

JOHN F. COOK
MAYOR



JOYCE WILSON
CITY MANAGER

CITY COUNCIL
ANN MORGAN LILLY, DISTRICT 1
SUSIE BYRD, DISTRICT 2
EMMA ACOSTA, DISTRICT 3
CARL L. ROBINSON, DISTRICT 4
MICHIEL R. NOE, DISTRICT 5
EDDIE HOLGUIN JR., DISTRICT 6
STEVE ORTEGA, DISTRICT 7
CORTNEY CARLISLE NILAND, DISTRICT 8

**REGULAR COUNCIL MEETING MINUTES
COUNCIL CHAMBERS
May 22, 2012
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, Michiel R. Noe, Eddie Holguin, Jr., Steve Ortega, and Cortney Carlisle Niland. The invocation was given by Police Chaplain, Carlos Flores, followed by the Pledge of Allegiance to the Flag of the United States of America.

.....

MAYOR'S PROCLAMATIONS

- 1. PHIL ROBINET DAY**
- 2. NATIONAL PUBLIC WORKS WEEK**

PRESENTATION:

BOYS AND GIRLS CLUB OF EL PASO - VICTOR APODACA

RECOGNITION:

COLONEL JOSEPH A. SIMONELLI, JR. – STAR ON THE MOUNTAIN AWARD

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 8:30 a.m. on the date of the meeting.

30 Minutes total is allotted for speakers.

Three to five minutes may be allowed for each speaker.

The following members of the public commented:

1. Mr. John Conwell
2. Ms. Nancy Wilson
3. Mr. Matt Carroll
4. Mr. Roberto Castor

- 5. Mr. Jorge Artalejo
- 6. Mr. Armando Rodriguez
- 7. Mr. Salvador Gomez

Mayor Cook and Representative Byrd commented.

Ms. Sylvia Firth, City Attorney, gave legal advice.

.....
CONSENT AGENDA

Motion made by Mayor Pro Tempore Lilly, seconded by Representative Niland, 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, Noe, Holguin, Ortega, and Niland
 NAYS: None

.....
1. APPROVAL OF MINUTES

*Motion made, seconded, and unanimously carried to **APPROVE** the Minutes for the Regular City Council Meeting of May 15, 2012 and the Revised Regular City Council Meeting Minutes of December 20, 2011.

.....
2. REQUEST TO EXCUSE CITY COUNCIL MEMBERS

NO ACTION was taken on this item.

.....
3A.

***RESOLUTION**

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

That the City Manager be authorized to sign "Supplemental Lease Agreement No. 1" to Lease No. HSBP-1109-L-DA00156 between the City of El Paso and the United States of America for Lot 1, Block 4 and the northeasterly 10 feet of Lot 2, Block 4, El Paso International Airport Tracts (Replat), El Paso, El Paso County, Texas, and commonly known as 6812 Northrop Road, to extend the term of the lease for a term of five (5) years plus one option of five (5) years.

.....
3B.

***RESOLUTION**

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

That the City Manager be authorized to sign the First Amendment to the Agreement for Professional Services by and between the City of El Paso and Federal Engineering, Inc., a Maryland Corporation, for a project known as "El Paso Statistical Area Communications System" to limit the amount of travel and other expenses and to add additional services for consulting and technical support during procurement and implementation of a new 800 MHz ASTRO 25 radio system and further evaluation of other systems, in the amount of Two Hundred Fifty Eight Thousand Eight Hundred Dollars and 55/00 (\$258,800.55), thereby extending the contract amount from Two Hundred Thousand Dollars and No/00 (\$200,000) to Four Hundred Fifty Eight Thousand Eight Hundred Dollars and 55/00 (\$458,800.55).

.....
3C.

***RESOLUTION**

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

That the City Manager be authorized to sign a Lease between the CITY OF EL PASO and HOUCHEN COMMUNITY CENTER for the lease of the property commonly known as 631 Franklin Avenue, El Paso, Texas more particularly described as

Lots 4-8, Block 13, Sunset Heights in the City of El Paso, El Paso County, Texas, as more fully described in **Exhibit "A"** attached hereto and incorporated herein by reference (the "Premises").

And that the City Manager, or her designee, be authorized to sign any necessary documents to accomplish the intent of this Resolution.

