

**THE STATE OF TEXAS** §  
**COUNTY OF DIMMIT** §  
**CITY OF CARRIZO SPRINGS** §

**NOTICE IS HEREBY GIVEN THAT** the City Council of the City of Carrizo Springs, Texas has called a **Regular Session** at Civic Center, 405 North 7<sup>th</sup> Street, Carrizo Springs, Texas, 78834 on **Tuesday, April 12, 2022**, commencing at **5:30 p.m.** for considering the following items of business:

### **CALL THE MEETING TO ORDER**

Mayor Oscar E. Puente called meeting to order at approximately 5:30 p.m.

### **ROLL CALL & ESTABLISHMENT OF QUORUM**

The Council conducted their own roll call and declared the following Councilmembers present:

<b>Oscar E. Puente</b>	<b>Mayor</b>
<b>Sofia Morones</b>	<b>Mayor Pro Tem</b>
<b>David Balderas</b>	<b>Councilor</b>
<b>Ashley Moreno</b>	<b>Councilor</b>
<b>Mario Ruiz</b>	<b>Councilor</b>
<b>Chris A. Castaneda</b>	<b>City Manager</b>
<b>Melissa M. Guerra</b>	<b>City Clerk</b>

A quorum was established.

### **STAFF:**

Edgardo Castillo, Finance Director	John Camarillo, Public Works Director
Alfredo Castaneda, City Marshal Deputy	Vennette Aguirre, Receptionist
Francisco R. Ponce, Municipal Judge	

### **WELCOME & RECOGNITION OF GUESTS**

Mayor Oscar E. Puente welcomed and recognized all guests present.

Barbara Allen, Dimmit County Chief Deputy Luciano Quintanilla, Diana Chavarria, Consuelo Rangel, Norma R. Sulaica, Alex Chavarria, Simon R. Pena, Jr. – SRP & Associate LLC, Lorena Ruiz, Patsy M. Galvan, Dina Ojeda-Balderas, Fire Chief Noel Galvan, Cleo Bustamante, Jr., Margarita Ruiz, Yvonne Carrizales, Claudia McDaniel, Kelly Balderas, Juan Lerma, Yolanda Salgado, Rachel Means, Ray Garza, Juan A. Chavarria, Eliseo R. Martinez, Aurora Moreno, Commissioner Juan Carmona, County Judge Francisco Ponce, Oscar Morones, Nadia Rodriguez, Anita Franco, Barbara Allen

### **PLEDGE OF ALLEGIANCE**

The City Council recited the Pledge of Allegiance.

### **CITIZEN'S COMMENTS**

Oscar Morones states that when he invested in purchasing his manufactured mobile home in 2009 there were no restrictions in regards to mobile homes and now that he plans to build a new home Ordinance No. 781 restricts him from renting his mobile home. He asks Council to reconsider Ordinance No. 781 and allow manufactured mobile

homes to be rented. Mr. Morones also states his concerns regarding the square footage of dwellings in Ordinance No. 797 and asks Council to reconsider lowering the size of a dwelling.

Juan Chavarria also states that his son owns a manufactured mobile home and is ready to build a new home, but the ordinance restricts him from renting the manufactured mobile home. Mr. Chavarria asks Council to reconsider the ordinance to allow his son to rent his manufactured mobile home.

Nadia Rodriguez asks Council to reconsider the ordinance and allow manufactured mobile homes to be rented.

Rachel Chavarria states that she would like meetings to be live streamed. Ms. Chavarria states her concerns in regards to the square footage of dwellings on Ordinance No. 797.

## **APPROVAL OF MINUTES**

### **1. DISCUSSION AND APPROPRIATE ACTION TO APPROVE MINUTES**

#### **A. REGULAR SESSION - MARCH 8, 2022**

Motion made by Councilor David Balderas, seconded by Councilor Ashley Moreno to approve minutes as presented.

Vote for approval 5-0 (unanimous).

Motion carried.

