

JOHN F. COOK
MAYOR



JOYCE WILSON
CITY MANAGER

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

REGULAR COUNCIL MEETING MINUTES
COUNCIL CHAMBERS
SEPTEMBER 25, 2007
8:30 A.M.

The City Council met in regular session at the above place and date. Meeting was called to order at 8:35 a.m. Mayor John F. Cook present and presiding and the following Council Members answered roll call: Susannah M. Byrd, Jose Alexandro Lozano, Eddie Holguin, Jr., Steve Ortega, and Beto O'Rourke. Late arrivals: Ann Morgan Lilly at 8:37 a.m. during Executive Session deliberations, Melina Castro and Rachel Quintana at 8:44 a.m. during Executive Session deliberations. A moment of silence was followed by the Pledge of Allegiance to the Flag of the United States of America.

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MAYOR'S PROCLAMATIONS

1. **DON'T BORROW TROUBLE EL PASO DAY**
2. **ANNUAL INTERFAITH FAST BREAKING DINNER**
3. **EL PASO COMMUNITY COLLEGE HISPANIC HERITAGE DAY IN EL PASO**

CALL TO THE PUBLIC – PUBLIC COMMENT

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

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

Requests to speak must be received by 9:00 a.m. on the date of the meeting.

30 Minutes total is allotted for speakers.

Three to five minutes may be allowed for each speaker.

The following member of the public commented:

1. Mr. Matthew Carroll

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Motion made by Representative O'Rourke, seconded by Representative Byrd, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 8:35 a.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.

NOT PRESENT FOR THE VOTE: Representatives Lilly, Castro, and Quintana

Mayor Cook left Executive Session at 8:46 a.m.

Motion made by Representative Ortega, seconded by Representative Holguin, and unanimously carried to adjourn the Executive Session at 9:36 a.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

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EX1. Ron Gomez, et al., vs. Landscape Structures, Inc., et al.; Cause No. 2004-5255. (551.071)

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

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EX2. Workers' Compensation subrogation interest regarding Rosemary Smith. (551.071)

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

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EX3. Discussion and action regarding intervention by the City of El Paso in Public Utility Commission of Texas Docket No. 34695, Application of El Paso Electric Company for a Certificate to Reconcile Fuel Costs and Revenues and Request to Recover Mine Closing Costs. (551.071).

Motion made by Mayor Pro Tempore Lozano, seconded by Representative Byrd, and unanimously carried to **GRANT THE AUTHORITY** to the City Attorney to file a Motion to Intervene on behalf of the City of El Paso in Public Utility Commission of Texas Docket No. 34695, Application of El Paso Electric Company for a Certificate to Reconcile Fuel Costs and Revenues and Request to Recover Mine Closing Costs.

Representative Lozano commented.

Mr. Norman Gordon, outside counsel, gave legal advice.

Ms. Lisa Turner, citizen, commented.

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EX4. Discussion and action regarding litigation related to Lisa Elizondo. (551.071)

Motion made by Mayor Pro Tempore Lozano, seconded by Representative Castro, and carried that the City Council **REJECTS** the settlement offer in the Lisa Elizondo lawsuit and that outside counsel be authorized to continue negotiations.

AYES: Representatives Lilly, Lozano, Castro, Quintana, and Holguin

NAYS: Representatives Byrd, Ortega, and O'Rourke

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EX5. Claim of Erin Seward, Our File No. 06-C-081. (551.071)

Motion made by Mayor Pro Tempore Lozano, seconded by Representative Byrd, and carried that the City Attorney's Office be authorized **SETTLEMENT AUTHORITY**, to negotiate settlement agreement and sign all necessary documents to resolve the claim of Erin Seward, Our File No. 06-C-081.

AYES: Representatives Lilly, Byrd, Lozano, Quintana, Holguin, Ortega, and O'Rourke
NAYS: None
ABSTAIN: Representative Castro

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Motion made by Mayor Pro Tempore Lozano, seconded by Representative Byrd, 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, Lozano, Castro, Quintana, Holguin, Ortega, and O'Rourke
NAYS: None

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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 September 18, 2007.

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2. REQUEST TO EXCUSE CITY COUNCIL MEMBERS

NO ACTION was taken on this item.

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3A.

***RESOLUTION**

That the City Manager be authorized to sign the First Amendment to the Airline Operating Agreement and Terminal Building Lease by and between the City of El Paso and US Airways, Inc. in substantially the same form as attached hereto, for the purpose of extending the term to August 31, 2009 and replacing Exhibits A, B-1 and B-2.

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3B.

***RESOLUTION**

That the City Manager be authorized to sign a Lessor's Approval of Assignment by and between the City of El Paso ("Lessor"), Kemp Enterprises, Inc. ("Assignor") and Wood Traditions Furniture Co., Inc. ("Assignee") for the following described property:

A portion of Lots 6 and 8, Block 3, Butterfield Trail Industrial Park Unit 1, City of El Paso, El Paso County, Texas, containing 3.078 acres, more or less, which is municipally known and numbered as 19 Founders Boulevard, El Paso, Texas.

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3C.

***RESOLUTION**

That the City Manager be authorized to sign a Developer Participation Agreement between City of El Paso and Ranchos Real IV, LTD., pursuant to Texas Local Government Code, Chapter 212, Subchapter C, Section 212.071, and Chapter 19.12 of the City Code for the construction of certain parkland improvements to property described as a portion of Section 39, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, City of El Paso, El Paso County, Texas, (the "Property") and more particularly described by metes and bounds attached to the Dedication Deed described below.

Further, that the City Manager be authorized to sign and accept a Dedication Deed from Ranchos Real IV, LTD, conveying to the City of El Paso a 11.029 acre parcel of land, more or less, for parkland purposes, in satisfaction of the community parkland requirements imposed by Ordinance Number 014264. Acceptance of the Dedication deed is conditioned on approval of Developer Participation Agreement.

