

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
MICHIEL R. NOE, DISTRICT 5
EDDIE HOLGUIN JR., DISTRICT 6
STEVE ORTEGA, DISTRICT 7
CORTNEY CARLISLE NILAND, DISTRICT 8

REGULAR COUNCIL MEETING MINUTES
COUNCIL CHAMBERS
August 28, 2012
8:30 A.M.

The City Council met in regular session at the above place and date. Meeting was called to order at 8:32 a.m. Mayor John F. Cook present and presiding and the following Council Members answered roll call: Ann Morgan Lilly, Emma Acosta, Michiel R. Noe, Eddie Holguin, Jr., Steve Ortega, and Cortney Carlisle Niland. Late arrival: Susannah M. Byrd, at 8:59 a.m. Absent: Carl Robinson. The invocation was given by Police Chaplain Lisle Davis, followed by the Pledge of Allegiance to the Flag of the United States of America.

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MAYOR'S PROCLAMATIONS

- 1. HUNGER ACTION MONTH**
- 2. FIESTA DE LAS FLORES WEEK**

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 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.

The following members of the public commented:

1. Mr. John Conwell
2. Ms. Barbara Valencia
3. Mr. Richard Schecter
4. Mr. Richard Rodriguez
5. Ms. Lisa Turner
6. Mr. James Perry
7. Mr. Jerry Thiedt
8. Mr. Alejandro Lozano

Mayor Cook and Representatives Holguin and Niland commented.

Ms. Joyce Wilson, City Manager, commented.

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CONSENT AGENDA

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

AYES: Representatives Lilly, Byrd, Acosta, Noe, Holguin, Ortega, and Niland
NAYS: None
ABSENT: Representative Robinson

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1. APPROVAL OF MINUTES

*Motion made, seconded, and unanimously carried to **APPROVE** the Minutes for the Regular City Council Meeting of August 21, 2012.

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2. REQUEST TO EXCUSE CITY COUNCIL MEMBERS

*Motion made, seconded, and unanimously carried to **EXCUSE** Representative Carl L. Robinson from the Regular Council Meeting of August 28, 2012.

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3A.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Manager be authorized to sign an Air Cargo Center Agreement by and between the City of El Paso and United Parcel Service, Inc. for office and warehouse space; loading dock and vehicle parking space, and aircraft parking apron and ground service equipment parking apron at the Air Cargo Center located at 301 George Perry Blvd., Suite D, El Paso, Texas.

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3B.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Manager be authorized to sign a Lessor's Approval of Sublease between the City of El Paso ("Lessor"), TJW Aviation LLC ("Lessee"); and The Far West Texas & Southern New Mexico Trauma Regional Advisory Council d/b/a BorderRAC ("Sublessee") regarding a portion of the premises located at 6805 Boeing Drive, Suite A, El Paso, Texas 79925.

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3C.

RESOLUTION

1ST MOTION

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

2ND AND FINAL MOTION

WHEREAS, pursuant to El Paso City Code Chapter 13.36 (Parades and Public Assemblies), various persons and organizations (hereinafter "Parade Sponsors") have submitted parade applications and fees requesting City sponsorship for their Fiscal Year 2013 parades (hereinafter "Parades"); and

WHEREAS, the Parade Sponsors have qualified for City sponsorship under the criteria established in Chapter 13.36 for City financial support, for some or all of the costs related to traffic control and public safety related to the Events; and

WHEREAS, the City Manager has presented the requests of the Parade Sponsors seeking City financial support for the costs related to traffic control and public safety related to each Parade, to the City Council for the City of El Paso in conjunction with the budget process for the 2013 Fiscal Year and City Council has included funding in the City's 2013 Fiscal Year budget to pay for some or all of the traffic control and public safety costs for the Parades; and

WHEREAS, the Parade Sponsors have presented and justified the municipal purpose to be served through the conduct of their event, and in this regard, the City has found the Parades serve an important public purpose and provide a benefit to the City and its citizens.

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

1. Parades. That sponsorship by the City of El Paso in the following Parades constitutes an important public purpose and benefit to the City and its Citizens and that the City Manager be authorized to execute Agreements between the City of El Paso and the various Parade Sponsors and that the amount of sponsorship by the City shall not exceed the amount of funding allocated in the 2013 Fiscal year budget for the following Parades:

- a. El Paso Holocaust Museum (Tour de Tolerance)
- b. El Paso Motorcycle Coalition (Toy Run Parade)
- c. United American Veterans' Organization of El Paso (United American Veterans' Parade)
- d. Sun Bowl Association (First Light Federal Credit Union Sun Bowl Parade)
- e. YMCA of El Paso (Turkey Trot Run and Walk)
- f. Inter Club Council of El Paso (Black History Month Parade and Festival)
- g. Lydia Patterson Institute (Segundo Barrio 5K Race/Walk)
- h. Sin Fronteras Organizing project (Cesar Chavez Parade/Marcha Capesina)
- i. Transmountain Optimist Foundation (Northeast Parade)
- j. El Paso Sun City Pride (El Paso Sun City Pride Parade)
- k. Del Norte Lions Club (Fourth of July Parade)

2. Event. That sponsorship by the City of El Paso in the following event constitutes an important public purpose and benefit to the City and its Citizens and that the City Manager be authorized to execute an Agreement between the City of El Paso and the Event Sponsor in an amount not to exceed \$3,689.00, upon submittal and approval of the required application.

- a. Centro Cultural Mexicano Paso Del Norte (Vivamos Mexico).

Representative Holguin commented.

Ms. Joyce Wilson, City Manager, commented.

Ms. Miriam Spencer, City Development, commented.

Motion made by Mayor Pro Tempore Lilly, seconded by Representative Acosta, and unanimously carried to **APPROVE, AS REVISED** the Resolution.

AYES: Representatives Lilly, Byrd, Acosta, Noe, Holguin, Ortega and Niland

NAYS: None

ABSENT: Representative Robinson

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3D.

***RESOLUTION**

WHEREAS, The City of El Paso Parks and Recreation Department desires to host The Holiday Light Parade from 2:00 pm to 10:30 pm Saturday, December 1, 2012 (hereinafter referred to as the "Event"); and

WHEREAS, The Event will utilize both City and State rights-of-way: and

WHEREAS, The City of El Paso (hereinafter referred to as the "City") has found the Event serves a public purpose; and

WHEREAS, The City has permission to utilize portions of City rights-of-way for the Event; and

WHEREAS, The State of Texas (hereinafter referred to as the "State") owns and operates a system of highways for public use and benefit within El Paso, Texas; and

WHEREAS, 43 TAC, Section 22.12 establishes the rules and procedures for the temporary closure of portions of the State Highway System for periods of time exceeding four hours; and

WHEREAS, The State in recognition of the public purpose for the Events wishes to cooperate with the City, provided the closure is in accordance with the requirements of 43 TAC, Section 22.12.

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

That the City Manager be authorized to sign an Agreement For The Temporary Closure of State Right Of Way (Form TEA 30A) by and between the City of El Paso and the State of Texas for the temporary closure and use of State owned Texas Avenue during The Holiday Light Parade on December 1, 2012, an event scheduled to exceed four hours in length and found by the City to serve a public purpose.

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3E.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign the 2012 Planning Agreement by and between the State of Texas, acting through the Texas Department of Transportation (TxDot) and the City of El Paso, Texas, acting in its capacity as the fiscal agent for the El Paso Metropolitan Planning Organization (MPO).

3F.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Manager be authorized to sign a three year Master Interlocal Cooperation Agreement by and between the City of El Paso, Texas, acting in its capacity as the fiscal agent to the Metropolitan Planning Organization for the El Paso Urban Transportation Study Area and the Texas Transportation Institute, for research, evaluations and other services related to transportation, on an as needed basis, for a total three year contract amount not to exceed TWO HUNDRED THOUSAND AND NO/00 DOLLARS (\$200,000.00).

3G.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Manager be authorized to sign a Master Interlocal Cooperation Agreement by and between the City of El Paso, Texas, in its capacity as the fiscal agent for the El Paso Metropolitan Planning Organization (“MPO”) and the Regents of New Mexico State University (“NMSU”).

