

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
ISABEL SALCIDO, DISTRICT 5
CLAUDIA ORDAZ PEREZ, DISTRICT 6
HENRY RIVERA, DISTRICT 7
CISSY LIZARRAGA, DISTRICT 8

MINUTES FOR REGULAR COUNCIL MEETING

January 8, 2019
COUNCIL CHAMBERS, CITY HALL
9:00 AM

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ROLL CALL

The City Council met in regular session at the above place and date. Meeting was called to order at 9:20 a.m. Mayor Dee Margo present and presiding and the following Council Members answered roll call: Peter Svarzbein, Alexsandra Annello, Cassandra Hernandez, Sam Morgan, Isabel Salcido, Claudia Ordaz Perez, and Henry Rivera. Cissy Lizarraga requested to be excused. The invocation was given by Dr. Mark Rotramel followed by the Pledge of Allegiance to the Flag of the United States of America.

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INVOCATION BY DR. MARK ROTRAMEL, FIRST BAPTIST CHURCH

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PLEDGE OF ALLEGIANCE

Students Council Representatives from Eastwood Heights Elementary School

Julian Tortolo –Vice president
Samayra Martinez – Secretary
Ana Sofia Chavarria – President

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MAYOR’S PROCLAMATIONS

1. Crime Stoppers Month

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RECOGNITIONS BY MAYOR

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RECOGNITIONS

Texas Healthy Communities - Gold Level Recognition

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REGULAR AGENDA - OTHER BUSINESS

1. MAYOR AND COUNCIL

- 1.1. Motion made by Representative Rivera, seconded by Representative Annello, and unanimously carried to **ELECT** Claudia Ordaz Perez as Mayor Pro Tempore and Sam Morgan as Alternate Mayor Pro Tempore.

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Ordaz Perez, and Rivera

NAYS: None

ABSENT: Representative Lizarraga

NOTICE TO THE PUBLIC

Motion made by Mayor Pro Tempore Ordaz Perez, seconded by Representative Svarzbein, 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 Svarzbein, Annello, Hernandez, Morgan, Salcido, Ordaz Perez, and Rivera

NAYS: None

ABSENT: Representative Lizarraga

CONSENT AGENDA - APPROVAL OF MINUTES:

1. Goal 6: Set the Standard for Sound Governance and Fiscal Management

- 1.2. *Motion made, seconded, and unanimously carried to **APPROVE** the Minutes for the Regular City Council Meeting of December 18, 2018, the Special Meeting of December 20, 2018, and the Agenda Review Meeting of December 17, 2018.

CONSENT AGENDA - REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

*Motion made, seconded, and unanimously carried to **EXCUSE, AS REVISED**, Representative Lizarraga from the January 8, 2019 City Council meeting.

CONSENT AGENDA - RESOLUTIONS:

3. Goal 1: Create an Environment Conducive to Strong, Sustainable Economic Development

3.1. RESOLUTION

WHEREAS, on November 13, 2018, through Ordinance No. 018871, the City

of El Paso (the "City") entered into a Land Exchange Agreement with FSW Investments, LP, ("FSW") wherein the City exchanged approximately 2,313 acres situated in the northeast part of the City of El Paso (the NE Parcel) for approximately 44 acres situated in the northwest part of the City of El Paso; and

WHEREAS, the City remains the owner of record of the NE Parcel as closing on the land exchange transaction has not yet occurred; and

WHEREAS, upon taking ownership of the NE Parcel, FSW plans to create a municipal management district ("District") encompassing the NE Parcel, subject to the City's review and consent; and

WHEREAS, if created, a municipal management district could provide a mechanism for FSW to finance a portion of public improvements within the NE Parcel; and

WHEREAS, the City finds that it is in the public interest to support the introduction and passage of legislation by the Texas Legislature creating the District; and

WHEREAS, initially, the proposed municipal management district will include City-owned property outside the boundaries of the NE Parcel because the metes and bounds survey of the NE Parcel has not been completed nor has the deed for the NE Parcel been conveyed; and

WHEREAS, upon conveyance of the deed for the NE Parcel (with the metes and bounds description of the NE Property), FSW shall de-annex from the municipal management district any property outside the NE Parcel boundaries of the NE Parcel; and

WHEREAS, FSW's obligation to de-annex from the municipal management district any property outside the boundaries of the NE Parcel shall be memorialized in an Entitlement Agreement by and between the parties with Council's review and approval; and

WHEREAS, the City's consent to creation of the District as required by Section 59, Article XVI of the Texas Constitution, shall be withheld until said Entitlement Agreement is executed and made effective; and

WHEREAS, as the owner of record of the NE Parcel, the City does not object to FSW beginning the process of creating a municipal management district; and

WHEREAS, municipal management districts are special districts created under Section 59, Article XVI of the Texas Constitution requiring a special act of the Texas Legislature; and

WHEREAS, Section 59, Article XVI of the Texas Constitution requires that prior to the introduction of legislation creating a municipal management district, a notice of intent to introduce the legislation must be published in a newspaper in the county where the district will be located at least thirty (30) days in advance of filing such legislation; and

WHEREAS, the parties desire to publish notice of intent to introduce legislation creating a municipal management district encompassing the NE Parcel; and

WHEREAS, following publication of the notice of intent to introduce legislation creating a municipal management district encompassing the NE Parcel, the parties desire to submit such legislation as early in the Texas Legislature's 2019 Session as possible.

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

1. The City Council hereby supports the introduction and passage of legislation during the current Texas legislative session creating a municipal management district ("District") encompassing the City-owned approximately 2,313 acres situated in the northeast part of the City of El Paso ("NE Parcel") and exchanged with FSW Investments, LP ("FSW") for approximately 44 acres situated in the northwest part of the City on November 13, 2018 through Ordinance No. 018871 provided that such legislation does not substantially differ from the legislation attached hereto as Exhibit A, which is incorporated hereby by reference and for all purposes.

