

OSCAR LEESER  
MAYOR

TOMMY GONZALEZ  
CITY MANAGER



**CITY COUNCIL**  
PETER SVARZBEIN, DISTRICT 1  
LARRY ROMERO, DISTRICT 2  
EMMA ACOSTA, DISTRICT 3  
CARL L. ROBINSON, DISTRICT 4  
MICHEL R. NOE, DISTRICT 5  
CLAUDIA ORDAZ, DISTRICT 6  
LILY LIMÓN, DISTRICT 7  
CORTNEY CARLISLE NILAND, DISTRICT 8

## **MINUTES FOR REGULAR COUNCIL MEETING**

**September 29, 2015**  
**COUNCIL CHAMBERS, CITY HALL**  
**8:00 AM**

### **ROLL CALL**

The City Council met in regular session at the above place and date. Meeting was called to order at 8:02 a.m. Mayor Oscar Leeser present and presiding and the following Council Members answered roll call: Larry Romero, Michiel Noe, Claudia Ordaz, and Lilia Limón. Late arrivals: Cortney Niland at 8:05 a.m., Emma Acosta at 8:07 a.m., and Peter Svarzbein at 8:10 a.m. Carl Robinson requested to be excused. The invocation was given by Police Chaplain Carlos Flores, followed by the Pledge of Allegiance to the Flag of the United States of America.

### **INVOCATION BY POLICE CHAPLAIN CARLOS FLORES**

#### **PLEDGE OF ALLEGIANCE**

**Clendenin Elementary School**

**Seiji Alejandro Herrera**  
**Destiney Marin**  
**Natalie Zavala**  
**Rashad Rodarte**  
**Adriana Rodriguez**  
**Genesis Jurado**

### **NOTICE TO THE PUBLIC – CONSENT AGENDA**

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

.....  
**CONSENT AGENDA - APPROVAL OF MINUTES:**  
.....

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

- 1.1. \*Motion made, seconded, and unanimously carried to **APPROVE** Minutes for the Regular City Council Meeting of September 22, 2015, and the Legislative Review Meeting of the Whole of September 21, 2015.

.....  
**CONSENT AGENDA - REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:**  
.....

2. \*Motion made, seconded, and unanimously carried to **EXCUSE** Representative Carl Robinson from the Regular Council Meeting of September 29, 2015.

.....  
**CONSENT AGENDA - RESOLUTIONS:**  
.....

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

**3.1. \*R E S O L U T I O N**  
.....

**WHEREAS**, by resolution dated September 3, 1996, the City of El Paso approved of the creation of the El Paso Downtown Management District ("District");

**WHEREAS**, pursuant to Chapter 375 of the Texas Local Government Code ("Code") the District was legally created by order of the Texas Natural Resources Conservation Commission on March 10, 1997;

**WHEREAS**, pursuant to Section 375.064(a) of the Code, the Board of Directors of the District ("Board") convened a meeting open to the public on August 27, 2015 for the purpose of recommending a slate of persons to serve as members of the Board; and

**WHEREAS**, pursuant to Section 375.064(b) of the Code, the City Council is required to approve or disapprove recommendations submitted by the Board.

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

That the City Council approve the recommendation of the Board of Directors of the El Paso Downtown Management District that the following persons be named directors of the District for the terms indicated:

| <b><u>Nominee</u></b> | <b><u>Term#</u></b> | <b><u>Expiration Date</u></b> |
|-----------------------|---------------------|-------------------------------|
| Jon Law               | 2                   | August 2018                   |
| George Salom, Jr.     | 2                   | August 2018                   |
| Juan Garza            | 1                   | August 2018                   |
| Mike McQueen          | 4                   | August 2018                   |

|                 |   |             |
|-----------------|---|-------------|
| Jorge Hernandez | 2 | August 2018 |
| Bill Burton     | 2 | August 2018 |
| Eric Pearson    | 2 | August 2018 |

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

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

**WHEREAS**, Section 3.5 of the City Charter allows the City Council, by resolution, to cancel one or more regular meetings, not to exceed three meetings during each calendar year, provided that such canceled meetings are not consecutive; and

**WHEREAS**, the City Council desires to cancel the meetings on November 24, 2015 and December 29, 2015.

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

That in accordance with Section 3.5 of the City Charter the regular City Council meetings for the following dates are hereby canceled:

**November 24, 2015 and  
December 29, 2015**

##### 4.2. **\*R E S O L U T I O N**

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

That the City Manager be authorized to sign a Joint Election Services Contract by and between the City of El Paso, Texas and El Paso County, Texas in connection with the holding of a special election on November 3, 2015 at an estimated cost of up to \$135,012.37; and that the City Manager be authorized to sign any and all documents necessary for the execution of this contract and the services being provided thereunder.

