

JOHN F. COOK
MAYOR



JOYCE WILSON
CITY MANAGER

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

REGULAR COUNCIL MEETING MINUTES
COUNCIL CHAMBERS
JUNE 11, 2013
8:30 A.M.

The City Council met in regular session at the above place and date. Meeting was called to order at 8:38 a.m. Mayor John F. Cook present and presiding and the following Council Members answered roll call: Susannah M. Byrd, Carl Robinson, Michiel R. Noe, and Eddie Holguin, Jr. Late arrivals: Emma Acosta at 8:39 a.m., Steve Ortega at 8:39 a.m., and Ann Morgan Lilly at 9:24 a.m. Absent: Cortney Carlisle Niland requested to be excused. The invocation was given by Mayor John F. Cook, followed by the Pledge of Allegiance to the Flag of the United States of America.

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MAYOR'S PROCLAMATIONS
WEST POINT DAY

CALL TO THE PUBLIC – PUBLIC COMMENT

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

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

Requests to speak must be received by 8:30 a.m. on the date of the meeting.

30 Minutes total is allotted for speakers.

Three to five minutes may be allowed for each speaker.

The following members of the public commented:

1. Ms. Lisa Turner
2. Mr. Salvador Gomez
3. Mr. Jorge Artalejo
4. Ms. Wally Cech
5. Ms. Juliet Hart
6. Mr. Jerry Thiedt

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

NO ACTION, other than the above procedural Motion, was taken on the item.

Mayor Cook commented.

Ms. Joyce Wilson, City Manager, commented.

CONSENT AGENDA

Motion made by Representative Holguin, 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 Byrd, Acosta, Robinson, Noe, Holguin, and Ortega

NAYS: None

ABSENT: Representative Niland

NOT PRESENT FOR THE VOTE: Representative Lilly

1. APPROVAL OF MINUTES

*Motion made, seconded, and unanimously carried to **APPROVE** the Minutes for the Regular City Council Meeting of June 4, 2013, and the Special City Council Meeting of June 4, 2013.

2. REQUEST TO EXCUSE CITY COUNCIL MEMBERS

*Motion made, seconded, and carried to **EXCUSE** Representative Cortney Carlisle Niland from the Regular Council Meeting of June 11, 2013.

3A.

***RESOLUTION**

That the City Manager be authorized to sign a Lessor’s Approval of Assignment of the Restated Butterfield Trail Industrial Park Lease by and among the City of El Paso (“Lessor”), The Lincoln National Life Insurance Company (“Assignor”), and Lago Properties, LLC (“Assignee”) for the following described property:

A portion of Lot 5 and all of Lot 6, Block 12, Butterfield Trail Industrial Park Unit Three, an addition to the City of El Paso, El Paso County, Texas, municipally known and numbered as 26 Spur Drive, El Paso, Texas.

3B.

***RESOLUTION**

WHEREAS, Townsquare Media of El Paso (hereinafter referred to as “Grantee”) is sponsoring The Downtown Street Festival from 6:00 am Thursday, June 27, 2013 through 1:00 pm Sunday, June 30, 2013 (hereinafter referred to as “Event”); and

WHEREAS, the City is not a sponsor of the Event and the Grantee assumes full responsibility for the planning, coordination, management and production of the Event; and

WHEREAS, the Grantee has authorized the Bel Air Optimist Club (hereinafter referred as “Licensee”) to provide for the sale and service of alcoholic beverages during the Event; and

WHEREAS, the Grantee has received administrative approval for a Special Privilege Permit for the use and closure of City rights-of-way for more than twenty-four (24) hours on portions of City rights-of-way on El Paso Street between Main Street and Franklin Avenue, Main Drive between El Paso Street and Santa Fe Street, Santa Fe Street between Franklin Avenue and San Antonio Street, Sheldon Court between El Paso Street and Durango Street southbound between San Antonio Street and San Francisco Street, from 6:00 am Thursday, June 27, 2013 to 1:00 pm Sunday, June 30, 2013, in conjunction with the proposed Event; and

WHEREAS, both the Grantee and Licensee desire to provide for the sale and service of alcoholic beverages on the closed portions of City rights-of-way during the Event; and

WHEREAS, the Texas Alcoholic Beverage Commission requires that the City Council for the City of El Paso approve, as a permissible activity, the sale and service of alcoholic beverages during the City Event.

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

That the sale and service of alcoholic beverages by Townsquare Media of El Paso and the Bel Air Optimist Club, in the closed portions of City rights-of-way on El Paso Street between Main Drive and Franklin Avenue, Main Drive between El Paso Street and Santa Fe Street, Santa Fe Street between Franklin Avenue and San Antonio Street, Sheldon Court between El Paso Street and Durango Street southbound between San Antonio Street and San Francisco Street, from 6:00 pm Friday, June 28, 2013 to 1:00 am Saturday, June 29, 2013 and 6:00 pm Saturday, June 29, 2013 to 1:00 am Sunday, June 30, 2013 is a permissible activity in conjunction with The Downtown Street Festival.

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3C.

***RESOLUTION**

WHEREAS, the City of El Paso is required by Chapter 2258 of the Texas Government Code to determine the prevailing rate of per diem wages for each craft or type of worker within the geographic limits of the City for construction of public works;

WHEREAS, pursuant to Texas Government Code Section 2258.022(a)(1) and in conjunction with other local governmental bodies, the City conducted a survey of wages received by classes of workers employed on projects of a character similar to the contract work performed within the El Paso city limits; and

WHEREAS, the City, along with a representative group of contractor and craft/union leaders, reviewed the survey results within the El Paso city limits and the rates established by the U.S. Department of Labor in accordance with the Davis Bacon Act, and agreed to recommend the rates attached hereto as **Exhibit A** for each craft or type of worker for Building Construction Trades and Heavy Construction and the definitions of the work performed by each craft or type of worker attached hereto as **Exhibit B**.

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

That the City Engineer is authorized to specify the wage rates attached hereto as **Exhibit A** for each craft or type of worker for Building Construction Trades and Heavy Construction in the call for bids for any public works contract and in the contract itself and that the City Engineer be authorized to clarify the definitions of work performed by each craft or type of worker attached hereto as **Exhibit B**, if necessary.

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3D.

***RESOLUTION**

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

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

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

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

5888 Doniphan Drive, more particularly described as TR 9 (0.9440 AC) & TR 10 (0.7600 ACRE) & TR 11 (0.7600 ACRE) (2.4640 AC), Johannsen SURV 185 ABST 2789 Subdivision, El Paso, El Paso County, Texas, Parcel # X185-999-0000-5300

to be \$124.09, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FORTY EIGHT AND 09/100 DOLLARS (\$148.09). The City Council finds that the work was completed on the 7th day(s) of November 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FORTY EIGHT AND 09/100 DOLLARS (\$148.09) 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.

