Attorney

Mario M. D’Agostino, Fire Chief
El Paso Fire Department

Ordinance No. _____

20-1052-1069 /PL#1078511v.3 | KMN | JF | KM | Emergency Ordinance No. 019036, (Emergency Measures) June 2021



File #: 21-569, 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, Sam Rodriguez, (915) 212-0065

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

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

AGENDA DATE: May 24, 2021
PUBLIC HEARING DATE: N/A (Work Session)

CONTACT PERSON(S) NAME AND PHONE NUMBER: 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

SUBGOAL: Subgoal 6.5. Deliver services timely and effectively with focus on continual improvement

SUBJECT:

Discussion and action on an Emergency Ordinance re-enacting Emergency Ordinance No. 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 re-enact Emergency Ordinance No. 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 No. 019091, which included the amendment to increase the fine to \$1,000 (Ordinance No. 019119).

December 14, 2020, January 5, 2021, February 1, 2021, March 1, 2021, March 29, 2021, April 26, 2021 El Paso City Council enacted an Emergency Ordinance Re-Enacting Emergency Ordinance No. 019091.

Revised 04/09/2021

AMOUNT AND SOURCE OF FUNDING:

N/A

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? YES NO

PRIMARY DEPARTMENT: Capital Improvement Department

SECONDARY DEPARTMENT: Streets and Maintenance, Planning and Inspections

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

DEPARTMENT HEAD:

Samuel Rodriguez

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

**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, with the most recent re-enactment taking place on January 5, 2021; and

WHEREAS, Governor Abbott has similarly renewed the State’s COVID- 19 Disaster Declaration, with the most recent extension taking place on January 5, 2021; 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 April 26, 2021 (Ord. No. 019170) (“**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 June 23, 2021, or until otherwise terminated, re-enacted,

ORDINANCE NO. _____

20-1052-1069 | PL# 1078015

Re-Enactment of Emergency Ord. No.019091 (Emergency Measures)-Seventh Re-enactment
KMN | JSG

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

ATTEST:

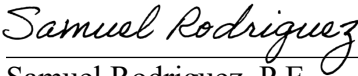
Laura D. Prine
City Clerk

APPROVED AS TO FORM:



Karla M. Nieman
City Attorney

APPROVED AS TO CONTENT:



Samuel Rodriguez, P.E.
City Engineer

ORDINANCE NO. _____

20-1052-1069 | PL# 1078015

Re-Enactment of Emergency Ord. No.019091 (Emergency Measures)-Seventh Re-enactment
KMN | JSG



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:

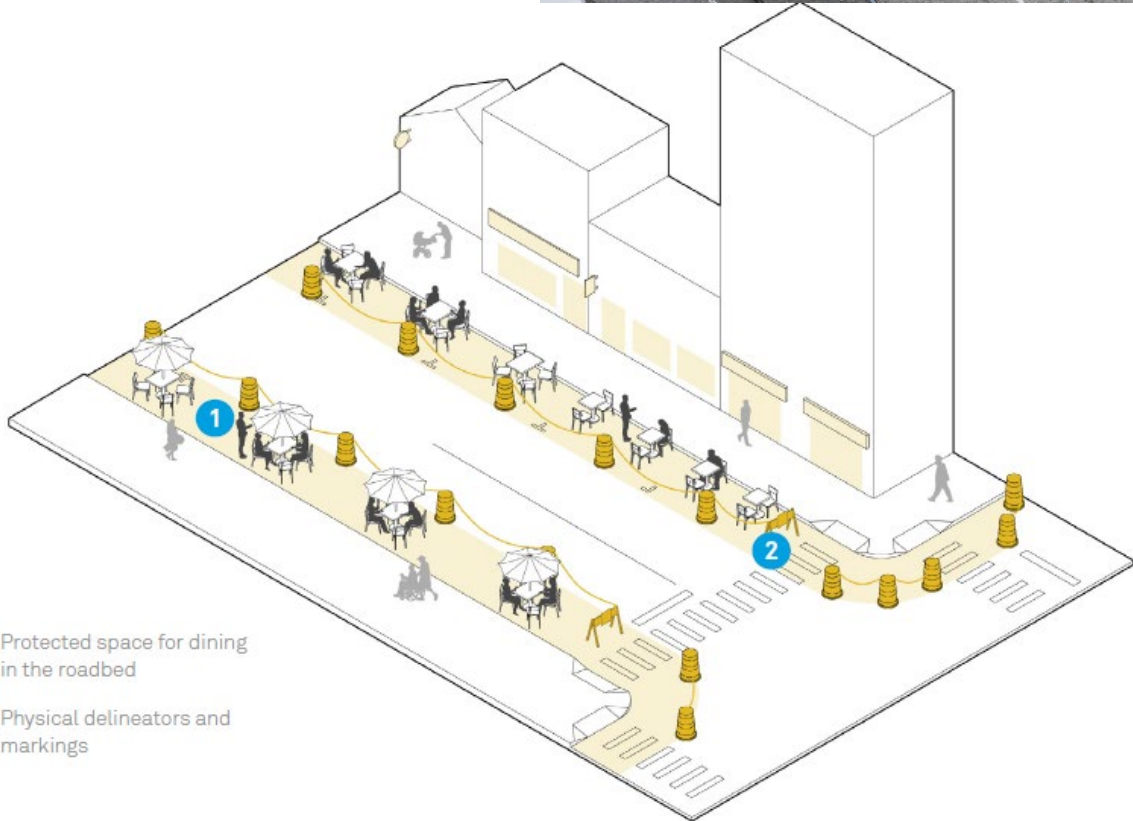


- Sun City Safe program is coordinated as an expedited permit type in response to COVID 19:
 - Pilot process coordinated with multiple user departments
- City Pilot Prototypes are to test-run initiative and finalize application and administrative process:
 - Ped-lane on Campbell Street (between 3rd st. 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.

