

CITY OF LAREDO
CITY COUNCIL MEETING

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

MINUTES

M-94-R-38

NOVEMBER 7, 1994

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
LOUIS H. BRUNI, COUNCILMEMBER, DISTRICT II
ALFONSO I. "PONCHO" CASSO, " , DISTRICT III
CECILIA MAY MORENO, " , DISTRICT IV
JOE A. GUERRA, " , DISTRICT VI
JOSE GERARDO (JERRY) PEREZ, " , 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
JOSE SALVADOR TELLEZ, CITY ATTORNEY

ABSENCES:

Motion to excuse Cm. Jose R. Perez, District I, due to out-of-town commitment and Cm. Blas Castaneda, District V, due to illness.

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 5

Against: 0

Abstain: 0

(Cm. Casso was not present at this time.)

Motion to waive the regular order of business and move item X-(a) under Communications for consideration at this time.

4. Authorizing the City Manager to execute a Water Supply Contract between the City of Laredo and Ashley Acres Subdivision on behalf of Walter Krokowski to provide water service, for Industrial Purposes, to a tract of land outside of the City Limits and located approximately 1,060 feet northwest of the Santa Isabel Water Well belonging to the City of Laredo, situated in Webb County, Texas, and commonly referred to as Ashley Acres Subdivision.

Ordinance Introduction: City Council

5. Closing as a public easement that section of Jarvis Avenue between Santa Barbara and Santa Clara Streets, also known as the 1500 Block of Jarvis Avenue, situated in the Eastern Division, City of Laredo, Webb County, Texas; and providing for effective date.

Ordinance Introduction: City Council

6. Closing as a public easement the west 69.44' of Rosario Street between Texas and Louisiana Avenues, including the intersection of Rosario and Texas, bounded by the south Right-of-way line of the Texas Mexican Railroad and the east Right-of-Way line of the U.S. Highway 83, also known as the 2600 Block of Rosario Street, situated in the Eastern Division, City of Laredo, Webb County, Texas; and providing for effective date.

Ordinance Introduction: City Council

7. Closing as a public easement that section of Urbahn Avenue between Santa Clara and Santa Barbara Streets, also known as the 1500 Block of South Urbahn Avenue, situated in the Eastern Division, City of Laredo, Webb County, Texas; and providing for effective date.

Ordinance Introduction: City Council

VI. FINAL READINGS

Motion to waive the final reading of ordinance(s) #94-O-210, #94-O-211, #94-O-212, #94-O-213, #94-O-214, #94-O-216, #94-O-217, #94-O-218, #94-O-219, #94-O-220, #94-O-221, #94-O-222, #94-O-223, and #94-O-224.

Moved : Cm. Cardenas

Second: Cw. Moreno

For: 6

Against: 0

Abstain: 0

8. 94-O-210 Authorizing the City Manager to enter into an Oil, Gas and Mineral Lease between Dynamic Production, Inc., and the City of Laredo, for the lease of the Right-of-way and mineral rights to land within the

following Boundaries, to-wit: Rio Grande River to the West; Bayard Street to the North; Bartlett Street to the East; and the City Limits to the South. (Unanimous City Council)

Motion to approve.

Moved : Cm. Cardenas

Second: Cm. Bruni

For: 6

Against: 0

Abstain: 0

9. 94-O-211 Authorizing the City Manager to extend a lease for the building and dock space located west of Convent Avenue at International Bridge No. 1, with the General Services Administration under Lease GS-07B-14166 from January 1, 1994 to December 31 1998. (Unanimous City Council)

Motion to approve.

Moved : Cm. Cardenas

Second: Cm. Bruni

For: 6

Against: 0

Abstain: 0

10. 94-O-212 Closing as a public easement that section of Bartlett Avenue between Zacatecas and Chacota Streets, also known as the 2500 Block of Bartlett Avenue, and the east 138.9' of Chacota Street between Malinche and Bartlett Streets, also known as the 2200 Block of Chacota Street including the intersection located at Bartlett and Chacota, situated in the Eastern Division, City of Laredo, Webb County, Texas; and providing for effective date. (Unanimous City Council)

Motion to approve.

