

JOHN F. COOK
MAYOR



JOYCE WILSON
CITY MANAGER

CITY COUNCIL
ANN MORGAN LILLY, DISTRICT 1
SUSANNAH M. BYRD, DISTRICT 2
EMMA ACOSTA, DISTRICT 3
CARL ROBINSON, DISTRICT 4
RACHEL QUINTANA, DISTRICT 5
EDDIE HOLGUIN JR., DISTRICT 6
STEVE ORTEGA, DISTRICT 7
BETO O'ROURKE, DISTRICT 8

REGULAR COUNCIL MEETING MINUTES
COUNCIL CHAMBERS
MAY 11, 2010
8:30 A.M.

The City Council met in regular session at the above place and date. Meeting was called to order at 8:35 a.m. Mayor John F. Cook present and presiding and the following Council Members answered roll call: Ann Morgan Lilly, Susannah M. Byrd, Emma Acosta, Carl Robinson, Rachel Quintana, Eddie Holguin, Jr., and Steve Ortega. Late arrival: Beto O'Rourke at 8:41 a.m. during Executive Session deliberations. The invocation was given by Police Chaplain Lisle Davis, followed by the Pledge of Allegiance to the Flag of the United States of America.

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MAYOR'S PROCLAMATIONS

1. FOSTER CARE AWARENESS MONTH
2. NATIONAL DRUG COURT MONTH
3. MENTAL HEALTH AWARENESS MONTH
4. JUNIOR LEAGUE PROJECT 2013 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 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. Ms. Lisa Turner
2. Mr. Jerry Thiedt
3. Mr. Salvador Gomez
4. Mr. Steve Strumer
5. Mr. James Perry

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Motion made by Representative Byrd, seconded by Representative Robinson, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 8:36 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 O'Rourke

Motion made by Representative Quintana, seconded by Representative Byrd, 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 Acosta, Holguin and O'Rourke

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EX1. Discussion and action regarding Empowerment Zone Loan No. EZRLF-13, OK Machine Shop, Inc. (551.071)

Motion made by Mayor Pro Tempore Acosta, seconded by Representative Ortega, and unanimously carried that outside counsel for the City of El Paso be authorized settlement authority and to negotiate settlement agreement in consultation with the City Manager and the City Manager be authorized to sign all documents on behalf of the City of El Paso to resolve the City's claim against OK Machine Shop and its loan guarantors concerning debt collection of Empowerment Zone Loan EZRLF-13.

AYES: Representatives Lilly, Byrd, Acosta, Robinson, Quintana, Holguin, and Ortega

NAYS: None

NOT PRESENT FOR THE VOTE: Representative O'Rourke

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CONSENT AGENDA

Motion made by Mayor Pro Tempore Acosta, 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, Acosta, Robinson, Quintana, Holguin, Ortega, and O'Rourke

NAYS: None

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1. APPROVAL OF MINUTES

*Motion made, seconded, and unanimously carried to **APPROVE** the Minutes for the Regular City Council Meeting of May 4, 2010.

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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 a Lessor's Approval of Sublease between the City of El Paso ("Lessor"), Cutter Aviation El Paso Limited Partnership ("Lessee") and Elite Medical Transport, LLC ("Sublessee") regarding a portion of the premises located at 1771 Shuttle Columbia, El Paso, Texas.

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3B.

***RESOLUTION**

That the City Manager be authorized to sign a Lessor's Approval of Sublease between the City of El Paso ("Lessor"), Cutter Aviation El Paso Limited Partnership ("Lessee") and Med Flight Air Ambulance, Inc. ("Sublessee") regarding a portion of the premises located at 1771 Shuttle Columbia, El Paso, Texas.

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3C.

***RESOLUTION**

That the City Manager be authorized to sign a First Amendment to the Lease and Concession Agreement for the Development and Operation of News, Gifts, & Specialty Retail Concessions and Lessor's Approval of Assignment is made by and between the City of El Paso ("Lessor"), The Paradies Shops, Inc. ("Concessionaire"), and Paradies-El Paso, LLC ("Assignee").

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3D.

***RESOLUTION**

WHEREAS, the City installs equipment from time to time within the Texas Department of Transportation (TxDOT) right-of-way; and

WHEREAS, TxDOT requires that a Utility Installation Request agreement be entered into by the City prior to the installation of any such equipment within the TxDOT right-of-way.

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

THAT the City Manager or her designee is authorized to enter into the TxDOT Utility Installation Request Agreement, attached hereto as Exhibit "A" or such substantially similar agreement that may be required by TxDOT from time to time as a condition of installing equipment within TxDOT right-of-way.

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3E.

