

**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 17, 2011  
8:30 A.M.**

The City Council met in regular session at the above place and date. Meeting was called to order at 8:36 a.m. Mayor John F. Cook present and presiding and the following Council Members answered roll call: Ann Morgan Lilly, Susannah M. Byrd, Carl Robinson, and Steve Ortega. Late arrivals: Eddie Holguin, Jr. at 8:39 a.m. during Executive Session deliberations, Beto O'Rourke, at 8:39 a.m. during Executive Session deliberations, and Rachel Quintana, at 8:46 a.m. during Executive Session deliberations. Absent: Emma Acosta requested to be excused from this meeting. 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. THE INTERNATIONAL MUSEUM DAY**
- 2. CITY OF EL PASO PARKS AND RECREATION DEPARTMENT  
NATIONAL KIDS TO PARKS DAY**
- 3. NATIONAL PUBLIC WORKS WEEK**
- 4. THE EL PASO INTERPRETERS AND TRANSLATORS CONFERENCE DAY**
- 5. LAW ENFORCEMENT WEEK**

**CALL TO THE PUBLIC – PUBLIC COMMENT**

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

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

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

30 Minutes total is allotted for speakers.

Three to five minutes may be allowed for each speaker.

The following members of the public commented:

1. Mr. Michael Patino
2. Mr. Fernando Garcia
3. Mr. Jose Manuel Escobedo
4. Ms. Adriana Cadena
5. Mr. James Perry

- 6. Ms. Lisa Turner
- 7. Dr. Theresa Ware-Asbury
- 8. Mr. Ricardo Aceves
- 9. Mr. Salvador Gomez
- 10. Ms. Esther Perez
- 11. Ms. Rosa Guzman
- 12. Mr. Ray Salas

**1ST MOTION**

Motion made by Representative Byrd, seconded by Representative Lilly and unanimously carried to **SUSPEND THE RULES** of order to allow additional speakers to address the Council after the sign up period.

Mayor Cook and Representative Byrd commented.

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 Motion made by Representative Robinson, seconded by Representative Ortega , 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: Representatives Quintana, Holguin, and O'Rourke  
 ABSENT: Representative Acosta

Motion made by Representative Robinson, seconded by Representative Ortega, and unanimously carried to adjourn the Executive Session at 9:34 a.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

NOT PRESENT FOR THE VOTE: Representatives Quintana, Holguin, and O'Rourke  
 ABSENT: Representative Acosta

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**EX1.** Discussion and action on the May 1, 1994 Commercial Ground Lease and the Feb. 1, 2009 Commercial Site Lease between the City of El Paso and Hawkins Plaza, Ltd. for portions of Lot 1, Block 1, Hawkins Plaza, El Paso, El Paso County, Texas. (551.071)

Motion made by Representative Byrd, seconded by Representative Robinson, and unanimously carried to **POSTPONE** two weeks the discussion and action on the May 1, 1994 Commercial Ground Lease and the Feb. 1, 2009 Commercial Site Lease between the City of El Paso and Hawkins Plaza, Ltd. for portions of Lot 1, Block 1, Hawkins Plaza, El Paso, El Paso County, Texas.

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

Mayor Cook commented.

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**EX2.** The request of Texas Gas Service Company, an operating Division of ONEOK, Inc., for an Interim Rate Adjustment dated May 2, 2011 pursuant to Tex. Util. Code Ann §104.301 (GRIP Statute). (551.071)

Mayor Cook commented.

**NO ACTION WAS TAKEN ON THIS ITEM**

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**EX3.** Application of El Paso Electric Company for Approval to Revise its Energy Efficiency Cost Recovery Factor and Request to Establish Revised Goals and Cost Caps before the Public Utility Commission of Texas, Docket No. 39376 and SOAH No. 473-11-5143. (551.071)

Motion made by Representative Byrd, seconded by Representative Quintana, and carried to grant the authority to the City Attorney to file a Motion in Intervention on behalf of the City regarding the Application of El Paso Electric Company for Approval to Revise its Energy Efficiency Cost Recovery Factor and Request to Establish Revised Goals and Cost Caps before the Public Utility Commission of Texas, PUC Docket No. 39376 and SOAH No. 473-11-5143 and to engage outside counsel to represent the City on this matter.

