

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 29, 2012
8:30 A.M.

The City Council met in regular session at the above place and date. Meeting was called to order at 8:33 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, Michiel R. Noe, Eddie Holguin, Jr., Steve Ortega, and Cortney Carlisle Niland. Late arrival: Carl Robinson at 8:43 a.m. The invocation was given by CIMA Chaplain, Carlos Clugy-Soto, followed by the Pledge of Allegiance to the Flag of the United States of America.

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MAYOR'S PROCLAMATIONS

EL PASO WORLD NO TOBACCAO DAY

CALL TO THE PUBLIC – PUBLIC COMMENT

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

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

Requests to speak must be received by 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. Mr. Matt Carroll
3. Ms. Lisa Turner
4. Mr. Salvador Gomez

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CONSENT AGENDA

Motion made by Mayor Pro Tempore Lilly, seconded by Representative Byrd, and unanimously carried to **APPROVE, AS REVISED**, all matters listed under the Consent Agenda unless otherwise noted. (Items approved, postponed, or deleted pursuant to the vote on the Consent Agenda will be shown with an asterisk {*}).

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

NAYS: None

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1. APPROVAL OF MINUTES

*Motion made, seconded, and unanimously carried to **APPROVE** the Minutes for the Regular City Council Meeting of May 22, 2012.

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2. REQUEST TO EXCUSE CITY COUNCIL MEMBERS

NO ACTION was taken on this item.

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3A.

***RESOLUTION**

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

That the City Manager be authorized to sign an Air Cargo Center Agreement by and between the City of El Paso ("Lessor") and DHL Express (USA), Inc. ("Lessee") for office and warehouse space; loading dock and vehicle parking space, and aircraft parking apron and ground service equipment parking apron at the Air Cargo Center located at 301 George Perry Blvd., Suite G, El Paso, Texas.

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3B.

***RESOLUTION**

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

That the City Manager be authorized to sign a First Amendment to the Temporary Land Use Lease by and between the City of El Paso ("Lessor") and EAN Holdings, LLC ("Lessee") to extend the term of the lease through August 31, 2013; provide for additional options to extend for the following described property:

A portion of Block 2, Tract 4A, Ascarate Grant, City of El Paso, El Paso County, Texas, containing approximately 100,000 square feet of land, and which is located behind Cargo Building 2, located at 6415 Convair Road, El Paso, El Paso County, Texas.

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3C. ENGINEERING AND CONSTRUCTION MANAGEMENT

*Motion made, seconded, and unanimously carried to **DELETE** a Resolution that the City Council ratify the award of Parks Upgrade 2010 – Phase I, Solicitation No. 2011-185, to Smart Con, LLC, the lowest responsive bidder, and approve the expenditure of additional available funding in the amount of \$6,043 to Smart Con, LLC for additional construction costs for the project. The change order and quantity notice provide for the removal of asphalt and the removal of additional grass and the installation of additional concrete sidewalk than that specified in the plans, which in turn necessitates modifications to the irrigation and storm water systems, adding 10 days of contract time to contract Number 2011-185. The new contract sum, including this change order and quantity notice is \$54,833.37.

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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. #2012-040156 for its Tuberculosis Prevention and Control – Federal program to revise the reporting dates and decrease the contract term by four months and corresponding budget amount by \$93,528 (for a new total of \$187,059); 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.

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

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

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

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

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

6212 Kenneth Capshaw Place, more particularly described as Lot(s) 7 (5660.00 Sq Ft), Block 7, Subdivision, El Paso, El Paso County, Texas, Parcel # R576-999-0070-0700

to be \$109.06, 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 THIRTY THREE AND 06/100 DOLLARS (\$133.06). The City Council finds that the work was completed on the 15th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED THIRTY THREE AND 06/100 DOLLARS (\$133.06) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

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

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

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

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

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

to be \$143.57, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED SIXTY SEVEN AND 57/100 DOLLARS (\$167.57). The City Council finds that the work was completed on the 15th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED SIXTY SEVEN AND 57/100 DOLLARS (\$167.57) 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 Chapter 9.04 of the El Paso City Code, PADILLA INVESTMENTS LP, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

6246 Viale Del Sol Avenue, more particularly described as Lot(s) 3 (8022.00 Sq Ft), Block 2, Alta Valle Del Sol Ests Amend Subdivision, El Paso, El Paso County, Texas, Parcel # A492-999-0020-0350

to be \$101.26, 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 ONE HUNDRED TWENTY FIVE AND 26/100 DOLLARS (\$125.26). The City Council finds that the work was completed on the 24th day(s) of August, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED TWENTY FIVE AND 26/100 DOLLARS (\$125.26) 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.

