OSCAR LEESER
MAYOR

JOYCE WILSON
CITY MANAGER

CITY COUNCIL
ANN MORGAN LILLY, DISTRICT 1
LARRY ROMERO, DISTRICT 2
EMMA ACOSTA, DISTRICT 3
CARL L. ROBINSON, DISTRICT 4
MICHIEL R. NOE, DISTRICT 5
EDDIE HOLGUIN JR., DISTRICT 6
LILY LIMÓN, DISTRICT 7
CORTNEY CARLISLE NILAND, DISTRICT 8

REGULAR COUNCIL MEETING MINUTES
COUNCIL CHAMBERS
OCTOBER 8, 2013
8:30 A.M.

The City Council met in regular session at the above place and date. Meeting was called to order at 8:31 a.m. Mayor Oscar Leeser present and presiding and the following Council Members answered roll call: Ann Morgan Lilly, Larry Romero, Emma Acosta, Michiel R. Noe, Eddie Holguin, Jr., and Cortney Carlisle Niland. Late arrival: Carl Robinson at 8:55 a.m. Absent: Lilia Limón requested to be excused. The invocation was given by Police Chaplain Carlos Flores, followed by the Pledge of Allegiance to the Flag of the United States of America.

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PLEDGE OF ALLEGIANCE

DALTON VETTER
DERRICK VETTER
DILLON VETTER

MAYOR'S PROCLAMATIONS

1. **BOWIE ALUMNI HOMECOMING WEEK**
2. **TOM LEA MONTH**
3. **ESC REGION 19 HEAD START AWARENESS MONTH**

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CONSENT AGENDA

Motion made by Mayor Pro Tempore Niland, seconded by Representative Romero, 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, Romero, Acosta, Robinson, Noe, Holguin and Niland
NAYS: None
ABSENT: Representative Limón

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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 October 1, 2013, the Legislative Review Meeting of the Whole of September 30, 2013, and the Legislative Review of the Whole/Work Session of October 1, 2013.

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2. REQUEST TO EXCUSE CITY COUNCIL MEMBERS

*Motion made, seconded, and unanimously carried to **EXCUSE** Representative Lily Limón from the Regular Council Meeting of October 8, 2013.

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3A.

***RESOLUTION**

That the City Manager be authorized to sign a Lessor's Approval of Sublease among the City of El Paso ("Lessor"), TJW Aviation LLC ("Lessee"); and Surratt Aviation, LLC ("Sublessee") regarding a portion of the premises located at 6805 Boeing Drive, Suite B, El Paso, Texas 79925.

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3B.

***RESOLUTION**

That the following agencies be approved as recipients of grant funding under the confiscated funds grant program, Community Solutions for Substance Abuse:

1. Project Vida - $29,792

2. Centro San Vicente - $50,000 (Release of funds contingent on receipt of 2012 certified audit.)

3. Homeward Bound - $50,000

And that the City Manager be authorized to sign any and all documents necessary to contract with the identified agencies to provide substance abuse prevention, intervention and treatment services, to include the contract in substantial conformity with Exhibit "A".

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3C.

***RESOLUTION**

That the City Manager be authorized to sign an Overhead Easement to the El Paso Electric Company for the provision of electrical power to a new CNG fueling station at the City's Municipal Service Center, Fleet Division, said easement more particularly described as portions of Lots 1 and 2, Municipal Center, El Paso, El Paso County, Texas.

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3D.

***RESOLUTION**

That the City Manager be authorized to sign an Underground Easement and Transformer Pad Easement to the El Paso Electric Company for the provision of electrical power to a new CNG fueling station at the City's Municipal Service Center, Fleet Division, said easements more particularly described as a portion of Lot 1, Municipal Center, El Paso, El Paso County, Texas.

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3E.

***RESOLUTION**

That the City Council approves the expenditure of additional available funding in the amount of Three Hundred Sixty Seven Thousand Seven Hundred Eighty Eight and 00/100 Dollars ($367,788.00) to Urban Associates, Inc. for additional construction costs for the Sun Metro Operations and Maintenance Facility, Solicitation No 2012-074. The change order provides for the addition of foundations, electrical and water lines to the eastern portion of the parking lot to provide for future expansion of the Sun Metro fleet. An additional time of 95 days is added to contract time. The new contract sum, including this change order is Twenty Eight Million Six Hundred Fifty Five Thousand Three Hundred Seventy and 60/100 ($28,655,376.60).

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3F.

*RESOLUTION

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, VASQUEZ, LUIS F & ROSA R, 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:

> 4860 Cuartel Lane, more particularly described as NWLY Pt of 11 & SELY Pt of 12 (90 Ft on Cuartel 114.49 Ft on NW 90.01 Ft on NE 115.90 on S), Block 9, Lomas Del Rey Replat, El Paso, El Paso County, Texas, PID #L624-999-0090-5100

to be $258.45, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, $24.00, making a total of TWO HUNDRED EIGHTY TWO AND 45/100 DOLLARS ($282.45). The City Council finds that the work was completed on the 10th day of July, 2013, 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 EIGHTY TWO AND 45/100 DOLLARS ($282.45) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

*RESOLUTION

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, CUDAHY LOCKE INVESTMENT LLC, 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:

5888 Doniphan Drive, more particularly described as Tract 9 (0.9440 Acre), Tract 10 (0.7600 Acre) & Tract 11 (0.7600 Acre) (2.4640 Acres), Johannsen Survey #185 Abstract 2789, El Paso, El Paso County, Texas, PID #X185-999-0000-5300

to be $171.58, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, $24.00, making a total of ONE HUNDRED NINETY FIVE AND 58/100 DOLLARS ($195.58). The City Council finds that the work was completed on the 5th day of June, 2013, 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 FIVE AND 58/100 DOLLARS ($195.58) 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, HERNANDEZ, PIERRE & NORMA, 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:

667 Jeanny Marie Court, more particularly described as Lot(s) 30 (13499.89 SQ FT), Block 8, River Run #2 Subdivision, El Paso, El Paso County, Texas, Parcel #R577-999-0080-3000

to be $164.00, 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 ONE HUNDRED EIGHTY EIGHT AND 00/100 DOLLARS ($188.00). The City Council finds that the work was completed on the 12th day(s) of February, 2013, 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 EIGHT AND 00/100 DOLLARS ($188.00) 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, RODRIGUEZ, FRANCISCO J & MARIA L, 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:

> 2812 Louisville Avenue, more particularly described as Lots 7 & W 1/2 of 8, Block 4, Manhattan Heights Subdivision, El Paso, El Paso County, Texas, PID #M056-999-0040-2500

to be $124.49, 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, making a total of ONE HUNDRED FORTY EIGHT AND 49/100 DOLLARS ($148.49). The City Council finds that the work was completed on the 10th day of July, 2013, 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 EIGHT AND 49/100 DOLLARS ($148.49) 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, GUTIERREZ, IRENE, 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:

6531 Cheyenne Trail, more particularly described as Lot(s) 256 (6490 SQ FT), Block 11, Valley View Heights Subdivision, El Paso, El Paso County, Texas, Parcel #V342-999-0110-7300

to be $125.84, 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 NINE AND 84/100 DOLLARS ($149.84). The City Council finds that the work was completed on the 29th day(s) of November, 2012, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED FORTY NINE AND 84/100 DOLLARS ($149.84) 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, GOMEZ, JUAN & CARMEN, 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:

2621 Catnip Street, more particularly described as Lot(s) 8 (8470 SQ FT), Block 15, Montclair Replat Subdivision, El Paso, El Paso County, Texas, Parcel #M638-999-0150-2900

to be $109.74, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, $24.00, total to wit, making a total of ONE HUNDRED THIRTY THREE AND 74/100 DOLLARS ($133.74). The City Council finds that the work was completed on the 6th day(s) of February, 2013, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED THIRTY THREE AND 74/100 DOLLARS ($133.74) 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, FORREST H ELSTON, 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:

> 335 Lynne Way, more particularly described as Lot 6, Block 3, Millers Lakeside Subdivision, El Paso, El Paso County, Texas, PID #M452-999-0030-1600

to be $254.12, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, $24.00, making a total of TWO HUNDRED SEVENTY EIGHT AND 12/100 DOLLARS ($278.12). The City Council finds that the work was completed on the 12th day of July, 2013, 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 EIGHT AND 12/100 DOLLARS ($278.12) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

*RESOLUTION

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, BILLIE H TILLER FAMILY 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:

7200 North Angora Loop Avenue, more particularly described as Lot(s) 16 to 25, Block A, Pioneer Subdivision, El Paso, El Paso County, Texas, PID #P850-999-00A0-1600

to be $183.48, 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, making a total of TWO HUNDRED SEVEN AND 48/100 DOLLARS ($207.48). The City Council finds that the work was completed on the 7th day of February, 2013, 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 SEVEN AND 48/100 DOLLARS ($207.48) 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, MATILDE ENTERPRISES LLC, 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:

4612 Capricorn Drive, more particularly described as Lot 27 (8522 Sq. Ft.), Block 18, Apollo Heights Subdivision, El Paso, El Paso County, Texas, PID #A642-999-0180-5300

to be $99.59, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, $24.00, making a total of ONE HUNDRED TWENTY THREE AND 59/100 DOLLARS ($123.59). The City Council finds that the work was completed on the 21st day of May, 2013, 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 THREE AND 59/100 DOLLARS ($123.59) 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, JAIRO S. BONILLA, 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:

> 12009 Copper Hill Place, more particularly described as Lot 72 (5045.82 Sq. Ft.), Block 28, Mesquite Hills #4 Subdivision, El Paso, El Paso County, Texas, PID #M395-999-0280-0720

to be $109.47, 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, making a total of ONE HUNDRED THIRTY THREE AND 47/100 DOLLARS ($133.47). The City Council finds that the work was completed on the 30th day of May, 2013, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount ONE HUNDRED THIRTY THREE AND 47/100 DOLLARS ($133.47) 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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, VALDEZ, MARTHA, 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:

> 5601 Corsicana Avenue, more particularly described as Lot(s) 24 (6500 SQ FT), Block 14, Sarah Anne Park #2 Subdivision, El Paso, El Paso County, Texas, Parcel #S162-999-0140-4700

to be $124.22, 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 EIGHT AND 22/100 DOLLARS ($148.22). The City Council finds that the work was completed on the 5th day(s) of February, 2013, 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 EIGHT AND 22/100 DOLLARS ($148.22) 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, WILLIE B. MAHONE III & MELI MAHONE, 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:

> 10609 Obsidian Street, more particularly described as Lot 19 (5355.00 Sq Ft), Block 3, Desert Aire Park Subdivision, City of El Paso, El Paso County, Texas, PID #D415-999-0030-1900

to be $117.99, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, $24.00, making a total of ONE HUNDRED FORTY ONE AND 99/100 DOLLARS ($141.99). The City Council finds that the work was completed on the 28th day of May, 2013, 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 99/100 DOLLARS ($141.99) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, DANIEL S. ORDAZ, 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:

> 6669 Tiger Eye Drive, more particularly described as Lot 27, Block 12, Shearman #3 Subdivision, City of El Paso, El Paso County, Texas, PID #S363-999-0120-5300

to be $101.21, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, $24.00, making a total of ONE HUNDRED TWENTY FIVE AND 21/100 DOLLARS ($125.21). The City Council finds that the work was completed on the 31 day(s) of May, 2013, 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 FIVE AND 21/100 DOLLARS ($125.21) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, HUGO MAYNEZ & ALICIA ROJAS, 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:

> 4712 Woodrow Bean, more particularly described as PTOF8BEG1197.79'E&858.58'SOFNWC (413.68'ONNLY-321.98'ONELY-IRREG ONSLY-189.72'ONWLY) (2.6375 AC), Block 8, Castner Range Subdivision, El Paso, El Paso County, Texas, PID #C232-999-0080-0100

to be $366.43, 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 THREE HUNDRED NINETY AND 43/100 DOLLARS ($390.43). The City Council finds that the work was completed on the 27th day of June, 2013, 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 NINETY AND 43/100 DOLLARS ($390.43) 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, RIVERA, MAURISIO & MARICRUZ L, 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:

> 3240 Derby Point Drive, more particularly described as Lot 11 (5592.82 Sq. Ft.), Block 200, Tierra Del Este #50 Subdivision, El Paso, El Paso County, Texas, PID #T287-999-2000-1100

to be $135.58, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, $24.00, making a total of ONE HUNDRED FIFTY NINE AND 58/100 DOLLARS ($159.58). The City Council finds that the work was completed on the 15th day of July, 2013, 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 NINE AND 58/100 DOLLARS ($159.58) 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, FLORES, EVELYN, 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:

> 12277 Tierra Pez Way, more particularly described as Lot 30 (10727.99 Sq. Ft.), Block 48, Tierra Del Este #8 Subdivision, El Paso, El Paso County, Texas, PID #T287-999-0480-3000

to be $244.29, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, $24.00, making a total of TWO HUNDRED SIXTY EIGHT AND 29/100 DOLLARS ($268.29). The City Council finds that the work was completed on the 8th day of July, 2013, and approves the costs described herein.

2. The City Council, in accordance with Chapter 9.04 of the El Paso City Code, declares the above total amount TWO HUNDRED SIXTY EIGHT AND 29/100 DOLLARS ($268.29) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, MARTINEZ, PATRICIA G, 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:

> 12116 Saint Crispin Avenue, more particularly described as Lot 40 (6825.00 Sq. Ft.), Block 3, Hillpoint Estates #1 Subdivision, El Paso, El Paso County, Texas, PID #H540-999-0030-4000

to be $129.05, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, $24.00, making a total of ONE HUNDRED

FIFTY THREE AND 05/100 DOLLARS ($153.05). The City Council finds that the work was completed on the 10th day of July, 2013, 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 THREE AND 05/100 DOLLARS ($153.05) 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, MOLINAR, GEORGE L, 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:

> 212 Sargent Lane, more particularly described as Lot 8 (6037.03 Sq. Ft.), Block 1, Sargent Park Subdivision, El Paso, El Paso County, Texas, PID #S163-999-0010-0800

to be $188.63, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, $24.00, making a total of TWO HUNDRED TWELVE AND 63/100 DOLLARS ($212.63). The City Council finds that the work was completed on the 9th day of July, 2013, 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 TWELVE AND 63/100 DOLLARS ($212.63) 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, BRUCE W NEHRING, 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:

> 1514 Montana Avenue, more particularly described as Lots 7 to 9 (9000 Sq. Ft.), Block 60, Franklin Heights Subdivision, El Paso, El Paso County, Texas, PID #F607-999-0600-1900

to be $292.00, 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, making a total of THREE HUNDRED SIXTEEN AND 00/100 DOLLARS ($316.00). The City Council finds that the work was completed on the 21st day of June, 2013, 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 SIXTEEN AND 00/100 DOLLARS ($316.00) 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.

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3G.

RESOLUTION

WHEREAS, the facility currently referred to as the Sun Metro Administration, Operations & Maintenance Facility is located at 10159 Montana Ave. El Paso, Texas 79925; and

WHEREAS, on July 16, 2013, the Citizen's Advisory Committee for the Board of the Mass Transit Department ("Citizen's Advisory Committee") met and approved a recommendation to name the facility the "Bicentennial Council Transit Operations Center; and

WHEREAS, this name change meets the standards required by the July 28, 2009 resolution of the El Paso City Council regarding the naming of a transfer center; and

WHEREAS, the Mayor and City Council accept the recommendation from the Citizen's Advisory Committee, to name the facility, the **BICENTENNIAL COUNCIL TRANSIT OPERATIONS CENTER.**

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

THAT the facility located at 10159 Montana Ave. shall henceforth be named and known as the **BICENTENNIAL COUNCIL TRANSIT OPERATIONS CENTER.**

Mayor Leeser and Representative Acosta commented.

Former Mayor Don Henderson commented.

1ST MOTION
*Motion made, seconded, and unanimously carried to **MOVE TO REGULAR**.

2ND AND FINAL MOTION
Motion made by Mayor Pro Tempore Niland, seconded by Representative Lilly, and unanimously carried to **APPROVE** the Resolution.

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3H.

***RESOLUTION**

THAT the City Manager be authorized to sign an agreement between the City and Tenet Hospitals Limited dba Sierra Medical Center to provide sexual assault examination services for the same reimbursement rate that the Texas Attorney General reimburses the City pursuant to the Texas Code of Criminal Procedure Article 56.06 for a term of two (2) years from the date this Agreement is executed and an option to extend for one (1) additional two-year period at the mutual agreement of the parties; and to authorize the City Manager or her designee to exercise the option to extend this Agreement.

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3I.

***RESOLUTION**

THAT the City Manager be authorized to sign an agreement for drug testing and alcohol screening services for the City's Police Department between the City and DDLS Group, LLC dba Fas-Tes El Paso for a contract term of three (3) years from the date this Agreement is approved by the City Council, with one (1) option to extend for one (1) additional year, for a total amount of $91,980.00 for the initial term and $122,640.00 if the contract term is extended.

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3J.

***RESOLUTION**

That the City Manager be authorized to sign and submit HHSC Contract No. 529-11-0001-00024F, which is Amendment Six to HHSC Contract No. 529-11-0001-00024, and other related documents for the Texas Health and Human Services Commission, raising the total contract amount to $850,634.43, to compensate the City for additional services provided in reference to calls received by the City's general 2-1-1 Information and Referral Services and to compensate the City for the resulting data reports that the City is required to submit to the Commission, with the amendment affecting the period from September 1, 2013 through August 31, 2014.

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3K.

