Jesus Ruiz
Mayor

Rene Rodriguez
At Large/Mayor Pro Tem

Sergio Cox
District 1

Gloria M. Rodríguez
District 2

Victor Perez
District 3

Anthony Gandara
District 4

Adriana Rodarte
City Manager

REGULAR COUNCIL MEETING MINUTES
APRIL 21, 2016 @ 6:00 P.M.

MEMBERS PRESENT:
Mayor Jesus Ruiz
Victor Perez
Rene Rodriguez
Anthony Gandara
Sergio Cox
Gloria M. Rodriguez

MEMBERS ABSENT:

STAFF PRESENT:
Adriana Rodarte, City Manager
Olivia Navarro, City Clerk
James A. Martinez, City Attorney (*Arrived to the meeting at 6:09 p.m.)*
Sam Leony, Planning and Zoning Director

Rosio Marin, HR Director
Jesse Scot, Interim CFO
Miguel Rosas, Interim Public Works Director
Chief Carlos Maldonado
Lt. Eddie Smith
Victor Reta, Community Centers Supervisor

1. CALL TO ORDER

The meeting was called to order at: 6:08 p.m.

2. PLEDGE OF ALLEGIANCE AND A MOMENT OF SILENCE

Pledge of Allegiance was led by Miguel Rosas

3. ESTABLISHMENT OF QUORUM

A quorum was established with all members present.

4. PUBLIC COMMENT

Ralph Duran, Roberto Duran, Ofelia Carrete, Robert Guerrero, Fernie Salcido, Leon Luna, Lorenza Fraire and Sergio Jaime spoke during Public Comment.

A motion was made by Sergio Cox seconded by Rene Rodriguez to *suspend the rule and allow speakers to speak.* Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Sergio Cox and Gloria M. Rodriguez
Nays:
Abstain:

Rana Sanchez, Shanda Giraud, Lindsay Snodgrass, Jesus Cabrera, Jesus Morales, Tony Valdez and David Estrada spoke during Public Comment.

A motion was made by Rene Rodriguez seconded by Gloria M. Rodriguez to *move up items twelve (12), thirteen (13) fourteen (14) and fifteen (15).* Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Sergio Cox and Gloria M. Rodriguez
Nays:
Abstain:

PLANNING AND ZONING

12. *DISCUSSION AND ACTION* ON THE REQUEST TO APPEAL THE DECISION OF THE PLANNING AND ZONING COMMISSION FOR THE PROPOSED REZONING OF HIDDEN VALLEY ESTATES FROM R-2, MEDIUM DENSITY RESIDENTIAL TO RM-2, RESIDENTIAL MOBILE HOME PARK. ***SAM LEONY***

A motion was made by Victor Perez seconded by Rene Rodriguez to *uphold the decision made by the Planning and Zoning Commission to deny the rezoning application.* Motion passed.

Roberto Duran, Eric Murillo, Ofelia Carrete, Fernie Salcido, Lindsay Snodgrass, Lorenza Fraire, Shaunda Giraud, Rana Sanchez and Jesus Cabrera spoke on this item.

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Sergio Cox and Gloria M. Rodriguez
Nays:
Abstain:

13. ***DISCUSSION AND ACTION* ON THE REQUEST TO APPEAL THE DECISION OF THE PLANNING AND ZONING COMMISSION FOR THE PROPOSED CONDITIONAL USE PERMIT FOR BEER AND WINE OF LOT 22, TRACT 4C6D, BLOCK 3, HILLCREST MANOR SUBDIVISION AT 901 HORIZON BLVD.** ***SAM LEONY***

A motion was made by Gloria M. Rodriguez seconded by Rene Rodriguez to *approve the denial.*

An amended motion was made by Gloria M. Rodriguez seconded by Rene Rodriguez to deny *the application for conditional use permit.* Motion passed.

Sandy Saucedo spoke on this item and presented council member with *Exhibit "A"*, Lorenza Fraire and Pat Gardea spoke on this item.

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Sergio Cox and Gloria M. Rodriguez
Nays:
Abstain:

14. ***DISCUSSION AND ACTION* ON THE REQUEST TO APPEAL THE DECISION OF THE PLANNING AND ZONING COMMISSION FOR THE PROPOSED CONDITIONAL USE PERMIT FOR A TIRE SHOP ON LOT 40, BLOCK 9, FRIEDMAN ESTATES #1 AT 11421 SOCORRO RD.** ***SAM LEONY***

A motion was made by Rene Rodriguez seconded by Anthony Gandara to *accept the recommendation made by the Planning and Zoning Commission to deny.* Motion passed.

Lorenza Fraire spoke on this item.

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Sergio Cox and Gloria M. Rodriguez
Nays:
Abstain:

15. ***DISCUSSION AND ACTION* ON THE REQUEST TO APPEAL THE DECISION OF THE PLANNING AND ZONING COMMISSION FOR THE PROPOSED CONDITIONAL USE PERMIT FOR BEER AND WINE OF LOT 3, BLOCK 4, ROSEVILLE SUBDIVISION AT 360 BAUMAN.** ***SAM LEONY***

A motion was made by Rene Rodriguez seconded by Sergio Cox to *accept the recommendation made by the Planning and Zoning Commission to deny the conditional use permit.* Motion passed.

Lorenza Fraire spoke on this item.

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Sergio Cox and Gloria M. Rodriguez
Nays:
Abstain:

PRESENTATION

5. ***PRESENTATION* BY INTERIM CITY MANAGER REGARDING MARCH MONTHLY REPORT.** ***ADRIANA RODARTE***

Presentation made by Adriana Rodarte.

CONSENT AGENDA

6. ***EXCUSE* ABSENT COUNCIL MEMBERS.** ***OLIVIA NAVARRO***

7. ***APPROVAL* OF REGULAR COUNCIL MEETING MINUTES OF APRIL 7, AND SPECIAL COUNCIL MEETING MINUTES OF APRIL 13, 2016.** ***OLIVIA NAVARRO***

8. ***DISCUSSION AND ACTION* ON APPROVING THE CASH RECEIPTS TRANSACTION REPORT FOR MARCH 2016.** ***JESSE SCOTT***

9. ***DISCUSSION AND ACTION* ON APPROVING THE ACCOUNTS PAYABLE TRANSACTION REPORT FOR MARCH 2016.** ***JESSE SCOTT***

A motion was made by Gloria M. Rodriguez seconded by Rene Rodriguez to *approve the Consent Agenda.* Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Sergio Cox and Gloria M. Rodriguez
Nays:
Abstain:

PUBLIC HEARINGS/ORDINANCES

10. ***PUBLIC HEARING* OF ORDINANCE 386 AN ORDINANCE OF THE CITY OF SOCORRO, TEXAS, AMENDING CHAPTER 2, ARTICLE IV, DIVISION 7, SECTION 2-266 OF THE CODE OF ORDINANCES OF THE CITY OF SOCORRO, TEXAS, AUTHORIZING THE HISTORICAL LANDMARK COMMISSION TO ASSUME THE POWERS AND DUTIES OF THE MUSEUM COMMISSION, ELIMINATING THE MUSEUM COMMISSION, AND REPEALING CHAPTER 2, ARTICLE IV, DIVISION 5, (SECTIONS 2-233 TO 2-256) OF THE CODE OF ORDINANCES OF THE CITY OF SOCORRO, TEXAS.** ***ADRIANA RODARTE***

Public Hearing Opened at 7:12 p.m.
No Speakers
Public Hearing Closed at 7:13 p.m.