2. The City Council hereby directs the City Manager to publish notice of intent to introduce legislation creating a municipal management district encompassing the NE Parcel as soon as possible, without waiting for closing on the land exchange transaction; and further directs the City Manager to submit legislation for the creation of said district following the required thirty (30) day waiting period following notice of intent publication; and

3. The City and FSW are currently negotiating a variety of issues regarding development of the NE Parcel and the District, which include without limitation, issues related to public improvements to be constructed, the method of financing of those improvements, and numerous other issues, which will require time to conclude. Therefore, this resolution in support of the legislation creating the District and directing the City Manager to initiate the District creation process does not constitute consent to the creation of this District as required by Section 59, Article XVI of the Texas Constitution, and the City specifically reserves the right to consent to the District.

Ms. Elizabeth Triggs, Economic and International Development Assistant Director, presented a PowerPoint presentation (copy on file in the City Clerk's office).

Mayor Margo and Representatives Hernandez and Morgan commented.

The following City staff members commented:

1. Mr. Robert Cortinas, Chief Financial Officer
2. Mr. Cary Westin, Deputy City Manager
3. Mr. Tommy Gonzalez, City Manager

The following members of the public commented:

1. Ms. Lois Balin
2. Ms. Marilyn Guida
3. Mr. Scott White
4. Mr. Leo Mendoza

1ST MOTION

*Motion made, seconded, and unanimously carried to **MOVE** the item to the Regular agenda.

2ND AND FINAL MOTION

Motion made by Mayor Pro Tempore Ordaz Perez, seconded by Representative Rivera, and unanimously carried to **APPROVE** the Resolution.

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Ordaz Perez, and Rivera

NAYS: None

ABSENT: Representative Lizarraga

4. Goal 3: Promote the Visual Image of El Paso

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

A RESOLUTION APPROVING A DETAILED SITE DEVELOPMENT PLAN FOR A PORTION OF LOT 1, BLOCK 1, WEST TEN DEVELOPMENT, 7480 REMCON CIRCLE, CITY OF EL PASO, EL PASO COUNTY, TEXAS, PURSUANT TO SECTION 20.04.150. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.

WHEREAS, TDK RE HOLDINGS 3, LLC, (the "Owner") has applied for approval of a detailed site development plan which requires City Plan Commission and City Council approval. The detailed site development plan is subject to the development standards in the c-3 **District** regulations and subject to the approved Detailed Site Development Plan signed by the Applicant, the City Manager and the Executive Secretary to the City Plan Commission. A copy of this plan is attached hereto as Exhibit "A" and is incorporated herein by reference for all purposes; and,

WHEREAS, a report was made by the staff to the City Plan Commission and a public hearing was held regarding such application;

WHEREAS, the City Plan Commission has approved and herein recommends Council approval of the subject detailed site development plan; and

WHEREAS, the City Council finds that the detailed site development plan meets all applicable requirements of the El Paso City Code;

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

1. Pursuant to requirements, the City Council hereby approves the detailed site development plan submitted by the Applicant, on the following described property which is located in a C-3 (Commercial) District:

A PORTION OF LOT 1, BLOCK 4, WEST TEN DEVELOPMENT, City of El Paso, El Paso County, Texas.

2. A copy of the approved detailed site development plan, signed by the Applicant, the City Manager and the Secretary of the City Plan Commission, is attached hereto, as Exhibit "A" and incorporated herein by reference.
3. All construction and development on the property shall be done in accordance with the approved detailed site development plan and the development standards applicable in the c-3 District regulations.
4. The Applicant shall sign an agreement to develop the property and to perform all construction thereon in accordance with the approved detailed site development plan and the standards applicable in the c-3 District. Such agreement shall be signed and filed with the Zoning Administrator and the Executive Secretary of the City Plan Commission before building permits are issued.
5. This approval shall be void if construction on the property is not started in accordance with the approved detailed site development plan within four (4) years from the date hereof.

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4.2.

ITEMS 4.2 AND 4.3 WERE TAKEN TOGETHER

R E S O L U T I O N

WHEREAS, the County of El Paso (hereinafter referred to as "Property Owner"), wish to annex 22.596 of real property described in Exhibit "A" and Exhibit "B" which are attached and incorporated for all purposes; and,

WHEREAS, the Property is not within the corporate limits of any municipality but is contiguous to the corporate limits of the City; and

WHEREAS, Property Owner desires that the Property be annexed to the City in order to provide adequate and efficient improvements and facilities; and

WHEREAS, (hereinafter referred to as "Developer"), has agreed to be responsible for all costs relating to annexation and right-of-way improvements as described herein; and

WHEREAS, Property Owner will not be responsible for any of the costs of annexation or right-of-way improvements as described herein; and

WHEREAS, Property Owner and Developer, after full consideration, accept the terms and conditions cited in this Agreement due to the advantages and benefits resulting from the annexation and development of the Property; and,

WHEREAS, the City, after due and careful consideration, has concluded that should the City decide to annex the Property the annexation should be under the terms and conditions hereinafter set forth and that such terms and conditions are in the best interest of the City to protect and provide for the public health, safety, morals and general welfare.

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

That the City Manager or his Designee is authorized to sign an Annexation Agreement between the City and El Paso County, for 22.596 of real property located North of Pellicano, which will specify the terms and conditions in which the property will be annexed should the City annex the property. Furthermore, that the City Manager or his Designee is authorized to provide any and all notices required under law in order to annex this property.

That the Deputy Director of Planning is hereby directed to prepare an annexation service plan in accordance with Section 43.056 of the Local Government Code.

4.3.

R E S O L U T I O N

WHEREAS, the County of El Paso (hereinafter referred to as "Property Owner"), wish to annex 4.9706 acres of real property described in **Exhibit "A"** and **Exhibit "B"** which are attached and incorporated for all purposes; and,

WHEREAS, the Property is not within the corporate limits of any municipality but is contiguous to the corporate limits of the City; and

WHEREAS, Property Owner desires that the Property be annexed to the City in order to provide adequate and efficient improvements and facilities; and

WHEREAS, (hereinafter referred to as "Developer"), has agreed to be responsible for all costs relating to annexation and right-of-way improvements as described herein; and

WHEREAS, Property Owner will not be responsible for any of the costs of annexation or right-of-way improvements as described herein; and

WHEREAS, Property Owner and Developer, after full consideration, accept the terms and conditions cited in this Agreement due to the advantages and benefits resulting from the annexation and development of the Property; and,

WHEREAS, the City, after due and careful consideration, has concluded that should the City decide to annex the Property the annexation should be under the terms and conditions hereinafter set forth and that such terms and conditions are in the best interest of the City to protect and provide for the public health, safety, morals and general welfare.