## **PLANNING & ZONING COMMISSION**

### **2. DISCUSSION AND APPROPRIATE ACTION IN REGARDS TO KELLY BALDERAS REQUEST FOR A NON-CONFORMING VARIANCE PERMIT FOR THE PURPOSE OF PLACING A (DOUBLE WIDE) MANUFACTURED HOME IN AN R-1 ZONE PROPERTY, SAID PROPERTY IS LOCATED AT 1611 LEE STREET, CS-LINDA VISTA ADDN, BLOCK 2A, LOT 7, CITY OF CARRIZO SPRINGS, DIMMIT COUNTY TEXAS**

Motion made by Councilor David Balderas, seconded by Mayor Pro Tem Sofia Morones to approve a 5 year non-conforming variance permit for the purpose of placing a (double wide) manufactured home in an R-1 Zone Property, said property is located at 1611 Lee Street, CS-Linda Vista ADDN, Block 2A, Lot 7, City of Carrizo Springs, Dimmit County Texas.

Vote for approval 5-0 (unanimous).

Motion carried.

### **3. DISCUSSION AND APPROPRIATE ACTION IN REGARDS TO CLEO BUSTAMANTE JR.'S REQUEST TO REZONE AN R-1 (SINGLE FAMILY PROPERTY) TO AN R-2 (MULTI-FAMILY PROPERTY) FOR THE PURPOSE OF CONSTRUCTING A DUPLEX, SAID PROPERTY IS LOCATED AT 204 EAST ALAMO STREET, CS-ALAMO DOWNS ADDITION, BLOCK 2, LOT 1-3, CITY OF CARRIZO SPRINGS, DIMMIT COUNTY**

Motion made by Mayor Pro Tem Sofia Morones, seconded by Councilor Mario Ruiz to approve Cleo Bustamante Jr.'s request to rezone and R-1 (single family property) to an R-2 (multi-family property) for the purpose of constructing a duplex, said property is located at 204 East Alamo Street, CS-Alamo Downs Addition, Block 2, Lot 1-3, City of Carrizo Springs, Dimmit County.

Vote for approval 5-0 (unanimous).

Motion carried.

Lorena Ruiz states that her single wide mobile home burned down and was grandfathered in 1979. She asks Council to allow her to purchase a single-wide mobile home to place on her property and to reconsider the ordinance to allow property owners to place single-wide homes on their property.

## **PUBLIC SAFETY QUARTERLY REPORTS**

### **4. DIMMIT COUNTY SHERIFF'S DEPARTMENT**

Chief Luciano Quintanilla presented Council the Dimmit County Sheriff's Office quarterly report. Chief Quintanilla states that some immigrants have been hanging around under the bridge on 5<sup>th</sup> Street. Mayor Oscar E. Puente states to Chief Luciano Quintanilla to meet with City Manager Chris A. Castaneda to discuss cleaning up the brush under the bridge on 5<sup>th</sup> Street.

### **5. VICTORY AMBULANCE**

No one was present for the Victory Ambulance quarterly report.

### **6. CARRIZO SPRINGS VOLUNTEER FIRE DEPARTMENT**

Fire Chief Noel Galvan reports a total of 14 call outs and states that the CSVFD has a total of 19 members.

### **7. MUNICIPAL COURT**

Municipal Judge Francisco R. Ponce presented Council with the Municipal Court quarterly report.

## **DIMMIT COUNTY INTERLOCAL AGREEMENT(S)**

### **8. DISCUSSION AND APPROPRIATE ACTION TO APPROVE INTERLOCAL AGREEMENT TO CONSTRUCT SOCCER FIELDS AND/OR PRACTICE BASEBALL FIELDS A THE LIONS PARK TO BE MAINTAINED BY THE CITY OF CARRIZO SPRINGS AND DIMMIT COUNTY**

Dimmit County Judge Francisco Ponce states that the county would like to construct soccer fields and/or practice baseball fields and build new restrooms at the Lions Park. The county would like to join the city to maintain the Lions Park and help pay the water bill.

County Judge Francisco Ponce would like to review the lease to see how many years the lease is with the Lions Park before proceeding with the project. Mayor Oscar E. Puente states that he will look into the lease to start the project soon to benefit the community. County Judge Francisco Ponce states that the interlocal agreement must state the obligations and responsibilities for the city and the county. The county will pay all the expenses for the projects.

Motion made by Councilor Mario Ruiz, seconded by Mayor Pro Tem Sofia Morones to authorize City Manager Chris A. Castaneda to meet with County Judge Francisco Ponce to negotiate an interlocal agreement to construct soccer fields and/or practice baseball fields at the Lions Park to be maintained by the City of Carrizo Springs and Dimmit County.