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

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

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

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

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

8635 Dyer Street, more particularly described as Lot(s) 9 to 11 & Pt of Lot 12 (34.63' on W - 120.00' on N - 28.63' on E - Irreg on S) & Adj 10' of Closed Alley, Block 1, Del Norte Acres Subdivision, El Paso, El Paso County, Texas, Parcel # D361-999-0010-1100

to be \$95.26, 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 ONE HUNDRED NINETEEN AND 26/100 DOLLARS (\$119.26). The City Council finds that the work was completed on the 16th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED NINETEEN AND 26/100 DOLLARS (\$119.26) 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 Chapter 9.04 of the El Paso City Code, CRS & COMPANY LLC, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

8921 Kenneth Street, more particularly described as Lot(s) 6 & 7 (12000 Sq Ft), Block 16, Del Norte Acres Subdivision, El Paso, El Paso County, Texas, Parcel # D361-999-0160-0700

to be \$108.25, 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 THIRTY TWO AND 25/100 DOLLARS (\$132.25). The City Council finds that the work was completed on the 15th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED THIRTY TWO AND 25/100 DOLLARS (\$132.25) 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 Chapter 9.04 of the El Paso City Code, JOHN GREEN, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

8829 Kenneth Street, more particularly described as Lot(s) 8 & NLY 8.00 Ft of Lot 7 (6960.00 Sq Ft), Block 17, Del Norte Acres Subdivision, El Paso, El Paso County, Texas, Parcel # D361-999-0170-1800

to be \$106.77, 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 ONE HUNDRED THIRTY AND 77/100 DOLLARS (\$130.77). The City Council finds that the work was completed on the 15th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED THIRTY AND 77/100 DOLLARS (\$130.77) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

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

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

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

4941 Meade Court, more particularly described as Lot(s) 2000 (6304 Sq Ft), Block 78, Mountain View Subdivision, El Paso, El Paso County, Texas, Parcel # M851-999-0780-3100

to be \$60.08, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of EIGHTY FOUR AND 08/100 DOLLARS (\$84.08). The City Council finds that the work was completed on the 15th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount EIGHTY FOUR AND 08/100 DOLLARS (\$84.08) 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 Chapter 9.04 of the El Paso City Code, CARLOS F & LOURDES COFFMAN, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

S 54.50 Ft of N 109 Ft of W 150.0 Ft of Tract 455 (8175.00 Sq Ft) Sunrise Acres #1 Subdivision, City of El Paso, El Paso County, Texas, Parcel # S912-999-001P-4650.

to be \$132.61, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FIFTY SIX AND 61/100 DOLLARS (\$156.61). The City Council finds that the work was completed on the 1st day(s) of December, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FIFTY SIX AND 61/100 DOLLARS (\$156.61) 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 Chapter 9.04 of the El Paso City Code, MARIA M PICHARDO, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

9020 Mount Etna Drive, more particularly described as Lot(s) 1645, Block 70, Mountain View Subdivision, El Paso, El Paso County, Texas, Parcel # M851-999-0700-3300

to be \$94.45, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED EIGHTEEN AND 45/100 DOLLARS (\$118.45). The City Council finds that the work was completed on the 7th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED EIGHTEEN AND 45/100 DOLLARS (\$118.45) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

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

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

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

2817 Nashville Avenue, more particularly described as Lot(s) 8 & E 1/2 of Lot 9 (4500 Sq Ft), Block 127, Highland Park Subdivision, El Paso, El Paso County, Texas, Parcel # H453-999-1270-3700

to be \$110.69, 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 THIRTY FOUR AND 69/100 DOLLARS (\$134.69). The City Council finds that the work was completed on the 7th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED THIRTY FOUR AND 69/100 DOLLARS (\$134.69) 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 Chapter 9.04 of the El Paso City Code, OSCAR GUTIERREZ, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

1. The City Council determines the actual cost of removing the accumulated trash, vegetation and weeds or other rubbish located on said property, being:
3826 Tompkins Road, more particularly described as N 95.25 Ft of Lot(s) 1 & 2 (4481.83 Sq Ft), Block 80, Grandview Subdivision, El Paso, El Paso County, Texas, Parcel # G686-999-0800-0100

to be \$69.64, 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 64/100 DOLLARS (\$93.64). The City Council finds that the work was completed on the 12th day(s) of October, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount NINETY THREE AND 64/100 DOLLARS (\$93.64) 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 Chapter 9.04 of the El Paso City Code, LUPE PEREZ, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

5801 Neches Avenue, more particularly described as Lot(s) 38, Block 13, Parkdale Subdivision, El Paso, El Paso County, Texas, Parcel # P405-999-0130-7700

to be \$154.21, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED SEVENTY EIGHT AND 21/100 DOLLARS (\$178.21). The City Council finds that the work was completed on the 3rd day(s) of October, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED SEVENTY EIGHT AND 21/100 DOLLARS (\$178.21) 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 Chapter 9.04 of the El Paso City Code, ROZCHELL & WILLIE D MCLAIN 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 City Code; and the

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

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

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

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

10917 Bullseye Street, more particularly described as Lot(s) 51 (7352.00 Sq Ft), Block 1, Sandstone Ranch #1 (Amending) Subdivision, El Paso, El Paso County, Texas, Parcel # S137-999-0010-5100

to be \$122.39, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FORTY SIX AND 39/100 DOLLARS (\$146.39). The City Council finds that the work was completed on the 29th day(s) of April, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FORTY SIX AND 39/100 DOLLARS (\$146.39) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

7205 Jericho Tree Drive, more particularly described as Lot(s) 21 (5589.71 Sq Ft), Block 8, Mesquite Hills Subdivision, El Paso, El Paso County, Texas, Parcel # M395-999-0080-0210

to be \$96.07, 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 TWENTY AND 07/100 DOLLARS (\$120.07). The City Council finds that the work was completed on the 18th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED TWENTY AND 07/100 DOLLARS (\$120.07) 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 Chapter 9.04 of the El Paso City Code, MIRNA & ELOY D ESTRADA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

5221 Marcillus Avenue, more particularly described as Lot(s) 21, Block 27, Milagro Hills Subdivision, El Paso, El Paso County, Texas, Parcel # M425-999-0270-6100

to be \$95.40, 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 ONE HUNDRED NINETEEN AND 40/100 DOLLARS (\$119.40). The City Council finds that the work was completed on the 29th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED NINETEEN AND 40/100 DOLLARS (\$119.40) 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 Chapter 9.04 of the El Paso City Code, MARIO A MAUL, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

4924 Marie Tobin Drive, more particularly described as Lot(s) 13 & 14 (14041 Sq Ft), Block 1, Bellevue Village Subdivision, El Paso, El Paso County, Texas, Parcel # B348-999-0010-7300

to be \$107.58, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED THIRTY ONE AND 58/100 DOLLARS (\$131.58). The City Council finds that the work was completed on the 21st day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED THIRTY ONE AND 58/100 DOLLARS (\$131.58) 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 Chapter 9.04 of the El Paso City Code, EDDIE URQUIDI, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

Tract 15-A (4.7268 AC), Block 81, TSP 1 SEC 38 T & P SURV Subdivision, City of El Paso, El Paso County, Texas, Parcel # X581-999-1380-1550.

to be \$389.88, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of FOUR HUNDRED THIRTEEN AND 88/100 DOLLARS (\$413.88). The City Council finds that the work was completed on the 4th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount FOUR HUNDRED THIRTEEN AND 88/100 DOLLARS (\$413.88) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

3949 Breckenridge Drive, more particularly described as Lot(s) 8 (7759.39 Sq Ft), Block 29, Indian Ridge Subdivision, El Paso, El Paso County, Texas, Parcel # I256-999-0290-1500

to be \$80.65, 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 FOUR AND 65/100 DOLLARS (\$104.65). The City Council finds that the work was completed on the 28th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FOUR AND 65/100 DOLLARS (\$104.65) 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 Chapter 9.04 of the El Paso City Code, CLAVELLE R PYSELL, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

12125 Castle View Way, more particularly described as Lot(s) 39 (5369.41 Sq Ft), Block 17, Villa Del Este #2 Subdivision, El Paso, El Paso County, Texas, Parcel # V655-999-0170-3900

to be \$94.59, 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 EIGHTEEN AND 59/100 DOLLARS (\$118.59). The City Council finds that the work was completed on the 29th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED EIGHTEEN AND 59/100 DOLLARS (\$118.59) 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 Chapter 9.04 of the El Paso City Code, RAUL SERNA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property

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

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

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

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

116 Ceres Place, more particularly described as Lot(s) 55 (11500 Sq Ft), North Valumbrosa Subdivision, El Paso, El Paso County, Texas, Parcel # N515-999-0010-6100

to be \$109.06, 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 THIRTY THREE AND 06/100 DOLLARS (\$133.06). The City Council finds that the work was completed on the 4th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED THIRTY THREE AND 06/100 DOLLARS (\$133.06) 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 Chapter 9.04 of the El Paso City Code, SERGIO & IRENE LEWIS, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

