



SUSAN AUSTIN  
DISTRICT NO. 1

ROBERT A. CUSHING, JR.  
DISTRICT NO. 2

JOSE ALEXANDRO LOZANO  
DISTRICT NO. 3

JOHN F. COOK  
DISTRICT NO. 4

DANIEL S. POWER  
DISTRICT NO. 5

PAUL J. ESCOBAR  
DISTRICT NO. 6

VIVIAN ROJAS  
DISTRICT NO. 7

ANTHONY W. COBOS  
DISTRICT NO. 8

**PROPOSED AGENDA FOR  
REGULAR COUNCIL MEETING, COUNCIL CHAMBERS  
JULY 27, 2004  
9:00 A.M.**

**ROLL CALL**

Invocation – Pastor Albert J. Mays  
Pledge of Allegiance

**REGULAR AGENDA**

1. Lead. [Lisa Turner]
2. Discussion and action on the so-called “Weed Ordinance” and other aspects of Building Services Code Enforcement. [Matthew F. Carroll]

**NOTICE TO THE PUBLIC**

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members or persons in the audience. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting.

**CONSENT AGENDA**

3. **APPROVAL OF MINUTES:** [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]  
Approval of Minutes for Regular City Council Meeting of July 20, 2004 and Special City Council Meetings (Budget Hearings) of July 12, July 15, July 16, (two sets - 9:00 a.m. and 2:00 p.m. sessions) and July 19, 2004.
4. **REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:**
5. **RESOLUTIONS:**
  - 5A. That the Mayor be authorized to sign Supplemental Agreement No. 1 to Lease No. DTFA07-95-L-01077 by and between the City of El Paso (“Lessor”) and the United States of America, represented by the Federal Aviation Administration (“Lessee”) for the real property known as 8045 Boeing to extend the term of the Lease through September 30, 2005. **(District 3)**  
[Airport, Patrick T. Abeln, (915) 780-4724]



- 5H.** That the Director of the El Paso Museum of Art be authorized to sign an outgoing loan agreement, on behalf of the City of El Paso, for the loan of "*Saint Elmo's Fire*," by Kermit Oliver to The Museum of Fine Arts, Houston, for the exhibition "Notes from a Child's Odyssey: The Art of Kermit Oliver," from March 6, 2005, to July 4, 2005. There are no costs to El Paso Museum of Art associated with this loan. [El Paso Museum of Art, Becky Duval-Reese, (915) 532-1707]
- 5I.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **JULIE FONSECA DE BORGES**, to assist the Museum of Art as a School Services Coordinator at a biweekly rate of \$1,084.13 for 40 hours per week. The term of the contract shall be for the period of August 5, 2004 through August 4, 2005. [El Paso Museum of Art, Becky Duval-Reese, (915) 532-1707]
- 5J.** That the Mayor be authorized to sign a Cooperative Work Study Contract between the **CITY OF EL PASO** and **ARMANDO DURAN**, to assist the El Paso Water Utilities as a Chemist, at \$9.87 per hour, not to exceed 20 hours per week without permission from the Co-Op Coordinator, in which case student may work up to 40 hours per week. The term of the contract shall be for the period of July 28, 2004 through July 25, 2005.  
[El Paso Water Utilities Public Service Board, Fred Loweree, (915) 594-5501]
- 5K.** That the Mayor be authorized to sign an Agreement for Engineering Services by and between the **CITY OF EL PASO** and **PARKHILL, SMITH & COOPER, INC.**, for a project known as "**Clint Landfill Phase I – Cells 3, 4, 5 and 6**", in an amount not to exceed FOUR HUNDRED FIFTY SEVEN THOUSAND EIGHT HUNDRED FOURTEEN and 00/100 DOLLARS (\$457,814.00). **(District 6)**  
[Engineering Department, Irene Ramirez, (915) 541-4431]
- 5L.** That the Mayor be authorized to sign a Fourth Amendment to the Facility Management and Tourism Agreement by and between the City of El Paso and SMG, a Pennsylvania general partnership, to manage the Plaza Theatre in accordance with this agreement.  
[Financial and Administrative Services, William Chapman, (915) 541-4011]
- 5M.** That the City Council accept and the Mayor be authorized to sign the award, and any subsequent documents, of the Texas Engineering Extension Service (TEEX) award number 2004 LETPP-24000 in the amount of \$104,003.00. This is a U.S. Department of Homeland Security, Office of Domestic Preparedness Program for procurement and management of equipment, planning, training and exercises related to terrorism preparedness and response to be distributed to the El Paso Police Department. Additionally, the City Council authorizes the Staff of Office of Management and Budget to prepare any budget changes necessary to facilitate this award. There are no required matching funds for this grant.  
[Fire Department, Chief Roberto Rivera, (915) 771-1000]