***RESOLUTION**

WHEREAS, the City requests that the El Paso Electric Company provide electric service to City facilities; and

WHEREAS, The El Paso Electric Company requires that electric service agreement or an interconnection and parallel operation of distributed generation agreement be entered into by the City prior to the providing service.

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

THAT the City Manager or her designee is authorized to enter into El Paso Electric Company service agreements, including interconnection and parallel operation agreements for City facilities from time to time as service is requested by the City, provided that City Council shall approve any easements that may be required by El Paso Electric Company on City property outside of the City right-of-way.

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3F.

***RESOLUTION**

That the City Engineer be authorized to sign the Fifth Amendment to the Agreement for Architectural Services by and between the City of El Paso and Mijares-Mora Architects, Inc. for a project known as "Glory Road Transit Terminal" in the amount of eleven thousand three hundred thirty nine and 48/100 (\$11,339.48) thereby extending the contract amount from \$728,137.94 to a total of \$739,477.42.

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3G.

***RESOLUTION**

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

That the City Manager be authorized to sign the following three licenses from the El Paso County Water Improvement District Number 1 to the City:

1. License L-1124: A five foot by five foot concrete box culvert and headwall structures within the Montoya main lateral canal at station 159+32: 50 year term at a total cost to the City of \$7,470.00.
2. License L-1125: One (1) Sixty inch reinforced concrete pipe and two (2) thirty-six inch reinforced concrete pipes within Montoya drainage canal at station 241+20: 50 year term at a total cost to City of \$20,160.00.
3. License L-1126: One sixty inch reinforced concrete pipe within the Montoya lateral canal "branch A" at Station 30+29: 50 year term at a total cost of \$9,312.00.

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3H.

***RESOLUTION**

That the City Manager be authorized to sign a license from the El Paso County Water Improvement District Number 1 to the City. The license number L-1189 is for use of the District's facilities by City for discharging and conveying groundwater produced during dewatering activities necessary for construction of pipeline, sewer lines, or other City facilities. The license is for 180 days and has a cost of \$1,000 application fee, and \$150 per acre-foot of groundwater for the first 1,000 acre feet and \$45 per acre feet thereafter.

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3I.

***RESOLUTION**

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

WHEREAS, Black Pearl (hereinafter referred to as "Grantees") is sponsoring an outdoor concert (hereinafter referred to as "Event"), on Friday May 21, 2010 to Saturday May 22, 2010; and

WHEREAS, the Grantees have received administrative approval for a Special Privilege License for the use and closure of City rights-of-way for twenty-four (24) hours on portions of Durango Street between San Antonio Avenue and Overland Avenue from 7:00 a.m. Friday May 21, 2010, to 7:00 a.m. Saturday May 22, 2010, in conjunction with the proposed Event; and

WHEREAS, the City is not a sponsor of the Event and the Grantees assume full responsibility for the planning, coordination, management and production of the Event; and

WHEREAS, the Grantees desire to provide for the sale and serving of alcoholic beverages on portions of the City rights-of-way during the Event;

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

That the Grantees be authorized to provide for the sale and serving of alcoholic beverages at the outdoor concert in the closed portions of Durango Street between San Antonio Avenue and Overland Avenue from 10:00 pm, Friday May 21, 2010 to 2:00 am, Saturday May 22, 2010.

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3J.

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

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

WHEREAS, O.P.E.P (hereinafter referred to as "Grantees") are sponsoring an outdoor street festival for a Memorial Day Block Party (hereinafter referred to as "Event"), on Sunday, May 30, 2010 to Monday, May 31, 2010; and

WHEREAS, the Grantees have received administrative approval for a Special Privilege License for the use and closure of City rights-of-way for less than twenty-four (24) hours on portions of Ochoa Street between First Avenue and Paisano Drive from 4:00 p.m. Sunday, May 30, 2010, to 4:00 a.m. Monday, May 31, 2010, in conjunction with the proposed Event; and

WHEREAS, the City is not a sponsor of the Event and the Grantees assume full responsibility for the planning, coordination, management and production of the Event; and

WHEREAS, the Grantees desire to provide for the sale and serving of alcoholic beverages on portions of the City rights-of-way during the Event;

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

That the Grantees be authorized to provide for the sale and serving of alcoholic beverages at the outdoor street festival in the closed portions of Ochoa Street between First Avenue and Paisano Drive from 9:00 p.m., Sunday, May 30, 2010 to 2:00 a.m., Monday, May 31, 2010.

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3K.

