

JOHN F. COOK
MAYOR



JOYCE WILSON
CITY MANAGER

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

AGENDA FOR REGULAR CITY COUNCIL MEETING

**September 4, 2007
Council Chambers, City Hall
8:30 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.

8:30 a.m.: Roll call and Executive Session*
9:00 a.m.: Invocation and Pledge of Allegiance
9:00 a.m.: 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 – Reverend Lisle Davis
Pledge of Allegiance**

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 28, 2007, and the Special City Council Meeting of August 29, 2007 (Sign Ordinance).
[Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

3. RESOLUTIONS:

3A. A Resolution authorizing the City Manager to sign a Reaffirmation Agreement between the City of El Paso and Carmen Manzanares which reaffirms the First Time Homebuyer loan to the City for the property located at 5641 Rick Husband Drive, El Paso, Texas. **(District 4)**
[Community Development, William Lilly, (915) 541-4643]

3B. A Resolution authorizing the City Manager to sign a Second Amendment to a Professional Services Agreement by and between the City of El Paso and Dunkin, Sefko & Associates, Inc., for a project known as the Subdivision Ordinance Update amending the Scope of Work to include additional tasks, to increase the amount of total compensation by an additional \$10,580 to extend the term of the Agreement to November 30, 2007, and to authorize the City Manager to approve additional tasks and extensions of up to two months, be ratified. Funding Source: 08010034-01101-502115. **(All Districts)**
[Development & Infrastructure Services, Patricia D. Adauto, (915) 541-4853]

3C. That the City Manager is hereby authorized to sign a Professional Service Agreement by and between the City of El Paso and Parkhill, Smith & Cooper, Inc., a Texas Corporation, for Butterfield Trail Industrial Park, Unit 3 in an amount not to exceed \$76,163. **(District 2)** [Engineering, Sam Rodriguez, (915) 541-4023]

3D. That the Purchasing Manager, Financial Services - Purchasing Division, is authorized to notify RL Building Maintenance, Inc., that the City is terminating Contract No. 2007-011 for default pursuant to the provisions and requirements of Section C 8B of the Contract clauses due to the failure to perform janitorial services and that the termination shall be effective as of September 4, 2007. **(District 2)** [Financial Services/Purchasing, Terrence Freiburg, (915) 541-4313]

4. BOARD RE-APPOINTMENTS:

4A. Blanca Dominguez to the International Bridge Commission by Representative Eddie Holguin, Jr., District 6. [Representative Eddie Holguin, Jr., (915)-541-4178]

4B. Ricardo Diaz to the Public Utility Regulation Board by Representative Melina Castro, District 4. [Representative Melina Castro, (915) 541-4400]

5. BOARD APPOINTMENTS:

- 5A.** Teresa Guerra to the Greater El Paso Civic, Convention, and Tourism Advisory Board by Representative Eddie Holguin, Jr., District 6.
[Representative Eddie Holguin, Jr., (915)-541-4178]
- 5B.** Manny L. Razo to the City Accessibility Advisory Committee by Representative Steve Ortega, District 7. [Representative Steve Ortega, (915) 541-4124]
- 5C.** Victor M. Medina to the Revolving Loan Fund Board by Mayor John F. Cook.
[Mayor John F. Cook, (915) 541-4145]
- 5D.** Soledad Muniz to the Empowerment Zone Advisory Board by Representative Susie Byrd, District 2. [Representative Susie Byrd, (915) 541-4416]
- 5E.** Gary Walford to the Parks and Recreation Advisory Board, serving an unexpired term, by Representative Melina Castro, District 4.
[Representative Melina Castro, (915) 541-4400]
- 5F.** Tod Williams to the El Paso Mountain Committee, serving an unexpired term, by Representative Melina Castro, District 4. [Representative Melina Castro, (915) 541-4400]
- 5G.** Morris Brown to the History Museum Board by Representative Melina Castro, District 4. [Representative Melina Castro, (915) 541-4400]

6. APPLICATIONS FOR TAX REFUND:

That the tax refunds listed on the attachment posted with this agenda be approved.
(See attachment A) [Tax Office, Juan Sandoval, (915) 541-4369]

7. PURCHASING REQUEST TO ISSUE PURCHASE ORDER:

Request that the Purchasing Manager for Financial Services, Purchasing Division, be authorized to issue a Purchase Order to Clear Channel One for billboard advertising for the Police Department's Traffic Fatalities Campaign. Effective September 1, 2007, under Local Government Code Section 252-022(16), advertising is exempt, other than legal notices, from competitive bidding requirements.