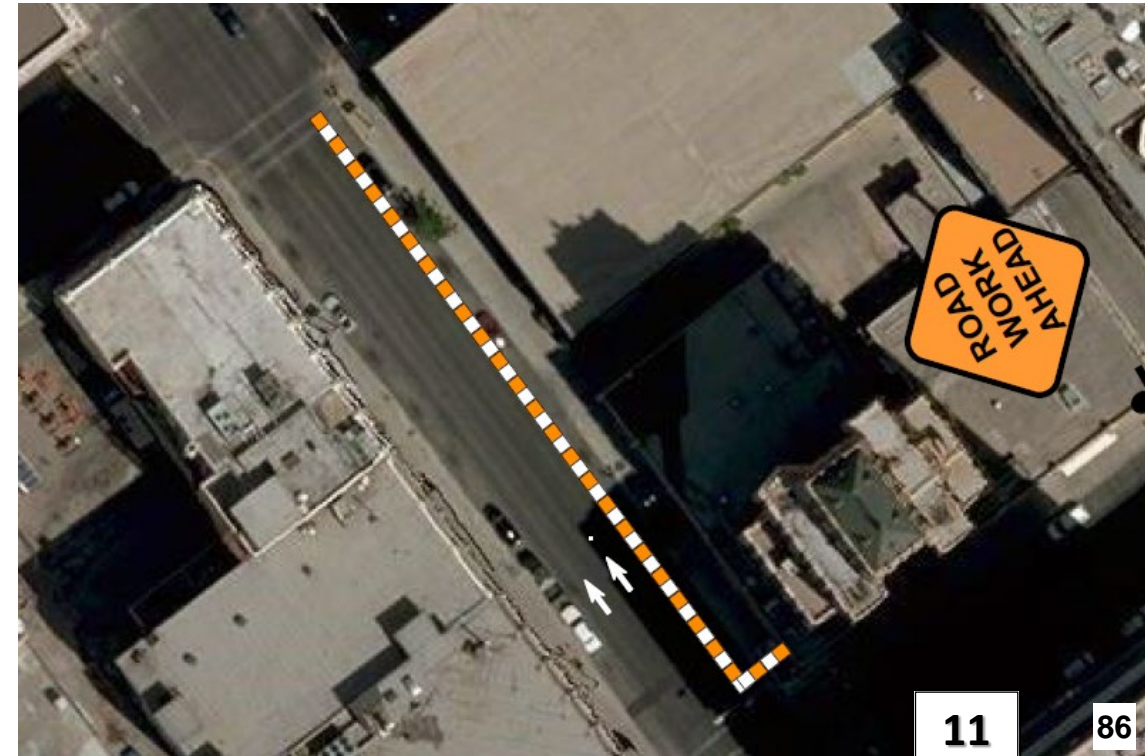


Prototypes

Prototype 1: ROW Cafe



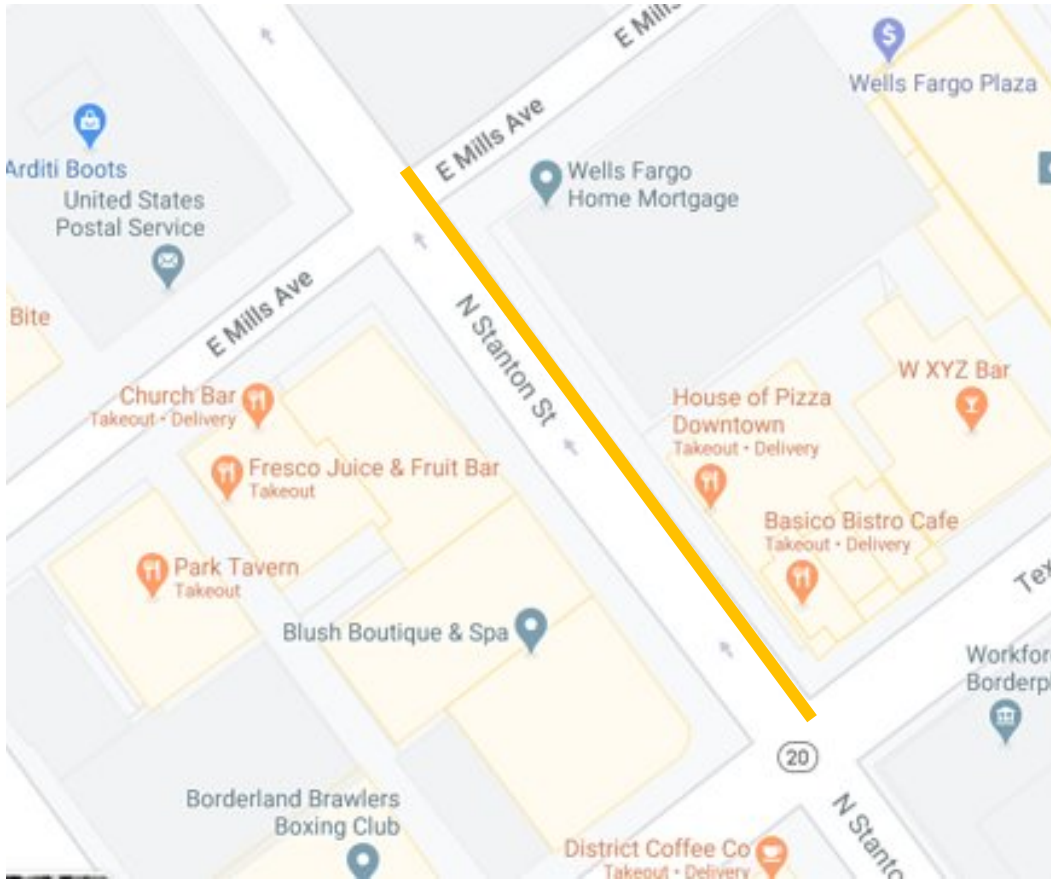
- 1 Protected space for dining in the roadbed
- 2 Physical delineators and markings