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

That the City Manager or his Designee is authorized to sign an Annexation Agreement between the City and El Paso County, for 4.9706 acres of real property located south of Cozy Cove Avenue and east of Shreya Street, which will specify the

terms and conditions in which the property will be annexed should the City annex the property. Furthermore, that the City Manager or his Designee is authorized to provide any and all notices required under law in order to annex this property.

That the Deputy Director of Planning is hereby directed to prepare an annexation service plan in accordance with Section 43.056 of the Local Government Code.

Mr. Harrison Plourde, Senior Planner, presented a PowerPoint presentation (copy on file in the City Clerk's office).

Mayor Margo and Representatives Svarzbein, Annello, Hernandez, Morgan, Ordaz Perez, and Rivera commented.

The following City staff members commented:

1. Mr. Philip Etiwe, Planning and Inspections Director
2. Mr. Tommy Gonzalez, City Manager
3. Ms. Karla Nieman, City Attorney
4. Mr. Cary Westin, Deputy City Manager

Mr. Scott White, citizen, commented.

1ST MOTION

Motion made, seconded, and unanimously carried to **MOVE** the items to the Regular agenda.

2ND MOTION

Motion made by Mayor Pro Tempore Ordaz Perez, seconded by Representative Rivera and unanimously carried to **REVISE** item 4.2 that the annexation agreement include parkland dedication only.

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Ordaz Perez, and Rivera

NAYS: Representative Salcido

ABSENT: Representative Lizarraga

3RD AND FINAL MOTION

Motion made by Mayor Pro Tempore Ordaz Perez, seconded by Representative Annello, and unanimously carried to **APPROVE** the Resolutions.

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Ordaz Perez, and Rivera

NAYS: None

ABSENT: Representative Lizarraga

CONSENT AGENDA - BOARD RE-APPOINTMENTS:

5. Goal 6: Set the Standard for Sound Governance and Fiscal Management

5.1. *Motion made, seconded, and unanimously carried to **APPROVE, AS REVISED** the appointment of Cissy Lizarraga to the Financial Oversight and Audit Committee by Mayor Dee Margo.

5.2. *Motion made, seconded, and unanimously carried to **APPROVE, AS REVISED** the appointment of Isabel Salcido to the City of El Paso Employees Retirement Trust Board of Trustees.

6. **Goal 7: Enhance and Sustain El Paso's Infrastructure Network**

6.1. *Motion made, seconded, and unanimously carried to **APPROVE** the re-appointment of Frank Hernandez to the Building and Standards Commission as an alternate member by Representative Cassandra Hernandez, District 3.

CONSENT AGENDA - APPLICATIONS FOR TAX REFUNDS:

7. **Goal 6: Set the Standard for Sound Governance and Fiscal Management**

7.1. *Motion made, seconded, and unanimously carried that the following tax refunds be **APPROVED**, upon auditor approval.

1. Wei Qian and Jie Li, in the amount of \$8,609.47, made an overpayment on December 04, 2017 of 2017 taxes. (Geo. #F60999901001000)
2. Ron and Debbie Acton, in the amount of \$2,775.09, made an overpayment on November 20, 2018 of 2018 taxes. (Geo. #L13099900101900)
3. Maria Pichardo, in the amount of \$4,928.70, made an overpayment on December 02, 2018 of 2018 taxes. (Geo. #M89599900402400)
4. Texas Title Company, in the amount of \$8112.06, made an overpayment on November 16, 2018 of the 2017 taxes. (Geo. #V09900002201900)
5. Ann Longmore, in the amount of \$7,884.05, made an overpayment on November 30, 2018 of the 2018 taxes. (Geo. #E01499911009100)
6. TKW Properties of El Paso LLC, in the amount of \$14,031.67, made an overpayment on November 27, 2018 of the 2018 taxes. (Geo. #X293000L00B0420)

CONSENT AGENDA - NOTICE FOR NOTATION:

8. **Goal 6: Set the Standard for Sound Governance and Fiscal Management**

8.1. *Motion made, seconded, and unanimously carried to **APPROVE** a notation Pursuant to the delegation of authority granted to the City Manager by resolution dated December 8, 2015, the City Manager has executed the Third Amendment to the Interlocal Agreement for the Development of Winn Road between the City of El Paso and the Camino Real Regional Mobility Authority (CRRMA) for additional professional services for coordination and right of way acquisition services. This notation is to

comply with the requirement in the resolution that an item be placed on the City Council agenda for notation whenever the City Manager approves such an amendment.

CONSENT AGENDA - NOTICE OF CAMPAIGN CONTRIBUTIONS:

9. Goal 6: Set the Standard for Sound Governance and Fiscal Management

9.1. *Motion made, seconded, and unanimously carried to **APPROVE** a notation pursuant to Section 2.92.110 of the City Code: receipt of campaign contributions by Representative Cissy Lizarraga in the amounts of \$500 from Linebarger Goggan Blair & Sampson, LLP; \$500 from David and Loreen L. Granado; \$500 from Maria F. Teran; \$1,000 from Kathy and Raymond Palacios; \$1,500 from the El Paso Association of Fire Fighters Local 51, Inc. PAC; \$1,000 from J.W. Rogers Jr.; \$1,000 from L. Frederick Francis; \$2,500 from Richard A. Castro.

