

JOHN F. COOK
MAYOR



JOYCE WILSON
CITY MANAGER

CITY COUNCIL
ANN MORGAN LILLY, DISTRICT 1
SUSIE BYRD, DISTRICT 2
EMMA ACOSTA, DISTRICT 3
CARL L. ROBINSON, DISTRICT 4
MICHEL R. NOE, DISTRICT 5
EDDIE HOLGUIN JR., DISTRICT 6
STEVE ORTEGA, DISTRICT 7
CORTNEY CARLISLE NILAND, DISTRICT 8

AGENDA FOR REGULAR COUNCIL MEETING

REVISED

March 26, 2013
COUNCIL CHAMBERS, CITY HALL
8:30 a.m.

AND

LEGISLATIVE REVIEW MEETING OF THE WHOLE
300 N. CAMPBELL
MAIN CONFERENCE ROOM, 2ND FLOOR
March 25, 2013
9:00 a.m.

NOTICE: 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.

PLEASE NOTE: If items are scheduled for the Executive Session, the Council will move to Executive Session at 12:00 p.m. (noon) for the consideration of those items, or will hear the items at the end of the agenda or as determined by the Presiding Officer, whichever occurs first.

ROLL CALL

INVOCATION BY POLICE CHAPLAIN CARLOS FLORES

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS

1. ORO TEMPLE AND ORO COURT'S ANNUAL CELEBRATION
2. CORONADO T-BIRDS AND FRANKLIN COUGARS SPORTSMANSHIP DAY
3. PRICE'S CREAMERIES APRIL POOLS MONTH

RECOGNITIONS

1. MITCHELL MARCUS - CORONADO HIGH SCHOOL
2. JONATHON MONTANEZ - FRANKLIN HIGH SCHOOL
3. COACH PETER MORALES – CORONADO HIGH SCHOOL
4. FRANKLIN BOYS VARSITY BASKETBALL TEAM 2012-2013
5. CORONADO BOYS VARSITY BASKETBALL TEAM 2012-2013

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.

NOTICE

Requests to speak must be received by **8:30 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.

REGULAR AGENDA – OTHER BUSINESS

1. MAYOR AND COUNCIL:

Discussion and action to authorize the Mayor to sign a Resolution that the City of El Paso, Texas, and Secretariat of Economy, Chihuahua State Government, of Mexico, commit to collaborative activities in support of projects of common interest to the City of El Paso and the State of Chihuahua and that the Mayor be authorized to sign counterpart originals, in both English and Spanish, of a Memorandum of Understanding between the City of El Paso and the State of Chihuahua.

[Mayor John F. Cook, (915) 541-4145]

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

2. APPROVAL OF MINUTES:

Approval of Minutes for the Regular City Council Meeting of March 19, 2013.
[Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

3. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

4. RESOLUTIONS:

4A. That the City Manager be authorized to sign a Contract of Sale between the City of El Paso and Gary & Kathleen Roth dba GKR Enterprises, Inc., a Texas corporation, for the purchase of a portion of the property commonly known as 5401 East River Lane, El Paso, El Paso County, Texas more particularly described as a portion of Lot 10, Block 1, East River Estates Park, El Paso, El Paso County, Texas, according to the Plat thereof, recorded in Volume 79 Page 38, Plat Records of El Paso County, Texas and that the City Manager, or her

designee, be authorized to sign any necessary documents to accomplish the intent of this Resolution. **(District 8)**

[Engineering and Construction Management, Irene D. Ramirez, (915) 541-4428]

