

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

AGENDA FOR REGULAR CITY COUNCIL MEETING

**December 13, 2011
Council Chambers, City Hall
8:30 a.m.**

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

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

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

**Invocation – Border Patrol Chaplain Jesse Alvarez
Pledge of Allegiance**

MAYOR'S PROCLAMATIONS

- 1. LYDIA PATTERSON INSTITUTE & EL PASO CENTRAL BUSINESS ASSOCIATION HOLIDAY POSADA STREET FEST WEEK**
- 2. NAVIDAD DE LA FE LUMINARIAS DAY**
- 3. GREATER EL PASO ALL STAR FOOTBALL SHOWCASE 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.

NOTICE TO THE PUBLIC

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless

separate discussion is requested by Council Members. Prior to the vote, members of the audience may ask questions regarding items on the consent agenda. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting. The wording of all agenda items shall appear in the minutes of this meeting of the City Council as posted, unless otherwise revised by this or other motion of Council, without the necessity of the City Clerk reading the wording of each item into the record.

CONSENT AGENDA

1. APPROVAL OF MINUTES:

Approval of Minutes for the Regular City Council Meeting of December 6, 2011.
[Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

Representative Michiel R. Noe

3. RESOLUTIONS:

- 3A.** That the City Manager be authorized to sign a First Amendment to the Parking Facility Management Contract at the El Paso International Airport between the City of El Paso and Standard Parking Corporation to extend the term of the contract through February 29, 2012 and to allow for three options to extend for one additional month. **(All Districts)** [Airport, Monica Lombrana, (915) 780-4724]
- 3B.** That the City Manager be authorized to sign an Acknowledgment of Sublease, Attornment, and Non-Disturbance Agreement of the Butterfield Trail Industrial Park Lease by and between the City of El Paso ("Ground Lessor"), JTC Stores, LLC ("Ground Lessee"), and Western Refining Southwest, Inc. ("Sublessee") for the following described property: A portion of Lot 5, Block 6, Butterfield Trail Industrial Park Unit One, Replat "A", City of El Paso, El Paso County, Texas, and municipally known and numbered as 13 Concord Street, El Paso, Texas. **(District 3)** [Airport, Monica Lombrana, (915) 780-4724]
- 3C.** That the City Manager be authorized to sign a Lessor's Approval of Assignment of the Butterfield Trail Industrial Park Lease by and between the City of El Paso ("Lessor"), C & R Distributing, Inc. ("Assignor") and JTC Stores, LLC ("Assignee") for the following described property: A portion of Lot 5, Block 6, Butterfield Trail Industrial Park Unit One, Replat "A", City of El Paso, El Paso County, Texas, and municipally known and numbered as 13 Concord Street, El Paso, Texas. **(District 3)** [Airport, Monica Lombrana, (915) 780-4724]
- 3D.** That the City Manager be authorized to sign the First Amendment to the State Use Contract - Contract for Cleaning Services, by and between the City of El Paso and TIBH Industries, Inc., and Professional Contract Services, Inc. to extend the term of the contract for cleaning services in the El Paso International Airport Terminal through December 31, 2012 and to revise the fee for replacing Airport issued ID badges. **(District 3)** [Airport, Monica Lombrana, (915) 780-4724]

- 3E.** That the City Manager be authorized to sign a Second Amendment to Lessor's Approval of Assignment which releases Benjamin A. Vanacek as guarantor under the Golf Course Operation and Concession Agreement by and between the City of El Paso and Bueno Investments, Inc. for the real property known as Lone Star Golf Course located at 1510 Hawkins Boulevard, El Paso, Texas.
(All Districts) [Airport, Monica Lombrana, (915) 780-4724]
- 3F.** That the City Manager be authorized to sign an Easement Agreement by and between the City of El Paso ("Grantor") and Plains Pipeline, L.P. ("Grantee") for the following described property: Area 1: An easement running through the Airport Movement Area and Air Operations area from the southern boundary of the Airport to the southerly right-of-way line of Global Reach Drive that varies in width from thirty-five (35) to fifty (50) feet; and Area 2: An easement running from the northerly right-of-way line of Global Reach Drive through the Airport's Outer Perimeter Area to the northern boundary of the Airport that varies in width from thirty-five (35) to fifty (50) feet. **(All Districts)**
[Airport, Monica Lombrana, (915) 780-4724]
- 3G.** That the City Manager be authorized to sign a Fourth Amendment to the Industrial Site Lease by and between the City of El Paso and LFCW, LLC, which allows a Valet Automobile Parking Lot to be a permitted use until December 25, 2012 for the following described property:

Lots 2, 3 and 4, Block 1A, El Paso International Airport Tracts, Replat of Unit 4, City of El Paso, El Paso County, Texas, commonly known and numbered as 6440 Airport Road, El Paso, Texas. **(District 3)**
[Airport, Monica Lombrana, (915) 780-4724]
- 3H.** That the City Manager be authorized to sign an Agreement for the Temporary Closure of State Right-of-Way (FORM TEA 30A), made by and between the State of Texas, acting by and through the Texas Department of Transportation, and the City of El Paso, for the temporary closure and use of State owned and operated highways within the City of El Paso for the purpose of the Holiday Posada Street Festival to be held on Friday, December 16, 2011, found by the City to serve a public purpose. NESV11-00044. **(District 8)**
[Department of Transportation, Mirian Spencer, (915) 541-4482]
- 3I.** That the City Manager is authorized to sign a Temporary Easement for Construction with El Paso Independent School District (the "District") allowing the District access to City property for the purpose of replacing a deteriorating retaining wall surrounding Crockett Elementary School located at 3200 Wheeling Ave., El Paso, TX. **(District 2)**
[Engineering and Construction Management, R. Alan Shubert, (915) 541-4428]
- 3J.** That the City Manager be authorized to sign a Contract of Sale between the City of El Paso and Manuel Vargas and Maria Elena Garza De Vargas (formerly Maria Elena Vargas) for the purchase of the properties commonly known as 412 Colfax, 414 Colfax and 5130 Gateway East.

Parcel 1: Lot 5, SAVE AND EXCEPT the Easterly 5 feet thereof, Block 21, Map of Brentwood Heights Addition, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in Volume 5, Page 56, Real Property Records, El Paso County, Texas.

Parcel 2: Lots 6 and 7, SAVE AND EXCEPT the Easterly 5 feet thereof, Block 21, Map of Brentwood Heights Addition, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in Volume 5, Page 56, Real Property Records, El Paso County, Texas.

Parcel 3: Lots 1 through 7, Block 22, Map of Brentwood Heights Addition, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in Volume 5, Page 56, Real Property Records, El Paso County, Texas. **(District 3)**

[Engineering and Construction Management, R. Alan Shubert, (915) 541-4200]

[Engineering and Construction Management, Liza Ramirez-Tobias (915) 541-4074]

3K. That the Solid Waste liens on the attachment posted with this agenda be approved (See Attachment A) **(All Districts)**

[Environmental Services, Ellen A. Smyth, (915) 621-6719]

3L. Approve a Resolution authorizing the Mayor to execute the Mayor's Certificate and the General Certificate of the City of El Paso in connection with the issuance by the El Paso Housing Finance Corporation's Series 2009A Single Family Mortgage Revenue Bonds. **(All Districts)**

[Housing Finance Corporation, Susie Byrd, (915) 541-4416]

3M. That the week of January 7 through January 14, 2012, be declared "Food for Fines Week," for the El Paso Public Library to waive \$1.00 worth of fines for every canned or non-perishable food donation made to the Martin Luther King Canned Food Drive at Library locations up to \$5.00. **(All Districts)**

[Libraries, Dionne L. Mack, (915) 543-5401]

4. BOARD APPOINTMENT:

Albert Alvidrez to the Historic Landmark Commission by Representative Eddie Holguin, District 6. [Representative Eddie Holguin, (915) 541-4182]

5. APPLICATIONS FOR TAX REFUNDS:

That the tax refunds listed on the attachment posted with this agenda be approved.

(See Attachment B) **(All Districts)** [Tax Office, Juan Sandoval, (915) 541-4369]

6. REQUESTS TO ISSUE PURCHASE ORDERS:

6A1. That the City Manager is hereby authorized to sign the Interlocal Cooperative Purchasing Agreement with Central Susquehanna Intermediate Unit/PEPPM in order to participate in their cooperative purchasing program. **(All Districts)**

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

6A2. Request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to issue a Purchase Order to Zonar Systems, Inc., a contractor under PEPPM National Contract Program, for 225 Zonar vehicle location, tracking, and diagnostics system units, of which, 92 include a Vehicle Electronic Inspection Report(s) System (EVIR). 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 PEPPM National Contract Program is being recommended for approval by Mayor and City Council on December 13, 2011.

Department: Environmental Services & Code Enforcement
 Award to: Zonar Systems, Inc.
 Seattle, WA
 Total Estimated Award: \$171,548.18 (225 units)
 Account No.: Various
 Funding Source: Data Processing Equipment
 Reference No.: 2012-073
Districts: All

This is a Cooperative, unit price contract.