9.2. *Motion made, seconded, and unanimously carried to **APPROVE** a notation pursuant to Section 2.92.110 of the City Code: receipt of campaign contributions by Representative Peter Svarzbein in the amount of \$250.00 from Lane Gaddy; \$500.00 from Eileen Karlsruher; \$1,000.00 from Louis Alpern; \$200.00 from Stuart Meyers; \$500.00 from Donald Margo; \$300.00 from Boris Kaim; \$54.00 from Frieda Schwartz; \$150.00 from Octavio Gomez; \$25.00 from William Keating; \$150.00 from Robert Blumenfeld; \$100.00 from Andrew Ainsa; \$50.00 from John Ivey; \$50.00 from Maria E Ramirez; \$20.00 from Paul Haupt; \$100.00 from Joaquin Rodriguez; \$500.00 from Thad Steele; \$100.00 from John Walker; \$250.00 from Jose Cardenas; \$1,000.00 from Scott Schwartz; \$20.00 D. Scott Dibble; \$150.00 John Maxon; \$250.00 Robert V. Wingo; \$1,500.00 from El Paso Firefighters #51; \$20.00 from Rebecca Morgan; \$50.00 from Thomas R. Figart; \$50.18 from Douglas P. Scheiner; \$10.00 from Nora Rose; \$20.00 from Martha Mueller; \$20.00 from Ann Canales; \$40.00 from Sofia A. Lopez; \$100.00 from Robert A. Gonzalez; \$100.00 from John E. Moye; \$500.00 from Hector J. Lopez; \$100.00 from William C. Helm II; \$100.00 from Edgar Lopez; \$200.00 from Bill D. Hicks; \$3,000.00 from El Paso Municipal Police Union; \$250.00 from Armando Rodriguez; \$2,500.00 from Woody Hunt; \$100.00 from Patsy & Ron Stallworth; \$100.00 from Vince Giordano; \$75.00 from Bradley Roe; \$500.00 from Align Home Health, LLC; \$500.00 from El Paso Apartment Association; \$500.00 from Stefanie I. Block; \$1,000.00 from EC Houghton Jr.; \$1,000.00 from Stanley P. Jobe; \$150.00 from Risher Gilbert; \$1,000.00 from L. Frederick Francis; \$250.00 from Rafael Adame; \$250.00 from Lucy Mimbela; \$250.00 from Dan W. Olivas; \$15.00 from Jonathan L. Barela; \$500.00 from Linebarger, Goggan, Blair LLC; \$2,500.00 from Richard A. Castro; \$100.00 from Jose Padilla; \$100.00 from Ana Maria Guzman; \$150.00 from Ruben Chavez; \$250.00 from Jorge L. Mora; \$250.00 from Aliana Apodaca; \$500.00 from David Granado; \$250.00 from Oscar E. Venegas; \$250.00 from Carmen L. Perez; \$500.00 from Maria F. Teran; \$500.00 from Margarita Escudero; \$1,000.00 from Raymond Palacios; \$200.00 from Jose Xavier Banales.

REGULAR AGENDA - FIRST READING OF ORDINANCES

Motion made by Mayor Pro Tempore Ordaz Perez, seconded by Representative Annello, 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:

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Ordaz Perez, and Rivera

NAYS: None

ABSENT: Representative Lizarraga

10. Goal 3: Promote the Visual Image of El Paso:

10.1. An Ordinance granting Special Permit No. PZST16-00011, to allow for Infill Development with a reduction in side, front, rear, and cumulative setback on the property described as Tract 5-A-2 and a portion of Mike Lane R.O.W., JH. Johansson Survey No. 185, 216 Mike Ln., City of El Paso, El Paso County, Texas pursuant to Section 20.04.320 of the El Paso City Code. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 216 Mike Ln. Owner: Adolfo O. Gonzalez PZST16-00011

10.2. An Ordinance changing the zoning of a portion of Tract 6, Section 16, Block 79, Township 3, Texas and Pacific Railway Surveys, 1408 Joe Battle Blvd., City of El Paso, El Paso County, Texas from R-3 (Residential) to C-4 (Commercial), and imposing a condition. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. 1408 Joe Battle Blvd. Owner: Pellicano and 375 LLC. PZRZ18-00039

10.3. An Ordinance changing the zoning of Lots 17-24 and the East ½ of Lot 25, Block 118, Supplemental Map No. 1 of East El Paso Addition, 3528 Pershing Dr., City of El Paso, El Paso County, Texas from A-2 (Apartment) to C-2 (Commercial). The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 3528 Pershing Dr. Owner: 900 Magoffin Investment Company, LC. PZRZ18-00048

REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS

11. Goal 2: Set the Standard for a Safe and Secure City

11.1. Motion made by Mayor Pro Tempore Ordaz Perez, seconded by Representative Morgan, and unanimously carried to **AWARD** Solicitation No. 2019-009 Apparatus Tires and Service to Southern Tire Mart, LLC for an initial term estimated award of \$502,545.00. The award is to include a two (2) year optional amount of \$335,030.00 for a total five (5) year award of \$837,575.00. This contract will provide tires and road-side tire repairs for the light duty vehicles, pumpers, ladders, quints and rescues operated by Fire Department.

CONTRACT VARIANCE:

The difference in cost, based in comparison to the previous contracts, is as follows: a decrease of \$75,741.34 over the three (3) year term, 13.1% decrease compared to previous contracts due to quantity and price decreases.

Department:	Fire
Award to:	Southern Tire Mart, LLC
	Columbia, MS
Item(s):	All

Initial Term: 3 Years
Option to Extend: 2 Years
Annual Estimated Award: \$167,515.00
Initial Term Estimated Award: \$502,545.00 (3 Years)
Total Estimated Award: \$837,575.00 (5 Years)
Account No.: 322 – 523020 – 1000 – 22010- P2203
Funding Source: General Fund
District(s): AI

This is a Low Bid, unit price contract.

The Purchasing & Strategic Sourcing and Fire Department recommend award as indicated to Southern Tire Mart, LLC, the lowest, responsive and responsible bidder. In accordance with this award the City Manager or designee is authorized to exercise future options if needed.

Mayor Margo commented.

