CITY OF LAREDO CITY COUNCIL MEETING

74 (41) 14

CITY COUNCIL CHAMBERS 1110 HOUSTON STREET LAREDO, TEXAS 5:30 P.M.

MINUTES

M-95-R-30

OCTOBER 23, 1995

7.

I. CALL TO ORDER

With a quorum present Mayor Saul N. Ramirez, Jr. called the meeting to order.

II. PLEDGE OF ALLEGIANCE

Mayor Saul N. Ramirez, Jr. led in the Pledge of Allegiance.

III. ROLL CALL

IN ATTENDANCE: SAUL N. RAMIREZ, JR., MAYOR JOSE R. PEREZ, COUNCILMEMBER, DISTRICT I LOUIS H. BRUNI, DISTRICT II , DISTRICT III ALFONSO I. "PONCHO" CASSO, CECILIA MAY MORENO, , DISTRICT IV JOE A. GUERRA, , DISTRICT VI JOSE GERARDO (JERRY) PEREZ, FELIPE CARDENAS. , DISTRICT VII FELIPE CARDENAS, , DISTRICT VIII GUSTAVO GUEVARA, JR., CITY SECRETARY PETER H. VARGAS, CITY MANAGER CARLOS R. VILLARREAL, ASST. CITY MANAGER JESUS NAVA, ASST. CITY MANAGER FAUSTO SOSA, ASST. CITY MANAGER

ABSENCES:

Motion to excuse Cm. Castaneda due to illness.

Moved: Cm. G. Perez Second: Cm. Cardenas

For: 6 Against: 0 Abstain: 0

(Cw. Moreno was not present at this time.)

Motion to waive the rules of order and move up items IX.(6).

Moved: Cm. Bruni Second: Cm. Casso

For: 6 Against: 0 Abstain: 0

IV. APPROVAL OF MINUTES

2. Regular City Council Meeting of October 2, 1995

Motion to approve.

Moved: Cm. Cardenas Second: Cw. Moreno

For: 7 Against: 0 Abstain: 0

(Cw. Moreno joined the meeting at 5:35 p.m.)

V. INTRODUCTORY ORDINANCES

3. Authorizing the City Manager to execute an Interlocal Agreement between the City of Laredo and Webb County regarding the provision of water and wastewater services for the Casa Blanca Golf Course, Road and Bridge Department Complex, Rifle and Pistol range, L.I.F.E. Downs, and the proposed Boy Scouts Camp Ground.

Ordinance Introduction: City Council, (except Cm. Guerra and Cm. Casso)

VI. FINAL READINGS

Motion to waive the final reading of ordinance 95-0-108.

Moved: Cm. G. Perez Second: Cm. Perez

For: 7 Against: 0 Abstain: 0

4. 95-0-108 Final Reading of an ordinance Amending Section 19-274 of the Code of Ordinances establishing authorized Truck Routes within the City of Laredo; rescinding all ordinances in conflict; providing for publication and effective date.

(Jose R. Perez, Jr.)

Motion to amend the ordinance to change Section 19-274 (1)(I) to read Lafayette Street westbound only from I.H. 35 to Santa Isabel.

Moved: Cm. G. Perez Second: Cm. Cardenas

For: 7 Against: 0 Abstain: 0

Motion to adopt final reading of ordinance amending Section 19-274 of the Code of Ordinances establishing authorized Truck Routes within the City of Laredo; rescinding all ordinances in conflict; providing for publication and effective date, as amended.

Moved: Cm. G. Perez Second: Cm. Cardenas

For: 7 Against: 0 Abstain: 0

VII. RESOLUTIONS

5. 95-0-149 Adopting the City of Laredo Rail Crossing Safety Plan and directing that the plan shall be implemented in accordance with the sequence of events outlined therein at the direction of the City Council.