- 5N.** That the City Council accept and the Mayor be authorized to sign the award, and any subsequent documents, pertaining to the Texas Engineering Extension Service (TEEX) award number 2004 SHSP-24000 in the amount of \$450,862.00. This is a U.S. Department of Homeland Security, Office of Domestic Preparedness program for procurement and management of equipment, planning, training and exercises related to terrorism preparedness and response, and the regional award from the Council of Government for \$50,000.00, for a total grant amount of \$500,862.00, to be distributed to the El Paso Fire Department, the El Paso Police Department and the El Paso Municipal Services, as stated therein. Additionally, the City Council authorizes the Staff of Office of Management and Budget to prepare any budget changes necessary to facilitate this award. There are no required matching funds for this grant.  
[Fire Department, Chief Roberto Rivera, (915) 771-1000]
- 5O.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **PATRICIA BORREGO**, to assist the Mayor and City Council as a District Research Assistant at an hourly rate of \$15.95 for 20 hours per week. The term of the contract shall be for the period of July 30 2004 through June 14, 2005.  
[Mayor & Council, Jim Martinez, (915) 541-4015]
- 5P.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **BLANCA M. GONZALEZ**, to assist the Mayor and City Council as an Executive Staff Assistant at an hourly rate of \$16.83 for 40 hours per week. The term of the contract shall be for the period of July 31, 2004 through December 30, 2004. [Mayor & Council, Jim Martinez, (915) 541-4015]
- 5Q.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **SUSANA C. SALAS**, to assist the Mayor and City Council as a Secretary I at an hourly rate of \$9.97 for 40 hours per week. The term of the contract shall be for the period of July 28, 2004 through June 14, 2005.  
[Mayor & Council, Jim Martinez, (915) 541-4015]
- 5R.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **YVONNE SANCHEZ**, to assist the Mayor and City Council as a Staff Assistant at a biweekly rate of \$1,076.42 for 40 hours per week. The term of the contract shall be for the period of July 31, 2004 through June 14, 2005.  
[Mayor & Council, Jim Martinez, (915) 541-4015]
- 5S.** That the City's Purchasing Department is hereby authorized to advertise to the public for sale property legally described as a Portion of Lots 1, 2, and 3, Block 2, Kessler Industrial District Unit 1, El Paso, El Paso County, Texas, and the Purchasing Department is authorized to obtain an independent appraisal to establish value. **(District 7)**  
[Municipal Services, Gonzalo Cedillos, (915) 541-4202]

- 5T.** That the City's Purchasing Department is hereby authorized to advertise to the public for sale property legally described as 89-A Logan Heights Addition, Lots 1 to 26, and 73.5 Feet West and 140 Feet North of Track 1, El Paso, El Paso County, Texas and the Purchasing Department is authorized to obtain an independent appraisal to establish value. **(District 2)**  
[Municipal Services, Gonzalo Cedillos, (915) 541-4202]
- 5U.** That the Mayor be authorized to sign a Community Partner Memorandum of Agreement by and between the City of El Paso and the Federal Emergency Management Agency (FEMA) for mutual cooperation in the production of an updated, digital flood map for the City of El Paso. **(All Districts)**  
[Municipal Services, Said Larbi-Cherif, (915) 541-4202]
- 5V.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **VIRGINIA MATA MARTINEZ**, to assist the Parks and Recreation Department as an Instructor, at an hourly rate of \$7.70, for 40 hours per week. The term of the contract shall be for the period of September 1, 2004 through August 31, 2005. [Parks & Recreation, Norman Merrifield, (915) 541-4331]
- 5W.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **JUANITA RAMIREZ**, to assist the Parks and Recreation Department as an Instructor, at an hourly rate of \$7.70 for 40 hours per week. The term of the contract shall be for the period of September 1, 2004 through August 31, 2005.  
[Parks & Recreation, Norman Merrifield, (915) 541-4331]
- 5X.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **CAROLYN J. TROMER**, to assist the Parks and Recreation Department as a Director/Administrator of Instructors in Day Care at an hourly rate of \$9.25 for 40 hours per week. The term of the contract shall be for the period of September 1, 2004 through August 31, 2005.  
[Parks & Recreation, Norman Merrifield, (915) 541-4331]
- 5Y.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **ABRAHAM BARRAGAN**, to assist the Parks and Recreation Department as an Indoor Pool Manager, at an hourly rate of \$7.75 for 40 hours per week. The term of the contract shall be for the period of July 28, 2004 through August 31, 2004. [Parks & Recreation, Norman Merrifield, (915) 541-4331]
- 5Z.** That the Mayor be authorized to sign a Contract between the **CITY OF EL PASO** and **CLAUDIA GARCIA**, to assist the Parks and Recreation Department as an Instructor, at an hourly rate of \$7.70, for 40 hours per week. The term of the contract shall be for the period of September 1, 2004 through August 31, 2005.  
[Parks & Recreation, Norman Merrifield, (915) 541-4331]
- 5AA.** That the Mayor be authorized to execute the following **INDEPENDENT CONTRACTOR** contract on behalf of the **PARKS AND RECREATION DEPARTMENT**. Funding for this contract is in fiscal year **2003/2004** appropriations to be approved by the City Council.  
[Parks & Recreation, Norman Merrifield, (915) 541-4331]

