

JOHN F. COOK
MAYOR



JOYCE WILSON
CITY MANAGER

CITY COUNCIL
ANN MORGAN LILLY, DISTRICT 1
SUSANNAH M. BYRD, DISTRICT 2
EMMA ACOSTA, DISTRICT 3
CARL ROBINSON, DISTRICT 4
RACHEL QUINTANA, DISTRICT 5
EDDIE HOLGUIN JR., DISTRICT 6
STEVE ORTEGA, DISTRICT 7
BETO O'ROURKE, DISTRICT 8

AGENDA FOR REGULAR CITY COUNCIL MEETING

**October 27, 2009
Council Chambers, City Hall
8:30 a.m.**

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

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

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

**Invocation – Police Chaplain Lisle Davis
Pledge of Allegiance**

RECOGNITIONS

- 1. RECOGNITION AND THANK YOU TO MAYOR JOHN F. COOK FOR HIS OUTSTANDING CONTRIBUTION AS PRESIDENT TO THE TEXAS MUNICIPAL LEAGUE. [REPRESENTATIVE ANN MORGAN LILLY]**
- 2. CITY EMPLOYEE RECOGNITIONS**

CALL TO THE PUBLIC – PUBLIC COMMENT

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

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

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

30 Minutes total is allotted for speakers.

Three to five minutes may be allowed for each speaker.

NOTICE TO THE PUBLIC

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members. Prior to the vote, members of the audience may ask questions regarding items on the consent agenda. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting. The wording of all agenda items shall appear in the minutes of this meeting of the City Council as posted, unless otherwise revised by this or other motion of Council, without the necessity of the City Clerk reading the wording of each item into the record.

CONSENT AGENDA

1. APPROVAL OF MINUTES:

Approval of Minutes for the Regular City Council Meeting of October 20, 2009, and the Special City Council Meetings of October 15, 2009 (Strategic Goals and CIP) and October 20, 2009 (Amendment of Ordinance 016769).
[Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

3. RESOLUTIONS:

3A. A Resolution approving a detailed site development plan for a portion of Lot 1, Block 2, Medano Heights, City of El Paso, El Paso County, Texas, pursuant to a condition imposed by City of El Paso Ordinance 14596. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject property: east of North Desert Boulevard and south of Picacho Hills Court. Applicant: EP Summit Investments, L.P. ZON09-00066 **(District 1)**
[Development Services/Planning, Andrew Salloum, (915) 541-4027]

3B. That the Mayor be authorized to sign an Interlocal Agreement between the City of El Paso and Texas Tech University Health Sciences Center, ("University"), on behalf of its Anita Thigpen Perry School of Nursing. **(All Districts)**
[Public Health, Angela Mora, (915) 771-5706]

4. BOARD RE-APPOINTMENT:

Roman Hernandez to the Building and Standards Commission by Representative Rachel Quintana, District 5. [Representative Rachel Quintana, (915) 541-4701]

5. BOARD APPOINTMENTS:

5A. Gracie Cain to the Building and Standards Commission by Representative Carl L. Robinson, District 4. [Representative Carl Robinson, (915) 541-4400]

5B. Joseph S. Daubach to the Greater El Paso Civic, Convention, and Tourism Advisory Board by Representative Rachel Quintana, District 5.
[Representative Rachel Quintana, (915) 541-4701]

6. DISCRETIONARY FUNDS:

Request authorization to increase the amount authorized by Council on October 13, 2009, from \$4,156 to \$5,130 from District 5 Discretionary Funds (Council Special Projects), Department ID No. 01010005, Account 504420, Fund No. 01101, to the Parks and Recreation Department (ID No. 51010366, Account 503303, Fund No. 01101) to purchase and install picnic tables and benches.

[Representative Rachel Quintana, (915) 541-4701]

7. PURCHASING REQUESTS TO ISSUE PURCHASE ORDERS, ETC.:

7A. Request rejection of all bids for Solicitation Nos. 2009-115 Interior and Exterior Painting for Various City Buildings, 2009-267 Minor General Contractor Services, and 2009-271 Minor Roofing Repairs as recommended by Financial Services Department - Purchasing Division and General Services Department - Fleet Division. Pricing on these bids was significantly higher when compared to pricing on previous projects. **(All Districts)**

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

[General Services, Stuart Ed, (915) 621-6822]

7B. Request that the Purchasing Manager for Financial Services, Purchasing Division, be authorized to issue a purchase order to The Playwell Group, Inc., under Texas Association of School Boards, Inc., Cooperative Purchasing Buyboard Contract #269-07 for playground equipment for Indian Ridge Park #9 and #10, Stanton Heights, Sunset View, Loma Linda, Tres Suenos #1, Mesquite Hills #1 and #2, River Park West Unit 1, Indian Heights, Summerlin, Hawkins, Tierra del Este #44, and Nations Tobin. Total estimated expenditures are \$269,933.46.

