

Vacant
Mayor

Guillermo Madrid, Jr.
At Large

Maria Reyes
District 1



Gloria M. Rodríguez
District 2

Mary B. García
District 3/Mayor Pro-Tem

Jesús Gandara Jr.
District 4

Willie Norfleet, Jr.
City Manager

**CITY OF SOCORRO
REGULAR COUNCIL MEETING MINUTES
DECEMBER 6, 2012**

MEMBERS PRESENT:

Guillermo Madrid, Jr.
Gloria M. Rodriguez
Maria Reyes
Jesús Gandara Jr.

MEMBERS ABSENT

Mary B. Garcia

STAFF PRESENT:

Willie Norfleet, Jr., City Manager
Jerry Wallace, City Attorney
Sandra Hernandez, City Clerk
Sam Leony, Planning & Zoning Director

1. CALL TO ORDER

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

3. ESTABLISHMENT OF QUORUM

A roll call was held and a quorum was established with three members present.

A motion was made by Jesus Gandara, Jr., seconded by Guillermo Madrid Jr. to *nominate Gloria M. Rodriguez to chair as Mayor Pro-Tem in the absence of the Mayor Pro-Tem.* Motion carried unanimously. Motion passed 3-0.

2. PLEDGE OF ALLEGIANCE AND A MOMENT OF SILENCE

Pledge of allegiance was led by Juan Castaneda.

4. PUBLIC COMMENT

Irma Chavez, Juan Castaneda, Trini Lopez, and Joe De Turo addressed city council.

PRESENTATION

**5. PRESENTATION BY PEARL THOMPSON REGARDING EMERGENCY CONTACT DATABASE PROGRAM FOR PERSONS WITH DISABILITIES.
GLORIA M. RODRIGUEZ**

Pearl Thompson gave a brief presentation and discussed the importance of implementing an emergency contact database for persons with disabilities.

A motion was made by Jesus Gandara, Jr., seconded by Guillermo Madrid, Jr. to move items 22 and 23 after item 5, which relates to the presentation. Motion carried unanimously. Motion passed 3-0.

22. DISCUSSION AND ACTION TO IMPLEMENT AN EMERGENCY CONTACT DATABASE PROGRAM FOR PERSONS WITH DISABILITIES.

GLORIA M. RODRIGUEZ

A motion was made by Jesus Gandara, Jr., seconded by Guillermo Madrid, Jr. to authorize City Manager and staff to work with Pearl Thompson to develop strategy for program. Motion carried unanimously. Motion passed 3-0.

23. DISCUSSION AND ACTION TO DIRECT CITY ATTORNEY TO DEVELOP A PROCLAMATION DEALING WITH EMERGENCY CONTACT DATABASE PROGRAM FOR PERSONS WITH DISABILITIES.

GLORIA M. RODRIGUEZ

A motion was made by Jesus Gandara, Jr., seconded by Maria Reyes to approve item 23. Motion carried unanimously. Motion passed 3-0.

6. PRESENTATION BY MARIZA GONZALES IN PARTNERSHIP WITH THE EL PASO ELECTRIC COMPANY REGARDING THE CITY OF SOCORRO REDUCING ITS ELECTRICITY CONSUMPTION. MARY B. GARCIA

Mariza Gonzalez gave a brief presentation.

7. PRESENTATION BY COMMUNITY CENTER AND PARKS AND RECREATION. WILLIE NORFLEET, JR.

Dania Diaz and Jessica Diaz gave a brief presentation.

8. PRESENTATION OF BID PROPOSAL FOR HEALTH INSURANCE PACKAGE/PROPOSAL PRESENTED BY HUB INTERNATIONAL FOR FY 2013.
WILLIE NORFLEET, JR.

Randy McGraw from Hub International gave a presentation and explanation of proposed health insurance plans.

A motion was made by Jesus Gandara, Jr., seconded Maria Reyes to *move item 16 after item 8, which relates to the presentation.* Motion carried unanimously. Motion passed 3-0.

16. DISCUSSION AND ACTION TO APPROVE BID PROPOSAL FOR HEALTH INSURANCE FOR FY 2013.
WILLIE NORFLEET, JR.

A motion was made by Jesus Gandara, Jr., seconded Guillermo Madrid Jr., to *waive formality of the deadline because everybody did submit after bid deadline and staff did not share information with bidders and to award the medical insurance to Blue Cross Blue Shield of Texas with plans RM02, RM43, and RMH1, the dental insurance to Sun Life, the life insurance to TransAmerica, the vision insurance to MES, and the critical illness, accident and hospital indemnity insurance to AFLAC.* Motion carried unanimously. Motion passed 3-0.