Moved : Cm. Cardenas

Second: Cm. Bruni

For: 6

Against: 0

Abstain: 0

11. 94-O-213 Authorizing the City Manager to execute a lease agreement with Ramos-Garcia, Inc., for approximately 17,191 square feet of land to be used for the construction of a U.S. Department of Agriculture approved meat processing facility at the Laredo International Airport.

a) Lease term is for twenty (20) years beginning October 1, 1994 until September 30, 2014, and may be renewed for one consecutive ten year term until August 31, 2024;

- b) Monthly rent shall be \$533.00 and will be adjusted annually according to changes in the Consumer Price Index (CPI) and during each ten year anniversary based on appraised fair market value;
- c) Providing for financial assistance by the Lessor in the amount of \$20,000.00, to help replicate replacement facilities, and providing for effective date. (Unanimous City Council)

Motion to approve.

Moved : Cm. Cardenas

Second: Cm. Bruni

For: 6

Against: 0

Abstain: 0

12. 94-0-214 Authorizing the City Manager to execute a lease agreement with Jett Racing and Sales, Inc., for approximately 80,000 square feet of land to be used for the construction of an intermodal air cargo facility at the Laredo International Airport.

- a) Lease term is for twenty (20) years commencing on November 1, 1994 until October 31, 2014, and may be extended for two (2) consecutive ten (10) year terms until August 31, 2034;
- b) Monthly rent will be \$1,266.67, and will be adjusted annually according to changes in the Consumer Price Index (CPI) and during each ten year anniversary based on appraised fair market value; and providing for effective date. (Unanimous City Council)

Motion to approve.

Moved : Cm. Cardenas

Second: Cm. Bruni

For: 6

Against: 0

Abstain: 0

13. 94-0-216 Approval of the budget for the Buena Vida Health Coalition Health Risk Factors Needs Assessment Survey Project funded by the Office of Minority Health, Department of Health and Human Services in the amount of \$90,593.00 (\$75,000.00 in Federal Funds and \$15,953.00 in-kind); for the Budget period beginning October 1, 1994 through September 30, 1995; and increasing Revenue Line Item #226-0000-321-4002 from \$0 to \$75,000.00 and increasing Expenditure Line Item # 226-6511 from \$0 to \$75,000.00. (Unanimous City Council)

Motion to approve.

Moved : Cm. Cardenas

Second: Cm. Bruni

For: 6 Against: 0 Abstain: 0

- 14. 94-O-217 Authorizing the issuance of a Conditional Use Permit for a Meat Processing/ Packaging Plant on Lot 1A, Block 1430, Eastern Division, located at 1219 South Zapata Highway, of the City of Laredo; providing for publication and effective date. (Unanimous City Council)

Motion to approve.

Moved : Cm. Cardenas

Second: Cm. Bruni

For: 6 Against: 0 Abstain: 0

- 15. 94-O-218 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 1, and the west 23.17 feet of Lot 2, Block 1839, Eastern Division, located at 3001 San Jose Avenue, of the City of Laredo, from B-1 (Limited Business District) to R-3 (Mixed Residential District); providing for publication and effective date. (Unanimous City Council)

Motion to approve.

Moved : Cm. Cardenas

Second: Cm. Bruni

For: 6 Against: 0 Abstain: 0

- 16. 94-O-219 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 2.410 acres out of Porcion 25, Abstract 50, as further described by metes and bounds on attached Exhibit "A", located at the northeast corner of Loop 20 at Del Mar Blvd., of the City of Laredo, from AG (Agricultural District) to B-4 (Highway Commercial District); providing for publication and effective date. (Councilmember Joe A. Guerra)

Motion to approve.

