

JOHN F. COOK
MAYOR



CITY COUNCIL
ANN MORGAN LILLY, DISTRICT 1
SUSANNAH M. BYRD, DISTRICT 2
J. ALEXANDRO LOZANO, DISTRICT 3
MELINA CASTRO, DISTRICT 4
PRESI ORTEGA, JR., DISTRICT 5
EDDIE HOLGUIN JR., DISTRICT 6
STEVE ORTEGA, DISTRICT 7
BETO O'ROURKE, DISTRICT 8

JOYCE WILSON
CITY MANAGER

REGULAR COUNCIL MEETING MINUTES
COUNCIL CHAMBERS
JUNE 5, 2007
9:00 A.M.

The City Council met in regular session at the above place and date. Meeting was called to order at 9:07 a.m. Mayor John F. Cook present and presiding and the following Council Members answered roll call: Ann Morgan Lilly, Susannah M. Byrd, Melina Castro, Presi Ortega, Jr., Eddie Holguin, Jr., Steve Ortega, and Beto O'Rourke. Late arrival: Jose Alejandro Lozano at 9:08 a.m. The invocation was given by Reverend Lisle Davis, followed by the Pledge of Allegiance to the Flag of the United States of America.

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MAYOR'S PROCLAMATIONS

1. **WILLIAM BEAUMONT ARMY MEDICAL CENTER (WBAMC) CANCER SURVIVOR'S AWARENESS DAY**
2. **BRITTANY ENDLICH WEEK**

Mayor Cook commented.

CALL TO THE PUBLIC – PUBLIC COMMENT

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

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

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

30 Minutes total is allotted for speakers.

Three to five minutes may be allowed for each speaker.

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CONSENT AGENDA

Motion made by Mayor Pro Tempore Presi Ortega, Jr., 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, Lozano, Castro, Presi Ortega, Jr., Holguin, Steve Ortega, and O'Rourke
NAYS: None

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1. APPROVAL OF MINUTES

*Motion made, seconded, and unanimously carried to **APPROVE** the Minutes for the Regular City Council Meeting of May 29, 2007, and the Special City Council Meeting of May 31, 2007 (Tri-City).

2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS

NO ACTION was taken on this item.

3A.

***RESOLUTION**

That the City Manager be authorized to sign the First Amendment to a Professional Services Agreement by and between the City of El Paso and Dunkin, Sefko & Associates, Inc., for a project known as the Subdivision Ordinance Update, amending the Scope of Work to include additional tasks, to increase the amount of total compensation by an additional \$28,080 and extending the term of the Agreement to August 30, 2007.

Mayor Cook and Representatives Castro, Lilly, and Holguin commented.

Ms. Kelly Carpenter, Deputy Director of Planning, and Ms. Pat Aduato, Deputy City Manager of Development and Infrastructure Services, commented.

3B.

***RESOLUTION**

That the City Manager be authorized to sign a Professional Services Agreement between the City of El Paso and Halff Associates for a project known as City of El Paso Annexation and Undeveloped Areas Assessment and Strategy – Phase II in an amount not to exceed \$389,250.00.

Mayor Cook and Representatives Castro, Lilly, and Holguin commented.

Ms. Kelly Carpenter, Deputy Director of Planning, and Ms. Pat Aduato, Deputy City Manager of Development and Infrastructure Services, commented.

3C.

***RESOLUTION**

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

WHEREAS, the Director of the Department of Solid Waste Management 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:

820 El Parque Drive, Lot 24, Block 114, Chaparral Park #23 Subdivision, City of El Paso, El Paso County, Texas, Parcel #C340-999-1140-4700,

to be \$266.30 performed by the Solid Waste Management 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 TWO HUNDRED NINETY AND 30/100 DOLLARS (\$290.30). The City Council finds that the work was completed on the 13th day of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED NINETY AND 30/100 DOLLARS (\$290.30) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, JOHN W. KUNZ, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Solid Waste Management 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:

O Lockett, Lot 1 (EXC ELY & SWLY PTS) (15.0188 AC), Block 2, Miramonte Industrial Park #2 Subdivision, City of El Paso, El Paso County, Texas, Parcel #M498-999-0020-0500,

to be \$1,412.12 performed by the Solid Waste Management 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 ONE THOUSAND FOUR HUNDRED THIRTY SIX AND 12/100 DOLLARS (\$1,436.12). The City Council finds that the work was completed on the 18th, 21st, and 22nd days of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE THOUSAND FOUR HUNDRED THIRTY SIX AND 12/100 DOLLARS (\$1,436.12) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, MARIA R. PEREZ, c/o ALICIA CHARLES, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Solid Waste Management 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:

8940 Diana Drive, Lot 1591, Block 69, Mountain View Subdivision, City of El Paso, El Paso County, Texas, Parcel #M851-999-0690-1300,

to be \$635.43 performed by the Solid Waste Management 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 SIX HUNDRED FIFTY NINE AND 43/100 DOLLARS (\$659.43). The City Council finds that the work was completed on the 26th and 27th days of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount SIX HUNDRED FIFTY NINE AND 43/100 DOLLARS (\$659.43) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, CECILIA & IRENE O. MARQUEZ, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Solid Waste Management 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:

1619 Howze, Lot 45 & 46 & S ½ of 47 EXC E 20 FT, Block 124, Government Hill Subdivision, City of El Paso, El Paso County, Texas, Parcel #G569-999-1240-4700,

to be \$163.46 performed by the Solid Waste Management 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 ONE HUNDRED EIGHTY SEVEN AND 46/100 DOLLARS (187.46). The City Council finds that the work was completed on the 16th day of November, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED EIGHTY SEVEN AND 46/100 DOLLARS (187.46) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, FERNANDO & MARTHA LOPEZ, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Solid Waste Management 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:

2701 Sacramento Avenue, Lot 15 & 16, Block 136, Highland Park Subdivision, City of El Paso, El Paso County, Texas, Parcel #H453-999-1360-4600,

to be \$ 252.76 performed by the Solid Waste Management 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 TWO HUNDRED SEVENTY SIX AND 76/100 DOLLARS (\$276.76). The City Council finds that the work was completed on the 30th day of October, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED SEVENTY SIX AND 76/100 DOLLARS (\$276.76) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

WHEREAS, the Director of the Department of Solid Waste Management 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:

3416 Tyler, Lot 25 & 26 (6000 SQ FT), Block 48, Morningside Heights
Subdivision, City of El Paso, El Paso County, Texas, Parcel #M794-999-0480-
6100,

to be \$455.73 performed by the Solid Waste Management 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 FOUR HUNDRED SEVENTY NINE AND 73/100 DOLLARS (\$479.73). The City Council finds that the work was completed on the 4th and 5th days of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FOUR HUNDRED SEVENTY NINE AND 73/100 DOLLARS (\$479.73) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, MARIA D. C. RODRIGUEZ c/o NAOMI RODRIGUEZ, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Solid Waste Management 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 9 & 10 & 58 FT OF CLOSED ALLEY ADJ, Block 18, Lincoln Park
Subdivision, City of El Paso, El Paso County, Texas, Parcel #L314-999-0180-
6300,

to be \$428.67 performed by the Solid Waste Management 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 FOUR HUNDRED FIFTY TWO AND 67/100 DOLLARS (\$452.67). The City Council finds that the work was completed on the 7th day of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FOUR HUNDRED FIFTY TWO AND 67/100 DOLLARS (\$452.67) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

WHEREAS, the Director of the Department of Solid Waste Management 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:

3731 Findley Avenue, Lot 29 (3500 SQ FT), Block 23, Woodlawn Subdivision,
City of El Paso, El Paso County, Texas, Parcel #W886-999-0230-7600,

to be \$316.09 performed by the Solid Waste Management 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 THREE HUNDRED FORTY AND 09/100 DOLLARS (\$340.09). The City Council finds that the work was completed on the 21st day of November, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED FORTY AND 09/100 DOLLARS (\$340.09) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

WHEREAS, the Director of the Department of Solid Waste Management 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:

7117 Lemon Tree Lane, Lot 20, Block 9, Hidden Valley Subdivision, City of El Paso, El Paso County, Texas, Parcel #H413-999-0090-3900,

to be \$260.88 performed by the Solid Waste Management 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 TWO HUNDRED EIGHTY FOUR AND 88/100 DOLLARS (\$284.88). The City Council finds that the work was completed on the 20th day of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED EIGHTY FOUR AND 88/100 DOLLARS (\$284.88) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

WHEREAS, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

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

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

4300 Tularosa, Lot 17 & W ½ of 18 (5250 SQ FT), Block 23, French Subdivision, City of El Paso, El Paso County, Texas, Parcel #F716-999-0230-5000,

to be \$569.40 performed by the Solid Waste Management 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 FIVE HUNDRED NINETY THREE AND 40/100 DOLLARS (\$593.40). The City Council finds that the work was completed on the 18th day of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FIVE HUNDRED NINETY THREE AND 40/100 DOLLARS (\$593.40) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

WHEREAS, the Director of the Department of Solid Waste Management 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:

10022 Chick-A-Dee Street, Lot N ½ of 18, Chick-A-Dee Acres Subdivision, City of El Paso, El Paso County, Texas, Parcel #C398-999-0010-6500,

to be \$267.38 performed by the Solid Waste Management 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 TWO HUNDRED NINETY ONE AND 38/100 DOLLARS (\$291.38). The City Council finds that the work was completed on the 8th day of August, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED NINETY ONE AND 38/100 DOLLARS (\$291.38) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, GEORGE L HERMANN (LT), owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Solid Waste Management 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:

5030 Fairbanks, Lot 1.233 ACRES IN NE PT OF 20 (53709 SQ FT), Block 1,
Terrace Hills Subdivision, City of El Paso, El Paso County, Texas, Parcel
#T172-999-0010-7700,

to be \$361.01 performed by the Solid Waste Management 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 THREE HUNDRED EIGHTY FIVE AND 01/100 DOLLARS (\$385.01). The City Council finds that the work was completed on the 19th day of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED EIGHTY FIVE AND 01/100 DOLLARS (\$385.01) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, MAGDALENA C. LOPEZ, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Solid Waste Management 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:

5120 Jerry Drive, Lot 11, Block 2, Milagro Hills Subdivision, City of El Paso, El Paso County, Texas, Parcel #M425-999-0020-8100,

to be \$293.36 performed by the Solid Waste Management 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 THREE HUNDRED SEVENTEEN AND 36/100 DOLLARS (\$317.36). The City Council finds that the work was completed on the 14th day of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED SEVENTEEN AND 36/100 DOLLARS (\$317.36) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

WHEREAS, the Director of the Department of Solid Waste Management 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 25-C (0.7593 AC), Tract 25-D-2 (0.4633 AC) (1.2226 AC), & Tract 25-D (0.0430 AC), Block 81, TSP 1 SEC 38 T & P SURV Subdivision, City of El Paso, El Paso County, Texas, Parcel #X581-999-1380-2558 & X581-999-1380-2560,

to be \$187.81 performed by the Solid Waste Management 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 TWO HUNDRED ELEVEN AND 81/100 DOLLARS (\$211.81). The City Council finds that the work was completed on the 21st day of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED ELEVEN AND 81/100 DOLLARS (\$211.81) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, DANIEL M. SANCHEZ, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Solid Waste Management 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:

5613 Ranchito Avenue, Lot 67, Los Ranchitos Subdivision, City of El Paso, El Paso County, Texas, Parcel #L789-999-0000-6700,

to be \$345.32 performed by the Solid Waste Management 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 THREE HUNDRED SIXTY NINE AND 32/100 DOLLARS (\$369.32). The City Council finds that the work was completed on the 29th day of June, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED SIXTY NINE AND 32/100 DOLLARS (\$369.32) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

WHEREAS, the Director of the Department of Solid Waste Management 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:

5617 Ranchito Avenue, Lot 66, Los Ranchitos Subdivision, City of El Paso, El Paso County, Texas, Parcel #L789-999-0000-6600,

to be \$345.32 performed by the Solid Waste Management 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 THREE HUNDRED SIXTY NINE AND 32/100 DOLLARS (\$369.32). The City Council finds that the work was completed on the 29th day of June, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED SIXTY NINE AND 32/100 DOLLARS (\$369.32) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

WHEREAS, the Director of the Department of Solid Waste Management 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:

5621 Ranchito Avenue, Lot 67, Los Ranchitos Subdivision, City of El Paso, El Paso County, Texas, Parcel #L789-999-0000-6700,

to be \$345.32 performed by the Solid Waste Management 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 THREE HUNDRED SIXTY NINE AND 32/100 DOLLARS (\$369.32). The City Council finds that the work was completed on the 29th day of June, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED SIXTY NINE AND 32/100 DOLLARS (\$369.32) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

WHEREAS, the Director of the Department of Solid Waste Management 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:

5814 Sun Court, Lot 14, Block 1, Sun Court Mobile Home Subdivision, City of El Paso, El Paso County, Texas, Parcel #S808-999-0010-2700,

to be \$331.25 performed by the Solid Waste Management 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 THREE HUNDRED FIFTY FIVE AND 25/100 DOLLARS (\$355.25). The City Council finds that the work was completed on the 4th day of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED FIFTY FIVE AND 25/100 DOLLARS (\$355.25) 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.

