

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
MICHEL R. NOE, DISTRICT 5
EDDIE HOLGUIN JR., DISTRICT 6
LILY LIMÓN, DISTRICT 7
CORTNEY CARLISLE NILAND, DISTRICT 8

REGULAR COUNCIL MEETING MINUTES
COUNCIL CHAMBERS
MAY 20, 2014
8:00 A.M.

The City Council met in regular session at the above place and date. Meeting was called to order at 8:02 a.m. Mayor Oscar Leeser present and presiding and the following Council Members answered roll call: Cortney Carlisle Niland, Larry Romero, Emma Acosta, Carl Robinson, Michiel R. Noe, Eddie Holguin, Jr., and Lilia Limón. Late arrival: Ann Morgan Lilly at 8:09 a.m. The invocation was given by Police Chaplain Carlos Flores, followed by the Pledge of Allegiance to the Flag of the United States of America.

PLEDGE OF ALLEGIANCE

East Point Elementary School

Jose Villa
Mariana Herrera
Alex Chavez
Angela Morales
Kaylee Smith
Cristal Ramirez
Ximena Enriquez
Emilie Valdiviezo
David Ojeda
Zoie Thomsen

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 8:00 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. Miguel Juarez
2. Mr. Hector Gonzales
3. Mr. Richard Schecter
4. Ms. Georgina Cecilia Perez

5. Mr. Jesus B. Ochoa
6. Ms. Lisa Turner
7. Mr. Hector Montes
8. Mr. James Perry
9. Ms. Wally Cech
10. Mr. Salvador Gomez
11. Mr. Mateo Hinojosa
12. Mr. Rocky Bacchus

Mayor Leeser and Representatives Limón and Niland commented.

Ms. Sylvia Firth, City Attorney, gave legal advice.

.....

MAYOR'S PROCLAMATIONS

1. **Salvation Army Week**
2. **Drowning Prevention Week**
3. **United Businesses for Inclusion and Diversity of El Paso Day**

RECOGNITIONS

Burges High School

**2013 Journalism and Yearbook Club
2013 Stampede – Newspaper Staff**

Cathedral High School – Gates Millennium Scholars

**Jorge A. Barrios
Jose-Roberto Delgado
Martin Jeffers
Anthony J. Jewett
Aldo M. Jordan
Oscar Loya
Jose A. Negrete
Christian Ortiz
Isaac M. Sotelo
David P. Torrez**

.....

1.1

R E S O L U T I O N

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

That the Mayor be authorized to sign the attached City Manager Employment Agreement by and between the City of El Paso and Tomás González; and

That Tomás González is named City Manager for the City of El Paso effective June 23, 2014.

Mayor Leeser and Representatives Acosta, Niland, Romero, Robinson, Noe, Holguin, Limón, and Lilly commented.

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Ms. Sylvia Firth, City Attorney, gave legal advice.

The following members of the public commented:

1. Mr. Tommy Gonzalez
2. Ms. Patricia Reyes
3. Mr. Richard Schecter
4. Ms. Lisa Turner
5. Mr. David Ochoa
6. Mr. Hector Montes
7. Mr. Ray Valdez
8. Mr. Salvador Gomez
9. Mr. Daniel Salazar

Motion made by Representative Limón, seconded by Representative Noe, and unanimously carried to **APPROVE** the Resolution.

.....
1.2

RESOLUTION

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

That Sean McGlynn be named Interim City Manager from May 21, 2014 through June 23, 2014.

Mayor Leaser and Representatives Niland, Romero, Acosta, Robinson, Noe, Holguin, Limón, and Lilly commented.

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Ms. Sylvia Firth, City Attorney, gave legal advice.

Ms. Lisa Turner, citizen, commented.

Motion made by Representative Limón, seconded by Representative Robinson, and unanimously carried to **APPROVE** the Resolution.

.....
CONSENT AGENDA

Motion made by Mayor Pro Tempore Niland, seconded by Representative Romero, 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, Romero, Acosta, Robinson, Noe, Holguin, Limón, and Niland

NAYS: None

.....
2. APPROVAL OF MINUTES

*Motion made, seconded, and unanimously carried to **APPROVE** the Minutes for the Regular City Council Meeting of May 13, 2014, the Legislative Review Meeting of the Whole of May 12, 2014, the Special City

Council Meeting of May 12, 2014 (adopted 2012 Street CIP), Special City Council Meeting of May 12, 2014 (City Manager Recruitment), and the Special City Council Meeting of May 13, 2014.

