

MEMBERS PRESENT:

Trini López
Gloria M. Rodríguez
Guillermo Madrid, Jr.
Jesús Gandara Jr.

MEMBERS ABSENT

Mary B. García (*Arrived to the meeting at 4:41 p.m.*)
María Reyes

STAFF PRESENT:

Alejandro Vidales, Jr., Acting City Manager
Manuel Rubio, City Clerk
Olivia Navarro, Assistant City Clerk
Sam Leony, Planning & Zoning Director
Jerry Wallace, City Attorney

1. CALL TO ORDER

The meeting was called to order at 4:00 p.m.

2. PLEDGE OF ALLEGIANCE AND A MOMENT OF SILENCE

Pledge of Allegiance was led by *Guillermo Madrid, Jr.*

3. ESTABLISHMENT OF QUORUM

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

PUBLIC HEARING:

**4. PUBLIC HEARING ON ORDINANCE REAPPORTIONING CITY COUNCIL
SINGLE MEMBER DISTRICTS FOR THE CITY OF SOCORRO, TEXAS.**

A. VIDALES, JR.

Public Hearing opened at 4:01 p.m.

No Speakers

Public Hearing closed at 4:01 p.m.

**5. PUBLIC HEARING ON AN ORDINANCE/RESOLUTION CHANGING THE
DATE FOR CITY OF SOCORRO GENERAL ELECTIONS, ESTABLISHING
STAGGERED TERMS OF OFFICE AND EXTENDING TERMS OF OFFICE
AS AUTHORIZED BY TEXAS SENATE BILL 100.**

A. VIDALES, JR.

Public Hearing opened at 4:02 p.m.

No Speakers

Public Hearing closed at 4:02 p.m.

6. PUBLIC HEARING ON AN ORDINANCE OF THE CITY OF SOCORRO, TEXAS REGULATING NUISANCES AND LOUD NOISES WITHIN THE MUNICIPAL LIMITS OF THE CITY OF SOCORRO, TEXAS.

A. VIDALES, JR.

Public Hearing opened at 4:02 p.m.

No Speakers

Public Hearing closed at 4:02 p.m.

A motion was made by Gloria M. Rodriguez seconded by Jesus Gandara, Jr. to *pull items seven (7), eight (8), ten (10) and eleven (11)*. Motion carried with Guillermo Madrid, Gloria M. Rodriguez and Jesus Gandara, Jr. voting aye, Mary B. Garcia and Maria Reyes, absent. Motion passed.

A motion was made by Jesus Gandara, Jr., seconded by Gloria M. Rodriguez to *move up items twelve (12), thirteen (13) and fourteen (14)*. Motion carried with Guillermo Madrid, Gloria M. Rodriguez and Jesus Gandara, Jr. voting aye, Mary B. Garcia and Maria Reyes, absent. Motion passed.

REGULAR AGENDA:

12. SECOND READING AND ADOPTION ON ORDINANCE REAPPORTIONING CITY COUNCIL SINGLE MEMBER DISTRICTS FOR THE CITY OF SOCORRO, TEXAS.

A. VIDALES, JR.

A motion was made by Jesus Gandara, Jr., seconded by Gloria M. Rodriguez to *approve item number twelve (12)*. Motion carried with Guillermo Madrid, Jr. Gloria M. Rodriguez and Jesus Gandara, Jr. voting aye and Mary B. Garcia and Maria Reyes, absent. Motion passed.

13. SECOND READING AND ADOPTION ON AN ORDINANCE/RESOLUTION CHANGING THE DATE FOR CITY OF SOCORRO GENERAL ELECTIONS, ESTABLISHING STAGGERED TERMS OF OFFICE AND EXTENDING TERMS OF OFFICE AS AUTHORIZED BY TEXAS SENATE BILL 100.

A. VIDALES, JR.

A motion was made by Guillermo Madrid, Jr. to *approve item number thirteen*. No second, motion died.

A motion was made by Jesus Gandara, Jr. seconded by Guillermo Madrid, Jr., to *adopt and approve the ordinance with the following corrections: Change dates in Sections 4 and 5 to November 2013 Uniform Election Date and November 2014 Uniform Election date respectively*. Motion carried with Guillermo Madrid, Jr., Gloria M. Rodriguez and Jesus Gandara, Jr., voting aye and Mary B. Garcia and Maria Reyes, absent. Motion passed.

14. SECOND READING AND ADOPTION ON AN ORDINANCE OF THE CITY OF SOCORRO, TEXAS REGULATING NUISANCES AND LOUD NOISES WITHIN THE MUNICIPAL LIMITS OF THE CITY OF SOCORRO, TEXAS.
A. VIDALES, JR.