Vote for approval 5-0 (unanimous).

Motion carried.

**9. DISCUSSION AND APPROPRIATE ACTION TO NEGOTIATE AN AGREEMENT FOR THE CONVEYANCE OF THE CITY OF CARRIZO SPRINGS OLD WASTEWATER TREATMENT PLANT TO DIMMIT COUNTY FOR THE CONSTRUCTION OF BASEBALL FIELDS AND PLAYGROUND/PARK**

County Judge Francisco Ponce states that Commissioner Juan Carmona has been wanting to build baseball fields and playgrounds for years but states that the county needed to finish some in house projects and is now able to start a new project to work with the city to develop the Old Wastewater Treatment Plant land.

County Judge Francisco Ponce states that Mayor Pro Tem Sofia Morones approached him to consider constructing a Splashpad on the property but states that the splashpad is a liability and would not recommend it.

County Judge Francisco Ponce comes before the Council to negotiate an agreement for the conveyance of the Wastewater Treatment Plant land and suggests forgiving the debt of the law enforcement agreement or buying a piece of equipment for the city as consideration for the property and to include providing the gray water to maintain the grass on the fields.

Motion made by Mayor Pro Tem Sofia Morones, seconded by Councilor Mario Ruiz to direct City Manager Chris A. Castaneda to meet with County Judge Francisco Ponce to negotiate an agreement for the conveyance of the Wastewater Treatment Plant land to Dimmit County

Vote for approval 5-0 (unanimous).

Motion carried.

**ACCOUNTS PAYABLE**

**10. DISCUSSION AND APPROPRIATE ACTION TO APPROVE ACCOUNTS PAYABLE FOR MARCH 2022**

Motion made by Councilor David Balderas, seconded by Councilor Ashley Moreno to approve the accounts payable for the month of March 2022.

Vote for approval.

Motion carried.

**FINANCE DIRECTOR**

**11. FINANCIAL REPORT - MARCH 2022**

Finance Director Edgar Castillo reported a total of \$480,430 monthly expenses for payroll and accounts payable.

**NEW BUSINESS**

**12. DISCUSSION AND APPROPRIATE ACTION TO APPROVE SIMON R. PENA (SRP) & ASSOCIATES LLC PIPELINE SAFETY COMPLIANCE CONSULTING SERVICE AGREEMENT**

Motion made by Councilor David Balderas, seconded by Councilor Ashley Moreno to approve Simon R. Pena (SRP) & Associates LLC Pipeline Safety Compliance Consulting Service Agreement.

Vote for approval 5-0 (unanimous).

Motion carried.

**13. DISCUSSION AND APPROPRIATE ACTION IN REGARDS TO CARRIZO SPRINGS GAS DISTRIBUTION INTEGRITY MANAGEMENT PROGRAM (DIMP)**

Simon R. Pena presents Council with the Gas Distribution Integrity Program (DIMP).

Motion made by Mayor Pro Tem Sofia Morones, seconded by Councilor David Balderas to approve the Carrizo Springs Gas Distribution Integrity Management Program (DIMP) as discussed.

Vote for approval 5-0 (unanimous).

Motion carried.

**14. DISCUSSION AND APPROPRIATE ACTION TO APPROVE ASCO EQUIPMENT QUOTE FOR STREET DEPARTMENT BACKHOE REPAIR**

Motion made by Councilor David Balderas, seconded by Councilor Mario Ruiz to approve ASCO Equipment quote in the amount of \$8,786.34 for the Street Department backhoe repair.

Vote for approval 5-0 (unanimous).

Motion carried.

**15. DISCUSSION AND APPROPRIATE ACTION TO APPROVE 6F EQUIPMENT SERVICES, LLC. QUOTE FOR MUNICIPAL LANDFILL SCRAPER REPAIR**

Motion made by Councilor Mario Ruiz, seconded by Councilor Ashley Moreno to approve 6F Equipment Services, LLC quote in the amount of \$18,707.93 for the Municipal Landfill Department scraper repair.

Vote for approval 5-0 (unanimous).

Motion carried.