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

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, GEORGE THOMAS HOMES, INC. c/o ANDREW KRAFSUR (TR), owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Solid Waste Management 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:

10152 Tapir Court, Lot 9 EXC SLY 16.00 FT (6163.95 SQ FT), Block 7,
Bellewood #2 Subdivision, City of El Paso, El Paso County, Texas, Parcel
#B351-999-0070-0900,

to be \$434.08 performed by the Solid Waste Management 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 FOUR HUNDRED FIFTY EIGHT AND 08/100 DOLLARS (\$458.08). The City Council finds that the work was completed on the 19th and 20th days of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FOUR HUNDRED FIFTY EIGHT AND 08/100 DOLLARS (\$459.08) 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.

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

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

WHEREAS, the Director of the Department of Solid Waste Management 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:

4736 Tropicana Avenue, Lot 1 (6500 SQ FT), Block 94, Sun Valley
Subdivision, City of El Paso, El Paso County, Texas, Parcel #S816-999-0940-
0100,

to be \$277.12 performed by the Solid Waste Management 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 THREE HUNDRED ONE AND 12/100 DOLLARS (\$301.12). The City Council finds that the work was completed on the 14th day of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED ONE AND 12/100 DOLLARS (\$301.12) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, GEO-BEAZER LP, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Solid Waste Management 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:

O Common Open Space, Lot 9 (8735.00 SQ FT), Block 1, Sun Valley Ranch
Subdivision, City of El Paso, El Paso County, Texas, Parcel #S820-999-0010-
0900,

to be \$315.01 performed by the Solid Waste Management 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 THREE HUNDRED THIRTY NINE AND 01/100 DOLLARS (\$339.01). The City Council finds that the work was completed on the 13th day of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED THIRTY NINE AND 01/100 DOLLARS (\$339.01) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, JAVIER & BEATRIZ QUINTANA, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

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

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

11408 Patricia, Lot 3, Block 1, Kimberly Heights Subdivision, City of El Paso,
El Paso County, Texas, Parcel #K383-999-0010-0300,

to be \$472.23 performed by the Solid Waste Management 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 FOUR HUNDRED NINETY SIX AND 23/100 DOLLARS (\$496.23). The City Council finds that the work was completed on the 11th day of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FOUR HUNDRED NINETY SIX AND 23/100 DOLLARS (\$496.23) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

WHEREAS, the Director of the Department of Solid Waste Management 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:

11412 Patricia Avenue, Lot 4, Block 1, Kimberly Heights Subdivision, City of
El Paso, El Paso County, Texas, Parcel #K383-999-0010-0400,

to be \$507.41 performed by the Solid Waste Management 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 FIVE HUNDRED THIRTY ONE AND 41/100 DOLLARS (\$531.41). The City Council finds that the work was completed on the 11th day of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FIVE HUNDRED THIRTY ONE AND 41/100 DOLLARS (\$531.41) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, PETRA C. CASTANEDA, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Solid Waste Management 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:

129 Borunda Lane, Tract 28-B-3 (0.167 ACRE), Block 37, Ysleta Subdivision,
City of El Paso, El Paso County, Texas, Parcel #Y805-999-0370-2816,

to be \$298.77 performed by the Solid Waste Management 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 THREE HUNDRED TWENTY TWO AND 77/100 DOLLARS (\$322.77). The City Council finds that the work was completed on the 13th day of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED TWENTY TWO AND 77/100 DOLLARS (\$322.77) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, CESAR & ED RAMIREZ and J & L UNIQUE HOMES, INC., owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Solid Waste Management 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:

146 Borunda, Lot 32-D (0.46 AC) & 32-A (0.46 AC) & 32-C (0.63 AC) (1.55 AC), Block 37, Ysleta Subdivision, City of El Paso, El Paso County, Texas, Parcel #Y805-999-0370-3217,

to be \$553.16 performed by the Solid Waste Management 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 FIVE HUNDRED SEVENTY SEVEN AND 16/100 DOLLARS (\$577.16). The City Council finds that the work was completed on the 7th and 8th day of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FIVE HUNDRED SEVENTY SEVEN AND 16/100 DOLLARS (\$577.16) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

WHEREAS, the Director of the Department of Solid Waste Management 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:

634 Casa Grande, Lot 226 (6891.48 SQ FT), Singh #3 Subdivision, City of El Paso, El Paso County, Texas, Parcel #S455-999-001B-5300,

to be \$336.66 performed by the Solid Waste Management 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 THREE HUNDRED SIXTY AND 66/100 DOLLARS (\$360.66). The City Council finds that the work was completed on the 20th day of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED SIXTY AND 66/100 DOLLARS (\$360.66) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, OFELIA CHAVEZ and JAMES M. DEAL, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Solid Waste Management 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:

1730 Ruddy Quail Lane, Lot 1 (5412.93 SQ FT), Block 13, Quail Run
Subdivision, City of El Paso, El Paso County, Texas, Parcel #Q550-999-0130-
0100,

to be \$187.81 performed by the Solid Waste Management 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 TWO HUNDRED ELEVEN AND 81/100 DOLLARS (\$211.81). The City Council finds that the work was completed on the 22nd day of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED ELEVEN AND 81/100 DOLLARS (\$211.81) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, THE ALDERETE FAMILY 1990 TRUST, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Solid Waste Management has reported the cost of doing such work in the amount hereinafter set forth.

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

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

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

to be \$182.40 performed by the Solid Waste Management 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 TWO HUNDRED SIX AND 40/100 DOLLARS (\$206.40). The City Council finds that the work was completed on the 6th day of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED SIX AND 40/100 DOLLARS (\$206.40) 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.

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

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

WHEREAS, the Director of the Department of Solid Waste Management 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:

246 Southside, Tract 13 (0.8357 ACRE), Block 49, Ysleta Subdivision, City of El Paso, El Paso County, Texas, Parcel #Y805-999-0490-1301,

to be \$282.53 performed by the Solid Waste Management 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 THREE HUNDRED SIX AND 53/100 DOLLARS (\$306.53). The City Council finds that the work was completed on the 6th day of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED SIX AND 53/100 DOLLARS (\$306.53) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, THE ALDERETE FAMILY 1990 TRUST, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Solid Waste Management 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:

266 Southside, Tract 12 (1.5667 AC), Block 49, Ysleta Subdivision, City of El Paso, El Paso County, Texas, Parcel #Y805-999-0490-1201,

to be \$366.43 performed by the Solid Waste Management 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 THREE HUNDRED NINETY AND 43/100 DOLLARS (\$390.43). The City Council finds that the work was completed on the 6th day of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED NINETY AND 43/100 DOLLARS (\$390.43) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, JORGE M. & ALEJANDRINA SERNA, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Solid Waste Management 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:

8015 Glendale Avenue, W 41.5 FT & N 3 FT OF S 83 FT OF E 48 FT OF 29,
Block 2, Mesa Vista #2 Subdivision, City of El Paso, El Paso County, Texas,
Parcel #M386-999-0020-8100,

to be \$271.71 performed by the Solid Waste Management 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 TWO HUNDRED NINETY FIVE AND 71/100 DOLLARS (\$295.71). The City Council finds that the work was completed on the 7th day of December, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED NINETY FIVE AND 71/100 DOLLARS (\$295.71) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, RAMONA PORTELA, owner of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Solid Waste Management 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:

3619 Hueco, Lot 11 & 12 (7000 SQ FT), Block 117, East El Paso Subdivision,
City of El Paso, El Paso County, Texas, Parcel #E014-999-1170-2600,

to be \$190.52 performed by the Solid Waste Management 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 TWO HUNDRED FOURTEEN AND 52/100 DOLLARS (\$214.52). The City Council finds that the work was completed on the 22nd day of November, 2006, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED FOURTEEN AND 52/100 DOLLARS (\$214.52) 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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3D.

***RESOLUTION**

That the City Manager be authorized to sign an Employment Agreement between the City of El Paso and Salvador Gonzalez-Ayala to employ Salvador Gonzalez-Ayala as a Transportation Planning & Program Manager for the Metropolitan Planning Organization at a biweekly rate of \$3,846.15. The term of the contract shall be for the period of July 1, 2007, through June 30, 2008.
Representatives Castro and Lozano commented.

Representative Castro and Lozano commented.

Mr. Roy Gilyard, Executive Director of the Metropolitan Planning Organization, commented.

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4. SPECIAL APPOINTMENTS

*Motion made, seconded, and unanimously carried to **APPOINT** Hadley A. Huchton as Assistant City Attorney effective July 9, 2007, and to **APPOINT** Bertha A. Ontiveros as Assistant City Attorney effective July 2, 2007.

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5. DISCRETIONARY FUNDS

Authorization to disburse \$1,000 from District 5 Discretionary Funds (Account No. 504420, Dept. ID 01153007, Fund 16505, Project PD50426) as stated in the Donation Agreement approved between the City on behalf of Parks and Recreation Department, and Playground Connection on July 26, 2005.

Mayor Cook and Representatives Lozano and Presi Ortega, Jr. commented.

Mr. Charlie McNabb, City Attorney, gave legal advice.

1ST MOTION

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

2ND AND FINAL MOTION

Motion made, seconded and carried to **APPROVE** the disbursal of \$1,000 from District 5 Discretionary Funds (Account No. 504420, Dept. ID 01153007, Fund 16505, Project PD50426), subject to Playground Connection meeting the approval and requirements of the Department of Parks and Recreation of the City of El Paso (the "Department") pursuant to the Donation Agreement dated July 26, 2005, and subject to Playground Connection returning the funds to District 5 in the event said Department approval is not received.

NOT PRESENT FOR THE VOTE: Representative Lozano

6. APPLICATIONS FOR TAX REFUND

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

- A. Stewart Title Company in the amount of \$4,255.73 overpayment of 2006 taxes. (PID #C340-999-0830-5500).
- B. Aurora Loan Services in the amount of \$4,804.00 overpayment of 2005 taxes. (PID #C340-999-0930-1100).
- C. John Trien Realty in the amount of \$2,572.10 overpayment of 2006 taxes. (PID #D047-999-0150-1100).
- D. Citimortgage in the amount of \$3,148.09 overpayment of 2006 taxes. (PID #E222-999-1810-0100).
- E. Total Opportunities in the amount of \$22,000.00 overpayment of 2006 taxes. (PID #G569-999-0470-2900).
- F. First American Default Management Solutions in the amount of \$3,678.03 overpayment of 2006 taxes. (PID #H801-999-0040-7025).
- G. EMC Mortgage in the amount of \$3,637.84 overpayment of 2006 taxes. (PID #H801-999-0040-7225).
- H. Paul A. Smith III and Maribel Smith in the amount of \$11,572.64 overpayment of 2006 taxes. (PID #L130-999-0020-2100).
- I. Hilda K. Clark in the amount of \$2,792.29 overpayment of 2006 taxes. (PID #M425-999-0270-4600).
- J. Ricardo & Margarita Yzquierdo in the amount of \$3,023.80 overpayment of 2006 taxes. (PID #M785-000-0020-1300).
- K. Landers First Choice in the amount of \$6,816.28 overpayment of 2006 taxes. (PID #N425-999-0330-4900).
- L. Westlake Settlement Services in the amount of \$4,098.08 overpayment of 2006 taxes. (PID #S812-999-0070-0100).

- M. Countrywide Tax Services Corporation in the amount of \$10,872.45 overpayment of 2006 taxes. (PID #S912-999-001D-4000).
- N. Pentagon Federal Credit Union in the amount of \$3,206.54 overpayment of 2005 taxes. (PID #T287-999-0560-2300).
- O. Del Norte First American Title in the amount of \$3,268.26 overpayment of 2006 taxes. (PID #V893-999-1670-4300)
- P. John Trien Realty in the amount of \$3,066.60 overpayment of 2006 taxes. (PID #V893-999-1980-3100).
- Q. Penske Truck Leasing Co., L.P. in the amount of \$29,321.95 overpayment of 2006 taxes. (PID #V893-999-2940-0100).
- R. Citimortgage in the amount of \$3,168.02 overpayment of 2006 taxes. (PID #V893-999-5500-4000).
- S. Wells Fargo Real Estate Tax Services, LLC in the amount of \$2,980.49 overpayment of 2006 taxes. (PID #V897-999-1070-5700).

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7. REQUEST FOR PROPOSAL

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2007-160R (Services to Provide Retail Market Analysis and Best Retail Matches) to The Buxton Company for a total award of \$70,000.

Department: Economic Development
 Award to: The Buxton Company
 Fort Worth, TX
 Items: All
 Account No.: 72010268 – 01101 - 502215
 Funding Source: Economic Development, Operating Account, Outside Contracts
 Total Award: \$70,000

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

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

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

Mr. Richard Schecter, citizen, commented.

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8A. – 8F. INTRODUCTIONS

Motion made by Mayor Pro Tempore Presi Ortega, Jr., 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:

- A. An Ordinance amending Title 13 (Streets, Sidewalks, and Public Places), Chapter 13.20 (Miscellaneous Street and Sidewalk Use Regulations), Section 13.20.110 (Bus Bench Franchises) to transfer the enforcement authority over bus bench franchises to the Mass Transit Department and transfer all required franchise payments to the Mass Transit Department.
- B. An Ordinance granting to Paul Berube a non-exclusive franchise for litter receptacles on sidewalks and other City property.
- C. That the Mayor be authorized to sign an Ordinance granting a franchise for Elite Medical Transport to operate a Non-Emergency Ambulance Transfer Service.

