

Vacant
Mayor

Rene Rodriguez
At Large/Mayor Pro Tem

Maria Reyes
District 1



Alejandro Garcia
District 2

Victor Perez
District 3

Yvonne Colon-Villalobos
District 4

Adriana Rodarte
City Manager

**NOTICE OF A SPECIAL COUNCIL MEETING
OF THE CITY COUNCIL
OF THE
CITY OF SOCORRO**

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THE FACILITY IS WHEELCHAIR ACCESSIBLE AND ACCESSIBLE PARKING SPACES ARE AVAILABLE. REQUESTS FOR ACCOMMODATION FOR INTERPRETIVE SERVICES MUST BE MADE 48 HOURS PRIOR TO THIS MEETING. PLEASE CONTACT THE CITY CLERK'S OFFICE AT (915) 858-2915 FOR FURTHER INFORMATION.

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NOTICE IS HEREBY GIVEN THAT A SPECIAL MEETING OF THE CITY COUNCIL OF THE CITY OF SOCORRO, TEXAS WILL BE HELD ON FRIDAY THE 25TH, DAY OF AUGUST, 2017 AT 6:00 P.M. AT THE CITY HALL CHAMBERS, 860 N. RIO VISTA RD., SOCORRO, TEXAS AT WHICH TIME THE FOLLOWING WILL BE DISCUSSED:

- 1. Call to order**
- 2. Pledge of Allegiance and a Moment of Silence**
- 3. Establishment of Quorum**

PUBLIC COMMENT

- 4. Public Comment** (The maximum time for public comment will be 30 minutes and three minutes will be allotted for each speaker. Government Code 551.042 allows for responses by city council to be a statement of specific factual information given in response to the inquiry; or a recitation of existing policy in response to the inquiry; or a decision to add the public comment to a future agenda.)

ALL MATTERS LISTED UNDER THE CONSENT AGENDA, INCLUDING THOSE ON THE ADDENDUM TO THE AGENDA, WILL BE CONSIDERED BY THE CITY COUNCIL TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION ON THESE ITEMS UNLESS CITY COUNCIL MEMBERS REMOVE SPECIFIC ITEMS FROM THE CONSENT AGENDA TO THE REGULAR AGENDA FOR DISCUSSION PRIOR TO THE TIME THE CITY

COUNCIL MEMBERS VOTE ON THE MOTION TO ADOPT THE CONSENT AGENDA.

ITEMS REMOVED FROM THE CONSENT AGENDA TO THE REGULAR AGENDA WILL BE CONSIDERED BY THE CITY COUNCIL AFTER ACTING ON THE CONSENT AGENDA.

ANY MATTERS LISTED ON THE CONSENT AGENDA AND THE REGULAR AGENDA MAY BE DISCUSSED IN EXECUTIVE SESSION AT THE OPTION OF THE CITY OF SOCORRO CITY COUNCIL FOLLOWING VERBAL ANNOUNCEMENT, IF AN APPROPRIATE EXCEPTION TO THE OPEN MEETING REQUIREMENT OF THE TEXAS OPEN MEETINGS ACT IS APPLICABLE.

CONSENT AGENDA

5. *Excuse* absent Council Members.

Olivia Navarro

PUBLIC HEARINGS / ORDINANCES

PUBLIC COMMENTS ARE NOT TAKEN DURING THE INTRODUCTION OF ORDINANCES. PUBLIC COMMENTS WILL BE ALLOWED AT THE SCHEDULED PUBLIC HEARING-ORDINANCE 320

