



## **AGENDA FOR REGULAR COUNCIL MEETING**

---

**APRIL 23, 2013  
501 N. OREGON  
LIBRARY AUDITORIUM, 1<sup>ST</sup> FLOOR  
8:30 a.m.**

**AND**

**LEGISLATIVE REVIEW MEETING OF THE WHOLE  
300 N. CAMPBELL  
MAIN CONFERENCE ROOM, 2<sup>ND</sup> FLOOR  
APRIL 22, 2013  
9:00 a.m.**

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

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

### **ROLL CALL**

### **INVOCATION BY POLICE CHAPLAIN CARLOS FLORES**

### **PLEDGE OF ALLEGIANCE**

### **MAYOR'S PROCLAMATIONS**

- 1. THE ANNUAL SALE OF BUDDY POPPIES WEEK**
- 2. KEEP EL PASO BEAUTIFUL - GREAT AMERICAN CLEANUP DAY**
- 3. CELEBRATION OF PROGRESS – MONTECILLO DAY**
- 4. EL PASO NIGHT SHIFT NIGHTS**
- 5. ARBOR DAY**
- 6. GLOBAL YOUTH SERVICE DAY**

### **CALL TO THE PUBLIC – PUBLIC COMMENT**

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

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

## NOTICE

Requests to speak must be received by **8:30 a.m.** on the date of the meeting.  
30 Minutes total is allotted for speakers.  
Three to five minutes may be allowed for each speaker.

## NOTICE TO THE PUBLIC

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

## CONSENT AGENDA

### 1. APPROVAL OF MINUTES:

Approval of Minutes for the Regular City Council Meeting of April 16, 2013.  
[Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

### 2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

### 3. RESOLUTIONS:

- 3A.** That the City Manager be authorized to sign an Air Cargo Building Lease Agreement by and between the City of El Paso ("Lessor") and Southwest Airline Co. ("Lessee") for warehouse and office space at the Air Cargo Building located at 6435 Convair Road, Space 1, El Paso, Texas. **(All Districts)**  
[Airport, Monica Lombraña, (915) 780-4724]
- 3B.** That the City Manager be authorized to sign an Air Cargo Building Lease Agreement by and between the City of El Paso ("Lessor") and Southwest Airline Co. ("Lessee") for warehouse and office space at the Air Cargo Building located at 6425 Convair Road, Space 2, El Paso, Texas. **(All Districts)**  
[Airport, Monica Lombraña, (915) 780-4724]
- 3C.** That the sale and service of alcoholic beverages by The El Paso Times and Valentine's Kitchen, in the closed portions of City rights-of-way on Overland Drive between Paisano Drive and Durango Street from 5:30 p.m. to 8:00 p.m. Friday, April 26, 2013 is a permissible activity in conjunction with The El Paso Times Open House. (NESV13-00011) **(District 8)**  
[City Development, Mirian Spencer, (915) 541-4482]
- 3D.** That the sale and service of alcoholic beverages by Bordier Enterprises, LLC dba Plum City Lounge, in the closed portions of City rights-of-way on a portion of right-of-way on Durango Street between Durango Street and Anthony Street from 9:00 p.m. Saturday, April 27, 2013, to 2:00 a.m. Sunday, April 28, 2013 is a permissible activity in conjunction with The Pre Summer Bash. (NESV13-00010) **(District 8)** [City Development, Mirian Spencer, (915) 541-4482]

**3E.** That the City Manager be authorized to sign a Contract among the City of El Paso and TIBH Industries, Inc. ("TIBH"), and Border TM Industries, Inc. d/b/a Xceed Resources, to provide litter control services for the City's Department of Environmental Services. **(All Districts)**

[Environmental Services, Kurt Fenstermacher, (915) 621-6892]

**3F.** That the Solid Waste liens on the attachment posted with this agenda be approved. (See Attachment A) **(All Districts)**

[Environmental Services, Kurt Fenstermacher, (915) 621-6892]

**3G.** That the City Manager be authorized to sign a Government Entity Tower License Agreement between the Crown Atlantic Company, LLC, and the City of El Paso for antenna, shelter and/or antenna space, including any antennas, cables connectors, wires, radios, radio shelter or cabinet and related transmission and reception hardware and software and other personal property necessary to carry out City's microwave communications system located a portion of Tract 3A7 Clara Mundy Survey No. 247, City of Anthony, El Paso County, Texas more commonly known as Anthony Tower on the top of Franklin Mountains, for an initial term of five (5) years with an option to extend for additional five-year terms, at cost to the City of \$26,400 per annum for rent with a 3% annual increase and additional fees and operating costs, as set forth in the License. **(All Districts)**

[Information Technology, Miguel Gamino, (915) 541-4746]

**4. BOARD RE-APPOINTMENT:**

Robert A. Ardivino to the City Plan Commission by Mayor John F. Cook.

