

JOHN F. COOK
MAYOR



JOYCE WILSON
CITY MANAGER

CITY COUNCIL
ANN MORGAN LILLY, DISTRICT 1
SUSANNAH M. BYRD, DISTRICT 2
VACANT, DISTRICT 3
MELINA CASTRO, 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
APRIL 29, 2008
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: Ann Morgan Lilly, Susannah M. Byrd, Melina Castro, Rachel Quintana, Steve Ortega, and Beto O'Rourke. Late arrival: Eddie Holguin, Jr. at 8:44 a.m. The invocation was given by Police Chaplain Carlos Flores, followed by the Pledge of Allegiance to the Flag of the United States of America.

RECOGNITIONS

CITY EMPLOYEE RECOGNITIONS

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

1. **Lieutenant Darwin Armitage – 25 years**
2. **Officer Rick Herrada – 25 years**
3. **Commander Arthur McDaniel – 25 years**
4. **Mr. Ramon Mendoza – 25 years**
5. **Mr. Adolfo Marmolejo – 25 years**
6. **Chief Victor Acosta – 30 years**
7. **Ms. Maria Atilano – 30 years**
8. **Mr. Ricardo Dominguez – 30 years**

CALL TO THE PUBLIC – PUBLIC COMMENT

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

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

Requests to speak must be received by 9:00 a.m. on the date of the meeting.

30 Minutes total is allotted for speakers.

Three to five minutes may be allowed for each speaker.

The following members of the public commented:

1. Mr. Ernie Byers, Jr.
2. Mr. Ben Gomersall
3. Mr. Richard Schecter

- 4. Mr. Ray Gilbert
- 5. Mr. Fernando Garcia
- 6. Ms. Estelle Camargo
- 7. Mr. Josiah Heyman
- 8. Mr. Eric Murillo
- 9. Mr. Salvador Gomez

Mayor Cook and Representatives Lilly and Byrd commented.

1ST MOTION

Motion made by Representative Holguin, seconded by Representative Castro, and unanimously carried to **SUSPEND THE RULES OF ORDER** and allow Mr. Gilbert an additional five minutes to address the Council.

2ND AND FINAL MOTION

Motion made by Mayor Pro Tempore Byrd, seconded by Representative Ortega, and unanimously carried to **SUSPEND THE RULES OF ORDER** and allow Mr. Garcia an additional five minutes to address the Council.

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

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

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

NOT PRESENT FOR THE VOTE: Representative Holguin

Motion made by Representative Lilly, seconded by Representative Ortega, and unanimously carried to adjourn the Executive Session at 9:00 a.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

NOT PRESENT FOR THE VOTE: Representatives Quintana and Holguin

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EX1. Discussion and action with the City Attorney on legal options with respect to the sale and conveyance of 4,832.99 acres of land, more or less, to Hunt Communities, LLC.

NO ACTION was taken on the item.

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EX2. Claim of Michael Prangner, Our File No. 07-C-224.

Motion made by Mayor Pro Tempore Byrd, seconded by Representative Lilly, and unanimously carried that the City Attorney's Office be authorized to **REJECT** claimant's settlement demand in the claim of Michael Prangner, Our File No. 07-C-224/Police.

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EX3. Discussion and action regarding strategies and options related to Asarco litigation, bankruptcy, TCEQ permit process, and other legal matters involving Asarco.

NO ACTION was taken on the item.

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EX4. Claim of Hector Carnera o/b/o Michael Carnera; Our File No. 07-C-239/Parks.

Motion made by Representative Ortega, seconded by Mayor Pro Tempore Byrd, and unanimously carried to **POSTPONE** one week.

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CONSENT AGENDA

Motion made by Mayor Pro Tempore Byrd, seconded by Representative Ortega, 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, Castro, 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 April 22, 2008.

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2. REQUEST TO EXCUSE CITY COUNCIL MEMBERS

NO ACTION was taken on this item.

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3A.

***RESOLUTION**

That the City Manager be authorized to sign an Office Space Rental Agreement by and between the City of El Paso ("Lessor") and International RAM Associates ("Lessee") for approximately three hundred and eighty-six (386) square feet of office space in the Airport Terminal Building. The term of this lease shall be from May 1, 2008 through May 31, 2008 and shall continue on a month-to-month basis thereafter.

Representative Quintana commented.

Mr. Patrick Abeln, Director of Aviation, commented.

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3B.

***RESOLUTION**

That the City Manager be authorized to sign a non-construction Local Project Advance Funding Agreement (LPAFA) between the City of El Paso ("City") and the State of Texas, acting by and through the Texas Department of Transportation ("State"). The scope of work for this Agreement is described as the Mission Valley Traffic Analysis Study which will identify mobility problems within the study area bound by IH-10 to the north, Loop 375 (Avenue of the Americas) to the east, Loop 375 (Cesar Chavez Highway) to the south and Yarbrough Street to the west.

Representative Quintana commented.

Ms. Joyce Wilson, City Manager, and Ms. Terry Quezada, Capital Improvement Program Administrator, commented.

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3C.

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

That the City Manager be authorized to sign a non-construction Local Project Advance Funding Agreement (LPAFA) between the City of El Paso ("City") and the State of Texas, acting by and through the Texas Department of Transportation ("State"). The scope of work for this Agreement is described as the Zaragosa Corridor Study which will examine ways to improve mobility along Zaragoza Rd. from FM76 (North Loop Drive) to Loop 375 (Cesar Chavez Highway).

