

Jesús Ruiz
Mayor

Rene Rodríguez
Representative At-Large

María Reyes
Representative District 1/
Mayor Pro-Tem



Gloria M. Rodríguez
Representative District 2

Mary B. García
Representative District 3

Joseph E. Bowling
Representative District 4

Willie Norfleet, Jr.
City Manager

**REGULAR COUNCIL MEETING MINUTES
NOVEMBER 7, 2013**

MEMBERS PRESENT:

Jesus Ruiz
Rene Rodriguez
María Reyes
Joseph E. Bowling
Gloria Rodriguez

MEMBERS ABSENT:

Mary B. Garcia

STAFF PRESENT:

Willie Norfleet, Jr., City Manager
Sandra Hernandez, City Clerk
Olivia Navarro, Assistant City Clerk
James Martinez, City Attorney

1. CALL TO ORDER

The meeting was called to order at 6:00 p.m. by Mayor Jesus Ruiz

2. PLEDGE OF ALLEGIANCE AND A MOMENT OF SILENCE

Pledge of Allegiance was led by Suky Ramos

3. ESTABLISHMENT OF QUORUM

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

4. PUBLIC COMMENT

Luis Sigala, Tommy Faulkner, Suky Ramos, Sergio Jaime, Lorenza Fraire and Daniel Fresquez spoke during Public Comment.

PRESENTATIONS:

5. **PRESENTATION BY EL PASO COLLABORATIVE REGARDING SERVICES.** **WILLIE NORFLEET, JR.**

Presentation made by Delia Chavez of the El Paso Collaborative.

6. **PRESENTATION BY HUB INTERNATIONAL REGARDING HEALTH INSURANCE PACKAGE/PROPOSAL FOR FY 2014.** **ADRIANA RODARTE**

Presentation made by Randy McGraw of HUB International.

7. **PRESENTATION BY SAM LEONY REGARDING FUTURE ANNEXATION FOR THE CITY OF SOCORRO.** **SAM LEONY**

A motion was made by Rene Rodriguez seconded by Maria Reyes to *table item number seven (7) for the meeting of November 21, 2013.* Motion carried with Rene Rodriguez, Maria Reyes, Joseph E. Bowling, and Gloria M. Rodriguez voting aye, and Mary B. Garcia, absent. Motion passed.

PUBLIC HEARING

8. **Public Hearing** to establish a Transportation Reinvestment Zone to promote transportation projects within the proposed zone. **Mayor Jesus Ruiz**

Public Hearing Opened at 6:35 p.m.

No Speakers

Public Hearing Closed at 6:35 p.m.

CONSENT AGENDA

9. **APPROVAL OF SPECIAL COUNCIL MEETING MINUTES OF OCTOBER 14 AND OCTOBER 24, 2013, AND REGULAR COUNCIL MEETING MINUTES OF OCTOBER 17, 2013.** **SANDRA HERNANDEZ**

11. **APPROVAL OF RESOLUTION 470, A RESOLUTION OF THE CITY OF SOCORRO, TEXAS, AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (TXCDBG) APPLICATION TO THE TEXAS DEPARTMENT OF AGRICULTURE FOR THE DISASTER RELIEF FUND AND AUTHORIZING THE MAYOR TO ACT AS THE CITY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE TXCDBG PROGRAM.** **ANIBAL OLAGUE**

12. **EXCUSE ABSENT COUNCIL MEMBERS.** **SANDRA HERNANDEZ**

A motion was made by Maria Reyes seconded by Rene Rodriguez *to pull item ten (10) and approve the remainder of the Consent Agenda.* Motion carried with Rene Rodriguez, Maria Reyes, Joseph E. Bowling, and Gloria M. Rodriguez voting aye, and Mary B. Garcia, absent. Motion passed.

REGULAR AGENDA

- 10. APPROVAL AUTHORIZING CHIEF FINANCIAL OFFICER AND CITY MANAGER TO SIGN AN AGREEMENT REQUESTING THE CITY OF SOCORRO'S MEMBERSHIP IN THE COOPERATIVE PURCHASING NETWORK (TCPN), AND AUTHORIZING THE CHIEF FINANCIAL OFFICER AND CITY MANAGER TO BE THE PRIMARY POINT OF CONTACT FOR THE CITY OF SOCORRO AND TO EXECUTE ALL OTHER NECESSARY DOCUMENTS AND PROCEDURES REQUIRED FOR MEMBERSHIP.**

KARINA HAGELSIEB

A motion was made by Maria Reyes seconded by Rene Rodriguez *to approve item number ten (10) to include the Mayor as another point of contact.* Motion carried with Rene Rodriguez, Maria Reyes, and Joseph E. Bowling voting aye, Gloria M. Rodriguez voting nay, and Mary B. Garcia, absent. Motion passed.

