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
NOVEMBER 12, 2013
8:30 A.M.

The City Council met in regular session at the above place and date. Meeting was called to order at 8:30 a.m. Mayor Oscar Leeser present and presiding and the following Council Members answered roll call: Cortney Carlisle Niland, Larry Romero, Emma Acosta, Michiel R. Noe, Eddie Holguin, Jr., and Lilia Limón. Late arrivals: Carl Robinson at 8:33 a.m. and Ann Morgan Lilly at 8:36 a.m. The invocation was given by CIMA Chaplain Carlos Clugy-Soto, followed by the Pledge of Allegiance to the Flag of the United States of America.

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PLEDGE OF ALLEGIANCE

DIMITRI LYON
NAHOMI LOPEZ
SAVANNAH LOPEZ
JOSEPH MONTERO
NATALIA RAMOS
JESSICA ANGUIANO

MAYOR'S PROCLAMATIONS

1. **MARCH OF DIMES PREMATURITY AWARENESS MONTH**
2. **LIMBS INTERNATIONAL DAY**
3. **GOVERNMENT ETHICS DAY**

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CONSENT AGENDA

Motion made by Mayor Pro Tempore Niland, seconded by Representative Noe, 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, Limón and Niland
NAYS: None

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1. APPROVAL OF MINUTES

*Motion made, seconded, and unanimously carried to **APPROVE** the Minutes for the Regular City Council Meeting of November 5, 2013, the Legislative Review of the Whole/Work Session Minutes of October 29, 2013, and the Corrected Minutes for the Regular City Council Meeting of October 1, 2013.

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2. REQUEST TO EXCUSE CITY COUNCIL MEMBERS

NO ACTION was taken on this item.

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3A.

***RESOLUTION**

That the City Manager be authorized to sign a Ground Lessor's Estoppel Certificate and Amendment to the Restated Butterfield Trail Industrial Park Lease by and among the City of El Paso ("Lessor") and SL EP Industrial, LP ("Lessee") for the following described property:

All of Lot 3 and a portion of Lot 4, Block 12, Butterfield Trail Industrial Park Unit Three, an addition to the City of El Paso, El Paso County, Texas, municipally known and numbered as 22 Spur Drive, El Paso, Texas.

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3B.

***RESOLUTION**

That the City Manager be authorized to sign a Ground Lessor's Estoppel Certificate and Amendment to the Restated Butterfield Trail Industrial Park Lease by and among the City of El Paso ("Lessor") and SL EP Industrial, LP ("Lessee") for the following described property:

A portion of Lot 4 and a portion of Lot 5, Block 12, Butterfield Trail Industrial Park, Unit Three, an addition to the City of El Paso, El Paso County, Texas, municipally known and numbered as 24 Spur Drive, El Paso, Texas.

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3C.

***RESOLUTION**

That the City Manager be authorized to sign a Ground Lessor's Estoppel Certificate and Amendment to the Restated Butterfield Trail Industrial Park Lease by and among the City of El Paso ("Lessor") and SL EP Industrial, LP ("Lessee") for the following described property:

A portion of Lot 3, a portion of Lot 5, and all of Lot 4, Block 13, Butterfield Trail Industrial Park Unit Two; and a portion of Lot 8, Block 13, Butterfield Trail Industrial Park Unit Three, an addition to the City of El Paso, El Paso County, Texas, municipally known and numbered as 25 Spur Drive, El Paso, Texas.

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3D.

***RESOLUTION**

That the City Manager be authorized to sign a Ground Lessor's Estoppel Certificate and Amendment to the Restated Butterfield Trail Industrial Park Lease by and among the City of El Paso ("Lessor") and SL EP Industrial, LP ("Lessee") for the following described property:

A portion of Lot 5, Block 13, Butterfield Trail Industrial Park Unit Two and all of Lot 6 and a portion of Lot 7, Block 13, Butterfield Trail Industrial Park Unit Three, an addition to the City of El Paso, El Paso County, Texas, municipally known and numbered as 27 Spur Drive, El Paso, Texas.

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3E.

***RESOLUTION**

That the City Manager be authorized to sign a Ground Lessor's Estoppel Certificate and Amendment to the Restated Butterfield Trail Industrial Park Lease by and among the City of El Paso ("Lessor") and SL EP Industrial, LP ("Lessee") for the following described property:

All of Lot 7 and a portion of Lot 8, Block 12, Butterfield Trail Industrial Park Unit Three, an addition to the City of El Paso, El Paso County, Texas, and municipally known and numbered as 28 Spur Drive, El Paso, Texas.

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3F.

***RESOLUTION**

That the City Manager be authorized to sign a Ground Lessor's Estoppel Certificate and Amendment to the Restated Butterfield Trail Industrial Park Lease by and among the City of El Paso ("Lessor") and SL EP Industrial, LP ("Lessee") for the following described property:

A portion of Lot 1 and a portion of Lot 2, Block 10, Butterfield Trail Industrial Park Unit Two, an addition to the City of El Paso, El Paso County, Texas, municipally known and numbered as 28 Butterfield Trail, El Paso, Texas.

