

AGENDA FOR REGULAR COUNCIL MEETING

September 11, 2012
COUNCIL CHAMBERS, CITY HALL
8:30 a.m.

AND

LEGISLATIVE REVIEW MEETING OF THE WHOLE
10th FLOOR CONFERENCE ROOM
September 10, 2012
9:00 a.m.

NOTICE: 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.

PLEASE NOTE: If items are scheduled for the Executive Session, the Council will move to Executive Session at 12:00 p.m. (noon) for the consideration of those items, or will hear the items at the end of the agenda or as determined by the Presiding Officer, whichever occurs first.

ROLL CALL

INVOCATION by CIMA Chaplain Carlos Clugy-Soto

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS

1. EL PASO DISASTER PREPAREDNESS MONTH
2. EL PASO MEDICARE EDUCATION WEEK
3. PATRIOT DAY

RECOGNITIONS

AWARD FOR HEROISM

1. ULISES PRADO
2. JOSÉ LUIS LUNA
3. HECTOR RODRIGUEZ
4. HUGO RODRIGUEZ
5. IRVIN TOVAR
6. MARION BAÑUELOS-VALENZUELA
7. RICHARD TYNAN
8. CORONADO CROSS COUNTRY TEAM
CHRIS HERNANDEZ
SHANAHAN VIGIL
TATIANA TARABULSKI
KARIME MARTINEZ
RACHEL SCHLINKE
ARYANA MARTINEZ

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.

NOTICE:

Requests to speak must be received by **8:30 a.m.** on the date of the meeting.
30 Minutes total is allotted for speakers.
Three to five minutes may be allowed for each speaker.

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, 2012 and the Special City/County Meeting of August 9, 2012.
[Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

3. RESOLUTIONS:

3A. A Resolution that the City of El Paso hereby appoints the following City Council members to the Financial and Audit Oversight Committee, each of which shall take effect on September 11, 2012 and will expire September 10, 2013:

1. Susie Byrd, Representative District 2;
2. Emma Acosta, Representative District 3;
3. Eddie Holguin, Jr., Representative District 6; and
4. Steve Ortega, Representative District 7.

(All Districts) [City Attorney's Office, Sylvia Firth, (915) 541-4550]
[Internal Audit, Edmundo Calderon, (915) 541-4402]

3B. That the City Manager be authorized to sign the Fifth Amendment to the Agreement for Professional Services by and between the CITY OF EL PASO and IMAGE NETWORK, INC., D/B/A/ DOVER, KOHL & PARTNERS, a Florida Corporation, for a project known as “A New Plan for El Paso – A Rewrite of the City’s Comprehensive Plan” to add additional design services in the amount of \$26,235, thereby extending the contract amount from \$2,881,120 to \$2,907,355; and that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this agreement and its amendments. **(All Districts)**
 [Engineering and Construction Management, R. Alan Shubert, (915) 541-4423]

3C. That the Solid Waste liens on the attachment posted with this agenda be approved (See attachment A) **(Districts 1, 2, 4, 5, 6, and 7)**
 [Environmental Services, Ellen A. Smyth, (915) 621-6719]

3D. That the City Manager be authorized to sign First Amendment to Sun Metro Mass Transit Agreement for Lift Paratransit Services with MV Contract Transportation, Inc., dated May 15, 2012, by and between the Mass Transit Department Board of the City of El Paso (“Sun Metro”) and MV Contract Transportation, Inc., to provide labor hours as needed for LIFT coach operators, supervisors, call center dispatchers, and mechanics during the Transition Period starting September 24, 2012 through November 10, 2012 to perform corresponding duties at the LIFT for an amount not to exceed \$140,034 during the Transition Period of the Agreement, and that the special allowance of \$2,530,693 be reduced by \$140,034 which will be allocated to these additional services as needed; and that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this agreement.

