

JOHN F. COOK
MAYOR



JOYCE WILSON
CITY MANAGER

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

**REGULAR COUNCIL MEETING MINUTES
COUNCIL CHAMBERS
JUNE 9, 2009
9:00 A.M.**

The City Council met in regular session at the above place and date. Meeting was called to order at 9:02 a.m. Mayor John F. Cook present and presiding and the following Council Members answered roll call: Ann Morgan Lilly, Susannah M. Byrd, Emma Acosta, Melina Castro, Rachel Quintana, Steve Ortega, and Beto O'Rourke. Late arrival: Eddie Holguin, Jr. at 9:07 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.

MAYOR'S PROCLAMATIONS

- 1. WEST POINT DAY**
- 2. EL MAIDA SHRINE 100TH ANNIVERSARY**
- 3. THE EL PASO SUMMER MUSIC FESTIVAL FROM THE TOP DAY**

RECOGNITIONS

PRESENTATION BY RAFAEL GARCIA, EL PASO AREA 7 CHAIRMAN, EMPLOYER SUPPORT OF THE GUARD AND RESERVE AS FOLLOWS:

**THE ABOVE AND BEYOND AWARD - EL PASO POLICE DEPARTMENT
MY BOSS IS A PATRIOT AWARD - LT. RAY MENCHACA**

CALL TO THE PUBLIC – PUBLIC COMMENT

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

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

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

30 Minutes total is allotted for speakers.

Three to five minutes may be allowed for each speaker.

The following members of the public commented:

- 1. Mr. Richard Schecter**
- 2. Mr. Steven Strumer**
- 3. Mr. Jorge Artalejo**

CONSENT AGENDA

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

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

.....
1. APPROVAL OF MINUTES

*Motion made, seconded, and unanimously carried to **APPROVE** the Minutes for the Regular City Council Meeting of June 2, 2009.

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

NO ACTION was taken on this item.

.....
3A.

***RESOLUTION**

That the City Manager be authorized to sign an Industrial Site Lease by and between the City of El Paso, on behalf of the El Paso International Airport, and EPII Group, LLC for the following property:

A portion of Lot 19, Block 1, International Industrial Center, Unit 1 Replat, El Paso, El Paso County, Texas, which is municipally known and numbered as 6601 International Drive.

.....
3B.

***RESOLUTION**

That the City Manager be authorized to sign a Lessor's Approval of Assignment by and between the City of El Paso ("Lessor"), Airport Business Center Joint Venture. ("Assignor"), and CCR Properties, Inc. ("Assignee") for the following described property:

Lots 1, 2 and 3 and the westerly 86.50 feet of Lot 4, Block 10, El Paso International Airport Tracts, Unit 7, El Paso County, Texas, and municipally known as 8409 and 8411 Lockheed Drive, El Paso, Texas.

.....
3C.

***RESOLUTION**

That the City Manager be authorized to sign a Baggage Cart Concession Agreement by and between the City of El Paso and Smarte Carte, Inc. ("Concessionaire") at the El Paso International Airport.

3D.

***RESOLUTION**

WHEREAS, in accordance with Chapter 18.50 of the City Code, the Building and Standards Commission of the City of El Paso, by Order dated the 27th day of August, 2008, after due notice and hearing, issued an order to Dennis B. Dereglá, Joseph Therese Reydom, GMAC Mortgage LLC and First American Field Services, record Owners of the hereinafter described property that the structures be secured within 30 days and to clean the premises of all weeds, trash, and debris all within 30 days, and the Owners and any mortgagee or lienholder having failed after due notice to comply with such Order, the Street Department of the City of El Paso has been ordered to proceed to secure and clean the premises of all weeds, trash, and debris.

