

JOHN F. COOK
MAYOR



JOYCE WILSON
CITY MANAGER

CITY COUNCIL
ANN MORGAN LILLY, DISTRICT 1
SUSANNAH M. BYRD, DISTRICT 2
EMMA ACOSTA, DISTRICT 3
CARL ROBINSON, DISTRICT 4
RACHEL QUINTANA, DISTRICT 5
EDDIE HOLGUIN JR., DISTRICT 6
STEVE ORTEGA, DISTRICT 7
BETO O'ROURKE, DISTRICT 8

REGULAR COUNCIL MEETING MINUTES
COUNCIL CHAMBERS
January 11, 2011
8:30 A.M.

The City Council met in regular session at the above place and date. Meeting was called to order at 8:37 a.m. Mayor John F. Cook present and presiding and the following Council Members answered roll call: Carl Robinson, Eddie Holguin, Jr., Steve Ortega, and Beto O'Rourke. Late arrival: Susannah M. Byrd 8:38 a.m., Ann Morgan Lilly 8:42 a.m., Rachel Quintana, 8:51 a.m. during Executive Session deliberations and Emma Acosta, 9:13 a.m. The invocation was given by Border Patrol Chaplain Jesse Alvarez, followed by the Pledge of Allegiance to the Flag of the United States of America.

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MAYOR'S PROCLAMATIONS

MARTIN LUTHER KING, JR. DAY

CALL TO THE PUBLIC – PUBLIC COMMENT

This time is reserved for members of the public who would like to address the City Council on items that are not on the City Council Agenda.

A sign-up form is available on line at https://www.elpasotexas.gov/muni_clerk/contact_public.asp for those who wish to sign up in advance of the meeting date and a sign-up form is available outside the City Council Chambers at the City Clerk table for those who wish to sign up on the day of the meeting.

Requests to speak must be received by 9:00 a.m. on the date of the meeting.

30 Minutes total is allotted for speakers.

Three to five minutes may be allowed for each speaker.

The following members of the public commented:

1. Mr. Ray Bannon
2. Mr. Lisle Davis
3. Dr. Theresa Ware-Asbury
4. Mr. Salvador Gomez
5. Mr. Sam Mancillas

Mayor Cook and Representative Byrd commented.

Ms. Joyce Wilson, City Manager, commented and Mr. Charlie McNabb, City Attorney, gave legal advice.

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Motion made by Representative Robinson, seconded by Representative O'Rourke, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 8:37a.m. pursuant to Section 3.5A of the

El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.076 to discuss any of the following:

- 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
- Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Discussion and action on the Executive Session items listed on the Agenda.

NOT PRESENT FOR THE VOTE: Representatives Lilly, Byrd, Acosta, and Quintana

Motion made by Representative Lilly, seconded by Representative Ortega, and unanimously carried to adjourn the Executive Session at 9:12 a.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

NOT PRESENT FOR THE VOTE: Representatives Acosta, Quintana, and Holguin

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EX1. Claim of Vision Consultants, Our File No. 10-C-180 (551.071)

Motion made by Mayor Pro Tempore Acosta, seconded by Representative Ortega, and carried that the City Attorney's Office be authorized to deny claimant's settlement demand in the claim of Vision Consultants, Our File No. 10-C-180.

- AYES: Representatives Byrd, Holguin, Ortega, and O'Rourke
- NAYS: Representatives Acosta and Robinson
- ABSTAIN Representatives Lilly and Quintana

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EX2. Ronald G. Martin, Jr., et. al. vs. The City of El Paso, Texas; Cause No. 2010-4936 (551.071)

NO ACTION was taken on this item.

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EX3. Six Kingdoms Enterprises, LLC, d/b/a Petland El Paso vs. The City of El Paso; Cause No. EP-10-CV-0485-KC (551.071)

NO ACTION was taken on this item.

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CONSENT AGENDA

Motion made by Mayor Pro Tempore Acosta, seconded by Representative Byrd, and unanimously carried to **APPROVE, AS REVISED**, all matters listed under the Consent Agenda unless otherwise noted. (Items approved, postponed, or deleted pursuant to the vote on the Consent Agenda will be shown with an asterisk {*}).

- AYES: Representatives Lilly, Byrd, Acosta, Robinson, Quintana, Holguin, Ortega, and O'Rourke
- NAYS: None

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1. APPROVAL OF MINUTES

*Motion made, seconded, and unanimously carried to **APPROVE** the Minutes for the Regular City Council Meeting of January 6, 2011.

