

JOHN F. COOK
MAYOR



JOYCE WILSON
CITY MANAGER

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

**REGULAR COUNCIL MEETING MINUTES
COUNCIL CHAMBERS
MAY 26, 2009
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: Susannah M. Byrd, Rachel Quintana, Steve Ortega, and Beto O'Rourke. Late arrivals: Emma Acosta at 8:36 a.m. during Executive Session deliberations, Eddie Holguin, Jr. at 8:42 a.m. during Executive Session deliberations, Melina Castro at 8:45 a.m., and Ann Morgan Lilly at 9:10 a.m.. The invocation was given by United States Border Patrol Chaplain Bill Jackson, followed by the Pledge of Allegiance to the Flag of the United States of America.

MAYOR'S PROCLAMATIONS

1. **GOLDEN HORSESHOE SHOPPING DISTRICT**
2. **NORTH LOOP ELEMENTARY HEROES DAY**
3. **TEXAS CRIME STOPPERS CONFERENCE WEEK**
4. **BORDER PATROL 85TH ANNIVERSARY**

CALL TO THE PUBLIC – PUBLIC COMMENT

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

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

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

30 Minutes total is allotted for speakers.

Three to five minutes may be allowed for each speaker.

The following members of the public commented:

1. Mr. Bob Norris
2. Ms. Lisa Turner

Mayor Cook commented.

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

.....
Motion made by Representative Quintana, seconded by Mayor Pro Tempore Byrd, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 8:36 a.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.076 to discuss any of the following:

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

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

NOT PRESENT FOR THE VOTE: Representatives Lilly, Acosta, Castro, and Holguin

Motion made by Mayor Pro Tempore Byrd, seconded by Representative Acosta, and unanimously carried to adjourn the Executive Session at 9:02 a.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

NOT PRESENT FOR THE VOTE: Representative Lilly

.....
EX1. City of El Paso vs. El Paso Entertainment, Inc. et al.; Cause No. EP-07-CA-0380-KC. (551.071)

NO ACTION was taken on the item.

.....
CONSENT AGENDA

Motion made by Mayor Pro Tempore Byrd, seconded by Representative O'Rourke, 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, Castro, Quintana, Holguin, Ortega, and O'Rourke
NAYS: None

.....
1. APPROVAL OF MINUTES

*Motion made, seconded, and unanimously carried to **APPROVE** the Minutes for the Regular City Council Meeting of May 19, 2009, and the Special City Council Meetings of May 15, 2009 (Canvassing the Vote & Calling for a Run-off Election) and May 19, 2009 (82nd Airborne Division Association's Request).

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

NO ACTION was taken on this item.

.....
3A.

***RESOLUTION**

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, LUZ M. TRUJILLO, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of

the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

5776 Diamond Point Circle, more particularly described as Lot(s) 19 (17026.48 SQ FT), Block 3, Shadow Mountain Heights Rpl B Subdivision, El Paso, El Paso County, Texas, Parcel #S332-999-0030-1900

to be \$253.85, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED SEVENTY SEVEN AND 85/100 DOLLARS (\$277.85). The City Council finds that the work was completed on the 4th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED SEVENTY SEVEN AND 85/100 DOLLARS (\$277.85) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

428 Hollydale Drive, more particularly described as Lot(s) 33, Block 7, Mesa Hills Subdivision, El Paso, El Paso County, Texas, Parcel #M344-999-0070-6000

to be \$399.44, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of FOUR HUNDRED TWENTY THREE AND 44/100 DOLLARS (\$423.44). The City Council finds that the work was completed on the 31st day of December, 2008 and the 5th day of January, 2009, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FOUR HUNDRED TWENTY THREE AND 44/100 DOLLARS (\$423.44) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

709 Mesita, more particularly described as Lot(s) 15 (7977 SQ FT), Block 59,
Kern Place Subdivision, El Paso, El Paso County, Texas, Parcel #K216-999-
0590-6400

to be \$165.62, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED EIGHTY NINE AND 62/100 DOLLARS (\$189.62). The City Council finds that the work was completed on the 3rd day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED EIGHTY NINE AND 62/100 DOLLARS (\$189.62) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, EDWARD & 7 ABRAHAM, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

4922 - 4956 Hondo Pass , more particularly described as Tract 27-D-3 (3.503 ACRES), Block 81, TSP 2 SEC 9 T & P Surv Subdivision, El Paso, El Paso County, Texas, Parcel #X581-999-2090-2726

to be \$247.76, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED SEVENTY ONE AND 76/100 DOLLARS (\$271.76). The City Council finds that the work was completed on the 2nd and 3rd day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED SEVENTY ONE AND 76/100 DOLLARS (\$271.76) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