- 6. *Public Hearing* of Ordinance 414 amendment to the City of Socorro Master Plan and rezoning of Tract 4-C-1-K, Block 3, Socorro Grant, at 900 Horizon Blvd from A-1 (Agricultural) to C-2 (General Commercial) for commercial retail use. *Job Terrazas***
- 7. *Second Reading and Adoption* of Ordinance 414 amendment to the City of Socorro Master Plan and rezoning of Tract 4-C-1-K, Block 3, Socorro Grant, at 900 Horizon Blvd from A-1 (Agricultural) to C-2 (General Commercial) for commercial retail use. *Job Terrazas***
- 8. *Public Hearing* of Ordinance 416 Consideration of an Ordinance of the City of Socorro, Texas, on Tuesday the 7th day of November 2017, for the purpose of an Election for approval or rejection of five amendments to the City Charter of the City of Socorro, Texas; designating location of polling; Ordering Notice of the Election to be given as prescribed by law; providing for the publication and posting of said Notice providing for Early Voting Date and Times; making provisions for the conduct of the Election and resolving other matters incident to holding of such Election; providing a statement of fiscal impact; providing compliance with the Texas Open Meetings Act; providing for a repealing clause; providing a severability clause; and providing a statement of fiscal impact; providing compliance with the Texas Open meetings act; providing for a repealing clause; providing a severability clause; and providing for an effective date. *James A. Martinez***

9. ***Second Reading and Adoption*** of Ordinance 416 Consideration of an Ordinance of the City of Socorro, Texas, on Tuesday the 7th day of November 2017, for the purpose of an Election for approval or rejection of five amendments to the City Charter of the City of Socorro, Texas; designating location of polling; Ordering Notice of the Election to be given as prescribed by law; providing for the publication and posting of said Notice providing for Early Voting Date and Times; making provisions for the conduct of the Election and resolving other matters incident to holding of such Election; providing a statement of fiscal impact; providing compliance with the Texas Open Meetings Act; providing for a repealing clause; providing a severability clause; and providing a statement of fiscal impact; providing compliance with the Texas Open meetings act; providing for a repealing clause; providing a severability clause; and providing for an effective date. ***James A. Martinez***

The City Council of the City of Socorro may retire into EXECUTIVE SESSION pursuant to Section 3.08 of the City of Socorro Charter and the Texas Government Code, Sections 551, Subchapter D to discuss any of the following: (The items listed below are matters of the sort routinely discuss in Executive Session, but the City Council of the City of Socorro may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.) The City Council will return to open session to take any final action and may also, at any time during the meeting, bring forward any of the following items for public discussion, as appropriate.

Section 551.071 CONSULTATIONS WITH ATTORNEY
Section 551.072 DELIBERATION REGARDING REAL PROPERTY
Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFT
Section 551.074 PERSONNEL MATTERS
Section 551.076 DELIBERATION REGARDING SECURITY
Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Discussion on the following:

10. ***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***
11. ***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***
12. ***Discussion and action*** regarding pending litigation and receive status report regarding pending litigation. ***Adriana Rodarte***

13. ***Adjourn***

DATED THIS 21st, DAY OF AUGUST, 2017.

By: 
Olivia Navarro, City Clerk

I, the undersigned authority, hereby certify that the above notice of the meeting of the City Council of Socorro, Texas is a correct copy of the notice and that I posted this notice at least Seventy-two (72) hours preceding the scheduled meeting at the City Administration Building, 124 S. Horizon Blvd., in Socorro, Texas.

DATED THIS 21st, DAY OF AUGUST, 2017.

By: 

Olivia Navarro, City Clerk

Agenda posted: 8-21-17 @ 3:19 PM

Removed: _____ Time: _____ by: _____

Vacant
Mayor

Rene Rodriguez
At Large
Mayor Pro Tem

Maria Reyes
District 1



Alejandro Garcia
District 2

Victor Perez
District 3

Yvonne Colon-Villalobos
District 4

Adriana Rodarte
City Manager

ORDINANCE 414

AN ORDINANCE AMENDING THE CITY OF SOCORRO MASTER PLAN AND CHANGING THE ZONING OF TRACT 4-C-1-K, BLOCK 3, SOCORRO GRANT, AT 900 HORIZON BLVD., FROM A-1 (AGRICULTURAL) TO C-2 (GENERAL COMMERCIAL), AND IMPOSING CONDITIONS.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY OF SOCORRO, TEXAS:

That pursuant to Chapter 46 of the Codification of Ordinances of the City of Socorro, Texas, the zoning of Tract 4-C-1-K, Block 3, Socorro Grant, located at 900 Horizon Blvd., has been changed from A-1 (Agricultural) to C-2 (General Commercial) with the conditions that:

1. No junk yards, mechanic or body shops shall be allowed.
2. No tractor trailer or trailer sales shall be allowed.
3. A solid fence shall be installed along the residential zone.