Moved : Cm. Cardenas

Second: Cm. Bruni

For: 6 Against: 0 Abstain: 0

- 17. 94-O-220 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 2, and the south 1/3 of Lot 4, Block 996, Western Division, located at 3901 Eagle Pass, of the City of Laredo, from R-3 (Mixed

Residential District) to B-1 (Limited Business District); providing for publication and effective date.

(Councilmember Jerry Perez)

Motion to approve.

Moved : Cm. Cardenas

Second: Cm. Bruni

For: 6 Against: 0 Abstain: 0

18. 94-0-221 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 1, Block 1 of the Border Inn Plat, located at 5240 San Bernardo Avenue, of the City of Laredo, from B-3 (Community Business District) to B-4 (Highway Commercial District); providing for publication and effective date.
(Councilmember Jerry Perez)

Motion to approve.

Moved : Cm. Cardenas

Second: Cm. Bruni

For: 6 Against: 0 Abstain: 0

19. 94-0-222 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 5.00 acres out of Porcion 21, Abstract 49, as further described by metes and bounds on attached Exhibit "A", located at 500 Rancho Viejo Drive, of the City of Laredo, from R-1 (Single Family Residential District) to R-1A (Single Family Reduced Area District); providing for publication and effective date.
(Councilmember Jerry Perez)

Motion to approve.

Moved : Cm. Cardenas

Second: Cm. Bruni

For: 6 Against: 0 Abstain: 0

20. 94-0-223 Amending the Street Name Map of the City of Laredo by renaming a section of Casa Verde Road between McPherson Road and the Bob Bullock Loop to Del Mar Boulevard; providing for publication and effective date. (Unanimous City Council)

Motion to approve.

Moved : Cm. Cardenas

Second: Cm. Bruni

For: 6 Against: 0 Abstain: 0

21. 94-O-224 Establishing Article V, Section 24-83 of Chapter 24 of the Laredo Land Development Code to require the planting of trees and shrubs; rescinding Section 3-6M of the Subdivision Ordinance Handbook relating to street tree planting; providing for publication and effective date.

(Majority City Council)

Motion to approve.

Moved : Cm. Cardenas

Second: Cm. Bruni

Note: Cm. Guerra registered his vote in opposition on #94-O-224.

Note: Cm. Bruni at this time stated that he was going along with Cm. Guerra, that he had initially voted in favor.

Mayor Ramirez stated that since there are not enough members of the City Council present to deal with item #94-O-224 for adoption, he suggested that it be tabled.

Motion to table this item until the next council meeting.

Moved : Cw. Moreno

Second: Cm. Cardenas

For: 3	Against: 3	Abstain: 0
Cw. Moreno	Cm. Guerra	
Cm. Cardenas	Cm. Bruni	
Cm. G. Perez	Cm. Casso	

Mayor voted in favor to table this item until there are more members present.

VII. RESOLUTIONS

22. 94-R-127 Congratulating the Laredo Chamber of Commerce and its membership for their many years of diligent promotions of the City of Laredo.

Mayor Ramirez presented the resolution to Mr. Richard Perez and Miguel Conchas of the Chamber of Commerce.

Motion approving resolution congratulating the Laredo Chamber of Commerce and its membership for their many years of diligent promotion of the City of Laredo.

Moved : Cm. Guerra
 Second: Cw. Moreno
 For: 6 Against: 0 Abstain: 0

23. 94-R-131 Authorizing the City Manager to submit an application to the Texas Department of Emergency Management in the amount of \$80,000.00, with the City designating \$20,000.00, in matching funds for a total of \$100,000.00, for funding of the Hazardous Material Transportation Route Study.

Motion authorizing the City Manager to submit an application to the Texas Department of Emergency Management in the amount of \$80,000.00 with the City designating \$20,000.00, in matching funds for a total of \$100,000.00 for funding of the Hazardous Material Transportation Route Study.

