

JOHN F. COOK
MAYOR



JOYCE WILSON
CITY MANAGER

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

AGENDA FOR REGULAR CITY COUNCIL MEETING

**August 16, 2011
Council Chambers, City Hall
9:00 a.m.**

After the meeting is convened, the City Council shall consider the following items in the following order no sooner than the designated times, but may consider them at a later time.

Roll call and Executive Session*
Invocation and Pledge of Allegiance
Ceremonial items followed by all other items posted on the Agenda

*At any time during the Council meeting, the City Council may meet in executive session pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss items as permitted by law.

**Invocation –Border Patrol Chaplain Jesse Alvarez
Pledge of Allegiance**

MAYOR'S PROCLAMATIONS

- 1. National Airborne Day**
- 2. El Paso Branch of the NAACP Day**

CALL TO THE PUBLIC – PUBLIC COMMENT

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

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

Requests to speak must be received by 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.

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. Prior to the vote, members of the audience may ask questions regarding items on the consent agenda. 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. The wording of all agenda items shall appear in the minutes of this meeting of the City Council as posted, unless otherwise revised by this or other motion of Council, without the necessity of the City Clerk reading the wording of each item into the record.

CONSENT AGENDA

1. APPROVAL OF MINUTES:

Approval of Minutes for the Regular City Council Meeting of August 9, 2011.
[Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

3. BOARD RE-APPOINTMENT:

Michael Czerwinsky to the El Paso County 911 District Board of Managers by Mayor John F. Cook. [Mayor John F. Cook, (915) 541-4145]

4. BOARD APPOINTMENTS:

4A. Edmundo Rodriguez, Jr. to the Empowerment Zone Board by Representative Cortney Niland, District 8 [Representative Cortney Niland, (915) 541-4364]

4B. Jeffrey E. Gonzalez as an Alternate to the Zoning Board of Adjustment by Representative Emma Acosta, District 3 [Representative Emma Acosta, (915) 541-4572]

4C. Eddie Sandoval to the Animal Shelter Advisory Committee by Representative Emma Acosta, District 3 [Representative Emma Acosta, (915) 541-4572]

REGULAR AGENDA - INTRODUCTIONS

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

**Public comment typically is not taken during the introduction of ordinances.
Public comments are invited at the date of the scheduled public hearing.**

5A. An Ordinance amending Ordinance No. 017381 which set the fee structure for the Fire Department Medical Services System to delete the first free mile provision; the penalty as is provided in Section 9.52.030 of the El Paso City Code. **(All Districts)** [Fire, Manual Chavira, (915) 485-5608]

PUBLIC HEARING WILL BE HELD ON AUGUST 30, 2011, FOR ITEM 5A

5B. An Ordinance granting Special Permit No. ZON11-00003, to allow for Infill Development with Reduced Setbacks and a Parking Reduction on the property described as a portion of Lots 3 and 4, Block 6, Del Norte Acres, 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.

Subject Property: 8620 Gateway North Boulevard. Property Owner: Disabled American Veterans Northeast Chapter #187. ZON11-00003 **(District 2)**
[Planning & Economic Development, Esther Guerrero, (915) 541-4720]

- 5C.** An Ordinance changing the zoning of Tract 7E3, Block 34, Ysleta Grant, City of El Paso, El Paso County, Texas from R-F (Ranch & Farm) to C-1 (Commercial). The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 8400 Block of Alameda, North of Prado Road. Property Owner: Jorge M. Sanchez. PZRZ11-00020 **(District 7)**
[Planning & Economic Development, Esther Guerrero, (915) 541-4720]

PUBLIC HEARING WILL BE HELD ON SEPTEMBER 20, 2011, FOR ITEMS 5B – 5C

Public Hearings will be held as part of the regular City Council meeting that begins at approximately 9:00 a.m. 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 Thursday, 7:00 a.m. to 6:00 p.m.

REGULAR AGENDA – PUBLIC HEARINGS – FISCAL YEAR 2012

6. CITY MANAGERS OFFICE:

Second Public Hearing on the City of El Paso's proposed Fiscal Year 2012 property tax increase. **(All Districts)** [City Manager's Office, Lynly Leeper, (915) 541-4777]

REGULAR AGENDA – PUBLIC HEARINGS

7. PLANNING AND ECONOMIC DEVELOPMENT:

- 7A.** An Ordinance amending Title 20 (Zoning), Appendix B (Table of Density and Dimensional Standards), Subpart B (Lot and Dwelling size), of the El Paso City Code to revise the density regulations for apartments in the C-5 (Central Business District). The penalty is as provided for in Chapter 20.24 of The El Paso City Code. **(All Districts)**
[Planning and Economic Development, Arturo Rubio, 9915) 541-4633]
- 7B.** An Ordinance changing the zoning of all of Tract 26 and south half of Tract 25, Rangers Rest Subdivision, City of El Paso, El Paso County, Texas from R-4 (Residential) to S-D (Special Development). The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 1025 and 1029 Ranger Street. Applicant: Alfredo Rodarte. ZON10-00110 **(District 7)**
[Planning and Economic Development, Andrew Salloum, (915) 541-4633]
POSTPONED FROM 07-19-2011 AND 8-2-2011
- 7C.** An Ordinance vacating a portion of the alley out of Block 12, Womble Addition, City of El Paso, El Paso County, Texas SUB#10-00250 **(District 3)**
[Planning and Economic Development, Justin Bass, (915) 541-4930]