R.O.W Cafe:

Stanton; between Mills and Texas

- Street lane closed off to serve as space for outdoor seating
 - Deployed by Streets & Maintenance on Nov. 30th and removed during the week of January 25th





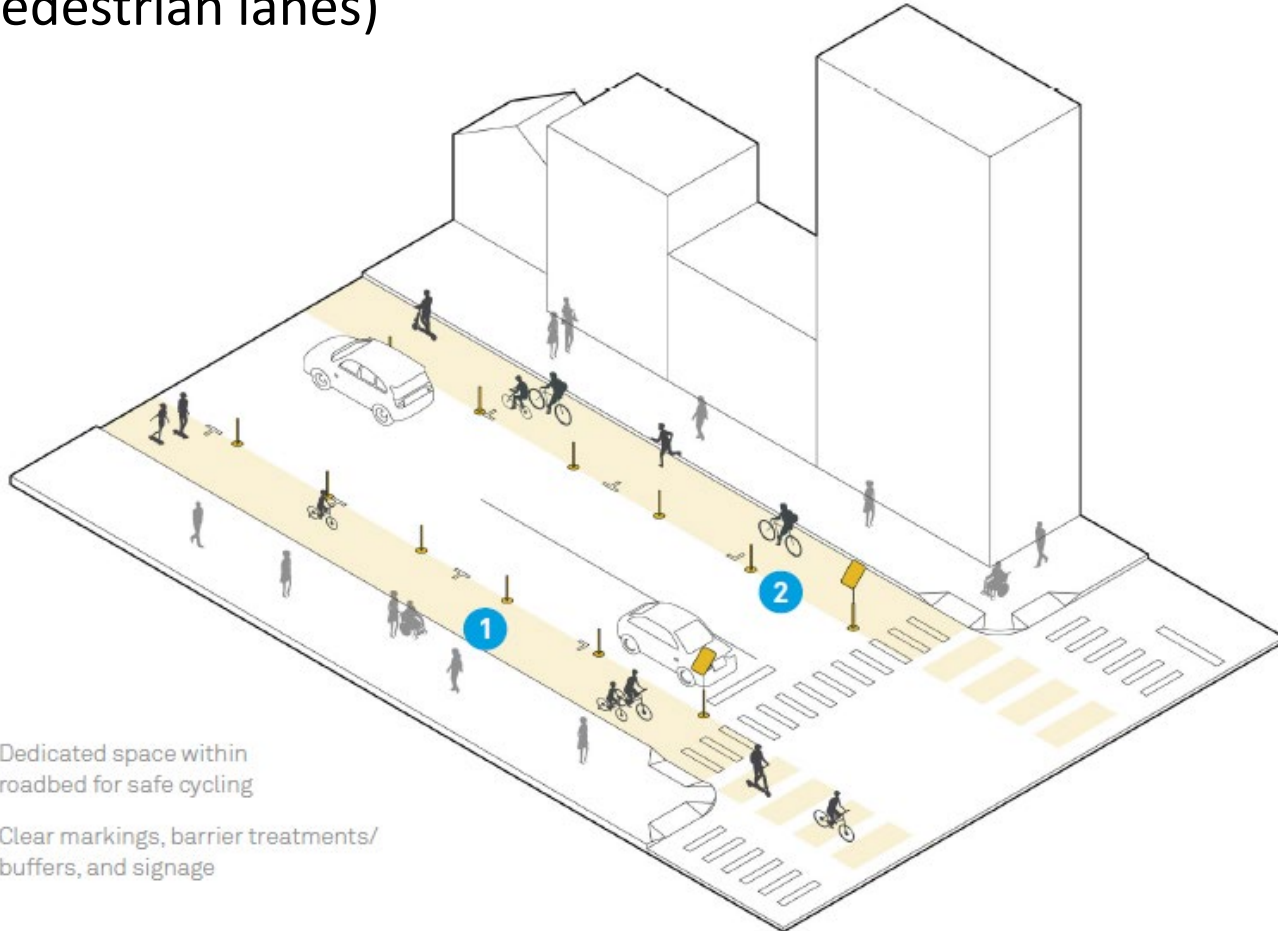
EXISTING



PROPOSED

Prototypes

Prototype 2: Ped-way (pedestrian lanes)

