

**CITY OF EL PASO, TEXAS  
AGENDA ITEM  
DEPARTMENT HEAD'S SUMMARY FORM**

**AGENDA DATE:** June 22, 2022  
**PUBLIC HEARING DATE:** NA

**CONTACT PERSON(S) NAME AND PHONE NUMBER:** M. Alejandra Fuentes, (915) 212-1618  
Elizabeth K. Triggs, (915) 212-1619

**DISTRICT(S) AFFECTED:** District 8

**STRATEGIC GOAL:** Goal 1: Create an Environment Conducive to Strong, Sustainable Economic Development

**SUBGOAL:** Goal 1.1 Stabilize and Expand El Paso's Tax Base

**SUBJECT:**

A resolution that the City Manager be authorized to sign a Consent to Assignment from MARTIN BUILDING, LLC, to 204 MILLS PARTNERS, LLC, with respect to the City of El Paso's Chapter 380 Agreement for the renovation, restoration and rehabilitation of a commercial property located at 204 E. Mills, El Paso, Texas.

**BACKGROUND / DISCUSSION:**

204 Mills Partners, LLC was created to include Park Tavern to the Martin Building, LLC. Martin Building, LLC has requested that the City consent to the assignment of the Chapter 380 Agreement to 204 Mills Partners, LLC, which agrees to be responsible for all duties and obligations under agreement.

**PRIOR COUNCIL ACTION:**

On October 28, 2013 the City and Martin Building, LLC entered into a Chapter 380 Economic Development agreement to renovate, restore and rehabilitate the commercial property located at 204 E. Mills, El Paso, Texas 79901. The agreement requires a contractual investment of \$250,000 and an incentive not to exceed \$140,000 from a Construction Materials Sales Tax Rebate and Retail Sales and Use Tax Rebate.

**AMOUNT AND SOURCE OF FUNDING:**

General Fund

**HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED?**  YES  NO

**PRIMARY DEPARTMENT:** Economic and International Development

**SECONDARY DEPARTMENT:** N/A

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\*\*\*\*\*REQUIRED AUTHORIZATION\*\*\*\*\*

**DEPARTMENT HEAD:**



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(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

**RESOLUTION**

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

That the City Manager be authorized to sign a Consent to Assignment from MARTIN BUILDING, LLC, to 204 MILLS PARTNERS, LLC, with respect to the City of El Paso's Chapter 380 Agreement for the renovation, restoration and rehabilitation of a commercial property located at 204 E. Mills, El Paso, Texas.

**APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2022.

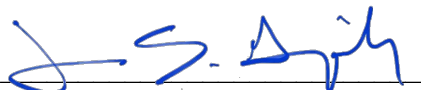
**THE CITY OF EL PASO**

\_\_\_\_\_  
Oscar Leeser  
Mayor

**ATTEST:**

\_\_\_\_\_  
Laura D. Prine  
City Clerk

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Juan S. Gonzalez  
Senior Assistant City Attorney

**APPROVED AS TO CONTENT:**

  
\_\_\_\_\_  
Elizabeth K. Triggs, Director  
Economic & International Development

**CONSENT TO ASSIGNMENT BETWEEN  
THE CITY OF EL PASO,  
MARTIN BUILDING, LLC,  
& 204 MILLS PARTNERS, LLC**

This Consent to Assignment is entered into this \_\_\_\_ day of \_\_\_\_\_, 2022, by and between the City of El Paso (“City”); **MARTIN BUILDING, LLC** (“Assignor”); and **204 MILLS PARTNERS, LLC** (“Assignee”).

**WHEREAS**, on **October 28, 2013**, the City approved a Chapter 380 Agreement (“Agreement”); and

**WHEREAS**, through the Agreement, Assignor agreed to renovate, restore and rehabilitate a commercial property located at 204 E. Mills, El Paso, Texas (“Real Property”); and

**WHEREAS**, Assignor has requested that the City consent to the assignment of the Agreement to Assignee; and

**WHEREAS**, Assignee agrees to be responsible for all duties and obligations under the Agreement; and

**WHEREAS**, the City agrees to the assignment of all rights, duties and obligations encompassed in the Agreement to Assignee.

**NOW, THEREFORE, IT IS HEREBY AGREED as follows:**

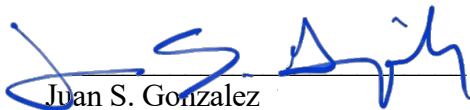
1. The City consents to the assignment of the rights, duties and obligations under the Chapter 380 Agreement, approved by Council on October 28, 2013, to Assignee.
2. Assignee agrees to assume and perform all duties, obligations and responsibilities under the Chapter 380 Agreement.
3. All terms and conditions of the Chapter 380 Agreement shall remain in full force and effect.

*(Signature Pages to Follow)*


CITY:  
**THE CITY OF EL PASO**

\_\_\_\_\_  
Tomás González  
City Manager

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
Juan S. Gonzalez  
Senior Assistant City Attorney

**APPROVED AS TO CONTENT:**

  
\_\_\_\_\_  
Elizabeth K. Triggs, Director  
Economic & Int'l Development

**STATE OF TEXAS**       §  
                                  §  
**COUNTY OF EL PASO**   §

This Instrument was acknowledged before me on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by Tomás González, City Manager of the City of El Paso, Texas, on behalf of the City of El Paso, Texas.

\_\_\_\_\_  
Notary Public, State of Texas

My Commission Expires:  
  
\_\_\_\_\_

*(Signatures Continue on the Next Page)*

ASSIGNOR:  
MARTIN BUILDING, LLC

[Signature]  
Signature

Lane Gaddy  
Printed Name

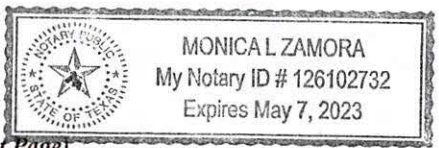
Manager  
Title

STATE OF TEXAS     §  
                                  §  
COUNTY OF EL PASO   §

This Instrument was acknowledged before me on the 14<sup>th</sup> day of June, 2022, by Lane Gaddy, Manager, on behalf of Assignor.

[Signature]  
Notary Public, State of Texas

My Commission Expires:  
5/7/2023



*(Signatures Continue on the Next Page)*

ASSIGNEE:  
204 MILLS PARTNERS, LLC

[Handwritten Signature]  
Signature

Gabriela C. Heredia  
Printed Name

Member Manager  
Title

STATE OF TEXAS       §  
                                  §  
COUNTY OF EL PASO   §

This Instrument was acknowledged before me on the 13 day of June, 2022 by Gabriela, Heredia, on behalf of Assignee.

[Handwritten Signature]  
Notary Public, State of Texas

My Commission Expires:  
11/08/2025