The participation by the City of El Paso in the Texas Association of School Boards, Inc., Cooperative Purchasing Buyboard was approved by Mayor and City Council on September 19, 2006.

Department:	Engineering
Account No.:	99331117 – 508027 – 27263 – PCP08PA01 51159242 – 508027 – 16260 – PCP08PA0411
Funding Source:	2008 Reprogramming – Parks Proportionality and Parkland Dedication Fees
Total Estimated Award:	\$269,933.46
Reference No.:	2010-054
Districts:	1, 2, 3, 4, and 5

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

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

7C. Request that the Purchasing Manager for Financial Services, Purchasing Division, be authorized to issue a purchase order to ExerPlay, Inc., under Texas Association of School Boards, Inc., Cooperative Purchasing Buyboard Contract #269-07 for playground equipment for Green Lilac Park, River Park West Unit 1, Mesquite Hills Unit 1 and 2, and Tres Suenos Unit 1. Total estimated expenditures are \$168,622.11.

The participation by the City of El Paso in the Texas Association of School Boards, Inc., Cooperative Purchasing Buyboard was approved by Mayor and City Council on September 19, 2006.

Department: Engineering
Account No.: 99331117 – 508027 – 27263 – PCP08PA01
Funding Source: 2008 Reprogramming – Parks Proportionality
Total Estimated Award: \$168,622.11
Reference No.: 2010-055

Districts: 1, 4, 5, and 7
[Financial Services/Purchasing, Terrence Freiburg, (915) 541-4313]
[Engineering, R. Alan Shubert, (915) 541-4423]

- 7D.** Request that the Purchasing Manager for Financial Services, Purchasing Division, be authorized to issue a purchase order to PlayPower LT Farmington, Inc./All Play, Inc., under Texas Association of School Boards, Inc., Cooperative Purchasing Buyboard Contract #269-07 for playground equipment for Tierra del Este #44 Park, Indian Heights, Modesto Gomez, Summerlin, and Hawkins. Total estimated expenditures are \$121,257.88.

The participation by the City of El Paso in the Texas Association of School Boards, Inc., Cooperative Purchasing Buyboard was approved by Mayor and City Council on September 19, 2006.

Department: Engineering
Account No.: 99331117 – 508027 – 27263 – PCP08PA01
99331117 – 508027 – 27263 – PCP08PA05
Funding Source: 2008 Reprogramming – Parks Proportionality and
Playground Replacement
Total Estimated Award: \$121,257.88
Reference No.: 2010-056

Districts: 3, 4, 5, and 8
[Financial Services/Purchasing, Terrence Freiburg, (915) 541-4313]
[Engineering, R. Alan Shubert, (915) 541-4423]

- 7E.** Request that the Purchasing Manager for Financial Services, Purchasing Division, be authorized to issue a purchase order to Paradigm Traffic Systems Inc., a State of Texas Open Market contractor under Contract No. 6-001150, for procurement of Econolite Rackvision Vehicle Imaging Video Detection System in the estimated amount of \$267,000. This system detects vehicles and changes traffic lights to allow vehicles to proceed. Participation by the City of El Paso in the State of Texas Cooperative Purchasing Program was approved by Mayor and City Council on March 6, 2007.

Department: Street
Account No.: 99331117 – 508027 – 27263 – PCP06ST013
Funding Source: Signal / Flasher Install CP06
Total Estimated Amount: \$267,000
Reference No.: 2010-060

Districts: All
[Financial Services/Purchasing, Terrence Freiburg, (915) 541-4313]
[Street Department, Daryl Cole, (915) 621-6750]

- 7F.** Request that the Purchasing Manager for Financial Services, Purchasing Division, be authorized to issue purchase order to ACCU-Logistics, LLC, for the design, construction and delivery of five mobile public health emergency preparedness response trailers (Point of Dispensing Sites – PODs) in the purchase amount of \$165,127.51. This is a procurement necessary to preserve the public health and safety.