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2. REQUEST TO EXCUSE CITY COUNCIL MEMBERS

NO ACTION was taken on this item.
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3.

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

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

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

5640 Melody Lane, more particularly described as Tract 18-F (1.0000 AC), Block 6,
Upper Valley Subdivision, El Paso, El Paso County, Texas, Parcel #U819-999-006A-
1871

to be \$365.43, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of \$389.43. The City Council finds that the work was completed on the 17th day of July, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$389.43 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

3023 Morehead Avenue, more particularly described as Lot(s) 11 & 12 (6000 Sq Ft), Block 3, Military Heights Subdivision, El Paso, El Paso County, Texas, Parcel #M436-999-0030-3100

to be \$133.02, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of \$157.02. The City Council finds that the work was completed on the 13th day of July, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$157.02 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

Lot(s) 9 & 10 (6000 Sq Ft), Block 35, Highland Park Subdivision, City of El Paso,
El Paso County, Texas, Parcel #H453-999-0350-2900

to be \$221.86, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of \$245.86. The City Council finds that the work was completed on the 2nd day of June, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$245.86 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

2600 Porter Avenue, more particularly described as Lot(s) 31 & 32 (6000 Sq
Ft), Block E, Grandview Subdivision, El Paso, El Paso County, Texas, Parcel
#G686-999-000E-9500

to be \$163.71, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of \$187.71. The City Council finds that the work was completed on the 9th & 12th days of July, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$187.71 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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

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

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

10325 Bon Aire Drive, more particularly described as Lot(s) 6 (7285 Sq Ft), Block 10,
Arlington Heights Replat Subdivision, El Paso, El Paso County, Texas, Parcel
#A700-999-0100-1100

to be \$184.74, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of \$208.74. The City Council finds that the work was completed on the 11th day of March, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$208.74 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.
3. The City Clerk is directed to give notice of the lien by filing a copy of this Resolution for record with the County Clerk.
4. All records of the City Clerk's office relating to the proceeding against the above described property are made a part of this Resolution by reference.

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

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

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

4713 G T Powers Drive, more particularly described as Lot(s) 13 EXC W
1 Ft & W 1 Ft of Lot 12, Block 15, Castner Heights #1 Subdivision, El
Paso, El Paso County, Texas, Parcel #C231-999-0150-2500

to be \$135.45, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of AND \$159.45. The City Council finds that the work was completed on the 27th day of July, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$159.45 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

Tract 22 (0.862 Acre), Block O, A Danielson Sur 310 Abst 10026
Subdivision, City of El Paso, El Paso County, Texas, Parcel #X310-999-
0000-1860

to be \$184.03, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of AND \$208.03. The City Council finds that the work was completed on the 7th day(s) of July, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$208.03 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

605 Greggerson Drive, more particularly described as Tract 3 (8444.00 Sq Ft),
Seale Subdivision, El Paso, El Paso County, Texas, Parcel #S307-999-0010-
2300

to be \$208.55, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of \$232.55. The City Council finds that the work was completed on the 30th day of June, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$232.55 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

7941 Knights Drive-A-C , more particularly described as Lot(s) 32 EXC
SELY COR (161.06 Ft. on St. 134.81 Ft. on W-141.54 Ft. on N - 117.50 Ft.
on E) (34452.91 Sq. Ft.), Block 30, Thomas Manor #10 Subdivision, El
Paso, El Paso County, Texas, Parcel #T240-999-0300-6300

to be \$480.09, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of AND \$504.09. The City Council finds that the work was completed on the 6th day of July, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$504.09 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

7856 Laura Way, more particularly described as TR 8 (6000 Sq. Ft.), Block 5,
Monte Cito Subdivision, El Paso, El Paso County, Texas, Parcel #M651-999-
0050-7100

to be \$154.65, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of \$178.65. The City Council finds that the work was completed on the 21st day of July, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$178.65 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

Tract 6-C (0.361 Acre), Block 15, Ysleta Subdivision, City of El Paso, El Paso County, Texas, Parcel #Y805-999-015D-0630

to be \$303.59, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of \$327.59. The City Council finds that the work was completed on the 16th day of July, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$327.59 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

3101 Rivera Avenue, more particularly described as Lot(s) N 70 Ft of (1 & 2 & W 10 Ft of Lot 3) (4200 Sq Ft), Block 3, East El Paso Subdivision, El Paso, El Paso County, Texas, Parcel #E014-999-0030-0100

to be \$155.43, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of \$179.43. The City Council finds that the work was completed on the 27th day of July, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$179.43 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