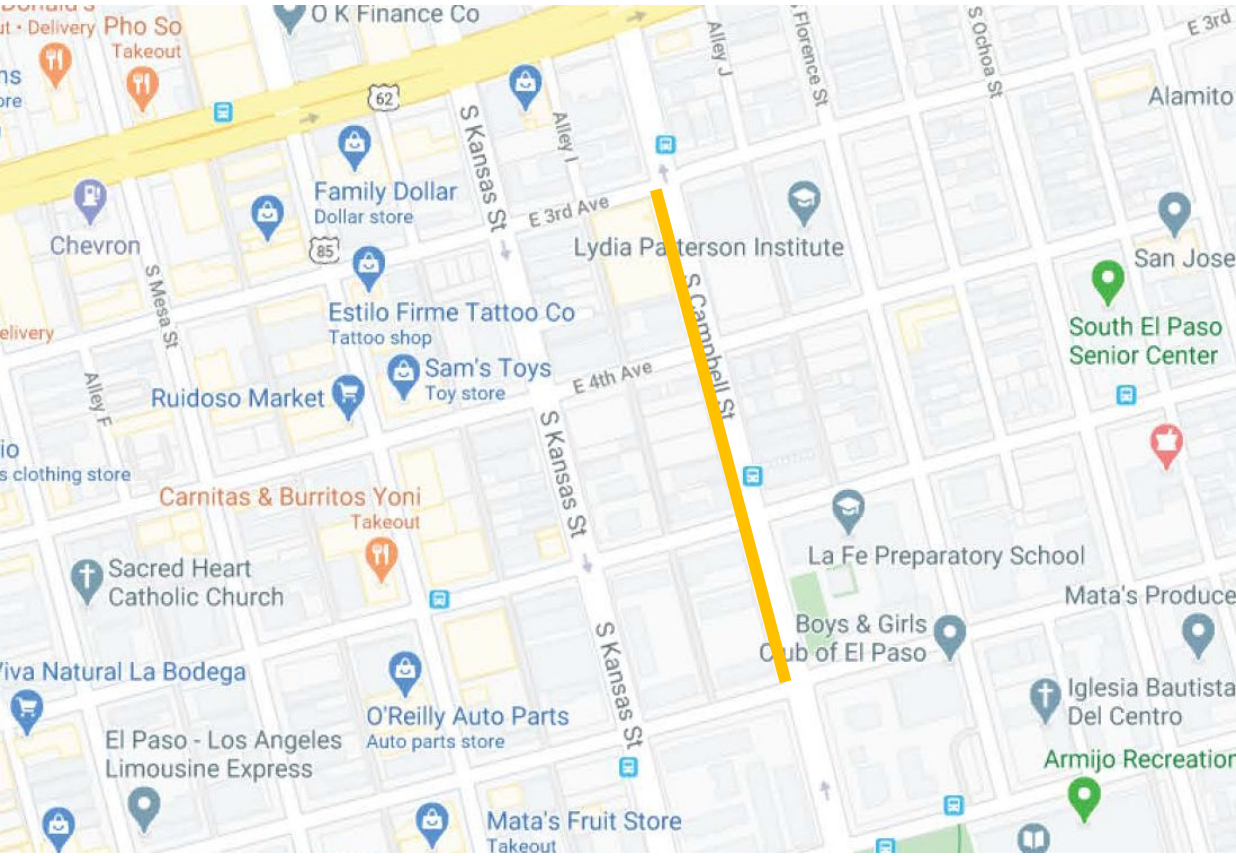


- 1 Dedicated space within roadbed for safe cycling
- 2 Clear markings, barrier treatments/buffers, and signage



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

- Lane closed off for added outdoor space for commuting and physical activity
 - Deployed by Streets & Maintenance on Nov. 30th and removed during the week of January 25th