Department: Public Health
 Annual Estimated Amount: \$165,127.51
 Account No. 41150023-503112-06346-G410930
 Funding Source: Clinical/Medical Supplies – Grant Funds
 Total Estimated Award: \$165,127.51 (5 Trailers)
Districts: All
 [Financial Services/Purchasing, Terrence Freiburg, (915) 541-4313]
 [Public Health, Michael Hill, (915) 771-5702]

8. BEST VALUE PROCUREMENT:

That the City be authorized to enter into negotiations with HRT Roofing and Construction, Inc. who submitted the highest ranked proposal for the Pavo Real Swimming Pool (Bathhouse) as per recommendations from the Engineering Department and Parks and Recreation Department. This project was bid as a Competitive Sealed Proposal and the statute allows contract negotiations regarding the scope and price of a project with the selected offeror.

Department: Engineering
 Account No(s): 14101001 - 508027–(60119, 60167, 60183) - PQLPA144A
 31130500–508027–(26263, 60021, 60031, 60060) – PQLPA144A
 Funding Source: 2000 Quality of Life Bonds
 Proposal No.: 2009-255
District: 6
 [Engineering, R. Alan Shubert, (915) 541-4423]

9. BIDS:

- 9A.** The award of Solicitation No. 2009-290 (Cummins Proprietary Parts) to Border International Trucks for a total estimated award of \$270,000.

Department: General Services
 Award to: Border International Trucks
 El Paso, TX
 Items: Items 1 & 2
 Option: One year
 Annual Estimated Amount: \$ 90,000
 Account No.: 37370510 – 503121 - 45202
 Funding Source: General Services, Internal Service Fund
 Total Estimated Award: \$270,000 (3 years)
Districts: All

This is a thirty-six month requirements type contract.

The cost under this requirements contract is only an estimated minimum value. The actual cost of this contract may be higher or lower than the total estimated minimum value and will be the sum total at the end of the contract term, so long as increased funds are appropriated in the budget.

The Departments of Financial Services, Purchasing Division, and General Services recommend award as indicated to the lowest responsive, responsible bidder.

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

[General Services, Stuart Ed, (915) 621-6822]

- 9B.** The award of solicitation No. 2010-010 for the Unpaved Rights-of-ways, Phase 3, to ZTEX Construction, Inc. for a total estimated amount of \$496,508.50.

Department: Streets/Engineering
Award to: ZTEX Construction, Inc.
Base Bid 1: \$307,363.50
Alternate No. 1: \$189,135.00
Account No.(s): 14200403-508027-29152-PBE04ST136
14200403- 508027-29154 -PBE04ST138
14200403-508027-29153-PBE04ST137
99331117-508027-27263-PCP04ST014
Funding Source: 2004 Bonds - \$76,793.21
2004 Bonds - \$32,323.45
2004 Bonds - \$162,129.87
2006 Certificates of Obligation - \$225,270.87
Total Est. Award: \$496,508.50
Districts: 2 & 8

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 may be higher or lower than the total estimated value and will be the sum total of unit prices at the end of the contract term.

As a part of this award, upon the review of the City Attorney, the City Engineer and/or the Streets Director may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

This is a low bid, unit-price contract. The Engineering Department recommends award as indicated to the lowest responsible bidder.

The contractor has offered the City the option to extend the contract at the end of the original term for an additional 150-day term by giving the contractor a written notice no later than thirty (30) days prior to the expiration of the original contract term.

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

[Street Department, Daryl Cole, (915) 621-6750]

- 9C. The award of Solicitation No. 2009-274 (Scott Health & Safety Proprietary Products) to Fire Service Equipment, Inc. for Self Breathing Apparatus (SCBA) respirators, Airpacks and parts for a total award of \$475,000.