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

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

NELY PT OF Lot(s) 1 (254.29' ON ST - 361.44' ON WLY - 253.72' ON SLY - 317.30' ON ELY) (86957.74 SQ FT), Block 30, Mesa Hills #15 Subdivision, City of El Paso, El Paso County, Texas, Parcel #M344-999-0300-0100

to be \$260.88, 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 EIGHTY FOUR AND 88/100 DOLLARS (\$284.88). The City Council finds that the work was completed on the 17th day(s) of November, 2009, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount TWO HUNDRED EIGHTY FOUR AND 88/100 DOLLARS (\$284.88) 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 City Code, entitled Abatement, T-SUNRISE, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code 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) 313 (22450 Sq Ft), Block 15, Mountain View Replat Subdivision, City of El Paso, El Paso County, Texas, Parcel #M851-999-0150-0600

to be \$267.36, 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 NINETY ONE AND 36/100 DOLLARS (\$291.36). The City Council finds that the work was completed on the 10th day(s) of November, 2009, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount TWO HUNDRED NINETY ONE AND 36/100 DOLLARS (\$291.36) 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 City Code, entitled Abatement, LAND AMERICA CONSTRUCTION, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code 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) 30 to 32 , Block 86-B, Logan Heights Subdivision, City of El Paso, El Paso County, Texas, Parcel #L447-999-086B-9200

to be \$231.17, 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 FIFTY FIVE AND 17/100 DOLLARS (\$255.17). The City Council finds that the work was completed on the 10th day(s) of November, 2009, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount TWO HUNDRED FIFTY FIVE AND 17/100 DOLLARS (\$255.17) 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 City Code, entitled Abatement, TEMPLO RESTAURACION DIVINA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code 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 North Loop Dr, 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) & TR 17 BLK 19 Ysleta (2.4563 AC), Block 17, Ysleta Subdivision, El Paso, El Paso County, Texas, Parcel #Y805-999-017A-0906

to be \$477.92, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of FIVE HUNDRED ONE AND 92/100 DOLLARS (\$501.92). The City Council finds that the work was completed on the 9th day(s) of November, 2009, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount FIVE HUNDRED ONE AND 92/100 DOLLARS (\$501.92) 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 City Code, entitled Abatement, ALBERTO & M LOURDES VALLES, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code 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:

7285 Plum Ave, more particularly described as Lot(s) 11 (5700 SQ FT), Block 37, Cedar Grove Park Subdivision, El Paso, El Paso County, Texas, Parcel #C301-999-0370-5100

to be \$118.67, 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 FORTY TWO AND 67/100 DOLLARS (\$142.67). The City Council finds that the work was completed on the 18th day(s) of November, 2009, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount ONE HUNDRED FORTY TWO AND 67/100 DOLLARS (\$142.67) 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 City Code, entitled Abatement, LUISA N. AGUILAR, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code 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:

3718 E. San Antonio Ave, more particularly described as S PT OF Lot(s) 6 & 7 (120 Ft on E 50 Ft on S 100 Ft on W 53.85 Ft on N) (Homesite) (3500 Sq Ft), Block 23, Woodlawn Subdivision, El Paso, El Paso County, Texas, Parcel #W886-999-0230-1600

to be \$119.62, 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 FORTY THREE AND 62/100 DOLLARS (\$143.62). The City Council finds that the work was completed on the 12th day(s) of November, 2009, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount ONE HUNDRED FORTY THREE AND 62/100 DOLLARS (\$143.62) 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 City Code, entitled Abatement, JUAN G. ANAYA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code 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:

4300 Tularosa Ave, more particularly described as Lot(s) 17 & W 1/2 of Lot(s) 18 (5250 SQ FT), Block 23, French Subdivision, El Paso, El Paso County, Texas, Parcel #F716-999-0230-5000

to be \$243.56, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED SIXTY SEVEN AND 56/100 DOLLARS (\$267.56). The City Council finds that the work was completed on the 23rd day(s) of November, 2009, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount TWO HUNDRED SIXTY SEVEN AND 56/100 DOLLARS (\$267.56) 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 City Code, entitled Abatement, MANUELA & 7 ONTIVEROS, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code 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:

7503 Yuma Drive, more particularly described as Lot(s) 20, Block 15,
Ranchland Hills #4 Subdivision, El Paso, El Paso County, Texas, Parcel
#R215-999-0150-3900

to be \$142.60, 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 SIXTY SIX AND 60/100 DOLLARS (\$166.60). The City Council finds that the work was completed on the 22nd day(s) of September, 2009, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount ONE HUNDRED SIXTY SIX AND 60/100 DOLLARS (\$166.60) 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 City Code, entitled Abatement, GEO-BEAZER LP, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code 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) 10 (31367.00 SQ FT), Block 1, Sun Valley Ranch Subdivision, City of El
Paso, El Paso County, Texas, Parcel #S820-999-0010-1000

to be \$584.32, 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 SIX HUNDRED EIGHT AND 32/100 DOLLARS (\$608.32). The City Council finds that the work was completed on the 4th of August, 2009 and 2nd day(s) of November, 2009, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount SIX HUNDRED EIGHT AND 32/100 DOLLARS (\$608.32) 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 City Code, entitled Abatement, REGINA ARNOLD, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code 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:

3804 Edgar Park Ave, more particularly described as W 35 FT of Lot(s) 4 & E
30 Ft of Lot 5, Huntington Park Subdivision, El Paso, El Paso County, Texas,
Parcel #H931-999-0000-3300

to be \$189.98, 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 THIRTEEN AND 98/100 DOLLARS (\$213.98). The City Council finds that the work was completed on the 23rd day(s) of November, 2009, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount TWO HUNDRED THIRTEEN AND 98/100 DOLLARS (\$213.98) 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 City Code, entitled Abatement, BILLIE & PATSY ELKINS, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash,

vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code 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:

10457 Hodges Cir, more particularly described as Lot(s) 9 (9768 SQ FT),
Block 110, Sun Valley #12 Subdivision, El Paso, El Paso County, Texas,
Parcel #S816-999-1100-3300

to be \$168.32, 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 TWO AND 32/100 DOLLARS (\$192.32). The City Council finds that the work was completed on the 2nd day(s) of November, 2009, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount ONE HUNDRED NINETY TWO AND 32/100 DOLLARS (\$192.32) 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 City Code, entitled Abatement, HENRY JR & DOROTHY L. GREGORY, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code 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:

10256 Shenandoah St, more particularly described as Lot(s) 4 (6000 Sq Ft),
Block 30, Sun Valley Subdivision, El Paso, El Paso County, Texas, Parcel
#S816-999-0300-2800

to be \$188.63, 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 TWELVE AND 63/100 DOLLARS (\$212.63). The City Council finds that the work was completed on the 30th day(s) of November, 2009, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount TWO HUNDRED TWELVE AND 63/100 DOLLARS (\$212.63) 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 City Code, entitled Abatement, MARIO & MARIA D. GARCIA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code 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:

9809 La Morenita Cir, more particularly described as Lot(s) 18 (5565 Sq Ft),
Block 1, Mission Pass Subdivision, El Paso, El Paso County, Texas, Parcel
#M579-999-0010-1800

to be \$86.09, 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 ONE HUNDRED TEN AND 09/100 DOLLARS (\$110.09). The City Council finds that the work was completed on the 23rd day(s) of November, 2009, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount ONE HUNDRED TEN AND 09/100 DOLLARS (\$110.09) 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.

***RESOLUTION**

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

3030 Trawood Dr Rear, more particularly described as Lot(s) 39 (11505.84 SQ FT), Block 2, Vista Hills #2 Replat B Subdivision, El Paso, El Paso County, Texas, Parcel #V897-999-0020-0081

to be \$193.18, 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 SEVENTEEN AND 18/100 DOLLARS (\$217.18). The City Council finds that the work was completed on the 3rd day(s) of November, 2009, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount TWO HUNDRED SEVENTEEN AND 18/100 DOLLARS (\$217.18) 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 City Code, entitled Abatement, E A CAPLES, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code 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:

Tract 4 (2.184 Acres) & Tract 5 (2.2 Acres), Fruitvale Subdivision, City of El Paso, El Paso County, Texas, Parcel #F856-999-0010-2100

to be \$859.77, 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 EIGHT HUNDRED EIGHTY THREE AND 77/100 DOLLARS (\$883.77). The City Council finds that the work was completed on the 13th & 17th day(s) of November, 2009, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount EIGHT HUNDRED EIGHTY THREE AND 71/100 DOLLARS (\$883.77) 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.

***RESOLUTION**

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

8031 Valley View, more particularly described as NWLY Pt of Lot(s) 3 &
SWLY Pt of Lot 4 (0.535 Acre) Lot 17 of Unrecorded Map, Block 6, Christy
Subdivision, El Paso, El Paso County, Texas, Parcel #C454-999-0060-3500

to be \$664.93, 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 SIX HUNDRED EIGHTY EIGHT AND 93/100 DOLLARS (\$688.93). The City Council finds that the work was completed on the 2nd day(s) of April, 2009, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount SIX HUNDRED EIGHTY EIGHT AND 93/100 DOLLARS (\$688.93) 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.