***RESOLUTION**

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

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

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

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

824 Nita Fay Drive, more particularly described as Lot(s) 11, Block 26, Regal Crest Replat A Subdivision, El Paso, El Paso County, Texas, Parcel # R330-999-0260-2100

to be \$90.39, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FOURTEEN AND 39/100 DOLLARS (\$114.39). The City Council finds that the work was completed on the 21st day(s) of May, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FOURTEEN AND 39/100 DOLLARS (\$114.39) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

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

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

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

304 Via Cremona Way, more particularly described as Lot(s) 49 (9455.00 SQ FT), Block 3, Alta Valle Del Sol Ests Amend Subdivision, El Paso, El Paso County, Texas, Parcel # A492-999-0030-4950

to be \$243.29, 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 SEVEN AND 29/100 DOLLARS (\$267.29). The City Council finds that the work was completed on the 4th day(s) of June, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO HUNDRED SIXTY SEVEN AND 29/100 DOLLARS (\$267.29) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

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

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

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

8005 Pandora Drive, more particularly described as Lot(s) 5 (8383.92 SQ FT), Block 1, Greg's Place Subdivision, El Paso, El Paso County, Texas, Parcel # G800-999-0010-0500

to be \$146.41, 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 ONE HUNDRED SEVENTY AND 41/100 DOLLARS (\$170.41). The City Council finds that the work was completed on the 27th day(s) of December, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED SEVENTY AND 41/100 DOLLARS (\$170.41) 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 Chapter 9.04 of the El Paso City Code, SPRING RIVER 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 City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

8009 Pandora Drive, more particularly described as Lot(s) 4 (8383.92), Block 1, Greg's Place Subdivision, El Paso, El Paso County, Texas, Parcel # G800-999-0010-0400

to be \$159.40, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED EIGHTY THREE AND 40/100 DOLLARS (\$183.40). The City Council finds that the work was completed on the 27th day(s) of December, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED EIGHTY THREE AND 40/100 DOLLARS (\$183.40) 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 Chapter 9.04 of the El Paso City Code, GAMBOA, ANTONIA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

4409 Wyoming Avenue, more particularly described as Lot(s) 11 & 12 (7000 SQ FT), Block 27, French Subdivision, El Paso, El Paso County, Texas, Parcel # F716-999-0270-3100

to be \$162.79, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED EIGHTY SIX AND 79/100 DOLLARS (\$186.79). The City Council finds that the work was completed on the 24th day(s) of October, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED EIGHTY SIX AND 79/100 DOLLARS (\$186.79) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

5714 Dailey Avenue, more particularly described as Lot(s) 6 (2873 SQ FT), Block 2, Hughes S/D BLK 2 Alameda Acres Subdivision, El Paso, El Paso County, Texas, Parcel # H867-999-0020-0900

to be \$200.67, 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 FOUR AND 67/100 DOLLARS (\$224.67). The City Council finds that the work was completed on the 29th day(s) of November, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO HUNDRED TWENTY FOUR AND 67/100 DOLLARS (\$224.67) 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 Chapter 9.04 of the El Paso City Code, RUIZ, MARTIN A, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

111 Malaga Place, more particularly described as Lot(s) 38, Block 17, Sambrano Subdivision, El Paso, El Paso County, Texas, Parcel # S052-999-0170-8600

to be \$117.18, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FORTY ONE AND 18/100 DOLLARS (\$141.18). The City Council finds that the work was completed on the 13th day(s) of February, 2013, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FORTY ONE AND 18/100 DOLLARS (\$141.18) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, SEPULVEDA, STEPHEN & JACQUELINE, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and

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

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

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

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

135 1/2 Polo Inn Road, more particularly described as PT OF 8 BEG 119.10 FT S OF
NEC (71.40 FT ON ST 152.82 FT ON S 70.02 ON W 153.94 FT ON N), Dorbandt
Subdivision, El Paso, El Paso County, Texas, Parcel # D761-999-0010-3800

to be \$166.89, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED NINETY AND 89/100 DOLLARS (\$190.89). The City Council finds that the work was completed on the 28th day(s) of September, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED NINETY AND 89/100 DOLLARS (\$190.89) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

11876 Auburn Sand Drive, more particularly described as Lot(s) 15, Block 2, Mesquite
Hills Subdivision, El Paso, El Paso County, Texas, Parcel # M395-999-0020-1500

to be \$118.26, 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 FORTY TWO AND 26/100 DOLLARS (\$142.26). The City Council finds that the work was completed on the 21st day(s) of December, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FORTY TWO AND 26/100 DOLLARS (\$142.26) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

10001 Oakwood Drive, more particularly described as Lot(s) 13 (7000 SQ FT), Block 3, Terrace Hills Subdivision, El Paso, El Paso County, Texas, Parcel # T172-999-0030-6100

to be \$137.21, 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 SIXTY ONE AND 21/100 DOLLARS (\$161.21). The City Council finds that the work was completed on the 27th day(s) of December, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED SIXTY ONE AND 21/100 DOLLARS (\$161.21) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

5601 Michael P Anderson Lane, more particularly described as Lot(s) 3 (5477.99 SQ FT), Block 4, Columbia North Subdivision, El Paso, El Paso County, Texas, Parcel # C742-999-0040-0300

to be \$99.73, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED TWENTY THREE AND 73/100 DOLLARS (\$123.73). The City Council finds that the work was completed on the 31st day(s) of January, 2013, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED TWENTY THREE AND 73/100 DOLLARS (\$123.73) 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.

***RESOLUTION**

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

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

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

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

10312 Wilshire Street, more particularly described as Lot(s) 31 (6320 SQ FT), Block 15, Sun Valley Subdivision, El Paso, El Paso County, Texas, Parcel # S816-999-0150-6100

to be \$137.21, 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 SIXTY ONE AND 21/100 DOLLARS (\$161.21). The City Council finds that the work was completed on the 27th day(s) of December, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED SIXTY ONE AND 21/100 DOLLARS (\$161.21) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

SURV 4-D (2.8365 AC) & 4-K-1 (0.226 AC) (3.0625 AC), Block 81, TSP 1 SEC 29 T & P
SURV Subdivision, El Paso, El Paso County, Texas, Parcel # X581-999-129C-0414

to be \$1026.21, 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 THOUSAND FIFTY AND 21/100 DOLLARS (\$1050.21). The City Council finds that the work was completed on the 29th day(s) of November, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE THOUSAND FIFTY AND 21/100 DOLLARS (\$1050.21) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

12592 Tierra Dura Drive, more particularly described as Lot(s) 9 (5087.54 Sq Ft), Block 13, Tierra Del Este Unit 2 Subdivision, El Paso, El Paso County, Texas, Parcel # T287-999-0130-0900

to be \$103.52, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED TWENTY SEVEN AND 52/100 DOLLARS (\$127.52). The City Council finds that the work was completed on the 31st day(s) of May, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED TWENTY SEVEN AND 52/100 DOLLARS (\$127.52) 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.