Representatives O'Rourke and Quintana commented.

Ms. Kelly Carpenter, Deputy Director of Planning, commented.

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3D.

***RESOLUTION**

That the City expend additional available funding in the amount of \$277,601.34 to Blair Hall-Company, Inc., to fund additional labor and materials for Contract Number 2006-186, Westside Sport Complex Project.

Change Order #3 funds the construction of a 20-foot earthen channel with concrete dissipaters at a cost of \$61,820.55.

Change Order #4 funds the change of a four-inch irrigation main line to a six-inch main line at a cost of \$73,136.00.

Change Order #5 funds the extension of an eight-inch domestic water line to reach the park at a cost of \$142,644.79.

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3E.

***RESOLUTION**

That the City Manager be authorized to sign an agreement granting an underground electrical utility easement with transformer site, to the El Paso Electric Company for the purpose of providing electrical service to El Paso International Airport at taxiway presently under construction. Said property being more particularly described as a portion of real property known as Tract 4A26, Bock 2, Ascarate Grant and Block 4C, El Paso International Airport Tracts, Replat of Unit 5, City of El Paso, El Paso County, Texas.

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3F.

***RESOLUTION**

That the City Manager be authorized to sign an agreement granting an underground electrical easement with transformer site, to the El Paso Electric Company for the purpose of providing electrical service to a new building site located at 7110 Airport Road for a Butterfield Trail Industrial Park lease holder, Kasco Ventures, Inc. Said property being more particularly described as a portion of real property known as Lot 2, Block 6, Butterfield Trail Industrial Park, Unit One, Replat "A", City of El Paso, El Paso County, Texas.

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3G.

***RESOLUTION**

That the City Manager be authorized to sign an agreement granting an overhead electrical utility easement to the El Paso Electric Company for the purpose of providing electrical service to the Spanish Creek Townhouses that are located between North Loop Drive and Lee Trevino Drive. Said property being more particularly described as a portion of real property known as Tract, 4, Bock 11, Ysleta Grant, City of El Paso, El Paso County, Texas.

Representatives Ortega and Holguin commented.

Mr. Alan Shubert, Director of Development Services/City Engineer, commented.

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3H.

R E S O L U T I O N

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, CARLTON & TERRIE GODWIN, owners of the hereinafter described property, were 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 Municipal Code; and the owners failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Environmental Services proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Environmental Services 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:

8911 Gateway Blvd S., more particularly described as N 83 FT OF E 122 FT
OF LOT 366, Sunrise Acres #1 Subdivision, City of El Paso, El Paso County,
Texas, Parcel #S912-999-001M-5200,

to be \$488.21 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 FIVE HUNDRED TWELVE AND 21/100 DOLLARS (\$512.21). The City Council finds that the work was completed on the 7th day of March, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FIVE HUNDRED TWELVE AND 21/100 DOLLARS (\$512.21) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, OSCAR GUTIERREZ, owner 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Environmental Services proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Environmental Services 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:

3826 Tompkins, more particularly described as N 95.25 FT OF LOTS 1 & 2 (4000 SQ FT), Block 80, Grandview Subdivision, City of El Paso, El Paso County, Texas, Parcel #G686-999-0800-0100,

\$239.23 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, making a total of, TWO HUNDRED SIXTY THREE AND 23/100 DOLLARS (\$263.23). The City Council finds that the work was completed on the 22nd day of March, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount, TWO HUNDRED SIXTY THREE AND 23/100 DOLLARS (\$263.23) to be a lien on the above described property, said amount being due and pay able 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, GILBERTO & MARIA URISTA, owners of the hereinafter described property, were 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 Municipal Code; and the owners failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Environmental Services proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Environmental Services 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:

W 186.5 FT OF S 100 FT OF 315 (18650 SQ FT), Sunrise Acres #1 Subdivision, City of El Paso, El Paso County, Texas, Parcel #S912-999-001L-1100,

to be \$542.33 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 FIVE HUNDRED SIXTY SIX AND 33/100 DOLLARS (\$566.33). The City Council finds that the work was completed on the 6th and 7th days of March, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FIVE HUNDRED SIXTY SIX AND 33/100 DOLLARS (\$566.33) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, MANUEL CORRERA, owner 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Environmental Services proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Environmental Services 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:

2927 Mountain Avenue, more particularly described as Lots 13 & 14 (6000 SQ FT), Block 7, Military Heights Subdivision, City of El Paso, El Paso County, Texas, Parcel #M436-999-0070-3700,

to be \$244.65 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 TWO HUNDRED SIXTY EIGHT AND 65/100 DOLLARS (\$268.65). The City Council finds that the work was completed on the 2nd day of April, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED SIXTY EIGHT AND 65/100 DOLLARS (\$268.65) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, EPIFANIA A. CORTEZ, owner 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the

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

WHEREAS, the Director of the Department of Environmental Services 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:

6750-6752 El Paso Drive, more particularly described as WLY PT OF LOT 23 TO 25 (56.54' ON ST 74.50' ON WLY – 54.57' ON NLY – 74.54' ON ELY) (4198.60 SQ FT), Block 9, Sambrano Suburb Subdivision, City of El Paso, El Paso County, Texas, Parcel #S052-999-0090-7300,

to be \$359.39 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 THREE HUNDRED EIGHTY THREE AND 39/100 DOLLARS (\$383.39). The City Council finds that the work was completed on the 7th day of February, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED EIGHTY THREE AND 39/100 DOLLARS (\$383.39) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, PAUL M. GUZMAN, owner 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Environmental Services proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Environmental Services 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:

370 Glenwood Street, more particularly described as S 55 FT OF LOT 27 (EXCW 10 FT ON ST) (20185 SQ FT), Block 6, Alameda Acres Subdivision, City of El Paso, El Paso County, Texas, Parcel #A438-999-0060-5101,

to be \$355.60 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 THREE

HUNDRED SEVENTY NINE AND 60/100 DOLLARS (\$379.60). The City Council finds that the work was completed on the 9th & 10th days of March, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount THREE HUNDRED SEVENTY NINE AND 60/100 DOLLARS (\$379.60) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, S. G. & JUAN R. & 1 GOMEZ, owners of the hereinafter described property, were 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 Municipal Code; and the owners failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Environmental Services proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Environmental Services 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:

6241 Tampa Avenue, more particularly described as Lot 32 (6000 SQ FT),
Block 18, Womble Subdivision, City of El Paso, El Paso County, Texas, Parcel
#W813-999-0180-6300,

\$206.76 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, making a total of, TWO HUNDRED THIRTY AND 76/100 DOLLARS (\$230.76). The City Council finds that the work was completed on the 9th day of March, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount, TWO HUNDRED THIRTY AND 76/100 DOLLARS (\$230.76) to be a lien on the above described property, said amount being due and pay able 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, JOSE A. & MARGARITA B. CARAVEO, owners of the hereinafter described property, were

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 Municipal Code; and the owners failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Environmental Services proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Environmental Services 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 1 (9990.96 SQ FT), Block 7, Sahara Subdivision, City of El Paso, El Paso County, Texas, Parcel #S033-999-0070-0100,

to be \$212.17 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, making a total of, TWO HUNDRED THIRTY SIX AND 17/100 DOLLARS (\$236.17). The City Council finds that the work was completed on the 1st day of March, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount, TWO HUNDRED THIRTY SIX AND 17/100 DOLLARS (\$236.17) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, MARY L. SCHMIDT, owner 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Environmental Services proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Environmental Services 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 6 (6000 SQ FT), Block 7, Sahara Subdivision, City of El Paso, El Paso County, Texas, Parcel #S033-999-0070-2700,

to be \$282.53 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, making a total of, THREE HUNDRED

SIX AND 53/100 DOLLARS (\$306.53). The City Council finds that the work was completed on the 22nd day of March, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount, THREE HUNDRED SIX AND 53/100 DOLLARS (\$306.53) 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.

R E S O L U T I O N

WHEREAS, in accordance with Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, MARTIN CORRAL, owner 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Environmental Services proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Environmental Services 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:

10544 Olga Street, more particularly described as Lot 12, Block 5, Sarah Anne Park Subdivision, City of El Paso, El Paso County, Texas, Parcel #S161-999-0050-2300,

to be \$228.41 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, making a total of, TWO HUNDRED FIFTY TWO AND 41/100 DOLLARS (\$252.41). The City Council finds that the work was completed on the 12 day of March, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount, TWO HUNDRED FIFTY TWO AND 41/100 DOLLARS (\$252.41) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, JOSE S. & ARMIDA MARTINEZ, owners of the hereinafter described property, were 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 Municipal Code; and the owners failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Environmental Services proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Environmental Services 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:

11412 Menlo Avenue, more particularly described as Lot 4, Block 2, Kimberly Heights Subdivision, City of El Paso, El Paso County, Texas, Parcel #K383-999-0020-0400,

\$144.51 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, making a total of, ONE HUNDRED SIXTY EIGHT AND 51/100 DOLLARS (\$168.51). The City Council finds that the work was completed on the 1st day of March, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount, ONE HUNDRED SIXTY EIGHT AND 51/100 DOLLARS (\$168.51) to be a lien on the above described property, said amount being due and pay able 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, IRASEMA F. DE GARCIA, owner 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Environmental Services proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Environmental Services 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:

11452 Menlo Avenue, more particularly described as Lot 14, Block 2 Kimberly Heights Subdivision, City of El Paso, El Paso County, Texas, Parcel #K383-999-0020-1400,

to be \$92.01 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 ONE HUNDRED SIXTEEN AND 01/100 DOLLARS (\$116.01). The City Council finds that the work was completed on the 1st day of March, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount ONE HUNDRED SIXTEEN AND 01/100 DOLLARS (\$116.01) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, LUIS R. FRANCO, owner 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Environmental Services proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Environmental Services 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:

11495 Turner, more particularly described as Lot 12 (EXC SE PT) (18392.70 SQ FT), Block 2, Esper Subdivision, City of El Paso, El Paso County, Texas, Parcel #E933-999-0020-1200,

to be \$233.82 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, making a total of, TWO HUNDRED FIFTY SEVEN AND 82/100 DOLLARS (\$257.82). The City Council finds that the work was completed on the 27th day of March, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount, TWO HUNDRED FIFTY SEVEN AND 82/100 DOLLARS (\$257.82) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, FRANCISCO Z. SAPIEN, owner 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Environmental Services proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Environmental Services 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 2 (65340.00 SQ FT), Block 2, Pan American Commerce Park Subdivision,
City of El Paso, El Paso County, Texas, Parcel #P196-999-0020-0200,

to be \$471.97 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 FOUR HUNDRED NINETY FIVE AND 97/100 DOLLARS (\$495.97). The City Council finds that the work was completed on the 23rd day of March, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount FOUR HUNDRED NINETY FIVE AND 97/100 DOLLARS (\$495.97) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, CARLA MORALES, owner 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Environmental Services proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Environmental Services 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:

9349 Carnes Road, more particularly described as SWLY PT OF LOT 18 (165.18 FT ON WLY-157.75 FT ON ELY- 120.62 FT ON SLY), (9979.89 SQ FT), Block 1, Villa Nueva #2 Subdivision, City of El Paso, El Paso County, Texas, Parcel #V836-999-0010-1800,