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3G.

***RESOLUTION**

That the City Manager be authorized to sign a Ground Lessor's Estoppel Certificate and Amendment to the Restated Butterfield Trail Industrial Park Lease by and among the City of El Paso ("Lessor") and SL EP Industrial, LP ("Lessee") for the following described property:

A portion of Lot 2 and a portion of Lot 3, Block 10, Butterfield Trail Industrial Park Unit Two, an addition to the City of El Paso, El Paso County, Texas, municipally known and numbered as 40 Butterfield Circle, El Paso, Texas.

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3H.

***RESOLUTION**

That the City Manager be authorized to sign a Ground Lessor's Estoppel Certificate and Amendment to the Restated Butterfield Trail Industrial Park Lease by and among the City of El Paso ("Lessor") and SL EP Industrial, LP ("Lessee") for the following described property:

A portion of Lot 1, a portion of Lot 2, a portion of Lot 3, and a portion of Lot 4, Block 10, Butterfield Trail Industrial Park Unit Two, an addition to the City of El Paso, El Paso County, Texas, municipally known and numbered as 42 Butterfield Circle, El Paso, Texas.

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3I.

***RESOLUTION**

That the City Manager be authorized to sign a Lease Agreement between the City of El Paso (Lessor) and Pro-Action, Inc. (Lessee), for approximately 700 square feet in the basement of the building located at 222 South Campbell, to operate "Immunize El Paso", a clinic which provides free or low-cost health services, for an initial term beginning on November 12, 2013 to April 30, 2014 at a rental rate of $1.00 for the initial term, and the initial term may be extended on a month-to-month basis by the City Manager for a rental rate of $1.00 per month.

Ms. Lisa Turner, citizen, commented.

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3J.

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

That the City Council declares that the expenditure of District 1 and District 8 discretionary funds in an amount not to exceed $1,500.00 to pay towards the costs of a radio communication equipment to be used by NO D.U.I. EL PASO in the course of providing designated driver service trips to individuals from establishments within the El Paso City limits in an effort to reduce alcohol-related accidents serves as a crime prevention and constitutes an important municipal purpose or benefit to the City and citizens of El Paso; and

That the City Manager be authorized to sign an agreement by and between the CITY OF EL PASO and NO D.U.I. EL PASO to expend the discretionary funds to offset the cost of the purchase of radio communication equipment.

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3K.

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

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 adjacent to the address of 5600 Dyer Street; 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 City 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 average per day, nor more than 500 vehicles per hour for any consecutive three day hours of an average; and that adequate provision has been made for the free and unobstructed passage of pedestrian traffic thereof; and that said parking is not within the Central Traffic District nor the Five Points Traffic District

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

THAT the Director of the Department of Transportation is hereby authorized and directed to designate Thirteen (13) offset angle parking spaces on the north side of McConnell Avenue and Nine (9) offset angle parking spaces on the south side of Sheppard Avenue, between Dyer Street and the alley to the east thereof. 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.

Ms. Joyce Wilson, City Manager, commented.

Ms. Lisa Turner, citizen, commented.

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3L.

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

That the City Manager be authorized to sign an Easement Agreement by and between the City of El Paso and the El Paso Independent School District (EPISD), allowing the city use of EPISD property for the construction, installation and maintenance of a school zone flasher signal on Altura Avenue for Coldwell Elementary School, said easement more particularly described as a portion of (approximately 9 sf.) of Lot 8, Block 58, Government Hill Addition as recorded in Book 11, Page 58, Plat Records, City of El Paso, El Paso County, Texas.

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3M.

***RESOLUTION**

That the City Manager be authorized to sign an Easement Agreement by and between the City of El Paso and Jose L. and Velia R. Rios allowing the city use of property for the construction, installation and maintenance of a school zone flasher signal on Altura Avenue for Coldwell Elementary School, said easement more particularly described as a portion of (approximately 9 sf.) of Lot 25, Block 32, Government Hill Addition as recorded in Book 11, Page 58, Plat Records, City of El Paso, El Paso County, Texas.

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3N.

***RESOLUTION**

That the City Manager be authorized to sign an Underground Electrical and Transformer Pad Easement to the El Paso Electric Company for the provision of electrical power to a Compressed Natural Gas Plant, a component of the Sun Metro Operations and Maintenance Facility, 10151 Montana Avenue, a new City facility, said easements more particularly described as a portion of Lot 2, Block 1, Butterfield Trail Aviation Park #2, City of El Paso, El Paso County, Texas.

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3O.

***RESOLUTION**

THAT the City Manager be authorized to sign a Memorandum of Understanding by and between the City of El Paso and Humane Alliance, in order for the City to become National Spay/Neuter Response Team ("NSNRT")-certified and for the City to receive technical support in the set-up and operation of a high-volume spay-neuter clinic, to reduce the overpopulation of unwanted dogs and cats.