8. DEPARTMENT OF TRANSPORTATION:

- 8A.** An Ordinance granting a special privilege license to Mills Plaza Parking, LP, owner and El Paso Community Foundation, lessee for the construction, installation, maintenance, use and repair of one outdoor patio cafe within portions of City right-of-way along North Oregon Street adjacent to the property located at 401 N. Oregon Street and allowing the sale and service of alcoholic beverages as a permissible activity within the outdoor patio cafe area (SPL10-00006) **(District 8)** [Department of Transportation, Mirian Spencer, (915) 541-4482]
- 8B.** 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 to amend and delete some of the existing locations. **(District 8)**
[Department of Transportation, Ted Marquez, (915) 624-6814]
POSTPONED FROM 8-9-2011
- 8C.** An Ordinance granting a Special Privilege Permit to The Place At Union Plaza, Inc. permitting the encroachment of twelve awnings, one metal façade, and two handicap accessibility ramps within portions of City rights-of-way on Anthony Street and W. San Antonio Avenue adjacent to the property located at 518 San Antonio Avenue (NESV11-00026) **(District 8)**
[Department of Transportation, Mirian Spencer, (915) 541-4482]
POSTPONED FROM 8-9-2011

9. PUBLIC HEALTH:

An Ordinance amending Title 7 (Animals), Chapter 7.14 (Animal Sales, Breeding and Shows), to amend the effective date of certain retail animal sales restrictions; the penalty being as provided in Section 7.04.080 of the El Paso City Code.
(All Districts) [Public Health, Michael Hill, (915) 771-5702]

REGULAR AGENDA – OTHER BUSINESS**10. MAYOR AND COUNCIL:**

Discussion and action regarding a Resolution approving the recommendations of the Board of Directors of the El Paso Downtown Management District for re-appointments and new appointments of directors of the District.

(All Districts) [Mayor's Office, Sylvia Borunda Firth, (915) 541-4656]
POSTPONED FROM 8-9-2011

11. PARKS AND RECREATION:

Discussion and action on a Resolution that the Service and Assessment Plan for the El Paso Public Improvement District No. 1 (Thunder Canyon) approved on April 17, 2007, as described in Ordinance No. 016603, has been reviewed annually as required by Chapter 372 of the Texas Local Government Code, and the City Council finds that there is no need to revise the adopted Service and Assessment Plan, and, as a result, there is

no need to update annual budget and all assessments shall remain the same as described in Ordinance No. 016603.

(District 1) [Parks and Recreation, Nanette Smejkal, (915) 541-4283]

12. PLANNING AND ECONOMIC DEVELOPMENT:

12A. Discussion and action that the City Council submit comments and recommendations made by the Open Space Advisory Board to the U.S. Army Corps of Engineers, Albuquerque District, to consider regarding the construction of a stormwater and sediment detention basin to protect neighborhoods surrounding Sun Valley Drive in northeast El Paso, such comments provided so that the project assists the City in meeting the goals established and adopted in the March 2006 Resolution and to develop an alternative that creates the least amount of degradation to Castner Range. **(All Districts)**

[Planning and Economic Development, David Coronado, (915) 541-4632]

POSTPONED FROM 8-9-2011

12B. Discussion and action on a resolution nominating Tenet Hospitals Limited (Sierra Medical Center) to the Office of the Governor Economic Development and Tourism through the Economic Development Bank as an Enterprise Zone Project. **(All Districts)**

[Economic Development, Ernesto Gamboa, 915-541-4811]

12C. Discussion and action on a resolution nominating Tenet Hospitals Limited (Providence Memorial Hospital) to the Office of the Governor Economic Development and Tourism through the Economic Development Bank as an Enterprise Zone Project. **(All Districts)**

[Economic Development, Ernesto Gamboa, 915-541-4811]

12D. Discussion and action on a resolution nominating Tenet Hospitals Limited (Sierra Providence East Medical Center) to the Office of the Governor Economic Development and Tourism through the Economic Development Bank as an Enterprise Zone Project. **(All Districts)**

[Economic Development, Ernesto Gamboa, 915-541-4811]

NOTICE TO THE PUBLIC:

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

Hearing Assistance Devices are available upon request.

ALL REGULAR CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY THURSDAY AT THE ADDRESS BELOW:

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