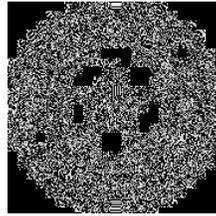


JOHN F. COOK
MAYOR



JOYCE WILSON
CITY MANAGER

CITY COUNCIL
ANN MORGAN LILLY, DISTRICT 1
SUSIE BYRD, DISTRICT 2
EMMA ACOSTA, DISTRICT 3
CARL L. ROBINSON, DISTRICT 4
MICHIEL R. NOE, DISTRICT 5
EDDIE HOLGUIN JR., DISTRICT 6
STEVE ORTEGA, DISTRICT 7
CORTNEY CARLISLE NILAND, DISTRICT 8

REGULAR COUNCIL MEETING MINUTES
COUNCIL CHAMBERS
NOVEMBER 8, 2011
8:30 A.M.

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

MAYOR'S PROCLAMATIONS

1. GO BLUE ON THE BORDER DAY
2. FILIPINO AMERICAN RECOGNITION MONTH
3. NATIONAL ALZHEIMER'S DISEASE AWARENESS MONTH
4. GOLDEN CORRAL MILITARY APPRECIATION MONDAY
5. TOYS FOR TOTS DAY

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 members of the public commented:

1. Mr. Richard Schecter
2. Mr. Salvador Gomez

Motion made by Representative Robinson, seconded by Representative Ortega, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 8:59 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 Byrd, Acosta and Niland

Motion made by Mayor Pro Tempore Lilly, seconded by Representative Byrd, and unanimously carried to adjourn the Executive Session at 9:57 a.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

NOT PRESENT FOR THE VOTE: Representatives Robinson, Ortega and Niland

.....
EX1. Claim of Sylvia Magallanes, Our File No. 11-1005-094 (551.071)

Motion made by Mayor Pro Tempore Lilly, seconded by Representative Byrd, and unanimously carried that the City Attorney's Office be authorized to reject claimant's settlement demand in the claim of Sylvia Magallanes, Our File No. 11-1005-094.

.....
EX2. Petition of El Paso Electric Company for approval to revise Military Base Discount Recovery Factor Tariff before the Public Utility Commission of Texas, Docket No. 39590. (551.071)

Motion made by Mayor Pro Tempore Lilly, seconded by Representative Robinson, and carried that to grant settlement authority to the City Attorney to negotiate settlement agreement and sign all documents on behalf of the City to resolve the Petition of El Paso Electric for Approval to Revise Military Base Discount Recovery Factor Tariff before the Public Utility Commission of Texas, PUC Docket No. 39590.

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

.....
EX3. Petition of El Paso Electric Company for review of City of El Paso's Rate Resolutions and request for Expedited Relief before the Public Utility Commission of Texas, Docket No. 39868. (551.071)

NO ACTION was taken on this item.

.....
EX4. Texas Gas Service Company, a Division of ONEOK, Inc. vs. Railroad Commission of Texas, Cause No. D-1-GN-11-000889, 201 Judicial Division; and Petition for Review of Ratesetting Action of the City of El Paso before the Railroad Commission of Texas regarding Rate Case Expenses, Gas Utility Docket No. 10016 and Pipeline Expense Rider, Gas Utility Docket No. 10049, both severed from Gas Utility Docket No. 9988 (551.071)

Motion made by Mayor Pro Tempore Lilly, seconded by Representative Robinson, and unanimously carried that the City Attorney's Office be authorized settlement authority, to negotiate settlement agreement and sign all documents to resolve the matters regarding Texas Gas Service Company, a Division of ONEOK, Inc. v. Railroad Commission of Texas, Cause No. D-1-GN-11-000889, 201 Judicial Division; and Petition for for Review of Ratesetting Action of the City of El Paso before the Railroad Commission of Texas regarding Rate Case Expenses, Gas Utility Docket No. 10016 and Pipeline Expense Rider, Gas Utility Docket No. 10049, both severed from Gas Utility Docket No. 9988.

.....

CONSENT AGENDA

Motion made by Mayor Pro Tempore Lilly, 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, Acosta, Robinson, Noe, Holguin, Ortega, and Niland
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 November 1, 2011.

.....

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 a Lessor's Approval of Assignment of the Industrial Site Lease by and between the City of El Paso ("Lessor"), Opportunity Center for the Homeless ("Assignor") and West Texas Non-Profit Developments ("Assignee") for the following described property:

Portion of Lot 3, Block 2-A, El Paso International Airport Tracts, Unit 4, City of El Paso, El Paso County, Texas, municipally known and numbered as 6461 Hiller Street, El Paso, Texas.

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3B.

***RESOLUTION**

That the City Manager be authorized to sign a First Amendment to Industrial Site Lease by and between the City of El Paso ("Lessor") and J. A. Cardwell, Sr. ("Lessee") for the property described as a portion of Section 40, Block 80, Township 2, T&PRR Surveys and a portion of Morehouse Survey No. 12, containing 2.07 acres of land, more or less, City of El Paso, El Paso County, Texas, and municipally known and numbered as 8836 Montana, allowing for an early termination of the Lease.

Representatives Byrd, Acosta and Ortega commented.

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager
 2. Ms. Laura Gordon, Deputy City Attorney, gave legal advice.
 3. Ms. Monica Lombrana, Director of Aviation
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3C.

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

WHEREAS, Lava Entertainment Group LLC (hereinafter referred to as “Grantee”) is sponsoring a Night Before Thanksgiving Party (hereinafter referred to as “Event”), from Wednesday, November 23, 2011 to Thursday, November 24, 2011; and

WHEREAS, the Grantee has received administrative approval for a Special Privilege Permit for the use and closure of City rights-of-way for less than twenty-four (24) hours on W. San Antonio Avenue between Durango Street and Anthony Street from 6:00 pm Wednesday, November 23, 2011, to 3:00 am Thursday, November 24, 2011, in conjunction with the Event; and

WHEREAS, the City is not a sponsor of the Event and the Grantee assumes full responsibility for the planning, coordination, management and production of the Event; and

WHEREAS, the Grantee desires to provide for the sale and serving of alcoholic beverages on portions of the City rights-of-way during the Event.