***RESOLUTION**

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

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

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

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

14160 Lasso Rock Drive, more particularly described as Lot(s) 8, Block 243, Tierra Del Este #61 Subdivision, El Paso, El Paso County, Texas, Parcel # T287-999-2430-0800

to be \$82.81, 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 HUNDRED SIX AND 81/100 DOLLARS (\$106.81). The City Council finds that the work was completed on the 19th day(s) of December, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED SIX AND 81/100 DOLLARS (\$106.81) 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 Chapter 9.04 of the El Paso City Code, GOLDEN, FRANK, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

11417 Menlo Avenue, more particularly described as Lot(s) 28, Block 3, Kimberly Heights Subdivision, El Paso, El Paso County, Texas, Parcel # K383-999-0030-2800

to be \$122.73, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FORTY SIX AND 73/100 DOLLARS (\$146.73). The City Council finds that the work was completed on the 14th day(s) of February, 2013, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FORTY SIX AND 73/100 DOLLARS (\$146.73) 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 Chapter 9.04 of the El Paso City Code, LOERA, ROBERTO, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

9113 Sandoval Court, more particularly described as Lot(s) 1 (7928.69 SQ FT), Block 1, Loera Subdivision, El Paso, El Paso County, Texas, Parcel # L430-999-0010-0100

to be \$489.70, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of FIVE HUNDRED THIRTEEN AND 70/100 DOLLARS (\$513.70). The City Council finds that the work was completed on the 11th day(s) of December, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount FIVE HUNDRED THIRTEEN AND 70/100 DOLLARS (\$513.70) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

9120 San Fernando Court, more particularly described as Lot(s) TR 6, Indian Town Subdivision, El Paso, El Paso County, Texas, Parcel # I257-999-0010-4600

to be \$125.84, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FORTY NINE AND 84/100 DOLLARS (\$149.84). The City Council finds that the work was completed on the 26th day(s) of December, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FORTY NINE AND 84/100 DOLLARS (\$149.84) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

9818 Naomi Drive, more particularly described as Lot(s) 13, Block 9, Vista Del Prado Subdivision, El Paso, El Paso County, Texas, Parcel # V887-999-0090-2500

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 26th day(s) of December, 2012, and approves the costs described herein.

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

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

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

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

352 Milton Road, more particularly described as Lot(s) 14 (0.468 ACRE), Block 2, North Loop Gardens Subdivision, El Paso, El Paso County, Texas, Parcel # N446-999-0020-3300

to be \$550.32, 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 SEVENTY FOUR AND 32/100 DOLLARS (\$574.32). The City Council finds that the work was completed on the 25th day(s) of January, 2013, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount FIVE HUNDRED SEVENTY FOUR AND 32/100 DOLLARS (\$574.32) 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 Chapter 9.04 of the El Paso City Code, RAMIREZ, ADRIANA G & 1, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

10729 Camaro Drive, more particularly described as Lot(s) 18 13021 SQ FT, Block 71, Vista Del Sol #13 Subdivision, El Paso, El Paso County, Texas, Parcel # V893-999-0710-3500

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 21st day(s) of December, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED SEVENTY EIGHT AND 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.

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

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, GOMEZ, ISABEL, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said

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

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

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

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

324 Milton Road C, more particularly described as Lot(s) S 90 FT of 7, Block 2, North Loop Gardens #2 Subdivision, El Paso, El Paso County, Texas, Parcel # N446-999-0020-2300

to be \$124.36, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FORTY EIGHT AND 36/100 DOLLARS (\$148.36). The City Council finds that the work was completed on the 17th day(s) of January, 2013, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FORTY EIGHT AND 36/100 DOLLARS (\$148.36) 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.

***RESOLUTION**

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

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

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

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

1038 Burgess Drive, more particularly described as TR 584 (7000 SQ FT), Loma Terrace #4-C Subdivision, El Paso, El Paso County, Texas, Parcel # L536-999-001C-4900

to be \$342.75, 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 75/100 DOLLARS (\$366.75). The City Council finds that the work was completed on the 28th day(s) of November, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED SIXTY SIX AND 75/100 DOLLARS (\$366.75) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

Tract 6-C (0.361 Acre), Block 15, Ysleta Subdivision, City of El Paso, El Paso County, Texas, Parcel # Y805-999-015D-0630.

to be \$124.22, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FORTY EIGHT AND 22/100 DOLLARS (\$148.22). The City Council finds that the work was completed on the 6th day(s) of October, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FORTY EIGHT AND 22/100 DOLLARS (\$148.22) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, HARANN INVESTMENTS 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 City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the

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

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

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

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

223 N Luna Street, more particularly described as Lot(s) 17 & 18 (7000 SQ FT), Block 28, East El Paso Subdivision, El Paso, El Paso County, Texas, Parcel # E014-999-0280-4100

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 10th day(s) of December, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED SEVENTY EIGHT AND 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.

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

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

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

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

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

1011 S Virginia Street Rear, more particularly described as Lot(s) W 60 FT OF 4 & 5, Block 33, Magoffin Subdivision, El Paso, El Paso County, Texas, Parcel # M028-999-0330-1700

to be \$156.06, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED EIGHTY AND 06/100 DOLLARS (\$180.06). The City Council finds that the work was completed on the 10th day(s) of December, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED EIGHTY AND 06/100 DOLLARS (\$180.06) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

TR 1-B (6120. SQ FT), George L Wilson SUR 91 ABST 2716 Subdivision, El Paso, El Paso County, Texas, Parcel # X091-999-000A-0500

to be \$210.28, 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 FOUR AND 28/100 DOLLARS (\$234.28). The City Council finds that the work was completed on the 9th day(s) of October, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO HUNDRED THIRTY FOUR AND 28/100 DOLLARS (\$234.28) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

Lot(s) 7 TO 10 & N 1/2 OF 6 (14274.00 SQ FT), Block 45, Alexander Subdivision, El Paso, El Paso County, Texas, Parcel # A462-999-0450-2500

to be \$226.06, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED FIFTY AND 06/100 DOLLARS (\$250.06). The City Council finds that the work was completed on the 19th day(s) of October, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO HUNDRED FIFTY AND 06/100 DOLLARS (\$250.06) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

.....
3E.

***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 reasonable compensation to the judge to cover his cost of providing his own clerical support and other administrative requirements for the administration of the court. The contract is for \$2,000 per month (\$24,000 per year), totaling \$96,000 over the 4-year term of the contract.

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3F.

