

**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**  
March 29, 2011  
8:30 A.M.

The City Council met in regular session at the above place and date. Meeting was called to order at 8:37 a.m. Mayor John F. Cook present and presiding and the following Council Members answered roll call: Emma Acosta, Carl Robinson, Eddie Holguin, Jr., Steve Ortega, and Beto O'Rourke. Late arrivals: Susannah Byrd and Rachel Quintana at 8:39 a.m. during Executive Session deliberations, and Ann Morgan Lilly at 8:54 a.m. during Executive Session deliberations. The invocation was given by Police Chaplain Cliff Barnes, followed by the Pledge of Allegiance to the Flag of the United States of America.

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**MAYOR'S PROCLAMATIONS**

- 1. DROWNING PREVENTION COALITION - APRIL POOLS DAY**
- 2. A DOLLAR TO DEFEAT LEUKEMIA WEEK**
- 3. AMERICAS HIGH SCHOOL MOCK TRIAL TEAM DAY**
- 4. PURCHASING MONTH**

**RECOGNITION**

**MARK M. ALVARADO**

**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. David A. Montgomery
2. Mr. Jack Maxon
3. Mr. Jerry Thiedt
4. Ms. Lisa Turner
5. Mr. David Welsh
6. Mr. Salvador Gomez

Mayor Cook and Ms. Joyce Wilson, City Manager, commented.

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Motion made by Representative Robinson, seconded by Representative Holguin, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 8:37a.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.076 to discuss any of the following:

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

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

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

Motion made by Representative Lilly, seconded by Representative Robinson, and unanimously carried to adjourn the Executive Session at 9:06 a.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

NOT PRESENT FOR THE VOTE:   Representatives Quintana, Ortega, and O'Rourke

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**EX1.**   City lease of a 24,660 square foot portion of Lot 15, Block 8, El Paso International Airport Tracts, Unit 1, El Paso County, Texas, sometimes municipally referred to as 7619 Lockheed, El Paso County, Texas. (551.071 and 551.072)

Motion made by Mayor Pro Tempore Acosta, seconded by Representative Byrd, and carried that the City Attorney's Office be authorized to take any and all action necessary to gain possession for the City of El Paso and to establish clear title in the name of the City of El Paso in the real property and all improvements located at and within a portion of Lot 15, Block 8, El Paso International Airport Tracts, Unit 1, El Paso County, Texas, sometimes municipally referred to as 7619 Lockheed, El Paso County, Texas.

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

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**EX2.**   Michael Graniczny, et al v. City of El Paso, et al; Cause No. EP-10-CV-0156-PM (551.071)

Motion made by Mayor Pro Tempore Acosta, seconded by Representative Byrd, and unanimously carried that outside counsel for the City of El Paso be authorized to accept Plaintiffs' settlement offer in the lawsuit styled Michael Graniczny, et. al. vs. City of El Paso, et. al.; Cause No.10-CV-0156-PM.

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

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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 March 22, 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, WDE 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:

Lot(s) 14 (2015.17 Sq Ft), Block 12, Mesa Del Castillo #4 Subdivision, City of El Paso, El Paso County, Texas, Parcel #M327-999-0120-1400

to be \$121.85, 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., total to wit, making a total of \$145.85. The City Council finds that the work was completed on the 31st 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 \$145.85 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, SANTIAGO E. AVILA, 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) 14, Block 48, Kern Place Subdivision, City of El Paso, El Paso County, Texas, Parcel #K216-999-0480-3700

to be \$215.01, 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, total to wit, making a total of \$239.01). 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 \$239.01 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, RAMONA M. CHAVEZ, 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:

208 Placida Road, more particularly described as Lot(s) 13 (5458 Sq Ft), Block 6, Borderland Heights Subdivision, El Paso, El Paso County, Texas, Parcel #B690-999-0006-0013

to be \$208.11, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of \$232.11. The City Council finds that the work was completed on the 31<sup>st</sup> & 1<sup>st</sup> day(s) of August & September, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$232.11 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent ) 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, CHERIE L. HICKMAN, 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:

623 Tepic Drive, more particularly described as Lot(s) 17 & WLY 247.5 Sq Ft of Lot 18 (8498 Sq Ft), Block 105, Chaparral Park #21 Subdivision, El Paso, El Paso County, Texas, Parcel #C340-999-1050-3300

to be \$146.95, 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, total to wit, making a total of \$170.95. The City Council finds that the work was completed on the 25th day(s) 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 \$170.95 to be a lien on the above described property, said amount being due and

payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, CARLOS RIVERA 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:

5548 Joyce Circle, more particularly described as Lot(s) 32 (6300 Sq Ft), Block 9, Beaumont Subdivision, El Paso, El Paso County, Texas, Parcel #B300-999-0090-6300

to be \$120.24, 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, total to wit, making a total of \$144.24). 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 \$144.24 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, DOLORES M. & YSIDRA ARMENDARIZ, 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:

3341 Monroe Avenue, more particularly described as Lot(s) 1 & 2 & ELY PT of Lot 3 (3.02 Ft on St 120.01 Ft on W 4.42 Ft on N 120 Ft on E) (7046 Sq Ft), Block 29, Morningside Heights Subdivision, El Paso, El Paso County, Texas, Parcel #M794-999-0290-0100

to be \$139.38, 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. total to wit, making a total of \$163.38. The City Council finds that the work was completed on the 31 day(s) 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 \$163.38 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, SEGURA-MCDONALD VFW, 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:

4810 Pershing Drive, more particularly described as Lot(s) 7 to 11 (19334 Sq Ft), Block 2-A, Mesa Heights Subdivision, El Paso, El Paso County, Texas, Parcel #M329-999-002A-1300

to be \$182.13, 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, total to wit, making a total of \$206.13. The City Council finds that the work was completed on the 26th 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 \$206.13 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, SANDRA LICON, 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:

3016 Richmond Avenue, more particularly described as Lot(s) 23 & 24 (6000 Sq Ft), Block 16, Altura Park Subdivision, El Paso, El Paso County, Texas, Parcel #A520-999-0160-7100

to be \$186.14, 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, total to wit, making a total of \$210.14. The City Council finds that the work was completed on the 24th 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 \$210.14 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, T-SUNRISE, 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) 313 (22450 Sq Ft), Block 15, Mountain View Replat Subdivision, El Paso, El Paso County, Texas, Parcel #M851-999-0150-0600

to be \$292, 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. total to wit, making a total of \$316. The City Council finds that the work was completed on the 6<sup>th</sup> & 9<sup>th</sup> days 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 \$316 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, PRIMITIVO N. & MARIA V. 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:

5909 Delta Drive, more particularly described as Lot(s) 23 (6000 Sq Ft), Block 10, Parkdale Subdivision, El Paso, El Paso County, Texas, Parcel #P405-999-0100-8900

to be \$156.02, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24, total to wit, making a total of \$180.02. 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 \$180.02 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, JYA GROUP 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:

200 Seville, more particularly described as Lot(s) 24 & S Pt of Lot 23 & Adj W 1/2 of Closed Alley, Block 15, Sambrano Subdivision, El Paso, El Paso County, Texas, Parcel #S052-999-0150-7800

to be \$97.70, 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, total to wit, making a total of \$121.70.

The City Council finds that the work was completed on the 24th day(s) 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 \$121.70 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, SOCORRO SOLL, 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:

5364 Isaias Avalos Lane, more particularly described as Lot(s) 9 (5633.42 Sq Ft), Block 31, Sandstone Ranch Estates #3 Subdivision, El Paso, El Paso County, Texas, Parcel #S138-999-0310-0900

to be \$118.80, 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. total to wit, making a total of \$142.80. The City Council finds that the work was completed on the 9th day(s) 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 \$142.80 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, SOCORRO SOLL, 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:

5368 Isaias Avalos Lane, more particularly described as Lot(s) 10 (5601.68 Sq Ft), Block 31, Sandstone Ranch Estates #3 Subdivision, El Paso, El Paso County, Texas, Parcel #S138-999-0310-1000

to be \$118.80, 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, total to wit, making a total of \$142.80. The City Council finds that the work was completed on the 9th day(s) 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 \$142.80 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, SOCORRO SOLL, 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:

5372 Isaias Avalos Lane, more particularly described as Lot(s) 11 (5578.93 Sq Ft), Block 31, Sandstone Ranch Estates #3 Subdivision, El Paso, El Paso County, Texas, Parcel #S138-999-0310-1100

to be \$118.80, 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, total to wit, making a total of \$142.80. The City Council finds that the work was completed on the 9th day(s) 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 \$142.80 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, GEO-BEAZER LP, 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) 10 (31367.00 Sq Ft), Block 1, Sun Valley Ranch Subdivision, El Paso, El Paso County, Texas, Parcel #S820-999-0010-1000

to be \$395.92, 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, total to wit, making a total of \$419.92. The City Council finds that the work was completed on the 28th day of June, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$419.92 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, MAHMOUD TAVAKOLINEJAO, 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) 4 (87134.22 Sq Ft), Block 1, Montana & Lee Commercial Dist  
Subdivision, City of El Paso, El Paso County, Texas, Parcel #M641-999-0010-  
0400

to be \$793.47, 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, total to wit, making a total of \$817.47. The City Council finds that the work was completed on the 11<sup>th</sup> & 12<sup>th</sup> days 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 \$817.47 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, ARTURO 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:

3136 Tierra Rio Road, more particularly described as Lot(s) 2 (5943.00 Sq Ft),  
Block 45, Tierra Del Este #6 Subdivision, El Paso, El Paso County, Texas,  
Parcel #T287-999-0450-0200

to be \$127.46, 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, total to wit, making a total of \$151.46. The City Council finds that the work was completed on the 10th 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 \$151.46 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, RAUL CASTILLO, 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:

12102 Desert Quail Avenue, more particularly described as E 43.50 Ft of Lot 2 & W 16.50 Ft of Lot 3 (6600.00 Sq Ft), Block 3, Quail Run Subdivision, El Paso, El Paso County, Texas, Parcel #Q550-999-0030-0200

to be \$69.01, 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, total to wit, making a total of \$93.01. The City Council finds that the work was completed on the 17th day of May, 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 \$93.01 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, PAJ LAND HOLDINGS 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:

Pt of Lot(s) 1 Beg 467.04' N of SW Cor (383.71' on E - 381.87' on N - 385.06 Ft on W - 397.09' on S), Block 12, Newport Estates #2 Subdivision, City of El Paso, El Paso County, Texas, Parcel #N241-999-0120-0100

to be \$627.85, 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, total to wit, making a total of \$651.85. 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 \$651.85 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, FRANCISCO PLAZA, 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:

141 Keeney Court, more particularly described as Lot(s) 12 (5943.77 Sq Ft),  
Block A, Patterson Subdivision, El Paso, El Paso County, Texas, Parcel  
#P609-999-000A-1200

to be \$103.38, 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, total to wit, making a total of \$127.38. The City Council finds that the work was completed on the 10th 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 \$127.38 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, JUANA O. ANCHONDO, 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:

8107 North Loop Drive, more particularly described as Tract 13 (1.423 Acres),  
Block 15, Ysleta Subdivision, El Paso, El Paso County, Texas, Parcel #Y805-  
999-015D-1301

to be \$1,923.56, 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, total to wit, making a total of \$1,947.56. The City Council finds that the work was completed on the 22nd & 23rd days of June, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$1,947.56 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, JOSE M. URESTI, 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:

ELY Pt of Lot(s) 3 (0.700 Acre) Lot 1 of Unrecorded Map, Block 6, Christy  
Subdivision, City of El Paso, El Paso County, Texas, Parcel #C454-999-0060-  
2100

to be \$333.90, 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, total to wit, making a total of \$357.90.

The City Council finds that the work was completed on the 16th 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 \$357.90 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, JOSE F. A. LOPEZ, 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:

1031 E. California Avenue, more particularly described as Lot(s) 31 & 32 (6960 Sq Ft), Block 292, Pierce Finley Subdivision, El Paso, El Paso County, Texas, Parcel #P795-999-2920-9100

to be \$192.57, 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, total to wit, making a total of \$216.57. The City Council finds that the work was completed on the 12<sup>th</sup> day(s) of July, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$216.57 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, LAND AMERICA CONTRACTORS 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:

637 Hacienda Rey Drive, more particularly described as Lot(s) 7 (10703.21 Sq Ft), Block 1, Haciendas San Miguel #1 Subdivision, El Paso, El Paso County, Texas, Parcel #H013-999-0010-0700

to be \$414.59, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24, total to wit, making a total of \$438.59). The City Council finds that the work was completed on the 29 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 \$438.59 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, LOS EXES DE LA BOWIE & FRIENDS, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

4700 Sagrado Lane, more particularly described as Lot(s) 1 (6005.00 Sq Ft),  
Block 1, El Manto Addition Subdivision, El Paso, El Paso County, Texas, Parcel  
#E345-999-0010-0100

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

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$164.68 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, LOS EXES DE LA BOWIE & FRIENDS, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

4704 Sagrado Lane, more particularly described as Lot(s) 2 (8064.00 Sq Ft),  
Block 1, El Manto Addition Subdivision, El Paso, El Paso County, Texas, Parcel  
#E345-999-0010-0200

to be \$177.31, 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, total to wit, making a total of \$201.31. The City Council finds that the work was completed on the 22<sup>nd</sup> day of June, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$201.31 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, LOS EXES DE LA BOWIE & FRIENDS, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

4724 Sagrado Lane, more particularly described as Lot(s) 7 (4677.00 Sq Ft),  
Block 1, El Manto Addition Subdivision, El Paso, El Paso County, Texas, Parcel  
#E345-999-0010-0700

to be \$135.42, 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, total to wit, making a total of \$159.42. The City Council finds that the work was completed on the 22<sup>nd</sup> day of June, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$159.42 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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, LOS EXES DE LA BOWIE & FRIENDS, referred to as owner, regardless of number, of the hereinafter described property, was given notice

that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

4728 Sagrado Lane, more particularly described as Lot(s) 8 (4992.00 Sq Ft),  
Block 1, El Manto Addition Subdivision, El Paso, El Paso County, Texas, Parcel  
#E345-999-0010-0800

to be \$140.68, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24, total to wit, making a total of \$164.68. The City Council finds that the work was completed on the 22<sup>nd</sup> day of June, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$164.68 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent 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 the City Manager be authorized to sign a Services Agreement between the City of El Paso and Staff Care, Inc. for temporary dental staffing services in an amount not to exceed TWENTY-FIVE THOUSAND SIX HUNDRED NINETY DOLLARS AND 02/100 (\$25,690.02).