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

That the Grantee be authorized to provide for the sale and service of alcoholic beverages at the Night Before Thanksgiving in the closed portion of W. San Antonio Avenue between Durango Street and Anthony Street from 7:00 pm Wednesday, November 23, 2011 to 2:00 am Thursday, November 24, 2011.

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3D.

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

WHEREAS, the City of El Paso (hereinafter referred to as the “City”) has granted various organizations permission to utilize City rights-of-way for events during the 2012 Fiscal Year (hereinafter referred to as “Events”). Some of these organizations (“Event Sponsors”) and their respective Events are as follows:

1. International AIDS Empowerment (AIDS Walk El Paso)
2. El Paso Holocaust Museum (Tour de Tolerance)
3. American Cancer Society (Making Strides Against Breast Cancer)
4. Child Crisis Center of El Paso (Planet Fitness Challenge for Kids)
5. El Paso Motorcycle Coalition (Toy Run Parade)
6. United American Veterans Organization of El Paso (United American Veterans Parade)
7. Sun Bowl Association (First Light Federal Credit Union Sun Bowl Parade)
8. YMCA of El Paso (Turkey Trot Run & Walk)
9. El Paso Marathon Foundation (El Paso Marathon)
10. Inter Club Council of El Paso (Black History Month Parade and Festival)
11. Lydia Patterson Institute (Segundo Barrio 5K Race/Walk)

12. Sin Fronteras Organizing Project (Cesar Chavez Parade/Marcha Campesina)
13. Transmountain Optimist Foundation (Northeast Parade)
14. El Paso Sun City Pride (El Paso Sun City Pride Parade)
15. Rotary Club of West El Paso (Independence Day Parade)
16. Del Norte Lions Club (Fourth of July Parade)

WHEREAS, the Event Sponsor for each Event has submitted its parade application and fees and has met the currently-established criteria for City financial support for the proposed event; and

WHEREAS, pursuant to City Code Section 13.26.050.E, the Event Sponsors' applications for public funding of the traffic control and public safety costs related to each proposed Event was timely submitted; and

WHEREAS, the City Manager has presented the requests of organizations seeking City support to pay for traffic control and public safety costs related to the Events to the City Council in conjunction with the budget process for the 2012 fiscal year and the City Council has included sufficient funding in the City's 2012 fiscal year budget to pay for the traffic control and public safety costs for these Events; and

WHEREAS, each applicant has presented and explained on their application the municipal purpose to be served through the conduct of their event, and, in this regard, the City has found that the Events serve an important public purpose and provide a benefit to the City of El Paso and its citizens.

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

That the City Manager be authorized to execute Agreements between the City of El Paso and following Event Sponsors:

1. International AIDS Empowerment (AIDS Walk El Paso)
2. El Paso Holocaust Museum (Tour de Tolerance)
3. American Cancer Society (Making Strides Against Breast Cancer)
4. Child Crisis Center of El Paso (Planet Fitness Challenge for Kids)
5. El Paso Motorcycle Coalition (Toy Run Parade)
6. United American Veterans Organization of El Paso (United American Veterans Parade)
7. Sun Bowl Association (First Light Federal Credit Union Sun Bowl Parade)
8. YMCA of El Paso (Turkey Trot Run & Walk)
9. El Paso Marathon Foundation (El Paso Marathon)
10. Inter Club Council of El Paso (Black History Month Parade and Festival)
11. Lydia Patterson Institute (Segundo Barrio 5K Race/Walk)
12. Sin Fronteras Organizing Project (Cesar Chavez Parade/Marcha Campesina)
13. Transmountain Optimist Foundation (Northeast Parade)

- 14. El Paso Sun City Pride (El Paso Sun City Pride Parade)
- 15. Rotary Club of West El Paso (Independence Day Parade)
- 16. Del Norte Lions Club (Fourth of July Parade)

for the participation in each Event Sponsors' respective Event by the City, each Event of which constitutes an important public purpose of benefit to the City and its citizens as described within each application; and under the terms of each agreement the City will provide the necessary funds to the appropriate City departments to cover the costs of the on-duty police traffic-control assistance and other necessary public safety services for the Events. The amount of funds provided by the City towards these Events, in the aggregate, will not exceed the amount of funding allocated in the City's budget for these Events.

Mayor Cook and Representative Acosta commented.

The following City staff members commented:

- 1. Ms. Joyce Wilson, City Manager
- 2. Mirian Spencer, CNU-A Planner

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3E.

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

That the City Manager be authorized to sign a Contract of Sale between the CITY OF EL PASO and The Broker Company for the purchase of

Lots 17-20, Block 200, Campbell's Addition, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in Volume 2, Page 68, Real Property Records, El Paso County, commonly known as 216 Florence, El Paso, Texas

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

Representatives Byrd and Niland commented.

The following City staff members commented:

- 1. Ms. Joyce Wilson, City Manager
- 2. Ted Marquez, Deputy Director of the Department of Transportation
- 3. Liza Ramirez-Tobias, Capital Assets Manager

Mr. Richard Schechter, citizen, commented

1ST MOTION

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

2ND MOTION

Motion made by Representative Ortega, seconded by Representative Niland, and unanimously carried to **RETIRE** into **EXECUTIVE SESSION** at 11:08 a.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 (Consultation with Attorney) and 551.072 (Deliberations Regarding Real Property).

3RD MOTION

Motion made by Representative Robinson, seconded by Representative Ortega, and unanimously carried to **ADJOURN** the Executive Session at 11:16 a.m. and **RECONVENE** the meeting of the City Council.

4TH AND FINAL MOTION

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

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3F.