- 4B.** That the Mayor be authorized to sign an Interlocal Agreement between the City of El Paso and the County of El Paso, for the period of September 1, 2012 through August 31, 2013, for the provision of public health and environmental services by the City of El Paso for the County of El Paso, including services for those animals delivered by the County of El Paso to the City's Animal Shelter, and to designate the currently established Animal Shelter Advisory Committee to serve as the statutorily required committee described in Texas Health and Safety Code Section 823.005. **(All Districts)**
[Environmental Services, Kurt Fenstermacher, (915) 621-6892]
- 4C.** That the Solid Waste liens on the attachment posted with this agenda be approved. (See Attachment A) **(Districts 1, 2, 3, 4, 5, 7, and 8)**
[Environmental Services, Kurt Fenstermacher, (915) 621-6892]
- 4D.** That the City Manager be authorized to sign the First Amendment to the Document Storage & Retrieval System, File Validation and Secure Document Destruction Services Contract entered into by and between the City of El Paso ("City") and both TIBH Industries, Inc., a private non-profit corporation and the certifying party, and ReadyOne Industries, Inc., the performing party, to extend the contract for an additional one-year term (April 24, 2013 through April 23, 2014), for the continuation of providing specified document storage and retrieval, file validation and secure document destruction services for the City, as managed by the City of El Paso's Records Management Division, by and through the City's General Services Department; to increase the estimated file validation services needed by the City, and the costs associated with such increase, during the remaining contract period and the one-year extension period; and to authorize the City Manager to exercise a future one-year option to extend, if needed. This is a service requirements contract with an estimated cost to the City of \$199,554.10 for the period March 1, 2013 through April 23, 2014. **(All Districts)** [General Services, Stuart Ed, (915) 621-6822]
- 4E.** That the Mayor be authorized to sign a Resolution appointing the election officials and election judges for the General Election for the Election of Officers and Charter Election in the City of El Paso on May 11, 2013. **(All Districts)**
[Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]
- 4F.** That the City Manager be authorized to sign a Lease Agreement by and between the Advocacy Center for the Children of El Paso ("Lessor") and the City of El Paso ("Lessee") with regard to a portion of the building located at 1100 E. Cliff, El Paso, Texas, for term of one year from the date this lease is executed to March 25, 2014. **(All Districts)** [Police, Robert Feidner, (915) 564-7100]
- 4G.** That the City Manager or designee be authorized to sign and submit amendment 001A to Contract number 2013-042708-001 and other related documents for the Texas Department of State Health Services' Special Supplemental Nutrition Program for Women, Infants, and Children, to increase the contract period from March 31, 2013 to September 30, 2013, and to increase

the total reimbursable amount to \$7,015,482, to continue to provide supplemental foods instruments, nutrition education, and counseling to enhance good health care at no cost to low-income pregnant and postpartum women, infants and children identified to be at nutritional risk; and that the City Manager or designee be authorized to sign any amendments thereto to extend the project for up to twelve months, to make adjustments to the contract program budget that do not change the contract amount, and to sign all related certifications.
(All Districts) [Public Health, Bruce Parson, (915) 771-5702]

5. BOARD APPOINTMENT:

William C. Helm II to the Historic Landmark Commission by Mayor John F. Cook.
[Mayor John F. Cook, (915) 541-4145]

6. NOTATION OF CAMPAIGN CONTRIBUTIONS:

For notation pursuant to Section 2.92.110 of the City Code: receipt of campaign contributions by Representative Carl L. Robinson on March 13, 2013, in the amount of \$400 from Kimberly Isaac Smith, on March 14, 2013, in the amount of \$50 from Jeanie L. or Starr A. Palmer; on March 16, 2013, in the amount of \$50.00 from Richard L. Davis; on March 18, 2013, in the amount of \$50 from Janette Coon and William L. Coon; in the amount of \$50 from Edward Beck; in the amount of \$25 from Teresa Quezada; in the amount of \$25 from Tony Harder; in the amount of \$20 from Shane Haggerty and family.
[Representative Carl L. Robinson, District 4 (915) 541-4400]

7. APPLICATIONS FOR TAX REFUNDS:

That the tax refunds listed on the attachment posted with this agenda be approved.
(See Attachment B) **(All Districts)** [Tax Office, David Childs, (915) 541-4598]

8. BID:

The award of Solicitation No. 2013-127 (Paper Sundries for Department of Aviation) to Spectrum Paper Co., Inc. and Southwestern Mill Distributors, Inc. for an initial term estimated award of \$407,760.