***RESOLUTION**

That the City Manager be authorized to sign the Interlocal Agreement between the City of El Paso, and Texas Tech University, a Texas institution of Higher Education, acting through its College of Architecture (“TEXAS TECH”) to work together to carry out various functions for providing space in the Museum of Art Library for materials owned by TEXAS TECH, to increase accessibility to the Museum of Art Library, and to share costs of its operation.

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3G.

***RESOLUTION**

THAT the Mayor be authorized to sign and submit an Amendment to the Interlocal Agreement between the University of Texas Health Sciences Center at Houston and the City of El Paso, to develop information specialist training for cancer risk assessment and referrals, for the purpose of reducing the contract period and corresponding total payment amount.

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4. FOR NOTATION

*Motion made, seconded, and unanimously carried to **APPROVE** for notation to accept the donation of \$500 from Food City Super Markets for Movies under the Stars in District 3.

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5. APPLICATIONS FOR TAX REFUNDS

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

1. Garcia Subaru EP/Jaguar EP – Garcia Motors El Paso LLC in the amount of \$15,658.89 for double payment of 2010 taxes.
(Geo. # 10SS-999-1122-3534)
2. Charming Charlie Inc. in the amount of \$7,163.03 overpayment of 2011 taxes.
(Geo. # 1136-999-1167-8134)
3. TSI Title Company of Texas in the amount of \$3,178.92 overpayment of 2012 taxes.
(Geo. # A670-999-0070-3700)
4. Leon International LLC in the amount of \$2,519.57 for payment to wrong accounts for 2012 taxes.
(Geo. # C849-999-0020-2100)
5. Stewart Title Company in the amount of \$5,118.09 for payment to wrong account for 2012 taxes.
(Geo. # H788-011-0140-0900)
6. CityMortgage Inc. in the amount of \$2,722.20 overpayment of 2012 taxes.
(Geo. # L478-999-0130-0200)
7. Ryan Porter in the amount of \$6,278.67 for double payment of 2012 taxes.
(Geo. # M403-999-0160-0800)
8. Lone Star Title in the amount of \$4,865.95 for double payment of 2012 taxes.
(Geo. # M576-999-0140-8100)
9. Farmers Select LLC in the amount of \$32,302.86 overpayment of 2012 taxes.
(Geo. # P174-999-0010-0100)
10. Farmers Select LLC in the amount of \$4,239.45 overpayment of 2012 taxes.
(Geo. # P174-999-0010-3100)
11. Sierra Title Company in the amount of \$2,845.27 for double payment of 2012 taxes.
(Geo. # P324-999-0250-2100)
12. Santos Ruiz in the amount of \$2,646.98 overpayment of 2012 taxes.
(Geo. # P863-999-0040-4900)
13. Wells Fargo Home Mortgage in the amount of \$2,840.32 overpayment of 2012 taxes.
(Geo. # S237-999-0570-5500)
14. Joann Wardy in the amount of \$2,500.00 for payment made but property sold one month later for 2012 taxes.
(Geo. # S688-999-0030-6500)

- 15. Ocwen Financial Corp. in the amount of \$5,524.06 overpayment of 2012 taxes.
(Geo. # S700-999-0050-0500)
- 16. Rio Bravo Title in the amount of \$12,481.39 overpayment of 2011 taxes.
(Geo. # T230-999-0080-0300)
- 17. Bank of Oklahoma in the amount of \$2,985.60 overpayment of 2012 taxes.
(Geo. # T287-999-0300-3100)
- 18. BAC Tax Services Corp. in the amount of \$2,681.89 for double payment of 2012 taxes.
(Geo. # T287-999-1420-1800)
- 19. Alcantar Enterprises in the amount of \$18,283.52 for payment in error of 2012 taxes.
(Geo. # V893-999-1130-4200)

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6A. REQUEST TO ISSUE PURCHASE ORDER

*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services, Purchasing Division to issue a Purchase Order to (Advanced Security Contractors, Inc.) under Region 19 Cooperative Purchasing Program, Contract #09-6356 Electronic Surveillance & Locking Systems for the purchase of Closed Circuit TV Surveillance (CCTV) and Hirsch Access Control System, Maintenance and Installation for Various Departments and Information Technology Department. The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

The participation by the City of El Paso in the Region 19 Cooperative Purchasing Program was approved by Mayor and City Council on March 4, 2008.

Departments:	Information Technology and Various Departments
Award to:	Advance Security Contractors, Inc. El Paso, Texas
Total Estimated Award:	\$425,583.73
Account No.:	999-99998-1000-524020
Funding Source:	IT Capital Funds
Reference No.:	2013-230

This is a Cooperative, unit price contract.

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6B. REQUEST TO ISSUE PURCHASE ORDER

*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services, Purchasing Division to issue a Purchase Order to (Accela, Inc.) under Government Services Administration (GSA), Contract #GS-35F-0249R Authorized Information Technology Schedule Pricelist General Purpose for the purchase of Information Technology Consulting Services for Information Technology and City Development Departments.

The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

Departments: Information Technology and
City Development
Award to: Accela, Inc.
San Ramon, California
Total Estimated Award: \$116,313.67
Account No.: 239-99998-1000-522020
Funding Source: IT Capital Funds
Reference No.: 2013-234

This is a Cooperative, service type contract.

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6C. REQUEST TO ISSUE PURCHASE ORDER

*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services, Purchasing Division to issue a Purchase Order to The PlayWell Group a contractor under the Houston-Galveston Area Council buyboard, Contract #PR11-12, for playground equipment for the following parks: Barron Park \$155,787.00; Fiesta/Balboa Park \$27,757.81; and Yucca Park \$89,916.53. Total estimated expenditures are \$273,461.34.

The City has made the determination that purchasing from the cooperative offers the most cost-effective pricing.

The participation by the City of El Paso in the Houston-Galveston Area Council was approved by City Council on May 8, 2007

Department: Parks and Recreation
Award to: The PlayWell Group
Dallas, TX
Total Estimated Award \$273,461.34
Account No: 190-29010-4800-580270-PCP13PRKA02,
PCP13PRKA09, PCP13PRKA32
Funding Source: Quality of Life Bonds
Reference No: PR11-12

This is a Cooperative, unit price contract.

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7A. BID

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2013-207 for Birch Street and Bus Bay Improvements to J.A.R Construction, Inc., for an estimated total amount of \$397,313.

Department: Engineering and Construction Management
Award to: J.A.R Construction, Inc.
El Paso, TX
Base Bid I: \$151,021
Base Bid II: \$ 87,218
Base Bid III: \$159,074
Total Estimated Award: \$397,313
Time for Completion: 60 Consecutive Calendar Days
Accounts: 560-60070-580270-3210-PCP09MT0140
Funding Source: Sun Metro Facility Rehab Grants and ARRA

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

Work under this unit price contract is only estimated value and will be ordered, performed, invoiced, and paid by measure quantity. The actual cost of this contract may be higher or lower than the total estimated value and will be the sum total of unit prices at the end of the contract term.

