Jesus Ruiz
Mayor

Rene Rodriguez
At Large/Mayor Pro Tem

Vacant
District 1

Gloria M. Rodríguez
District 2

Victor Perez
District 3

Anthony Gandara
District 4

Adriana Rodarte
City Manager

REGULAR COUNCIL MEETING MINUTES
JULY 7, 2016 @ 6:00 P.M.

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

MEMBERS ABSENT:

STAFF PRESENT:
Adriana Rodarte, City Manager
Olivia Navarro, City Clerk
Jim Martinez, City Attorney
Sam Leony, Planning and Zoning Director

Victor Reta, Recreation Centers Supervisor
Rosio Marin, HR Director
Chief Carlos Maldonado
Lt. Eddie Smith
Charles Casiano, Finance Director

1. CALL TO ORDER

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

2. PLEDGE OF ALLEGIANCE AND A MOMENT OF SILENCE

Pledge of Allegiance was led by Victor Reta, Recreation Parks Supervisor

3. ESTABLISHMENT OF QUORUM

A quorum was established with five members present.

4. PUBLIC COMMENT

Alejandro Rodriguez, Ralph Duran, and Juan Castañeda spoke during Public Comment.

PRESENTATION

5. ***PRESENTATION* RECOGNIZING SOCORRO POLICE DEPARTMENT FOR RECEIVING THE 2016 SAFEST CITIES AWARD AND RECOGNIZING OFFICERS FOR THEIR EFFORTS IN COMMUNITY SAFETY AND CRIME PREVENTION.** ***ADRIANA RODARTE***

   Mayor Jesus Ruiz recognized officers Elias Valera, Jasiel Muñoz and Johnny Harrelson for their efforts in community safety and crime prevention

6. ***PRESENTATION* INTRODUCING OUR NEW FINANCE DIRECTOR CHARLES CASIANO.** ***ADRIANA RODARTE***

   Adriana Rodarte introduced Mr. Charles Casiano, Finance Director to city council.

7. ***PRESENTATION* BY CITY MANAGER REGARDING MAY'S MONTHLY REPORT.** ***ADRIANA RODARTE***

   Adriana Rodarte made presentation.

CONSENT AGENDA

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

9. ***APPROVAL* OF REGULAR COUNCIL MEETING MINUTES OF JUNE 2, 2016.** ***OLIVIA NAVARRO***

10. ***APPROVAL* OF THE ACCOUNTS PAYABLE TRANSACTION REPORT FOR MAY 2016.** ***ADRIANA RODARTE***

11. ***APPROVAL* OF CASH RECEIPTS TRANSACTION REPORT FOR MAY 2016.** ***ADRIANA RODARTE***

12. ***APPROVAL* OF THE APPOINTMENT OF *ERNESTO GOMEZ* TO THE ETHICS COMMISSION.** ***RENE RODRIGUEZ***

13. ***APPROVAL* OF THE APPOINTMENT OF *JUAN CASTAÑEDA* TO THE HISTORICAL LANDMARK COMMISSION.** ***ANTHONY GANDARA***

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

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

A motion was made by Rene Rodriguez seconded by Anthony Gandara to *move up item number twenty-two (22).* Motion passed.

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

22. *SWEARING IN* OF NEWLY APPOINTED COMMISSIONERS.
ADRIANA RODARTE

During this time Mayor Ruiz swore in Ernesto Gomez to the Ethics Commission.

PUBLIC HEARING/ORDINANCES

14. *PUBLIC HEARING* OF ORDINANCE 389 AMENDING THE CITY OF SOCORRO MASTER PLAN AND CHANGING THE ZONING OF TRACT 11-A, ROBERT E. NIX SURVEY 302 ABST 10170, 16253 GATEWAY WEST BLVD. FROM UNCLASSIFIED TO C-2 (GENERAL COMMERCIAL).
SAM LEONY

Public Hearing opened at 6:21 p.m.
No Speakers
Public Hearing closed at 6:21 p.m.