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Ordaz Perez, and Rivera

NAYS: None

ABSENT: Representative Lizarraga

12. MANAGEMENT UPDATES

12.1. Community impacts of capital projects.

Mr. Sam Rodriguez, City Engineer, presented a PowerPoint presentation (copy on file in the City Clerk's office).

Mayor Margo commented.

Mr. Tommy Gonzalez, City Manager, commented.

NO ACTION was taken on this item.

12.2. Summary of active Chapter 380 agreements and impact to taxing entities.

Ms. Jessica Herrera, Economic and International Development Director, presented a PowerPoint presentation (copy on file in the City Clerk's office).

Mayor Margo and Representatives Svarzbein and Annello commented.

Mr. Tommy Gonzalez, City Manager, commented.

NO ACTION was taken on this item.

12.3. Presentation and discussion on the Medical Center of the Americas Master Plan.

Ms. Nicole Ferrini, Community and Human Development Director, Mr. Nahum Apodaca, Manager of Campus Planning for the Medical Center of the Americas, and

Ms. Caitlin Admire, Perkins and Will Project Manager, presented a PowerPoint presentation (copy on file in the City Clerk's office).

Representative Hernandez commented.

NO ACTION was taken on this item.

CALL TO THE PUBLIC – PUBLIC COMMENT

The following members of the public commented:

1. Mr. Pierre Andre Euzarraga
2. Mr. Michael Castro
3. Ms. Audrey Anne
4. Mr. Scott White
5. Ms. Wally Cech

INTRODUCTION AND PUBLIC HEARINGS

13. Goal 6: Set the Standard for Sound Governance and Fiscal Management

13.1. ITEMS 13.1 AND 13.2 WERE TAKEN TOGETHER

ORDINANCE 018892

The City Clerk read an Ordinance entitled: **AN ORDINANCE AUTHORIZING THE ISSUANCE OF "CITY OF EL PASO, TEXAS, GENERAL OBLIGATION BONDS, SERIES 2019" IN ONE OR MORE SERIES; LEVYING A CONTINUING DIRECT ANNUAL AD VALOREM TAX FOR THE PAYMENT OF SUCH BONDS; AND RESOLVING OTHER MATTERS WHICH ARE NECESSARY TO EFFECTUATE SUCH ISSUANCE; INCLUDING THE DELEGATION OF MATTERS RELATING TO THE SALE AND ISSUANCE OF THE BONDS TO AN AUTHORIZED CITY OFFICIAL WITHIN CERTAIN SPECIFIED PARAMETERS.**

13.2. ORDINANCE 018893

The City Clerk read an Ordinance entitled: **AN ORDINANCE AUTHORIZING THE ISSUANCE OF "CITY OF EL PASO, TEXAS COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION, SERIES 2019"; LEVYING A CONTINUING DIRECT ANNUAL AD VALOREM TAX FOR THE PAYMENT OF SUCH CERTIFICATES; AND RESOLVING OTHER MATTERS WHICH ARE NECESSARY TO EFFECTUATE SUCH ISSUANCE, INCLUDING THE DELEGATION OF MATTERS RELATING TO THE SALE AND ISSUANCE OF THE CERTIFICATES TO AN AUTHORIZED CITY OFFICIAL WITHIN CERTAIN SPECIFIED PARAMETERS.**

1ST MOTION

Motion made by Representative Annello, seconded by Mayor Pro Tempore Ordaz Perez, and unanimously carried to **CONSIDER 13.1 and 13.2 OUT OF ORDER.**

Mr. Robert Cortinas, Chief Financial Officer, presented a PowerPoint presentation

(copy on file in the City Clerk's office).

Mayor Margo and Representatives Svarzbein and Hernandez commented.

The following City staff members commented:

1. Mr. Tommy Gonzalez, City Manager
2. Mr. Sam Rodriguez, City Engineer

Public Hearing was opened at 11:04 a.m. and closed at 11:33 a.m.

Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinances which when so done results as follows:

2ND AND FINAL MOTION

Motion duly made by Mayor Pro Tempore Ordaz Perez, seconded by Representative Morgan, that the Ordinances be **ADOPTED**.

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Ordaz Perez, and Rivera

NAYS: None

ABSENT: Representative Lizarraga

Whereupon the Mayor ordered that, the vote having been cast in favor of the Ordinances, the same be and the same are hereby **ADOPTED**.

**REGULAR AGENDA – PUBLIC HEARINGS AND SECOND READING OF
ORDINANCES**

14. Goal 2: Set the Standard for a Safe and Secure City

14.1. ORDINANCE 018894

The City Clerk read an Ordinance entitled **AN ORDINANCE AMENDING TITLE 6 OF THE EL PASO CITY CODE (TRANSPORTATION FOR HIRE); REVISING SECTION 6.04.090 (OPERATING AUTHORITY PERMIT-APPLICATION) TO ADD SUBSECTION 5 (COLOR SCHEME); REVISING SECTION 6.04.110 (DRIVER'S QUALIFICATIONS) TO ADD SUBSECTION B; ADDING SECTION 6.04.210 (CONDUCT OF DRIVERS); ADDING SECTION 6.04.330 (VEHICLE REQUIREMENTS AND INSPECTIONS); ADDING SECTION 6.04.340 (VEHICLE COLOR SCHEME AND DISTINCTIVE MARKINGS); REVISING SECTION 6.04.410 TO ADD VERBIAGE REQUIRING BY APPOINTMENT ONLY VEHICLE FOR HIRE SERVICES TO KEEP LOGBOOK OF THEIR PICK-UPS; ADDING SECTION 6.04.420 (VEHICLE IDENTIFICATION REQUIREMENTS); CORRECTING TYPOGRAPHICAL ERRORS THROUGHOUT; THE PENALTY BEING AS PROVIDED IN SECTIONS 1.08.010, 1.08.020, AND 1.08.030 OF THE EL PASO CITY CODE.**

Police Assistant Chief Victor Zarur presented a PowerPoint presentation (copy on file in the City Clerk's office).

Mayor Margo and Representatives Svarzbein and Hernandez commented.