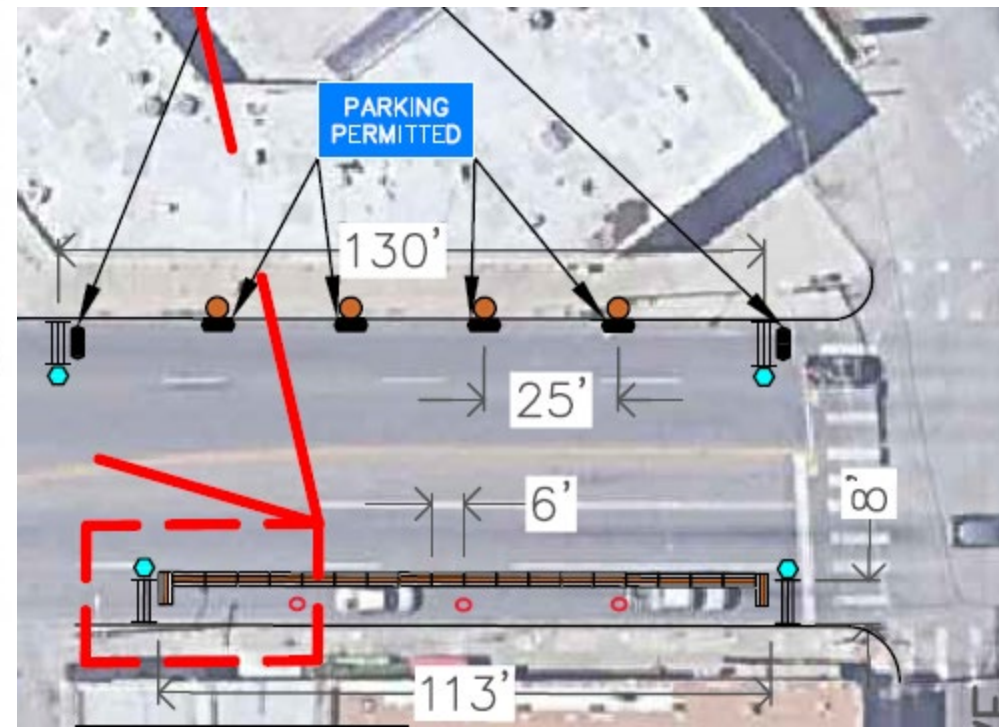
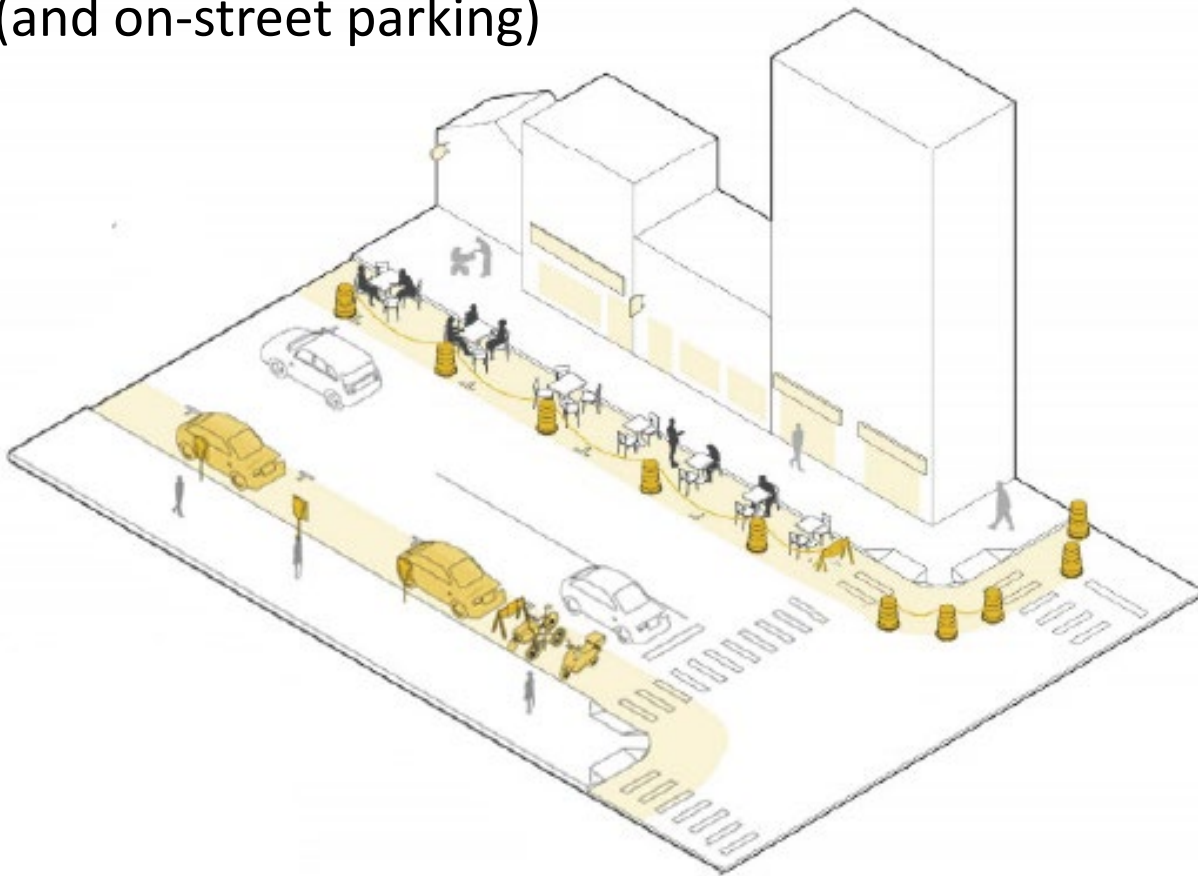