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|-------------------------------|--|
| Department: | Aviation (El Paso International Airport) |
| Award to: | Spectrum Paper Co., Inc. El Paso, TX |
| Item(s): | A1 and A3 |
| Initial Term: | 3 years |
| Option to Extend: | None |
| Annual Estimated Award: | \$127,745 |
| Initial Term Estimated Award: | \$383,235 (3 years) |

| | |
|-------------------------------|---|
| Award to: | Southwestern Mill Distributors, Inc. El Paso, TX |
| Item(s): | A2 |
| Initial Term: | 3 years |
| Option to Extend: | 1 year |
| Annual Estimated Award: | \$ 8,175 |
| Initial Term Estimated Award: | \$24,525 (3 years) |

Initial Term Estimated Award: \$407,760 (3 years)
Total Estimated Award: \$415,935 (4 years)
Account No.: 562 – 62050 – 531210 – 3000
Funding Source: Inventory Purch-Material and Supplies
Districts: All

This is a low bid, unit price contract.

The Financial Services - Purchasing Division and Department of Aviation recommend that Boritex, Inc. be disqualified as non-responsive for item A1 and the contract for item A1 be awarded to Spectrum Paper Co., Inc. pursuant to the City's Hire El Paso First Local Business Purchasing Preference Policy and the Texas Local Government Code Section 271.905, and Southwestern Mill Distributors, Inc., the lowest responsive, responsible bidders. The City has determined that Spectrum Paper Co., Inc., as the local bidder offers the City the best combination of contract price and additional economic development opportunities for the City created by the contract award, including hiring two or more new full time local employment and increasing tax revenues to the City.

[Financial Services, Bruce D. Collins, (915) 541-4313]

[Aviation, Monica Lombrana, (915) 780-4793]

ITEM 9A - RELATED TO THE RELOCATION

REGULAR AGENDA - INTRODUCTIONS

9. 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.**

- 9A.** An Ordinance granting a First Amendment to lease to Transtelco Inc. regarding the relocation of a portion of the City's existing underground conduit system in downtown and south El Paso for a fiber optic cable telecommunications system. As consideration the lessee shall pay certain relocation costs and the annual lease fee (\$12,524.70) shall remain the same. **(All Districts)**
[Information Technology, Miguel Gamino, (915) 541-4288]

PUBLIC HEARING WILL BE HELD ON APRIL 2, 2013, FOR ITEM 9A

- 9B.** An Ordinance changing the zoning of a Portion of Lot 1, Wells Park Addition, and a Portion of Tract 20-A, Section 32, Block 79, Township 2, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas from R-3 (Residential) to C-1 (Commercial). The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: south of Montana Avenue and west of Joe Battle Boulevard. Property Owner: Trevino Lock and Key Shop/Linda Y. Mohr and Robert J. Melton/Carol Witz Robertson. PZRZ12-00043 **(District 5)** [City Development, Michael McElroy, (915) 541-4238]
- 9C.** An Ordinance changing the zoning of all of Lot 2, Block 1, Keystone Business Park Replat "A", City of El Paso, El Paso County, Texas from P-I/sc (Planned Industrial/special contract) to C-4/sc (Commercial/special contract). The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property:

4529 Osborne Drive. Property Owner: Luis R. DeStefano. PZRZ12-00025
(District 8) [City Development, Andrew Salloum, (915) 541-4633]