3H.

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, EL PASO RIVERA INVESTMENTS LTD, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

717 Arredondo Drive, more particularly described as Lot(s) 15 EXC 3 Ft on W (8605 Sq Ft), Block 24, Regal Crest Subdivision, El Paso, El Paso County, Texas, Parcel # R330-999-0240-2900

to be \$72.53, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of NINETY SIX AND 53/100 DOLLARS (\$96.53). The City Council finds that the work was completed on the 19th day(s) of March, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount NINETY SIX AND 53/100 DOLLARS (\$96.53) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, PATRICK M & MARY F EBERT, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

5041 Charl Ann Street, more particularly described as Tract 3 (0.344 Acre), Monte Vista #3 Replat Subdivision, El Paso, El Paso County, Texas, Parcel # M718-999-0000-2900

to be \$280.10, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of THREE HUNDRED FOUR AND 10/100 DOLLARS (\$304.10). The City Council finds that the work was completed on the 6th day(s) of April, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED FOUR AND 10/100 DOLLARS (\$304.10) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

5029 Crossroads Drive, more particularly described as Lot(s) S 1/2 of Tract 23, Cross Roads Subdivision, El Paso, El Paso County, Texas, Parcel # C961-999-0010-6900

to be \$185.38, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED NINE AND 38/100 DOLLARS (\$209.38). The City Council finds that the work was completed on the 19th day(s) of January, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO HUNDRED NINE AND 38/100 DOLLARS (\$209.38) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, JOSE O & 2 ENRIQUEZ, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

4200 Canterbury Drive, more particularly described as Lot(s) 1 (15146 Sq Ft), Block 15, Piedmont Hills Subdivision, El Paso, El Paso County, Texas, Parcel # P783-999-0150-0100

to be \$161.02, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED EIGHTY FIVE AND 02/100 DOLLARS (\$185.02). The City Council finds that the work was completed on the 19th day(s) of March, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED EIGHTY FIVE AND 02/100 DOLLARS (\$185.02) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***R E S O L U T I O N**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, JUAN J CHAIREZ, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

7409 Plaza Redonda Drive, more particularly described as Lot(s) 20 (8451.56 Sq Ft), Block 80, West Hills #22 (Amend Plat #2) Subdivision, El Paso, El Paso County, Texas, Parcel # W145-999-0800-2000

to be \$97.70, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED TWENTY ONE AND 70/100 DOLLARS (\$121.70). The City Council finds that the work was completed on the 6th day(s) of April, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED TWENTY ONE AND 70/100 DOLLARS (\$121.70) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, ELENA D ROBINSON, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

8739 Orion Place, more particularly described as Lot(s) 23 (11662 Sq Ft), Block 2, Sunrise Courts Subdivision, El Paso, El Paso County, Texas, Parcel # S959-999-0020-4500

to be \$244.92, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED SIXTY EIGHT AND 92/100 DOLLARS (\$268.92). The City Council finds that the work was completed on the 2nd day(s) of April, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO HUNDRED SIXTY EIGHT AND 92/100 DOLLARS (\$268.92) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, GEORGE A & CLAUDIA GONZALEZ, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

3452 Aberdeen Street, more particularly described as Lot(s) 14, Block 2, Scotsdale Subdivision, El Paso, El Paso County, Texas, Parcel # S225-999-0020-4000

to be \$200.53, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED TWENTY FOUR AND 53/100 DOLLARS (\$224.53). The City Council finds that the work was completed on the 5th day(s) of April, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO HUNDRED TWENTY FOUR AND 53/100 DOLLARS (\$224.53) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, TBM THREE PARTNERS LIMITED PARTNERS, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

7380 Alameda Avenue, more particularly described as PT of Lot 2 (101.16' on N Irreg on E 147.10' on S 467.0' on W) 1.6652 AC TR 10-B & 10-C of Blk 26 Ysleta, Block 40, Cedar Grove Park #5 Subdivision, El Paso, El Paso County, Texas, Parcel # C301-999-0400-0300

to be \$229.76, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED FIFTY THREE AND 76/100 DOLLARS (\$253.76). The City Council finds that the work was completed on the 21st day(s) of March, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO HUNDRED FIFTY THREE AND 76/100 DOLLARS (\$253.76) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***R E S O L U T I O N**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, LUIS & TERESA RAMIREZ, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

5701 Beacon Avenue, more particularly described as Lot(s) 15 & 16 & E 4 Ft of Lot 14, Block 2, Hughes S/D Blk 2 Alameda Acres Subdivision, El Paso, El Paso County, Texas, Parcel # H867-999-0020-4900

to be \$114.75, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED THIRTY EIGHT AND 75/100 DOLLARS (\$138.75). The City Council finds that the work was completed on the 25th day(s) of April, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED THIRTY EIGHT AND 75/100 DOLLARS (\$138.75) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***R E S O L U T I O N**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, F C & VIRGINIA T KAJENCKI, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

3308 Nairn Street, more particularly described as Lot(s) 10 (9860 Sq Ft), Block 21, Scotsdale Replat Subdivision, El Paso, El Paso County, Texas, Parcel # S225-999-0210-8200

to be \$288.49, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of THREE HUNDRED TWELVE AND 49/100 DOLLARS (\$312.49). The City Council finds that the work was completed on the 8th day(s) of March, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED TWELVE AND 49/100 DOLLARS (\$312.49) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***R E S O L U T I O N**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, REINALDO & ENRIQUETA DIAZ, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

211 Kelvin Avenue, more particularly described as Lot(s) 29, Block 8, Thomas Manor Subdivision, El Paso, El Paso County, Texas, Parcel # T240-999-0080-8500

to be \$105.27, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED TWENTY NINE AND 27/100 DOLLARS (\$129.27). The City Council finds that the work was completed on the 21st day(s) of March, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED TWENTY NINE AND 27/100 DOLLARS (\$129.27) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

5849 Chippendale Avenue, more particularly described as Lot(s) 1, Block 8, Northtowne Village Subdivision, El Paso, El Paso County, Texas, Parcel # N490-999-0080-0010

to be \$146.55, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED SEVENTY AND 55/100 DOLLARS (\$170.55). The City Council finds that the work was completed on the 20th day(s) of March, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED SEVENTY AND 55/100 DOLLARS (\$170.55) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, ROSA MARIA PENA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

10208 Fertell Street, more particularly described as Lot(s) 222, Block 8, Yucca Village Subdivision, El Paso, El Paso County, Texas, Parcel # Y906-999-0080-7300

to be \$169.55, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED NINETY THREE AND 55/100 DOLLARS (\$193.55). The City Council finds that the work was completed on the 15th day(s) of March, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED NINETY THREE AND 55/100 DOLLARS (\$193.55) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

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

4948 Royal Drive, more particularly described as Lot(s) 26, Block 38, Sun Valley #6 Subdivision, El Paso, El Paso County, Texas, Parcel # S816-999-0380-7600

to be \$161.29, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED EIGHTY FIVE AND 29/100 DOLLARS (\$185.29). The City Council finds that the work was completed on the 29th day(s) of February, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED EIGHTY FIVE AND 29/100 DOLLARS (\$185.29) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***R E S O L U T I O N**

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

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

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

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

Lot(s) 8 (EXC N & E PTS FOR ROW) (5.2140 AC), Block 6, Hueco View Acres Subdivision, City of El Paso, El Paso County, Texas, Parcel # H817-999-0060-1300.

to be \$486.04, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of FIVE HUNDRED TEN AND 04/100 DOLLARS (\$510.04). The City Council finds that the work was completed on the 15th day(s) of March, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount FIVE HUNDRED TEN AND 04/100 DOLLARS (\$510.04) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***R E S O L U T I O N**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, MARK A SAUCEDA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