Department: Fire
Award to: Fire Service Equipment, Inc.
El Paso, TX
Items: All
Option: Purchase up to 100% within 90 days from the date of award
Account No.: 22150024 – 502225 – 07189 – G220911
Funding Source: Homeland Security UASI Grant Funds (FEMA)
Total Award: \$475,000
Districts: All

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

The Departments of Financial Services, Purchasing Division, and Fire recommend award as indicated to the lowest responsive, responsible bidder.
[Financial Services/Purchasing, Terrence Freiburg, (915) 541-4313]
[Fire Department, Wade A. Warling, (915) 771-1071]

REGULAR AGENDA - INTRODUCTIONS

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

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

- 10A. An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.44 (Stopping, Standing, and Parking Generally), Section 12.44.280 (Restrictions on Parking in Residential Parking Districts), of the El Paso City Code to provide for the creation and dissolution of Residential Parking Districts, issuance and revocation of Visitor, Owner, New Resident, Temporary, and Resident parking permits and establishing fees; the penalty being as provided in Section 12.84 (Violation - Penalty) and Section 12.85 (Parking Violations) of the El Paso City Code. **(All Districts)** [Engineering/Traffic Division, Ted Marquez, (915) 541-4035]
- 10B. An Ordinance authorizing the City Manager to execute a lease agreement between the City of El Paso and El Paso Healthcare System Ltd. d/b/a Del Sol Medical Center for the use of approximately 96.38 square feet in the Tigua Health Center at 7862 San Jose Road, El Paso, Texas. **(District 7)**
[Financial Services, Liza Ramirez-Tobias, (915) 541-4074]
[Public Health, Angela Mora, (915) 771-5706]
- 10C. An Ordinance authorizing the City Manager to execute a lease agreement between the City of El Paso and El Paso Healthcare System Ltd. d/b/a Del Sol Medical Center for the use of approximately 93.30 square feet in the Westside Health Center, at 5195 Mace Road, El Paso, Texas. **(District 1)** [Financial Services, Liza Ramirez-Tobias, (915) 541-4074]
[Public Health, Angela Mora, (915) 771-5706]

- 10D. An Ordinance authorizing the City Manager to execute a lease agreement between the City of El Paso and El Paso Healthcare System Ltd. d/b/a Del Sol Medical Center for the use of approximately 222.43 square feet in the Northeast Health Center at 5587 Transmountain Road, El Paso, Texas.
(District 4)
[Financial Services, Liza Ramirez-Tobias, (915) 541-4074]
[Public Health, Angela Mora, (915) 771-5706]
- 10E. An Ordinance authorizing the City Manager to execute a lease agreement between the City of El Paso and El Paso Healthcare System LTD d/b/a Del Sol Medical Center for the use of approximately 159.46 square feet in the Henderson Health Center at 721 South Mesa Street, El Paso, Texas. **(District 8)**
[Financial Services, Liza Ramirez-Tobias, (915) 541-4074]
[Public Health, Angela Mora, (915) 771-5706]
- 10F. An Ordinance amending Ordinance No. 017176 which imposed a moratorium for a period of ninety days on the acceptance of applications for permits and issuance of permits for the erection, construction, or modification of off premise signs or billboards, to extend the moratorium period for sixty additional days.
(All Districts) [Development Services/Planning, Mathew McElroy, (915) 541-4056]

PUBLIC HEARING WILL BE HELD ON NOVEMBER 3, 2009, FOR ITEMS 10A – 10F

Public Hearings will be held as part of the regular City Council meeting that begins at approximately 9:00 a.m. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances; no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8:00 a.m. to 5:00 p.m.

REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS

11. FINANCIAL SERVICES:

- 11A. Discussion and action on the award of Solicitation No. 2009-199 (Automobile Parts) to Uni-Select USA, Inc. d/b/a Main Auto Parts El Paso; O'Reilly Automotive Inc. d/b/a O'Reilly Auto Parts; and Westside Trucks, LLC d/b/a Southwest Volvo/Mack Trucks for a total estimated award of \$1,300,000.