**LEONA FORD WASHINGTON COMMUNITY CENTER**  
**DEPARTMENT ID: 51510081, ACCOUNT 502214**

CONTRACTOR: Anita Martell  
DATES: July 28, 2004 through August 31, 2004  
RATE PER CL: \$8.50  
MAXIMUM AMT: \$170.00  
CONTRACT: **2003/2004-169**

- 5BB.** That the Mayor be authorized to execute the following **INDEPENDENT CONTRACTOR** contracts on behalf of the **PARKS AND RECREATION DEPARTMENT**. Funding for these contracts is in fiscal year **2004/2005** appropriations to be approved by the City Council.  
[Parks & Recreation, Norman Merrifield, (915) 541-4331]

**EASTSIDE SENIOR CENTER**  
**DEPARTMENT ID: 51510404, ACCOUNT: 502214**

1. CONTRACTOR: Homer Gorton, Aerobics Instructor  
DATES: September 01,2004 through August 31, 2005  
RATE PER CL: \$12.80  
MAXIMUM AMT: \$1972.00  
CONTRACT: **2004/2005-001**
2. CONTRACTOR: Cissie Harshbarger, Rhythm Exercise Instructor  
DATES: September 01,2004 through August 31, 2005  
RATE PER CL: \$12.80  
MAXIMUM AMT: \$1972.00  
CONTRACT: **2004/2005-002**
3. CONTRACTOR: Raul Hernandez, Country Western Dance Instructor  
DATES: September 01,2004 through August 31, 2005  
RATE PER CL: \$20.00  
MAXIMUM AMT: \$1060.00  
CONTRACT: **2004/2005-003**
4. CONTRACTOR: Martha Medina, Aerobics Instructor  
DATES: September 01, 2004 through August 31, 2005  
RATE PER CL: \$10.00  
MAXIMUM AMT: \$1540.00  
CONTRACT: **2004/2005-004**

**MEMORIAL SENIOR CENTER**  
**DEPARTMENT ID: 51510164, ACCOUNT: 502215**

5. CONTRACTOR: El Paso Mineral & Gem Society,  
Lapidary & Jewel Classes  
DATES: September 01, 2004 through August 31, 2005  
RATE PER CL: \$11.00  
MAXIMUM AMT: \$1,265.00  
CONTRACT: **2004/2005-005**

6. CONTRACTOR: Javier Garcia, Painting Instructor  
DATES: September 02, 2004 through August 25, 2005  
RATE PER CL: \$18.00  
MAXIMUM AMT: \$1872.00  
CONTRACT: **2004/2005-006**

**NORTHEAST RECREATION CENTER**  
**DEPARTMENT ID: 51510107, ACCOUNT: 502214**

7. CONTRACTOR: Richard Brown, Karate Instructor  
DATES: September 01, 2004 through August 31, 2005  
RATE PER CL: \$20.00  
MAXIMUM AMT: \$2500.00  
CONTRACT: **2004/2005-007**
8. CONTRACTOR: Mandy R. Johnson, Time/Score Keeper  
DATES: September 01, 2004 through August 31, 2005  
RATE PER CL: \$6.35  
MAXIMUM AMT: \$381.00  
CONTRACT: **2004/2005-008**
9. CONTRACTOR: Leonardo G. Marquez, Time/Score Keeper  
DATES: September 01, 2004 through August 31, 2004  
RATE PER CL: \$6.85  
MAXIMUM AMT: \$3,151.00  
CONTRACT: **2004/2005-009**

**WELLINGTON CHEW SENIOR CENTER**  
**DEPARTMENT ID: 51510214, ACCOUNT 502214**

10. CONTRACTOR: Amelia F. McCammon, Ceramics Instructor  
DATES: September 07, 2004 through August 31, 2005  
RATE PER CL: \$18.50  
MAXIMUM AMT: \$1110.00  
CONTRACT: **2004/2005-010**