- 13. INTRODUCTION, FIRST READING AND CALLING FOR A PUBLIC HEARING ON ORDINANCE 295, AMENDMENT NO. 6, AN ORDINANCE OF THE CITY OF SOCORRO AMENDING THE ORGANIZATIONAL CHART FOR THE CITY OF SOCORRO.**

ADRIANA RODARTE

A motion was made by Maria Reyes seconded by Joseph E. Bowling *to approve item number thirteen (13) with the correction of the Public Information Officer under the City Council.* Motion carried with Rene Rodriguez, Maria Reyes, Joseph E. Bowling, and Gloria M. Rodriguez voting aye, and Mary B. Garcia, absent. Motion passed.

- 14. INTRODUCTION, FIRST READING AND CALLING FOR A PUBLIC HEARING, OF ORDINANCE 323, AMENDMENT NO. 1 OF THE CITY OF SOCORRO, TEXAS ADOPTING AN AMENDED BUDGET FY 2013-2014.**

KARINA HAGELSIEB

A motion was made by Gloria M. Rodriguez seconded by Rene Rodriguez *to approve item number fourteen (14).* Motion carried with Rene Rodriguez, Maria Reyes, Joseph E. Bowling, and Gloria M. Rodriguez voting aye, and Mary B. Garcia, absent. Motion passed.

- 15. DISCUSSION AND ACTION REGARDING MAURO ROSAS PARK CONSTRUCTION PROJECT.**

JAMES A. MARTINEZ

A motion was made by Maria Reyes seconded by Rene Rodriguez *to move item fifteen after Executive Session.* Motion carried with Rene Rodriguez, Maria Reyes, Joseph E. Bowling, and Gloria M. Rodriguez voting aye, and Mary B. Garcia, absent. Motion passed.

16. DISCUSSION AND ACTION TO ALLOCATE APPROXIMATELY \$1.3 MILLION OF CERTIFICATES OF OBLIGATION FOR THE SOCORRO BRIDGET PROJECT # 2014-0001. *WILLIE NORFLEET, JR.*

Tommy Faulkner and Lorenza Fraire spoke on this item.

A motion was made by Gloria M. Rodriguez seconded by Rene Rodriguez to *table item number sixteen (16) for the November 21, 2013 meeting.* Motion carried with Rene Rodriguez, Maria Reyes, Joseph E. Bowling, and Gloria M. Rodriguez voting aye, and Mary B. Garcia, absent. Motion passed.

A motion was made by Maria Reyes seconded by Rene Rodriguez to *move into Executive Session at this time.* Motion carried with Rene Rodriguez, Maria Reyes, Joseph E. Bowling, and Gloria M. Rodriguez voting aye, and Mary B. Garcia, absent. Motion passed.

THE CITY COUNCIL CONVENED INTO EXECUTIVE SESSION AT 7:20 P.M.

EXECUTIVE SESSION

THE CITY COUNCIL RECONVENED BACK IN SESSION AT 8:03 P.M.

27. DISCUSSION AND ACTION REGARDING JAIME AVALOS VS. CITY OF SOCORRO PENDING BEFORE THE CIVIL SERVICE COMMISSION OF THE CITY OF SOCORRO. *JAMES A. MARTINEZ*

Tommy Faulkner spoke on this item.

A motion was made by Maria Reyes seconded by Gloria M. Rodriguez to *accept the recommendation of Gloria M. Rodriguez.* Motion carried with Rene Rodriguez, Maria Reyes, Joseph E. Bowling, and Gloria M. Rodriguez voting aye, and Mary B. Garcia, absent. Motion passed.

