

Jesus Ruiz
Mayor

Rene Rodriguez
At Large

Sergio Cox
District 1



Gloria M. Rodríguez
District 2

Victor Perez
District 3 / Mayor-Pro Tem

Joseph E. Bowling
District 4

Willie Norfleet, Jr.
City Manager

**REGULAR COUNCIL MEETING MINUTES
MAY 15, 2014**

MEMBERS PRESENT:

Mayor Jesus Ruiz
Rene Rodriguez
Joseph E. Bowling
Sergio Cox
Gloria M. Rodriguez

MEMBERS ABSENT:

Victor Perez *(Arrived to the meeting at 6:16 p.m.)*

STAFF PRESENT:

Willie Norfleet, Jr., City Manager
Sandra Hernandez, City Clerk
Sam Leony, Planning and Zoning Director
James Martinez, City Attorney
Adriana Rodarte, HR Director
Karina Hagelsieb, CFO
Victor Reta, Community Center Supervisor
Douglas Lobdell, Public Works Director
Lt. Edmundo Montoya

1. CALL TO ORDER

The meeting was called to order at 6:00p.m.

2. PLEDGE OF ALLEGIANCE AND A MOMENT OF SILENCE

Pledge of Allegiance was led by Douglas Lobdell,

3. ESTABLISHMENT OF QUORUM

A roll call was held and a quorum was established with five members present.

4. PUBLIC COMMENT

Carmen Caldera and Sergio Jaime spoke during Public Comment.

Alfredo Armenta was signed up to speak instead Alfredo Arrieta was recognized and Mayor Ruiz and Gloria M. Rodriguez called for Alfredo Avila.

CONSENT AGENDA

5. **EXCUSE ABSENT COUNCIL MEMBERS.** **SANDRA HERNANDEZ**
6. **APPROVAL OF REGULAR COUNCIL MEETING MINUTES OF APRIL 17, 2014 AND MAY 3, 2014 AND SPECIAL COUNCIL MEETING MINUTES OF MAY 3, 2014.** **SANDRA HERNANDEZ**
7. **APPROVAL TO AWARD INFORMAL BID SOLICITATION FOR THE PURCHASE OF COUNCIL FURNITURE TO RELIABLE OFFICE SOLUTIONS IN THE AMOUNT OF \$6,966.00** **SANDRA HERNANDEZ**
8. **APPROVAL TO AWARD INFORMAL BID SOLICITATION FOR THE PURCHASE OF A SANDBAG MACHINE TO TAPCO IN THE AMOUNT OF \$18,629.65.** **DOUGLAS LOBDELL, JR.**
9. **APPROVAL OF TRAVEL FOR ANIBAL OLAGUE TO REPRESENT THE CITY OF SOCORRO AT THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS COST ESTIMATING TRAINING.** **ANIBAL OLAGUE**
10. **APPROVAL OF TRAVEL FOR ANIBAL OLAGUE TO REPRESENT THE CITY OF SOCORRO AT THE 2014 TEXAS EMERGENCY MANAGEMENT CONFERENCE IN SAN ANTONIO, TEXAS MAY 12-15, 2014.** **ANIBAL OLAGUE**
11. **APPROVAL OF TRAVEL FOR SERGEANT EDDIE SMITH TO ATTEND THE 2014 TEXAS EMERGENCY MANAGEMENT CONFERENCE IN SAN ANTONIO, TEXAS MAY 12-15, 2014.** **LT. EDMUNDO MONTOYA**
12. **APPROVAL OF TRAVEL FOR MAYOR JESUS RUIZ AND REPRESENTATIVE AT LARGE RENE RODRIGUEZ TO ATTEND THE 82 ANNUAL CONFERENCE OF MAYORS IN DALLAS TEXAS, JUNE 19-23, 2014.** **MAYOR JESUS RUIZ**
13. **APPROVAL OF THE UNAUDITED FINANCIAL STATEMENTS FOR APRIL 2014.** **KARINA HAGELSIEB**

A motion was made by Rene Rodriguez seconded by Joseph E. Bowling to *approve the Consent Agenda*. Motion passed.

Ayes: Rene Rodriguez and Joseph E. Bowling
Nays: Sergio Cox and Gloria M. Rodriguez

Absent: Victor Perez

Mayor Jesus Ruiz broke tie by voting aye. Motion passed.

