

JOHN F. COOK
MAYOR



JOYCE WILSON
CITY MANAGER

CITY COUNCIL
ANN MORGAN LILLY, DISTRICT 1
SUSIE BYRD, DISTRICT 2
EMMA ACOSTA, DISTRICT 3
CARL L. ROBINSON, DISTRICT 4
MICHIEL R. NOE, DISTRICT 5
EDDIE HOLGUIN JR., DISTRICT 6
STEVE ORTEGA, DISTRICT 7
CORTNEY CARLISLE NILAND, DISTRICT 8

REGULAR COUNCIL MEETING MINUTES
COUNCIL CHAMBERS
June 5, 2012
8:30 A.M.

The City Council met in regular session at the above place and date. Meeting was called to order at 8:34 a.m. Mayor John F. Cook present and presiding and the following Council Members answered roll call: Ann Morgan Lilly, Emma Acosta, Carl Robinson, Michiel R. Noe, Eddie Holguin, Jr., Steve Ortega, and Cortney Carlisle Niland. Late arrival: Susie Byrd at 8:37 a.m. The invocation was given by Police, Fire and CIMA Chaplain Sam Faraone, followed by the Pledge of Allegiance to the Flag of the United States of America.

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MAYOR'S PROCLAMATIONS

1. DAUGHTERS OF THE BRITISH EMPIRE IN EL PASO WEEK
2. ENTERPRISING AND PROFESSIONAL WOMEN FIRST BIENNIAL CONFERENCE AND LEADERSHIP SUMMIT WEEK
3. MONSOON AWARENESS WEEK

CALL TO THE PUBLIC – PUBLIC COMMENT

This time is reserved for members of the public who would like to address the City Council on items that are not on the City Council Agenda.

A sign-up form is available on line at https://www.elpasotexas.gov/muni_clerk/contact_public.asp for those who wish to sign up in advance of the meeting date and a sign-up form is available outside the City Council Chambers at the City Clerk table for those who wish to sign up on the day of the meeting.

Requests to speak must be received by 8:30 a.m. on the date of the meeting.

30 Minutes total is allotted for speakers.

Three to five minutes may be allowed for each speaker.

The following members of the public commented:

1. Mr. Salvador Gomez
2. Mr. Steven Strumer
3. Mr. Richard Schecter
4. Mr. Jorge Artalejo

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CONSENT AGENDA

Motion made by Mayor Pro Tempore Lilly, seconded by Representative Byrd, 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 Lilly, Byrd, Acosta, Robinson, Noe, Holguin, Ortega, and Niland
NAYS: None

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1. APPROVAL OF MINUTES

*Motion made, seconded, and unanimously carried to **APPROVE** the Minutes for the Regular City Council Meeting of May 29, 2012.

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2. REQUEST TO EXCUSE CITY COUNCIL MEMBERS

***NO ACTION** was taken on this item.

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3.

R E S O L U T I O N

1st MOTION

*Motion made, seconded, and unanimously carried to **MOVE TO REGULAR.**

2ND AND FINAL MOTION

WHEREAS, on November 29, 2011, the City of El Paso and Madison River Investments, LLC entered into a Lease Agreement for Suite 300 at the Wells Fargo Building, 221 N. Kansas Street for the relocation of the Consolidated Tax Office (the "CTO"); and

WHEREAS, the Lease Agreement identified a construction allowance for tenant improvements; and

WHEREAS, additional improvements in the amount of \$279,430.09 were required, and the cost of the improvements exceeded the identified construction allowance for tenant improvements; and

WHEREAS, additional office equipment and furniture in the amount of \$121,911.20 are necessary to furnish the relocated CTO; and

WHEREAS, an additional appropriation of approximately \$474,000.00 is necessary in the Tax Department's budget for fiscal year 2012 for the identified construction costs, furniture and equipment, monthly lease payments, and telephone equipment related to the relocation of the CTO; and

WHEREAS, the identified costs for the furniture, equipment, construction and any other costs related to the CTO relocation can be capitalized over a period not to exceed the life of the furniture, equipment, and improvements and these costs will be identified in the annual consolidated tax budget for the participating taxing entities.

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

That the City Council ratifies the approval of the expenses for the tenant improvements between the City of El Paso and Madison River Investments, LLC as signed by the City Tax Assessor Collector for additional construction costs in the amount of \$279,430.09 and approves the acquisition for additional furniture and equipment from Business Products and Services, Inc. in the amount of \$121,911.20 because these actions are necessary for the relocation of the Consolidated Tax Office (the "CTO"), at 221 N. Kansas Street, Suite 300, El Paso, Texas.