***RESOLUTION**

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

8161 Valley View Dr, more particularly described as Lot(s) 17 (8330 SQ Ft),
Block 1, La Paloma Park Subdivision, El Paso, El Paso County, Texas, Parcel
#L064-999-0010-4900

to be \$229.76, 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 FIFTY THREE AND 76/100 DOLLARS (\$253.76). The City Council finds that the work was completed on the 16th day(s) of November, 2009, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount TWO HUNDRED FIFTY THREE AND 76/100 DOLLARS (\$253.76) 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 City Code, entitled Abatement, CLAUDIO & RITA S SAUCEDO, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code 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(s) 5 (0.252 Acre) Beg 180.55 Ft S & 20 Ft NE of SWC, Boothville #2
Subdivision, City of El Paso, El Paso County, Texas, Parcel #B685-999-0010-
6200

to be \$132.48, 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 FIFTY SIX AND 48/100 DOLLARS (\$156.48). The City Council finds that the work was completed on the 23rd day(s) of November, 2009, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount ONE HUNDRED FIFTY SIX AND 48/100 DOLLARS (\$156.48) 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 City Code, entitled Abatement, ADAN P & MARIA C PEREZ, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code 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:

1711 E Missouri Ave, more particularly described as E 18.75 FT of Lot(s)
22 & W 1/2 of Lot 23 (3750 Sq Ft), Block 54, Franklin Heights
Subdivision, El Paso, El Paso County, Texas, Parcel #F607-999-0540-
6100

to be \$146.14, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED SEVENTY AND 14/100 DOLLARS (\$170.14). The City Council finds that the work was completed on the 16th day(s) of November, 2009, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount ONE HUNDRED SEVENTY AND 14/100 DOLLARS (\$170.14) 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 City Code, entitled Abatement, LA VIDA GUENTHER, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code 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:

1011 S Virginia St Rear, more particularly described as W 60 FT of Lot(s) 4 & 5, Block 33, Magoffin Subdivision, El Paso, El Paso County, Texas, Parcel #M028-999-0330-1700

to be \$175.37, 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 NINE AND 37/100 DOLLARS (\$199.37). The City Council finds that the work was completed on the 30th day(s) of November, 2009, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso City Code, declares the above total amount ONE HUNDRED NINETY NINE AND 37/100 DOLLARS (\$199.37) 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.

.....
4A. BOARD RE-APPOINTMENT

*Motion made, seconded, and unanimously carried to **RE-APPOINT** Jeannine Kennedy to the Art Museum Advisory Board by Representative Ann Morgan Lilly, District 1.

.....
4B. BOARD RE-APPOINTMENT

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

.....
5A. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** Jennifer Barr Ardivino to the Parks and Recreation Advisory Board to fill an unexpired term by Representative Beto O'Rourke, District 8.

.....
5B. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** Melissa Barba-Espinosa to the Cultural Affairs Advisory Board by Representative Beto O'Rourke, District 8.

.....
5C. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** Erica Aguayo to the Art Museum Advisory Board by Representative Susie Byrd, District 2.

..... **6.**
REQUEST TO ISSUE PURCHASE ORDER

*Motion made, seconded, and unanimously carried to **AUTHORIZE AS REVISED** the City Manager or her designee to exercise the City's option to extend current Contract, 2008-188R Professional Auditing Services with BKD, LLP for one additional year pursuant to the provisions of an award approved by the City Council on July 1, 2008 and in conjunction with the City's audit for the fiscal year ended August 31, 2010, and sign an Agreement for Professional Auditing Services for fiscal year 2010. Estimated award of contract is \$335,420.

Department: Financial Services
Option: Two [of Four]
Estimated Amount: \$335,420 (Total for one year extension)
Funds Source: Various

..... 7.7.

BEST VALUE PROCUREMENT:

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2010-152 (Herbicide Spraying Citywide Right of Ways) to H. Repair Solutions, Inc. for a total estimated award of \$371,773.60.

Department: Street
Award to: H. Repair Solutions, Inc.
El Paso, TX
Item(s): All
Option: 2 Years
Annual Estimated Amount: \$185,886.80
Funding Source: Street Medians
Total Estimated Award: \$371,773.60 (2 Years)

This is a twenty four (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 Street recommend Maheir Janitorial Services be considered non-responsive to the bid and recommend award to H. Repair Solutions, Inc., the vendor offering the best value bid.

.....
8. REQUEST FOR PROPOSAL:

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2010-110R (Comprehensive Loss Control Program) to Risk & Insurance Management Consultants, Inc. for a total estimated award of \$405,000.

Department: OMB – Insurance & Benefits
Award to: Risk & Insurance Management Consultants, Inc.
El Paso, TX
Item(s): All
Option: Two (2), Two-year periods
Annual Estimated Amount: \$81,000
Funding Source: Worker’s Compensation Fund
Total Estimated Award: \$405,000 (5 Years)

This is a (60) sixty month contract.