A motion was made by Jesus Gandara, Jr., seconded by Guillermo Madrid, Jr. to *approve item number fourteen (14), with the following corrections: under Section 13 items A. and B. to read as follows, All commercial generators, compressors and pumps or governmental generators compressors and pumps.* Motion carried with Guillermo Madrid, Jr. and Jesus Gandara, Jr., voting aye and Gloria M. Rodriguez abstained and Mary B. Garcia and Maria Reyes, absent. Motion passed.

CONSENT AGENDA:

** These items were not taken up during the meeting of December 5, 2011 due to inclement weather.*

7. APPROVAL OF REGULAR COUNCIL MEETING MINUTES OF 11/3/11 AND 11/17/11, AND SPECIAL COUNCIL MEETING MINUTES OF 11/10/11.
*** A. VIDALES, JR.**

A motion was made by Gloria M. Rodriguez seconded by Jesus Gandara, Jr. to *correct the November 3 minutes on page 4 to include in the motion that Maria Reyes was absent.* Motion carried with Guillermo Madrid, Jr., Gloria M. Rodriguez and Jesus Gandara, Jr., and Mary B. Garcia and Maria Reyes, absent. Motion passed.

8. DISCUSSION AND ACTION ON PROPOSED REZONING OF TRACT 19-E, BLOCK 27, SOCORRO, GRANT FROM C-2 GENERAL COMMERCIAL TO A COMBINATION OF C-2/R-3 HIGH DENSITY RESIDENTIAL. PLANNING AND ZONING COMMISSION RECOMMENDS APPROVAL WITH THE CONTINGENCY THAT THE LOT BE SPLIT. *
A. VIDALES, JR.

Mary B. Garcia arrived to the meeting at 4:41 p.m.

A motion was made by Jesus Gandara, Jr. seconded by Guillermo Madrid, Jr. to *deny item number eight (8).* Motion carried with Guillermo Madrid, Jr., Mary B. Garcia, Gloria M. Rodriguez and Jesus Gandara, Jr. voting aye, and Maria Reyes, absent. Motion passed.

10. DISCUSSION AND ACTION ON APPROVAL OF THE PROPOSED REZONING OF LOT 20, BLOCK 10, FRIEDMAN ESTATES UNIT 1 REPLAT "A" FROM C-1, LIGHT COMMERCIAL, TO C-2, GENERAL COMMERCIAL WITH A CONDITIONAL USE PERMIT TO SELL BEER AND WINE. PLANNING DEPARTMENT RECOMMENDS APPROVAL. A. VIDALES, JR.

A motion was made by Jesus Gandara, Jr., seconded by Mary B. Garcia to *approve item number ten (10).* Motion carried with Guillermo Madrid, Jr., Mary B. Garcia, Gloria M. Rodriguez and Jesus Gandara, Jr., voting aye and Maria Reyes, absent. Motion passed.

11. DISCUSSION AND ACTION ON APPROVAL OF THE PROPOSED REZONING OF TRACT 16-A, BLOCK 7, SOCORRO GRANT, FROM R-1 SINGLE FAMILY RESIDENTIAL, TO C-2, GENERAL COMMERCIAL. PLANNING DEPARTMENT RECOMMENDS APPROVAL.

A. VIDALES, JR.

A motion was made by Guillermo Madrid, Jr. seconded by Jesus Gandara, Jr. to *deny and wait for the completion of the Master Plan*. Motion carried with Guillermo Madrid, Jr., Mary B. Garcia, Gloria M. Rodriguez and Jesus Gandara, Jr. voting aye and Maria Reyes, absent. Motion passed.

9. APPROVAL OF REGULAR COUNCIL MEETING MINUTES OF 12/05/11.

A. VIDALES, JR.

A motion was made by Gloria M. Rodriguez seconded by Jesus Gandara, Jr., to *approve item number nine (9)*. Motion carried with Guillermo Madrid, Jr., Mary B. Garcia, Gloria M. Rodriguez and Jesus Gandara, Jr., voting aye and Maria Reyes, absent. Motion passed.