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

This is a low bid, unit-price contract. The Engineering & Construction Management and Sun Metro Departments recommend award as indicated to the lowest responsive and responsible bidder.

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7B. BID

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2013-195 for Relocation and Renovation of Bus Canopies to AC Customs Welding & Machining, Inc., for an estimated total amount of \$73,820.

Department:	Engineering and Construction Management
Award to:	AC Customs Welding & Machining, Inc.
	El Paso, TX
Base Bid I:	\$73,820
Total Estimated Award:	\$73,820
Time for Completion:	60 Consecutive Calendar Days
Accounts:	560-60070-580270-3210-PCP09MT0140
Funding Source:	Sun Metro Facility Rehab Grants and ARRA

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measure quantity. The actual cost of this contract may be higher or lower than the total estimated value and will be the sum total of unit prices at the end of the contract term.

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

This is a low bid, unit-price contract. The Engineering & Construction Management and Sun Metro Departments recommend award as indicated to the lowest responsive and responsible bidder.

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7C. BID

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2013-213 for Sunset Heights Park Improvements to Mirador Enterprises, Inc. for an estimated total amount of \$321,641.21.

Department: Engineering and Construction Management

Award to:	Mirador Enterprises, Inc. El Paso, TX
Base Bid I:	\$294,307.21
Alternate I:	\$ 27,334.00
Total Estimated Award:	\$321,641.21
Time for Completion:	120 Consecutive Calendar Days
Accounts:	471 -71240-580270-2400- G_7138CD21
Funding Source:	Community Development 38th Year

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

Work under this unit price contract is only estimated value and will be ordered, performed, invoiced, and paid by measure quantity. The actual cost of this contract may be higher or lower than the total estimated value and will be the sum total of unit prices at the end of the contract term.

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

This is a low bid, unit-price contract. The Engineering & Construction Management Department recommends award as indicated to the lowest responsive and responsible bidder.

Representative Byrd commented.

The following City staff members commented:

1. Mr. Javier Reyes, Engineering Division Manager
2. Ms. Sylvia Firth, City Attorney, gave legal advice.

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8A. INTRODUCTION

*Motion made, seconded, and unanimously carried to **DELETE** the introduction on an Ordinance amending Title 19 (Subdivisions), Chapter 19.01 (Provisions Applicable to All Platting Procedures), Section 19.01.030 (Exemptions) and Section 19.01.040 (Time for Decision on Plats and Land Studies), Chapter 19.02 (Land Studies), Section 19.02.040 (Criteria for Approval) and Section 19.02.070 (Revisions Following Approval of a Land Study), Chapter 19.03 (Preliminary Plat), Section 19.03.050 (Effect of Approval of a Preliminary Plat) and Section 19.03.060 (Expiration and Extension), Chapter 19.04 (Final Plat), Section 19.04.060 (Expiration and Extension) and Section 19.04.070 (Plat Recordation), Chapter 19.08 (Construction Plans and Management), Section 19.08.010 (Subdivision Improvement Plans), Section 19.08.020 (Timing of Public Improvements, Permit Issuance) and Section 19.08.040 (Security for Completion of Improvements), Chapter 19.10 (Dedication, Construction Requirements and City Participation), Section 19.10.050 - Roadway Participation Policies - Improvement of Roads and Utilities Within and/or Abutting the Subdivision), Chapter 19.15 (Roadways), Section 19.15.030 (Street/Thoroughfare Escrow Policies and Procedures), Chapter 19.21 (Sidewalks), Section 19.21.030 (Sidewalk Requirements for New Streets), Chapter 19.41 (Expiration, Extension and Reinstatement), Section 19.41.010 (Time of Expiration) and Chapter 19.46 (Proportionality Appeal), Section 19.46.030 (Appeal Requirements) of the City of El Paso City Code to amend various administrative requirements. The penalty being as provided in Chapter 19.42 of the City of El Paso City Code.

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8B. – 8H. INTRODUCTIONS

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

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

NAYS: None

ABSENT: Representative Niland

NOT PRESENT FOR THE VOTE: Representative Lilly

- 8B.** An Ordinance granting Special Permit No. PZST13-00004, to allow for infill development with reduced rear setbacks on the property described as a portion of Block B, Britton Davis Addition, City of El Paso, El Paso County, Texas, pursuant to Section 20.10.280 Infill Development of the El Paso City Code. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Property owner: Daniel Enriquez, Location: 8424 Dyer Street PZST13-00004
- 8C.** An Ordinance granting Special Permit No. PZST13-00005, to allow for infill development with reduced lot area, and lot width on the property described as Lots 4, 5, & 6, Block 1, Los Escondidos Subdivision, City of El Paso, El Paso County, Texas, pursuant to Section 20.10.280 Infill Development of the El Paso City Code. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Property owner: Juan and Ana Ramirez, Location: 7916, 8000 and 8004 Mitzie Ram Place, PZST13-00005
- 8D.** An Ordinance changing the zoning of a portion of Lot 3, Block 5, Castner Range Subdivision No. 1, 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. Property owner: Investment Builders Inc.: Location: 9301 Dyer Street, PZRZ13-00006
- 8E.** An Ordinance changing the zoning of Lot 9 and 10, Block 3, Alameda Acres, City of El Paso, El Paso County, Texas from A-2/sp (Apartment/special permit) and R-4 (Residential) to R-MU (Residential-Mixed Use) and approving a Master Zoning Plan. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Property Owner: 125 Glenwood LLC, Location; 125-127 Glenwood Street. PZRZ13-00021
- 8F.** An Ordinance granting Special Permit No. PZST13-00009, to allow for infill development with reduced front, and rear setbacks on the property described as Lots 6 and 7, Block 4, Emerald Valley Estates Replat A, City of El Paso, El Paso County, Texas, pursuant to Section 20.10.280 Infill Development of the El Paso City Code. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Property owner: Winton and Associates, Location: 5524-5528 Woodgreen Drive, PZST13-00009
- 8G.** An Ordinance releasing a condition placed on property by Ordinance No. 014240 which changed the zoning of the south 1/3 of Lots 16-20, Block 67, Harts Survey No. 9 of Satterwaite Addition, City of El Paso, El Paso County, Texas. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Property owner: Revery Investments, LLC, Location: 1000 N. Mesa Street, PZCR13-00002
- 8H.** An Ordinance granting Special Permit No. PZST12-00023, to allow for a Facility-Mounted Personal Wireless Service Facility (PWSF) and imposing a condition on the property described as Lot 19 and a portion of Lot 17, Block 138, Chaparral Park Unit 30, City of El Paso, El Paso County, Texas,

pursuant to Section 20.10.455 of the El Paso City Code. The penalty being as provided in Chapter 20.24 of the El Paso City Code. Subject Property: 6520 Loma De Cristo Drive. Applicant: Ascension Lutheran Church. PZST12-00023

PUBLIC HEARING WILL BE HELD ON JULY 2, 2013, FOR ITEMS 8B – 8H

9A. FINANCIAL SERVICES

Motion made by Representative Robinson, seconded by Representative Byrd, and unanimously carried to **AWARD** Solicitation No. 2013-183 (Washing of Heavy Duty Vehicles) to Washco International LLC dba Elite Mobile Wash for an initial term award of \$222,900.