15. *SECOND READING AND ADOPTION* OF ORDINANCE 389 AMENDING THE CITY OF SOCORRO MASTER PLAN AND CHANGING THE ZONING OF TRACT 11-A, ROBERT E. NIX SURVEY 302 ABST 10170, 16253 GATEWAY WEST BLVD. FROM UNCLASSIFIED TO C-2 (GENERAL COMMERCIAL). ***SAM LEONY***

A motion was made by Victor Perez seconded by Rene Rodriguez to *approve item number fifteen (15).* Motion passed.

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

16. *PUBLIC HEARING* ON ORDINANCE 390 AMENDING THE CITY OF SOCORRO MASTER PLAN AND CHANGING THE ZONING OF TRACT 1-A-6-A, BLOCK 1, LEIGH CLARK SURVEY 293 AT 11530 STOCKYARD DR., FROM UNCLASSIFIED TO M-1 (LIGHT INDUSTRIAL). ***SAM LEONY***

Public Hearing opened at 6:22 p.m.
No Speakers
Public Hearing closed at 6:22 p.m.

17. *SECOND READING AND ADOPTION* ON ORDINANCE 390 AMENDING THE CITY OF SOCORRO MASTER PLAN AND CHANGING THE ZONING OF TRACT 1-A-6-A, BLOCK 1, LEIGH CLARK SURVEY 293 AT 11530 STOCKYARD DR., FROM UNCLASSIFIED TO M-1 (LIGHT INDUSTRIAL). ***SAM LEONY***

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

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

A motion was made by Rene Rodriguez seconded by Gloria M. Rodriguez to *move into Executive Session items eighteen (18), nineteen (19), thirty-eight (38), of the Regular Agendas and eight, (8), nine (9) and ten (10) of the Addendum to the Agenda.* Motion passed.

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

THE CITY COUNCIL CONVENED INTO EXECUTIVE SESSION AT 6:24 P.M.

EXECUTIVE SESSION

THE CITY COUNCIL RECONVENED BACK IN SESSION AT 6:47 P.M.

18. *INTRODUCTION, FIRST READING AND CALLING FOR A PUBLIC HEARING* FOR THE PROPOSED REZONING OF LOT 6, BLOCK 2, MCADOO ACRES, FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO R-2 (MEDIUM DENSITY RESIDENTIAL). ***SAM LEONY***

A motion was made by Rene Rodriguez seconded by Anthony Gandara to *approve with a stipulation to limit the number of dwellings to two (2).* Motion passed.

Mayor Ruiz stepped out of the meeting at 6:48 p.m.
Rene Rodriguez sat in as Mayor ProTem
Mayor Ruiz stepped back into the meeting at 6:50 p.m.

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

19. *INTRODUCTION, FIRST READING AND CALLING FOR A PUBLIC HEARING* OF AN ORDINANCE AMENDING THE CITY OF SOCORRO MASTER PLAN AND CHANGING THE ZONING OF TRACT 4-F, BLOCK 3, SOCORRO GRANT AT 1000 BERRY RD., FROM A-1 (AGRICULTURAL) TO C-2 (GENERAL COMMERCIAL) PLUS A CONDITIONAL USE PERMIT TO SELL BEER AND WINE. ***SAM LEONY***

A motion was made by Anthony Gandara seconded by Rene Rodriguez to *postpone for the next Regular Meeting.* Motion passed.

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

38. *CONSULTATION* WITH LEGAL COUNSEL CONCERNING LEGAL ISSUES RELATING TO *GILBERT REY, JR., V. CITY OF SOCORRO, TEXAS;* EEOC CHARGE NO. 453-2015-01224. ***BRUCE KOEHLER***

A motion was made by Anthony Gandara seconded by Gloria M. Rodriguez to *approve as discussed in Executive Session with the recommended amount.* Motion passed.

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

ADDENDUM TO THE AGENDA

8. *DISCUSSION AND ACTION* REGARDING THE APPLICATION BY TEXAS GAS SERVICE COMPANY, A DIVISION OF ONE GAS, INC., TO CHANGE RATES [551.071]. ***JAMES A. MARTINEZ***

A motion was made by Anthony Gandara seconded by Rene Rodriguez to *deny the request of application.* Motion passed.