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

[POSTPONED FROM 04-16-13]

**5. APPLICATIONS FOR TAX REFUNDS:**

That the tax refunds listed on the attachment posted with this agenda be approved.

(See Attachment B) **(All Districts)** [Tax Office, David Childs, (915) 541-4598]

**6. REQUESTS TO ISSUE PURCHASE ORDERS:**

**6A.** Request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to exercise the City's option to extend current Contract 2010-020 (North Central WIC Clinic Lease) with Robert Malooly for Option 1 pursuant to the lease terms of an award approved by the City Council on February 23, 2010. The extended contract period will be from execution of lease to May 30, 2016.

Department: Public Health  
Award to: Robert Malooly  
El Paso, TX

1st Option to Extend: 3 Years  
Annual Estimated Amount: \$ 51,600  
Estimated 3 year Amount: \$154,800

Total Estimated Amount: \$154,800

Account No.: 341-524000-2140-G4113ADO  
 WIC Admin-DSHS  
 341-524000-2140-G4113NEO  
 WIC Nutrition-DSHS  
 Funding Source: Health Department-Buildings Leases-WIC  
 Admin-DSHS  
 Health District Department-Buildings  
 Leases- WIC Nutrition-DSHS  
**Districts: All**

This is a Best Value, Service contract  
 [Financial Services, Bruce D. Collins, (915) 541-4313]  
 [Public Health, Bruce A. Parsons, (915) 771-5702]

- 6B.** Request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to exercise the City's option to extend current Contract 2010-062R (Defensive Tactics, Arrest and Control Program) with L. Hicks Inc. for two additional years pursuant to the provisions of an award approved by the City Council on July 13, 2010. The extended contract period will be from April 28, 2013 to April 27, 2015.

Department: Police  
 Award to: L. Hicks Inc.  
 Virginia Beach, VA (Corporate Office)  
 Option: 2 Years  
 Annual Estimated Amount: \$ 25,000  
 Total Estimated Amount: \$ 50,000 (2 years)  
 Account No.: 321-21270-522140-4341-Pro P5002310  
 Funding Source: Police Confiscated Funds  
 Total Estimated Award \$ 291,800 (5 years)  
**Districts: All**

This is a Requirements Type contract.  
 [Financial Services, Bruce D. Collins, (915) 541-4313]  
 [Police, Peter Pacillas, (915) 564-7304]

**7. BIDS:**

- 7A.** The award of Solicitation No. 2013-114 for Sandstone Ranch Estates Park Phase II to Kaizen Construction Services, LLC for a total award of \$114,120.24.

Department: Engineering and Construction Management  
 Award to: Kaizen Construction Services, LLC  
 El Paso, TX  
 Base Bid I: \$ 60,228.72  
 Option I: \$ 53,891.52  
 Total Estimated Award: \$114,120.24  
 Time for Completion: 150 Consecutive Calendar Days  
 Account: 451-51480-580270-2210-P09PA0030  
 999-99999-580270-4690-P09PA0030  
 Funding Source: Parkland Dedication and 2006 Certificates

**District:** of Obligation  
4

That the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

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

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

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

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

- 7B.** The award of Solicitation No. 2013-108 for Park Pond Improvements Group 2 – Edgemere Park to Karlsruher, Inc dba CSA Constructors, for an estimated total amount of \$218,029.07.

Department:	Engineering and Construction Management
Award to:	Karlsruher, Inc dba CSA Constructors El Paso, TX
Base Bid II:	\$218,029.07
Total Estimated Award:	\$218,029.07
Time for Completion:	150 Consecutive Calendar Days
Accounts:	190-28340-580270-4560-PCP12PRK01G0 – (City) 190-38030-580270-4970- PCP12PRK01G0 – (EPWU)
Funding Source:	2012-2013 Certificates of Obligation – CIP Plan, El Paso Water Utilities – Storm Water
<b>District:</b>	<b>3</b>

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

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

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent

of the project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

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

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

**7C.** The award of Solicitation No. 2013-045 (ESD Uniforms) to Bazaar Uniforms and Men’s Store for an initial term estimated award of \$249,530.52.