REGULAR AGENDA

ORDINANCES

- 14. INTRODUCTION, FIRST READING AND CALLING FOR A PUBLIC HEARING OF ORDINANCE 330, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SOCORRO, TEXAS, PROVIDING FOR THE ISSUANCE OF CITY OF SOCORRO, TEXAS COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION, SERIES 2014; LEVYING AD VALOREM TAXES AND PROVIDING FOR THE PAYMENT AND SECURITY OF THE CERTIFICATES OF OBLIGATION; APPROVING AN OFFICIAL STATEMENT AND AWARDED SALE OF SAID CERTIFICATES OF OBLIGATION; PROVIDING AN EFFECTIVE DATE; AND ENACTING OTHER PROVISIONS RELATING THERETO.**

WILLIE NORFLEET, JR.

A motion was made by Rene Rodriguez seconded by Joseph E. Bowling to *table item number fourteen (14)*. Motion passed.

Ayes: Rene Rodriguez, Joseph E. Bowling, Sergio Cox, and Gloria M. Rodriguez

Nays:

Absent: Victor Perez

- 15. INTRODUCTION, FIRST READING AND CALLING FOR A PUBLIC HEARING OF AN ORDINANCE OF THE CITY OF SOCORRO, CHANGING THE ZONING OF TRACTS 2A1, 2A3, AND A PORTION OF TRACT 2A, BLOCK 28, SOCORRO GRANT (NO ADDRESS AVAILABLE) FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO R-3 (HIGH DENSITY RESIDENTIAL). THE PLANNING AND ZONING COMMISSION RECOMMENDS DENIAL.**

SAM LEONY

A motion was made by Rene Rodriguez seconded by Sergio Cox to *approve the recommendation made by the Planning and Zoning to deny*.

Jorge Grajeda of the CEA Group spoke on this item.

Victor Perez arrived to the meeting at 6:16 p.m.

Rene Rodriguez rescinded his motion.

A motion was made by Rene Rodriguez seconded by Sergio Cox to *delete item number fifteen (15)*. Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Joseph E. Bowling, Sergio Cox, and Gloria M. Rodriguez

Nays:

Absent:

16. INTRODUCTION, FIRST READING AND CALLING FOR A PUBLIC HEARING OF ORDINANCE 338, AN ORDINANCE CHANGING THE ZONING OF LOT 1, BLOCK 3, WISEMAN ESTATES UNIT 3 (100 SETTLER ROAD) FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-1 (LIGHT COMMERCIAL). THE PLANNING AND ZONING COMMISSION RECOMMENDS APPROVAL. *SAM LEONY*

A motion was made by Rene Rodriguez seconded by Gloria M. Rodriguez to *approve item number sixteen (16)*. Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Joseph E. Bowling, Sergio Cox, and Gloria M. Rodriguez

Nays:

Absent:

17. INTRODUCTION, FIRST READING AND CALLING FOR A PUBLIC HEARING OF ORDINANCE 339, AN ORDINANCE CHANGING THE ZONING OF LOT 6, BLOCK C, VINEDO ACRES SUBDIVISION (11176 PERLETTE STREET) FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO R-3 (HIGH DENSITY RESIDENTIAL). THE PLANNING AND ZONING COMMISSION RECOMMENDS TO APPROVE THE PROPERTY TO R-2 (MEDIUM DENSITY RESIDENTIAL) INSTEAD OF R-3 (HIGH DENSITY RESIDENTIAL) WITH THE CONDITION OF NOT TO BUILD MORE THAN TWO DWELLINGS ON THE PROPERTY. *SAM LEONY*

A motion was made by Gloria M. Rodriguez seconded by Rene Rodriguez to *approve item number seventeen (17)*.

Gloria M. Rodriguez rescinded her motion.

A motion was made by Gloria M. Rodriguez to *approve with changes from R-1 to R-2*.

Gloria M. Rodriguez rescinded her motion.

A motion was made by Gloria M. Rodriguez seconded by Rene Rodriguez to *delete item seventeen (17)*. Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Joseph E. Bowling, Sergio Cox, and Gloria M. Rodriguez

Nays:

Absent:

- 18. INTRODUCTION, FIRST READING AND CALLING FOR A PUBLIC HEARING OF ORDINANCE 340, AN ORDINANCE CHANGING THE ZONING OF LOT 27A, BLOCK 1, EL CAMPESTRE SUBDIVISION REPLAT A (713 CAMPECHE ROAD) FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO R-2 (MEDIUM DENSITY RESIDENTIAL). THE PLANNING AND ZONING COMMISSION RECOMMENDS APPROVAL WITH THE CONDITION OF NOT TO BUILD MORE THAN TWO DWELLINGS ON THE PROPERTY. *SAM LEONY***

A motion was made by Gloria M. Rodriguez seconded by Rene Rodriguez to *approve item number eighteen (18)*. Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Joseph E. Bowling, Sergio Cox, and Gloria M. Rodriguez

Nays:

Absent:

- 19. PUBLIC HEARING OF ORDINANCE 334, AN ORDINANCE OF THE CITY OF SOCORRO, ESTABLISHING PROCEDURES FOR THE OPERATION OF TOW TRUCKS IN THE CITY OF SOCORRO; ESTABLISHING FEES AND PENALTIES; PROVIDING FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE AND REPEALING ORDINANCE NO. 222 AS AMENDED. *LT. MONTOYA***

Public Hearing Opened at 6:28 p.m.