2421 Tierra Humeda Drive, more particularly described as Lot(s) 26 (5084.70 Sq Ft), Block 32, Tierra Del Este Unit 3 Subdivision, El Paso, El Paso County, Texas, Parcel # T287-999-0320-2600

to be \$94.45, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED EIGHTEEN AND 45/100 DOLLARS (\$118.45). The City Council finds that the work was completed on the 13th day(s) of March, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED EIGHTEEN AND 45/100 DOLLARS (\$118.45) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, JUAN P SERRANO, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

2.
14017 Tierra Vianey Drive, more particularly described as Lot(s) 12 (4612.50 Sq Ft), Block 145, Tierra Del Este #36 Subdivision, El Paso, El Paso County, Texas, Parcel # T287-999-1450-1200

to be \$65.99, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of EIGHTY NINE AND 99/100 DOLLARS (\$89.99). The City Council finds that the work was completed on the 28th day(s) of October, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount EIGHTY NINE AND 99/100 DOLLARS (\$89.99) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, DICK JAMES GROUP LP, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

NW Pt of Lot 4 & WLY Pt of Lot 3 (EXC SW PT) (495 Ft on ELY - 73.37 Ft on SLY - Irreg on WLY - 247.59 Ft on NLY) (80325.90 Sq Ft), Block 340-B, Vista Del Sol #69 Replat D Subdivision, City of El Paso, El Paso County, Texas, Parcel # V893-999-340B-0425.

to be \$133.83, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FIFTY SEVEN AND 83/100 DOLLARS (\$157.83). The City Council finds that the work was completed on the 9th day(s) of November, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FIFTY SEVEN AND 83/100 DOLLARS (\$157.83) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

216 Bernadine Avenue, more particularly described as Lot(s) 3, Block 15, Thomas Manor Subdivision, El Paso, El Paso County, Texas, Parcel # T240-999-0150-0700

to be \$158.86, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED EIGHTY TWO AND 86/100 DOLLARS (\$182.86). The City Council finds that the work was completed on the 11th day(s) of April, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED EIGHTY TWO AND 86/100 DOLLARS (\$182.86) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, RALPH & IDA B NEWTON, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

956 Wyatt Drive, more particularly described as Tract 240, Loma Terrace #4-B Subdivision, El Paso, El Paso County, Texas, Parcel # L531-999-0010-3400

to be \$202.97, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED TWENTY SIX AND 97/100 DOLLARS (\$226.97). The City Council finds that the work was completed on the 15th day(s) of March, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO HUNDRED TWENTY SIX AND 97/100 DOLLARS (\$226.97) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, E A CAPLES, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

Tract 4 (2.184 Acres) & Tract 5 (2.2 Acres), Fruitvale Subdivision, El Paso, El Paso County, Texas, Parcel # F856-999-0010-2100

to be \$340.45, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of THREE HUNDRED SIXTY FOUR AND 45/100 DOLLARS (\$364.45). The City Council finds that the work was completed on the 13th day(s) of April, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED SIXTY FOUR AND 45/100 DOLLARS (\$364.45) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, JOSE M URESTI, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

Ely Pt of Lot 3 (0.700 ACRE) Lot 1 of Unrecorded Map, Block 6, Christy Subdivision, City of El Paso, El Paso County, Texas, Parcel # C454-999-0060-2100.

to be \$107.44, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED THIRTY ONE AND 44/100 DOLLARS (\$131.44). The City Council finds that the work was completed on the 21st day(s) of March, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED THIRTY ONE AND 44/100 DOLLARS (\$131.44) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

4541 Bobolink Way, more particularly described as Lot(s) 23, Block 6, Marwood Replat Subdivision, El Paso, El Paso County, Texas, Parcel # M130-999-0060-4500

to be \$106.09, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED THIRTY AND 09/100 DOLLARS (\$130.09). The City Council finds that the work was completed on the 9th day(s) of April, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED THIRTY AND 09/100 DOLLARS (\$130.09) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

Doniphan Drive, more particularly described as Lot(s) 2 (EXC WLY PTS) (193904.05 Sq Ft), Block 3, Sunland Commercial District #3 Subdivision, El Paso, El Paso County, Texas, Parcel # S831-999-0030-0200

to be \$46.55, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of SEVENTY AND 55/100 DOLLARS (\$70.55). The City Council finds that the work was completed on the 12th day(s) of March, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount SEVENTY AND 55/100 DOLLARS (\$70.55) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, HARANN INVESTMENTS INC, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

612 S Florence Street, more particularly described as Lot(s) 16 (3120 Sq Ft), Block 107, Campbell Subdivision, El Paso, El Paso County, Texas, Parcel # C050-999-1070-5700

to be \$172.12, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED NINETY SIX AND 12/100 DOLLARS (\$196.12). The City Council finds that the work was completed on the 18th day(s) of April, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED NINETY SIX AND 12/100 DOLLARS (\$196.12) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***R E S O L U T I O N**

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

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

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

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

1717 E Missouri, more particularly described as Lot(s) 24 & E 1/2 of Lot 23 (4500 Sq Ft), Block 54, Franklin Heights Subdivision, El Paso, El Paso County, Texas, Parcel # F607-999-0540-6600

to be \$156.15, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED EIGHTY AND 15/100 DOLLARS (\$180.15). The City Council finds that the work was completed on the 19th day(s) of March, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED EIGHTY AND 15/100 DOLLARS (\$180.15) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, CENTRO DE SALUD FAMILIAR LA FE INC, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

1401 Myrtle Avenue, more particularly described as Lot(s) 17 & 32 (48000 Sq Ft), Block 34, Franklin Heights Subdivision, El Paso, El Paso County, Texas, Parcel # F607-999-0340-2500

to be \$244.37, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED SIXTY EIGHT AND 37/100 DOLLARS (\$268.37). The City Council finds that the work was completed on the 9th day(s) of April, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO HUNDRED SIXTY EIGHT AND 37/100 DOLLARS (\$268.37) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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3I.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Manager or her designee be authorized to notify Texas Industries for the Blind and Handicapped, Inc. ("TIBH") and Border TM Industries, Inc. d/b/a Xceed Resources (together the "Contractors") that the City is exercising the option to extend the City Parks Restrooms Maintenance Contract entered into by and between the City of El Paso and the Contractors for an additional one year period (September 1, 2012 through August 31, 2013), for the amount of \$90,000.00, for the continuation of providing specified restroom care services for certain City properties managed by the City's General Services Department; and to authorize the City Manager or her designee to exercise future options to extend, as needed and provided under the contract.

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3J.

***RESOLUTION**

WHEREAS, the City of El Paso owns approximately 0.4062 acres of property located at 6200 and 6204 Fiesta Drive, El Paso, Texas, more fully described and identified in Exhibit "A", attached hereto and made a part hereof for all purposes; and

WHEREAS, parkland at 6200 and 6204 Fiesta Drive would provide additional outdoor recreation opportunities for the citizens of El Paso; and

WHEREAS, the City staff recommends that the entire approximate 0.4062 acres of land identified in Exhibit "A" be dedicated as parkland.

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

THAT the City of El Paso hereby dedicates the approximately 0.4062 acres of land identified in Exhibit "A" as parkland.

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3K.

***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Manager be authorized to sign a Lease Amendment by and between the CITY OF EL PASO and JANE STORY, successor-in-interest to Gateway Garden Joint Venture to extend the term of the lease for a portion of the building located at 2211 East Missouri Ave, for the offices of the Internal Affairs Division of the El Paso Police Department, for two (2) years beginning October 1, 2012 to September 30, 2014, with options to extend the lease for three additional one-year periods.

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3L.

***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the City Manager or designee be authorized to sign and submit Amendment No. 001 to DSHS Contract No. #2012-039349 for its CHS – FEE FOR SERVICE program to decrease a performance measure and decrease the budget amount for a new total of \$291,280; 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.

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3M.

***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Manager be authorized to sign an agreement between the Paso del Norte Health Foundation and the City of El Paso for the City to receive a grant in the amount of \$174,174.00, for 2012 HEAL: Eat Well! El Paso, for the purpose of promoting healthy eating habits among El Paso residents.

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3N.