.....
3D.

***RESOLUTION**

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

That the City Manager be authorized to sign and submit Amendment No. 001A to DSHS Contract No. #2011-038678 for its Office of Border Health program, in the amount of \$82,500.00, which includes an in-kind match of \$7,500.00 from the City, to extend the contract to August 31, 2012 and to extend the equipment date; and that the City Manager be authorized to sign any amendments thereto to extend the project for up to twelve months, to make adjustments to the contract program budget that do not change the contract amount, and to sign all related certifications.

.....
3E.

***RESOLUTION**

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

That the Mayor be authorized to sign and submit an Interlocal Agreement with the University of Texas Health Sciences Center at Houston and the City of El Paso, to develop information specialist training for cancer risk assessment and referrals.

.....
3F.

***RESOLUTION**

WHEREAS, The City of El Paso (hereinafter referred to as the "City") has granted Catholic Community of Corpus Christi permission to utilize City rights-of-way for the Corpus Christi Bazaar from June 1, 2012 through June 3, 2012 (hereinafter referred to as "Event"); and

WHEREAS, the City has found that the Event serves a public purpose; and

WHEREAS, the State of Texas (hereinafter referred to as the "State") owns and operates a system of highways for public use and benefit within El Paso, Texas; and

WHEREAS, the Event utilizes both City and State rights-of-way; and

WHEREAS, 43 TAC, Section 22.12 establishes the rules and procedures for the temporary closure of portions of the State Highway System for events that exceed four hours; and

WHEREAS, the State in recognition of the public purpose for the Event, provides a means of cooperating with the City for the temporary closure of State right-of-way, provided the closure is in accordance with the requirements of 43 TAC, Section 22.12 and the City enters into an Agreement for the Temporary Closure of State Right-of-Way for the Event (Form TEA 30A)

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

That the City Manager be authorized to sign an Agreement for the Temporary Closure of State Right-of-Way (FORM TEA 30A), by and between the City of El Paso and the State of Texas, acting by and through the Texas Department of Transportation, for the temporary closure and use of State owned and operated North Loop Drive (FM 76), during the Corpus Christi Bazaar from Friday, June 1, 2012 through Sunday, June 3, 2012, an event scheduled to exceed four hours in length and found by the City to serve a public purpose.

4A. BOARD RE-APPOINTMENT

*Motion made, seconded, and unanimously carried to **RE-APPOINT** Terri Garcia to the Fire and Police Pension Fund Board of Trustees by City Manager Joyce Wilson.

4B. BOARD RE-APPOINTMENT

*Motion made, seconded, and unanimously carried to **RE-APPOINT** Sal Masoud to the Capital Improvements Advisory Committee by Representative Carl Robinson, District 4.

4C. BOARD RE-APPOINTMENT

*Motion made, seconded, and unanimously carried to **RE-APPOINT** Rafael Hernando III to the Fair Housing Task Force by Representative Michiel R. Noe, District 5.

4D. BOARD RE-APPOINTMENT

*Motion made, seconded, and unanimously carried to **RE-APPOINT** Joyce Palmer to the Community Development Steering Committee by Representative Carl L. Robinson, District 4.

..... **4E.**
BOARD RE-APPOINTMENT

*Motion made, seconded, and unanimously carried to **RE-APPOINT** Maxey Scherr to the Ethics Review Commission by Mayor John F. Cook.

..... **4F.**
BOARD RE-APPOINTMENT

*Motion made, seconded, and unanimously carried to **RE-APPOINT** Jerry Romero to the Fair Housing Task Force by Representative Cortney Niland, District 8.

..... **4G. BOARD RE-APPOINTMENT**

*Motion made, seconded, and unanimously carried to **RE-APPOINT** Jorge Diaz to the Community Development Steering Committee by Representative Cortney Niland, District 8.

BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** William C. Helm to the Building and Standards Commission by Representative Steve Ortega, District 7.

5B. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** Angelo F. Amoriello to the City Plan Commission by Representative Carl L. Robinson, District 4.

5C. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** Jane Jones to the Fair Housing Task Force Board by Representative Emma Acosta, District 3.