\$833.53 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, making a total of, EIGHT HUNDRED FIFTY SEVEN AND 53/100 DOLLARS (\$857.53). The City Council finds that the work was completed on the 12th and 13th days of March, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount, EIGHT HUNDRED FIFTY SEVEN AND 53/100 DOLLARS (\$857.53) to be a lien on the above described property, said amount being due and pay able 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, CELESTINA & OSCAR SOTO, owners of the hereinafter described property, were 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 Municipal Code; and the owners failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Environmental Services proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Environmental Services 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:

9243 Grenoble, more particularly described as Lot 22, Block 2-B, Le Barron Park Replat A Grenoble Subdivision, City of El Paso, El Paso County, Texas, Parcel #L217-999-002B-4300,

to be \$239.23 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 TWO HUNDRED SIXTY THREE AND 23/100 DOLLARS (\$263.23). The City Council finds that the work was completed on the 19th day of March, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED SIXTY THREE AND 23/100 DOLLARS (\$263.23) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, MARY C. PEAK, owner 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Environmental Services proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Environmental Services 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:

9635 Vallarta Drive, more particularly described as Lot 6, Block 10, Colonia Del Prado Subdivision, City of El Paso, El Paso County, Texas, Parcel #C729-999-0100-1100,

to be \$160.75 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, making a total of, ONE HUNDRED EIGHTY FOUR AND 75/100 DOLLARS (\$184.75). The City Council finds that the work was completed on the 13th day of March, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount, ONE HUNDRED EIGHTY FOUR AND 75/100 DOLLARS (\$184.75) to be a lien on the above described property, said amount being due and pay able 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, JOSE A. & NOEMI RUBIO, owners of the hereinafter described property, were 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 Municipal Code; and the owners failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Environmental Services proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Environmental Services 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 7 & E 10 FT OF LOT 6 & W 5 FT OF LOT 8, Block 103, East El Paso Subdivision, City of El Paso, El Paso County, Texas, Parcel #E014-999-1030-2500,

to be \$142.89 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, making a total of, ONE HUNDRED SIXTY SIX AND 89/100 DOLLARS (\$166.89). The City Council finds that the work was completed on the 14th day of March, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount, ONE HUNDRED SIXTY SIX AND 89/100 DOLLARS (\$166.89) to be alien 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, ENRIQUE CERVANTES, owner 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Environmental Services proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Environmental Services 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:

1805-1813 Myrtle Avenue, more particularly described Lots 5 to 9 (15000 SQ FT), Block 59, Cotton Subdivision, City of El Paso, El Paso County, Texas, Parcel #C849-999-0590-1500,

to be \$193.23 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 TWO HUNDRED SEVENTEEN AND 23/100 DOLLARS (\$217.23). The City Council finds that the work was completed on the 27th day of March, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount TWO HUNDRED SEVENTEEN AND 23/100 DOLLARS (\$217.23) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, EZEQUIEL & GUADALUPE ESPINO, owners of the hereinafter described property, were 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 Municipal Code; and the owners failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Environmental Services proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Environmental Services 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:

3402 Tularosa Avenue, more particularly described as Lot 30 & E ½ OF LOT 31 (5180 SQ FT), Block 86, East El Paso Subdivision, City of El Paso, El Paso County, Texas, Parcel #E014-999-0860-9100,

to be \$412.43 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, making a total of, FOUR HUNDRED THIRTY SIX AND 43/100 DOLLARS (\$436.43). The City Council finds that the work was completed on the 1st and 2nd days of March, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount, FOUR HUNDRED THIRTY SIX AND 43/100 DOLLARS (\$436.43) 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 Section 9.04.380 of the El Paso Municipal Code, entitled Abatement, FAUSTINO GOMEZ, owner 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 Municipal Code; and the owner failed to comply with due notices. In accordance with El Paso Municipal Code 9.04.380 the Department of Environmental Services proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

WHEREAS, the Director of the Department of Environmental Services 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:

517 S. Virginia Street, more particularly described as E 31 FT OF LOT 1 (806.00 SQ FT), Block 111, Campbell Subdivision, City of El Paso, El Paso County, Texas, Parcel #C050-999-1110-0900,

\$76.86 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, making a total of, ONE HUNDRED AND 86/100 DOLLARS (\$100.86). The City Council finds that the work was completed on the 22nd day of March, 2007, and approves the costs described herein.

2. The City Council, in accordance with Section 9.04.380 of the El Paso Municipal Code, declares the above total amount, ONE HUNDRED AND 86/100 DOLLARS (\$100.86) 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.

Mayor Cook and Representatives Castro, Lozano, Byrd, Ortega, Quintana, and Lilly commented.

The following City staff members commented:

- 1. Ms. Joyce Wilson, City Manager
- 2. Ms. Ellen Smyth, Environmental Services Director
- 3. Ms. Josette Flores, Assistant City Attorney, gave legal advice.

1ST MOTION

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

2ND AND FINAL MOTION

Motion made by Representative Byrd, seconded by Representative O'Rourke, and unanimously carried to **APPROVE** the Resolutions.

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3I.

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

That the City Manager be authorized to sign a Right-of-Entry and Temporary Construction Easement granting permission to SFPP, L.P. to use a portion of Tract 4A30F, Block 2, Ascarate Grant, El Paso, El Paso, El Paso County, Texas, as a staging area to install a 12-inch pipeline under TxDOT Highway I-10 Right-of-Way.

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3J.