Department: Mass Transit Department (Sun Metro)

Districts: All

[Financial Services, Bruce D. Collins, (915) 541-4313]

[City Manager’s Office, Jane Shang, (915) 541-4327]

3E. That the City Manager be authorized to sign a Microwave Site Agreement with Tenet Hospitals Limited (d/b/a "Providence Memorial Hospital") and the City of El Paso (the "City") to permit the use of certain hospital facilities for microwave radio communications for a 15 year term. There is no cost to the City but the City will allow one station in the communications center be used for hospital emergency room use. **(All Districts)**
 [Information Technology, Miguel Gamino, (915) 541-4746]

3F. That the City Manager be authorized to sign an amended Interlocal Cooperation Contract with the Texas Department of Public Safety (“TDPS”) providing for implementation of an automated (“FTA system”) whereby information regarding violators, subject to the provisions of the Texas Transportation Code Chapter 706, may be accurately stored and accessed by TDPS for possible denial of renewal of a driver’s license. Identified violators will be accessed an administration fee of \$30.00 for each qualifying citation. Fees to TDPS and the vendor will continue to be paid from collected administrative fees. **(All Districts)**
 [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

3G. That the Mayor be authorized to sign an Interlocal Governmental 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 (DIMS) and program from September 1, 2012 through August 31, 2013, in the amount not to exceed \$226,082. **(All Districts)** [Police, Robert Feidner, (915) 564-7309]

3H. That the City Manager or designee be authorized to sign and submit Contract No. 2013-042395-001 for its CHS – Title V – Child Health Services program, in the amount of \$291,280, to provide child health and/or dental services, laboratory services and appropriate referrals; and that the City Manager or designee be authorized to sign any amendments thereto to extend the project for up to twelve months, to make adjustments to the contract program budget that do not change the contract amount, and to sign all related certifications. **(All Districts)**
[Public Health, Bruce Parsons, (915) 771-5702]

4. SPECIAL APPOINTMENTS:

4A. Sergio Estrada as an Assistant City Attorney effective September 17, 2012.
(All Districts) [City Attorney's Office, Sylvia Borunda Firth, (915) 541-4550]

4B. Wendi Vineyard as an Assistant City Attorney effective September 24, 2012.
(All Districts) [City Attorney's Office, Sylvia Borunda Firth, (915) 541-4550]

5. BOARD RE-APPOINTMENT:

Ruben Ponce to the Construction Board of Appeals by Representative Emma Acosta, District 3. [Representative Emma Acosta, (915) 541-4515]

6. BOARD APPOINTMENT:

Michael Schwartz, as Alternate to the Zoning Board of Adjustment by Representative Michiel R. Noe, District 5. [Representative Michiel R. Noe, (915) 541-4701]

7. NOTICE OF CAMPAIGN CONTRIBUTIONS:

For notation only pursuant to Section 2.92.110 of the City Code: receipt of campaign contribution from: Margarita Licon \$1000. [Representative Emma Acosta, (915) 541-4515]

8. REQUESTS TO ISSUE PURCHASE ORDERS, ETC.:

Request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to exercise the City's option to extend current Contract 2010-009 Rental of Portable Restrooms with El Paso Sanitation Systems Inc. dba Sarabia's Portable Jons & Blue Sanitation for one additional year pursuant to the provisions of an award approved by the City Council on December 8, 2009. The extended contract period will be from December 9, 2012 to December 8, 2013.

Department: General Services
Award to: El Paso Sanitation Systems Inc. dba
Sarabia's Portable Jons & Blue Sanitation

Option: El Paso, TX
 One [of One]
 Annual Estimated Amount: \$192,645
 Total Estimated Amount: \$192,645 (1 year)
 Account No.: 31010359 – 502411 – 01101
 Funding Source: General Services Department – General Fund
Districts: All

This is a Best Value, service contract
 [General Services, Stuart Ed, (915) 621-6822]
 [Financial Services, Bruce D. Collins, (915) 541-4313]

9. BID:

The award of Solicitation No. 2012-269 (Spanish Language Library Materials [Re-Bid]) to Brodart Co., for an initial term estimated award of \$375,000.

Department: Libraries
 Award to: Brodart Company
 Williamsport, PA
 Items: All
 Option: Two Years
 Annual Estimated Award: \$125,000
 Initial Term Estimated Award: \$375,000 (3 Years)
 Total Estimated Award: \$625,000 (5 Years)
 Account: 53010202 – 503103 – 01101
 Funding Source: Library Materials – General Fund
Districts: All

This is a Best Value, supply contract.

