

JOHN F. COOK
MAYOR



JOYCE WILSON
CITY MANAGER

CITY COUNCIL
ANN MORGAN LILLY, DISTRICT 1
SUSANNAH M. BYRD, DISTRICT 2
J. ALEXANDRO LOZANO, DISTRICT 3
MELINA CASTRO, DISTRICT 4
RACHEL QUINTANA, DISTRICT 5
EDDIE HOLGUIN JR., DISTRICT 6
STEVE ORTEGA, DISTRICT 7
BETO O'ROURKE, DISTRICT 8

REGULAR COUNCIL MEETING MINUTES
COUNCIL CHAMBERS
DECEMBER 4, 2007
8:30 A.M.

The City Council met in regular session at the above place and date. Meeting was called to order at 8:36 a.m. Mayor Pro Tempore Jose Alejandro Lozano present and presiding and the following Council Members answered roll call: Susannah M. Byrd, Melina Castro, Rachel Quintana, Eddie Holguin, Jr., Steve Ortega, and Beto O'Rourke. Late arrival: Ann Morgan Lilly at 8:37 a.m. during Executive Session deliberations. Absent: Mayor John F. Cook requested to be excused. The invocation was given by Fire Chaplain Ed Sinke, followed by the Pledge of Allegiance to the Flag of the United States of America.

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MAYOR'S PROCLAMATIONS

FAMILY CAREGIVER MONTH

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 9:00 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. Xavier Bañales, Director of LULAC Project Amistad
2. Ms. Enriqueta Fierro, President of LULAC Project Amistad

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Motion made by Representative Quintana, seconded by Representative Castro, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 8:36 a.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:

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|-----------------|--|
| 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 item listed on the Agenda.

NOT PRESENT FOR THE VOTE: Representative Lilly

Motion made by Representative Byrd, seconded by Representative Castro, and unanimously carried to adjourn the Executive Session at 9:01 a.m. and **RECONVENE** the meeting of the City Council, during which time a motion was made.

NOT PRESENT FOR THE VOTE: Representatives Lilly, Quintana, and Holguin

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EX1. Discussion and action regarding Empowerment Zone Loan EZRLF-27 to Il Kiwis, Inc. d/b/a Down Under Meat Pies.

Motion made by Representative Byrd, seconded by Representative O'Rourke, carried that the City of El Paso authorizes the City Attorney to take **ANY AND ALL ACTION** to protect the City's interest and position both affirmative and defensive, as necessary, related to collection efforts and debt recovery of Empowerment Zone loan EZRLF-27 against Il Kiwis, Inc. d/b/a Down Under Meat Pies and its loan guarantors, Douglas J. Park and Owen Raynel. This Motion is intended to grant broad authority to the City Attorney to take any action necessary to address these matters, including but not limited to, the initiation of and response to, litigation, proof of claims, complaints, and any other administrative or judicial proceeding or process, in consultation with the City Manager. This authorization also authorizes the City Attorney to retain outside Counsel in connection with this matter.

AYES: Representatives Lilly, Byrd, Lozano, Castro, Holguin, Ortega, and O'Rourke

NAYS: None

ABSTAIN: Representative Quintana

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Motion made by Mayor Pro Tempore Lozano, 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, Lozano, Castro, Quintana, Holguin, Ortega, and O'Rourke

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 November 27, 2007, and the corrected Minutes for the Regular City Council Meeting of November 20, 2007.

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2. REQUEST TO EXCUSE CITY COUNCIL MEMBERS

*Motion made, seconded, and unanimously carried to **EXCUSE** Mayor John F. Cook from the Regular Council Meeting of December 4, 2007.
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3A.

RESOLUTION

That the City Manager be authorized to sign an Agreement between the City of El Paso and Western Refining Company, L.P. which will allow Western Refining to assist in funding the cost to expand the feasibility study for the extension of Airway Boulevard. The cost to the City will not exceed \$201,300 and to authorize the City Manager to make any necessary budget transfers.

Representatives Byrd, Ortega, Lozano, Quintana, and O'Rourke commented.

The following City staff members commented:

- 1. Ms. Joyce Wilson, City Manager
- 2. Ms. Irene Ramirez, Assistant City Engineer
- 3. Mr. Alan Shubert, City Engineer

1ST MOTION

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

2ND AND FINAL MOTION

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

NOT PRESENT FOR THE VOTE: Representative Castro

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3B.