6. NOTICE OF CAMPAIGN CONTRIBUTIONS

*Motion made, seconded, and unanimously carried to **APPROVE** the notation pursuant to Section 2.92.110 of the City Code: receipt of campaign contribution by Mayor John F. Cook in the amount of \$1,000 from Joseph and Phyllis Calcaterra and \$1,000 from El Pasoans for Equality PAC.

7. APPLICATION FOR TAX REFUNDS

*Motion made, seconded, and unanimously carried that the following tax refunds be **APPROVED**, subject to auditor approval:

- A. Texas Capital Bank in the amount of \$5,289.61 overpayment of 2011 taxes. (PID #0913-999-1117-6250).
- B. HPT Suite Properties Trust in the amount of \$291,506.76 overpayment of 2011 taxes. (PID #C746-999-0030-2800).
- C. OCWEN Loan Servicing, LLC in the amount of \$2,988.20 overpayment of 2011 taxes. (PID #C942-999-0010-0100).
- D. Chase in the amount of \$5,282.79 overpayment of 2011 taxes. (PID #C340-999-0990-1500).
- E. OCWEN Loan Servicing, LLC in the amount of \$3,263.54 overpayment of 2011 taxes. (PID #H453-999-0730-4600).
- F. JBG Properties in the amount of \$39,591.61 overpayment of 2011 taxes. (PID #M350-999-0020-0200).
- G. Anna Soto in the amount of \$5,134.84 overpayment of 2011 taxes. (PID #M576-999-0190-8100).
- H. Escrow, Inc., in the amount of \$7,311.95 overpayment of 2011 taxes. (PID #O384-999-0010-6100).

- I. Dovenmuehle Mortgage in the amount of \$3,221.34 overpayment of 2011 taxes. (PID #P082-999-0050-0600).
- J. Jose Venzor III in the amount of \$4,738.58 overpayment of 2011 taxes. (PID #R460-999-0190-1700).
- K. Wells Fargo Home in the amount of \$3,351.29 overpayment of 2011 taxes. (PID #S243-999-0260-8900).
- L. Corelogic Chase Tax Department in the amount of \$4,057.20 overpayment of 2011 taxes. (PID #S380-999-0160-0100).
- M. Mortgage Service Center in the amount of \$4,174.84 overpayment of 2009 & 2011 taxes. (PID #T027-000-0020-4600).
- N. Viva Chaparral Properties, LP & L LP in the amount of \$3,426.77 overpayment of 2011 taxes. (PID #T249-000-0010-0600).
- O. Viva Chaparral Properties, LP & LLP in the amount of \$3,533.90 overpayment of 2011 taxes. (PID #T249-000-0010-0700).
- P. Regions Mortgage in the amount of \$3,646.13 overpayment of 2011 taxes. (PID #V893-999-5310-0650).
- Q. Sergio Ponce in the amount of \$2,949.64 overpayment of 2011 taxes. (PID #W145-999-0330-2400).
- R. Ocwen Loan Servicing., LLC in the amount of \$5,026.22 overpayment of 2011 taxes. (PID #W145-999-0880-0960).
- S. JNC. Development , Inc., c/o Martin Talamantes in the amount of \$13,903.20 overpayment of 2011 taxes. (PID #X579-000-2270-1500).
- T. Mark R. Johnson in the amount of \$7,093.84 overpayment of 2011 taxes. (PID #C340-999-0230-7900).
- U. Arturo Ramirez in the amount of \$12,751.29 overpayment of 2011 taxes. (PID #E742-000-0030-2400).
- V. Nation Star Mortgage in the amount of \$4,441.69 overpayment of 2011 taxes. (PID # C818-999-0710-7900).
- W. RHAC – Sierra LLC in the amount of \$40,841.19 overpayment of 2011 taxes. (PID #E222-999-1010-1200).
- X. Tommy Sigala in the amount of \$2,943.62 overpayment of 2011 taxes. (PID #D768-999-0010-0100).

.....
8A. REQUEST TO ISSUE PURCHASE ORDERS

*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services, Purchasing Division to issue a Purchase Order in the amount of \$7,900 to Mitchell Adding Machine Co., Inc. DBA Mitchell Time and Parking; the sole provider of Amano McGann Software and Equipment.

This is an additional work to the existing project already in place. This purchase coupled with the purchase of Amano McGann Software and Equipment Service Agreement (\$43,420) will increase the total purchases from this vendor to \$51,320 in this fiscal year.