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

[Environmental Services, Ellen Smyth, (915) 621-6700]

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

- 6B.** Request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to issue a Purchase Order to Vermeer Sales Southwest, a contractor under the Houston-Galveston Area Council (HGAC), Contract No. GR01-10 (Grounds & Turf Equipment), for the purchase of one Horizontal Grinder to be used by the Environmental Services Department for the FY2012 Program Improvement mulch and compost pilot program. 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 Houston Galveston Area Council (HGAC) was approved by Mayor and City Council on May 8, 2007.

Department: General Services
 Award to: Vermeer Sales Southwest
 Albuquerque, NM
 Total Estimated Award: \$468,811.65 (1 unit)
 Account No.: 34010289 – 508029 – 40499 – PSWM0017
 Funding Source: Environmental Services Department,
 Heavy Off-Road Equipment
 Reference No.: 2012-061
Districts: All

This is a Cooperative, unit price contract.

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

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

- 6C.** Request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to issue Purchase Orders to Bazaar Uniforms & Men's Store, and Northern Imports, Inc. dba Work Wear Safety Shoes, under the Region 19 Cooperative Purchasing Program Contract 10-6562 for work uniforms and shoes to the El Paso Fire Department in an estimated amount of \$208,000. 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 Region 19 Cooperative Purchasing Program was approved by Mayor and City Council on March 4, 2008.

Department: Fire

Award to: Vendor 1: Bazaar Uniforms & Men's Store
El Paso, TX

Award to: Vendor 2: Northern Imports, Inc. dba Work Wear Safety Shoes
El Paso, TX

Total Estimated Award: \$208,000

Account No.: 22010320 – 503120 – 01101

Funding Source: Uniforms - General Fund

Reference No.: 2012-098

Districts: All

This is a Cooperative, unit price contract.
[Fire, Ricardo Zuniga, (915) 771-1066]
[Financial Services, Bruce D. Collins, (915) 541-4313]

- 6D. Request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to issue a Purchase Order to Siddons-Martin Emergency Group LLC, the sole source provider of Pierce proprietary parts and service, with the stipulation that the vendor provides an updated sole source letter and affidavit each year.

Department: Fire

Award to: Siddons-Martin Emergency Group LLC
Houston, TX

Total Estimated Award: \$150,000

Account No.: 22010320 – 503118 – 01101

Funding Source: General Fund – Vehicle Maintenance Supplies

Sole Source No.: 2012-099

Districts: All

[Fire, Terry K. Kebschull, (915) 771-1076]
[Financial Services, Bruce D. Collins, (915) 541-4313]

7. BEST VALUE PROCUREMENTS:

The award of Solicitation No. 2011-146 (Body Armor Carriers and Ballistic Plates) to Casco Industries, Inc. and Tactical Gear Now, Inc. for an estimated award of \$80,915.95.

Department: Police

Award to: Vendor 1: Casco Industries, Inc. (Alternate 1)

Vendor Location: Shreveport, LA

Items: 1 and 2

Option: To purchase 100% at the same unit price if exercised within 90 days from date of award

Total Estimated Award: \$15,477

Award to: Vendor 2: Tactical Gear Now, Inc.
 Vendor Location: Richardson, TX
 Items: 3 and 4
 Option: To purchase 100% at the same unit price if exercised within 180 days from date of award
 Total Estimated Award: \$65,438.95
 Account No.: 21150010 – 503300 – 05929 – G211016
 Funding Source: FY09 Byrne Justice Assistance Grant
Districts: All

This is a Best Value, unit price contract.

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

The Financial Services - Purchasing Division and Police Departments recommends award as indicated to Casco Industries, Inc. and Tactical Gear Now, Inc., the bidders offering the best value bids.

[Police, Peter Pacillas, (915) 564-7304]

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

8. BIDS:

8A. The award of Solicitation No. 2012-020 for the El Paso Zoo Elephant Exhibit Pipe Training Barriers Project, to Karlsruher Inc. dba CSA Constructors for a total estimated amount of \$84,500.

Department: Engineering and Construction Management
 Award to: Karlsruher Inc. dba CSA Constructors
 Base Bid: \$84,500
 Total Estimated Completion: \$84,500
 Funding Source: Zoo Operations
District: 3

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 Department recommends award as indicated to the lowest responsible bidder.

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

8B1. The award of Solicitation No. 2012-070 for the Saddle Blanket Building Demolition to DEMCON Demolition, LLC, for a total estimated amount of \$143,395.57.