The Financial Services - Purchasing Division and Libraries recommend award as indicated to Brodart Company, the bidder offering the best value bid.
 [Libraries, Dionne L. Mack, (915) 541-5413]
 [Financial Services, Bruce D. Collins, (915) 541-4313]

REGULAR AGENDA - INTRODUCTIONS

10. 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.**

10A. An Ordinance amending Title 12 (Vehicle and Traffic), Chapter 12.21 (Photographic Traffic Signal Enforcement System), of the El Paso City Code by amending Sections 12.21.010 (Definitions) and 12.21.070 (Effect of Liability; Exclusion of Civil Remedy; Enforcement), to provide that an unpaid civil penalty may be enforced by refusing to allow the registration of the vehicle; the penalty is as provided in Section 12.21.020 of the City Code. **(All Districts)**
 [Police, Michelle Gardner , (915) 546-7301]
 [Office of Budget and Management, Lynly Leeper, (915) 541-4777]

- 10B.** An Ordinance amending Title 12 (Vehicles and Traffic) and Chapter 12.08 (Administration and Enforcement) to create Section 12.08.191 (Refusal to Register Motor Vehicles Due to Outstanding Warrants Fee) of the El Paso City Code, to provide that due to the County Tax Assessor Collector's ability to refuse motor vehicle registration due to outstanding warrants for failure to appear or failure to pay a fine on a complaint that involves the violation of a traffic law, the City of El Paso is establishing a fee to payable by the owner of that motor vehicle that will be forwarded to the County Tax Assessor Collector for their administrative costs. **(All Districts)**
[Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]
- 10C.** An Ordinance Amending Title 13 (Streets, Sidewalks and Public Places) Chapter 13.04 (Street and Sidewalk Construction and Maintenance), Section 13.04.070 (Installation of Sidewalk on Property on which Building Permit Issued) of the El Paso City Code to amend the requirements for installation of sidewalks. The penalty being as provided in Section 13.08.140 of the El Paso City Code. **(All Districts)** [City Development, Kimberly Forsyth, (915) 541-4668]
- 10D.** An Ordinance amending Title 3 (Revenue and Finance) of the El Paso Municipal Code, Chapter 3.04 (Property Taxes) by amending Section 3.04.040 (Exemption – Residence Homestead) to increase the ad valorem property tax exemption for individuals who qualify under the current code. **(All Districts)**
[Office of Management and Budget, Lynly, Leeper, (915) 541-4777]
- 10E.** An Ordinance authorizing the City Manager to sign a Lease by and between the City of El Paso as Lessor and Mountain Star Sports Group, LLC – El Paso Baseball Club Series and Mountain Star Sports Group, LLC as Tenant covering Lots 1 through 10 and Lots 11 through 40, and a portion of the T-Alley, Block B, Stevens Addition and a Portion of Block 28 and 48, Mills Map Addition and a Portion of Franklin Street, El Paso, El Paso County, Texas containing 4.8274 acres of land more or less; a portion of Lots 30 through 42, Block C, Stevens Addition, El Paso, El Paso County, Texas containing 0.9521 acres of land more or less; and a portion of the Union Pacific Company right of way out of Blocks 28 and 48, Mills Map Addition, El Paso, El Paso County, Texas containing 0.1994 acres of land more or less (“City Hall Site”). **(District 8)**
[City Attorney's Office, Sylvia Borunda Firth, (915) 541-4550]
- 10F.** An Ordinance amending Ordinance No. 017850 for the purpose of clarifying the ballot language regarding the Venue Project and Hotel Occupancy Tax Proposition and resolving other matters related thereto. **(District 8)**
[City Attorney's Office, Sylvia Borunda Firth, (915) 541-4550]
- 10G.** An Ordinance authorizing the City Manager to sign a Special Warranty Deed to convey 0.69 acres of city land under the jurisdiction of the El Paso Water Utilities Public Service Board, and consisting of a portion of Tennis West Estates, Block 2, Lot 35 and Upper Valley Surveys, Block 8, Tract 4B2, City of El Paso, El Paso County, Texas, near Westside Road and Lee Shannon Street to Lamar Skarda and spouse Connie Skarda, the sole responsive bidders, and authorizing the City Manager to sign any and all necessary documents to complete the conveyance and providing an effective date. **(District 1)** [Marcela Navarrete (915) 594-5614]
- 10H.** An Ordinance repealing a Resolution approved by City Council on June 26, 2012 Styled Under – Regular Agenda – Other Business 12. City Manager: 3.