Mayor Cook and Representatives Lozano, Presi Ortega, Lilly, and Steve Ortega commented.

Fire Medical Deputy Chief Janet Walker commented, and Mr. Charlie McNabb, City Attorney, gave legal advice.

- D. That the Mayor be authorized to sign an amendment to the Ordinance for Sun City Ambulance Service, Inc., dba Rio Grande Ambulance Service, to provide an amendment to the rate schedule.

Mayor Cook and Representatives Lozano, Presi Ortega, Lilly, and Steve Ortega commented.

Fire Medical Deputy Chief Janet Walker commented, and Mr. Charlie McNabb, City Attorney, gave legal advice.

PUBLIC HEARING WILL BE HELD ON JUNE 12, 2007, FOR ITEMS 8A – 8D

- E. An Ordinance changing the zoning of a portion of Tracts 1B4, 3, and 8, O. A. Danielson Survey #315, City of El Paso, El Paso County, Texas, Texas from M-1 (Light Manufacturing) to C-4 (Commercial). The penalty is as provided for in Chapter 20.68 of the El Paso City Code. Subject Property: South of Rojas Drive and west of Joe Battle Blvd. Applicant: Rumanas, L.P. ZON07-00025
- F. An Ordinance changing the zoning of Lot 2, Block 1, A & M Addition, City of El Paso, El Paso County, Texas, from R-3 (Residential) and R-F (Ranch-Farm) to C-3 (Commercial). The penalty is as provided for in Chapter 20.68 of the El Paso City Code. Subject Property: South of Interstate Highway 10 and east of Joe Battle Blvd. Applicant: Cinco Properties, LP. ZON07-00026

PUBLIC HEARING WILL BE HELD ON JUNE 26, 2007, FOR ITEMS 8E – 8F

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9A.

ORDINANCE 16649

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF LOTS 27 AND 28, BLOCK 72, GOVERNMENT HILL, CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM C-1/H (COMMERCIAL/HISTORIC) TO R-4/H (RESIDENTIAL/HISTORIC). THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.68 OF THE EL PASO CITY CODE.**

Representatives Byrd and Lozano commented.

Ms. Kelly Carpenter, Deputy Director of Planning, commented.

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

AYES: Representatives Lilly, Byrd, Castro, Presi Ortega, Jr., Holguin, Steve Ortega, and O'Rourke
NAYS: None
NOT PRESENT FOR THE VOTE: Representative Lozano

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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9B.

ORDINANCE 16650

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF THE FOLLOWING REAL PROPERTY DESCRIBED AS: PARCEL 2: A PORTION OF TRACT 3A, SECTION 21, BLOCK 80, TOWNSHIP 1, TEXAS AND PACIFIC RAILWAY COMPANY SURVEYS, CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-F (RANCH AND FARM) TO C-4 (COMMERCIAL); PARCEL 3: A PORTION OF TRACTS 1A, 2, AND 3A, SECTION 21, BLOCK 80, TOWNSHIP 1, TEXAS AND PACIFIC RAILWAY COMPANY SURVEYS, CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-F (RANCH AND FARM) TO R-5 (RESIDENTIAL) AND IMPOSING CONDITIONS. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.68 OF THE EL PASO CITY CODE.**

Representatives Castro, O'Rourke, and Byrd commented.

Ms. Kelly Carpenter, Deputy Director of Planning, commented.

Mr. Pat Rocha, citizen, and Mr. Conrad Conde, representing the applicant, commented.

1ST MOTION

Motion made by Representative Castro, seconded by Representative Holguin, and unanimously carried to **SUSPEND THE RULES OF ORDER** and allow Mr. Conde to address the Council after the sign-up period.

NOT PRESENT FOR THE VOTE: Representatives Lozano and Steve Ortega

2ND AND FINAL MOTION

Motion duly made by Representative Castro, seconded by Representative O'Rourke, 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, Lozano, Castro, Presi Ortega, Jr., Holguin, Steve Ortega, and O'Rourke
NAYS: None

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

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9C.

ORDINANCE 16651

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING THE 2025 PROPOSED THOROUGHFARE SYSTEM AS DETAILED IN THE MAP ATLAS OF THE PLAN FOR EL PASO AND ITS RELATED DOCUMENTS AS ORIGINALLY APPROVED BY THE EL PASO CITY COUNCIL IN 1999, AND AS SUBSEQUENTLY AMENDED, TO REMOVE THE PROPOSED MINOR ARTERIAL BETWEEN THE PROPOSED EXTENSIONS OF PEBBLE HILLS AND RICH BEEM.**

Representatives Presi Ortega, Jr., Steve Ortega, and Lozano commented.

Motion duly made by Mayor Pro Tempore Presi Ortega, Jr., seconded by Representative Lozano, 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, Lozano, Castro, Presi Ortega, Jr., Holguin, Steve Ortega, and O'Rourke
NAYS: None

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

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ITEMS TAKEN TOGETHER:

9D.

ORDINANCE 16652

The City Clerk read an Ordinance entitled: **AN ORDINANCE VACATING A PORTION OF A 20-FOOT ALLEY ABUTTING LOTS 1,2, 3, 4, AND LOTS 24, 25, 26, OUT OF BLOCK 89-A, LOGAN HEIGHTS ADDITION, CITY OF EL PASO, EL PASO COUNTY, TEXAS.**

12B.

ORDINANCE 16662

The City Clerk read an Ordinance entitled: **AN ORDINANCE AUTHORIZING THE CITY OF EL PASO TO SELL A 0.596 ACRE PARCEL, MORE OR LESS, BEING ALL OF LOT 1 AND PORTIONS OF LOTS 2, 3, 4, 5, 24, 25, 26 AND A PORTION OF TRACT 1 AND A PORTION A 20-FOOT ALLEY (VACATED), BLOCK 89-A, LOGAN HEIGHTS ADDITION, EL PASO, EL PASO COUNTY, TEXAS, TO RICK MARQUEZ.**

Ms. Kelly Carpenter, Deputy Director of Planning, commented.

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

AYES: Representatives Lilly, Byrd, Lozano, Castro, Holguin, Steve Ortega, and O'Rourke
NAYS: None
NOT PRESENT FOR THE VOTE: Representative Presi Ortega, Jr.

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

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9E.