**5CC.** That the Mayor be authorized to sign an Agreement for Architectural Services by and between the **CITY OF EL PASO** and **MIJARES-MORA ARCHITECTS, INC.**, for a project known as "**Veteran's Park**", in an amount not to exceed ONE HUNDRED EIGHTY-THREE THOUSAND FOUR HUNDRED EIGHTY-EIGHT and 90/100 DOLLARS (\$183,488.90) for completion of design and construction-related services. This is a 2000 Quality of Life Bond Project. **(District 4)**  
[Perspectiva + 3D/I (P+3), Juan Contreras, (915) 225-3449]

**5DD.** That the Chief of Police be authorized to accept a grant, and the Mayor be authorized to sign any related paperwork, from the City of El Paso Police Department to the U.S. Department of Justice, Bulletproof Vest Partnership Program, for funding in the amount of \$9,809.15 toward the acquisition of 52 bulletproof vests for the Police Department; City funding for the purchase also required in the amount of \$9,809.15.  
[Police Department, Assistant Chief Paul Cross, (915) 564-7310]

- 5EE.** That the Mayor be authorized to sign release of liens on the following property (legal description on file in the City Clerk’s Office) for consideration paid to the City in full satisfaction of amount owed pursuant to these sanitation liens for:  
[Solid Waste Management, Ellen A. Smyth, (915) 621-6719]

	<u>Lien</u>	<u>Interest</u>	<u>Total Paid</u>
9100 Block Leonor <b>(District 6)</b>	\$266.30	\$173.44	\$439.74
9100 Block Leonor <b>(District 6)</b>	\$283.07	\$273.11	\$556.18
9100 Block Leonor <b>(District 6)</b>	\$287.40	\$ 3.20	\$290.60

- 5FF.** That the Mayor be authorized to sign release of liens on the following property (legal description on file in the City Clerk’s Office) for consideration paid to the City in full satisfaction of amount owed pursuant to these sanitation liens for:  
[Solid Waste Management, Ellen A. Smyth, (915) 621-6719]

	<u>Lien</u>	<u>Interest</u>	<u>Total Paid</u>
8661 La Gente Street <b>(District 7)</b>	\$159.51	\$163.51	\$323.02
8661 La Gente Street <b>(District 7)</b>	\$127.74	\$ 57.34	\$185.08
8661 La Gente Street <b>(District 7)</b>	\$220.83	\$147.36	\$368.19

- 5GG.** That the Mayor be authorized to sign the grant applications and related documents for certified grants from The Rio Grande Council of Governments in the amounts of \$8,000.00, \$65,000.00 and \$45,350.00, for replacing the lids of various 6 cubic yard containers used at recycling sites; the purchase of a container carrier to deliver 4 and 6 cubic yard containers to new customers; and to purchase a wood chipper for use at the Citizen Collection Sites and landfills to produce mulch. The In-Kind Services required for these grants are in the amounts of \$1,211.00, \$13,473.00, and \$6,884.80, respectively.  
[Solid Waste Management, Ellen A. Smyth, (915) 621-6719]

- 5HH.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;

**Tract 1:** Tract 2-A-4, (.553 acre), Leigh Clark Survey #293, El Paso County, Texas. (PID #X293-000-L00B-0040) **(District – County)**  
[Tax, Juan Sandoval, (915) 541-4369]

- 5II.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;

**Tract 1:** .8390 acre, out of Tract 2-B-1, now known as Tract 2-B-3, and .0814 acre, being a portion out of Tract 2-B-1, now known as Tract 2-B-1-C, Block 35, Ysleta Grant, an Addition to the City of El Paso, being more particularly described in Volume 1256, Page 1849 and Volume 1497, Page 861, Deed Record, El Paso County, Texas. (PID #Y805-999-035B-0218)

**Tract 2:** .839 acre, out of Tract 2-B-2, Block 35, Ysleta Grant, an Addition to the City of El Paso, being part of 1.676 acre tract out of Tract 2-B, said 1.676 acres being described as the fifth tract in Volume 1076, Page 233, Deed Records, El Paso County, Texas. (PID #Y805-999-035B-0201) **(District 6)**  
[Tax, Juan Sandoval, (915) 541-4369]

- 5JJ.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;

**Tract 1:** Tract 5-A-15, (5 acres), Block 11, Lower Valley, El Paso County, Texas. (PID #L891-000-11E-1315)

**Tract 2:** Part of the Northeast ¼ of Lot 78, Township 4, Section 29, T & P Abstract 2092, El Paso County, Texas. (PID #X578-000-4290-0000)  
**(District – County)** [Tax, Juan Sandoval, (915) 541-4369]

- 5KK.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;

Tract 94, Sunrise Acres #2, an Addition to the City of El Paso, being more particularly described in Volume 1356, Page 22, Deed Records of El Paso County, Texas. (PID #S917-999-002D-2500) **(District 4)**  
[Tax, Juan Sandoval, (915) 541-4369]

- 5LL.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;