Discussion and action on a Resolution that the City Manager be authorized to sign the Term Sheet as agreed upon by the City of El Paso and Mountain Star Sports Group, LLC, in order to signal the creation of the public/private partnership and the intent of the City Council to construct a public sports facility (“Ballpark”) in the event the investors are able to purchase a Triple-A Minor League Baseball Franchise and relocate it to El Paso; that the City Council intends to locate the Ballpark on the site currently occupied by City Hall, Insights Museum, the Community Garden and the supporting parking area fronting on Franklin Street and authorizes the City Manager to take measures to complete the planning for the redevelopment of such site and to take steps to make the site available for the construction, including termination of leasehold interests, and to move forward to formulate long term and short term execution plans for the relocation of City operations from the City Hall site to other locations in the downtown area for the construction of the Ballpark; that the City Manager be authorized to proceed with proposed financing plan to include the possible use of (i) a venue hotel occupancy tax if approved by the voters at a duly-called election; (ii) lease revenue bonds issued by a local government corporation formed by the city; and/or (iii) other debt obligations issued by or on behalf of the City for the construction and development of the Ballpark; and that the City Manager or her designee be authorized to negotiate a contract containing the terms and conditions set forth in the term sheet for the construction and future operations and maintenance of the Ballpark and to present it to City Council for consideration upon completion of the negotiations. **(All Districts)**
 [City Manager, Joyce Wilson, (915) 541-4071]

PUBLIC HEARING WILL BE HELD ON SEPTEMBER 18, 2012, FOR ITEMS 10A – 10H

Public Hearings will be held as part of the regular City Council meeting that begins at approximately 8:30 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 – OTHER BUSINESS

11. FINANCIAL SERVICES:

Discussion and action regarding a resolution approving and authorizing the publication of notice of intention to issue certificates of obligation in an amount not to exceed \$63 million. **(All Districts)** [Financial Services, Carmen Arrieta-Candelaria (915) 541-4011]

REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS

12. ENGINEERING AND CONSTRUCTION MANAGEMENT:

- 12A.** Discussion and action to award Solicitation No. 2012-249 for Northeast Regional Park Parking Lot Expansion to Blair-Hall Company, Inc., for a total estimated amount of \$602,225.65.

Department:	Parks and Recreation
Award to:	Blair-Hall Company, Inc.
Base Bid:	\$602,225.65
Total Estimated Award:	\$602,225.65
Time for Completion:	150 Consecutive Calendar Days
Account No.:	31130500-508027-26251
	31130500-508027-26261
	31130500-508027-26268
	31130500-508027-26272
	31130500-508027-60031
	31130500-508027-60137
	31130500-508027-60144
	31130500-508027-60167
	31130500-508027-60176
Project No.:	PPW0046004
Funding Source:	2000 Quality of Life
District:	4

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

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by 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 Department and Parks and Recreation Department recommend award as indicated to the lowest responsible bidder.

[Engineering and Construction Management, R. Alan Shubert, (915) 541-4423]

- 12B.** Discussion and action to award Solicitation No. 2012-184 for Butterfield Trail Industrial Park Street and Landscaping Improvements to J.A.R Construction, Inc., for a total estimated amount of \$9,923,841.99.

Department:	El Paso International Airport
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Award to:	J.A.R. Construction, Inc. El Paso, TX
Base Bid:	\$6,925,480.40
Option No. 1	\$ 295,161.85
Option No. 2	\$ 545,676.60
Option No. 3	\$ 476,002.64
Option No. 4	\$ 443,722.00
Option No. 5	\$ 449,693.20
Option No. 6	\$ 401,685.20
Option No. 7	\$ 386,420.10
Total Estimated Award:	\$9,923,841.99
Time for Completion:	690 Days
Account No.:	62620025-508027-41096
Project No.:	PAP0056
Funding Source:	EPIA Enterprise Fund
District:	2

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

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by 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 Department recommends award as indicated to the lowest responsive and responsible bidder.

[Engineering and Construction Management, R. Alan Shubert, (915) 541-4423]

13. DEPARTMENT OF TRANSPORTATION:

- 13A.** Discussion and action on the request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to exercise the City's option to extend current Contract 2009-291 (Mast Arm Poles) with Reliapole Solutions, Inc. for two additional years pursuant to the provisions of an award approved by the City Council on October 13, 2009. The extended contract period will be from October 14, 2012 to October 13, 2014.

Department:	Department of Transportation
Award to:	Reliapole Solutions, Inc. Magnolia, TX
Option:	2 Years
Annual Estimated Amount:	\$333,638
Total Estimated Amount:	\$667,276 (2 years)

Account No.: 32010288 – 503203 – 01101
 99331117 – 508027 – 27263 – PCP06ST013
 Funding Source: General Fund – Public Access Maintenance and
 Repairs, 2006 Certificate of Obligations –
 Signal/Flasher Installation-New Signals

Districts: All

This is a Low Bid, unit price contract.

[Department of Transportation, Ted Marquez, (915) 621-6814]

[Financial Services, Bruce D. Collins, (915) 541-4313]

- 13B.** Discussion and action on the award of Solicitation No. 2012-116 (Traffic Sign Materials) to 3M Company and to Osburn Associates, Inc. for an initial term estimated award of \$600,000.

Department: Department of Transportation
 Award to: Vendor 1 3M Company
 St. Paul, MN
 Items: 1-6
 Initial Terms: 3 Years
 Option to Extend: None
 Annual Estimated Award: \$180,000
 Initial Term Estimated Award: \$540,000 (3 Years)

Award to: Vendor 2 Osburn Associates, Inc.
 Logan, OH
 Items: 7
 Initial Term: 3 Years
 Option to Extend: 2 Years
 Annual Estimated Award: \$ 20,000
 Initial Term Estimated Award: \$ 60,000 (3 Years)
 Total Estimated Award: \$100,000 (5 Years)

Annual Estimated Award: \$200,000
 Initial Term Estimated Award: \$600,000.(3 Years)
 Total Estimated Award: \$640,000 (5 Years)
 Account No.: 32010287 – 503203 – 01101
 14400500 – 508027 – 27051
 Funding Source: Maintenance Supplies-General Fund
 Construction-Capital Fund

Districts: All

This is a Low Bid, unit price contract.

The Financial Services - Purchasing Division and Department of Transportation recommends award as indicated to 3M Company and Osburn Associates, Inc., the lowest responsive, responsible bidders.

[Department of Transportation, Ted Marquez, (915) 621-6822]

[Financial Services, Bruce D. Collins, (915) 541-4313]

REGULAR AGENDA – PUBLIC HEARINGS

14. CITY DEVELOPMENT:

An Ordinance to correct an error in Ordinance No. 017768 which changed the zoning from R-F (Ranch and Farm) to C-2 (Commercial) and imposed a condition on a portion of Tract 3, Block 10, Boothville Subdivision, City of El Paso, El Paso County, Texas. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 8623 North Loop Drive. Applicant: Aseo, Inc. PZRZ11-00059 **(District 7)**
[City Development, Andrew Salloum, (915) 541-4633]

15. DEPARTMENT OF TRANSPORTATION

15A. An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.180 (No Stopping or Standing - Tow Away Zone), of the El Paso City Code, to delete Paragraph 112 thereby allowing parking on Father Rahm Avenue between El Paso Street and the first alley to the west of El Paso Street, south side only, the penalty being as provided in section 12.84.010 of the El Paso City Code. **(District 8)**
[Department of Transportation, Keith Bennett, (915) 621-6882]

15B. 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) to add West Drive from a point 300 feet southwest of Garden Place to a point 70 feet northeast, both sides, the penalty being as provided in Section 12.84.010 and Chapter 12.85 of the El Paso City Code. **(District 7)**
[Department of Transportation, Keith Bennett, (915) 621-6882]