- 9D.** An Ordinance changing the zoning of a portion of Lot 1, Sunnyfields, City of El Paso, El Paso County, Texas from R-4 (Residential) to C-3 (Commercial) and imposing a condition. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 7704 Alameda Avenue. Property Owner: Roberto Pacheco. PZRZ12-00037 **(District 7)**
[City Development, Andrew Salloum, (915) 541-4633]
- 9E.** An Ordinance changing the zoning of Lots 9-10, Block 2, Sahara Subdivision, City of El Paso, El Paso County, Texas from R-4 (Residential) to C-2 (Commercial) and imposing a condition. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 9934 Dyer Street. Property Owner: Sang and Mario Ornelas. PZRZ12-00045 **(District 4)**
[City Development, Andrew Salloum, (915) 541-4633]
- 9F.** An Ordinance changing the zoning of the following legally described 586.04 acre tract of land including all of the Alamo Heights Subdivision; a portion of Blocks 70 and 71, and closed street between Blocks 73 through 101 of the Bassett Addition; all of Memorial Park; all of the Castle Heights Subdivision; Blocks 5, 7, 8, 16, 17, 19 and 20 of the Cotton Addition; all of the Supplemental Map of the Cotton Place Addition Replat 2, except Blocks 22, 23, and 31 through 35; Blocks 33 through 35, 45 through 48, 60 through 69, 76 through 85, 92 through 107, 120 through 123, 132 through 134, and 141 through 144 of Supplemental Map No. 1 of East El Paso; Blocks 21½ through 26, 35 through 40, 50 through 55, and 64 through 66 of the Highland Park Addition; Blocks 25 through 39 of the Manhattan Heights Addition; and all streets, alleys, highway and railroad right of ways located within these limits, all being located within the corporate limits of the City of El Paso, El Paso County, Texas from their current zoning district to SCZ (SmartCode Zone). The penalty is as provided for in Chapter 21.60 of the El Paso City Code. Property Owner: Multiple. PZRZ13-00004 **(Districts 2 and 8)**
[City Development, Harrison Plourde, (915) 541-4114]
- 9G.** An Ordinance changing the zoning of the following legally described 528.58 acre tract of land including Kennedy Brothers Memorial; Gall Subdivision; Tracts 16A, 16B, 16C, 16D, 20, 20A, 21A, 21A1, 21B, 21B1, 21C, 21C1, 21C1C1, 21C1D, 21C1C2, 21C1B, 21C1B1, 21D, 21D1, 21E, 21E1, 21F, 21F1, 22A, 22B, 22B1, 22B1A, 23A, 23B, 23B1, 23B2, 23C, 23D, 28A, 28A1, 28B, 28C, 28D, 30B, 30C, Block 8, Ysleta Grant; Tracts 13A, 13B, 13D, Block 35 Ysleta Grant; Tract 26, Block 36, Ysleta Grant; Tracts 2, 3A, 3C, 3D, 3E, 4A, 5, 6A, 6B, 7A, 7B, 8A, 8B, 8C, 8D, 8E, 8F, 8F1, 8G, 8H, 8J, 8K, 10, 11A, 11B, 11B1, 11C, 11D, 11E, 11E1, 11E2, 11E1A, 11E1B, 11F, 11G, 11J, 11K, 11L, 11M, 11N, 11P, 11P1, 11R, 11S, 11T, 11U, 12, 12A, 13A, 13C, 13H, 14, 15, 16, 17, 17A, 18, 19, 19A, 20, 21A, 21B, 22B, 29A, 29B, 29B1, 29B1A, 29B1B, 29B1C, 29B1D, 29C, 30A, 30B, 30C, 32B, 32D, 33A, 33B, 34A, 34B, 35A, 35B, 37A, 38, 39A, 39B, 39C, 40, 41, 43, 44, 45, 46A, 46B, 46C, 46C1, Block 37, Ysleta Grant; Tracts 1, 2A, 2B1, 2B2, 2B3, 2B4, 2B5, 3A, 3B, 3C, 4A, 4C, 4C3, 4C4, 4C5, 4D, 4D1, 4D1A, 4D2, 4D2A, 4D3, 4D3A, 4D4, 4D4A, 4D5, 4D5A, 5, 18A, 18E, 18G, 18H, 19B, 19C, 19D, 19E, 19F, 19G, 19G1, 19G1B, 19H, 23A, 23B, 23B1, 23C, 23C1, 23D1, 24, Block 38, Ysleta Grant; Tracts 2, 3A, 3B, 3D, 4A, 4B, 4C, 4CA, 4C1B, 4D, 4D1, 4E, 4E1, 4F, 5C, 5C6, 6A, 6B, 6C1, 6C2, 7A, 8A, 8B, 9A, 9B, 10A, 10B, 10C,