***RESOLUTION**

That the City Manager be authorized to sign a lease between the County of El Paso, Texas and the City of El Paso for office and laboratory use by City’s Department of Public Health at 4505 Alberta, El Paso, Texas, for an initial term from October 1, 2011 to September 30, 2012, with the City’s option of a one (1) year extension, for a monthly rent of NINE THOUSAND DOLLARS AND NO/100 (\$9,000).

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3G.

***RESOLUTION**

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

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

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

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

3608 Comstock Court, more particularly described as Lot(s) 4, Block 1,
Mountain Shadows Foothills Subdivision, El Paso, El Paso County, Texas,
Parcel # M842-999-0010-4900

to be \$117.86, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE

HUNDRED FORTY ONE AND 86/100 DOLLARS (\$141.86). The City Council finds that the work was completed on the 26th day(s) of October, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FORTY ONE AND 86/100 DOLLARS (\$141.86) 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.

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

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

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

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

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

8320 Diana Drive, more particularly described as Lot(s) 16 (6380 Sq Ft), Block 7, Mountain View Subdivision, El Paso, El Paso County, Texas, Parcel #M851-999-0070-3100

to be \$146.02, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE

HUNDRED SEVENTY AND 02/100 DOLLARS (\$170.02). The City Council finds that the work was completed on the 6th day(s) of October, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED SEVENTY AND 02/100 DOLLARS (\$170.02) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

3322 Idalia Avenue, more particularly described as E 20 Ft of Lot 21 & W 20 Ft of Lot 20 (4800 Sq Ft), Block 29, Grandview Subdivision, El Paso, El Paso County, Texas, Parcel #G686-999-0290-5100

to be \$119.66, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FORTY THREE AND 66/100 DOLLARS (\$143.66). The City Council finds that the work was completed on the 21st day(s) of September, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FORTY THREE AND 66/100 DOLLARS (\$143.66) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

108 N Carolina Drive, more particularly described as Tract 5-A (0.161 Acre), Block 25, Ysleta Subdivision, El Paso, El Paso County, Texas, Parcel # Y805-999-0250-0501

to be \$155.43, 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, total to wit, making a total of ONE HUNDRED SEVENTY NINE AND 43/100 DOLLARS (\$179.43). The City Council finds that the work was completed on the 22nd day(s) of September, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED SEVENTY NINE AND 43/100 DOLLARS (\$179.43) 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 Chapter 9.04 of the El Paso City Code, JUAN G ANAYA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

4304 Tularosa Avenue, more particularly described as Lot(s) 19 & E 1/2 of Lot 18 (5250 Sq Ft), Block 23, French Subdivision, El Paso, El Paso County, Texas, Parcel # F716-999-0230-5700

to be \$144.08, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED SIXTY EIGHT AND 08/100 DOLLARS (\$168.08). The City Council finds that the work was completed on the 12th day(s) of November, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED SIXTY EIGHT AND 08/100 DOLLARS (\$168.08) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

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

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

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

3800 Edgar Park Avenue, more particularly described as W 70 Ft of Lot 5,
Huntington Park Subdivision, El Paso, El Paso County, Texas, Parcel #H931-
999-0000-3500

to be \$246.00, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED SEVENTY AND 00/100 DOLLARS (\$270.00). The City Council finds that the work was completed on the 9th day(s) of September, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO HUNDRED SEVENTY AND 00/100 DOLLARS (\$270.00) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

4713 G T Powers Drive, more particularly described as Lot(s) 13 EXC W
1 Ft & W 1 Ft of Lot 12, Block 15, Castner Heights #1 Subdivision, El
Paso, El Paso County, Texas, Parcel #C231-999-0150-2500

to be \$119.49, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FORTY THREE AND 49/100 DOLLARS (\$143.49). The City Council finds that the work was completed on the 14th day(s) of October, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FORTY THREE AND 49/100 DOLLARS (\$143.49) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

9944 Dyer Street, more particularly described as Lot(s) 11 to 12 (12000.00 Sq Ft), Block 2, Sahara Subdivision, El Paso, El Paso County, Texas, Parcel #S033-999-0020-3600

to be \$140.80, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED SIXTY FOUR AND 80/100 DOLLARS (\$164.80). The City Council finds that the work was completed on the 20th day(s) of January, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED SIXTY FOUR AND 80/100 DOLLARS (\$164.80) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

5319 Harlan Drive, more particularly described as Lot(s) 13 (7000 Sq Ft),
Block 19, Milagro Hills Subdivision, El Paso, El Paso County, Texas, Parcel #
M425-999-0190-4900

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, total to wit, 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 25th day(s) of July, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED SIXTY SIX AND 89/100 DOLLARS (\$166.89) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

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

5324 Marcillus Avenue, more particularly described as Lot(s) 29 (8658 Sq Ft),
Block 25, Milagro Hills Subdivision, El Paso, El Paso County, Texas, Parcel #
M425-999-0250-8800

to be \$102.44, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED TWENTY SIX AND 44/100 DOLLARS (\$126.44). The City Council finds that the work was completed on the 8th day(s) of February, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED TWENTY SIX AND 44/100 DOLLARS (\$126.44) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

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

Lot(s) 21 & 22 (12000.00 Sq Ft), Block 2, Sahara Subdivision, City of El Paso,
El Paso County, Texas, Parcel #S033-999-0020-5700

to be \$156.77, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED EIGHTY AND 77/100 DOLLARS (\$180.77). The City Council finds that the work was completed on the 20th day(s) of January, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED EIGHTY AND 77/100 DOLLARS (\$180.77) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

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

Tract 15-A (4.7268 AC), Block 81, TSP 1 SEC 38 T & P SURV Subdivision, El Paso, El Paso County, Texas, Parcel #X581-999-1380-1550

to be \$711.20, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of SEVEN HUNDRED THIRTY FIVE AND 20/100 DOLLARS (\$735.20). The City Council finds that the work was completed on the 16th & 17th day(s) of December, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount SEVEN HUNDRED THIRTY FIVE AND 20/100 DOLLARS (\$735.20) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

