JOHN F. COOK
MAYOR

JOYCE WILSON
CITY MANAGER

CITY COUNCIL
ANN MORGAN LILLY, DISTRICT 1
SUSANNAH M. BYRD, DISTRICT 2
J. ALEXANDRO LOZANO, DISTRICT 3
MELINA CASTRO, DISTRICT 4
PRESI ORTEGA, JR., DISTRICT 5
EDDIE HOLGUIN JR., DISTRICT 6
STEVE ORTEGA, DISTRICT 7
BETO O'ROURKE, DISTRICT 8

MINUTES
SPECIAL CITY COUNCIL MEETING
10TH FLOOR CONFERENCE ROOM
MONDAY, JUNE 5, 2006
4:00 P.M.

The City Council met at the above place and date at approximately 4:10 p.m. Mayor John F. Cook present and presiding and the following Council Members answered roll call:

Ann Morgan Lilly
Susannah M. Byrd
Presi Ortega, Jr.
Steve Ortega
Beto O'Rourke

Not Present:

Jose Alexandro Lozano
Melina Castro
Eddie Holguin, Jr.

AGENDA

City Council Agenda for Tuesday, June 6, 2006 (attached).

The City Manager, City Department Heads, and Staff presented to Council Members short briefings on the agenda items for the City Council Agenda for Tuesday, June 6, 2006, and answered the questions of Council Members.

Motion made by Representative Presi Ortega, Jr., seconded by Mayor Pro Tempore O'Rourke, and unanimously carried to adjourn this meeting at 4:20 p.m.

APPROVED AS TO CONTENT:

_____
Richarda Duffy Momsen, City Clerk

JOHN F. COOK
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STEVE ORTEGA, DISTRICT 7
BETO O'ROURKE, DISTRICT 8

AGENDA FOR SPECIAL CITY COUNCIL MEETING

June 5, 2006
10th Floor Conference Room, City Hall
4:00 p.m.

AGENDA: Question and answer session with staff on the items listed on the Agenda posted for the Regular City Council Meeting of Tuesday, June 6, 2006. No deliberations among the Council members will be held and no action will be taken during this meeting on the items posted on the Agenda.

AGENDA FOR REGULAR CITY COUNCIL MEETING

June 6, 2006
Council Chambers, City Hall
8:30 a.m.

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

8:30 a.m.: Roll call and Executive Session*
9:00 a.m.: Invocation and Pledge of Allegiance
9:00 a.m.: Ceremonial items followed by all other items posted on the Agenda

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

Invocation – Reverend Lisle Davis
Pledge of Allegiance

MAYOR'S PROCLAMATION

MYASTHENIA GRAVIS AWARENESS MONTH

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/city_clerk/contact_public.asp for those who wish to sign up in advance of the meeting date and a sign-up form is available outside the City Council Chambers at the City Clerk table for those who wish to sign up on the day of the meeting.
Requests to speak must be received by 9:00 a.m. on the date of the meeting.
30 Minutes total is allotted for speakers.
Three to five minutes may be allowed for each speaker.

NOTICE TO THE PUBLIC

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

CONSENT AGENDA

1. APPROVAL OF MINUTES: [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

Approval of Minutes for Regular City Council Meeting of May 30, 2006, and Special City Council Meeting Minutes of May 23, 2006.

2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

3. RESOLUTIONS:

3A. That the City Manager be authorized to sign a Lessor's Approval of Sublease between the City of El Paso ("Lessor"), Cutter Aviation El Paso Limited Partnership ("Lessee"), and Border Aviation ("Sublessee") regarding a portion of the premises located at 1771 Shuttle Columbia Drive, El Paso, Texas. **(District 3)** [Airport, Patrick T. Abeln, (915) 780-4724]

3B. That the City Manager be authorized to sign a Lessor's Approval of Sublease between the City of El Paso ("Lessor"), Cutter Aviation El Paso Limited Partnership ("Lessee"), and Med Flight Air Ambulance, Inc. ("Sublessee") regarding a portion of the premises located at 1771 Shuttle Columbia Drive, El Paso, Texas. **(District 3)** [Airport, Patrick T. Abeln, (915) 780-4724]

3C. That the City Manager be authorized to sign a Lessor's Approval of Sublease between the City of El Paso ("Lessor"), Cutter Aviation El Paso Limited Partnership ("Lessee"), and Volare Air Charter Co. ("Sublessee") regarding a

portion of the premises located at 1771 Shuttle Columbia Drive, El Paso, Texas. **(District 3)** [Airport, Patrick T. Abeln, (915) 780-4724]

4. BOARD RE-APPOINTMENT:

Anna Duenez to the Community Development Steering Committee by Representative Jose Alexandro Lozano. [Representative Jose Alexandro Lozano, (915) 541-4515]