10C1, 10C2, 10D, 10E, 10F, 10G, 10H, 11A, 11B, 12A, 12B, 12C, 13A, Block 39, Ysleta Grant; Tracts 3C, 3C1, 5B, 5C4, 5C6, Block 40, Ysleta Grant; Tracts 1, 2A, 2B, 3A, 3B, 3B1, 3B2, 3B3, 4B, 4D, 5, 6A, 6B, 7A2, 7B, 7C, 7D1, 7D, 7D2, 8A, 8A7, 8A9, 8A1, 8A1A, 8A2, 8A2A, 8A3, 8A4, 8A5, 8A6, 8A10, 8A11, 8K, 8M, 8O, 8S, 8V, 8U, 8Z, 8Y, 8W, 8W1, 8X, 8X1, 8X2, 8X5, 8X6, 8X3, 8X4, 9A, 9B, 9B1, 9B1B, 9B2, 9B3, 8B, 8B1, 8C, 8E, 8F, 8G, 8H, 8I, 8J, 8P, 8Q, 8T, 10C, 10C1, 10D, 10E, 11A, 11B, 12A, 12B, 12C1A, 12C1B, 12C3, 13, 14, 15, 16, 17A, 17B, 22F, Block 42, Ysleta Grant; Tracts 1A, 1B, 1C, 1D, 1D1, 1D2, 1D2A, 1D2C, 1E, 2, 3, 4, 5A, 5B1, 6A, 6B, 6C, 6D1, 6F, 6H, 6K, 6K1, 6J, 6I, 6L, 7A, 7C, 8, 9, 10, 12, 14A, 15, Block 43, Ysleta Grant; Tracts 1A, 1B1, 1C, 1D, 2A, 2B, 3, 4, 5, 6, 6A, 6B, 6C, 7A, 7B, 11B, 12, 13B, 13C, 13D, 15, 16, 17, 18, 19A, 19B, 19B1, 19C, 20, Block 44, Ysleta Grant; Tracts 1, 2A, 2B, 3, 5, 6, 7, 9B, 9B1, 9B2, 9B3, 9C, 10A, 10B, 10D, 10C, 10E, 11, 12A, 12B, 12C, 13, 14A, 14B, 15A, 15B1, 15B3, 16B, 16D, 16E, 16F, 16G, 16J, 23A, 23B, 24, 25A, 25B, 26, 27A, 28, 30A, 31, 32, 33A, 33C, 33B, Block 45, Ysleta Grant; Tracts 1A, 2A, 2C, 3A, 3B, 3D, 3E, 3F, 3F1, 3F2, 3F3, 3J, 3G, 3H, 5, 5A, 6, 7, 8A, 9B, 9C, 10B, 10B1, 10C1, 10C1A, 10C1B, 10C, 10C2, 10C3, 10C3A, 10C4, 10C5, 10C6, 10C7, 10C8, 10C8A, 10C9, 10C10, 10C11, 10C11A, 10C12, 10C12A, 10C13, 10C14, 10C14A, 10D, 10D1, 10D3, 10E, 10J, 10I, 10F, 10F1, 10G, 10H, 10I1, 10L, 10L1, 11, 12A, 12A1, 12A1A, 12B, 12C, 12C1, 12C1A, 12C2, 12C4, 12C5, 12C6, 12C4A, 12D2, 12D4, 12E, 12E2, 12G1A, 12G2, 12F, 12H, 12H1, 12H4, 12H5, 12H6, 12J, 12K, 12L, 12L1, 12L2, 12N, 12O, 12P, 12Q, 12R, 12R1, 12R1A, 12R2, 12S, 12S1, 12T, 12U, 12U1, 12U2, 12V, 12V1, 13A, 13A1, 14A1, 14B, 15A, 15B, 15B1, 15C, 15D, 16, 17A, 17A1, 18A, 18B, 18B1, 18C, 19, 20, 21, 22, 23A, 23A1, 23B, 23B1, 24, 24A, 25, 26, 27A, 27A1, 27C, 27D, 27D1, 28A, 28B, 28C, 29, 