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

Tract 15-A (4.7268 AC), Block 81, TSP 1 SEC 38 T & P SURV Subdivision,
El Paso, El Paso County, Texas, Parcel #X581-999-1380-1550

to be \$711.20, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of SEVEN HUNDRED THIRTY FIVE AND 20/100 DOLLARS (\$735.20). The City Council finds that the work was completed on the 16th & 17th day(s) of December, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount SEVEN HUNDRED THIRTY FIVE AND 20/100 DOLLARS (\$735.20) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

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

11400 Turner Road, more particularly described as Lot(s) 8 (4.996 Acres),
Block 3, Hueco View Acres Subdivision, El Paso, El Paso County, Texas,
Parcel # H817-999-0030-4100

to be \$248.43, 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, total to wit, making a total of TWO HUNDRED SEVENTY TWO AND 43/100 DOLLARS (\$272.43). The City Council finds that the work was completed on the 15th day(s) of March, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO HUNDRED SEVENTY TWO AND 43/100 DOLLARS (\$272.43) 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 Chapter 9.04 of the El Paso City Code, SERGIO & MARIA L LUNA, referred to as owner, regardless of number, of the hereinafter described property, was given notice that said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other

objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

11589 Kristy Weaver Drive, more particularly described as Lot(s) 30 (5460.00 Sq Ft), Block 75, Vista Hills #23 Subdivision, El Paso, El Paso County, Texas, Parcel # V897-999-0750-3000

to be \$96.47, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED TWENTY AND 47/100 DOLLARS (\$120.47). The City Council finds that the work was completed on the 18th day(s) of July, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED TWENTY AND 47/100 DOLLARS (\$120.47) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, ENRIQUE P & MARTHA LOPEZ, referred to as owner, regardless of number, of the hereinafter described property, was given notice that

said property constituted a public nuisance due to the accumulation of trash, vegetation and weeds or other objectionable, unsightly or unsanitary matter in violation of Chapter 9.04 of the El Paso City Code; and the owner failed to comply with due notices. In accordance with El Paso City Code Chapter 9.04, the Environmental Services Department proceeded to clean and dispose of the trash, vegetation, weeds or other rubbish; and

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

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

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

134 Palla Place, more particularly described as Lot(s) 26 (11500 Sq Ft), North Valumbrosa Subdivision, El Paso, El Paso County, Texas, Parcel # N515-999-0010-3000

to be \$81.34, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FIVE AND 34/100 DOLLARS (\$105.34). The City Council finds that the work was completed on the 23rd day(s) of November, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FIVE AND 34/100 DOLLARS (\$105.34) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

8104 Burnham Road, more particularly described as Tract 466 (6600 Sq Ft),
Loma Terrace #5-A Subdivision, El Paso, El Paso County, Texas, Parcel #
L547-999-001E-3700

to be \$118.79, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FORTY TWO AND 79/100 DOLLARS (\$142.79). The City Council finds that the work was completed on the 2nd day(s) of August, 2011, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FORTY TWO AND 79/100 DOLLARS (\$142.79) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

3011 Cypress Avenue, more particularly described as Lot(s) 6, Block O-1,
Moeller Subdivision, El Paso, El Paso County, Texas, Parcel #M627-999-
0030-1000

to be \$93.64, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED SEVENTEEN AND 64/100 DOLLARS (\$117.64). The City Council finds that the work was completed on the 8th day(s) of September, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED SEVENTEEN AND 64/100 DOLLARS (\$117.64) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

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

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

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

408 Francis Street, more particularly described as Lot(s) 13 (4440 Sq Ft),
Block 2, Pasadena #2 Subdivision, El Paso, El Paso County, Texas, Parcel
#P577-999-0020-7300

to be \$157.20, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED EIGHTY ONE AND 20/100 DOLLARS (\$181.20). The City Council finds that the work was completed on the 18th day(s) of October, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED EIGHTY ONE AND 20/100 DOLLARS (\$181.20) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

1007 S. Florence Street, more particularly described as Lot(s) 6 (3120 Sq Ft),
Block 50, Campbell Subdivision, El Paso, El Paso County, Texas, Parcel
#C050-999-0500-1500

to be \$134.30, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FIFTY EIGHT AND 30/100 DOLLARS (\$158.30). The City Council finds that the work was completed on the 25th day(s) of October, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FIFTY EIGHT AND 30/100 DOLLARS (\$158.30) to be a lien on the

above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

3308 Frutas Avenue, more particularly described as Lot(s) 27 & 28 (7000 Sq Ft), Block 21, East El Paso Subdivision, El Paso, El Paso County, Texas, Parcel #E014-999-0210-6900

to be \$43.30, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of SIXTY SEVEN AND 30/100 DOLLARS (\$67.30). The City Council finds that the work was completed on the 23rd day(s) of September, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount SIXTY SEVEN AND 30/100 DOLLARS (\$67.30) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

3830 Hueco Avenue, more particularly described as N 100 Ft of Lot 17 & 18
(5000 Sq Ft), Block 15, Government Hill Subdivision, El Paso, El Paso County,
Texas, Parcel #G569-999-0150-5600

to be \$345.48, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of

THREE HUNDRED SIXTY NINE AND 48/100 DOLLARS (\$369.48). The City Council finds that the work was completed on the 9th day(s) of September, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount THREE HUNDRED SIXTY NINE AND 48/100 DOLLARS (\$369.48) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

4028 Hacienda Roja Drive, more particularly described as Lot(s) 35 (9371.15 Sq Ft), Block 3, Haciendas San Miguel #1 Subdivision, El Paso, El Paso County, Texas, Parcel #H013-999-0030-3500

to be \$267.09, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of TWO HUNDRED NINETY ONE AND 09/100 DOLLARS (\$291.09). The City Council finds that the work was completed on the 21st day(s) of October, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO HUNDRED NINETY ONE AND 09/100 DOLLARS (\$291.09) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