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3D.

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

That the City Manager be authorized to sign a First Amendment to the Local Project Advance Funding Agreement (LPAFA) between the City of El Paso ("City") and the State of Texas, acting by and through the Texas Department of Transportation ("State") for the construction of asphalt bicycle paths, with signage and striping on various City streets. The Amendment provides that the architectural and engineer services and construction management be provided by the City and provides for reimbursement of costs incurred in the performance of these services.

Representative Quintana commented.

Ms. Terry Quezada, Capital Improvement Program Administrator, commented.

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3E.

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

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, SUNSET HOMES, INC., referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management 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:

2020 San Jose Avenue, more particularly described as Lot(s) 21 to 22 & E 7.5 FT OF LOT 23 (6900.00 SQ FT), Block 43, Highland Park Subdivision, El Paso, El Paso County, Texas, Parcel # H453-999-0430-8100

to be \$239.23, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED SIXTY-THREE AND 23/100 DOLLARS (\$263.23). The City Council finds that the work was completed on the 8th day(s) of October, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED SIXTY-THREE AND 23/100 DOLLARS (\$263.23) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, RODOLFO & 4 PUNZALAN, 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management 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:

4605 Arlen Avenue, more particularly described as E 70 FT OF LOT(S) 23 & 24 (7000 SQ FT), Block 21, Del Norte Acres Subdivision, El Paso, El Paso County, Texas, Parcel # D361-999-0210-9000

to be \$306.35, 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 THREE HUNDRED THIRTY AND 35/100 DOLLARS (\$330.35). The City Council finds that the work was completed on the 15th day(s) of October, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED THIRTY AND 35/100 DOLLARS (\$330.35) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, MARIO MARTINEZ, 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management 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) 11 & 12, Block 29, Grandview Subdivision, City of El Paso, El Paso County, Texas, Parcel # G686-999-0290-2600.

to be \$239.77, 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 TWO HUNDRED SIXTY-THREE AND 77/100 DOLLARS (\$263.77). The City Council finds that the work was completed on the 16th day(s) of October, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED SIXTY-THREE AND 77/100 DOLLARS (\$263.77) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, MARY C. MALUF, (TR), 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management 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) 5 & 6, Block 31, Logan Heights Subdivision, City of El Paso, El Paso County, Texas, Parcel # L447-999-0310-1500.

to be \$239.23, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED SIXTY-THREE AND 23/100 DOLLARS (\$263.23). The City Council finds that the work was completed on the 17th day(s) of October, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED SIXTY-THREE AND 23/100 DOLLARS (\$263.23) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, C. J. MACIAS, 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management 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:

3729 Findley Avenue, more particularly described as Lot(s) 28 (3500 SQ FT),
Block 23, Woodlawn Subdivision, El Paso, El Paso County, Texas, Parcel #
W886-999-0230-7300

to be \$284.70, 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, \$24.00, total to wit, making a total of THREE HUNDRED EIGHT AND 70/100 DOLLARS (\$308.70). The City Council finds that the work was completed on the 31st day(s) of October, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED EIGHT AND 70/100 DOLLARS (\$308.70) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, CARMEN C. RODRIGUEZ, 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management 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:

3731 Findley Avenue, more particularly described as Lot(s) 29 (3500 SQ FT),
Block 23, Woodlawn Subdivision, El Paso, El Paso County, Texas, Parcel #
W886-999-0230-7600

to be \$284.70, 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, \$24.00, total to wit, making a total of THREE HUNDRED EIGHT AND 70/100 DOLLARS (\$308.70). The City Council finds that the work was completed on the 31st day(s) of October, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED EIGHT AND 70/100 DOLLARS (\$308.70) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, CARLOS J. & QUENNA B. RUEDA, 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management 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:

7805 Maverick Avenue, more particularly described as Lot(s) 20 (6100 SQ FT), Block 9, Ranchland Hills Subdivision, El Paso, El Paso County, Texas, Parcel # R200-999-0090-7700

to be \$255.47, 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, \$24.00, total to wit, making a total of TWO HUNDRED SEVENTY-NINE AND 47/100 DOLLARS (\$279.47). The City Council finds that the work was completed on the 16th day(s) of October, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED SEVENTY-NINE AND 47/100 DOLLARS (\$279.47) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, TEMPLO RESTAURACION DIVINA/TEMPLE OF DIVE RESTORATION, 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management 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:

7588 N. Loop, more particularly described as Lot(s) 9-B (0.4395 AC) & 9-C (0.4349 AC) & 9-K (1.3079 AC) & 9-L (0.2539 AC) & TRACT 17, Block 19, Ysleta (2.4562 AC), Block 17, Ysleta Subdivision, El Paso, El Paso County, Texas, Parcel # Y805-999-017A-0906

to be \$371.30, 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 THREE HUNDRED NINETY-FIVE DOLLARS AND 30/100 DOLLARS (\$395.30). The City Council finds that the work was completed on the 10th day(s) of October, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED NINETY-FIVE DOLLARS AND 30/100 DOLLARS (\$395.30) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, JESUS M. NUNEZ, 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management 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:

6237 Impala Avenue, more particularly described as Lot 10, Block 9,
Bellewood #2 Subdivision, El Paso, El Paso County, Texas, Parcel # B351-
999-0090-1000

to be \$174.82, 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 ONE HUNDRED NINETY-EIGHT AND 82/100 DOLLARS (\$198.82). The City Council finds that the work was completed on the 9th day(s) of October, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED NINETY-EIGHT AND 82/100 DOLLARS (\$198.82) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, JAMES & CATHY L. JOHNSON, 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management 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:

