

**Elia Garcia**  
Mayor

**Rene Rodriguez**  
At Large

**Cesar Nevarez**  
District 1



**Ralph Duran**  
District 2

**Victor Perez**  
District 3/Mayor ProTem

**Yvonne Colon-Villalobos**  
District 4

**Adriana Rodarte**  
City Manager

**REGULAR COUNCIL MEETING MINUTES  
NOVEMBER 16, 2017 @ 6:00 P.M.**

**MEMBERS PRESENT:**

Mayor Elia Garcia  
Rene Rodriguez  
Cesar Nevarez  
Ralph Duran  
Victor Perez  
Yvonne Colon-Villalobos

**MEMBERS ABSENT:**

Maria Reyes

**STAFF PRESENT:**

Olivia Navarro, City Clerk  
David Mirazo, City Attorney (*left the meeting at 6:49 pm*)  
Jim Martinez, City Attorney (*arrived to the meeting at 6:49 pm*)  
Charles Casiano, Finance Director

Lt. Eddie Smith  
Sgt. Linda Cusic  
Adam Ochoa, P & Z  
Job Terrazas, Administrative Assistant  
Adriana Rodriguez, Executive Assistant  
Rosio Marin, HR Director  
Estevan Gonzalez, IT

**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 Rosio Marin

**3. ESTABLISHMENT OF QUORUM**

A quorum was established with five members present.

**PUBLIC COMMENT**

**4. PUBLIC COMMENT**

Miriam Cruz spoke during Public Comment.

**CONSENT AGENDA**

**5. EXCUSE ABSENT COUNCIL MEMBERS.**

**OLIVIA NAVARRO**

**6. APPROVAL OF REGULAR COUNCIL MEETING MINUTES OF  
NOVEMBER 2, 2017.**

**OLIVIA NAVARRO**

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

Ayes: Rene Rodriguez, Ralph Duran, Victor Perez and Yvonne Colon-Villalobos

Nays:

Absent: Maria Reyes

A motion was made by Ralph Duran seconded by Victor Perez to *move up items sixteen (16), twenty (20) and seventeen (17) in this order*. Motion passed.

Ayes: Ralph Duran and Victor Perez

Nays: Rene Rodriguez and Yvonne Colon-Villalobos

Absent: Maria Reyes

Mayor broke tie by voting aye.

**16. DISCUSSION AND ACTION TO APPROVE A RESOLUTION CANVASSING  
THE RETURNS OF GENERAL ELECTION HELD NOVEMBER 7, 2017.**

**ADRIANA RODARTE**

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

Results were announced by Olivia Navarro, City Clerk (See Exhibit "A").

Ayes: Rene Rodriguez, Ralph Duran, Victor Perez and Yvonne Colon-Villalobos

Nays:

Absent: Maria Reyes

**MAYOR AND COUNCIL**

**20. DISCUSSION AND ACTION TO APPOINT JORGE ESTRADA TO THE  
ETHICS REVIEW COMMISSION.**

**VICTOR PEREZ**

A motion was made by Victor Perez seconded by Ralph Duran to *approve item number twenty (20)*. Motion passed.

Ayes: Rene Rodriguez, Ralph Duran, Victor Perez and Yvonne Colon-Villalobos

Nays:

Absent: Maria Reyes

**17. *SWEAR IN CEREMONY FOR INCOMING ELECTED OFFICIALS AND COMMISSIONER. ADRIANA RODARTE***

During this time Judge Ruben Lujan swore in Victor Perez, Representative District 3.

Mayor Elia Garcia swore in Cesar Nevarez, Representative District 1 and Ralph Duran, Representative District 2 and Jorge Estrada to the Ethics and Civil Service Commission.

**PUBLIC HEARINGS / ORDINANCES**

**7. *INTRODUCTION, FIRST READING AND CALLING FOR A PUBLIC HEARING OF AN ORDINANCE AMENDING SECTION 42-39 OF THE CODE OF ORDINANCES OF THE CITY OF SOCORRO, TEXAS TO PROHIBIT U-TURNS, OVER, UPON OR ACROSS CERTAIN MEDIANS, EXCEPT AT INTERSECTIONS WHERE THE APPROACHING VEHICLE IS CONTROLLED BY AN OFFICIAL TRAFFIC CONTROL DEVICE AND AUTHORIZING THE INSTALLATION OF "NO U-TURN" SIGNS IN THE DESIGNATED SCHOOL DROP OFF ZONES. ADAM OCHOA***

A motion was made by Victor Perez seconded by Rene Rodriguez to *approve item number seven (7)*. Motion passed.