Department: Engineering and Construction Management
 Award to: DEMCON Demolition, LLC
 Base Bid: \$143,395.57
 Total Estimated Completion: \$143,395.57
 Funding Source: Certificates of Obligation
District: 8

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

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 Department recommends award as indicated to the lowest responsible, responsive bidder.

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

- 8B2.** That City Council amend the Strategic Plan, including the Implementation Plan and Budget for the U.S. Department of Housing and Urban Development Empowerment Zone Planning and Implementation Grant Program (Agreement No. EZ-99-TX-0013) in accordance with 24 CFR Part 598 by utilizing HUD-authorized funds within the targeted area to enable the City to expend up to \$350,000 for demolition and other improvements of City-owned property located at 601 N. Oregon, El Paso, Texas. **(District 8)**

[Community and Human Development, William Lilly, (915) 541-4643]

REGULAR AGENDA - INTRODUCTIONS

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

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

- 9A.** An Ordinance amending Title 14 (Aircraft and Airports) of the El Paso City Code, to add a new Section 14.16.161 (Customer Facility Charge) which charge will be paid by each customer renting a motor vehicle from an On-Airport Vehicle Rental Concessionaire. **(All Districts)** [Airport, Monica Lombrana, (915) 780-4724]

- 9B.** An Ordinance relating to the creation of a temporary division of Municipal Court Number Five. **(All Districts)** [City Attorney's Office, Elaine Hengen, (915) 541-4550]

PUBLIC HEARING WILL BE HELD ON DECEMBER 20, 2011, FOR ITEMS 9A – 9B

Public Hearings will be held as part of the regular City Council meeting that begins at approximately 9:00 a.m. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances; no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Thursday, 7:00 a.m. to 6:00 p.m.

REGULAR AGENDA – OTHER BUSINESS

10. CITY MANAGER:

Discussion and action that the City Manager be authorized to sign the Articles of Agreement between the City of El Paso and the Local 51, International Association of Fire Fighters, Inc., for the contract period covering December 13, 2011 through August 31, 2014. **(All Districts)** [City Manager's Office, William F. Studer, (915) 541-4252]

REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS

11. AIRPORT:

Discussion and action on the award of Solicitation No. 2012-038R (Security Guard Services for the El Paso International Airport) to Shetler & Associates, LLC for a total estimated award of \$2,565,310.80.

Department:	Aviation
Award to:	Shetler & Associates, LLC Phoenix, AZ
Items:	All
Option:	None
Total Estimated Award:	\$2,565,310.80 (3 years)
Account Nos.:	62620005 – 502212 – 40101 (Terminal) 62620006 – 502212 – 40101 (Parking Lot) 62620009 – 502212 – 40101 (Airfield)
Services required for construction projects at EPIA:	Various Projects
Funding Source:	Airport Operating Funds – Security Contracts
Districts:	All

This is a RFP, services contract.

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

The Financial Services - Purchasing Division and Department of Aviation recommend award as indicated to Shetler & Associates, LLC, the highest ranked proposer based on evaluation factors established for this procurement.

[Airport, Monica Lombraña, (915), 780-4724]
[Financial Services, Bruce D. Collins, (915) 541-4313]

12. ENGINEERING AND CONSTRUCTION MANAGEMENT:

12A. Discussion and action on the award of Solicitation No. 2012-024 for the Street Resurfacing 2012 to Asphalt Pavers, Inc. for a total estimated amount of \$1,464,362.50

Department: Engineering and Construction Management and
Department of Transportation
Award to: Asphalt Pavers, Inc.
Base Bid: \$1,464,362.50
Option: To purchase 100% additional quantity at the same
Unit prices if exercised 30 days prior to the
Expiration of the contract.
Total Estimated Completion: \$1,464,362.50
Funding Source: 2012 and 2013 Certificates of Obligation
Districts: All

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.

[Engineering and Construction Management, R. Alan Shubert, (915) 541-4423]
[Department of Transportation, Daryl W. Cole, (915) 621-6750]

- 12B.** Discussion and action on the award of Solicitation No. 2012-029 for the Upper Valley Road Street and Drainage Improvements Phase 2, Re-Bid to Martinez Bros. Contractors, LLC for a total estimated amount of \$982,076.60.

Department: Engineering and Construction Management
Award To: Martinez Bros. Contractors, LLC
Base Bid I: \$941,076.60
Option I: \$ 41,000.00
Total Recommended Award: \$982,076.60
Funding Source: 2004 General Obligation Bonds and Certificates of
Obligation
District: 1

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 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 & Construction Management Department recommend award as indicated to the lowest responsible bidder.

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

13. GENERAL SERVICES:

Discussion and action for the award of Solicitation No. 2012-023 (Landfill Dozer) to Wagner Equipment Company for a total of \$655,990.