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3P.

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, Ritchie Lawrence V., 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:

> 11845 Jim Webb Drive, more particularly described as Lot(s) 54 (4840.50 Sq Ft), Block 2, Mesquite Hills Subdivision, El Paso, El Paso County, Texas, PID #M395-999-0020-5400

to be $96.75, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, $24.00, making a total of ONE HUNDRED TWENTY AND 75/100 DOLLARS ($120.75). The City Council finds that the work was completed on the 22nd 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 TWENTY AND 75/100 DOLLARS ($120.75) 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, Paz, Benjamin & Monica, 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:

> 6000 Moose Court, more particularly described as Lot 1 Serial #684SB480S50708, Block 3, Deer Valley #1 Subdivision, El Paso, El Paso County, Texas, PID #D327-999-0030-0100

to be $148.44, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, $24.00, making a total of ONE HUNDRED SEVENTY TWO AND 44/100 DOLLARS ($172.44). The City Council finds that the work was completed on the 19th day of August, 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 SEVENTY TWO AND 44/100 DOLLARS ($172.44) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, Alvidrez, Dolores, 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:

6015 Moose Court, more particularly described as Lot(s) 23 (4609.80 Sq Ft), Block 2, Deer Valley #1 Subdivision, El Paso, El Paso County, Texas, PID #D327-999-0020-4500

to be $154.94, 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 SEVENTY EIGHT AND 94/100 DOLLARS ($178.94). The City Council finds that the work was completed on the 14th day of August, 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 SEVENTY EIGHT AND 94/100 DOLLARS ($178.94) 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, Loya, Jose M., 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:

10001 Oakwood Drive, more particularly described as Lot(s) 13 (7000 Sq Ft), Block 3, Terrace Hills Subdivision, El Paso, El Paso County, Texas, PID #T172-999-0030-6100

to be $209.06, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, $24.00, making a total of TWO HUNDRED THIRTY THREE AND 06/100 DOLLARS ($233.06). The City Council finds that the work was completed on the 20th day of August, 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 THIRTY THREE AND 06/100 DOLLARS ($233.06) 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, Bailey Rusty, 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:

> 10652 Obsidian Street, more particularly described as Lot(s) 9 (5250.00 Sq Ft), Block 2, Desert Aire Park Subdivision, El Paso, El Paso County, Texas, PID #D415-999-0020-0900

to be $153.99 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 SEVENTY SEVEN AND 99/100 DOLLARS ($177.99). The City Council finds that the work was completed on the 29th 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 SEVEN AND 99/100 DOLLARS ($277.99) 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, Busch, Victoria 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:

> 10656 Obsidian Street, more particularly described as Lot(s) 8 (5250.00 Sq Ft), Block 2, Desert Aire Park Subdivision, El Paso, El Paso County, Texas, PID #D415-999-0020-0800

to be $134.77, performed by the Environmental Services Department of the City of El Paso, and, the cost of recording the Resolution in the office of the El Paso County Clerk, $24.00, making a total of ONE HUNDRED FIFTY EIGHT AND 77/100 DOLLARS ($158.77). The City Council finds that the work was completed on the 23rd 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 EIGHT AND 77/100 DOLLARS ($158.77) to be a lien on the above described property, said amount being due and payable within ten (10) days from the date of City Council approval, and thereafter bearing ten percent (10%) interest per annum.

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

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

***RESOLUTION**

WHEREAS, in accordance with Chapter 9.04 of the El Paso City Code, Corral, Socorro M., 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:

> 14406 Smokey Point Drive, more particularly described as Lot(s) 28 (5641.64 Sq Ft), Block 179, Tierra Del Este #49 Subdivision, El Paso, El Paso County, Texas, PID #T287-999-1790-2800

to be $115.70, 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 NINE AND 70/100 DOLLARS ($139.70). The City Council finds that the work was completed on the 23rd 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 THIRTY NINE AND 70/100 DOLLARS ($139.70) 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, Perez, Lupe, 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:

> 5801 Neches Avenue, more particularly described as Lot(s) 38, Block 13, Parkdale Subdivision, El Paso, El Paso County, Texas, PID #P405-999-0130-7700

to be $219.48, 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 FORTY THREE AND 48/100 DOLLARS ($243.48). The City Council finds that the work was completed on the 19th 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 FORTY THREE AND 48/100 DOLLARS ($243.48) 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.

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4A. BOARD RE-APPOINTMENT

*Motion made, seconded, and unanimously carried to **RE-APPOINT** Angelo F. Amoriello to the City Plan Commission by Representative Carl L. Robinson, District 4.

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4B. BOARD RE-APPOINTMENT

*Motion made, seconded, and unanimously carried to **RE-APPOINT** John L. Moses to the Historic Landmark Commission by Representative Carl L. Robinson, District 4.