***RESOLUTION**

WHEREAS, the Tax Assessor/Collector of the City of El Paso (the "***City***") has entered the amount of tax as provided by Section 26.09(e) of the State Property Tax Code in the appraisal roll, creating a tax roll for entities, for which the City Tax Assessor/Collector collects taxes, a summary of which is attached hereto and incorporated herein by reference;

WHEREAS, the Village of Vinton has not adopted its budget or tax rate by October 1, 2013 and have not certified their tax rate to the City Tax Assessor/Collector as of the date of this resolution;

WHEREAS, the tax roll for the remaining entities is on file and available for inspection in the City Tax Office; and

WHEREAS, the City Tax Assessor/Collector now submits the tax roll to the City Council for approval as the 2013 tax roll.

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

THAT the tax roll attached hereto is hereby approved and constitutes the 2013 tax roll for all entities which the City Tax Assessor/Collector collects taxes.

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4A. BOARD RE-APPOINTMENT

*Motion made, seconded, and unanimously carried to **RE-APPOINT** Charles L. Hurst to the Construction Board of Appeals by Mayor Oscar Leeser.

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4B. BOARD RE-APPOINTMENT

*Motion made, seconded, and unanimously carried to **RE-APPOINT** Katherine Brennand to the Museums and Cultural Affairs Advisory Board by Representative Emma Acosta, District 3.

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4C. BOARD RE-APPOINTMENT

*Motion made, seconded, and unanimously carried to **RE-APPOINT** Deanna A. De La Cruz to the Parks and Recreation Advisory Board by Representative Emma Acosta, District 3.

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4D. BOARD RE-APPOINTMENT

*Motion made, seconded, and unanimously carried to **RE-APPOINT** Frederick Z. Grommand to the City Accessibility Advisory Committee by Representative Emma Acosta, District 3.

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4E. BOARD RE-APPOINTMENT

*Motion made, seconded, and unanimously carried to **RE-APPOINT** Jeffrey E. Gonzalez, as an alternate member, to the Zoning Board of Adjustment by Representative Emma Acosta, District 3.

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4F. BOARD RE-APPOINTMENT

*Motion made, seconded, and unanimously carried to **RE-APPOINT** Jennifer Barr Ardovino to the Parks and Recreation Advisory Board by Mayor Oscar Leeser.

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4G. BOARD RE-APPOINTMENT

*Motion made, seconded, and unanimously carried to **RE-APPOINT** Estrella Escobar to the Museums and Cultural Affairs Advisory Board by Mayor Oscar Leeser.

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5. NOTICE OF CAMPAIGN CONTRIBUTIONS

*Motion made, seconded, and unanimously carried to **APPROVE** for notation pursuant to Section 2.92.110 of the City Code: Receipt of campaign contribution by Mayor Oscar Leeser in the amount of $250 from Donald Luciano.

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6. APPLICATIONS FOR TAX REFUNDS

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

1. Margarita Guerrero in the amount of $2,872.29 for double payment of 2011 taxes.
   (Geo. # A642-999-0090-4700)

2. Miguel Samonte Jr. in the amount of $3,923.98 for double payment of 2012 taxes.

(Geo. # B365-999-0020-0400)

3. Miguel Samonte Jr. in the amount of $3.618.79 for double payment of 2012 taxes.
   (Geo. # B365-999-0020-0450)

4. TSAHC Rainbow El Nido in the amount of $2,839.44 for overpayment of 2011 taxes.
   (Geo. # C622-999-0130-0100)

5. TSAHC Rainbow Sierra Vista in the amount of $40,282.40 for overpayment of 2012 taxes.
   (Geo. # E222-999-1010-1200)

6. Richard Castro in the amount of $10,426.66 for overpayment of 2010 taxes.
   (Geo. # E073-999-000G-0600)

7. West, Sol III in the amount of $5,141.03 for double payment of 2012 taxes.
   (Geo. # L624-999-0100-6300)

8. West, Sol III in the amount of $5,846.18 for double payment of 2012 taxes.
   (Geo. # P448-999-0020-1200)

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7. REQUEST TO ISSUE PURCHASE ORDER

*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Purchasing Director for the Purchasing and Strategic Sourcing Department to issue a Purchase Order to Siddons Martin Emergency Group, LLC the sole source authorized dealer for Pierce Manufacturing parts and service in Texas, Louisiana, and New Mexico.

Department:	El Paso Fire
Award to:	Siddons Martin Emergency Group, LLC Houston Texas, 77032
Annual Estimated Amount:	$225,000
Total Estimated Award:	$225,000 (One year)
Account No.:	322 – 22090 – 531180 – 1000 – P2216
Funding Source:	Vehicle Maintenance Supplies
Sole Source No.:	2014-034

This is a sole source, parts, and service contract.

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8A. BEST VALUE PROCUREMENT

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2013-219 (Doors, Frames, Accessories and Installation) to APCO Building Specialties for an initial estimated award of $211,140.

Department:	General Services – Facilities Maintenance Division
Award to:	APCO Building Specialties El Paso, TX
Item(s):	All
Initial Term:	3 years
Option to Extend:	2 year
Annual Estimated Award:	$ 70,380
Initial Term Estimated Award:	$211,140 (3 years)
Total Estimated Award:	$351,900 (5 years)

Account No.:	231- 31040- 532000 – 1000 – P3120
Funding Source:	General Fund – Building Facilities Maintenance

This is a Best Value, service contract.

The Purchasing and Strategic Sourcing Department and General Services – Facilities Maintenance Division recommend award as indicated to APCO Building Specialties, the bidder offering the best value bid.

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8B. BEST VALUE PROCUREMENT

*Motion made, seconded, and unanimously carried to **POSTPONE** two weeks the award of Solicitation No. 2013-297 (Spay/Neuter Voucher Program) to Pets Alive-El Paso, Inc. for an initial term estimated award of $49,951.60.

