

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

AGENDA FOR REGULAR CITY COUNCIL MEETING

**March 8, 2011
Council Chambers, City Hall
9:00 a.m.**

After the meeting is convened, the City Council shall consider the following items in the following order no sooner than the designated times, but may consider them at a later time.

Roll call and Executive Session*
Invocation and Pledge of Allegiance
Ceremonial items followed by all other items posted on the Agenda

*At any time during the Council meeting, the City Council may meet in executive session pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss items as permitted by law.

**Invocation – Border Patrol Chaplain Jesse Alvarez
Pledge of Allegiance**

MAYOR'S PROCLAMATIONS

- 1. INTELLECTUAL DISABILITIES AWARENESS MONTH**
- 2. OPERA MONTH**
- 3. MODEL QUEST DAY**

RECOGNITION:

5TH NEIGHBORHOOD LEADERSHIP ACADEMY

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.

NOTICE TO THE PUBLIC

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members. Prior to the vote, members of the audience may ask questions regarding items on the consent agenda. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting. The wording of all agenda items shall appear in the minutes of this meeting of the City Council as posted, unless otherwise revised by this or other motion of Council, without the necessity of the City Clerk reading the wording of each item into the record.

CONSENT AGENDA**1. APPROVAL OF MINUTES:**

Approval of Minutes for the Regular City Council Meeting of March 1, 2011 and the Revised Minutes of February 22, 2011.

[Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:**3. RESOLUTIONS:**

3A. That the City Manager be authorized to sign a Second Amendment to the Industrial Site Lease by and between the City of El Paso and EAN Holdings, LLC d/b/a National Car Rental and Alamo Rent A Car which allows for Lessee to construct a vehicular access opening in the rock wall on the southern lot line of the following described property: Lots 1, Block 1B, El Paso International Airport Tracts, City of El Paso, El Paso County, Texas and municipally known as 6500 Convair Road, El Paso, Texas. **(Districts 2 and 3)**

[Airport, Monica Lombrana, (915) 780-4724]

3B. That the City Manager be authorized to sign an Interlocal Agreement between the City of El Paso and the Ysleta Independent School District for the development and joint use of recreational improvements to be located on district property located at Escobar Road. **(District 6)**

[Parks and Recreation, Nanette Smejkal, (915) 541-4283]

3C. That the City Manager be authorized to sign a License Agreement by and between the City of El Paso and Carlos Narvaez d/b/a Los Colorines for the use of a portion of City-owned property located at City Hall, 2 Civic Center Plaza, El Paso, Texas, as a food and beverage cafe for the benefit of City employees, visitors, and the general public in El Paso, Texas. **(All Districts)**

[Planning and Economic Development, Kathryn B. Dodson, (915) 541-4670]

3D. That the City Manager be authorized to sign the Lease Agreement by and between the City of El Paso and the Texas Historical Commission for the lease of office and storage space at the City's Union Plaza Transfer Terminal.

(District 8) [Sun Metro, Jay Banasiak, (915) 534-5810]

4. BOARD RE-APPOINTMENT:

Gerardo Licon to the Building and Standards Commission by Representative Emma Acosta, District 3. [Representative Emma Acosta, (915) 541-4572]

5. BOARD APPOINTMENTS:

5A. Angel Miguel Ochoa to the Building and Standards Commission by Representative Rachel Quintana, District 5.
[Representative Rachel Quintana, (915) 541-4701]

5B. Romaree Friedman Herbert to the Committee on Border Relations by Representative Eddie Holguin, Jr., District 6.
[Representative Eddie Holguin Jr., (915) 541-4178]

6. REQUESTS TO ISSUE PURCHASE ORDERS, ETC.:

Request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to issue a 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 i3DVR video security camera systems and Hirsch Access Control System at the South Stanton and South Santa Fe Street Bridges in order to upgrade the present video security camera and access control systems 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 Region 19 Cooperative Purchasing Program was approved by Mayor and City Council on March 4, 2008.

Department:	Information Technology
Award to:	Advanced Security Contractors, Inc. El Paso, TX
Total Estimated Award:	\$383,708.71
Funds Source:	State Infrastructure Bank (SIB) Loan
Reference No.:	2011-187
Districts:	All

This is a Cooperative, service-materials contract.
[Information Technology, Art Armas, (915) 541-4288]
[Financial Services, Bruce D. Collins, (915) 541-4313]

7. BEST VALUE PROCUREMENT:

The award of Solicitation No. 2011-053 (Sports Officials) to El Paso Southwest United States Sports Specialty Association Umpire Softball Association and Texas Amateur Softball Association – District 4 for an initial term (three-year) estimated award of \$433,980.