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

9. *DISCUSSION AND ACTION* REGARDING SOAH DOCKET 473-15-5257 AND PUC DOCKET NO. 44941 – APPLICATION OF EL PASO ELECTRIC COMPANY TO CHANGE RATES; AND SOAH DOCKET NO.473-16-1685 AND PUC DOCKET NO. 45475, REVIEW OF RATE CASE EXPENSE INCURRED BY EL PASO ELECTRIC COMPANY AND MUNICIPALITIES IN DOCKET 44941 [551.071]. ***JAMES A. MARTINEZ***

A motion was made by Rene Rodriguez seconded by Gloria M. Rodriguez to *approve and authorize the city manager of her designee to negotiate the final terms of the settlement documents and authorize the city manager to execute as long as it is the same as the City of El Paso.* Motion passed.

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

10. PUC DOCKET 58885 APPLICATION OF EL PASO ELECTRIC COMPANY FOR APPROVAL TO REVISE ITS ENERGY EFFICIENCY COST RECOVERY FACTOR AND REQUEST TO ESTABLISH REVISED COST CAP. 551.071]. ***JAMES A. MARTINEZ***

A motion was made by Gloria M. Rodriguez seconded by Rene Rodriguez to *approve and authorize the city manager of her designee to negotiate the final terms of the settlement documents and authorize the city manager to execute as long as it is the same as the City of El Paso.* Motion passed.

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

20. *INTRODUCTION, FIRST READING AND CALLING FOR A PUBLIC HEARING* FOR THE PROPOSED REZONING OF LOT 1, VISTA BONITA COMMERCIAL #1, FROM UNCLASSIFIED TO M-1 (LIGHT INDUSTRIAL). ***SAM LEONY***

A motion was made by Gloria M. Rodriguez seconded by Anthony Gandara to *approve item number twenty (20).* Motion passed.

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

21. *INTRODUCTION, FIRST READING AND CALLING FOR A PUBLIC HEARING* ON AN ORDINANCE OF THE CITY OF SOCORRO, TEXAS REPEALING CHAPTER 2, ARTICLE IV, DIVISION 4, SECTIONS 2-208 TO 2-212, OF THE CODE OF ORDINANCES OF THE CITY OF SOCORRO, TEXAS ELIMINATING THE PARKS AND RECREATION BOARD. ***ADRIANA RODARTE***

A motion was made by Victor Perez seconded by Gloria M. Rodriguez to *approve item number twenty-one (21).* Motion passed.

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

REGULAR AGENDA

CITY CLERK

23. ***DISCUSSION AND ACTION*** **ON AN ORDER SCHEDULING A UNIFORM ELECTION TO BE HELD IN THE CITY OF SOCORRO, TEXAS ON TUESDAY NOVEMBER 8, 2016, FOR THE PURPOSE OF ELECTING CITY COUNCIL MEMBERS, MAYOR, AT LARGE REPRESENTATIVE AND DISTRICT 4 REPRESENTATIVE.** ***OLIVIA NAVARRO***

A motion was made by Victor Perez seconded by Gloria M. Rodriguez to *approve.*

An amended motion was made by Victor Perez seconded by Rene Rodriguez to *approve and grant the city attorney authority to revise and finalize the contract and authorize the city manager or mayor to execute the contract.*

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

HUMAN RESOURCES

24. ***DISCUSSION AND ACTION*** **ON RECLASSIFYING STATUS OF POLICE SERGEANT POSITION FROM EXEMPT TO NON-EXEMPT.**
ROSIO MARIN

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

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

POLICE DEPARTMENT

25. ***DISCUSSION AND ACTION*** **ON APPROVING MODIFICATION OF PROGRAM FUNDED – STATE AND LOCAL TASK FORCE AGREEMENT BETWEEN THE DRUG ENFORCEMENT ADMINISTRATION (DEA) AND EL PASO DIVISION AND SOCORRO POLICE DEPARTMENT.**
CHIEF CARLOS MALDONADO

A motion was made by Gloria M. Rodriguez seconded by Rene Rodriguez to *approve item number twenty-five (25).* Motion passed.

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

PLANNING AND ZONING

26. *DISCUSSION AND ACTION* ON SELECTING A NEW NAME FOR THE PROJECTED OLD HUECO TANKS RD. TO AVOID CONFUSION WITH THE EXISTING OLD HUECTO TANKS RD. ***SAM LEONY***

A motion was made by Gloria M. Rodriguez seconded by Rene Rodriguez to *approve Eastlake for the projected Old Hueco Tanks Rd.* Motion passed.