Ayes: Rene Rodriguez, Cesar Nevarez, Ralph Duran, Victor Perez and Yvonne Colon-Villalobos.

Nays:

Abstain:

**8. *PUBLIC HEARING OF ORDINANCE 429 AN ORDINANCE FOR THE APPROVAL TO AMEND MUNICODE SECTION 6-48 AND ADOPT BUILDING AND TECHNICAL CODES SUBJECT TO THE PROVISIONS AMENDED OR EXCEPTED INCLUDING BUT NOT LIMITED TO THE APPENDICES. ADAM OCHOA***

Public Hearing opened at 6:22 pm

Miriam Cruz spoke during Public Hearing

Public Hearing closed at 6:23 pm

- 9. SECOND READING AND ADOPTION OF ORDINANCE 429 AN ORDINANCE FOR THE APPROVAL TO AMEND MUNICODE SECTION 6-48 AND ADOPT BUILDING AND TECHNICAL CODES SUBJECT TO THE PROVISIONS AMENDED OR EXCEPTED INCLUDING BUT NOT LIMITED TO THE APPENDICES. ADAM OCHOA**

A motion was made by Victor Perez seconded by Rene Rodriguez to *approve item number nine (9)*. Motion passed.

Ayes: Rene Rodriguez, Cesar Nevarez, Ralph Duran, Victor Perez and Yvonne Colon-Villalobos.

Nays:

Abstain:

- 10. PUBLIC HEARING OF ORDINANCE 430 AN ORDINANCE TO ESTABLISH SAFETY ZONE ON ALAMEDA AVE. TO PROHIBIT PARKING ON THE PUBLIC RIGHT-OF-WAY INCLUDING BUT NOT LIMITED TO THE SHOULDERS, SIDEWALKS PAVEMENT OR OTHER PUBLIC DRIVEWAYS. ADAM OCHOA**

Public Hearing opened at 6:25 pm  
Miriam Cruz spoke during Public Hearing  
Public Hearing closed at 6:27 pm

- 11. SECOND READING AND ADOPTION OF ORDINANCE 430 AN ORDINANCE TO ESTABLISH SAFETY ZONE ON ALAMEDA AVE. TO PROHIBIT PARKING ON THE PUBLIC RIGHT-OF-WAY INCLUDING BUT NOT LIMITED TO THE SHOULDERS, SIDEWALKS PAVEMENT OR OTHER PUBLIC DRIVEWAYS. ADAM OCHOA**

A motion was made by Victor Perez seconded Rene Rodriguez to *approve item number eleven (11)*. Motion passed.

Ayes: Rene Rodriguez, Cesar Nevarez, Ralph Duran, Victor Perez and Yvonne Colon-Villalobos.

Nays:

Abstain:

- 12. PUBLIC HEARING OF ORDINANCE 431 AN ORDINANCE FOR THE PROPOSED REZONING OF A PORTION OF TRACTS 1A, 2A, 1B, 2C, BLOCK 10, SOCORRO GRANT, 11000 BLOCK OF NORTH LOOP FROM C-2 (GENERAL COMMERCIAL) TO R-2 (MEDIUM DENSITY RESIDENTIAL) FOR A FUTURE DEVELOPMENT. ADAM OCHOA**

Public Hearing opened at 6:38 pm  
No Speakers  
Public Hearing closed at 6:38 pm

**13. SECOND READING AND ADOPTION OF ORDINANCE 431 AN ORDINANCE FOR THE PROPOSED REZONING OF A PORTION OF TRACTS 1A, 2A, 1B, 2C, BLOCK 10, SOCORRO GRANT, 11000 BLOCK OF NORTH LOOP FROM C-2 (GENERAL COMMERCIAL) TO R-2 (MEDIUM DENSITY RESIDENTIAL) FOR A FUTURE DEVELOPMENT.**

**ADAM OCHOA**

A motion was made by Victor Perez seconded by Rene Rodriguez to *approve item number thirteen (13)*. Motion passed.

Ayes: Rene Rodriguez, Cesar Nevarez, Ralph Duran, Victor Perez and Yvonne Colon-Villalobos.