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

WHEREAS, Texas Gas Service Company, a division of ONEOK, distributes natural gas within the City Limits of the City of El Paso pursuant to a franchise granted to Southern Union Company dated as of February 22, 2000, and assigned to ONEOK, Inc. and is a gas utility;

WHEREAS, on August 31, 2007, Texas Gas Service Company filed a Statement of Intent to Change Rates within the City of El Paso specifying that the rate change should be effective on October 19, 2007;

WHEREAS, pursuant to the Gas Utility Regulatory Act, Texas Utilities Code Section 103.001, the City of El Paso has exclusive original jurisdiction over the rates, operations, and services of the Texas Gas Service Company within the City of El Paso;

WHEREAS, the City Council has determined that additional time is needed for it to study and to have its Public Utility Regulation Board study the proposed increase and the reasons therefore;

WHEREAS, pursuant to the Gas Utility Regulatory Act, Texas Utilities Code Section 104.107, the City of El Paso, as regulatory Authority, has the right to suspend the proposed rate change for a period of 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 rate change.

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

1. That the rate change identified in the Statement of Intent to Change Rates filed by Texas Gas Service Company a division of ONEOK, Inc., on August, 31, 2007, be and is hereby suspended for 90 days after the effective date specified in the Statement of Intent.
2. That the City Manager shall so notify Texas Gas Service Company of the suspension and the order to submit testimony by having a copy of this Resolution delivered or mailed to the Vice President, West Texas Region.

Representative Byrd commented.

Mr. Norman Gordon, outside counsel, commented.

Ms. Lisa Turner, citizen, commented.

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3K.

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

That the City Manager is hereby authorized to sign, on behalf of the City of El Paso, a Lease Agreement between Luciana V. Lyon, individually and as Independent Executrix of the Estate of Charles Lyon, Jr., Lessor, and the City of El Paso, Lessee. Said lease is for sixty-three (63) parking spaces located at 216 South Ochoa Street, in the city of El Paso, El Paso County, Texas and adjacent to the Municipal Court facility in downtown El Paso.

Ms. Richarda Momsen, Municipal Clerk, commented.

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4A. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** Trinidad Acevedo to the Empowerment Zone Board by Representative Rachel Quintana, District 5.

4B. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** Carlos E. Flores to the Civil Service Commission by Representative Steve Ortega, District 7.

4C. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** Vivian Rojas to the Zoning Board of Adjustment by Representative Rachel Quintana, District 5.

4D. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** Jessie N. Sustaita to the Civil Service Commission by Representative Susie Byrd, District 2.

5. BID

*Motion made, seconded, and unanimously carried to **REJECT** all bids for Solicitation No. 2007-227 (Janitorial Services – East and Northeast Park Facilities) for the purpose of establishing new evaluation criteria as directed by Council at the September 11, 2007, Council meeting.

Mayor Cook and Representative Castro commented.

6. INTRODUCTION

Motion made by Representative O'Rourke, seconded by Representative Byrd, 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:

An Ordinance changing the zoning of Lot 119, Block 20, Loretto Place, Second Section, City of El Paso, El Paso County, Texas, from R-4 (Residential) to S-D /C (Special Development /Conditions) and imposing conditions. The penalty is as provided for in Chapter 20.68 of the El Paso City Code.

PUBLIC HEARING WILL BE HELD ON OCTOBER 16, 2007, FOR THE ITEM

7.

R E S O L U T I O N

That the City expend additional available funding in the amount of \$573,041.55 to Dantex Construction Company to fund additional labor and materials for Contract Number 2006-145, El Paso Zoo Western Expansion Project.

Representatives Byrd and Lozano commented.

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Mr. Alan Shubert, Director of Development Services/City Engineer
3. Mr. Steve Marshall, Zoo Director

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

NOT PRESENT FOR THE VOTE: Representatives Castro and Quintana

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8A. FINANCIAL SERVICES

Motion made by Mayor Pro Tempore Lozano, seconded by Representative Byrd, and unanimously carried to **AWARD** Bid Solicitation No. 2007-225 (Miller Circle/Orndorff Drive Street and Drainage Improvements) to Southwest Growth Corporation for an estimated total amount of \$1,047,977.

Department:	Street Department
Award to:	Southwest Growth Corporation
	El Paso, Texas
Items:	Base Bid I: \$ 482,723.50
	Base Bid II: \$ 390,126.00
	Base Bid III: \$ 49,810.00
	Base Bid IV: \$ 48,367.50
	Base Bid V: \$ 40,700.00
	Base Bid VI: \$ 36,250.00
Total Estimated Award:	\$1,047,977.00
Account Nos.:	G7132CD0015 – 71150069 – 10071 - 508027
	G7132CD0016 – 71150069 – 10072 - 508027
Funding Source:	Community Development Block Grant

It is requested that the City Manager of the City of El Paso be authorized to sign any contracts or other documents required to effectuate this award.

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measured quantity. The actual cost of this contract will be the sum total of unit prices at the end of the contract term.

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

This is a low bid, unit-price contract.

The Departments of Financial Services, Engineering, and Street recommend award as indicated to the lowest responsive, responsible bidder.

Mr. Alan Shubert, Director of Development Services/City Engineer, commented.

NOT PRESENT FOR THE VOTE: Representatives Castro and Quintana

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8B.

RESOLUTION

That the City Manager be authorized to sign a Contract of Sale between the City of El Paso and the Young Men's Christian Association of Greater El Paso, Texas and Rio Grande Valley for the purchase of

Block 269, Campbell Addition, El Paso, El Paso County, Texas, also known as 701 Montana Ave., and

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

Representative O'Rourke commented.

Ms. Carmen Arrieta-Candelaria, Chief Financial Officer, commented.

Motion made by Representative O'Rourke, seconded by Representative Lozano, and unanimously carried to **APPROVE** the Resolution.

NOT PRESENT FOR THE VOTE: Representative Quintana

9A. PUBLIC HEARING – DEVELOPMENT SERVICES

An Ordinance changing the zoning of a portion of Tract 6B and all of Tract 10C2, S.A. & M.G. Railways Company Survey No. 268, and a portion of Tract 3B, John Wittaker Survey No. 134, City of El Paso, El Paso County, Texas, from R-3 (Residential) and R-3A (Residential) to P-R 1 (Planned Residential 1). The penalty is as provided for in Chapter 20.68 of the El Paso City Code.

