

DEE MARGO
MAYOR

TOMMY GONZALEZ
CITY MANAGER



CITY COUNCIL
PETER SVARZBEIN, DISTRICT 1
ALEXSANDRA ANNELLO, DISTRICT 2
CASSANDRA HERNANDEZ, DISTRICT 3
SAM MORGAN, DISTRICT 4
MICHIEL NOE, DISTRICT 5
CLAUDIA ORDAZ PEREZ, DISTRICT 6
HENRY RIVERA, DISTRICT 7
CISSY LIZARRAGA, DISTRICT 8

**SPECIAL CITY COUNCIL MEETING MINUTES
CITY HALL, 300 N. CAMPBELL
MAIN CONFERENCE ROOM, 2ND FLOOR
December 20, 2018
5:00 PM**

The City Council met at the above place and date. Meeting was called to order at 5:04 p.m. Mayor Dee Margo present and presiding and the following Council Members answered roll call: Peter Svarzbein, Cassandra Hernandez, Michiel Noe, Claudia Ordaz Perez, Henry Rivera and Cissy Lizarraga. Representative Sam Morgan requested to be excused. Representative Aleksandra Annello was absent.

AGENDA

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EXECUTIVE SESSION

Motion made by Representative Ordaz Perez, seconded by Mayor Pro Tempore Noe, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 5:05 p.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.089 to discuss any of the following:

Section 551.071	CONSULTATION WITH ATTORNEY
Section 551.072	DELIBERATIONS 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
Section 551.089	DELIBERATION REGARDING SECURITY DEVICES OR SECURITY AUDITS; CLO MEETING

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

Motion made by Representative Ordaz Perez, seconded by Representative Lizarraga, and unanimously carried to adjourn the Executive Session at 5:46 p.m. and **RECONVENE** the meeting of the City Council.

AYES: Representatives Svarzbein, Hernandez, Noe, Ordaz Perez, Rivera and Lizarraga

NAYS: None

ABSENT: Representatives Annello and Morgan
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EX1. Motion made by Mayor Pro Tempore Noe, seconded by Representative Ordaz Perez and carried that the City Council of the City of El Paso **APPROVE** the payment and reimbursement of Tomas Gonzalez's attorney's fees from Jim Darnell in the total amount of \$58,537.50, incurred in the defense of a complaint before the Ethics Review Commission on June 1, 2016, upon finding that such reimbursement furthers a legitimate public interest by ensuring a vigorous defense and full and fair process before the Commission in furtherance of the City and public interest in the integrity and equitableness of the process, and the actions complained of were made by Tomas Gonzalez in good faith and in the course and scope of his duties as City Manager; and that the claim for the reimbursement of Tomas Gonzalez's attorney's fees from John T. Lynch, IV, be denied.

Mayor Margo and Representative Hernandez commented.

Ms. Elaine Hengen, outside counsel, commented.

AYES: Representatives Svarzbein, Noe, Ordaz Perez, Rivera and Lizarraga

NAYS: Representative Hernandez

ABSENT: Representatives Annello and Morgan

ADJOURN

Motion made by Representative Rivera, seconded by Representative Lizarraga, and unanimously carried to **ADJOURN** this meeting at 5:54 p.m.

AYES: Representatives Svarzbein, Hernandez, Noe, Ordaz Perez, Rivera and Lizarraga

NAYS: None

ABSENT: Representatives Annello and Morgan

APPROVED AS TO CONTENT:

Laura D. Prine, City Clerk