

Jesus Ruiz
Mayor

Rene Rodriguez
At Large/Mayor Pro Tem

Maria Reyes
District 1



Gloria M. Rodriguez
District 2

Victor Perez
District 3

Anthony Gandara
District 4

Adriana Rodarte
City Manager

**SPECIAL COUNCIL MEETING MINUTES
SEPTEMBER 22, 2016 @ 6:00 P.M.**

MEMBERS PRESENT:

Mayor Jesus Ruiz
Victor Perez
Rene Rodriguez
Anthony Gandara (*Arrived to the meeting at 6:57 p.m.*)
Maria Reyes
Gloria M. Rodriguez

MEMBERS ABSENT:

STAFF PRESENT:

Adriana Rodarte, City Manager
Olivia Navarro, City Clerk
David Mirazo, City Attorney
Sam Leony, Planning and Zoning Director

Chief Carlos Maldonado
Lt. Eddie Smith

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 Miguel Rosas, Parks and Public Works Director.

3. ESTABLISHMENT OF QUORUM

A quorum was established with five members present.

4. PUBLIC COMMENT

Blanca Gallegos, Luis Sigala, Lorenza Fraire, Sergio Jaime and Daniel Hernandez spoke during Public Comment.

5. PRESENTATION BY CITY MANAGER, REGARDING AUGUST'S MONTHLY REPORT. ADRIANA RODARTE

Presentation made by Adriana Rodarte.

CONSENT AGENDA

6. APPROVAL OF REGULAR COUNCIL MEETING MINUTES OF AUGUST 18, 2016. OLIVIA NAVARRO

7. APPROVAL OF CASH RECEIPTS TRANSACTION REPORT FOR AUGUST, 2016. CHARLES CASIANO

8. APPROVAL OF ACCOUNTS PAYABLE TRANSACTION REPORT FOR AUGUST, 2016. CHARLES CASIANO

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

Ayes: Victor Perez, Rene Rodriguez, Maria Reyes and Gloria M. Rodriguez

Nays:

Absent: Anthony Gandara

PUBLIC HEARINGS / ORDINANCES

9. PUBLIC HEARING OF AN ORDINANCE ADOPTING A BUDGET FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2016 AND ENDING ON SEPTEMBER 30, 2017 FOR THE CITY OF SOCORRO, TEXAS. ADRIANA RODARTE

*Public Hearing opened at 6:17 p.m.
Lorenza Fraire spoke during Public Hearing
Public Hearing closed at 6:23 p.m.*

10. SECOND READING AND ADOPTION OF AN ORDINANCE ADOPTING A BUDGET FOR THE FISCAL YEAR COMMENCING OCTOBER 1, 2016 AND ENDING ON SEPTEMBER 30, 2017 FOR THE CITY OF SOCORRO, TEXAS. ADRIANA RODARTE

A motion was made by Rene Rodriguez seconded by Victor Perez to *approve item number ten (10)*. Motion passed.

Ayes: Victor Perez, Rene Rodriguez and Gloria M. Rodriguez

Nays: Maria Reyes

Absent: Anthony Gandara

11. PUBLIC HEARING OF AN ORDINANCE AUTHORIZING THE ASSESSMENT AND COLLECTION OF PROPERTY TAXES WITHIN THE CITY OF SOCORRO, TEXAS AND FURTHER AUTHORIZING THE EL PASO CITY TAX OFFICE TO PERFORM THE ACTUAL ASSESSMENT AND COLLECTION OF SAID PROPERTY TAXES ON BEHALF OF THE CITY OF SOCORRO, TEXAS FOR THE FISCAL YEAR COMMENCING ON OCTOBER 1, 2016 AND ENDING ON SEPTEMBER 30, 2017.