11. *SECOND READING AND ADOPTION* OF ORDINANCE 386 AN ORDINANCE OF THE CITY OF SOCORRO, TEXAS, AMENDING CHAPTER 2, ARTICLE IV, DIVISION 7, SECTION 2-266 OF THE CODE OF ORDINANCES OF THE CITY OF SOCORRO, TEXAS, AUTHORIZING THE HISTORICAL LANDMARK COMMISSION TO ASSUME THE POWERS AND DUTIES OF THE MUSEUM COMMISSION, ELIMINATING THE MUSEUM COMMISSION, AND REPEALING CHAPTER 2, ARTICLE IV, DIVISION 5, (SECTIONS 2-233 TO 2-256) OF THE CODE OF ORDINANCES OF THE CITY OF SOCORRO, TEXAS. *ADRIANA RODARTE*

A motion was made by Victor Perez seconded by Sergio Cox to *approve item number eleven (11).* Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Sergio Cox and Gloria M. Rodriguez
Nays:
Abstain:

CITY MANAGER

16. *DISCUSSION AND ACTION* ON APPROVING THE UNAUDITED FINANCIAL REPORTS FOR MARCH 2016. *ADRIANA RODARTE*

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

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Sergio Cox and Gloria M. Rodriguez
Nays:
Abstain:

17. *DISCUSSION AND ACTION* TO ACCEPT DEDICATION OF PIRO CT., AND PROCEED WITH IMMEDIATE PAVING AFTER DEDICATION BECOMES EFFECTIVE. *ADRIANA RODARTE*

A motion was made by Gloria M. Rodriguez seconded by Anthony Gandara to *approve item number seventeen (17).* Motion passed.

Dolores Miranda spoke on this item.

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Sergio Cox and Gloria M. Rodriguez
Nays:
Abstain:

18. *DISCUSSION AND ACTION* TO INCREASE CAPITAL FUNDING FOR THE REMAINING OF STREET PAVING PROJECTS FOR 2016 IN THE AMOUNT OF $210,000.00. ***ADRIANA RODARTE***

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, Anthony Gandara, Sergio Cox and Gloria M. Rodriguez
Nays:
Abstain:

19. *DISCUSSION AND ACTION* TO APPROVE DANNENBAUM ENGINEERING WORK ORDER AUTHORIZING CITY MANAGER OR HER DESIGNEE TO EXECUTE WORK ORDER NO. 1. ***ADRIANA RODARTE***

A motion was made by Gloria M. Rodriguez seconded by Anthony Gandara to *approve item number nineteen (19).* Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Sergio Cox and Gloria M. Rodriguez
Nays:
Abstain:

MAYOR AND COUNCIL

20. *DISCUSSION AND ACTION* REGARDING A CONSTITUENT'S REPORTS OF FIREARMS BEING DISCHARGED IN A PUBLIC PARK AND PUBLIC SAFETY CONCERNS ARISING FROM SAME. SOCORRO POLICE DEPARTMENT CASE NO. 2016000654. ***ANTHONY GANDARA***

Daniel Hernandez spoke on this item.

No action on this item.

A motion was made by Victor Perez seconded by Gloria M. Rodriguez to *move into Executive Session at this time.* Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Sergio Cox and Gloria M. Rodriguez
Nays:
Abstain:

THE CITY COUNCIL CONVENED INTO EXECUTIVE SESSION AT 7:31 P.M.

EXECUTIVE SESSION

THE CITY COUNCIL RECONVENED IN OPEN SESSION AT 8:05 P.M.

21. ***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.** ***ADRIANA RODARTE***

22. ***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.**
ADRIANA RODARTE

23. ***DISCUSSION AND ACTION* REGARDING PENDING LITIGATION.**
ADRIANA RODARTE

A motion was made by Rene Rodriguez seconded by Victor Perez to *delete items twenty-one (21), twenty-two (22), and twenty-three (23).* Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Sergio Cox and Gloria M. Rodriguez
Nays:
Abstain:

24. ***DISCUSSION AND ACTION* REGARDING POTENTIAL CLAIM REGARDING REAL PROPERTY OWNED BY MARIA UGARTE AND RICHARD HERNANDEZ [551.071 AND 551.072].** ***JAMES A. MARTINEZ***

A motion was made by Rene Rodriguez seconded by Anthony Gandara to *enforce our ordinance.*

A motion was made by Rene Rodriguez seconded by Sergio Cox to *suspend the rule and allow speakers to speak.*

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Sergio Cox and Gloria M. Rodriguez
Nays:
Abstain:

Mayor Jesus Ruiz stepped out of the meeting at 8:19 p.m.

Rene Rodriguez sat in as Mayor Pro Tem.

Mayor Jesus Ruiz stepped back into the meeting at 8:21 p.m.

Richard Hernandez spoke on this item and handed council members with material. *(See Exhibit "B").*

Maria Ugarte spoke on this item.

Rene Rodriguez rescinded his motion.

No action on this item.

25. *ADJOURN*

A motion was made by Victor Perez seconded by Rene Rodriguez to *adjourn at 8:29 p.m.*

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Sergio Cox and Gloria M. Rodriguez
Nays:
Abstain:

Jesus Ruiz, Mayor

Olivia Navarro
City Clerk

May 5, 2016
Date minutes were approved

Mayor Jesus Ruiz stepped back into the meeting at 8:21 p.m.

Richard Hernandez spoke on this item and handed council members with material. (See Exhibit "B").

Maria Ugarte spoke on this item.

Rene Rodriguez rescinded his motion.

No action on this item.

25. ADJOURN

A motion was made by Victor Perez seconded by Rene Rodriguez to adjourn at 8:29 p.m.