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5A. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** Richard W. Najera to the Building and Standards Commission, as an alternate member, by Representative Lily Limón, District 7.

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5B. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** Hector F. Arellano to Building and Standards Commission, as a regular member, by Representative Lily Limón, District 7.

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5C. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** Conrad Carl Conde to the Capital Improvements Advisory Committee by Representative Larry Romero, District 2.

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5D. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **DELETE** the appointment of Michael Bray to the Building and Standards Commission, as a regular member, by Representative Carl L. Robinson, District 4.

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6A. 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 $200 from Pablo Diaz; $250 from Dennis D. Healy; $250 from Guy N. Fields III; $500 from Nancy L. Bombach.

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6B. 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 Representative Michiel R. Noe: Kimberly Smith - $500; John Fields - $500; Gregory Bowling - $500; Randall Bowling - $500; Linebarger Groggan - $500; Fred or Maria Loya - $500; Raymond Palacios - $1,000; Melanie Wayne - $1,450; EP Association of Fire Fighters - $1,000.

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7A. 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 Tyler Technologies, Inc., the sole source provider for maintenance and support of Municipal Court's existing case management software system in the annual amount of $119,681.88.

Department:	Municipal Clerk
Award to:	Tyler Technologies, Inc. Plano, TX
Annual Estimated Amount:	$119,681.88
Funding Source:	Municipal Court Technology Fund 111-11030-52202-2535-PMC00010
Sole Source No.:	2014-066

This is a Sole Source, services contract.

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7B. REQUEST TO ISSUE PURCHASE ORDER

*Motion made, seconded, and unanimously carried to **AUTHORIZE** the Purchasing Director for the Purchasing and Strategic Sourcing Department to exercise the City's option to purchase up to 100% of the original contract quantities under Contract No. 2013-249 (Mechanical Broom Sweepers – Re-Bid) with Stewart & Stevenson Truck holdings dba On the Border Freightliner of El Paso pursuant to the provisions of the solicitation and the award approved by the City Council on October 8, 2013.

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
Total Estimated Award:	$209,989.00 (1 unit)
Account No.:	190 – 28310 – 580040 – 4500 – PGSDVRP01 231 – 37010 – 580540 – 2305
Funding Source:	General Services Department – Capital All Years General Services Department – Environmental Services Fee

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

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8A. BEST VALUE PROCUREMENT

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2013-301 (Hydraulic Excavator) to Wagner Equipment Co. for a total award of $376,974.

Department:	General Services – Fleet Division
Award to:	Wagner Equipment Co. El Paso, TX
Item(s):	All
Option:	None
Unit Amount:	$376,974 (per unit)
Total Award:	$376,974 (for 1 unit)
Account No.:	231 – 37010 – 580540 – 4960 – PSWM00170
Funding Source:	Environmental Services Department – Capital Outlay

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

The Purchasing & Strategic Sourcing Department and General Services – Fleet Division recommends award as indicated to Wagner Equipment Co., the bidder offering the best value bid.

Recommend 4 Rivers Equipment LLC be deemed non-responsive due to failure to meet warranty specifications as required under this solicitation.

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8B. BEST VALUE PROCUREMENT

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2013-302 (Roll-Off Trucks) to RJ Border International, LP for a total estimated award of $438,300.

Department:	General Services – Fleet Division
Award to:	RJ Border International, LP El Paso, TX
Item(s):	3 Units, O-1, O-2 and O-3
Option to Extend:	None
Unit Amount:	$146,100 (per unit, with options)
Total Award:	$438,300 (3 units, with options)
Account No.:	334 – 34060 – 580290 – 3150 - PSWM00170
Funding Source:	Environmental Services Department – Capital Overlay

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

The Purchasing & Strategic Sourcing Department and General Services – Fleet Division recommend award as indicated to RJ Border International, LP, the bidder offering the best value bid.

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8C. BEST VALUE PROCUREMENT

*Motion made, seconded, and unanimously carried to **DELETE** the award of Solicitation No. 2013-268 (Auxiliary Generator Maintenance) to Cummins Rocky Mountain, LLC for an initial term estimated award of $225,000.

Department:	General Services – Facilities Maintenance Division
Award to:	Cummins Rocky Mountain, LLC El Paso, TX
Item(s):	All
Initial Term:	3 years
Option to Extend:	2 years
Annual Estimated Award:	$ 75,000
Initial Term Estimated Award:	$225,000 (3 years)
Total Estimated Award:	$375,000 (5 years)
Account No.:	231 – 31040 – 522260 – 1000 – P3120
Funding Source:	General Services Dept - General Fund – Building Facilities Maintenance Contracts

This is a Best Value, service contract.

The Purchasing & Strategic Sourcing Department and General Services – Facilities Maintenance Division recommends award as indicated to Cummins Rocky Mountain, LLC, the bidder offering the best value bid.

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8D. BEST VALUE PROCUREMENT

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2014-038 (Household Hazardous Waste Disposal Services) to Stericycle Specialty Waste Solutions, Inc. for an initial term estimated award of $331,014.15.