ADRIANA RODARTE

*Public Hearing opened at 6:27 p.m.
Lorenza Fraire spoke during Public Hearing.
Public Hearing closed at 6:30 p.m.*

12. SECOND READING AND ADOPTION OF AN ORDINANCE AUTHORIZING THE ASSESSMENT AND COLLECTION OF PROPERTY TAXES WITHIN THE CITY OF SOCORRO, TEXAS AND FURTHER AUTHORIZING THE EL PASO CITY TAX OFFICE TO PERFORM THE ACTUAL ASSESSMENT AND COLLECTION OF SAID PROPERTY TAXES ON BEHALF OF THE CITY OF SOCORRO, TEXAS FOR THE FISCAL YEAR COMMENCING ON OCTOBER 1, 2016 AND ENDING ON SEPTEMBER 30, 2017.

ADRIANA RODARTE

A motion was made by Victor Perez seconded by Rene Rodriguez to *approve item number twelve (12)*. Motion passed.

Ayes: Victor Perez, Rene Rodriguez and Maria Reyes
Nays: Gloria M. Rodriguez
Absent: Anthony Gandara

13. PUBLIC HEARING OF AN ORDINANCE OF THE CITY OF SOCORRO, TEXAS ADOPTING THE AMENDED ORGANIZATIONAL CHART FOR THE CITY OF SOCORRO.

ADRIANA RODARTE

*Public Hearing opened at 6:31 p.m.
Lorenza Fraire spoke during Public Hearing.
Public Hearing closed at 6:33 p.m.*

14. SECOND READING AND ADOPTION OF AN ORDINANCE OF THE CITY OF SOCORRO, TEXAS ADOPTING THE AMENDED ORGANIZATIONAL CHART FOR THE CITY OF SOCORRO.

ADRIANA RODARTE

A motion was made by Rene Rodriguez seconded by Victor Perez to *approve item number fourteen (14)*. Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Maria Reyes and Gloria M. Rodriguez
Nays:
Absent: Anthony Gandara

15. PUBLIC HEARING OF AN ORDINANCE CHANGING THE ZONING OF TRACT 12, ROBERT E. NIX SURVEY 302 AND A PORTION OF TRACT 2, ROBERT E. NIX SURVEY 303 FROM UNCLASSIFIED TO M-1 (LIGHT INDUSTRIAL). SAM LEONY

Public Hearing opened at 6:35 p.m.

Lorenza Fraire, Daniel Hernandez and Aaron Alvarado spoke during Public Hearing.

Public Hearing closed at 6:39 p.m.

16. SECOND READING AND ADOPTION OF AN ORDINANCE CHANGING THE ZONING OF TRACT 12, ROBERT E. NIX SURVEY 302 AND A PORTION OF TRACT 2, ROBERT E. NIX SURVEY 303 FROM UNCLASSIFIED TO M-1 (LIGHT INDUSTRIAL). SAM LEONY

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

Ayes: Victor Perez, Rene Rodriguez, Maria Reyes and Gloria M. Rodriguez

Nays:

Absent: Anthony Gandara

17. PUBLIC HEARING OF AN ORDINANCE CHANGING THE ZONING OF LOT 18, BLOCK 1, COTTON VALLEY ESTATES AT 11885 PAMELA RAYE FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO R-2 (MEDIUM DENSITY RESIDENTIAL). SAM LEONY

Public Hearing opened at 6:47 p.m.

Lorenza, Fraire and Daniel Hernandez spoke during Public Hearing.

Public Hearing closed at 6:51 p.m.