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Sergio Cox and Gloria M. Rodriguez
Nays:
Abstain:

Jesus Ruiz, Mayor

Olivia Navarro
City Clerk

Date minutes were approved

Exhibit "A" #13

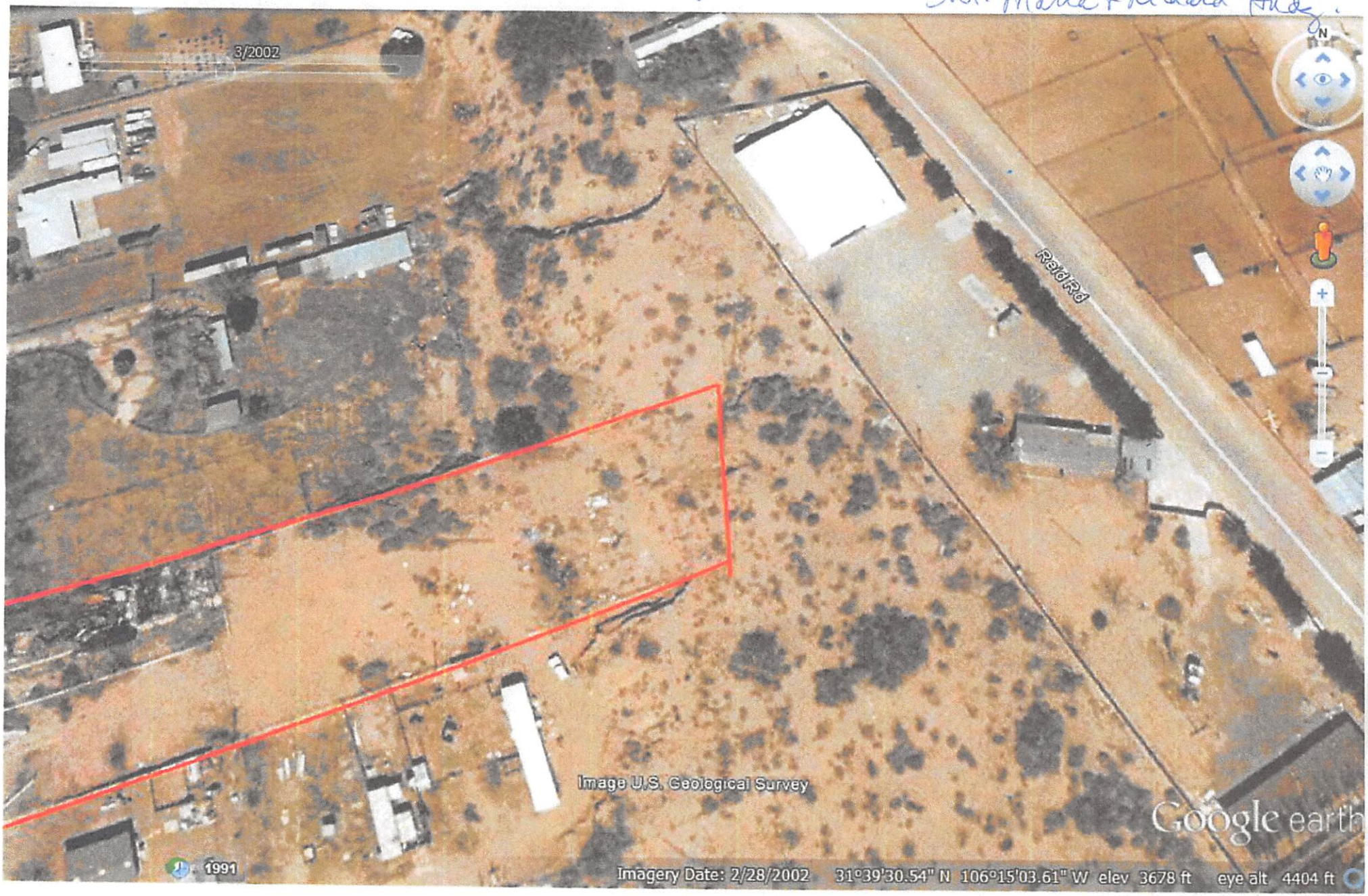
March 15, 2016

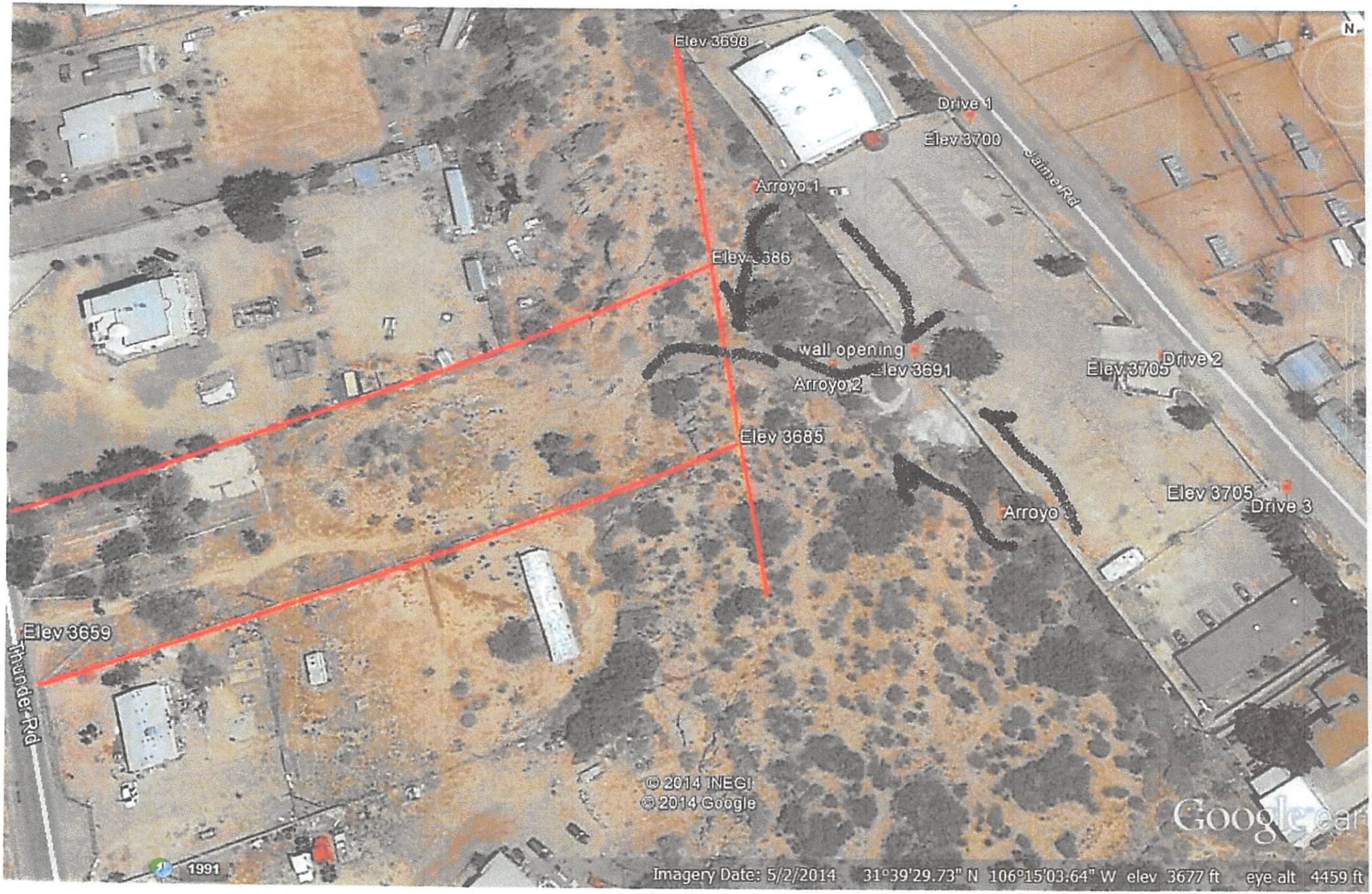
The Following residents of Hill Crest Manor Subdivision OPPOSE the permit for Beer and Wine sales for Lot 22. Block3. At 901 Horizon Blvd Space G. XTreme Pizza.