Danny Sanchez, Socorro Towing, and Ariel Martinez, Fusion Towing, spoke in regards to the ordinance.

Public Hearing Closed at 6:42 p.m.

- 20. SECOND READING AND ADOPTION OF ORDINANCE 334, AN ORDINANCE OF THE CITY OF SOCORRO, ESTABLISHING PROCEDURES FOR THE OPERATION OF TOW TRUCKS IN THE CITY OF SOCORRO; ESTABLISHING FEES AND PENALTIES; PROVIDING FOR SEVERABILITY AND ESTABLISHING AN EFFECTIVE DATE AND REPEALING ORDINANCE NO. 222 AS AMENDED. *LT. MONTOYA***

A motion was made by Victor Perez seconded by Rene Rodriguez to *approve with corrections: Under Tow rotation list (d) change from (25) twenty-five to forty-five (45) minutes and (a) reduce to maintain a minimum of (1) one light-duty tow truck*. Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Joseph E. Bowling, Sergio Cox, and Gloria M. Rodriguez

Nays:

Absent:

- 21. PUBLIC HEARING OF ORDINANCE 335, AN ORDINANCE CHANGING THE ZONING OF TRACT 2B & 3A, BLOCK 15, AND A PORTION OF TRACT 1, BLOCK 16, SOCORRO GRANT FROM A-1 (AGRICULTURAL) TO C-2 (GENERAL COMMERCIAL). THE PLANNING AND ZONING COMMISSION RECOMMENDS APPROVAL. *SAM LEONY***

Public Hearing opened at 6:43 p.m.
Larry Parker spoke in regards to the ordinance.
Public Hearing closed at 6:45 p.m.

- 22. SECOND READING AND ADOPTION OF ORDINANCE 335, AN ORDINANCE CHANGING THE ZONING OF TRACT 2B & 3A, BLOCK 15, AND A PORTION OF TRACT 1, BLOCK 16, SOCORRO GRANT FROM A-1 (AGRICULTURAL) TO C-2 (GENERAL COMMERCIAL). THE PLANNING AND ZONING COMMISSION RECOMMENDS APPROVAL. *SAM LEONY***

A motion was made by Gloria M. Rodriguez seconded by Rene Rodriguez to *approve item number twenty-two (22)*. Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Joseph E. Bowling, Sergio Cox, and Gloria M. Rodriguez
Nays:
Absent:

- 23. PUBLIC HEARING OF ORDINANCE 336, AN ORDINANCE CHANGING THE ZONING OF TRACT 12-J, BLOCK 10, SOCORRO GRANT (211 ORMSBY CT.) FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO M-1 (LIGHT INDUSTRIAL). THE PLANNING AND ZONING COMMISSION RECOMMENDS APPROVAL. *SAM LEONY***

Public Hearing opened at 6:47 p.m.
Alfredo Armenta spoke in regards to the ordinance.
Public Hearing closed at 6:48 p.m.

- 24. SECOND READING AND ADOPTION OF ORDINANCE 336, AN ORDINANCE CHANGING THE ZONING OF TRACT 12-J, BLOCK 10, SOCORRO GRANT (211 ORMSBY CT.) FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO M-1 (LIGHT INDUSTRIAL). THE PLANNING AND ZONING COMMISSION RECOMMENDS APPROVAL. *SAM LEONY***

A motion was made by Rene Rodriguez seconded by Gloria M. Rodriguez to *approve item number twenty-four (24)*. Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Joseph E. Bowling, Sergio Cox, and Gloria M. Rodriguez

Nays:

Absent:

- 25. PUBLIC HEARING OF ORDINANCE 337, AN ORDINANCE CHANGING THE ZONING LOT 11, BLOCK 1, WISEMAN ESTATES SUBDIVISION (220 HORIZON BOULEVARD) FROM LNC-C1 (LEGAL NON-CONFORMING LIGHT COMMERCIAL) TO A FORMAL C-1 (LIGHT COMMERCIAL). THE PLANNING AND ZONING COMMISSION RECOMMENDS APPROVAL. *SAM LEONY***

Public Hearing opened at 6:49 p.m.