18. SECOND READING AND ADOPTION OF AN ORDINANCE CHANGING THE ZONING OF LOT 18, BLOCK 1, COTTON VALLEY ESTATES AT 11885 PAMELA RAYE FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO R-2 (MEDIUM DENSITY RESIDENTIAL). SAM LEONY

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

Ayes: Victor Perez, Rene Rodriguez, Maria Reyes and Gloria M. Rodriguez

Nays:

Absent: Anthony Gandara

19. PUBLIC HEARING OF AN ORDINANCE AMENDING THE CITY OF SOCORRO MASTER PLAN AND CHANGING THE ZONING OF LOT 2, BLOCK 6, EL CAMPESTRE SUBDIVISION FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-1 (LIGHT COMMERCIAL). SAM LEONY

*Public Hearing opened at 6:53 p.m.
No Speakers for Public Hearing.
Public Hearing closed at 6:54 p.m.*

20. SECOND READING AND ADOPTION OF AN ORDINANCE AMENDING THE CITY OF SOCORRO MASTER PLAN AND CHANGING THE ZONING OF LOT 2, BLOCK 6, EL CAMPESTRE SUBDIVISION FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-1 (LIGHT COMMERCIAL). SAM LEONY

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

Ayes: Victor Perez, Rene Rodriguez, Maria Reyes and Gloria M. Rodriguez
Nays:
Absent: Anthony Gandara

21. PUBLIC HEARING OF AN ORDINANCE CHANGING THE ZONING OF LOT 1, BLOCK 3, WISEMAN ESTATES FROM C-1 (LIGHT COMMERCIAL) TO C-2 (GENERAL COMMERCIAL) PLUS A CONDITIONAL USE PERMIT FOR A MECHANIC SHOP. SAM LEONY

*Public Hearing opened at 6:56 p.m.
Lorenza Fraire spoke during Public Hearing.*

Anthony Gandara arrived to the meeting at 6:57 p.m.

*Daniel Hernandez spoke during Public Hearing.
Public Hearing closed at 6:58 p.m.*

22. SECOND READING AND ADOPTION OF AN ORDINANCE CHANGING THE ZONING OF LOT 1, BLOCK 3, WISEMAN ESTATES FROM C-1 (LIGHT COMMERCIAL) TO C-2 (GENERAL COMMERCIAL) PLUS A CONDITIONAL USE PERMIT FOR A MECHANIC SHOP. SAM LEONY

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

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Maria Reyes and Gloria M. Rodriguez
Nays:
Absent:

23. INTRODUCTION, FIRST READING AND CALLING FOR A PUBLIC HEARING OF AN ORDINANCE CHANGING THE ZONING OF LOT 11, BLOCK 11, SOCORRO MISSION #1 (511 ZEBU) FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO R-2 (MEDIUM DENSITY RESIDENTIAL) PLUS A CONDITIONAL USE PERMIT FOR CHILD CARE HOME.

SAM LEONY

A motion was made by Rene Rodriguez seconded by Anthony Gandara to *approve item number twenty-three (23).*

Amalia Garcia, owner of the property spoke on this item.

Rene Rodriguez amended his motion to *approve with the condition not to allow the rental of the apartment.*

Rene Rodriguez rescinded his motion.

An amended motion was made by Rene Rodriguez seconded by Anthony Gandara to *postpone item number twenty-three and allow the owner to bring all documentation presented to the state.*

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Maria Reyes and Gloria M. Rodriguez

Nays:

Absent:

24. 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 12-A-2, BLOCK 23, SOCORRO GRANT FROM A-1 (AGRICULTURAL) TO C-1 (LIGHT COMMERCIAL).

SAM LEONY

A motion was made by Gloria M. Rodriguez seconded by Anthony Gandara to *approve item number twenty-four.*

Anthony Gandara rescinded his motion.

Gloria M. Rodriguez rescinded her motion.