Department:	Environmental Services
Award to:	Stericycle Specialty Waste Solutions, Inc. Phoenix, AZ
Item(s):	All
Initial Term:	3 Year
Option to Extend:	2 Years
Annual Estimated Award:	$110,338.05
Initial Term Estimated Award:	$331,014.15 (3 Years)
Total Estimated Award:	$551,690.25 (5 Years)
Account No.:	334-3100-34100-522040-P3410
Funding Source:	Outside Contracts

This is a Best Value, Service contract.

Purchasing & Strategic Sourcing Department and Environmental Services recommend award as indicated to Stericycle Specialty Waste Solutions, Inc., the bidder offering the best value bid.

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9. REQUEST FOR PROPOSAL

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. RFP 2014-014R (Laboratory Services for Municipal Solid Waste Facilities) to Environmental Science & Engineering Corp. for a total estimated award of $70,440 (3 Years).

Department:	Environmental Services - Landfill
Award to:	Environmental Science & Engineering Corp. Mt. Juliet, TN
Item(s):	All
Initial Term:	3 Years
Option to Extend:	2 Year
Payment Terms:	N30
Annual Estimated Amount:	$ 23,480
Total Estimated Award:	$ 70,440 (3 years)
Total Estimated Award:	$117,400 (5 Years)
Account No.:	3100-334-34130-522040
Funding Source:	Environmental Contracts

This is an RFP, Service contract.

The Purchasing & Strategic Sourcing Department and Environmental Services recommend award as indicated to Environmental Science & Engineering Corp.(ESC), the highest ranked offeror based on evaluation factors established for this procurement.

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10A. BID

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2014-044 for Barker Road Street and Drainage Improvements Phase II to GarCom, Inc., for an estimated total amount of $316,998.76.

Department:	Engineering and Construction Management
Award to:	GarCom, Inc.

	El Paso, TX
Base Bid I:	$151,199.41
Base Bid II:	$ 45,207.43
Base Bid III:	$ 66,796.92
Base Bid IV:	$ 53,795.00
Total Estimated Award:	$316,998.76
Time for Completion:	120 Consecutive Calendar Days
Accounts:	471-71240-580270-2400-G_713CD014
Funding Source:	38TH Year Community Development Block 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 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 recommends award as indicated to the lowest responsive and responsible bidder.

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10B. BID

*Motion made, seconded, and unanimously carried to **REJECT** all bids received for Solicitation No. 2013-287 (Administration of the City El Paso Housing Loan Program for Community and Human Development) as recommended by Purchasing & Strategic Sourcing Department and Community and Human Development Department to service the Loan Program in-house.

Department: Community and Human Development

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10C. BID

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2014-018 (Pot Hole Patch Truck) to Southwest Truck Sales for a total award of $145,543.48.

Department:	General Services – Fleet Division
Award to:	Southwest Truck Sales El Paso, TX
Item(s):	All
Option:	None
Unit Amount:	$145,543.48 (per unit)
Total Award:	$145,543.48 (1 unit)
Account No.:	231 – 37010 – 580540 – 4960 – PSWM00170
Funding Source:	General Services Dept – Cars, Pickups, Vans - Capital Outlay

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

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

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11A. – 11C. INTRODUCTIONS

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

11A. An Ordinance vacating a utility easement described as a portion of Tract 1-F, (said portion of Tract 1-F, now known as all of Tract 1-F-6) Block 1, Ascarate Grant, and being a portion of Lot 1, Block 1, Desierto Loma Subdivision, City of El Paso, El Paso County, Texas. SUET13-00001

11B. An Ordinance granting a license to United States General Services Administration (Licensee) for construction and operation of security enhancements and temporary structures on a portion of City Right of Way located on City-owned bridge property and on South Zaragoza Road between Loop 375 and abutting the Ysleta Land Port of Entry (Ysleta LPOE) that are necessary to support the Department of Homeland Security, Customs and Border Protection's (DHS-CBP) inspection of outbound vehicular traffic, at no cost to the City.

PUBLIC HEARING WILL BE HELD ON NOVEMBER 19, 2013, FOR ITEMS 11A – 11B

11C. An Ordinance granting Special Permit No. PZST13-00008, to allow for infill development with a 50 percent parking reduction on the property described as Tract 4-C, Section 11, Block 81, Township 2, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas, pursuant to Section 20.10.280 Infill Development of the El Paso City Code. The penalty being as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 5000 Riley. Property Owner: RNR Properties. PZST13-00008

PUBLIC HEARING WILL BE HELD ON DECEMBER 3, 2013, FOR ITEMS 11C

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12. CITY DEVELOPMENT

*Motion made, seconded, and unanimously carried to **POSTPONE** three weeks the item requesting the City Council to waive the requirement that an application for infill development meet two criteria as stated in Section 20.10.280 when only one factor is met, prior to the submission of a special use permit application for the property located at 5000 Riley, legally described as Tract 4-C, Section 11, Block 81, Township 2, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas.