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

Mr. Norman Gordon, outside utility counsel, gave legal advice.

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**EX4.** Six Kingdoms Enterprises, LLC, d/b/a Petland El Paso vs. The City of El Paso; Cause No. EP-10-CV-0485-KC. (551.071)

Motion made by Representative Byrd, seconded by Representative Ortega, and carried that the City Attorney's Office be authorized settlement authority, to negotiate settlement agreement and sign all documents to resolve the lawsuit styled Six Kingdoms Enterprises, LLC, d/b/a Petland El Paso vs. The City of El Paso, Texas; Cause No. EP-10-CV-0485-KC.

- AYES: Representatives Lilly, Byrd, Robinson, Quintana, and Ortega
- NAYS: Representative Holguin
- NOT PRESENT FOR THE VOTE: Representative O'Rourke
- ABSENT: Representative Acosta

Mayor Cook commented.

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**EX5.** Purchase, lease, or exchange of City-owned property located in Tax Increment Reinvestment Zone No. 5. (551.072)

Motion made by Representative Byrd, seconded by Representative Quintana, and carried that the City Manager or her designee proceed with negotiations for the purchase, lease, or exchange of City-owned property located in Tax Increment Reinvestment Zone No. 5.

- AYES: Representatives Lilly, Byrd, Robinson, Quintana, and O'Rourke
- NAYS: Representatives Holguin and Ortega
- ABSENT: Representative Acosta

**EX6.** Economic development related negotiations and possible incentives for business prospect GM-033111. (551.087)

**NO ACTION WAS TAKEN ON THIS ITEM**

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**CONSENT AGENDA**

Motion made by Representative Quintana, seconded by Representative Byrd, 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, Robinson, Quintana, Holguin, Ortega, and O'Rourke  
NAYS: None  
ABSENT: Representative Acosta  
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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 10, 2011. and the Special City Council Meeting of May 10, 2011.  
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**2. REQUEST TO EXCUSE CITY COUNCIL MEMBERS**

\* Motion made, seconded, and unanimously carried to **EXCUSE** Mayor Pro Tempore Emma Acosta from the Regular City Council meeting of May 17, 2011.  
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**3A.**

**RESOLUTION**

**WHEREAS**, Texas Gas Service Company, a division of ONEOK, distributes natural gas within the City Limits of the City of El Paso pursuant to a franchise granted to Southern Union Company dated as of February 22, 2000, and assigned to ONEOK, Inc. and is a gas utility;

**WHEREAS**, on May 2, 2011, Texas Gas Service Company filed Request for an Interim Rate Adjustment to adjust the tariff for gas service within the City of El Paso specifying that the rate change should be effective on July 1, 2011;

**WHEREAS**, pursuant to the Gas Utility Regulatory Act, Texas Utilities Code Section 103.001, the City of El Paso has exclusive original jurisdiction over the rates, operations, and services of the Texas Gas Service Company within the City of El Paso;

**WHEREAS**, the City Council has determined that additional time and information is needed for it to study the proposed interim rate adjustment and the reasons therefor;

**WHEREAS**, pursuant to the Gas Utility Regulatory Act, Texas Utilities Code Section 104.301, the City of El Paso, as regulatory Authority, has the right to suspend the proposed interim rate adjustment for a period of 45 days after the proposed date the change would otherwise be effective;

**WHEREAS**, the City Council has determined that it is in the best interest of its citizens and ratepayers to suspend the interim rate adjustment; and

**WHEREAS**, the City Council finds that the City and its counsel and consultants require sufficient supporting documentation and explanation to review the request for an interim rate adjustment.

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

That the rate adjustment identified in the Interim Rate Adjustment filed by Texas Gas Service Company a division of ONEOK, Inc., on May 2, 2011, be and is hereby suspended for 45 days after the effective date specified in the filing.