6244 Impala Avenue, more particularly described as Lot 12, Block 8, Bellewood #2 Subdivision, El Paso, El Paso County, Texas, Parcel # B351-999-0080-1200

to be \$89.85, 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, \$24.00, total to wit, making a total of ONE HUNDRED THIRTEEN AND 85/100 DOLLARS (\$113.85). The City Council finds that the work was completed on the 26th day(s) of October, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED THIRTEEN AND 85/100 DOLLARS (\$113.85) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, BLANCA E. BELL, 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management 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:

6045 Quail, more particularly described as Lot(s) 16 (7242.04 SQ FT), Block 2, Mountaineer #2 Subdivision, El Paso, El Paso County, Texas, Parcel # M889-999-0020-3100

to be \$412.97, 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 FOUR HUNDRED THIRTY-SIX AND 97/100 DOLLARS (\$436.97). The City Council finds that the work was completed on the 3rd day(s) of October, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FOUR HUNDRED THIRTY-SIX AND 97/100 DOLLARS (\$436.97) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, SEAB L P, 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management 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 1 BEG 467.04' N OF SW COR (383.71' ON E-381.87' ON N-385.06 FT OF W-397.09' ON S), Block 12, Newport Estates #2 Subdivision, El Paso, El Paso County, Texas, Parcel # N241-999-0120-0100

to be \$1,703.31, 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, \$24.00, total to wit, making a total of ONE THOUSAND SEVEN HUNDRED TWENTY-SEVEN AND 31/100 DOLLARS (\$1,727.31). The City Council finds that the work was completed on the 18th & 19th day(s) of October, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE THOUSAND SEVEN HUNDRED TWENTY-SEVEN AND 31/100 DOLLARS (\$1,727.31) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, MAURICIO SANCHEZ, 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management 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:

10948 Montana, more particularly known as Tract 1-A (2.774 ACRES), Block 80, TSP 2 SEC 36 T & P SURV Subdivision, El Paso, El Paso County, Texas, Parcel # X580-999-236A-0100

to be \$1,068.43, 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 ONE THOUSAND NINETY-TWO AND 43/100 DOLLARS (\$1,092.43). The City Council finds that the work was completed on the 27th and 28th day(s) of September, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE THOUSAND NINETY-TWO AND 43/100 DOLLARS (\$1,092.43) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, ARTURO & SANDRA JIMENEZ, 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management 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:

11421 Menlo, more particularly described as Lot(s) 27, Block 3, Kimberly Heights Subdivision, El Paso, El Paso County, Texas, Parcel # K383-999-0030-2700

to be \$254.93, 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 TWO HUNDRED SEVENTY-EIGHT AND 93/100 DOLLARS (\$278.93). The City Council finds that the work was completed on the 18th day(s) of September, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED SEVENTY-EIGHT AND 93/100 DOLLARS (\$278.93) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, HUGO & DORA DIAZ, 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management 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:

12549 Gilded Sun, more particularly described as Lot(s) Lot 55 (8497.00 SQ FT), Block 34, Sun Ridge Unit 8 Subdivision, El Paso, El Paso County, Texas, Parcel # S812-999-0340-5500

to be \$63.33, 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 EIGHTY-SEVEN AND 33/100 DOLLARS (\$87.33). The City Council finds that the work was completed on the 18th day(s) of October, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount EIGHTY-SEVEN AND 33/100 DOLLARS (\$87.33) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, LILIA DELGADO, 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management 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:

7909 Lirio Road, more particularly described as Lot(s) 14 TR 4 (4753.37 SQ FT), Block 3, Linda Vista Gardens Subdivision, El Paso, El Paso County, Texas, Parcel # L362-999-0030-5500

to be \$162.38, 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, \$24.00, total to wit, making a total of ONE HUNDRED EIGHTY-SIX AND 38/100 DOLLARS (\$186.38). The City Council finds that the work was completed on the 29th day(s) of October, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED EIGHTY-SIX AND 38/100 DOLLARS (\$186.38) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, TONY DILL, 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management 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:

1211 - 1213 Los Angeles, more particularly described as Lot(s) 5 & S 20 FT OF LOT 6 (5400.00 SQ FT), Block 15, Sunset Heights Subdivision, El Paso, El Paso County, Texas, Parcel # S979-999-0150-0900

to be \$90.39, 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 ONE HUNDRED FOURTEEN AND 39/100 DOLLARS (\$114.39). The City Council finds that the work was completed on the 11th day(s) of October, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED FOURTEEN AND 39/100 DOLLARS (\$114.39) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, HARANN INVESTMENTS, 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management 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:

223 N. Luna Street, more particularly described as Lot(s) 17 & 18 (7000 SQ FT), Block 28, East El Paso Subdivision, El Paso, El Paso County, Texas, Parcel # E014-999-0280-4100

to be \$164.00, 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 ONE HUNDRED EIGHTY-EIGHT AND 00/100 DOLLARS (\$188.00). The City Council finds that the work was completed on the 2nd day(s) of October, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED EIGHTY-EIGHT AND 00/100 DOLLARS (\$188.00) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, MARCELINA MARTINEZ, 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management 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 Ward Street, more particularly described as Lot(s) 7 (3537 SQ FT), Block 76-B, Magoffin Subdivision, El Paso, El Paso County, Texas, Parcel # M028-999-076B-4300

to be \$375.09, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of THREE HUNDRED NINETY-NINE AND 09/100 DOLLARS (\$399.09). The City Council finds that the work was completed on the 1st day(s) of October, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED NINETY-NINE AND 09/100 DOLLARS (\$399.09) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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3F.