***RESOLUTION**

That the City Manager be authorized to sign an agreement granting an overhead electrical utility easement to the El Paso Electric Company for the purpose of providing electrical service to the El Paso International Airport property at 8500 Boeing Drive, lease holder El Paso Sun Park, Ltd. Said property being more particularly described as a portion of real property known as Lot 4, Block 10, El Paso International Airport Tract Unit 7, City of El Paso, El Paso County, Texas.

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3C.

***RESOLUTION**

That the City Manager be authorized to sign an agreement granting an underground electrical easement to the El Paso Electric Company for the purpose of providing electrical service to the El Paso International Airport property at 7741 Lockheed Drive, lease holder P.P.L. Airport Joint Venture. Said property being more particularly described as a portion of Lot 9, Block 8, El Paso International Airport Tracts Unit 1, City of El Paso, El Paso County, Texas.

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4A. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** Laura Kurtin Alpern to the Airport Board by Mayor John F. Cook.

4B. BOARD APPOINTMENT

*Motion made, seconded, and unanimously carried to **APPOINT** Geoffrey Wright to the Construction Board of Appeals, to fill an unexpired term, by Representative Melina Castro, District 4.

5. PURCHASING REQUEST TO ISSUE PURCHASE ORDER, ETC.

*Motion made, seconded, and unanimously carried to **POSTPONE** for one week the request that the Purchasing Manager for Financial Services, Purchasing Division, be authorized to exercise the City’s option to extend current Contract 2006-040 (Kawasaki Motorcycle Parts and Service) with Edge Kawasaki for two additional years pursuant to the provisions to an award approved by City Council on January 3, 2006. Contract period is January 3, 2009, through January 2, 2011.

Department: General Services
Option: Two [of Two]
Total Estimated Amount: \$120,000 (2-year extension)
Account No.: 37370510 – 45202 - 503125
Funding Source: General Services, Internal Service Fund

6. BEST VALUE PROCUREMENT

The award of Solicitation No. 2008-040 (Live Scan Electronic Fingerprint System) to Identix for a total amount of \$281,250.

Department: Police
Award to: Identix, an L-1 Identity Solutions Company
Bloomington, MN
Items: Base Bid I \$180,450
Base Bid II \$100,800 (years 2 - 5 Maintenance)
Option: 5 Years
Account No.: 22150024 – 07184 – 508035, Project G220802
Funding Source: State Homeland Sec 06, Communication Equipment
Total Estimated Award: \$281,250 (5-year total)

This is a five year contract.

The Departments of Financial Services, Purchasing Division, and Police recommend award as indicated to the vendor offering the best value bid.

Representative Byrd commented.

The following City staff members commented:

- 1. Ms. Joyce Wilson, City Manager
- 2. Mr. Terrence Freiburg, Purchasing Manager
- 3. Assistant Chief of Police Paul Cross

1ST MOTION

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

2ND AND FINAL MOTION

Motion made by Representative Byrd, seconded by Mayor Pro Tempore Lozano, and unanimously carried to **APPROVE, AS REVISED** to stipulate the remaining \$41, 250 be paid from confiscated funds, the award of Best Value Procurement Solicitation No. 2008-040 (Live Scan Electronic Fingerprint System) to Identix for a total amount of \$281,250.

NOT PRESENT FOR THE VOTE: Representative Castro

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**7A. – 7D. &
7F. – 7I. INTRODUCTIONS**

Motion made by Representative O'Rourke, seconded by Representative Byrd, 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:

- A. An Ordinance amending Title 13 (Streets, Sidewalks and Public Places), Chapter 13.20 (Miscellaneous Street and Sidewalk Use Regulations), Section 13.20.110 (Bus Bench Franchises), to provide for the granting and administration of Bus Bench and Shelter Franchises.
- B. An Ordinance rescinding Ordinance No. 15615 and granting a new non-exclusive franchise to Bench Ads of El Paso, Inc. to place benches at bus stops on city rights-of-way pursuant to the El Paso City Code; the penalties being as provided in Section 13.20.110 of the El Paso City Code.
- C. An Ordinance rescinding Ordinance No. 14003 and granting a new non-exclusive franchise to Pinnacle Media, L.L.C. to place benches at bus stops on city rights-of-way pursuant to the El Paso City Code; the penalties being as provided in Section 13.20.110 of the El Paso City Code.
- D. An Ordinance rescinding Ordinance No. 13857 and granting a new non-exclusive franchise to Otto H. Maser, Jr. to place benches at bus stops on city rights-of-way pursuant to the El Paso City Code; the penalties being as provided in Section 13.20.110 of the El Paso City Code.
- F. An Ordinance vacating portions of Tangier Place and Malaga Place and a 20-foot alley between Block A and B and south of Blocks A and B of Zambrabo Subdivision Unit Two, City of El Paso, El Paso County, Texas.
- G. An Ordinance amending El Paso Municipal Code Title 2 (Administration and Personnel), Chapter 2.64 (City Employee's Pension Fund), changing Section 2.64.130 (Participation in Pension System – City-County Health Unit Employees), to establish rules related to service earned as employees of the City-County Health Unit and changing Section 2.64.120 (Participation in Pension System – Civil Service Employees) to sunset Subsection "C" relating to City-County Health District employees on December 31, 2007.

PUBLIC HEARING WILL BE HELD ON DECEMBER 11, 2007, FOR ITEMS 7A – 7D AND 7F – 7G

- H. An Ordinance changing the zoning of Tracts 2, 3-B, and 12A, Block 6, Ysleta Grant, City of El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to R-3A (Residential) and imposing conditions. The penalty is as provided for in Chapter 20.24 of the El Paso City Code.
- I. An Ordinance amending Title 20 (Zoning), Chapter 20.10 (Supplemental Use Regulations), Section 20.10.455 (Personal Wireless Service Facilities), of the El Paso City Code by adding a subsection to address Personal Wireless Service Facilities in the Manufacturing, Industrial, and Quarry Districts. The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

PUBLIC HEARING WILL BE HELD ON JANUARY 2, 2008, FOR ITEMS 7H – 7I

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7E. INTRODUCTION

Motion made by Representative Byrd, seconded by Representative Lilly, and carried that the following Ordinance, having been introduced pursuant to Section 3.9 of the El Paso City Charter, be **ADVERTISED**, for public hearing:

- E. An Ordinance rescinding Ordinance No. 13753 and granting a new non-exclusive franchise to Oliva Manufactured Home Sales, Inc. d/b/a Southwest Bench Ads to place benches at bus stops on city rights-of-way pursuant to the El Paso City Code; the penalties being as provided in Section 13.20.110 of the El Paso City Code.

PUBLIC HEARING WILL BE HELD ON DECEMBER 11, 2007, FOR ITEM 7E

AYES: Representatives Lilly, Byrd, Lozano, Castro, Quintana, Holguin, and O'Rourke

NAYS: None

ABSTAIN: Representative Ortega

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8A.

ORDINANCE 16784

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF A PORTION OF TRACT 7, BOOTHVILLE , CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-F (RANCH AND FARM) TO PR-II (PLANNED RESIDENTIAL) AND IMPOSING A CONDITION. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

Representatives Ortega, Byrd, and Lozano commented.

Ms. Kelly Carpenter, Deputy Director of Planning, commented, and Ms. Lupe Cuellar, Assistant City Attorney, gave legal advice.

Mr. Sergio Adame of Brock & Castillo, representing the owner, commented.

Motion duly made by Representative Ortega, seconded by Representative Quintana, that the Ordinance be **ADOPTED, AS REVISED**. Whereupon the Mayor Pro Tempore 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, Lozano, Castro, Quintana, Holguin, Ortega, and O'Rourke

NAYS: None

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

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8B.

ORDINANCE 16785

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF ALL OF TRACTS 32 AND 33 AND PORTIONS OF TRACTS 30 AND 31, CINECUE PARK SUBDIVISION, CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-F/SP (RANCH AND FARM/SPECIAL PERMIT) TO C-1/SP (COMMERCIAL/SPECIAL PERMIT) AND IMPOSING CONDITIONS. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

Representatives Ortega, Byrd, and Holguin commented.

Ms. Kelly Carpenter, Deputy Director of Planning, commented.

Motion duly made by Representative Ortega, seconded by Mayor Pro Tempore Lozano, that the Ordinance be **ADOPTED**. Whereupon the Mayor Pro Tempore 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, Lozano, Castro, Quintana, Holguin, Ortega, and O'Rourke
NAYS: None

Whereupon the Mayor Pro Tempore 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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8C. PUBLIC HEARING – DEVELOPMENT SERVICES

*Motion made, seconded, and unanimously carried to **POSTPONE** for two weeks the public hearing on an Ordinance changing the zoning of Tracts 11A, 11B, 12A, and 13A, Block 39 and Tract 3C, Block 40, Ysleta Grant, City of El Paso, El Paso County, Texas from R-F (Ranch and Farm) to R-5 (Residential). The penalty is as provided for in Chapter 20.24 of the El Paso City Code.

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8D.

ORDINANCE 16786

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF LOTS 1, 2, AND 3, BLOCK 107, HIGHLAND PARK ADDITION, CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM C-2 (COMMERCIAL) TO C-2/H (COMMERCIAL/HISTORIC). THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE.**

Representative Byrd commented.

Motion duly made by Representative Byrd, seconded by Mayor Pro Tempore Lozano, that the Ordinance be **ADOPTED**. Whereupon the Mayor Pro Tempore 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, Lozano, Castro, Quintana, Holguin, Ortega, and O'Rourke
NAYS: None

Whereupon the Mayor Pro Tempore 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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9.

ORDINANCE 16787

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING A FRANCHISE TO LIFE AMBULANCE SERVICE, INC. TO OPERATE A NON-EMERGENCY AMBULANCE TRANSFER SERVICE.**

Motion duly made by Mayor Pro Tempore Lozano, seconded by Representative Ortega, that the Ordinance be **ADOPTED**. Whereupon the Mayor Pro Tempore 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, Lozano, Castro, Quintana, Holguin, Ortega, and O'Rourke
NAYS: None

Whereupon the Mayor Pro Tempore 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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10. PUBLIC HEARING – OFFICE OF MANAGEMENT AND BUDGET

*Motion made, seconded, and unanimously carried to **POSTPONE** for one week the public hearing on an Ordinance to tax tangible personal property in transit held temporarily at a location in El Paso, Texas, which would otherwise be exempt pursuant to Texas Tax Code, Sec. 11.253.

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11A. MAYOR AND COUNCIL

Status report regarding Bridge Wait Time Task Force.

Ms. Sylvia Borunda-Firth, Director of Governmental Affairs & Senior City Attorney, presented a PowerPoint presentation (on file in the City Clerk's office).

Representatives O'Rourke, Lozano, Byrd, Lilly, and Ortega commented.

Mr. Daryl Cole, Director of Streets, commented.

NO ACTION was taken on the item.

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11B. MAYOR AND COUNCIL

Discussion and action on authorizing the City Manager to proceed with the vacation of an identified portion of Riverbend Drive to close the right-of way to public vehicular traffic for the Riverbend Trail project.

Motion made by Representative O'Rourke, seconded by Representative Ortega, and unanimously carried to authorize the City Manager to **PROCEED** with the vacation of an identified portion of Riverbend Drive to close the right-of way to public vehicular traffic for the Riverbend Trail project.

Representatives Byrd and O'Rourke commented.

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12.

R E S O L U T I O N

That the Mayor be authorized to sign Interlocal Governmental Agreements between the City of El Paso and the following listed municipalities, for the provision of public health services by the City to the County, and related matters, for the period of January 1, 2008, through August 31, 2008:

- City of Socorro, Texas
- Town of Anthony, Texas
- Town of Horizon City, Texas
- Town of Clint, Texas
- Village of Vinton, Texas

Representatives Byrd and Lozano commented.

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Ms. Carmen Arrieta-Candelaria, Financial Services Chief Financial Officer
3. Dr. Robert Galvan, Director of the City-County Health District
4. Ms. Elaine Hengen, Senior City Attorney, gave legal advice.

Motion made by Mayor Pro Tempore Lozano, seconded by Representative Quintana, and unanimously carried to **APPROVE** the Resolution with the revision to the Interlocal Agreement with the Town of Clint, Texas.

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13.

R E S O L U T I O N

That the City Manager or her designee be authorized to sign an Emergency Management Performance Grant (EMPG) program application, between the City of El Paso, State of Texas Governor’s Division of Emergency Management (GDEM), and the Federal Emergency Management Agency (FEMA). The application and associated forms will be submitted as part of an application for FEMA funding for the FY08 operating budget of the El Paso City/County Office of Emergency Management. The performance grant program will be administered by FEMA through the State of Texas Governor’s Division of Emergency Management.

Representative Lozano commented.

Ms. Joyce Wilson, City Manager, and Assistant Fire Chief Manuel Chavira commented.

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

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14.

R E S O L U T I O N

WHEREAS, by way of a Resolution on April 12, 2005, City Council adopted the Public Art Master Plan dated March 1, 2005, as the primary guideline in determining and appropriating expenditures from the public art fund; and

WHEREAS, under the provisions of City Ordinance No. 16324 adopted in 2006, the City of El Paso provided for art in municipal places and established a means of funding acquisition or commissioning of art for municipal places; and

WHEREAS, the 2008 Public Art Plan (the "Plan") attached hereto as Exhibit "A" has been approved by the Public Art Committee ("PAC") and the Cultural Affairs Advisory Board ("CAAB"), and is being recommended to Council; and

WHEREAS, the City Council may accept or reject any portion of the annual public art plan; and

WHEREAS, the City Council, having taken into consideration the recommendation of the PAC and CAAB, determines that the Plan is reasonable and appropriately adopted and that said Plan serves the public purpose of enhancing the quality of life of the citizens of El Paso through the development of fine arts and cultural properties and by encouraging the integration of art in the architecture of municipal structures.

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

1. That the 2008 Public Art Plan for the City of El Paso, Texas ("the Plan"), attached hereto, be and is hereby officially adopted.
2. That the Plan includes new projects to be initiated in the 2008 fiscal year, and describes the planned location, proposed budget, timetable and artist selection process for each project, and contains updates on public art projects in progress.
3. That adoption of the Plan is fully funded through 2003 and 2006 certificates of obligation.

Ms. Yolanda Alameda, Director of Museums and Cultural Affairs, presented a PowerPoint presentation (on file in the City Clerk's office).

Representatives O'Rourke, Quintana, Lozano, Castro, Holguin, and Lilly commented.

Ms. Joyce Wilson, City Manager, and Ms. Patricia Dalbin, Public Art Program Coordinator, commented.

Mr. Bill Addington and Ms. Heather McMurray, citizens, commented.

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

AYES: Representatives Lilly, Byrd, Lozano, Quintana, Holguin, Ortega, and O'Rourke

NAYS: Representative Castro

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15.

RESOLUTION

WHEREAS, the City of El Paso and the County of El Paso entered into an Interlocal Governmental Agreement in or about 2003 regarding the booking, processing and housing of City prisoners at the El Paso County Detention facilities; and

WHEREAS, said Interlocal Governmental Agreement mandates that the County of El Paso shall submit a fee schedule to the City of El Paso relating to the actual costs associated with the operation of the County detention facilities in regard to the booking, processing and housing of City prisoners; and

WHEREAS, the City of El Paso has disputed the new fee schedule relating to the booking, processing and housing of City prisoners, effective September 1, 2007, that was submitted by the County of El Paso in accordance with the terms of the Interlocal Governmental Agreement; and

WHEREAS, the parties have not been able to agree upon changes to the new fee schedule within thirty (30) days of the City of El Paso's written dispute of said fees; and

WHEREAS, the City of El Paso has determined that it is necessary to invoke the arbitration clause pursuant to the terms of the Interlocal Governmental Agreement on said fees; and

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

That the City of El Paso shall submit to arbitration as provided by Paragraph 4 of the Interlocal Governmental Agreement regarding the booking, processing and housing of City prisoners in the El Paso County Detention Facilities.

Representatives Lozano and Byrd commented.

Assistant Police Chief Paul Cross commented and Assistant City Attorney Jennifer Callan gave legal advice.

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

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Motion made by Representative O'Rourke, seconded by Representative Byrd, and unanimously carried to **ADJOURN** this meeting at 11:14 a.m.
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APPROVED AS TO CONTENT:

Richarda Duffy Momsen, City Clerk