.....  
**ITEMS 3C, 8C, 11B AND 12 TAKEN TOGETHER**

**3C. PARKS AND RECREATION**

**1ST MOTION**

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

**2nd AND FINAL MOTION**

\*Motion made, seconded, and carried to **POSTPONE** two weeks a Resolution of City Council amending the Park Facilities Standards in order to be consistent with revisions to the park provisions of Title 19.

.....  
**3D.**

**\*RESOLUTION**

**AMENDMENT TO THE RESOLUTION APPOINTING THE ELECTION OFFICIALS AND ELECTION JUDGES FOR THE 2011 GENERAL ELECTION IN THE CITY OF EL PASO.**

**WHEREAS**, the City Council adopted a Resolution on March 15, 2011 to appoint the election officials for the City’s 2011 General Election; and

**WHEREAS**, it is now necessary to amend Exhibit “B”, the list of Presiding Judges and Alternate Presiding Judges, respectively, for each of the regular elections precincts of the City, as the County Elections Administrator recommends one change be made.

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

1. That the Resolution dated March 15, 2011 for the appointment of election officials be amended by revising Exhibit B, the list of Presiding Judges and Alternate Presiding Judges, respectively, for each of the regular elections precincts of the City, as is attached hereto, and such judges and alternates as set forth therein shall be appointed.

**1ST MOTION**

Motion made by Representative Ortega, seconded by Mayor Pro Tempore Acosta, and unanimously carried to **RETIRE** into **EXECUTIVE SESSION** at 10:09 a.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 (Consultation with Attorney).

**2ND MOTION**

Motion made by Representative Robinson, seconded by Representative Lilly, and unanimously carried to **ADJOURN** the Executive Session at 10:14 a. m. and **RECONVENE** the meeting of the City Council.

NOT PRESENT FOR THE VOTE: Representatives Quintana and O’Rourke

**3RD AND FINAL MOTION**

\*Motion made, seconded, and unanimously carried to **APPROVE AS REVISED** the Resolution

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

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

Ms. Richarda Duffy Momsen, City Clerk, commented and Ms. Elaine Hengen, Senior City Attorney gave legal advice.

.....  
**3E.**

**\*RESOLUTION**

**WHEREAS**, the City of El Paso (hereafter "City") wishes to have an interactive water play feature known as a splash pad at the El Paso Zoo designed and constructed to be available for the public in the summer of 2011 (hereafter the "project"); and

**WHEREAS**, the El Paso Zoological Society (hereafter "Society") desires to fund and support the construction of the project by donating a total of two hundred fifty thousand dollars (\$250,000.00) in multiple payments over the period of four years; and

**WHEREAS**, the City Council wishes to accept this donation for the purpose stated; and

**WHEREAS**, the City Council authorizes the City Manager to accept this donation, which will be made in multiple payments, and to execute necessary documents to accept the donation and allocate such funds.

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

That the City Council authorizes the City Manager to accept the donation of \$250,000 from the Society for the purpose of funding and supporting the construction of an interactive water play feature known as a splash pad at the El Paso Zoo designed and constructed to be available for the public in the summer of 2011 (hereinafter the "project"). Payment of this donation will be made in multiple payments as follows: \$100,000 within two weeks of the adoption of this resolution; \$50,000 by April 1, 2012; \$50,000 by April 1, 2013; and \$50,000 by April 1, 2014. The City Manager is also hereby authorized to enter into the attached Agreement with Society and to execute any and all necessary documents for the acceptance of the donation for this purpose and any necessary documents for the allocation of such funds.

Representative Acosta commented.

Mr. Steve Marshall, Zoo Director, commented.

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**4A. BOARD RE-APPOINTMENT**

\*Motion made, seconded, and unanimously carried to **RE-APPOINT** Michael Pleters to the Civil Service Commission by Representative Steve Ortega, District 7.

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**4B. BOARD RE-APPOINTMENT**

\*Motion made, seconded, and unanimously carried to **RE-APPOINT** Alma Miller to the Fair Housing Task Force by Representative Steve Ortega, District 7.

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**5A. - 5H. INTRODUCTIONS**

Motion made by Mayor Pro Tempore Acosta, seconded by Representative Byrd, 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

**5A.** An Ordinance amending Ordinance No. 017109 which vacated a portion of Boston Avenue to allow a one year extension to complete improvements on the pedestrian walkway and to revise the quitclaim deed to reflect the extended time for completion.