Department:	Parks and Recreation
Award to: Vendor 1:	El Paso Southwest United States Sports Specialty Association Umpire Softball Association

Items: El Paso, TX
 7a, 7b, 7c, and 7d
 Initial Term: 3 years
 Option: 2 years
 Annual Estimated Award: \$111,800
 Initial Term Estimated Award: \$335,400 (3 years)
 Total Estimated Award: \$559,000 (5 years)

Award to: Vendor 2: Texas Amateur Softball Association – District 4
 El Paso, TX
 Items: 6a, 6b, and 6c
 Initial Term: 3 years
 Option: None
 Annual Estimated Award: \$32,860
 Total Estimated Award: \$98,580 (3 years)
 Funding Source: FY11 Parks and Recreation Operating Budget
Districts: All

This is a Best Value, services contract.

The cost under this requirements contract is only an estimated minimum value. The actual cost of this contract may be higher or lower than the total estimated minimum value and will be the sum total at the end of the contract term, so long as increased funds are appropriated in the budget.

The Financial Services - Purchasing Division and Parks and Recreation recommend award as indicated to El Paso Southwest United States Sports Specialty Association Umpire Softball Association and Texas Amateur Softball Association – District 4, the bidders offering the best value bids. **(All Districts)**

[Parks and Recreation, Paula Powell, (915) 351-1320]
 [Financial Services, Bruce D. Collins, (915) 541-4313]

REGULAR AGENDA - INTRODUCTIONS

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

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

8A. An Ordinance authorizing the City Manager to execute a quitclaim (Tax Resale) deed conveying all right, title and interest in Real Property located at 6107 Laguna Vista Dr., to City of El Paso, in accordance with Section 34.05 (H) of the Tax Code. **(District 1)**
 [Delgado, Acosta, Spencer, Linebarger & Perez, LLPC, Carmen Perez, (915) 545-5481]

PUBLIC HEARING WILL BE HELD ON MARCH 15, 2011, FOR ITEM 8A

8B. An Ordinance granting Special Permit No. ZON10-00101, to allow for infill development and a 35% parking reduction on the property described as Lots 52, 53, 54, 55, and 56, Block B, Bassett Addition, City of El Paso, El Paso County, Texas, pursuant to Section 20.14.070 parking reduction and 20.10.280 infill

development of the El Paso City Code. The penalty being as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 2101 Central Avenue. Applicant: Pedro de Jesus Licon Gonzalez. ZON10-00101 **(District 8)**
[Planning and Economic Development, Andrew Salloum, (915) 541-4633]

- 8C.** An Ordinance creating uniform grading requirements by amending Title 18 (Building and Construction), Chapter 18.44 (Grading) in its entirety to provide for grading permits, fees, insurance, bonds, indemnification and enforcement requirements; and Title 9 (Health and Safety), Chapter 9.04 (Solid Waste Management), Section 9.04.860, by prohibiting erosion and Section 9.04.870, exempting land that has never been graded; the penalty being as provided in sections 9.04.630, 18.02.107 and 18.44.210 of the El Paso city code.
(All Districts) [Engineering and Construction Management, R. Alan Shubert, (915) 541-4423]
- 8D.** An Ordinance amending Title 19 (Subdivisions), Chapter 19.08 (Subdivision Improvement Plans), Section 19.08.020D (Grading Permits) and Chapter 19.50 (Definitions), Section 19.50.030 (Definitions) of the El Paso City Code to amend the provisions for grading permits and borrow or waste permits and to change the definition of grading. The penalty as provide for in Chapter 19.42 of the El Paso City Code. **(All Districts)**
[Planning and Economic Development, Mathew McElroy, (915) 541-4056]
- 8E.** An Ordinance amending Title 20 (Zoning), Chapter 20.16 (Screening and Fencing) and Section 20.16.020 (Mandatory Walls), of the El Paso City Code to amend the certain mandatory wall requirements along drainage structures and canals. The penalty is as provided for in Chapter 20.24 of the El Paso City Code.
(All Districts) [Planning and Economic Development, Mathew McElroy, (915) 541-4056]

PUBLIC HEARING WILL BE HELD ON MARCH 29, 2011, FOR ITEMS 8B – 8E

Public Hearings will be held as part of the regular City Council meeting that begins at approximately 9:00 a.m. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances; no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Thursday, 7:00 a.m. to 6:00 p.m.