EXISTING

PROPOSED

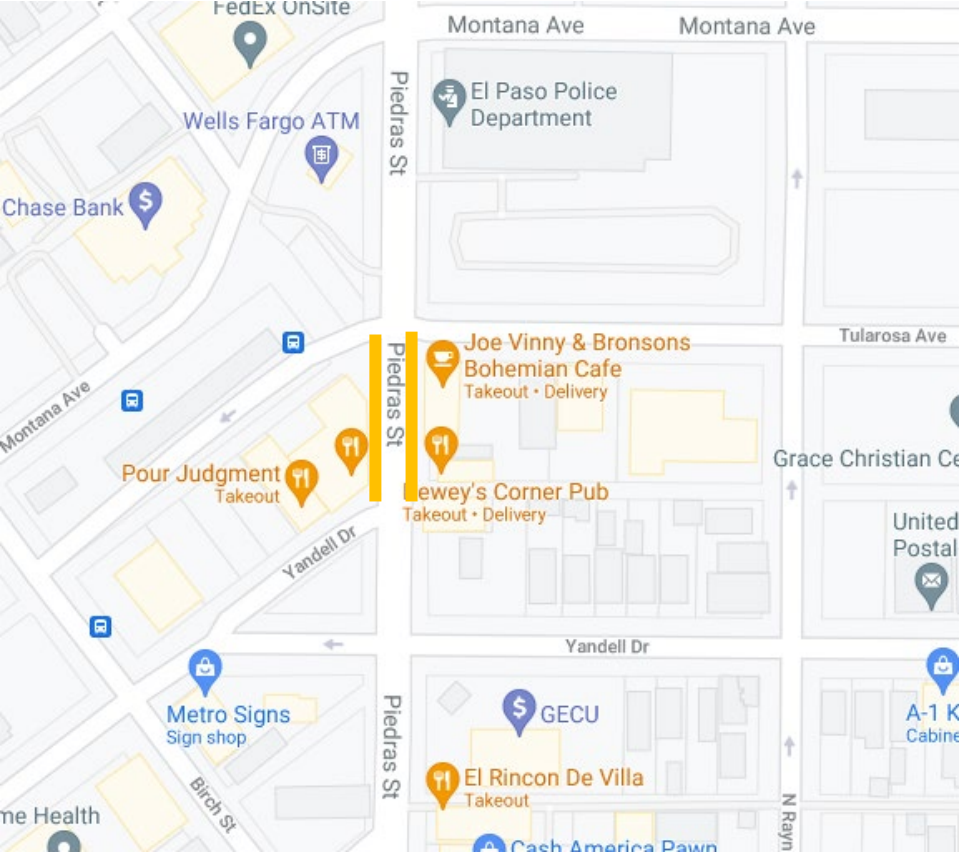
Prototypes

Prototype 3: ROW Café (and on-street parking)



ROW Café : Piedras; between Tularosa and Yandell (alley)

- Street lanes (2) closed off to serve as space for outdoor seating on one side of Piedras and on-street parking on the other
 - Deployed by Streets and Maintenance on April 23rd





EXISTING



PROPOSED

**Only one side of prototype shown in rendering (northbound-lane)*

Street lanes (2) closed off to serve as space for outdoor seating on one side of Piedras (northbound-lane) and on-street parking on the other (southbound-lane)



**Only one side of prototype shown in rendering (southbound-lane)*

Street lanes (2) closed off to serve as space for outdoor seating on one side of Piedras (northbound-lane) and on-street parking on the other (southbound-lane)



Sun City Safe Program Website:

PLANNING AND INSPECTIONS

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](#)

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

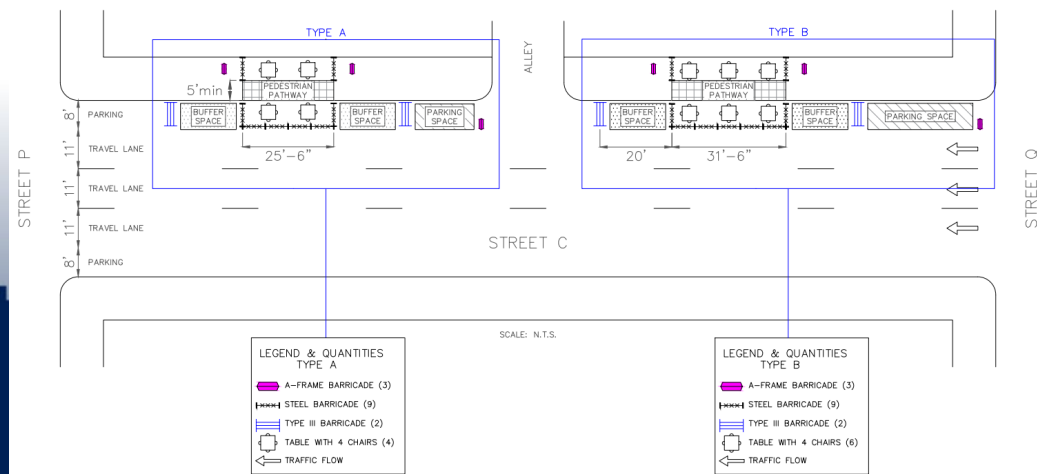
"Safe Streets" means the occupation of a portion of the public right of way that is currently used as on-street parking and/or automobile traffic that shall be utilized for additional outdoor public space. This space shall be used for the following purposes:



Pre-packaged Online application Process:

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

TYPICAL 2 - OUTDOOR DINNING (HALF LANE WITH PARKING)
TYPE A & B



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, one application has been approved

Prototypes

- Prototype on Piedras was deployed on April 23rd
- Additional possible prototype locations are being explored
- Exploring additional partnerships

Outreach

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



Legislation Text

File #: 21-573, 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.

For Notation Only: Formal Report of the Financial Oversight and Audit Committee meeting held on April 28, 2021.