The Departments of Financial Services, Purchasing Division, and OMB – Insurance & Benefits recommend award as indicated. The review committee, based on evaluation factors established for this procurement, recommend award to the highest ranked proposer.

9A. BID

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2010-151 (Aluminum Sign Blanks) to Vulcan, Inc. for a total estimated award of \$159,392.

Department:	Street
Award to:	Vulcan, Inc. Foley, AL
Item(s):	All
Annual Estimated Amount:	\$79,696
Funding Source:	Signs and Markings
Total Estimated Award:	\$159,392 (2 Years)

This is a twenty-four 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 Street recommend award as indicated to the lowest responsive, responsible bidder.

.....
9B. BID

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2010-103 (Doors, Frames, Accessories and Installation) to Rawson Builders Supply of Texas, Inc. for a total estimated award of \$255,000.

Department:	General Services – Building Maintenance
Award to:	Rawson Builders Supply of Texas, Inc. El Paso, TX
Item(s):	All Items: Part A, Items #1 thru #22 & Part B
Option:	2 Years
Annual Estimated Amount:	\$85,000
Funding Source:	General Fund
Total Estimated Award:	\$255,000

This is a thirty-six month requirements type bid.

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 – Building Maintenance recommend award as indicated, to the lowest responsive, responsible bidder.

.....
10A. – 10C. INTRODUCTIONS

Motion made by Representative Robinson, seconded by Representative Ortega, and unanimously carried that the following Ordinances, having been introduced pursuant to Section 3.9 of the El Paso City Charter, be **ADVERTISED** for public hearing:

10A. An Ordinance to amend Title 5 (Business Taxes, Licenses and Regulations), Chapter 5.80 by adding Section 5.80.120 (Authority to Issue Citations); the penalty being as provided in Chapter 1.08.010 – 1.08.030 of the El Paso City Code.

PUBLIC HEARING WILL BE HELD ON MAY 18, 2010, FOR ITEM 10A

10B. An Ordinance to release the special contract imposed on property by Ordinance No. 8888 which changed the zoning of Tracts 1R and 1S, Block 5, Ascarate Grant, City of El Paso, El Paso County, Texas. The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

10C. An Ordinance granting Special Permit No. ZON10-00007, to permit an Assisted Living Facility, on the property described as Lot 1, Block 1, Las Tres Marias, City of El Paso, El Paso County, Texas, pursuant to Section 20.04.320 of the El Paso City Code. The penalty being as provided in Chapter 20.24 of the El Paso City Code.

PUBLIC HEARING WILL BE HELD ON JUNE 1, 2010, FOR ITEMS 10B – 10C

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ITEMS TAKEN TOGETHER

11A.

RESOLUTION

WHEREAS, the City awarded Contract No. 2009-034R to Huntington T. Block Insurance Agency Inc. of Houston, Texas, on January 20, 2009, for Fine Arts Museum Insurance for OMB-Insurance & Benefits Division; and

WHEREAS, pursuant to Section C 8A of the Contract (Termination for Convenience), the City is authorized to terminate the Contract for convenience; and

WHEREAS, the amount of the Contract awarded has been exceeded and City has notified vendor that the City would rebid the contract and Council would terminates said Contract for convenience pursuant to the provisions of the Contract; and

WHEREAS, the City desires to terminate the Contract for convenience.

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

That the Purchasing Manager is authorized to notify Huntington T. Block Insurance Agency Inc., that the City is terminating Contract No. 2009-034R pursuant to the provisions and requirements of Section C 8A of the Contract Clauses due to convenience and that the termination shall be effective as of May 11, 2010.

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

11B. FINANCIAL SERVICES:

Motion made by Representative Quintana, seconded by Representative Ortega, and unanimously carried to **AWARD** Solicitation No. 2010-163R (Fine Arts Museum Insurance) to Huntington T. Block Insurance Agency Inc. for a total estimated award of \$590,000.

Department: OMB - Insurance & Benefits
Award to: Huntington T. Block Insurance Agency Inc.
Houston, TX

Item(s): All
Option: Two (2), Two-year periods
Annual Estimated Amount: \$147,500
Funding Source: General Fund
Total Estimated Award: \$590,000 (4 Years)

This is a forty-eight month contract.

The Departments of Financial Services, Purchasing Division, and OMB – Insurance & Benefits recommend award as indicated. The review committee, based on evaluation factors established for this procurement, recommend award to the sole proposer.

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12A.