Department:	General Services
Award to:	Wagner Equipment Company
	El Paso, TX
Items:	Item 1, O-1
Option:	Option to Purchase Additional Quantity within 90 days of Award
Total Award:	\$655,990
Account:	34010296 –508029 – 40499 – PSWM0017-ESD Heavy Off Road Equipment
Funding Source:	Environmental Services Department, Heavy Off Road Equipment
Districts:	All

This is a Best Value, unit price contract.

The Financial Services - Purchasing Division and General Services recommend award as indicated to Wagner Equipment Company the responsive, responsible bidder.

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

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

REGULAR AGENDA – PUBLIC HEARING

14. CITY MANAGER’S OFFICE

An Ordinance to tax tangible personal property in transit held temporarily at a location in El Paso, Texas, which would otherwise be exempt pursuant to Texas Tax Code Section 11.253 and repeal ordinance No. 16798. **(All Districts)**

[City Manager’s Office, Lynly Leeper, (915) 541-4777]

REGULAR AGENDA – OTHER BUSINESS

15. ENGINEERING AND CONSTRUCTION MANAGEMENT:

Discussion and action regarding a Resolution stating the intent of the City of El Paso and EPISD to enter into leases for properties at Memorial Park and Wainwright; and the

future intent to enter into a lease or exchange for property owned by the City of El Paso located adjacent to the El Paso High School. **(Districts 1 and 2)**

[Engineering and Construction Management, Liza Ramirez-Tobias, (915) 541-4074]

[Engineering and Construction Management, R. Alan Shubert, (915) 541-4200]

[Parks and Recreation, Nanette Smejkal, (915) 541-4074]

16. POLICE:

16A. BT2012-052. Discussion and action to approve a budget transfer to increase Federal Confiscated Award to fund the FY2012 Confiscated Fund budget (\$306,308).

Increase	\$ 59,000	Contracted Services
Increase	\$ 28,908	Materials and Supplies
Increase	\$150,000	Operating Expenditures
Increase	\$ 37,200	Non-Operating Expenditures
Increase	<u>\$ 31,200</u>	Capital Expenditures
Total	\$306,308	

(All Districts) [Police, Zina Silva, (915) 564-7141]

16B. BT2012-0253. Discussion and action to approve a budget transfer to increase State Confiscated Award to fund the FY2012 Confiscated Fund budget (\$1,108,733).

Increase	\$ 120,000	Personal Services
Increase	\$ 253,000	Contracted Services
Increase	\$ 99,815	Materials and Supplies
Increase	\$ 1,000	Operating Expenditures
Increase	<u>\$ 634,918</u>	Capital Expenditures
Total	\$1,108,733	

(All Districts) [Police, Zina Silva, (915) 564-7141]

17. MAYOR AND COUNCIL:

17A. Legislative Review Committee Report:

1. For notation only: Formal report of the Economic Development Legislative Review Committee meeting held on October 27, 2011, as submitted by Steve Ortega, Chair; and,
2. Discussion pertaining specifically to any of the agenda items posted on the agenda of said Legislative Review Committee meeting, as follows:
 - a) Report from the DMD (Downtown Management District)
 - Report on business survey
 - Activity report
 - Downtown marketing update
 - Economic incentives for Local Businesses
 [Downtown Management District, Veronica Soto, (915) 400-2294]

- 17B. Discussion and action regarding the City of El Paso strategy to address the problem of the excessive wait times at the international ports of entry prepared by John O'Donnell and John Montgomery. **(All Districts)**
[Sylvia Borunda Firth, Intergovernmental Affairs, (915) 541-4656]

18. CITY MANAGER:

City Manager's report of current events and issues:

- 18A. Presentation on Annual Status Report: Healthy Eating and Active Living. **(All Districts)** [City Manager's Office, Deborah G. Hamlyn, (915) 541-4686]
- 18B. Presentation to advise the Mayor and City Council on the progress of the Virtual Village: Digital El Paso's Pathway to Success project funded by the American Recovery and Reinvestment Act Broadband Technology Opportunities Program grant for Public Computer Centers (Award No. 48-42-B10570). **(All Districts)**
[Libraries, Dionne L. Mack, (915) 543-5401]

EXECUTIVE SESSION

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

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

Discussion and action on the following:

- EX1. Patriot Place, Ltd., Bankruptcy Case No. 11-31024-hcm. (551.071)
[City Attorney's Office, Theresa Cullen, (915) 541-4550]

NOTICE TO THE PUBLIC:

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

Hearing Assistance Devices are available upon request.

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

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