1. Discussion and Action on the Update to the City of El Paso Investment Policy.
 - Motion made by Representative Lizarraga, seconded by Representative Salcido and approved by Representative Rivera, Representative Hernandez, Representative Lizarraga and Representative Salcido to bring the presentation to full City Council.
2. Discussion and Action on the City of El Paso Internal Audit Charter.
 - Motion made by Representative Hernandez, seconded by Representative Lizarraga and approved by Representative Rivera, Representative Hernandez, Representative Lizarraga and Representative Salcido to approve the updated Charter.
3. Discussion and Action on Audit Plan Updates.
 - Motion made by Representative Salcido, seconded by Representative Hernandez and approved by Representative Rivera, Representative Hernandez, Representative Lizarraga and Representative Salcido to accept the 2nd Quarter Update.
4. Discussion on Client Surveys.
5. Presentation by the City Attorney on the Financial Oversight Advisory Committee - Legislative Oversight Authority.



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 21-592, 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, Elizabeth Triggs, (915) 212-1619

AGENDA LANGUAGE:

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

Discussion, action and update regarding the City of El Paso's State Legislative Agenda for the 87th Texas Legislative Session and other State legislative matters.

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

AGENDA DATE: May 24, 2021

CONTACT PERSON(S): Elizabeth Triggs, TriggsEK@elpasotexas.gov

DISTRICT(S) AFFECTED: All Districts

STRATEGIC GOAL: Goal 6. Set the standard for sound governance and fiscal management

SUBGOAL: Subgoal 6.8. Support transparent and inclusive government

SUBJECT:

Discussion, action and update regarding the City of El Paso's State Legislative Agenda for the 87th Texas Legislative Session and other State legislative matters.

BACKGROUND / DISCUSSION:

The 87th Texas Legislative Session has commenced. This agenda item is to provide City Council an update on the legislative activities so that City Council may, if needed, provide additional direction to the legislative team. The update will also provide information on the status of the priority legislative initiatives identified in the City's State Legislative Agenda and movement on city related bills.

PRIOR COUNCIL ACTION:

Yes, on March 29, 2021 City Council received a legislative update and provided additional direction.

AMOUNT AND SOURCE OF FUNDING:

N/A

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? YES NO

PRIMARY DEPARTMENT: City Attorney's Office

SECONDARY DEPARTMENT: City Manager's Office

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

DEPARTMENT HEAD:


Elizabeth Triggs, Strategic Partnerships Officer



Item 7

87th Texas Legislature

May 24, 2021 City Council Presentation



Goal 5. Set the standard for sound governance and fiscal management



Presentation Summary

- Provide an update on legislative bills and legislative activities

FOCUSED ADVOCACY

Upcoming legislative deadlines:

- May 25th: last day for House to consider second reading SBs/SJR
- May 26th: last day for House to consider local and consent SBs on second and third reading and ALL third reading SBs/SJR; last day for Senate to consider ALL bills and JR on second or third reading
- May 28th: last day for House to act on Senate Amendments
- May 31st: sine die
- June 20th: deadline for Governor to sign or veto bills

Special session(s)?

- July 2021: Medicaid funding and federal funds
- September 2021: redistricting
- Unknown on whether there will be a special session to address electric policy

City Priority Legislative Initiatives

- **Appropriate money for the Defense Economic Adjustment Assistance Grant (DEAAG)**
 - Senate and House appropriated 30 million dollars to the Program in the Appropriations Bill.
 - The Bill was sent to a Conference Committee and has not been reported out of Committee
- **Appropriate funding for the Wyler Aerial Tramway**
 - The House Appropriations Bill included the carrying over of the five million dollars from last session and included an additional ten million dollars.
 - The Bill was sent to a Conference Committee and has not been reported out of Committee

City Legislative Priorities cont.

- **Seek legislation that will clearly allow municipalities to convey city owned property as part of Chapter 380 economic development agreement**
- **Seek legislation that will expand program eligibility under the Texas Economic Development Act to include back office and large-scale warehouse distribution companies and extend the Act.**

Neither the House or Senate bills made it to a Committee

City Priority Legislative Initiatives

- **Seek legislation that will provide for more economic incentives and support for solar and renewable energy initiatives.**

The bill filed by Senator Blanco has not made it to Committee

- **Seek legislation that will strengthen community safety and prevent mass violence by strengthening existing laws to allow for a stronger more efficiently and consistently enforcement of laws and new legislation that will assist in the identification of risk indicators for potential threat to include the use and role of mental health professionals and ways to reduce the risk.**

SB 162/ HB 347 - Relating to a false or misleading statement made to illegally acquire a firearm; creating a criminal offense. SB 162 has passed in the Senate and House.

SB 168/HB 1016 - Relating to emergency school drills and exercises conducted by public schools. The senate bill has passed in the Senate and has been sent to the House. The house bill was sent to the House local and consent calendar.

City Legislative Priorities

Seek legislation concerning police reform and training that will enhance and foster public trust in the police department, to include the appropriation of funding to municipalities for the acquisition of police body cameras and storage of data obtained by body cameras

- 15 Million Dollars was allocated in the Governor's Trusteed Program to the Body Worn Camera Program, Appropriations Bill pending in Conference Committee
- **HB 323** - Relating to a law enforcement agency accreditation grant program.
- **HB 1938** - Relating to a grant program for law enforcement agencies to defray the cost of data storage for recordings created with body worn cameras

Police Reform Bills cont.