That Texas Gas Service Company is hereby ordered to file with the City Clerk and Office of the City Attorney on or before June 1, 2011 complete working papers supporting all of its claimed cost of the investment in service for gas utility services as needed by the City's attorneys and consultants to conduct its analysis and make recommendations to the Council, including change in return on net investment, change in depreciation expense, change in ad valorem tax and change in federal income taxes to support the Company's request for an Interim Rate Increase.

That the City Manager shall so notify Texas Gas Service Company of the suspension and the order to submit working papers by having a copy of this Resolution delivered or mailed to the Vice President, West Texas Region.

That the City Attorney be authorized to engage outside counsel to represent the City on this matter and the City Manager be authorized to engage consultants to evaluate the filing.

Motion made by Representative Byrd, seconded by Representative Ortega, and unanimously carried to **APPROVE** a Resolution that the Rate Adjustment identified in Request for an Interim Rate Adjustment filed by Texas Gas Service Company, a division of ONEOK, Inc., on May 2, 2011, be suspended for 45 days following the effective date of July 1, 2011.

NOT PRESENT FOR THE VOTE: Representative O'Rourke  
ABSENT: Representative Acosta

Mr. Norman Gordon, outside utility counsel, gave legal advice.

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**3B.**

**\*RESOLUTION**

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

**THAT** the City Manager be authorized to sign an Interlocal Agreement by and between the City of El Paso and the University of Texas at El Paso in an amount of Seventeen Thousand and no/100 Dollars (\$17,000.00) for the University of Texas at El Paso's Institute for Policy and Economic Development to develop a survey of City residents regarding the Financial and Strategic Plan for the City of El Paso and the Community's Priorities regarding City Services.

Representative Ortega commented.

Ms. Joyce Wilson, City Manager, commented.

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**3C.**

**\*RESOLUTION**

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

That the City Manager be authorized to sign a License for Pedestrian Walkway between the City of El Paso, ("City") and BNSF Railway Company, a Delaware corporation, ("BNSF"), allowing the City access to BNSF right-of-way for the construction of a temporary pedestrian walkway for the purpose of re-routing pedestrians from the Santa Fe bridge during the maintenance and reconstruction of the Santa Fe bridge.

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**3D.**

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

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, MARIO A. CORTEZ, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

5605 Spiritus Place, more particularly described as Lot(s) 12, Block 3, Colonia Miramonte #1 Subdivision, El Paso, El Paso County, Texas, Parcel #C736-999-0030-2300

to be \$279.01, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of \$303.01. The City Council finds that the work was completed on the 1st day of September, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$303.01 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent interest per annum.

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

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

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

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, ALBERT GOMEZ, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable,

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

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

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

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

1625 Monte Del Sol Street, more particularly described as Lot(s) 73 (7230.00 Sq Ft), Block I, Lomas Del Sol #1 Subdivision, El Paso, El Paso County, Texas, Parcel #L626-999-0010-7300

to be \$110.58, 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 \$134.58. The City Council finds that the work was completed on the 21st day of September, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$134.58 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent interest per annum.

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

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

**\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, E. L. & HORTENSIA M. CHAVEZ, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

823 Raynolds Street, more particularly described as S 53 Ft of Lot 23, Block 4, Loretto Place Subdivision, El Paso, El Paso County, Texas, Parcel #L681-999-0040-4500

to be \$285.63, 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 \$309.63. The City Council finds that the work was completed on the 26<sup>th</sup> & 27<sup>th</sup> days of August, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$309.63 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent interest per annum.

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

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

### **\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, RICHARD R. PACHECO, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

2631 Idalia Avenue, more particularly described as Lot(s) 1 to 4 (12000 Sq Ft), Block E, Grandview Subdivision, El Paso, El Paso County, Texas, Parcel #G686-999-000E-0100

to be \$145.38, 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 \$169.38. The City Council finds that the work was completed on the 9th day(s) of September, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$169.38 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent interest per annum.

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

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

**\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, SARA G. CORONA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

Lot(s) 17 (EXC 60 FT X 363 FT IN NWC) (60895.62 SQ FT), Dorbandt Subdivision,  
City of El Paso, El Paso County, Texas, Parcel #D761-999-0010-7100

to be \$334.49, 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 \$358.49. The City Council finds that the work was completed on the 9th day(s) of September, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$358.49 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent interest per annum.