An amended motion was made by Gloria M. Rodriguez seconded by Anthony Gandara to *replat and post postpone this item.* Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Maria Reyes and Gloria M. Rodriguez
Nays:
Absent:

25. INTRODUCTION, FIRST READING AND CALLING FOR A PUBLIC HEARING OF AN ORDINANCE AMENDING THE CITY OF SOCORRO MASTER PLAN AND CHANGING THE ZONING OF LOT 4, BLOCK 5, ROSEVILLE SUBDIVISION (330 BAUMAN RD.) FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-1 (LIGHT COMMERCIAL). *SAM LEONY*

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

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Maria Reyes and Gloria M. Rodriguez
Nays:
Absent:

26. INTRODUCTION, FIRST READING AND CALLING FOR A PUBLIC HEARING OF AN ORDINANCE CHANGING THE ZONING OF LOT 7, BLOCK 3, MOON ADDITION #3 (368 CONRAD CT) FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO R-2 (MEDIUM DENSITY RESIDENTIAL). *SAM LEONY*

A motion was made by Gloria M. Rodriguez seconded by Anthony Gandara to *approve item number twenty-six (26)*. Motion passed.

Ayes: Victor Perez, Anthony Gandara and Gloria M. Rodriguez
Nays: Rene Rodriguez and Maria Reyes
Absent:

27. INTRODUCTION, FIRST READING AND CALLING FOR A PUBLIC HEARING OF ORDINANCE 374 AMENDMENT NO. 3, ADOPTING AN AMENDED BUDGET TO DECREASE FY2015-2016 IN THE AMOUNT OF \$173,720.00. *ADRIANA RODARTE*

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

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

REGULAR AGENDA

FINANCE DEPARTMENT

28. DISCUSSION AND ACTION ON APPROVING THE UNAUDITED FINANCIAL REPORTS FOR AUGUST, 2016. CHARLES CASIANO

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

Luis Sigala was signed up to speak but declined.

Lorenza Fraire spoke on this item.

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

Nays:

Abstain: Maria Reyes

HUMAN RESOURCES DEPARTMENT

29. DISCUSSION AND ACTION TO APPROVE ESI ASSISTANCE GROUP RENEWAL AGREEMENT WITH ESI GROUP FOR EMPLOYEE ASSISTANCE PROGRAM TO THE CITY OF SOCORRO, AND TO AUTHORIZE THE CITY MANAGER OR HER DESIGNEE TO EXECUTE AGREEMENT. ROSIO MARIN

A motion was made by Rene Rodriguez seconded by Victor Perez to *approve item number twenty-nine (29)*. Motion passed.

Luis Sigala was signed up to speak but declined.

Lorenza Fraire spoke on this item.

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Maria Reyes and Gloria M. Rodriguez

Nays:

Abstain:

30. DISCUSSION AND ACTION TO APPROVE AMENDMENT TO EQUIPMENT OPERATOR JOB DESCRIPTION. ROSIO MARIN

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

Lorenza Fraire spoke on this item.

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

GRANTS DEPARTMENT

31. DISCUSSION AND ACTION TO SUBMIT RESOLUTION 504 GRANT APPLICATION WITH THE RIO GRANDE COUNCIL OF GOVERNMENTS FOR A SOLID WASTE GRANT IN THE AMOUNT OF \$7,000.00.

ANIBAL OLAGUE

A motion was made by Victor Perez seconded by Anthony Gandara to *approve the grant in the amount of \$10,800.00.* Motion passed.

Lorenza Fraire spoke on this item.

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

CITY MANAGER

33. DISCUSSION AND ACTION TO APPROVE EL PASO COUNTY 911 DISTRICT FY 2017 BUDGET PLAN.

ADRIANA RODARTE

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

Lorenza Fraire spoke on this item.

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

32. DISCUSSION AND ACTION TO RATIFY THE TAX INCREASE SET FORTH IN ORDINANCE ADOPTING A BUDGET FOR THE CITY OF SOCORRO.

ADRIANA RODARTE

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

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

A motion was made by Rene Rodriguez seconded by Maria Reyes to *move item number thirty-four (34) into Executive Session.* Motion passed.

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

34. DISCUSSION AND ACTION TO NEGOTIATE MUNICIPAL JUDGE TWO YEAR CONTRACT AND AUTHORIZE CITY MANAGER OR HER DESIGNEE TO FINALIZE AND EXECUTE CONTRACT.

ADRIANA RODARTE

MAYOR AND COUNCIL

35. DISCUSSION AND ACTION TO INCREASE CAPITAL FUNDING FOR THE PURCHASE OF ADDITIONAL VACUUM TRUCKS FOR 2017 IN THE AMOUNT OF \$490,000.00.

RENE RODRIGUEZ

A motion was made by Rene Rodriguez seconded by Anthony Gandara to *approve item number thirty-five (35).* Motion passed.

Ralph Duran was signed up to speak on this item but declined.

Lorenza Fraire, Sergio Jaime, Luis Sigala and Daniel Hernandez spoke on this item.

A motion was made by Gloria M. Rodriguez seconded by Rene Rodriguez to *suspend the rule to allow a speaker to speak.* Motion passed.

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

Daniel Martinez spoke on this item.

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

36. DISCUSSION AND ACTION REGARDING POSTPONING INSTALLATION OF STREET LIGHTS AND SPEED HUMPS UNTIL AFTER THE RESULTS OF THE NOVEMBER 2016 ELECTIONS AND RUNOFFS RESULTING FROM THEM ARE KNOWN AND THE POST-ELECTION CITY COUNCIL IS SEATED. *RENE RODRIGUEZ*

A motion was made by Maria Reyes seconded by Rene Rodriguez to *delete item number thirty-six (36)*. Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Maria Reyes and Gloria M. Rodriguez

Nays:

Abstain:

37. DISCUSSION AND ACTION TO REVIEW AND APPROVE DANNENBAUM COST ESTIMATE ON DATSUN RD. TO BEGIN IMMEDIATELY AFTER FOLLOWING THE PROCUREMENT PROCESS. *ANTHONY GANDARA*

A motion was made by Gloria M. Rodriguez seconded by Anthony Gandara to *approve item number thirty-seven (37)*. Motion passed.

Lorenza Fraire spoke on this item.

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Maria Reyes and Gloria M. Rodriguez

Nays:

Abstain:

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

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Maria Reyes and Gloria M. Rodriguez

Nays:

Abstain:

THE CITY COUNCIL CONVENED INTO EXECUTIVE SESSION AT 8:42 P.M.

EXECUTIVE SESSION

THE CITY COUNCIL RECONVENED BACK IN OPEN SESSION AT 9:07 P.M.

34. DISCUSSION AND ACTION TO NEGOTIATE MUNICIPAL JUDGE TWO YEAR CONTRACT AND AUTHORIZE CITY MANAGER OR HER DESIGNEE TO FINALIZE AND EXECUTE CONTRACT.

ADRIANA RODARTE

A motion was made by Victor Perez seconded by Gloria M. Rodriguez *not to renew the contract and exercise the option to keep her employed until a decision is made.* Motion passed.

Lorenza Fraire, Sergio Jaime and Daniel Hernandez spoke on this item.

Luis Sigala was signed up to speak but declined.

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Maria Reyes and Gloria M. Rodriguez

Nays:

Abstain:

38. 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*

39. 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

40. DISCUSSION AND ACTION REGARDING PENDING LITIGATION AND RECEIVE STATUS REPORT REGARDING PENDING LITIGATION.

ADRIANA RODARTE

A motion was made by Victor Perez seconded by Anthony Gandara to *delete items number thirty-eight (38), thirty-nine (39) and forty (40).* Motion passed.

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Maria Reyes and Gloria M. Rodriguez

Nays:

Abstain:

41. ADJOURN

A motion was made by Victor Perez seconded by Rene Rodriguez to *adjourn at 9:14 p.m.*

Ayes: Victor Perez, Rene Rodriguez, Anthony Gandara, Maria Reyes and Gloria M. Rodriguez

Nays:

Abstain:



Jesus Ruiz, Mayor



Olivia Navarro
City Clerk



Date minutes were approved