Department:	Environmental Services
Award to:	Pets Alive-El Paso, Inc. El Paso, TX
Item(s):	All
Initial Term:	1 Year
Option to Extend:	2 Additional 1 Year
Annual Estimated Award:	$ 49,951.60
Initial Term Estimated Award:	$ 49,951.60
Total Estimated Award:	$149,854.80 (3 Years)
Account No.:	522150-3120-334-34050-P3450
Funding Source:	Outside Contracts

This is a Best Value, Service contract.

The Financial Services - Purchasing & Strategic Sourcing Department and Environmental Services recommend award as indicated to Pets Alive-El Paso, Inc., the bidder offering the best value bid.

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TAKEN WITH ITEM 16E1 INTO EXECUTIVE SESSION

9A. BID

1ST MOTION

Motion made by Mayor Pro Tempore Niland, seconded by Representative Lilly, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 11:12 a.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.087 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

ABSENT: Representative Limón

2nd MOTION

Motion made by Mayor Pro Tempore Niland, seconded by Representative Romero, and unanimously carried to adjourn the Executive Session at 11:22 a.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

ABSENT: Representative Limón

3RD AND FINAL MOTION
Motion made by Mayor Pro Tempore Niland, seconded by Representative Noe, and unanimously carried to **REJECT** all bids and **DIRECT** Engineering to re-bid Solicitation No. 2013-254 for Barker Road Street and Drainage Improvements Phase II.

ABSENT: Representative Limón

Representatives Niland, Acosta, and Lilly commented.

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Ms. Sylvia Firth, City Attorney, gave legal advice.
3. Mr. Javier Reyes, Engineering Division Manager
4. Ms. Irene Ramirez, Interim City Engineer

The following members of the public commented:

1. Mr. Edward Saab
2. Ms. Lisa Turner

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9B. BID

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2013-277 for Thorn Park Improvements to Black Stallion LB Construction, for an estimated total amount of $87,444.

Department:	Engineering and Construction Management
Award to:	Black Stallion LB Construction El Paso, TX
Base Bid I:	$84,941.50
Option I:	$ 2,502.50
Total Estimated Award:	$87,444.00
Time for Completion:	90 Consecutive Calendar Days
Accounts:	471 - 2400 - 71240 - 580270 - G_713CD012
Funding Source:	Community Development Grant

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measure 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 recommends that Prime Irrigation & Landscape, Inc. be deemed non-responsive for their inability to confirm their bid price and that the contract be awarded as indicated to Black Stallion LB Construction the lowest responsive and responsible bidder.

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9C. BID

*Motion made, seconded, and unanimously carried to **REJECT** all bids received for Solicitation No. 2013-296, (Household Waste Disposal Services) as recommended by Purchasing and Strategic Sourcing Department and Environmental Services Department, the estimated quantities were not identified properly therefore, the calculated amounts are not reasonable for award.

Department: Environmental Services

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9D. BID

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2013-247 (Burden Carts) to Medley Material Handling for a total estimated award of $124,934.39.

Department:	General Services – Fleet Division
Award to:	Medley Material Handling El Paso, TX
Item(s):	Item 1 and Option-1, Item 2 and Option-2, & Item 3 and Option-3
Option to Extend:	Option to Purchase Additional Quantity within 90 days of Award
Total Estimated Amount:	$124,934.39
Account No.:	231 – 37010 – 580540 – 4960
Funding Source:	General Services Dept. – Cars, Pickups, Vans

This is a one-time, unit price contract.

The Purchasing & Strategic Sourcing Department and General Services – Fleet Division recommends award as indicated to Medley Material Handling, the lowest responsive, responsible bidder.

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10A. ENGINEERING AND CONSTRUCTION MANAGEMENT

Motion made by Representative Holguin, seconded by Representative Romero, and unanimously carried to **AWARD** Solicitation No. 2013-266 for Cheryl Ladd Park to Martinez Brothers Contractors, LLC, for an estimated total amount of $1,202,777.

ABSENT: Representative Limón

Department:	Engineering and Construction Management
Award to:	Martinez Brothers Contractors, LLC El Paso, TX
Base Bid I:	$1,202,777

Total Estimated Award:	$1,202,777
Time for Completion:	150 Consecutive Calendar Days
Accounts:	190-4800-29010-580270-PCP13PRKA04
Funding Source:	2012 Quality of Life Bonds

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measure 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 recommends award as indicated to the lowest responsive and responsible bidder.

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

Representative Holguin commented.

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10B. ENGINEERING AND CONSTRUCTION MANAGEMENT

*Motion made, seconded, and unanimously carried to **POSTPONE** two weeks the award of Solicitation No. 2013-303 for EPIA Taxiway "A" Realignment to J.A.R. Concrete, Inc. dba J.A.R. Construction, Inc., for an estimated total amount of $4,644,625.

ABSENT: Representative Limón

Department:	Engineering and Construction Management
Award to:	J.A.R. Concrete, Inc. dba J.A.R. Construction, Inc. El Paso, TX
Base Bid:	$4,644,625
Total Estimated Award:	$4,644,625
Time for Completion:	160 Consecutive Calendar Days
Accounts:	562-62330-580270-3080-G620AIP37
Funding Source:	FAA Airport Improvement Program (AIP) 90%, EPIA Revenue Funds (10%)

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measure 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 recommends award as indicated to the lowest responsive and responsible bidder.

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10C. ENGINEERING AND CONSTRUCTION MANAGEMENT

Motion made by Mayor Pro Tempore Niland, seconded by Representative Lilly, and unanimously carried to **AWARD** Solicitation No. 2013-292 for EPIA Terminal Apron and Air Cargo Ramp PCCP Joint Seals to Interstate Sealant & Concrete, Inc., for an estimated total amount of $1,498,480.10.

NOT PRESENT FOR THE VOTE: Representative Robinson
ABSENT: Representative Limón

Department:	Engineering and Construction Management
Award to:	Interstate Sealant & Concrete, Inc. Waukesha, WI
Base Bid:	$1,498,480.10
Total Estimated Award:	$1,498,480.10
Time for Completion:	279 Consecutive Calendar Days
Accounts:	562-62330-580270-3080-G620AIP38
Funding Source:	FAA Airport Improvement Program (AIP) Grant (90%), EPIA Enterprise Fund (10%)

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measure 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 recommends award as indicated to the lowest responsive and responsible bidder.