Representative Lilly commented.

Motion made by Representative Lilly, seconded by Mayor Pro Tempore Lozano, and unanimously carried to **POSTPONE** the public hearing for one week.

NOT PRESENT FOR THE VOTE: Representative Quintana

9B.

ORDINANCE 16744

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING SPECIAL PERMIT NO. ZON07-00076 TO SATISFY PARKING REQUIREMENTS FOR PARCEL 1, DESCRIBED AS LOTS 1-4, BLOCK 260, CAMPBELL ADDITION, CITY OF EL PASO, EL PASO COUNTY, TEXAS, (815, 823 YANDELL DRIVE); BY ALLOWING OFF-SITE OFF-STREET PARKING OF PARCEL 2, DESCRIBED AS ALL OF BLOCK 277, PIERCE FINLEY ADDITION, AND BLOCK 270 AND CLOSED ALLEY AND CLOSED ST. VRAIN STREET, CAMPBELL ADDITION, CITY OF EL PASO, EL PASO COUNTY, TEXAS, (902-910 RIO GRANDE AVENUE, 805, 901-917 MONTANA AVENUE, 909-921 ANGE STREET), PURSUANT TO SECTION 20.42.040 AND 20.52.060 OF THE EL PASO CITY CODE. THE PENALTY BEING AS PROVIDED IN CHAPTER 20.68 OF THE EL PASO CITY CODE.**

Representative Ortega commented.

Motion duly made by Representative Ortega, seconded by Representative Lozano, 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, Lozano, Castro, Quintana, Holguin, and Ortega
NAYS: None
ABSTAIN: Representative O'Rourke

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

.....
9C.

ORDINANCE 16745

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF PARCEL 1: TRACT 3F, SECTION 21, BLOCK 80, TOWNSHIP 1, TEXAS AND PACIFIC RAILWAY COMPANY SURVEYS, CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-F (RANCH AND FARM) DISTRICT TO C-4/C (COMMERCIAL/CONDITIONS) DISTRICT, AND IMPOSING CONDITIONS. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.68 OF THE EL PASO CITY CODE.**

Representative Castro commented.

Ms. Kelly Carpenter, Deputy Director of Planning, commented.

Motion duly made by Representative Castro, seconded by Representative Lozano, 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, Lozano, Castro, Quintana, Holguin, Ortega, and O'Rourke
NAYS: None

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

.....
9D. PUBLIC HEARING – DEVELOPMENT SERVICES

*Motion made, seconded, and unanimously carried to **POSTPONE** for one week the public hearing on an Ordinance changing the zoning of a portion of Tracts 59B6 and 59B2C, W.H. Glenn Survey No. 241 (Nellie D. Mundy Survey No. 241), City of El Paso, El Paso County, Texas, from R-3 (Residential) to C-4 (Commercial). The penalty is as provided for in Chapter 20.68 of the El Paso City Code.

.....
ITEMS TAKEN TOGETHER:

9E.

ORDINANCE 16746

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING THE EFFECTIVE DATE OF ORDINANCE NO. 016653, WHICH AMENDED THE EL PASO CITY CODE BY REPLACING TITLE 20 (ZONING) IN ITS ENTIRETY, THE PENALTY BEING AS PROVIDED IN CHAPTER 20.24 OF THE CITY CODE.**

9F.

ORDINANCE 16747

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING THE EFFECTIVE DATE OF ORDINANCE NO. 016659 WHICH AMENDED TITLE 5 (BUSINESS TAXES, LICENSES AND REGULATIONS) BY ADDING CHAPTER 5.30 (FLEA MARKET OPERATOR PERMIT), CHAPTER 5.34 (HOME OCCUPATION LICENSE) AND CHAPTER 5.94 (SIGN PERMIT FEES, LICENSES AND BONDS) TO THE EL PASO CITY CODE. THE PENALTY AS BEING PROVIDED IN SECTION 5.30 (11), SECTION 5.34G AND SECTION 5.94B(11) OF THE EL PASO CITY CODE.**

9G.

ORDINANCE 16748

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING THE EFFECTIVE DATE OF ORDINANCE NO. 016654 WHICH AMENDED TITLE 18 (BUILDING AND CONSTRUCTION) OF THE EL PASO CITY CODE BY ADDING A NEW CHAPTER 18.46 (LANDSCAPE) TO THE EL PASO CITY CODE. THE PENALTY AS BEING PROVIDED IN SECTION 18.46.180 OF THE EL PASO CITY CODE.**

Ms. Joyce Wilson, City Manager, and Mr. Alan Shubert, Director of Development Services/City Engineer, commented.

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

AYES: Representatives Lilly, Byrd, Lozano, Castro, Quintana, Holguin, Ortega, and O'Rourke
NAYS: None

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

10.

ORDINANCE 16749

The City Clerk read an Ordinance entitled: **AN ORDINANCE OF THE CITY OF EL PASO, TEXAS, ESTABLISHING A POLICY REGARDING SALE AND USE TAX REBATES WITHIN THE AREA COVERED BY THE DOWNTOWN 2015 PLAN.**

Dr. Kathryn Dodson, Director of Economic Development, presented a PowerPoint presentation (on file in the City Clerk's office).

Mayor Cook and Representatives Ortega, Lozano, Castro, Byrd, O'Rourke, and Holguin commented.

Ms. Lisa Turner, citizen, commented.

Motion duly made by Representative O'Rourke, 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, Lozano, Ortega, and O'Rourke
NAYS: Representatives Castro, Quintana, and Holguin

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

.....
ITEMS TAKEN TOGETHER:

11A.

ORDINANCE 16750

The City Clerk read an Ordinance entitled: **AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXECUTE A QUITCLAIM (TAX RESALE) DEED CONVEYING ALL RIGHT, TITLE, AND INTEREST IN REAL PROPERTY LOCATED AT 410 CHARLES ROAD, AS MORE PARTICULARLY DESCRIBED IN THE ORDINANCE TO THE CITY OF EL PASO, IN ACCORDANCE WITH SECTION 34.05 (H) OF THE TAX CODE.**

11B.

ORDINANCE 16751

The City Clerk read an Ordinance entitled: **AN ORDINANCE AUTHORIZING THE CITY MANAGER TO EXECUTE A QUITCLAIM (TAX RESALE) DEED CONVEYING ALL RIGHT, TITLE, AND INTEREST IN REAL PROPERTY LOCATED AT THE 400 BLOCK OF CHARLES ROAD, AS MORE PARTICULARLY DESCRIBED IN THE ORDINANCE TO THE CITY OF EL PASO, IN ACCORDANCE WITH SECTION 34.05 (H) OF THE TAX CODE.**

Representative O'Rourke commented.

Mr. Jose Padilla, outside tax counsel, gave legal advice.

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

AYES: Representatives Lilly, Byrd, Lozano, Castro, Quintana, Holguin, and O'Rourke

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Ortega

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

.....
Motion made by Representative O'Rourke, seconded by Representative Byrd, and unanimously carried to **RECESS** the City Council Meeting at 11:16 a.m. in order to convene the Mass Transit Department Board Meeting.

.....
Motion made by Representative Quintana, seconded by Representative Byrd, and unanimously carried to **RECONVENE** the City Council Meeting at 11:44 a.m.
.....

12.

RESOLUTION

WHEREAS, the City of El Paso recognizes and endorses the continued protection and security of our region and our country as a priority;

WHEREAS, international trade, commerce and mobility between the City of El Paso and Ciudad Juarez is beneficial to both communities;

WHEREAS, recently, international bridge wait times have dramatically increased at this region's international ports of entry and in some cases have extended to over two hours;

WHEREAS, the long wait times at international bridges have resulted in a decreased quality of life for area residents, a reduction in the quality of the region's air shed, and has encumbered business affairs in the region;

WHEREAS, the efficiency of mobility can be improved by the use and implementation of the most modern mobility technologies, traffic management techniques, and field management methods; and

WHEREAS, in an effort to fully take advantage of our region's history, geography, and potential, the City of El Paso has adopted the policy goal of being a leading international just in time port.

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

That the Mayor and City Council of the City of El Paso, Texas, fully endorse the following measures:

1. Action to seek assistance in reducing bridge wait time is hereby designated as a priority action item on the City of El Paso's Federal Legislative agenda.
2. The City of El Paso supports additional funding for appropriate staffing of INS inspectors and the lifting of FTE and overtime caps.
3. The City of El Paso supports a re-examination of the "zero tolerance" policy currently in effect regarding DCL use that has resulted in revocation of privileges without an adequate appeal process.
4. The City of El Paso supports extended hours of operation of the DCL and all commercial ports of entry.
5. The City of El Paso will fully support the efforts of Congressman Silvestre Reyes, Senator Kay Bailey Hutchison and Senator John Cornyn and their respective staffs in their efforts to resolve this issue and the use of City staff and resources is hereby authorized.
6. City of El Paso officials will provide briefing to appropriate federal security and transit officials concerning the negative effects to this region of extended international bridge wait times.
7. The City of El Paso encourages the full exploration of new technologies such as facial recognition, wireless access, TECS and IBIS and other measures aimed at increased international bridge efficiency, mobility, and security and will support the testing of such measures at the region's international ports of entry.
8. The City of El Paso supports funding for the initiation of a long-term planning study aimed at identifying ways to move people and product in a manner that is safe, timely, and efficient.

9. The City of El Paso requests more consultation with local communities on policies that impact the movement of people.

Representatives Ortega, Byrd, Lozano, O'Rourke, and Castro commented.

Ms. Sylvia Firth, Chief of Staff/Director of Government Affairs, gave legal advice.

The following members of the public commented:

1. Ms. Melanie Aguilar
2. Mr. Mike Breitenger, Central Business Association
3. Mr. Salvador Gomez
4. Mr. Matthew Carroll

1ST MOTION

Motion made by Representative Quintana, seconded by Representative Byrd, and unanimously carried to **SUSPEND THE RULES OF ORDER** to allow additional speakers to address the Council after the sign-up period.

2ND AND FINAL MOTION

Motion made by Representative Ortega, seconded by Representative Lozano, and unanimously carried to **APPROVE** the Resolution as revised.

.....
13. DEVELOPMENT AND INFRASTRUCTURE SERVICES

Discussion and action on setting a uniform requirement for bicycle parking spaces for all uses within Chapter 20.14 (Off Street Parking & Loading Regulations) of Title 20 (Zoning) as recommended by the Planning and Development Legislative Review Committee.

Mr. Alan Shubert, Director of Development Services/City Engineer, presented a PowerPoint presentation (on file in the City Clerk's office).

Mayor Cook and Representatives Lozano, O'Rourke, Byrd, Holguin, Castro, Ortega and Quintana commented.

Ms. Joyce Wilson, City Manager, commented.

The following members of the public commented:

1. Mr. Matthew Carroll
2. Ms. Lisa Turner

1ST MOTION

Motion made by Representative Byrd, seconded by Representative Ortega, and unanimously carried to **SUSPEND THE RULES OF ORDER** to allow additional speakers to address the Council after the sign-up period.

2ND AND FINAL MOTION

Motion made by Representative Byrd, seconded by Representative O'Rourke, and carried to **APPROVE** setting a uniform requirement for bicycle parking spaces for all uses within Chapter 20.14 (Off Street Parking &

Loading Regulations) of Title 20 (Zoning) as recommended by the Planning and Development Legislative Review Committee.