Department: Aviation (El Paso International Airport)
Award to: Mitchell Adding Machine Co., Inc.
DBA Mitchell Time and Parking
Austin, TX
Total Award: \$51,320
Account No.: 62620027 – 508027 – 41080 – PAP0040
Funding Source: Construction (CWIP) – PAP0040
Extension of Long-Term Parking
Sole Source No.: 2012-231

This is a Sole Source, service contract.

.....
8B. REQUEST TO ISSUE PURCHASE ORDERS

*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services Division to issue a Purchase Order to Daco Fire Equipment for the purchase of 475 Scott Voice Amplifiers and 475 Scott communication brackets for AV-3000 face piece using the State of Texas Local Government Code 252.022 Public Safety Exemption. The purchase preserves and protects the public safety of the City’s residents.

Department: Fire
Award to: Daco Fire Equipment
Lubbock, TX
Total Estimated Amount: \$156,241.75
Account No.: 22150024-503123-07192-2010-SS-T0-8-06
Funding Source: FY10 Homeland Security Grant Program; UASI (Regional SCBA Project)
Reference No.: 2012-227

.....
8C. REQUEST TO ISSUE PURCHASE ORDERS

*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services Division to to exercise the City’s option to extend current Contract 2010-136 (Navistar (International) Proprietary Parts and Service) with RJ Border Management, LLC for one additional year pursuant to the provisions of an award approved by the City Council on May 25, 2010. The extended contract period will be from May 25, 2012 to May 24, 2013.

Department: General Services
Award to: RJ Border Management, LLC
El Paso, TX
Option: One [of One]
Annual Estimated Amount: \$130,000
Total Estimated Amount: \$130,000 (1 Year)
Account No.: 37370510 – 503121 – 45202 and/or
37370510 – 503125 – 45202
Funding Source: General Services Department – Internal Service Fund

This is a low bid, supplies contract.

.....
8D. REQUEST TO ISSUE PURCHASE ORDERS

*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services Division to issue a Purchase Order to Chastang Enterprises Inc. dba Chastang’s Bayou City Autocar, a Texas Association of School Boards (TASB) BuyBoard contractor under Contract No. 358-10 (Vehicles and Heavy Duty Trucks & Options) and to Equipment Southwest, Inc., a Texas Association of School Boards (TASB) BuyBoard contractor under Contract No. 357-10 (Refuse Bodies, Trailers and Other Bodies), for a split body refuse truck (chassis and body). The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

The participation by the City of El Paso in the Texas Association of School Boards (BuyBoard) was approved by Mayor and City Council on August 21, 2007.

Department:	General Services
Award to: Vendor 1	Chastang Enterprises Inc. dba Chastang’s Bayou City Autocar Houston, TX
Estimated Award:	\$152,574 (1 unit)
Award to: Vendor 2	Equipment Southwest, Inc. Dallas, TX
Estimated Award:	\$117,646.13 (1 unit)
Total Estimated Award:	\$270,220.13
Account No.:	34010289 – 508029 – 40499 – PSWM0017
Funding Source:	Heavy Off-Road Equipment – Environmental Services
Reference No.:	2012-230

This is a Cooperative, unit price contract.

.....
8E. REQUEST TO ISSUE PURCHASE ORDERS

*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services Division to issue a Purchase Order to exercise the City’s option to extend current Contract 2009-093 (Drug Testing & Alcohol Screening) with Alere Toxicology Services Inc, formerly Kroll Laboratory Specialists Inc. for two additional years pursuant to the provisions of an award approved by the City Council on May 26, 2009. The extended contract period will be from June 08, 2012 to June 07, 2014.

Department:	Human Resources
Award to:	Alere Toxicology Services Inc. Gretna, LA
Option:	One [of One]
Annual Estimated Amount:	\$ 53,300
Total Estimated Amount:	\$106,600 (2 Years)
Account No.:	Various
Funding Source:	Various

This is a Best Value, services contract

8F. REQUEST TO ISSUE PURCHASE ORDERS

*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services Division to issue a Purchase Order to PC Mall Gov, Inc., a contractor under Department of Information Resources (DIR) Contract No. DIR-SDD-1023, for Adobe Acrobat X Pro software licenses, related maintenance, and support. The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

The participation by the City of El Paso in the Department of Information Resource (DIR) Cooperative Purchasing Program was approved by Mayor and City Council on February 27, 2007.