PUBLIC HEARINGS

9. PUBLIC HEARING ON AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SOCORRO, TEXAS; ESTABLISHING COMPREHENSIVE RULES AND REGULATIONS RELATING TO THE CONTROL OF ANIMALS; PROVIDING FOR DEFINITIONS; PROVIDING FOR RABIES CONTROL; PROVIDING FOR HUMANS BITTEN OR SCRATCHED BY ANIMALS SUSCEPTIBLE TO RABIES; PROVIDING FOR QUARANTINE PROCEDURE FOR BITING/SCRATCHING ANIMALS; PROVIDING FOR DOG, CAT AND FERRET REGISTRATION; PROVIDING FOR FEES; PROVIDING FOR PROTECTION OF ANIMALS; PROVIDING FOR ANIMAL NUISANCES; PROVIDING FOR PROHIBITION OF CERTAIN ANIMALS; PROVIDING REQUIREMENTS FOR DANGEROUS ANIMALS; PROVIDING FOR PUBLICATION AND NOTICE WHERE DANGEROUS ANIMALS RESIDE, PROVIDING IMPOUNDMENT FEES; PROVIDING ANIMAL OWNERSHIP LIMITATION; PROVIDING FOR REQUIREMENTS OF CERTAIN FOWL; PROVIDING FOR TREATMENT OF ANIMALS; PROVIDING FOR SANITARY CONDITIONS; PROVIDING FOR TRAPS; PROVIDING FOR ENFORCEMENT; PROVIDING FOR A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; PROVIDING FOR INJUNCTIVE RELIEF; PROVIDING FOR EXEMPTION OF CITY OFFICIALS FROM LIABILITY; REPEALING INCONSISTENT REGULATIONS; PROVIDING FOR SAVINGS, REPEALING AND SEVERABILITY CLAUSES;

PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR THE PUBLICATION FOR THE CAPTION THEREOF.

WILLIE NORFLEET, JR.

Public hearing opened and closed at 8:30 p.m. There were no speakers.

A motion was made by Jesus Gandara, Jr., seconded Guillermo Madrid, Jr. to *move item 17 after item 9, which relates to the item.* Motion carried unanimously. Motion passed 3-0.

17. SECOND READING AND ADOPTION ON AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SOCORRO, TEXAS; ESTABLISHING COMPREHENSIVE RULES AND REGULATIONS RELATING TO THE CONTROL OF ANIMALS; PROVIDING FOR DEFINITIONS; PROVIDING FOR RABIES CONTROL; PROVIDING FOR HUMANS BITTEN OR SCRATCHED BY ANIMALS SUSCEPTIBLE TO RABIES; PROVIDING FOR QUARANTINE PROCEDURE FOR BITING/SCRATCHING ANIMALS; PROVIDING FOR DOG, CAT AND FERRET REGISTRATION; PROVIDING FOR FEES; PROVIDING FOR PROTECTION OF ANIMALS; PROVIDING FOR ANIMAL NUISANCES; PROVIDING FOR PROHIBITION OF CERTAIN ANIMALS; PROVIDING REQUIREMENTS FOR DANGEROUS ANIMALS; PROVIDING FOR PUBLICATION AND NOTICE WHERE DANGEROUS ANIMALS RESIDE, PROVIDING IMPOUNDMENT FEES; PROVIDING ANIMAL OWNERSHIP LIMITATION; PROVIDING FOR REQUIREMENTS OF CERTAIN FOWL; PROVIDING FOR TREATMENT OF ANIMALS; PROVIDING FOR SANITARY CONDITIONS; PROVIDING FOR TRAPS; PROVIDING FOR ENFORCEMENT; PROVIDING FOR A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; PROVIDING FOR INJUNCTIVE RELIEF; PROVIDING FOR EXEMPTION OF CITY OFFICIALS FROM LIABILITY; REPEALING INCONSISTENT REGULATIONS; PROVIDING FOR SAVINGS, REPEALING AND SEVERABILITY CLAUSES; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR THE PUBLICATION FOR THE CAPTION THEREOF.

WILLIE NORFLEET, JR.

A motion was made by Jesus Gandara, Jr., seconded Guillermo Madrid, Jr. to *approve item 17.* Motion carried unanimously. Motion passed 4-0.

A motion was made by Jesus Gandara, Jr., seconded Guillermo Madrid, Jr. to *recess for 10 minutes beginning at 8:40 p.m.* Motion carried unanimously. Motion passed 3-0.