No Speakers

Public Hearing closed at 6:50 p.m.

- 26. SECOND READING AND ADOPTION OF ORDINANCE 337, AN ORDINANCE CHANGING THE ZONING LOT 11, BLOCK 1, WISEMAN ESTATES SUBDIVISION (220 HORIZON BOULEVARD) FROM LNC-C1 (LEGAL NON-CONFORMING LIGHT COMMERCIAL) TO A FORMAL C-1 (LIGHT COMMERCIAL). THE PLANNING AND ZONING COMMISSION RECOMMENDS APPROVAL. *SAM LEONY***

A motion was made by Victor Perez seconded by Joseph E, Bowling to *approve item number twenty-six (26)*. Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Joseph E. Bowling, Sergio Cox, and Gloria M. Rodriguez

Nays:

Absent:

FINANCE DEPARTMENT

- 27. DISCUSSION AND ACTION ON APPROVING THE AMENDED CONTRACT FOR CONSOLIDATED TAX COLLECTION SERVICES. *KARINA HAGELSIEB***

A motion was made by Gloria M. Rodriguez seconded by Rene Rodriguez to *approve item number twenty-seven (27)*. Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Joseph E. Bowling, Sergio Cox, and Gloria M. Rodriguez

Nays:

Absent:

PUBLIC WORKS DEPARTMENT

28. DISCUSSION AND ACTION TO ESTABLISH THAT GUARDRAILS WILL NOT BE EMPLACED WHEN THE SOLE PURPOSE IS PROTECTION OF PRIVATE PROPERTY.
DOUGLAS LOBDELL

A motion was made by Rene Rodriguez seconded by Gloria M. Rodriguez to *approve the recommendation made by the Public Work's Director not to place guard rails to protect private property.* Motion failed.

Ayes: Rene Rodriguez and Gloria M. Rodriguez
Nays: Victor Perez, Joseph E. Bowling and Sergio Cox
Absent:

A motion was made by Victor Perez seconded by Sergio Cox to *recommend staff to develop standards for guardrail solutions.* Motion passed.

Ayes: Victor Perez, Joseph E. Bowling, Sergio Cox, and Gloria M. Rodriguez
Nays: Rene Rodriguez
Absent:

PLANNING AND ZONING DEPARTMENT

29. DISCUSSION AND ACTION TO WAIVE THE FEES FOR THE SECOND REZONING PROCESS OF TRACTS 2A1, 2A3, AND A PORTION OF TRACT 2A, BLOCK 28, SOCORRO GRANT, FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO R-3 (HIGH DENSITY RESIDENTIAL).THE PLANNING AND ZONING COMMISSION RECOMMENDS DENIAL.
SAM LEONY

A motion was made by Rene Rodriguez seconded by Victor Perez to *approve the recommendation made by the Planning and Zoning Commission to deny for item number twenty-nine (29).* Motion passed.

Jorge Grajeda, with CEA Group was signed up to speak, but had left the meeting.

Ayes: Victor Perez, Rene Rodriguez, Sergio Cox, and Gloria M. Rodriguez
Nays:
Abstain: Joseph E. Bowling

CITY MANAGER

30. DISCUSSION AND ACTION TO ABOLISH ORDINANCE NO. 43, AN ORDINANCE ENLARGING THE LENGTH OF THE ELECTED MARSHALL'S TERM FROM ONE YEAR TO TWO YEARS.

WILLIE NORFLEET, JR.

A motion was made by Sergio Cox seconded by Gloria M. Rodriguez to *abolish Ordinance 43 for item number thirty (30)*. Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Joseph E. Bowling, Sergio Cox, and Gloria M. Rodriguez

Nays:

Abstain:

MAYOR AND COUNCIL

31. DISCUSSION AND ACTION ON THE STATUS OF THE PROPERTY AT 10612 SPARKS CIRCLE IN REFERENCE TO THE PROPERTY OWNER DEDICATING A PORTION OF PROPERTY TO THE CITY OF SOCORRO.

SERGIO COX

A motion was made by Sergio Cox *for Mr. Leony and Mr. Norfleet to provide a status report*.

Joe Beckford and Ivan Martinez spoke on this item.

No action on this item.