Moved : Cw. Moreno
 Second: Cm. G. Perez
 For: 6 Against: 0 Abstain: 0

24. 94-R-132 Authorizing the City Manager to execute Amendment No. 2, amending the contract dated September 10, 1990, and Amendment No. 1, dated March 9, 1992, between the City of Laredo and Royal Joint Venture relating to the construction of sewage treatment facility by Royal Joint Venture.

Cm. Bruni asked if the city would have any problems or if it would create repercussions in what they plan on doing with specific development.

Mr. Rodriguez, Utilities Director, stated that it would not create any problems.

Mr. Vargas elaborated on this issue, he stated it is an agreement whereby Royal Joint built a sewer treatment package plan and part of the agreement was that they would dedicate that plant to the city, so that's the essence of this agreement and is really unrelated to water pressure problems because it's wastewater treatment.

Motion authorizing the City Manger to execute Amendment No. 2, amending the contract dated September 10, 1990, and Amendment No. 1, dated March 9, 1992, between the City of Laredo and Royal Joint Venture relating to the construction of sewage treatment facility by Royal Joint Venture.

Moved : Cw. Moreno
 Second: Cm. Guerra
 For: 6 Against: 0 Abstain: 0

25. 94-R-133 Appointing the nominees of the Mayor and Councilmembers to the Youth Advisory Board.

Motion appointing the nominees of the Mayor and Councilmembers to the Youth Advisory Board as follows:

Councilmember	Nominees	
Mayor Saul N. Ramirez	Jessica Diaz	Gerardo Garza
Jose R. Perez, Jr.	Ana. L. Jaimes	Patricia Toboada
Louis H. Bruni	Jose A. Escudero	Analee Gutierrez
Alfonso Casso	Sara Martinez	Lenny Arrellano
Cecilia May Moreno	Antonio Aguilera	Clarissa Dovalina
Blas Castaneda	Cynthia C. Conchas	Ana Calzado
Joe A. Guerra	Andrea C. Guajardo	Annie Trevino
Gerardo (Jerry) Perez	Martha L. Garcia	Juan Alaniz, Jr.
Felipe Cardenas	Erica Ugarte	Fernie Mendiola

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 6

Against: 0

Abstain: 0

VIII. MOTIONS

26. Refund of property taxes in various amounts to:
- Mikes Auto Sales in the amount of \$816.16, for a property that was doubled assessed, and
 - Lomas Mortgage USA in the amount of \$588.21, for double payment.

Motion to approve refund of property taxes in various amounts:

- Mike Auto Sales in the amount of \$816.16, for property that was doubled assessed,
- Lomas Mortgage USA in the amount of \$588.21, for double payment.

Moved : Cm. G. Perez

Second: Cw. Moreno

For: 6

Against: 0

Abstain: 0

27. Award of a contract to the **Lowest Bidder Meeting Specifications**, Vallen Safety Supply Company, Corpus Christi, Texas, in the amount of \$71,200.00, for the purchase of forty sets of self contained breathing apparatuses (SCBA) for the Fire Department.

Motion to award a contract to the lowest bidder meeting specifications, Vallen Safety Supply Company in the of \$71,200.00.

Moved : Cm. G. Perez

Second: Cw. Moreno

For: 6

Against: 0

Abstain: 0

28. Award of a contract to the Lowest Bidder Meeting Specifications, Casco Industries, Inc., Pasadena, Texas, in the amount of \$40,124.50, for the purchase of fifty (50) sets of protective clothing (bunker gear) for the Fire Department.

Motion to award a contract to the lowest bidder meeting specifications, Casco Industries, Inc., in the amount of \$40,124.50.