#### **CONSENT AGENDA - BOARD RE-APPOINTMENTS:**

#### 5. **Goal 4: Enhance El Paso's Quality of Life through Recreational, Cultural and Educational Environments**

5.1. \*Motion made, seconded, and unanimously carried to **RE-APPOINT** Isela Ocegueda to the Museums and Cultural Affairs Advisory Board by Representative Michiel Noe, District 5.

5.2. \*Motion made, seconded, and unanimously carried to **RE-APPOINT** Carina Ramirez to the Museums and Cultural Affairs Advisory Board by Representative Claudia Ordaz, District 6.

5.3. \*Motion made, seconded, and unanimously carried to **RE-APPOINT** Ida Mae Steadman to the Museums and Cultural Affairs Advisory Board by Representative Claudia Ordaz, District 6.

#### **CONSENT AGENDA - BOARD APPOINTMENTS:**

.....

**6. Goal 8: Nurture and Promote a Healthy, Sustainable Community**

.....

- 6.1.** \*Motion made, seconded, and unanimously carried to **APPOINT** Mary Castillo to the City Accessibility Advisory Committee by Representative Claudia Ordaz, District 6.
- .....

**CONSENT AGENDA - BIDS:**

.....

**7. Goal 4: Enhance El Paso's Quality of Life through Recreational, Cultural and Educational Environments**

.....

- 7.1.** \*Motion made, seconded, and unanimously carried to **REJECT** all proposals received for Solicitation No. 2015-1189 for El Paso Zoo Wildlife Theater and Educational Animal Holding as recommended by Purchasing & Strategic Sourcing and El Paso Zoo due to not meeting the minimum requirements.
- .....

**MAYOR'S PROCLAMATIONS**

1. **El Paso, Texas LULAC District IV Day**
2. **Down Syndrome Awareness Month**
3. **National Physical Therapy Month**

**RECOGNITIONS**

**Star on the Mountain Award - Paso del Norte Health Foundation**

.....

**8:00 A.M. – 8:30 A.M. CALL TO THE PUBLIC – PUBLIC COMMENT**

The following members of the public commented:

1. Ms. Sylvia Carreon
2. Reverend Robert E. Mosher
3. Mr. Luis Cortinas
4. Mr. Pierre Andre Euzarraga

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

ABSENT: Representative Robinson

.....

**REGULAR AGENDA - FIRST READING OF ORDINANCES**

Motion made by Representative Niland, seconded by Representative Acosta, 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:

ABSENT: Representative Robinson

---

**8. Goal 3: Promote the Visual Image of El Paso:**

---

- 8.1. An Ordinance granting Special Permit No. PZST15-00025, to allow for Infill Development with reduced lot width on the property described as Tract 68, Sunrise Acres Unit #2, 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: North of Atlas Avenue and East of Pandora Street. Property Owner: ANVIA, L.L.C. PZST15-00025

**PUBLIC HEARING WILL BE HELD ON OCTOBER 20, 2015**

---

**9. Goal 4: Enhance El Paso's Quality of Life through Recreational, Cultural and Educational Environments:**

---

- 9.1. An Ordinance authorizing the City Manager to sign a Lease and Concession Agreement with Ruben Holguin Cuellar, DBA Rent-A-Chef Catering for the lease of the facility located at San Jacinto Plaza known as the San Jacinto Plaza Café, consisting of 177 square feet for a one-year term commencing on the date the City approves the lease and ending one year from the rent commencement date, at an annual rent of \$5,400.00 and an annual concession fee of \$600.00 to be paid on a quarterly basis, and that there is one option to extend the term for one additional year by the City Manager under the same terms and conditions.