30, Block 46, Ysleta Grant; Tracts 6E, 6F, 6F1A, 6F1B, 6F2, 6F3, 6F3A, 6F2A, 6F2B, 6F2B1, 6F2B2, 6F2C, 6F4, 6F4A, 6F4B, 6F4B1, 6F5, 6F5A, 7A1, 7A2, 7B, Block 47, Ysleta Grant; Tracts 1B, 2, 2A, 3A, 3B, 4A, 4B, 4C, 4D, 4E, 4F, 4G, 4H, 4J, 4K, 5B, 7, 8, 9A, 11A, 12, 13A, 13B, 15, 18, 19A, 9A1, 19B, 19B1, 20, 21, 22, Block 48, Ysleta Grant; Tracts 10, 11, 12, 12A, 12A1, 12B, 12D, 13, Block 49, Ysleta Grant; Apodaca Subdivision; Lots 55 through 74, a portion of Lot 1, Lots 2 through 25, and Lots 49 through 54, Alexander Addition to Ysleta; Lone Star Subdivision; Estrada Replat A; Valumbrosa, Lots 1 through 11, Lots 13 through 33, Lots 34 through 42, Block 1, and Lots 12 through 21, Block 2; Valumbrosa Replat; Home Improvement No. 1; Home Improvement No. 2; Indian Town Subdivision; Frymuth Subdivision; J.R. Lopez Subdivision; Lots 1 through 16, Lots 17 through 32, and Lots 33 through 49, North Valumbrosa; Lots 101 through 110, North Valumbrosa No. 2; a portion of Tract 1 and Tracts 2 through 10, Franklin Place; a portion of Tract 11 and Tracts 12 through 22, Franklin Place Replat; Tracts 25 through 31 and Tracts 16 through 24, Sunland Gardens; Tracts 3 through 17 and Tracts 18 through 33, Block B, Spohr Addition; Tract 12 and a portion of Tract 13, Spohr Addition; Arizona Subdivision; Lydia Dixon; Lydia Dixon No. 2; Gemotes; Shanks Carpenter; Shanks Carpenter Replat A; Yoshida Subdivision; Lots 1 through 5, Block 1, and a portion of Lot 25, Block 1, and Lots 4, 5, and 6, Block 2, Frutas Place; Pullman Subdivision; Harris Subdivision; Carpenter & Ammons; Trice; Phelps; Phelps Replat of Lot A; Valle Hermosa; and a portion of Lot 2, Block 24, Capistrano Park Unit Four as described in Volume 1279, Page 1443 and Volume 2379, Page 2053, Real Property Records of El Paso County, Texas, from their current zoning district to SCZ (SmartCode Zone); the penalty is as provided for in

