

**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 25, 2011  
8:30 A.M.

The City Council met in regular session at the above place and date. Meeting was called to order at 8:38 a.m. Mayor John F. Cook present and presiding and the following Council Members answered roll call: Ann Morgan Lilly, Rachel Quintana, Steve Ortega, and Beto O'Rourke. Late arrivals: Susie Byrd at 8:39 a.m., Carl Robinson at 8:40 a.m., Emma Acosta at 8:42 a.m. during Executive Session deliberations, and Eddie Holguin, Jr. at 9:16 a.m. The invocation was given by Police Chaplain Lisle Davis, followed by the Pledge of Allegiance to the Flag of the United States of America.

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**RECOGNITIONS**

**CITY EMPLOYEES**

Ms. Joyce Wilson, City Manager, presented the following employee recognitions:

1. **Mr. Martin Jacquez – 25 years**
2. **Mr. Joe A. Oshiro – 25 years**
3. **Mr. Victor Reynozo – 25 years**
4. **Mr. Mario R. Hernandez – 25 years**
5. **Mr. Gerald V. Humphrey – 25 years**
6. **Mr. David Chavarria – 25 years**
7. **Mr. Rodolfo Silva – 25 years**
8. **Mr. Rodolfo Garcia – 25 years**
9. **Mr. Martin Aguilar – 25 years**
10. **Mr. José A. Cardoza – 30 years.**

Ms. Dionne Mack-Harvin, Director of Libraries, was introduced and commented.

**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](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. James Perry
- 2. Mr. Ray Bannon
- 3. Mr. Salvador Gomez
- 4. Mr. Tom Brown
- 5. Mr. Harrison Johnson

**1ST AND FINAL MOTION**

Motion made by Representative Byrd, seconded by Mayor Pro Tempore Acosta, and unanimously carried to **SUSPEND THE RULES OF ORDER** to allow additional speakers after the sign-up period.

Mayor Cook commented.

Ms. Joyce Wilson, City Manager, commented.

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Motion made by Representative Quintana, seconded by Representative Lilly, and carried that the City Council retire into **EXECUTIVE SESSION** at 8:38 a.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 Byrd, Acosta, Robinson and Holguin.

Motion made by Representative Lilly, seconded by Representative Acosta and carried to adjourn the Executive Session at 9:13 a.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

NOT PRESENT FOR THE VOTE: Representatives Robinson, Quintana, Holguin and O'Rourke.

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**EX1.** The City of El Paso, Texas, vs. El Paso Empowerment Zone Corporation and Luis T. Sanchez, Cause No. 2008-867, 448th Judicial District Court, El Paso County, Texas, and on other legal issues related to the El Paso Empowerment Zone Corporation and to the U.S. Department of Housing and Urban Development. (551.071)

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

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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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**CONSENT AGENDA**

Motion made by Mayor Pro Tempore Acosta, seconded by Representative Quintana, 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 18, 2011.

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

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

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**3A.**

**\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, Miguel & Emilia M. Garcia, 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:

238 Graphite Drive., more particularly described as Lot(s) 4 (6463 Sq Ft), Block 8, Town & Country Village Subdivision, El Paso, El Paso County, Texas, Parcel #T645-999-0080-0700

to be \$159.69, 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 \$183.69. The City Council finds that the work was completed on the 11th day of August, 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 \$183.69 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, Juan B. Barela, 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:

1955 Happer Way, more particularly described as Lot(s) 23 & S 1/2 of Lot 22 (4500 Sq. Ft.), Block Y, Government Hill Subdivision, El Paso, El Paso County, Texas, Parcel #G569-999-000Y-8500

to be \$163.49, 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 \$187.49. The City Council finds that the work was completed on the 23rd 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 \$187.49 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, Santana Custom Homes 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:

8408 C Mercury Street , more particularly described as Lot(s) 3 (EXC ELY TRIA) (12227.82 Sq. Ft.), Block 1, Santana Estates #1 Subdivision, El Paso, El Paso County, Texas, Parcel #S156-999-0010-0300

to be \$154.80, 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 \$178.80. The City Council finds that the work was completed on the 3rd day of August, 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 \$178.80 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, Vianey P. Ramirez, 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:

7624 Alameda Avenue, more particularly described as TR 14-C-1 (0.421 Acres), Block 27, Ysleta Subdivision, El Paso, El Paso County, Texas, Parcel #Y805-999-0270-1483

to be \$130.23, 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 \$154.23. 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 \$154.23 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

### **\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, Lupe Perez, 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:

5801 Neches Avenue, more particularly described as Lot(s) 38, Block 13, Parkdale Subdivision, El Paso, El Paso County, Texas, Parcel #P405-999-0130-7700

to be \$204.46, 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 \$228.46. The City Council finds that the work was completed on the 25th day of August, 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 \$228.46 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

### **\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, 7 M Enterprises LLC, 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:

7208 North Loop Drive, more particularly described as Lot(s) 5 (EXC NLY PT) (12999.09 Sq. Ft.), Block 6, Stiles Gardens Subdivision, El Paso, El Paso County, Texas, Parcel #S658-999-0060-0600

to be \$141.63, 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 \$165.63. The City Council finds that the work was completed on the 28th day of August, 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 \$165.63 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, 7 M Enterprises LLC, 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:

7210 North Loop Drive, more particularly described as Lot(s) 6 (EXC NLY PT) (12715.79 Sq Ft), Block 6, Stiles Gardens Subdivision, El Paso, El Paso County, Texas, Parcel #S658-999-0060-0700

to be \$141.63, 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 \$165.63. The City Council finds that the work was completed on the 28th day of August, 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 \$165.63 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

#### **\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, 7 M Enterprises LLC, 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:

7212 North Loop Drive, more particularly described as Lot(s) 7 (EXC NLY PT) (12506.00 Sq Ft), Block 6, Stiles Gardens Subdivision, El Paso, El Paso County, Texas, Parcel #S658-999-0060-0800

to be \$141.63, 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 \$165.63. The City Council finds that the work was completed on the 28th day of August, 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 \$165.63 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, 7 M Enterprises LLC, 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:

7220 North Loop Drive, more particularly described as Lot(s) 11 (EXC NLY PT) (13118.71 Sq Ft), Block 6, Stiles Gardens Subdivision, El Paso, El Paso County, Texas, Parcel #S658-999-0060-1200

to be \$141.63, 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 \$165.63. The City Council finds that the work was completed on the 28th day of August, 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 \$165.63 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, 7 M Enterprises LLC, 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:

7226 North Loop Drive, more particularly described as Lot(s) 14 (EXC NLY PT) (13862.91 SQ FT), Block 6, Stiles Gardens Subdivision, El Paso, El Paso County, Texas, Parcel #S658-999-0060-1500

to be \$141.63, 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 \$165.63. The City Council finds that the work was completed on the 28th day of August, 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 \$165.63 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

**\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, Rosa Maria Pena, 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:

10208 Fertell Street, more particularly described as Lot(s) 222, Block 8, Yucca Village Subdivision, El Paso, El Paso County, Texas, Parcel #Y906-999-0080-7300

to be \$136.21, 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 \$160.21. The City Council finds that the work was completed on the 2nd day of August, 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 \$160.21 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

### **\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, Mendiola Ventures Llc, 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:

5377 Guillermo Frias Lane, more particularly described as Lot(s) 6 (5459.77 Sq Ft), Block 2, Sandstone Ranch Estates #2 Subdivision, El Paso, El Paso County, Texas, Parcel #S138-999-0020-0600

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 \$208.03. The City Council finds that the work was completed on the 12th day of August, 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, Mendiola Ventures, LLC, 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:

5381 Guillermo Frias Lane, more particularly described as Lot(s) 5 (5703.46 Sq Ft), Block 2, Sandstone Ranch Estates #2 Subdivision, El Paso, El Paso County, Texas, Parcel #S138-999-0020-0500

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 \$208.03. The City Council finds that the work was completed on the 12th day of August, 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, Mendiola Ventures, LLC, 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:

5376 Ignacio Frias Dr, more particularly described as Lot(s) 30 (5409.06 Sq Ft), Block 2, Sandstone Ranch Estates #2 Subdivision, El Paso, El Paso County, Texas, Parcel #S138-999-0020-3000

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 \$208.03. The City Council finds that the work was completed on the 12th day of August, 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, Mendiola Ventures, LLC, 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:

5380 Ignacio Frias Lane, more particularly described as Lot(s) 31 (5334.32 Sq Ft), Block 2, Sandstone Ranch Estates #2 Subdivision, El Paso, El Paso County, Texas, Parcel #S138-999-0020-3100

to be \$180.78, 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 \$204.78. The City Council finds that the work was completed on the 13th day of August, 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 \$204.78 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

#### **\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, Lorena S. & John A. Green, 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:

4601 Loma de Plata Drive, more particularly described as Lot(s) 14 (5302.50 Sq Ft), Block 16, North Hills #5 Subdivision, El Paso, El Paso County, Texas, Parcel #N425-999-0160-1400

to be \$126.41, 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 \$150.41. The City Council finds that the work was completed on the 8th 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 \$150.41 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

### **\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, Tawny J. & Joni Y. 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:

4948 Royal Drive, more particularly described as Lot(s) 26, Block 38, Sun Valley #6 Subdivision, El Paso, El Paso County, Texas, Parcel #S816-999-0380-7600

to be \$155.05, 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 \$179.05. The City Council finds that the work was completed on the 25th day of August, 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 \$179.05 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

### **\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, Miguel & Maricela E. Meraz, 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:

9720 La Morenita Circle, more particularly described as Lot(s) 5 (5300.00 Sq Ft), Block 5, Mission Pass Subdivision, El Paso, El Paso County, Texas, Parcel #M579-999-0050-0500

to be \$133.05, 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 \$157.05. The City Council finds that the work was completed on the 27th day of August, 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 \$157.05 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

**\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, Felix 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:

Lot(s) S 1/3 of Lot 28, Block 2, Mesa Vista #2 Subdivision, City of El Paso, El Paso County, Texas, Parcel #M386-999-0020-7300

to be \$93.08, 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 \$117.08. 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 \$117.08 to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

#### **\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, Herman Avila Jr, 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:

1510 Pintoresco Drive, more particularly described as N Pt of Lot 3 (49.29 Ft on E - 111.13 Ft on S - Irreg on W - 80.90 Ft on N) (5153.73 Sq Ft), Block 32-C, Vista del Sol #6 Replat B Subdivision, El Paso, El Paso County, Texas, Parcel #V893-999-032C-0600

to be \$161.60, 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 \$185.60. The City Council finds that the work was completed on the 23rd 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 \$185.60 to be a lien on the above described property, said amount being due and payable within

ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, Luis A. & Rafaela Grijalva, 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:

708 S St Vrain Street, more particularly described as Lot(s) 14 (3000 Sq Ft), Block 47, Magoffin Subdivision, El Paso, El Paso County, Texas, Parcel #M028-999-0470-5100

to be \$110.09, 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 \$134.09. 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 \$134.09 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.

.....  
**3B.**

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

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

That the City Manager be authorized to sign a Third Amendment and Extension to the Lease Agreement between the Metropolitan Planning Organization and ELP Gateway, LLC, for the lease of general office space for the Metropolitan Planning Organization at 10767 Gateway West Blvd., Suite 605, El Paso, El Paso County, Texas, to allow for a fixed three-year lease term with renewable options.