The meeting was called to order at 8:51 p.m. A roll call was held and a quorum was established with three members present.

- 10. PUBLIC HEARING ON AN ORDINANCE DESIGNATING TRANSPORTATION REINVESTMENT ZONE NUMBER ONE FOR THE CITY OF SOCORRO, TEXAS; DESCRIBING THE BOUNDARIES OF THE ZONE; PROVIDING FOR AN EFFECTIVE DATE AND A TERMINATION DATE FOR THE ZONE; NAMING THE ZONE "TRANSPORTATION REINVESTMENT ZONE NUMBER ONE, CITY OF SOCORRO, TEXAS"; ESTABLISHING A TAX INCREMENT FUND FOR THE ZONE; AND CONTAINING OTHER PROVISIONS RELATED THERETO.**

WILLIE NORFLEET, JR.

Public hearing opened and closed at 8:52 p.m. There were no speakers.

A motion was made by Jesus Gandara, Jr., seconded by Maria Reyes to *move item 18 after item 10, which relates to the item.* Motion carried unanimously. Motion passed 3-0.

- 18. SECOND READING AND ADOPTION ON AN ORDINANCE DESIGNATING TRANSPORTATION REINVESTMENT ZONE NUMBER ONE FOR THE CITY OF SOCORRO, TEXAS; DESCRIBING THE BOUNDARIES OF THE ZONE; PROVIDING FOR AN EFFECTIVE DATE AND A TERMINATION DATE FOR THE ZONE; NAMING THE ZONE "TRANSPORTATION REINVESTMENT ZONE NUMBER ONE, CITY OF SOCORRO, TEXAS"; ESTABLISHING A TAX INCREMENT FUND FOR THE ZONE; AND CONTAINING OTHER PROVISIONS RELATED THERETO.**

WILLIE NORFLEET, JR.

A motion was made by Jesus Gandara, Jr., seconded Guillermo Madrid, Jr. to *approve item 18.* Motion carried unanimously. Motion passed 4-0.

- 11. PUBLIC HEARING ON AN ORDINANCE GRANTING TO TEXAS GAS SERVICE COMPANY THE RIGHT, PRIVILEGE AND FRANCHISE TO USE STREETS, ALLEYS, THOROUGHFARES AND OTHER PUBLIC WAYS TO OPERATE AND MAINTAIN A NATURAL GAS DISTRIBUTION SYSTEM IN THE CITY OF SOCORRO, EL PASO COUNTY, TEXAS; PROVIDING REGULATIONS FOR THE CONDUCT OF THE SYSTEM BY THE GRANTEE, AND REPEALING THE PRESENT FRANCHISE ORDINANCE.**

WILLIE NORFLEET, JR.

Public hearing opened and closed at 8:55 p.m. There were no speakers.

A motion was made by Jesus Gandara, Jr., seconded by Maria Reyes to *move item 19 after item 11, which relates to the item.* Motion carried unanimously. Motion passed 3-0.

- 19. SECOND READING AND ADOPTION ON AN ORDINANCE GRANTING TO TEXAS GAS SERVICE COMPANY THE RIGHT, PRIVILEGE AND FRANCHISE TO USE STREETS, ALLEYS, THOROUGHFARES AND OTHER PUBLIC WAYS TO OPERATE AND MAINTAIN A NATURAL GAS DISTRIBUTION SYSTEM IN THE CITY OF SOCORRO, EL PASO COUNTY, TEXAS; PROVIDING REGULATIONS FOR THE CONDUCT OF THE SYSTEM BY THE GRANTEE, AND REPEALING THE PRESENT FRANCHISE ORDINANCE.** **WILLIE NORFLEET, JR.**

A motion was made by Maria Reyes, seconded by Jesus Gandara, Jr., to *table item 19*. Motion carried unanimously. Motion passed 3-0.

A motion was made by Guillermo Madrid, Jr., seconded by Jesus Gandara, Jr., to *move items 25, 20, and 21 after consent agenda*. Motion carried unanimously. Motion passed 3-0.

CONSENT AGENDA

- 12. APPROVAL OF REGULAR CITY COUNCIL MEETING MINUTES OF NOVEMBER 15, 2012 AND SPECIAL CITY COUNCIL MEETING MINUTES OF NOVEMBER 8, 2012.** **WILLIE NORFLEET, JR.**

- 13. APPROVAL OF APPOINTING DANNY GOMEZ TO THE CIVIL SERVICE COMMISSION IN PLACE 6.** **MARY B. GARCIA**

- 14. EXCUSE ABSENT COUNCIL MEMBERS.** **WILLIE NORFLEET, JR.**

A motion was made by Jesus Gandara, Jr., seconded Guillermo Madrid, Jr. to *approve consent agenda*. Motion carried with Guillermo Madrid, Jr. and Jesus Gandara, Jr. voting aye and Maria Reyes abstained. Motion passed 2-0.