Department: Police Department
Account No.: 504406 – 16411 – 21150060 - Project 500232
Funding Source: State Confiscated Funding
Total Award: \$54,895
Districts: All
Reference No.: 2007-253
[Financial Services/Purchasing, Terrence Freiburg, (915) 541-4313]

8. BIDS:

- 8A.** The award of Solicitation No. 2007-224 (GMC/Chevrolet Proprietary Parts & Service-Heavy Duty Vehicles) to Rush Truck Centers of Texas, L.P., d/b/a Rush Truck Center, El Paso, for a total estimated award of \$90,000.

Department: General Services - Fleet Division
Award to: Rush Truck Centers of Texas, L.P.,
d/b/a Rush Truck Center, El Paso
El Paso, Texas
Items: Part A, #1 and Part B
Option: Rush Truck Centers of El Paso offers the City the
option to extend the term of the contract at the
same unit prices for two additional years if the
option is exercised within two or three years from
the date of the award.
Annual Estimated Amount: \$30,000
Account No.: 37370510 – 503121 - 45202
Funding Source: General Services Department-Fleet Services Internal
Service Fund
Total Estimated Award: \$90,000
Districts: All

This is a requirements type contract with an initial term of thirty-six months.

The Departments of Financial Services and General Services - Fleet Division recommend award as indicated to the lowest responsive, responsible bidder. [Financial Services/Purchasing, Terrence Freiburg, (915) 541-4313]

- 8B.** Request that the Purchasing Manager, Financial Services - Purchasing Division, be authorized to issue a Purchase Order to Basic Industries, Inc., The Cooperative Purchasing Network (TCPN) contractor, under contract number R4539 (Area Job Order Contract) for the El Paso Police Academy Shoot House Roof Project for the total estimated amount of \$74,975 to fund Base Bid 1.

The participation by the City of El Paso in The Cooperative Purchasing Network (TCPN) was approved by Mayor and City Council on March 27, 2007.

Department: Police
Award to: Basic Industries, Inc.
El Paso, Texas
Items: Base Bid I: \$74,975
Total Estimated Award: \$74,975
Account No.: P500232-21150060-16411-508027
Funding Source: Police Department Confiscated Funds
Reference No.: 2008-005
District: 2

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 aid by measured quantity. The actual cost of this contract will be the sum total of unit prices at the end of the contract term.

As part of the award of this contract, the City Engineer may, without further authorization from City Council, approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design,

which are in accordance with applicable law and which do not make changes to the unit price and which are within the appropriate budget.

This is a unit-price contract.

The Departments of Financial Services, Engineering and Police recommend award as indicated. [Development Services/Engineering, R. Alan Shubert, (915) 541-4423]

- 8C.** The award of Solicitation No. 2007-222 (Asphalt Rejuvenation Program 2007) to Pavement Restoration, Inc., for an estimated total amount of \$323,000.

Department:	Streets
Award to:	Pavement Restoration, Inc. Tampa, FL
Item(s):	Base Bid: \$323,000
Option:	Pavement Restoration, Inc. offers the City the option to extend the term of the contract at the same unit prices for one additional 75-day period by written notice to contractor within 15 days of the original contract expiration date.
Total Estimated Award:	\$323,000
Account No.:	99331117-PST07003-27263-508027
Funding Source:	FY 2006 Certificates of Obligation
Districts:	All

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 and be authorized to exercise on behalf of the City any extensions of the contract.

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 will be the sum total of unit prices at the end of the contract term.

As part of the award of this contract, the Director of Streets Department may, without further authorization from City Council, approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, which are in accordance with applicable law, and which do not make changes to the unit price and which are within the appropriate budget.

This is a Requirements type, low bid, unit-price contract.

The Departments of Financial Services, Engineering, and Streets recommend award as indicated to the lowest responsive, responsible bidder. [Development Services/Engineering, R. Alan Shubert, (915) 541-4423]

- 8D.** The award of Solicitation No. 2007-190 (Firefighting Chemicals) to Chemguard and R. Nickeson Enterprises, for a total estimated award of \$108,220.80.

Department:	Fire
Award to:	Vendor 1: Chemguard Mansfield, TX
Items:	#1 – 4 and #6 – 9

Annual Estimated Amount:	\$30,148.60
Option:	One year
Total Estimated Award:	\$90,445.80

Award to:	Vendor 2:	R. Nickeson Enterprises Wellesley, MA
Item:		#5
Annual Estimated Amount:		\$5,925
Option:		None
Total Estimated Award:		\$17,775

Account No.:	22010319-01101-503123
Funding Source:	General Funds and Safety Gear
Total Estimated Award:	\$108,220.80
Districts:	All

This is a requirements type contract with an initial term of 36 months.