Representatives Byrd and Ortega commented.

Ms. Jane Shang, Deputy City Manager, commented.

Ms. Laura Gordon, Deputy City Attorney, gave legal advice.

**1ST MOTION**

\*Motion made, seconded, and unanimously carried to **MOVE TO REGULAR**.

**2ND MOTION**

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

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

**3RD MOTION**

Motion made by Representative Ortega, seconded by Representative Byrd, and unanimously carried to **RECONSIDER** the item.

**4TH AND FINAL MOTION**

Motion made by Representative Ortega, seconded by Mayor Pro Tempore Acosta, and carried to **APPROVE AS REVISED** a Resolution authorizing the City Manager to sign a Third Amendment and Extension to the Lease Agreement between the Metropolitan Planning Organization and DBB Holdings, Inc., a Nevada corporation, for the lease of general office space for the Metropolitan Planning Organization at 10767 Gateway West Blvd., Suite 605, El Paso, El Paso County, Texas, to allow for an additional fixed three-year lease term with a renewable option.

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

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**4. BOARD APPOINTMENT**

\*Motion made, seconded, and unanimously carried to **APPOINT** Alma Miller to the Fair Housing Task Force by Representative Steve Ortega, District 7.  
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**5A. REQUESTS TO ISSUE PURCHASE ORDERS, ETC.**

\*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services, Purchasing Division to issue Purchase Order to Uniforms of Texas, a contractor under Region 19 Cooperative Purchasing Contract No.10-6562, for Protective Vests. 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 Region 19 Cooperative Purchasing Program was approved by Mayor and City Council on March 04, 2008.

Department: Police  
Vendor: Uniforms of Texas  
El Paso, Texas  
Total Estimated Award: \$65,220  
Funding Source: UASI-IED FY08  
Reference No.: 2011-150

This is a Cooperative, unit price type contract. Mayor Cook commented.

Mayor Cook commented.

Ms. Joyce Wilson, City Manager, commented.

Ms. Lisa Turner, citizen, commented.

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**5B. REQUESTS TO ISSUE PURCHASE ORDERS, ETC.**

\*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services, Purchasing Division to issue Purchase Order to Advanced Security Contractors, Inc., a contractor under the Region 19 Cooperative Purchasing Program Contract No. 09-6356 (Electronic Surveillance & Locking Systems), for the purchase and installation of the Hirsch Access Control System in order to upgrade the present access control system to the newest standards used by the City of El Paso. 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 Education Service Center Region 19 (Region 19), Cooperative Contracts Program was approved by Mayor and City Council on March 4, 2008.

Department: Police  
Vendor: Advanced Security Contractors, Inc.  
El Paso, TX  
Total Estimated Award: \$237,546.99  
Funding Source: Operation Border Security Grant/Criminal Justice Division Funds  
Reference No.: 2011-148

This is a Cooperative, service-materials type contract.

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**5C. REQUESTS TO ISSUE PURCHASE ORDERS, ETC.**

\*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services, Purchasing Division to issue Purchase Order to Innovative PBX Services, Inc. a contractor under the Department of Information Resource (DIR) Contract No. DIR-SDD-667, to upgrade the structured cabling system at Mission Valley Regional Command Center to the newest standards for data communications. 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 Resource (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.

Department: Information Technology  
Award to: Innovative PBX Services, Inc.  
El Paso, Texas  
Total Estimated Award: \$59,710.17  
Funding Source: 2010 Certificates of Obligation - City Wide Network Infrastructure  
Reference No.: 2011-117

This is a Cooperative, services and materials contract.

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**6A. – 6B. INTRODUCTIONS**

Motion made by Representative Ortega, seconded by Mayor Pro Tempore Acosta, 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  
NAYS: None

**6A.** An Ordinance amending the El Paso City Code by amending Title 13 (Streets, Sidewalks, and Public Spaces), Chapter 13.36 (Parades and Public Assemblies), Section 13.36.050 (Costs and Fees) E to extend the application period for organizations seeking City support, the penalty is as provided for in Section 13.36.100 of the El Paso City Code.