***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the City Manager or designee be authorized to sign and submit the Amendment to the Program Attachment #001 to DSHS Contract No. #2012-040888 for its Health Promotion & Chronic Disease Prevention/Abstinence Education In-School Intervention program, to reduce the in-kind required matching funds from 75% to 37% of the total budget; and that the City Manager 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.

.....
3O.

***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor be authorized to sign a contract by and between the City of El Paso, and the Paseo del Este Municipal Utility District No. 8 to join various other entities for whom the City acts as property tax assessor/collector.

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4. BOARD RE-APPOINTMENT

*Motion made, seconded, and unanimously carried to **RE-APPOINT** Cesar Gomez to the Historic Landmark Commission by Representative Ann Morgan Lilly, District 1.

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5A. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** Beatriz Lucero, Historic Landmark Commission by Representative Michiel R. Noe, District 5.

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5B. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** Gustavo Reveles to the City Plan Commission by Representative Steve Ortega, District 7.

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6. APPLICATIONS FOR TAX REFUNDS

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

- A. Select Portfolio Servicing in the amount of \$4,056.62 overpayment of 2011 taxes. (PID #H791-009-0010-0010).
- B. DBB Holdings, Inc., in the amount of \$3,826.58 overpayment of 2012 taxes. (PID #W220-999-0020-0110).
- C. DBB Holdings, Inc., in the amount of \$7,653.16 overpayment of 2011 taxes. (PID #W220-999-0020-0110).
- D. DBB Holdings, Inc., in the amount of \$4,957.49 overpayment of 2012 taxes. (PID #Y805-999-0030-0420).
- E. DBB Holdings, Inc., in the amount of \$9,914.98 overpayment of 2011 taxes. (PID #Y805-999-0030-0420).

.....
7. *RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Council declares that the expenditure of District 8 discretionary funds in an amount not to exceed \$2,100.00 to pay towards the costs of organizing and holding the Segundo Barrio Community Dance by the Southside Neighborhood Association which fosters community pride, encourages civic engagement and celebrates the heritage and culture of one of the oldest neighborhoods in El Paso's history, and constitutes an important municipal purpose or benefit to the City and citizens of El Paso; and

That the City Attorney be authorized to negotiate and the City Manager be authorized to sign an appropriate contract to ensure that the funds are properly expended for the municipal purpose.

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8. REQUESTS TO ISSUE PURCHASE ORDERS

1ST MOTION

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

2ND AND FINAL MOTION

Motion made by Representative Noe, seconded by Representative Ortega, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services, Purchasing Division to issue a Purchase Order to Paso del Norte Health Information Exchange (PdN HIE) of El Paso, TX; for a membership to access the electronic exchange of clinical data between all medical providers in El Paso, TX area.

AYES: Representatives Lilly, Byrd, Acosta, Noe, Holguin, Ortega and Niland

NAYS: None

ABSENT: Representative Robinson

Department: Public Health
Award to: Paso del Norte Health Information Exchange (PdN HIE)
El Paso, TX
Total Award: \$50,000
Account No.: 41150022 – 502215 – 06230
41010162 – 502215 – 01101
Funding Source: Outside Contracts – OPHP Bio Terrorism
Outside Contracts – General Fund
Reference No.: 2012-305

This is an annual membership contract.

Mayor Cook and Representative Noe commented.

Mr. Michael Hill, Director, Public Health, commented.

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9A. BIDS

*Motion made, seconded, and unanimously carried to **DELETE** Solicitation No. 2012-277, for EPIA AIR CARGO #1 DEMOLITION to JMR Demolition, Ltd., for a total estimated amount of \$178,500.

Department: El Paso International Airport
Award to: JMR Demolition, Ltd.
Base Bid: \$178,500
Time for Completion: 180 Days
Account No.: 62620023 – 508027 – 41096 –AP0059
Funding Source: Customer Facility Charge/El Paso International Airport

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.

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 lump-sum contract. The Engineering and Construction Management Department and the El Paso International Airport recommend award as indicated to the lowest responsive and responsible bidder.

9B. BIDS

*Motion made, seconded, and unanimously carried to **DELETE** Solicitation No. 2012-144 (Oregon Street Illumination) to Niland Company for a total award of \$269,505.

Department:	Engineering and Construction Management
Award to:	Niland Company El Paso, TX
Items:	All
Option:	To purchase 100% at the same unit price if exercised within 180 days from date of award
Total Award:	\$269,505
Account No.:	14400300 – 508027 – 27270 – PCP06ST022B
Funding Source:	2010 Certificate of Obligation -Transportation – Oregon Street Reconstruction

This is a fixed-price, single (one-time) purchase.

The Financial Services - Purchasing Division and Engineering and Construction Management Department recommends award as indicated to Niland Company, the lowest responsive, responsible bidder.

INTRODUCTIONS

10A – 10J TAKEN TOGETHER

Motion made by Mayor Pro Tempore Lilly, seconded by Representative Acosta, and unanimously carried that the following Ordinance, having been introduced pursuant to Section 3.9 of the El Paso City Charter, be **ADVERTISED** for public hearing:

AYES: Representatives Lilly, Byrd, Acosta, Noe, Holguin, Ortega, and Niland
 NAYS: None
 ABSENT: Representative Robinson

10A. 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.

10B. 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.

PUBLIC HEARING WILL BE HELD ON SEPTEMBER 11, 2012, FOR ITEMS 10A – 10B

- 10C.** An Ordinance granting Special Permit No. PZST12-00006, to allow for infill development with reduced lot area, reduced lot width, cumulative setback, and a parking reduction on the property described as Lot 10, and the north half of Lot 9, Block 11, Mundy Heights Addition, City of El Paso, El Paso County, Texas, pursuant to Section 20.10.280 Infill Development of the El Paso City Code. The penalty being as provided for in Chapter 20.24 of the El Paso City Code. Property Owner: Maria L Yee & Robert Concha. Subject Property: 1316 Missouri. PZST12-00006
- 10D.** An Ordinance changing the zoning of Lot 10, and the north half of Lot 9, Block 11, Mundy Heights Addition, City of El Paso, El Paso County, Texas from C-2/H (Commercial/Historic) to R-4/H (Residential/Historic). The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Property Owner: Maria L. Yee & Robert Concha. Subject Property: 1316 Missouri. PZRZ12-00015
- 10E.** An Ordinance amending Title 20 (Zoning), Chapter 20.14 (Off-Street Parking, Loading, and Storage Standards), Section 20.14.020 (Scope), and Appendix C (Parking Regulations) of the El Paso City Code to amend the title of Appendix C, to amend the applicability provisions; to amend transitional housing parking requirements and amend single-family detached dwelling parking requirements. The penalty is as provided in Chapter 20.24 of the El Paso City Code.
- 10F.** An Ordinance changing the zoning of a portion of Tract 39-A, O.A. Danielson Survey No 310, City of El Paso, El Paso County, Texas from A-O/sc (Apartments-Office/special contract) to C-1/sc (Commercial/special contract) and imposing a condition. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Property Owner: Gabter, LP. Subject Property: East of George Dieter Drive and West of Zaragoza Road. PZRZ12-00017
- 10G.** An Ordinance releasing all conditions placed on property by Ordinance No. 7871 and Ordinance No. 9264 which changed the zoning of a portion of Lot 1, Block 5, Mesa Hills Plaza, City of El Paso, El Paso County, Texas, and to impose an additional condition. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 5420 Hurd. Property Owner: Avico Family, L.P. PZCR12-00007
- 10H.** An Ordinance to release Condition No. 1 in its entirety and to amend a current condition placed on property by Ordinance No. 8343 and Special Contract of April 30, 1985, which changed the zoning of Lot 254, Block 17, Coronado Hills, Section No. 1, City of El Paso, El Paso County, Texas, and to impose an additional condition. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 5940 Cadiz Street. Property Owner: Anthony Rallis. PZCR12-00005
- 10I.** An Ordinance granting Special Permit No. PZST12-00009, to allow for infill development with reduced side yard setbacks, reduced rear yard setbacks and a parking reduction; and to allow a professional office in an A-2 (Apartment) zoning district, on the property described as Lot 15 and 16, Bock 278, Pierce Finley Addition, City of El Paso, El Paso County, Texas, pursuant to Section 20.10.280 Infill Development of the El Paso City Code. The penalty being as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 1028 Rio Grande Avenue. Property Owners: Orlando & Dora Mondragon. PZST12-00009
- 10J.** An Ordinance granting Special Permit No. PZST12-00007, to allow for a cemetery and mausoleum and approving a Detailed Site Development Plan on the property described as Tracts 24-A-1, 25-A, 25-C and a portion of Tracts 24-A and 29-A, Section 9, Block 81, Township 2, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas, pursuant to Section 20.04.260 of the El Paso City Code. The penalty being as provided in Chapter 20.24 of the El Paso City Code. Subject Property: 8700 Dyer Street. Property Owner: SCI Texas Funeral Services, Inc., d/b/a Restlawn Memorial Park. PZST12-00007

PUBLIC HEARING WILL BE HELD ON SEPTEMBER 18, 2012, FOR ITEMS 10C – 10J.

