

JOHN F. COOK  
MAYOR



JOYCE WILSON  
CITY MANAGER

CITY COUNCIL  
ANN MORGAN LILLY, DISTRICT 1  
SUSANNAH M. BYRD, DISTRICT 2  
EMMA ACOSTA, DISTRICT 3  
CARL ROBINSON, DISTRICT 4  
MICHEL NOE, DISTRICT 5  
EDDIE HOLGUIN JR., DISTRICT 6  
STEVE ORTEGA, DISTRICT 7  
CORTNEY NILAND, DISTRICT 8

SPECIAL MEETING OF THE CITY COUNCIL MINUTES  
COUNCIL CHAMBERS  
June 4, 2013

The City Council met at the above place and date. Meeting was called to order at 2:04 p.m. Mayor John F. Cook, present and presiding and the following Council Members answered roll call: Ann Morgan Lilly, Susannah M. Byrd, Emma Acosta, Carl Robinson, Michiel Noe, Eddie Holguin, Jr., Steve Ortega, and Cortney Niland. Mayor Cook left the meeting at 2:50 p.m.

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1. Discussion and action regarding a Resolution that the City Manager be authorized to sign a Mutual Lease Termination Agreement by and between the City of El Paso ("Lessor") and El Paso Professional Baseball, L.P. ("Lessee") for the following described property: The facilities commonly known as the Andy and Syd Cohen Center, El Paso County, Texas, municipally known and numbered as 9700 Gateway North Blvd., El Paso, Texas ("Cohen Center").

Ms. Carmen Arrieta-Candelaria, Chief Financial Officer, presented a PowerPoint presentation (copy on file in City Clerk's office).

Mayor Cook and Representatives Acosta, Niland, Ortega, Holguin, Robinson, and Byrd commented.

The following City staff members commented:

1. Ms. Leila Melendez, Executive Assistant to the City Manager
2. Mr. Bill Studer, Deputy City Manager
3. Ms. Theresa Cullen, Deputy City Attorney

Mr. Matt LaBranche, Managing Partner and President for the El Paso Diablos, commented.

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

Motion made by Representative Niland, seconded by Representative Ortega, and carried to **REJECT** the terms for a mutual termination agreement between the City and El Paso Professional Baseball, L.P. and to **DIRECT** the City manager to continue negotiations, but that any future negotiations prohibit the use of public funds. **THE MOTION FAILS.**

AYES: Representatives Lilly, Noe, Ortega, and Niland

NAYS: Representatives Byrd, Acosta, Robinson, and Holguin

**2<sup>ND</sup> AND FINAL MOTION**

Motion made by Representative Byrd, seconded by Representative Acosta, and carried to **REJECT** the current terms of the mutual lease termination agreement with El Paso Professional Baseball, L.P., but **DIRECT** the City Manager to work with the Tiguas through the term of the lease for use of the facility as an entertainment facility and to work on a master plan for the area.

AYES: Representatives Lilly, Byrd, Acosta, Robinson, Noe, Holguin, and Ortega

NAYS: Representative Niland

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Motion made by Representative Ortega, seconded by Representative Niland, unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 3:09 p.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.076 to discuss any of the following:

- 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

Motion made by Representative Niland, seconded by Representative Noe, and unanimously carried to adjourn the Executive Session at 3:26 p.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

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Motion made by Representative Byrd, seconded by Representative Niland, and unanimously carried to **ADJOURN** this meeting at 3:55 p.m.

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**APPROVED AS TO CONTENT:**

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Richarda Duffy Momsen, City Clerk