READ, APPROVED AND ADOPTED this _____ day of _____ 2017.

CITY OF SOCORRO, TEXAS

Rene Rodriguez, Mayor Pro-Tem

ATTEST:

Olivia Navarro, City Clerk

APPROVED AS TO FORM:

James A. Martinez
Socorro City Attorney

APPROVED AS TO CONTENT:

Adriana Rodarte, City Manager

Introduction and First Reading: July 6, 2017
Second Reading and Adoption: August 17, 2017

Vacant
Mayor

Rene Rodríguez
At-Large Mayor ProTem

Maria Reyes
District 1



Alejandro Garcia
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Adriana Rodarte
City Manager

ORDINANCE 416

CONSIDERATION OF AN ORDINANCE OF THE CITY OF SOCORRO, CALLING FOR AN ELECTION TO BE HELD IN THE CITY OF SOCORRO, TEXAS, ON TUESDAY, THE 7TH DAY OF NOVEMBER, 2017, FOR THE PURPOSE OF AN ELECTION FOR APPROVAL OR REJECTION OF FIVE AMENDMENTS TO THE CITY CHARTER OF THE CITY OF SOCORRO, TEXAS; DESIGNATING LOCATIONS OF POLLING PLACES; ORDERING NOTICE OF THE ELECTION TO BE GIVEN AS PRESCRIBED BY LAW; PROVIDING FOR THE PUBLICATION AND POSTING OF SAID NOTICE; PROVIDING FOR EARLY VOTING DATES AND TIMES; MAKING PROVISIONS FOR THE CONDUCT OF THE ELECTIONS AND RESOLVING OTHER MATTERS INCIDENT TO HOLDING OF SUCH ELECTION; PROVIDING A STATEMENT OF FISCAL IMPACT; PROVIDING COMPLIANCE WITH THE TEXAS OPEN MEETINGS ACT; PROVIDING FOR A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City, through a paneled Charter Review Committee, has reviewed the City Charter of the City of Socorro and has determined that certain amendments are in the best interest of the citizens and to comply with state law and after due consideration the City Council desires to conduct an election on proposed amendments to the City Charter of the City of Socorro on November 7, 2017; and,

WHEREAS, the City Council ordered to call an election for City Council District 1, 2, and 3 Representatives to be held on November 7, 2017, pursuant to Texas law; and,

WHEREAS, the City Council desires to conduct the election on the proposed amendments to the City Charter of the City of Socorro concurrently with the election for City Council District 1, 2, and 3 Representatives.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SOCORRO, TEXAS, THAT:

SECTION 1. An election is hereby ordered for November 7, 2017, which date is not less than thirty (30) from the date of this Ordinance, pursuant to Section 9.002 of the Texas Local Government Code, for the purpose of submitting to the qualified voters of the City for their approval or disapproval the proposed amendments to the Charter of the City of Socorro, Texas, contained herein below. The election shall be in conjunction with the municipal election of officers for City Council District 1, 2, and 3 Representatives. The general election shall be conducted by contract with the El Paso County Elections

Department. The City Manager is authorized to approve and accept any agreements with the El Paso County Elections Department and to do all other things required for conduct of this Election.

SECTION 2. In accordance with Section 9.004(c) of the Texas Local Government Code, a copy of the notice of the election on the proposed Charter amendments containing a substantial copy of the proposed amendments and an estimate of the anticipated fiscal impact to the City if the proposed amendments are approved at the election, shall be posted in English and in Spanish, on the City's board used for posting notices of the meeting of the Socorro City Council not later than the 21st day before election day. Notice of the election on the proposed Charter amendments shall also be published in a newspaper of general circulation in the City, and shall include a substantial copy of the proposed charter amendments and include an estimate of the anticipated fiscal impact to the City if the proposed amendments are approved at the election. Said notice shall be published on the same day in each of two successive weeks, with the first publication occurring no earlier than the thirtieth (30) day and no later than the fourteenth (14) day before the date of the election. A copy of the published notice that contains the name of the newspaper and the date of publication shall be retained as a record of such notice, and such person posting the notice shall make a record of the time of posting, starting date and the place of posting.