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11. INTERNATIONAL BRIDGES

Motion made by Representative Niland, seconded by Representative Byrd, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services, Purchasing Division to issue a Purchase Order Public Facilities & Services, the sole source provider for the purchase of upkeep, maintenance and monitoring of the automated public toilets (Exeloo) with the stipulation that the vendor provides an updated sole source letter and affidavit each year.

Department: International Bridges
Award to: Public Facilities & Services
Roswell, GA
Annual Estimated Amount: \$ 76,560
Total Estimated Award: \$229,680 (3 Years)
Account No.: 64010283 – 502206 – 40272
Funding Source: Maintenance Services Contract – Janitorial
Sole Source No.: 2012-303

This is a Sole Source, service and maintenance contract.

AYES: Representatives Lilly, Byrd, Acosta, Noe, Holguin, Ortega and Niland

NAYS: None

ABSENT: Representative Robinson

Representatives Byrd, Holguin, and Ortega, commented.

Ms. Joyce Wilson, City Manager, commented.

Mr. Said Larbi-Cherif, Director, International Bridges, commented.

Mr. Bruce Collins, Financial Services, commented.

Ms. Sylvia Firth, City Attorney, gave legal advice.

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12. DEPARTMENT OF TRANSPORTATION

Motion made by Representative Byrd, seconded by Representative Ortega, and unanimously carried to **AWARD** Solicitation No. 2012-239 (Traffic Signal Heads) to General Traffic Equipment Corp and Leotek Electronics USA Corp for an initial term estimated award of \$621,780.

Department: Department of Transportation
Award to: Vendor 1
General Traffic Equipment Corp
Newburgh, NY
Items: 1 and 2
Initial Term: 3 Years
Option: 2 Years
Annual Estimated Award: \$148,750
Initial Term Estimated Award: \$446,250 (3 Years)
Total Estimated Award: \$743,750 (5 Years)

Award to: Vendor 2	Leotek Electronics USA Corp Milpitas, CA
Items:	3, 4, 5, 6, 7, 8, 9, 10 and 11
Initial Term:	3 Years
Option:	2 Years
Annual Estimated Award:	\$ 58,510
Initial Term Estimated Award:	\$ 175,530 (3 Years)
Total Estimated Award:	\$ 292,550 (5 Years)
Annual Estimated Award	\$ 207,260
Initial Estimated Award:	\$ 621,780 (3 Years)
Total Estimated Award:	\$1,036,300 (5 Years)
Account No.:	32010287 – 503203 – 01101
Funding Source:	Public Access Maintenance & Repairs – General Fund FY 13

This is a low bid, unit price contract.

The Financial Services - Purchasing Division and Department of Transportation recommends award as indicated to General Traffic Equipment Corp and Leotek Electronics USA Corp the lowest responsive, responsible bidders.

AYES: Representatives Lilly, Byrd, Acosta, Noe, Holguin, Ortega and Niland

NAYS: None

ABSENT: Representative Robinson

Mr. Bruce Collins, Financial Services, commented.

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13. AND 21A AND 21B TAKEN TOGETHER

13 ENGINEERING AND CONSTRUCTION MANAGEMENT

Motion made by Mayor Pro Tempore Lilly, seconded by Representative Ortega, and carried to **AWARD** Solicitation No. 2012-286 for Fiber Optic Interconnect to El Paso A.R.C. Electric, Inc., for a total estimated amount of \$1,046,287.77.

Department:	Engineering and Construction Management
Award to:	El Paso A.R.C. Electric, Inc. El Paso, TX
Base Bid:	\$1,046,287.77
Total Estimated Award:	\$1,046,287.77
Time for Completion:	2 Years
Funding Source:	Various Funding Sources

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.

Mr. Javier Reyes, Engineering and Construction Management, presented a PowerPoint presentation (copy on file in City Clerk's office)

AYES: Representatives Lilly, Byrd, Acosta, Noe, Ortega and Niland

NAYS: Representative Holguin
ABSENT: Representative Robinson

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14.

RESOLUTION

1ST MOTION

Motion made by Representative Ortega, seconded by Representative Niland, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 9:55 a.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.076.

2ND MOTION

Motion made by Mayor Pro Tempore Lilly, seconded by Representative Byrd, and unanimously carried to adjourn the Executive Session at 9:58 a.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

3RD AND FINAL MOTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the City Manager be authorized to sign an agreement for financial advisory services between the City and First Southwest Company for a contract term of five (5) years beginning on September 1, 2012 and ending on August 31, 2017.

Ms. Carmen Arrieta-Candelaria, Chief Financial Officers, presented a PowerPoint presentation (copy on file in City Clerk's office).

Mayor Cook and Representatives Byrd and Niland commented.

Ms. Maria Urbina, First Southwest, commented.

Motion made by Representative Byrd, seconded by Mayor Pro Tempore Lilly, and unanimously carried to **APPROVE** the Resolution.

AYES: Representatives Lilly, Byrd, Acosta, Noe, Holguin, Ortega and Niland

NAYS: None

ABSENT: Representative Robinson

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15.

RESOLUTION

1ST MOTION

Motion made by Representative Noe, seconded by Representative Acosta, and unanimously carried to **POSTPONE** two weeks a Resolution that the City Manager be authorized to sign a License to Use City Facility and Service Agreement by and between the City of El Paso and Integrated Forensic Laboratories, Inc. (IFL) to manage and maintain an on-site forensic crime laboratory at the City's police department headquarters and to provide certain forensic analysis services therein. This is a license and service agreement under which IFL shall be paid an amount not to exceed \$2,492,496.76 for the five-year term of the agreement (September 4, 2012 through September 3, 2017).

Department: Police

Representatives Byrd, Acosta and Noe commented.

Ms. Joyce Wilson, City Manager, commented.

Assistant Chief, Michelle Gardner, Police, commented.

AYES: Representatives Lilly, Byrd, Acosta, Noe, Holguin, Ortega and Niland

NAYS: None

ABSENT: Representative Robinson

2nd MOTION

Motion made by Representative Ortega, seconded by Mayor Pro Tempore Lilly, and unanimously carried to **RECONSIDER** the item.

3rd AND FINAL MOTION

WHEREAS, the City of El Paso has determined that it desires the assistance of a forensic laboratory company to manage and maintain an on-site forensic crime laboratory at the City's police department headquarters and to provide certain forensic analysis services therein; and

WHEREAS, pursuant to Section 252.022(a)(2) of the Texas Local Government Code, the competitive bidding requirements of the Texas Local Government Code Section 252.021 do not apply to this agreement; despite this exception, the City of El Paso made the decision to issue a Request for Qualifications, Solicitation No. 2012-189R (the "Solicitation"), for the said Crime Lab Services; and

WHEREAS, IFL responded to the Solicitation; and

WHEREAS, the City has determined that IFL has the qualifications, experience and expertise in forensic laboratory management and services and is qualified to meet the needs of the City, and the City has selected IFL to perform such services, and the parties have negotiated terms that are mutually agreeable; and

WHEREAS, the City of El Paso has agreed to engage the services of IFL to provide forensic laboratory services, specifically the analysis of substances believed to be marijuana, controlled substances or dangerous drugs, as defined by the Texas Health and Safety Code and any other relevant statute, for the City's Police Department; and

WHEREAS, the City has agreed to grant IFL a license to maintain and manage an on-site forensic crime laboratory at the El Paso Police Department Headquarters, 911 N. Raynor, El Paso, Texas 79903, where Contractor will perform the forensic laboratory services.

