

Ivy Avalos
Mayor

Ruben Reyes
At Large

Cesar Nevarez
District 1



Alejandro Garcia
District 2 / Mayor Pro Tem

Rudy Cruz, Jr.
District 3

Yvonne Colon-Villalobos
District 4

REGULAR COUNCIL MEETING MINUTES
MARCH 16, 2023 @ 6:00 P.M.

MEMBERS PRESENT:

Mayor Ivy Avalos
Cesar Nevarez
Alejandro Garcia
Rudy Cruz, Jr.
Yvonne Colon-Villalobos *(joined virturally)*

MEMBERS ABSENT:

Ruben Reyes

STAFF PRESENT:

Adriana Rodarte, City Manager
Olivia Navarro, City Clerk
Monica Perez, City Attorney
Lorraine Quimiro, City Planner

Estevan Gonzales, IT Director
Diana Rodriguez, Recreation Leader
Victor Reta, Rec Centers. Director
Officer Quintana
Charles Casiano, Finance Director

1. CALL TO ORDER

The meeting was called to order at: 6:03 pm.

2. Pledge of Allegiance and a Moment of Silence

Pledge of Allegiance led.

3. Establishment of Quorum

Quorum was established with five council members present.

PUBLIC COMMENT

4. PUBLIC COMENT

Maribel Lara spoke during Public Comment

Maria Lara was signed up to speak, but declined.

A motion was made by Rudy Cruz, Jr., seconded by Alejandro Garcia to *suspend the rule and allow Liliana Lara to present*. Motion passed.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays:

Absent: Ruben Reyes

Liliana Lara made presentation.

Eduardo Diaz was signed up to speak but declined.

Ramon Lara and Juan Lara spoke during Public Comment.

CONSENT AGENDA

- 4. *EXCUSE ABSENT COUNCIL MEMBERS.*** ***OLIVIA NAVARRO***
- 5. *DISCUSSION AND ACTION TO APPROVE THE REGULAR COUNCIL MINUTES OF MARCH 2, 2023.*** ***OLIVIA NAVARRO***
- 6. *DISCUSSION AND ACTION ON APPROVING JANUARY 2023 CASH RECEIPTS REPORT.*** ***CHARLES CASIANO***
- 7. *DISCUSSION AND ACTION ON APPROVING JANUARY 2023 UNAUDITED FINANCIAL REPORT.*** ***CHARLES CASIANO***
- 8. *DISCUSSION AND ACTION ON APPROVING JANUARY 2023 ACCOUNTS PAYABLE REPORT.*** ***CHARLES CASIANO***
- 10. *APPROVAL OF THE JANUARY AND FEBRUARY 2023 DEPARTMENT'S MONTHLY REPORTS.*** ***ADRIANA RODARTE***

A motion was made by Alejandro Garcia seconded by Cesar Nevarez to *approve the Consent Agenda*. Motion passed.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays:

Absent: Ruben Reyes

REGULAR AGENDA
PUBLIC HEARING/ORDINANCES

- 11. PUBLIC HEARING OF AN ORDINANCE TO ALLOW THE REZONING OF LOT 11, BLOCK 15, FRIEDMAN ESTATES #2 1966 FLEETWOOD H/T 10X58 SN#WF6V55135 LOCATED AT 367 HODAKA WAY, SOCORRO, TEXAS FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO R-2 (MEDIUM DENSITY RESIDENTIAL) TO ALLOW A 4-UNIT MAXIMUM MULTI-FAMILY RESIDENTIAL DEVELOPMENT. *LORRINE QUIMIRO***

Public Hearing opened at 6:20 pm.

Gabriel Gonzalez, Socorro Gandarilla, Maribel Lara and Liliana Lara spoke during Public Hearing.

Public Hearing closed at 6:28 pm.