REGULAR AGENDA

- 25. DISCUSSION AND ACTION TO APPROVE CERTIFICATE OF APPROPRIATENESS FOR PRE-FABRICATED STRUCTURE FOR RESTAURANT ON LOT 6, BLOCK 2, ROSA AZUL.**

WILLIE NORFLEET, JR.

A motion was made by Jesus Gandara, Jr., seconded by Guillermo Madrid, Jr., *based upon the recommendation of the Planning Director, I move to approve the certificate of appropriateness for prefabricated commercial structure on Lot 6, Block 2, Rosa Azul as said structure to be placed upon a permanent foundation and with all construction to comply with all of City of Socorro's building and development codes*. Motion carried unanimously. Motion passed 3-0.

20. DISCUSSION AND ACTION TO APPROVE INTER-LOCAL AGREEMENT BETWEEN THE CITY OF SOCORRO AND CITY OF EL PASO'S DEPARTMENT OF PUBLIC HEALTH. WILLIE NORFLEET, JR.

A motion was made by Jesus Gandara, Jr., seconded by Guillermo Madrid, Jr. to *approve the revised Inter-local Agreement as submitted by the City of El Paso and direct that it be executed and returned to the City of El Paso. Further, I direct that the City Manager conduct a feasibility and analysis to determine whether it is feasible and cost effective for the City of Socorro to assume responsibility for the Services at the end of the term of the Inter-local Agreement, and if not, to determine the actual cost associated with services provided under the Inter-local Agreement and report these to the City Council on or before July 15, 2013 for the purpose of negotiating future agreements with the City of El Paso.* Motion carried unanimously. Motion passed 3-0.

21. DISCUSSION AND ACTION TO APPROVE INTER-LOCAL AGREEMENT BETWEEN THE CITY OF SOCORRO AND COUNTY OF EL PASO FOR ENVIRONMENTAL SERVICES. WILLIE NORFLEET, JR.

A motion was made by Jesus Gandara, Jr., seconded by Maria Reyes to *approve the revised Inter-local Agreement as submitted by El Paso County and direct that it be executed and returned to El Paso County. Further, I direct that the City Manager conduct a feasibility and analysis to determine whether it is feasible and cost effective for the City of Socorro to assume responsibility for the services at the end of the term of the Inter-local Agreement, and if not, to determine the actual cost associated with services provided under the Inter-local Agreement and report these to the City Council on or before July 15, 2013 for the purpose of negotiating future agreements with El Paso County.* Motion carried unanimously. Motion passed 3-0.

15. SWEARING IN OF NEWLY ELECTED OFFICIALS. MARY B. GARCIA

A motion was made by Jesus Gandara, Jr., seconded by Maria Reyes to *delete item 15.* Motion carried unanimously. Motion passed 3-0.

24. DISCUSSION AND ACTION REGARDING TRAFFIC CONTROL ISSUES ON BUFFORD ROAD APPROACHING BULLDOG CHAMPIONSHIP PARK. GLORIA M. RODRIGUEZ

A motion was made by Jesus Gandara, Jr., seconded by Guillermo Madrid, Jr. to *ask administration to submit a report on different alternates/concepts for traffic control on Bufford Road.* Motion carried unanimously. Motion passed 3-0.

26. DISCUSSION AND ACTION TO APPROVE CERTIFICATE OF APPROPRIATENESS FOR NEW FAÇADE OF A DAYCARE ON LOT 7, BLOCK 6, EL CAMPESTRE. WILLIE NORFLEET, JR.

A motion was made by Jesus Gandara, Jr., seconded by Maria Reyes to *approve item 26*. Motion carried unanimously. Motion passed 3-0.

27. DISCUSSION AND ACTION TO APPROVE PROPOSAL FOR TXDOT TO COMPLETE DESIGN OF OLD HUECO ROAD EXTENSION WITHIN THE CITY OF SOCORRO BASED ON THE CURRENT SCHEMATIC DESIGN TO FINAL DESIGN WITH THE DESIGN SERVICES TO BE PERFORMED AS FUNDS ARE IDENTIFIED AND BECOME AVAILABLE TO DEFRAY TXDOT'S DESIGN COSTS. *WILLIE NORFLEET, JR.*

A motion was made by Jesus Gandara, Jr., seconded by Guillermo Madrid, Jr. to *approve the proposal for TX DOT to complete the engineering design and construction documents for the Old Hueco Road Extension, so long as the cost associated with TX DOT services does not exceed 6% of the projected construction costs*. Motion carried with Guillermo Madrid, Jr. and Jesus Gandara, Jr. voting aye and Maria Reyes abstained. Motion passed 2-0.