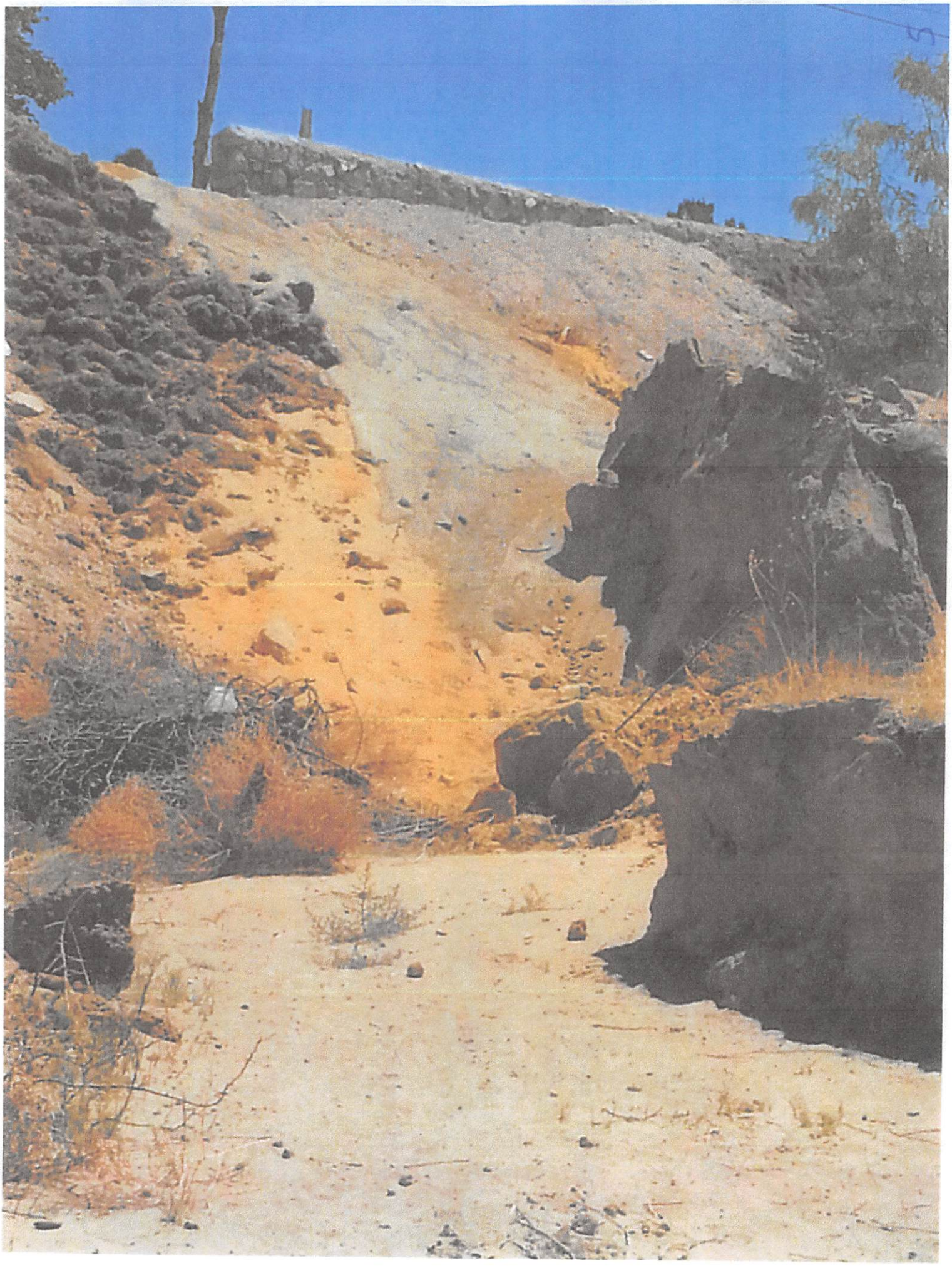
Thank You

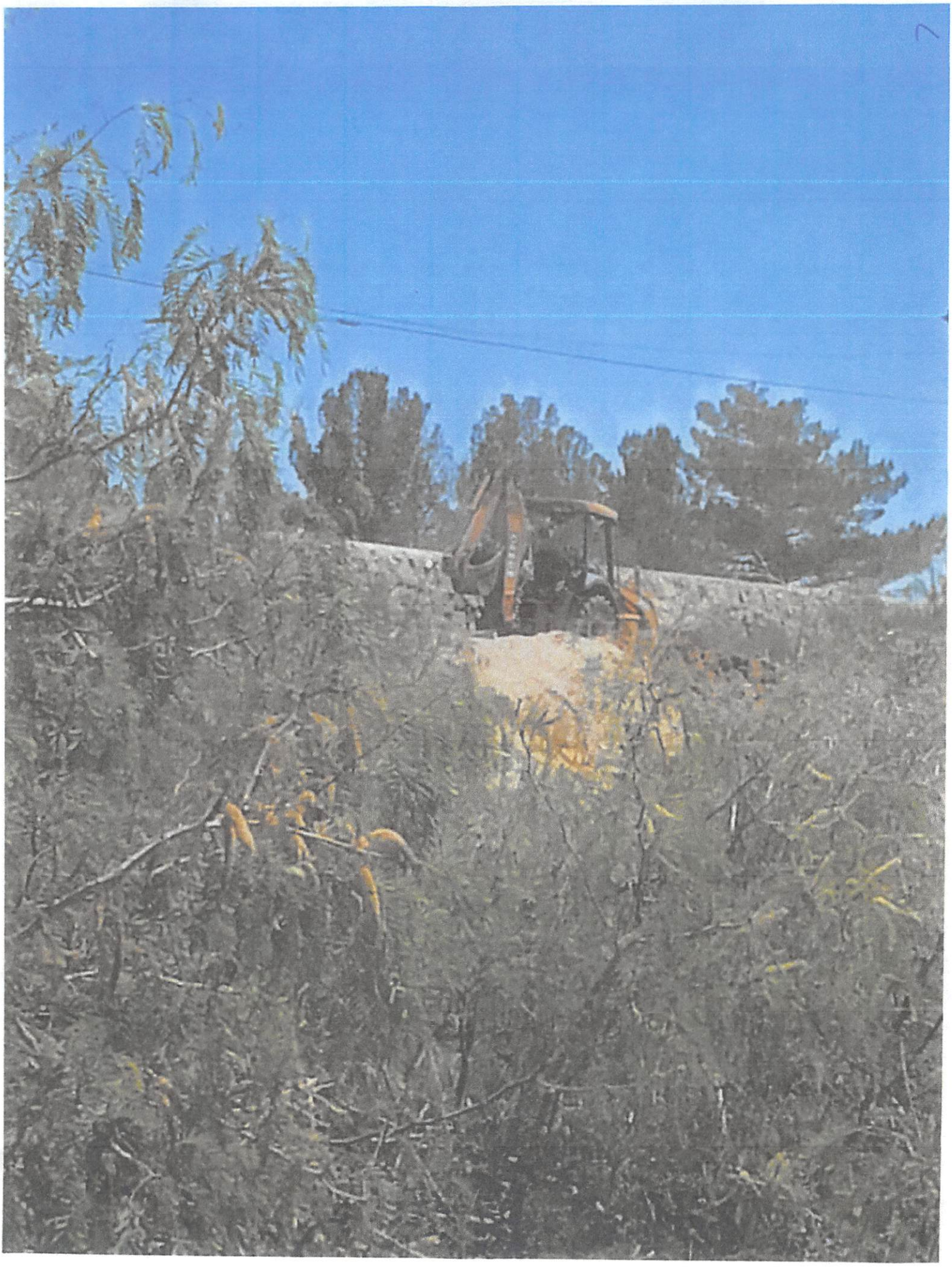
[illegible]	10827 Patti Jo	915-276-4592
Sandy Saucedo	10827 Patti Jo	915-276-4692
James Elmore	10812 Arlene Cir	915 525-2293
Glenn Elmore	10812 Arlene Cir	915-525-0885
Mayra Hernandez	10805 Arlene Cir.	915-603-2028
Irma Sanchez	10835 Patti Jo Dr	915-858-1514