4736 Sagrado Lane, more particularly described as Lot(s) 10 (5726.00 Sq Ft),
Block 1, El Manto Addition Subdivision, El Paso, El Paso County, Texas,
Parcel #E345-999-0010-1000

to be \$140.68, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of AND \$164.68. The City Council finds that the work was completed on the 22nd day of June, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$164.68 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

4740 Sagrado Lane, more particularly described as Lot(s) 11 (8702.00 Sq Ft),
Block 1, El Manto Addition Subdivision, El Paso, El Paso County, Texas,
Parcel #E345-999-0010-1100

to be \$102.10, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of \$126.10. The City Council finds that the work was completed on the 22nd day of June, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$126.10 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

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

WHEREAS, the Director of the Environmental Services Department has reported the cost of doing such work in the amount hereinafter set forth.

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

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:

4744 Sagrado Lane, more particularly described as Lot(s) 12 (5764.00 Sq Ft),
Block 1, El Manto Addition Subdivision, El Paso, El Paso County, Texas,
Parcel #E345-999-0010-1200

to be \$107.30, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of \$131.30. The City Council finds that the work was completed on the 22nd day of June, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$131.30 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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4A. REQUESTS TO ISSUE PURCHASE ORDERS

*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services, Purchasing Division to issue Purchase Order to Portable Computer Systems, Inc., d/b/a PCS Mobil, a contractor under Department of Information Resources (DIR) Contract #DIR-SDD-531, for the purchase of 24 Panasonic Toughbook computers, in the amount of \$86,643.12, and DIR Contract # DIR-SDD-518 for the purchase of 24 docking stations with related equipment, in the amount of \$18,908.04. The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

The participation by the City of El Paso in the Department of Information Resources (DIR), Cooperative Purchasing Program was approved by Mayor and City Council on February 27, 2007.

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

This is a Cooperative, unit price type contract.

Department: Fire
Award to: Portable Computer Systems, Inc., d/b/a PCS Mobile
Denver, CO (Corporate Office)

Total Estimated Award: \$105,551.16 (for 24 units)
Funding Source: Metropolitan Medical Response System (MMRS) FY '09 State Homeland Security Program (SHSP) FY'08
Reference No.: 2011-131

Mayor Cook and Representative Quintana commented.

The following City Staff members commented:

- 1. Ms. Joyce Wilson, City Manager
- 2. Mr. Victor Arreola, Logistic Lieutenant

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4B. REQUESTS TO ISSUE PURCHASE ORDERS

*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services, Purchasing Division to issue Purchase Order to Adlerhorst International, Inc. to purchase one single purpose and five dual purpose police canines. This purchase is exempt as a sole source under Local Government Code Section 252.022(a) (2) since it is necessary to procure the single and dual purpose police canines in order to protect the public health and safety of El Paso residents.

Department: Police
Award to: Adlerhorst International, Inc.
Riverside, CA
Total Estimated Award: \$58,720
Funding Source: Confiscated Funds
Sole Source No.: 2011-123

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5A – 5 B. INTRODUCTIONS

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

AYES: Representatives Lilly Byrd, Acosta, Robinson, Quintana, Holguin, Ortega, and O'Rourke
NAYES: None

- 5A. An Ordinance calling a Special Election in the City of El Paso for a Charter Election for the submission of a Charter Amendment to be held within the City on May 14, 2011; and making provisions for the conduct of the Election.
- 5B. An Ordinance approving the "Plan El Paso 2010: Connecting El Paso: Building Transit-Oriented Neighborhoods at Remcon Circle, Oregon Corridor, and Five Points and Redeveloping ASARCO" Plan as a Study Area Plan to be incorporated into the City's Comprehensive Plan, "The Plan for El Paso," and that the 2025 General Land Use Map be amended to incorporate the modification.

PUBLIC HEARING WILL BE HELD ON JANUARY 18, 2011, FOR ITEMS 5A – 5B

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6A AND 6B TAKEN TOGETHER

6A. ENGINEERING AND CONSTRUCTION MANAGEMENT

Motion made by Representative Quintana, seconded by Representative Byrd, and unanimously carried to **AWARD** Solicitation No. 2011-016 for the EPIA Medians Cottonwoods/Global Reach Landscape to Three C's Contractors, Inc. for a total estimated amount of \$2,182,499.34.