28. DISCUSSION AND ACTION TO ADOPT SERVICE PLAN FOR PROPERTIES TO BE ANNEXED BY THE CITY OF SOCORRO, AND TO DIRECT CITY MANAGER AND CITY ATTORNEY TO GIVE NOTICE OF ANNEXATION HEARINGS PURSUANT TO CHAPTER 43 TEX. LOC. GOV'T CODE. *WILLIE NORFLEET, JR.*

A motion was made by Jesus Gandara, Jr., seconded by Guillermo Madrid, Jr. to *adopt the Resolution of the City of Socorro, Texas adopting a plan for services to areas proposed to be annexed including a schedule for the delivery of services, directing the City Manager and Planning Director locate information regarding the names and addresses of property owners, public entities, railroads, private utility service providers and school districts in the area proposed to be annexed; and directing, mailing, and publishing of notice as required by Chapter 43 of the Tex. Loc. Gov. Code, and providing for an effective date*. Motion carried unanimously. Motion passed 3-0.

ADDENDUM TO THE REGULAR AGENDA

29. DISCUSSION AND ACTION ON RECOMMENDATION OF THE HISTORIC LANDMARK COMMISSION REGARDING PROPOSED DEMOLITION BY NEGLECT REGULATIONS ORDINANCE. *WILLIE NORFLEET, JR.*

A motion was made by Jesus Gandara, Jr., seconded by Guillermo Madrid, Jr. to *approve item 29*. Motion carried with Guillermo Madrid, Jr. and Jesus Gandara, Jr. voting aye and Maria Reyes abstained. Motion passed 2-0.

**30. DISCUSSION AND ACTION FOR LEGISLATIVE CONSULTING SERVICES.
WILLIE NORFLEET, JR.**

A motion was made by Jesus Gandara, Jr., seconded by Guillermo Madrid, Jr. *to suspend City of Socorro Purchasing Policy and second to approve the recommendation of the City Manager to approve the De Berry Group for legislative services, authorize City Manager to sign all contracts, contract amendments to effectuate said services.* Motion carried unanimously. Motion passed 3-0.

A motion was made by Jesus Gandara, Jr., seconded by Guillermo Madrid, Jr. *to move into Executive Session at 9:43 p.m.* Motion carried unanimously. Motion passed 3-0.

THE CITY COUNCIL CONVENED INTO EXECUTIVE SESSION AT 9:43 P.M.

EXECUTIVE SESSION

THE CITY COUNCIL RECONVENED BACK IN SESSION AT 10:12 P.M.

OPEN SESSION:

34. 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.

WILLIE NORFLEET, JR.

35. 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.

WILLIE NORFLEET, JR.

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

WILLIE NORFLEET, JR.

A motion was made by Jesus Gandara, Jr., seconded by Maria Reyes *to delete items 34-36.* Motion carried unanimously. Motion passed 3-0.

37. DISCUSSION AND ACTION ON EVALUATION OF CITY MANAGER.
WILLIE NORFLEET, JR.

A motion was made by Jesus Gandara, Jr., seconded by Maria Reyes *to direct City Manager for the first meeting in January not to schedule any presentation in order to have enough time to address the item.* Motion carried unanimously. Motion passed 3-0.

38. DISCUSSION AND ACTION ON MORALES FAMILY'S OFFER TO SELL REAL PROPERTY.
WILLIE NORFLEET, JR.

A motion was made by Jesus Gandara, Jr., seconded by Maria Reyes, *based upon the report of the Municipal Consultant that the Morales property, which is proposed to be acquired for the Joe Carrasco Park, is considerably larger than originally thought, I move to authorize the purchase of said property at a cost of no more than \$35,000.00 plus regular and customary closing costs.* Motion carried unanimously. Motion passed 3-0.

39. ADJOURN

A motion was made by Maria Reyes, seconded by Guillermo Madrid, Jr. *to adjourn at 10:14 p.m.* Motion carried unanimously. Motion passed 3-0.



Mary B. Garcia, Mayor Pro-Tem



Sandra Hernandez, City Clerk



Date when minutes were approved