**16. DISCUSSION AND APPROPRIATE ACTION TO APPROVE JL REFRIGERATION QUOTE FOR TWO NEW ICE MACHINES & INSTALLATION**

Motion made by Councilor Mario Ruiz, seconded by Mayor Pro Tem Sofia Morones to approve JL Refrigeration quote in the amount of \$14,511.60 to purchase two ice machines and installation.

Vote for approval 5-0 (unanimous).

Motion carried.

**17. DISCUSSION AND POSSIBLE ACTION IN REGARDS TO 5 DE MAYO EVENT**

Motion made by Mayor Pro Tem Sofia Morones, seconded by Councilor Ashley Moreno to table item.

Vote for approval 5-0 (unanimous).

Motion carried.

**18. DISCUSSION AND APPROPRIATE ACTION IN REGARDS TO THE CARRIZO SPRINGS SWIMMING POOL**

City Manager Chris A. Castaneda states to Council that the pool will need to be painted and job notices have been published for pool manager and lifeguards.

Discussion only.

**19. DISCUSSION AND APPROPRIATE ACTION TO APPROVE ALL AMERICAN PUMP SOLUTIONS INC. QUOTE TO PURCHASE PUMP FOR THE WASTEWATER TREATMENT PLANT FUNDED WITH ARPA FUNDS UNDER INFRASTRUCTURE**

Motion made by Councilor Mario Ruiz, seconded by Councilor David Balderas to approve All American Pump Solutions Inc. quote to purchase pump for the Wastewater Treatment Plant funded with ARPA Funds under infrastructure not to exceed \$23,000.

Vote for approval 5-0 (unanimous).

Motion carried.

**NEW BUSINESS**

**20. DISCUSSION AND POSSIBLE ACTION IN REGARDS TO VETERANS PARK SPLASHPAD**

Mayor Pro Tem Sofia Morones would like to get quotes for a splashpad. Finance Director Edgar Castillo states that there are no available funds for a splashpad since the funds were used to construct the new restrooms at the Veterans Park.

Motion made by Mayor Pro Tem Sofia Morones, seconded by Councilor Ashley Moreno to table item.

Vote for approval 5-0 (unanimous).

Motion carried.

**ORDINANCE(S)**

**21. DISCUSSION AND POSSIBLE ACTION IN REGARDS TO ORDINANCE NO. 781 AN ORDINANCE OF THE CITY OF CARRIZO SPRINGS, TEXAS REGULATING THE PLACEMENT AND INSTALLATION OF RESIDENTIAL MOBILE, HUD-CODE MANUFACTURED, AND MODULAR HOMES IN THE CITY; PROVIDING AREAS ELIGIBLE FOR SPECIFIC USE PERMITS PROVIDING DEFINITIONS; PROVIDING OTHER REGULATIONS FOR MOBILE MODULAR AND MANUFACTURED HOMES; REPEALING ORDINANCE IN CONFLICT; PROVIDING FOR A PENALTY; AND PROVIDING FOR RELATED MATTERS**

Mayor Pro Tem Sofia would like to Council reconsider Ordinance No. 781 after listening to the citizens concerns in regards to manufactured mobile homes and how the pandemic made a major impact to our community. Mayor Oscar E. Puente states times have changed since the pandemic, but they have to consider how all the residents feel about the ordinance.

Motion made by Councilor Ashley Moreno, seconded by Mayor Pro Tem Sofia Morones to table item and schedule a workshop for April 25, 2022.

Vote for approval 5-0 (unanimous).

Motion carried.

**22. DISCUSSION AND POSSIBLE ACTION IN REGARDS TO ORDINANCE NO. 797 AN ORDINANCE OF THE CITY OF CARRIZO SPRINGS, TEXAS REGULATING MINIMUM SIZE OF RESIDENTIAL DWELLINGS; REGULATING THE NUMBER OF RESIDENTIAL DWELLINGS PER LOT; REPEALING ORDINANCES IN CONFLICT; AND PROVIDING FOR RELATED MATTERS**

Motion made by Mayor Pro Tem Sofia Morones, seconded by Councilor Mario Ruiz to amend Ordinance No. 797 an ordinance of the City of Carrizo Springs, Texas regulating minimum size of residential dwellings to **800 square feet**; regulating the number of residential dwellings per lot; repealing ordinances in conflict; and providing for related matters.

Vote for approval 4-1. Councilor David Balderas opposed.

Motion carried.