SECTION 3. The Socorro City Secretary/City Clerk shall coordinate procedures with the El Paso County Elections Department to ensure that ballots are prepared to be used in said election, conforming to legal requirements, and the ballot shall be prepared in a manner that the voters may vote "YES" or "NO" on any amendment or amendments without voting "YES" or "NO" on all of said amendments. The ballots, and such other materials as may be required by Chapter 272 of the Texas Election Code, shall be printed in English and in Spanish for use in said general election.

SECTION 4. Early voting shall be conducted at the locations and on the dates and times set forth in Exhibit "A," attached hereto and made a part hereof, during the period commencing on Monday, October 23, 2017, and ending on Friday, November 3, 2017.

SECTION 5. Voting on Election Day shall be conducted at the polling places set forth in Exhibit "B," attached hereto and made a part hereof. The Election Day polling places shall be kept open on November 7, 2017, from 7:00 a.m. to 7:00 p.m.

SECTION 6.

(a) The El Paso County Elections Administrator shall serve as the Early Voting Clerk. The official mailing address is:
500 E. San Antonio Ave., Suite #314
El Paso, Texas 79901
Facsimile No.: (915) 546-2220
E-mail: ballotrequests@epcounty.com

(b) The City Secretary of the City of Socorro shall serve as Chief Deputy Early Voting Clerk.

(c) Applications for ballot by mail shall be mailed, faxed, or e-mailed to the Early Voting Clerk at the address, facsimile number, or e-mail address set out in subsection (a) above. The electronic transmission of a scanned application must contain an original signature.

(d) Applications for ballot by mail must be received no later than the close of business on October 27, 2017, pursuant to section 84.007 of the Texas Election Code, except as otherwise provided by law. The date of submission of a scanned and e-mailed application for ballot by mail is determined by the date and time the e-mail was sent by the applicant. Late ballot voting shall be conducted pursuant to chapters 102 and 103 of the Election Code.

SECTION 7. Due returns shall be made to the City Council at a Council meeting for the canvassing of said election in accordance with the Texas Election Code.

SECTION 8. The amendments to the City Charter of the City of Socorro ("Propositions") attached hereto as Exhibit "C" as if fully stated herein shall be submitted to the qualified voters of the City and official ballots for the election shall be prepared in accordance with the Texas Election Code so as to permit the electors to adopt or reject the proposed amendments.

SECTION 9. The official ballots to be used in said election shall be prepared in accordance with Sections 52.072 and 52.073 of the Election Code of the State of Texas, and shall have printed thereon the following PROPOSITIONS to be expressed substantially as stated in Exhibit "C."

SECTION 10. The proposed amendments in Exhibit "C", if approved by a majority of the qualified voters voting upon said amendments, shall become a part of the City Charter of the City of Socorro, Texas as soon as an official order has been entered on the City of Socorro Council Minutes declaring the same adopted.

SECTION 11. STATEMENT OF ANTICIPATED FISCAL IMPACT OF CHARTER AMENDMENTS. Pursuant to Section 9.004(c)(2) of the Texas Local Government Code, (requiring a statement of the anticipated fiscal impact to the City if the proposed amendments are approved), the City asserts that the anticipated fiscal impact if Proposition A is approved will be \$30,000.00 per year. The anticipated fiscal impact if Proposition B is approved will be between \$0 and \$61,200.00 per year. There is no anticipated fiscal impact if Proposition C is approved. The anticipated fiscal impact if Proposition D is approved will be between \$0 and \$16,500.00 per election cycle if a runoff is required. There is no anticipated fiscal impact if Proposition E is approved.

SECTION 12. That in all respects, said election shall be conducted in accordance with the Texas Constitution, Texas Election Code, Texas Local Government Code, the City Charter of the City of Socorro and applicable City of Socorro Ordinances.

SECTION 13. All ordinances of the City of Socorro in conflict with the provisions of this Ordinance shall be, and the same are hereby, repealed; provided, however, that all other provisions of said ordinances not in conflict herewith shall remain in full force and effect.

