Jesus Ruiz
Mayor

Rene Rodriguez
At Large/Mayor Pro Tem

Vacant
District 1

Gloria M. Rodriguez
District 2

Victor Perez
District 3

Anthony Gandara
District 4

Adriana Rodarte
City Manager

REGULAR COUNCIL MEETING MINUTES
SEPTEMBER 1, 2016 @ 6:00 P.M.

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

MEMBERS ABSENT:
Anthony Gandara

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

Chief Carlos Maldonado
Sgt. Mario Flores
Sgt. Linda Custic
Officer James Urquidi
Office Jose Luis Fraire
Molly Vizcaino, Property and Evidence
Rosio Marin, Human Resources Director
Victor Reta, Recreation Centers Supervisor
Adriana Rodriguez, Executive Assistant
Judge Elia Garcia
Miguel Rosas, Parks and Public Works Director

1. CALL TO ORDER

The meeting was called to order at: 6:07 p.m.

2. PLEDGE OF ALLEGIANCE AND A MOMENT OF SILENCE

Pledge of Allegiance was led by Miguel Rosa, Parks and Public Works Director.

3. ESTABLISHMENT OF QUORUM

A quorum was established with four members present.

4. PUBLIC COMMENT

Ralph Duran spoke during Public Comment.

A motion was made by Gloria M. Rodriguez seconded by Victor Perez to *move up item number twenty-six (26).* Motion passed.

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

PUBLIC WORKS

26. *DISCUSSION AND ACTION* TO REJECT ALL OF THE EXCAVATION BIDS FOR THE ONION FIELD DUE TO THE RECOMMENDATION MADE BY THE ENGINEERING FIRM. ***MIGUEL ROSAS***

A motion was made by Rene Rodriguez seconded by Gloria M. Rodriguez to *accept the rejection of all the Excavation Bids.* Motion passed.

Sandy Saucedo spoke on this item.

Pat Gardea was signed up to speak on this item, but declined to speak.

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

PRESENTATION

5. *PRESENTATION AND DISCUSSION* ON CITY OF SOCORRO'S PROPERTY TAX RATE CALCULATIONS, REVENUES AND EXPENDITURES FOR THE CITY OF SOCORRO'S PROPOSED BUDGET FOR FISCAL YEAR 2017. ***ADRIANA RODARTE***

Presentation was made by Adriana Rodarte.

CONSENT AGENDA

6. *DISCUSSION AND ACTION* ON APPROVING THE ACCOUNTS PAYABLE TRANSACTION REPORT FOR JULY 2016. ***CHARLES CASIANO***

7. *DISCUSSION AND ACTION* ON APPROVING THE CASH RECEIPTS TRANSACTION REPORT FOR JULY 2016. ***CHARLES CASIANO***

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

PUBLIC HEARINGS/ ORDINANCES

8. ***PUBLIC HEARING* ON THE CITY OF SOCORRO'S PROPERTY TAX RATE OF 0.727555 FOR FISCAL YEAR 2017.** ***ADRIANA RODARTE***

Public Hearing opened at 6:16 p.m.
No Speaker
Public Hearing closed at 6:17 p.m.

9. ***PUBLIC HEARING REGARDING* THE FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM AND DISCUSSION AND ACTION TO APPROVE RESOLUTION 503 PURSUANT TO SECTIONS 5.08 AND 5.09 OF THE SOCORRO CITY CHARTER.** ***ADRIANA RODARTE***

Public Hearing opened at 6:17 p.m.
No Speakers
Public Hearing closed at 6:17 p.m.

A motion was made by Victor Perez seconded by Rene Rodriguez to *move up items fifteen (15), sixteen (16) and twenty-nine (29).* Motion passed.

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

15. ***INTRODUCTION, FIRST READING AND CALLING FOR A PUBLIC HEARING* ON 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 Gloria M. Rodriguez seconded by Victor Perez to *approve item number fifteen (15).* Motion passed.

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

16. ***INTRODUCTION, FIRST READING AND CALLING FOR A PUBLIC HEARING*** **ON 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, 2017 AND ENDING ON SEPTEMBER 20, 2017 FOR THE CITY OF SOCORRO, TEXAS.** ***ADRIANA RODARTE***

A motion was made by Victor Perez seconded by Rene Rodriguez to *approve item number sixteen with correction of Commencement date of October 1, 2016 and ending on September 30, 2017.* Motion passed.

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

29. ***DISCUSSION AND ACTION*** **TO ANNOUNCE THE DATE ON WHICH CITY COUNCIL WILL TAKE FINAL ACTION ON THE TAX RATE AND ON THE MUNICIPAL BUDGET.** ***ADRIANA RODARTE***

A motion was made by Victor Perez seconded by Rene Rodriguez to *approve item number twenty-nine (29) and announce September 15, 2016 as the date council will take final action on the tax rate and municipal budget.* Motion passed.