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

That the City Manager be authorized to sign a License to Use City Facility and Service Agreement by and between the City of El Paso and Integrated Forensic Laboratories, Inc. (IFL) to manage and maintain an on-site forensic crime laboratory at the City's police department headquarters and to provide certain forensic analysis services therein. This is a license and service agreement under which IFL shall be paid an amount not to exceed \$2,492,496.76 for the five-year term of the agreement (September 4, 2012 through September 3, 2017).

Assistant Chief Michelle Gardner, Police, presented a PowerPoint presentation (copy on file in City Clerk's office).

Representatives Byrd, Acosta and Noe commented.

Chief, Greg Allen, Police, commented.

Mayor Cook and Representatives Byrd, Acosta, and Noe commented.

Ms. Joyce Wilson, City Manager, commented.

Mr. Jaime Esparza, District Attorney, commented.

Motion made by Mayor Pro Tempore Lilly, seconded by Representative Acosta, and carried to **APPROVE** the Resolution.

AYES: Representatives Lilly, Byrd, Acosta, Holguin, Ortega and Niland

NAYS: Representative Noe

ABSENT: Representative Robinson

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16.

ORDINANCE 18761

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING THE FINAL PROJECT PLAN AND FINAL REINVESTMENT ZONE FINANCING PLAN FOR TAX INCREMENT REINVESTMENT ZONE NUMBER FIVE, CITY OF EL PASO, TEXAS; ADOPTING SAID AMENDMENTS AS REQUIRED BY SECTION 311.011(E) TEXAS TAX CODE; ALSO PROVIDING A SEVERABILITY CLAUSE.**

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

Representatives Byrd, Acosta, Ortega, and Niland commented.

Ms. Joyce Wilson, City Manager, commented.

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

AYES: Representatives Lilly, Byrd, Acosta, Noe, Ortega and Niland

NAYS: Representative Holguin

ABSENT: Representative Robinson

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

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17.

ORDINANCE 17862

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING ORDINANCE NUMBERS 010873, 012221, 012476, 012636, 014826, 015415, 015961, 016456, 017125, AND 17435 WHICH**

ESTABLISHED OPERATING PROCEDURES AND SET FEES FOR FOREIGN-TRADE ZONE NO. 68 AND TO ALLOW THE REVISIONS TO ZONE SCHEDULE NO. 1, RATES, RULES, CHARGES AND REGULATIONS APPLYING AT FOREIGN TRADE ZONE NO. 68, EL PASO, TEXAS TO AMEND THE SUBZONE FEES AND TO REVISE THE DEFINITIONS OF IDENTIFIED TERMS.

Representative Acosta commented.

Mr. Jeff Schultz, El Paso International Airport, commented.

Mr. Joe Quinones, Manager, FTZ, commented.

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

AYES: Representatives Lilly, Byrd, Acosta, Noe, Holguin, Ortega and Niland

NAYS: None

ABSENT: Representative Robinson

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

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18A. AND 18B. TAKEN TOGETHER

1ST MOTION

Motion made by Representative Acosta, seconded by Representative Holguin, and unanimously carried to **SUSPEND THE RULES** of Council to allow for additional speakers after the sign up period.

2nd AND FINAL MOTION

ORDINANCE 17863

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 13 (STREETS, SIDEWALKS AND PUBLIC PLACES) CHAPTER 13.08 (EXCAVATIONS), SECTION 13.08.090 (SPECIFICATIONS) OF THE EL PASO CITY CODE TO AMEND THE PATCHING REQUIREMENTS FOR EXCAVATION ACROSS CITY RIGHT-OF-WAY. THE PENALTY BEING AS PROVIDED IN SECTION 13.08.140 OF THE EL PASO CITY CODE.**

Mr. R. Alan Shubert, Engineering and Construction Management, presented a PowerPoint presentation (copy on file in City Clerk’s office).

Mayor Cook and Representatives Byrd, Acosta, and Holguin commented.

Mr. Alejandro Limon, Texas Gas Service, commented.

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

AYES: Representatives Lilly, Byrd, Acosta, Noe, Holguin, Ortega and Niland

NAYS: None

ABSENT: Representative Robinson

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

18B.

R E S O L U T I O N

WHEREAS, Title 13 (Subdivisions) of the El Paso City Code (the “Code”) addresses the pavement patching standards required when excavations are conducted on city streets; and,

WHEREAS, city council has determined it is necessary to amend Title 13 to revise the pavement patching standards and such revision will require that the Design Standard for Construction Manual be amended to avoid any conflicts;

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

That the City of El Paso’s Design Standards for Construction Manual, Section 3 (Streets), be amended to add the (Pavement Cut Trench Repair, Addendum 1) as shown in Exhibit A, attached herein for all purposes.

Motion made by Representative Holguin, seconded by Representative Acosta, and unanimously carried to **APPROVE** the Resolution.

AYES: Representatives Lilly, Byrd, Acosta, Noe, Holguin, Ortega and Niland

NAYS: None

ABSENT: Representative Robinson

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19.

R E S O L U T I O N

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the City Manager be authorized to send notice to Murray, Montgomery and O’Donnell of the City’s intent to exercise its second option to extend the Professional Services Agreement dated March 30, 2010 for one additional year commencing September 1, 2012 and terminating on August 31, 2013. Compensation for this option to renew shall not exceed \$118,200.00

Ms. Sylvia Firth, City Attorney, gave legal advice.

Motion made by Mayor Pro Tempore Lilly, seconded by Representative Acosta, and unanimously carried to **APPROVE** the Resolution.

AYES: Representatives Lilly, Byrd, Acosta, Noe, Holguin, Ortega and Niland

NAYS: None

ABSENT: Representative Robinson

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20A.

R E S O L U T I O N

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT City Council adopt policies and procedures for the 39th Year (2013-2014) Community Development Block Grant (CDBG) Program, the 2013-2014 Emergency Solutions Grant (ESG) Program and the 2013-2014 Housing Opportunities for Person with AIDS (HOPWA) Program, all such policies and procedures attached hereto as A through L; that City Council establish September 13, 2012 as the deadline for the submission of Letters of Intent from CDBG Public Service, ESG and HOPWA agencies; that City Council establish October 25, 2012 as the deadline for submission of all citizen, City Representative and Neighborhood Services requests; that City Council establish October 29, 2012 as the deadline for submission of all CDBG Public Service, ESG and HOPWA application packets; and that City Council establish December 13, 2012 as the deadline for the submission of all 2013-2014 City Department, Fair Housing, Microenterprise Technical Assistance, Non-Profit/Governmental Entity Public Facility and Volunteer Housing Rehabilitation application packets.

Mayor Cook and Representatives Byrd, Acosta, Noe, Holguin, and Niland commented.

Ms. Joyce Wilson, City Manager, commented.

Mr. William Lilly, Director, Community and Human Development, commented.

Mr. Bill Schlesinger, Co-Director, Project Vida, commented.

Ms. Elva Villagran, Citizen, commented.

Ms. Sylvia Firth, City Attorney, gave legal advice.

Motion made by Representative Byrd, seconded by Mayor Pro Tempore Lilly, and carried to **APPROVE, AS REVISED** the Resolution.

AYES: Representatives Lilly, Byrd, Noe, Ortega, and Niland

NAYS: Representatives Acosta and Holguin

ABSENT: Representative Robinson

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20B.

RESOLUTION

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

1. That the Empowerment Zone Revolving Loan Fund Small Business Loan application and loan funding be approved to Carl Daniel Architects, Inc. and LION LOA, LLC., in the amount of \$300,000.00 for Building Purchase and Renovation, as recommended by the Director of Community and Human Development; and
2. That the City Manager be authorized to execute any and all loan related documents by and among the City of El Paso, Carl Daniel Architects, Inc. and LION LOA, LLC., and loan guarantor(s), required to meet loan program requirements, loan disbursement, and loan securitization upon approval by the City Attorney's Office.