Joe Flores	10848 Arlene	915-474-2059
[illegible]	10824 Patti Jo	915-592-7322
Paula Gonzalez	10824 Patti Jo	915-920-3283
Albert H. Ortiz	10827 Arlene Cir.	915-858-7999
Lydia R. Ortiz	10827 Arlene Cir.	915-858-7999
Patricia Garcia	10843 Patti Jo Dr	915-449-0245

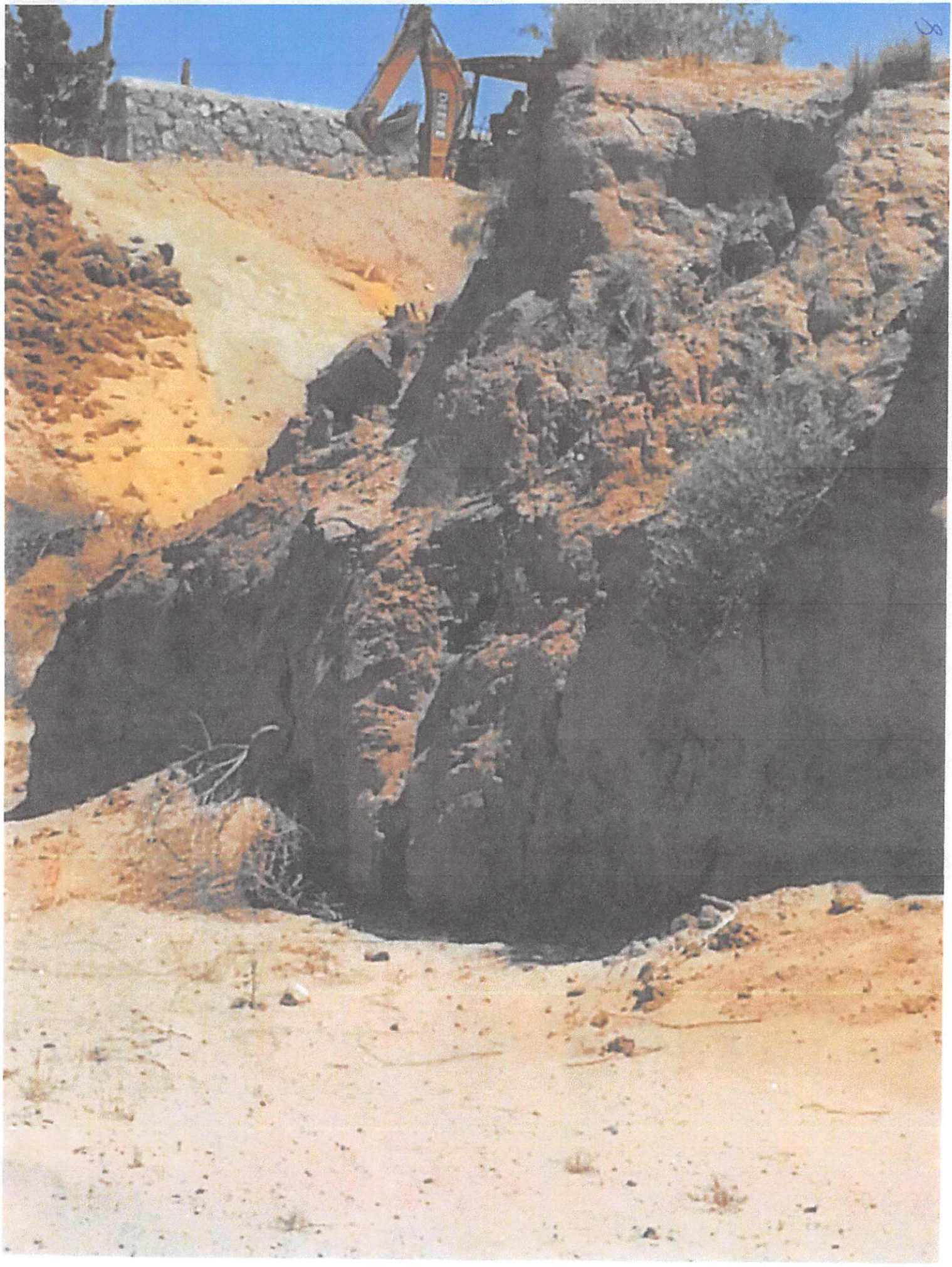
Exhibit "B" #24 April 21, 2016 Copies from Mr. Maria + Richard Hudy.