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

THAT the City Manager be authorized to sign Consent to Assignment of the contract by and between the City of El Paso, Karklean Inc. d/b/a Vintage Car Wash (“Assignor”) and CWPS Corporation d/b/a Mister Car Wash (“Assignee”) with respect to the City of El Paso Contract No. 2007-203.

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3G.

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

That the City Manager be authorized to sign a Ground Lease Agreement between the City and the Board of Regents of the University of Texas System to build a Transit Terminal and Multi-level Parking Garage (referred to as the Glory Road Transit Terminal) on property located on Lots 11 through 20, Block 224, Alexander Subdivision, City of El Paso, El Paso County, Texas and a Parking Agreement between the City and the University of Texas at El Paso for Parking within the Parking Garage, and that the staff be

authorized to negotiate, the City Attorney's Office to review, and that the City Manager execute any additional documents as necessary during the term of the contract and execute any budget transfers as necessary.

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

The following City staff members commented:

- 1. Ms. Joyce Wilson, City Manager
- 2. Ms. Carmen Arrieta-Candelaria, Chief Financial Officer
- 3. Ms. Patricia Adauto, Deputy City Manager of Development and Infrastructure Services

Mr. Richard Schechter, citizen, commented.

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3H.

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

WHEREAS, the City of El Paso owns approximately 6.185 acres of unimproved property formerly known as LBJ Park, located west of the Thorn Dam and east of the future Bartlett Road extension and Bartlett Landing Subdivision and more fully described in Exhibit "A", attached hereto and made a part hereof for all purposes; and

WHEREAS, the City staff recommends that the entire 6.185 acres of unimproved land be dedicated as parkland and known as Bartlett Landing Park; and

WHEREAS, on April 10, 2008, the City Plan Commission recommended that Bartlett Landing Park be dedicated as City parkland,

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

THAT the City of El Paso confirms the dedication of the approximately 6.185 acres of land described in Exhibit "A" is parkland and will be known as Bartlett Landing Park.

Mayor Cook and Representatives Lilly and Ortega commented.

Ms. Nanette Smejkal, Director of Parks and Recreation, commented.

Mr. Richard Schechter, citizen, commented.

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3I.

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

That the City Council finds that the expenditure of \$100.00 from the District #7 Discretionary Funds to allow the Yucca Neighborhood Association to procure informational materials for the membership and postage constitutes an important municipal public purpose to the City, and the expenditure of discretionary funds for such purpose is authorized as appropriate.

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4. BOARD RE-APPOINTMENT

*Motion made, seconded, and unanimously carried to **POSTPONE** for one week the re-appointment of Lance Ruck to the Civil Service Commission by Representative Melina Castro, District 4.

Representatives Byrd and Castro commented.

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5A. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** Arturo Ronquillo to the Information Technology Advisory Board by Representative Eddie Holguin Jr., District 6.

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5B. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** Mark Hedrick to the Art Museum Advisory Board by Representative Ann Morgan Lilly, District 1.

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5C. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** Jeffrey Cowan to the Art Museum Advisory Board by Representative Ann Morgan Lilly, District 1.

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5D. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** Joseph V. Riccillo to the Historic Landmark Commission by Representative Ann Morgan Lilly, District 1.

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6A. BID

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2008-083 (Towing of Motor Vehicles – City Owned) to Sun City Towing & Recovery L.P. and AD Wrecker Service, Inc., for a total estimated award of \$165,000.

| | | |
|--------------------------|----------|--|
| Department: | | General Services |
| Award to: | Vendor 1 | Sun City Towing & Recovery L.P. El Paso, TX |
| Items: | | A1, A2, B1, and B2 |
| Option: | | 2 years |
| Annual Estimated Amount: | | \$25,000 |
| Award to: | Vendor 2 | AD Wrecker Service, Inc. El Paso, TX |
| Items: | | C1, C2, D1, and D2 |
| Option: | | 2 years |
| Annual Estimated Amount: | | \$30,000 |
| Account No.: | | 37370510 – 503125 – 45202 |
| Funding Source: | | Fleet Services |
| Total Estimated Award: | | \$165,000 (3-year total) |

This is a 36-month requirements type contract for Towing of Motor Vehicles - City Owned.

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

The Departments of Financial Services, Purchasing Division, and General Services recommend award to the lowest responsive, responsible bidders.

Representative Ortega commented.

Mr. Terrence Freiburg, Purchasing Manager, and Mr. Jeff Belles, Director of General Services, commented.

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6B. BID

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2008-066 (Heavy Duty Vehicle Body Repair and Painting) to RJ Border International for a total estimated award of \$300,000.

Department: General Services
Award to: RJ Border International
El Paso, TX
Items: All
Option: One year
Annual Estimated Amount: \$100,000
Account No.: 37370510 – 503125 – 45202
Funding Source: Fleet Services
Total Estimated Award: \$300,000 (3-year total)

This is a 36-month requirements type contract.

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

The Departments of Financial Services, Purchasing Division, and General Services recommend award as indicated to the lowest responsive, responsible bidder.