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13. ENGINEERING AND CONSTRUCTION MANAGEMENT

*Motion made, seconded, and unanimously carried to **POSTPONE** four weeks the award of Solicitation No. 2014-007 for Barron Park to Spartan Construction of New Mexico, LLC, for an estimated total amount of $932,429.50.

Department:	Engineering and Construction Management
Award to:	Spartan Construction of New Mexico El Paso, TX
Base Bid:	$864,559.31

Option 1:	$ 35,516.31
Option 2:	$ 14,329.58
Option 3:	$ 8,880.30
Option 4:	$ 9,144.00
Total Estimated Award:	$932,429.50
Time for Completion:	180 Consecutive Calendar Days
Accounts:	190-29010-580270-4800-PCP13PRKA02
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 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 recommends award as indicated to the lowest responsive and responsible bidder.

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ITEMS TAKEN TOGETHER

14A. PURCHASING AND STRATEGIC SOURCING

Motion made by Representative Acosta, seconded by Representative Romero, and unanimously carried to **REJECT** all proposals submitted for Solicitation No. 2013-174, Police Uniforms. Purchasing and Strategic Sourcing Department and Police recommend re-bidding because bidders did not meet the specifications delineated within the solicitation.

14B. PURCHASING AND STRATEGIC SOURCING

Motion made by Representative Acosta, seconded by Representative Romero, and unanimously carried to **AUTHORIZE** the Purchasing Director for the Purchasing and Strategic Sourcing Department to issue a Purchase Order to Premier Uniforms & Tactical Gear a contractor under Region 19 Contract # 13-6978 (Work Uniforms, Shoes and Related- ESC Region 19 Allied States Cooperative), for Uniforms and Accessories. 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 Purchasing Cooperative was approved by Mayor and City Council on March 4, 2008.

Department:	Police
Award to:	Premier Uniforms & Tactical Gear El Paso, Texas
Annual Estimated Amount:	$194,892.40
Total Estimated Award:	$194,892.40
Account No.:	321 - 21090 – 531200 – 1000 – P2103
Funding Source:	Police Supply – General Fund

Reference No.: 2014-071

This is a Cooperative, (unit price) contract.

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14C. PURCHASING AND STRATEGIC SOURCING

Motion made by Representative Acosta, seconded by Representative Romero, and unanimously carried to **AWARD, AS REVISED** Solicitation No. 2013-272R (Worker's Compensation Third Party Administrator) to CAS-Claims Administration Services, Inc. for an initial term estimated award of $2,707,487.50.

Department:	Human Resources/Benefit Services
Award to:	Claims Administrative Services, Inc. Tyler, Texas
Item(s):	All
Initial Term:	5 years
Option:	Two 1 year options
Annual Estimated Amount:	$ 541,497.50
Initial Term Estimated Award:	$2,707,487.50 (5 years)
Total Estimated Award:	$3,790,482.50 (7 years)
Account No.:	209-14070-522000-3500-P1417
Funding Source:	Worker's Compensation Services

This is an RFP, service contract.

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

The Purchasing and Strategic Sourcing and Human Resources/Benefit Services Departments recommend award as indicated to CAS-Claims Administrative Services, Inc., the highest ranked offeror based on evaluation factors established for this procurement.

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14D. PURCHASING AND STRATEGIC SOURCING

1st MOTION

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

2ND AND FINAL MOTION

Motion made by Representative Romero, seconded by Representative Lilly, and carried to **AWARD** Solicitation No. 2014-037 (Application for the Performance of Banking Depository Services) to Wells Fargo Bank, N.A. for a total estimated award of $3,126,540 which will be offset by revenue.

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

Department:	Office of the Comptroller
Award to:	Wells Fargo Bank, N.A. El Paso, TX

Total Estimated Award:	$3,126,540 (5) Years
Account No.:	Various

This is a Request for Applications service type contract.

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

The Purchasing & Strategic Sourcing Department and Office of the Comptroller recommend award as indicated to Wells Fargo Bank, N.A., the highest ranked applicant based on evaluation factors established for this procurement.

Mr. Mark Sutter, Comptroller, presented a PowerPoint presentation (copy on file in City Clerk's office).

Mayor Leeser and Representatives Acosta, Lilly, Robinson, Noe commented.

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Ms. Carmen Arrieta-Candelaria, Chief Financial Officer
3. Mr. Bruce Collins, Director of Purchasing and Strategic Sourcing
4. Ms. Sylvia Firth, City Attorney, gave legal advice.

The following members of the public commented:

1. Ms. Martha Rutherford, Well Fargo Bank
2. Ms. Lisa Turner

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15A.

RESOLUTION

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

That the City Manager be authorized to sign a Local Transportation Project Advance Funding Agreement by and between the City of El Paso and the State of Texas, acting by and through the Texas Department of Transportation, for Phase I improvements to Winn Road from the intersection at Pan American Drive to the Border Safety Inspection Facility, for a total project cost of $6,046,783.00 with a required City participation of $525,456.00.

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

Representatives Niland and Holguin commented.

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

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15B.

RESOLUTION

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

That the City Council approves the expenditure of additional available funding in the amount of One Hundred Forty Four Thousand Nine Hundred Seventy Five and 00/100 Dollars ($144,975.00) to Three C's Contractors, Inc. for additional construction costs for the Park Pond Improvements Group 1 – Shawver Park, Capistrano Park and Jamestown Park project. The change order provides for the cutting and disposal of 2 feet of existing material and debris within the proposed baseball field and replacing with 2 feet of suitable material at the Capistrano Park/Pond, adding one hundred (100) days of contract time to contract Number 2013-086. The new contract sum, including this change order is One Million One Hundred Sixty One Thousand Nine Hundred Fifty Two and 25/100 ($1,161,952.25).

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

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

NOT PRESENT FOR THE VOTE: Representative Noe

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15C.

RESOLUTION

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

That the City Manager be authorized to sign the Second Amendment to the Agreement for Professional Services by and between the City of El Paso and Alvidrez Architecture, Inc., a Texas Corporation, for a project known as "Sun Metro Administration Operations & Maintenance Facility", to add design services for the addition of 6,000 square feet for administrative uses in the Operational Building and to add landscape design services, for a total increase in services of Two Hundred Two Thousand Nine Hundred Thirty One and No/100 Dollars ($202,931.00) thereby extending the contract amount from $2,421,340.00 to $2,624,271.00.

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

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

NOT PRESENT FOR THE VOTE: Representative Acosta

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16A. MAYOR AND COUNCIL

Motion made by Representative Acosta, seconded by Representative Limón, and unanimously carried to **ACCEPT** the Financial Audit and Oversight Committee Report:

Financial Audit and Oversight Committee Report:

1. For Notation Only: Formal Report of the Financial Audit and Oversight Committee meeting held on October 14, 2013.
2. Discussion and action pertaining specifically to any of the Agenda Items on the October 14, 2013 Agenda of such Financial Audit and Oversight Committee, as follows:

a. City Investment Policy for FY 2014.
b. City Debt Management Policy for FY 2014.
c. System and mechanism utilized in recording actual checks received for specific projects and recording actual expenditures in the month in which they occur and the ability to provide accurate and complete information.
d. City of El Paso Internal Audit Charter.
e. FY 2014 Annual Internal Audit Plan.
f. Audit Plan Updates.
g. Sun Metro Lift Operations Data Audit.

Mr. Edmundo Calderon, Chief Internal Auditor, presented a PowerPoint presentation (copy on file in City Clerk's office).

Representatives Romero and Acosta commented.

Ms. Joyce Wilson, City Manager, commented.

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16B. MAYOR AND COUNCIL

Motion made by Representative Acosta, seconded by Representative Limón, and carried to **DIRECT** the City Manager to find some additional funding to front the project's cost of $25,391 for a Christmas lighting project at Shawver Park to be refunded through corporate and private contributions, and to set up the appropriate financial mechanism.

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

Ms. Amy Hernandez, Legislative Aide for District 6, presented a PowerPoint presentation (copy on file in City Clerk's office).

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

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Mr. Stuart Ed, Director of General Services

The following members of the public commented:

1. Mr. Angel Macias
2. Ms. Katelynn Gonzalez
3. Mr. Andrew Benitez
4. Ms. Paulina Acosta
5. Ms. Raquel Almodovar
6. Ms. Brianna Gonzalez
7. Ms. Patricia Rodarte
8. Dr. Anna Perez
9. Mr. David Marcus, Representative for Join us for Justice
10. Ms. Lisa Turner

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16C. MAYOR AND COUNCIL

*Motion made, seconded, and unanimously carried to **DELETE** the item to name the entire Loop 375 the "Cesar Chávez Expressway."

Ms. Lisa Turner, citizen, commented.

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16D. MAYOR AND COUNCIL

Motion made by Representative Robinson, seconded by Mayor Pro Tempore Niland, and carried to **REVISE** the Rules of Order to change the start time of the City Council meeting to 8:00 a.m. and then move Call to the Public immediately to follow the Invocation and Pledge of Allegiance.

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

Mayor Leeser and Representatives Robinson, Noe, Romero, Limon, Acosta, and Niland commented.

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Ms. Richarda Momsen, Municipal Clerk, commented.

The following members of the public commented:

1. Ms. Lisa Turner
2. Mr. Richard Schecter

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16E. MAYOR AND COUNCIL

Discussion and action on 2012 Quality of Life Project Pavo Real pool enclosure project being under budgeted.

Mayor Leeser and Representative Holguin, Niland, Limon, and Lilly commented.