**PUBLIC HEARING WILL BE HELD ON APRIL 5, 2011, FOR ITEM 5A**

- 5B.** An Ordinance amending Title 20 (Zoning), Chapter 20.02 (General Provisions and Definitions), Chapter 20.10 (Supplemental Use Regulations) and Appendix A (Table of Permissible Uses) of the El Paso City Code to add a definition of Accessory Dwelling Units and to add standards for Accessory Dwelling Units. The Penalty is as provided for in Chapter 20.24 of the El Paso City Code.
- 5C.** An Ordinance changing the zoning of a portion of Lot 6, Block 5, Stiles Gardens, City of El Paso, El Paso County, Texas from A-2 (Apartment) to C-3 (Commercial). The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 7122 North Loop Drive. Applicant: Fidel and Isabel Guerrero. ZON10-00114
- 5D.** An Ordinance changing the zoning of a portion of Lot 4, Block C, Collingsworth Subdivision Supplemental Map, City of El Paso, El Paso County, Texas from A-2 (Apartment) to C-3 (Commercial). The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 6111 Alameda Avenue. Applicant: Maria L. Munoz. ZON10-00115
- 5E.** An Ordinance changing the zoning of Lots 1-13, Block 1, San Angelino Estates; formerly Lots 1-11, Block 1, Amado Urbina; formerly Lots 5 & 6 and a portion of Lot 7, Block 8, Alameda Acres, City of El Paso, El Paso County, Texas from R-3A (Residential) to R-4 (Residential). The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: Glenwood Street at Flower Drive. Property Owner: The House Developer Group, LLC. ZON10-00108
- 5F.** An Ordinance changing the zoning of a portion of Yucca Village Replat A, and a portion of Tract 10A Parkland Addition, City of El Paso, El Paso County, Texas from A-M/sc (Apartment/Mobile Home Park/special contract) to A-O/sc (Apartment/Office/special contract). The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 10333 Grouse Road. Property Owner: Blue Flamingo IV, LP. ZON10-00094
- 5G.** An Ordinance granting Special Permit No. ZON10-00095, to permit an Adult Day Care on the property described as being a portion of Yucca Village Replat A, and a portion of Tract 10A Parkland 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 in Chapter 20.24 of the El Paso City Code. Subject Property: 10333 Grouse Road. Property Owner: Blue Flamingo IV, LP. ZON10-00095
- 5H.** An Ordinance changing the effective date of Ordinance No. 017504, which will change the zoning of Lot 2, Block 6, Castner Range Unit One, City of El Paso, El Paso County, Texas from R-4 (Residential) to A-O (Apartment-Office) from April 26, 2011 to May 25, 2011. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: Stahala Drive, East of Kenworthy Street.

**PUBLIC HEARING WILL BE HELD ON APRIL 19, 2011, FOR ITEMS 5B – 5H**

**ITEMS 6A, 6B AND 6C TAKEN TOGETHER**

**6A.**

**ORDINANCE 17516**

The City Clerk read an Ordinance entitled: **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.**

Motion duly made by Representative Lilly, seconded by Representative O'Rourke, that the Ordinance be **ADOPTED AS REVISED**. 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**.

**6B.**

**ORDINANCE 17517**

The City Clerk read an Ordinance entitled: **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.**

Motion duly made by Representative Lilly, seconded by Representative O'Rourke, 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**.

**6C.**

**ORDINANCE 17518**

The City Clerk read an Ordinance entitled: **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.**

Motion duly made by Representative Lilly, seconded by Representative O'Rourke, 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**.

Ms. Julie Baldwin, Public Information Officer for Engineering and Construction Management, and Mr. Sam Rodriguez, Engineering Division Manager, presented a PowerPoint presentation (copy on file in City Clerk's office).

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

Mr. Charlie Wakeen, Open Space Advisory Board, commented.

Ms. Joyce Wilson, City Manager, commented.

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7.

**ORDINANCE 17519**

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING ORDINANCE NO. 017471, TITLE 9 (HEALTH AND SAFETY), CHAPTER 9.04 (SOLID WASTE MANAGEMENT) TO AMEND THE EFFECTIVE DATE OF THE FRANCHISE AGREEMENT REQUIREMENTS; THE PENALTY BEING AS PROVIDED IN SECTION 9.04.630 OF THE EL PASO CITY CODE.**

Ms. Ellen Smyth, Environmental Services, commented.

Motion duly made by Representative Ortega, seconded by Representative Byrd, 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**.

.....

**ITEMS 8A. AND 11A. TAKEN TOGETHER**

**8A. PLANNING AND ECONOMIC DEVELOPMENT**

Motion made by Representative O'Rourke, seconded by Representative Byrd, to **POSTPONE** one week the Public hearing on 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.

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

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

Representatives O'Rourke, Acosta, Byrd, and Ortega commented.

Ms. Joyce Wilson, City Manager, commented.

The following members of the public commented:

- 1. Mr. Fernando Estrada, Representing the Applicant
- 2. Mr. Pedro de Jesus Licon Gonzalez, Applicant
- 3. Mr. Sergio Plaza, Property Owner

.....  
**8B.**

**ORDINANCE 17520**

The City Clerk read an Ordinance entitled: **AN ORDINANCE VACATING A PORTION OF FRANKFORT STREET RIGHT-OF-WAY, WITHIN BLOCKS 91 & 92, GRANDVIEW ADDITION, AN ADDITION TO THE CITY OF EL PASO, EL PASO COUNTY, TEXAS.**

Motion duly made by Representative Byrd, 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**.