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6C. BID

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2008-105 (Steering Components and Related Products) to Main Auto Parts and Truck Enterprises, Inc., for a total estimated award of \$180,000.

Department: General Services
Award to: Vendor 1 Main Auto Parts
El Paso, TX
Item: Group 1, 1A
Option: 2 years
Annual Estimated Amount: \$30,000

Award to: Vendor 2 Truck Enterprises, Inc.

Item: El Paso, TX
 Option: Group 2, 2A
 Annual Estimated Amount: 2 years
 \$30,000
 Account No.: 37370510 – 503125 – 45202
 Funding Source: General Services Department, Fleet Division
 Total Estimated Award: \$180,000 (3-year total)

This is a 36-month requirements type contract for the parts of steering components and related products for various City facilities.

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

The Departments of Financial Services, Purchasing Division, and General Services recommend award to the lowest responsive, responsible bidders.

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6D. BID

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2008-120 (Runway Rubber Removal & Friction Measurement Services) to Unicen Impex, Inc. d/b/a Unicen Industries for a total estimated award of \$71,760.

Department: Airport
 Award to: Unicen Impex, Inc. d/b/a Unicen
 Bellevue, WA
 Item: 1
 Option: 24-months
 Annual Estimated Amount: \$35,880
 Account No.: 62620009 – 502215 – 40101
 Funding Source: Airport Operating Fund
 Total Estimated Award: \$71,760

This is a 24-month requirements-type contract.

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

The Departments of Financial Services, Purchasing Division, and Airport recommend award as indicated to the lowest responsive, responsible bidder.

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6E. BID

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2008-122 (Fence Materials) to City Fence & Pipe Company for a total estimated award of \$210,000.

Department: Airport
 Award to: City Fence & Pipe Co.

Item: El Paso, TX
 1
 Annual Estimated Amount: \$70,000
 Account No.: 62620003- 503121- 40101
 Funding Source: EPIA Operating Funds
 Total Estimated Award: \$210,000 (3-year total)

This is a 36-month requirements type contract.

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

The Departments of Financial Services, Purchasing Division, and Airport recommend award as indicated to the lowest responsive, responsible bidder.

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6F. BID

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2008-123 (Crack Sealant Material, Hot Applied) to Deery American Corporation for a total estimated award of \$84,720.

Department: Airport
 Award to: Deery American Corporation
 Fruita, CO
 Item: 1
 Annual Estimated Amount: \$28,240
 Account No.: 62620003 – 503121 – 40101
 Funding Source: EPIA Enterprise Fund
 Total Estimated Award: \$84,720 (3-year total)

This is a 3-year contract.

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

The Departments of Financial Services, Purchasing Division, and Airport recommend award as indicated to the lowest responsive, responsible bidder.

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6G. BID

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2008-153 (Proprietary Parts & Service – York HVAC Systems) to Johnson Controls, Inc., for a total estimated award of \$240,000.

Department: General Services
 Award to: Johnson Controls, Inc.
 El Paso, TX
 Items: All
 Option: 2-years
 Annual Estimated Amount: \$80,000
 Account No.: 31010326 – 502226 – 01101

Funding Source: Buildings/Facilities Maintenance
Total Estimated Award: \$240,000 (3-year total)

This is a 36-month requirements type contract.

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

The Departments of Financial Services, Purchasing Division, and General Services recommend award to the lowest responsive, responsible bidder.

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7. INTRODUCTION

Motion made by Representative O'Rourke, seconded by Representative Lilly, and unanimously carried that the following Ordinance, having been introduced pursuant to Section 3.9 of the El Paso City Charter, be **ADVERTISED** for public hearing:

An Ordinance amending Title 3 (Revenue and Finance), Chapter 3.04 (Property Taxes), 3.04.035 (Exemption - Historically Significant Sites), of the El Paso City Code to make areas of potential effect eligible for the exemption; clarifying the application process; and revising the eligibility and verification process and procedures.

PUBLIC HEARING WILL BE HELD ON MAY 6, 2008, FOR THE ITEM
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8. FINANCIAL SERVICES

Motion made by Representative O'Rourke, seconded by Mayor Pro Tempore Byrd, and unanimously carried to **AWARD** Solicitation No. 2008-103 (EPIA Butterfield Trail Airport Park Unit 3) to Bain Construction Inc., for a total estimated amount of \$5,478,518.82.

| | |
|------------------------|--|
| Department: | El Paso International Airport |
| Award to: | Bain Construction Inc. Horizon City, TX |
| Items: | Base Bid I: \$4,515,763.11 |
| | Base Bid II: \$ 133,105.29 |
| | Base Bid III: \$ 413,866.55 |
| | Base Bid IV: \$ 189,631.10 |
| | Alternate No. 1: \$ 226,152.77 |
| Total Estimated Award: | \$5,478,518.82 |
| Account No: | 62620026 – 508027 – 41053 – PAP0018 |
| Funding Source: | Airport Enterprise Funds |

It is requested that the City Manager of the City of El Paso be authorized to sign any contracts or other documents required to effectuate this award.

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

As part of the award of this contract, the City Engineer may, without further authorization from City Council, approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, which are in accordance with applicable law and which do not make changes to the unit price and increased funds are appropriated in the budget.

This is a low bid, unit-price contract.

The Departments of Financial Services - Purchasing Division, Engineering, and Airport recommend award as indicated to the lowest responsive, responsible bidder.

NOT PRESENT FOR THE VOTE: Representative Ortega

Mr. Patrick Abeln, Director of Aviation, presented a PowerPoint presentation (on file in the City Clerk's office).