ORDINANCE 16653

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 20 (ZONING) OF THE EL PASO CITY CODE BY REPLACING TITLE 20 (ZONING) IN ITS ENTIRETY IN ORDER TO ESTABLISH ZONING REGULATIONS; CREATE USE DISTRICTS IN ACCORDANCE WITH THE COMPREHENSIVE PLAN; REGULATE WITHIN SUCH DISTRICTS THE HEIGHT, BULK AND USE OF BUILDINGS AND STRUCTURES, THE SIZE OF YARDS, OPEN SPACES, USE OF LAND FOR COMMERCIAL, INDUSTRY, RESIDENCE, AND OTHER PURPOSES; ADOPTING A ZONING DISTRICT MAP; PROVIDE FOR THE ROLE AND AUTHORITY OF THE CITY PLAN COMMISSION, ZONING BOARD OF ADJUSTMENT AND CITY COUNCIL; REGULATE THE DENSITY OF DWELLINGS AND OTHER STRUCTURES AND THE PERCENTAGE OF LOT THAT MAY BE OCCUPIED BY STRUCTURES; PROVIDE FOR SITE PLAN APPROVAL; PROVIDE FOR NONCONFORMING USES AND STRUCTURES; DEFINE CERTAIN TERMS AS USED WITHIN THIS ORDINANCE; PROVIDE FOR SPECIAL USE PERMITS; SPECIFY MINIMUM REQUIREMENTS FOR OFF-STREET PARKING OF MOTOR VEHICLES AND OFF-STREET LOADING AREAS; PROVIDE FOR OVERLAY DISTRICTS; PROVIDE FOR DEVELOPMENT STANDARDS FOR ALL USES; PROVIDE FOR REGULATIONS REGARDING SIGNAGE; PROVIDE FOR ENFORCEMENT INCLUDING PENALTIES OF A FINE NOT TO EXCEED \$2,000 OR CIVIL PENALTY NOT TO EXCEED \$500 FOR EACH AND EVERY OFFENSE; PROVIDE FOR INJUNCTIVE RELIEF; AND PROVIDE FOR THE FOLLOWING: FINDINGS OF FACT; REPEALER; SEVERABILITY, EFFECTIVE DATE; AND PROPER NOTICE AND A HEARING.**

Ms. Pat Aduato, Deputy City Manager of Development and Infrastructure Services, commented.

Mayor Cook and Representatives Byrd, Steve Ortega, Holguin, O'Rourke, Lozano, Lilly, Castro, and Presi Ortega, Jr. commented.

The following City staff members commented:

1. Mr. Charlie McNabb, City Attorney, gave legal advice.
2. Mr. Alan Shubert, Development Services Director
3. Ms. Kimberly Forysth, Development Services Senior Planner
4. Ms. Lupe Cuellar, Assistant City Attorney, gave legal advice.

Ms. Cindy Crosby, Bickerstaff, Heath, Pollan, & Caroom Law Firm, commented.

The following members of the public commented:

1. Mr. Ray Mancera
2. Mr. Carlos Flores
3. Ms. Elizabeth Leal
4. Mr. Doug Hamilton
5. Mr. Ray Aduato
6. Ms. Yolander Giner
7. Mr. Sean Taylor
8. Mr. Jim Payne
9. Mr. Lane Camfield

1ST MOTION

Motion made by Representative O'Rourke, seconded by Representative Byrd, and unanimously carried to **CHANGE THE EFFECTIVE DATE** to October 1, 2007.

NOT PRESENT FOR THE VOTE: Representatives Castro and Presi Ortega, Jr.

2ND MOTION

Motion made by Representative Byrd, seconded by Representative Lozano, and unanimously carried to **APPROVE** the change to Chapter 20.06 (Zoning Districts and Map) – Designation of Quarry Zone within Industrial/Manufacturing Districts (Subsection 20.06.010.C).

NOT PRESENT FOR THE VOTE: Representative Presi Ortega, Jr.

3RD MOTION

Motion made by Representative O'Rourke, seconded by Representative Lozano, and unanimously carried to **APPROVE** the revisions to Chapter 20.08 (Permissible Uses) – Land Uses.

NOT PRESENT FOR THE VOTE: Representative Presi Ortega, Jr.

4TH MOTION

Motion made by Representative Lozano, seconded by Representative Byrd, and unanimously carried to **SUSPEND THE RULES OF ORDER** and allow all speakers to address the Council.

5TH MOTION

Motion made by Representative Steve Ortega, seconded by Representative Lilly, and unanimously carried to **APPROVE** revisions to Chapter 20.10 (Supplemental Use Regulations) – Outdoor Flea Markets revised to require three-foot masonry and three-foot wrought iron walls.

6TH MOTION

Motion made by Representative Byrd, seconded by Representative O'Rourke, and carried to **APPROVE** the revisions to Chapter 20.16 (Screening and Fencing Regulations) – Mandatory Walls with the revision to delete chain link and adding that it may be waived by the Director of Development Services if the property owner provides an alternative design to insure the public health and safety provided that a chain link fence is not an alternative design and adding the language as read into the record by Ms. Cindy Crosby pertaining to excluding park ponds.

AYES: Representatives Lilly, Byrd, Castro, Presi Ortega, Jr., Holguin, Steve Ortega, and O'Rourke

NAYS: Representative Lozano

7TH MOTION

Motion made by Representative Steve Ortega, seconded by Representative Lilly, and unanimously carried to **APPROVE** revisions to Chapter 20.18 (Sign Regulations) – Prohibited signs, temporary inflatable signs and Chapter 20.18 (Sign Regulations) – Prohibited signs, signs located within public row.

8TH MOTION

Motion made by Representative Byrd, seconded by Representative Steve Ortega, and carried to **APPROVE** revisions to Chapter 20.18 (Sign Regulations) – Prohibited signs, mobile vehicle signs as amended allowing advertising as long as the main purpose of the vehicle will not be for advertising.

AYES: Representatives Lilly, Byrd, Lozano, Holguin, and Steve Ortega.

NAYS: Representative O'Rourke

NOT PRESENT FOR THE VOTE: Representatives Castro and Presi Ortega, Jr.

9TH MOTION

Motion made by Representative Byrd, seconded by Representative Lilly, and unanimously carried **APPROVE** revisions to Chapter 20.18 (Sign Regulations) – Temporary on premise signs, portables.

NOT PRESENT FOR THE VOTE: Representatives Castro, Steve Ortega, and O'Rourke

10TH MOTION

Motion made by Representative Lozano, seconded by Representative Holguin, and unanimously carried to **APPROVE** the amendment of adding a provision of a maximum number of signs allowed to be one for subdivisions with ten lots or less and two for a subdivision with more than ten lots.

11TH MOTION

Motion made by Representative Byrd, seconded by Representative Lilly, and unanimously carried to **APPROVE** revisions to Chapter 20.22 (Nonconforming Situations) – Destroyed or damaged uses.

12TH MOTION

Motion made by Representative Lozano, seconded by Representative Lilly, and unanimously carried to **APPROVE** the grammatical corrections of Title 20.

13TH MOTION

Motion made by Representative Steve Ortega, seconded by Representative Holguin, and unanimously carried to **RECESS** the City Council Meeting at 1:27 p.m.