**PUBLIC HEARING WILL BE HELD ON FEBRUARY 1, 2011, FOR ITEM 6A**

**6B.** An Ordinance granting Special Permit No. ZON10-00043, to permit infill development, on the property described as Tract 33, Pavo Real Subdivision, City of El Paso, El Paso County, Texas, Pursuant to Section 20.04.320 of the El Paso City Code. The penalty being as provided for in Chapter 20.24 of the El Paso City Code.

**PUBLIC HEARING WILL BE HELD ON FEBRUARY 15, 2011, FOR ITEM 6B**

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**7. ENGINEERING AND CONSTRUCTION MANAGEMENT**

Motion made by Representative Ortega, seconded by Representative Quintana, and unanimously carried to **AWARD AS REVISED** Solicitation No. 2011-079 for Pasodale Subdivision Phase III Street and Drainage Improvements to Martinez Brothers Contractors, LLC, for a total estimated amount of \$1,775,831.50.

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

Department: Engineering and Construction Management  
Award to: Martinez Brothers Contractors, LLC  
Base Bid I: \$1,225,062  
Base Bid II: \$239,272.50  
Base Bid III: \$199,827  
Option #1: \$111,670  
Total Estimated Completion: \$1,775,831.50  
Funding Source: Community Development Block Grant &  
2009 Certificates of Obligation &

El Paso Water Utility

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.

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

Representative Quintana commented.

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8A.

**ORDINANCE 17490**

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 20 (ZONING), CHAPTER 20.02 (GENERAL PROVISIONS AND DEFINITIONS); CHAPTER 20.06 (ZONING DISTRICTS AND MAPS); CHAPTER 20.10 (SUPPLEMENTAL USE REGULATIONS); AND APPENDIX A (TABLE OF PERMISSIBLE USES) OF THE EL PASO CITY CODE, TO AMEND THE DEFINITION FOR OPEN SPACE AND NATURAL OPEN SPACE, AMEND THE NATURAL OPEN SPACE DISTRICT; AMEND STANDARDS FOR SUPPLEMENTAL USES IN NATURAL OPEN SPACE; AND TO AMEND THE PERMISSIBLE USE STANDARDS IN NATURAL OPEN SPACE DISTRICTS. 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 (on file in the City Clerk's office).

Ms. Lisa Turner and Mr. Charlie Wakeem, citizens, commented.

Motion duly made by Representative O'Rourke, seconded by Representative Ortega, that the Ordinance be **ADOPTED**. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

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

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

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8B.

**ORDINANCE 17491**

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING SPECIAL PERMIT NO. ZON10-00080, TO ALLOW FOR INFILL DEVELOPMENT ON THE PROPERTY DESCRIBED AS LOTS 17 TO 23, AND THE EAST 5 FEET OF LOT 24, BLOCK 110, AMENDED MAP OF MORNINGSIDE HEIGHTS ADDITION, CITY OF EL PASO, EL PASO COUNTY, TEXAS, PURSUANT TO SECTION 20.04.320 OF THE EL PASO CITY CODE. THE PENALTY BEING AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

Representative Byrd commented.

The following City Staff member commented.

- 1. Ms. Joyce Wilson, City Manager
- 2. Mr. Mathew McElroy, Deputy Director, Planning and Economic Development

Motion duly made by Representative Byrd, seconded by Representative Ortega, that the Ordinance be **ADOPTED AS REVISED**, without the condition of paving the alleys and that the City will take the responsibility for paving. 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, Byrd, Acosta, Robinson, Quintana, Holguin, Ortega and O'Rourke  
 NAYS: None

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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9A.