Mayor Cook and Representative Niland commented.

Mr. William Lilly, Director, Community and Human Development, commented.

Mr. Carl Daniel, Carl Daniel Architects, Inc., commented.

Motion made by Representative Niland, seconded by Representative Byrd, and unanimously carried to **APPROVE** a Resolution

AYES: Representatives Lilly, Byrd, Acosta, Noe, Holguin, Ortega and Niland

NAYS: None

ABSENT: Representative Robinson

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21A. AND 21B. TAKEN WITH 13

R E S O L U T I O N

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

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 Walter P. Moore and Associates, Inc., a Texas Corporation, for a project known as "Communications Engineering On-Call Consulting Services", increasing the term of the Agreement from one year to two years and increasing the amount of the Agreement from \$250,000.00 to \$500,000.00; 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.

Ms. Irene Ramirez, Engineering and Construction Management, presented a PowerPoint presentation (copy on file in City Clerk's office).

Motion made by Mayor Pro Tempore Lilly, seconded by Representative Ortega, and unanimously carried to **APPROVE** the Resolution.

21B.

R E S O L U T I O N

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the City Manager be authorized to sign a two year Agreement for Professional Services by and between the CITY OF EL PASO and AECOM TECHNICAL SERVICES, INC., a California Corporation, for a project known as "Communications Engineering On-Call Consulting Services" for an amount not to exceed FIVE HUNDRED THOUSAND AND 00/100 DOLLARS (\$500,000.00); and that the City Engineer be authorized to approve up to \$50,000.00 in additional services, for a total two year contract amount not to exceed FIVE HUNDRED FIFTY THOUSAND AND 00/100 DOLLARS (\$550,000.00); 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.

Ms. Irene Ramirez, Engineering and Construction Management, presented a PowerPoint presentation (copy on file in City Clerk's office).

Motion made by Mayor Pro Tempore Lilly, seconded by Representative Ortega, and unanimously carried to **APPROVE** a Resolution.

AYES: Representatives Lilly, Byrd, Acosta, Noe, Holguin, Ortega and Niland

NAYS: None

ABSENT: Representative Robinson

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21C.

R E S O L U T I O N

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the City Manager be authorized to sign a Contract of Sale between the CITY OF EL PASO and JUAN A. GONZALEZ, for the purchase of the property commonly known as 701 Pendale, El Paso, Texas more particularly described as a portion of Lot 2, Block 3, West Pendale Industrial Park, an addition to the City of El Paso, El Paso County, Texas, according to the Plat thereof, recorded in Volume 44 Page 10, 10A, and 10B Plat Records of El Paso County, Texas.

And that the City Manager, or her designee, be authorized to sign any necessary documents to accomplish the intent of this Resolution.

Mr. Robert Ramirez, Engineering and Construction Management, commented.

Motion made by Representative Ortega, seconded by Mayor Pro Tempore Lilly, and carried to **APPROVE** the Resolution.

AYES: Representatives Lilly, Byrd, Noe, Ortega, and Niland

NAYS: None

ABSTAIN: Representative Holguin

NOT PRESENT FOR THE VOTE: Representative Acosta

ABSENT: Representative Robinson

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22A.

R E S O L U T I O N

WHEREAS, Texas Local Government Code Chapter 252 authorizes various procurement methods for the purchase of goods and services including competitive sealed proposals under Section 252.042 and best value under Section 252.043; and

WHEREAS, pursuant to Section 252.021(c) the City desires to adopt a policy determining the methods for the procurement of certain City services to the best value or competitive sealed proposal methods; and

WHEREAS, Section 252.043(b) of the Texas Local Government Code states certain criteria a municipality may consider including any other relevant criteria provided that it is listed in the request for bids or proposals; and

WHEREAS, the City's best value criteria includes employee medical benefits as a criterion that may be utilized as an evaluation factor in certain types of service solicitation/bids; and

WHEREAS, the City desires to adopt a policy determining the procurement methods for certain types of service contracts to be best value and competitive sealed proposal in order to ensure that to the extent permitted by law, employee medical benefits will be an evaluation factor for contractors providing City services.

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

1. That the best value or competitive sealed proposal methods be used in the procurement of the following City services, which may be determined to be in the best interest of the City by the City Manager or designee:

- (a) Janitorial Services;
- (b) Security Guard Services;
- (c) Landscaping Services;
- (d) Temporary or supplemental staffing;
- (e) Contracts outsourcing City functions traditionally performed by City employees;
- (f) Other service contracts not covered by the Section 2254 of the Government Code, Professional Services.

2. That medical benefits criterion may be used in accordance with all applicable laws and regulations as an evaluation factor for the procurement of services listed in Section (1) of this resolution.

3. That the best value or competitive sealed proposal methods and medical benefits criterion may also be used in accordance with all applicable laws and regulations in the procurement of items where services are integral part of the contract.

4. That the City Manager or designee reserves the right to select an alternative procurement method for the services listed in Section 1 that is more advantageous to the City without notification to Council for procurement contracts under one hundred thousand dollars (\$100,000). City Manager or designee shall place an item for concurrence on the Council's agenda for Council's approval of an alternative procurement method for contracts over one hundred thousand dollars (\$100,000) prior to solicitation. An exception from the rules of Council is granted in order for these items to be brought before Council expeditiously.

Mayor Cook and Representative Byrd commented.

Mr. Bruce Collins, Financial Services, commented.

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

AYES: Representatives Lilly, Byrd, Acosta, Noe, Holguin, Ortega and Niland

NAYS: None

ABSENT: Representative Robinson

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22B

RESOLUTION

WHEREAS, Section 252.048 of the Texas Local Government Code specifies that if changes in plans or specifications are necessary after the performance of a contract has begun, or if it is necessary to decrease or increase the quantity of work to be performed or of materials, equipment or supplies to be furnished, the governing body of a municipality may approve change orders;

WHEREAS, prior to June 17, 2011 State law allowed the governing body of a municipality to approve contract change orders involving a decrease or increase of \$25,000.00 provided the change order did not exceed 25% of the original contract price;

WHEREAS, Section 252.048(c) was amended on June 17, 2011, to allow the governing body of a municipality to grant general authority to an administrative official of the municipality to approve contract change orders involving a decrease or increase of \$50,000.00, provided the change order does not exceed 25% of the original contract price as specified in Section 252.048(d); and

WHEREAS, the City desires to delegate to the City Manager, or her designee, the general authority to approve change orders as allowed by Section 252.048 of the Local Government Code.

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

1. That the City Manager, or her designee, is delegated the general authority to approve change orders to contracts for goods and services as follows:
 - (a) For contracts awarded before June 17, 2011, which, after performance under the contract has begun, a decrease or increase of \$25,000.00 per instance due to a change in the quantity of work to be performed or of materials, equipment or supplies to be furnished, provided that the funds necessary to make the changes are properly budgeted and funded; and
 - (b) For contracts awarded after June 17, 2011, which, after performance under the contract has begun, a decrease or increase of \$50,000.00 per instance due to a change in the quantity of work to be performed or of materials, equipment or supplies to be furnished, provided that the funds necessary to make the changes are properly budgeted and funded.
2. That any change order authority granted by this Resolution may not exceed the original contract price by more than twenty-five percent (25%)

Mayor Cook and Representatives Byrd and Holguin commented.

Mr. Bruce Collins, Financial Services, commented.

Ms. Sylvia Firth, City Attorney, gave legal advice.

Ms. Lisa Turner, Citizen, commented.

Motion made by Mayor Pro Tempore Lilly, seconded by Representative Niland, and carried to **APPROVE** the Resolution.

AYES: Representatives Lilly, Byrd, Acosta, Noe, Holguin, Ortega and Niland

NAYS: None

ABSENT: Representative Robinson

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22C.