The Department of Financial Services, Purchasing Division, recommends award as indicated. [Financial Services/Purchasing, Terrence Freiburg, (915) 541-4313]

REGULAR AGENDA - INTRODUCTIONS

9. 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.

9A. 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 a proposed Lee Trevino extension from North Loop Drive and connecting to Border Highway (Loop 375) through Padres Drive. **(Districts 6 & 7)**
 [Development Services/Engineering, R. Alan Shubert, (915) 541-4423]
 POSTPONED FROM 08-28-07

9B. An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.150 (Schedule XIV, Speed Limits), Subsection "F" (Thirty-five Miles per Hour), and Subsection "G" (Forty Miles per Hour), of the El Paso City Code to amend the speed limits on Carolina Drive. The penalty is as provided in Section 12.84.010 of the El Paso City Code. **(Districts 3 & 7)**
 [Engineering Department/Traffic Division, Ted Marquez, (915) 541-4035]

9C. 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 add a new location of High Ridge Drive between Resler N. Drive and the entrance of the Westside Regional Park. The penalty being as provided in Section 12.84.010 of the El Paso City Code **(District 1)** [Engineering Department/Traffic Division, Ted Marquez, (915) 541-4035]

- 9D. An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.44 (Stopping, Standing, and Parking Generally), Section 12.44.180 (Regulations Pertaining to Certain Special Situations), Subsection B, to amend to read Funeral Zone: Must be adjacent to a Mortuary, Funeral Home, or Church. Vehicles of the Mortuary or Funeral Home, while used in its business, may use the zone at any time; other vehicles may not park or stand in the Zone except when part of a Funeral Procession. The penalty being as provided in Section 12.48.010 (Violation - Penalty) of the El Paso City Code. **(All Districts)**
[Engineering Department/Traffic Division, Ted Marquez, (915) 541-4035]

PUBLIC HEARING WILL BE HELD ON SEPTEMBER 11, 2007, FOR ITEMS 9A – 9D

- 9E. An Ordinance changing the zoning of a portion of Tract 6B and all of Tract 10C2, S.A. & M.G. Railways Company Survey No. 268, and a portion of Tract 3B, John Wittaker Survey No. 134, City of El Paso, El Paso County, Texas, from R-3 (Residential) and R-3A (Residential) to P-R 1 (Planned Residential 1). The penalty is as provided for in Chapter 20.68 of the El Paso City Code. Subject Property: south of Waterhouse Drive and west of Bartlett Drive. Applicant: Circle H Homes, LP. ZON07-00074 **(District 1)**
[Development Services/Planning, Melissa Granado, (915) 541-4730]
- 9F. An Ordinance granting Special Permit No. ZON07-00076 to satisfy parking requirements for Parcel 1, described as Lots 1-4, Block 260, Campbell Addition, City of El Paso, El Paso County, Texas, (815, 823 Yandell Drive); by allowing off-site off-street parking of Parcel 2, described as all of Block 277, Pierce Finley Addition, and Block 270 and closed alley and closed St. Vrain Street, Campbell Addition, City of El Paso, El Paso County, Texas, (902-910 Rio Grande Avenue, 805, 901-917 Montana Avenue, 909-921 Ange Street), pursuant to Section 20.42.040 and 20.52.060 of the El Paso City Code. The penalty being as provided in Chapter 20.68 of the El Paso City Code. Subject Property: Parcel 1: 815, 823 Yandell Drive; Parcel 2: 902-910 Rio Grande Avenue, 805, 901-917 Montana Avenue, 909-921 Ange Street. Applicant: Centro De Salud Familiar La Fe, Inc, First Baptist Church. ZON07-00076 **(District 8)**
[Development Services/Planning, Melissa Granado, (915) 541-4730]
- 9G. An Ordinance changing the zoning of Parcel 1: Tract 3F, Section 21, Block 80, Township 1, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas, from R-F (Ranch and Farm) District to C-4/C (Commercial/Conditions) District, and imposing conditions. The penalty is as provided for in Chapter 20.68 of the El Paso City Code. Subject Property: west of Dyer Street and north of Ashley Road. Applicant: MIMA Properties, LLC and Newman Ranch Partners, LP. ZON07-00016 **(District 4)**
[Development Services/Planning, Melissa Granado, (915) 541-4730]
- 9H. An Ordinance changing the zoning of a portion of Tracts 59B6 and 59B2C, W.H. Glenn Survey No. 241 (Nellie D. Mundy Survey No. 241), City of El Paso, El Paso County, Texas, from R-3 (Residential) to C-4 (Commercial). The penalty is as provided for in Chapter 20.68 of the El Paso City Code. Applicant: Levi LP. ZON07-00069 **(District 1)**
[Development Services/Planning, Frank Delgado, (915) 541-4238]
- 9I. An Ordinance amending the effective date of Ordinance No. 016653, which amended the El Paso City Code by replacing Title 20 (Zoning) in its entirety, the