**PUBLIC HEARING WILL BE HELD ON OCTOBER 6, 2015**

---

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

---

- 10.1. An Ordinance authorizing the City Manager to sign a Contract of Sale and a Special Warranty Deed conveying a 0.2281 acre parcel of land being a portion of Tract 10E2, San Antonio & Mexican Gulf Railroad Company Survey No. 268, City of El Paso, El Paso County, Texas, and any other documents necessary to complete the sale to El Paso Electric Company.

**PUBLIC HEARING WILL BE HELD ON OCTOBER 6, 2015**

---

- 10.2. An Ordinance authorizing the City Manager to sign a Contract of Sale and a Special Warranty Deed conveying a 0.973 acre parcel of land being a Portion of Section 31, Block 80, Township 1, Texas and Pacific Railway Surveys, City of El Paso, El Paso County, Texas, and any other documents necessary to complete the sale to El Paso Electric Company.

**PUBLIC HEARING WILL BE HELD ON OCTOBER 6, 2015**

---

**11. Goal 8: Nurture and Promote a Healthy, Sustainable Community:**

---

- 11.1. An Ordinance granting a non-exclusive franchise to ANVACO CORPORATION to operate and maintain a solid waste collection and hauler service within the City of El Paso subject to the franchise terms and conditions; the penalty as provided in Section 9.04.630 of the El Paso City Code.

PUBLIC HEARING WILL BE HELD ON OCTOBER 6, 2015

.....  
**REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS**  
.....

**12. Goal 4: Enhance El Paso's Quality of Life through Recreational, Cultural and Educational Environments**  
.....

- 12.1.** Motion made by Representative Niland, seconded by Representative Romero, and unanimously carried to **AWARD** Solicitation No. 2015-1037 for El Paso Zoo Event Tent to DANTEX CONSTRUCTION CO. for an estimated award of \$1,568,000.00.

NOT PRESENT FOR THE VOTE: Representative Noe

ABSENT: Representative Robinson

|                        |  |
|------------------------|--|
| Department:            | Capital Improvement                    |
| Award to:              | DANTEX CONSTRUCTION CO.<br>El Paso, TX |
| Item(s):               | All                                    |
| Term:                  | Two Hundred Forty Days                 |
| Base Bid:              | \$1,538,000.00                         |
| Option:                | \$ 30,000.00                           |
| Total Estimated Award: | \$1,568,000.00                         |
| Account No.:           | 190-580270-29020-4800- PCP13ZOBO1      |
| Funding Source:        | Quality of Life                        |

This is a low bid, lump sum contract.

The Purchasing & Strategic Sourcing Department and Capital Improvement Department recommend award as indicated to DANTEX CONSTRUCTION CO., the lowest responsive, responsible bidder.

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.

As a part of this award, upon the review of the City Attorney, the Capital Improvement Department Director 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.

The Purchasing & Strategic Sourcing Department recommends that MGB Group, Inc. and J. Carrizal General Construction, Inc. be deemed non-responsive as they did not meet minimum threshold requirements.

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

- 13.1.** Motion made by Representative Acosta, seconded by Representative Niland, and unanimously carried to **AWARD** Solicitation No. 2015-1097 Emergency Lighting Warning and Communication Equipment and Installation (Re-Bid) to Alamo Industries,

Inc. dba Alamo Auto Supply for an initial three (3) year term in the estimated amount of \$540,000.00. The award is to include a two (2) year optional amount of \$360,000.00 for a total five (5) year award of \$900,000.00.

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

|                               |   |
|-------------------------------|---|
| Department:                   | Streets & Maintenance – Fleet Division  |
| Award to:                     | Alamo Industries, Inc. dba Alamo Auto Supply<br>El Paso, TX                     |
| Item(s):                      | All   |
| Initial Term:                 | 3 years   |
| Option to Extend:             | 2 years   |
| Annual Estimated Award:       | \$180,000.00  |
| Initial Term Estimated Award: | \$540,000.00 (3 years)  |
| Total Estimated Award:        | \$900,000.00 (5 years)  |
| Account No.:                  | 532-37020-531210-3600-P3711<br>532-37020-531250-3600-P3702                      |
| Funding Source:               | Inventory Purchases Materials and Supplies<br>Equipment Outside Repair Services |

This is a Best Value, services contract.