SECTION 14. That it is hereby officially found and determined that the meeting at which this Ordinance was adopted and said election was called was open to the public and public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551 of the Texas Government Code.

SECTION 15. That this election Ordinance shall take effect upon adoption, and it is accordingly so ordained.

CITY OF SOCORRO, TEXAS

By: _____
Rene Rodriguez, Interim Mayor

ATTEST:

Olivia Navarro, City Clerk

APPROVED AS TO FORM:

James A. Martinez
Socorro City Attorney

Introduction and First Reading: August 8, 2017
Second Reading and Adoption: August 17, 2017

EXHIBIT "A"

**CITY OF SOCORRO NOVEMBER 7, 2017 ELECTION
EARLY VOTING BY PERSONAL APPEARANCE DAYS AND HOURS**

Early Voting. Early voting by personal appearance shall be conducted on the attached dates and times and at the following locations, but may be subject to change.

EXHIBIT "B"

CITY OF SOCORRO NOVEMBER 7, 2017 ELECTION

Election Day Voting. Voting on Election Day shall be conducted at the attached time and locations, but may be subject to change.

EXHIBIT “C”

**CITY OF SOCORRO NOVEMBER 7, 2017 ELECTION
PROPOSITIONS**

An election will be held on November 7, 2017, for the purpose of allowing voters to determine whether to amend the City of Socorro City Charter. Persons interested in voting on these issues may contact the El Paso County Elections Administrator for information about polling places and other information pertaining to the election.

PROPOSITION A

Should Section 3.05 of the City Charter, relating to compensation of City Council, be amended to hereafter read as follows:

Section 3.05. COMPENSATION

A. That the Mayor shall receive twenty thousand dollars per year (\$20,000.00) and each of the City Council members shall receive fifteen thousand dollars (\$15,000.00) per year as compensation for their services, and any increase of salary shall be through a Charter Amendment only; and they shall be entitled to all necessary expenses incurred in the performance of their official duties or officially representing the City, when such expenses are authorized and approved by a majority vote of the members of the City Council at a meeting of the City Council.

VOTE:

YES ☐

NO ☐

PROPOSITION B

Should Section 3.05 of the City Charter, relating to compensation of City Council, be amended to hereafter add a subsection “B”, to read as follows:

Section 3.05. COMPENSATION

B. That the Mayor and City Council members may participate in the City of Socorro’s employee health insurance program with each said member paying the same percentage as employees, which may be subject to change.

VOTE:

YES ☐

NO ☐

PROPOSITION C

Should Section 4.01(D) of the City Charter, relating to terms and length of employment of the City Manager, be amended to hereafter read as follows:

Section 4.01. CITY MANAGER

D. The City Council shall be prohibited from appointing the City Manager to a term by contract longer than forty-eight (48) months. The City Manager may be

removed at the will and pleasure of the City Council by four-fifths (4/5) vote of the entire City Council. A severance package of more than six (6) months is prohibited.

VOTE:

YES ☐

NO ☐

PROPOSITION D

Should Section 6.05 of the City Charter, relating to the election of the City Council Members and Mayor, be amended to hereafter read as follows:

Section 6.05. ELECTION BY MAJORITY

At any regular or special election for the City Council, including the office of Mayor, the candidate for each position or place who receives the majority of the votes cast (over 50% of the total votes cast) shall be declared elected, with a runoff election to be held if no candidate receives a majority of the votes cast in the initial election.

VOTE:

YES ☐

NO ☐

PROPOSITION E

Should Sections 3.01.B and 3.01.C of the City Charter, relating to the length of the terms of office for the City Council Members and Mayor, be amended to hereafter read as follows:

Section 3.01. NUMBER, SELECTION AND TERMS OF OFFICE

B. The Mayor and the Council members shall be elected to serve for four (4) year terms and not for more than two (2) consecutive terms. Council members shall be elected from single member districts numbered 1, 2, 3, and 4, and one position shall be At-Large. District lines shall be redrawn after each federal census, if required, to comply with state and federal voting laws and regulations. Each candidate for City Council in a particular District shall be a resident of that District.

C. The council positions shall serve staggered terms. Each position will be elected for a four (4) year term.

VOTE:

YES ☐

NO ☐