3. **REQUEST TO EXCUSE CITY COUNCIL MEMBERS**

NO ACTION was taken on this item.

4.1

***RESOLUTION**

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

That City Council declares that the expenditures of District 7 discretionary funds in an amount not to exceed FIVE THOUSAND AND NO/100 DOLLARS (\$5,000.00) to pay towards the cost of shelter rental, park permits, staff time and other related items necessary for the support of the "Fun in the Park" event, a series of fun, educational, and safety activities in parks located within District 7 or other authorized locations in District 7, and this expenditure serves the municipal purpose of providing recreational and cultural activities to the residents of and visitors of the City of El Paso, which benefits the community and instills community pride, and is authorized; and;

That the City Manager be authorized to accept donations for sponsorship of the event, to negotiate and sign contracts as approved by the City Attorney, and to appropriate and ensure that the funds are properly expended for the municipal purpose.

Representative Limón commented.

Mr. Leo Mendoza, citizen, commented.

5.1 **NOTICE FOR NOTATION**

*Motion made, seconded, and unanimously carried to **APPROVE** for notation the donation of \$500 from Castro Enterprises, Inc. for Movies in the Park in District 5.

6.1 **BID**

*Motion made, seconded, and unanimously carried to **AWARD** Solicitation No. 2014-039 for Mesa Pedestrian Enhancements to Horizone Construction I, Ltd., for an estimated total amount of \$480,804.05.

Department:	Engineering and Construction Management
Award to:	Horizone Construction I, Ltd - Socorro, TX
Base Bid:	\$480,804.05
Total Estimated Award:	\$480,804.05
Time for Completion:	150 Consecutive Calendar Days
Accounts:	190-28320-580270-4510-PCP10TRAN80 190-38170-580270-4950-PCP10TRAN80
Funding Source:	Congestion Mitigation and Air Quality Funding (CMAQ) - \$384,643.24 and Certificates of Obligation 2010 - \$96,160.81 (Approved May 28, 2013)

It is requested that the City Manager be authorized to establish the funding sources and make any necessary budget transfers and execute any and all documents necessary for execution of this award.

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measured quantity. The actual cost of this contract may be higher or lower than the total estimated value and will be the sum total of unit prices at the end of the contract term.

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

This is a low bid, unit price contract. The Engineering & Construction Management Department recommends award as indicated to the lowest responsive and responsible bidder.

.....
7.1 INTRODUCTION

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

7.1. An Ordinance changing the zoning of all of Tract 20-B4, Block 55, Ysleta Grant, 9350 Escobar Drive, City of El Paso, El Paso County, Texas from R-F (Ranch and Farm) to C-4 (Commercial), and imposing a condition. The penalty is as provided for in Chapter 20.24 of The El Paso City Code. Property owner: Jacob Peters, Location: 9350 Escobar Drive, PZRZ14-00006

PUBLIC HEARING WILL BE HELD ON JUNE 17, 2014

.....
8.1

ORDINANCE 18172

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING THE FOLLOWING PARCELS: PARCEL 1: A PORTION OF SECTION 30, BLOCK 80, TOWNSHIP 1, TEXAS AND PACIFIC RAILWAY COMPANY SURVEYS, CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-F (RANCH-FARM) TO C-2 (COMMERCIAL); AND, PARCEL 2: A PORTION OF SECTION 30, BLOCK 80, TOWNSHIP 1, TEXAS AND PACIFIC RAILWAYS COMPANY SURVEYS, CITY OF EL PASO, EL PASO COUNTY, TEXAS, FROM R-F (RANCH-FARM) TO C-3 (COMMERCIAL). THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE. SUBJECT PROPERTY: SOUTH OF PATRIOT FREEWAY AND EAST OF MCCOMBS STREET. PROPERTY OWNER: EP PLAZA PARTNERS, LP. PZRZ13-00026**

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

Representative Robinson commented.

Motion duly made by Representative Robinson, seconded by Representative Limón, 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, Romero, Acosta, Robinson, Noe, Holguin, Limón, 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**.