.....  
**ITEMS 3C, 8C, 11B AND 12 TAKEN TOGETHER**

**8C. PLANNING AND ECONOMIC DEVELOPMENT**

\*Motion made, seconded, and unanimously carried to **POSTPONE** two weeks the Public Hearing on an Ordinance amending Title 19 (Subdivisions), Chapter 19.20 (Parks and Open Space), Section 19.20.030 (Parkland Calculation) and Section 19.20.050 (Standards for Deeded Parkland), Chapter 19.23 (Lots-Determination and Regulation of Size) and Chapter 19.50 (Definitions) of the El Paso City Code to amend the park size requirements for residential development and parkland characteristics and improvements, to require front build-to lines on plats and to add definitions for build-to line, green, plaza, pocket park, and square. The penalty is as provided in Chapter 19.42 of the city of El Paso City Code.

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

Representative Ortega commented.

Ms. Joyce Wilson, City Manager, commented.

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**ITEMS 9A AND 9B TAKEN TOGETHER**

**9A.**

**ORDINANCE 17521**

The City Clerk read an Ordinance entitled: **AN ORDINANCE AUTHORIZING THE CITY MANAGER TO SIGN A CONTRACT OF SALE AND ANY OTHER NECESSARY DOCUMENTS BETWEEN THE CITY OF EL PASO AND THE EL PASO COLLABORATIVE FOR COMMUNITY AND ECONOMIC DEVELOPMENT WHICH WILL ALLOW THE CITY TO CONVEY:**

**LOT 5, BLOCK 98, SUN VALLEY ADDITION, AN ADDITION TO THE CITY OF EL PASO, EL PASO COUNTY, TEXAS, BEING MORE PARTICULARLY DESCRIBED IN VOLUME 1178, PAGE 362, DEED RECORDS OF EL PASO COUNTY, TEXAS; ALSO KNOWN AND NUMBERED AS 5629 HEMMINGWAY DRIVE, EL PASO, TEXAS.**

**9B.**

**ORDINANCE 17522**

The City Clerk read an Ordinance entitled: **AN ORDINANCE AUTHORIZING THE CITY MANAGER TO SIGN A CONTRACT OF SALE AND ANY OTHER NECESSARY DOCUMENTS BETWEEN THE CITY OF EL PASO AND THE EL PASO COLLABORATIVE FOR COMMUNITY AND ECONOMIC DEVELOPMENT WHICH WILL ALLOW THE CITY TO CONVEY:**

**LOT 2071, BLOCK 85, MOUNTAIN VIEW ADDITION, AN ADDITION TO THE CITY OF EL PASO, EL PASO COUNTY, TEXAS, BEING MORE PARTICULARLY DESCRIBED IN VOLUME 2, PAGE 23, PLAT RECORDS OF EL PASO COUNTY, TEXAS; ALSO KNOWN AND NUMBERED AS 4903 WICHITA CIRCLE, EL PASO, TEXAS TO THE EL PASO COLLABORATIVE FOR COMMUNITY AND ECONOMIC DEVELOPMENT.**

Representatives Byrd and Robinson commented.

Mr. Adrian Duran, Executive Director, Housing Finance Corp., commented.

Motion duly made by Representative Byrd, seconded by Representative Lilly, that the Ordinances be **ADOPTED**. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinances 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 Ordinances, the same be and the same are hereby **ADOPTED**.

.....  
**10. MAYOR AND COUNCIL**

**1<sup>st</sup> MOTION:**

Motion made by Representative Lilly, seconded by Mayor Pro Tempore Acosta, and unanimously carried that the City of El Paso State Legislative Agenda be amended to add **support** for the following bills:

1. H.B. 1866 Gonzalez - Designation of the Highway 20 (Alameda) as a state historic highway.
2. H.B. 2566 Gonzalez - Penalties for displaying vehicles for sale on public rights of way
3. H.B. 2567 Gonzalez - Public notice procedures for submitting complaints about motor vehicle dealers.

4. H.B. 616 Quintanilla – Amendment of the Alcoholic Beverage Code to permit the commissioners court of a county or the governing board of an incorporated city or town to enact regulations prohibiting the possession or consumption of an alcoholic beverage at a previously licensed or permitted establishment for on-premises consumption for not more than three years from the date of the canceled or expired permit or license.
5. H.B. 1287 Villarreal - Interest rate on refunds would be based upon the t-bill rate at the time of the refund with an 8% cap.
6. H.B. 2903 Zerwas – Care for elderly PACE.

## 2<sup>ND</sup> MOTION

Motion made by Mayor Pro Tempore Acosta, seconded by Representative Byrd, and carried that the City of El Paso State Legislative Agenda be amended to add **support** for the following bills:

1. H.B. 407 Quintanilla - Amendment of the Alcoholic Beverage Code to refer certain hearings to the State Office of Administrative Hearings following the receipt of either a petition signed by surrounding property owners.
2. H.B. 1112 Nichols - Greater flexibility for RMA's to enter into agreements with other entities, including TxDOT, to finance projects.