Part of Lots 19 and 20, Block 12, Sunset Heights Addition, an Addition to the City of El Paso, being more particularly described in Volume 1239, 219, Deed Records of El Paso County, Texas El Paso County; SAVE & EXCEPT a 1,994 square foot Tract out of said Lots 19 and 20, being more particularly described in Volume 43, Page 1651, Deed Records of El Paso County, Texas.  
(PID #S979-999-0120-2800) **(District 8)** [Tax, Juan Sandoval, (915) 541-4369]

- 5MM.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;

The West 65 feet of Tract 1, Chick-A-Dee Acres, City of El Paso, being more particularly described in Volume 1038, Page 1609, Deed Record, El Paso County, Texas. (PID #C398-999-0010-0100) **(District 4)**

[Tax, Juan Sandoval, (915) 541-4369]

- 5NN.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;

1.531 acres, more or less, out of Tract 2, n/k/a Tract 2-A, Block 15, Ysleta Grant, being more particularly described by metes and bounds in Volume 3202, Page 67, Deed Records, El Paso County, Texas.

(PID #Y805-999-015D-0201) **(District 5)** [Tax, Juan Sandoval, (915) 541-4369]

- 5OO.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;

Lots 1 through 6, Block 74-B, Logan Heights Addition, an Addition to the City of El Paso, being more particularly described in Volume 2380, Page 389, Deed Records of El Paso County, Texas. (PID #L447-999-074B-0100)

**(District 2)** [Tax, Juan Sandoval, (915) 541-4369]

- 5PP.** That the City of El Paso hereby requests the sheriff of El Paso County to sell in accordance with Section 34.05 subsections (c) and (d) of the Texas Property Tax Code a parcel of property described as;

The South 70 Feet of Lot 10 & The South 70 Feet of the East 17 Feet of Lot 9, Block 33, Franklin Addition, An Addition to the City of El Paso, being more particularly described in Volume 181, Page 76, Deed Records of El Paso County, Texas. (PID #F607-999-0330-4900) **(District 8)**

[Tax, Juan Sandoval, (915) 541-4369]

- 6.** Request that the street improvements in the following subdivision to be accepted for maintenance by the City. The improvements within the stated limits have been completed in accordance with the approved plans and specifications. **(District 5)**

Subdivision: Vista Real Unit Four, Phase II  
 Owner/Developer: Ranchos Real III, LTD.  
 Consultant: Conde Engineering

Street Improvements:

Turner Road - From the northwest subdivision boundary line to the southeast subdivision boundary line

Drainage Improvements:

Surface Drainage

[Engineering Department, Bashar Abugalyon, (915) 541-4157]

7. Appointment of Richard D. Wiles as Police Chief, effective July 27, 2004.  
[Mayor & Council, Jim Martinez, (915) 541-4015]
8. **BOARD APPOINTMENT**  
  
Rita Licano to the Retired Senior Volunteer Program Advisory Council by Representative Vivian Rojas, District 7. [Representative Vivian Rojas, (915) 541-4108]
9. **APPLICATIONS FOR TAX REFUND:** [Tax Office, Juan Sandoval, (915) 541-4369]
  - 9A. Big 8 Foods LTD in the amount of \$3,633.78 overpayment of 2003 taxes.  
(PID #0821-999-4038-0042)
  - 9B. Land America c/o Irwin Mortgage in the amount of \$10,396.82, overpayment of 2003 taxes. (PID #L790-000-0020-0100)
  - 9C. Washington Mutual in the amount of \$5,011.64 overpayment of 2003 taxes.  
(PID #R246-999-0150-3600)
  - 9D. First American Real Estate Tax/Homecomings Financial in the amount of \$4,741.97 overpayment of 2003 taxes. (PID #V897-999-0890-2100)
10. **DISCRETIONARY FUNDS:**
  - 10A. Request authorization to allocate the use of District 2 discretionary funds in the amount of \$1,000.00 to assist the Parks and Recreation Department - Neighborhood Youth Outreach Program with the End of the Summer Party at Grandview Pool for the Friendly Youth Outreach and Sacramento Youth Outreach Programs. [Representative Robert A. Cushing, Jr., (915) 541-4996]
  - 10B. Request authorization to disburse \$1,000.00 from the District 2 Discretionary Funds for the Keep El Paso Beautiful Community Tool Sheds program.  
[Representative Robert A. Cushing, Jr., (915) 541-4996]
  - 10C. Request authorization to disburse \$500.00 from District 3 Discretionary Funds for the Keep El Paso Beautiful Community Tool Sheds program.  
[Representative Jose Alexandro Lozano, (915) 541-4515]

**11. REQUEST FOR PROPOSAL:**

This competitive sealed bid proposal is being awarded to the responsible offeror whose proposal is determined to be the most advantageous to the City, considering the relative importance of price and the other evaluation factors included in the request for proposal.