14TH MOTION

Motion made by Representative Steve Ortega, seconded by Representative Lilly, and unanimously carried to **RECONVENE** the City Council Meeting at 2:13 p.m.

NOT PRESENT FOR THE VOTE: Representatives Lozano and Holguin

15TH AND FINAL MOTION

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

AYES: Representatives Lilly, Byrd, Lozano, Castro, Holguin, Steve Ortega, and O'Rourke

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Presi Ortega, Jr.

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

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9F.

ORDINANCE 16654

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 18 (BUILDING AND CONSTRUCTION) OF THE EL PASO CITY CODE BY CREATING CHAPTER 18.46 (LANDSCAPE) IN ORDER TO ESTABLISH THE MINIMUM STANDARDS FOR INSTALLATION AND MAINTENANCE OF IRRIGATION AND LANDSCAPE WITHIN THE CORPORATE LIMITS OF THE CITY; AND PROVIDING FOR A CRIMINAL PENALTY, CLASS C MISDEMEANOR NOT TO EXCEED TWO THOUSAND DOLLARS (\$2,000) AND CIVIL PENALTY UP TO FIVE HUNDRED DOLLARS (\$500) FOR VIOLATION OF THE CODE.**

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

AYES: Representatives Lilly, Byrd, Lozano, Castro, Presi Ortega, Jr., Holguin, Steve Ortega, and O'Rourke
NAYS: None

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

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9G.

ORDINANCE 16655

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 18 (BUILDING AND CONSTRUCTION), CHAPTER 18.02. (BUILDING AND CONSTRUCTION ADMINISTRATIVE CODE), SECTION 18.02.109 (PERMIT FEES), SUBSECTION 18.02.109.2.5 (PLAN DEPOSIT) OF THE EL PASO CITY CODE TO DELETE THE EXCEPTION FOR A DEPOSIT FOR A SIGN PERMIT, THE PENALTY BEING AS PROVIDED IN SECTION 18.02.107 OF THE EL PASO CITY CODE.**

Ms. Pat Aduato, Deputy City Manager of Development and Infrastructure Services, commented.

Motion duly made by Representative O'Rourke, 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, Castro, Holguin, Steve Ortega, and O'Rourke
NAYS: None
NOT PRESENT FOR THE VOTE: Representatives Lozano and Presi Ortega, Jr.

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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9H.

ORDINANCE 16656

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 9, HEALTH AND SAFETY, OF THE EL PASO CITY CODE BY DELETING CHAPTER 9.20 (TREE PEST CONTROL) IN ITS ENTIRETY.**

Motion duly made by Representative O'Rourke, 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, Castro, Holguin, Steve Ortega, and O'Rourke

NAYS: None

NOT PRESENT FOR THE VOTE: Representatives Lozano and Presi Ortega, Jr.

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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9I.

ORDINANCE 16657

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 9 (HEALTH AND SAFETY) OF THE EL PASO CITY CODE BY ADDING CHAPTER 9.11, TREE CARE, WHICH WILL DEFINE THE CARE, DESTRUCTION, AND PLANTING OF TREES LOCATED ON CITY PROPERTY AND TO PREVENT CERTAIN HAZARDS AND NUISANCES CREATED BY TREES LOCATED ON PRIVATE PROPERTY, THE PENALTY BEING AS PROVIDED IN CHAPTER 1.08 (GENERAL PENALTY) OF THE EL PASO CITY CODE.**

Motion duly made by Representative Steve Ortega, 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, Castro, Holguin, Steve Ortega, and O'Rourke

NAYS: None

NOT PRESENT FOR THE VOTE: Representatives Lozano and Presi Ortega, Jr.

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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9J.

ORDINANCE 16658

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 2 (ADMINISTRATION AND PERSONNEL), CHAPTER 2.30 (CONSTRUCTION BOARD OF APPEALS), SECTION 2.30.060 (POWERS) OF THE EL PASO CITY CODE TO ADD ADDITIONAL POWERS TO THE CONSTRUCTION BOARD OF APPEALS.**

Ms. Pat Aauto, Deputy City Manager of Development and Infrastructure Services, commented.

Motion duly made by Representative O'Rourke, 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, Castro, Holguin, Steve Ortega, and O'Rourke

NAYS: None

NOT PRESENT FOR THE VOTE: Representatives Lozano and Presi Ortega, Jr.

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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9K.

ORDINANCE 16659

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 5 (BUSINESS TAXES, LICENSES, AND REGULATIONS) OF THE EL PASO CITY CODE BY ADDING CHAPTER 5.30 (FLEA MARKET OPERATOR PERMIT), CHAPTER 5.34 (HOME OCCUPATION LICENSE) AND CHAPTER 5.94 (SIGN PERMIT FEES, LICENSES, AND BONDS) IN ORDER TO SET FORTH THE REQUIREMENTS FOR LICENSING, PERMITS, FEES, AND REVOCATION OF SUCH LICENSES. PROVIDING FOR A CRIMINAL PENALTY OF A CLASS C MISDEMEANOR AND A FINE NOT TO EXCEED TWO THOUSAND DOLLARS (\$2,000); AND A CIVIL PENALTY NOT TO EXCEED FIVE HUNDRED DOLLARS (\$500) PER DAY.**

Representatives Byrd and Holguin commented.

The following City staff members commented:

- 1. Ms. Pat Adauto, Deputy City Manager of Development and Infrastructure Services
- 2. Mr. Alan Shubert, Development Services Director
- 3. Mr. Charlie McNabb, City Attorney, gave legal advice.

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

AYES: Representatives Lilly, Byrd, Castro, Holguin, and Steve Ortega
NAYS: None
NOT PRESENT FOR THE VOTE: Representatives Lozano, Presi Ortega, Jr., and O'Rourke

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. PUBLIC HEARING – MAYOR AND COUNCIL

Motion made by Representative Castro seconded by Representative Holguin, and unanimously carried to **DELETE** the Public Hearing on an Ordinance limiting the use of the Power of Eminent Domain on non-blighted private property in the redevelopment districts of the Downtown 2015 Plan.

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

Mayor Cook and Representatives Castro and Steve Ortega commented.

Mr. Charlie McNabb, City Attorney, gave legal advice.
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11.

ORDINANCE 16660

The City Clerk read an Ordinance entitled: **AN ORDINANCE REPEALING ORDINANCE NUMBER 013472 WHICH AUTHORIZED THE TWELVE TRAVELERS REVIEW COMMITTEE AND PROVIDED FOR THE APPOINTMENT OF AND DEFINED THE DUTIES OF MEMBERS OF THE COMMITTEE.**

Representative Steve Ortega commented.