REGULAR AGENDA – PUBLIC HEARINGS

9. CITY ATTORNEY'S OFFICE

An Ordinance to amend Title 6 (Vehicles for Hire), Chapter 6.16 (Taxicabs) by adding Chapter 6.16.290 (Schedules - Convenience Fee). The penalty being as provided in Chapter 1.08.010 of the El Paso City Code. **(All Districts)**
[City Attorney's Office, John Batoon, (915) 541-4550]

10. COMMUNITY AND HUMAN DEVELOPMENT:

An Ordinance authorizing the City Manager to sign a Contract of Sale and any other necessary documents between the City of El Paso and Carolina Peralta which will allow the City to convey Lot 11, Block 157, Tierra Del Este Unit Forty Four Subdivision Addition, City of El Paso, El Paso County, Texas to Carolina Peralta. **(District 5)**
[Community and Human Development, William Lilly, (915) 541-4843]

11. PUBLIC HEALTH:

- 11A.** An Ordinance amending Title 7 (Animals), Chapter 7.28 (Animal Shelter Advisory Committee), Section 7.28.030 (Terms of Office) of the El Paso City Code to establish term limits. **(All Districts)** [Health, Michael Hill, (915) 771-5702]
- 11B.** An Ordinance amending Title 7 (Animals), Chapter 7.30 (Animal Welfare Advisory Committee), Section 7.30.030 (Terms of Office) of the El Paso City Code to establish term limits.
(All Districts) [Health, Michael Hill, (915) 771-5702]

12. PLANNING AND ECONOMIC DEVELOPMENT:

An Ordinance vacating a portion of Cebada Street (70' public right-of-way), between Block 60 and Block 61, East El Paso Addition, City of El Paso, El Paso County, Texas. **(District 8)**
[Planning and Economic Development, Justin Bass, (915) 541-4930]

13. TAX OFFICE:

- 13A.** An Ordinance authorizing the City Manager to execute a quitclaim (Tax Resale) deed conveying all right, title and interest in real property described as Lot 46, Block 102, Morningside Heights, amended, to City of El Paso, in accordance with Section 34.05 (H) of the tax code. **(District 1)**
[Delgado, Acosta, Spencer, Linebarger & Perez, LLP., Carmen Perez, (915) 545-5481]
- 13B.** An Ordinance authorizing the City Manager to execute a quitclaim (Tax Resale) deed conveying all right, title and interest in real property described as Lots 31 & 32, and Lots 37 to 41, Block 102, Morningside Heights, to City of El Paso, in accordance with Section 34.05 (H) of the tax code. **(District 1)**
[Delgado, Acosta, Spencer, Linebarger & Perez, LLP., Carmen Perez, (915) 545-5481]
- 13C.** An Ordinance authorizing the City Manager to execute a quitclaim (Tax Resale) deed conveying all right, title and interest in real property located at 240 Colfax St., to City of El Paso, in accordance with Section 34.05 (H) of the tax code. **(District 3)**
[Delgado, Acosta, Spencer, Linebarger & Perez, LLP., Carmen Perez, (915) 545-5481]
- 13D.** An Ordinance authorizing the City Manager to execute a quitclaim (Tax Resale) deed conveying all right, title and interest in real property described as Lot 25, Block 8, Alamo Alto Townsite Addition, an addition in El Paso County, Texas, to Richard B. Martinez, Jr., in accordance with Section 34.05 (H) of the tax code. **(County)**
[Delgado, Acosta, Spencer, Linebarger & Perez, LLP., Carmen Perez, (915) 545-5481]

REGULAR AGENDA – OTHER BUSINESS

14. MAYOR AND COUNCIL:

- 14A.** Discussion and action regarding the progress on Southloop Park. **(District 6)**
[Representative Eddie Holguin, (915) 541-4178]
POSTPONED FROM 3-1-11

- 14B. Discussion and action on a Resolution that the City Council declares the expenditure of discretionary funds to support the Police Explorer Scout program run by the El Paso Police Department serves a municipal purpose and is authorized. **(All Districts)** [Representative Susie Byrd, 915-541-4416]

- 14C. Discussion and action on City Council's action to limit polling sites to public spaces. **(All Districts)** [Representative Susie Byrd, 915-541-4416]

EXECUTIVE SESSION

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

Section 551.071	CONSULTATION WITH ATTORNEY
Section 551.072	DELIBERATION REGARDING REAL PROPERTY
Section 551.073	DELIBERATION REGARDING PROSPECTIVE GIFTS
Section 551.074	PERSONNEL MATTERS
Section 551.076	DELIBERATION REGARDING SECURITY DEVICES
Section 551.087	DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

NOTICE TO THE PUBLIC:

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

Hearing Assistance Devices are available upon request.

ALL REGULAR CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY THURSDAY AT THE ADDRESS BELOW:

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