Marina Sukup, Planning Director, made the presentation before City Council. She stated that as far as closing the thru crossing, they may be closed in one side or the other side. recommendations are to construct the Eagle Pass extension which would go from Zaragoza Street under the existing rail bridge into Mexico to connect with Santa Cleotilde and that it be recommended for action during this fiscal year. That Zaragoza be closed to vehicular traffic if and only if, Eagle Pass is extended. That Hidalgo Street be closed if, and only if Eagle Pass is extended. That there would be a transit loop through LCC. She added she would amend this recommendation which is under Phase I #5 of the plan to a transit loop on the outside of the LCC campus wall to create, between San Ignacio and Eagle Pass, a road which would parallel Santa Isabel. That the Washington Bridge ramp be ramped over Pinder Street, and that Moctezuma Street be closed west of the tracks.

Motion to amend to delete the recommendation to close Zaragoza Street to vehicular traffic from the Railroad Traffic Safety Plan which is item #2, Phase I under strategies, and that Zaragoza remain open.

Moved: Cm. Cardenas Second: Cw. Moreno

Mayor Ramirez stated that since this plan affects two districts and borders on the third, there is one motion to amend and in order to keep an accurate account of the amendments asked that all items be put into one motion.

Second withdrew her motion and concurred that all items that should be put under one motion for consideration by council.

Cm. G. Perez made a motion to include the Madison/Baltimore close crossings, and the Justo Penn at Main line on page page 14 and 15 of the Rail Crossing Safety Plan in the original motion.

Motion that three items outlined be considered to be withdrawn from the Rail Crossing Safety Plan.

Moved: Cm. Cardenas Second: Cm. G. Perez

Cm. Cardenas asked if Sanchez can be put in a temporary hold until they explain to the constituents that it's only going to be a temporary closure and not a permanent closure.

Second concurred to include in the motion that Sanchez Street be put on hold until they explain to the constituents that it is going to be a temporary closure.

Cm. Bruni questioned Ms. Sukup on the upgrade of Arkansas Street where the tracks are, the new tracks have been laid there for two months and they are using the north and south side of the tracks as streets. On the south it's Guadalupe Street which goes to one of the schools (D.D. Hachar), and asked when are they going to put the upgrade in. He said the need to either pave those roads that are being used as streets or they need to block them off.

Mrs. Sukup said it is not clear on the ownership.

Cm. Bruni asked that they find out who owns these blocks, because we cannot have two dirt roads to access to school and asked what could be done about this issue.

Cw. Moreno asked that they also check that section of J.C. Martin Elementary.

Cm. Guerra asked the second to concur with the closing of Mann Road and Santa Maria until it is further checked.

Mr. Jesus Ponce asked that they repeat the streets that will remain open.

Mayor Ramirez mentioned the streets as follows, Zaragoza, Madison/Baltimore, Justo Penn, Santa Maria and Mann Road.

For: 7 Against: 0 Abstain: 0

Motion adopting the City of Laredo Rail Crossing Safety Plan and directing that the plan shall be implemented in accordance with the sequence of events outlined therein at the direction of the City Council, as amended.

Moved: Cm. G. Perez Second: Cm. Cardenas

Against: 0 Abstain: 0 For: 7

VIII. COMMUNICATIONS

There were no items under communications.

PUBLIC HEARINGS TX.

- Public hearing concerning an ordinance amending Section 24.62.5 of the Laredo Land Development Code of the City of Laredo to provide for sexually oriented businesses; amending Section 24.63.2 to provide for special use permits for sexually oriented businesses; creating Section 24.93.7 relating to special use permits for sexually oriented businesses; amending Appendix A "Definitions".
 - 95-0-227 Final reading of an ordinance amending Section 24.62.5 of the Laredo Land Development Code of the City of Laredo to provide for sexually oriented businesses; amending Section 24.63.2 to provide for special use permits for sexually oriented businesses; creating Section 24.93.7 relating to special use permits for sexually oriented businesses; amending Appendix A "Definitions"; providing for publication and effective date. (Unanimous City Council)

Motion to open the public hearing.