AYES: Representatives Lilly Byrd, Acosta, Robinson, Quintana, Ortega, and O'Rourke
NAYS: None
NOT PRESENT FOR THE VOTE: Representative Holguin

Department: Engineering and Construction Management
Award to: Three C's Contractors, Inc.
Base Bid: \$2,182,499.34
Total Estimated Completion: \$2,182,499.34
Funding Source: Airport Enterprise Fund

It is requested that the City Manager of the City of El Paso be authorized to sign any contracts or other documents required to effectuate this award.

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measured quantity. The actual cost of this contract may be higher or lower than the total estimated value and will be the sum total of unit prices at the end of the contract term.

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

This is a low bid, unit-price contract. The Engineering and Construction Management Department recommends award as indicated to the lowest responsible bidder.

6B. ENGINEERING AND CONSTRUCTION MANAGEMENT

Motion made by Representative Quintana, seconded by Representative Byrd, and unanimously carried to **AWARD** Solicitation No. 2011-066 for the Sandstone Ranch Park to Three C's Contractors, Inc. for a total amount of \$537,008.64.

AYES: Representatives Lilly Byrd, Acosta, Robinson, Quintana, Ortega, and O'Rourke
NAYS: None
NOT PRESENT FOR THE VOTE: Representative Holguin

Department: Engineering and Construction Management
Award to: Three C's Contractors, Inc.
Base Bid: \$495,396.65
Alternate: \$ 34,959.04
Sum Total Base Bid – Item 19 + Alternate \$500,042.20
Option 1: \$ 14,543.44
Option 2: \$ 12,155.00
Option 3: \$ 10,268.00
Sum Total Base Bid – Item 19 + Option 1, 2 & 3 **\$537,008.64**
Total Estimated Completion: \$537,008.64
Funding Source: Texas Parks & Wildlife Grant & Parkland Dedication Funds

It is requested that the City Manager of the City of El Paso be authorized to sign any contracts or other documents required to effectuate this award.

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measured quantity. The actual cost of this contract may be higher or lower than the total estimated value and will be the sum total of unit prices at the end of the contract term.

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

This is a low bid, unit-price contract. The Engineering and Construction Management and Parks Departments recommend award as indicated to the lowest responsible bidder.

Mr. Sam Rodriguez, Engineering Division Manager, presented a PowerPoint presentation (on file in the City Clerk's office).

Mayor Cook and Representatives Ortega, Quintana, Byrd and Robinson commented.

The following City Staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Mr. R. Alan Shubert, City Engineer

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7A. PLANNING AND ECONOMIC DEVELOPMENT

1ST MOTION

Motion made by Representative Ortega, seconded by Representative Quintana, and unanimously carried to **SUSPEND THE RULES OF ORDER** to allow the public to speak after the sign up period.

2ND MOTION

Motion made by Representative Byrd, seconded by Representative O'Rourke, on an Ordinance Changing the zoning of the following real property known as: Parcel 1: Portion Of Nellie D. Mundy Survey 246; City of El Paso, El Paso County, Texas, from R-3 (Residential) and PMD (Planned Mountain Development) To NOS (Natural Open Space); Parcel 2: Portion of Tract 1, Abstract 10070, S. J. Larkin Survey 269; City Of El Paso, El Paso County, Texas, From PMD (Planned Mountain Development) To NOS (Natural Open Space); and Parcel 3: Portion of Tract 1-A, Abstract 10070, S. J. Larkin Survey 269, City of El Paso, El Paso County, Texas, from PMD (Planned Mountain Development) to NOS (Natural Open Space). The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

AYES: Representatives Byrd, Ortega and O'Rourke

NAYS: Representatives Lilly, Acosta, Robinson, Quintana, and Holguin

THE MOTION FAILED.

3RD AND FINAL MOTION

Motion made by Representative Lilly, seconded by Representative Ortega, to **DIRECT** staff to start the process of rezoning of the 1800 acres of Public Service Board land to Smart Code zoning.

AYES: Representatives Lilly, Acosta, Robinson, Quintana, Holguin, Ortega, and O'Rourke

NAYS: Representative Byrd

Mr. Mathew McElroy, Deputy Director of Planning, presented a PowerPoint presentation (copy on file in City Clerk's office).

Mayor Cook and Representatives Quintana, Ortega, O'Rourke, Byrd, Lilly and Robinson, and Holguin commented.

Ms. Joyce Wilson, City Manager, and Mr. Ed Archuleta, El Paso Water Utility Director, commented.