Chapter 21.60 of the El Paso City Code. Property Owner: Multiple. PZRZ12-00036 (District 6) [City Development, Harrison Plourde, (915) 541-4114]

PUBLIC HEARING WILL BE HELD ON APRIL 16, 2013, FOR ITEMS 9B – 9G

Public Hearings will be held as part of the regular City Council meeting that begins at approximately 8:30 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 – OTHER BIDS, CONTRACTS, PROCUREMENTS

10. DEPARTMENT OF TRANSPORTATION:

Discussion and action on the award of Solicitation No. 2013-094 Street Construction Materials to Cemex Construction Materials South, LLC and Jobe Materials, L.P. for an initial term estimated award of \$1,650,843.75.

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|-------------------------|-----------|--|
| Department: | | Transportation |
| Award to: | Vendor 1: | Cemex Construction Materials, LLC El Paso, TX |
| Item(s): | | Group 1 and 2 |
| Initial Term: | | 3 years |
| Option to Extend: | | None |
| Annual Estimated Award: | | \$ 497,710.00 |
| Total Estimated Award: | | \$1,493,130.00 (3 years) |

| | | |
|-------------------------------------|-----------|------------------------------------|
| Award to: | Vendor 2: | Jobe Materials L.P. El Paso, TX |
| Item: | | Group 3 |
| Initial Term: | | 3 years |
| Option to Extend: | | 2 years |
| Annual Estimated Award: | | \$ 52,571.25 |
| Initial Term Estimated Award: | | \$ 157,713.75 (3 years) |
| Total Estimated Award: | | \$ 262,856.25 (5 years) |
| Total Annual Estimated Award: | | \$ 550,281.25 |
| Total Initial Term Estimated Award: | | \$1,650,843.75 (3 years) |
| Total Estimated Award: | | \$1,755,986.25 (5 years) |
| Account No.: | | 532 – 32120 - 532030 – 1000 |
| Funding Source: | | Public Maintenance & Repairs |
| Districts: | | All |

This is a low bid, unit price contract.

The Financial Services - Purchasing Division and Department of Transportation recommend award as indicated to Cemex Construction Materials South, LLC and Jobe Materials L.P., the lowest responsive, responsible bidders.

[Financial Services, Bruce D. Collins, (915) 541-4313]
[Department of Transportation, Ted Marquez, (915) 621-6750]
[POSTPONED FROM 03-12-13]

REGULAR AGENDA – PUBLIC HEARING

11. CITY ATTORNEY:

An Ordinance amending Ordinance No. 017961, calling a Special Election for the submission of Charter Amendments to be held within the City, on May 11, 2013, to correct a scrivener's error in the text under Amendment No. 1 of the Ordinance.

(All Districts) [City Attorney's Office, Sylvia Borunda Firth, (915) 541-4550]

REGULAR AGENDA – OTHER BUSINESS

12. CITY ATTORNEY:

Discussion and action regarding clarification on appraisal reform to the City of El Paso State Legislative Priorities for the 83rd Legislative Session. **(All Districts)**

[Lauren Francis, Intergovernmental Affairs Coordinator, (915) 541-4550]

13. CITY DEVELOPMENT:

Discussion and action requesting the City Council to waive the requirement that an application for infill development meet two criteria as stated in Section 20.10.280 when only one factor is met, prior to the submission of a special use permit application for the property located at 5528 & 5524 Woodgreen Drive, legally described as Lots 6 & 7 Block 4, Emerald Valley Estates Replat-A, City of El Paso, El Paso County, Texas.

(District 1) [City Development, Arturo Rubio, (915) 541-4633]

14. FINANCIAL SERVICES:

Discussion and action on a Resolution authorizing the City Manager to execute Schedule A No. 2 to the Master Lease Agreement approved on November 29, 2011, a tax-exempt lease-purchase agreement with Compass Mortgage Corporation ("Compass") in a principal amount not to exceed \$5,020,000 to purchase, finance and lease certain equipment for the Fire Department of the City of El Paso. It is also requested that the City Manager of the City of El Paso be authorized to execute any and all necessary documents, including budget transfers, relating to this lease-purchase agreement, which are necessary to carry out the intent of this agreement. **(All Districts)**

[Financial Services, Carmen Arrieta-Candelaria, (915) 541-4293]