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

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

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

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

223 N Luna Street, more particularly described as Lot(s) 17 & 18 (7000 Sq Ft), Block 28, East El Paso Subdivision, El Paso, El Paso County, Texas, Parcel #E014-999-0280-4100

to be \$174.03, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED NINETY EIGHT AND 03/100 DOLLARS (\$198.03). The City Council finds that the work was completed on the 12th day(s) of October, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED NINETY EIGHT AND 03/100 DOLLARS (\$198.03) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

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

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

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

421 Kyle Street, more particularly described as Lot(s) 3, Block 2, Kyle Subdivision, El Paso, El Paso County, Texas, Parcel #K982-999-0020-1300

to be \$134.27, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FIFTY EIGHT AND 27/100 DOLLARS (\$158.27). The City Council finds that the work was completed on the 15th & 18th day(s) of October, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FIFTY EIGHT AND 27/100 DOLLARS (\$158.27) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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

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

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

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

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

708 S St Vrain Street, more particularly described as Lot(s) 14 (3000 Sq Ft), Block 47, Magoffin Subdivision, El Paso, El Paso County, Texas, Parcel #M028-999-0470-5100

to be \$121.24, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, \$24.00, total to wit, making a total of ONE HUNDRED FORTY FIVE AND 24/100 DOLLARS (\$145.24). The City Council finds that the work was completed on the 25th day(s) of October, 2010, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FORTY FIVE AND 24/100 DOLLARS (\$145.24) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

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3H 1 & 2.

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

WHEREAS, the City Council of the City of El Paso (the “**City**”) has previously approved resolutions authorizing the City’s participation in cooperative procurement programs to expedite the purchasing process by utilizing other government agency’s existing contacts that have already satisfied the Texas procurement statute;

WHEREAS, on March 27, 2007, the City Council approved a resolution authorizing the City’s participation in The Cooperative Purchasing Network (TCPN), pursuant to the authority granted under Texas Government Code, Chapter 791 (Interlocal Cooperation Contracts), and Texas Local Government Code, Chapter 271, Subchapter F (Cooperative Purchasing Program);

WHEREAS, on May 8, 2007, the City Council approved a resolution authorizing the City’s participation in the Houston-Galveston Area Council (H-GAC) Cooperative Purchasing Program, pursuant to the authority granted under Texas Government Code, Chapter 791 (Interlocal Cooperation Contracts), and Texas Local Government Code, Chapter 271, Subchapter F (Cooperative Purchasing Program);

WHEREAS, on August 21, 2007, the City Council approved a resolution authorizing the City's participation in the Texas Association of School Boards, Inc. Cooperative Purchasing BuyBoard, pursuant to the authority granted under Texas Government Code, Chapter 791 (Interlocal Cooperation Contracts), and Texas Local Government Code, Chapter 271, Subchapter F (Cooperative Purchasing Program);

WHEREAS, on March 4, 2008, the City Council approved a resolution authorizing the City's participation in the ESC-Region 19 Cooperative Purchasing Program pursuant to the authority granted under Texas Government Code, Chapter 791 (Interlocal Cooperation Contracts), and Texas Local Government Code, Chapter 271, Subchapter F (Cooperative Purchasing Program);

WHEREAS, on August 18, 2009, the City Council approved a resolution authorizing the City's participation in the Harris County Department of Education Cooperative Purchasing Program, pursuant to the authority granted under Texas Government Code, Chapter 791 (Interlocal Cooperation Contracts), and Texas Local Government Code, Chapter 271, Subchapter F (Cooperative Purchasing Program);

WHEREAS, on November 10, 2009, the City Council approved a resolution authorizing the City's participation in the Tarrant County Cooperative Purchasing Program pursuant to the authority granted under Texas Government Code, Chapter 791 (Interlocal Cooperation Contracts), and Texas Local Government Code, Chapter 271, Subchapter F (Cooperative Purchasing Program);

WHEREAS, in accordance with the requirements of the above mentioned cooperative purchasing programs, the *Agent of Record* for the City of El Paso shall be the City Manager or her designee, who shall be authorized to execute any and all documents for the City pertaining to its participation in these cooperative purchasing programs and who shall pay any required participation fees;

WHEREAS, the City has reviewed the benefits of participating in said cooperative purchasing programs and has concluded that the programs benefit the City through procurement cost savings. Consequently, the City desires to continue to participate in and utilize the contracts offered through such programs;

WHEREAS, the City desires to further enhance the benefits of its participation in these cooperative purchasing programs and expedite the procurement process by authorizing the City Manager or designee to issue, without further City Council action, purchase orders against any contract offered through The Cooperative Purchasing Network, the Houston-Galveston Area Council (H-GAC) Cooperative Purchasing Program, the Texas Association of School Boards, Inc. (TASB, Inc.) Cooperative Purchasing BuyBoard, the ESC-Region 19 Cooperative Purchasing Program, the Harris County Department of Education Cooperative Purchasing Program, and the Tarrant County Cooperative Purchasing Program, in an amount not to exceed One Hundred Thousand Dollars (\$100,000.00) in the aggregate per cooperative purchasing program.

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

THAT the City of El Paso continue to participate in The Cooperative Purchasing Network, the Houston-Galveston Area Council (H-GAC) Cooperative Purchasing Program, the Texas Association of School Boards, Inc. (TASB, Inc.) Cooperative Purchasing BuyBoard, the ESC-Region 19 Cooperative Purchasing Program, the Harris County Department of Education Cooperative Purchasing Program, and the Tarrant County Cooperative Purchasing Program, and that the City Manager or her designee act as the *Agent of Record* and be authorized to execute any and all documents for the City's participation in these Programs and pay any required participation fees; and

THAT the City further expedites the procurement process by authorizing the City Manager or designee to issue, without further City Council action, purchase orders against any contract offered through The Cooperative Purchasing Network, the Houston-Galveston Area Council (H-GAC) Cooperative Purchasing Program, the Texas Association of School Boards, Inc. (TASB, Inc.) Cooperative Purchasing BuyBoard, the ESC-Region 19 Cooperative Purchasing Program, the Harris County Department of Education Cooperative Purchasing Program, and the Tarrant County Cooperative Purchasing Program, in an amount not to exceed One Hundred Thousand Dollars (\$100,000) in the aggregate per cooperative purchasing program.