15. DISCUSSION AND ACTION TO RECONSIDER PREVIOUS ACTION OF CITY COUNCIL AND REZONE TRACT 1-A-41 AND 1-A-44 LEIGH CLARK SURVEY, EL PASO COUNTY TEXAS (1.98) AC.) (11300 GATEWAY EAST) FROM UNCLASSIFIED TO M-1 LIGHT INDUSTRIAL AND TO APPROVE CONTRACT IMPOSING RESTRICTIVE COVENANTS FOR SAID PROPERTY. *

A. VIDALES, JR.

Robert Pearson, attorney for property owner and Robert Malooly, property owner spoke on this item

A motion was made by Jesus Gandara, Jr., seconded by Gloria M. Rodriguez to *approve to reconsider the action denying the rezoning of 11300 Gateway East*. Motion carried with Guillermo Madrid, Jr., Mary B. Garcia, Gloria M. Rodriguez and Jesus Gandara, Jr., voting aye and Maria Reyes, absent. Motion passed.

A motion was made by Mary B. Garcia seconded by Jesus Gandara, Jr. to *approve the rezoning of property at 11300 Gateway East as described in agenda item number fifteen (15) to M-1 Light Industrial Zone, subject to the restrictions and covenants set forth in the contract with Robert Malooly, and further, to approve the contract with Robert Malooly*. Motion carried with Guillermo Madrid, Jr., Mary B. Garcia, Gloria M. Rodriguez and Jesus Gandara, Jr., voting aye and Maria Reyes, absent. Motion passed.

16. DISCUSSION AND ACTION TO AWARD THE CONTRACT FOR HMAC/TAC EMULSION/BASE MATERIALS BID. *

A. VIDALES, JR.

A motion was made by Mary G. Garcia seconded by Jesus Gandara, Jr. to *approve and award the contract of HMAC/TAC Emulsion Base Material Bid to Cemex Construction Materials South, LLC in the amount of \$526,000.00*. Motion carried with Guillermo Madrid, Jr., Mary B. Garcia, Gloria M. Rodriguez and Jesus Gandara, Jr., voting aye and Maria Reyes, absent. Motion passed.

17. DISCUSSION AND ACTION ON SPEED HUMPS PROJECT AT SOYA DRIVE BETWEEN LYDIA RD., AND JO WAY, COUNTRY GREEN SUBDIVISION. PLANNING AND ZONING COMMISSION RECOMMENDS DENIAL BUT ADVISED TO MAKE SOME SIGNALIZATION CHANGES. *

A. VIDALES, JR.

A motion was made by Gloria M. Rodriguez seconded by Guillermo Madrid, Jr. to *approve the recommendation of the Planning and Zoning Commission to deny*. Motion carried with Guillermo Madrid, Jr., Mary B. Garcia, Gloria M. Rodriguez and Jesus Gandara, Jr., voting aye and Maria Reyes, absent. Motion passed.

18. DISCUSSION AND ACTION ON APPROVAL OF CERTIFICATE OF APPROPRIATENESS ON SIGNAGE OF LOT 20, BLOCK 10, FRIEDMAN ESTATES UNIT ONE SUBDIVISION. *

A. VIDALES, JR.

A motion was made by Gloria M. Rodriguez seconded by Jesus Gandara, Jr., to *approve item number eighteen (18)*. Motion carried with Guillermo Madrid, Jr., Mary B. Garcia, Gloria M. Rodriguez and Jesus Gandara, Jr., voting aye and Maria Reyes, absent. Motion passed.

19. DISCUSSION AND ACTION ON APPROVAL TO WAIVE FEES FOR SWAP MEET EVERY SATURDAY MORNING AT THE PROPERTY AT LOTS 1 TO 3 AND 16 TO 18, BLOCK 2, POOLE SUBDIVISION. *

A. VIDALES, JR.

Fernando Gardea, pastor of the church Eben-Ezer, spoke on this item.

A motion was made by Gloria M. Rodriguez to *approve item number nineteen (19), no second*. Motion died.

A motion was made by Jesus Gandara, Jr., seconded by Mary B. Garcia to *deny item number nineteen (19)*. Motion carried with Guillermo Madrid, Jr., Mary B. Garcia, and Jesus Gandara, Jr., voting aye, Gloria M. Rodriguez voting nay and Maria Reyes, absent. Motion passed.

20. DISCUSSION AND ACTION ON APPROVAL OF SPEED HUMPS PROJECT AT VALLE DEL MAR DR. PLANNING AND ZONING COMMISSION RECOMMENDS DENIAL WITH THE RECOMMENDATION TO INSTALL 3-WAY STOPS, SPEED LIMIT SIGNS AND INCREASE POLICE PRESENCE. A STUDY CONDUCTED BY THE POLICE DEPARTMENT IS ALSO RECOMMENDED IN THREE MONTHS TO DETERMINE IF SPEED HUMPS ARE NECESSARY. *

A. VIDALES, JR.

A motion was made by Gloria M. Rodriguez seconded by Jesus Gandara, Jr., to *approve the denial and approve the recommendations made by the Planning and Zoning Commission*. Motion carried with Guillermo Madrid, Jr., Mary B. Garcia, Gloria M. Rodriguez and Jesus Gandara, Jr., voting aye and Maria Reyes, absent. Motion passed.