AYES: Representatives Lilly, Byrd, Acosta, Ortega and O'Rourke

NAYS: Representatives Quintana and Holguin

ABSTAIN: Representative Robinson

## 3<sup>RD</sup> MOTION

Motion made by Representative Byrd, seconded by Representative Lilly, and unanimously carried that the City of El Paso State Legislative Agenda be amended to **oppose** the following bills:

1. **S.B. 435 Nelson and H.B. 1015 Harper-Brown** - Consolidation the current six regional poison control centers into the Texas Poison Control Center.
2. **S.B. 971 Hinojosa & H.B. 1765 Miller**: Establishment of an emergency information network of digital display.
3. **H.B. 1903 Keffer & S.B. 1122 Estes**: Allows taxing entities to sell the right to receive delinquent receivables at a reduced rate through a competitive bidding process or a negotiated sale.
4. **H.B. 2435 Deshotel**: Legalizes Cost of service Adjustment Clauses the City rejected in the last Texas Gas Rate Case.

NOT PRESENT FOR THE VOTE: Representatives Robinson and O'Rourke

## 4<sup>TH</sup> MOTION

Motion made by Representative Lilly, seconded by Representative Byrd, and unanimously carried that the City of El Paso State Legislative Agenda be amended to adopt the Texas Municipal League policy position on cable franchise reform and video assessment proposals to: Support legislation that would allow cable and video providers to opt out of all "grandfathered" local cable or video franchise agreements under Chapter 66 of the Texas Utilities Code (S.B. 5, 2005 Second Special Session) only if such legislation:

- (a) provides for standard and consistent termination of all grandfathered agreements and requires that a cable or video service provider immediately seek a state-issued certificate of franchise authority;

- (b) allows for expansion of the permissible uses of the one-percent fee paid by cable and video providers to support municipal public, educational, and governmental programming (PEG);
- (c) allows all cities to obtain two or three PEG channels based on population;
- (d) expressly reaffirms cities rights to collect rental fees for use of public rights-of ways; and
- (e) is made contingent upon the passage of additional legislation imposing on each video provider (e.g., cable television and similar services, as well as satellite service) a state "assessment" of 6-1/4 percent of gross revenues derived from the provision of subscription video services in this state, with cities being entitled to one-quarter of the revenue generated by the assessment.

Support legislation that would impose on each video provider (e.g., cable television and similar services, as well as satellite service) a state "assessment" of 6-1/4 percent of gross revenues derived from the provision of subscription video services in this state only if such legislation:

- (a) entitles cities to one-quarter of the revenue generated by the assessment;
- (b) expressly reaffirms cities rights to collect rental fees for use of public rights-of-way; and
- (c) does not interfere with the collection or payment of rental fees paid to cities for use of public rights-of-way.

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

#### **5<sup>TH</sup> MOTION**

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

NOT PRESENT FOR THE VOTE: Representative Quintana

#### **6<sup>TH</sup> MOTION**

Motion made Representative Byrd, seconded by Representative Lilly, and carried that the City of El Paso State Legislative Agenda be amended to add a provision directing staff to work with El Paso Electric Company to draft and seek passage of legislation to allow net metering in the El Paso Electric Company service area within the State of Texas and to implement policies and procedures to create a community program for financially viable installation of renewable energy systems.

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

NAYS: Representative Holguin

Mr. Marty Howell, Sustainability Manager, presented a PowerPoint presentation (copy on file in City Clerk's office)

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

The following City Staff Members commented:

1. Ms. Joyce Wilson, City Manager
2. Ms. Sylvia Firth, Senior Assistant City Attorney/Intergovernmental Affairs, gave legal advice.
3. Mr. Charlie McNabb, City Attorney gave legal advice

4. Mr. Juan Sandoval, Tax Assessor Collector

The following members of the public spoke:

1. Mr. Richard Dayoub
2. Mr. Richard Schechter
3. Mr. Robert Ardovino
4. Mr. Tony Reyes
5. Mr. Gunnar Borge
6. Ms. Marian Cordeo

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**ITEMS 8 A AND 11 A TAKEN TOGETHER**

**11A. PLANNING AND ECONOMIC DEVELOPMENT**

\*Motion made by Representative O'Rourke, seconded by Representative Byrd, and unanimously carried to **POSTPONE** one week a Resolution approving a detailed site development plan for Lots 52, 53, 54, 55, and 56, Block B, Basset Addition, City of El Paso, El Paso County, Texas, pursuant to Section 20.04.150. The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

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

Representatives Byrd, Acosta, Ortega, and O'Rourke commented.

Mr. Joyce Wilson, City Manager, and Mr. Mathew McElroy, Deputy Director of Planning, commented.