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3I.

***RESOLUTION**

That the City Manager be authorized to sign an Exhibition Agreement between the City of El Paso and the Speed Art Museum for the loan of Art to the City for exhibit at the El Paso Museum of Art from September 16, 2012 through January 6, 2013, entitled Rembrandt, Rubens, Gainsborough and the Golden Age of Painting in Europe from the Speed Art Museum, Louisville, Kentucky, for the amount of ONE HUNDRED FIFTY THOUSAND DOLLARS AND NO/100 DOLLARS (\$150,000.00).

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3J.

***RESOLUTION**

That the City Manager be authorized to sign an Agreement between the CITY OF EL PASO and TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER, DEPARTMENT OF INTERNAL MEDICINE, for the provision of health services for the City's Department of Public Health Tuberculosis Control Clinic and the City's Department of Public Health Sexually Transmitted Disease Clinic by physicians from the Texas Tech University Health Sciences Center Department of Internal Medicine, for the period from October 1, 2011 through August 31, 2012.

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3K.

***RESOLUTION**

That the Mayor be authorized to sign an Interlocal Agreement between the City of El Paso and Horizon City, for the provision of public health services and related matters, by the City of El Paso, for the period of September 1, 2011 through August 31, 2012.

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4. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** Jennifer Barr Ardivino to the Parks and Recreation Advisory Board by Mayor John F. Cook.

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5. APPLICATIONS FOR TAX REFUNDS

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

- A. Commercial Metal Co., in the amount of \$5,862.96 overpayment of 2008 taxes. (PID #003P-000-0000-0060).

- B. BBVA Compass in the amount of \$3,548.52 overpayment of 2010 taxes. (PID #E014-999-1240-0700).
- C. Springleaf Financial Services, Inc., in the amount of \$9,725.65 overpayment of 2010 taxes. (PID #P863-999-0220-3300).
- D. GMAC Mortgage in the amount of \$4,841.87 overpayment of 2010 taxes. (PID #R460-999-0080-1200).
- E. Bruce G. Vandervort in the amount of \$3,018.53 overpayment of 2010 taxes. (PID #S137-999-0050-0400).
- F. Springleaf Financial Services, Inc., in the amount of \$4,850.41 overpayment of 2010 taxes. (PID #V887-999-0020-1300).
- G. MFC Equity II in the amount of \$3,521.59 overpayment of 2010 taxes. (PID #V897-999-0640-1700).

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6. DISCRETIONARY FUNDS:

*Motion made by Representative Niland, seconded by Representative Acosta, and unanimously carried to **APPROVE** the expenditure of District 8 discretionary funds in the amount of \$100 for refreshments to support Friends And Neighbors United Committee (FANUC) First Anniversary at the Pat O'Rourke Center on November 12, 2011 to show the community this great place as a resource to promote health and improve lifestyle through the participation in sports and other alternative activities. This serves a municipal purpose.

Representatives Holguin and Niland commented.

Ms. Elaine Hengen, Senior Assistant City Attorney, gave legal advise.

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7A. REQUEST TO ISSUE PURCHASE ORDER

* Motion made, seconded, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services, Purchasing Division to issue a Purchase Order to OverDrive, Inc., the sole source provider of digital book technology and services enabling the Library to lend downloadable popular audiobooks, eBooks, music, video, and other digital material via the Library's website with the stipulation that the vendor provides an updated sole source letter and affidavit each year. This approval coupled with the previous expenditure of \$90,000 (3 Years) through this contract will increase the total purchases from this vendor to \$210,000 (3 Years). This sole source and related expenses was previously approved on April 26, 2011.

Department:	Libraries
Award to:	OverDrive, Inc. Cleveland, OH
Initial Term:	3 years
Option:	Two 2 year terms
Annual Estimated Amount:	\$70,000
Initial Term Estimated Award:	\$210,000 (3 years)

Total Estimated Award: \$490,000 (7 years)
Account No.: 53010202 – 503103 – 01101
Funding Source: Publications and Subscriptions (Supplies) –
General Fund
Sole Source No.: 2012-021

This is a Sole Source, services contract.

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7B. REQUEST TO ISSUE PURCHASE ORDER

* Motion made, seconded, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services, Purchasing Division to issue a Purchase Order to Precision Delta Corp., a contractor under Texas Procurement and Support Services (TPASS) Contract No. 680-A1 (State of Texas CPA Term Contract), for ammunition to be used by the Police Department. The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

The participation by the City of El Paso in the Texas Procurement and Support Services (TPASS), State Contracts Program was approved by Mayor and City Council on February 27, 2007.

Department: Police
Vendor: Precision Delta Corp.
Ruleville, MS
Total Estimated Amount: \$241,050
Account No.: 21010052 – 503109 – 01101
Funding Source: FY12 General Fund – Ammunition Supplies
Reference No.: 2012-067

This is a Cooperative, unit price contract.

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7C. REQUEST TO ISSUE PURCHASE ORDER

* Motion made, seconded, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services, Purchasing Division to issue a Purchase Order to W. W. Grainger, Incorporated, a contractor under the Texas Multiple Award Schedule (TXMAS) Contract # TXMAS 2-539030-19, for industrial supplies. The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

The participation by the City of El Paso in the Texas Procurement and Support Services (TPASS), State Contracts Program was approved by Mayor and City Council on February 27, 2007.