Moved : Cm. G. Perez Second: Cm. Cardenas

Abstain: 0 Against: 0

Mr. Bob Rowley speaking as a member of Sexually Oriented Businesses stated they were previously opposed to these businesses. He stated that they have come down to one minor point of disagreement, the City Attorney does not want to include it in the ordinance and one of which they wanted to speak in favor of which has to do with an amendment that they presented at the P&Z meeting which concerns separation between a patron sitting area. He read the following so that council could understand, "no performer providing live entertainment at a patron sitting area, table dancing, or

mingling with the public shall conduct any dance performance or exhibition, in or about the non-stage area of the adult cabaret, unless that dance performance or exhibition is performed at a distance of no less than four (4) ft. of the patron or patrons for whom the entertainment is being provided. This distance shall be measured from the torso of the dancer to the torso of the nearest patron for whom the entertainment is being provided. He added that Mr. Sosa's office wanted their attorney to provide some case laws supporting this. Their attorney has done that and at the City of Fort Worth their ordinance reached ten (10) feet and it's been up held in court and they are only asking for four (4) feet. Mr. Sosa's concern is that this could become an enforcement nightmare.

He concluded by saying that they would ask that the ordinance be passed, but that it includes language to the effect of minimum standard distance between patrons and dancers which is the necessary tools to insure that patrons and dancers are not engaging in prostitutions and drug dealing. It would allow council to make sure that they are not promoting prostitution, drug dealing, lute conduct.

Fausto Sosa, City Attorney, stated that their only point of disagreement is how do they enforce the four foot distance from the torso of one person to the torso of another person. How is this going to be proven? He concluded by saying that it will be an enforcement nightmare.

Motion to include in the proposed ordinance the language to the effect that a distance requirement would be placed between a performer and patrons of sexually oriented businesses (from torso to torso).

Moved: Cm. Moreno Second: Cm. Bruni

For: 7 Against: 0 Abstain: 0

Motion to close the public hearing, waive the final reading and adopt the ordinance as amended, amending Section 24.62.5 of the Laredo Land Development Code of the City of Laredo to provide for sexually oriented businesses; amending Section 24.63.2 to provide for special use permits for sexually oriented businesses; creating Section 24.93.7 relating to special use permits for sexually oriented businesses; amending Appendix A "Definitions"; providing for publication and effective date.

Moved: Cm. G. Perez Second: Cm. Cardenas

For: 7 Against: 0 Abstain: 0

7. Public hearing on amending the City of Laredo's 1995-1996 Annual Budget by increasing estimated Revenues and Appropriations in the General Fund by \$34,559.00, for a grant awarded by the United States Environmental Protection Agency's Border 2000 Planning Grants Program to be used for the creation of the Environmental Management Plan of Los Dos Laredos, and authorizing the City Manager to implement said budget.

INTRODUCTION OF AN ORDINANCE

Amending the City of Laredo's 1995-1996 Annual Budget by increasing estimated Revenues and Appropriations in the General Fund by \$34,559.00, for a grant awarded by the United States Environmental Protection Agency's Border 2000 Planning Grants Program to be used for the creation of the Environmental Management Plan of Los Dos Laredos, and authorizing the City Manager to implement said budget; providing for publication date.

Motion to open the public hearing.

Moved: Cm. G. Perez Second: Cm. Cardenas

For: 7 Against: 0 Abstain: 0

There was not public input.

Motion to close the public hearing and introduce.

Moved: Cm. G. Perez Second: Cm. Cardenas

For: 6 Against: 0 Abstain: 0

(Cw. Moreno was temporarily out.)

Ordinance Introduction: City Council

8. Public hearing on amending the City of Laredo's 1995-1996
Annual Budget by increasing estimated Revenues and
Appropriations in the General Fund by \$200,000.00, for a
grant awarded by the United States Environmental Protection
Agency's Superfund Brownfields Project to be used for the
creation of the Paso Del Indio Reclamation Plan, and
authorizing the City Manager to implement said budget.

INTRODUCTION OF AN ORDINANCE

Amending the City of Laredo's 1995-1996 Annual Budget by increasing estimated Revenues and Appropriations in the General Fund by \$200,000.00, for a grant awarded by the United States Environmental Protection Agency's Superfund Brownfields Project to be used for the creation of the Paso Del Indio Reclamation Plan, and authorizing the City Manager to implement said budget; providing for publication date.

Motion to open the public hearing.

Moved: Cm. G. Perez Second: Cm. Cardenas

For: 6 Against: 0 Abstain: 0

(Cw. Moreno was temporarily out.)

Jesus Ponce asked the location of this place.