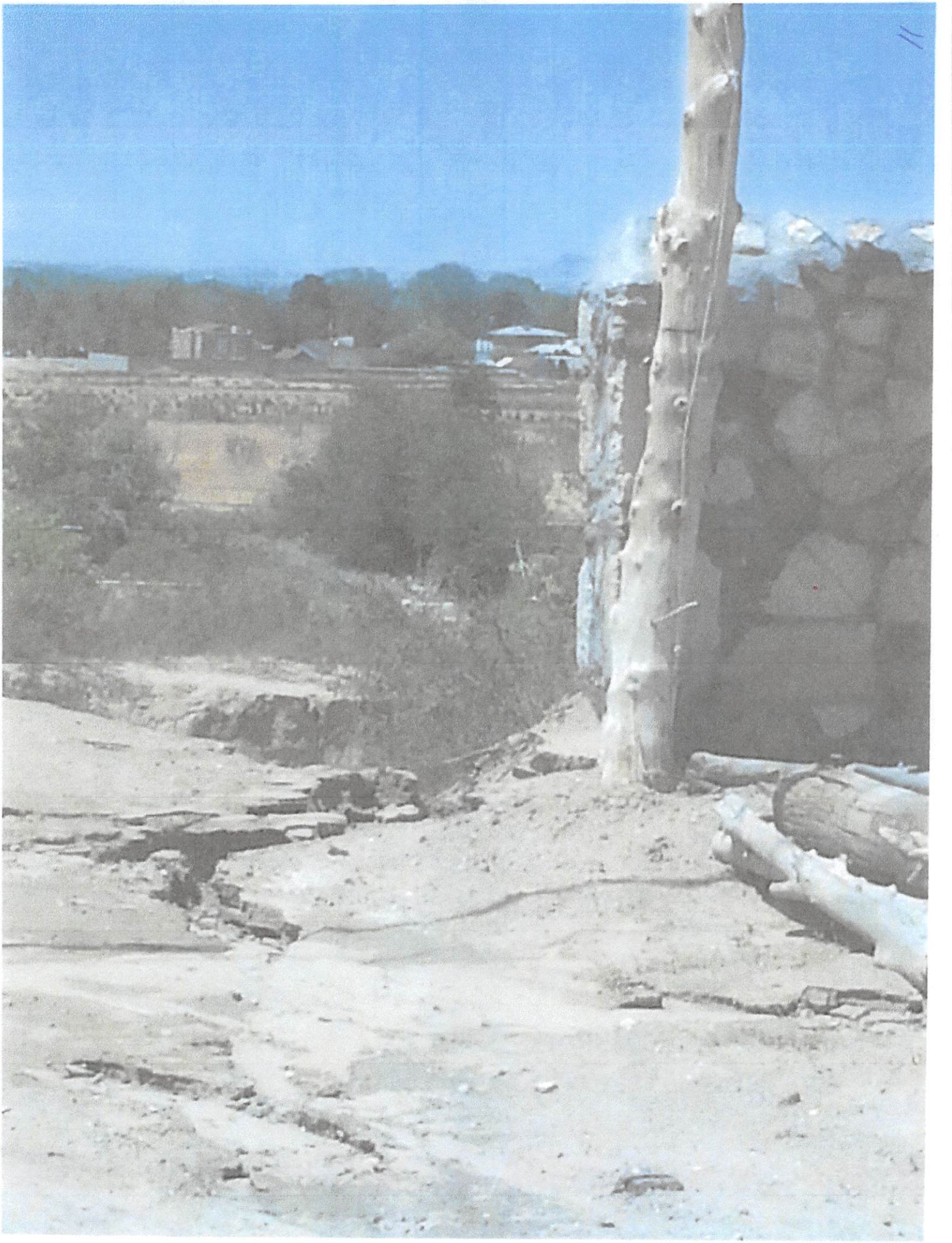



Elev 3698
Drive 1
Elev 3700
Jaime Rd
Arroyo 1
Elev 3686
wall opening
Elev 3691
Arroyo 2
Elev 3705
Drive 2
Elev 3685
Elev 3705
Drive 3
Arroyo 3
Elev 3659
Thunder Rd
© 2014 INEGI
© 2014 Google
Google earth
1991
Imagery Date: 5/2/2014 31°39'29.73" N 106°15'03.64" W elev 3677 ft eye alt 4459 ft









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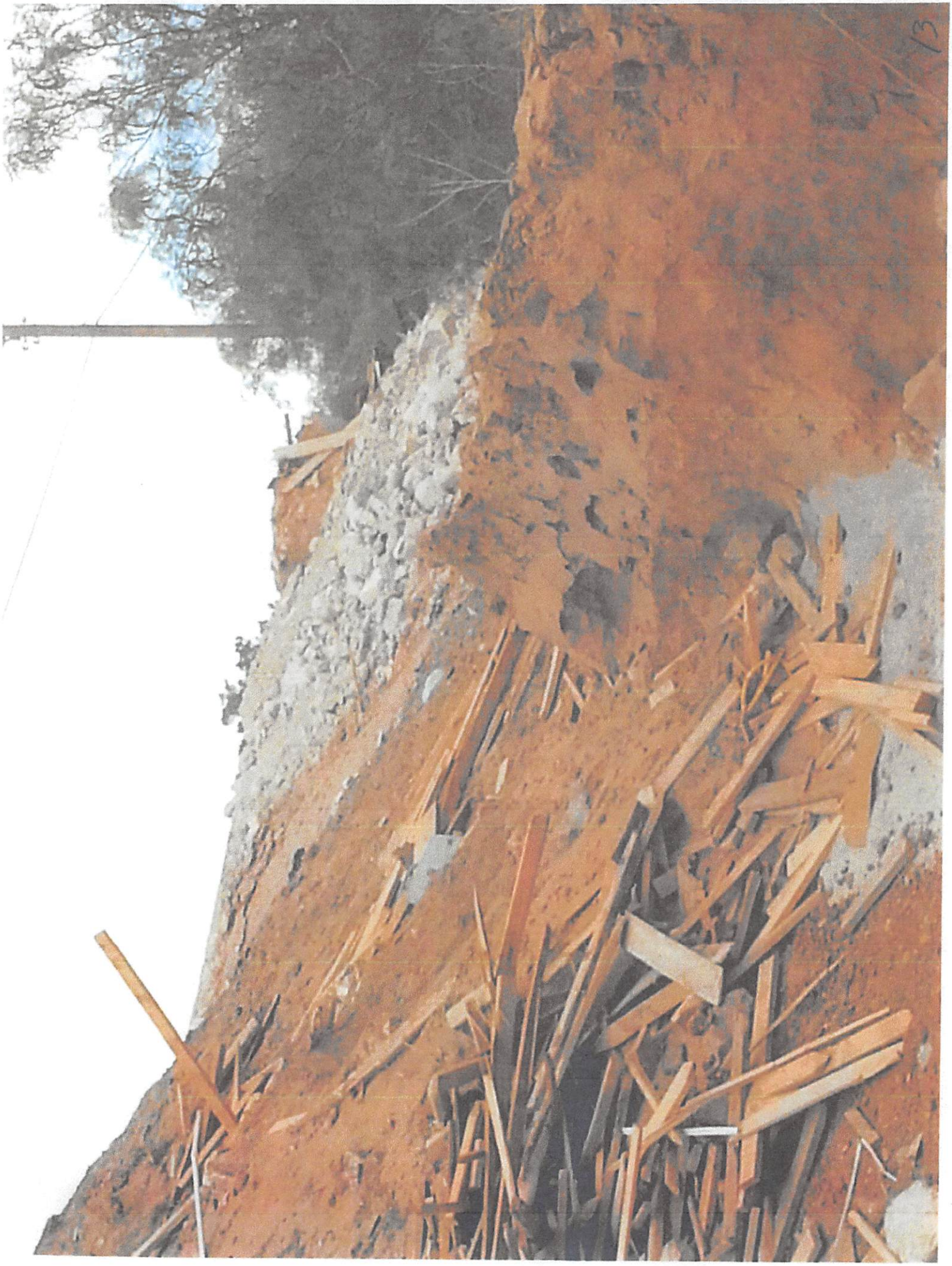