REGULAR AGENDA – OTHER BUSINESS

16. AIRPORT:

Discussion and action on a Resolution that the Director of Aviation be authorized to sign and submit a grant application and related documentation to the Federal Aviation Administration (FAA) and be designated the official representative of the City of El Paso to act in connection with the application process for the Airport Improvement Program (AIP) Project No. 3-48-0077-032-2012 in the amount of \$3,327,855; and that upon approval and issuance of such grant by the FAA, the City Manager be authorized to accept and sign the grant agreement, and other necessary documents when the form and substance of those documents has been reviewed and approved by the City Attorney's Office. **(All Districts)** [Airport, Monica Lombrana, (915) 780-4724]

17. ENGINEERING AND CONSTRUCTION MANAGEMENT:

- 1) Discussion and presentation of the Street Car Project capital cost estimate, operating costs and vehicle selection to include discussion and action on the type of vehicle to include in the project.
- 2) Discussion and action that the City Manager be authorized to sign the First Amendment to the Agreement for Professional Services by and between the City

of El Paso and URS Corporation, a Nevada Corporation, for a project known as “El Paso Streetcar Preliminary Engineering and Environmental Assessment” to add additional professional services for the Pre-Final, Final Design, Bidding and Construction Phases of the El Paso Streetcar Project, in the amount of \$3,442,105 thereby extending the contract amount from \$1,250,000 to \$4,692,105 and that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this amendment.

- 3) Discussion and action to increase the Mass Transit Department (Sun Metro) Capital Plan (“Capital Program”) as adopted on November 2, 2010, by \$5M in order to add the project known as the El Paso Street Car Planning and Design Project; to authorize the use of a combination of Certificates of Obligation, revenue bonds, or other sources for the Capital Program pursuant to the City’s Debt Management Policy; and to authorize the City Manager to establish funding sources and execute any and all documents for the execution of this project. Funding for this project will be from Sun Metro Enterprise Fund revenue. **(Districts 1 and 8)**

[Engineering and Construction Management Department, R. Alan Shubert, (915)541-4423]

18. PARKS AND RECREATION:

Discussion and action on a Resolution to name the trail located between Little Lane and Montoya Lateral out of Los Paseos Addition Replat “A”, El Paso, Texas as Coach Jack D. Quarles Park. **(District 8)** [Parks and Recreation, Nanette Smejkal, (915) 541-4283]

19. MAYOR AND COUNCIL:

- 19A.** Discussion and action on the status of the city’s Economic Development Team and Economic Development Advisory Board. **(All Districts)**
[Representative Michiel R. Noe, (915) 541-4189]

- 19B.** Discussion and action to terminate the contract between Tom Drugan and the City of El Paso. **(All Districts)** [Representative Emma Acosta, (915) 541-4515]

- 19C.** Discussion and action to Revise the Public Art guidelines to include public art on Rapid Transit corridors **(All Districts)** [Representative Emma Acosta, (915) 541-4515]

- 19D.** Discussion and action that City Council declare that the expenditure of District 4 discretionary funds in an amount not to exceed \$2,000 to pay towards the costs of marketing and advertising of the Southwestern International PRCA Rodeo helps to promote tourism and participation by persons residing both in and outside of El Paso and constitutes an important municipal purpose or benefit to the City and citizens of El Paso. **(All Districts)**
[Representative Carl L. Robinson, (915) 541-4400]

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 and the Rules of City Council.) 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.** Clear Channel Outdoor, Inc., vs. The City of El Paso; Cause No. 2009-3939 (551.071)
[City Attorney's Office, Kenneth Krohn, (915) 541-4550]
- EX2.** Clear Channel Outdoor, Inc., vs. The City of El Paso, et.al.; Cause No. 3-12-CV-00301
(551.071) [City Attorney's Office, Kenneth Krohn, (915) 541-4550]
- EX3.** Professional legal services in connection with the acquisition of real property related to relocation of City Hall. (551.071 and 551.072)
[City Attorney's Office, Sylvia Borunda Firth, (915) 541-4550]
- EX4.** Discussion and action regarding the Save City Hall Initiative Petition. (551.071)
[City Attorney's Office, Sylvia Borunda Firth, (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 THURSDAY AT THE ADDRESS BELOW:

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