Department: Information Technology
Award to: PC Mall Gov, Inc.
Manassas, VA
Total Estimated Award: \$58,948.60 (1 Year)
Account No.: 34010281 – 40403 – 502107
Funding Source: General Fund
Reference No.: 2012-217

This is a Cooperative, unit price and service contract.

.....
8G. REQUEST TO ISSUE PURCHASE ORDERS

*Motion made, seconded, and unanimously carried to **POSTPONE** two weeks the Purchasing Manager for Financial Services Division to issue a Purchase Order to Sigma Solutions, Inc., a contractor under TCPN Cooperative Purchasing Network Contract No. R5011 for Symantec NetBackup Software licenses and associated Technical Support Partner Program (TSPP) support. The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

The participation by the City of El Paso in the TCPN Cooperative Purchasing Network was approved by Mayor and City Council on February 27, 2007.

Department: Information Technology
Award to: Sigma Solutions, Inc.
San Antonio, TX
Total Estimated Award: \$67,927.75 (1 Year)
Account No.: 39010351 – 502202 – 01101
Funding Source: General Fund
Reference No.: 2012-194

This is a Cooperative, service contract.

Mayor Cook commented.

Ms. Joyce Wilson, City Manager, commented.

Mr. Bruce Collins, Financial Services, commented.

.....
8H REQUEST TO ISSUE PURCHASE ORDERS

*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services Division to issue a Purchase Order to Remotec, Inc., a contractor under Cooperative Purchasing Program GSA Contract, Schedule 84, GS-07F-0538M, for the purchase of two HD-2 SEL Andros Hazardous Duty Robots and a three-year extended service contract on all parts and accessories. The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

Department: Police
Award to: Remotec, Inc.
Clinton, TN
Total Estimated Amount: \$379,521
Account No.: 21150002 – 508007 – 05408 – DPS10SR24000 02
Funding Source: FY10 Homeland Security Buffer Zone Protection Program
Reference No.: 2012-228

This is a Cooperative, unit price contract.

.....
8I. REQUEST TO ISSUE PURCHASE ORDERS

*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services Division to exercise the City’s option to extend current Contract No. 2009-075 (Janitorial Services - WIC Clinics) to The Eagle Janitorial Services of El Paso, Texas for two (2) additional years pursuant to the provisions of an award approved by the City Council on March 31, 2009. The extended contract period will be from May 11, 2012 to May 10, 2014.

Department: Public Health
Award to: The Eagle Janitorial Services
El Paso, TX
Option: One [of One]
Annual Estimated Award: \$ 85,464.12
Total Estimated Award: \$170,928.24 (2 Years)
Account No.: 41150011 – 502206 – 06341 – G4112AD
Funding Source: Maintenance Services Contract –
Janitorial – G4109AD WIC Administration

This is a Best Value, service contract.

.....
9. REQUEST FOR PROPOSAL

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2012-138R (Non-Emergency 311 – Telephone Exchange Communications Service) to Southwestern Bell Telephone Company dba AT&T Texas for a total estimated award of \$345,225 (6 years).

Department: City Manager
Award to: Southwestern Bell Telephone dba AT&T Texas
El Paso, TX
Items: All
Initial Term: 1 Year
Option: 5 Years
Annual Estimated Amount: \$ 63,525 (1st Year)
Initial Estimated Award: \$ 63,525 (1 Year)
Annual Estimated Amount: \$ 56,340 (Option Years 2 through 5)

Total Estimated Award: \$281,700 (Option Years 2 through 5)

Total Estimated Award: \$345,225 (6 Years)
Account No.: 22010311 – 504000 – 01101
Funding Source: Phone - General Fund

This is an RFP, service contract.

The Financial Services - Purchasing Division and City Manager recommend award as indicated to Southwestern Bell Telephone Company dba A&T Texas, the sole proposer.