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager,
2. Ms. Irene Ramirez, Interim City Manager,

The following members of the public commented:

1. Ms. Sarah Garcia, Border Swimming
2. Ms. Paty Baca, Border Swimming
3. Ms. Carmen Estrella
4. Ms. Lisa Turner

NO ACTION taken on this item.

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16F. MAYOR AND COUNCIL

Motion made by Mayor Pro Tempore Niland, seconded by Representative Noe, and unanimously carried to **DIRECT** the City Manager to work with the IT Department to collaborate with EPISD to create a shared, trusted Wi-Fi connection and to **COME BACK** to City Council with a proposed project, the cost benefit analysis and the project cost for each entity.

AYES: Representatives Lilly, Romero, Acosta, Robinson, Noe, Limón and Niland
NAYS: None
NOT PRESENT FOR THE VOTE: Representative Holguin

Mayor Leeser and Representatives Niland, Acosta, Robinson, and Limon commented.

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Mr. Enrique Martinez, Interim Director of Information Technology

The following members of the public commented:

1. Mr. Juan Cabrera, EPISD Superintendent
2. Mr. Steven Stiles, EPISD
3. Ms. Lisa Turner

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The City Council Meeting was **RECESSED** at 12:42 p.m. in order to convene the Mass Transit Department Board Meeting.

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

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Motion made by Mayor Pro Tempore Niland, seconded by Representative Robinson, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 12:52 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.

Motion made by Mayor Pro Tempore Niland, seconded by Representative Holguin, and carried to adjourn the Executive Session at 2:35 p.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

NOT PRESENT FOR THE VOTE: Representatives Romero and Noe

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EX1. 300 N. Campbell, El Paso, Texas (551.071 and 551.072)

Motion made by Mayor Pro Tempore Niland, seconded by Representative Acosta, and unanimously carried that the City Attorney's Office be authorized to finalize all outstanding payments with Texas-New Mexico Newspapers Partnership related to the acquisition of the City of El Paso's acquisition of 300 N. Campbell, and that the City Manager is authorized to sign all documents to effectuate this authority under File No. 12-1040-055 as recommended by the City Attorney.

NOT PRESENT FOR THE VOTE: Representatives Romero and Noe

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EX2. Claim of Three Legged Monkey L.P. and James Michael Armstrong; Our file no. 13-1001-040.001 (551.071)

Motion made by Mayor Pro Tempore Niland, seconded by Representative Lilly, and carried that the City Attorney's Office be authorized to reject the demand in the claim of Three Legged Monkey, L.P. and James Michael Armstrong, Our File No. 13-1001-040.001.

AYES: Representatives Lilly, Acosta, Robinson, Holguin and Niland
NAYS: Representative Limón
ABSTAIN: Representative Noe
NOT PRESENT FOR THE VOTE: Representative Romero

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EX3. Cesar Sanchez v. The City of El Paso, et. al., Cause No. EP-13-CV-0235-DB (551.071)

Motion made by Mayor Pro Tempore Niland, seconded by Representative Romero and unanimously carried that the City Attorney's Office be authorized to deny Plaintiff's settlement demand and be authorized authority to continue negotiations in the lawsuit styled *Cesar Sanchez vs. City of El Paso, et. al.,* Cause No. EP-13-CV-0235-DB.

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EX4. Claim of Empire Roofing Inc., Our file no. 13-1005-671 (551.071)

Motion made by Mayor Pro Tempore Niland, seconded by Representative Romero and unanimously carried that the City Attorney's Office be authorized to settle the claim of Empire Roofing Inc.; Our File No. 13-1005-671 as recommended by the City Attorney.

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EX5. Inquiry into the Affairs and Earnings of Texas Gas Service Company, a Division of ONEOK, Inc. (551.071)

NO ACTION was taken on this item.

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EX6. Application to Assign Franchise from ONEOK, Inc. to One Gas, Inc. (551.071)

NO ACTION was taken on this item.

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EX7. PUC Docket No. 41763 – Application of El Paso Electric Company to Amend its Certificate of Convenience and Necessity for two additional generating units at the Montana Power Station El Paso County. (551.071)

NO ACTION was taken on this item.

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EX8. El Paso Electric Company proposed rates for LED streetlights. (551.071)

NO ACTION was taken on this item.

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EX9. PUC Docket No. 41809 – Application of El Paso Electric Company to Amend its Certificate of Convenience and Necessity for the Proposed Montana Power Station to Montwood Substation 115KV Transmission Line in El Paso County. (551.071)

NO ACTION was taken on this item.

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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. Mr. Richard Schecter
2. Ms. Wally Cech
3. Mr. Salvador Gomez
4. Ms. Lisa Turner
5. Mr. Hector Aguilar
6. Ms. Amy Hernandez
7. Mr. Pierre Euzarraga

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Motion made by Mayor Pro Tempore Niland, seconded by Representative Romero, and unanimously carried to **ADJOURN** this meeting at 2:39 p.m.

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APPROVED AS TO CONTENT:

Richarda Duffy Momsen, City Clerk