- 12. SECOND READING AND ADOPTION OF AN ORDINANCE TO ALLOW THE REZONING OF LOT 11, BLOCK 15, FRIEDMAN ESTATES #2 1966 FLEETWOOD H/T 10X58 SN#WF6V55135 LOCATED AT 367 HODAKA WAY, SOCORRO, TEXAS FROM R-1 (SINGLE FAMILY RESIDENTIAL) TO R-2 (MEDIUM DENSITY RESIDENTIAL) TO ALLOW A 4-UNIT MAXIMUM MULTI-FAMILY RESIDENTIAL DEVELOPMENT.**

LORRINE QUIMIRO

A motion was made by Alejandro Garcia seconded by Cesar Nevarez to *approve for discussion*. Motion passed.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays:

Absent: Ruben Reyes

Gabriel Gonzalez, property representative spoke on this item.

A motion was made by Alejandro Garcia seconded by Cesar Nevarez to *suspend the rule and allow a speaker, Ramon Lara to speak*. Motion passed.

Ramon Lara spoke on this item.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays:

Absent: Ruben Reyes

A motion was made by Rudy Cruz seconded by Alejandro Garcia *to deny the rezoning*. Motion passed.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays:

Absent: Ruben Reyes

A motion was made by Rudy Cruz, Jr. seconded by Yvonne Colon-Villalobos to *suspend the rule and allow Gabriel Gonzalez to speak*. Motion passed.

Ayes: Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays: Cesar Nevarez

Absent: Ruben Reyes

Gabriel Gonzalez spoke on this item.

- 13. PUBLIC HEARING OF AN ORDINANCE TO ALLOW THE REZONING OF LOT 9, BLOCK 1, CLINT VENTURE COMMERCIAL #6 AND LOT 8, BLOCK 1, CLINT VENTURE COMMERCIAL #5 AMENDING LOT 8, LOCATED AT 2585 AND 2595 DARRINGTON RD FROM UNCLASSIFIED TO C-2 (GENERAL COMMERCIAL) WITH A CONDITIONAL USE PERMIT TO ALLOW FOR COMMERCIAL TRUCK PARKING.**

LORRINE QUIMIRO

Public Hearing opened at 6:56 pm

No Speakers for Public Hearing

Public Hearing closed at 6:57 pm.

- 14. SECOND READING AND ADOPTION OF AN ORDINANCE TO ALLOW THE REZONING OF LOT 9, BLOCK 1, CLINT VENTURE COMMERCIAL #6 AND LOT 8, BLOCK 1, CLINT VENTURE COMMERCIAL #5 AMENDING LOT 8, LOCATED AT 2585 AND 2595 DARRINGTON RD FROM UNCLASSIFIED TO C-2 (GENERAL COMMERCIAL) WITH A CONDITIONAL USE PERMIT TO ALLOW FOR COMMERCIAL TRUCK PARKING.**

LORRINE QUIMIRO

A motion was made by Alejandro Garcia seconded by Cesar Nevarez to *approve item number fourteen (14)*. Motion passed.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays:

Absent: Ruben Reyes

A motion was made by Alejandro Garcia seconded by Cesar Nevarez *to take a five (5) minute recess*. Motion passed.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr.

Nays:

Absent: Ruben Reyes and Yvonne Colon-Villalobos

THE CITY COUNCIL CONVENED INTO A FIVE MINUTE RECESS AT 7:02 PM

RECESS

THE CITY COUNCIL RECONVENED IN OPEN SESSION AT 7:15 PM

A motion was made by Alejandro Garcia seconded by Cesar Nevarez *to move up items seventeen (17), twenty-seven (27) and twenty-eight (28)*. Motion passed.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays:

Absent: Ruben Reyes

17. DISCUSSION AND ACTION TO PRESENT AND DISCUSS THE STATUS OF THE RIO VISTA CAMPUS CAPITAL PROJECT. *VICTOR RETA*

Sehila Mota-Casper, Dr. Yolanda Leyva, and Vance Kelley spoke on this item.