Department: Fire
Award to: W.W. Grainger Incorporated
Lake Forest, IL
Total Estimated Award: \$200,000
Account Nos.: 22010320 – 503111 – 01101
22010320 – 503117 – 01101
22010320 – 503118 – 01101
22010320 – 503208 – 01101
Funding Source: Various - General Fund
Reference No.: 2012-069

This is a Cooperative, unit price contract.

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8. BID

* Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2012-026 for the El Paso Zoo Elephant Exhibit – Demo Yard New Hydraulic Gate to Pride General Contractors, LLC for a total amount of \$71,266.

Department: Engineering and Construction Management and
El Paso Zoo
Award to: Pride General Contractors, LLC
Base Bid: \$71,266
Total Estimated Completion: \$71,266
Funding Source: Zoo Operations

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.

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project which are in accordance with applicable law.

This is a low bid, lump-sum contract. The Engineering and Construction Management and the El Paso Zoo Departments recommend award as indicated to the lowest responsible bidder.

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9A – 9B. INTRODUCTIONS

Motion made by Representative Robinson, seconded by Representative Ortega, and unanimously carried that the following Ordinances, having been introduced pursuant to Section 3.9 of the El Paso City Charter, be **ADVERTISED** for public hearing:

9A. An Ordinance amending Title 9 (Health And Safety), Chapter 9.52 (Fire Prevention Code), Section 9.52.130 (Chapter 33, Explosives and Fireworks, amended) to change the effective date of the discontinuance and abatement of any prior variance or exception to the fireworks ban; the penalty as provided in Section 9.52.030 of the El Paso City Code.

PUBLIC HEARING WILL BE HELD ON NOVEMBER 15, 2011, FOR ITEM 9A

9B. An Ordinance to correct a clerical error in Ordinance No. 017018 approved on November 4, 2008, which granted a special permit to allow for a planned residential development on a portion of Tract 10A, 11A, 12A, and 13A, Block 54, Ysleta Grant, City of El Paso, El Paso County, Texas.

PUBLIC HEARING WILL BE HELD ON NOVEMBER 29, 2011, FOR ITEM 9B

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10. ENGINEERING AND CONSTRUCTION MANAGEMENT / DEPARTMENT OF TRANSPORTATION:

Motion made by Representative Byrd, seconded by Mayor Pro Tempore Acosta, and unanimously carried to **AWARD** Solicitation No. 2012-005 for the Paving of Unpaved Rights-of-Way 2012-13 to Asphalt Pavers, Inc. for a total estimated amount of \$658,450.

Department: Engineering and Construction Management

Award to:	and Department of Transportation Asphalt Pavers, Inc.
Base Bid:	\$658,450
Total Estimated Completion:	\$658,450
Funding Source:	2012-13 Certificate of Obligation

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 or Department of Transportation 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 and Construction Management Department and the Department of Transportation recommend award as indicated to the lowest responsible bidder.

Representative Byrd commented.

Mr. Ted Marquez, Deputy Director of the Department of Transportation, commented.

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11. FINANCIAL SERVICES:

Motion made by Representative Ortega, seconded by Representative Acosta, and unanimously carried to **AWARD** Solicitation No. 2011-316R (Copier Reproduction Services) to Apodaca Group dba Alphagraphics for an initial term estimated award of \$1,400,000.

Department:	General Services
Award to:	Apodaca Group dba Alphagraphics El Paso, TX
Items:	All
Option:	Two years
Initial Term Amount:	\$1,400,000 (5 years)
Total Estimated Award:	\$1,960,000 (7 years)
Account:	Various
Funding Source:	Various

This is a Request for Proposal, services contract.

Additionally, it is requested that the City Attorney's Office review and that the City Manager be authorized to execute any related contract documents and agreements necessary to effectuate this award.

The Financial Services - Purchasing Division and General Services recommend award as indicated to Apodaca Group dba Alphagraphics, the highest ranked proposer, based on evaluation factors established for this procurement.

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12.

ORDINANCE 17674

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

Representatives Niland and Ortega commented.

Mr. Mathew McElroy, Deputy Director of Planning and Economic Development commented.

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

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

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13. MAYOR AND COUNCIL

Legislative Review Committee Report:

1. For notation: Formal report of the Environmental Services Legislative Review Committee meeting held on October 20, 2011, as submitted by Representative Susie Byrd; and,
2. Discussion pertaining specifically to any of the agenda items, as posted on the agenda of said Legislative Review Committee meeting, as follows:
 - a) Discussion and action on a proposal for an Incentive Based Recycling Program - RecycleBank.
 - b) Discussion and action on the privatization of the City's landfill.
 - c) Discussion and action on renaming the Clint Landfill.
 - d) Discussion and update on the City's recycling DVD and Outreach Campaign.
 - e) Discussion and action on collaborating with the City's Housing Authority on energy savings and other sustainable projects.
 - f) Discussion and action of a proposal for El Paso Waste to Energy Plant.

Representative Byrd commented.

NO ACTION was taken on this item

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14A.

RESOLUTION

That subject to passage of the Ordinance amending the Final Project Plan and Final Reinvestment Zone Financing Plan related hereto, the City Manager be authorized to execute a Development Agreement by and between the City of El Paso and Donald C. Luciano (“Developer”), to provide an amount not to exceed \$17,780.00, as reimbursement for eligible project costs incurred in Developer's construction of public infrastructure improvements related to Developer’s mixed-use development at 910 Texas Avenue, El Paso, Texas, to be paid out of the City's tax increment revenue fund for Tax Increment Reinvestment Zone Number 5, City of El Paso, Texas, subject to the terms and conditions provided in the Development Agreement.

Representatives Ortega and Niland commented.

Mr. Mathew McElroy, Deputy Director of Planning and Economic Development commented.

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

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14B.