The following City staff members commented:

1. Mr. Tommy Gonzalez, City Manager
2. Ms. Monica Lombraña, Aviation Director

1ST MOTION

Motion made by Representative Annello, seconded by Representative Svarzbein, and carried to **SUSPEND THE RULES OF ORDER** to allow for additional speakers.

AYES: Representatives Svarzbein, Annello, Hernandez, and Salcido

NAYS: Representatives Morgan, Ordaz Perez and Rivera

ABSENT: Representative Lizarraga

The following members of the public commented:

1. Mr. Ray Mancera
2. Mr. Joe Olivar

Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done results as follows:

2ND AND FINAL MOTION

Motion duly made by Mayor Pro Tempore Ordaz Perez, seconded by Representative Rivera, that the Ordinance be **ADOPTED**.

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Ordaz Perez, and Rivera

NAYS: None

ABSENT: Representative Lizarraga

Whereupon the Mayor ordered that, the vote having been cast in favor of the Ordinance, the same be and the same is hereby **ADOPTED**.

15. Goal 3: Promote the Visual Image of El Paso

15.1. ORDINANCE 018895

The City Clerk read an Ordinance entitled **AN ORDINANCE CHANGING THE ZONING OF ALL OF LOTS 18, 19, AND PORTIONS OF LOTS 17, 21, AND 22, BLOCK 18, THIRD AMENDED MAP OF HIGHLAND PARK ADDITION (1964 MURCHISON STREET), CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM A-2 (APARTMENT) TO R-MU (RESIDENTIAL MIXED USE), APPROVING A MASTER ZONING PLAN, AND WAIVING THE MINIMUM ONE ACRE DISTRICT REQUIREMENT FOR THE R-MU (RESIDENTIAL MIXED-USE) ZONING DISTRICT. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE. SUBJECT PROPERTY: 1964 MURCHISON STREET. PROPERTY OWNER: SNAP PADS, LLC. PZRZ18-00030**

Mr. Raul Garcia, Lead Planner, presented a PowerPoint presentation (copy on file in the City Clerk's office).

Mayor Margo and Representatives Svarzbein and Annello commented.

Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done results as follows:

Motion duly made by Mayor Pro Tempore Ordaz Perez, seconded by Representative Morgan, that the Ordinance be **ADOPTED**.

AYES: Representatives Hernandez, Morgan, Salcido, Ordaz Perez, and Rivera

NAYS: Representatives Svarzbein and Annello

ABSENT: Representative Lizarraga

Whereupon the Mayor ordered that, the vote having been cast in favor of the Ordinance, the same be and the same is hereby **ADOPTED**.

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- 15.2.** *Motion made, seconded, and unanimously carried to **POSTPONE TWO WEEKS** an Ordinance changing the zoning of a portion of Lots 8 and 9, Block 127, Supplemental Map #1 of East El Paso, City of El Paso, El Paso County, Texas, from A-2 (Apartment) to C-1 (Commercial) and imposing conditions. The penalty is as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: the Southwest corner of Douglas and Stevens. Property Owner: Robert Malooly. PZRZ18-00012
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- 15.3.** **ITEMS 15.3 AND 15.4 WERE TAKEN TOGETHER**

ORDINANCE 018896

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF LOT 5 AND THE NORTH 17 FEET OF LOT 4, BLOCK 43, ALEXANDER ADDITION, 1509 N. CAMPBELL STREET, CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-5 (RESIDENTIAL) TO A-3 (APARTMENT). THE PENALTY BEING AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE. SUBJECT PROPERTY: 1509 N. CAMPBELL STREET. PROPERTY OWNER: JESUS NAVARRO. PZRZ18-00033**

- 15.4.** **ORDINANCE 018897**

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING SPECIAL PERMIT NO. PZST18-00011, TO ALLOW FOR INFILL DEVELOPMENT WITH A 100% REDUCTION IN PARKING REQUIREMENT OF TEN (10) STALLS, REDUCTION IN REQUIRED REAR SETBACK FROM TWENTY (20) FEET TO FIVE (5) FEET, NORTHERLY SIDE SETBACK FROM FOUR (4) FEET TO ONE (1) FOOT, AND SOUTHERLY SIDE SETBACK FROM FOUR (4) FEET TO ZERO (0) FEET, ON THE PROPERTY LEGALLY DESCRIBED AS LOT 5 AND THE NORTH 17 FEET OF LOT 4, BLOCK 43, ALEXANDER ADDITION, 1509 N. CAMPBELL STREET, 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: 1509 N. CAMPBELL STREET. PROPERTY OWNER: JESUS**

NAVARRO. PZST18-00011

Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinances which when so done results as follows:

Motion duly made by Mayor Pro Tempore Ordaz Perez, seconded by Representative Rivera, that the Ordinances be **ADOPTED**.

AYES: Representatives Svarzbein, Hernandez, Morgan, Salcido, Ordaz Perez, and Rivera

NAYS: Representative Annello

ABSENT: Representative Lizarraga

Whereupon the Mayor ordered that, the vote having been cast in favor of the Ordinances, the same be and the same are hereby **ADOPTED**.

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- 15.5.** The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF THE FOLLOWING PARCELS: PARCEL 1: A PORTION OF TRACT 7L5, BLOCK 30, YSLETA GRANT, 101 FRESNO DRIVE, CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-3 (RESIDENTIAL) TO C-1 (COMMERCIAL); AND , PARCEL 2: A PORTION OF TRACT 7L5, BLOCK 30, YSLETA GRANT, 101 FRESNO DRIVE, CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-3 (RESIDENTIAL) TO R-5 (RESIDENTIAL), AND IMPOSING CONDITIONS. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE. SUBJECT PROPERTY: 101 FRESNO DRIVE, PROPERTY OWNER: NV GLOBAL, LLC. PZRZ18-00043**

Representative Rivera read into the record motion adding conditions to the Ordinance.

Mayor Margo and Representatives Annello and Rivera commented.