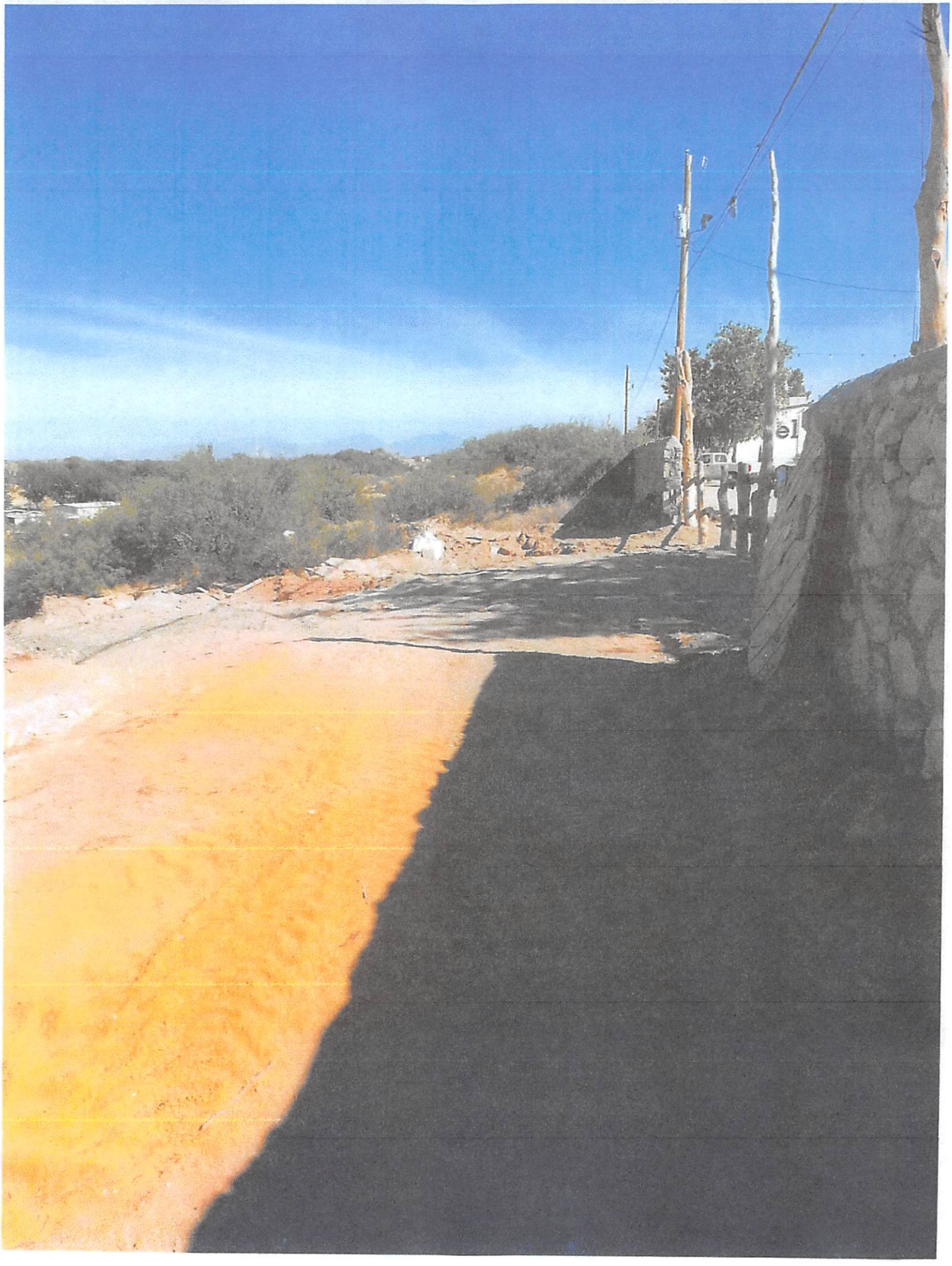

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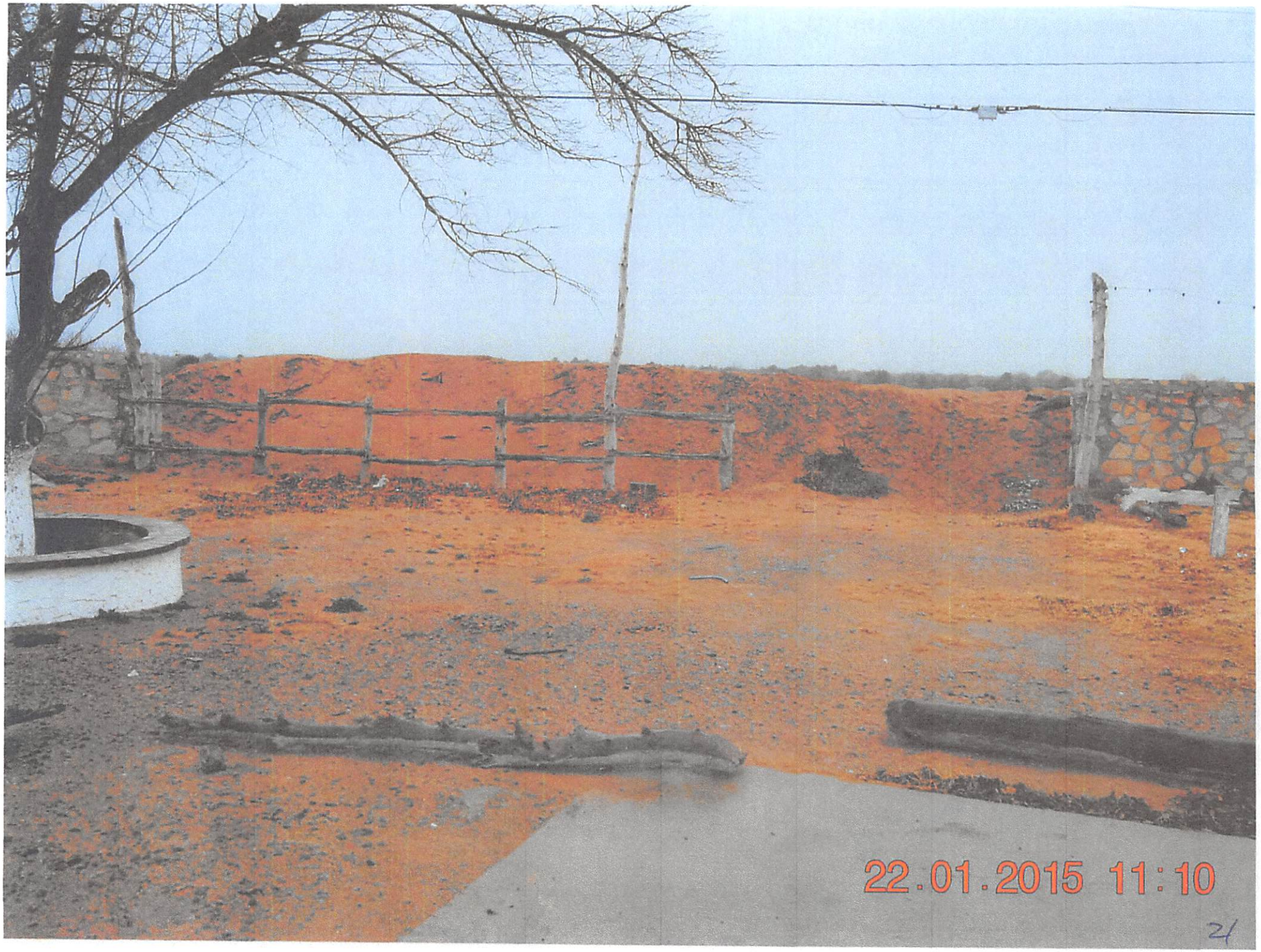