Department: Environmental Services  
 Award to: Bazaar Uniforms and Men’s Store  
 El Paso, Texas  
 Item(s): All  
 Initial Term: 3 years  
 Option to Extend: None

Annual Estimated Award: \$ 83,176.84  
 Initial Term Estimated Award: \$249,530.52 (3 years)  
 Total Estimated Award: \$249,530.52 (3 years)  
 Account No.: 334-34030-531200-3100  
 334-34040-531200-3100  
 334-34050-531200-1000  
 334-34060-531200-3100  
 334-34080-531200-3100  
 334-34100-531200-3100  
 334-34110-531200-3100  
 334-34130-531200-3100  
 334-34140-531200-3100

Funding Source: Environmental Services – Code  
 Environmental Services – Code Animals  
 Environmental Services – Animal Shelters  
 Environmental Services – Administration  
 Environmental Services – Collections  
 Environmental Services – Citizen Collection Stations  
 Environmental Services – Special Collections  
 Environmental Services – Landfill  
 Environmental Services – Container Collections

**Districts: All**

This is a low bid, requirements contract.

The Financial Services - Purchasing Division and Environmental recommend award as indicated to Bazaar Uniforms and men’s Store, the lowest responsive, responsible bidder.

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

[Environmental Services, Kurt Fenstermacher, (915) 621-6460]

**REGULAR AGENDA - INTRODUCTIONS****8. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:**

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

- 8A.** An Ordinance amending Title 18 (Building and Construction), Chapter 18.02 (Building And Construction Administrative Code), of the El Paso City Code, to add Section 18.02.105.20.1 establishing construction work hours and providing a permit process for after hours construction work, the penalty being as provided in Section 18.02.111 (Violations And Penalties) of the El Paso City Code. **(All Districts)** [City Development, Mathew McElroy, (915) 541-4193]
- 8B.** An Ordinance amending Title 9 (Health and Safety), Chapter 9.40 (Noise), Section 9.40.120 (Exemptions), Paragraph D (Exemptions Associated with Construction) of the El Paso City Code, to amend the exemption for construction during established construction work hours and to provide a permit process for exemption for construction after hours, legal holidays and weekends, the penalty being as provided by Section 9.40.140 (Violation - Penalty) of the El Paso City Code. **(All Districts)** [City Development, Mathew McElroy, (915) 541-4193]
- 8C.** An Ordinance amending Title 18 (Building and Construction), Chapter 18.44 (Grading), Section 18.44.150 (Work Hours Specified), of the El Paso City Code, to provide a permit process for after hours grading, the penalty being as provided in Sections 18.02.111 (Violations and Penalties) and 18.44.201 (Penalty – Severability) of the El Paso City Code. **(All Districts)** [City Development, Mathew McElroy, (915) 541-4193]
- 8D.** An Ordinance granting a Special Privilege license to Texas Tech University Health Sciences Center for the construction, maintenance, use and repair of a surface parking lot within portions of City right-of-way along Alberta Avenue beneath the Reynolds Street overpass bridge for a term of four years with a renewable four year term followed by an additional two year term (NESV12-00039) **(District 3)** [City Development, Mirian Spencer, (915) 541-4482]
- 8E.** An Ordinance granting a franchise to Dominion Ambulance, LLC to operate a non-emergency ambulance transfer service. **(All Districts)** [Fire Department, Sam Pena, (915) 485-5600]
- 8F.** An Ordinance granting a franchise to Elite Medical Transport of Texas, LLC to operate a non-emergency ambulance transfer service. **(All Districts)** [Fire Department, Sam Pena, (915) 485-5600]
- 8G.** An Ordinance granting a franchise to Life Ambulance Service, Inc. to operate a non-emergency ambulance transfer service. **(All Districts)** [Fire Department, Sam Pena, (915) 485-5600]

**PUBLIC HEARING WILL BE HELD ON APRIL 30, 2013, FOR ITEMS 8A – 8G**

- 8H. An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.150 (Schedule XIV - Speed Limits) Paragraph F (Thirty-Five Miles Per Hours), of the El Paso City Code, to add new speed limits, the penalty being as provided in Chapter 1.08 (General Penalty) of the El Paso City Code. **(District 5)** [Department of Transportation, Keith Bennett, (915) 621-6882]
  
- 8I. An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.030 (Schedule III - Parking Prohibited At All Times On Certain Streets), of the El Paso City Code, to add Weston Brent Lane, the penalty being as provided in Section 12.84.010 and Chapter 12.85 of the El Paso City Code. **(District 7)** [Department of Transportation, Keith Bennett, (915) 621-6882]

**PUBLIC HEARING WILL BE HELD ON MAY 7, 2013, FOR ITEMS 8H – 8I**

Public Hearings will be held as part of the regular City Council meeting that begins at approximately 8:30 a.m. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances; no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 300 N. Campbell, Monday through Thursday, 7:00 a.m. to 6:00 p.m.

**REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS**

**9. ENGINEERING AND CONSTRUCTION MANAGEMENT:**

- 9A. Discussion and action to award Solicitation No. 2013-108 for Park Pond Improvements Group 2 – Skyline Park and Vocational Park to Medlock Commercial Contractors, LLC, for an estimated total amount of \$1,491,776.72.

Department:	Engineering and Construction Management
Award to:	Medlock Commercial Contractors, LLC El Paso, TX
Base Bid I:	\$ 583,510.34
Base Bid III:	\$ 908,266.38
Total Estimated Award:	\$1,491,776.72
Time for Completion:	150 Consecutive Calendar Days
Accounts:	190-28340-580270-4560-PCP12PRK01C0 – (City) 190-38030-580270-4970-PCP12PRK01C0 – (EPWU) 190-28340-580270-4560-PCP12PRK01H0 – (City) 190-38030-580270-4970-PCP12PRK01H0 – (EPWU)
Funding Source:	2012-2013 Certificates of Obligation – CIP Plan, El Paso Water Utilities – Storm Water
<b>Districts:</b>	<b>3 and 4</b>

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

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

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

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

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

- 9B.** Discussion and action to award Solicitation No. 2013-086 for Park Pond Improvements Group 1 – Shawver Park, Capistrano Park and Jamestown Park to Three C’s Contractors, Inc, for an estimated total amount of \$1,016,977.25.

Department:	Engineering and Construction Management
Award to:	Three C’s Contractors, Inc El Paso, TX
Base Bid I:	\$ 544,222.88
Base Bid II:	\$ 193,971.50
Option I:	\$ 278,782.87
Total Estimated Award:	\$1,016,977.25
Time for Completion:	150 Consecutive Calendar Days
Accounts:	190-28340-580270-4560-PCP12PRK01B0 – (City) 190-38030-580270-4970-PCP12PRK01B0 – (EPWU) 190-28340-580270-4560-PCP12PRK01F0 – (City) 190-38030-580270-4970-PCP12PRK01F0 – (EPWU) 190-28340-580270-4560-PCP12PRK01I0 – (City) 190-38030-580270-4970-PCP12PRK01I0 – (EPWU)
Funding Source:	2012-2013 Certificates of Obligation – CIP Plan, El Paso Water Utilities – Storm Water
<b>Districts:</b>	<b>6 and 7</b>

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

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

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

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

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

- 9C.** Discussion and action to award Solicitation No. 2013-181 for 2012 Neighborhood Traffic Management Program to Martinez Bros. Contractors, LLC for an estimated total amount of \$532,775.

Department: Engineering and Construction Management  
 Award to: Martinez Bros. Contractors, LLC  
 El Paso, TX  
 Base Bid I: \$532,775  
 Total Estimated Award: \$532,775  
 Time for Completion: 150 Consecutive Calendar Days  
 Accounts: 190 -28900-580270-4740- PCP13ST006Y1  
 Funding Source: 2013 Certificates of Obligation – Street Infrastructure  
**Districts: 1, 3 and 6**

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

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

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

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

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

**10. FINANCIAL SERVICES:**

- 10A. 1.** Discussion and action that the Purchasing Manager is authorized to notify Ruiz Protective Services, Inc. that the City is terminating Contract No. 2009-163 for convenience pursuant to the provisions and requirements of Section C, Paragraph 8A of the Contract Clauses and that the termination shall be effective as of April 23, 2013. Vendor will be notified.

Department: General Services  
**Districts: All**

[Financial Services, Bruce D. Collins, (915) 541-4313]  
 [General Services, Stuart Ed, (915) 621-6822]

- 2.** Discussion and action on the award of Solicitation No. 2013-076 (Security Guard Service for City Municipal Buildings) to Ruiz Protective Services, Inc. for an initial term estimated award of \$745,830.