The following City staff members commented:

1. Mr. Cary Westin, Deputy City Manager
2. Mr. Raul Garcia, Lead Planner
3. Mr. Philip Etiwe, Planning and Inspections Director
4. Ms. Karla Nieman, City Attorney

The following members of the public commented:

1. Mr. Sal Rodriguez
2. Ms. Fabiola Campos-Lopez
3. Mr. Ray Mancera
4. Mr. Hector Gonzalez

Motion made by Representative Rivera, seconded by Representative Annello, and unanimously carried to **POSTPONE THE ITEM FOR TWO WEEKS**.

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Ordaz Perez, and Rivera

NAYS: None

ABSENT: Representative Lizarraga

15.6.

ITEMS 15.6 AND 15.7 WERE TAKEN TOGETHER

ORDINANCE 018898

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 12 (VEHICLES AND TRAFFIC) CHAPTER 12.04 (GENERAL PROVISIONS AND DEFINITIONS); AND TITLE 12 (VEHICLES AND TRAFFIC), CHAPTER 12.80 (MISCELLANEOUS TRAFFIC REGULATIONS), SECTION 12.80.090 (DRIVING ON SIDEWALKS), OF THE EL PASO CITY CODE TO ALLOW FOR THE USE OF MOTOR ASSISTED SCOOTERS ON SIDEWALKS. THE PENALTY IS AS PROVIDED IN CHAPTER 12.84 OF THE EL PASO CITY CODE.**

15.7.

ORDINANCE 018899

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 15 (PUBLIC SERVICES), CHAPTER 15.08 (STREET RENTALS) OF THE EL PASO CITY CODE TO CREATE A NEW SECTION 15.08.150 (SHARED MOBILITY DEVICES) TO REGULATE SHARED MOBILITY DEVICES WITHIN THE PUBLIC RIGHT OF WAY AND AMENDING TITLE 15 (PUBLIC SERVICES). THE PENALTY IS AS PROVIDED IN SECTION 15.08.150 OF THE EL PASO CITY CODE AS AMENDED.**

Mr. Jeff Howell, Lead Planner, presented a PowerPoint presentation (copy on file in the City Clerk's office), which included floor amendments for the Ordinance amending Title 15.

Mayor Margo and Representatives Svarzbein, Annello, Hernandez, and Rivera commented.

The following City staff members commented:

1. Mr. Philip Etiwe, Planning and Inspections Director
2. Mr. Cary Westin, Deputy City Manager
3. Mr. Tommy Gonzalez, City Manager
4. Ms. Karla Nieman, City Attorney

The following members of the public commented:

1. Mr. Scott White
2. Mr. Jonathan Lopez

Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinances which when so done results as follows:

Motion duly made by Mayor Pro Tempore Ordaz Perez, seconded by Representative Rivera, that the Ordinances be **ADOPTED**.

AYES: Representatives Hernandez, Morgan, Salcido, Ordaz Perez, and Rivera

NAYS: Representatives Svarzbein and Annello

ABSENT: Representative Lizarraga

Whereupon the Mayor ordered that, the vote having been cast in favor of the Ordinances, the same be and the same are hereby **ADOPTED, WITH TITLE 15 ADOPTED, AS REVISED.**

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- 15.8.** *Motion made, seconded, and unanimously carried to **POSTPONE TWO WEEKS** An Ordinance changing the zoning of all of Lots 1 through 12 of Block 8, Eastwood Section 1, an Addition to the City of El Paso, El Paso County, Texas from R-3 (Residential) to C-1 (Commercial) and imposing a condition. The penalty is as provided for in Chapter 20.24 in the El Paso City Code. Subject Property: the entire block located at the southeast corner of the intersection of Bois D'Arc and Boxwood. Property Owner: El Paso Healthcare Systems, LTD., A Texas Limited Partnership PZRZ18-00040
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16. Goal 6: Set the Standard for Sound Governance and Fiscal Management

- 16.1.** The City Clerk read an Ordinance entitled **AN ORDINANCE PURSUANT TO ARTICLE III, SECTION 3.11 (INITIATIVE) OF THE EL PASO CITY CHARTER, THAT THE CITY OF EL PASO WILL TAKE ALL STEPS NECESSARY PURSUANT TO CHAPTER 311 OF THE TEXAS TAX CODE TO IMMEDIATELY TERMINATE "REINVESTMENT ZONE NUMBER TWELVE, CITY OF EL PASO" CREATED BY ORDINANCE NO. 018790 AND "REINVESTMENT ZONE NUMBER 10 EXPANDED 10A" CREATED BY ORDINANCE NO. 018791.**

Representatives Svarzbein and Ordaz Perez commented.

Ms. Karla Nieman, City Attorney, commented.

The following members of the public commented:

1. Ms. Marilyn Guida
2. Mr. Scott White

1ST MOTION

Motion made by Mayor Pro Tempore Ordaz Perez, seconded by Representative Rivera, and unanimously carried to retire into **EXECUTIVE SESSION** at 2:18 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 the item.

Section 551.071 CONSULTATION WITH ATTORNEY

2ND MOTION

Motion made by Representative Annello, seconded by Representative Svarzbein, and unanimously carried to adjourn the Executive Session at 2:37 p.m. and **RECONVENE** the meeting of the City Council during which time the following motion was made:

Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done results as follows:

3RD AND FINAL MOTION:

Motion duly made by Mayor Pro Tempore Ordaz Perez, seconded by Representative Rivera, that the Ordinance be **DENIED**.

AYES: Representatives Hernandez, Morgan, Salcido, Ordaz Perez, and Rivera

NAYS: Representatives Svarzbein and Anello

ABSENT: Representative Lizarraga

Whereupon the Mayor ordered that, the vote having been cast, the Ordinance is hereby **DENIED**.

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REGULAR AGENDA - OTHER BUSINESS
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17.

17.1.