**23. DISCUSSION AND APPROPRIATE ACTION TO APPROVE ORDINANCE NO. 828 AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF CARRIZO SPRINGS, TEXAS AMENDING ORDINANCE NO. 769 CONNECTION /DISCONNECTION/RECONNECTION FEES**

Motion made by Mayor Pro Tem Sofia Morones, seconded by Councilor Mario Ruiz to approve Ordinance No. 828 an ordinance by the City Council of the City of Carrizo Springs, Texas amending Ordinance No. 769 connection/disconnection/reconnection fees.

Vote for approval 5-0 (unanimous).

Motion carried.

**RESOLUTION(S)**

**24. DISCUSSION AND APPROPRIATE ACTION TO APPROVE RESOLUTION NO. 578 A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF CARRIZO SPRINGS, TEXAS TO DESIGNATE AND AUTHORIZE FINANCE DIRECTOR EDGARDO CASTILLO TO SIGN ALL FUNDS OF THE CITY OF CARRIZO SPRINGS, TEXAS**

Motion made by Mayor Pro Tem Sofia Morones, seconded by Councilor Mario Ruiz to approve Resolution No. 578 a resolution by the City Council of the City of Carrizo Springs, Texas to designate and authorize Finance Director Edgardo Castill to sign all funds of the City of Carrizo Springs, Texas.

Vote for approval 5-0 (unanimous).

Motion carried.

**25. DISCUSSION AND APPROPRIATE ACTION TO APPROVE RESOLUTION NO. 579 A RESOLUTION OF THE CITY OF CARRIZO SPRINGS, TEXAS FINDING THAT AEP TEXAS INC.'S APPLICATION TO AMEND ITS DISTRIBUTION COST RECOVERY FACTORS TO INCREASE DISTRIBUTION RATES WITHIN THE CITY SHOULD BE DENIED; AUTHORIZING PARTICIPATION WITH THE CITIES SERVED BY AEP TEXAS; AUTHORIZING HIRING OF LEGAL COUNSEL; FINDING THAT THE CITY'S REASONABLE RATE CASE EXPENSES SHALL BE REIMBURSED BY THE COMPANY; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS**

**REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL**

Motion made by Mayor Pro Tem Sofia Morones, seconded by Councilor Mario Ruiz to approve Resolution No. 579 a resolution of the City of Carrizo Springs, Texas finding that AEP Texas Inc.'s application to amend its distribution cost recovery factors to increase distribution rates within the city should be denied; authorizing participation with the cities served by AEP Texas; authorizing hiring of legal counsel; finding that the city's reasonable rate case expenses shall be reimbursed by the company; finding that the meeting at which this resolution is passed is open to the public as required by law; requiring notice of this resolution to the company and legal counsel.

Vote for approval 5-0 (unanimous).

Motion carried.

**CITY MANAGER REPORT**

**26. ORGANIZATIONAL UPDATES**

**Update on Migrant Release**

Border Patrol has not started releasing any immigrants in the are and the immigrants are still being transported to Eagle Pass, Texas and being released to Non-Governmental Organization.

**House Fire – Damaged Structures**

The owners of the burned houses are requesting assistance from the city and county to clean up the burned down structures.

**Restroom Project at the Veterans Park**

The construction continues at the Veterans Park Restroom Project, the cement slab has been poured and the framing is going up.

**Gas Department**

City Manager Chris A. Castaneda along with the Avelardo Puente, Gas Dept. Supervisor met with Simon R. Pena, pipeline consultant to discuss the Carrizo Springs Distribution Integrity Management Program (DIMP). The replacement program requires a minimum of 8% of the pipeline segments or facilities posing the greatest risk in the system to be replaced and be in compliance with the Railroad Commission. The project needs to be including in next year's budget.

**ADJOURNMENT**

Motion made by Mayor Pro Tem Sofia Morones, second by Councilor Mario Ruiz to adjourn.

Vote for approval 5-0 (unanimous).

Motion carried.

Meeting adjourned approximately 6:50 p.m.



**/s/Oscar E. Puente**  
**Oscar E. Puente, Mayor**  
**City of Carrizo Springs**

**ATTEST:**

**/s/Melissa M. Guerra**  
**Melissa M. Guerra, City Clerk**  
**City of Carrizo Springs**