INTRODUCTIONS

10A THROUGH 10D TAKEN TOGETHER

1st MOTION

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

AYES: Representatives Lilly, Byrd, Acosta, Robinson, Noe, Holguin, Ortega and Niland
NAYS: None

10A. An Ordinance designating a certain noncontiguous geographic area in the City of El Paso as a Tax Increment Reinvestment Zone; describing the boundaries of the zone; providing for an effective date and a termination date for the zone; naming the zone "Reinvestment Zone Number Six, City of El Paso, Texas"; creating a tax increment reinvestment Board of Directors; establishing a tax increment fund; and containing other provisions related thereto.

PUBLIC HEARING WILL BE HELD ON MAY 29, 2012, FOR ITEM 10A

10B. An Ordinance vacating a 0.068 acre parcel (2,987 sq. ft.) within 70' wide Right-Of-Way of San Antonio Street, Campbell's Addition, City of El Paso, El Paso County, Texas. SUB10-00164

10C. An Ordinance vacating a 0.166 acre parcel (7,233 sq. ft.) within 70' wide Right-Of-Way of Magoffin Avenue, Campbell's Addition, City of El Paso, El Paso County, Texas. SUB10-00165

10D. An Ordinance vacating a 0.217 acre parcel (9,439 sq. ft.) within 70' wide Right-Of-Way of Myrtle Avenue, Campbell Addition, City of El Paso, El Paso County, Texas. SUB09-00166

PUBLIC HEARING WILL BE HELD ON JUNE 5, 2012, FOR ITEMS 10B –10D

2ND AND FINAL MOTION

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

10D. An Ordinance vacating a 0.217 acre parcel (9,439 sq. ft.) within 70' wide Right-Of-Way of Myrtle Avenue, Campbell's Addition, City of El Paso, El Paso County, Texas. SUB09-00166

PUBLIC HEARING WILL BE HELD ON JUNE 5, 2012, FOR ITEMS 10D

10D. An Ordinance vacating a 0.217 acre parcel (9,439 sq. ft.) within 70' wide Right-Of-Way of Myrtle Avenue, Campbell's Addition, City of El Paso, El Paso County, Texas. SUB09-00166

AYES: Representatives Lilly, Byrd, Acosta, Robinson, Noe, Holguin, Ortega and Niland
NAYS: None

Mr. Mathew McElroy, Deputy Director, Planning and Economic Development, commented.

Ms. Sylvia Firth, City Attorney, gave legal advice.

PUBLIC HEARING WILL BE HELD ON JUNE 5, 2012, FOR ITEMS 10B –10D

11. PARKS AND RECREATION

Motion made by Representative Robinson, seconded by Representative Byrd, and unanimously carried to **AWARD** Solicitation No. 2012-050 (Janitorial Services - City Hall & Various City Facilities) to Total Cleaning Services, Federal Janitorial Stg. LLC, Adefto Building and Grounds Services, Inc., Main Building Maintenance, Inc. (MBM), and Jakinsky International for an initial term estimated award of \$1,755,500.52.

Department:	Parks and Recreation
Award to: Vendor 1	Total Cleaning Services El Paso, TX
Items:	Group A, Item 9, 13, 16, 18, 19, 21, 21a, 23a, 27, 27a, 29, 29a, 33, 33a, 34, 34a, 36, 36a and 39a
Initial Term:	3 Years
Option to Extend:	2 Years
Annual Estimated Award:	\$231,387.56
Award to: Vendor 2	Federal Janitorial Stg. LLC Goodyear, AZ
Items:	Group A, Item 10, 11, 12, 14, 15, 17, 20, 20a, 22, 22a, 24, 24a, 25, 25a, 26, 26a, 28, 28a, 30, 30a, 31, 31a, 32, 32a, 37, 37a, 38, 38a and Group C, Item 49
Initial Term:	3 Years
Option to Extend:	2 Years
Annual Estimated Award:	\$279,641.80
Award to: Vendor 3	Adefto Building and Grounds Services, Inc. El Paso, TX
Items:	Group A, Item 23, 35 and 35a
Initial Term:	3 Years
Option to Extend:	2 Years
Annual Estimated Award:	\$17,236.28
Award to: Vendor 4	Main Building Maintenance, Inc. (MBM) San Antonio, TX
Items:	Group B, Item 40, 41, 42, 43, 44, 45, 46, 47 and 48
Initial Term:	3 Years
Option to Extend:	2 Years
Annual Estimated Award:	\$35,301.20