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R E S O L U T I O N
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WHEREAS, on December 3, 2002 the City Council of the City of El Paso ('City') consented to the creation of Paseo Del Este Municipal Utility Districts Nos. 1 through 9 ("Districts") in the City of El Paso's Extraterritorial Jurisdiction; and

WHEREAS, the City's consent to the creation of the Districts was subject to several conditions; and

WHEREAS, one of the City's conditions for the creation of the Districts was that the City is to review and approve the Districts' bonds and notes prior to issuance and may place restrictions on the terms and provisions of each of the District's bonds and notes issued to provide service to the land and conditions on the sale of the Districts' bonds and notes to the extent such restrictions and conditions do not generally render the bonds and notes of the Districts unmarketable; and

WHEREAS, Paseo Del Este Municipal District No. 7 ("M.U.D. 7") requested review and approval of the issuance of the Unlimited Tax Bonds, Series 2019 Bonds by M.U.D. 7 (the "Series 2019 Bonds"); and

WHEREAS, the City reviewed the proposed issuance of Unlimited Tax Bonds, Series 2019 Bonds by M.U.D. 7 and desires to approve the issuance of the bonds.

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

That the City reviewed and approves the issuance of the Unlimited Tax Bonds, Series 2019 Bonds by Paseo Del Este Municipal Utility District No. 7, with the acknowledgement that the issuance of such bonds does not constitute debt issuance by the City of El Paso.

Mayor Margo commented.

Mr. Robert Cortinas, Chief Financial Officer, commented.

Motion made by Mayor Pro Tempore Ordaz Perez, seconded by Representative

Annello, and carried to **APPROVE** the Resolution.

AYES: Representatives Annello, Hernandez, Morgan, Salcido, Ordaz Perez, and Rivera

NOT PRESENT FOR THE VOTE: Representative Svarzbein

ABSENT: Representative Lizarraga

18. MAYOR AND COUNCIL

18.1. Discussion and action on the City of El Paso, Ethics Ordinance Chapter 2.92 and recommendations from the Ethics Review Commission and City Attorney's Office.

Representative Hernandez commented.

Ms. Karla Nieman, City Attorney commented.

NO ACTION was taken on this item.

18.2. RESOLUTION

WHEREAS, the By-laws and Procedures for the Metropolitan Planning Organization's Transportation Policy Board (TPB) provide that the City of El Paso's representation on the TPB shall be equal to the number of unincorporated Texas municipalities who have representation on the TPB; and

WHEREAS, the TPB bylaws provide that representatives of local units of government shall be appointed by and serve at the pleasure of the City Councils for the entity they represent; and

WHEREAS, District 3 Representative, Cassandra Hernandez, is currently one of the representatives of the City of El Paso on the TPB; and

WHEREAS, the City of El Paso now desires to appoint District 7 Representative, Henry Rivera, as a City representative to the TPB replacing District 3 Representative, Cassandra Hernandez.

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

That District 7 Representative, Henry Rivera, be appointed as a City Representative to the Transportation Policy Board for the Metropolitan Planning Organization to replace District 3 Representative, Cassandra Hernandez, effective immediately.

Motion made by Representative Hernandez, seconded by Representative Morgan, and unanimously carried to **APPROVE** the Resolution.

AYES: Representatives Svarzbein, Annello, Hernandez, Morgan, Salcido, Ordaz Perez, and Rivera

NAYS: None

ABSENT: Representative Lizarraga

- 18.3.** Discussion and action to direct the City Manager and City Attorney to develop a resolution implementing Paid Parental Leave for all eligible full-time employees in El Paso, Texas.

Representatives Anello and Hernandez presented a PowerPoint presentation (copy on file in the City Clerk's office).

Mayor Margo and Representatives Morgan, Ordaz Perez, Rivera, commented.

The following City staff members commented:

1. Ms. Karla Nieman, City Attorney,
2. Mr. Robert Cortinas, Chief Financial Officer
3. Mr. Tommy Gonzalez, City Manager

NO ACTION was taken on this item.

EXECUTIVE SESSION

Motion made by Representative Morgan, seconded by Representative Svarzbein, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 3:19 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, CLOSED MEETING

Motion made by Representative Salcido, seconded by Representative Svarzbein, and unanimously carried to adjourn the Executive Session at 3:52 p.m. and **RECONVENE** the meeting of the City Council.

AYES: Representatives Svarzbein, Morgan, Salcido, Ordaz Perez, and Rivera

NAYS: None

NOT PRESENT FOR THE VOTE: Representatives Anello and Hernandez

ABSENT: Representative Lizarraga

- EX1.** Economic Incentives for a Medical Manufacturing Company located in the City of El Paso (19-1007-2349) (551.071) (551.087)

NO ACTION was taken on this item.

- EX2.** Max Grossman v. City Clerk Laura D. Prine and Mayor Dee Margo, City Representative Peter Svarzbein, City Representative Michiel R. Noe, City Representative Sam Morgan, City Representative Cassandra Hernandez-Brown, City Representative Henry Rivera, City Representative Claudia Ordaz Perez, and

City Representative Cissy Lizarraga; 171st District Court No. 2018DCV2172; Matter No. 18-1019-204 (551.071)

NO ACTION was taken on this item.

- EX3.** Ex Parte: City of El Paso; Third Court of Appeals; Travis County, TX #03-17-00566-CV; Matter No. 17-1001-171.002 (551.071)

NO ACTION was taken on this item.

- EX4.** Max Grossman v. City of El Paso; 384th District Court; #2017DCV2528; Matter No. 17-1001-171.001 (551.071)

NO ACTION was taken on this item.

- EX5.** Max Grossman v. Mark Wolfe, Executive Director, Texas Historical Commission and City of El Paso (Defendant and Intervenor); 261st District Court; Travis County; Cause No. D-1-GN-18-006433; Matter No. 18-1001-224 (551.071)

NO ACTION was taken on this item.

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ADJOURN

Motion made by Representative Svarzbein, seconded by Representative Morgan, and unanimously carried to **ADJOURN** this meeting at 3:53 p.m.

AYES: Representatives Svarzbein, Morgan, Salcido, Ordaz Perez, and Rivera

NAYS: None

NOT PRESENT FOR THE VOTE: Representatives Annello and Hernandez

ABSENT: Representative Lizarraga

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APPROVED AS TO CONTENT:

Laura D. Prine, City Clerk