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**ITEMS 3C, 8C, 11B AND 12 TAKEN TOGETHER**

**11B. PLANNING AND ECONOMIC DEVELOPMENT**

\*Motion made, seconded, and unanimously carried to **POSTPONE** two weeks a Resolution adopting "Designing Walkable Urban Thoroughfares: A Context Sensitive Approach" as a recommended design guideline for the use in the design and construction of new thoroughfares and redesign and reconstruction of existing thoroughfares on all city projects within the City of El Paso.

Representatives Byrd and Ortega commented.

Ms. Joyce Wilson, City Manager, commented.

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**ITEMS 3C, 8C, 11 AND 12 TAKEN TOGETHER**

**12. DEPARTMENT OF TRANSPORTATION**

\*Motion made, seconded, and unanimously carried to **POSTPONE** two weeks the item regarding directing the City Manager to have city staff revise the City Code and the City of El Paso's Design Standards for Construction Manual to adopt the "Designing Walkable Urban Thoroughfares: A Context Sensitive Approach" as a standard for constructing thoroughfare projects.

Representatives Byrd and Ortega commented.

Ms. Joyce Wilson, City Manager, commented.

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**ITEMS 13, 14A, 14B and 15 TAKEN TOGETHER FOR DISCUSSION**

**13. PLANNING AND ECONOMIC DEVELOPMENT**

Motion made by Representative Robinson, seconded by Representative Quintana, and unanimously carried to **DELETE** the Public hearing on an Ordinance amending Title 19 (Subdivisions), Appendix 111 (Mountain Area Defined), of the El Paso City Code to add land to the area identified as the Mountain Development Area (MDA). The penalty being as provided in Section 19.42 of the El Paso City Code.

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

**14A.**

**ORDINANCE 17523**

The City Clerk read an Ordinance entitled: **AN ORDINANCE AUTHORIZING THE CITY MANAGER OF THE CITY OF EL PASO TO SIGN A SPECIAL WARRANTY DEED AND ANY OTHER DOCUMENTS REQUIRED, SUCH AS, BUT NOT LIMITED TO, A DISCLAIMER OF INTEREST IN PROPERTY OR DONATION AGREEMENT, TO CONVEY TO THE STATE OF TEXAS, APPROXIMATELY 12.080 ACRES OF LAND KNOWN AS PARTS 1 AND 2 OF PARCEL 14 ALONG AND ADJACENT TO THE EXISTING LOOP 375 BEING PORTIONS OF NELLIE D. MUNDY SURVEY 246, CITY OF EL PASO, EL PASO COUNTY, TEXAS, FOR THE STATE OF TEXAS LOOP 375 HIGHWAY PROJECT.**

Motion duly made by Representative Ortega, seconded by Mayor Pro Tempore Acosta, 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 Acosta, Robinson, Quintana, Holguin, Ortega and O'Rourke  
NAYS: Representative Byrd  
NOT PRESENT FOR THE VOTE: Representative Lilly

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

**14B.**

**RESOLUTION**

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

That the Mayor be authorized to sign an Agreement to Contribute Funds with the Texas Department of Transportation (TxDOT) for the acquisition of right of way and adjustment of utilities for a highway project on Highway No. Loop 377 from 0.038 miles West of Interstate Highway 10 to 0.479 miles east of Franklin Mountains State Park. The City's contribution is estimated to be \$91,200.00, which is 4.8 percent of the estimated total of the cost of the right of way. The City's contribution may be satisfied by the donation of 12.080 acres of land to TxDOT. TxDOT has appraised the 12.080 acres at a value of \$184,177.00.

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

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

NAYS: Representative Byrd

NOT PRESENT FOR THE VOTE: Representative Lilly

**15. CITY MANAGER**

Motion made by Representative Lilly, seconded by Mayor Pro Tempore Acosta, and carried to **APPROVE** and to **DIRECT** the City Manager to add Plexxar to the Major Thoroughfare Plan and adopt Texas Department of Transportation (TxDOT) plan for the West Transmountain Loop 375 Project.

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

NAYS: Representative Byrd

The following members of the public commented:

1. Mr. Chuck Berry, Chief Engineer, TxDot
2. Mr. Roy Gilyard, Metropolitan Planning Organization Director
3. Ms. Lourdes Cardenas, Walter B. Moore, Engineer
4. Mr. Tom Thomas
5. Mr. Richard Dayoub
6. Mr. Richard Schecter
7. Mr. John Broaddus
8. Mr. Jimmy Rogers, Jr.
9. Mr. David Osborn
10. Mr. Charlie Wakeem
11. Mr. John Cordova
12. Mr. Bill Addington
13. Ms. Judy Ackerman
14. Dr. Richard Bonart
15. Mr. Lynn Fitzgerald
16. Mr. Richard Teschner

.....  
 Motion made by Representative Robinson, seconded by Mayor Pro Tempore Acosta , and unanimously carried to **ADJOURN** this meeting at 3:44 p.m.  
 .....

**APPROVED AS TO CONTENT:**

\_\_\_\_\_  
Richarda Duffy Momsen, City Clerk