The following members of the public commented:

1. Mr. Charlie Wakeem, Open Space Advisory Board, presented a PowerPoint presentation (copy on file in City Clerk's office).
2. Ms. Cheryl Garing
3. Mr. Jim Tolbert, Franklin Mountain Wilderness Coalition
4. Ms. Judy Ackerman
5. Mr. Bob Geyer, El Paso Sierra Club
6. Ms. Georgena Askew
7. Mr. Had Robinson, Rio Grande Soaring Association
8. Ms. Rosario Walton
9. Dr. Richard Teschner
10. Ms. Lois Balin, Texas Urban Wildlife Biologist
11. Mr. Bill Addington, El Paso Sierra Club
12. Ms. Lisa Turner
13. Mr. Richard Dayoub
14. Ms. Joanna Dodge
15. Ms. Lupe Weaver

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7B.

ORDINANCE 17482

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF A PORTION OF LOT B, BLOCK 79, EASTWOOD HEIGHTS, CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM C-OP (COMMERCIAL OFFICE PARK) TO C-1 (COMMERCIAL). THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

Mr. Mathew McElroy, Deputy Director of Planning and Economic Development, presented a PowerPoint presentation (copy on file in city clerk's office).

Mayor Cook and Representative Quintana commented.

Ms. Charlsetta W. Finley, citizen, commented.

Motion duly made by Representative Quintana, seconded by Representative Ortega, that the Ordinance be **ADOPTED AS REVISED**, with a condition that a detailed site plan be submitted and approved per City code. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Representatives Lilly, Acosta, Robinson, Quintana, Holguin, Ortega and O'Rourke
NAYS: None

NOT PRESENT FOR THE VOTE: Representative Byrd

Whereupon the Mayor ordered that, the vote having been cast in favor of the Ordinance, the same be and the same are hereby **ADOPTED AS REVISED**:

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8A MAYOR AND COUNCIL:

Legislative Review Committee Report:

1. For notation only: Formal report of the Transportation Legislative Review Committee meeting held on December 9, 2010, as submitted by Representative Ann Lilly; and
2. Discussion pertaining specifically to the agenda item posted by the Transportation Legislative Review Committee meeting, as follows:
 - a. Discussion and action on preventing cutting through sidewalks in order to build driveway access onto a property.
 - b. Discussion and action on adding an intersection design to the Design Standards for Construction that allows bike lane access into complex intersections.
 - c. Discussion and action on options for on-street parking on University Avenue between Oregon and Blanchard.
 - d. TxDOT report, discussion and action on various sidewalk gaps, Intersection Locations Study and Collaborative Partnership with the City of El Paso to address sidewalk gaps.

Mayor Cook and Representatives Lilly, Robinson, Byrd, and Holguin commented.

The following City Staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Mr. Daryl Cole, Director of Streets

NO ACTION was taken on this item.

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8B.

R E S O L U T I O N

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

That the Mayor be authorized to sign an Interlocal Agreement between the City of El Paso, the County of El Paso, and the El Paso County Hospital District to amend the 2000 Interlocal Agreement that created the El Paso Mental Health and Mental Retardation Center in its entirety.

1ST. MOTION

Motion made by Mayor Pro Tempore Acosta, seconded by Representative Byrd, to **APPROVE** the Resolution.

AYES: Representatives Byrd and Acosta

NAYS: Representatives Lilly, Robinson, Quintana, Holguin, Ortega, and O'Rourke

THE MOTION FAILED

2ND AND FINAL MOTION

Motion made by Representative Holguin, seconded by Representative Quintana, and unanimously carried to **CONTINUE** with the current level of funding for MHMR, except for the CDBG funding, which cannot be pre-committed, without going through the right channels of the process, and to **WITHDRAW** from the governance of the El Paso Mental Health and Mental Retardation Center.

Mayor Cook and Representatives Acosta, Ortega, Byrd, Holguin, Robinson, O'Rourke, Lilly, and Quintana commented.

The following City Staff members commented.

- 1. Ms. Joyce Wilson, City Manager
- 2. Mr. Charlie McNabb, City Attorney, gave legal advice
- 3. Ms. Elaine Hengen, Senior Assistant City Attorney, gave legal advice.

The following members of the public commented:

- 1. Ms. Veronica Escobar, County Judge
- 2. Dr. Jose Luna, University Medical Center
- 3. Mr. Sergio Lewis, County Commissioner
- 4. Mr. Jim Valenti, University Medical Center
- 5. Ms. Becky Avalos, citizen
- 6. Mr. Eric Willard, citizen

9.

