

JOHN F. COOK
MAYOR



JOYCE WILSON
CITY MANAGER

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

**REGULAR COUNCIL MEETING MINUTES
COUNCIL CHAMBERS
JUNE 21, 2011
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: Emma Acosta, Carl Robinson, Rachel Quintana, and Steve Ortega. Late arrivals: Beto O'Rourke at 8:40 a.m. during Executive Session deliberations, Eddie Holguin, Jr. at 8:42 a.m. during Executive Session deliberations, and Ann Morgan Lilly at 8:44 a.m. during Executive Session deliberations. Absent: Susannah M. Byrd requested to be excused. The invocation was given by Border Patrol Chaplain Jesse Alvarez, followed by the Pledge of Allegiance to the Flag of the United States of America.

MAYOR'S PROCLAMATION

DR. HERB ORTEGA DAY

RECOGNITIONS

**CITY REPRESENTATIVE RACHEL QUINTANA
CITY REPRESENTATIVE BETO O'ROURKE**

CALL TO THE PUBLIC – PUBLIC COMMENT

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

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

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

30 Minutes total is allotted for speakers.

Three to five minutes may be allowed for each speaker.

The following members of the public commented:

1. Mr. Matthew Carroll
2. Ms. Sherry Bonart
3. Mr. James Perry
4. Mr. Salvador Gomez
5. Ms. Lisa Turner
6. Mr. Joseph Nevarez
7. Ms. Elizabeth Branham
8. Ms. Betsy Miller

Mayor Cook and Representative O'Rourke commented.

Motion made by Representative Robinson, seconded by Representative Lilly to **SUSPEND THE RULES** of order to allow for additional speakers after the sign up period.

ABSENT: Representative Byrd

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Motion made by Representative Robinson, seconded by Representative Ortega, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 8:39 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:

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

- 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 on the Agenda:

Motion made by Representative Ortega, seconded by Representative Robinson, and unanimously carried to adjourn the Executive Session at 9:05 a.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

NOT PRESENT FOR THE VOTE: Representatives Byrd and Quintana

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EX1. Gregory E. Whited v. City of El Paso; Cause No. 2009-4416 (551.071)

Motion made by Mayor Pro Tempore Acosta, seconded by Representative Lilly, and unanimously carried that outside counsel for the City of El Paso be authorized settlement authority to deny Plaintiff's settlement demand in the lawsuit styled Gregory E. Whited vs. City of El Paso; Cause No. 2009-4416.

AYES: Representative Lilly, Acosta, Robinson, Quintana, Holguin, Ortega and O'Rourke
NAYS: None
NOT PRESENT FOR THE VOTE: Representative Byrd

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EX2. Claim of Alberto Lujan, Jr., Our File No. 10-C-200 (551.071)

Motion made by Mayor Pro Tempore Acosta, seconded by Representative Lilly, and unanimously carried that the City Attorney's Office be authorized to deny claimant's settlement demand in the claim of Alberto Lujan Jr., Our File No. 10-C-200.

AYES: Representative Lilly, Acosta, Robinson, Quintana, Holguin, Ortega and O'Rourke
NAYS: None
NOT PRESENT FOR THE VOTE: Representative Byrd

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EX3. Claim of Isidro Gama, Our File No. 10-C-185 (551.071)

Motion made by Mayor Pro Tempore Acosta, seconded by Representative Lilly, and unanimously carried that the City Attorney's Office be authorized to deny claimant's settlement demand in the claim of Isidro Gama, Our File No. 10-C-185.

AYES: Representative Lilly, Acosta, Robinson, Quintana, Holguin, Ortega and O'Rourke
NAYS: None
NOT PRESENT FOR THE VOTE: Representative Byrd

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EX4. Alejandro Hernandez v. The City of El Paso, et al; Cause No. EP-08-CV-222-PRM (551.071)

Motion made by Mayor Pro Tempore Acosta, seconded by Representative Robinson, and unanimously carried that the City Attorney's Office be authorized to reject Plaintiff's settlement demand in the lawsuit styled Alejandro Hernandez v. City of El Paso, et. al.; Cause No. EP-08-CV-222-PRM.

AYES: Representative Lilly, Acosta, Robinson, Quintana, Holguin, Ortega and O'Rourke
NAYS: None
NOT PRESENT FOR THE VOTE: Representative Byrd

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CONSENT AGENDA

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

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

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1. APPROVAL OF MINUTES

*Motion made, seconded, and unanimously carried to **APPROVE** the Minutes for the Regular City Council Meeting of June 14, 2011.

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2. REQUEST TO EXCUSE CITY COUNCIL MEMBERS

*Motion made, seconded, and unanimously carried to **EXCUSE** Representative Susannah M. Byrd from the Regular City Council meeting of June 21 2011.

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3A.