penalty being as provided in Chapter 20.24 of the City Code. **(All Districts)**
[Development & Infrastructure Services, Patricia D. Adauto, (915) 541-4853]

PUBLIC HEARING WILL BE HELD ON SEPTEMBER 25, 2007, FOR ITEMS 9E – 9I

Public Hearings will be held as part of the regular City Council meeting which 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 Friday, 8:00 a.m. to 5:00 p.m.

REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS

10. AIRPORT:

Discussion and action on a Resolution that the Comptroller of the City of El Paso is hereby authorized to issue a purchase order to the El Paso Water Utilities for the completion of a lift station on El Paso International Airport property in an amount not to exceed \$2,200,000. **(District 2)** [Airport, Monica Lombrana, (915) 780-4724]

11. ENGINEERING:

Discussion and action on a Resolution that the City Manager is hereby authorized to sign a Professional Services Agreement by and between the City of El Paso and Mijares-Mora Architects, Inc., a Texas Corporation, for Architectural Consulting Services in an amount not to exceed \$750,000. **(All Districts)**
[Engineering, Javier Reyes, (915) 541-4630]

12. POLICE:

Discussion and action on a Resolution that the Mayor be authorized to sign the renewal of an Interlocal Government Agreement between the City of El Paso and the County of El Paso/District Attorney, 34th Judicial District of the State of Texas, for services to the City and its Police Department relating to arrests and prosecution of cases in connection with the District Attorney's Information Management System and program from September 1, 2007, through August 31, 2008, in an amount not to exceed \$200,000. **(All Districts)** [Police Department, Paul Cross, (915) 564-7310]

REGULAR AGENDA – PUBLIC HEARINGS

13. PUBLIC HEARINGS – DEVELOPMENT SERVICES

13A. An Ordinance changing the zoning of a portion of Tract 16, El Canutillo Acreage Lots, City of El Paso, El Paso County, Texas, from R-4 (Residential) District to C-4 (Commercial) District. The penalty is as provided for in Chapter 20.68 of the El Paso City Code. Subject Property: north of Mowad Road and east of Doniphan Drive. Applicant: Enrique Escobar. ZON06-00106 **(District 1)**
[Development Services/Planning, Melissa Granado, (915) 541-4730]

13B. An Ordinance changing the zoning of the following real property described as:
Parcel 1: a portion of Tract 2, Section 20; and Tract 7B, Section 29, Block 80,

Township 1, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to R-3A (Residential); Parcel 2: a portion of Tract 2, Section 20, Tract 3G, Section 21, and Tract 7B, Section 29, Block 80, Township 1, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to C-2 (Commercial); and, Parcel 3: a portion of Tract 3G, Section 21, Block 80, Township 1, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to R-3A (Residential), and imposing a condition. The penalty is as provided for in Chapter 20.68 of the El Paso City Code. Subject Property: north of Dyer Street and south of Stan Robert Sr. Avenue. Applicant: Karma-JKS Properties, Inc. ZON07-00063 **(District 4)** [Development Services/Planning, Melissa Granado, (915) 541-4730]

13C. An Ordinance granting Special Permit No. ZON07-00044 to allow for a ground-mounted 50' personal wireless service facility on the property described as a portion of Block 29, Mission Hills Addition, City of El Paso, El Paso County, Texas, pursuant to Section 20.08.185.D.1 of the El Paso City Code. The penalty being as provided in Chapter 20.68 of the El Paso City Code. Subject Property: 4408 North Stanton Street. Applicant: T-Mobile USA, Inc. ZON07-00044 **(District 1)** [Development Services/Planning, Esther Guerrero, (915) 541-4720]

