

Ivy Avalos
Mayor

Ruben Reyes
At Large

Cesar Nevarez
District 1



Alejandro Garcia
District 2 /Mayor ProTem

Rudy Cruz, Jr.
District 3

Yvonne Colon-Villalobos
District 4

Adriana Rodarte
City Manager

**NOTICE OF REGULAR 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.

LA INSTALACIÓN ES ACCESIBLE PARA SILLAS DE RUEDAS Y HAY PLAZAS DE ESTACIONAMIENTOS DISPONIBLES. LAS SOLICITUDES DE ADAPTACIÓN PARA SERVICIOS DE TRADUCCION DEBEN HACERSE 48 HORAS ANTES DE ESTA REUNIÓN. COMUNÍQUESE CON LA OFICINA DEL SECRETARIO DE LA CIUDAD AL (915) 858-2915 PARA OBTENER MÁS INFORMACIÓN

.....
NOTICE IS HEREBY GIVEN THAT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF SOCORRO, TEXAS WILL BE HELD ON THURSDAY THE 7th, DAY OF SEPTEMBER, 2023 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:

THIS WRITTEN NOTICE, THE MEETING AGENDA, AND THE AGENDA PACKET, ARE POSTED ONLINE AT [HTTP://COSTX.US/CITY-CLERK-PUBLIC-NOTICE](http://costx.us/city-clerk-public-notice) THE PUBLIC CAN ALSO ACCESS THE MEETING BY CALLING TOLL FREE-NUMBER 844-854-2222 ACCESS CODE 323610.

THE PUBLIC MAY CALL IN 844-854-2222 ACCESS CODE 323610 BY 5:30 PM MOUNTAIN STANDARD TIME (MST) ON THE 7TH DAY OF SEPTEMBER, 2023 TO SIGN UP FOR PUBLIC COMMENT AND THE AGENDA ITEM THEY WISH TO COMMENT ON. THE PUBLIC THAT SIGNED UP TO SPEAK WILL BE CALLED UPON BY THE PRESIDING OFFICER DURING THE MEETING.

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1. Call to order

2. Pledge of Allegiance and a Moment of Silence led by students of H. D. Hilley Elementary School.

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.)

NOTICE TO THE PUBLIC

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

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

- 5. *Excuse*** absent council members.

Olivia Navarro

- 6. *Discussion and action*** to approve the Regular Council Minutes of August 17, 2023.

Olivia Navarro

- 7. *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, 2023 and ending on September 30, 2024.

Adriana Rodarte

- 8. *Introduction, First Reading and Calling for a Public Hearing*** on an Ordinance adopting a budget for the fiscal year commencing October 1, 2023 and ending on September 30, 2024. *Adriana Rodarte*
- 9. *Introduction, First Reading and Calling for a Public Hearing*** on and Ordinance of the City of Socorro, Texas adopting the amended Organizational Chart for the City of Socorro. *Adriana Rodarte*
- 10. *Introduction First Reading and calling for a Public Hearing*** of Ordinance # 549 Amendment # 3 Amendment to decrease expenditures by \$30,550.00 Fiscal Year 2022-2023. *Adriana Rodarte*
- 11. *Introduction, First Reading and Calling For A Public Hearing*** request for the proposed amendment to The City Of Socorro's Master Plan and Rezoning Of Lot 18, Block 3, Friedman Estates Unit 1, Located At 11531 Ernest Road, Socorro, Tx From R-1 (Single Family Residential) To R-2 (Medium Density Residential) to allow for apartments. *Lorraine Quimiro*
- 12. *Introduction, First Reading and Calling for a Public Hearing*** request for the proposed Amendment to The City Of Socorro's Master Plan And Rezoning of the West 2/3 Of Tract 30 and all of Tracts 31-39, Leigh Clark Survey 298, located at 12400 Gateway Blvd. East, Socorro, Tx From Unclassified To IC-Mud (Industrial/Commercial Mixed-Use Developments) to allow for an Industrial Park Development. *Lorraine Quimiro*
- 13. *Discussion and action*** on approving July 2023 Accounts Payable Report. *Charles Casiano*
- 14. *Discussion and action*** on approving July 2023 Cash Receipts. *Charles Casiano*
- 15. *Discussion and action*** on approving July 2023 Unaudited Financial Report. *Charles Casiano*

REGULAR AGENDA
PUBLIC HEARING AND ORDINANCES

- 16. *Public Hearing*** regarding the Five - 5-year Capital Improvement Program. *Adriana Rodarte*

GRANTS

- 17. *Discussion and action*** to approve Supplemental Agreement No. 2 for Work Authorization No. 2 under Contract No. 22-07-01 with Camacho-Hernandez & Associates, LLC, to revise quantities in Exhibit D. This is a no-cost supplemental agreement. *Alejandra Valadez*

PLANNING AND ZONING

18. **Discussion and action** to approve Resolution 765 approving a Subdivision Replat for Caesar Unit One Replat "A", being a Replat of Lot 1 and Lot 2, Block 1, Caesar Unit One, City of Socorro, Tx. **Lorraine Quimiro**
19. **Discussion and action** to approve Resolution 766 approving a Replat for Vinedo Acres Replat "I", being a Replat of Lot 4, Block E, Vinedo Acres, City of Socorro, Tx. **Lorraine Quimiro**

CITY MANAGER

20. **Presentation and discussion** regarding tax rate calculations, revenues and expenditures for the City of Socorro's proposed budget for fiscal year 2023 – 2024. **Adriana Rodarte**
21. **Discussion and action** to announce September 14, 2023 as the date on which City Council will take final action on the Tax Rate and on the Municipal Budget. **Adriana Rodarte**
22. **Discussion and action** to approve contract with Delgado Acosta Spencer Linebarger & Perez, LLP for fines and fees collection services. **Adriana Rodarte**
23. **Discussion and action** to approve Resolution 767 authorizing collection fee in the amount of 30% with Delgado Acosta Spencer Linebarger & Perez, LLP. **Adriana Rodarte**
24. **Discussion and action** to approve Resolution 768 contingency contract with Delgado Acosta Spencer Linebarger & Perez, LLP and finding Pursuant to §2254.1036(b) of the Texas Government Code. **Adriana Rodarte**
25. **Discussion and action** to award Horizone Construction for approximately 4 miles of sidewalks in the amount of \$539,871.45 and authorize city manager or her designee to execute contract. **Adriana Rodarte**
26. **Discussion and action** to approve agreement with Elite Ambulance Services for the planning, management and execution of medical consulting and management services starting on October 01, 2023. **Adriana Rodarte**
27. **Discussion and action** to approve Mayor, and Council Members, to attend the Texas Municipal League's 111th Annual Conference and Exhibition from October 4th through October 6th, 2023, in Dallas Texas. **Adriana Rodarte**

MAYOR AND COUNCIL

28. **Discussion and action** to rescind City Council's action regarding agenda Item No. 1 from the July 6, 2023 Regular City Council Meeting opting for Option "C," to establish the city's own transit service and direct staff to obtain cost and study. **Rudy Cruz, Jr.**

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:

29. 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***

30. 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***

31. Discussion and action regarding pending litigation and receive status report regarding pending litigation. ***Adriana Rodarte***

32. Adjourn

DATED THIS 1ST DAY OF SEPTEMBER, 2023

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 1ST OF SEPTEMBER, 2023

By: 
Olivia Navarro, City Clerk

Agenda posted: 9-1-23 @ 11:40 m
Removed: _____ Time: _____ by: _____

NOTICE OF A PUBLIC MEETING

Notice is hereby given that a meeting of the City Council of the City of Socorro, Texas, will be held on September 7, 2023 at 6:00 p.m. for the purpose of considering and taking action on all matters on the agenda for the meeting, including approval of an agreement with the law firm of Delgado Acosta Spencer Linebarger & Perez, LLP as special counsel to perform all legal services necessary to collect delinquent municipal court fines and fees and authorizing the execution of such agreement.

The agreement to be considered is necessary for the delinquent municipal court fines and fees owed to the City of Socorro, Texas (hereafter "City") to be collected in the most effective manner. The City desires that such delinquent tax, penalties and interest be collected as provided in the Texas Code of Criminal Procedure.

The Delgado Acosta Spencer Linebarger & Perez, LLP firm (hereafter "Firm") is fully qualified to provide this representation, being the largest delinquent court fines and fees law firm in the State of Texas, as well as the United States and having been engaged in this specialized legal service for more than 40 years. In addition, the Firm possesses infrastructure and technology, such as call center technology, that the City does not currently possess.

The Firm has represented the City for a number of years with competence and professionalism in the collection of delinquent court fines and fees.

The specialized legal services required by this agreement cannot be adequately performed by the attorneys and supporting personnel of the City due to the high cost of implementing the appropriate infrastructure and technology and employing sufficient in-house attorneys and staff with the level of experience and competence necessary to perform these activities.

The Firm will be compensated on a contingent fee basis as provided in Article 103.0031 of the Texas Code of Criminal Procedure. This Article specifically provides for an additional penalty on delinquent court fines and fees to compensate collection attorneys. A contract to pay inside or outside attorneys on an hourly basis would represent an additional cost to the City and would be an undue burden on it.

Entering into the proposed agreement is in the best interests of the City because the delinquent court fines and fees will be professionally and competently collected without the additional costs to the City of implementing infrastructure and technology, and employing in-house personnel or paying outside counsel on an hourly fee basis which would otherwise be required.