5. RESIDENTIAL STREET LIGHT(S): Approve installation, power, and maintenance of residential street light(s) at the following location(s):

Request authorization to use discretionary funds in the amount of one thousand five hundred ninety-eight dollars ($1,598.00) to install a street light at the location between 126 and 130 Glenwood Street as authorized by Representative Jose Alexandro Lozano. [Representative Jose Alexandro Lozano, (915) 541-4515]

6. FINANCIAL SERVICES:

Request approval for the Deputy Director for Financial Services to reject the bids submitted for Solicitation No. 2006-087, Card Activated Security Gates and Control System for Municipal Service Center for the General Services Department. Financial Services and the General Services Departments recommend rejecting all bids. This requirement will be reviewed and evaluated to determine if a re-bid with revised specifications is necessary or if upgrading and expanding the existing system utilized by the Police Department will meet the requirements. **(District 7)**
[Financial Services, Barbara Crumley, (915) 541-4315]

Department: General Services

7. PURCHASE ORDER:

Request that the Deputy Director for Financial Services, Purchasing Division, be authorized to issue a purchase order to Medtronic Emergency Response Systems, Inc. Medtronic Emergency Response Systems, Inc. is the authorized technical service representative providing manufacturer authorized maintenance. Medtronic Emergency Response Systems, Inc. is the sole provider for LifePak Defibrillators products, its parts, accessories, repairs, and services. Award amount is $89,977.84/year.

Additionally, it is requested that staff be authorized to negotiate, Legal to review, and that the City Manager be authorized to sign any and all additional documents as necessary. **(All Districts)** [Financial Services, Ray Heredia, (915) 541-4316]

Total Award amount:	$359,911.36
Funds Available:	22010319-01011-502229
Funding Source:	General Funds SCBA & Logistic, Office Equipment Maintenance Contracts
Department:	Fire

REGULAR AGENDA

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

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

8A. An Ordinance annexing all of Tracts 2B and 2B2, Section 46, Block 79, Township 2, Texas & Pacific Railroad Company Surveys, El Paso County, Texas, to the City of El Paso, Texas. [Development Services, Rudy Valdez, (915) 541-4635]

8B. An Ordinance annexing all of Tract 1B, Section 26, Tract 11C2, Section 34, Tract 4, Section 35, and a portion of Section 27, Block 79, Township 2, Texas & Pacific Railroad Company Surveys, and a portion of Montana Avenue (Highway 62) right-of-way, El Paso County, Texas, to the City of El Paso, Texas. [Development Services, Rudy Valdez, (915) 541-4635]

8C. An Ordinance annexing a portion of Section 16, Block 79, Township 3, Texas & Pacific Railroad Company Surveys, El Paso County, Texas, to the City of El Paso, Texas. [Development Services, Rudy Valdez, (915) 541-4635]

8D. An Ordinance annexing a portion of Tract 2, Section 34, Block 79, Township 2, Texas & Pacific Railroad Company Surveys, El Paso County, Texas, to the City of El Paso, Texas. [Development Services, Rudy Valdez, (915) 541-4635]

8E. An Ordinance annexing a portion of Sections 35, 37, 38, 39, 46, and 47, Block 79, Township 2, Texas & Pacific Railroad Company Surveys, and a portion of Zaragoza Road (FM 659) right-of-way El Paso County, Texas to the City of El Paso, Texas. [Development Services, Rudy Valdez, (915) 541-4635]

8F. An Ordinance annexing a portion of Section 45 and 46, Block 79, Township 2, Texas & Pacific Railroad Company Surveys, El Paso County, Texas, to the City of El Paso, Texas. [Development Services, Rudy Valdez, (915) 541-4635]

8G. An Ordinance amending Title 20 (Zoning), Chapter 20.52 (S-D Special Development District) of the El Paso City Code by amending Subsection 20.52.165 B. (Yard Standards) to allow an applicant to reduce the minimum yard standards of Subsection 20.52.165 A. for all permitted uses in the S-D (Special Development) District by submitting a detailed site development plan in accordance with Section 20.04.150 of the El Paso City Code. The penalty is as provided in Chapter 20.68 of the El Paso City Code. **(All Districts)**
[Development Services, Fred Lopez, (915) 541- 4925]

PUBLIC HEARING WILL BE HELD ON JUNE 20, 2006, FOR ITEMS 8A – 8G

8H. An Ordinance changing the zoning of a portion of Tract 5, Section 44, Block 79, Township 2, Texas and Pacific Railroad Surveys, El Paso, El Paso County, Texas, from Q/SC (Quarry/Special Contract) to R-3A/Special Contract (Residential/Special Contract). The penalty is as provided for in Chapter 20.68 of

the El Paso City Code. Applicant: Carefree Land Company. ZON06-00021 **(District 5)** [Development Services/Planning, Christina Valles, (915) 541-4930]