Moved : Cm. G. Perez

Second: Cw. Moreno

For: 6

Against: 0

Abstain: 0

29. Award of an annual contracts to the Lowest Bidders, the Rohan Company, Laredo, Texas, in the amount of \$110,952.37, and Davis McAllen Pipe and Supply, Laredo, Texas, in the amount of \$8,278.80, for supplying water line repair clamps for the Utilities Department.

Motion to award a contract to the lowest bidders, the Rohan Company, in the amount of \$110,952.37, and Davis McAllen Pipe and Supply, in the amount of \$8,278.80 for supplying water line repair clamps for the Utilities Department.

Moved : Cm. G. Perez

Second: Cw. Moreno

For: 6

Against: 0

Abstain: 0

30. Award of a contract to the Low Bidder, Fence Masters, Inc., Laredo, Texas, in the amount of \$13,996.00, for the installation of a fence at the Laredo Colombia Water Treatment Plant.

Motion to award a contract to the low bidder, Fence Masters, Inc., in the amount of \$13,996.00.

Moved : Cm. G. Perez

Second: Cw. Moreno

For: 6

Against: 0

Abstain: 0

31. Award of a contract to the Sole Bidder, Laredo Builder's Supply Company, Laredo, Texas, in the amount of \$10,758.00, for the purchase of toilet partitions for the Health Department Building/Complex - Interior Furnishing Project, Phase II.

Motion to award a contract to the sole bidder, Laredo Builder's Supply in the amount of \$10,758.00.

Moved : Cm. G. Perez
 Second: Cm. Cardenas
 For: 6

Against: 0 Abstain: 0

40. Approval of Amendment No. 4, an increase of \$28,000.00, to the engineering contract with S.A. Garza Engineers, Inc., Laredo, Texas for the South Laredo Three (3) Million Gallon Per Day Wastewater Treatment Plant, for additional services to revise the electrical plan from underground to overhead, and the design of a lift station.

Motion to approve Amendment No. 4, an increase of \$28,000.00 to the engineering contract with S.A. Garza Engineers, Inc.

Moved : Cm. G. Perez
 Second: Cm. Cardenas
 For: 6

Against: 0 Abstain: 0

41. Approval of Change Order No. 4, a decrease of \$2,747.50, acceptance of the project, and approval of final payment in the amount of \$158,102.80, to McLean Construction, Inc., Killeen, Texas, for the Del Mar 24" Water Line Project.

Motion to approve Change Order No. 4, a decrease of \$2,747.50, acceptance of the project, and approval of final payment in the amount of \$158,102.80, to McLean Construction, Inc. for the Del Mar 24" Water Line Project and to amend the motion to include that payment will not be made until all fines and taxes due the city are paid up.

Moved : Cm. G. Perez
 Second: Cm. Cardenas
 For: 6

Against: 0 Abstain: 0

42. Award of a construction contract to the Low Bidder, J & B Contractors, d/b/a South Texas Utility Contractors, Mercedes, Texas, in the amount of \$139,848.41, for the 18" Wastewater Line from the Sierra Vista Lift Station to the South Laredo Wastewater Treatment Plant, Phase I.

Motion to award construction contract to J & B contractors, d/b/a South Texas Utility Contractors, in the amount of \$139,848.41.

Moved : Cm. G. Perez
 Second: Cm. Cardenas
 For: 6

Against: 0 Abstain: 0

43. Award of an engineering contract to the NRS Consulting Engineers, Harlingen, Texas, for an amount not to exceed \$77,050.00, to design, and prepare plans and specifications, provide surveys, and provide Resident Project Representative (inspection services) for a Reverse Osmosis System for the

Santa Isabel Water Well in the City of Laredo located on F.M. 1472 (Mines Road) at Santa Isabel Creek.

Motion to award engineering contract to the NRS Consulting Engineers, for an amount not to exceed \$77,050.00.

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 6

Against: 0

Abstain: 0

44. Approval of Amendment No. 1, an increase of \$34,350.00, to the engineering contract with Foster Engineering Company, Laredo, Texas, for additional engineering services to design a Water Line Cathodic Protection System for the 36" Water Line from Jefferson Water Treatment Plant to the Elevated Water Storage Tank on F.M. 1472 (Mines Road) Project.