Mayor Ramirez stated that right at the bend where the Holiday Inn at the River Grande is all the way up north to approximately Washington, more or less, and all the way into downtown mostly El Cuatro.

Motion to close the public hearing and introduce.

Moved: Cm. G. Perez Second: Cm. Cardenas

For: 7 Against: 0 Abstain: 0

Ordinance Introduction: City Council

9. Public hearing on authorizing the issuance of a Special Use Permit for a Gas Extraction facility to Columbus Energy Corporation on a 5.0 acre tract out of Porciones 35 and 36, Survey 2149, located east of Highway 83 and north of Masterson Road; and that an ordinance be introduced.

INTRODUCTION OF AN ORDINANCE

Authorizing the issuance of a Special Use Permit for a Gas Extraction Facility to Columbus Energy Corporation on a 5.0 acre tract out of Porciones 35 and 36, Survey 2149, located east of Highway 83 and north of Masterson Road, of the City of Laredo; providing for publication and effective date.

Motion to open the public hearing.

Moved: Cm. G. Perez Second: Cm. Cardenas

For: 7 Against: 0 Abstain: 0

Marina Sukup, Planning Director, made the presentation.

Cm. Bruni had questions in reference to the council communication information as follows:

1. Question pertaining to the 24 hour drilling. He asked if it did become a nuisance and if they have the authority to abate that nuisance and have them drilling during daylight hours only. In the council communication it says that council has the right to reevaluate, but how long would it take to reevaluate and implement that they would only want the drilling to be during the daylight hours?

- 2. That fencing be included around the drilling site, so as to protect the neighborhood.
- 3. He addressed the existing ordinance that does not address development coming within the distance of a gas well once it's in place. He added that something should be added in our ordinances that would allow us not to allow buildings or any kind of structures within a certain amount of feet of a particular gas well.

Mrs. Sukup stated that their recommendation was that there be no development including public or private parking within 50 ft. of the well head. They will continue to make that recommendation, but at this point it is still a recommendation, it will be brought forth if this is council's wish in the future. She said that lighting and security of the drill sites means fencing to them.

Carlos Villarreal stated that they will include fencing into the ordinance.

Mrs. Sukup stated that on the 24-hour drilling it has been the standard language that they have used before, it means ordinarily, they will stop if they tell them to stop.

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Perez Second: Cm. Cardenas

For: 5 Against: 0 Abstain: 0

(Mayor Protem Cardenas was chairing the meeting.)

(Cm. G. Perez was not present)

Ordinance Introduction: City Council

10. Public Hearing on amending the zoning ordinance (map) of the City of Laredo by rezoning Lots 5 and 6, Block 1545, Eastern Division, located at 2620 Reynolds from R-1 (Single Family Residential District) to R-2 (Multi-Family Residential District); and that an ordinance be introduced.

INTRODUCTION OF AN ORDINANCE

Amending the zoning ordinance (map) of the City of Laredo by rezoning Lots 5 and 6, Block 1545, Eastern Division, located at 2620 Reynolds from R-1 (Single Family Residential District) to R-2 (Multi-Family Residential District); providing for publication and effective date.

Motion to open the public hearing.

Moved: Cm. G. Perez Second: Cm. Bruni

For: 5 Against: 0 Abstain: 0

(Mayor Protem Cardenas was chairing the meeting.)

(Cm. G. Perez was not present.)

Marina Sukup, Planning Director, made the presentation.

Ms. Danita Benavides stated that the proposed apartment complex is going to be in the corner of the block and feels that it will bring more traffic congestion, trash and smell because of the dumpsters involved. She was against the zone change request from R-1 to R-2 because they are going to build apartments.

Ms. Joanne Byrd, who has a lot behind the proposed new apartments, spoke against the zone change request.

Mr. Rick Valz, 2617 E. Stewart, spoke against the zone change request.

Manuel Benavidez of the Heights areas wanted an explanation of how they ended with a fraction of the block zoned so differently than everything around it, how they came about it and how often does this occur.

Mrs. Marina Sukup answered that this part of the initial zoning that was done in 1983. Her assumption is that it was either expressed preference, that there were actually apartments or it was is R-2 at the time.