Department:	General Services, Fleet Division, Fire, Airport, Sun Metro
Award to: Vendor 1:	Uni-Select USA, Inc. d/b/a Main Auto Parts El Paso Moorestown, NJ
Items:	Group II, III, VI, VIII, IX, X, XI, XII, XIII (Primary) Group I, IV, V (Secondary)
Option:	Two years
Annual Estimated Amount:	\$358,500
Award to: Vendor 2:	O'Reilly Automotive Inc. d/b/a O'Reilly Auto Parts Springfield, MO
Items:	Group I, IV, V (Primary) Group II, III, VI, VIII, IX, X, XI, XII (Secondary)
Annual Estimated Amount:	\$271,500

Award to: Vendor 3: Westside Trucks, LLC d/b/a Southwest Volvo/Mack Trucks
 El Paso, TX
 Items: Group VII (Primary)
 Option: Two years
 Annual Estimated Amount: \$20,000

Annual Estimated Total: \$650,000
 Account No.: 37370510 – 503121 – 45202 (General Services)
 37370510 – 503125 – 45202 (General Services)
 22010320 – 503118 – 01101 (Fire)
 62620003 – 503121 – 40101 (Airport)
 60600015 – 503118 – 40348 (Sun Metro)
 Funding Source: General Services Dept., Internal Service Fund,
 Inventory Purchases-Materials and Supplies
 Vehicle Maintenance Supplies
 Total Estimated Award: \$1,300,000 (2 Year Total)

Districts: All

This is a twenty-four month requirements type contract for a variety of Automobile Parts.

The cost under this requirements contract is only an estimated minimum value. The actual cost of this contract may be higher or lower than the total estimated minimum value and will be the sum total at the end of the contract term, so long as increased funds are appropriated in the budget.

The Departments of Financial Services - Purchasing Division, General Services - Fleet Division, Fire, Airport, and Sun Metro recommend award as indicated to the lowest responsive, responsible bidders.

[Financial Services/Purchasing, Terrence Freiburg, (915) 541-4313]
 [General Services, Stuart Ed, (915) 621-6822]

- 11B.** Discussion and action on the award of Solicitation No. 2009-262R (City Of El Paso 2009 Employee Supplemental Benefits) to United Concordia Insurance Company for Dental Preferred Provider Organization (PPO) dental plan; to Metropolitan Life Insurance Company for Dental Maintenance Organization (DMO) dental plan; to Block Vision of Texas, Inc. for Vision Plan Coverage; to Trustmark Insurance Company for Disability Coverage; and to Standard Insurance Company for Basic and Supplemental Life Insurance for a total estimated amount of \$1,304,000.

Department: OMB – Insurance and Benefits
 Award to: Vendor 1 United Concordia Insurance Company
 Harrisburg, PA
 Item: Dental (PPO)
 Option: Two 2-year periods

Award to: Vendor 2: Metropolitan Life Insurance Company

Item: Dallas, TX
 Dental (DMO)
 Option: Two 2-year periods

Award to: Vendor 3: Block Vision of Texas, Inc.
 Dallas, TX
 Item: Vision
 Option: Two 2-year periods

Award to: Vendor 4: Trustmark Insurance Company
 Lake Forrest, IL
 Item: Disability
 Option: Two 2-year periods

Award to: Vendor 5: Standard Insurance Company
 Portland, OR
 Item: Life
 Option: Two 2-year periods

Account No.: 04100248 – 45121 – 502119
 Funding Source: Self Insured Health Fund – Life Benefits
 Total Estimated Award: \$1,304,000 (4-year total)
Districts: All

This is a four year contract for City of El Paso 2009 Employee Supplemental Benefits.

The Departments of Financial Services, Purchasing Division, and Office of Management and Budget recommend award as indicated. The review committee based on evaluation factors established for this procurement, recommend award to the highest ranked proposers as indicated.

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

[Office of Management and Budget, David Almonte, (915) 541-4777]

12. ENGINEERING:

Discussion and action that the City be authorized to enter into negotiations with Medlock Commercial Contractors, LLC who submitted the highest ranked proposal for the Armijo Branch Library Computer Lab Addition & Chihuahuita Community Center HVAC Remodeling project, as per recommendations from the Engineering Department. This project was bid as a Competitive Sealed Proposal and the statute allows contract negotiations regarding the scope and price of a project with the selected offeror.