Bid No.: 2004-205R Performance Auditing Services for Delinquent Tax  
Collection Service Contract  
Award to: Marcus, Fairall, Bristol & Co.  
El Paso, TX  
Item (s): All  
Amount: \$35,000.00

Department: Office of Management & Budget  
Funds available: 99011273-01101-505413 Operating Funds-Special Items  
Funding source: Office of Management & Budget  
Total award: \$35,000.00  
**District (s): All**

The Review Committee for the Award of Performance Auditing Services For Delinquent Tax Collection has met and reviewed the responsive Proposals that were received. It is the recommendation of the committee to award the RFP to this firm. The proposal response addressed the scope and intent of the RFP.

Additionally, random companies were selected from the list that had expressed interest in the RFP to determine why they did not submit responses. Most companies declined to submit a proposal.

Additionally, it is requested authorization for City staff to negotiate, City Attorney's Office to review, and the Mayor be authorized to execute any related contract documents and agreements necessary during the contract.

[Purchasing Department, Ray Heredia, (915) 541-4316]

**12. BIDS:**

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

**12A.** Bid No.: 2004-203 Vehicle Decals  
Award to: Be! Graphics  
El Paso, Texas  
Item (s): Part A, Item #1 & #1A, Part B  
Amount: \$25,000.00 (estimated annually)  
  
Department: Fleet Service  
Funds available: 37370510-503121-503125-45202  
Funding source: Fleet Service Internal Service Fund  
Total award: \$75,000.00 (estimated)  
**District (s): All**

The Fleet Service and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Vendor offers the City the option to extend the term of the contract at the same unit prices for two (2) additional years if the option is exercised within two (2) years from the date of the award.

This is a Requirements Type Contract with an initial term of Thirty-Six (36) months.  
[Purchasing Department, Jesus M. Juarez, (915) 541-4317]

**12B.** Bid No.: 2004-206 Hale Proprietary Parts  
Award to: Fire Pump Specialty  
Elm Mott, Texas  
Item (s): #1  
Amount: \$20,000.00 (estimated annually)  
  
Department: Fire Department  
Funds available: 220010320-503118-01101  
Funding source: Fire Department Operating Funds-  
Vehicle Maintenance Supplies  
Total award: \$60,000.00 (estimated)  
**District (s): All**

The Fire and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Vendor offers the City the option to extend the term of the contract at the same unit prices for two (2) additional years if the option is exercised within two (2) years from the date of the award.

This is a Requirements Type Contract with an initial term of Thirty-Six (36) months.  
[Purchasing Department, Jesus M. Juarez, (915) 541-4317]

**12C.** Bid No.: 2004-208 Pak Mor Proprietary Parts  
Award to: Reliance Truck and Equipment, LTD  
San Antonio, Texas  
Item (s): Part A, Item #1  
Amount: \$35,000.00 (estimated annually)  
  
Department: Fleet Service  
Funds available: 37370510-503121-45202  
Funding source: Fleet Service Internal Service Fund  
Total award: \$105,000.00 (estimated)  
**District (s): All**

The Fleet Service and Purchasing Departments recommend award as indicated to Sole responsive offer meeting specifications, from responsible parties.

No options offered. This is a Requirements Type Contract with an initial term of Thirty-Six (36) months. [Purchasing Department, Jesus M. Juarez, (915) 541-4317]

**13. BUDGET TRANSFERS:** [Office of Management and Budget, David Almonte, (915) 541-4011]

**13A. BT2004-935 INFORMATION TECHNOLOGY**

To establish appropriations required for Public Safety software maintenance to include fingerprint verification system.

Decrease	\$118,000	from	39010352/01101/504000	Phone
Increase	\$118,000	to	39010351/01101/502229	OfficeEqMaint

**13B. BT2004-1004 BUILDING AND PLANNING SERVICES**

Building and Planning Services proposes to appropriate \$71,920 to fund design of the Health Administration Facility Phase II. Funding source is Department of Health and Human Services Health Resources and Services Administration grant. **(District 3)**

Increase	\$71,920	to	41150015/PPW020305533/508016	Arch&Dsg
Increase	\$71,920	to	41150015/PPW020305533/406000	FedGrtProc

**14. APPLICATIONS FOR USE OF CITY PARKS/STREETS & SIDEWALKS:**

Permission to use public streets, sidewalks or parks for special events does not constitute endorsement by the City of El Paso of the contents of any expression that takes place during these events.