Esmeralda Hurdford, spoke against the zone change request and stated she turned a petition when there was rezoning on Stewart. She collected 200 signatures that were against this proposed zone change. They wanted to preserve the value of their properties and improve what they already have, they do not want to downgrade this land.

Motion to close the public hearing and deny the zone change request, that it remain R-1.

Moved: Cm. Bruni Second: Cm. Casso

For: 6 Against: 0 Abstain: 0 (Mayor Protem was chairing the meeting and not voting.)

11. Public hearing on amending the zoning ordinance (map) of the City of Laredo by rezoning all of Block 1701, Eastern Division, located at 1500 North Arkansas Avenue, from B-1 (Limited Business District) to B-3 (Community Business District); and that an ordinance be introduced.

INTRODUCTION OF AN ORDINANCE

Amending the zoning ordinance (map) of the City of Laredo by rezoning all of Block 1701, Eastern Division, located at 1500 North Arkansas Avenue, from B-1 (Limited Business District) to B-3 (Community Business District); providing for publication and effective date.

Motion to open the public hearing.

Moved: Cm. Guerra Second: Cm. Cardenas

For: 7 Against: 0 Abstain: 0

Ron Whitehawk, representing the applicant, spoke in favor of the zone change request.

Cm. Bruni stated that he had calls in reference to this zone change request, because there was concern as to what the owners plan to do there.

Motion to close the public hearing and table until the November 20th meeting.

Moved: Cm. Bruni Second: Cm. G. Perez

For: 7 Against: 0 Abstain: 0

12. Public hearing on authorizing the issuance of a Special Use Permit for an above ground Diesel Storage Tank on 4.4193 acres out of Porcion 28, Abstract 241, located at 5508 East Saunders; and that an ordinance be introduced.

INTRODUCTION OF AN ORDINANCE

Authorizing the issuance of a Special Use Permit for an above ground Diesel Storage Tank on 4.4193 acres out of Porcion 28, Abstract 241, located at 5508 East Saunders; providing for publication and effective date.

Motion to open the public hearing.

Moved: Cm. G. Perez Second: Cm. Cardenas

For: 7 Against: 0 Abstain: 0

Ron Whitehawk spoke on behalf of the Quintanilla family.

Motion to close the public hearing and introduce.

Moved: Cm. Bruni Second: Cm. G. Perez

For: 6 Against: 0 Abstain: 0

(Cm. Perez was not present.)

Ordinance Introduction: Cm. Bruni

13. Public hearing on amending the zoning ordinance (map) of the City of Laredo by rezoning Lot 7, Block 356, Eastern Division, located at 520 Lyon Street, from R-3 (Mixed Residential District) to B-1 Limited Business District; and that an ordinance be introduced.

INTRODUCTION OF AN ORDINANCE

Amending the zoning ordinance (map) of the City of Laredo by rezoning Lot 7, Block 356, Eastern Division, located at 520 Lyon Street, from R-3 (Mixed Residential District) to B-1 (Limited Business District); providing for publication and effective date.

Motion to open the public hearing.

Moved: Cm. G. Perez Second: Cm. Cardenas

For: 6 Against: 0 Abstain: 0

(Cm. Perez was not present)

There was no public input.

Motion to close the public hearing and introduce the ordinance.

Moved: Cw. Moreno Second: Cm. G. Perez

For: 6 Against: 0 Abstain: 0

(Cw. Cardenas was not present.)

Ordinance Introduction: Cw. Moreno

14. Public hearing on authorizing the issuance of a Special Use Permit for the Westgate Manufactured Housing Park on Block 757A, and Block 854A, Western Division, located at 1300 Taylor Street; and that an ordinance be introduced.

INTRODUCTION OF AN ORDINANCE

Authorizing the issuance of a Special Use Permit for a Manufactured Housing Park on Block 757A, and Block 854A, Western Division, located at 1300 Taylor Street, known as Westgate Mobile Home Park; providing for publication and effective date.

Motion to open the public hearing.

Moved: Cm. G. Perez Second: Cm. Perez

For: 6 Against: 0 Abstain: 0

(Mayor Protem Cardenas was not present)

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. G. Perez Second: Cm. Bruni

For: 6 Against: 0 Abstain: 0

Ordinance Introduction: City Council

15. Public hearing on amending the zoning ordinance (map) of the City of Laredo by rezoning Lot 8, Block 753, Eastern Division, located at 1302 East San Pedro, from R-3 (Mixed Residential District) to B-1 (Limited Business District); and that an ordinance be introduced.