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

Mayor Ruiz broke the tie by voting aye.

27. *DISCUSSION* ON VACANCIES IN THE PLANNING AND ZONING COMMISSION, BUILDING AND STANDARDS COMMISSION, BOARD OF ADJUSTMENTS, HISTORICAL LANDMARK COMMISSION, CIVIL SERVICE COMMISSION AND ETHICS COMMISSION OF THE CITY OF SOCORRO. ***SAM LEONY***

No action on this item.

28. *DISCUSSION AND ACTION* ON THE APPROVAL OF A GRANT CONTRACT WITH THE TEXAS HISTORICAL COMMISSION FOR A $1,186.00 STIPEND GRANT TO THE CITY OF SOCORRO TO ATTEND A HISTORICAL PRESERVATION SEMINAR AT MOBILE, ALABAMA. ***SAM LEONY***

A motion was made by Anthony Gandara seconded by Rene Rodriguez to *approve item number twenty-eight (28).* Motion passed.

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

29. *DISCUSSION AND ACTION* ON THE APPROVAL FOR THE PROPOSED CONDITIONAL USE PERMIT FOR A CHURCH ON LOT 16, BLOCK 4, SOCORRO MISSION UNIT 1, AT 651 CARABLANCA. ***SAM LEONY***

A motion was made by Anthony Gandara seconded by Gloria M. Rodriguez to *approve item number twenty-nine (29).* Motion passed.

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

CITY MANAGER

30. *DISCUSSION AND ACTION* ON APPROVING THE UNAUDITED FINANCIAL REPORTS FOR MAY 2016. ***ADRIANA RODARTE***

A motion was made by Gloria M. Rodriguez seconded by Anthony Gandara to *approve item number thirty (30).* Motion passed.

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

31. *DISCUSSION AND ACTION* TO APPROVE DANNENBAUM TO DESIGN THE SPARKS ARROYO PHASE II, CONTINUATION OF THE SPARKS DRAINAGE CHANNEL. ***ADRIANA RODARTE***

A motion was made by Rene Rodriguez seconded by Anthon Gandara to *approve item number thirty-one (31).* Motion passed.

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

32. *DISCUSSION AND ACTION* TO APPROVE REIMBURSEMENT FROM DEVELOPER MARGARITAS II, ON LEADERSHIP BRIDGE AGREEMENT AND SETTLE ALL CLAIMS. ***ADRIANA RODARTE***

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

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

33. *DISCUSSION AND ACTION* TO APPROVE AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE CITY OF SOCORRO AND THE NATIONAL TRUST FOR PARTNERSHIP REGARDING THE HISTORIC PRESERVATION AND REPURPOSING OF THE RIO VISTA COMMUNITY CENTER AND LIBRARY.
ADRIANA RODARTE

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

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

34. ***DISCUSSION AND ACTION*** **TO APPROVE NON-EXCLUSIVE ACCESS AGREEMENT WITH BC KIDS ALAMEDA, LLC., AND AUTHORIZE THE CITY MANAGER OF HER DESIGNEE TO EXECUTE CONTRACT.**
ADRIANA RODARTE

A motion was made by Victor Perez seconded by Rene Rodriguez to *approve item number thirty-four (34).* Motion passed.

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

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.** ***ADRIANA RODARTE***

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.**
ADRIANA RODARTE

37. ***DISCUSSION AND ACTION*** **REGARDING PENDING LITIGATION AND RECEIVE STATUS REPORT REGARDING PENDING LITIGATION.**
ADRIANA RODARTE

A motion was made by Rene Rodriguez seconded by Anthony Gandara to *delete items thirty-five (35), thirty-six (36) and thirty-seven (37).* Motion passed.

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

39. *ADJOURN*

A motion was made by Victor Perez seconded by Rene Rodriguez to *adjourn at 7:18 p.m.* Motion passed.

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

Jesus Ruiz, Mayor

Olivia Navarro
City Clerk

July 21, 2016
Date minutes were approved