8I. An Ordinance granting Special Permit No. ZON06-00015 to allow for a planned residential development on a portion of Tract 5, Section 44, Block 79, Township 2, Texas and Pacific Railroad Surveys and replat of Lots 28-35, Block 1, The Estates at Los Paseos, El Paso, El Paso County, Texas, pursuant to Section 20.12.040 (Zoning) of the El Paso City Code. The penalty is as provided for in Chapter 20.68 of The El Paso City Code. Applicant: Carefree Land Company. ZON06-00015 **(District 5)** [Development Services/Planning, Christina Valles, (915) 541-4930]

8J. An Ordinance changing the zoning of the following real property described as: Parcel 1: a portion of Tract 1B, Section 26, a portion of Tract 11C2, Section 34, a portion of Tract 4, Section 35, and a portion of Section 27, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to C-4 (Commercial); Parcel 2: a portion of Tract 1B, Section 26, a portion of Tract 11C2, Section 34, a portion of Tract 4, Section 35, and a portion of Section 27, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to C-3 (Commercial); Parcel 3: a portion of Tract 1B, Section 26, a portion of Tract 11C2, Section 34, a portion of Tract 4, Section 35, and a portion of Section 27, Block 79, Township 2, Texas and Pacific Railroad Company Surveys; El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to C-2 (Commercial); Parcel 4: a portion of Tract 1B, Section 26, a portion of Tract 11C2, Section 34, a portion of Tract 4, Section 35, and a portion of Section 27, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to C-2 (Commercial) and imposing conditions; Parcel 5: a portion of Tract 1B, Section 26, a portion of Tract 11C2, Section 34, a portion of Tract 4, Section 35, and a portion of Section 27, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to PR-1 (Planned Residential 1); Parcel 6: a portion of Tract 1B, Section 26, a portion of Tract 11C2, Section 34, a portion of Tract 4, Section 35, and a portion of Section 27, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to C-4 (Commercial) and imposing conditions. The penalty is as provided for in Chapter 20.68 of the El Paso City Code. Subject Property: North of Montana Avenue and East of Loop 375. Applicant: East Montana Joint Venture. ZON06-00049
[Development Services/Planning, Fred Lopez, (915) 541-4925]

8K. An Ordinance changing the zoning of Parcel 1: a portion of Section 16, Block 79, Township 3, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to R-3A (Residential); Parcel 2: a portion of Section 16, Block 79, Township 3, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to A-2 (Apartment); and Parcel 3: a portion of Section 16, Block 79, Township 3, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to R-3 (Residential). The penalty is as provided for in Chapter 20.68 of the El Paso City Code. Subject Property: East of Joe Battle

Blvd. and South of Vista Del Sol Drive. Applicant: Carefree Land Company. ZON06-00051 [Development Services/Planning, Fred Lopez, (915) 541-4925]

8L. An Ordinance changing the zoning of the following real property described as: Parcel 1: a portion of Sections 35, 26, 27, 38, 39, 46, and 47, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to R-5 (Residential); Parcel 2: a portion of Sections 35, 26, 27, 38, 39, 46, and 47, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to C-4 (Commercial) and imposing conditions; Parcel 3: a portion of Sections 35, 26, 27, 38, 39, 46, and 47, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to C-2 (Commercial) and imposing conditions; Parcel 4: a portion of Sections 35, 26, 27, 38, 39, 46, and 47, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to R-5 (Residential); Parcel 5: a portion of Sections 35, 26, 27, 38, 39, 46, and 47, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to C-2 (Commercial) and imposing conditions; Parcel 6: a portion of Sections 35, 26, 27, 38, 39, 46, and 47, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to C-2 (Commercial) and imposing conditions; Parcel 7: a portion of Sections 35, 26, 27, 38, 39, 46, and 47, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to A-2 (Apartment); Parcel 8: a portion of Sections 35, 26, 27, 38, 39, 46, and 47, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to R-5 (Residential); Parcel 9: a portion of Sections 35, 26, 27, 38, 39, 46, and 47, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to C-4 (Commercial) and imposing conditions; Parcel 10: A portion of Sections 35, 26, 27, 38, 39, 46, and 47, Block 79, Township 2, Texas and Pacific Railroad Company Surveys, El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to C-4 (Commercial) and imposing conditions. The penalty is as provided for in Chapter 20.68 of the El Paso City Code. Subject Property: Zaragoza Road and Pebble Hills Blvd. Applicant: Ranchos Real IV, LTD. ZON06-00052
[Development Services/Planning, Fred Lopez, (915) 541-4925]