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

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

**\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, RESORTVIEW HOMES I LTD, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

Lot(s) 20 COS (4974.00 SQ FT), Block 1, Sun Valley Ranch Replat A Subdivision,  
City of El Paso, El Paso County, Texas, Parcel #S820-999-0010-2010

to be \$101.45, 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 \$125.45. The City Council finds that the work was completed on the 9th day of September, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$125.45 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent interest per annum.

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

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

**\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, CARMEN CARTER, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

12300 Robert David Drive, more particularly described as Lot(s) 1 (6165.87 Sq  
Ft), Block 7, Montwood Heights #1 Subdivision, El Paso, El Paso County, Texas,  
Parcel #M771-999-0070-0100

to be \$87.57, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of \$111.57. The City Council finds that the work was completed on the 23rd day(s) of September, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$111.57 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent interest per annum.

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

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

### **\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, LUIS M. PAREDES, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

9230 Santa Rosalia Court, more particularly described as Lot(s) 16,  
Singh Subdivision, El Paso, El Paso County, Texas, Parcel #S445-999-  
0010-1600

to be \$43.30, 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 \$67.30. The City Council finds that the work was completed on the 2nd day of September, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$67.30 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent interest per annum.

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

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

### **\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, CORONADO HOLDINGS II LP, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

Pt of Lot 51 Beg 200.05 Ft S of NEC (428.54 Ft on E - 524.13 Ft on S - 428.57 Ft on W - Irreg on N) (5.2700 AC), Block 6, Paseos Del Sol #1 Subdivision, City of El Paso, El Paso County, Texas, Parcel #P586-999-0060-5125

to be \$280.16, 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 \$304.16. The City Council finds that the work was completed on the 11th day of September, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$304.16 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent interest per annum.

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

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

**\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, THE ALDERETE FAMILY 1990 TRUST, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

Tract 12-D (0.5724 AC), Block 49, Ysleta Subdivision, City of El Paso, El Paso County, Texas, Parcel #Y805-999-0490-1210

to be \$163.73, 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 \$187.73. The City Council finds that the work was completed on the 30th day of September, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$187.73 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent interest per annum.

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

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

#### **\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, MOSES A. & MARIA O. VALDEZ, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

1005 Christy Avenue, more particularly described as Lot(s) 2 (5450 Sq Ft), Block 3, Alto Terrace 2nd Replat Subdivision, El Paso, El Paso County, Texas, Parcel #A496-999-0030-0300

to be \$128.28, 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 \$152.28. The City Council finds that the work was completed on the 21st day of September, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$152.28 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent interest per annum.

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

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

**\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, 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 City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

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 \$115.73, 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 \$139.73. The City Council finds that the work was completed on the 1st day of September, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$139.73 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent interest per annum.

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

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

**\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, NATIVIDAD ROBLES, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

Tract 9 (6116.11 Sq Ft), Hennesy Subdivision, City of El Paso, El Paso County, Texas, Parcel #H255-999-0010-7306

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 \$143.62. The City Council finds that the work was completed on the 7th day of July, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$143.62 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent interest per annum.

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

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

**\*RESOLUTION**

**WHEREAS**, in accordance with Chapter 9.04 of the El Paso City Code, KWH LTD, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

Tract 3-A-2 (14.3850 AC), Block 3, Upper Valley Subdivision, City of El Paso, El Paso County, Texas, Parcel #U819-999-0030-0310

to be \$102.71, 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 \$126.71. The City Council finds that the work was completed on the 10th day of September, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount \$126.71 to be a lien on the above described property, said amount being due and payable within ten days from the date of City Council approval, and thereafter bearing ten percent interest per annum.

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

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

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**TAKEN WITH 7E.**

**3E.**

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

**RESOLUTION AMENDING SCHEDULE C FOR THE CITY OF EL PASO FY2011 BUDGET RESOLUTION**

**WHEREAS**, the City Council adopted the Budget Resolution for FY2011 on August 24, 2010; and

**WHEREAS**, paragraph 44 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 Development Plat applications;

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

That Schedule C, attached to the FY2011 Budget Resolution, effective September 1, 2010, shall be amended as set forth in Attachment A to establish the fee listed therein that shall be charged by the City for a development plat application.

**1ST MOTION**

\*Motion made, seconded, and unanimously carried to **MOVE TO REGULAR** Agenda and take with Item 7E..

**2ND AND FINAL MOTION**

Motion made by Representative Byrd, seconded by Representative Ortega, and unanimously carried to **APPROVE** a Resolution that Schedule C, attached to the FY2011 Budget Resolution, effective September 1, 2010, shall be amended as set forth in Attachment A to establish the fee listed therein that shall be charged by the City for a development plat application.

ABSENT: Representative Acosta

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**4A. BID**

\*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2011-193 for the Fiber Optic Network – System 5 Extension & System 6 to Tri-State Electric, LTD. for a total estimated amount of \$319,470.25.

Department: Engineering and Construction Management

Award to: Tri-State Electric, LTD.  
Base Bid: \$319,470.25  
Total Estimated Completion: \$319,470.25  
Funding Source: 2009 Certificates of Obligation

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 may be higher or lower than the total estimated value and will be the sum total of unit prices at the end of the contract term.

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

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

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**4B. BID**

**1ST MOTION**

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

**2ND AND FINAL MOTION**

Motion made by Representative O'Rourke, seconded by Representative Ortega, and unanimously carried to **POSTPONE** one week the award of Solicitation No. 2011-161 for the Capistrano Park Improvements to CPME, L.L.C., for a total estimated amount of \$73,280.67.

Department: Engineering and Construction Management  
Award to: CPME, L.L.C.  
Base Bid: \$73,280.67  
Total Estimated Completion: \$73,280.67  
Funding Source: Community Development Block Grant

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 may be higher or lower than the total estimated value and will be the sum total of unit prices at the end of the contract term.

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

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

Representatives O'Rourke and Holguin commented.

The following City Staff members commented:

1. Ms. Laura Gordon, Deputy City Attorney, gave legal advice
2. Mr. Javier Reyes, Engineering Division Manager
3. Ms. Cynthia Osborn, Assistant City Attorney, gave legal advice

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**5A. INTRODUCTIONS**

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

- 5A.** An Ordinance amending Title 19 (Subdivisions), Chapter 19.21 (Sidewalks) Section 19.21.020 (General Requirements) and Chapter 19.15 (Roadways) Section 19.15.110 (Street Width and Design, Table 19.15-3 Widths/Design Required by Street Type), 19.15.090 (Cul de Sac Streets), Table 19.15-1 (Width for Cul de Sac Streets for Certain Activities) of the El Paso City Code to amend sidewalk width, minimum right-of-way width, and cul de sac standards and requirements. The penalty is as provided in Chapter 19.42 of the City of El Paso City Code.
- 5B.** An Ordinance amending Title 19 (Subdivisions), Section 19.15.060 (Street Standards) and Chapter 19.15.080 (Street Length) of the El Paso City Code to amend access to lots and street length provisions the penalty is as provided in Chapter 19.42 of the City of El Paso City Code.

**PUBLIC HEARING WILL BE HELD ON MAY 24, 2011, FOR ITEMS 5A – 5B**

- 5C.** An Ordinance changing the zoning of Lot 1, Block 4, Hueco Mountain Village, City of El Paso, El Paso County, Texas from C-3/SP (Commercial/Special Permit) to C-4 (Commercial). The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

**PUBLIC HEARING WILL BE HELD ON JUNE 7, 2011, FOR ITEM 5C**

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**6. FIRE**

Motion made by Representative Byrd, seconded by Representative Robinson, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services, Purchasing Division to issue a Purchase Order to Insight Public Sector, Inc., a contractor under U.S. Communities Cooperative Purchasing Alliance, Contract No. RQ09-997736-42B for an upgrade to functionality and connectivity between the Computer Aided Dispatch (CAD) system and first responder vehicles. The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

ABSENT: Representative Acosta

The participation by the City of El Paso in the U.S. Communities Cooperative Purchasing Alliance was approved by Mayor and City Council on February 27, 2007.

Additionally, it is requested that the City Attorney's Office review and that the City Manager be authorized to execute any related contract documents and agreements necessary to effectuate this award.

Department: Fire  
Award to: Insight Public Sector, Inc.  
Tempe, AZ  
Total Estimated Award: \$1,300,850  
Funding Source: Various to include: Cops Technology 2008  
Cops Technology 2009  
Cops Technology 2010  
Communications Systems Upgrades  
P-25 Interoperability Communications  
Reference No.: 2011-268

This is a Cooperative, unit price contract.

Mayor Cook and Representatives O'Rourke, Robinson, and Quintana commented.

The following City Staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Mr. Bruce Collins, Purchasing Manager
3. Fire Chief Otto Drozd

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**7A.**

**ORDINANCE 17557**

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 20 (ZONING), CHAPTER 20.02 (GENERAL PROVISIONS AND DEFINITIONS), AND CHAPTER 20.10 (SUPPLEMENTAL USE REGULATIONS), SECTION 20.10.680 (TEMPORARY USES) OF THE EL PASO CITY CODE TO ADD A DEFINITION FOR FRATERNAL LODGE, TO AMEND THE DEFINITION FOR A LODGE, TO ALLOW FOR FRATERNAL ORGANIZATIONS TO CONDUCT TEMPORARY FUND RAISING ACTIVITIES, TO INCLUDE TEMPORARY RENTAL OF FACILITIES. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

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

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

Mr. Ray Mancera, El Maida Aladdin Shrine Temple, commented.

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

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

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

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7B.

**ORDINANCE 17558**

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING SPECIAL PERMIT NO. ZON11-00010, TO ALLOW FOR INFILL DEVELOPMENT ON THE PROPERTY DESCRIBED AS NORTH 60 FEET OF LOT 4, NAJERA SUBDIVISION, 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 FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

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

Motion duly made by Representative Ortega, seconded by Representative Lilly, 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, Robinson, Quintana, Holguin, Ortega, and O'Rourke
- NAYS: None
- NOT PRESENT FOR THE VOTE: Representative Byrd
- ABSENT: Representative Acosta

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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7C.

**ORDINANCE 17559**

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF A PORTION OF TRACT 1, BLOCK 1, ASCARATE GRANT, CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM R-F (RANCH AND FARM) TO C-1 (COMMERCIAL). THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

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

Representative Ortega 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, Robinson, Quintana, Holguin, Ortega, and O'Rourke
- NAYS: None
- ABSENT: Representative Acosta

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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7D.

**ORDINANCE 17560**

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 20 (ZONING), CHAPTER 20.14 (OFF-STREET PARKING, LOADING, AND STORAGE STANDARDS), AND APPENDIX C (MINIMUM PARKING REQUIREMENTS) OF THE EL PASO CITY CODE, TO ADD MAXIMUM PARKING STANDARDS AND TO AMEND OTHER PROVISIONS FOR VEHICLE PARKING REQUIREMENTS. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

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

Representatives Byrd and O'Rourke commented.

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

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

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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**TAKEN WITH ITEM 3E**

**7E.**

**ORDINANCE 17561**

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 19 (SUBDIVISIONS), ARTICLE 1 (SUBDIVISION PROCEDURES), CHAPTER 19.01 (PROVISIONS APPLICABLE TO ALL PLATTING PROCEDURES), CHAPTER 19.05 (RESERVED), AND CHAPTER 19.20 (PARKS AND OPEN SPACE) OF THE EL PASO CITY CODE, TO INCLUDE PROVISIONS FOR DEVELOPMENT PLATS AND FOR REQUIRING RECALCULATION OF PARKLAND FEES OR DEDICATION FOR NON-RESIDENTIAL SUBDIVISIONS THAT INCREASE DWELLING UNITS OR CHANGE USE TO ALLOW DWELLING UNITS. THE PENALTY IS AS PROVIDED FOR IN SECTION 19.42 OF THE EL PASO CITY CODE.**

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

Representative Robinson commented.