WHEREAS, the Director for the Development Services Department has reported the cost of doing such work in the amount hereinafter set forth;

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

1. That the City Council determines the actual cost of securing the structure and cleaning the premises of all weeds, trash and debris from the property, more particularly described as:

Lots 17 through 23 and the East 10 Feet of Lot 24, Block 96, Highland Park Addition (Third Amended Map), an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in Volume 13, Page 8, Real Property Records, El Paso County, municipally known and numbered as 2630 Richmond Avenue, El Paso, Texas,

to be \$7,658.32, performed by the Street Department of the City of El Paso, and \$1,506.14, performed by the City Clerk's Office and Development Services Department, making a total of \$9,164.46. The City Council finds that the work was completed on the 9th day of February, 2009, and approves the costs.

2. That the City Council, in accordance with Texas Local Government Code §214.001(n), declares the above total amount of \$9,164.46 to be a lien on the above-described property.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 18.50 of the City Code, the Building and Standards Commission of the City of El Paso, by Order dated the 24th day of September, 2008, after due notice and hearing, issued an order to Primitivo N. Pena and Maria V. Pena, record Owners of the hereinafter described property that the structures be secured within 30 days and to clean the premises of all weeds, trash, and debris all within 30 days, and the Owners and any mortgagee or lienholder having failed after due notice to comply with such Order, the Street Department of the City of El Paso has been ordered to proceed to secure and clean the premises of all weeds, trash, and debris.

WHEREAS, the Director for the Development Services Department has reported the cost of doing such work in the amount hereinafter set forth;

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

1. That the City Council determines the actual cost of securing the structure and cleaning the premises of all weeds, trash and debris from the property, more particularly described as:

Lot 23, Block 10, Parkdale Addition, an addition to the City of El Paso, El Paso County, Texas, according to the map and plat thereof of record in Plat, Book 1, Page 57 of the Plat Records of El Paso County, Texas, municipally known and numbered as 5909 Delta Street, El Paso, Texas,

to be \$3,789.21, performed by the Street Department of the City of El Paso, and \$1,409.90, performed by the City Clerk's Office and Development Services Department, making a total of \$5,199.11. The City Council finds that the work was completed on the 31st day of January, 2009, and approves the costs.

2. That the City Council, in accordance with Texas Local Government Code §214.001(n), declares the above total amount of \$5,199.11 to be a lien on the above-described property.

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

4. That 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.

.....
3E.

***RESOLUTION**

WHEREAS, on June 5, 2009, the City of El Paso acquired the following real property for the Stanton Street Toll Plaza Project:

Parcel 1: Lot 15 and the South 2 feet of Lot 14, Block 47, Campbell Addition, an Addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in Volume 2, Page 68, Real Property Records, El Paso County, Texas, commonly known as 1008 S. Mesa Street, El Paso, El Paso County, Texas, and

Parcel 2: Lot 16 and Lot 17, Block 47, Campbell Addition, an Addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in Volume 2, Page 68, Real Property Records, El Paso County, Texas, commonly known as 1010 and 1012 S. Mesa Street, El Paso, El Paso County, Texas; and

WHEREAS, the City is using a funding source for the acquisition of the identified parcels which requires the City to follow the Uniform Relocation Assistance and Property Acquisition Policies Act (URA), and the URA is used as a guideline for providing assistance for displaced property owners and tenants; and

WHEREAS, the tenants residing at 1008 S. Mesa Street will be displaced by the Stanton Street Toll Plaza Project,

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

That the City Manager be authorized to sign a Tenant Relocation Agreement between the City of El Paso and Natalia Soriano and Marcos Soriano, the tenants residing at 1008 S. Mesa Street, which Agreement allows relocation assistance in an amount not to exceed \$20,420, and that the City Manager be authorized to approve an amount not to exceed \$1,000 for incidental expenses.

Representative Quintana commented.

Mr. Robert Ramirez, Engineering Consumer Affairs Administrator, and Mr. Said Larbi-Cherif, Director of International Bridges, commented.

.....
3F.

***RESOLUTION**

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

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

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

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

1109 Dona Beatriz, more particularly described as Lot(s) 17 (12870.00 SQ FT),
Block 5, Spanish Pines #3 Subdivision, El Paso, El Paso County, Texas, Parcel
#S559-999-0050-1700

to be \$342.71, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of THREE HUNDRED SIXTY SIX AND 71/100 DOLLARS (\$366.71). The City Council finds that the work was completed on the 4th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED SIXTY SIX AND 71/100 DOLLARS (\$366.71) 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.