**ORDINANCE 17492**

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 12 (VEHICLES AND TRAFFIC), CHAPTER 12.88 (SCHEDULES), SECTION 12.88.150 (SCHEDULE XIV, SPEED LIMITS) OF THE EL PASO CITY CODE BY DESIGNATING A FORTY FIVE MILE PER HOUR SPEED LIMIT ON ZARAGOZA ROAD FROM JOE BATTLE BOULEVARD TO SUN FIRE BOULEVARD AND DESIGNATING A FIFTY MILE PER HOUR SPEED LIMIT ON ZARAGOZA ROAD FROM SUN FIRE BOULEVARD TO MILE POST 3.399; THE PENALTY BEING AS PROVIDED IN SECTION 12.84.010 (VIOLATION - PENALTY) OF THE EL PASO CITY CODE.**

Mayor Cook and Representatives Quintana and Holguin, commented.

Mr. Rudy Pino, Traffic Engineer, commented.

Motion duly made by Representative Holguin, seconded by Representative Quintana, that the Ordinance be **ADOPTED**. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

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

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

**9B. DEPARTMENT OF TRANSPORTATION**

\*Motion made, seconded, and unanimously carried to **DELETE** the Public hearing on an Ordinance amending the El Paso City Code by amending Title 15 (Public Services), Chapter 15.08 (Street Rentals), Section 15.08.120 (Special Privilege Licenses), Subsection E (Types of Encroachments) to allow special privilege licenses for aerial or subsurface commercial buildings or structures over or under city right-of-way and subsection F (Fees) establishing fees for such special privilege licenses; the penalty is as provided for in Section 15.08.125 of the El Paso City Code.

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**10. DEPARTMENT OF TRANSPORTATION**

\*Motion made, seconded, and unanimously carried to **DELETE** a Resolution amending Schedule C of the City of El Paso FY2011 Budget Resolution effective September 1, 2010, to modify the annual fees listed therein that shall be charged by the City for special privilege licenses for aerial or subsurface commercial buildings or structures over or under City right-of-way.

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**ITEMS 11A, 11B, AND 12 WERE TAKEN TOGETHER**

**11A. MUSEUMS AND CULTURAL AFFAIRS**

Motion made by Representative Robinson, seconded by Representative Ortega, and carried to **POSTPONE** two weeks the proposed redistribution of \$200,000 in HOT funds originally allocated for "Texas vs. the Nation" to cultural activities downtown, and to ask for staff to come up with recommendations, three options with funding limited to the downtown area.

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

Mr. Sean McGlynn, Director of Museums and Cultural Affairs, presented a PowerPoint presentation (on file in the City Clerk's office).

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

Ms. Joyce Wilson, City Manager, commented.

Ms. Lisa Turner, citizen, commented.

**11B. MUSEUMS AND CULTURAL AFFAIRS**

Motion made by Representative Byrd, seconded by Representative Robinson, and carried to **APPROVE, AS REVISED** a Resolution authorizing the City Manager to enter into a contract with Splendid Sun Productions, LLC, a Texas Limited Liability Company ("Contractor") for a one-day "Neon Desert Downtown Music Festival" at the cost of \$20,000, with the amendment of Exhibit A, to cap the ticket price at \$35.00, and to authorize the City Manager to do a budget transfer to establish the funding for this agreement.

- AYES: Representatives Lilly, Byrd, Robinson, and Quintana  
NAYS: Representatives Holguin, Ortega, and O'Rourke  
NOT PRESENT FOR THE VOTE: Representative Acosta

Ms. Gina Martinez, Splendid Sun Productions, LLC, presented a PowerPoint presentation (copy on file in City Clerk's office).

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

The following City Staff member commented.

- 1. Ms. Joyce Wilson, City Manager
- 2. Ms. Debbie Hamlyn, Deputy City Manager of Quality of Life
- 3. Mr. Sean McGlynn, Director of Museums and Cultural Affairs

Ms. Lisa Turner, citizen, commented.