**14A.** St. Francis Xavier Church to block off 519 S. Latta between Paisano and Findley on August 7, 2004 from 3:00 p.m. to 11:00 p.m. and August 8, 2004 from 3:00 p.m. to 11:00 p.m. for a bazaar block party. Approximately 30 persons will take part and 500 spectators are anticipated. Barricades must be manned according to the State's "Manual of Uniform Traffic Control Devices." This request includes permission to use amplification (2,400 watts-speakers, 1 microphone and 2 amplifiers). PERMIT NO. 04-067 **(District 3)** [Roberto M. Lerma]

**14B.** Irvin High School to hold a homecoming parade on September 16, 2004 from 6:00 p.m. to 7:00 p.m. Route: Start at Irvin High School on Sanders to Roanoke, turn right on Roanoke to Joe Herrera, turn right on Joe Herrera to Raymond Telles, turn right on Raymond Telles to Wren, turn left on Wren to Shoppers, turn right on Shoppers to Sanders and finish at the football stadium. Approximately 200 persons, 20 vehicles will take part and 500 spectators are anticipated. PERMIT NO. 04-068 **(District 4)** [Allen Wright]

- 14C.** Ministerio Palabra de Fe to use amplification (one power horn speaker) at the sidewalk of Mills and Oregon on July 30, 2004 and August 2, 2004 from 8:00 a.m. to 6:00 p.m. Approximately 2-4 persons will take part and 5 + spectators are anticipated. PERMIT NO. 04-069 **(District 8)** [Luis Baca]
- 14D.** Ana Padilla to hold a protest on July 31, 2004 from 7:00 a.m. to 1:00 p.m. Route: Meeting at San Jacinto Plaza proceeding to Mesa, turn right on Kansas where protest will be held. Approximately 50 persons will take part and 50 spectators are anticipated. This request includes permission to use amplification (one speaker amplifier) PERMIT NO. 04-072 **(District 8)** [Ana Padilla]

### **REGULAR AGENDA**

**15. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:**

- 15A.** An Ordinance authorizing the Mayor to sign a Contract of Sale and any other necessary documents between the City of El Paso and Nicolas Rich, Jr., M.D. and Edna Rich, for the sale of a portion of Lots 1 through 7, and a closed alley, Block 229, Alexander Addition, El Paso, El Paso County. **(District 1)**  
[Municipal Services, Gonzalo Cedillos, (915) 541-4202]
- 15B.** An Ordinance authorizing the Mayor to execute a Quitclaim (Tax Resale) Deed for .046 acre, more or less, out of Lots 31 and 32, Block 7, East El Paso Addition, Supplemental Map #1, an Addition to the City of El Paso, being more particularly described as Exhibit "B" in Volume 1642, Page 1276, Deed Records of El Paso County, Texas. [Tax Office, Juan Sandoval, (915) 541-4369]

**PUBLIC HEARING WILL BE HELD ON AUGUST 10, 2004 FOR ITEMS 15A – 15B**

- 15C.** An Ordinance changing the Zoning of Tract 26-A, Block 29, Ysleta Grant, El Paso, El Paso County, Texas, (108 Seneca Drive) from C-3 (Commercial) to C-4 (Commercial). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Antonio Cobos; Representative: Jesus Jaime; 436 Bahia Kino, El Paso, TX 79915. ZON04-00075 **(District 7)**  
[Planning, Research and Development, Jorge Rousselin, (915) 541-4723]

- 15D.** An Ordinance granting Special Permit No. ZON04-00079 to satisfy parking requirements for Parcel I described as a Portion of Section 17, Block 81, Township 2, Texas & Pacific Railroad Company Survey, El Paso County, Texas; by allowing off-site off-street parking on Parcel II, described as a Portion of Section 17, Block 81, Township 2, Texas & Pacific Railroad Company Survey, El Paso County, Texas (4707 Fred Wilson) pursuant to Section 20.46.040 of the El Paso Municipal Code. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: HJH Hunt Overseas, LLC; Representative: Conde Inc., 1790 Lee Trevino, Suite 400, El Paso, TX 79936. **(District 2)**  
[Planning, Research and Development, Jorge Rousselin, (915) 541-4723]

**PUBLIC HEARING WILL BE HELD ON AUGUST 17, 2004 FOR ITEMS 15C – 15D**

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

**16. MAYOR & COUNCIL:**

Discussion and action regarding the assignment of two taxi cab stands at 6th and Oregon and 6th and El Paso to Border Taxi Cab and Sun City Cab respectively, after their numerous applications and fees paid for these applications; and for Council to consider the BPI staff's practice of issuing special privilege licenses on a first-come, first-serve basis on these special privilege licenses.

[Representative Jose Alexandro Lozano, (915) 541-4515]

**17. BUILDING PERMITS & INSPECTIONS:**

- 17A.** Progress report on proposed changes to Electrical, HVAC/Plumbing and Building Board of Appeals. [Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

- 17B.** Discussion and action on request from the Development Coordinating Committee for authorization to conduct a study of all taxicab stands on public right-of-way in the downtown area in order to determine the total number now existing, which companies retain licenses, whether the number and location allowed should be amended, and whether a lottery or other similar system should be implemented. This item is brought forth in response to specific concerns raised by applications SP-04008, SP-04014, SP-04015, and SP-04016, each requesting use of the same two taxicab stands. **(District 8)**

[Building Permits & Inspections, Raymond Bonilla, (915) 541-4767]

**18. CITY ATTORNEY:**

Discussion and action regarding the Franchise Agreement between El Paso Electric Company and the City of El Paso, Ordinance No. 012539.

[City Attorney's Office, Kevin Elkins, (915) 541-4550]

**19. ENGINEERING:**

Discussion and action on approval of Conditional "B" building permits for Lomas del Sol Unit 1 Subdivision. **(District 1)** [Engineering Department, Bashar Abugalyon, (915) 541-4157]

**20. PLANNING, RESEARCH & DEVELOPMENT:**

**20A.** Resolution that the City accepts the dedication of a Street Right-of-Way located within a portion of Tract 1A, Block 11, Upper Valley Surveys (the extension of Gomez Road to serve Valley Creek Park), City of El Paso, El Paso County, Texas, and being more fully described by metes and bounds in the attached Exhibit "A" from Frontera Vista L.P., a Texas Limited Partnership. **(District 1)**  
[Planning, Research & Development, Rudy Valdez, 541-4635]

**20B.** Discussion and action authorizing Municipal Services to submit a rezoning application and all related documents for City-owned property located at the Mesa Dam in order to permit a proposed golf driving range and learning facility; and that the Planning, Research & Development Department be authorized to accept and process such application. **(District 8)**  
[Planning, Research and Development, Fred Lopez, (915) 541-4925]

**21. PUBLIC HEARING – ARTS AND CULTURE:**

An Ordinance amending Ordinance Nos. 15073 and 15245, providing for Art in Municipal Places, to revise the basis of calculation of funding, to provide for alternative sources of funding in conformance with requirements for General Obligation Bond Elections and to provide for the creation of a general Public Arts Fund.  
[Arts and Culture, Alejandrina Drew, (915) 541-4481]

**22. PUBLIC HEARINGS – BUILDING PERMITS & INSPECTIONS:**

**22A.** Public hearing to determine if the property located at 6127-6135 N. Mesa Street, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated February 2004. The owner of this property, Karl M. Friedman, 5647 A Cory Drive, El Paso, Texas 79932, has been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 8)**  
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

**22B.** Public hearing to determine if the property located at 8313 Hester Road, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated May 2004. The owner of this property, Adolfo I. Castillo, C/O J. Eduardo Cadena, 1017 Montana Avenue, El Paso, Texas 79902, has been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 7)**  
[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

**23. PUBLIC HEARING – HUMAN RESOURCES:**

An Ordinance amending Ordinance 8065, Civil Service Rules and Regulations, Rule 20, Lay-Off, Job Rights, Reinstatement, to amend the Lay-Off and Reinstatement Procedures. [Human Resources, Terry A. Bond, (915) 541-4509]

**24. PUBLIC HEARING – OUTSIDE COUNSEL:**

An Ordinance amending Ordinance Number 012539 which granted a franchise to El Paso Electric Company, for the purpose of extending the City's option period under Section 13. [Attorney at Law, Norman Gordon, (915) 532-2000]

**25. PUBLIC HEARING – PLANNING, RESEARCH AND DEVELOPMENT:**

An Ordinance changing the zoning of a Portion of Tract 1, Section 44, Block 79, Township 2, T & PRRC Surveys, El Paso, El Paso County, Texas (Northwest of the intersection of Pebble Hills and Loop 375) from R-3 (Residential) to C-4 (Commercial) and imposing certain conditions. The penalty being as provided in Section 20.68.010 of the El Paso Municipal Code. ZON04-00067. Applicant: River Oaks Properties / Representative: SLI Engineering, Inc., 6600 Westwind, El Paso, TX 79912 **(District 5)**

**THIS IS AN APPEAL CASE**

[Planning, Research and Development, Kimberly Forsyth, (915) 541-4631]

- 26.** The City Council of the City of El Paso will retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss and take action on any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.)

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 following:

- 26A.** Discussion and Action regarding a portion of Lot 83, Block 12, Tierra del Este Unit 1, El Paso, El Paso County, Texas (551.071)

[City Attorney's Office, Theresa Cullen-Garney, (915) 541-4550]

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print or audio tape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

**ALL CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY FRIDAY AT THE ADDRESS BELOW:**

**<http://www.elpasotexas.gov>**