

OSCAR LEESER  
MAYOR

JOYCE WILSON  
CITY MANAGER



CITY COUNCIL  
ANN MORGAN LILLY, DISTRICT 1  
LARRY ROMERO, DISTRICT 2  
EMMA ACOSTA, DISTRICT 3  
CARL L. ROBINSON, DISTRICT 4  
MICHIEL R. NOE, DISTRICT 5  
EDDIE HOLGUIN JR., DISTRICT 6  
LILY LIMÓN, DISTRICT 7  
CORTNEY CARLISLE NILAND, DISTRICT 8

**LEGISLATIVE REVIEW MEETING OF THE WHOLE MINUTES  
MAIN CONFERENCE ROOM, 2<sup>ND</sup> FLOOR  
CITY HALL, 300 N. CAMPBELL  
OCTOBER 14, 2013  
9:00 A.M.**

The City Council met at the above place and date. Meeting was called to order at 9:02 a.m. Mayor Oscar Leeser present and presiding and the following Council Members answered roll call: Ann Morgan Lilly, Larry Romero, Michiel R. Noe, and Lilia Limón. Not present: Emma Acosta, Carl Robinson, and Eddie Holguin, Jr., and Cortney Carlisle Niland.

**8. INTRODUCTION AND PUBLIC HEARING – CITY MANAGER**

An Ordinance authorizing the issuance of “City of El Paso, Texas, General Obligation Pension Refunding Bonds, Taxable Series 2013”; levying a continuing direct annual ad valorem tax for the payment of said Bonds; and resolving other matters which are necessary to effectuate said issuance, including the delegation of matters relating to the sale and issuance of the Bonds to an authorized City official within certain specific parameters. **(All Districts)** [City Manager’s Office, Carmen Arrieta-Candelaria, (915) 541-4011]

Mayor Leeser and Representative Noe commented.

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Mr. Mark Sutter, Internal Auditor

**9B. ENGINEERING AND CONSTRUCTION MANAGEMENT**

Discussion and action regarding a Resolution that the City acknowledges and accepts the terms of the Supplement to Ballpark Development Agreement signed by Mountain Star Sports Group, LLC - El Paso Baseball Club Series (Mountain Star), on September 27, 2013; and

That the City finds that Mountain Star has deposited or caused to be deposited cash or an irrevocable and unconditional letter of credit with the Bond Trustee in the amount of the Mountain Star Portion of GMP (\$8,145,750); and

That the City Manager be authorized to sign the Guaranteed Maximum Price Amendment to the modified AIA A133-2009 Standard Form of Agreement between Owner and Construction Manager as Contractor, for the El Paso Ballpark, for a guaranteed maximum construction price not to exceed \$60,691,560 once the Bond Trustee confirms to the City that it has received the Mountain Star Portion of GMP; and

That in no event shall the City be responsible for any portion of the Guaranteed Maximum Price which is in excess of \$52,545,810 or total Ballpark costs in excess of \$64 million; and

That the City Manager be authorized to sign, in consultation with the Mayor, change orders for construction upon written approval by Mountain Star that they agree to the change order and will be responsible for any increased cost of the change order and confirmation that Mountain Star has increased its letter of credit or made an additional cash deposit in the amount of any cost increase associated with the approved change order. **(All Districts)** [Engineering and Construction Management, R. Alan Shubert, (915) 541-4423]

Mayor Leaser commented.

Mr. Alan Shubert, Project Engineer, commented.

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**ADDITION TO THE AGENDA**

**1. MAYOR AND COUNCIL:**

Discussion and action review on hiring process, pay scale and pay setting of non-civil service employees. [Representative Lily Limón, (915) 541-4124]

Representatives Limon and Noe commented.

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Ms. Linda Ball Thomas, Director of Human Resources

Ms. Lisa Turner, citizen, commented.

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The meeting **ADJOURNED** due to the loss of a quorum at 9:24 a.m.

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APPROVED AS TO CONTENT:

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Richarda Duffy Momsen, City Clerk