Joe Battle Boulevard, more particularly described as Tract 17-C-158 (1.0000 AC), Block 79, TSP 3 SEC 8 T & P Surv Subdivision, El Paso, El Paso County, Texas, Parcel # X579-999-308A-9609

to be \$320.69, 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 FORTY FOUR AND 69/100 DOLLARS (\$344.69). The City Council finds that the work was completed on the 30th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED FORTY FOUR AND 69/100 DOLLARS (\$344.69) 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 Chapter 9.04 of the El Paso City Code, KARLA J SIMENTAL, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

7965 Khouri Circle, more particularly described as Lot(s) 6 (6916.00 Sq Ft), Block 1, Vista Del Rio Subdivision, El Paso, El Paso County, Texas, Parcel # V891-999-0010-0600

to be \$127.50, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FIFTY ONE AND 50/100 DOLLARS (\$151.50). The City Council finds that the work was completed on the 16th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FIFTY ONE AND 50/100 DOLLARS (\$151.50) 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 Chapter 9.04 of the El Paso City Code, GEORGE A HERRERA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

1025 E Eighth Avenue, more particularly described as Lot(s) W 30.00 Ft of E 60.30 Ft of Lot(s) 1 to 3 (2400 Sq Ft), Block 36, Magoffin Subdivision, El Paso, El Paso County, Texas, Parcel # M028-999-0360-0100

to be \$132.34, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FIFTY SIX AND 34/100 DOLLARS (\$156.34). The City Council finds that the work was completed on the 8th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FIFTY SIX AND 34/100 DOLLARS (\$156.34) 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 Chapter 9.04 of the El Paso City Code, SUNLAND SQUARE LTD, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the

Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

Lot(s)2 (EXEC WLY PTS)(193904.05 SQ FT), Block 3, Sunland Commercial District #3 Subdivision, City of El Paso, El Paso County, Texas, Parcel # S831-999-0030-0200.

to be \$267.79, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED NINETY ONE AND 79/100 DOLLARS (\$291.79). The City Council finds that the work was completed on the 28th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO HUNDRED NINETY ONE AND 79/100 DOLLARS (\$291.79) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

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

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

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

4020 Hacienda Roja Drive, more particularly described as Lot(s) 33 (9025.55 Sq Ft), Block 3, Haciendas San Miguel #1 Subdivision, El Paso, El Paso County, Texas, Parcel # H013-999-0030-3300

to be \$155.61, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED SEVENTY NINE AND 61/100 DOLLARS (\$179.61). The City Council finds that the work was completed on the 18th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED SEVENTY NINE AND 61/100 DOLLARS (\$179.61) 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 Chapter 9.04 of the El Paso City Code, LEOPOLDO & MARIA MARQUEZ, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

421 Kyle Street, more particularly described as Lot(s) 3, Block 2, Kyle Subdivision, El Paso, El Paso County, Texas, Parcel # K982-999-0020-1300

to be \$195.26, 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 TWO HUNDRED NINETEEN AND 26/100 DOLLARS (\$219.26). The City Council finds that the work was completed on the 15th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO HUNDRED NINETEEN AND 26/100 DOLLARS (\$219.26) 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 Chapter 9.04 of the El Paso City Code, MARIA LOYA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

212 Vaudeville Drive, more particularly described as Lot(s) 56 (7609 Sq Ft), Block 11, Fiesta Hills Replat Subdivision, El Paso, El Paso County, Texas, Parcel # F315-999-0110-9700

to be \$132.61, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FIFTY SIX AND 61/100 DOLLARS (\$156.61). The City Council finds that the work was completed on the 15th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FIFTY SIX AND 61/100 DOLLARS (\$156.61) 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 Chapter 9.04 of the El Paso City Code, IRENE AVILA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

228 Vista Bonita Street, more particularly described as Lot(s) 2 EXC 2 Ft on NW & NWLY 9 Ft of Lot 1, Block 9, Coronado Terrace Subdivision, El Paso, El Paso County, Texas, Parcel # C840-999-0090-0600

to be \$89.58, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED THIRTEEN AND 58/100 DOLLARS (\$113.58). The City Council finds that the work was completed on the 16th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED THIRTEEN AND 58/100 DOLLARS (\$113.58) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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3F.

***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. 001B to DSHS Contract No. #2011-038811 for its Public Health Emergency Preparedness program, to increase the budget amount available to the City of El Paso by \$27,110 (for a new total of \$753,835) in order to extend the contract and equipment purchase date by one month and to add funds to cover operational costs for that additional month; 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. Match funds are required in the amount of \$75,432, and the match shall be provided by the City on an in-kind basis.

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3G.

***RESOLUTION**

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

That the City Manager be authorized to sign the Third Amendment to the Independent Contractor Agreement by and between the CITY OF EL PASO, a Texas home rule municipal corporation ("the City"), and RONALD THOMAS FAZIO, to extend the contract an additional 90 days (until September 1, 2012) in an amount of approximately \$25,000, for a total contract amount not to exceed \$60,000; and to authorize the City Manager to further extend the contract and increase the contract in an additional amount not to exceed \$15,000 more, as needed, until a new contract is awarded. The City of El Paso is currently in the process of issuing a solicitation for the maintenance and management of an on-site forensic crime laboratory at the City's police department. During this bidding process, and until a contract is awarded, the City requires the continued professional services of Ronald Thomas Fazio as the Laboratory Services Manager at the El Paso Police Department, in order to maintain the continuity of services at the City's crime lab.

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RESOLUTION

1st MOTION

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

2ND AND FINAL MOTION

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

That the City Council declares that the expenditure of District 3 discretionary funds in an amount not to exceed SIX THOUSAND AND NO/100 DOLLARS (\$6,000) to pay towards the costs of equipment rental, license fees for seven movies, permits, staff time and other related items necessary for the support of the first "Movies in the Park" event, a series of seven movie nights in parks located within District 3 or any parks adjacent to District 3, and this expenditure serves the municipal purpose of providing recreational and cultural activities to the residents of and visitors of the City of El Paso, which benefits the community and instills community pride, and is authorized; and

That the City Manager be authorized to accept donations for sponsorship of the events, to negotiate and sign contracts as approved by the City Attorney, and to appropriate and ensure that the funds are properly expended for the municipal purpose.

Representative Acosta commented.

Mr. Raymond Palacios, Bravo Cadillac, commented.

Motion made by Representative Acosta, seconded by Representative Noe, and unanimously carried to **APPROVE, AS REVISED** the Resolution.

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

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5. BEST VALUE PROCUREMENT

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2012-092 for Delta Pool Entrance Addition to Matyear Construction Co., Inc. for an estimated total amount of \$67,611 Matyear Construction Co., Inc. has provided the highest ranked proposal (87.00).

Department: Engineering and Construction Management
Award to: Matyear Construction Co., Inc.
Base Bid: \$67,611
Total Estimated Completion: \$67,611
Funding Source: Certificates of Obligation

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

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 lump-sum contract. The Engineering & Construction Management Department recommends award to the offeror who submitted the highest ranked proposal.

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INTRODUCTIONS

6A -6L TAKEN TOGETHER

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

6A. An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.44 (Stopping, Standing and Parking Generally), of the El Paso City Code, to add Section 12.44.070 (Back-In Angled Parking Only Zone) to clarify the proper way to park in back-in angled parking spaces, the penalty being as provided in Section 12.84.010 and Chapter 12.85 of the El Paso City Code.

6B. An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.44 (Stopping, Standing and Parking Generally), Section 12.44.010 (Where Signs Required) and 12.44.020 (Where No Signs

Required), of the El Paso City Code, to clarify where signs are required, the penalty being as provided in section 12.84.010 and Chapter 12.85 of the El Paso City Code.

- 6C.** An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.44 (Stopping, Standing and Parking Generally), Section 12.44.180 (Regulations Pertaining to Certain Special Situations), Paragraph B (The Regulations Applicable to Each Such Zone), of the El Paso City Code, to provide for reserved parking spaces for certain Federal GSA employees during such times as signs are posted by the City of El Paso Department of Transportation, the penalty being as provided in Section 12.84.010 of the El Paso City Code.
- 6D.** An Ordinance to amend the El Paso City Code to reflect departmental reorganization by amending Title 13 (Streets, Sidewalks and Public Places) to amend various sections thereunder pertaining to the duties which had been assigned to the Engineering and Construction Management Department and the Planning and Economic Development Department, and the staff; the penalty being as provided in sections 1.08.10-1.08.030 of the El Paso City Code.
- 6E.** An Ordinance to amend the El Paso City Code to reflect departmental reorganization by amending Title 9 (Health and Safety) to amend various sections to eliminate duties which had been assigned to the Engineering and Construction Management Department; the penalty as being provided in sections 1.08.010-1.08.030 of the El Paso City Code.
- 6F.** An Ordinance amending Title 2 (Administration and Personnel), Chapter 2.10 (City Development Department) of the El Paso City Code, to change the department name and revise the functions of the department to be known as the City Development Department.
- 6G.** An Ordinance to amend the El Paso City Code to reflect departmental reorganization pertaining to the duties assigned to the Planning and Economic Development Department and staff by amending Titles 2 (Administration and Personnel) and 3 (Revenue and Finance) to amend various sections to reflect the name change for this department to City Development Department; the penalty being as provided in sections 1.08.010-1.08.030 of the El Paso City Code.
- 6H.** An Ordinance amending Title 13 (Streets, Sidewalks and Public Places), Chapter 13.06 (Engineering and Construction Management Department), of the El Paso City Code, to amend the functions of the department known as the Engineering and Construction Management Department.
- 6I.** An Ordinance to amend the El Paso City Code to reflect departmental reorganization by amending Title 15 (Public Services) to amend various sections thereunder relating to duties which had been assigned to the Engineering and Construction Management Department and the Department of Transportation, and the staff; the penalty being as provided in sections 15.08.125 and 1.08.10-1.08.30 of the El Paso City Code.
- 6J.** An Ordinance to amend the El Paso City Code to reflect departmental reorganization by amending Title 18 (Building and Construction), Chapter 18.44 (Grading), of the El Paso City Code; to amend sections thereunder to allow for the reassignment of duties assigned to the Engineering and Construction Management Department; the penalty being as provided in sections 18.44.210 of the El Paso City Code.
- 6K.** An Ordinance to amend the El Paso City Code to reflect departmental reorganization by amending Title 18 (Building and Construction), Chapter 18.46 (Landscape), of the El Paso City Code; to amend sections thereunder to reassign duties that had been assigned to the Engineering and Construction

Management Department; and provide for enforcement and the penalty; the penalty is as provided in section 18.46.320 of the El Paso City Code.

6L. An Ordinance to amend the El Paso City Code to reflect departmental reorganization by amending Title 19 (Subdivisions), to amend various sections thereunder pertaining to the duties that had been assigned to the City Engineer, and the Planning and Economic Development Department, and staff; the penalty being as provided in section 19.42.070 of the El Paso City Code.

PUBLIC HEARING WILL BE HELD ON JUNE 5, 2012, FOR ITEMS 6A – 6L

7. ENGINEERING AND CONSTRUCTION MANAGEMENT

Motion made by Representative Acosta, seconded by Representative Niland, and unanimously carried to **AWARD**, Solicitation No. 2012-121R (Real Estate Management Services) to TVO Management Services, LLC for an initial term estimated award of \$900,000 plus 4 percent commission per real estate transaction.

Department:	Engineering and Construction Management
Award to:	TVO Management Services, LLC El Paso, TX
Items:	All
Item I:	Brokerage Services – Commission Based Per Transaction
Item II:	Consulting and Support Services – Annual Estimated Amount of \$300,000
Option:	1 Year
Annual Estimated Amount	
Item I:	4 percent commission per Real Estate Transaction
Item II:	\$300,000 Consulting and Support Services
Initial Term Estimated Award:	
Item I:	4 percent commission per Real Estate Transaction
Item II:	\$900,000 (3 Years) Consulting and Support Services
Total Estimated Award:	\$1,200,000 (4 years) Consulting and Support Services plus cost incurred 4 percent commission per Real Estate Transaction
Account No.:	City General Funds, Certificates of Obligation, City Enterprise Department Funds, City Grant Sources
Funding Source:	City General Funds, Certificates of Obligation, City Enterprise Department Funds, City Grant Sources

This is an RFP, hourly rate and commissioned based service contract.

The Financial Services - Purchasing Division and Engineering and Construction Management Departments recommends award as indicated to TVO Management Services, LLC, the highest ranked proposer based on evaluation factors established for this procurement.

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

Mr. Richard Bristol, Engineering and Construction Management, presented a PowerPoint presentation (copy on file in City Clerk’s office).

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

Ms. Joyce Wilson, City Manager, commented.

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

Ms. Lisa Turner, Citizen, commented.

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8.

ORDINANCE 17791

1st MOTION

Motion made by Representative Niland, seconded by Representative Ortega, and carried to **POSTPONE** one week the public hearing on an Ordinance authorizing the issuance of “City Of El Paso, Texas, Municipal Drainage Utility System Revenue Bonds Series 2012” and resolving matters which are necessary to effectuate said issuance, including the delegation of matters relating to the sale and issuance of the bonds to an authorized city officer or employee within certain specified parameters.

AYES: Representatives Noe, Holguin, Ortega, and Niland

NAYS: Mayor Cook and Representatives Lilly, Byrd, Acosta and Robinson

Mayor Cook broke the tie, voting Nay.

THE MOTION FAILED.

2nd AND FINAL MOTION

The City Clerk read an Ordinance entitled: **AN ORDINANCE AUTHORIZING THE ISSUANCE OF “CITY OF EL PASO, TEXAS, MUNICIPAL DRAINAGE UTILITY SYSTEM REVENUE BONDS SERIES 2012” AND RESOLVING MATTERS WHICH ARE NECESSARY TO EFFECTUATE SAID ISSUANCE, INCLUDING THE DELEGATION OF MATTERS RELATING TO THE SALE AND ISSUANCE OF THE BONDS TO AN AUTHORIZED CITY OFFICER OR EMPLOYEE WITHIN CERTAIN SPECIFIED PARAMETERS.**

Mr. John Balliew, El Paso Water Utilities, presented a PowerPoint presentation (copy on file in City Clerk’s office).

Ms. Maria Urbina, First Southwest, presented a PowerPoint presentation (copy on file in City Clerk’s office).

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

Mr. Paul Braden, Outside Bond Counsel, commented.

Ms. Marcela Navarete, El Paso Water Utilities, commented.

The following City Staff members commented:

- 1. Ms. Joyce Wilson, City Manager
- 2. Ms. Carmen Arrieta-Candelaria, Financial Services
- 3. Mr. Alan Shubert, Engineering and Construction Management
- 4. Ms. Sylvia Firth, City Attorney, gave legal advice

Mr. Charlie Wakeem, Citizen, commented.

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

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

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

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9A. PLANNING AND ECONOMIC DEVELOPMENT

*Motion made, seconded, and unanimously carried to **POSTPONE** eight weeks the public hearing on an Ordinance to preserve in its natural state and in perpetuity acreage legally described as Parcel 1, Nellie D. Mundy Survey 246, City of El Paso, El Paso County, Texas; Parcel 2, A portion of S.J. Larkin Survey, Abstract 10070, Tract 1, City of El Paso, El Paso County, Texas and Parcel 3, A portion of S.J. Larkin Survey, Abstract 10070, Tract 1-A, City of El Paso, El Paso County, Texas.

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9B. PLANNING AND ECONOMIC DEVELOPMENT

*Motion made, seconded, and unanimously carried to **POSTPONE** eight weeks the public hearing on an Ordinance to preserve in its natural state and in perpetuity acreage legally described as Parcel 1, Nellie D. Mundy Survey 246, City of El Paso, El Paso County Texas; Parcel 2, a portion of S. J. Larkin Survey, Abstract 10070, Tract 1, City of El Paso, El Paso County Texas and Parcel 3, a portion of S. J. Larkin Survey, Abstract 10070, Tract 1-A, City of El Paso, El Paso County Texas.

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9C. PLANNING AND ECONOMIC DEVELOPMENT

*Motion made, seconded, and unanimously carried to **POSTPONE** four weeks the public hearing on an Ordinance granting Special Permit No. PZST11-00013, to allow for infill development with reduced lot width on the property described as all of Lots 21 and 20 Except the Westerly 3 Feet of 20, Block 73D, Logan Heights Addition First Revised Plat, City of El Paso, El Paso County, Texas, pursuant to Section 20.10.280 of the El Paso City Code. The penalty being as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 3604 Keltner Avenue. Property Owner: Stone Nest LLC. PZST11-00013

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9D.

ORDINANCE 17792

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 20 (ZONING), CHAPTER 20.10 (SUPPLEMENTAL USE REGULATIONS), SECTION 20.10.080 (ANIMAL FACILITIES, ANIMAL KENNEL, ANIMAL TRAINING FACILITY, VETERINARY TREATMENT CENTER, CLINIC OR HOSPITAL), APPENDIX A (TABLE OF PERMISSIBLE USES) OF THE EL PASO CITY CODE TO ALLOW ANIMAL FACILITIES, ANIMAL KENNEL, ANIMAL TRAINING FACILITY, VETERINARY TREATMENT CENTER, CLINIC OR HOSPITAL IN M-1 (LIGHT MANUFACTURING ZONE DISTRICT). THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

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

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, Acosta, Robinson, Noe, Holguin, Ortega and Niland
NAYS: None
NOT PRESENT FOR THE VOTE: Representative Byrd

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

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9E. PLANNING AND ECONOMIC DEVELOPMENT

Motion made by Representative Noe, seconded by Representative Ortega, and unanimously carried to **POSTPONE** three weeks the public hearing on an Ordinance changing the zoning of Tracts 9A1, 9A1A and 9A2, Block 79, Section 32, Township 2, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas from R-3 (Residential) to C-4 (Commercial). The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: south of Montana Avenue and west of Dominican Street. Property Owner: Acala Investments, LLC. PZRZ12-00001. THIS IS AN APPEAL CASE

AYES: Representatives Lilly, Acosta, Robinson, Noe, Holguin, Ortega, and Niland
NAYS: None
NOT PRESENT FOR THE VOTE: Representative Byrd

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9F. ORDINANCE 17793

The City Clerk read an Ordinance entitled: **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.**

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

Ms. Joyce Wilson, City Manager, commented.

The following citizens commented.

- 1. Mr. Richard Schechter
- 2. Ms. Lisa Turner

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

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

ABSTAIN: Representative Holguin
NOT PRESENT FOR THE VOTE: Representative Robinson

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

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10.

ORDINANCE 17794

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 12 (VEHICLES AND TRAFFIC), CHAPTER 12.88 (SCHEDULES), SECTION 12.88.200 (SCHEDULE XVII - RESTRICTIONS ON PARKING IN RESIDENTIAL DISTRICTS), OF THE EL PASO CITY CODE, TO ADD PRINCE EDWARD AVENUE, RUSHING ROAD, DONALD DRIVE AND MCCOMBS STREET, THE PENALTY BEING AS PROVIDED IN SECTION 12.84.010 AND CHAPTER 12.85 OF THE EL PASO CITY CODE.**

Mr. Louie Sanchez, citizen, commented.

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

AYES: Representatives Byrd, Acosta, Robinson, Noe, Holguin, and Niland
NAYS: None
NOT PRESENT FOR THE VOTE: Representatives Lilly and Ortega

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

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11. FIRE

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING A FRANCHISE TO AMERICAN MEDICAL RESPONSE AMBULANCE SERVICE, INC. TO OPERATE A NON-EMERGENCY AMBULANCE TRANSFER SERVICE.**

Mayor Cook and Representatives Robinson and Noe commented.

Chief Otto Drozd, Fire, commented.

Mr. John Valentine, American Medical Response Ambulance Service, commented.

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

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

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

12. MAYOR AND COUNCIL

Legislative Review Committee Report:

1. Discussion and action on the formal report of the Finance, Internal Audit, Engineering/CIP and Management Services Legislative Review Committee meeting held on April 12, 2012, at 1:00 p.m. in Council chambers. The report is being submitted by LRC Chair, Representative Carl Robinson; and,
2. Discussion and action pertaining specifically to any of the agenda items posted on the agenda of said Legislative Review Committee meeting, as follows:
 - a. Approval of Minutes for the Finance, Internal Audit, Engineering/CIP & Management Services meeting of March 15, 2012.
 - b. Discussion and action on the following items related to the Information Technology Department (IT):
 1. The 2009 IT Strategic Plan and the status of the Plan. [City/County Information Technology, Peter Cooper, (915) 546-2041]
 2. The IT Capital Improvement Projects approved by City Council in 2010 and 2011-2013. [City/County Information Technology, Peter Cooper, (915) 546-2041]
 3. Schedule of all major IT projects and project status updates. [City/County Information Technology, Peter Cooper, (915) 546-2041]
 4. Review of shared services collaborative and demonstration of cost savings/benefits of IT projects. [City/County Information Technology, Peter Cooper, (915) 546-2041]
 5. IT procurements for 2011 and 2012 and upcoming key IT purchases. [Financial Services, Bruce D. Collins, (915) 541-4308]
 6. Process to update City Council regularly on progress of IT Plan implementation. [City Manager, Joyce Wilson, (915) 541-4844]
 7. Ongoing Third-Party IT review [City/County Information Technology, Peter Cooper, (915) 546-2041]
 - c. Discussion and action on the City's policies and procedures for change orders related to City contracts. [Engineering and Construction Management, R. Alan Shubert, (915) 541-4423]
 - d. Discussion and action on the City's policies and procedures for options related to contracts. [Financial Services, Bruce D. Collins, (915) 541-4308]
 - e. Discussion and action on the Request for Qualifications for the City's Financial Advisory Services. [Comptroller, Mark Sutter, (915) 541-4014]

NO ACTION was taken on this item.

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13. ENGINEERING AND CONSTRUCTION MANAGEMENT

*Motion made, seconded, and unanimously carried to **POSTPONE** one week the item regarding discussion and action on the selection of the El Paso Street Car route.

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Motion made by Representative Acosta, seconded by Representative Noe, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 11:42 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 12:14 p.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

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EX1.

Discussion and action regarding complaints and charges filed against Civil Service Commissioners. (551.071) [City Attorney's Office, Laura P. Gordon, (915) 541-4550]

NO ACTION was taken on this item.

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ADD1.

EX1. The State of Texas vs. Luis Ortiz, Cause No. 20120D02435 (551.071)
[City Attorney's Office, Laura P. Gordon (915) 541-455]

NO ACTION was taken on this item.

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ADD2.

EX2. The State of Texas vs. Luis Acosta, Cause No. 20120D02436 (551.071)
[City Attorney's Office, Laura P. Gordon (915) 541-455]

NO ACTION was taken on this item.

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Motion made by Representative Robinson, seconded by Representative Niland, and unanimously carried to **ADJOURN** this meeting at 12:14 p.m.
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APPROVED AS TO CONTENT:

Richarda Duffy Momsen, City Clerk