Nays:

Abstain:

**14. PUBLIC HEARING OF ORDINANCE 397 AMENDMENT 3 TO DECREASE FISCAL YEAR 2016-2017 BUDGET IN THE AMOUNT OF \$144,031.60.**

**ADRIANA RODARTE**

Public Hearing opened at 6:44 pm

No Speakers

Public Hearing closed at 6:45 pm

**15. SECOND READING AND ADOPTION OF ORDINANCE 397 AMENDMENT 3 TO DECREASE FISCAL YEAR 2016-2017 BUDGET IN THE AMOUNT OF \$144,031.60.**

**ADRIANA RODARTE**

A motion was made by Victor Perez to *approve to reduce*.

An amended motion was made by Victor Perez seconded by Rene Rodriguez to *approve the adoption of Ordinance 397 Amendment 3 to reduce and provide council with actual numbers for the last three (3) years with final expenditures*. Motion passed.

Ayes: Rene Rodriguez, Cesar Nevarez, Ralph Duran, Victor Perez and Yvonne Colon-Villalobos.

Nays:

Abstain:

James A. Martinez, City Attorney arrived to the meeting at 6:49 pm.

**REGULAR AGENDA**

**18. DISCUSSION AND ACTION ON APPOINTING A NEW MAYOR PRO TEM PURSUANT TO SECTION 3.03 OF THE CITY CHARTER. ADRIANA RODARTE**

A motion was made by Rene Rodriguez seconded by Yvonne Colon-Villalobos to *approve the appointment of Victor Perez of Mayor ProTem.*

Ayes: Rene Rodriguez, Cesar Nevarez, Ralph Duran and Yvonne Colon-Villalobos

Nays:

Abstain: Victor Perez

**19. DISCUSSION AND ACTION TO APPROVE WAIVING OF ASSOCIATED FEES ON THE EASTLAKE VALLEY SUBDIVISION REQUESTED ACCESS POINTS.**

***ADRIANA RODARTE***

A motion was made by Rene Rodriguez seconded by Ralph Duran to *waive the associated fees on the Eastlake Valley Subdivision.*

A amended motion was made by Rene Rodriguez seconded by Victor Perez to *suspend the rule and allow Enrique Escobar, developer to speak.*

Enrique Escobar spoke on this item.

Rene Rodriguez rescinded his motion.

An amended motion was made by Victor Perez seconded by Rene Rodriguez to *move this item into Executive Session to consult with counsel.* Motion passed.

Ayes: Rene Rodriguez, Cesar Nevarez, Ralph Duran, Victor Perez and Yvonne Colon-Villalobos.

Nays:

Abstain:

**THE CITY COUNCIL CONVENED INTO EXECUTIVE SESSION AT 6:57 PM**

**EXECUTVE SESSION**

**THE CITY COUNCIL RECONVENED BACK IN OPEN SESSION AT 7:16 PM**

**19. DISCUSSION AND ACTION TO APPROVE WAIVING OF ASSOCIATED FEES ON THE EASTLAKE VALLEY SUBDIVISION REQUESTED ACCESS POINTS.**

***ADRIANA RODARTE***

A motion was made by Rene Rodriguez seconded by Victor Perez to *approve waiving the Capital Improvement Fees in the amount of \$55,549.54 see Exhibit "B".* Motion passed.

Hector Valencia, Claudia Quintero, Jack Martin and Joe Saucedo spoke on this item.

Ayes: Rene Rodriguez, Cesar Nevarez, Ralph Duran, and Victor Perez

Nays: Yvonne Colon-Villalobos

Abstain:

21. **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**
22. **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**
23. **DISCUSSION AND ACTION REGARDING PENDING LITIGATION AND RECEIVE STATUS REPORT REGARDING PENDING LITIGATION. ADRIANA RODARTE**

A motion was made by Victor Perez seconded by Rene Rodriguez to *delete items twenty-one (21), twenty-two (22) and twenty-three (23)*. Motion passed.

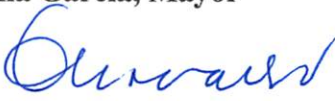
Ayes: Rene Rodriguez, Cesar Nevarez, Ralph Duran, Victor Perez and Yvonne Colon-Villalobos.  
Nays:  
Abstain:

24. **ADJOURN**


A motion was made by Victor Perez seconded by Rene Rodriguez to *adjourn at 7:24 pm*. Motion passed.

Ayes: Rene Rodriguez, Cesar Nevarez, Ralph Duran, Victor Perez and Yvonne Colon-Villalobos.  
Nays:  
Abstain:

  
\_\_\_\_\_  
Elia Garcia, Mayor

  
\_\_\_\_\_  
Olivia Navarro, City Clerk



  
\_\_\_\_\_  
Date minutes were approved