R E S O L U T I O N

WHEREAS, Piedmont Group, LLC, (the "Applicant") has applied for approval of a detailed site development plan pursuant to a zoning condition, which requires City Plan Commission and City Council approval, to permit a planned residential development; and,

WHEREAS, a report was made by the staff to the City Plan Commission and a public hearing was held regarding such application;

WHEREAS, the City Plan Commission has approved and herein recommends Council approval of the subject detailed site development plan; and,

WHEREAS, the City Council finds that the detailed site development plan meets all applicable requirements of the El Paso City Code;

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

1. Pursuant to requirements imposed by a zoning condition, the City Council hereby approves the detailed site development plan submitted by the Applicant, to permit a planned residential development on the following described property which is located in a P-RI/c (Planned Residential I/condition) District:

All of Tracts 4B and 4D, M.J. McKelligon Survey No. 270, City of El Paso, El Paso County, Texas, as more particularly described by metes and bounds on the attached Exhibit "A" and incorporated herein by reference.

A copy of the approved detailed site development plan, signed by the Applicant, the City Manager and the Secretary of the City Plan Commission, is attached hereto, as Exhibit "B" and incorporated herein by reference.

2. All construction and development on the property shall be done in accordance with the approved detailed site development plan and the development standards applicable in the P-RI/c (Planned Residential I/condition) District regulations.

3. The Applicant shall sign an agreement to develop the property and to perform all construction thereon in accordance with the approved detailed site development plan and the standards applicable in the P-RI/c (Planned Residential I/condition) District. Such agreement shall be signed and filed with the Zoning Administrator and the Executive Secretary of the City Plan Commission before building permits are issued.

4. This approval shall be void if construction on the property is not started in accordance with the approved detailed site development plan within four (4) years from the date hereof.

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

Representative Lilly commented.

Ms. Monica Benjamin, citizen, commented.

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

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12B. PUBLIC HEARING – DEVELOPMENT SERVICES

*Motion made, seconded, and unanimously carried to **POSTPONE** two weeks the public hearing on an Ordinance granting Special Permit No. ZON09-00077, to allow for an 88% parking reduction on the property described as Lot 27 and the west 10 ft. of Lot 28, Block 69, Franklin Heights, City of El Paso, El Paso County, Texas, pursuant to Section 20.14.070 of the El Paso City Code. The penalty being as provided in Chapter 20.24 of the El Paso City Code.

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12C. ORDINANCE 17320

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING SPECIAL PERMIT NO. ZON10-00023, TO PERMIT GOVERNMENTAL USE AND BUILDING, ON THE PROPERTY DESCRIBED AS LOTS 11 TO 18, BLOCK 47, CAMPBELL ADDITION, CITY OF EL PASO, EL PASO COUNTY, TEXAS, PURSUANT TO SECTION 20.04.320 OF THE EL PASO CITY CODE. THE PENALTY BEING AS PROVIDED IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

Mr. Alan Shubert, City Engineer, and Mr. Mathew McElroy, Deputy Director of Planning, presented a PowerPoint presentation (on file in the City Clerk's office).

Mayor Cook and Representative O'Rourke commented.

Motion duly made by Representative O'Rourke, seconded by Representative Ortega, that the Ordinance be **ADOPTED**. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

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

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

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ITEMS TAKEN TOGETHER

13A1. ORDINANCE 17321

The City Clerk read an Ordinance entitled: **AN ORDINANCE TO REVISE THE PROCESS FOR OBTAINING A PERMIT FOR A FILM-MAKING EVENT BY AMENDING TITLE 13 (STREETS, SIDEWALKS, AND PUBLIC PLACES), CHAPTER 13.30 (FILM-MAKING EVENTS), OF THE EL PASO CITY CODE; BY AMENDING PROVISIONS FOR THE ISSUANCE OF PERMITS FOR CERTAIN TYPES OF USES OF STREETS, ALLEYS AND OTHER AREAS OWNED BY THE CITY FOR FILM-MAKING EVENTS; AND BY AMENDING TITLE 15 (PUBLIC SERVICES) CHAPTER 15.08 (SPECIAL PRIVILEGE LICENSE) SECTION G.3 (EXCEPTION), CHANGING THE 24 HOUR EXCEPTION FOR TEMPORARY COMMERCIAL FILM-MAKING ACTIVITIES TO 48 HOURS; THE PENALTY BEING AS PROVIDED IN SECTION 13.30.130 (VIOLATION) AND CHAPTER 1.08 (GENERAL PENALTY) OF THE CITY CODE.**

Ms. Kimberly Forsyth, Engineering Lead Planner, presented a PowerPoint presentation (on file in the City Clerk's office).

Representative Robinson commented.

Motion duly made by Representative Ortega, seconded by Representative Quintana, that the Ordinance be **ADOPTED**. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

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

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

13A2.