Ms. Margaret Schroeder, Traffic Engineer for Engineering Department, presented a PowerPoint presentation (copy on file in City Clerk's office).

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11A. PURCHASING AND STRATEGIC SOURCING

Motion made by Mayor Pro Tempore Niland, seconded by Representative Acosta, and unanimously carried to **AWARD** Solicitation No. 2013-249 Mechanical Broom Sweepers (Re-bid) to Stewart & Stevenson Truck Holdings dba On the Border Freightliner of El Paso for a total estimated award of $839,956.

NOT PRESENT FOR THE VOTE: Representative Robinson
ABSENT: Representative Limón

Department:	General Services – Fleet Division
Award to:	Stewart & Stevenson Truck Holdings dba On the Border Freightliner of El Paso El Paso, TX
Item(s):	All
Option to Extend:	Option to Purchase Additional Quantity within 60 days of Award
Total Estimated Award:	$839,956 (4 units)
Account No.:	190 – 28310 – 580040 – 4500 – PGSDVRP01
Funding Source:	General Services Department – Capital All Years

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

The Purchasing and Strategic Sourcing Department and General Services – Fleet Division recommend award as indicated to Stewart & Stevenson Truck Holdings dba On the Border Freightliner of El Paso, the lowest responsive, responsible bidder.

Mr. Bruce Collins, Purchasing Director, commented.

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11B. PURCHASING AND STRATEGIC SOURCING

Motion made by Representative Acosta, seconded by Mayor Pro Tempore Niland, and unanimously carried to **AWARD** Solicitation No. 2013-258 (Janitorial Services – Police Department Facilities) to The Eagle Janitorial Services for an initial term estimated award of $933,687.

ABSENT: Representative Limón

Department:	General Services – Facilities Maintenance Division
Award to:	The Eagle Janitorial Services El Paso, TX
Item(s):	All
Initial Term:	3 years
Option to Extend:	2 years
Annual Estimated Award:	$ 311,229
Initial Term Estimated Award:	$ 933,687 (3 years)
Total Estimated Award:	$1,556,145 (5 years)
Account No.:	231-522060-1000-31040-P3120
Funding Source:	General Services Dept - General Fund – Maintenance Services Contracts - Janitorial

This is a Best Value, service contract.

The Purchasing & Strategic Sourcing Department and General Services – Facilities Maintenance Division recommend award as indicated to The Eagle Janitorial Services, the bidder offering the best value bid.

Recommend Star-Clean Maintenance and Lucy's Cleaning Services be deemed non-responsible due to failure to demonstrate financial capacity as required under this solicitation.

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11C. PURCHASING AND STRATEGIC SOURCING

Motion made by Representative Acosta, seconded by Mayor Pro Tempore Niland, and unanimously carried to **AUTHORIZE** that the Purchasing Director for the Purchasing and Strategic Sourcing Department to exercise the City's option to extend Contract No. 2010-258 (Newspaper Legal Notices) to Texas New Mexico Newspaper Partnership dba El Paso Times and Investor Publications, Inc. dba El Paso Inc. (2) additional years pursuant to the provisions of an award approved by the City Council on October 26, 2010. The extended contract period will be from October 27, 2013 through October 26, 2015. The estimated cost will be $225,000 per year and for the two years extension total estimated amount will be $450,000.

ABSENT: Representative Limón

Department:		Purchasing and Strategic Sourcing
Award to:	Vendor 1	Texas New Mexico Newspaper Partnership dba El Paso Times El Paso, TX
Items:		All
Initial Term:		3 years
Option to Extend:		2 years
Award to:	Vendor 2	Investor Publications, Inc. dba El Paso Inc. El Paso, TX
Items:		All
Initial Term:		3 years
Option to Extend:		2 years
Annual Estimated Award:		$ 225,000
Initial Term Estimated Award:		$ 675,000 (3 years)
Total Estimated Award:		$1,125,000 (5 years)
Funding Source:		Various

This is an indefinite quantity type contract.

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

Representative Acosta commented.

The following City staff members commented:

1. Mr. Bruce Collins, Purchasing Director
2. Ms. Sylvia Firth, City Attorney, gave legal advice.
3. Ms. Sol Cortez, Assistant City Attorney, gave legal advice.

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12.

RESOLUTION

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

THAT the City Manager be authorized to sign a Second Amendment to the Professional Services Agreement by and between the City of El Paso and Focused Advocacy, LLC for outside counsel in connection with the City of El Paso's state legislative program to extend the term for an additional two (2) years for a term ending October 13, 2015. Compensation and expenses for the first year shall not exceed $102,000.00 and will be paid out in monthly installments of $7,500.00, plus reasonable pre-approved travel expenses to El Paso; and compensation and expenses for the second year shall not exceed $114,000.00 that will be paid out in monthly installments of $8,500.00, plus reasonable pre-approved travel expenses to El Paso.

Mayor Leeser and Representatives Niland and Acosta commented.

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

State Representative Joe Moody commented.

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

ABSENT: Representative Limón

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13.

RESOLUTION

WHEREAS, the City Council of the City of El Paso finds that it would be in the best interest of the public to authorize offset angle parking within City Right-Of-Way adjacent to the address of 4300 East Missouri Avenue; and

WHEREAS, the City Council of the City of El Paso further finds, in accordance with Sections 12.44.040 and 12.44.050 of the El Paso Municipal Code, that said right-of-way is not upon a Federal-aid or State Highway; that passing traffic will not be required to drive upon the left side of the street or upon any streetcar tracks; that said street does not carry more than 4,000 vehicles per average day, nor more than 500 vehicles per hour for any consecutive three hours of an average day; and that adequate provision has been made for the free and unobstructed passage of pedestrian traffic thereof.