RESOLUTION

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

That TJ Karam be approved as the Chair of the Board of Directors for the Tax Increment Reinvestment Zone Number Five (TIRZ No.5) for a one-year term commencing January 1, 2012, as recommended by the TIRZ No. 5 Board of Directors, and ratified as Chair of the TIRZ No. 5 Board of Directors for the previous term period ending December 31, 2011.

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

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14C. PLANNING AND ECONOMIC DEVELOPMENT:

Motion made by Representative Niland, seconded by Representative Byrd, and unanimously carried to **DENY** the item to overturn the decision rendered by the Historic Landmark Commission (HLC) in HLC case PHAP11-00030 at 1033 Upson, El Paso, Texas, on September 26, 2011 to deny a certificate of appropriateness application for the referenced property.

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

NAYS: None

ABSTAIN: Representative Robinson

Mayor Cook and Representatives Acosta, Holguin, Ortega and Niland commented.

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Ms. Laura Gordon, Deputy City Attorney, gave legal advice
3. Ms. Providencia Velasquez, Historic Preservation Officer of Planning and Economic Development
4. Ms. Elaine Hengen, Senior Assistant City Attorney gave legal advice.

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14D.

R E S O L U T I O N

WHEREAS, the City has established a Commercial Façade Improvement Grant Program for Tax Increment Reinvestment Zone (TIRZ) No. 5 (“existing Program”), as a redevelopment incentive program under the project and reinvestment financing plans for TIRZ No. 5 (the “Zone”); and

WHEREAS, the purpose of the existing Program is to provide match grant funding to existing businesses and/or property owners to encourage improvement and rehabilitation of the exterior of privately owned buildings in the Zone; and

WHEREAS, the City Council finds that attractive business façades support and encourage consumer activity and can positively impact the marketability of the Downtown area, to attract both local consumers and tourists; and

WHEREAS, the City Council desires to expand the existing Program by enlarging the geographic area eligible for participation to include the DMD and Downtown 2015 Plan area boundaries, allocating additional TIRZ and general revenue funds to the Program, and by collaborating with DMD in efficient administration of and financial support as a joint Program; and

WHEREAS, the DMD now desires to support the City in the development and funding of the joint Program, to be renamed the “Downtown Commercial Façade Improvement Grant Program,” as the Program will be 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 City Council finds that the joint Program would be in the public interest and serve a public benefit to the citizens of El Paso by increasing economic development and by making Downtown El Paso attractive and serviceable to all.

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 between the City of El Paso and the El Paso Downtown Management District (“DMD”) concerning the administration and funding of a joint Downtown Commercial Façade Improvement Grant Program, under the terms and conditions set forth in the Interlocal Agreement.

Representatives Ortega and Niland commented.

Mr. Mathew McElroy, Deputy Director of Planning and Economic Development commented.

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

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14E.

R E S O L U T I O N

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

That the Program Guidelines for the Tax Increment Reinvestment Zone No. 5 (Downtown) Commercial Façade Improvement Grant Program be amended to expand the existing Program by enlarging the geographic area eligible for participation to include the TIRZ, DMD, and Downtown 2015 Plan area boundaries, and by collaborating with the DMD in efficient administration of the Program, as a jointly funded Downtown Commercial Façade Improvement Grant Program; and

That the City Manager or her designee be authorized to execute any and all documents related to the administration and operation of the Program and to the awarding of matching grant funds.

Representatives Ortega and Niland commented.

Mr. Mathew McElroy, Deputy Director of Planning and Economic Development commented.

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

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14F.

R E S O L U T I O N

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

That the City Manager be authorized to sign a Grant Agreement between the City of El Paso and Project ARRIBA Advanced Retraining and Redevelopment Initiative in Border Areas, Inc. ("Grantee"), a 501(c)3 tax exempt, non-profit Texas corporation for the purpose of creating a permanent and sustainable source of local health care professionals, teachers and information technologists to address severe shortages in the City of El Paso.

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

The following City staff members commented:

- 1. Ms. Joyce Wilson, City Manager
- 2. Mr. Edmundo Calderon, Chief Internal Auditor
- 3. Ms. Leila Melendez, Executive Assistant to the City Manager

Motion made by Representative Noe, seconded by Mayor Pro Tempore Lilly, and carried to **APPROVE** the Resolution **AS AMENDED**, to eliminate the matching funds requirement entirely and to increase the initial funding by \$125,000.

AYES: Mayor Cook and Representatives Lilly, Byrd, Robinson and Noe

NAYS: Representatives Acosta, Holguin, Ortega and Niland

Mayor Cook broke the tie, voting aye. **MOTION PASSED**

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15A. CITY MANAGER

Presentation by City staff of the Fiscal Year 2011 Spend Analysis Report.

Mr. Bruce Collins, Purchasing Manager of Financial Services, presented a PowerPoint presentation (copy on file in City Clerk's Office).

Mr. Alan Shubert, City Engineer commented.

NO ACTION was taken on the item.

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15B.

R E S O L U T I O N

WHEREAS, the City Council recognizes that the foundation of a strong local economy are programs to encourage businesses to locate within the local area of the City of El Paso and to hire El Paso residents as employees; and

WHEREAS, the Texas Legislature has amended Texas Local Government Code Sections 271.905 and 271.9051 to allow for the City's consideration of location of a bidder's principal place of business when awarding certain contracts; and

WHEREAS, in the interest of economic development opportunities for the City of El Paso, the City's Purchasing Division has implemented a local business purchasing preference policy in order to infuse additional dollars into the local economy.

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

That the document entitled "Hire El Paso First – Local Business Purchasing Preference Policy," attached hereto and incorporated herein for all purposes, be adopted as guidelines for implementing local preference for future City procurement in accordance with Texas Local Government Code sections 271.905 and 271.9151.

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

Ms. Laura Gordon, Deputy City Attorney, gave legal advice.

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

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Motion made by Representative Robinson, seconded by Representative Ortega, and unanimously carried to **ADJOURN** this meeting at 1:12 p.m.
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APPROVED AS TO CONTENT:

Richarda Duffy Momsen, City Clerk