18. DISCUSSION AND ACTION TO APPROVE A BUDGET TO SPEND ASSET FORFEITURE MONIES FROM THE LOCAL LAW ENFORCEMENT FUNDS IN THE AMOUNT OF \$50,000 FOR THE PURCHASE OF POLICE EQUIPMENT. *LT. EDMUNDO MONTOYA*

A motion was made by Maria Reyes seconded by Rene Rodriguez to *approve item number eighteen (18).* Motion carried with Rene Rodriguez, Maria Reyes, Joseph E. Bowling, and Gloria M. Rodriguez voting aye, and Mary B. Garcia, absent. Motion passed.

17. DISCUSSION AND ACTION TO DETERMINE PROCUREMENT METHOD TO PROVIDE BEST VALUE PROCUREMENT FOR PROCUREMENT OF CONSTRUCTION SERVICES FOR THE SOCORRO BRIDGE PROJECT #2014-0001. *WILLIE NORFLEET, JR.*

A motion was made by Rene Rodriguez seconded by Maria Reyes to *table item number seventeen (17)*. Motion carried with Rene Rodriguez, Maria Reyes, Joseph E. Bowling, and Gloria M. Rodriguez voting aye, and Mary B. Garcia, absent. Motion passed.

19. DISCUSSION AND ACTION ON THE PROPOSED REVISION OF ORDINANCE 76 AMENDMENT 1A, SECTION 8, RELATED TO THE MINIMUM SETBACKS AND MAXIMUM AREA OF ACCESSORY STRUCTURES. *SAM LEONY*

A motion was made by Maria Reyes seconded by Rene Rodriguez to *delete item number nineteen (19)*. Motion carried with Rene Rodriguez, Maria Reyes, Joseph E. Bowling, and Gloria M. Rodriguez voting aye, and Mary B. Garcia, absent. Motion passed.

20. DISCUSSION AND ACTION ON PROPOSED TRAFFIC SIGNALIZATION FOR DISTRICTS 1, 2, AND 3. *SAM LEONY*

21. DISCUSSION AND ACTION ON PROPOSED TRAFFIC SIGNALIZATION FOR DISTRICT 4. *SAM LEONY*

A motion was made by Maria Reyes seconded by Rene Rodriguez to *table items number twenty (20) and twenty-one (21)*. Motion carried with Rene Rodriguez, Maria Reyes, and Joseph E. Bowling voting aye, Gloria M. Rodriguez voting nay, and Mary B. Garcia, absent. Motion passed.

ADDENDUM TO THE REGULAR AGENDA

22. DISCUSSION AND ACTION ON THE PRELIMINARY PLAT APPROVAL FOR GRIJALVA VALLE SUBDIVISION. *SAM LEONY*

Jorge Grajeda of the CEA Group spoke on this item.

A motion was made by Rene Rodriguez seconded by Maria Reyes to *approve item number twenty-two contingent with the recommendations made by the Planning and Zoning Commission*. Motion carried with Rene Rodriguez, Maria Reyes, and Gloria M. Rodriguez, voting aye, Joseph E. Bowling abstained, and Mary B. Garcia absent. Motion passed.

23. DISCUSSION AND ACTION ON THE APPROVAL OF BURBRIDGE ACRES SUBDIVISION REPLAT "F". *SAM LEONY*

A motion was made by Rene Rodriguez seconded by Gloria M. Rodriguez to *approve item number twenty-three (23)*. Motion carried with Rene Rodriguez, Maria Reyes, Joseph E. Bowling, and Gloria M. Rodriguez voting aye, and Mary B. Garcia, absent. Motion passed.

**24. DISCUSSION AND ACTION ON PAYMENT APPROVAL TO CONDE
ENGINEERING IN THE AMOUNT OF \$1,287.50 FOR MODIFICATION OF
PLANS FOR CHANGE OF STREET NAMES, WITH AN AFTER THE FACT
PURCHASE ORDER. *SAM LEONY***

Lorenza Fraire spoke on this item.

A motion was made by Rene Rodriguez seconded by Maria Reyes to *approve item number twenty-four (24)*. Motion carried with Rene Rodriguez, Maria Reyes, Joseph E. Bowling, and Gloria M. Rodriguez voting aye, and Mary B. Garcia, absent. Motion passed.

**25. DISCUSSION AND ACTION ON PAYMENT APPROVAL FOR INVOICE IN
THE AMOUNT OF \$2,309.63 FOR RELOCATION OF SCREENS.
*SAM LEONY***

A motion was made by Rene Rodriguez seconded by Maria Reyes to *approve item number twenty-five (25)*. Motion carried with Rene Rodriguez, Maria Reyes, Joseph E. Bowling, and Gloria M. Rodriguez voting aye, and Mary B. Garcia, absent. Motion passed.