The Purchasing & Strategic Sourcing Department and Streets & Maintenance Department – Fleet Division recommend award as indicated to Alamo Industries, Inc. dba Alamo Auto Supply, the bidder offering the best value bid. In accordance with this award the City Manager or designee is authorized to exercise future options if needed.

Recommend R.T.C., Inc. be deemed non-responsive because they failed to submit the required manufacturer price list.

---

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

---

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

---

**14.1.** \*Motion made, seconded, and unanimously carried to **DELETE** an Ordinance amending Title 18 (Building and Construction), Chapter 18.50 (Property Maintenance Code) of the City Code in its entirety relating to all provisions, to require additional safeguards and maintenance criteria for vacant buildings; the penalty being as provided in section 18.02.111 (Violations and Penalties) of the El Paso City Code. ¶

---

**14.2.** \*Motion made, seconded, and unanimously carried to **DELETE** an Ordinance amending Title 18 (Building and Construction), Chapter 18.40 (Vacant Buildings) of the City Code in its entirety relating to all provisions, to require securing of vacant premises by owners, establishing administrative procedures, providing for appeal; the penalty being as provided in Section 18.02.111 (Violations and Penalties) of the El Paso City Code.

---

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

---

15.1.

**ORDINANCE 018417**

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF THE PROPERTY DESCRIBED AS TRACT 10C, BLOCK 6, YSLETA GRANT, 8685 NORTH LOOP DRIVE, CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM R-4 (RESIDENTIAL) TO S-D/C (SPECIAL DEVELOPMENT/CONDITION), PURSUANT TO SECTION 20.04.360, IMPOSING A CONDITION, AND APPROVING A DETAILED SITE DEVELOPMENT PLAN PURSUANT TO SECTION 20.04.150 AND 20.10.360 OF THE EL PASO CITY CODE TO ALLOW FOR REDUCTION OF FRONT YARD SETBACK AND INCREASE DENSITY AS PERMITTED IN THE S-D (SPECIAL DEVELOPMENT) ZONE DISTRICT. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE. SUBJECT PROPERTY: 8685 NORTH LOOP DRIVE. PROPERTY OWNER: ENRIQUE MATA, JR. PZRZ15-00002**

Motion duly made by Representative Limón, seconded by Representative Romero, that the Ordinance be **ADOPTED**. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Representatives Svarzbein, Romero, Acosta, Noe, Ordaz, Limón, and Niland

NAYS: None

ABSENT: Representative Robinson

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

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

16.1.

**ORDINANCE 018418**

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING ORDINANCE NO. 018401 CALLING A SPECIAL ELECTION FOR THE SUBMISSION OF CHARTER AMENDMENTS TO BE HELD WITHIN THE CITY, ON NOVEMBER 3, 2015, TO APPOINT THE EL PASO COUNTY ELECTIONS ADMINISTRATOR AS THE EARLY VOTING CLERK FOR JOINT EARLY VOTING.**

Motion duly made by Representative Niland, seconded by Representative Limón, that the Ordinance be **ADOPTED**. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Representatives Svarzbein, Romero, Acosta, Noe, Ordaz, Limón, and Niland

NAYS: None

ABSENT: Representative Robinson

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

**REGULAR AGENDA - OTHER BUSINESS**



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

**17.1. RESOLUTION**

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

1. That the City Manager or designee be authorized to sign the Interlocal Agreement between the City of El Paso, Texas; County of El Paso, Texas; Town of Anthony, Texas; Town of Horizon City, Texas; and the City of Socorro, Texas for the submittal of a joint grant application to the U.S. Department of Homeland Security-Operation Stonegarden 2015, in the total amount of \$1,842,507.00. The amount of \$1,168,582.00 for the city of El Paso, covers overtime wages, benefits, and fuel used for law enforcement operations at international ports of entry and other locations throughout the City in an effort to reduce crime in the border community and to ultimately improve the quality of life for the residents in the City of El Paso.
2. That the City Manager or designee be authorized to sign any grant related paperwork, including all understanding and assurances contained therein, and accept, reject, alter or terminate the resulting grant, authorize budget transfer, and submit necessary revisions to the operational plan.
3. That the acceptance of the grant award is in the public interest and will not be used to offset or decrease total salaries, expenses and allowances that the City receives or provides to its Police Department at or after the time the grant is awarded
4. No cash match or in-kind match is required for this grant