INTRODUCTION OF AN ORDINANCE

Amending the zoning ordinance (map) of the City of Laredo by rezoning Lot 8, Block 753, Eastern Division, located at 1302 East San Pedro, from R-3 (Mixed Residential District) to B-1 (Limited Business District); providing for publication and effective date.

Motion to open the public hearing.

Moved: Cm. G. Perez Second: Cm. Perez

For: 6 Against: 0 Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. G. Perez Second: Cm. Bruni

For: 6 Against: 0 Abstain: 0

Ordinance Introduction: City Council

16. Public hearing on amending the zoning ordinance (map) of the City of Laredo by rezoning Lots 4, 5, and 6, Block 821, Western Division, located at 3105 Santa Maria, from B-1 (Limited Business District) B-3 (Community Business District); and that an ordinance be introduced.

INTRODUCTION OF AN ORDINANCE

Amending the zoning ordinance (map) of the City of Laredo by rezoning Lots 4, 5, and 6, Block 821, Western Division, located at 3105 Santa Maria, from B-1 (Limited Business District) B-3 (Community Business District); providing for publication and effective date.

Motion to open the public hearing.

Moved: Cm. G. Perez

Second: Cm. Perez

For: 6 Against: 0 Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. G. Perez Second: Cm. Cardenas

For: 7 Against: 0 Abstain: 0

Ordinance Introduction: Cm. G. Perez

17. Public hearing on amending the zoning ordinance (map) of the City of Laredo by rezoning Lots 4 and 5, Block 511, Western Division, located at 2302 Garza Street, from R-3 (Mixed Residential District) to B-1 (Limited Business District); and that an ordinance be introduced.

INTRODUCTION OF AN ORDINANCE

Amending the zoning ordinance (map) of the City of Laredo by rezoning Lots 4 and 5, Block 511, Western Division, located at 2302 Garza Street, from R-3 (Mixed Residential District) to B-1 (Limited Business District); providing for publication and effective date.

Motion to open the public hearing.

Moved: Cm. G. Perez Second: Cm. Cardenas

For: 7 Against: 0 Abstain: 0

There was no public input.

Motion to close the public hearing, concur with P&Z and introduce the ordinance.

Moved: Cm. Cardenas Second: Cm. G. Perez

For: 7 Against: 0 Abstain: 0

Ordinance Introduction: Cm. Cardenas

18. Public hearings concerning the voluntary annexations of nineteen parcels of land totaling 2,951.72 acres, more or less, and the involuntary annexation of four parcels of land totaling 1,188.636, more or less, for a total of 4,140.356 acres, more or less in accordance with Section 43.052 of the Texas Local Government Code. The tracts of land are as follows:

Tract 1: Hachar II Tract - 850 acres, more or less.
Petitioner: George Hachar, Jr.

- Tract 2: Hurd Tract 66.1065 acres, more or less. Petitioner: J.R. Hurd
- Tract 3a: Hachar I Tract 750.00 acres, more or less. Petitioner: George Hachar, Jr.
- Tract 3b: United I Tract 295.63 acres, more or less.

 Petitioner: City of Laredo (Involuntary)
- Tract 3c: United II Tract 264.685 acres, more or less.

 Petitioner: City of Laredo
 (Involuntary)
- Tract 3d: United III Tract 264.685 acres, more or less.

 Petitioner: City of Laredo

 (Involuntary)
- Tract 3e: I.H. 35 Tract 363.636 acres, more or less.
 Petitioner: City of Laredo
 (Involuntary)
- Tract 4: Izaguirre Tract 7.819 acres, more or less.

 Petitioner: Tomas L Izaguirre, Jr. & Fernando
 Laurel
- Tract 5: Killam Tract 384.7279 acres, more or less. Petitioner: Radcliffe Killam
- Tract 6a: Santos I Tract 89.8341 acres, more or less.