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

10. ***SECOND READING AND ADOPTION*** **OF ORDINANCE 394 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 Gloria M. Rodriguez seconded by Rene Rodriguez to *approve item number ten (10).* Motion passed.

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

11. ***PUBLIC HEARING* OF ORDINANCE 395 OF THE CITY OF SOCORRO, TEXAS, AMENDING CHAPTER 46, ARTICLE II, DIVISION 3, SECTION 46-92 OF THE CODE OF ORDINANCES OF THE CITY OF SOCORRO, TEXAS AND APPROVING WAIVER OF BUILDING PERMIT FEES FOR PUBLIC AND MUNICIPAL PURPOSES AND WHEN AUTHORIZED BY LAW.**
ADRIANA RODARTE

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

12. ***SECOND READING AND ADOPTION* OF ORDINANCE 395 OF THE CITY OF SOCORRO, TEXAS, AMENDING CHAPTER 46, ARTICLE II, DIVISION 3, SECTION 46-92 OF THE CODE OF ORDINANCES OF THE CITY OF SOCORRO, TEXAS AND APPROVING WAIVER OF BUILDING PERMIT FEES FOR PUBLIC AND MUNICIPAL PURPOSES AND WHEN AUTHORIZED BY LAW.** ***ADRIANA RODARTE***

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

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

13. ***PUBLIC HEARING* OF ORDINANCE 396 CHANGING THE ZONING OF PINECREST ESTATES UNIT 1, REPLAT "A" FROM R-2/C-1 (MEDIUM DENSITY RESIDENTIAL/LIGHT COMMERCIAL) TO R-3/C-2 (HIGH DENSITY RESIDENTIAL/GENERAL COMMERCIAL).** ***SAM LEONY***

Public Hearing opened at 6:23 p.m.
No Speakers
Public Hearing closed at 6:23 p.m.

14. ***SECOND READING AND ADOPTION* OF ORDINANCE 396 CHANGING THE ZONING OF PINECREST ESTATES UNIT 1, REPLAT "A" FROM R-2/C-1 (MEDIUM DENSITY RESIDENTIAL/LIGHT COMMERCIAL) TO R-3/C-2 (HIGH DENSITY RESIDENTIAL/GENERAL COMMERCIAL).**
SAM LEONY

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

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

17. ***INTRODUCTION, FIRST READING AND CALLING FOR A PUBLIC HEARING* ON AN ORDINANCE OF THE CITY OF SOCORRO, TEXAS, ADOPTING THE AMENDED ORGANIZATIONAL CHART FOR THE CITY OF SOCORRO, TEXAS.** ***ADRIANA RODARTE***

A motion was made by Rene Rodriguez seconded by Victor Perez to *approve item number seventeen (17).* Motion passed.
Ayes: Victor Perez, Rene Rodriguez, and Gloria M. Rodriguez
Nays:
Absent: Anthony Gandara

18. ***INTRODUCTION, FIRST READING AND CALLING FOR A 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***

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

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

19. ***INTRODUCTION, FIRST READING AND CALLING FOR A 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***

A motion was made by Victor Perez seconded by Rene Rodriguez to *approve item number nineteen (19).* Motion passed.

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

20. ***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 2, BLOCK 6, EL CAMPESTRE SUBDIVISION FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO C-1 (LIGHT COMMERCIAL).** ***SAM LEONY***

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

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

21. ***INTRODUCTION, FIRST READING, AND CALLING FOR A 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***

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

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

REGULAR AGENDA

FINANCE DEPARTMENT

22. ***DISCUSSION AND ACTION* TO APPROVE THE UNAUDITED FINANCIAL REPORT FOR JULY 2016.** ***CHARLES CASIANO***

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

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

HUMAN RESOURCES DEPARTMENT

23. ***DISCUSSION AND ACTION* TO APPROVE THE INTRODUCTION OF A GENERAL SCHEDULE FOR PAY INCREASE FOR CITY OF SOCORRO EMPLOYEES.** ***ROSIO MARIN***

A motion was made by Rene Rodriguez seconded by Victor Perez to *approve item number twenty-three (23).* Motion passed.

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

24. ***DISCUSSION AND ACTION* TO WAIVE EVENT PERMIT FEE FOR SOCORRO BOYS & GIRL SCOUTS FOR THE CHILE WAR FESTIVAL TO BE HELD SATURDAY SEPTEMBER 17, 2016.** ***VICTOR RETA***

25. ***DISCUSSION AND ACTION* TO WAIVE EVENT PERMIT FEE FOR SOCORRO HIGH SCHOOL FOR THE CHILE WAR FESTIVAL TO BE HELD SATURDAY SEPTEMBER 17, 2016.** ***VICTOR RETA***

27. ***DISCUSSION AND ACTION* TO WAIVE THE EVENT PERMIT FEE FOR THE ANNUAL HOMECOMING PARADE FOR SOCORRO HIGH SCHOOL PARADE TO BE HELD ON SEPTEMBER 8, 2016. STARTING POINT WILL BEGIN AT ESCONTRIAS ELEMENTARY SCHOOL AND ENDING POINT WILL BE AT SOCORRO HIGH SCHOOL FOOTBALL FIELD.** ***SAM LEONY***

28. ***DISCUSSION AND ACTION* TO WAIVE EVENT PERMIT FEE FOR THE CHRISTMAS TRAILS FOR TOYS STREET MEMORIES CAR SHOW TO BE HELD ON SATURDAY SEPTEMBER 24, 2016.** ***SAM LEONY***

30. ***DISCUSSION AND ACTION* TO WAIVE $350.00 FEE FOR LOWER VALLEY WATER CONSTRUCTION PERMIT FOR 5 CONNECTIONS ON MESA DRAIN.** ***ADRIANA RODARTE***

A motion was made by Victor Perez seconded by Rene Rodriguez to *approve items number twenty-four (24), twenty-five (25), twenty-seven (27), twenty-eight (28) and thirty (30).* Motion passed.

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

CITY MANAGER

31. ***DISCUSSION AND ACTION* TO REVIEW AND AMEND ORDINANCE 142 AMENDMENT NO. 1 AND POLICY 35 REGARDING CAMPAIGNING AND CONDUCTING OTHER POLITICAL ACTIVITIES ON CITY PROPERTY AND RIGHTS OF WAY.** ***ADRIANA RODARTE***

33. ***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 Rene Rodriguez seconded by Gloria M. Rodriguez to *move items thirty-one (31) and thirty-three (33) to Executive Session.* Motion passed.

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

32. *DISCUSSION AND ACTION* ON FY 2017, 2018 AND 2019 HOLIDAY SCHEDULE. *ADRIANA RODARTE*

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

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

MAYOR AND COUNCIL

34. *DISCUSSION AND ACTION* TO APPROVE AT LARGE REPRESENTATIVE TO ATTEND THE TML ANNUAL CONFERENCE AND EXHIBITION ON OCTOBER 4 THRU 7, 2016 IN AUSTIN, TEXAS. *RENE RODRIGUEZ*

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

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

35. *DISCUSSION AND ACTION* TO DIRECT STAFF ON A FEASIBILITY STUDY TO HIRE AN IN HOUSE ATTORNEY. *RENE RODRIGUEZ*

A motion was made by Rene Rodriguez seconded by Gloria M. Rodriguez to *approve item number thirty-five (35).*

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

36. *DISCUSSION AND ACTION* TO DIRECT STAFF TO PREPARE AN AMENDMENT TO ORDINANCE 170 AMENDMENT NO. 1 TO ORDINANCE 170 TO PROHIBIT PARKING OF TRACTOR TRAILERS AND CERTAIN OTHER VEHICLES IN RESIDENTIAL AREAS AND TO PROHIBIT THESE VEHICLES FROM TRAVELING ON RESIDENTIAL STREET EXCEPT IN LIMITED CIRCUMSTANCES. *RENE RODRIGUEZ*

A motion was made by Rene Rodriguez seconded by Gloria M. Rodriguez to *approve item number thirty-six (36).* Motion passed.

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

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 Victor Perez *postpone item number thirty-seven (37).* Motion passed.

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

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

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

THE CITY COUNCIL CONVENED INTO EXECUTIVE SESSION AT 6:55 PM.

EXECUTIVE SESSION

THE CITY COUNCIL RECNVENED BACK IN OPEN SESSIN AT 7:31 P.M.

31. *DISCUSSION AND ACTION* TO REVIEW AND AMEND ORDINANCE 142 AMENDMENT NO. 1 AND POLICY 35 REGARDING CAMPAIGNING AND CONDUCTING OTHER POLITICAL ACTIVITIES ON CITY PROPERTY AND RIGHTS OF WAY. *ADRIANA RODARTE*

A motion was made by Gloria M. Rodriguez seconded by Victor Perez to *direct city attorney to draft order to regulate political activities on city property and right of ways.* Motion passed.

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

33. *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 Rene Rodriguez seconded by Gloria M. Rodriguez to *postpone for next meeting to give other representatives the opportunity to decide.*

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

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 Gloria M. Rodriguez seconded by Victor Perez to *delete items thirty-eight (38), thirty-nine (39) and forty (40).* Motion passed.

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

41. *ADJOURN*

A motion was made by Victor Perez seconded by Rene Rodriguez to *adjourn at 7:34 p.m.* Motion passed.

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

Jesus Ruiz, Mayor

Olivia Navarro
City Clerk

Oct 6, 2016
Date minutes were approved