AYES: Mayor Cook and Representatives Lilly, Byrd, Ortega, and O'Rourke

NAYS: Representatives Lozano, Castro, Quintana and Holguin

Mayor Cook broke the tie, voting aye.

.....
The following items were taken together:

14A.

RESOLUTION

THAT the City Manager be authorized to execute an agreement between the City of El Paso and the Parents, Families and Friends of Lesbians and Gays (PFLAG) for the El Paso Sun City Pride Parade 2008 on June 7, 2008, which constitutes an important public purpose of benefit to the City and citizens of El Paso; and under the terms of which agreement the City will provide the necessary funds to cover the costs of the on-duty police traffic-control assistance, not to exceed 39 on-duty police officers and 39 vehicles for the parade.

14B.

RESOLUTION

THAT the City Manager be authorized to execute an agreement between the City of El Paso and the Sexual Trauma & Assault Response Services, Inc. for the Carly Martinez Race for Awareness on November 10, 2007, which constitutes an important public purpose of benefit to the City and citizens of El Paso; and under the terms of which agreement the City will provide the necessary funds to cover the costs of the on-duty police traffic-control assistance, not to exceed 13 on-duty police officers and 13 vehicles for the parade.

14C.

RESOLUTION

THAT the City Manager be authorized to execute an agreement between the City of El Paso and the Del Norte Lions Club for the 4th of July Parade on July 4, 2008, which constitutes an important public purpose of benefit to the City and citizens of El Paso; and under the terms of which agreement the City will provide the necessary funds to cover the costs of the on-duty police traffic-control assistance, not to exceed 23 on-duty police officers and 23 vehicles for the parade.

14D.

RESOLUTION

THAT the City Manager be authorized to execute an agreement between the City of El Paso and the International Aids Empowerment for the International Aids Empowerment Foot Race/Walk on October 27, 2007, which constitutes an important public purpose of benefit to the City and citizens of El Paso; and under the terms of which agreement the City will provide the necessary funds to cover the costs of the on-duty police traffic-control assistance, not to exceed 10 on-duty police officers and 10 vehicles for the parade.

Mr. Alan Shubert, Director of Development Services/City Engineer, presented a PowerPoint presentation (on file in the City Clerk's office).

Mayor Cook and Representatives Lozano, Quintana, O'Rourke, and Castro commented.

Ms. Joyce Wilson, City Manager, commented, and City Attorney Charlie McNabb gave legal advice.

Motion made by Representative Byrd, seconded by Representative O'Rourke, and unanimously carried to **APPROVE** the Resolutions.

NOT PRESENT FOR THE VOTE: Representatives Lilly, Lozano, and Ortega

.....
14E. DEVELOPMENT SERVICES:

Discussion and action on submitted parade applications for the City's Fiscal Year 2008 and a determination on which events the City will support at no cost or at a reduced cost to the applicant pursuant to Municipal Code Section 13.36.050, F., Costs and Fees.

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

15.

R E S O L U T I O N

WHEREAS, on July 10, 2006, the City Council of the City of El Paso ("the Council") passed and approved a resolution, concerning the preparation and implementation of a Downtown Redevelopment Plan, in which the Council expressed its determination that a revitalization strategy is necessary to address the critical needs of the downtown area in order to foster and support economic growth and opportunity and to ensure new investments will market the area as a thriving place to work, live, and visit; and

WHEREAS, on October 31, 2006, the Council passed and approved Ordinance No. 016487, incorporating the Downtown 2015 Plan ("the Plan") into the City's comprehensive plan entitled *The Plan for El Paso* and directing the City Manager to prepare an Implementation Strategy for execution of the Plan, with particular focus to phasing, implementation tools, and financing mechanisms to be utilized to carry out the intent of the Plan; and

WHEREAS, the Plan envisioned that the Implementation Strategy would include a package of incentives and policies that will encourage and energize continued and more expansive investment and improvement in the whole of downtown; and

WHEREAS, the City desires to implement a Downtown Facade Improvement Program ("the Program"), as one of several incentive programs that are part of the Implementation Strategy for the Plan; and

WHEREAS, the purpose of the Program is to provide funding to existing businesses and/or property owners to cure deteriorated conditions and encourage improvement and rehabilitation of their buildings in the Plan area; and

WHEREAS, Section 375.092(i) of the Texas Local Government Code expressly authorizes Municipal Management Districts to enter into agreements with other public entities, including municipalities; and

WHEREAS, in accordance with Section 375.001(h) and (l) of the Texas Local Government Code, DMD desires to support the City in the development and funding of the Program, as the Program is an improvement project or service which will preserve, maintain, and enhance the economic health and vitality

of the metropolitan area as a community and business center; and

WHEREAS, the Council finds that the Program would be in the public interest and serves an important public purpose in that assisting to cure deteriorated conditions, increasing economic development, and making Downtown El Paso attractive and serviceable to all is a public benefit to the citizens of El Paso;

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

THAT the Mayor be authorized to sign the Interlocal Agreement with the El Paso Downtown Management District ("DMD") under which the City's Economic Development Department shall administer the City's Downtown Facade Improvement Program with technical assistance and a financial contribution from DMD.

Representative Holguin commented.

Dr. Kathryn Dodson, Economic Development Director, commented.

Motion made by Representative Byrd, seconded by Representative O'Rourke, and carried to **APPROVE** the Resolution.

AYES: Representatives Byrd, Holguin, and O'Rourke

NAYS: Representatives Quintana

NOT PRESENT FOR THE VOTE: Representative Lilly, Lozano, Castro, and Ortega

.....
Motion made by Representative O'Rourke, seconded by Representative Byrd, and unanimously carried to **ADJOURN** this meeting at 1:11 p.m.

NOT PRESENT FOR THE VOTE: Representatives Lilly, Lozano, Castro, and Ortega

APPROVED AS TO CONTENT:

Richarda Duffy Momsen, City Clerk