5012 Meade Court, more particularly described as Lot(s) 920 (6324 SQ FT), Block 35, Mountain View Subdivision, El Paso, El Paso County, Texas, Parcel #M851-999-0350-3100

to be \$181.86, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED FIVE AND 86/100 DOLLARS (\$205.86). The City Council finds that the work was completed on the 5th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED FIVE AND 86/100 DOLLARS (\$205.86) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

6448 Navajo Avenue, more particularly described as Lot(s) 112, Block 6,
Valley View Heights Subdivision, El Paso, El Paso County, Texas, Parcel
#V342-999-0060-3700

to be \$185.19, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED NINE AND 19/100 DOLLARS (\$209.19). The City Council finds that the work was completed on the 10th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED NINE AND 19/100 DOLLARS (\$209.19) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

7190 Alameda, more particularly described as Tract 3 (EXC NWC) (67919.32 SQ FT), Dorbandt Subdivision, El Paso, El Paso County, Texas, Parcel #D761-999-0010-1500

to be \$413.95, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of FOUR HUNDRED THIRTY SEVEN AND 95/100 DOLLARS (\$437.95). The City Council finds that the work was completed on the 24th day(s) of November, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FOUR HUNDRED THIRTY SEVEN AND 95/100 DOLLARS (\$437.95) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

7431 Rose Circle, more particularly described as Lot(s) Tract 20 (0.29 ACRE) (12067 Sq Ft), Paisano Subdivision, El Paso, El Paso County, Texas, Parcel #P089-999-0010-6700

to be \$437.87, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of FOUR HUNDRED SIXTY ONE AND 87/100 DOLLARS (\$461.87). The City Council finds that the work was completed on the 26th of November and 1st day of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FOUR HUNDRED SIXTY ONE AND 87/100 DOLLARS (\$461.87) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

6033 Deer, more particularly described as SWLY PT OF LOT(S) 9-B (165 FT ON DEER LN X 264 FT) (43560 SQ FT), Parkland Subdivision, El Paso, El Paso County, Texas, Parcel #P448-999-001J-5200

to be \$85.23, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED NINE AND 23/100 DOLLARS (\$109.23). The City Council finds that the work was completed on the 18th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED NINE AND 23/100 DOLLARS (\$109.23) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

5525 Ignacio Frias, more particularly described as Lot(s) 7 (5482.50 SQ FT), Block 10, Sandstone Ranch Estates #1 Subdivision, El Paso, El Paso County, Texas, Parcel #S138-999-0010-0700

to be \$69.40, 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 NINETY THREE AND 40/100 DOLLARS (\$93.40). The City Council finds that the work was completed on the 8th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount NINETY THREE AND 40/100 DOLLARS (\$93.40) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

10736 Jadestone Street, more particularly described as Lot(s) 14 (6300 SQ FT), Block 6, Shearman #2 Subdivision, El Paso, El Paso County, Texas, Parcel #S363-999-0060-2700

to be \$185.19, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED NINE AND 19/100 DOLLARS (\$209.19). The City Council finds that the work was completed on the 17th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED NINE AND 19/100 DOLLARS (\$209.19) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

6209 Rhine Bridge, more particularly described as Lot(s) 32 (4613.77 SQ FT), Block 7, Stonebridge Addition Subdivision, El Paso, El Paso County, Texas, Parcel #S670-999-0070-0320

to be \$188.77, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED TWELVE AND 77/100 DOLLARS (\$212.77). The City Council finds that the work was completed on the 16th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED TWELVE AND 77/100 DOLLARS (\$212.77) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

11405 Menlo Avenue, more particularly described as Lot(s) 31, Block 3, Kimberly Heights Subdivision, El Paso, El Paso County, Texas, Parcel #K383-999-0030-3100

to be \$251.14, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED SEVENTY FIVE AND 14/100 DOLLARS (\$275.14). The City Council finds that the work was completed on the 23rd day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED SEVENTY FIVE AND 14/100 DOLLARS (\$275.14) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

11408 Menlo Avenue, more particularly described as Lot(s) 3, Block 2,
Kimberly Heights Subdivision, El Paso, El Paso County, Texas, Parcel #K383-
999-0020-0300

to be \$169.95, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED NINETY THREE AND 95/100 DOLLARS (\$193.95). The City Council finds that the work was completed on the 23rd day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED NINETY THREE AND 95/100 DOLLARS (\$193.95) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, TERESA M. ARREOLA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the

accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

11408 Menlo Avenue, more particularly described as Lot(s) 3, Block 2,
Kimberly Heights Subdivision, El Paso, El Paso County, Texas, Parcel #K383-
999-0020-0300

to be \$169.95, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED NINETY THREE AND 95/100 DOLLARS (\$193.95). The City Council finds that the work was completed on the 23rd day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED NINETY THREE AND 95/100 DOLLARS (\$193.95) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

1025 Loma Verde, more particularly described as Tract 2-A-8 (1.00 ACRES), Block O,
A Danielson Sur 312 Abst 10028 Subdivision, El Paso, El Paso County, Texas, Parcel
#X312-999-0000-4940

to be \$440.31, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of FOUR HUNDRED SIXTY FOUR AND 31/100 DOLLARS (\$464.31). The City Council finds that the work was completed on the 13th & 19th day(s) of November, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FOUR HUNDRED SIXTY FOUR AND 31/100 DOLLARS (\$464.31) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

1025 Loma Verde, more particularly described as Tract 2-A-7 (2.354 ACRES), Block O, A Danielson Sur 312 Abst 10028 Subdivision, El Paso, El Paso County, Texas, Parcel #X312-999-0000-4920

to be \$451.40, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of FOUR HUNDRED SEVENTY FIVE AND 40/100 DOLLARS (\$475.40). The City Council finds that the work was completed on the 18th & 19th day(s) of November, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FOUR HUNDRED SEVENTY FIVE AND 40/100 DOLLARS (\$475.40) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

1365 Loma Verde, more particularly described as Tract 2-M (0.789 ACRE), Block O, A Danielson Sur 312 Abst 10028 Subdivision, El Paso, El Paso County, Texas, Parcel #X312-999-0000-5280

to be \$364.26, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of THREE HUNDRED EIGHTY EIGHT AND 26/100 DOLLARS (\$388.26). The City Council finds that the work was completed on the 26th day(s) of November, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED EIGHTY EIGHT AND 26/100 DOLLARS (\$388.26) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

8918 Ruiz, more particularly described as Lot(s) B of Replat of Lot(s) 60 & Pts of Lot(s) 61 & 62 & Virginia St Clsd, Phelps Subdivision, El Paso, El Paso County, Texas, Parcel #P695-999-0010-6100

to be \$220.14, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED FORTY FOUR AND 14/100 DOLLARS (\$244.14). The City Council finds that the work was completed on the 17th day(s) of November, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED FORTY FOUR AND 14/100 DOLLARS (\$244.14) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

9223 Santa Rosalia, more particularly described as Lot(s) 19 (6050 SQ FT),
Singh Subdivision, El Paso, El Paso County, Texas, Parcel #S445-999-0010-
1900

to be \$166.16, 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 ONE HUNDRED NINETY AND 16/100 DOLLARS (\$190.16). The City Council finds that the work was completed on the 20th day(s) of November, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED NINETY AND 16/100 DOLLARS (\$190.16) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

SLY 50 Ft of NLY 104 FT of Tract 1 (6000.00 SQ FT), Block 19, West Ysleta Subdivision, City of El Paso, El Paso County, Texas, Parcel #W142-999-0190-0510.

to be \$225.70, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED FORTY NINE AND 70/100 DOLLARS (\$249.70). The City Council finds that the work was completed on the 8th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED FORTY NINE AND 70/100 DOLLARS (\$249.70) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

1048 Ralpheene Street, more particularly described as Lot(s) 34 (5737 SQ FT), Block 4, Alto Terrace 2nd Replat Subdivision, El Paso, El Paso County, Texas, Parcel #A496-999-0040-6700

to be \$269.54, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED NINETY THREE AND 54/100 DOLLARS (\$293.54). The City Council finds that the work was completed on the 17th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED NINETY THREE AND 54/100 DOLLARS (\$293.54) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

1164 Ranger, more particularly described as Tract 36, Rangers Rest #2
Subdivision, El Paso, El Paso County, Texas, Parcel #R271-999-0010-2800

to be \$143.97, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED SIXTY SEVEN AND 97/100 DOLLARS (\$167.97). The City Council finds that the work was completed on the 14th day(s) of November, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED SIXTY SEVEN AND 97/100 DOLLARS (\$167.97) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

.....

3B.

***RESOLUTION**

WHEREAS, Ordinance No. 16086 establishes the deadlines and procedures for placing matters on the agenda for City Council meetings; and

WHEREAS, the deadlines established therein assume that City Hall will regularly be open for business every weekday; and

WHEREAS, the City Council has approved a summer pilot program from June 1, 2009, through August 28, 2009, to change to a four day workday for some City offices, with City Hall being closed on Fridays, which will impact the ability of staff to timely get agenda back-up information organized and uploaded to the City's website; and

WHEREAS, it is necessary for the Council to create additional deadlines for the submission of agenda items to the City Clerk as permitted by Ordinance No. 16086, during period of time of the summer pilot program, which can appropriately be done by this Resolution.

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

That additional, earlier deadlines for the placement of items on the City Council Agenda as permitted by Ordinance No. 16086, are hereby established during the time period established for the four day workday summer pilot program by moving up the normal deadlines by approximately four hours, as follows:

- 1. That items for the Agenda shall be submitted to the City Clerk at or before 5:00 p.m. on Wednesday prior to the Council meeting at which discussion or action is requested; and
- 2. That items qualifying for placement on the Additions to the Agenda shall be submitted to the City Clerk at or before 12:00 p.m. (noon) on Thursday prior to the Council meeting at which discussion or action is requested.

.....
4A. NOTICE OF CAMPAIGN CONTRIBUTIONS

*Motion made, seconded, and unanimously carried to **APPROVE** for notation pursuant to Section 2.92.110 of the City Code: receipt of campaign contribution by Representative Susie Byrd on May 4, 2009, in the amount of \$1,000 from Women's Political Action Committee of El Paso and on May 9, 2009, in the amount of \$500 from GC Services LP.

.....
4B. NOTICE OF CAMPAIGN CONTRIBUTIONS

*Motion made, seconded, and unanimously carried to **APPROVE** for notation pursuant to Section 2.92.110 of the City Code: receipt of campaign contributions by Representative Steve Ortega on May 19, 2009, in the amount of \$500 from J. Robert & Sherry Brown.

.....

5. PURCHASING REQUEST TO ISSUE PURCHASE ORDER

*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services, Purchasing Division, to issue purchase order(s) to Taser International, the sole source provider of Taser ECD Weapon Systems currently in use by the Police Department, in the amount of \$99,747.02.

Department: Police
Account No.: 21150060 – 508007 – 16411 – P500232
Funding Source: Confiscated Funds FY09
Total Estimated Award: \$99,747.02
Sole Source No.: 2009-226

Representative Ortega commented.

Mr. Terrence Freiburg, Purchasing Manager, and Assistant Police Chief Eric Shelton commented.

Ms. Lisa Turner, citizen, commented.

.....
6. BEST VALUE PROCUREMENT

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2009-110 (Artifact Appraisal Services) to Art International Resources LLC, for a total amount of \$80,665.

Department: MCAD – Museums of History & Archaeology
Award to: Art International Resources LLC
Westminister, CO
Items: Base Bid I: All
Account No.: 99010273 – 01101 – 502101
Funding Source: Special Items/General Fund/Appraisal Services
Total Amount: \$80,665

This is a fixed-price, single (one-time) purchase.

The Departments of Financial Services, Purchasing Division, and Museums and Cultural Affairs Department, Museums of History & Archaeology, recommend award to Art International Resources LLC, the vendor offering the best value bid.

Representative Ortega commented.

Mr. Terrence Freiburg, Purchasing Manager, and Mr. Michael Tomor, Deputy Director for Museums, commented.

.....
7A. REQUEST FOR PROPOSAL

1ST MOTION

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

2ND AND FINAL MOTION

Motion made by Representative Holguin, seconded by Representative Ortega, and unanimously carried to **AWARD** Solicitation No. 2009-105R (False Alarm Administration Services) to AOT Public Safety Corporation

for a total estimated award of \$360,000, **AS REVISED, APPROVING A ONE YEAR CONTRACT, WITH AN OPTION TO RENEW COMING BACK TO COUNCIL.**

NOT PRESENT FOR THE VOTE: Representative O'Rourke

Department: Police
Award to: AOT Public Safety Corporation
Waldorf, MD
Annual Estimated Amount: \$180,000 (Revenue/Year)
Account No.: Revenue
Funding Source: Revenue
Total Estimated Award: \$360,000 (Revenue)

This is a twenty-four month contract.

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

Mayor Cook and Representatives Byrd, Holguin, and Acosta commented.

The following City staff members commented:

- 1. Ms. Joyce Wilson, City Manager
- 2. Assistant Police Chief Eric Shelton
- 3. Police Officer Gregory Fir

Ms. Lisa Turner, citizen, commented.

.....
7B. REQUEST FOR PROPOSAL

Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2009-169R (City Council Chambers Technology Update) to Decision Tree, Inc., for a total estimated award of \$180,443.

Department: Information Technology
Award to: Decision Tree, Inc.
El Paso, TX
Items: All
Account No.: 39010348 – 508010 – 07411 – PIT002
Funding Source: Information Technology Data Processing Equipment, 1% Peg Cable Fee
Total Estimated Award: \$180,443

The Departments of Financial Services, Purchasing Division, and Information Technology recommend award to Decision Tree, Inc., the sole proposer.

Representatives O'Rourke and Holguin commented.

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Mr. Kevin Covington, Information Technology PC LAN III
3. Mr. Terrence Freiburg, Purchasing Manager

.....

8. BID

Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2009-154 for the Micro-Surfacing Program 2009 to Ballou Construction Company, Inc. for a total estimated amount of \$278,000.

Department:	Engineering Department
Award to:	Ballou Construction Company, Inc.
Base Bid:	\$278,000
Account No:	993311117- 508027 – 27263 – PCP08ST05
Funding Source:	2006 Certificates of Obligation
Total Estimated Award:	\$278,000

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 Department recommends award as indicated to the lowest responsible bidder.

The contractor has offered the City the option to extend the contract at the end of the original term for an additional 45-day term by giving the contractor a written notice no later than 15 days prior to the expiration of the original contract term.