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

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

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

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**8.**

**ORDINANCE 17562**

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 12 (VEHICLES AND TRAFFIC), CHAPTER 12.88 (SCHEDULES), SECTION 12.88.041 (SCHEDULE IV A - PARKING PROHIBITED DURING CERTAIN HOURS-SCHOOL DAYS ONLY) OF THE EL PASO CITY CODE, BY ADDING MAYA LIZABETH PLACE, BREEAN ISABELL PLACE, AND TIERRA INCA DRIVE BETWEEN TIERRA ESTE DRIVE AND PABLO SANCHEZ PLACE, THE PENALTY BEING AS PROVIDED IN SECTION 12.84.010 OF THE EL PASO CITY CODE.**

Mr. Ted Marquez, Deputy Director of Department of Transportation, commented.

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

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

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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**9. CITY ATTORNEY**

\*Motion made, seconded, and unanimously carried to **POSTPONE** two weeks the item, to notify Hawkins Plaza, Ltd. that the May 1, 1994 Commercial Ground Lease between the City of El Paso and Hawkins Plaza, Ltd. for a portion of Lot 1, Block 1, Hawkins Plaza, El Paso, El Paso County, Texas is cancelled.  
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**10.**

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

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

That the City Manager be authorized to sign the Agreement for Professional Services by and between the **CITY OF EL PASO** and **MOORE NORDELL KROEGER ARCHITECTS, INC.**, a Texas Corporation, for a project known as "**EPIA HANGAR #7**" for an amount not to exceed **\$655,868.21** and that the City Engineer be authorized to approve up to \$50,000.00 in additional services for a total contract amount not to exceed **\$705,868.21**.

Mr. Sam Rodriguez, Engineering Division Manager, presented a PowerPoint presentation (copy on file in City Clerk's office).

Mayor Cook and Representative Ortega commented.

Ms. Joyce Wilson, City Manager, commented.

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

ABSENT: Representative Acosta  
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**11.**

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

**WHEREAS**, the Mayor and City Council accept the recommendation from the Parks and Recreation Advisory Board to name the park located at 12930 G.R. Campuzano Drive, City of El Paso, El Paso County Texas, as **SGT JESUS ROBERTO VASQUEZ USMC PARK**.

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

**THAT** the park located at 12930 G.R. Campuzano Drive, El Paso, Texas, shall henceforth be named and known as **SGT JESUS ROBERTO VASQUEZ USMC PARK**; and,

**THAT** the Marine Sgt. Jesus Roberto Vasquez Memorial Committee ("Applicant") shall incur the customary costs associated with the naming of a park, such as installing or replacing signs with the park name or any other signs posted or affixed to a facility. Any proposed signs shall be acceptable to both the Parks and Recreation Department and Applicant. (District 5)

Ms. Nanette Smejkal, Director of Parks and Recreation presented a PowerPoint presentation (copy on file in City Clerk's office).

Mayor Cook and Representative Quintana commented.

Mr. Manuel Gameros, applicant, commented.

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

ABSENT: Representative Acosta

12.

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

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

That the City Manager be authorized to execute a Chapter 380 Economic Development Program Agreement by and between the City of El Paso and Geltmore Aldea, LLC (the "Applicant") in relation to the Applicant's development of a Smart Code Master Planned Community on approximately 196 acres of real property located near the intersection of Interstate Highway I-10 and Executive Drive in El Paso, Texas.

Mayor Cook and Representatives O'Rourke, Lilly, and Byrd commented,

Mr. Javier Gadney, Business Services Coordinator, commented.

The following members of the public commented:

- 1. Mr. Pat Bryan, Geltmore Aldea, LLC
- 2. Ms. Heather McMurray
- 3. Mr. Paul Silverman

Motion made by Representative O'Rourke, seconded by Representative Byrd, and unanimously carried to **APPROVE AS REVISED** the Resolution.

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

NAYS: Representative Holguin

ABSENT: Representative Acosta

Motion made by Representative O'Rourke, seconded by Representative Ortega, and unanimously carried to **ADJOURN** this meeting at .12:34 p.m.

**APPROVED AS TO CONTENT:**

Richarda Duffy Momsen, City Clerk