RESOLUTION

WHEREAS, El Paso Electric Company, distributes electric power within the City Limits of the City of El Paso pursuant to a 25-year franchise granted to El Paso Electric Company dated as of July 15, 2005, and is an electric utility;

WHEREAS, on August 13, 2012, El Paso Electric Company (“EPE” or the “Company”), filed with the City of El Paso its Petition of El Paso Electric Company for Approval of Rate Schedule No. 25A—Large Power Service—Experimental Off-Peak Rate;

WHEREAS, pursuant to applicable law, the City of El Paso maintains original jurisdiction over rates of El Paso Electric Company for rates charged within the City limits of the City of El Paso and the Petition specifies that the rate change within the City’s jurisdiction should be effective on September 1, 2012; and

WHEREAS, the City Council has determined that additional time and information is needed for it to study the proposed rate changes and tariffs and the reasons therefor;

WHEREAS, pursuant to the Public Utility Regulatory Act, Texas Utilities Code Section 36.108, the City of El Paso, as regulatory Authority, has the right to suspend the proposed rate change subject to the City’s jurisdiction for a period of up to 90 days after the proposed date the change would otherwise be effective; and

WHEREAS, the City Council has determined that it is in the best interest of its citizens and ratepayers to suspend the proposed rate change.

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

1. That Rate Schedule 25A identified in the Petition of El Paso Electric Company for Approval of Rate Schedule No. 25A—Large Power Service—Experimental Off-Peak Rate is hereby suspended for 30 days subject to the City’s jurisdiction.
2. That the City Manager shall so notify El Paso Electric Company of the suspension and the order to submit working papers by having a copy of this Resolution delivered or mailed to the Chief Executive Officer and Senior Vice President, Chief Financial Officer of the Company.

Mayor Cook and Representative Niland commented.

Mr. Norman Gordon, Outside Bond Counsel, commented.

Ms. Sylvia Firth, City Attorney, gave legal advice.

Motion made by Mayor Pro Tempore Lilly, seconded by Representative Acosta, and unanimously carried to **APPROVE, AS REVISED** the Resolution.

AYES: Representatives Lilly, Byrd, Acosta, Noe, Holguin, Ortega, and Niland

NAYS: None

ABSENT: Representative Robinson

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23A. AND 23B. TAKEN TOGETHER

23A

R E S O L U T I O N

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor is hereby authorized to sign, on behalf of the City of El Paso, an Interlocal Agreement between the City of El Paso (the “City”) and the El Paso Independent School District (the “District”), to enhance the quantity and quality of recreational and athletic facility uses available to the

residents of the City, at no cost to the City with the exception of City activities outside of EPISD normal facility operations, for an initial term until May 31, 2013 with renewal options.

23B.

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor is hereby authorized to sign, on behalf of the City of El Paso, an Interlocal Agreement between the City of El Paso (the "City") and the Ysleta Independent School District (the "District"), to enhance the quantity and quality of recreational and athletic facility uses available to the residents of the City, at no cost to the City with the exception of City activities outside of YISD normal facility operations, for an initial term until May 31, 2013 with renewal options.

Ms. Liza Ramirez, Parks and Recreation, presented a PowerPoint presentation (copy on file in City Clerk's office).

Mayor Cook and Representatives Lilly, Byrd, and Holguin commented.

Ms. Nanette Smejkal, Director, Parks and Recreation, commented.

Mr. Mike William, Ysleta Independent School District, commented.

Mr. Kenneth Owen, El Paso Independent School District, commented.

Motion made by Representative Byrd, seconded by Representative Acosta, and unanimously carried to **APPROVE, AS REVISED** the Resolution.

AYES: Representatives Lilly, Byrd, Acosta, Noe, Holguin, Ortega and Niland

NAYS: None

ABSENT: Representative Robinson

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24A.

RESOLUTION

WHEREAS, by Resolution of March 13, 2007, the City Council of the City of El Paso created the Camino Real Regional Mobility Authority (CRRMA) and named its initial Board;

WHEREAS, in accordance with Section 370.251 of the Texas Transportation Code and the City of El Paso's Petition and Request for Authorization to Form the Camino Real Regional Mobility Authority, as approved by the Texas Transportation Commission, the terms for three (3) CRRMA Board positions expire on February 1 of each year;

WHEREAS, by Resolution dated August 31, 2010 the City requested that the CRRMA confer with the Texas Department of Transportation (TxDOT) with regard to the process to revise the nomination and appointment process for City Council's appointments to the CRRMA Board of Directors;

WHEREAS, the CRRMA did confer with TxDOT and the City amended its nomination and appointment process by Resolution dated February 1, 2011, which allows the Mayor to make one (1) nomination for each open position via presentation to the City Council at a City Council meeting; and

WHEREAS, in an effort to insure the continuity of the CRRMA through the avoidance of any vacancies in City-appointed positions of the CRRMA Board, the City Council desires to make an appointment to fill an unexpired term due to a vacancy in Position 4, which expires on February 1, 2013.

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

That the City of El Paso hereby appoints the following board member to the Camino Real Regional Mobility Authority Board for the position identified below, which shall take effect on August 28, 2012:

Ricardo Dominguez, Jr. for Position 4, whose term will expire on February 1, 2013.

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

- AYES: Representatives Lilly, Byrd, Acosta, Noe, Ortega and Niland
- NAYS: None
- ABSTAIN: Representative Holguin
- ABSENT: Representative Robinson

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24B. MAYOR AND COUNCIL

*Motion made by Representative Noe, seconded by Representative Ortega, and unanimously carried to **DELETE** the item for discussion and action on El Paso Water Utility's policy and process for weed management in ponding areas and adjacent right of way.

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25. CITY MANAGER

Presentation on City/County Information Technology Update and On-Going Third-Party IT Review. **(All Districts)**

Mr. Jeff Locket, LDL Technology, presented a PowerPoint presentation, (copy on file in City Clerk's office).

Mayor Cook and Representative Acosta commented.

Ms. Joyce Wilson, City Manager, commented.

Mr. Peter Cooper, City/County IT Director, commented.

NO ACTION was taken on this item.

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Motion made by Representative Noe, seconded by Mayor Pro Tempore Lilly, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 12:38 p.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.076 to discuss any of the following:

- Section 551.071 CONSULTATION WITH ATTORNEY
- Section 551.072 DELIBERATION REGARDING REAL PROPERTY
- Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS
- Section 551.074 PERSONNEL MATTERS
- Section 551.076 DELIBERATION REGARDING SECURITY DEVICES
- Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Discussion and action on the Executive Session items listed on the Agenda.

ABSENT: Representative Robinson

Motion made by Representative Niland, seconded by Representative Acosta, and unanimously carried to adjourn the Executive Session at 1:05 p.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

ABSENT: Representative Robinson

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EX1. Petition of El Paso Electric Company for Approval to Revise Military Base Discount Recovery Factor Tariff pursuant to PURA §36.354, PUC Docket No. 40547. (551.071)

NO ACTION was taken on this item.

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EX2. Application of El Paso Electric Company to Amend its Certificate of Convenience and Necessity for Two Generating Units at the Montana Site in Texas, PUC Docket No. 40301. (551.071)

Motion made Mayor Pro Tempore Lilly, seconded Representative Byrd, and carried that the City Attorney be authorized to file a Request for Hearing in Public Utility Commission of Texas Docket No. 40301, Application of El Paso Electric Company to Amend its Certificate of Convenience and Necessity for Two Generating Units at the Montana Site in Texas.

AYES: Representatives Lilly, Byrd, Acosta, Noe, Holguin, Ortega and Niland

NAYS: None

ABSENT: Representative Robinson

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EX3. Clear Channel Outdoor, Inc., vs. The City of El Paso; Cause No. 2009-3939 (551.071)

*Motion made, seconded and unanimously carried to **DELETE** the item.

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EX4. Clear Channel Outdoor, Inc., vs. The City of El Paso, et.al.; Cause No. 3-12-CV-00301 (551.071)

*Motion made, seconded and unanimously carried to **DELETE** the item.

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Motion made by Representative Niland, seconded by Representative Acosta, and unanimously carried to **ADJOURN** this meeting at 1:08 p.m.

APPROVED AS TO CONTENT:

Richarda Duffy Momsen, City Clerk