**12. DEPARTMENT OF TRANSPORTATION & PARKS AND RECREATION**

Motion made by Representative Byrd, seconded by Representative Lilly, and unanimously carried to **APPROVE** a Resolution that Splendid Sun Productions, LLC and Coconuts be authorized to utilize Cleveland Square Park and San Jacinto Plaza from 10:00 pm Saturday, April 30, 2011 to 2:00 am Sunday, May 1, 2011 and to provide for the sale and serving of alcoholic beverages at the outdoor street festival in the closed portions of City rights-of-way on Oregon Street, Franklin Avenue, Main Street, Mills Avenue, El Paso Street, and in Cleveland Square Park and San Jacinto Plaza from 12:00 pm Saturday, April 30, 2011 to 2:00 am Sunday, May 1, 2011.

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Acosta

Ms. Joyce Wilson, City Manager, commented.

**13A. POLICE**

Motion made by Representative Ortega, seconded by Representative Byrd, and unanimously carried to **APPROVE AS REVISED** budget transfer BT2011-0340 Police Department, to increase Federal Confiscated Award to fund the FY2011 Confiscated Fund budget (\$531,500) and reallocate prior year appropriations.

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

NAYS: None

Increase	\$ 30,000	to	Contractual Services
Increase	\$148,000	to	Materials and Supplies
Increase	\$ 25,000	to	Operating Expenditures
Increase	\$ 84,000	to	Non-Operating Expenditures
Increase	<u>\$257,500</u>	to	Capital Expenditures
	\$544,500		

Representative Byrd commented.

Mr. Eric Shelton, Assistant Police Chief, commented.

**13B. POLICE**

Motion made by Representative Byrd, seconded by Representative Lilly, and unanimously carried to **APPROVE AS REVISED** budget transfer BT2011-0341 Police Department, to increase State Confiscated Award to fund

the FY2011 Confiscated Fund budget (\$545,230), with 10%, or \$84,000 of FY2011 State Confiscated funds, be allocated for drug treatment programs and that those funds be competed for under the Community Development Block Grant (CDBG) process and that this be a standing policy of City Council.

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

Increase \$ 65,000 to Contractual Services  
Increase \$186,230 to Materials and Supplies  
Increase \$ 2,000 to Operating Expenditures  
Increase \$292,000 to Capital Expenditures  
\$545,230

Mayor Cook and Representatives Byrd, Holguin, and Ortega commented.

The following City Staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Mr. Eric Shelton, Assistant Police Chief
3. Ms. Laura Gordon, City Attorney's Office, gave legal advice

Ms. Lisa Turner, citizen, commented.

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**14. CITY MANAGER**

Motion made by Representative Ortega, seconded by Representative O'Rourke, and unanimously carried to **POSTPONE** one week regarding the item on El Paso Electric Solar Energy Initiative and Related Legislation. Presentation by El Paso Electric Company officials and staff report by Deputy City Manager William Studer and Assistant City Attorney Bertha Ontiveros.

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

Mr. Richard Fleager, Mr. Hector Gutierrez and Mr. Evan Evans, El Paso Electric Company, presented a PowerPoint presentation (copy on file in City Clerk's office).

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

Ms. Joyce Wilson, City Manager, and Mr. William Studer, Deputy City Manager commented.

The following members of the public commented.

1. Mr. Gary Hanson, Western Refining
2. Mr. Richard Schechter
3. Ms. Lisa Turner

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**ADD1. INTRODUCTIONS**

\*Motion made, seconded, and unanimously carried to **DELETE** the Introduction of 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.

Mayor Cook commented.

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Motion made by Representative Robinson, seconded by Representative Lilly, and unanimously carried to **ADJOURN** this meeting at 1:15 p .m.

NOT PRESENT FOR THE VOTE: Representative Quintana  
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APPROVED AS TO CONTENT:

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Richarda Duffy Momsen, City Clerk