Department: General Services

Award to:	Ruiz Protective Services, Inc. El Paso, TX
Item(s):	All
Initial Term:	3 years
Option to Extend:	2 years
Annual Estimated Award:	\$ 248,610
Initial Term Estimated Award:	\$ 745,830 (3 years)
Total Estimated Award:	\$1,243,050 (5 years)
Account No.:	231-31040-522120-1000-P3120
Funding Source:	General Fund
<b>Districts:</b>	<b>All</b>

This is a Best Value, Service contract.

The Financial Services - Purchasing Division and Department of General Services recommend award as indicated to Ruiz Protective Services, Inc., the lowest responsive, responsible bidder.

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

[General Services, Stuart Ed, (915) 621-6822]

- 10B.** Discussion and action on the award of Solicitation No. 2013-110 Fuel Management System (Re-Bid) to C & L Pump Services, Inc., for an initial term estimated award of \$648,095.

Department:	General Services
Award to:	C & L Pump Service, Inc. El Paso, TX
Item(s):	Part A & B
Initial Term:	3 years
Option to Extend:	60 days; 180 days from date of award
Total Estimated Award:	\$648,095
Account No.:	231 – 37010 - 580540 – 4960 334 – 34060 – 580100 –3150—PSWM00170
Funding Source:	General Services Department-Cars, Pickups, Vans Environmental Services Department-Capital Only
<b>Districts:</b>	<b>All</b>

This is a low bid fixed price contract.

The Financial Services - Purchasing Division and General Services Department recommend award as indicated to C & L Pump Service, Inc, the lowest responsive, responsible bidders and that Megatronix International Corp., Assetwork, Inc., and Kachina Petroleum Equipment, Co. be deemed as non-responsive and the contract be awarded as indicated to C & L Pump Service, Inc., the lowest responsive, responsible bidder.

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

[General Services, Stuart Ed, (915) 621-6822]

**REGULAR AGENDA – OTHER BUSINESS**

**11. CITY ATTORNEY:**

Discussion and action regarding proposed legislation relating to the El Paso Police and Fire Pension Plan. [City Attorney's Office, Sylvia Borunda Firth, (915) 541-4550]

**12. DEPARTMENT OF TRANSPORTATION:**

Discussion and action that the City Manager be authorized to take any and all action necessary to:

- Create the University Medical Center Quiet Zone
- Create the Five Points Quiet Zone
- Permanently close the railroad crossings at: Cadwallader Street; Boone Street; Cebada Street; Estrella Street; Elm Street; Cedar Street; and Birch Street
- Install a four quadrant gate system at Glenwood Street
- Install raised medians or median channelization devices at: Piedras Street; Rosewood Street; San Marcial Street; Grama Street; Copia Street; Concepcion Street; Chelsea Street; and Clark Road
- Modify the existing traffic circulation patterns from one-way to two-way traffic on Grant Avenue/Rio Grande Street and Arizona Avenue
- Reconstruct the Carolina Bridge

Including but not limited to the establishment of the funding sources and making any and all necessary budget transfers necessary to accomplish the intent of this resolution in accordance with the budget previously approved by City Council; and to sign the Railroad Highway Grade Crossing Closure Agreements attached and any other documents necessary and proper and previously approved by the City Attorney.

**(Districts 2, 3, 7, and 8)** [Department of Transportation, Ted Marquez, (915) 621-6757]

**13. CITY MANAGER'S OFFICE:**

Presentation and discussion on a report by BKD, L.L.P. ("BKD") on the independent audit of the City of El Paso ("City") Comprehensive Annual Financial Report (CAFR) for fiscal year ending August 31, 2012. Report will include the audit opinion regarding City financial statements and a brief overview of financial results for the City for the fiscal year ended August 31, 2012. **(All Districts)**

[Financial Services, Carmen Arrieta-Candelaria, (915) 541-4011]

[Financial Services, Mark Sutter, (915) 541-4014]

**14. MAYOR AND COUNCIL:**

Discussion and action on directing the City Attorney to draft an ordinance, similar if not the same, as the City of Austin ordinance that addresses the use of personal electronic communication in conducting city business, and directing the City Manager to draft a policy in accordance with the ordinance as well as an agreement that will include all City board members to the same policy as elected officials.

[Representative Emma Acosta, (915) 541-4515]

**EXECUTIVE SESSION**

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

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

**NOTICE TO THE PUBLIC:**

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

Hearing Assistance Devices are available upon request.

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

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