**26. DISCUSSION AND ACTION ON APPROVAL TO WAIVE FEES FOR A
CHRISTMAS FUNDRAISER ON NOVEMBER 27, 2013, BY THE SOCORRO
FIGHTING HUNGER AND STREET MEMORIES CAR CLUB, TRACT 4-D-
14, BLOCK 3, SOCORRO GRANT SUBDIVISION. (669 HORIZON BLDG).
*SAM LEONY***

Margarita Perez spoke on this item.

A motion was made by Maria Reyes seconded by Rene Rodriguez to *waive the fee because the event serves for a public purpose*. Motion carried with Rene Rodriguez, Maria Reyes, Joseph E. Bowling, and Gloria M. Rodriguez voting aye, and Mary B. Garcia, absent. Motion passed.

A motion was made by Gloria M. Rodriguez seconded by Rene Rodriguez to *move into Executive Session at this time*. Motion carried with Rene Rodriguez, Maria Reyes, Joseph E. Bowling, and Gloria M. Rodriguez voting aye, and Mary B. Garcia, absent. Motion passed.

THE CITY COUNCIL CONVENED INTO EXECUTIVE SESSION

EXECUTIVE SESSION

THE CITY COUNCIL RECONVENED INTO OPEN SESSION AT 9:58 P.M.

**15. DISCUSSION AND ACTION REGARDING MAURO ROSAS PARK
CONSTRUCTION PROJECT. *JAMES A. MARTINEZ***

A motion was made by Rene Rodriguez seconded by Maria Reyes to *terminate for convenience as of November 8, 2013*. Motion carried with Rene Rodriguez, Maria Reyes, and Joseph E. Bowling voting aye, and Gloria M. Rodriguez, abstained, and Mary B. Garcia, absent. Motion passed

28. DISCUSSION AND ACTION REGARDING EMPLOYMENT STATUS OF MUNICIPAL JUDGE. *JAMES A. MARTINEZ*

A motion was made by Rene Rodriguez seconded by Joseph E. Bowling to *terminate the Municipal Court Judge's contract effective November 30, 2013 and to open the position for new applicants as recommended by the Mayor*. Motion carried with Rene Rodriguez and Joseph E. Bowling voting aye, Maria Reyes, abstained, Gloria M. Rodriguez, voting nay, and Mary B. Garcia, absent. Motion passed.

29. DISCUSSION AND ACTION OF EMPLOYEE APPEAL AND PETITION SUBMITTED BY JOSE ORTEGA. *JAMES A. MARTINEZ*

30. DISCUSSION AND ACTION OF EMPLOYEE APPEAL AND PETITION SUBMITTED BY JOSE ALVAREZ. *JAMES A. MARTINEZ*

31. DISCUSSION AND ACTION OF EMPLOYEE APPEAL AND PETITION SUBMITTED BY BOBBY CORREA. *JAMES A. MARTINEZ*

32. DISCUSSION AND ACTION OF EMPLOYEE APPEAL AND PETITION SUBMITTED BY REFUGIO ORTA. *JAMES A. MARTINEZ*

33. DISCUSSION AND ACTION OF EMPLOYEE APPEAL AND PETITION SUBMITTED BY ISRAEL DELGADO. *JAMES A. MARTINEZ*

34. DISCUSSION AND ACTION OF EMPLOYEE APPEAL AND PETITION SUBMITTED BY JAVIER VARELA. *JAMES A. MARTINEZ*

35. 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.

36. 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.

37. 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 Maria Reyes to *delete items twenty-nine (29) through thirty-seven (37)*. Motion carried with Rene Rodriguez, Maria Reyes, Joseph E. Bowling, and Gloria M. Rodriguez voting aye, and Mary B. Garcia, absent. Motion passed.

38. ADJOURN

A motion was made by Maria Reyes seconded by Gloria M. Rodriguez to *adjourn at 10:04 p.m.* Motion carried with Rene Rodriguez, Maria Reyes, Joseph E. Bowling, and Gloria M. Rodriguez voting aye, and Mary B. Garcia, absent. Motion passed.



Jesus Ruiz, Mayor



Minutes prepared by
Olivia Navarro
Assistant City Clerk

11-21-13
Date minutes approved