PUBLIC HEARING WILL BE HELD ON JUNE 27, 2006, FOR ITEMS 8H – 8L

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

9. MAYOR AND COUNCIL:

9A. Presentation and invitation to the Kennedy Family to come to El Paso, Texas, in September or October 2006, at their convenience, for an El Paso tribute to President John F. Kennedy. [Mayor John F. Cook, (915) 541-4145]

9B. Discussion and action from the Manufacturing Cabinet of the El Paso Lyceum regarding recommendations to Council on the following items:

- The development of the original video regarding manufacturing
- Establishing a position within the City to support the Maquiladora industry
- A regional strategy planning process for manufacturing

[Mayor John F. Cook, (915) 541-4145] POSTPONED FROM 05-23-06 AND 05-30-06

9C. Discussion and action on a Resolution authorizing the Mayor to execute the Mayor's Certificate and the General Certificate of the City of El Paso in connection with the El Paso Housing Finance Corporation Multifamily Housing Revenue Bonds (Amberwood project) Series 2006. [Representative Susie Byrd, (915) 541-4416]

9D. Discussion and action on installing a speed hump, and/or other traffic control device, on Rose Lane as requested by residents on the attached petition and supported by Representative Jose Alexandro Lozano. [Representative Jose Alexandro Lozano, (915) 541-4515]

10. FINANCIAL AND ADMINISTRATIVE SERVICES:

Presentation by Navigant Consulting regarding the assessment of the El Paso Electric Company's operating expenses pursuant to the Rate Agreement entered into by and between the City of El Paso and the El Paso Electric Company, effective July 1, 2005. **(All Districts)** [Financial and Administrative Services, William Studer, (915) 541-4011]

11. PUBLIC HEARINGS – DEVELOPMENT SERVICES:

11A. An Ordinance changing the zoning of the Lots 11-15, Block 57, Alexander Addition, El Paso, El Paso County, Texas from S-D/SC (Special Development/Special Contract) to A-O/SC (Apartment/Office/Special Contract). The penalty is as provided for in Chapter 20.68 of the El Paso City Code. Subject Property: 200 E. Schuster Avenue. Applicant: Dr. Orestes Moldes. ZON06-00032. **(District 8)** [Development Services Department, Esther Guerrero, Planner, (915) 541-4720]

11B. An ordinance granting a Special Privilege to Regent Communications - El Paso to temporarily close a portion of Santa Fe Street between Franklin Avenue and San Antonio Avenue; San Francisco Avenue (Trolley Lane) between Santa Fe Street and El Paso Street; Durango Street (access road abutting Convention Center) between San Francisco Avenue and San Antonio Avenue; and Main Drive between Santa Fe Street and El Paso Street from 6:00 a.m. on Friday, June 30, 2006, through 6:00 a.m. on Monday, July 3, 2006, for the El Paso Downtown Street Festival. (Fee: $225.00, SP-06003) **(District 8)** [Development Services Department/Planning, Esther Guerrero, Planner, (915) 541-4720]

11C. An Ordinance granting a Lease and a Special Privilege to Ethicon Endo Surgery, Inc. to permit and regulate the construction, maintenance, and use of a fiber optic cable telecommunications system on the Zaragoza Bridge and across, over, and under portions of city-owned property and public right-of-way along Zaragoza Drive within the City of El Paso. The following consideration is to be paid to the City: $1,320.00 (Special Privilege Annual Fee), Annual Lease Fee ($730.00),

and Monthly Bridge Fee ($1,000.00). The Bridge Fee will be abated for seventy-five (75) months in exchange for the grantee's installation of oversized infrastructure for the benefit of the City as set forth in the agreement. **(District 6)** [Development Services, Esther Guerrero, Planner, (915) 541-4720] POSTPONED FROM 05-30-06

EXECUTIVE SESSION

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

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

Discussion and action on the following:

EX1. Ernesto Casas vs. The City of El Paso; Cause No. EP-06-CA-0101-PRM (551.071). [City Attorney's Office, John L. Anderson (915) 541-4550]

EX2. The International Commercial Bank of China, Los Angeles Branch v. Mediacopy Texas, Inc., et. al.; Cause No. 2005-1987 (551.071). [City Attorney's Office, John L. Anderson (915) 541-4550]

EX3. Continental AFA Dispensing Co., Our File No. 06-C-089. (551.071). [City Attorney's Office, Laura P. Gordon, (915) 541-4550]

NOTICE TO THE PUBLIC:

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

Hearing Assistance Devices are available upon request.

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

http://www.elpasotexas.gov/