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

Motion duly made by Representative Steve Ortega, seconded by Representative O'Rourke, 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, Lozano, Castro, Holguin, Steve Ortega, and O'Rourke

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Presi Ortega, Jr.

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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12A.

ORDINANCE 16661

The City Clerk read an Ordinance entitled: **AN ORDINANCE AUTHORIZING THE CITY OF EL PASO TO QUITCLAIM A 1.6529 ACRE PARCEL, MORE OR LESS, BEING A PORTION OF THE O.A. DANIELSON SURVEY NO. 315, EL PASO COUNTY, TEXAS, TO CRINCO LANDS, LTD.**

Mayor Cook and Representatives Byrd, Lozano, Holguin, and Steve Ortega commented.

Mr. Gonzalo Cedillo, Financial Services Capital Assets Manager, commented.

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

AYES: Representatives Lilly, Byrd, Lozano, Castro, Holguin, Steve Ortega, and O'Rourke

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Presi Ortega, Jr.

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

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ITEMS TAKEN TOGETHER:

13A.

ORDINANCE 16663

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 19 (SUBDIVISIONS) OF THE EL PASO CITY CODE BY AMENDING CHAPTER 19.12 (PARKLAND DEDICATION), SECTION**

19.12.090 (BONUS REDUCTIONS FOR RECREATIONAL IMPROVEMENTS) AMENDING SUBSECTION 19.12.090A. (BONUS REDUCTION APPLICABILITY) TO PROVIDE REGULATIONS FOR BONUS REDUCTION, IF ANY, FOR PRIVATE PARK AMENITIES PROVIDED WITHIN SINGLE-FAMILY, TWO-FAMILY, AND MULTI-FAMILY DEVELOPMENT AND SPECIFYING THE CRITERIA, AND AMENDING SUBSECTION 19.12.120 (APPLICABILITY) TO ADDRESS THE APPLICABILITY OF THE AMENDMENT, THE PENALTY BEING AS PROVIDED IN SECTION 19.04.190 OF THE EL PASO CITY CODE.

13B. PUBLIC HEARING – PARKS AND RECREATION

An Ordinance amending Title 19 (Subdivisions) of the El Paso City Code by amending Chapter 19.12 (Parkland Dedication), Section 19.12.090 (Bonus Reductions for Recreational Improvements) amending Subsection 19.12.090A. (Bonus Reduction Applicability) to prohibit applicability in underserved park zones, to add a requirement concerning necessary improvements, and to allow for up to a one hundred percent bonus reduction for private amenities provided within single-family and two-family development and amending Subsection 19.12.120 (Applicability) to address the applicability of the amendment, the penalty being as provided in Section 19.04.190 of the El Paso City Code.

Representatives O'Rourke, Steve Ortega, Lozano, Byrd, and Castro commented.

The following City staff members commented:

1. Mr. Barry Russell, Assistant Director of Parks and Recreation
2. Mr. Charlie McNabb, City Attorney, gave legal advice.
3. Ms. Pat Aauto, Deputy City Manager of Development and Infrastructure Services

The following members of the public commented:

1. Mr. Conrad Conde
2. Mr. Ray Mancera
3. Mr. Jerry Carlson
4. Mr. Dan Daves

1ST MOTION

Motion made by Representative O'Rourke, seconded by Representative Lozano, and unanimously carried to **SUSPEND THE RULES OF ORDER** and allow Mr. Daves to address the Council after the sign-up period.

2ND MOTION

Motion made by Representative Lozano, seconded by Representative Holguin, that the Ordinance (13A, Option 3) 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 Lozano and Holguin

NAYS: Representatives Lilly, Byrd, Castro, Steve Ortega, and O'Rourke

NOT PRESENT FOR THE VOTE: Representative Presi Ortega, Jr.

Whereupon the Mayor ordered that the vote having been cast against the Ordinance, the motion **FAILED**.

3RD MOTION

Motion duly made by Representative Steve Ortega, seconded by Representative Byrd, that the Ordinance (13A, Option 1) 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, Castro, Holguin, Steve Ortega, and O'Rourke

NAYS: Representatives Lilly and Lozano

NOT PRESENT FOR THE VOTE: Representative Presi Ortega, Jr.

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

4TH AND FINAL MOTION

Motion made by Representative Steve Ortega, seconded by Representative Byrd, and unanimously carried to **DELETE** an Ordinance amending Title 19 (Subdivisions) of the El Paso City Code by amending Chapter 19.12 (Parkland Dedication), Section 19.12.090 (Bonus Reductions for Recreational Improvements) amending Subsection 19.12.090A. (Bonus Reduction Applicability) to prohibit applicability in underserved park zones, to add a requirement concerning necessary improvements, and to allow for up to a one hundred percent bonus reduction for private amenities provided within single-family and two-family development and amending Subsection 19.12.120 (Applicability) to address the applicability of the amendment, the penalty being as provided in Section 19.04.190 of the El Paso City Code (13B).

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14. MAYOR AND COUNCIL

*Motion made, seconded, and unanimously carried to **POSTPONE** one week the item regarding discussion and action to file a complaint with the Federal Communications Commission against T-Mobile for their failure to comply with the Nationwide Programmatic Agreement for Review of Effects on Historic Properties in the installation of a cell tower located at 2219 Piedras Street.

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15. DEVELOPMENT SERVICES

Motion made by Representative Castro, seconded by Representative Holguin, and unanimously carried to **APPROVE** a Conditional B permit for Quail Park Subdivision with a finding of financial hardship.

Representative Castro commented.

Mr. Alan Shubert, Director of Development Services, commented.

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16. CITY MANAGER

*Motion made, seconded, and carried to **DELETE** discussion and action on issues related to Storm 2006.

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ADDITION TO THE AGENDA

1. EL PASO WATER UTILITIES:

Discussion and action on a report by the General Manager of the El Paso Water Utilities to the City Council on developments regarding the Northeast Master Plan and its development.

Mr. Ed Archuleta, General Manager of El Paso Water Utilities, presented a PowerPoint presentation (on file in the City Clerk's office).

Representatives Steve Ortega, Castro, Byrd, Presi Ortega, Jr., Lilly, Lozano, and Holguin commented.

Ms. Pat Aauto, Deputy City Manager of Development and Infrastructure Services, commented.

Mr. Richard Schecter, citizen, commented.

*Motion made, seconded, and unanimously carried to **MOVE THE ITEM TO THE FOREFRONT** of item 9B.

NO ACTION, other than the above procedural motion, was taken.

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Motion made by Representative Steve Ortega, seconded by Representative Lilly, and unanimously carried to **ADJOURN** this meeting at 4:20 p.m.

NOT PRESENT FOR THE VOTE: Representatives Lozano and Presi Ortega, Jr.
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APPROVED AS TO CONTENT:

Richarda Duffy Momsen, City Clerk