NOT PRESENT FOR THE VOTE: Representative Lilly

Department:	General Services – Fleet Division
Award to Vendor:	Washco International LLC dba Elite Mobile Wash El Paso, Texas
Item(s):	Group A & B
Option to Extend:	1 year
Estimated 1 Year Award:	\$ 74,300
Total Initial Term Estimated Award:	\$222,900 (3 Years)
Option Amount:	\$ 74,300 (1Year)
Total Estimated Award:	\$297,200 (4 Years)
Account No.:	231-37020-5312500-3600- P3711
Funding Source:	General Services Internal Service Fund – Equipment Outside Repairs

This is a Best Value, unit price contract.

The Financial Services - Purchasing Division and General Services – Fleet Division recommend award as indicated to Washco International LLC dba Elite Mobile Wash, the best value bidder.

Representative Byrd commented.

Mr. Bruce Collins, Purchasing Manager, commented.

9B. FINANCIAL SERVICES

Motion made by Representative Byrd, seconded by Representative Robinson, and unanimously carried to **AWARD** Solicitation No. 2013-113R (Airport Financial and Planning Services) to Reynolds, Smith and Hills, Inc. for a total estimated award of \$750,000.

NOT PRESENT FOR THE VOTE: Representative Lilly

Department:	Department of Aviation (El Paso International Airport)
Award to:	Reynolds, Smith and Hills, Inc., Houston, TX
Item(s):	All
Option:	1 year
Annual Estimated Amount:	\$ 250,000

Initial Term Estimated Award: \$ 750,000 (3 years)
 Total Estimated Award: \$1,000,000 (4 years)
 Account No.: 562-62030-3000-521160
 Funding Source: Finance and Administration – Management Consulting Services

This is an RFQ, Service contract.

Additionally, it is requested that the City Attorney's Office review and that the City Manager be authorized to execute any related contract documents and agreements necessary to effectuate this award.

The Financial Services - Purchasing Division and Department of Aviation recommend award as indicated to Reynolds, Smith and Hills, Inc., the highest ranked qualifier based on evaluation factors established for this procurement.

Representative Acosta commented.

The following City staff members commented:

1. Mr. Bruce Collins, Purchasing Manager
2. Ms. Monica Lombrana, Director of Aviation
3. Ms. Sylvia Firth, City Attorney, gave legal advice.

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9C. FINANCIAL SERVICES

Motion made by Representative Byrd, seconded by Representative Acosta, and unanimously carried to **AWARD** Solicitation No. 2013-060 (Collection Services-Variou City Facilities) to Heist Disposal, Inc. and Friedman Recycling Company for an initial term estimated award of \$728,514.36.

Department:		Environmental Services
Awarded to:	Vendor 1	Heist Disposal, Inc. El Paso, TX
Item:		Group 1
Initial Term:		3 Years
Option:		2 Years
Annual Estimated Award:		\$ 210,152.16
Initial Term Estimated Award:		\$ 630,456.48 (3 years)
Option Amount:		\$ 420,304.32 (2 years)
Total Estimated Amount:		\$1,050,760.80 (5 years)
Awarded to:	Vendor 2	Friedman Recycling Company El Paso, TX
Item:		Group 2
Initial Term:		3 Years
Option:		2 Years
Annual Estimated Award:		\$ 32,685.96
Initial Term Estimated Award:		\$ 98,057.88 (3 years)
Option Amount:		\$ 65,371.92 (2 years)
Total Estimated Amount:		\$ 163,429.80 (5 years)

Initial Term Estimated Award: \$ 728,514.36 (3 Years Vendors 1 & 2)
Option Amount: \$ 485,676.24 (2 Years Vendors 1 & 2)
Total Estimated Award: \$1,214,190.60 (5 Years Vendors 1 & 2)

Account No.: 334-34080-522150-3100
Funding Source: Environmental Service Department- Outside Contracts

This is a Best Value, service type contract.

The Financial Services - Purchasing Division and Environmental Service Department recommend award as indicated to Heist Disposal, Inc. and Friedman Recycling Company, the bidders offering the best value bid.

Representatives Robinson, Byrd, and Holguin commented.

The following City staff members commented:

1. Mr. Bruce Collins, Purchasing Manager
2. Mr. Kurt Fenstermacher, Interim Director of Environmental Services

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9D1. FINANCIAL SERVICES

*Motion made, seconded, and unanimously carried to **POSTPONE** two weeks that the Purchasing Manager is authorized to notify Bridgers Coaches, Inc. dba Taylor Made Ambulances, that the City is terminating Contract No. 2012-310 (Ambulance Remounts) for default pursuant to the provisions and requirements of Section C, Paragraph 8B of the Contract Clauses, due to the contractors failure to provide the performance and payment bonds as specified under the contract and that the termination shall be effective as of June 11, 2013.

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9D2. FINANCIAL SERVICES

*Motion made, seconded, and unanimously carried to **POSTPONE** two weeks the award of Solicitation No. 2013-182 (Ambulance Remounts) to Life Star Rescue for an initial term estimated award of \$1,766,673.89.

Department: Fire Department
Award to: Life Star Rescue
Van Wert, Ohio
Item(s): All
Option to Extend: 2 years
Annual Estimated Award: \$ 588,891.29
Initial Term Estimated Award: \$1,766,673.89 (3 years)
Option Amount: \$1,177,782.58 (2 years)
Total Estimate Award: \$2,944,456.47 (5 years)
Account No.: 4960-322-22090-580070
4960-322-22090-580070-PENCON0060
Funding Source: Capital Fund and Fire Capital

This is a Best Value, unit price contract.

The Financial Services - Purchasing Division and Fire Department recommend award to Live Star Rescue, the vendor offering the best value bid.

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9E. FINANCIAL SERVICES

Motion made by Representative Byrd, seconded by Representative Robinson, and unanimously carried to **AWARD** Solicitation No. 2013-197 (Street Construction Materials Re-Bid) to Jobe Materials, L.P. and Cemex Construction Materials South, LLC for an initial term estimated award of \$1,428,187.50.