21. DISCUSSION AND ACTION ON APPROVAL OF THE PROPOSED CONDITIONAL USE PERMIT TO SELL BEER AND WINE FOR TRACT 27 AND PORTION OF 28, BLOCK 8, SOCORRO GRANT. PLANNING DEPARTMENT RECOMMENDS APPROVAL. A. VIDALES, JR.

A motion was made by Jesus Gandara, Jr., seconded by Gloria M. Rodriguez to *approve item number twenty-one (21)*. Motion carried with Guillermo Madrid, Jr., Mary B. Garcia, Gloria M. Rodriguez and Jesus Gandara, Jr., voting aye and Maria Reyes, absent. Motion passed.

22. INTRODUCTION, FIRST READING AND CALLING FOR A PUBLIC HEARING ON AN ORDINANCE OF A CURFEW VIOLATION FOR MINORS UNDER THE AGE OF 17 AND ESTABLISHING EXCEPTIONS AND DEFENSES THERETO; CREATING THE OFFENSE OF ENCOURAGING OR ASSISTING IN THE COMMISSION OF A CURFEW OFFENSE; PROVIDING FOR THE ENFORCEMENT PROCEDURES; PROVIDING FOR THE SEVERABILITY OF ALL PROVISIONS AND FOR A REVIEW OF ORDINANCE PENALTY. A. VIDALES, JR.

A motion was made by Gloria M. Rodriguez seconded by Jesus Gandara, Jr., to *approve item number twenty-two (22)*. Motion carried with Guillermo Madrid, Jr., Mary B. Garcia, Gloria M. Rodriguez and Jesus Gandara, Jr., voting aye and Maria Reyes, absent. Motion passed.

23. EXCUSE ABSENT COUNCIL MEMBERS. * A. VIDALES, JR.

A motion was made by Jesus Gandara, Jr., seconded by Gloria M. Rodriguez to *delete item number twenty-three (23)*. Motion carried with Guillermo Madrid, Jr., Mary B. Garcia, Gloria M. Rodriguez and Jesus Gandara, Jr., voting aye and Maria Reyes, absent. Motion passed.

Mr. Wallace recommended reconsidering item number fourteen (14) he indicated that an Ordinance required three members to vote for it in order for it to pass.

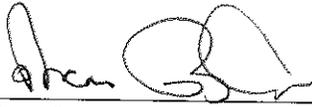
A motion was made by Jesus Gandara, Jr. seconded by Gloria M. Rodriguez to *reconsider item number fourteen (14)*. Motion carried with Guillermo Madrid, Jr., Mary B. Garcia, Gloria M. Rodriguez and Jesus Gandara, Jr. voting aye and Maria Reyes, absent. Motion passed.

14. SECOND READING AND ADOPTION ON AN ORDINANCE OF THE CITY OF SOCORRO, TEXAS REGULATING NUISANCES AND LOUD NOISES WITHIN THE MUNICIPAL LIMITS OF THE CITY OF SOCORRO, TEXAS. A. VIDALES, JR.

A motion was made by Jesus Gandara, Jr., seconded by Mary B. Garcia. to *approve item number fourteen (14), with the following corrections: under Section 13 items A. and B. to read as follows, All commercial generators, compressors and pumps or governmental generators compressors and pumps.* Motion carried with Guillermo Madrid, Jr. Mary B. Garcia and Jesus Gandara, Jr., voting aye and Gloria M. Rodriguez abstained and Maria Reyes, absent. Motion passed.

29. ADJOURN

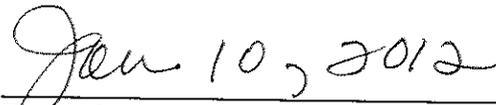
A motion was made by Gloria M. Rodriguez seconded by Mary B. Garcia to *adjourn at 5:50 p.m.* Motion carried with Guillermo Madrid, Jr., Mary B. Garcia, Gloria M. Rodriguez and Jesus Gandara, Jr., voting aye and Maria Reyes, absent. Motion passed.



Mary B. Garcia, Mayor Pro-Tem



Olivia Navarro, Assistant City Clerk



Date when minutes were approved