

OSCAR LEESER
MAYOR

TOMMY GONZALEZ
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
CLAUDIA ORDAZ, DISTRICT 6
LILY LIMÓN, DISTRICT 7
CORTNEY CARLISLE NILAND, DISTRICT 8

MINUTES FOR REGULAR COUNCIL MEETING

August 5, 2014
COUNCIL CHAMBERS, CITY HALL
8:00 AM

The City Council met in regular session at the above place and date. Meeting was called to order at 8:03 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, Claudia Ordaz, Lilia Limón, and Ann Morgan Lilly. The invocation was given by Police, Fire and CIMA Chaplain Carlos Clugy-Soto, followed by the Pledge of Allegiance to the Flag of the United States of America.

ROLL CALL

INVOCATION BY CIMA CHAPLAIN CARLOS CLUGY-SOTO

PLEDGE OF ALLEGIANCE

Girl Scouts of the Desert Southwest Color Guard

Geneva Trout
Kymberley Gomez
Lauren Cano
Nicole Marie Shaheen
Vivian Danielle Shaheen

ADMINISTRATION OF OATH OF OFFICE TO CITY REPRESENTATIVE CLAUDIA ORDAZ, DISTRICT 6

Justice Guadalupe Rivera, 8th Court of Appeals administered oath.

8:00 A.M. – 8:30 A.M. CALL TO THE PUBLIC – PUBLIC COMMENT

The following members of the public commented:

1. Mr. George Zavala
2. Ms. Martha Molina

3. Mr. Richard Schecter
4. Mr. Marc Salazar
5. Mr. Jesus Bautista
6. Mr. Jack Bradford
7. Ms. Wally Cech
8. Ms. Lisa Turner
9. Mr. Larry Tucker
10. Mr. Nelson Bank
11. Mr. Salvador Gomez
12. Mr. Jerry Thiedt

Mayor Leeser and Representatives Acosta, Limón, Noe, Niland, and Ordaz commented.

The following City staff members commented:

1. Mr. Tommy Gonzalez, City Manager
2. Ms. Sylvia Firth, City Attorney, gave legal advice.
3. Mr. Jay Banasiak, Director of Mass Transit

Motion made by Representative Robinson, seconded by Representative Acosta, and unanimously carried to **SUSPEND** the rules of council to allow for additional speakers after the sign-up deadline.

MAYOR'S PROCLAMATIONS

1. **National Night Out**
2. **National Nurses Union/National Nurses Organizing Committee Day**

RECOGNITIONS

Robert Bonaventure – Star on the Mountain Award

NOTICE TO THE PUBLIC

CONSENT AGENDA

Motion made by Mayor Pro Tempore Niland, seconded by Representative Lilly, 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, Ordaz, Limón, and Niland

NAYS: None

Mayor Leeser commented.

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

The following members of the public commented:

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

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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 July 29, 2014 and the Legislative Review Meeting of the Whole of July 28, 2014, the Special City Council Meeting of July 21, 2014 (Budget Hearings for Aviation, City Development, Economic Development, Community Development, Destination El Paso, Library, Mayor & Council, Museums & Cultural Affairs, Tax Office, and City Manager), and the Special City Council Meeting of July 22, 2014 (Budget Hearings for Information Technology Services, Office of the Comptroller, Purchasing & Strategic Sourcing, City Attorney, Human Resources, Non-Departmental, Zoo and Fire), the Special City Council Meeting of July 23, 2014 (Budget Hearings for Public Health, Municipal Clerk, International Bridges, Department of Transportation, Engineering and Construction Management, Mass Transit-Sun Metro, Parks & Recreation, and General Services), and the Special City Council Meeting of July 24, 2014 (Budget Hearings for Police and Environmental Services).

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2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

NO ACTION was taken on this item.

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3. RESOLUTIONS:

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3.1.