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

ABSENT: Representative Robinson

**18. Goal 5: Promote Transparent and Consistent Communication Among All Members of the Community**

**18.1. Presentation on status and general overview of Capital Projects, including:**

- a. City 1 H2U Wellness Clinic, District 8, Scott Gilliland, 212-1827
- b. Environmental Services CSC, Districts 2, 5, & 7, Karla Mota, 212-1829

Mr. Scott Gilliland and Ms. Karla Mota, Capital Improvement, presented a PowerPoint presentation (copy on file in City Clerk's Office).

Mr. Tommy Gonzalez, City Manager, commented.

**NO ACTION** taken on this item.

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

**19.1. RESOLUTION**

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

That the City Manager be authorized to sign a Third Amendment to the

Professional Services Agreement by and between the City of El Paso and Focused Advocacy, LLC for outside counsel in connection with the City of El Paso's state legislative program to extend the term for an additional two (2) years for a term ending October 12, 2017. Compensation and expenses for the first year shall not exceed \$114,000.00 and will be paid out in monthly installments of \$8,500.00, plus reasonable pre-approved travel expenses to El Paso; and compensation and expenses for the second year shall not exceed \$126,000.00 that will be paid out in monthly installments of \$9,500.00, plus reasonable pre-approved travel expenses to El Paso.

Ms. Brie Franco, Assistant City Attorney, gave legal advice.

Motion made by Representative Niland, seconded by Representative Acosta, and unanimously carried to **APPROVE** the Resolution.

ABSENT: Representative Robinson

19.2.

## RESOLUTION

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

That the City Manager be authorized to sign a First Amendment to the 2013 Master Interlocal Cooperation Agreement by and between the City of El Paso, Texas ("City"), acting in its capacity as the fiscal agent to the Metropolitan Planning Organization for the El Paso Urban Transportation Study Area ("MPO"), and The University of Texas at El Paso ("UTEP"), extending the term of the Agreement, increasing the amount of the total compensation payable to UTEP by \$250,000.00 for a total compensation of \$500,000.00, and adding certain language regarding the submission of supporting documents by UTEP.

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

ABSENT: Representative Robinson

20.

## MAYOR AND COUNCIL

20.1. Discussion and presentation on the Disc Golf Camp Summer Fun Program. To include project overview, and sponsor recognition.

Representative Limón commented.

\*Motion made, seconded, and unanimously carried to **MOVE THE ITEM TO THE FOREFRONT OF THE AGENDA.**

**NO ACTION** taken on this item.

20.2.

## RESOLUTION

**WHEREAS**, in accordance with Section 370.251 of the Texas Transportation Code and the City of El Paso's Petition and Request for Authorization to Form the Camino Real Regional Mobility Authority, as approved by the Texas Transportation Commission, the terms for three (3) Camino Real Regional Mobility Authority

(CRRMA) Board positions expire on February 1<sup>st</sup> of each year; and

**WHEREAS**, in the event of a vacancy, Board member nominations shall be solicited by the Mayor from City Council by written notice for a period of not less than two (2) weeks, and upon completion of this two week period, the Mayor shall review all received recommendations and those identified by the Mayor as well; and

**WHEREAS**, the Mayor shall then make one (1) nomination for each position via presentation to the City Council at a City Council meeting and Council shall appoint a member for each open position by majority vote evidenced by City Council Resolution; and

**WHEREAS**, on June 8, 2015, the Mayor notified City Council in writing of two vacancies and requested Council members to provide their recommendations for nominations by June 22, 2015; and

**WHEREAS**, after reviewing all received recommendations the Mayor has identified nominations for the vacant positions which were presented at a City Council meeting on September 15, 2015; and

**WHEREAS**, the City now desires to make appointments, in accordance with the appointment process outlined herein to CRRMA Board Positions 2 and 3.

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

That the City of El Paso hereby appoints the following board members to the Camino Real Regional Mobility Authority Board for the positions identified below, each of which shall take on September 16, 2015:

1. David C. Nemir for Position 2, whose term will expire on February 1, 2017; and
2. Joe R. Fernandez for Position 3, whose term will expire on February 1, 2016.

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

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

ABSENT: Representative Robinson

.....  
**20.3.** Motion made by Representative Acosta, seconded by Representative Niland, and unanimously carried to **MOVE** the item updating and revising the City of El Paso's Ethics Ordinance to a Legislative Review Committee for the second week in November.

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

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

Mr. Hector Montes, citizen, commented.

NOT PRESENT FOR THE VOTE: Representative Niland

ABSENT: Representative Robinson

.....  
**EXECUTIVE SESSION**

Motion made by Representative Romero, seconded by Representative Limón, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 10:33 a.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.087 to discuss any of the following:

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

|                 |  |
|-----------------|--|
| 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 |

Motion made by Mayor Pro Tempore Noe, seconded by Representative Romero, and unanimously carried to adjourn the Executive Session at 11:27 a.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

ABSENT: Representative Robinson

**EX1.** San Jacinto Plaza Redesign, Solicitation No. 2014-043; Matter No. 12-1004-214 (551.071)

**NO ACTION** taken on this item.

**EX2.** Barron Park, Contract No. 2014-007; Matter No. 13-1004-392 (551.071)

**NO ACTION** taken on this item.

**EX3.** Economic Incentive Negotiations with an Electronics Company located in the City of El Paso. (Section 551.087)

**NO ACTION** taken on this item.

**EX4.** Engagement of Bracewell & Giuliani, LLP and Abernathy Roeder Boyd & Hullett, P.C. (Sections 551.071, 551.072, and 551.087)

**1<sup>st</sup> MOTION**

Motion made by Representative Niland, seconded by Mayor Pro Tempore Noe, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 8:56 a.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.087 to discuss any of the following:

ABSENT: Representative Robinson

|                 |  |
|-----------------|--|
| 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

## **2<sup>ND</sup> MOTION**

Motion made by Representative Niland, seconded by Mayor Pro Tempore Noe, and unanimously carried to adjourn the Executive Session at 9:54 a.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

ABSENT: Representative Robinson

## **3<sup>RD</sup> AND FINAL MOTION**

Motion made by Mayor Pro Tempore Noe, seconded by Representative Niland and unanimously carried that the CITY OF EL PASO authorizes the City Attorney to engage outside counsel, Bracewell & Giuliani, LLP and Abernathy Roeder Boyd & Hullett, P.C. and any necessary related consultants to assist the City on matters related to the Quality Of Life bond projects.

ABSENT: Representative Robinson

- EX5.** City of El Paso v. Currey Adkins Cook, 210th District Court, Cause No. 2011-1886; Matter No. 11-1006-003 (551.071)

**NO ACTION** taken on this item.

- EX6.** Monthly update from Legal Department regarding pending litigation, claims, real estate transactions and contract negotiations. (Sections 551.071, 551.072, 551.074 and 551.087)

**NO ACTION** taken on this item.

---

## **ADDITIONS TO THE AGENDA**

### **CONSENT AGENDA - RESOLUTIONS:**

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

**1.1. \*RESOLUTION**

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

That the City Manager be authorized to sign the Amendment to the Lease Agreement between the County of El Paso, Texas and the City of El Paso for office and laboratory use by City's Department of Public Health at 4505 Alberta, El Paso, Texas, from October 1, 2015 to December 31, 2015, to extend the lease for three (3) months on the same terms and conditions as the existing lease in order to allow further negotiations with regard to tenant improvements needed to relocate all health labs into the leased space. Monthly rent is \$9,205.00.

.....  
**CONSENT AGENDA - BOARD APPOINTMENTS:**  
.....

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

- 2.1.** \*Motion made, seconded, and unanimously carried to **APPOINT** John Dorney to the Construction Board of Appeals by Representative Cortney Niland, District 8.

ABSENT: Representative Robinson

.....  
**ADJOURN**  
.....

Motion made by Representative Niland, seconded by Representative Acosta, and unanimously carried to **ADJOURN** this meeting at 11:28 a.m.

ABSENT: Representative Robinson

.....  
**APPROVED AS TO CONTENT:**  
.....

\_\_\_\_\_  
Richarda Duffy Momsen, City Clerk