Award to: Vendor 5	Jakinsky International
Vendor Location:	Horizon, TX
Items:	Group A, Item 39
Initial Term:	3 Years
Option to Extend:	2 Years
Annual Estimated Award:	\$21,600
Initial Term Estimated Award:	\$1,755,500.52 (3 Years)
Total Estimated Award:	\$2,925,834.20 (5 Years)
Account Nos.:	51010362-502206-01101
	51010363-502206-01101
	51010367-502206-01101
	51010371-502206-01101
	53010201-502206-01101
Funding Source:	Parks & Recreation Admin–Government Operations Recreation Centers–Government Operations Athletics & Sports Centers–Government Operations Senior Center Operations–Government Operations Library Administration–Government Operations

This is a Best Value, service contract.

The Financial Services - Purchasing Division and Parks & Recreation recommend award as indicated to Total Cleaning Services, Federal Janitorial Stg. LLC, Adefto Building and Grounds Services, Inc., Main Building Maintenance, Inc. (MBM), and Jakinsky International, the bidders offering the best value bids.

AYES: Representatives Lilly, Byrd, Acosta, Robinson, Noe, Holguin, Ortega and Niland
NAYS: None

Representative Ortega commented.

Mr. Bruce Collins, Financial Services, commented.

Mr. Ali Bey, Citizen, commented.

.....
12.

RESOLUTION

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

1. That the Empowerment Zone Revolving Loan Fund Small Business Loan application and loan funding be approved to Display Services, Inc., in the amount of \$97,456.00 for equipment purchase, as recommended by the Director of Community and Human Development; and
2. That the City Manager be authorized to execute any and all loan related documents by and among the City of El Paso, Display Services, Inc., and loan guarantor(s), required to meet loan program requirements, loan disbursement, and loan securitization upon approval by the City Attorney's Office.

Motion made by Representative Niland, seconded by Mayor Pro Tempore Lilly, and unanimously carried to **APPROVE** the Resolution.

Mr. William Lilly, Community and Human Development, commented

AYES: Representatives Lilly, Byrd, Acosta, Robinson, Noe, Holguin, Ortega and Niland

NAYS: None

.....
13. INFORMATION TECHNOLOGY

Motion made by Representative Niland, seconded by Representative Byrd, and unanimously carried to **DELETE** the item authorizing the City Manager to sign a Lease between the City of El Paso and Luther Acquisition Company, L.P. for the lease of the property commonly known as 218 North Campbell, El Paso, Texas more particularly described as Lots 11-14, Block 230, Campbell Addition, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in Volume 2, Page 68, Real Property Records, El Paso County, Texas, and that the City Manager, or her designee, be authorized to sign any necessary documents to accomplish the intent of this Resolution; and to **DIRECT** the City Manager for P3 guidelines within 60 days and bring back to City Council; and to **DIRECT** the Mayor to work with the County and set up a joint meeting between all Representatives.

Mr. William Studer, Deputy City Manager, presented a PowerPoint presentation (copy on file in City Clerk's office).

Mayor Cook and Representatives Byrd, Acosta, Robinson, Noe, Holguin, Ortega and Niland commented.

Ms. Joyce Wilson, City Manager, commented.

Mr. Peter Cooper, County Information Technology Director, commented.

.....
14. MAYOR AND COUNCIL

Motion made by Representative Niland, seconded by Mayor Pro Tempore Lilly, and unanimously carried to **SET UP** a Blue Ribbon Committee with experienced individuals in public utilities, one committee member from the public and non-political members on the committee except the Mayor, who is a non voting member. The committee will come back to City Council with negotiations and look at the way ordinances are structured, decisions on the proceed of sales, regarding land management practices and policies of the Public Service Board.

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

Ms. Sylvia Firth, City Attorney, gave legal advice.

.....
Motion made by Representative Niland, seconded by Representative Robinson and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 10:33 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.

Motion made by Representative Robinson, seconded by Representative Ortega and unanimously carried to adjourn the Executive Session at 11:18 a.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

.....
EX1. Kress Building (551.071 and 551.072)

NO ACTION was taken on this item.

.....
Motion made by Representative Robinson, seconded by Representative Ortega, and unanimously carried to **ADJOURN** this meeting at 11:19 a.m.

.....
APPROVED AS TO CONTENT:

Richarda Duffy Momsen, City Clerk