8.2

ORDINANCE 18173

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING SPECIAL PERMIT NO. PZST14-00009, TO ALLOW FOR A BALLROOM/BANQUET HALL IN A C-2/C/SC (COMMERCIAL/CONDITIONS/SPECIAL CONTRACT) ZONE DISTRICT ON THE PROPERTY DESCRIBED AS A PORTION OF LOT 1, BLOCK 1, LAS FLORES SUBDIVISION UNIT 4, 8825 NORTH LOOP DRIVE, CITY OF EL PASO, EL PASO COUNTY, TEXAS, PURSUANT TO SECTION 20.04.260 OF THE EL PASO CITY CODE. THE PENALTY BEING AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE. APPLICANT: ELOISA GUTIERREZ, LOCATION: 8825 NORTH LOOP DRIVE**

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

Motion duly made by Representative Limón, seconded by Representative Romero, 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, Romero, Acosta, Robinson, Holguin, Limón, and Niland
- NAYS: None
- NOT PRESENT FOR THE VOTE: Representative 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**.

8.3

ORDINANCE 18174

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF THE SOUTH 35 FEET OF LOTS 28 THROUGH 32, BLOCK 62, SUPPLEMENTAL MAP NO. 1 OF EAST EL PASO, 512 N. SAN MARCIAL STREET, CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM R-5 (RESIDENTIAL) TO R-MU (RESIDENTIAL-MIXED USE) AND APPROVING A MASTER ZONING PLAN. THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE. SUBJECT PROPERTY: 512 N. SAN MARCIAL STREET. PROPERTY OWNER: GARY AND LAURA MONTELEONE. PZRZ13-00040**

Motion duly made by Representative Romero, seconded by Mayor Pro Tempore 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, Romero, Acosta, Robinson, Holguin, Limón, and Niland
- NAYS: None
- NOT PRESENT FOR THE VOTE: Representative 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**.

8.4

ORDINANCE 18175

The City Clerk read an Ordinance entitled: **AN ORDINANCE RESTATING SPECIAL PRIVILEGE LICENSE GRANTED TO TEXAS TECH UNIVERSITY HEALTH SCIENCES CENTER AT EL PASO BY ORDINANCE NO. 017996 FOR THE CONSTRUCTION, MAINTENANCE, USE, AND REPAIR OF A SURFACE PARKING LOT, AND TO ALLOW FOR OVERHEAD BIRD NETTING AND DRAINAGE STRUCTURES WITHIN PORTIONS OF CITY RIGHT-OF-WAY ALONG ALBERTA AVENUE BENEATH THE RAYNOLDS STREET OVERPASS BRIDGE FOR A TERM OF FOUR YEARS WITH AN OPTION TO RENEW FOR ONE ADDITIONAL FOUR YEAR TERM AND ONE ADDITIONAL TWO YEAR TERM.**

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

Motion duly made by Representative Acosta, seconded by Representative Romero, 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, Romero, Acosta, Robinson, Holguin, Limón, and Niland

NAYS: None

NOT PRESENT FOR THE VOTE: Representative 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**.

.....
9.1

ORDINANCE 18176

The City Clerk read an Ordinance entitled: **AN ORDINANCE AMENDING ORDINANCE 010367 IN ITS ENTIRETY TO PROVIDE FOR AN UPDATED SYSTEM OF RECORDS RETENTION, RETRIEVAL AND DESTRUCTION.**

Representative Holguin commented.

The following City staff members commented:

1. Mr. Stuart Ed, Director of General Services
2. Ms. Sylvia Firth, City Attorney, gave legal advice.

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

AYES: Representatives Lilly, Romero, Acosta, Robinson, Noe, Holguin, Limón, 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**.

.....
10.1

RESOLUTION

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

That the City Council hereby waives the two factor requirement to designate a property with an infill development overlay pursuant to Municipal Code 20.10.280A for the following property legally described as Lots 1, 2 and 3, Block 1, Duenas Replat "A" Subdivision, 5301, 5305 and 5309 Ridge Street, City of El Paso, El Paso County, Texas.

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

Representative Lilly commented.

Motion made by Representative Lilly, seconded by Representative Limón, and carried to **APPROVE** the Resolution.

AYES: Representatives Lilly, Romero, Acosta, Robinson, Holguin, Limón, and Niland

NAYS: None

ABSTAIN: Representative Holguin

.....
10.2 CITY DEVELOPMENT

Motion made by Mayor Pro Tempore Niland, seconded by Representative Romero, and unanimously carried to **APPROVE** an appeal by applicant regarding a decision rendered by the Historic Landmark Commission (HLC) in HLC case PHAP14-00007 at 109 N. Oregon Street, El Paso, Texas, on May 5, 2014 to deny a certificate of appropriateness application for the referenced property.