Department:	Transportation
Award to: (Vendor #1)	Jobe Materials, L.P. El Paso, TX
Item(s):	Group 1, 2 and 4
Initial Term:	3 years
Option to Extend:	2 years
Annual Estimated Award:	\$ 431,150
Initial Term Estimated Award:	\$1,293,450.00 (3 years)
Option Amount:	\$ 862,300.00 (2 years)
Total Estimated Award:	\$2,155,750.00 (5 years)
Award to: (Vendor #2)	Cemex Construction Materials South, LLC El Paso, TX
Item(s):	Group 3
Initial Term:	3 years
Option to Extend:	2 years
Annual Estimated Award:	\$ 44,912.50
Initial Term Estimated Award:	\$ 134,737.50 (3 years)
Option Amount:	\$ 89,825.00 (2 years)
Total Estimated Award:	\$ 224,562.50 (5 years)
Total Annual Estimated Award:	\$ 476,062.50 (1 year – Vendors 1 & 2)
Initial Term Estimated Award:	\$1,428,187.50 (3 years – Vendors 1 & 2)
Total Estimated Award:	\$2,380,312.50 (5 years – Vendors 1 & 2)
Account No.:	532-32120-532030-1000
Funding Source:	Public Access Maintenance & Repairs

This is a low bid, unit price type contract.

The Financial Services - Purchasing Division and Department of Transportation recommend award as indicated to Jobe Materials, L.P. (Groups 1, 2 and 4) and Cemex Construction Materials South, LLC (Group 3), the lowest responsive, responsible bidders.

Mr. Bruce Collins, Purchasing Manager, commented.

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9F.

RESOLUTION

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

That the City Manager be authorized to sign Consent to Assignment Contract from Tim Mitchell d.b.a. C.M.C. Company to Turfcare of Texas, LLC. with respect to the City of El Paso's Contract No. 2013-091 (Supplemental Foliar Nutrients for Sports Turf).

Mr. Bruce Collins, Purchasing Manager, commented.

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

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10. ENGINEERING AND CONSTRUCTION MANAGEMENT

Motion made by Representative Robinson, seconded by Representative Byrd, and unanimously carried to **AUTHORIZE** the Engineering and Construction Management Department to issue a Purchase Order to the following vendors:

Exerplay, Inc., a contractor under the BuyBoard, Contract #346-10, for playground equipment for the following parks: Barron Park \$108,018.35; Magoffin Park \$54,144.05; Magoffin Park, Dumor \$9,131.00; Radford Park \$214,508.65; Sandstone Ranch Phase II Park \$79,726.35. Total estimated expenditures are \$465,528.40.

PlayPower LT Farmington, Inc., a contractor under the BuyBoard Contract #346-10 for playground equipment for Fiesta/Balboa Park \$34,574.63

The PlayWell Group a contractor under the BuyBoard, Contract #346-10, for playground equipment for the following parks: Cheryl Ladd Park \$215,630.79; Magoffin Park \$41,580.23. Total estimated expenditures are \$257,211.02.

The City has made the determination that purchasing from the cooperative offers the most cost-effective pricing.

The participation by the City of El Paso in the BuyBoard was approved by City Council on March 4, 2008.

Department:	Parks and Recreation
Award to:	Exerplay, Inc. Cedar Crest, NM
Total Estimated Award:	\$465,528.40
Award to:	PlayPower LT Farmington, Inc. Farmington, MO
Total Estimated Award:	\$34,574.63
Award to:	The PlayWell Group Dallas, TX
Total Estimated Award:	\$257,211.02
Account No.	190-29010-4800-580270-PCP13PRKA02, PCP13PRKA12, PCP13PRKA26 451-51480-2210-580270-P09PA0030
Funding Source:	Quality of Life Bonds, Parkland Dedication and 2006 Certificates of Obligation
Reference No:	346-10

This is a Cooperative, unit price contract.

Representatives Byrd and Robinson commented.

Mr. Javier Reyes, Engineering Division Manager, commented.

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11.

RESOLUTION

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

That the City Council of the City of El Paso hereby approves funding commitment of \$1,000,000.00 to Paisano Housing Redevelopment Corporation for an affordable rental housing development involving acquisition and rehabilitation of 60 apartment units for the elderly located at 406 Wallenberg Drive, El Paso, Texas 79912, as recommended by the Director of Community and Human Development.

That the City Manager, on behalf of the City, be authorized to sign the applicable Investor Written Agreement in a form substantially similar to the form contract attached as Exhibit "A" by and between the City and Paisano Housing Redevelopment Corporation, as well as any related contract documents necessary to effectuate the award and to secure and protect the City's lien interest, upon approval by the City Attorney's Office.

Representative Lilly commented.

Mr. William Lilly, Director of Community and Human Development, commented.

Motion made by Representative Byrd, seconded by Representative Robinson, and unanimously carried to **APPROVE** the Resolution.

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12.

RESOLUTION

WHEREAS, the El Paso City Council finds that transnational gangs, narcotics trafficking, and other border criminal activity threaten the peace and security for the citizens of El Paso; and

WHEREAS, the El Paso City Council finds it in the best interest of the citizens of El Paso to sign the Interlocal Agreement between the City of El Paso, County of El Paso, the City of Anthony, Texas and Town of Horizon to submit a joint application to the U.S. Department of Homeland Security – Operation Stonegarden 2012, in the amount of \$2,100,000.00. If the Operation Stonegarden 2012 Grant Award is less than the amount requested, and is not allocated specifically between the parties, the Operation Stonegarden Grant Award will be shared proportionally in the same proportion as the funds requested as described in Attachment A.

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

1. The City Manager be authorized to sign the Interlocal Agreement between the City of El Paso, County of El Paso, City of Anthony, Texas and Town of Horizon for the submittal of a joint application to the U.S. Department of Homeland Security – Operation Stonegarden 2012, in the amount of \$2,100,000.00 including all understandings and assurances contained therein, for the purpose of continuing the efforts of the Police Department to reduce crime in the border community and to ultimately improve the quality of life for the residents in the City of El Paso.
2. The City Manager be authorized to accept the grant award including all understandings and assurances contained therein.
3. No cash match or in-kind match required.

4. The El Paso City Council agrees that the existence of an award will not be used to offset or decrease total salaries, expenses and allowances that the City receives or provides to its Police Department at or after the time the grant is awarded.
5. The El Paso City Council agrees that in the event of loss or misuse of the appropriated funds, the El Paso City Council assures that the appropriated funds will be returned to the Department of Homeland Security in full.

Representatives Acosta, Byrd, and Noe commented.

Assistant Police Chief Robert Feidner commented.

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

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13A.

R E S O L U T I O N

WHEREAS, Section 392.005(a) Texas Local Government Code provides the property of a housing authority is exempt from all taxes and special assessments of a municipality; and

WHEREAS, Section 392.005(b), Texas Local Government Code provides that a housing authority may, in lieu of paying taxes or special assessments, agree to reimburse in payments to a municipality an amount not greater than the estimated cost to the municipality for improvements, services or facilities furnished to the housing authority by the municipality; and

WHEREAS, on July 13, 1972, the City of El Paso (the “City”) and the Housing Authority of the City of El Paso, Texas (the “Housing Authority”) entered into a Cooperation Agreement (the “Cooperation Agreement”) wherein the parties agreed that the Housing Authority shall make annual payment in lieu of taxes (hereinafter referred to as “PILOT”) for public improvements, services and facilities furnished to the Housing Authority by the City; and

WHEREAS, on October 3, 1978, the City and Housing Authority entered into an Amendment to the Cooperation Agreement (the “1978 Amendment”), which stated that the City, by majority vote of the City Council, may waive the actual disbursement of all or part of the PILOT, at any time, for the purposes of authorizing the Housing Authority to retain and use the PILOT monies for activities which are approved by the City Council and which directly relate to projects of the Housing Authority; and

WHEREAS, in accordance with the Cooperation Agreement and the 1978 Amendment, the City has for a number of years previously agreed by Resolution to waive disbursement all of its portion of PILOT from the Housing Authority and directed that the PILOT monies be designated to assist in funding the Y.W.C.A for childcare services in public housing complexes; and

WHEREAS, by Resolution dated June 8, 2004, the City Council extended the City’s waiver of PILOT through November 1, 2013; and

WHEREAS, the parties desire to extend the term of the PILOT and designate the funds be used as determined by the Housing Authority Board of Commissioners for programs such as childcare services provided at public housing communities and other similar programs by other social service organizations that benefit the residents of the Housing Authority’s public housing communities and the residents of the adjacent neighborhood community and/or for the benefit of the public housing residents of El Paso, Texas; and

WHEREAS, the waiver of disbursement and designation of PILOT funds under this and past resolutions provides a public benefit to numerous children and their families residing in public housing

complexes throughout the community, as well as individuals and families living in the neighborhoods near public housing communities in El Paso.

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

That the City hereby waives the disbursement to the City of all payment in lieu of taxes (PILOT) from the Housing Authority of the City of El Paso for a period of ten (10) years until November 1, 2023, in accordance with the Cooperation Agreement, and any amendments thereto, with the City's PILOT monies retained by the Housing Authority be designated for childcare services in public housing communities and/or other social service or related programs or projects that benefit the residents of public housing communities as determined by the Housing Authority's Board of Commissioners. A report on the expenditure of funds will be provided to the City annually and third party individuals or organizations that will provide services funded by PILOT funds shall be procured by the Housing Authority in compliance with applicable law and Housing Authority procurement policies in effect at the time of the procurement.

Ms. Carmen Arrieta-Candelaria, Chief Financial Officer, presented a PowerPoint presentation (copy on file in City Clerk's office).

Mayor Cook and Representatives Byrd, Acosta, Noe, Robinson

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

The following members of the public commented:

- 1. Mr. Gerald W. Cichon, Chief Executive Officer of the Housing Authority of the City of El Paso
- 2. Mr. Robert Blumenfeld, Attorney for the Housing Authority of the City of El Paso
- 3. Ms. Sandra Branham, CEO at YWCA El Paso del Norte Region

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

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13B. MAYOR AND COUNCIL

Presentation on the end of the 83rd State Legislative Session.

Mr. Snapper Carr, presented a PowerPoint presentation (copy on file in City Clerk's office).

Mayor Cook and Representatives Byrd and Acosta commented.

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

The following members of the public commented:

- 1. Mr. Charlie McNabb
- 2. Mr. Joe Moody, State Representative District 78
- 3. Ms. Marissa Marquez, State Representative District 77

NO ACTION taken on this item.

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13C. MAYOR AND COUNCIL

Discussion and action on directing staff to initiate Time Warner television cable service to City Hall.

Mr. Miguel Gamino, Director of Information Technology, presented a PowerPoint presentation (copy on file in City Clerk's office).

Representatives Acosta, Robinson, Byrd, and Holguin commented.

Ms. Joyce Wilson, City Manager, commented.

NO ACTION taken on this item.

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13D. MAYOR AND COUNCIL

Discussion and action on directing staff to ensure that ADA compliant doors are installed at the entrance to City Hall and the entrance to the City Council Chambers, that the entrances to the front of City Hall are ADA compliant and any sidewalks repaired and the dais be ADA compliant for board members who fall within the guidelines of ADA and serve on City boards.

Representative Acosta commented.

Mr. Larry Nichols, Deputy Director of General Services, commented.

NO ACTION taken on this item.

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The City Council Meeting was **RECESSED** at 11:03 a.m. in order to convene the Mass Transit Department Board Meeting.

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The City Council Meeting was **RECONVENED** at 1:24 p.m.

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Motion made by Representative Robinson, seconded by Mayor Pro Tempore Lilly, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 10:24 a.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.076 to discuss any of the following:

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

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

ABSENT: Representative Niland

Motion made by Representative Robinson, seconded by Mayor Pro Tempore Lilly, and unanimously carried to adjourn the Executive Session at 10:59 a.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

ABSENT: Representative Niland

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EX1. Discussion and action regarding the TXDot Audit Findings. (551.071)

Motion made by Mayor Pro Tempore Lilly, seconded by Representative Byrd and unanimously carried that the City Attorney's Office, in consultation with staff, be authorized to negotiate settlement terms and be granted settlement authority to resolve the claim regarding the TXDOT Audit Findings, Our File No. 13-1026-2790; and further, that the City Manager or her designee be authorized to sign all settlement documents.

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

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EX2. El Paso Railroad and Transportation Museum (551.071 and 551.072)

Motion made by Representative Ortega, seconded by Representative Noe, and unanimously carried directing the City Manager to create a task force to work with the El Paso Railroad and Transportation Museum stakeholders and formulate a recommendation for the future of the Transportation Museum and to re-offer the group currently occupying the space at the Railroad Museum a lease agreement for \$1.00 per year to include the relevant insurance requirements for the space currently occupied by the Museum.

Representative Holguin commented.

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

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EX3. 89 acres of land, more or less, being a portion of Tract 1-A, Nellie D Mundy Survey 240, Abstract 9932, Anthony, Texas. (551.071 and 551.072)

Motion made by Representative Byrd, seconded by Representative Ortega, and carried **NOT TO PROCEED** on this item.

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

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Motion made by Representative Robinson, seconded by Representative Byrd, and unanimously carried to **ADJOURN** this meeting at 2:42 p.m.

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APPROVED AS TO CONTENT:

Richarda Duffy Momsen, City Clerk