***RESOLUTION**

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

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

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

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

6514 Franklin Cove, more particularly described as Lot(s) 8 (10245.00 SQ FT),
Block 16, Franklin Hills #2 Subdivision, El Paso, El Paso County, Texas, Parcel
#F609-999-0160-0800

to be \$147.98, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED SEVENTY ONE AND 98/100 DOLLARS (\$171.98). The City Council finds that the work was completed on the 2nd day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED SEVENTY ONE AND 98/100 DOLLARS (\$171.98) 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, FERNANDO ALVAREZ, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

749 Oscar Perez, more particularly described as Lot(s) 55 (12052.00 SQ FT), Block 1, Upper Valley Place #3 Subdivision, El Paso, El Paso County, Texas, Parcel #U823-999-0010-0550

to be \$322.04, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of THREE HUNDRED FORTY SIX AND 04/100 DOLLARS (\$346.04). The City Council finds that the work was completed on the 8th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED FORTY SIX AND 04/100 DOLLARS (\$346.04) 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, SUNSET HOMES INC., referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the

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

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

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

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

2020 San Jose Ave., more particularly described as Lot(s) 21 to 22 &
E. 7.5 ft of 23 (6900.00 SQ FT), Block 43, Highland Park Subdivision,
El Paso, El Paso County, Texas, Parcel #H453-999-0430-8100

to be \$159.21, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED EIGHTY THREE AND 21/100 DOLLARS (\$183.21). The City Council finds that the work was completed on the 10th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED EIGHTY THREE AND 21/100 DOLLARS (\$183.21) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

722 Westlake, more particularly described as Lot(s) 33 (EXC SWLY PT)
(20278.91 SQ FT), Block 3, Coronado Country Club ESTS #5
Subdivision, El Paso, El Paso County, Texas, Parcel #C801-999-0030-
9700

to be \$154.26, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE

HUNDRED SEVENTY EIGHT AND 26/100 DOLLARS (\$178.26). The City Council finds that the work was completed on the 3rd day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED SEVENTY EIGHT AND 26/100 DOLLARS (\$178.26) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

5532 Bandy, more particularly described as Lot(s) 178, Block 12, Foster Heights Subdivision, El Paso, El Paso County, Texas, Parcel #F524-999-0120-4100

to be \$176.23, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED AND 23/100 DOLLARS (\$200.23). The City Council finds that the work was completed on the 12th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED AND 23/100 DOLLARS (\$200.23) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

N 92.84 FT OF LOT(S) 219 & S 12.7 FT OF LOT(S) 220, Sunrise Acres #2
Subdivision, City of El Paso, El Paso County, Texas, Parcel # S917-999-002J-
0400.

to be \$991.81, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE THOUSAND FIFTEEN AND 81/100 DOLLARS (\$1,015.81). The City Council finds that the work was completed on the 15th and 16th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE THOUSAND FIFTEEN AND 81/100 DOLLARS (\$1,015.81) 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.

***RESOLUTION**

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

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

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

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

Lot 46, Block 102, Morningside Heights Subdivision, El Paso, El Paso County,
Texas, Parcel #M794-999-1020-9600

to be \$146.95, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED SEVENTY AND 95/100 DOLLARS (\$170.95). The City Council finds that the work was completed on the 4th day(s) of November, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED SEVENTY AND 95/100 DOLLARS (\$170.95) to be a lien

on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

4117 Kaspar Way, more particularly described as Lot(s) 5, Block 13-A, Logan Heights Subdivision, El Paso, El Paso County, Texas, Parcel #L447-999-013A-2100

to be \$189.42, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED THIRTEEN AND 42/100 DOLLARS (\$213.42). The City Council finds that the work was completed on the 17th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED THIRTEEN AND 42/100 DOLLARS (\$213.42) 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, LEONSO A. & VICTORIA BARRAZA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

3730 Polk Ave, more particularly described as Lot(s) 17 & 18 (6600 SQ FT), Block 60, Morningside Heights Subdivision, El Paso, El Paso County, Texas, Parcel #M794-999-0600-4900

to be \$80.78, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FOUR AND 78/100 DOLLARS (\$104.78). The City Council finds that the work was completed on the 3rd day(s) of November, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED FOUR AND 78/100 DOLLARS (\$104.78) 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, ENRIQUE ESCOBAR & OISIN BURGESS, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

4418 Sunrise, more particularly described as E 75 FT of LOT 3 (21900 SQ FT), Block 6, Del Norte Acres Subdivision, El Paso, El Paso County, Texas, Parcel #D361-999-0060-3400

to be \$271.12, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED NINETY FIVE AND 12/100 DOLLARS (\$295.12). The City Council finds that the work was completed on the 4th and 5th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED NINETY FIVE AND 12/100 DOLLARS (\$295.12) 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.

***RESOLUTION**

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

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

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

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

4420 Sunrise, more particularly described as W 80 FT of LOT 2 (23360 SQ FT), Block 6, Del Norte Acres Subdivision, El Paso, El Paso County, Texas, Parcel #D361-999-0060-3100

to be \$309.74, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of THREE HUNDRED THIRTY THREE AND 74/100 DOLLARS (\$333.74). The City Council finds that the work was completed on the 4th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED THIRTY THREE AND 74/100 DOLLARS (\$333.74) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

4903 Wichita, more particularly described as Lot(s) 2071 (7605 SQ FT), Block 85, Mountain View Subdivision, El Paso, El Paso County, Texas, Parcel #M851-999-0850-2200

to be \$239.97, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED SIXTY THREE AND 97/100 DOLLARS (\$263.97). The City Council finds that the work was completed on the 3rd day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED SIXTY THREE AND 97/100 DOLLARS (\$263.97) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

223 Barker, more particularly described as Lot(s) 5-B-1 (0.859 AC) & 5-B-2 (0.0439 AC) (0.9029 AC), Block 23, Ysleta Subdivision, El Paso, El Paso County, Texas, Parcel #Y805-999-023A-0504

to be \$608.91, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of SIX HUNDRED THIRTY TWO AND 91/100 DOLLARS (\$632.91). The City Council finds that the work was completed on the 23rd day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount SIX HUNDRED THIRTY TWO AND 91/100 DOLLARS (\$632.91) 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, PABLO GARCIA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

516 Emerson Street, more particularly described as Lot(s) 17 (EXC W 10.07 FT) (17747.24 SQ FT), Block 3, Linda Vista Gardens Subdivision, El Paso, El Paso County, Texas, Parcel #L362-999-0030-6400

to be \$278.20, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of THREE HUNDRED TWO AND 20/100 DOLLARS (\$302.20). The City Council finds that the work was completed on the 8th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED TWO AND 20/100 DOLLARS (\$302.20) 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, EUSEBIO A. & 2 ZAPATA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

235 Euclid Street, more particularly described as Lot(s) 26 to 28 & S 2 Ft of Lot(s) 29 (Homesite) (4130 SQ FT), Block 2, Hadlock Suburban Gardens Subdivision, El Paso, El Paso County, Texas, Parcel #H042-999-0020-3700

to be \$208.25, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED THIRTY TWO AND 25/100 DOLLARS (\$232.25). The City Council finds that the work was completed on the 23rd day(s) of October, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED THIRTY TWO AND 25/100 DOLLARS (\$232.25) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

6122 Antler Drive, more particularly described as Lot(s) 8 (4500.00 SQ FT),
Block 1, Deer Valley #1 Subdivision, El Paso, El Paso County, Texas, Parcel
#D327-999-0010-1500

to be \$365.94, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of THREE HUNDRED EIGHTY NINE AND 94/100 DOLLARS (\$389.94). The City Council finds that the work was completed on the 16th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED EIGHTY NINE AND 94/100 DOLLARS (\$389.94) 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, JULIETA L. & JAMIE V. PALMA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the

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

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

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

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

11436 Ardelle Avenue, more particularly described as Lot(s) 10, Block 5,
Kimberly Heights Subdivision, El Paso, El Paso County, Texas, Parcel #K383-
999-0050-1000

to be \$205.40, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED TWENTY NINE AND 40/100 DOLLARS (\$229.40). The City Council finds that the work was completed on the 2nd day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED TWENTY NINE AND 40/100 DOLLARS (\$229.40) 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, MARGARITA & MARCOS YBARRA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

8005 Arvin Road, more particularly described as Tract 1, Sanders
Subdivision, El Paso, El Paso County, Texas, Parcel #S120-999-0010-
0100

to be \$203.51, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED TWENTY SEVEN AND 51/100 DOLLARS (\$227.51). The City Council finds that the work was completed on the 15th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED TWENTY SEVEN AND 51/100 DOLLARS (\$227.51) 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, DORDON J. KLUNDT, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

9500 Gairloch, more particularly described as Lot(s) 1 (10500 SQ FT), Block 25, Montclair #3 Subdivision, El Paso, El Paso County, Texas, Parcel #M638-999-0250-0100

to be \$478.74, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of FIVE HUNDRED TWO AND 74/100 DOLLARS (\$502.74). The City Council finds that the work was completed on the 11th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FIVE HUNDRED TWO AND 74/100 DOLLARS (\$502.74) 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, CARLOS & IRMA N. CALDERON, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

9488 Landry McKee Lane, more particularly described as Lot(s) 23 (EXC WLY 1.80 FT) (5082.95 SQ FT), Block 6-B, Le Barron Park Replat E Subdivision, El Paso, El Paso County, Texas, Parcel #L217-999-006B-2300

to be \$174.01, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED NINETY EIGHT AND 01/100 DOLLARS (\$198.01). The City Council finds that the work was completed on the 10th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED NINETY EIGHT AND 01/100 DOLLARS (\$198.01) 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.

***RESOLUTION**

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

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

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

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

7855 N. Loop, more particularly described as Lot(s) 17 (EXC S PT) (24264.40 SQ FT), Richland Gardens Subdivision, El Paso, El Paso County, Texas, Parcel #R433-999-0010-2800

to be \$522.04, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of FIVE HUNDRED FORTY SIX AND 04/100 DOLLARS (\$546.04). The City Council finds that the work was completed on the 1st day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FIVE HUNDRED FORTY SIX AND 04/100 DOLLARS (\$546.04) 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, CLAUDIO & RITA S. SAUCEDO, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

PT OF LOT(S) 5 (0.252 ACRE) BEG 180.55 FT S & 20 FT NE OF SWC,
Boothville #2 Subdivision, City of El Paso, El Paso County, Texas, Parcel
#B685-999-0010-6200.

to be \$269.46, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED NINETY THREE AND 46/100 DOLLARS (\$293.46). The City Council finds that the work was completed on the 2nd day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED NINETY THREE AND 46/100 DOLLARS (\$293.46) 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.

***RESOLUTION**

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, JOSE & 2 CHACON, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380, the Department of Solid Waste Management proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

2705 Grant Avenue, more particularly described as Lot(s) 21 & 22 (6000 SQ FT), Block H, Alamo Subdivision, El Paso, El Paso County, Texas, Parcel #A451-999-000H-4600

to be \$377.41, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of FOUR HUNDRED ONE AND 41/100 DOLLARS (\$401.41). The City Council finds that the work was completed on the 12th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FOUR HUNDRED ONE AND 41/100 DOLLARS (\$401.41) 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.

***RESOLUTION**

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

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

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

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

4120 Hueco Avenue, more particularly described as Lot(s) 22 & W 1/2 of Lot 21 (5250 SQ FT), Block 49, Government Hill Subdivision, El Paso, El Paso County, Texas, Parcel #G569-999-0490-6100

to be \$164.23, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED EIGHTY EIGHT AND 23/100 DOLLARS (\$188.23). The City Council finds that the work was completed on the 7th day(s) of November, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED EIGHTY EIGHT AND 23/100 DOLLARS (\$188.23) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

1011 S. Virginia St. rear, more particularly described as W 60 ft of 4 & 5, Block 33, Magoffin Subdivision, El Paso, El Paso County, Texas, Parcel #M028-999-0330-1700

to be \$390.78, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of FOUR HUNDRED FOURTEEN AND 78/100 DOLLARS (\$414.78). The City Council finds that the work was completed on the 5th day(s) of December, 2008, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FOUR HUNDRED FOURTEEN AND 78/100 DOLLARS (\$414.78) 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.

.....
3G.

***RESOLUTION**

WHEREAS, on January 2, 2008, the El Paso City Council approved a lease permitting Franklin Self Storage Limited Liability Company to cross a portion of an identified 60-foot easement leased to El Paso Natural Gas in Tract 1P1, H.G. Foster Survey No. 256, City of El Paso, El Paso County, Texas with a 30-foot access road to access its abutting property within Tract 7D, H.G. Foster Survey No.256, El Paso, El Paso County, Texas; and

WHEREAS, the Franklin Self Storage Limited Liability Company has requested an amendment to the 2008 Lease to allow for placement of conduits and pipes for underground utilities, which can only be brought in through the identified 60-foot easement and which will consist of conduits for electric, telephone and water service,

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

That the City Manager be authorized to sign a First Amendment to the Lease Agreement between the City of El Paso and Franklin Self Storage Limited Liability Company to cross a portion of an identified 60-foot easement leased to El Paso Natural Gas in Tract 1P1, H.G. Foster Survey No. 256, City of El Paso, El Paso County, Texas.

.....
3H.

***RESOLUTION**

That the City Manager be authorized to execute a Contract with Odell S. Holmes, Jr., Judge of the Municipal Court of Appeals, to provide clerical and other support for the administration of the court.

Mayor Cook and Representatives Holguin and Ortega commented.

The following City staff members commented:

- 1. Ms. Joyce Wilson, City Manager
- 2. Ms. Richarda Momsen, Municipal Clerk
- 3. Mr. Charlie McNabb, City Attorney, gave legal advice.

.....
4A. – 4C. INTRODUCTIONS

Motion made by Mayor Pro Tempore Byrd, seconded by Representative O', 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:

- 4A.** An Ordinance amending Ordinance Numbers 010873, 012221, 012476, 012636, 014826, 015415, 015961, and 016456 which established operating procedures and set fees for Foreign-Trade Zone No. 68, to add a designation for Distribution Site Operator; to add User Fees; to provide for the removal of FTZ Designation; and to implement a Small Manufacturing Business Accelerator Project at Foreign - Trade Zone No. 68. **(Districts 2, 3, 4, 6 and 7)** [Airport, Monica Lombrana, (915) 780-4724]
- 4B.** An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.150 (Schedule XIV, Speed Limits), of the El Paso City Code by adding Mesquite Hill Drive and Tierra Dorada Drive to Subsection F (Thirty-Five Miles per Hour). The penalty being as provided in Section 12.84.010 (Violation - Penalty) of the El Paso City Code. **(Districts 4 & 5)**
[Engineering/Traffic Division, Ted Marquez, (915) 541-4035]

PUBLIC HEARING WILL BE HELD ON JUNE 16, 2009, FOR ITEMS 4A – 4B

- 4C.** An Ordinance repealing Ordinance 8397 which established procedures for annexation and amending Title 20 (Zoning), Chapter 20.06 (Zoning Districts and Maps), of the El Paso City Code to establish annexation procedures. **(All Districts)** [Development Services, John Neal, (915) 541-4285]

PUBLIC HEARING WILL BE HELD ON JULY 7, 2009, FOR ITEM 4C

.....
5A.

ORDINANCE 17121

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF LOTS 25 THROUGH 28, BLOCK 22, SECOND ADDITION TO WOMBLE ADDITION, CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-5 (RESIDENTIAL) TO A-O (APARTMENT/OFFICE). THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

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

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

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

.....
5B.

ORDINANCE 17122

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF TRACTS 1D-2C, 1D-2A1, BLOCK 35, YSLETA GRANT, CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM C-1 (COMMERCIAL) TO C-3 (COMMERCIAL). THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

Representatives Ortega, Byrd, and Holguin commented.

Mr. Mathew McElroy, Deputy Director of Planning, commented.

Motion duly made by Representative Ortega, seconded by Representative Acosta, that the Ordinance be **ADOPTED, WITH THE PROVISIONS** that a ten-foot landscaped buffer with evergreen trees placed at fifteen feet on center shall be required along the property line adjacent to any residential development along the westerly property line; the evergreen trees shall be at least ten feet in height, and of at least a two-inch caliper; this buffer is in addition to the landscaping requirements of Section 18.46 of the El Paso City Code; a seven-foot landscaped buffer with low profile native shrubs placed at ten feet on center shall be required along the easterly and southerly property lines; and the landscaped buffers are to be irrigated and properly maintained by the property owner at all times as per Section 18.46 and 18.47 of the El Paso City Code. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

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

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

.....
5C. PUBLIC HEARING – DEVELOPMENT SERVICES

1ST MOTION

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

2ND AND FINAL MOTION

Motion made by Representative Castro, seconded by Representative Holguin, and unanimously carried to **POSTPONE** two weeks the public hearing on an Ordinance changing the zoning of a portion of Tract 7D, First Supplemental Map of Parkland Addition, City of El Paso, El Paso County, Texas, from R-4 (Residential) to A-1 (Apartment) and imposing a condition. The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

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

Representatives Castro and Byrd commented.

The following members of the public commented:

1. Mr. Fernando De La Cruz
2. Mr. Jose Escobedo
3. Mr. Javier Carrera, Carrera Grouping, representing the applicant

.....

6A. (Discussed with Item 6B)

ORDINANCE 17123

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 2 (ADMINISTRATION AND PERSONNEL) BY ADDING CHAPTER 2.22 (OPEN SPACE ADVISORY BOARD) TO CREATE THE OPEN SPACE ADVISORY BOARD TO ASSIST IN THE PRESERVATION AND ACQUISITION OF OPEN SPACE.**

Mayor Cook and Representatives Holguin, Acosta, O'Rourke, Lilly, Byrd, and Quintana commented.

The following City staff members commented:

- 1. Ms. Joyce Wilson, City Manager
- 2. Ms. Nanette Smejkal, Director of Parks and Recreation
- 3. Ms. Kristen Choi, Assistant City Attorney, gave legal advice.
- 4. Ms. Elaine Hengen, Senior City Attorney, gave legal advice.
- 5. Mr. Charlie McNabb, City Attorney, gave legal advice.
- 6. Mr. Victor Torres, Director of Development Services

The following members of the public commented:

- 1. Ms. Judy Ackerman
- 2. Mr. Jim Tolbert
- 3. Dr. Rick Bonart presented a PowerPoint presentation (on file in the City Clerk's office).
- 4. Mr. Ray Bannon

1ST MOTION

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

2ND AND FINAL MOTION

Motion duly made by Representative Lilly, seconded by Representative Acosta, that the Ordinance be **ADOPTED, AS REVISED**, removing the restriction against members serving on any other City Boards. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

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

NAYS: Representative Holguin

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

6B. (Discussed with Item 6A)

ORDINANCE 17124

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 2 (ADMINISTRATION AND PERSONNEL), CHAPTER 2.20 (BOARD OF PARKS AND RECREATION) IN ITS ENTIRETY.**

Motion duly made by Mayor Pro Tempore Byrd, seconded by Representative Acosta, that the Ordinance be **ADOPTED, AS REVISED**, removing the restriction against members serving on any other City Boards.

Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

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

NAYS: None

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

.....
7A. MAYOR AND COUNCIL

1ST MOTION

Motion made by Representative O'Rourke, seconded by Representative Ortega, and unanimously carried to **SUSPEND THE RULES OF ORDER** to allow additional speakers after the signup period.

2ND MOTION

Motion made by Representative O'Rourke, seconded by Representative Acosta, and unanimously carried to reaffirm policy question number 1 to retain the current language.

3RD MOTION

Motion made by Mayor Pro Tempore Byrd, seconded by Representative Quintana, and unanimously carried to **ACCEPT** staff recommendations of no credit on policy question number 2.

4TH MOTION

Motion made by Representative O'Rourke, seconded by Representative Lilly, and unanimously carried to **ACCEPT** staff's recommendation on policy question number 3.

NOT PRESENT FOR THE VOTE: Representative Castro

5TH MOTION

Motion made by Representative O'Rourke, seconded by Mayor Pro Tempore Byrd, and unanimously carried to **ACCEPT** staff's recommendation on policy question number 4.

6TH MOTION

Motion made by Representative Ortega, seconded by Representative Lilly, and unanimously carried to **ACCEPT** staff's recommendation on policy question number 5.

NOT PRESENT FOR THE VOTE: Representative O'Rourke

7TH MOTION

Motion made by Representative Ortega, seconded by Mayor Pro Tempore Byrd, and unanimously carried to **ACCEPT** staff's recommendation on policy question number 6.

NO ACTION was taken on policy question number 7.

8TH AND FINAL MOTION

Motion made by Representative Ortega, seconded by Representative O'Rourke, and unanimously carried that **STAFF INCLUDE A PROVISION** within the proposed ordinance amendments that will require staff to do a status review of the effectiveness of the implementation within 36 months and present that to the City Council.

NOT PRESENT FOR THE VOTE: Representative Quintana

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

Mayor Cook and Representative Acosta, Byrd, Ortega, O'Rourke, Castro, Quintana, and Lilly commented.

The following City staff members commented:

- 1. Ms. Joyce Wilson, City Manager
- 2. Ms. Pat Aauto, Deputy City Manager of Development and Infrastructure
- 3. Ms. Kathryn Dodson, Director of Economic Development
- 4. Mr. John Neal, City Manager's Office
- 5. Ms. Nanette Smejkal, Director of Parks and Recreation

The following members of the public commented:

- 1. Mr. Tom Bohannon, Bohannon Development Company
- 2. Mr. Richard Schechter
- 3. Mr. Ray Baca

.....
7B. MAYOR AND COUNCIL

Motion made by Representative O'Rourke, seconded by Representative Acosta, and unanimously carried that the Council **FINDS AND DECLARES** that the expenditure of discretionary funds, to include \$5000 from District 8 discretionary funds, to help support the presentation of the Global Public Policy Forum: The U.S. War on Drugs 1969 - 2009, to be held at the University of Texas at El Paso, September 20 - 22, 2009, serves a municipal purpose, including the Charter-established municipal purposes concerning border relations, and that the City Manager be authorized to sign any agreement, including an Interlocal Governmental Agreement, regarding the payment of the discretionary funds to support the conference.

Mayor Cook and Representative O'Rourke commented.

Ms. Lina Ortega, Chairman of the Border Relations Committee, and Dr. Charles Ambler, UTEP History Professor, commented.

.....
8. DEVELOPMENT AND INFRASTRUCTURE

Motion made by Representative Lilly, seconded by Representative O'Rourke, and unanimously carried to **AUTHORIZE** the City Manager to bring forward recommendations, Code amendments, and necessary City-initiated public right-of-way vacation applications to permit an "open air entertainment area" within a portion of the Union Plaza District; to take any necessary actions within a period of no more than sixty days; and to investigate other potential opportunities for "open air entertainment areas" within the City.

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

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

Mr. Gilbert Guillen and Mr. Jose Adan Fong commented.
.....

Motion made by Representative Acosta, seconded by Representative Lilly, and unanimously carried to **ADJOURN** this meeting at 12:24 p.m.

.....

APPROVED AS TO CONTENT:

Richarda Duffy Momsen, City Clerk