A motion was made by Alejandro Garcia seconded by Rudy Cruz, Jr., *to approve the vision and plans for item number seventeen (17)*. Motion passed.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays:

Absent: Ruben Reyes

27. DISCUSSION AND ACTION TO APPROVE THE APPOINTMENT OF RAFAEL PADILLA TO THE HISTORICAL LANDMARK COMMISSION PLACE 2. *ALEJANDRO GARCIA*

A motion was made by Alejandro Garcia seconded by Cesar Nevarez *to approve item number twenty-seven (27)*. Motion passed.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays:

Absent: Ruben Reyes

28. *Swearing in* of newly appointed commissioner.

Mr. Padilla was sworn in by Mayor Ivy Avalos.

RECREATION CENTER

15. *DISCUSSION AND ACTION* ON SELECTION AND APPROVAL ON THE CONTRACT FOR THE PYROTECHNIC DISPLAY FOR THE INDEPENDENCE DAY XTRAVAGANZA (INDX) FIREWORKS AND ALCOHOL PERMIT.
VICTOR RETA

A motion was made by Alejandro Garcia seconded by Cesar Nevarez to *approve the pyrotechnic display proposal in the amount of \$30,000.00.* Motion passed.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays:

Absent: Ruben Reyes

16. *DISCUSSION AND ACTION* TO RATIFY THE UPDATED BYLAWS BY THE HISTORIC LANDMARK COMMISSION.
VICTOR RETA

A motion was made by Alejandro Garcia seconded by Cesar Nevarez to *approve item number sixteen (16).* Motion passed.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays:

Absent: Ruben Reyes

CITY MANAGER

18. *DISCUSSION AND ACTION* TO APPROVE THE EXTENSION OF DELINQUENT MUNICIPAL FINES AND FEES ACCOUNT COLLECTION SERVICES WITH THE LAW FIRM OF DELGADO ACOSTA SPENCER LINEBARGER & PEREZ, LLP FOR AN ADDITIONAL YEAR THROUGH OCTOBER 16, 2023, AND AUTHORIZE THE CITY MANAGER OR HER DESIGNEE TO EXECUTE THE SERVICES AGREEMENT AND OTHER DOCUMENTS NECESSARY TO ENGAGE THE LAW FIRM.

ADRIANA RODARTE

A motion was made by Alejandro Garcia seconded by Cesar Nevarez to *approve item eighteen (18)*. Motion passed.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays:

Absent: Ruben Reyes

19. DISCUSSION AND ACTION TO APPROVE THE FY 2023-2024 BUDGET CALENDAR.
ADRIANA RODARTE

A motion was made by Cesar Nevarez seconded by Alejandro Garcia to *approve item nineteen (19)*. Motion passed.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays:

Absent: Ruben Reyes

20. DISCUSSION AND ACTION TO APPROVE TRAVEL FOR THE LEGISLATIVE LIAISONS COMMITTEE TO TESTIFY IN THE 88TH LEGISLATIVE SESSION.
ADRIANA RODARTE

A motion was made by Cesar Nevarez seconded by Alejandro Garcia to *approve the travel of Alejandro Garcia and Rudy Cruz, Jr., Legislative Liaisons*. Motion passed.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays:

Absent: Ruben Reyes

MAYOR AND COUNCIL

21. DISCUSSION AND ACTION ON APPROVING CITY MANAGER'S YEARLY EVALUATION.
MAYOR IVY AVALOS

A motion was made by Alejandro Garcia seconded by Cesar Nevarez to *approve a one time bonus of 5% of the annual salary based on a good evaluation*. Motion passed.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays:

Absent: Ruben Reyes

22. PUBLIC HEARING ON WRITTEN CHARGE TO REMOVE ROBERT RENTERIA FROM THE BOARD OF ADJUSTMENTS PLACE 7 OF THE CITY OF SOCORRO, TEXAS. MAYOR IVY AVALOS

Public Hearing opened at 8:10

No Speakers for Public Hearing

Public Hearing closed at 8:11

23. DISCUSSION AND ACTION ON APPROVAL TO REMOVE ROBERT RENTERIA FROM THE BOARD OF ADJUSTMENTS PLACE 7 OF THE CITY OF SOCORRO, TEXAS. MAYOR IVY AVALOS