Mayor Cook and Representatives O'Rourke commented.

.....
9A. PUBLIC HEARING – DEVELOPMENT SERVICES

*Motion made, seconded, and unanimously carried to **POSTPONE** one week the public hearing on an Ordinance changing the zoning of a portion of Lot 26, Block 3, Lafayette Place Addition, City of El Paso, El Paso County, Texas, from R-3 (Residential) to A-2 (Apartment). The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

Representative Ortega commented.

.....
9B. ORDINANCE 16877

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING A SPECIAL PRIVILEGE TO CRAWFORD TEXAS PROPERTIES, LTD PERMITTING THE ENCROACHMENT ONTO A PORTION OF SUNGLOW AVENUE, CIELO VISTA REPLAT OF BLOCK 1 AND A PORTION OF BLOCKS 2 AND 4, CITY OF EL PASO, EL PASO COUNTY, TEXAS, TO ALLOW PARKING, SIGNAGE, LANDSCAPING, VEHICULAR, AND PEDESTRIAN TRAFFIC.**

Mayor Cook and Representative O'Rourke commented.

Mr. Philip Etiwe, Development Review Manager, commented.

Motion duly made by Representative O'Rourke, seconded by Mayor Pro Tempore 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, Castro, Quintana, Holguin, and O'Rourke

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Ortega

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

.....
9C. ORDINANCE 16878

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING THE EL PASO CITY CODE BY AMENDING TITLE 19 (SUBDIVISIONS) IN ITS ENTIRETY IN ORDER TO ESTABLISH SUBDIVISION REGULATIONS TO INCLUDE PLATTING PROCEDURES, PARKLAND DEDICATION, IMPROVEMENT STANDARDS AND DESIGN, AND PROVIDE FOR ENFORCEMENT INCLUDING CRIMINAL AND CIVIL PENALTIES FOR EVERY OFFENSE; PROVIDE FOR CIVIL REMEDIES; AND PROVIDE FOR THE FOLLOWING: FINDINGS OF FACT; REPEALER; SEVERABILITY; EFFECTIVE DATE; AND PROPER NOTICE AND A HEARING.**

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

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Ms. Patricia Aduato, Deputy City Manager of Development and Infrastructure Services,
3. Mr. John Neal, City Manager's Office
4. Mr. Alan Shubert, City Engineer
5. Ms. Kimberly Forsyth, Engineering Senior Planner
6. Ms. Lupe Cuellar, Assistant City Attorney, gave legal advice.
7. Mr. Ted Marquez, Engineering Division Manager
8. Ms. Nanette Smejkal, Director of Parks and Recreation

Mr. Gus Haddad, Chair of the City Plan Commission, and Mr. Craig Farmer, Sefko Planning Group, commented.

The following members of the public commented:

1. Mr. Charlie Wakeem, presented a PowerPoint presentation (on file in the City Clerk's office).
2. Mr. Conrad Conde
3. Mr. Richard Dayoub
4. Mr. Pete Hollen
5. Ms. Linda Troncoso

1ST MOTION

*Motion made, seconded, and unanimously carried to **MOVE TO THE END OF THE AGENDA.**

2ND MOTION

Motion made by Mayor Pro Tempore Byrd, seconded by Representative Lilly, and unanimously carried to **APPROVE** the proposed change for Section 19.2.1 (Land study valid for five years, plus two 2-year extensions).

3RD MOTION

Motion made by Mayor Pro Tempore Byrd, seconded by Representative O'Rourke, and unanimously carried to **APPROVE** the proposed deletion for Section 19.9.2.

4TH MOTION

Motion made by Mayor Pro Tempore Byrd, seconded by Representative Ortega, and unanimously carried to **APPROVE** the proposed change for Section 19.15.5 (Single point of access not to exceed 300' and/or 60 dwelling units).

5TH MOTION

Motion made by Mayor Pro Tempore Byrd, seconded by Representative Ortega, and unanimously carried to **RETAIN** Section 19.15.5 (Roadway Connectivity Index of 1.4 or more (Streets/Intersections)).

6TH MOTION

Motion made by Mayor Pro Tempore Byrd, seconded by Representative O'Rourke, and unanimously carried to **RETAIN** Section 19.15.5 (Connectivity Index: CPC may make exception in context of surrounding development, connectivity features achieve similar purposes, with a super majority of the body).

7TH MOTION

Motion made by Mayor Pro Tempore Byrd, seconded by Representative Ortega, and unanimously carried to **APPROVE** the proposed change for Section 19.15.6 (City Plan Commission to make exception on recommendation of the City Engineer to connect intersections or arterials).

8TH MOTION

Motion made by Representative Lilly, seconded by Representative Quintana, and carried to **RETAIN** Section 19.15.8 (Maximum block length: 1,600' arterial, 1,200' residential).

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

9TH MOTION

Motion made by Representative O'Rourke, seconded by Representative Ortega, and unanimously carried to **RETAIN** Section 19.18 (Expands Traffic Impact Analysis e.g. zoning, etc.).

10TH MOTION

Motion made by Mayor Pro Tempore Byrd, seconded by Representative Ortega, and unanimously carried to **REVISE** Section 19.15.3 to read that single family and two family residential streets of less than 640 feet in length may use the smaller width when the facing lots are 50 feet or wider with two car driveways 18 feet in width or with rear entry from alleys; lanes may be used).