Department: Engineering
 Account No(s): 71150069 / 508027 / 07884 / G7134CD0014
 71150069 / 508027 / 07892 / G7134CD0021
 99331117 / 508027 / 27263 / PCP06MF001
 Funding Source: CDBG 34th Year (Armijo), CDBG 34th Year
 (Chihuahuita) and 2006 Certificates of Obligation
 2009-277
 Proposal No.:
District: 8
 [Engineering, R. Alan Shubert, (915) 541-4423]

REGULAR AGENDA – PUBLIC HEARINGS**13. DEVELOPMENT SERVICES:**

- 13A.** An Ordinance changing the zoning of Lots 3 – 9, Block 1, Mesa Heights Addition, City of El Paso, El Paso County, Texas, from C-1 (Commercial) to C-3 (Commercial). The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject property: 4730 Pershing Drive. Property owner: Jesse P. Look. ZON09-00035 **(District 2) THIS IS AN APPEAL CASE.**
[Development Services/Planning, Andrew Salloum, (915) 541-4027]
- 13B.** An Ordinance granting Special Permit No. ZON09-00039, to allow for a 44% parking reduction on the property described as Lots 18 – 20 and the south 10 feet of Lot 17, Block 59, Alexander Addition, City of El Paso, El Paso County, Texas, pursuant to Section 20.14.070 of the El Paso City Code. The penalty being as provided in Chapter 20.24 of the El Paso City Code. Subject property: 1600 Kansas Street. Property owner: Richard R. Marro. ZON09-00039 **(District 8)** [Development Services/Planning, Andrew Salloum, (915) 541-4027]
- 13C.** An Ordinance changing the zoning of Parcel 1, a portion of Tract 1B4, S.J. Larkin Survey 266, City of El Paso, El Paso County, Texas, from C-3/C (Commercial/Conditions) to R-3A (Residential) and Parcel 2, a portion of Tract 1B4, S.J. Larkin Survey 266, City of El Paso, El Paso County, Texas, from A-O (Apartment/Office) to R-3A (Residential) and releasing conditions placed on Parcel 1 by Ordinance No. 15672. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject property: south of Northern Pass Drive and west of Helen of Troy Drive. Applicant: Cimarron Hunt Communities, LLC. ZON09-00034 and ZON09-00038 **(District 1)**
[Development Services/Planning, Andrew Salloum, (915) 541-4027]

14. FIRE DEPARTMENT:

An amendment to the Ordinance No. 016769 granting a franchise for Elite Medical Transport, LLC, to operate a non-emergency ambulance transfer service to extend the term. **(All Districts)** [Fire Department, Michael Calderazzo, (915) 771-1000]

REGULAR AGENDA – OTHER BUSINESS**15. MAYOR AND COUNCIL:**

Discussion and action that the Mayor be authorized to sign a second amendment to the Contract between the City of El Paso and Joyce A. Wilson, City Manager, extending the term of the contract through September 30, 2014, and providing for additional benefits.
[Mayor John F. Cook, (915) 541-4145]

16. FINANCIAL SERVICES:

- 16A.** Discussion and action on a Resolution to approve the City's Investment Policy for Fiscal Year 2010. **(All Districts)**
[Financial Services, Carmen Arrieta-Candelaria, (915) 541-4293]

- 16B.** Discussion and action on a Resolution to approve the 2009 City's Debt Management Policy. **(All Districts)**
 [Financial Services, Carmen Arrieta-Candelaria, (915) 541-4293]

17. OFFICE OF MANAGEMENT AND BUDGET:

Discussion and action on a Resolution that authorizes City Manager to accept the terms and conditions (“agreement”) of the Energy Efficiency & Conservation Block Grant (EECBG) by electronic signature for Department of Energy grant number DE-EE000964/000, in the amount of \$5,802,700 which is an American Recovery and Reinvestment Act (“ARRA”) grant. **(All Districts)**

General Services	Facility Energy Program	3,000,000.00
	Green Fleet vehicles	700,000.00
	MSC building Solar System	100,000.00
Environmental Services	Landfill	1,000,000.00
	Recycling	214,493.00
	Equipment	38,207.00
MCAD	Solar Art	250,000.00
PSB	Appliance rebates	500,000.00
Grant Total		<u>5,802,700.00</u>

[Office of Management and Budget, David Almonte, (915) 541-4777]

EXECUTIVE SESSION

The City Council of the City of El Paso may retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.) The City Council will return to open session to take any final action and may also, at any time during the meeting, bring forward any of the following items for public discussion, as appropriate.

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

Discussion and action on the following:

- EX1.** 3228 Sacramento, El Paso, Texas. (551.072) [Mayor's Office, Sylvia Borunda Firth, (915) 541-4656]
POSTPONED FROM 09-15-09, 09-29-09, AND 10-13-09

NOTICE TO THE PUBLIC:

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

Hearing Assistance Devices are available upon request.

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

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