A motion was made by Alejandro Garcia seconded by Cesar Nevarez to *approve item twenty-three (23)*. Motion passed.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays:

Absent: Ruben Reyes

24. PUBLIC HEARING ON WRITTEN CHARGE TO REMOVE EMMANUEL NEVAREZ FROM THE BOARD OF ADJUSTMENTS PLACE 1 OF THE CITY OF SOCORRO, TEXAS. CESAR NEVAREZ

Public Hearing opened at 8:12 pm

No Speakers for Public Hearing

Public Hearing closed at 8:12 pm

25. DISCUSSION AND ACTION ON APPROVAL TO REMOVE EMMANUEL NEVAREZ FROM THE BOARD OF ADJUSTMENTS PLACE 1, OF THE CITY OF SOCORRO, TEXAS. CESAR NEVAREZ

A motion was made by Alejandro Garcia seconded by Cesar Nevarez to *approve item number twenty-five (25)*. Motion passed.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays:

Absent: Ruben Reyes

26. DISCUSSION AND ACTION TO APPROVE RESOLUTION 743 FOR INTERNATIONAL WOMEN'S DAY MARCH 8, 2023. ALEJANDRO GARCIA

A motion was made by Cesar Nevarez seconded by Alejandro Garcia to *approve item number twenty-six (26)*. Motion passed.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays:

Absent: Ruben Reyes

29. DISCUSSION AND ACTION TO APPROVE A POTENTIAL MURAL PAINTING REQUEST SPACE OWNED BY THE CITY OF SOCORRO TO PROMOTE LOCAL ARTISTS AND ENHANCE THE BEAUTY OF OUR CITY THROUGH ART. *RUDY CRUZ, JR.*

A motion was made by Cesar Nevarez seconded by Alejandro Garcia to *approve item twenty-nine and direct staff to find a space.* Motion passed.

Gabriel Marquez spoke on this item

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays:

Absent: Ruben Reyes

30. DISCUSSION AND ACTION TO APPROVE PARTICIPATION IN THE BI-NATIONAL TOURISM CONFERENCE SEPTEMBER 2023. *RUDY CRUZ, JR.*

A motion was made by Cesar Nevarez seconded by Alejandro Garcia to *approve item number thirty (30).* Motion passed.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays:

Absent: Ruben Reyes

31. 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*

32. 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

**33. DISCUSSION AND ACTION REGARDING PENDING LITIGATION AND
RECEIVE STATUS REPORT REGARDING PENDING LITIGATION.**

ADRIANA RODARTE

A motion was made by Alejandro Garcia seconded by Cesar Nevarez to *delete items thirty-one (31), thirty-two (32) and thirty-three (33).* Motion passed.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays:

Absent: Ruben Reyes

**34. DISCUSSION AND ACTION REGARDING TEXAS GAS SERVICE
COMPANY, A DIVISION OF ONE GAS, INC'S APPLICATION FOR AN
INTERIM RATE ADJUSTMENT FILED WITH THE RAILROAD
COMMISSION OF TEXAS AND MUNICIPAL REGULATORY ON MARCH
10, 2023. [551.071].**

JAMES A. MARTINEZ

A motion was made by Alejandro Garcia seconded by Cesar Nevarez to *suspend for forty-five (45) days the effective date of the proposed rate increase from the effective date of May 9, 2023 and approve a resolution.* Motion passed.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos

Nays:

Absent: Ruben Reyes

35. ADJOURN

A motion was made by Alejandro Garcia seconded by Cesar Nevarez to *adjourn at 8:44 pm.* Motion passed.

Ayes: Cesar Nevarez, Alejandro Garcia, Rudy Cruz, Jr., and Yvonne Colon-Villalobos


Nays:

Absent: Ruben Reyes


Ivy Avalos, Mayor


Olivia Navarro, City Clerk




Date minutes were approved