HB 829 Relating to a progressive disciplinary matrix for police officer misconduct in certain municipalities. **Passed in the House.**

HB 830 Relating to law enforcement policies regarding the issuance of citations for misdemeanors punishable by fine only and to a limitation on the authority to arrest a person for certain fine-only misdemeanors. **Passed in the House**

SB 2212 Relating to the duty of a peace officer to request and render aid for an injured person. **Passed in the Senate.**

SB 68 Relating to a duty for peace officers to intervene and make a report when a peace officer uses excessive force. **Passed in the Senate.**

S.B. 69 Relating to prohibiting peace officers from using neck restraints during a search or arrest **Passed in the Senate.**



City Related Bills Signed by the Governor

Effective Immediately

HB 17 relating to a restriction on the regulation of utility services and infrastructure based on the energy source to be used or delivered.

HB 1118 Relating to state agency and local government compliance with cybersecurity training requirements.

SB 1334 Relating to the donation to the United States of certain facilities relating to a toll bridge by certain municipalities

City Related Bills Signed by the Governor cont.

Effective 09/01/2021

HB 1428 Relating to procurement by a political subdivision of a contingent fee contract for legal services.

SB 721 to the disclosure of appraisal reports in connection with the use of eminent domain authority.

HB 139 Relating to state occupational licensing of certain military veterans and military spouses

BILLS IN CONFERENCE COMMITTEES

- **SB 1** General Appropriations Bill.
- **HB 5** Relating to the expansion of broadband services to certain areas.
- **SB 7** Relating to election integrity and security, including by preventing fraud in the conduct of elections in this state; increasing criminal penalties; creating criminal offenses
- **SB 1438** Relating to the effect of a disaster on the calculation of certain tax rates and the procedure for adoption of a tax rate by a taxing unit.
- **HB 1927** Relating to provisions governing the carrying of a firearm by a person who is 21 years of age or older and not otherwise prohibited by state or federal law from possessing the firearm and to other provisions related to the carrying, possessing, transporting, or storing of a firearm or other weapon; creating criminal offenses.

City Related Bills That Have Passed in Senate and House

SB 780 Relating to the authority of a local government to enter into an intergovernmental support agreement with a branch of the armed forces of the United States.

SB 1308 Relating to a study on the impacts of using certain motor vehicle technologies.

HB 914 Relating to the authority of certain municipal employees to request the removal and storage of certain abandoned or illegally parked vehicles

City Related Bills That Have Passed in Senate and House



HB 636 - Relating to the continuation and functions of the Texas State Board of Plumbing Examiners; authorizing a fee.

SB 858 Relating to the disclosure of information collected by a metropolitan rapid transit authority, regional transportation authority, municipal transit department, or coordinated county transportation authority under the public information law.

HB 33 - Relating to measures to facilitate the award of postsecondary course credit leading to workforce credentialing based on military experience, education, and training.

SB 726 Relating to establishing actual progress for the purposes of determining the right to repurchase real property from a condemning entity.

Other City Related Bills That Team is Monitoring

HB 1869 Relating to the definition of debt for the purposes of calculating certain ad valorem tax rates of a taxing unit.

HB 1929 Relating to the breach of development agreement contracts governing land in the extraterritorial jurisdiction of certain municipalities.

SB 1907 Relating to a feasibility study on the colocation of federal and state motor vehicle inspection facilities at ports of entry.

SB 10 Relating to the use by a county or municipality of public money for lobbying activities.

Other City Related Bills That Team is Monitoring



HB 1556 Relating to the Texas Economic Development Act.

HB 4242 Relating to the extension of the expiration of certain parts of the Texas Economic Development Act.

SB 1947 Relating to the time for the issuance of municipal building permits.

HB 2700 Relating to agreements for municipal maintenance of state highway right-of-way.

Other City Related Bills Team is Monitoring



HB 199 Relating to the establishment of a public law school in El Paso County.

HB 1900 Police Defunding Bill passed in House, significant impact if city adopts a lower public safety budget than the previous year

SB 23 Relating to an election to approve a reduction or reallocation of funding or resources for certain municipal or county law enforcement agencies.



Questions?



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 21-588, 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, Karla M. Nieman, (915) 212-0033

City Attorney's Office, Nicole J. Anchondo, (915) 212-0033

AGENDA LANGUAGE:

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

Claim of Fuller, Willie (21-1026-1158) (551.071)



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 21-589, 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.

Capital Improvement Department, Sam Rodriguez, (915) 212-1845

AGENDA LANGUAGE:

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

Discussion regarding the purchase of real property related to the El Paso Police Department Central Regional Command Center Project. (21-1004-1221) (551.072)



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 21-590, 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.

Economic and International Development, Jessica Herrera, (915) 212-0094

AGENDA LANGUAGE:

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

Economic Incentives for a Telecommunications Company located in the City of El Paso. (21-1007-2683)
(551.071) (551.087)



El Paso, TX

300 N. Campbell
El Paso, TX

Legislation Text

File #: 21-591, 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.

Economic and International Development, Jessica Herrera, (915) 212-0094

AGENDA LANGUAGE:

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

Status of pending negotiations for several Economic and International Development Department Projects in the City of El Paso. (20-1007-2670) (551.087) (551.071)