11TH MOTION

Motion made by Representative Ortega, seconded by Representative Castro, and carried to **RETAIN** Section 19.20.3 (Park size – 1-acre minimum with exceptions).

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

12TH MOTION

Motion made by Representative Ortega and seconded by Representative Lilly to **REVISE** Section 19.20.3 as recommended by Parks and Recreation (Park-pond: Rim 15', slopes 4:1, max 6' deep). **THE MOTION FAILED.**

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

13TH MOTION

Motion made by Mayor Pro Tempore Byrd, seconded by Representative Castro, and unanimously carried to **RETAIN** Section 19.20.3 (Park-pond: Rim 10', slopes 3:1, max 10' deep).

14TH MOTION

Motion made by Representative O'Rourke, seconded by Representative Castro, and carried to **RETAIN** Section 19.20.3 (Park-pond: Transfer credits if park-pond oversized with recommendation of Parks and Recreation Director).

AYES: Representatives Lilly, Byrd, Castro, Holguin, and O'Rourke

NAYS: Representative Ortega

NOT PRESENT FOR THE VOTE: Representative Quintana

15TH MOTION

Motion made by Representative O'Rourke, seconded by Mayor Pro Tempore Byrd, and unanimously carried to **APPROVE** the proposed change to Section 19.20.3 (Reinstate as originally recommended by consultant for park trails).

NOT PRESENT FOR THE VOTE: Representative Quintana

16TH MOTION

Motion made by Mayor Pro Tempore Byrd, seconded by Representative Ortega, and unanimously carried to **APPROVE** the proposed change to Section 19.20.5 (Surround with street frontage, with some exceptions upon recommendation by Parks and Recreation Department due to topographical or terrain issues).

17TH MOTION

Motion made by Representative Holguin, seconded by Representative Castro, and carried to **RETAIN** Section 19.20.9 (Private Park Credits – 50%).

AYES: Representatives Lilly, Castro, Quintana, and Holguin

NAYS: Representatives Byrd, Ortega, and O'Rourke

18TH MOTION

Motion made by Representative Ortega, seconded by Representative Lilly, and unanimously carried to **APPROVE** the proposed change to Section 19.20.11 (Index fee evaluated at a minimum of every three years).

19TH MOTION

Motion made by Representative Holguin, seconded by Representative Quintana, and carried to **RETAIN** Section 19.21 (Sidewalks increased 4' to 5').

AYES: Representatives Lilly, Castro, Quintana, Holguin, and Ortega

NAYS: Representatives Byrd and O'Rourke

20TH MOTION

Motion made by Mayor Pro Tempore Byrd, seconded by Representative Ortega, and unanimously carried to **RETAIN** Section 19.46.47 (Relief Procedures: proportionality and vesting except when there is a contradiction with State law).

21ST AND FINAL MOTION

Motion made by Mayor Pro Tempore Byrd, seconded by Representative Castro, and unanimously carried to **POSTPONE** the public hearing for one week and direct staff to make amendments to the Ordinance.

.....
ITEMS TAKEN TOGETHER:

10. PUBLIC HEARING – COMMUNITY DEVELOPMENT

Discussion and action on a Resolution for the proposed revised Strategic Plan, including Implementation Plan and Budget for the U.S. Department of Housing and Urban Development Empowerment Zone Planning and Implementation Grant Program (Agreement No. EZ-99-TX-0013) in accordance with 24 CFR Part 598.

14.

R E S O L U T I O N

That having conducted a Public Hearing and received comments hereby adopts the proposed revised Strategic Plan, including Implementation Plan and Budget for the U.S. Department of Housing and Urban Development Empowerment Zone Planning and Implementation Grant Program (Agreement No. EZ-99-TX-0013) in accordance with 24 CFR Part 598, and hereby directs that the proposed Implementation Plan and Budget be published in the El Paso Times, Sunday, May 4, 2008, to provide the public with an opportunity to review the Proposed Implementation Plan and Budget and submit comments to the City Council or the Department of Community and Human Development. The deadline for submission of written comments will be 5:00 p.m., on Friday June 6, 2008, for the purpose of receiving comments from the public.

Ms. Isela Robinson, Empowerment Zone Coordinator, presented a PowerPoint presentation (on file in the City Clerk’s office).

Mayor Cook and Representatives Ortega, O’Rourke, and Quintana commented.

Mr. William Lilly, Director of Community Development, commented.

Ms. Sally Andrade, Empowerment Zone Advisory Board, commented.

1ST MOTION

Motion made by Representative Ortega, seconded by Representative Castro, and unanimously carried to **CLOSE** the public hearing.

2ND AND FINAL MOTION

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

.....
11. PUBLIC HEARING – PARKS AND RECREATION

*Motion made, seconded, and unanimously carried to **POSTPONE** two weeks the public hearing on a Resolution that the El Paso City Council approves the identified extension of Whitehall Drive through the Northeast Regional Park and that related to the approve extension of Whitehall Drive and in accordance with Chapter 26 of the Texas Parks and Wildlife code, the City Council finds there is no feasible and prudent alternative to the use of Northeast Regional Park and that the proposed plans for the identified street extension include all reasonable planning to minimize harm to the Northeast Regional Park.

.....
12A. MUSEUMS AND CULTURAL AFFAIRS

Discussion and action on an appeal from property owners in the Austin Terrace Historic District regarding a decision rendered by the Historic Landmark Commission (HLC) on March 17, 2008, to approve the construction of a new residence at 19 Cumberland Circle.

Mr. Troy Ainsworth, Historic Preservation Officer, presented a PowerPoint presentation (on file in the City Clerk's office).

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

Mr. Charlie McNabb, City Attorney, gave legal advice.

The following members of the public commented:

1. Ms. Susan Forbes, representing the applicant
2. Mr. Alexandro Lozano
3. Ms. Cheri Dorsey
4. Mr. Michael Towne
5. Ms. Paloma Towne
6. Sister Buffy Boesen, President of Loretto Academy
7. Ms. Stephanie Nathan
8. Mr. Adam Baginski

1ST MOTION

Motion made, seconded, and unanimously carried to **MOVE TO THE FOREFRONT**.

2ND MOTION

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

3RD MOTION

Motion made by Representative Castro, seconded by Representative Quintana, and unanimously carried to **RETIRE** into **EXECUTIVE SESSION** at 11:16 a.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 (Consultation with Attorney).

4TH MOTION

Motion made by Representative ,Ortega seconded by Mayor Pro Tempore Byrd, and unanimously carried to adjourn the Executive Session at 11:46 a.m. and **RECONVENE** the meeting of the City Council.

5TH AND FINAL MOTION

Motion made by Mayor Pro Tempore Byrd, seconded by Representative Lilly, and unanimously carried to **DENY** the appeal.

.....

12B. MUSEUMS AND CULTURAL AFFAIRS

Discussion and action on an appeal from property owners in the Austin Terrace Historic District regarding a decision rendered by the Historic Landmark Commission (HLC) on March 17, 2008, to approve the construction of a new residence at 111 Pennsylvania.

Mr. Troy Ainsworth, Historic Preservation Officer, presented a PowerPoint presentation (on file in the City Clerk’s office).

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

Mr. Larry Nichols, Deputy Director of Building Permits and Inspections, commented.

The following members of the public commented:

- 1. Mr. Jorge Valenzuela, applicant
- 2. Mr. Michael Towne
- 3. Ms. Cheri Dorsey
- 4. Mr. Robert Estrada
- 5. Ms. Lisa Valenzuela
- 6. Mr. Alexandro Lozano
- 7. Ms. Elisa Southern
- 8. Mr. Todd Southern

1ST MOTION

Motion made, seconded, and unanimously carried to **MOVE TO THE FOREFRONT**.

2ND MOTION

Motion made by Representative Quintana, seconded by Representative Castro, and unanimously carried to **SUSPEND THE RULES OF ORDER** and allow additional speakers to address the Council after the sign-up period.

3RD AND FINAL MOTION

Motion made by Mayor Pro Tempore Byrd, seconded by Representative Lilly, and carried to **APPROVE** the appeal.

AYES: Representatives Lilly, Byrd, Quintana, Holguin, and O’Rourke

NAYS: Representatives Castro and Ortega

.....
13.

R E S O L U T I O N

THAT the City Manager be authorized to sign a Memorandum of Understanding between the City of El Paso and the Ysleta Del Sur Pueblo relating to the maintenance and improvement for a portion of roadways described below:

- Shutz Street (approximately 0.1 miles from Socorro Road to Alameda Avenue) in El Paso County, Texas.
- Harris Street (approximately 0.1 miles from Socorro Road to Alameda Avenue) in El Paso County, Texas.

- Zaragoza Street (approximately 0.1 miles from Socorro Road to Alameda Avenue) in El Paso County, Texas.
- Gaspar Street (approximately 0.2 miles from Socorro Road to Alameda Avenue) in El Paso County, Texas.
- Carnes Street (approximately 0.2 miles from Socorro Road to Alameda Avenue) in El Paso County, Texas.
- Carl Longuemare Street (approximately 0.4 miles from Socorro Road to South Americas Avenue) in El Paso County, Texas

Representative Holguin commented.

Ysleta del Sur Pueblo Governor Frank Paiz and Lieutenant Governor Carlos Hisa commented.

1ST MOTION

Motion made, seconded, and unanimously carried to **MOVE TO THE FOREFRONT**.

2ND AND FINAL MOTION

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

.....
 Motion made by Mayor Pro Tempore Byrd, seconded by Representative Lilly, and unanimously carried to **RECESS** the City Council Meeting at 10:15 a.m. in order to convene the Mass Transit Department Board Meeting.

.....
 Motion made by Mayor Pro Tempore Byrd, seconded by Representative Lilly, and unanimously carried to **RECONVENE** the City Council Meeting at 10:16 a.m.

15. DEVELOPMENT SERVICES

Motion made by Representative Castro, seconded by Representative Quintana, and unanimously carried to **APPROVE** a Conditional B permit for Sandstone Ranch Unit Three Subdivision based on a finding of economic hardship.

Mr. Larry Nichols, Deputy Director of Building Permits and Inspections, commented.

.....
 Motion made by Representative Ortega, seconded by Mayor Pro Tempore Byrd, and unanimously carried to **RECESS** the City Council Meeting at 1:55 p.m.

.....
 Motion made by Mayor Pro Tempore Byrd, seconded by Representative Quintana, and unanimously carried to **RECONVENE** the City Council Meeting at 2:19 p.m.

NOT PRESENT FOR THE VOTE: Representatives Holguin and Ortega

.....
 Motion made by Representative Holguin, seconded by Representative Castro, and unanimously carried to **ADJOURN** this meeting at 5:25 p.m.

.....
APPROVED AS TO CONTENT:

Richarda Duffy Momsen, City Clerk