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

Representatives Niland, Limón, and Robinson commented.

.....
10.3

RESOLUTION

A RESOLUTION ADOPTING THE NATIONAL ASSOCIATION OF CITY TRANSPORTATION OFFICIALS (NACTO) "URBAN STREET DESIGN GUIDE" AND "URBAN BIKEWAY DESIGN GUIDE" AS THE OFFICIAL DESIGN GUIDELINES FOR CAPITAL IMPROVEMENT PROJECTS AND OTHER CITY FUNDED STREET AND ROADWAY IMPROVEMENT PROJECTS WITHIN THE CITY OF EL PASO.

WHEREAS, the American Association of State Highway and Transportation Officials (AASHTO) bicycle and pedestrian design guides are the primary national resources for planning, designing, and operating bicycle and pedestrian facilities, and

WHEREAS, the National Association of City Transportation Officials (NACTO) builds upon the flexibilities provided in the AASHATO guides, which can help communities plan and design safe and convenient facilities for pedestrian and bicyclists, and

WHEREAS, the Federal Highway Administration (FHWA) recognizes that many of the treatments in the NACTO Guide are compatible with the AASHTO Bike Guide and demonstrate new and innovative solutions for the varied urban settings across the country, and

WHEREAS, NACTO "Urban Street Design Guide" and "Urban Bikeway Design Guide" were developed as resources to design safe and economically vibrant streets and bicycle facilities in cities across the United States; and,

WHEREAS, the FHWA supports the use of NACTO "Urban Bikeway Design Guide" as a resource to further develop non-motorized transportation networks, particularly in urban areas; and,

WHEREAS, the City of El Paso is committed to creating a well-connected street network that accommodates all modes of transportation, including walking, bicycling, driving and mass transit; and,

WHEREAS, the City's comprehensive plan, *Plan El Paso*, recommends enhancing walkability, pedestrian safety, bicycle facilities and traffic calming as a means of improving the quality of life for El Paso residents and visitors; and,

NOW, THEREFORE, BE IT RESOLVED:

That the City of El Paso adopts the NACTO "Urban Street Design Guide" and "Urban Bikeway Design Guide" as the official design guidelines for the Capital Improvement Projects and other City funded street and roadway improvement projects within the City of El Paso.

Mr. Fred Lopez, City Development, presented a PowerPoint presentation (copy on file in City Clerk's office).

Representatives Niland, Acosta, Robinson, Limón, and Lilly commented.

Mr. Scott White, citizen, commented.

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

10.4

RESOLUTION

A RESOLUTION ESTABLISHING A BICYCLE ADVISORY COMMITTEE FOR THE PURPOSE OF ADVISING THE CITY OF EL PASO ON MATTERS RELATED TO BICYCLE PLANNING AND INFRASTRUCTURE.

WHEREAS, the City of El Paso strives to become a bicycle friendly community, making bicycling an important and viable transportation option; and

WHEREAS, the City of El Paso seeks to create a bicycle network that provides residents with safe and convenient options to integrate bicycling into their daily lives; and

WHEREAS, improved bicycle planning and infrastructure will improve the viability of bicycling for all users, regardless of age, ability or mode of transportation; and,

WHEREAS, the City's comprehensive plan, *Plan El Paso*, recommends that the City of El Paso promote bicycling to increase health, recreation, transportation, tourism opportunities and environmental benefits.

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

That the Bicycle Advisory Committee is hereby established to advise the City Council as an Ad Hoc Committee to advise City Council on all matters related to bicycle planning and infrastructure as follows:

1. Committee Established – Membership
 - A. The Bicycle Advisory Committee (BAC) shall consist of nine members appointed by the Mayor and each City Council Representative. Members shall have an interest in bicycling, such as commuting, health, education, recreation, and advocacy, and an interest in promoting bicycling as an alternative mode of transportation.

B. The city manager shall designate a city department to provide staff to serve as the recording secretary and shall provide administrative and technical staff support to the Committee.