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

THAT the City Engineer is hereby authorized and directed to designate Five (5) offset angle parking spaces on the north side of 4300 Block of East Missouri Avenue. Said right-of-way shall be used for public parking and cannot be used to satisfy the off-street parking required by City Ordinance for the adjacent property.

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

Motion made by Representative Romero, seconded by Representative Lilly, and unanimously carried to **APPROVE** the Resolution.

NOT PRESENT FOR THE VOTE: Representative Niland
ABSENT: Representative Limón

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14A.

RESOLUTION

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

That the City Manager be authorized to sign an Agreement for Professional Services by and between the CITY OF EL PASO and KIMLEY-HORN AND ASSOCIATES, INC., a North Carolina Corporation, for a project known as "RECONSTRUCTION OF RUNWAY 8L-26R, TAXIWAY "U", "V" AND NEW PARALLEL TAXIWAY" for an amount not to exceed One Million One Hundred Seventy Seven Thousand Forty Two and 46/100 Dollars ($1,177,042.46); and that the City Engineer be authorized to approve up to $50,000.00 in additional services, for a total contract amount not to exceed One Million Two Hundred Twenty Seven Thousand Forty Two and 46/00 ($1,227,042.46); and that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this agreement.

Ms. Margaret Schroeder, Traffic Engineer for Engineering Department, presented a PowerPoint presentation (copy on file in City Clerk's office).

Representative Robinson commented.

Ms. Monica Lombrana, Director of Aviation, commented.

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

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14B. ENGINEERING AND CONSTRUCTION MANAGEMENT

*Motion made, seconded, and unanimously carried to **POSTPONE** two weeks the Resolution that the City Council approves the expenditure of additional available funding in the amount of $660,950 to J.A.R Concrete, Inc. dba J.A.R. Construction, Inc. for the Street Resurfacing 2013 project, Solicitation No. 2013-034. This change order provides for additional quantities to increase the capability for the resurfacing of streets. No additional time will be added to contract time. The new contract sum, including this change order is $3,306,441.60.

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TAKEN WITH EX5 AND EX6 INTO EXECUTIVE SESSION

15. CITY DEVELOPMENT

Discussion and action on Economic Incentives for Hotel Sancho Panza, LLC. for development and construction of a new multistory Hotel and parking garage to be located in downtown El Paso.

1ST MOTION
*Motion made, seconded, and unanimously carried to **MOVE ITEM TO END OF AGENDA TO GO INTO EXECUTIVE SESSION**.

2nd MOTION

Motion made by Mayor Pro Tempore Niland, seconded by Representative Noe, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 11:28 a.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 and 551.087 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

ABSENT: Representative Limón

3rd AND FINAL MOTION
Motion made by Mayor Pro Tempore Niland, seconded by Representative Lilly, and unanimously carried to adjourn the Executive Session at 12:00 p.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

ABSENT: Representative Limón

Mayor Leeser and Representatives Acosta and Niland commented.

The following City staff members commented:

1. Ms. Sylvia Firth, City Attorney, gave legal advice.
2. Mr. Mathew McElroy, Director of City Development

The following members of the public commented:

1. Mr. James Scherr
2. Ms. Elma Carreto
3. Mr. Richard Schecter
4. Ms. Lisa Turner

NO ACTION was taken on this item.

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16A. MAYOR AND COUNCIL

Motion made by Representative Holguin, seconded by Mayor Pro Tempore Niland, and carried to **ACQUIRE** the Lincoln Center and to send a letter to TXDOT that the City of El Paso is willing to take responsibility for the facility.

AYES: Representatives Lilly, Romero, Acosta, Noe, Holguin and Niland
NAYS: None
ABSTAIN: Representative Robinson
ABSENT: Representative Limón

Mayor Leeser and Representatives Holguin, Niland, Acosta, and Noe commented.

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Ms. Sylvia Firth, City Attorney, gave legal advice.

The following members of the public commented:

1. Ms. Corinne Chacon, Director of Community Initiatives for the Center
2. Mr. Michael Patino
3. Ms. Lisa Turner

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16B1. MAYOR AND COUNCIL

*Motion made, seconded, and unanimously carried to **DELETE** the item on requesting a letter of support from the Metropolitan Planning Organization to transfer CMAQ funds from the proposed bike share to the P3 Program on the bridge as the bridge proposal will provide a more significant impact on air quality than the proposed bike share.

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16B2. MAYOR AND COUNCIL

Motion made by Mayor Pro Tempore Niland, seconded by Representative Acosta, and unanimously carried to **SUPPORT** bike share pilot program and put an item on next week's agenda to separate this pilot program from the larger program so that the City can get started.

ABSENT: Representative Limón

Mr. Marty Howell, Director of Economic Development and Sustainability, presented a PowerPoint presentation (copy on file in City Clerk's office).

Mayor Leeser and Representatives Niland, Acosta, and Noe commented.

Ms. Joyce Wilson, City Manager, commented.

The following members of the public commented:

1. Mr. Richard Teschner
2. Mr. Scott White
3. Ms. Lisa Turner

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16C. MAYOR AND COUNCIL

Motion made by Mayor Pro Tempore Niland, seconded by Representative Romero, and unanimously carried to **DIRECT** the City Manager to explore possibilities of housing the No DUI program at a City facility at a minimal cost and **DIRECT** the City Manager to identify confiscated funds and to research other funding opportunities for the program.

ABSENT: Representative Limón

Mr. Tyler Rouse, President, No DUI El Paso, presented a PowerPoint presentation (copy on file in City Clerk's office).

Representatives Noe, Niland, and Robinson commented.

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

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16D. MAYOR AND COUNCIL

*Motion made, seconded, and unanimously carried to **DELETE** the item on Sun Metro bus stops that are not ADA compliant.