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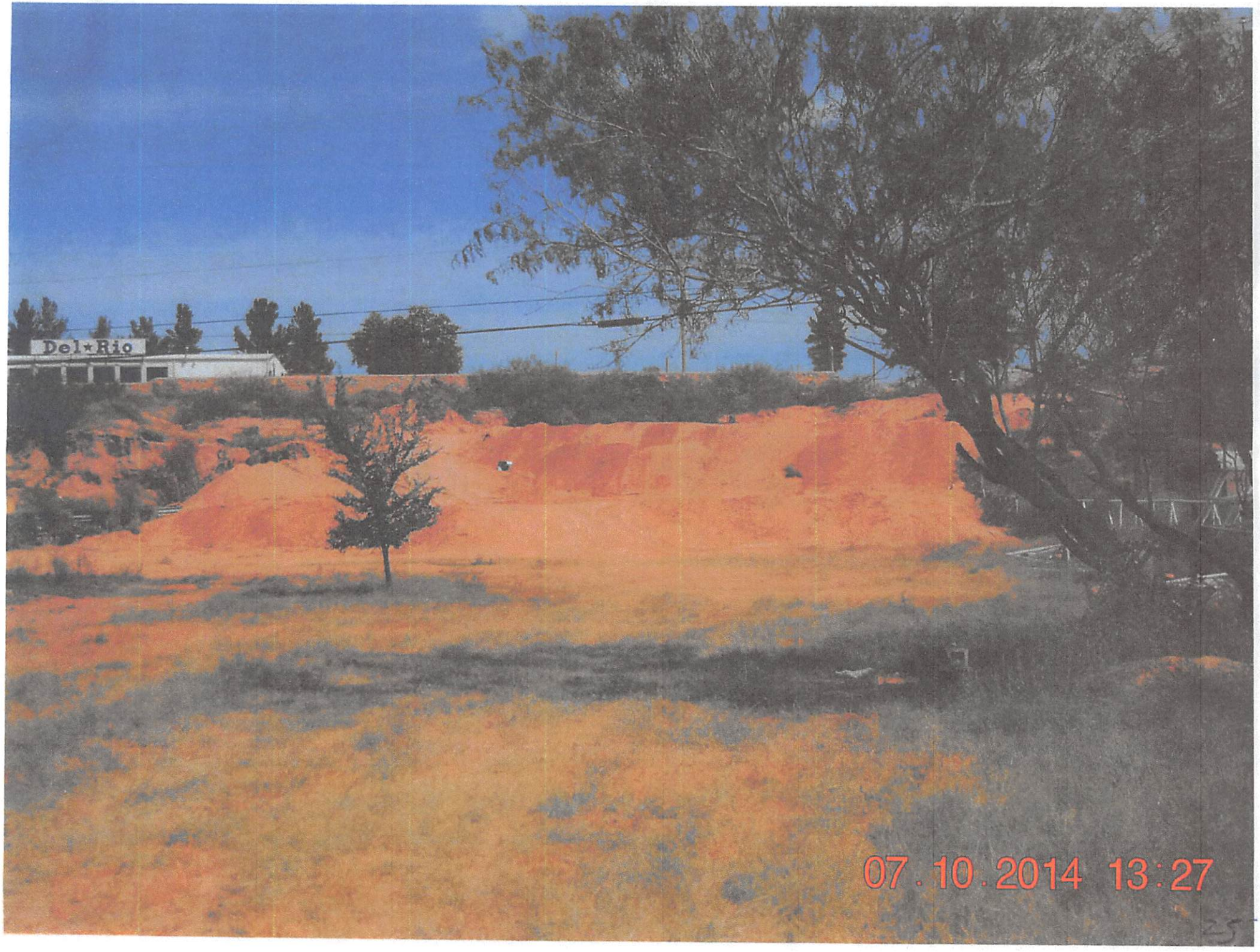
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