***RESOLUTION**

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

WHEREAS, the El Paso Community Foundation (hereinafter referred to as "Grantee") is producing the 2014 Plaza Classic Film Festival (hereinafter referred to as "Event"). Grantee has submitted an application for a Special Privilege Permit pursuant to Title 15.08.120 (D) of the El Paso Municipal Code, for the use and closure of portions of City rights-of-way on Mills Avenue between Oregon Street and El Paso Street to be used by the public from August 7, 2014 to August 17, 2014, for the Event.

WHEREAS, Grantee has also requested permission to use a portion of the City right of way, adjacent to the Plaza Theater, located at 125 Pioneer Plaza, for the sale, service, and consumption of alcohol from 5:00 p.m. on August 8, 2014, to 12:00 a.m. on August 9, 2014, and 5:00 p.m. on August 15, 2014, to 12:00 a.m. on August 16, 2014. The Grantee has obtained a valid permit issued through the City's Parks and Recreation Department under City Code Section 13.24.130(C) for the use of Pioneer Plaza Park during normal park hours in conjunction with the Event; and

WHEREAS, the Grantee has indicated their intent to authorize the El Paso Festivals, Inc and Osaple, Inc, (hereinafter referred as "TABC Permittee") to provide for the temporary sale and service of alcoholic beverages within the identified closed portions of City rights-of-way during the Event; and

WHEREAS, the Texas Alcoholic Beverage Commission (TABC) requires that the City Council for the City of El Paso approve, as a permissible activity, the sale and service of alcoholic beverages within City rights-of-way, prior to issuance of such permit; and

WHEREAS, the Grantee assumes full responsibility for the TABC Permittee,

including verification that the Permittee has obtained a permit for the temporary sale and service of alcoholic beverages from the TABC prior to the Event.

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

That the temporary sale and service of alcoholic beverages by the El Paso Community Foundation, El Paso Festivals, Inc, and Osaple Inc, in the closed portions of City rights-of-way on Mills Avenue between Oregon Street and El Paso Street, adjacent to the Plaza Theater located at 125 Pioneer Plaza, from 5:00 p.m. on August 8, 2014, to 12:00 a.m. on August 9, 2014, and 5:00 p.m. on August 15, 2014, to 12:00 a.m. on August 16, 2014, and the transport of alcoholic beverages within the closed portions of right-of-way to and from Pioneer Plaza Park, as permitted by the City's Parks and Recreation Department, is a permissible activity in conjunction with the 2014 Plaza Classic Film Festival, upon issuance of the required permits from the Texas Alcoholic Beverage Commission and the City of El Paso.

3.2.

***RESOLUTION**

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

WHEREAS, Austin Allen (hereinafter referred to as "Grantee") is producing The Robinson Street Party to be open to the public from 12:00 p.m. to 9:00 p.m. on August 10, 2014 (hereinafter referred to as "Event"); and

WHEREAS, the Grantee has submitted an application for a Special Privilege Permit pursuant to Title 15.08.120 (D) of the El Paso Municipal Code, for the use and closure of portions of City rights-of-way on East Robinson Avenue between North Mesa Street and North Oregon Street, including the driveway at 2525 North Mesa Street, and the portion of the alley servicing the 2500 block of North Mesa Street terminating at 2501 North Mesa Street in conjunction with the Event; and

WHEREAS, the Grantee has indicated their intent to authorize the Drag In, LLC d/b/a The Palomino Tavern and Star City Kitchen Bar, (hereinafter referred as "TABC Permittee") to provide for the temporary sale and service of alcoholic beverages within the identified closed portions of City rights-of-way during the Event; and

WHEREAS, the Texas Alcoholic Beverage Commission (TABC) requires that the City Council for the City of El Paso approve, as a permissible activity, the sale and service of alcoholic beverages within City rights-of-way, prior to issuance of such permit; and

WHEREAS, the Grantee assumes full responsibility for the TABC Permittee, including verification that the Permittee has obtained a permit for the temporary sale and service of alcoholic beverages from the TABC prior to the Event.

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

That the temporary sale and service of alcoholic beverages by Austin Allen and Drag In, LLC d/b/a The Palomino Tavern and Star City Kitchen Bar, in the closed portions of City rights-of-way on East Robinson Avenue between North Mesa Street and North Oregon Street, including the driveway at 2525 North Mesa Street, and the portion of the alley servicing the 2500 block of North Mesa Street terminating at 2501 North Mesa Street from 12:00 p.m. to 9:00 p.m. on August 10, 2014 is a permissible

activity in conjunction with The Robinson Street Party- August, upon issuance of the required permits from the Texas Alcoholic Beverage Commission and the City of El Paso.

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4. NOTICE FOR NOTATION:

4.1. *Motion made, seconded and unanimously carried to **APPROVE** for notation the donation of \$350.00 from Linebarger Goggan Blair & Sampson, LLP and \$300.00 from Heist Disposal, Inc., for 'Summer Programs' scheduled in District 7.

4.2. *Motion made, seconded and unanimously carried to **APPROVE** for notation the donation of \$500.00 from Texas Gas Service and \$500.00 from Union Pacific for Music in the Park in District 2.

4.3. *Motion made, seconded and unanimously carried to **APPROVE** for notation the donation of \$100 from Wyler Industrial Works for "Movies in the Park" to be used through the District #8 discretionary funds that serves a municipal purpose.

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REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS

5. PURCHASING AND STRATEGIC SOURCING:

5.1. Motion made by Representative Romero, seconded by Representative Noe, and unanimously carried to **AWARD** Solicitation No. 2014-315 (Sports Officials) to El Paso Umpires Association and Texas ASA – District 4 for an initial term estimated award of \$2,086,590.00. The award is to include a two (2) year option amount of \$974,060.00 for a total five (5) year award of \$3,756,180.00. The period of this contract will begin September 1, 2014.

Department	Parks and Recreation
Award to Vendor 1:	El Paso Umpires Association El Paso, TX
Item(s):	Groups: 1, 2, 3, 4, 7 & 8
Initial Term:	3 years
Option to Extend:	2 years
Annual Estimated Award:	\$487,030.00
Initial Term Estimated Award:	\$1,461,090.00 (3 years)
Total Estimated Award:	\$2,913,180.00 (5 Years)

Award to Vendor 2:	Texas ASA – District 4 El Paso, TX
Item(s):	Groups: 5 & 6
Initial Term:	3 years
Option to Extend:	None
Annual Estimated Award:	\$208,500.00
Initial Term Estimated Award:	\$625,500.00 (3 years)
Total Estimated Award:	\$625,500.00 (3 Years)

Total Annual Estimated Award:	\$695,530.00
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Total Initial Term Estimated Award: \$2,086,590.00 (3 years)
Total Estimated Award: \$3,756,180.00 (5 years)

Account No.: 451 – 522110 – 51270 - 1000 – P5113
Funding Source: General Fund – Recreation and Cultural Contrast

This is a Best Value, service contract.

The Purchasing & Strategic Sourcing Department and Parks and Recreation Department recommend award as indicated to El Paso Umpires Association and Texas ASA – District 4, the bidder(s) offering the best value bid.

Recommend that the following bidder be deemed non-responsive:

Incomplete Bid

El Paso Southwest USSSA Umpire Softball Association

Representative Noe commented.

Mr. Bruce Collins, Director of Purchasing and Strategic Sourcing, commented.

Ms. Lisa Turner, citizen, commented.

REGULAR AGENDA – PUBLIC HEARINGS

6. CITY DEVELOPMENT:

6.1. **ORDINANCE 018220**

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF TRACT 1, BLOCK 13, YSLETA GRANT, 8137 SAN JOSE ROAD, CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM R-F (RANCH AND FARM) TO S-D (SPECIAL DEVELOPMENT). THE PENALTY IS AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE. SUBJECT PROPERTY: 8137 SAN JOSE ROAD. PROPERTY OWNER: BRENDA I. BOYSSELLE. PZRZ14-00017**

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 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, Romero, Robinson, Noe, Ordaz, Limón, and Niland

NAYS: None

NOT PRESENT FOR THE VOTE: Representative Acosta

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

6.2. **ORDINANCE 018221**

The City Clerk read an Ordinance entitled: **AN ORDINANCE GRANTING SPECIAL PERMIT NO. PZST14-00012, TO ALLOW FOR A MEDICAL OFFICE ON THE PROPERTY DESCRIBED AS LOTS 13, 14, AND 15, BLOCK 17, DEL NORTE ACRES, 8894 & 8898 GATEWAY BOULEVARD NORTH, 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. SUBJECT PROPERTY: 8894 & 8898 GATEWAY BOULEVARD NORTH. PROPERTY OWNER: DR. DIPAK PATEL. PZST14-00012**

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, Robinson, Noe, Ordaz, Limón, and Niland
NAYS: None
NOT PRESENT FOR THE VOTE: Representative Acosta

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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- 6.3.** *Motion made, seconded, and unanimously carried to **POSTPONE** six weeks the public hearing on an Ordinance changing the zoning of a portion of Section 28 and 33, Block 79, Township 2, Texas and Pacific Railway Company Surveys, North of Montana Avenue and East of Purple Heart Boulevard, City of El Paso, El Paso County, Texas from C-4 (Commercial) to R-MU (Residential-Mixed Use) and approving a Master Zoning Plan. The penalties are as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: North of Montana Avenue and East of Purple Heart Boulevard. Property Owner: River Oaks Properties, LTD. PZRZ14-00023

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REGULAR AGENDA - PUBLIC HEARING / OTHER BUSINESS:

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7. CITY DEVELOPMENT / ECONOMIC AND INTERNATIONAL DEVELOPMENT:

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7.1. ORDINANCE 018222

The City Clerk read an Ordinance entitled: **AN ORDINANCE CHANGING THE ZONING OF LOT 1, BLOCK 28, TERRACE HILLS ADDITION UNIT FOUR, 5101 FAIRBANKS DRIVE, CITY OF EL PASO, EL PASO COUNTY, TEXAS FROM R-3 (RESIDENTIAL) TO G-MU (GENERAL-MIXED USE) APPROVING A MASTER ZONING PLAN, AND APPROVING A REDUCTION IN THE MINIMUM DISTRICT AREA. THE PENALTIES ARE AS PROVIDED FOR IN CHAPTER 20.24 OF THE EL PASO CITY CODE. SUBJECT PROPERTY: 5101 FAIRBANKS DRIVE. PROPERTY OWNER: CAVALLION DEVELOPERS, LLC. PZRZ14-00003**

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, Ordaz, 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**.

TAKEN TOGETHER 7.2.1. AND 7.2.2.

7.2.1.

RESOLUTION

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

That the City Manager be authorized to execute a Tax Abatement Agreement between the City of El Paso and Cavallion Developers LLC, a Texas limited liability corporation, pursuant to the City's Infill Development Incentive Policy, for the construction of a mixed use commercial and residential property on the vacant lot located at 5101 Fairbanks, El Paso, Texas 79924.

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

Representative Robinson commented.

The following City staff members commented:

1. Mr. Mathew McElroy, Director of City Development
2. Ms. Sylvia Firth, City Attorney, gave legal advice.
3. Mr. Matthew Behrens, Assistant City Attorney, gave legal advice.

Ms. Lisa Turner, citizen, commented.

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

7.2.2

RESOLUTION

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

That the City Manager be authorized to execute a Chapter 380 Economic Development Sales Tax Rebate Program Agreement by and between the City of El Paso and Cavallion Developers LLC, a Texas limited liability company, pursuant to the City's Infill Development Incentive Policy for the construction of a mixed use commercial and residential property on the vacant lot located at 5101 Fairbanks, El Paso, Texas 79924.

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

Representative Robinson commented.

The following City staff members commented:

1. Mr. Mathew McElroy, Director of City Development
2. Ms. Sylvia Firth, City Attorney, gave legal advice.
3. Mr. Matthew Behrens, Assistant City Attorney, gave legal advice.

Ms. Lisa Turner, citizen, commented.

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

REGULAR AGENDA - OTHER BUSINESS

8. CITY DEVELOPMENT:

8.1.

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 Lot 10, Block 211, Tierra Del Este Unit 53, 3121 Garden Rock Drive, 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 Noe commented.

Ms. Lisa Turner, citizen, commented.

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

9. CITY MANAGER:

9.1. Presentation and discussion on the 3rd Quarter Budget Report for FY2014.

Mr. Mark Sutter, Interim Chief Financial Officer, presented a PowerPoint presentation (copy on file in City Clerk's office).

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

The following City staff members commented:

1. Mr. Tommy Gonzalez, City Manager
2. Ms. Lynly Leeper, Chief Budget Officer

The following members of the public commented:

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

NO ACTION taken on this item.

ADDITION TO THE AGENDA

REGULAR AGENDA - INTRODUCTIONS

1. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:

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

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- 1.1** An Ordinance amending Ordinance No. 16090, which granted a franchise to El Paso Electric Company, (as amended by Ordinance No. 17460, which increased the street rental charge) to increase street rental charge.

PUBLIC HEARING WILL BE HELD ON AUGUST 19, 2014

2. CITY MANAGER'S OFFICE

- 2.1.** Motion made by Mayor Pro Tempore Niland, seconded by Representative Noe, and unanimously carried to **CLOSE** the 1st Public Hearing on the City of El Paso's Proposed FY2015 Property Tax Rate of \$0.699784, which is equal to the Effective Tax Rate.

Ms. Lynly Leeper, Chief Budget Officer, presented a PowerPoint presentation (copy on file in City Clerk's office).

Mayor Leeser and Representative Acosta commented.

The following members of the public commented:

1. Mr. Richard Schecter
 2. Ms. Lisa Turner
 3. Ms. Wally Cech
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EXECUTIVE SESSION

Motion made by Mayor Pro Tempore Niland, seconded by Representative Noe, and unanimously carried that the City Council retire into **EXECUTIVE SESSION** at 11:29 a.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

Motion made by Mayor Pro Tempore Niland, seconded by Representative Robinson, and carried to adjourn the Executive Session at 12:38 p.m. and **RECONVENE** the meeting of the City Council, during which time motions were made.

NOT PRESENT FOR THE VOTE: Representatives Lilly and Ordaz

EX1. Orlando Arriola v. City of El Paso, Texas, Cause No. 2012-DCV06568 (551.071)

Motion made by Representative Acosta, seconded by Representative Romero and unanimously carried that outside counsel for the City of El Paso in consultation with the City Attorney be authorized settlement authority, to negotiate settlement agreement and sign all settlement documents to resolve the lawsuit entitled Orlando Arriola v. City of El Paso, Cause No. 2012-DCV06568, our File No. 12-1006-143.

NOT PRESENT FOR THE VOTE: Representatives Lilly and Ordaz

EX2. Weidner, Inc. and MFR Performance Solutions, LP v City of El Paso, Cause No. 3:13-CV-405-KC, our File No. 13-1056-011.001 (551.071)

Motion made by Representative Acosta, seconded by Representative Romero and unanimously carried that outside counsel for the City of El Paso in consultation with the City Attorney be authorized settlement authority, to negotiate settlement agreement and sign all settlement documents to resolve the lawsuit entitled Weidner, Inc. and MFR Performance Solutions, LP v City of El Paso, Cause No. 3:13-CV-405-KC, our File No. 13-1056-011.001.

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ADJOURN

Motion made by Representative Romero, seconded by Representative Robinson, and unanimously carried to **ADJOURN** this meeting at 12:40 p.m.

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APPROVED AS TO CONTENT:



Richarda Duffy Momsen, City Clerk