RESOLUTION

WHEREAS, the City Council adopted the Budget Resolution for FY2010 on August 24, 2009; and

WHEREAS, paragraph 40 of the Budget Resolution provides that revisions or additions to the fees set forth in Schedule C, attached to the Budget Resolution, may be approved by simple resolution of the City Council; and

WHEREAS, the Council desires to establish the fee for film making permit applications.

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

That Schedule C, attached to the FY2010 Budget Resolution and effective September 1, 2009, shall be amended as set forth in Attachment A to create the fee listed therein that shall be charged by the City for making an application for a film making permit.

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

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13B.

ORDINANCE 17322

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING A SPECIAL PRIVILEGE TO KELBOR ENTERPRISES, INC. DOING BUSINESS AS COCONUTS, PERMITTING THE ENCROACHMENT OF AN OUTDOOR PATIO CAFE ONTO PORTIONS OF CITY RIGHT-OF-WAY LOCATED AT 816 PIEDRAS STREET AND ALLOWING THE SALE AND SERVICE OF ALCOHOLIC BEVERAGES AS A PERMISSABLE ACTIVITY WITHIN THE OUTDOOR PATIO CAFE AREA.**

Ms. Kimberly Forsyth, Engineering Lead Planner, presented a PowerPoint presentation (on file in the City Clerk's office).

Representative O'Rourke commented.

Motion duly made by Representative O'Rourke, seconded by Representative Ortega, that the Ordinance be **ADOPTED**. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

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

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

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14. MAYOR AND COUNCIL - Legislative Review Committee Report:

- 1. For notation: Formal report of the Fiscal Affairs and Management Support/Internal Audit Legislative Review Committee meeting held on April 8, 2010, as submitted by Representative Rachel Quintana, Chair, and:
- 2. Discussion pertaining to the agenda item, as posted on the agenda of said Legislative Committee meeting, as follows:
 - A) Discussion and action concerning clarification of the City's Apprenticeship Program as it relates to horizontal construction.
 - B) Discussion and action concerning making Apprenticeship Program Compliance more transparent for the purpose of third party monitoring.
 - C) Discussion and action on whether the City should continue to investigate and design a special energy finance area as described in Chapter 376 of the Local Government Code

Representative O'Rourke and Quintana commented.

NO ACTION was taken on the item.

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15. AIRPORT

Motion made by Mayor Pro Tempore Acosta, seconded by Representative Lilly, and unanimously carried to **APPROVE** a budget transfer setting up appropriation for the capital project titled Reconstruction of Taxiway L.

Increase	\$22,000	to	Contractual Services
Increase	\$923,000	to	Design
Increase	\$43,200	to	Engineering Services
Increase	\$290,000	to	Testing
Increase	\$14,155,880	to	Construction
Increase	\$15,434,000	to	Transfer In

Ms. Monica Lombrana, Director of Aviation, commented.

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16A. COMMUNITY DEVELOPMENT

*Motion made, seconded, and unanimously carried to **POSTPONE** one week a Resolution approving the Neighborhood Action Plan Guidelines, to include selection criteria for neighborhoods, the neighborhood planning process, and plan implementation.

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16B. COMMUNITY DEVELOPMENT

*Motion made, seconded, and unanimously carried to **POSTPONE** one week a Resolution that City Council approves the Montoya Heights Neighborhood Action Plan, as the neighborhood action plan for Montoya Heights neighborhood as identified therein.

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16C. COMMUNITY DEVELOPMENT

*Motion made, seconded, and unanimously carried to **POSTPONE** one week **AS REVISED** a Resolution that Council approves the Cielo Vista Neighborhood Action Plan, as the neighborhood action plan for the Cielo Vista neighborhood as identified therein.

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ADDITION TO THE AGENDA

EX1. Discussion and action regarding the Subrogation Claim of Nationwide Insurance Company Our File No. 08-C-241/Police. (551.071).

Motion made by Mayor Pro Tempore Acosta, seconded by Representative Lilly, and unanimously carried that the City Attorney’s Office be authorized to deny Plaintiff’s demand lawsuit styled Roland Jones v. City of El Paso, Cause No. 2010-143.

AYES: Representatives Lilly, Byrd, Acosta, Robinson, Quintana, Holguin, and Ortega

NAYS: None

NOT PRESENT FOR THE VOTE: Representative O’Rourke

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Motion made by Mayor Pro Tempore Acosta, seconded by Representative Robinson, and unanimously carried to **ADJOURN** this meeting at 10.01 a.m.

NOT PRESENT FOR THE VOTE: Representative Byrd
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APPROVED AS TO CONTENT:

Richarda Duffy Momsen, City Clerk