***RESOLUTION**

WHEREAS, Brick & Mortar (hereinafter referred to as "Grantee") is sponsoring an outdoor block party (hereinafter referred to as "Event"), on Saturday, June 25, 2011 to Sunday, June 26, 2011; and

WHEREAS, the Grantee has received administrative approval for a Special Privilege License for the use and closure of City rights-of-way for less than twenty-four (24) hours on a portion of the alley between Durango Street and Anthony Street and a portion of City right-of-way along Durango Street from 5:00 p.m. Saturday, June 25, 2011, to 4:00 a.m. Sunday, June 26, 2011, in conjunction with the proposed 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 desires to provide for the sale and service of alcoholic beverages within portions of City rights-of-way during the Event;

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

That the Brick & Mortar (“Grantee”) be authorized to provide for the sale and service of alcoholic beverages during the Event within the closed portion of the alley between Durango Street and Anthony Street and a portion of City right-of-way along Durango Street from 9:00 p.m. Saturday, June 25, 2011 to 2:00 a.m. Sunday, June 26, 2011.

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3B.

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, ALEJANDRINA D. PACHECO, 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:

5812 Sundale Road, more particularly described as Lot(s) 14 (7906.00 Sq Ft),
Block 1, Deer Canyon Subdivision, El Paso, El Paso County, Texas, Parcel #
D318-999-0010-1400

to be \$125.82, 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 82/100 DOLLARS (\$149.82). The City Council finds that the work was completed on the 20th day(s) of October, 2010, 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 82/100 DOLLARS (\$149.82) 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, ROMERO CONTRACTORS 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:

N 50.00 Ft of Lot 2 & Adj 10.00 Ft of Clsd Alley (7000.00 Sq Ft), Block 10, Del Norte Acres Subdivision, City of El Paso, El Paso County, Texas, Parcel #D361-999-0100-0150

to be \$233.04, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED FIFTY SEVEN AND 04/100 DOLLARS (\$257.04). The City Council finds that the work was completed on the 21st day(s) of October, 2010, 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 SEVEN AND 04/100 DOLLARS (\$257.04) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, MARIA D. RODRIGUEZ, 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) 6 & 7, Block 11, Military Heights Subdivision, City of El Paso, El Paso County, Texas, Parcel #M436-999-0110-1300

to be \$198.79, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED TWENTY TWO AND 79/100 DOLLARS (\$222.79). The City Council finds that the work was completed on the 23rd day(s) of October, 2010, 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 TWO AND 79/100 DOLLARS (\$222.79) 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, ENRIQUE ESCOBAR, 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:

4420 Sunrise Avenue, more particularly described as Lot(s) W 80 Ft of Lot 2 (23360 Sq Ft), Block 6, Del Norte Acres Subdivision, El Paso, El Paso County, Texas, Parcel # D361-999-0060-3100

to be \$101.96, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED TWENTY FIVE AND 96/100 DOLLARS (\$125.96). The City Council finds that the work was completed on the 27th day(s) of October, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED TWENTY FIVE AND 96/100 DOLLARS (\$125.96) 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, JOSE A HERNANDEZ, 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:

182 Coronado Road, more particularly described as Lot(s) N 50 Ft of Tract 11 (14200 Sq Ft), Coronado Place Subdivision, El Paso, El Paso County, Texas, Parcel # C835-999-0010-5900

to be \$220.83, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED FORTY FOUR AND 83/100 DOLLARS (\$244.83). The City Council finds that the work was completed on the 29th day(s) of September, 2010, 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 FORTY FOUR AND 83/100 DOLLARS (\$244.83) 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, PAUL W. & DAWN BIANCHI, 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:

5038 Round Rock Drive, more particularly described as Lot(s) 27 (5488.82 Sq Ft), Block 14, Pleasant Hills Unit 7 Subdivision, El Paso, El Paso County, Texas, Parcel #P863-999-0140-5310

to be \$135.38, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FIFTY NINE AND 38/100 DOLLARS (\$159.38). The City Council finds that the work was completed on the 14th day(s) of October, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FIFTY NINE AND 38/100 DOLLARS (\$159.38) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, DLEE CUSTOM 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:

14065 Robert Ituarte Drive, more particularly described as Lot(s) 79 (4725.00 Sq Ft), Block 157, Tierra Del Este #44 Subdivision, El Paso, El Paso County, Texas, Parcel # T287-999-1570-7900

to be \$110.03, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED THIRTY FOUR AND 03/100 DOLLARS (\$134.03). The City Council finds that the work was completed on the 28th day(s) of October, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED THIRTY FOUR AND 03/100 DOLLARS (\$134.03) 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, MENCER 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:

3231 Destiny Point Drive, more particularly described as Lot(s) 35 (5667.93 Sq Ft), Block 178, Tierra Del Este #49 Subdivision, El Paso, El Paso County, Texas, Parcel #T287-999-1780-3500

to be \$102.84, 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 TWENTY SIX AND 84/100 DOLLARS (\$126.84). The City Council finds that the work was completed on the 4th day(s) of October, 2010, 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 SIX AND 84/100 DOLLARS (\$126.84) 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, ARMANDO & YVETTE ARMENDARIZ, 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:

12340 Tierra Humeda Drive, more particularly described as Lot(s) 29 (5955.83 Sq Ft), Block 24, Tierra Del Este Unit 3 Subdivision, El Paso, El Paso County, Texas, Parcel # T287-999-0240-2900

to be \$110.14, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED THIRTY FOUR AND 14/100 DOLLARS (\$134.14). The City Council finds that the work was completed on the 19th day(s) of October, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED THIRTY FOUR AND 14/100 DOLLARS (\$134.14) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, LGG COMFORT 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:

12689 Tierra Zulema Court, more particularly described as Lot(s) 70 (8407.20 Sq Ft), Block 137, Tierra Del Este #40 Subdivision, El Paso, El Paso County, Texas, Parcel # T287-999-1370-7000

to be \$117.88, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FORTY ONE AND 88/100 DOLLARS (\$141.88). The City Council finds that the work was completed on the 4th day(s) of October, 2010, 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 88/100 DOLLARS (\$141.88) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, ARMANDO & IRMA GOMEZ, 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:

9817 La Morenita Circle, more particularly described as Lot(s) 16 (5827.50 Sq Ft), Block 1, Mission Pass Subdivision, El Paso, El Paso County, Texas, Parcel # M579-999-0010-1600

to be \$175.19, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED NINETY NINE AND 19/100 DOLLARS (\$199.19). The City Council finds that the work was completed on the 2nd day(s) of September, 2010, 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 NINE AND 19/100 DOLLARS (\$199.19) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, GERARD C. MIJARES, 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:

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

to be \$153.67, 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 ONE HUNDRED SEVENTY SEVEN AND 67/100 DOLLARS (\$177.67). The City Council finds that the work was completed on the 15th day(s) of September, 2010, 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 SEVEN AND 67/100 DOLLARS (\$177.67) 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.

***RESOLUTION**

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

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

to be \$122.38, 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 38/100 DOLLARS (\$146.38). The City Council finds that the work was completed on the 11th day(s) of October, 2010, 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 38/100 DOLLARS (\$146.38) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, CONFIDENTIAL, 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) 42, Singh Subdivision, City of El Paso, El Paso County, Texas, Parcel # S445-999-0010-4200.

to be \$113.01, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE

HUNDRED THIRTY SEVEN AND 01/100 DOLLARS (\$137.01). The City Council finds that the work was completed on the 28th day(s) of October, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED THIRTY SEVEN AND 01/100 DOLLARS (\$137.01) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, JOSEFA DURAN, 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:

249 Apodaca Street, more particularly described as Tract 8-V (0.46 Acre),
Block 42, Ysleta Subdivision, El Paso, El Paso County, Texas, Parcel #Y805-
999-042B-0817

to be \$417.30, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of FOUR HUNDRED FORTY ONE AND 30/100 DOLLARS (\$441.30). The City Council finds that the work was completed on the 5th day(s) of October, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount FOUR HUNDRED FORTY ONE AND 30/100 DOLLARS (\$441.30) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

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

8628 North Loop Drive, more particularly described as Tract 8-C (EXC ELY PT) (0.3157 AC), Boothville Subdivision, El Paso, El Paso County, Texas, Parcel # B680-999-0010-4500

to be \$407.83, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of FOUR HUNDRED THIRTY ONE AND 83/100 DOLLARS (\$431.83). The City Council finds that the work was completed on the 14th day(s) of October, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount FOUR HUNDRED THIRTY ONE AND 83/100 DOLLARS (\$431.83) 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:

Lot(s) 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 \$271.06, 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 NINETY FIVE AND 06/100 DOLLARS (\$295.06). The City Council finds that the work was completed on the 27th & 28th day(s) of October, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO HUNDRED NINETY FIVE AND 06/100 DOLLARS (\$295.06) 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, SAMUEL & SOFIA QUIROZ, 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:

8569 Danube Circle, more particularly described as Lot(s) 1 (9437 Sq Ft),
Block 5, Colonia Del Carmen Subdivision, El Paso, El Paso County, Texas,
Parcel # C731-999-0005-0100

to be \$215.40, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED THIRTY NINE AND 40/100 DOLLARS (\$239.40). The City Council finds that the work was completed on the 13th day(s) of October, 2010, 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 NINE AND 40/100 DOLLARS (\$239.40) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, JOSE & 2 ROSALES, 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:

905 Hills Street, more particularly described as Lot(s) 8 (3000 Sq Ft), Block 36, Magoffin Subdivision, El Paso, El Paso County, Texas, Parcel # M028-999-0360-3600

to be \$125.57, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FORTY NINE AND 57/100 DOLLARS (\$149.57). The City Council finds that the work was completed on the 25th day(s) of October, 2010, 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 57/100 DOLLARS (\$149.57) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, JUAN C. & ESTHER N. MACHUCA, 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:

241 Mardi Gras Drive, more particularly described as Lot(s) 11, Block 9, Fiesta Hills Replat Subdivision, El Paso, El Paso County, Texas, Parcel #F315-999-0090-3100

to be \$112.35, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED THIRTY SIX AND 35/100 DOLLARS (\$136.35). The City Council finds that the work was completed on the 1st day(s) of October, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED THIRTY SIX AND 35/100 DOLLARS (\$136.35) 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, R. M. & JESUSITA AGUILAR, 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:

3215 Pershing Drive, more particularly described as Lot(s) 7 & 8 (7000 Sq Ft),
Block 122, East El Paso Subdivision, El Paso, El Paso County, Texas, Parcel
E014-999-1220-1900

to be \$86.99, 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 TEN AND 99/100 DOLLARS (\$110.99). The City Council finds that the work was completed on the 20th day(s) of October, 2010, 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 TEN AND 99/100 DOLLARS (\$110.99) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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3C.

***RESOLUTION**

WHEREAS, the City of El Paso has purchased 3.516 acres of unimproved property south of the southeast corner of Pershing Drive and Radford Street more fully identified as Parcel 1 on Exhibit "A", attached hereto and made a part hereof for all purposes; and

WHEREAS, a park just south of the southeast corner of Pershing Drive and Radford Street would provide additional outdoor recreation opportunities for the citizens of El Paso; and

WHEREAS, the City staff recommends that the entire 3.516 acres of land identified as Parcel 1 on Exhibit "A" be dedicated as parkland.

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

THAT the City of El Paso confirms the dedication of the 3.516 acres of land identified as Parcel 1 on Exhibit "A" as parkland.

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3D.

RESOLUTION

WHEREAS, in accordance with Chapter 18.50 of the City Code, the Building and Standards Commission of the City of El Paso, by Order dated the 27th day of October, 2010, after due notice and hearing, issued an order to REGINA R. ARNOLD, DEBRA A. BREMER, RONALD L. ARNOLD, and SHERRIE L. LYNCH record Owners of the hereinafter described property that the structure be secured within thirty (30) days and that the premises be cleaned of all weeds, trash, and debris within thirty (30) days, and the Owners and any mortgagee or lienholder having failed after due notice to comply with such ORDER, the Department of Transportation of the City of El Paso has been ordered to proceed to secure and clean the premises of all weeds, trash, and debris.

WHEREAS, the Director for the 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. That the City Council determines the actual cost of the securing of the structure within thirty (30) days and cleaning the premises of all weeds, trash and debris from the property, more particularly described as:

The East 30 Feet of Lot 5, and West 35 Feet of Lot 4, Huntington Park Addition to the City of El Paso, El Paso County, Texas, according to the map thereof now on file in Book 13, Page 3, Plat Records of El Paso County, Texas, municipally known as 3804 Edgar Park Avenue, El Paso, Texas,

to be \$4,837.74, performed by the Department of Transportation of the City of El Paso, and \$1,052.07, performed by the City Clerk's Office and Environmental Services Department, making a total of \$5,889.81. The City Council finds that the work was completed on the 18th day of January, 2011, and approves the costs.

2. That the City Council, in accordance with Texas Local Government Code §214.001(n), declares the above total amount of FIVE THOUSAND EIGHT HUNDRED EIGHTY-NINE AND 81/100 DOLLARS (\$5,889.81) to be a lien on the above-described property.

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

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

1ST MOTION

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

2ND AND FINAL MOTION

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

AYES: Representatives Lilly, Acosta, Robinson, Quintana, Ortega and O'Rourke
NAYS: None
NOT PRESENT FOR THE VOTE: Representative Holguin
ABSENT: Representative Byrd

Representative Robinson commented.

Ms. Joyce Wilson, City Manager, commented.

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4. APPLICATIONS FOR TAX REFUNDS

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

- A. Select Portfolio Servicing, Inc. in the amount of \$3,686.05 overpayment of 2010 taxes. (PID #H788-010-0490-0250).
- B. Chase Home Finance in the amount of \$2,546.59 overpayment of 2010 taxes. (PID #M090-999-0030-2700).
- C. Flagstar Bank in the amount of \$5,758.40 overpayment of 2010 taxes. (PID #R460-999-0120-1800).
- D. Select Portfolio Servicing, Inc. c/o LPS in the amount of \$3,468.09 overpayment of 2010 taxes. (PID #S814-999-0060-2000).
- E. Select Portfolio Servicing, Inc. c/o LPS in the amount of \$2,691.85 overpayment of 2010 taxes. (PID #W144-999-0100-1800).
- F. Horizon Communities Improvement Association in the amount of \$8,756.67 overpayment of 2010 taxes. (PID #X578-000-3310-1095).