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TAKEN WITH ITEM 9A INTO EXECUTIVE SESSION

16E1. MAYOR AND COUNCIL

1ST MOTION

Motion made by Mayor Pro Tempore Niland, seconded by Representative Lilly, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 11:12 a.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.087 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

ABSENT: Representative Limón

2nd MOTION

Motion made by Mayor Pro Tempore Niland, seconded by Representative Romero, and unanimously carried to adjourn the Executive Session at 11:22 a.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

ABSENT: Representative Limón

3rd AND FINAL MOTION

Motion made by Representative Acosta, seconded by Mayor Pro Tempore Niland, and unanimously carried to **DIRECT** the City Manager to come back with a policy change to change the mobilization percentage toward achieving more effective bidding.

ABSENT: Representative Limón

Representatives Niland, Acosta, and Lilly commented.

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Ms. Sylvia Firth, City Attorney, gave legal advice.
3. Mr. Javier Reyes, Engineering Division Manager
4. Ms. Irene Ramirez, Interim City Engineer

The following members of the public commented:

1. Mr. Edward Saab
2. Ms. Lisa Turner

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16E2. MAYOR AND COUNCIL

Establishing online file sharing for bidding documents to be available during the city's bid process.

Representative Acosta commented.

Ms. Leila Melendez, Deputy Director for Engineering and Construction Management, commened.

NO ACTION was taken on this item.

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Motion made by Mayor Pro Tempore Niland, seconded by Representative Romero, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 1:05 p.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.087 to discuss any of the following:

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

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

ABSENT: Representative Limón

Motion made by Mayor Pro Tempore Niland, seconded by Representative Noe, and unanimously carried to adjourn the Executive Session at 1:48 p.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

NOT PRESENT FOR THE VOTE: Representatives Acosta, Robinson, and Holguin
ABSENT: Representative Limón

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EX1. Diana Hernandez v. City of El Paso, Cause No. 2009-032 (551.071)

Motion made by Mayor Pro Tempore Niland, seconded by Representative Romero and unanimously carried that outside counsel for the City of El Paso be authorized to reject Plaintiff's settlement demand and to continue settlement negotiations in consultation with the City Attorney in the lawsuit styled Diana E. Hernandez v. The City of El Paso; Cause No. 2009-032.

AYES: Representatives Lilly, Romero, Acosta, Robinson, Noe, Holguin and Niland
NAYS: None
ABSENT: Representative Limón

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EX2. PUC Docket No. 41852, Application of El Paso Electric Company to Reconcile Fuel Costs. (551.071)

Motion made by Mayor Pro Tempore Niland, seconded by Representative Romero, and unanimously carried that the CITY OF EL PASO authorizes the City Attorney to file a Motion in Intervention and, if necessary, to request a hearing in the following Public Utility Commission Docket No. 41852; Application of El Paso Electric Company to Reconcile Fuel Costs.

This Motion is intended to grant broad authority to the City Attorney to take any action necessary to address these matters in consultation with the City Manager. This authorization also authorizes the City Attorney to retain outside Counsel in connection with this matter.

AYES: Representatives Lilly, Romero, Acosta, Robinson, Noe, Holguin and Niland
NAYS: None
ABSENT: Representative Limón

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EX3. PUC Docket No. 41403, Application of El Paso Electric Company for Approval to Revise its Energy Efficiency Cost Recovery Factor and Request to Establish Revised Cost Caps. (551.071)

Motion made by Mayor Pro Tempore Niland, seconded by Representative Romero, and carried that the CITY OF EL PASO authorizes the City Attorney to accept and authorize the terms of the settlement between Public Utility Commission staff and El Paso Electric for Public Utility Commission Docket No. 41403; Application of El Paso Electric Company for Approval to Revise its Energy Efficiency Cost Recovery Factor and Request to Establish Revised Cost Caps.

This Motion is intended to grant broad authority to the City Attorney to take any action necessary to address these matters in consultation with the City Manager. This authorization also authorizes the City Attorney to retain outside Counsel in connection with this matter.

AYES: Representatives Lilly, Romero, Acosta, Robinson, Noe and Niland
NAYS: Representative Holguin
ABSENT: Representative Limón

Representative Niland commented.

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

Ms. Lisa Turner, citizen, commented.

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EX4. Report on Potential Inquiry into the Rates and Services of Texas Gas Service Company, a Division of ONEOK, Inc. (551.071)

NO ACTION was taken on this item.

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EX5. Discussion and action on Economic Incentives for Hotel Sancho Panza, LLC. for development and construction of a new multistory Hotel and parking garage to be located in downtown El Paso. (551.071 and 551.087)

NO ACTION was taken on this item.

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EX6. Incentive request package for downtown Hotel. (551.087)

NO ACTION was taken on this item.

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The City Council Meeting was **RECESSED** at 12:51 p.m.

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The City Council Meeting was **RECONVENED** at 1:04 p.m.

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CALL TO THE PUBLIC – PUBLIC COMMENT

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

A sign-up form is available on line at https://www.elpasotexas.gov/muni_clerk/contact_public.asp for those who wish to sign up in advance of the meeting date and a sign-up form is available outside the City Council Chambers at the City Clerk table for those who wish to sign up on the day of the meeting.
Requests to speak must be received by 8:30 a.m. on the date of the meeting.
30 Minutes total is allotted for speakers.
Three to five minutes may be allowed for each speaker.

The following members of the public commented:

1. Ms. Wally Cech
2. Ms. Pat Acosta
3. Mr. Michael Patino
4. Ms. Lisa Turner
5. Mr. Preston Tyree
6. Mr. Jerry Thiedt

Representatives Holguin and Niland commented.

Motion made by Mayor Pro Tempore Niland, seconded by Representative Noe, and unanimously carried to **SUSPEND THE RULES OF ORDER** to allow additional speakers to address the Council after the signup period.

NOT PRESENT FOR THE VOTE: Representative Acosta
ABSENT: Representative Limón

NO ACTION, other than the above procedural Motion, was taken on the item.

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Motion made by Mayor Pro Tempore Niland, seconded by Representative Romero, and unanimously carried to **ADJOURN** this meeting at 1:56 p.m.

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APPROVED AS TO CONTENT:

Richarda Duffy Momsen, City Clerk