32. DISCUSSION AND ACTION ON CODE ENFORCEMENT ISSUES RELATED TO ORDINANCE 25, AMENDMENT NO. 1, AN ORDINANCE REQUIRING THE MAINTENANCE AND CLEANING OF DEVELOPED AND UNDEVELOPED TRACTS OF LAND OR LOTS, BUILDINGS AND THE REMOVAL OF GRAFFITI IN THE CITY OF SOCORRO, TEXAS.

SERGIO COX

A motion was made by Rene Rodriguez seconded by Gloria M. Rodriguez to *delete item number thirty-two (32)*. Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Joseph E. Bowling, Sergio Cox, and Gloria M. Rodriguez

Nays:

Absent:

CITY ATTORNEY

33. CONSIDER, DISCUSS AND/OR TAKE ACTION UPON ACQUISITION OF CERTAIN PROPERTIES ON AND ALONG FRAY OLGUIN ROAD IN CONNECTION WITH A RIGHT-OF-WAY AND ROAD PROJECT, INCLUDING WITHOUT LIMITATION THROUGH CONVEYANCE, DEDICATION, OR EMINENT DOMAIN.

JAMES A. MARTINEZ

A motion was made by Gloria M. Rodriguez seconded by Victor Perez to *move item number thirty three (33) into Executive Session*. Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Joseph E. Bowling, Sergio Cox, and Gloria M. Rodriguez

Nays:

Absent:

A motion was made by Victor Perez seconded by Rene Rodriguez (city clerk stated motion made by Gloria M. Rodriguez seconded Rene Rodriguez) to *move into Executive Session*. Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Joseph E. Bowling, Sergio Cox, and Gloria M. Rodriguez

Nays:

Absent:

THE CITY COUNCIL CONVENED INTO EXECUTIVE SESSION AT 7:41 P.M.

EXECUTIVE SESSION

THE CITY COUNCIL RECONVENED BACK IN OPEN SESSION AT 7:59 P.M.

- 33. CONSIDER, DISCUSS AND/OR TAKE ACTION UPON ACQUISITION OF CERTAIN PROPERTIES ON AND ALONG FRAY OLGUIN ROAD IN CONNECTION WITH A RIGHT-OF-WAY AND ROAD PROJECT, INCLUDING WITHOUT LIMITATION THROUGH CONVEYANCE, DEDICATION, OR EMINENT DOMAIN. *JAMES A. MARTINEZ***

A motion was made by Gloria Rodriguez seconded by Victor Perez to *delete item thirty-three (33)*. Motion passed.

Ayes: Victor Perez, Sergio Cox, and Gloria M. Rodriguez.

Nays:

Absent: Rene Rodriguez and Joseph E. Bowling

- 34. DISCUSSION AND ACTION ON ADVICE RECEIVED FROM CITY ATTORNEY IN CLOSED SESSION, AND ACTION TO APPROVE REAL ESTATE TRANSACTION; AUTHORIZE FILING OR SETTLEMENT OF LEGAL ACTION; AUTHORIZE EMPLOYMENT OF EXPERT WITNESSES AND CONSULTANTS, AND EMPLOYMENT OF SPECIAL COUNSEL WITH RESPECT TO PENDING LEGAL MATTERS.**

WILLIE NORFLEET, JR.

35. DISCUSSION AND ACTION ON QUALIFICATIONS OF INDIVIDUALS FOR EMPLOYMENT AND FOR APPOINTMENT TO BOARDS & COMMISSIONS, JOB PERFORMANCE OF EMPLOYEES, REAL ESTATE ACQUISITION AND RECEIVE LEGAL ADVICE FROM CITY ATTORNEY REGARDING LEGAL ISSUES AFFECTING THESE MATTERS.
WILLIE NORFLEET, JR.

36. DISCUSSION AND ACTION REGARDING PENDING LITIGATION AND RECEIVE STATUS REPORT REGARDING PENDING LITIGATION.
WILLIE NORFLEET, JR.

A motion was made by Gloria M. Rodriguez seconded by Victor Perez to *delete items thirty-four (34), thirty-five (35) and thirty-six (36)*. Motion passed.

Ayes: Victor Perez, Sergio Cox, and Gloria M. Rodriguez.

Nays:

Absent: Rene Rodriguez and Joseph E. Bowling

37. ADJOURN

A motion was made by Victor Perez seconded by Gloria M. Rodriguez to *adjourn at 8:00 p.m.* Motion passed.

Ayes: Victor Perez, Sergio Cox, and Gloria M. Rodriguez.

Nays:

Absent: Rene Rodriguez and Joseph E. Bowling



Jesus Ruiz, Mayor



Olivia Navarro
Assistant City Clerk



Date minutes approved