 Petitioner: Enrique Cuellar, Temporary

 Administrator of Alfred Santos Estate and Estela

 G. Santos Estate.
- Tract 6b: Santos II Tract 6.0097 acres, more or less.

 Petitioner: Enrique Cuellar, Temporary

 Administrator of Alfred Santos Estate and Estela

 G. Santos Estate.
- Tract 6c: Santos III Tract 17.5574 acres, more or less.

 Petitioner: Enrique Cuellar, Temporary

 Administrator of Alfred Santos Estate and Estela

 G. Santos Estate.
- Tract 6d: Santos IV Tract 17.7540 acres, more or less.

 Petitioner: Enrique Cuellar, Temporary

 Administrator of Alfred Santos Estate and Estela
 G. Santos Estate.
- Tract 6e: Santos V Tract 64.9382 acres, more or less.

 Petitioner: Enrique Cuellar, Temporary

 Administrator of Alfred Santos Estate and Estela

 G. Santos Estate.

- Tract 7: Gutierrez Tract 0.693 acres, more or less.
 Petitioner: Elma Flores Gutierrez
- Tract 8: KQC Tract 2.3978 acres, more or less. Petitioner: Hal Kaplan, KQC Properties.
- Tract 9: UISD Tract 9.4116 acres, more or less.
 Petitioner: United Independent School District.
- Tract 10: Ramos Tract 29.8217 acres, more or less. Petitioner: Donato Ramos
- Tract 11: Haynes Tract 6.7182 acres, more or less. Petitioner: Richard Haynes
- Tract 12: Arguindegui Tract 5.5995 acres, more or less. Petitioner P.R. Arguindegui
- Tract 13: Hall/Summers/Bruni 62.52 acres, more or less. Petitioner: William Hall, Jr., Carroll Summers, and Ernest Bruni
- Tract 14: Link Tract 312.55 acres, more or less.
 Petitioner Michael R. Link
- Tract 15: Vela Tract 267.27 acres, more or less.
 Petitioner: Camilo Prada

Motion to open the public hearings concerning the voluntary annexation of nineteen parcels of land totaling 2,951.72 acres, more or less, and the involuntary annexation of four parcels of land totaling 1,188.636, more or less, for a total of 4,140.356 acres, more or less in accordance with Section 43.052 of the Texas Local Government Code.

Moved: Cm. G. Perez Second: Cm. Cardenas

For: 7 Against: 0 Abstain: 0

Marina Sukup, Planning Director, made the presentation before the City Council. She said that information on the zoning and the service plans for all the areas are available for public review and are in compliance with state law requirements.

Mr. Steve Snow spoke in reference to Tract 7, Gutierrez Tract and addressed the \$300 fees for water treatment expansion and the \$600 per lot fees for wastewater expansion. Their concerns were costs of these fees that would add to the cost of their lots and wanted to maintain the lots at a low cost for low to moderate income people.

Mr. Jesus Ponce commented that the city makes sure not to make money on these people, but at least get monies for any capital improvements done.

Motion to delete the following tracts from the voluntary and/or involuntary parcels from the annexation plan. 3(c) and 3(d).

Moved: Cm. Bruni Second: Cm. Casso

For: 6 Against: 0 Abstain: 0

(Cm. G. Perez was not present)

Motion to close the public hearings.

Moved: Cm. Cardenas Second: Cm. Bruni

For: 6 Against: 0 Abstain: 0

(Cm. G. Perez was not present)

X. ADJOURNMENT

Motion to adjourn.

Moved: Cm. Cardenas Second: Cm. Bruni

For: 6 Against: 0 Abstain: 0

Adjournment time: 8:00 p.m.

I HEREBY CERTIFY THAT THE ABOVE MINUTES CONTAINED IN PAGES 01 TO 17 ARE TRUE, COMPLETE AND CORRECT PROCEEDINGS OF THE REGULAR CITY COUNCIL MEETING HELD ON THE 23RD DAY OF OCTOBER 1995. A CERTIFIED COPY IS ON FILE AT THE CITY SECRETARY'S OFFICE.

GUSTAVO GUEVARA, JR.

CITY SECRETARY

MINUTES PREPARED BY: Delia Rodriquez, Deputy City Secretary II

MINUTES APPROVED ON: November 6, 1995

CORRECTIONS: