

EL PASO, TEXAS

DEDICATED TO OUTSTANDING CUSTOMER SERVICE FOR A BETTER COMMUNITY

S E R V I C E • S O L U T I O N S • S U C C E S S



MEMORANDUM

TO: Mayor and Council

FROM: Representative Susie Byrd
District 2 

SUBJECT: Appeal of Historic Landmark Commission Rule

DATE: April 6, 2009

Attached to this memorandum are letters of agreement signed by all appellants agreeing to toll the appeal of the Historic Landmark Commission ruling on Feb. 2, 2009, to grant a Certificate of Appropriateness in Case Number HPC09-00005.

This agreement will allow additional time for the City and residents of the Manhattan Heights Historic District to negotiate with El Paso Independent School District (EPISD) officials to relocate a proposed multi-purpose building on the Crockett Elementary School campus.

The original proposal placed the new building at the corner of Luna and Aurora, the farthest point away from the school and the nearest point to the neighborhood. Residents of the district appealed the location of the building as it was more integral to the neighborhood than it was to the school and thus would not conform to the historic nature of the homes in the district.

A new location was proposed by EPISD officials after the residents entered their appeal. This agreement simply allows for more time to negotiate with EPISD to relocate the building in accordance with the neighborhood's desire.

All parties – the City, EPISD and residents - have signed this agreement, **which will be tolled until the City Council meeting of May 5, 2009.**



OFFICE OF THE CITY ATTORNEY
MEMORANDUM
CONFIDENTIAL ATTORNEY-CLIENT AND/OR ATTORNEY WORK PRODUCT
COMMUNICATION
NOT INTENDED FOR PUBLIC DISSEMINATION

TO: Representative Susannah M. Byrd
District 2

FROM: Josette Flores 
Assistant City Attorney

SUBJECT: Appeal of Historic Landmark Commission Rule

DATE: March 25, 2009

Attached please find the Tolling Agreement for distribution as addressed to the each of the Appellants to allow for additional time the exploration of options regarding the settlement of the following matter:

Appeal of Historic Landmark Commission Rule
Case Number HPC09-00005 (February 2, 2009)
3200 Wheeling
El Paso, Texas

If you have any questions or concerns please call me at extension 4550.

Dedicated to Outstanding Customer Service for a Better Community

SERVICE SOLUTIONS SUCCESS

March 25, 2009



Mr. S. Anthony Safi
Attorney at Law
Mounce, Green, Myers, Safi & Galatzan, P.C.
P. O. Drawer 1977
El Paso, Texas 79950-1977

Appellants:

William Meredith 3115 Federal Avenue El Paso, TX (30)	Emily McKinney 2820 Aurora Avenue El Paso, TX (30)	Jacqueline Stagen 3117 Federal El Paso, TX (30)
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Jacqueline Stagen 3138 Aurora El Paso, TX (30)	Kathryn A. Johnson 3147 Wheeling El Paso, TX (30)	Jeanette Lewis 3121 Copper Ave El Paso, TX (30)
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Tony N. Lewis 3121 Copper El Paso, TX (30)	Francisco Silva 3131 Aurora Avenue El Paso, TX (30)	Edmundo & Yolanda C. Zavala 3229 Aurora El Paso, TX (30)
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Veronica Carbajal
3243 Aurora
El Paso, TX (30)

**RE: Appeal of Historic Landmark Commission Rule
Case Number HPC09-00005 (February 2, 2009)
3200 Wheeling
El Paso, Texas**

Dear Mr. Safi and Appellants:

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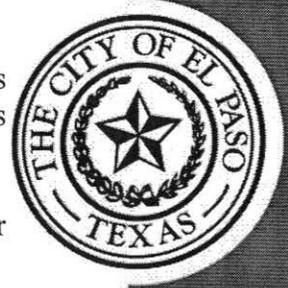
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2 Civic Center Plaza, 9th Floor / El Paso, Texas 79901 /915 541-4550 /Facsimile 915 541-4710 /www.elpasotexas.gov

CITY OF EL PASO

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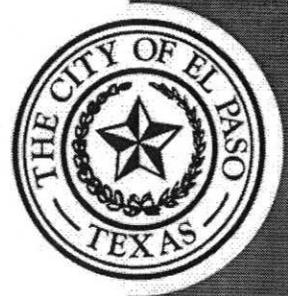
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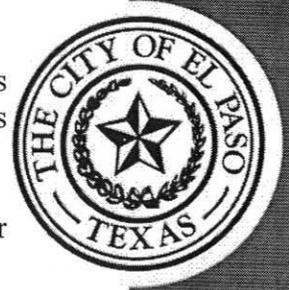
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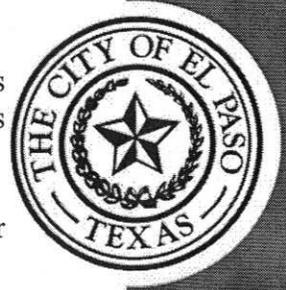
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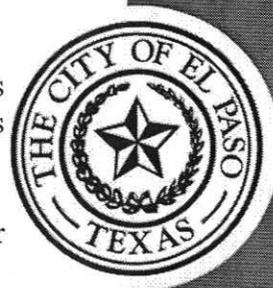
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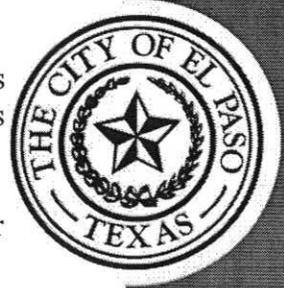
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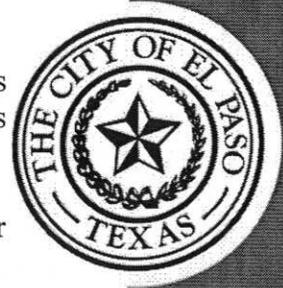
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Tony N. Lewis 3121 Copper El Paso, TX (30)	Francisco Silva 3131 Aurora Avenue El Paso, TX (30)	Edmundo & Yolanda C. Zavala 3229 Aurora El Paso, TX (30)
--	---	--

Veronica Carbajal
3243 Aurora
El Paso, TX (30)

**RE: Appeal of Historic Landmark Commission Rule
Case Number HPC09-00005 (February 2, 2009)
3200 Wheeling
El Paso, Texas**

Dear Mr. Safi and Appellants:

This letter is being sent to you in order to provide EPISD and the appellants additional time to reach a possible agreement regarding the above referenced matter. The City of El Paso, EPISD and appellants agree that any pending potentially applicable appeal deadlines will be tolled until City Council's actions on May 5, 2009. This letter reflects the intention of the parties that the status quo be maintained, to allow for the exploration of options regarding the settlement of this matter.

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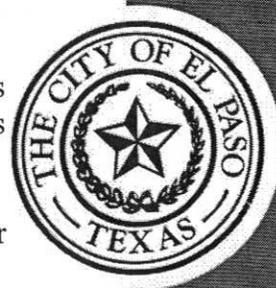
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2 Civic Center Plaza, 9th Floor / El Paso, Texas 79901 / 915 541-4550 / Facsimile 915 541-4710 / www.elpasotexas.gov

CITY OF EL PASO

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Rosette Flores
Assistant City Attorney

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Dedicated to Outstanding Customer Service for a Better Community

S E R V I C E S O L U T I O N S S U C C E S S

March 25, 2009



Mr. S. Anthony Safi
Attorney at Law
Mounce, Green, Myers, Safi & Galatzan, P.C.
P. O. Drawer 1977
El Paso, Texas 79950-1977

Appellants:

William Meredith 3115 Federal Avenue El Paso, TX (30)	Emily McKinney 2820 Aurora Avenue El Paso, TX (30)	Jacqueline Stagen 3117 Federal El Paso, TX (30)
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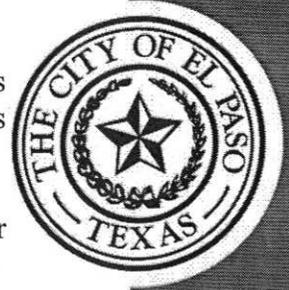
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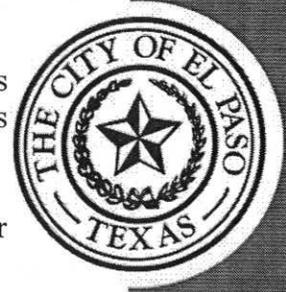
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