In addition, the City Council authorizes the City Manager to make the appropriate budget transfers in fiscal year 2012 to pay for the identified construction costs, furniture and equipment expenses, monthly lease payments, telephone equipment, and any other necessary costs, which are approximately \$474,000.00 and which are related to the relocation of the CTO and that the City Manager be authorized to execute any and all documents and accounting entries necessary to recover those costs that can be capitalized over a period not to exceed the life of the assets being acquired.

Mayor Cook and Representatives Byrd, Robinson, and Ortega commented.

Ms. Joyce Wilson, City Manager, commented.

Ms. Terri Cullen, Deputy City Attorney, gave legal advice.

Mr. Juan Sandoval, City Tax office, commented.

Mr. Richard Schechter, citizen, commented.

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

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

NAYS: Representative Robinson

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4. REQUEST TO ISSUE PURCHASE ORDERS

1st MOTION

*Motion made, seconded, and unanimously carried to **MOVE TO REGULAR.**

2ND AND FINAL MOTION

Motion made by Representative Acosta, seconded by Representative Byrd, and unanimously carried to **AUTHORIZE** the Purchasing Manager for Financial Services, Purchasing Division to issue a Purchase Order to Sigma Solutions, Inc., a contractor under TCPN Cooperative Purchasing Network Contract No. R5011 for Symantec NetBackup Software licenses and associated Technical Support Partner Program (TSPP) support. The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

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

NAYS: None

The participation by the City of El Paso in the TCPN Cooperative Purchasing Network was approved by Mayor and City Council on February 27, 2007.

Department:	Information Technology
Award to:	Sigma Solutions, Inc. San Antonio, TX
Total Estimated Award:	\$67,927.75 (1 Year)
Account No.:	39010351 – 502202 – 01101
Funding Source:	General Fund
Reference No.:	2012-194

This is a Cooperative, service contract.

Representative Acosta commented.

Ms. Joyce Wilson, City Manager, commented.

Mr. Miguel Gamino, IT Director, commented.

Mr. Bruce Collins, Financial Services, commented.

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5A. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **DELETE** the appointment of E. Anthony Martinez to the Ad Hoc Charter Advisory Committee by Representative Steve Ortega, District 7.

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5B. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** Miguel A. Torres to the Ad Hoc Charter Advisory Committee by Representative Susie Byrd, District 2.

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6A.

ORDINANCE 17795

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF THE FOLLOWING REAL PROPERTY KNOWN AS: PARCEL 2: ALL OF TRACT 1-C-14A, BLCOK 5, ASCARATE GRANT, CITY OF EL PASO, EL PASO COUNTY, TEXAS TO A C-3 (COMMERICAL) FOR PARCEL 2 AND RETAINING C-3 (COMMERCIAL) FOR PARCEL 1, THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

Mr. Mathew McElroy, Deputy Director, Planning and Economic Development, presented a PowerPoint presentation (copy on file in City Clerk's office)

Representatives Byrd, Acosta and Ortega commented.

Mr. Ray Mancera, representing the applicant, commented.

Motion duly made by Representative Acosta, seconded by Representative Byrd, that the Ordinance be **ADOPTED, AS REVISED** changing the zoning to a C-3 for parcel 2 and retaining C-3 for parcel 1. 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 Byrd, Acosta, Robinson, Holguin, Ortega and Niland
NAYS: Representatives Lilly and Noe

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

6B.

ORDINANCE 17796

1st MOTION

Motion made by Representative Ortega, seconded by Representative Noe and unanimously carried to **SUSPEND THE RULES** of Council to allow for additional speakers after the sign up period.

2nd AND FINAL MOTION

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF A PORTION OF LOT 2, BLOCK 2, BUTTERFIELD TRAIL AVIATION PARK UNIT TWO, CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM C-4 (COMMERCIAL) TO M-1 (LIGHT MANUFACTURING). THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

Mr. Mathew McElroy, Deputy Director, Planning and Economic Development, presented a PowerPoint presentation (copy on file in City Clerk's office).

Mayor Cook and Representatives Byrd, Acosta, Noe, Ortega, and Niland, commented.

Ms. Joyce Wilson, City Manager, commented.

Ms. Monica Lombrana, Director of Aviation, commented.

Mr. Sam Rodriguez, Engineering and Construction Management, commented.

Ms. Terri Cullen, Deputy City Attorney, commented.

Mr. Ray Mancera, citizen, commented.

Motion duly made by Representative Noe, seconded by Representative Niland, 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 Lilly, Robinson, Noe, Ortega and Niland

NAYS: Representatives Byrd, Acosta, and Holguin

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

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6C THROUGH 6E AND 9C AND 13 TAKEN TOGETHER

6C.

ORDINANCE 17797

The City Clerk read an Ordinance entitled: **AN ORDINANCE VACATING A 0.068 ACRE PARCEL (2,987 SQ. FT.) WITHIN 70' WIDE RIGHT-OF-WAY OF SAN ANTONIO STREET, CAMPBELL'S ADDITION, CITY OF EL PASO, EL PASO COUNTY, TEXAS.**

Motion duly made by Representative Niland, seconded by Mayor Pro Tempore Lilly, 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:

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

6D.

ORDINANCE 17798

The City Clerk read an Ordinance entitled: **AN ORDINANCE VACATING A 0.166 ACRE PARCEL (7,233 SQ. FT.) WITHIN 70' WIDE RIGHT-OF-WAY OF MAGOFFIN AVENUE, CAMPBELL'S ADDITION, CITY OF EL PASO, EL PASO COUNTY, TEXAS.**

Motion duly made by Representative Niland, seconded by Mayor Pro Tempore Lilly, 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:

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

6E.

ORDINANCE 17799

The City Clerk read an Ordinance entitled: **AN ORDINANCE VACATING A 0.217 ACRE PARCEL (9,439 SQ. FT.) WITHIN 70' WIDE RIGHT-OF-WAY OF MYRTLE AVENUE, CAMPBELL'S ADDITION, CITY OF EL PASO, EL PASO COUNTY, TEXAS.**

Motion duly made by Representative Niland, seconded by Mayor Pro Tempore Lilly, 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:

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

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7.

ORDINANCE 17800

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 18 (BUILDING AND CONSTRUCTION), CHAPTER 18.08 (BUILDING CODE), SECTION 18.08.070 (FENCES), OF THE EL PASO CITY CODE, TO AMEND THE REQUIREMENTS AND STANDARDS FOR ELECTRIFIED FENCES, THE PENALTY BEING AS PROVIDED IN SECTION 18.02.107 (VIOLATIONS AND PENALTIES) OF THE EL PASO CITY CODE.**

Mr. R. Alan Shubert, City Engineer, presented a PowerPoint presentation (copy on file in City Clerk's office).

Representative Noe commented.

Mr. Michael Pate, citizen, commented.

Motion duly made by Representative Noe, seconded by Representative Niland, 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 Lilly, Acosta, Robinson, Noe, and Niland
NAYS: None
ABSTAIN: Representative Holguin
NOT PRESENT FOR THE VOTE: Representatives Byrd and Ortega

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

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8A THROUGH 8K TAKEN TOGETHER
8A.

ORDINANCE 17801

The City Clerk read an Ordinance entitled: **AN ORDINANCE TO AMEND THE EL PASO CITY CODE TO REFLECT DEPARTMENTAL REORGANIZATION BY AMENDING TITLE 20 (ZONING) TO AMEND VARIOUS SECTIONS THEREUNDER PERTAINING TO THE DUTIES THAT HAD BEEN ASSIGNED TO THE PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT, TO CORRECTLY IDENTIFY THE NEW DEPARTMENT NAME; AND REGARDING THE DUTIES OF THE CITY ENGINEER; THE PENALTY BEING AS PROVIDED IN SECTION 20.24.020 OF THE EL PASO CITY CODE.**

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

8B.

ORDINANCE 17802

The City Clerk read an Ordinance entitled: **AN ORDINANCE TO AMEND THE EL PASO CITY CODE TO REFLECT DEPARTMENTAL REORGANIZATION BY AMENDING TITLE 21 (SMART CODE), TO AMEND SECTION 21.70.010 TO REVISE THE DEFINITION OF PLANNING DIVISION TO REFLECT THE CHANGE OF DEPARTMENTAL NAME TO THE CITY DEVELOPMENT DEPARTMENT; THE PENALTY BEING AS PROVIDED IN SECTIONS 21.60.010-21.60.030 OF THE EL PASO CITY CODE.**

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

8C.

ORDINANCE 17803

The City Clerk read an Ordinance entitled: **AN ORDINANCE TO AMEND THE EL PASO CITY CODE TO REFLECT DEPARTMENTAL REORGANIZATION BY AMENDING TITLE 13 (STREETS, SIDEWALKS AND PUBLIC PLACES) TO AMEND VARIOUS SECTIONS THEREUNDER PERTAINING TO THE DUTIES WHICH HAD BEEN ASSIGNED TO THE ENGINEERING AND CONSTRUCTION MANAGEMENT DEPARTMENT AND THE PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT, AND THE STAFF; THE PENALTY BEING AS PROVIDED IN SECTIONS 1.08.10-1.08.030 OF THE EL PASO CITY CODE.**

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

8D.

ORDINANCE 17804

The City Clerk read an Ordinance entitled: **AN ORDINANCE TO AMEND THE EL PASO CITY CODE TO REFLECT DEPARTMENTAL REORGANIZATION BY AMENDING TITLE 9 (HEALTH AND SAFETY) TO AMEND VARIOUS SECTIONS TO ELIMINATE DUTIES WHICH HAD BEEN ASSIGNED TO THE ENGINEERING AND CONSTRUCTION MANAGEMENT DEPARTMENT; THE PENALTY AS BEING PROVIDED IN SECTIONS 1.08.010-1.08.030 OF THE EL PASO CITY CODE.**

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

8E.

ORDINANCE 17805

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 2 (ADMINISTRATION AND PERSONNEL), CHAPTER 2.10 (CITY DEVELOPMENT DEPARTMENT) OF THE EL PASO CITY CODE, TO CHANGE THE DEPARTMENT NAME AND REVISE THE FUNCTIONS OF THE DEPARTMENT TO BE KNOWN AS THE CITY DEVELOPMENT DEPARTMENT.**

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

8F.

ORDINANCE 17806

The City Clerk read an Ordinance entitled: **AN ORDINANCE TO AMEND THE EL PASO CITY CODE TO REFLECT DEPARTMENTAL REORGANIZATION PERTAINING TO THE DUTIES ASSIGNED TO THE PLANNING AND ECONOMIC DEVELOPMENT DEPARTMENT AND STAFF BY AMENDING TITLES 2 (ADMINISTRATION AND PERSONNEL) AND 3 (REVENUE AND FINANCE) TO AMEND VARIOUS SECTIONS TO REFLECT THE NAME CHANGE FOR THIS DEPARTMENT TO CITY DEVELOPMENT DEPARTMENT; THE PENALTY BEING AS PROVIDED IN SECTIONS 1.08.010-1.08.030 OF THE EL PASO CITY CODE.**

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

8G.

ORDINANCE 17807

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 13 (STREETS, SIDEWALKS AND PUBLIC PLACES), CHAPTER 13.06 (ENGINEERING AND CONSTRUCTION MANAGEMENT DEPARTMENT), OF THE EL PASO CITY CODE, TO AMEND THE FUNCTIONS OF THE DEPARTMENT KNOWN AS THE ENGINEERING AND CONSTRUCTION MANAGEMENT DEPARTMENT.**

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

8H.

ORDINANCE 17808

The City Clerk read an Ordinance entitled: **AN ORDINANCE TO AMEND THE EL PASO CITY CODE TO REFLECT DEPARTMENTAL REORGANIZATION BY AMENDING TITLE 15 (PUBLIC SERVICES) TO AMEND VARIOUS SECTIONS THEREUNDER RELATING TO DUTIES WHICH HAD BEEN ASSIGNED TO THE ENGINEERING AND CONSTRUCTION MANAGEMENT DEPARTMENT AND THE DEPARTMENT OF TRANSPORTATION, AND THE STAFF; THE PENALTY BEING AS PROVIDED IN SECTIONS 15.08.125 AND 1.08.010-1.08.030 OF THE EL PASO CITY CODE.**

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

8I.

ORDINANCE 17809

The City Clerk read an Ordinance entitled: **AN ORDINANCE TO AMEND THE EL PASO CITY CODE TO REFLECT DEPARTMENTAL REORGANIZATION BY AMENDING TITLE 18 (BUILDING AND CONSTRUCTION), CHAPTER 18.44 (GRADING), OF THE EL PASO CITY CODE; TO AMEND SECTIONS THEREUNDER TO ALLOW FOR THE REASSIGNMENT OF DUTIES ASSIGNED TO THE ENGINEERING AND CONSTRUCTION MANAGEMENT DEPARTMENT; THE PENALTY BEING AS PROVIDED IN SECTIONS 18.44.210 OF THE EL PASO CITY CODE.**

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

8J.

ORDINANCE 17810

The City Clerk read an Ordinance entitled: **AN ORDINANCE TO AMEND THE EL PASO CITY CODE TO REFLECT DEPARTMENTAL REORGANIZATION BY AMENDING TITLE 18 (BUILDING AND CONSTRUCTION), CHAPTER 18.46 (LANDSCAPE), OF THE EL PASO CITY CODE; TO AMEND SECTIONS THEREUNDER TO REASSIGN DUTIES THAT HAD BEEN ASSIGNED TO THE ENGINEERING AND CONSTRUCTION MANAGEMENT DEPARTMENT; AND PROVIDE FOR ENFORCEMENT AND THE PENALTY; THE PENALTY IS AS PROVIDED IN SECTION 18.46.320 OF THE EL PASO CITY CODE.**

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

8K.

ORDINANCE 17811

The City Clerk read an Ordinance entitled: **AN ORDINANCE TO AMEND THE EL PASO CITY CODE TO REFLECT DEPARTMENTAL REORGANIZATION BY AMENDING TITLE 19 (SUBDIVISIONS), TO AMEND VARIOUS SECTIONS THEREUNDER PERTAINING TO THE DUTIES THAT HAD BEEN ASSIGNED TO THE CITY ENGINEER, AND THE PLANNING AND ECONOMIC DEVELOPMENT**

DEPARTMENT, AND STAFF; THE PENALTY BEING AS PROVIDED IN SECTION 19.42.070 OF THE EL PASO CITY CODE.

Mr. R. Alan Shubert, City Engineer, presented a PowerPoint presentation (copy on file in City Clerk’s office).

Motion duly made by Mayor Pro Tempore Lilly, seconded by Representative Niland, 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 Lilly, Byrd, Acosta, Robinson, Noe, Holguin, Ortega and Niland
NAYS: None

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

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9A.

ORDINANCE 17812

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 12 (VEHICLES AND TRAFFIC), CHAPTER 12.44 (STOPPING, STANDING AND PARKING GENERALLY), OF THE EL PASO CITY CODE, TO ADD SECTION 12.44.070 (BACK-IN ANGLED PARKING ONLY ZONE) TO CLARIFY THE PROPER WAY TO PARK IN BACK-IN ANGLED PARKING SPACES, THE PENALTY BEING AS PROVIDED IN SECTION 12.84.010 AND CHAPTER 12.85 OF THE EL PASO CITY CODE.**

Mayor Cook commented.

Mr. Daryl Cole, Department of Transportation, commented.

Motion duly made by Representative Noe, seconded by Representative Ortega, 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 Lilly, Byrd, Acosta, Robinson, Noe, Holguin, Ortega and Niland
NAYS: None

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

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9B.

ORDINANCE 17813

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 12 (VEHICLES AND TRAFFIC), CHAPTER 12.44 (STOPPING, STANDING AND PARKING GENERALLY), SECTION 12.44.010 (WHERE SIGNS REQUIRED) AND 12.44.020 (WHERE NO SIGNS REQUIRED), OF THE EL PASO CITY CODE, TO CLARIFY WHERE SIGNS ARE REQUIRED, THE PENALTY BEING AS PROVIDED IN SECTION 12.84.010 AND CHAPTER 12.85 OF THE EL PASO CITY CODE.**

Representative Robinson commented.

Mr. Daryl Cole, Department of Transportation, commented.

Motion duly made by Mayor Pro Tempore Lilly, seconded by Representative Noe, 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 Lilly, Byrd, Acosta, Robinson, Noe, Holguin, Ortega and Niland
NAYS: None

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

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9C. TAKEN WITH 6C THROUGH 6E AND 13

9C.

ORDINANCE 17814

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING TITLE 12 (VEHICLES AND TRAFFIC), CHAPTER 12.44 (STOPPING, STANDING AND PARKING GENERALLY), SECTION 12.44.180 (REGULATIONS PERTAINING TO CERTAIN SPECIAL SITUATIONS), PARAGRAPH B (THE REGULATIONS APPLICABLE TO EACH SUCH ZONE), OF THE EL PASO CITY CODE, TO PROVIDE FOR RESERVED PARKING SPACES FOR CERTAIN FEDERAL GSA EMPLOYEES DURING SUCH TIMES AS SIGNS ARE POSTED BY THE CITY OF EL PASO DEPARTMENT OF TRANSPORTATION, THE PENALTY BEING AS PROVIDED IN SECTION 12.84.010 OF THE EL PASO CITY CODE.**

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

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10A. MAYOR AND COUNCIL

Motion made by Representative Holguin, seconded by Representative Byrd, and unanimously carried to **APPROVE** a Resolution authorizing the Mayor to send letters on behalf of the El Paso City Council to the President/Chief Executive Officer of El Paso Water Utilities/Public Service Board, (EPWU/PSB) the members of the Public Service Board, the members of the El Paso County Commissioners Court, and the General Manager of El Paso No. 1 expressing the City of El Paso’s appreciation for the efforts of each entity to help find a solution to meeting Rio Bosque’s water needs during the growing season and expressing the City’s strong desire that each continue to work diligently until such a solution is found and fully achieved.

AYES: Representatives Lilly, Byrd, Acosta, Robinson, Noe, Holguin, Ortega, and Niland
NAYS: None

Mayor Cook and Representatives Lilly and Byrd commented.

Mr. John Sproul, Center for Environmental Resource Management, UTEP, presented a PowerPoint presentation (copy on file in City Clerk’s office).

Ms. Terri Cullen, Deputy City Attorney gave legal advice.

Mr. Richard Teschner, Friends of the Rio Bosque, commented.

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10B. MAYOR AND COUNCIL

Discussion and action on a presentation by Tyler Rouse from No DUI El Paso, a non-profit organization for Fort Bliss and the El Paso Area. [Representative Michiel Noe, (915) 541-4189]

Mr. Tyler Rouse, No DUI El Paso, presented a PowerPoint presentation (copy on file in City Clerk's office).

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

Ms. Terri Cullen, Deputy City Attorney, gave legal advice.

NO ACTION was taken on this item.

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11. CITY DEVELOPMENT

Motion made by Representative Ortega, seconded by Representative Noe, and carried to **APPROVE** the Annual Report from the Open Space Advisory Board (OSAB) regarding the Open Space Master Plan and other duties as assigned.

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

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Holguin

Mr. Charlie Wakeem, Open Space Advisory Board, presented a PowerPoint presentation (copy on file in City Clerk's office).

Representative Byrd commented.

Mr. Mathew McElroy, Director, City Development, commented.

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12. ENGINEERING AND CONSTRUCTION MANAGEMENT

Motion made by Mayor Pro Tempore Lilly, seconded by Representative Niland, and unanimously carried to **APPROVE** the selection of the El Paso Street Car route.

AYES: Representatives Lilly, Byrd, Acosta, Noe, Ortega, and Niland

NAYS: Representatives Robinson, and Holguin

Mr. Rick Nannenga, URS, presented a PowerPoint presentation (copy on file in City Clerk's office).

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

Ms. Joyce Wilson, City Manager, commented.

Ms. Irene Ramirez, Assistant City Engineer, commented.

Mr. Richard Dayoub, Greater El Paso Chamber of Commerce, commented.

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13 AND 6C THROUGH 6E AND 9C TAKEN TOGETHER

13.

R E S O L U T I O N

That the Mayor be authorized to sign an extension to Lease Agreement GS-07B(S)-1674 between the City of El Paso and the United States of America to extend the Stanton toll booth facilities ground lease for an additional forty nine years until the January 1, 2061 in exchange for the City entering into a second agreement to quitclaim certain portions of right-of-way around the Armendariz Federal Courthouse, to reserve certain parking spaces around the Old Federal Courthouse, the Armendariz Federal Courthouse and the R.C. White Federal Building, and to accept the improvements (resurfacing) completed on Myrtle Avenue. Additionally, that the Mayor be authorized to sign the second agreement.

Mr. Said Larbi-Cherif, Director, International Bridges, presented a PowerPoint presentation (copy on file in City Clerk's office).

Representatives Byrd and Niland commented

Motion made by Representative Niland, seconded by Mayor Pro Tempore Lilly, and unanimously carried to **APPROVE** the Resolution.

AYES: Representatives Lilly, Byrd, Acosta, Robinson, Noe, Holguin, Ortega and Niland
NAYS: None

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Motion made by Representative Niland, seconded by Representative Noe, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 12:26 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

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

Motion made by Representative Niland, seconded by Representative Acosta, and unanimously carried to **RECONSIDER** the motion to retire into Executive Session.

NOT PRESENT FOR THE VOTE: Representative Lilly

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EX1. 401 Cinecue Way, El Paso, Texas (551.071 and 551.072)

NO ACTION was taken on this item.

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Motion made by Representative Robinson, seconded by Representative Niland, and unanimously carried to **ADJOURN** this meeting at 12:29 p.m.

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APPROVED AS TO CONTENT:

Richarda Duffy Momsen, City Clerk