2. Terms

- A. Each member of the City Council shall nominate one member to the Bicycle Advisory Committee. The terms of office shall be for two years and all terms shall expire in June. Appointments to vacancies that occur other than by expiration of a member's term of office shall be filled by appointment by the Mayor and City Council for the remainder of the unexpired term. Members shall not serve more than two consecutive terms.
- B. At the time the term of office of any member expires, the member shall continue to serve until his successor is appointed and qualified, or until thirty (30) days have passed following the expiration of the term, whichever event occurs first. Any holding over past the thirty (30) day period is prohibited, and after that time a vacancy shall exist.
- C. The Bicycle Advisory Committee shall annually select from among its appointed members a chair and a vice-chair. The Committee shall adopt such rules and regulations for the government of its proceedings as may be deemed proper, not inconsistent with the ordinances and the Charter of the City and the laws of the State of Texas.
- D. A quorum of the Bicycle Advisory Committee shall be a majority of the total number of the members who have been appointed by City Council at the time of the meeting; provided however that a quorum shall not be less than five. The chair shall have a vote in all matters. No final action shall be taken on any matter except pursuant to a simple majority vote of members present.

3. Duties - The Bicycle Advisory Committee shall advise City Council on the following as initiated and requested by City staff:

- A. Review and make recommendations regarding the City's bicycle plan;
- B. Review and make recommendations on the City's street capital improvement projects that include bicycle infrastructure; including reconstruction, resurfacing, restriping and striping maintenance, and the neighborhood traffic management program;
- C. Evaluate and make recommendations for biking facilities, including lane design, on-street and off-street paths, bicycle parking, signage and signalization;
- D. Advise the City Council on funding priorities and mechanisms related to bicycle infrastructure;
- E. Advise the City Council on the promotion of bicycle safety, education, and public outreach.

4. Sunset – The Bicycle Advisory Committee shall sunset on December 31, 2022, at which time the City Council can reinstate this Committee. The terms of all BAC members shall automatically expire on the sunset date.

Mr. Fred Lopez, City Development, presented a PowerPoint presentation (copy on file in City Clerk's office).

Representative Robinson commented.

Mr. Scott White, citizen, commented.

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

.....
11.1

RESOLUTION

WHEREAS, the City of El Paso ("City") has been the grantee and grant administrator for the U.S. Economic Development Administration Revolving Loan Fund ("EDA RLF") in the City of El Paso; and

WHEREAS, the City lacks the resources to successfully maintain the program and wishes to find a substitute grantee and grant administrator for the EDA RLF in order to keep funds within the region; and

WHEREAS, Accion Texas Inc. is a non-profit that has previous experience serving as the grant administrator of an EDA RLF; and

WHEREAS, the City intends to substitute Accion Texas Inc. as the grantee and grant administrator for its EDA RLF; and

WHEREAS, in order to begin the process of transferring the City's EDA RLF to Accion Texas Inc., a letter of intent must be sent to the U.S. Economic Development Administration.

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

That the Director of Economic and International Development be authorized to sign a letter to the U.S. Economic Development Administration indicating the City's intent to begin the process of substituting Accion Texas Inc. as the grantee and grant administrator for the Economic Development Administration Revolving Loan Fund.

Mr. Cary Westin, Director of Economic and International Development, presented a PowerPoint presentation (copy on file in City Clerk's office).

Mayor Leeser and Representatives Romero, Acosta and Robinson commented.

Ms. Sylvia Firth, City Attorney, gave legal advice.

Mr. Hector Lopez, citizen, commented.

Motion made by Representative Robinson, seconded by Representative Lilly, and unanimously carried to **SUSPEND THE RULES** to allow additional speakers to address the Council after the sign-up period.

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

AYES: Representatives Lilly, Acosta, Robinson, Noe, Holguin, Limón, and Niland

NAYS: None

ABSTAIN: Representative Romero

.....
12.1 MAYOR AND COUNCIL

Discussion and action on the status of City of El Paso v. Greg Abbott lawsuit.

Representatives Niland, Acosta, Robinson, Holguin, and Limón commented.

Ms. Sylvia Firth, City Attorney and Ms. Laura Gordon, Deputy City Attorney, gave legal advice.

The following members of the public commented:

1. Ms. Stephanie Townsend Allala
2. Ms. Lisa Turner
3. Ms. Rosa Cabrera

NO ACTION taken on this item.

12.2 MAYOR AND COUNCIL

Discussion and action to amend the City's billboard ordinance to provide for the relocation of all billboards in conflict with City of El Paso or Texas Department of Transportation.

Motion made by Representative Noe, seconded by Representative Acosta, and carried to **DIRECT** City staff to make recommended ordinance changes and to **BRING BACK** to Council for introduction and approval.

AYES: Representatives Romero, Acosta, Robinson, Noe, Holguin, Limón, and Niland

NAYS: Representative Lilly

Mayor Leeser and Representatives Niland, Acosta, Robinson, Holguin, Noe, Limón, and Lilly commented.

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Ms. Sylvia Firth, City Attorney, gave legal advice.
3. Mr. Mathew McElroy, Director of City Development

The following members of the public commented:

1. Mr. Richard Dayoub
2. Ms. Lisa Turner

12.3 MAYOR AND COUNCIL

Discussion and action to confirm that Council approval is required for budget or scope of work changes to Quality of Life Bond projects recommended by the Bond Oversight Advisory Committee.

Mayor Leeser and Representatives Acosta, Robinson, Noe, Holguin, and Limón commented.

The following City staff members commented:

1. Ms. Joyce Wilson, City Manager
2. Ms. Irene Ramirez, Interim City Engineer
3. Ms. Sylvia Firth, City Attorney, gave legal advice.

Ms. Lisa Turner, citizen, commented.

NO ACTION taken on this item.

12.4

RESOLUTION

WHEREAS, Texas Transportation Code Chapter 311 grants home-rule municipalities exclusive control over and under the public highways, streets, and alleys of the municipality, including the assigning of street names to highways within the municipality; and

WHEREAS, the process for the naming of a state highway within a municipality is set forth in the Texas Department of Transportation's (TxDOT's) Signs and Markings Manual, Chapter 7, Section 18; and

WHEREAS, TxDOT's Signs and Markings Manual requires the municipality enact a resolution or ordinance naming the highway and forward the resolution or ordinance to the TxDOT district office for review of the name; and

WHEREAS, City Council desires to make a recommendation that State Spur 16 from State Highway (SH) 20 (Doniphan Drive) to State Highway Loop 375 (Talbot Avenue) be named the Congressman Silvestre Reyes Highway.

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

That the City Council recommends that State Spur 16 from State Highway (SH) 20 (Doniphan Drive) to State Highway Loop 375 (Talbot Avenue) be named the Congressman Silvestre Reyes Highway and authorizes the City Manager to forward this resolution to the Texas Department of Transportation for approval of the name and execute any necessary documents to effectuate the adoption of the name and make any budget transfers necessary to carry out the intent of this resolution.

Representatives Acosta, Robinson, Limón, and Noe commented.

The following members of the public commented:

1. Ms. Adrianna Cintron
2. Mr. Rafael Reyes
3. Dr. Monica Reyes

Motion made by Representative Noe, seconded by Representative Lilly, and unanimously carried to **APPROVE** the Resolution.

Motion made by Mayor Pro Tempore Niland, seconded by Representative Lilly, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 12:10 p.m. pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.087 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 Mayor Pro Tempore Niland, seconded by Representative Romero, and unanimously carried to adjourn the Executive Session at 12:36 p.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

NOT PRESENT FOR THE VOTE: Representative Robinson

EX1. Public Utility Commission Docket No. 41852, Application of El Paso Electric Company to Reconcile Fuel Costs. (551.071)

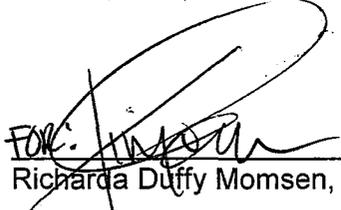
Motion made by Mayor Pro Tempore Niland, seconded by Representative Romero, and unanimously carried that the CITY OF EL PASO authorizes the City Attorney to accept and authorize the terms of the settlement between Public Utility Commission staff, El Paso Electric, and the other parties in the case for Public Utility Commission Docket No. 41852; Application of El Paso Electric Company to Reconcile Fuel Costs.

.....
EX2. Public Utility Commission Docket No. 41359, Application of El Paso Electric Company to Amend its Certificate of Convenience and Necessity for the Proposed Montana Power Station Intersect with Caliente to Coyote 115-kV Transmission Line in El Paso County, Texas. (551.071)

NO ACTION taken on this item.

.....
Motion made by Mayor Pro Tempore Niland, seconded by Representative Noe, and unanimously carried to **ADJOURN** this meeting at 2:20 p.m.
.....

APPROVED AS TO CONTENT:



Richarda Duffy Momsen, City Clerk