13D. An Ordinance changing the zoning of the following real property described as: Parcel 1: a portion of Section 15, Block 80, Township 1, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to C-2 (Commercial); Parcel 2: a portion of Section 10, Block 80, Township 1, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to C-2 (Commercial); Parcel 3: a portion of Sections 10, 11, and 15, Block 80, Township 1, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to R-5 (Residential); Parcel 4: a portion of Section 11, Block 80, Township 1, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to A-2 (Apartment); Parcel 5: a portion of Sections 2 and 11, Block 80, Township 1, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to C-2 (Commercial); Parcel 6: a portion of Section 10, Block 80, Township 1, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to C-2 (Commercial); and, Parcel 7: a portion of Section 10, Block 80, Township 1, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to A-2 (Apartment) and imposing conditions. The penalty is as provided for in Chapter 20.68 of the El Paso City Code. Subject Property: south of Stan Robert Sr. Avenue and west of Dyer Street. Applicants: Ranchos Real IV, LTD and Direct Home Sales, Inc. ZON07-00003 **(District 4)** [Development Services/Planning, Melissa Granado, (915) 541-4730]

13E. An Ordinance changing the zoning of a portion of Lot 2, Block 8, Mesa Del Castillo Unit 3, City of El Paso, El Paso County, Texas, from C-1/SC (Commercial/Special Contract) District to S-D/SC (Special Development/Special Contract) District. The penalty is as provided for in Chapter 20.68 of the El Paso City Code. Subject Property: 344 Bartlett Drive. Applicant: Socorro Dozal. ZON07-00059 **(District 8)** [Development Services/Planning, Melissa Granado, (915) 541-4730]

14. PUBLIC HEARING – EL PASO WATER UTILITIES:

An Ordinance of the City of El Paso, Texas, authorizing the City Manager to execute Special Warranty Deeds or other documents as required for the phased sale and conveyance as recommended by the President/CEO of El Paso Water Utilities of the following described real property to Hunt Communities, LLC, the highest bidder, such land totaling approximately 4,832.99 acres of land out of portions of Sections 17, 18, 19, and 20, Block 80, Township 1, and Sections 13, 14, 18, 19, 20, and 23, Block 81, Township 1, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas, located in Northeast El Paso. **(District 4)**

[El Paso Water Utilities, Robert D. Andron, (915) 594-5607]

15. PUBLIC HEARING – FINANCIAL SERVICES:

An Ordinance amending Ordinance 16015 (Granting the Authority to the City Manager to enter into and sign certain contracts on behalf of the City and to sign certain documents) to increase contracting authority consistent with Senate Bill No. 1765. **(All Districts)**

[Financial Services/Purchasing, Terrence Freiburg, (915) 541-4313]

REGULAR AGENDA – OTHER BUSINESS

16. DEVELOPMENT SERVICES:

Discussion and action on Conditional B for September 4, 2007, Mesquite Hills Subdivision. **(District 4)** [Development Services/Engineering, R. Alan Shubert, (915) 541-4423]

17. CITY MANAGER:

City Manager’s report of current events and issues:

Update on Downtown revitalization from Economic Development Department.

[Economic Development, Kathryn B. Dodson, (915) 541-4760]

EXECUTIVE SESSION

The City Council of the City of El Paso may 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 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.) The City Council will return to open session to take any final action and may also, at any time during the meeting, bring forward any of the following items for public discussion, as appropriate.

- 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:

- EX1.** Workers' Compensation subrogation interest regarding David Walls. (551.071)
[City Attorney's Office, Maria Guadalupe Martinez, (915) 541-4550]
- EX2.** Discussion and action regarding legal matters related to Time Warner Franchise Agreement. (551.071)
[City Attorney's Office, Bertha A. Ontiveros, (915) 541-4550]
- EX3.** Fong et al v. City of El Paso, Cause #2007-2900. (551.071)
[City Attorney's Office, Hadley Huchton, (915) 541-4550]
- EX4.** In the matter of Physicians Specialty Hospital of El Paso East, L.P., Case No. 07-30633 in the United States Bankruptcy Court Western District of Texas El Paso Division. (551.071) [City Attorney's Office, Marie A. Taylor, (915) 541-4550]
- EX5.** Discussion and action on acquiring new facilities for the Parks Department's center programming and administration. (551.072)
[City Attorney's Office, Elaine Hengen, (915) 541-4550]
- EX6.** Discussion and action on Public Service Board (PSB) vs. El Paso County Water Improvement District #1, Cause No. EP-07-CV-152-KC. (551.071)
[City Attorney's Office, Laura P. Gordon, (915) 541-4550]

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 FRIDAY AT THE ADDRESS BELOW:

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