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5. BID

*Motion made, seconded, and unanimously carried to **DELETE** Solicitation No. 2011-219 for the Chihuahuita Park Improvements to Desert Pacific Construction for a total estimated amount of \$149,344.

Department:	Engineering and Construction Management
Award to:	Desert Pacific Construction
Base Bid:	\$149,344
Total Estimated Completion:	\$149,344
Funding Source:	Community Development Block Grant (CDBG) 36 th Year

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

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

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

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

Representative Ortega commented.

Mr. Alan Shubert, City Engineer, commented.

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6A. – 6F. INTRODUCTIONS

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

- 6A.** An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.030 (Schedule III-Parking prohibited at all times on certain streets) of the El Paso City Code, by adding Kerbey Avenue between N. Florence Street and N. Virginia Street, both sides. The penalty being as provided in Section 12.84.010 of the El Paso City Code.
- 6B.** An Ordinance authorizing the City Manager to sign a contract of sale and any other necessary documents between the City of El Paso and the Housing Authority of the City of El Paso which will allow for the City to convey property commonly known as 8909 Old County Line Road, El Paso, El Paso County, Texas, including the improvements thereon.

PUBLIC HEARING WILL BE HELD ON JUNE 28, 2011, FOR ITEMS 6A – 6B

- 6C.** An Ordinance changing the zoning of all of Lots 16, 17, 18 and 19, Block 2, Hughes Subdivision, City of El Paso, El Paso County, Texas from R-5 (Residential) to S-D (Special Development). The penalty is as provided for in Chapter 20.24 of the El Paso City Code.
- 6D.** An Ordinance zoning Parcel 1: A portion of Section 37, Block 79, Township 2, Texas and Pacific Railway Company Surveys, El Paso County, Texas, to C-2 (Commercial), Parcel 2: A portion of Section 37, Block 79, Township 2, Texas and Pacific Railway Company Surveys, El Paso County, Texas to R-5 (Residential) and Parcel 3: A portion of Section 48, Block 79, Township 2, Texas and Pacific Railway Company Surveys, El Paso County, Texas to C-2 (Commercial). The penalty is as provided for in Chapter 20.24 of the El Paso City Code.
- 6E.** An Ordinance annexing the following real property described as a portion of Sections 37 and 48, Block 79, Sections 7 and 18, Block 78, Township 2, Texas and Pacific Railway Company Surveys, El Paso County, Texas.
- 6F.** An Ordinance granting Special Permit No. PZST11-00005, to allow for infill development for lot width and lot size reduction on the property described as Lot 39, Block 1, Alexander addition to Ysleta, City of El Paso, El Paso County, Texas, pursuant to section 20.04.320 of the El Paso City Code. The penalty being as provided for in chapter 20.24 of the El Paso City Code.

PUBLIC HEARING WILL BE HELD ON JULY 12, 2011, FOR ITEMS 6C – 6F

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7.

ORDINANCE 17587

The City Clerk read an Ordinance entitled: **AN ORDINANCE AUTHORIZING THE ISSUANCE OF “CITY OF EL PASO, TEXAS, WATER AND SEWER REVENUE REFUNDING BONDS, SERIES 2011;” AND RESOLVING MATTERS WHICH ARE NECESSARY TO EFFECTUATE SAID ISSUANCE, INCLUDING**

THE DELEGATION OF MATTERS RELATING TO THE SALE AND ISSUANCE OF THE BONDS TO AN AUTHORIZED CITY OFFICER OR EMPLOYEE WITHIN CERTAIN SPECIFIED PARAMETERS.

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

Mayor Cook and Representative Holguin commented.

Ms. Marcela Navarrete, Chief Financial Officer for El Paso Water Utilities, commented.

Ms. Lisa Turner, citizen, commented.

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

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

NAYS: Representative Holguin

ABSENT: Representative Byrd

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

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ITEMS TAKEN TOGETHER

8. MAYOR AND COUNCIL

*Motion made, seconded, and unanimously carried to **DELETE** the item regarding the discussion and action on the appeal by property owner of decision of Historic Landmark Commission concerning improvements to property located at 209 N. Stanton St.

9A. PLANNING AND ECONOMIC DEVELOPMENT

Motion made by Representative O'Rourke, seconded by Representative Ortega, and unanimously carried to **APPROVE** the appeal regarding a decision rendered by the Historic Landmark Commission (HLC) on June 13, 2011 to deny a certificate of appropriateness application for the demolition of the main façade, construction of a new façade and the construction of a rooftop addition for the structure located at 209 N. Stanton within the Downtown Historic District.

AYES: Representative Lilly, Acosta, Robinson, Quintana, Holguin, Ortega and O'Rourke

NAYS: None

ABSENT: Representative Byrd

Ms. Providencia Velasquez, Historic Preservation Officer, presented a PowerPoint presentation (copy on file in City Clerk's office).

Mr. Miguel Fernandez, Applicant, presented a PowerPoint presentation (copy on file in City Clerk's office).

Representatives O'Rourke, Robinson and Ortega commented.

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9B.

ORDINANCE 17588

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF TRACT 10, SECTION 9, BLOCK 81, TOWNSHIP 2, TEXAS AND PACIFIC RAILWAY COMPANY SURVEYS, CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM C-2 (COMMERCIAL) TO C-3 (COMMERCIAL) AND IMPOSING CONDITIONS. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

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

Representative Robinson commented.

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

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

NAYS: None

ABSENT: Representative Byrd

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

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TAKEN WITH ITEM 9F

9C.

ORDINANCE 17589

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF THE FOLLOWING LEGALLY DESCRIBED PARCEL OF LAND BEING A PORTION OF LOT 1 AND ALL OF LOTS 2 THROUGH 30, BLOCK 2, AND BLOCK 3, TOBINS WASHINGTON PARK, LOTS 1 THROUGH 30, BLOCK 1, LOTS 1 THROUGH 54, BLOCK 2, LOTS 1 THROUGH 26, BLOCK 3, LOTS 1 THROUGH 17, BLOCK 5, LOTS 1 THROUGH 5, BLOCK 6, TOBINS SECOND, BLOCK 1, MARTINEZ HOMESTEAD ADDITION, ORCHARD PARK SUBDIVISION, HADLOCK SUBDIVISION, VAL VERDE SUBDIVISION, BLOCK 11, TRACTS 1, 2, 2A, 2D1, 6 THROUGH 24, 25A, 25B, 25D, 26, 26A, 26B, 27B, 33A, 34, 34A, 35A, 35B, 36, 37B, 37B1, 37B2, 37C, 38C, 38C2, 39A1, E. BENNETT SURVEY NO. 11, GATEWAY SUBDIVISION, WILKINS REPLAT, PORTION OF E.R. TALLEY SURVEYS 6 AND 7 (EL PASO ZOO), BLOCK 9, LOTS 8 THROUGH 25 AND PORTION OF LOTS 5, 6, 7, 26 AND 27, BLOCK 10, BLOCKS 13 THROUGH 24, LINCOLN PARK ADDITION, PORTION OF LOTS 1 AND 2, BLOCKS 16, 17 AND 32, FRENCH ADDITION, BLOCK 3 AND A PORTION OF BLOCK 4, CHULA VISTA ADDITION, TOBINS FOURTH ADDITION, LOTS 67 THROUGH 77, BLOCK 5, LOTS 81 THROUGH 91, LOTS 100 THROUGH 109, BLOCK 6, LOTS 111 THROUGH 122, BLOCK 7, EL VALLE ADDITION, F. NEVE SURVEY NO. 8, PORTION OF BLOCK 3, PORTION OF LOT 6 AND LOTS 7 THROUGH 41 AND A PORTION OF 42, BLOCK 6, PORTION OF LOT 1 AND LOTS 2 THROUGH 44, BLOCK 9, LOTS 1 THROUGH 56, BLOCK 14, BLOCK 15, PORTION OF LOTS 16 AND 17, LOTS 18 THROUGH 23 AND A PORTION OF 24, BLOCK 16, PORTION OF LOT 12, LOTS 13 THROUGH 28 AND A PORTION OF LOT 29, BLOCK 17, BLOCK 18, BLOCK 19, LOTS 1 THROUGH 14 AND A PORTION OF 15, BLOCK 20, LOTS 1 THROUGH 7, BLOCK 21, LOTS 1 THROUGH 7, BLOCK 22, LOTS 1 THROUGH 14, LOT 17 THROUGH 32, BLOCK 24, BRENTWOOD HEIGHTS, MEDINA SUBDIVISION, PORTION OF ALL STREETS, RAILROADS, ALLEYS, LATERALS WITHIN THE ABOVE DESCRIBED PARCELS, CITY OF EL PASO, COUNTY OF**

EL PASO, TEXAS, SAVE AND EXCEPT LOTS 1 TO 3, EAST 18.50 FEET OF LOT 6 ALL OF LOTS 7 THROUGH 11, BLOCK 12, TOBIN'S FOURTH AND A 28.189 ACRE PORTION OF E.R. TALLEY SURVEY NO. 6 DESCRIBED IN VOLUME 317, PAGE 520, REAL PROPERTY RECORDS OF EL PASO COUNTY, TEXAS, FROM THEIR CURRENT ZONING DISTRICT TO SCZ (SMARTCODE ZONE), THE PENALTY IS AS PROVIDED FOR IN CHAPTER 21.60 OF THE EL PASO CITY CODE.

Mr. Mathew McElroy, Deputy Director of Planning and Economic Development, presented a PowerPoint presentation (on file in the City Clerk's office) and read revisions into the record.

Mayor Cook and Representative Acosta commented.

Ms. Joyce Wilson, City Manager, commented and Ms. Laura Gordon, Deputy City Attorney, gave legal advice.

The following members of the public commented:

- 1. Ms. Carol Trujillo
- 2. Ms. Emma Schwartz, Medical Centers of the Americas Foundation, President
- 3. Mr. Ivan Rojas
- 4. Ms. Maria Elena Flood

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

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

NAYS: None

ABSENT: Representative Byrd

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

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9D.

ORDINANCE 17590

The City Clerk read an Ordinance entitled: **AN ORDINANCE VACATING A PORTION OF AN ALLEY BEING A 0.0136 ACRE PARCEL OF LAND OUT OF A 9.5 FOOT WIDE ALLEY ADJACENT TO BLOCK 1, MAP OF ORCHARD PARK ADDITION, CITY OF EL PASO, EL PASO COUNTY, TEXAS.**

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

Representative O'Rourke commented.

Ms. Joyce Wilson, City Manager, commented.

Mr. Steve Alva and Ms. Eva Valles, representing homeowners, commented.

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

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

NAYS: None
ABSENT: Representative Byrd

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

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9E.

ORDINANCE 17591

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING THE 2025 PROPOSED THOROUGHFARE SYSTEM AS DETAILED IN THE MAP ATLAS OF THE PLAN FOR EL PASO AND ITS RELATED DOCUMENTS AS ORIGINALLY APPROVED BY THE EL PASO CITY COUNCIL IN 1999, AND AS SUBSEQUENTLY AMENDED, TO ADD PLEXXAR AS A NORTH-SOUTH COLLECTOR ARTERIAL WITH BIKE LANES, CONNECTING THE EXTENSIONS OF LA MESA AVENUE AND HOOVER AVENUE, ACROSS TRANS MOUNTAIN ROAD, EAST OF RESLER DRIVE AND WEST OF THE EXTENSION OF PASEO DEL NORTE ROAD.**

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

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

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

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

.....
TAKEN WITH ITEM 9C

9F.

ORDINANCE 17592

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING THE PLAN FOR EL PASO AND THE YEAR 2025 GENERAL LAND USE MAP BY AMENDING THE MEDICAL CENTER OF THE AMERICAS MASTER PLAN AS A SPECIFIC STUDY AREA PLAN.**

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

Representative Acosta commented.

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

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

NAYS: None
ABSENT: Representative Byrd

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

10.

ORDINANCE 17593

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING A SPECIAL PRIVILEGE LICENSE TO MCAMERICAS REALTY, INC. FOR THE MAINTENANCE, AND REPAIR OF THREE SURFACE POSTS ATTACHED TO THE STRUCTURE LOCATED AT 440 RAYNOLDS BOULEVARD LOCATED WITHIN PORTIONS OF CITY RIGHT-OF-WAY ALONG ROSA STREET FOR A TERM OF TEN YEARS.**

Ms. Mirian Spencer, Planner for Department of Transportation, presented a PowerPoint presentation (copy on file in City Clerk’s office).

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

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

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

11A.

MAYOR AND COUNCIL

Legislative Review Committee Report

1. For notation: Formal report of the Economic Development, Planning and Tourism Legislative Review Committee meeting held on June 9, 2011, as submitted by Representative Steve Ortega, Chair; and
2. Discussion pertaining to the agenda items, as posted on the agenda of said Legislative Review Committee meeting, as follows:
 - a. Discussion and action on the Hub of Human Innovation Inc. grant funding request for a Hub and Clean Energy Incubator Program, a Proof of Concept Program, a Certification Center and Odyssey Program as detailed in the Hub of Innovation’s Proposal to the City of El Paso for activities over a four year periods in the amount of \$2,305,000.
 - b. Discussion and action on regulating the placement of signs on City of El Paso right of way.
 - c. Discussion and action on terms, conditions, and requirements for City approval of the extension of the City’s waiver of PILOT (Payment In Lieu Of Taxes) fees from the Housing Authority of the City of El Paso (HACEP) pursuant to the parties’ Cooperation Agreement as amended.

Mayor Cook and Representative Ortega commented.

Ms. Joyce Wilson, City Manager and Mr. Mathew McElroy, Deputy Director of Planning and Economic Development, answered the questions of Council.

Ms. Lisa Turner, citizen, commented.

NO ACTION was taken on this item.

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11B. MAYOR AND COUNCIL

Discussion and action on proposed City opposition to the location of a bar at 9037 Alameda.

Mayor Cook and Representatives Holguin, Robinson and Acosta commented.

The following City Staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Mr. William Stern, Deputy Building Official, Code Compliance Division
3. Ms. Lupe Cuellar, Assistant City Attorney, gave legal advice.

NO ACTION was taken on this item.

..... **12.**
INFORMATION TECHNOLOGY

Motion made by Representative Lilly, seconded by Mayor Pro Tempore Acosta, and unanimously carried to **AUTHORIZE** the City Manager to execute the following agreements related to the Shared Datacenter Project:

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

1. Interlocal Agreement between the City of El Paso and the County of El Paso related to enhance connectivity and data security through the sharing of Data Centers, Fiber and Microwave Technology.
2. County of El Paso's lease of space in the City of El Paso's Data Center located at the Municipal Services Center, 1059 Lafayette Dr.
3. City of El Paso's lease of space in the County of El Paso's MDR Data Center located at 800 E. Overland on the 4th floor.

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

Representative Lilly commented.

Mr. Peter Cooper, Chief Technology Officer, commented.

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13. PLANNING AND ECONOMIC DEVELOPMENT

Motion made by Representative Lilly, seconded by Representative Robinson, and unanimously carried to **PROVIDE** pedestrian access to designated state trailheads.

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Holguin

ABSENT: Representative Byrd

Mr. Richard Garcia, Parks and Recreation Department, presented a PowerPoint presentation (copy on file in City Clerk's office).

Mayor Cook and Representatives Robinson, Lilly, O'Rourke, and Holguin commented.

The following City Staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Mr. Mathew McElroy, Deputy Director for Planning and Economic Development
3. Mr. Rudy Valdez, El Paso Water Utilities

The following members of the public commented:

1. Mr. Don Baumgardt, Borderland Mountain Park Association, presented powerpoint
2. Mr. John Moses, Texas Parks & Wildlife
3. Mr. Kevin Lovell
4. Ms. Lisa Turner

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14.

RESOLUTION

RESOLUTION CANVASSING THE RETURNS OF THE 2011 CITY GENERAL ELECTION RUN-OFF

THE STATE OF TEXAS)

COUNTY OF EL PASO)

WHEREAS, the City Council of the City of El Paso ordered a run-off election to be held in said City on June 11, 2011, for the purpose of electing the following named City officials for the terms as established by and in accordance with the Charter of the City of El Paso: District Representative No. 1 and District Representative No.5; and

WHEREAS, the election officers who held said election have duly made returns of the results thereof, and said returns have been delivered to said City Council.

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

1. That the City Council officially finds and determines that said run-off election was duly ordered, that proper notice of said election was duly given, that proper election officers were duly appointed prior to said election, that said election was duly held, that due returns of the results of said election have been duly made and delivered, that the election returns have been properly made out and duly certified by the officers of said election in the different voting precincts of the City, and that the City Council has duly canvassed said returns, all in accordance with the law.

2. That the City Council officially finds and determines that the following votes were cast at said run-off election for the following officers, by the resident, qualified electors of said City, who voted at the election:

DISTRICT REPRESENTATIVE NO. 1

Lyda Ness Garcia 1567
Ann Morgan Lilly 1946

DISTRICT REPRESENTATIVE NO. 5

M. "Mayela" Mejia 866
Michiel "Mike" Noe 1303

3. That in the case of these offices, the following persons, who received more than a 50% majority of the votes cast for candidates for such office, are hereby declared elected to such offices for the ensuing terms, or until the election and qualification of their successors, subject to the proper issuance of certificates of election by the presiding officer, and that the number of votes cast for each person who was a candidate for such offices, according to the returns, is shown in paragraph 2 hereof:

DISTRICT REPRESENTATIVE NO. 1

Ann Morgan Lilly

DISTRICT REPRESENTATIVE NO. 5

Michiel "Mike" Noe

4. That on file in the City Clerk's Office and made a part hereof by reference are copies of the cumulative reports and the electronic precinct tabulations of the votes cast at the 2011 City General Election Run-Off for each candidate.

5. That this Resolution is adopted subject to the right of any candidate to contest such election in any way provided by law.

6. That this resolution was acted upon in accordance with the law by the presiding officer and the City Council and was deemed by said City Council that upon passage of the Resolution, it shall take effect immediately.

7. This Resolution shall be spread upon the minutes of the City Council, and the City Clerk shall record the results so adopted in the separate book kept in her office for such purpose.

Municipal Clerk, Richarda Duffy Momsen read the election run-off results into the record.

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

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Holguin

ABSENT: Representative Byrd

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Motion made by Representative Robinson, seconded by Representative Lilly, and unanimously carried to **ADJOURN** this meeting at 12:38 p.m.

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APPROVED AS TO CONTENT:

Richarda Duffy Momsen, City Clerk