Representative Castro commented.

Mr. Daryl Cole, Director of Street Department, commented.

.....

9A. – 9B. INTRODUCTIONS

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

NOT PRESENT FOR THE VOTE: Representative O'Rourke

- 9A.** An Ordinance changing the zoning of the following real property described as: Parcel 1: a portion of Sections 20 and 29 Block 80, Township 1, Texas and Pacific Railroad Surveys City of El Paso, El

Paso County, Texas, from R-3A (Residential) to C-2 (Commercial) and imposing a condition; Parcel 2: a portion of Section 21, Block 80, Township 1, Texas and Pacific Railroad Surveys, City of El Paso, El Paso County, Texas, from R-3A/C (Residential/Conditions) to C-2 (Commercial) and imposing a condition. The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

9B. An Ordinance releasing a condition placed on property by Ordinance No. 016732 which changed the zoning of a portion of Section 21, Block 80, Township 1, Texas and Pacific Railroad Surveys, City of El Paso, El Paso County, Texas. The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

PUBLIC HEARING WILL BE HELD ON JUNE 16, 2009, FOR ITEMS 9A – 9B

.....
10A. ENGINEERING

Motion made by Mayor Pro Tempore Byrd, seconded by Representative Acosta, and unanimously carried to **AWARD** Solicitation No. 2009-173 for the Street Resurfacing 2009 to J.A.R. Concrete, Inc. d/b/a JAR Construction, Inc. for a total estimated amount of \$1,749,902.50.

Department: Engineering Department
Award to: J.A.R. Concrete, Inc. d/b/a JAR Construction, Inc.
Base Bid: \$1,701,277.50
Alternate A1: \$ 30,625.00
Alternate A2: \$ 18,000.00
Account No: 99331117– 508027 – 27263 – PCP08ST05
Funding Source: 2006 Certificates of Obligation
Total Estimated Award: \$1,749,902.50

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 Department recommends award as indicated to the lowest responsible bidder.

The contractor has offered the City the option to extend the contract at the end of the original term for an additional 12 or 24 month terms by giving the contractor a written notice no later than 30 days prior to the expiration of the original contract term.

Representatives Byrd, Acosta, Lilly, and Castro commented.

Ms. Joyce Wilson, City Manager, and Mr. Daryl Cole, Director of Street Department, commented.

.....
10B. ENGINEERING

Motion made by Mayor Pro Tempore Byrd, seconded by Representative Ortega, and unanimously carried to **AUTHORIZE, AS REVISED**, the City's option to extend current Contract 2007-201 (Citywide Repair/Construction of Parkway Structures 2007-2009) with J.A.R. Concrete d/b/a J.A.R. Construction for two additional years pursuant to the provisions of an award approved by City Council on August 7, 2007. Contract period will be from June 1, 2009, to May 31, 2011.

Department: Street
Option: N/A
Estimated Amount: \$3,349,695 (Total for two year extension)
Funds available in: 99331117 – PCP06MF001-27263-508027
99331117 – PCP06ST013-27263-508027
71150069-G7132CD0023-07869-508027
60600011 – G600466-11678-508027
32010200-01101-502227
Funding Source: 2006 Certificates of Obligation, CDGB, Sun Metro Capital Grant, and Street Maintenance General Fund

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 Department recommends award as indicated to the lowest responsible bidder.

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

Ms. Joyce Wilson, City Manager, and Mr. Daryl Cole, Director of Street Department, commented.

.....
10C. ENGINEERING

Motion made by Representative Lilly, seconded by Representative Ortega, and carried to **AWARD** Solicitation No. 2009-157 for the Westside Sports Complex Field Lighting, to Kendrick Electric Corporation for a total estimated amount of \$847,000.

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

Department: Engineering Department
Award to: Kendrick Electric Corporation
Project: Westside Sports Complex Field Lighting
Base Bid: \$387,450
Option1: \$149,800
Option2: \$142,450
Option3: \$167,300
Account No: 14101001 –508027– 60137 –PQLPA172C

Funding Source: 2000 Quality of Life Bonds
Total Estimated Award: \$847,000

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.

This is a low bid, lump sum contract. The Engineering Department recommends award as indicated to the lowest responsible bidder.

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, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order.

Texas law requires that out-of state bidders who reside in states that grant resident bidder preferences must be evaluated in the same manner that a Texas resident bidder would be evaluated in the out-of-state bidder's home state (TX. Govt. Code § 2252.002). New Mexico grants a 5% preference to its in-state bidders. Texas reciprocates by adding a 5% penalty to the bid amount of a vendor whose business is located in New Mexico.

Mr. Alan Shubert, City Engineer, presented a PowerPoint presentation (on file in the City Clerk's office).

Representatives Ortega, Holguin, Castro, and Byrd commented.

Ms. Joyce Wilson, City Manager, commented and Mr. Charlie McNabb, City Attorney, gave legal advice.

.....
11A. FINANCIAL SERVICES

1ST MOTION

Motion made by Representative Castro, seconded by Representative Ortega, and unanimously carried to **RETIRE** into **EXECUTIVE SESSION** at 11:09 a.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 (Consultation with Attorney).

2ND MOTION

Motion made by Representative Ortega, seconded by Representative Holguin, and unanimously carried to **ADJOURN** the Executive Session at 11:17 a.m. and **RECONVENE** the meeting of the City Council.

3RD MOTION

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

4TH AND FINAL MOTION

Motion made by Representative Ortega, seconded by Mayor Pro Tempore Byrd, and unanimously carried to **AWARD** a contract with AD Wrecker for no longer than one year, until a new contract can be put out to Competitive Bid and a new recommendation brought back to Council. The new bid must require ADA compliance from any recommended vendor and the 15-mile distance requirement will be removed from the bid.

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

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Ms. Carmen Arrieta-Candelaria, Chief Financial Office of Financial Services
3. Mr. Charlie McNabb, City Attorney, gave legal advice.
4. Assistant Police Chief Eric Shelton
5. Ms. Bertha Ontiveros, Assistant City Attorney, gave legal advice.
6. Mr. Milton Roberts, El Paso Police Department Fleet Maintenance Chief
7. Ms. Richarda Momsen, Municipal Clerk
8. Mr. Terence Freiburg, Purchasing Manager
9. Ms. Elaine Hengen, Senior City Attorney

The following members of the public commented:

1. Mr. Andy Dominguez, President of AD Wrecker Service
2. Mr. David Lehman, representing AD Wrecker Service
3. Mr. Charlie Barajas, Sun City Towing and Recovery

.....

11B. FINANCIAL SERVICES

Motion made by Representative Ortega, seconded by Mayor Pro Tempore Byrd, and unanimously carried to **AWARD** Solicitation No. 2009-093 (Drug Testing and Alcohol Screening) to Kroll Laboratory Specialists, Inc., for a total estimated award of \$159,900.

Department:	Human Resources
Award to:	Kroll Laboratory Specialists, Inc. Gretna, LA
Items:	All
Option:	Two years
Annual Estimated Amount:	\$53,300
Account No.:	Various
Funding Source:	Various
Total Estimated Award:	\$159,900 (3-year total)

This is a three year contract.

The Departments of Financial Services, Purchasing Division, and Human Resources recommend award to Kroll Laboratory Specialists, Inc., the vendor offering the best value bid.

Representatives Acosta and Castro commented.

Ms. Joyce Wilson, City Manager, and Ms. Carmen Arrieta-Candelaria, Chief Financial Office of Financial Services, commented.

Mr. Richard Dominguez, Ri-Tech Drug Testing, commented.

.....

11C.

RESOLUTION

That the City Manager be authorized to sign a State Use Contract – Contract for Cleaning Services between the City of El Paso and TIBH Industries, Inc. (“TIBH”) and Professional Contract Services, Inc. (“PCSI”) for various cleaning services at the El Paso International Airport terminal building. The term of the contract will be through December 31, 2011.

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

.....
12.

ORDINANCE 17115

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 12 (VEHICLES AND TRAFFIC), CHAPTER 12.88 (SCHEDULES), SECTION 12.88.180 (NO STOPPING OR STANDING – TOW-AWAY ZONE), OF THE EL PASO CITY CODE BY SUSPENDING THE NO STOPPING OR STANDING - TOW-AWAY ZONE FOR THAT PORTION OF 111 OREGON STREET BETWEEN KERBEY AVENUE AND ROBINSON AVENUE, BOTH SIDES, UNTIL OCTOBER 31, 2010. THE PENALTY BEING AS PROVIDED IN SECTION 12.84.010 (VIOLATION - PENALTY) OF THE EL PASO CITY CODE.**

Representatives Castro and O’Rourke commented.

Ms. Joyce Wilson, City Manager, and Mr. Ted Marquez, Engineering Division Manager, commented.

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

AYES: Representatives Lilly, Byrd, Acosta, Castro, Quintana, Holguin, Ortega, and O’Rourke
NAYS: None

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

.....
13.

ORDINANCE 17116

The City Clerk read an Ordinance entitled: **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL PASO, TEXAS, ORDAINING THE CITY’S PARTICIPATION IN THE TEXAS ENTERPRISE ZONE PROGRAM PURSUANT TO THE TEXAS ENTERPRISE ZONE ACT, CHAPTER 2303, TEXAS GOVERNMENT CODE; REAFFIRMING DESIGNATION OF A LIAISON FOR COMMUNICATION WITH INTERESTED PARTIES; PROVIDING AVAILABLE TAX INCENTIVES; AND NOMINATING THE TORO COMPANY LOCATED AT 9455 RAILROAD DRIVE AND 1440 DON HASKINS DRIVE, EL PASO, TEXAS, TO THE OFFICE OF THE GOVERNOR ECONOMIC DEVELOPMENT AND TOURISM THROUGH THE ECONOMIC DEVELOPMENT BANK AS ENTERPRISE PROJECTS AT BOTH LOCATIONS.**

Representative Byrd commented.

Ms. Kathryn Dodson, Director of Economic Development, commented.

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

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

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

.....
14.

ORDINANCE 17117

The City Clerk read an Ordinance entitled: **AN ORDINANCE DEFINING SPECIFICATIONS FOR THE YEARLY CITY AUDIT AS PRESCRIBED BY ARTICLE VII, "PUBLIC FINANCE", SECTION 7.21, "INDEPENDENT AUDIT", OF THE CITY CHARTER AND REPEALING ORDINANCE NO. 014486.**

Mayor Cook commented.

Ms. Carmen Arrieta-Candelaria, Chief Financial Office of Financial Services, commented.

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

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

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

.....
15. MAYOR AND COUNCIL

1ST MOTION

Motion made by Mayor Pro Tempore 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.

2ND AND FINAL MOTION

Motion made by Representative O'Rourke, seconded by Representative Acosta, and unanimously carried to **POSTPONE** two weeks the item to establish a 50% park credit for private park amenities in multi-family developments.

Representatives O'Rourke, Byrd, Castro, Acosta, and Ortega commented.

The following City staff members commented:

- 1. Ms. Joyce Wilson, City Manager
- 2. Mr. Mathew McElroy, Deputy Director of Planning
- 3. Mr. John Neal, Special Projects

The following members of the public commented:

- 1. Mr. Richard Schecter
- 2. Mr. Tom Bohanan

.....

16. ECONOMIC DEVELOPMENT

Presentation by Kathryn Dodson, Director of Economic Development, to update the Mayor and Council on the results of the incentives delivery program.

Ms. Kathryn Dodson, Director of Economic Development, presented a PowerPoint presentation (on file in the City Clerk’s office).

Representatives Acosta, Byrd, and Castro commented.

NO ACTION was taken on the item.

.....

17. LIBRARY

Presentation by the El Paso Youth Council (EPYC), established to advise the Mayor and City Council, regarding their activities for the year as well as their selected project.

The El Paso Youth Council (EPYC) presented a PowerPoint presentation (on file in the City Clerk’s office).

Mayor Cook and Representatives Ortega and Acosta commented.

Ms. Carol Brey-Casiano, Director of Libraries, commented.

NO ACTION was taken on the item.

.....

18. RESOLUTION

That the Mayor be authorized to sign the Interlocal Agreement between the County of El Paso, the City of Socorro, and City of El Paso to submit a joint application to the Department of Justice – Recovery Act: Edward Byrne Memorial Justice Assistance Grant (JAG) Formula Program: Local Allocation, in the amount of \$1,394,046.00. The funds received under the JAG formula program will be allocated \$446,278.30 or 32.01% of the total to the El Paso County; \$48,480.00 or 3.48% of the total to the City of Socorro; and \$899,287.70 or 64.51% to the City of El Paso. The City grant funds will acquire equipment to enhance officer safety and to fund salary and fringe benefits for Senior Office Assistant for existent program. That the City Manager or her designee be authorized to sign any grant related paperwork, including all understandings and assurances contained therein, and accept, reject, alter, or terminate the resulting grant, authorize budget transfers and submit necessary revisions to the operational plan. No cash match required.

Mayor Cook and Representative Acosta commented.

Assistant Police Chief Eric Shelton and Police Chief Greg Allen commented.

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

NOT PRESENT FOR THE VOTE: Representatives Holguin and O'Rourke

.....
19. COMMUNITY AND HUMAN DEVELOPMENT

Motion made by Representative Acosta, seconded by Representative Ortega, and unanimously carried to **CLOSE THE PUBLIC HEARING** on City Council amending the City's 2005-2010 Consolidation Plan by adding a Community Development Block Grant Recovery (CDBG-R) Program component, with Community Development Needs addressed by CDBG-R activities being rated as "high or medium priority needs" in the Jurisdictional Community Development Needs Table in the 2005 - 2010 Consolidated Plan, amending the 2008 - 2009 Annual Action Plan by adding CDBR-R funded activities, and approving the Proposed Budgets for those activities: Coronado Road Phase II Street & Drainage Construction - \$937,128; Father Martinez Senior Citizen Center Improvements Construction - \$624,500; Centro Mayapan Festival Marketplace - \$250,000; Project Arriba - \$100,000; Citywide Curb Cut Demand Program (CDBG-R) - \$372,564..

Mayor Cook and Representatives Acosta, Holguin, Ortega, and Quintana commented.

Ms. Joyce Wilson, City Manager, and Mr. William Lilly, Director of Community and Human Development, commented.

.....
20.

RESOLUTION

WHEREAS, on July 19, 2005, the City Council for the City of El Paso adopted a five-year (2005-2010) Consolidated Plan that serves as a comprehensive housing affordability strategy, community development plan, and submission for funding programs that address homelessness and homelessness prevention such as the Emergency Shelter Program and Community Development Block Grant Public Services homeless programs which were submitted to the U.S. Department of Housing and Urban Development (HUD); and

WHEREAS, on June 26, 2007, the City Council for the City of El Paso first amended the 2005-2010 Consolidated Plan to comply with new HUD regulations that became effective March 13, 2006; amended the 2005-2010 Consolidated Plan for a second time on August 26, 2008 to add a Neighborhood Revitalization Strategy Area component that was approved by HUD on November 12, 2008; amended the 2005-2010 Consolidated Plan for a third time on November 18, 2008 to add a Neighborhood Stabilization Program component that was approved by HUD on January 26, 2009; and amended the 2005-2010 Consolidated Plan for a fourth time on May 5, 2009 to add a Homelessness Prevention and Rapid Re-Housing Program component that was recently submitted to HUD by the May 18, 2009 deadline; and

WHEREAS, the City Council, based on the recommendation of the Director of the Community and Human Development Department and Department staff, now desires to amend the 2005-2010 Consolidated Plan for a fifth time by adding a Community Development Block Grant Recovery (CDBG-R) Program component, with Community Development Needs addressed by CDBG-R activities being rated as "high or medium priority needs" in the Jurisdictional Community Development Needs Table in the 2005-2010 Consolidated Plan, to amend the Annual Action Plan (2008-2009) by adding CDBG-R funded activities as specified in Attachment A, and to approve the Proposed Budgets for the CDBG-R funded activities ; and

WHEREAS, on May 18, 2009, the City of El Paso published in the El Paso Times and El Diario newspapers public notice to allow a 7-day public comment period regarding the proposed amendment to the 2005-2010 Consolidated Plan in conjunction with HUD's reduced requirement under Title XII of Division A of the American Recovery and Reinvestment Act as explained in HUD's HPRP Notice, Docket No. FR-

5309-N-01, shortening the public comment period from 30 days to 7 days due to the expedited nature of the amendment, and the City also complied with HUD's recommendation that each grantee post its substantial amendment materials on the grantee's official website as the materials are developed, and City Council has duly considered public comment, if any; and

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

1. That the 2005-2010 Consolidated Plan is hereby amended as follows:

Adding a Community Development Block Grant Recovery (CDBG-R) Program component with Community Development Needs addressed by CDBG-R activities rated as "high or medium priority needs" in the Jurisdictional Community Development Needs Table in the 2005-2010 Consolidated Plan, and amending its Annual Action Plan (2008-2009) to allow the City of El Paso to use funds specifically designated for CDBG-R activities, as specified in Attachment A:

Coronado Road Phase II Street & Drainage Construction - \$937,128;
Father Martinez Senior Citizen Center Improvements Construction - \$624,500;
Centro Mayapan Festival Marketplace - \$250,000;
Project Arriba - \$100,000; and
Citywide Curb Cut Demand Program (CDBG-R) - \$372,564;

to give priority consideration and focus additional federal funds on projects that can be started and completed expeditiously to stimulate the economy through measures that modernize the Nation's infrastructure, improve energy efficiency, and expand educational opportunities and access to health care.

2. That the City Manager be authorized to sign and submit to the U.S. Department of Housing and Urban Development (HUD) a Form SF-424, a Substantial Amendment to the Consolidated Plan 2008 Action Plan for the CDBG-R Program (Attachment A), as part of the amended Annual Action Plan (2008-2009), and related CDBG-R certifications contained therein.
3. That the City Manager be authorized to sign a Grant Agreement with HUD for the CDBG-R formula grant covered by the City's Annual Action Plan.
4. That the City Manager be authorized to take any actions necessary to accomplish the intent of this resolution and be authorized to sign any agreements or related documents for agency CDBG-R activities upon approval by the City Attorney's Office and Director of Community and Human Development Department.

Representatives Quintana, Holguin, Acosta, and Castro commented.

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Mr. William Lilly, Director of Community and Human Development
3. Mr. Charlie McNabb, City Attorney, gave legal advice.

Mr. Ramon Ortiz, Chief Executive Officer of Project Arriba, commented.

1ST MOTION

Motion made by Mayor Pro Tempore Byrd, seconded by Representative O'Rourke, and unanimously carried to **APPROVE** the Resolution, with the exception of Project Arriba.

2ND AND FINAL MOTION

Motion made by Mayor Pro Tempore Byrd, seconded by Representative O'Rourke, and carried to **APPROVE** the funding for Project Arriba.

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

NAYS: Representative Holguin

.....
Motion made by Representative Lilly, seconded by Representative Quintana, and unanimously carried to **ADJOURN** this meeting at 1:36 p.m.
.....

APPROVED AS TO CONTENT:

Richarda Duffy Momsen, City Clerk