15. MUNICIPAL CLERK / CITY ATTORNEY:

Discussion and action regarding a Resolution designating the location of City Hall, designating the date, time and location of regular meetings of the City Council and designating the location of posting notice of the meetings. **(All Districts)**

[City Attorney's Office, Sylvia Borunda Firth, (915) 541-4550]

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

16. ZOO:

Discussion and action on a Resolution adopting the 2012-2017 Zoo Master Plan, which incorporates its 15 year action plan to prioritize and guide the provision for exhibits, guest services, and guidance in the application of funding. **(All Districts)**

[Zoo, Steve Marshall, (915) 521-1857]

17. CITY MANAGER:

City Manager's report of current events and issues:

Discussion and action on the Quarterly Update from El Paso Electric Company as presented by El Paso Electric Representatives. **(All Districts)**
[City Manager's Office, Joyce A. Wilson, (915) 541-4071]

18. MAYOR AND COUNCIL:

18A. Discussion and action on the impact of sequestration on international bridge wait times and possible solutions.

Presentation of Project-21: 100 Day Plan for the following three projects:

- a. Action Plan #1 - Continue with the implementation of the dedicated lanes and risk segmentation at the Ysleta-Zaragoza Port of Entry to secure, facilitate and grow the certified trusted shipments.
- b. Action Plan #2 - Implementation of secure cross border buses to facilitate the movement of thousands of pedestrians across the Paso Del Norte and Stanton Ports of Entry.
- c. Action Plan #3 - Eliminate major southbound traffic congestion for passenger vehicles during peak periods at the Bridge of the Americas (BOTA) by creating HOT Lanes.

[Mayor John F. Cook, (915) 541-4145]

18B. Discussion and action on a Resolution that the City Manager or designee be authorized to execute a contract with Secure Origins, Inc. to fund the Project-21 pilot program in the amount of \$195,000 for another 90-day period to facilitate cross border traffic at the Ysleta-Zaragoza Port of Entry.

[Mayor John F. Cook, (915) 541-4145]

18C. Texas Gas Service presentation: Update on Community Investments and Major Capital Improvements. [Representative Cortney Carlisle Niland, (915) 541-4268]

18D. Presentation by Dr. De La Rosa, founding Dean of the Paul Foster School of Medicine and Vice President of Health Affairs on the growth of the Health Sciences University campus and the health and economic impact to the City of El Paso. [Representative Emma Acosta, (915) 541-4515]

18E. Discussion and action to direct the City Manager to create angle parking on the right lane of Yandell Drive between Ochoa and Campbell, located on the north side. [Representative Cortney Carlisle Niland, (915) 541-4268]

18F. Discussion and action on the Safety and Risk assessments including planned emergency response during the demolition of the ASARCO smoke stacks and reimbursement of costs for emergency personnel involved during the demolition. [Representative Emma Acosta, (915) 541-4515]

18G. Discussion and action on the Safety and Risk assessments including planned emergency response concerning the demolition of City Hall. [Representative Emma Acosta, (915) 541-4515]

- 18H.** Discussion and action on applying a historical overlay over a portion of ASARCO property only at the location that includes the ASARCO smoke stacks.
[Representative Emma Acosta, (915) 541-4515]

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.

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|-----------------|--|
| 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 following:

- EX1.** Discussion and action regarding issues related to Police Department matter 13-067278. (551.071) [City Attorney's Office, Laura P. Gordon, (915) 541-4550]
[POSTPONED FROM 03-19-13]
- EX2.** El Puente Community Development Corp. Chapter 7 Bankruptcy Case No. 11-31718 (551.071) [City Attorney's Office, Kristen Hamilton, (915) 541-4550]
- EX3.** Centro Mayapan, Inc. 380 Agreement and Loan (551.071)
[City Attorney's Office, Matthew Behrens, (915) 541-4550]

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/>