RESOLUTION

WHEREAS, on July 19, 2005, the City Council for the City of El Paso adopted a five-year (2005-2010) Consolidated Plan that serves as a comprehensive housing affordability strategy, community development plan, and submission for funding programs that address homelessness and homelessness prevention such as the Emergency Shelter Program and Community Development Block Grant Public Services homeless programs which were submitted to the U.S. Department of Housing and Urban Development (HUD); and

WHEREAS, on May 5, 2009, the City Council for the City of El Paso amended the 2005-2010 Consolidated Plan by adding a Homelessness Prevention and Rapid Re-Housing Program (HPRP) component, with Homeless Needs addressed by HPRP activities being rated as "high priority needs" in the Homeless Needs Table for Individuals and Families in the 2005-2010 Consolidated Plan, and amended the Annual Action Plan (2008-2009) by adding specific HPRP-funded activities; and

WHEREAS, on September 9, 2009, the City Council for the City of El Paso approved funding awards for the 2009-2012 HPRP related to the implementation and performance of the activities contained in the Annual Action Plan (2008-2009) and corresponding programs; and

WHEREAS, the City Council, based upon a recommendation of the Director of Community and Human Development, now desires to amend the Annual Action Plan (2008-2009) and the 2009-2012 HPRP Budget by redistributing HPRP funds to enable the City to expend its \$3,492,976 grant in a more logical and efficient manner based on higher areas of need; and

WHEREAS, on December 3, 2010 and December 8, 2010, the City of El Paso published in the El Paso Times and El Diario newspapers, respectively, public notice and allowed a 30-day public comment period regarding the proposed amendment to the Annual Action Plan (2008-2009) and 2009-2012 HPRP Budget and City Council has duly considered public comment, if any.

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

1. That the Annual Action Plan (2008-2009) and the 2009-2012 HPRP Budget is hereby amended as follows:

Increase the County of El Paso- Central/Northwest Target Area total budget for the provision of homelessness prevention assistance in the Central/Northwest Area by \$219,887, from \$723,438 to \$943,325, which will increase the Financial Assistance component by \$306,581 and reduce the Relocation & Stabilization component by \$86,694;

Increase the County of El Paso-Northeast/ East Target Area total budget for the provision of homelessness prevention assistance in the Northeast/East Area by \$282,551, from \$723,449 to \$1,006,000, which will increase the Financial Assistance component by \$385,245 and reduce the Relocation & Stabilization component by \$102,694;

Decrease the County of El Paso-Lower Valley Target Area total budget for the provision of homelessness prevention assistance in the Lower Valley Area by \$423,438, from \$723,438 to \$300,000, which will reduce the Financial Assistance component by \$287,744 and reduce the Relocation & Stabilization component by \$135,694;

Decrease the total budget for the provision of data collection and evaluation by \$32,000, from \$132,000 to \$100,000;

Decrease the City of El Paso’s HPRP administration budget by \$47,000, from \$87,000 to \$40,000. **(All Districts)**; and

2. That the City Manager be authorized to take any actions necessary to accomplish the intent of this resolution, including contract amendments with all HPRP-funded agencies, upon approval by the City Attorney’s Office and Director of Community and Human Development Department.

Mr. William Lilly, Director of Community and Human Development, commented.

Motion made by Representative Robinson, seconded by Representative Ortega, and unanimously carried to **APPROVE** the Resolution

AYES: Representatives Lilly, Byrd, Acosta, Robinson, Holguin, Ortega, and O’Rourke

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Quintana

10. PLANNING AND ECONOMIC DEVELOPMENT

Motion made by Representative Byrd, seconded by Representative Ortega, and unanimously carried to **APPROVE AS REVISED** a request from Micah D. Miller, of Mounce, Green, Myers, Safi, Paxson & Galatzan, on behalf of Quality Licensing Corp., for City Council to grant an exception, with a finding that not granting the exception from the prohibition of the sale of alcoholic beverages within three hundred feet of a school for properties located at 5631 Dyer and 5719 Dyer, would not be in the best interest of the City.

AYES: Representatives Lilly, Byrd, Acosta, Holguin, Ortega, and O’Rourke

NAYS: Representative Robinson
NOT PRESENT FOR THE VOTE: Representative Quintana

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Motion made by Representative Lilly , seconded by Representative Robinson , and unanimously carried to
ADJOURN this meeting at 1:44 p.m.
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APPROVED AS TO CONTENT:

Richarda Duffy Momsen, City Clerk