Motion to approve Amendment No. 1, an increase of \$34,350.00, to the engineering contract with Foster Engineering Company.

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 6

Against: 0

Abstain: 0

45. Adopting an amended schedule of hearings and proceedings and directing staff to prepare a service plan for the voluntary annexation of nineteen tracts of land totaling 2,837.01, more or less, as shown on "Attachment A", in accordance with Section 43.052 of the Texas Local Government Code.
- a) Tract 1: ITC Tract - 91.1538 acres, more or less.
Petitioner: Andy Garcia
 - b) Tract 2: Garcia I Tract - 30.2225 acres, more or less.
Petitioner: Rudolfo Garcia
 - c) Tract 3: Muller Tract - 422.0878 acres, more or less.
Petitioner: Robert Muller
 - d) Tract 4: Killam Industrial Park Tract - 40.2059 acres, more or less. Petitioner: Radcliffe Killam
 - e) Tract 5: Hurd Tract - 128.4528 acres, more or less.
Petitioners: John Hurd and Martha F. Ellison
 - f) Tract 6: de Llano Tract - 2.2982 acres, more or less.
Petitioner: Antonio de Llano
 - g) Tract 7: Salinas I Tract - 24.6569 acres, more or less. Petitioners: Maria Bazaldua and San Juanita R. Guerrero for G.G. Salinas and Sergio Rodriguez
 - h) Tract 8: Killam Northeast Tract - 155.63 acres, more or less. Petitioner: Radcliffe Killam
 - i) Tract 9: Jacaman Tract - 512.78 acres, more or less.
Petitioner: John Jacaman, Jr.
 - j) Tract 10: Barrera Tract - 3.8616 acres, more or less.
Petitioner: Al Barrera
 - k) Tract 11: Salinas II Tract - 88.5135 acres, more or less
Petitioners: Gerardo G. Salinas and Sergio Rodriguez

- l) Tract 12a: Dickenson Tract - 74.77 acres, more or less.
Petitioners: Evan J. Quiros, Vaquillas Management Co., Ltd. and Staff
- m) Tract 12b: Bruni Tract - 43.59 acres, more or less.
Petitioner: Raymond Bruni
- n) Tract 13a: Garcia II Tract - 190.1431 acres, more or less.
Petitioner: Ruben M. Garcia, Hill Top Farm, Ltd.
- o) Tract 13b: Leyendecker I Tract - 73.652 acres, more or less.
Petitioner: Anthony Leyendecker
- p) Tract 13c: Leyendecker II Tract -29.756 acres, more or less.
Petitioner: Evan J. Quiros, Vaquillas Management Co., Ltd.
- q) Tract 13d: Gonzales Tract - 99.0965 acres, more or less.
Petitioner: Jorge Gonzales
- r) Tract 14: Vimoso II Tract - 636.3489 acres, more or less.
Petitioner: B.P. Newman, Vimoso II
- s) Tract 15: Trevino Tract - 199.75 acres, more or less.
Petitioner: J.C. Trevino III, et al

Marina Sukup, Planning Director, made the presentation.

Motion adopting an amended schedule of hearing and proceedings and directing staff to prepare a service plan for the voluntary annexation of nineteen tracts of land totaling 2,837.01 more or less.

Moved : Cm. G. Perez
Second: Cm. Cardenas
For: 4

Against: 1
Cm. Guerra

Abstain: 1
Cm. Bruni
(on M only)

IX. CITY MANAGER'S REPORT

- 46. Authorizing the City Manager to enter into an Interlocal Agreement between the City of Laredo and the County of Webb in the amount of \$375,000.00, for fire protection and emergency medical services within the County of Webb.

Ex-Mayor Aldo Tatangelo asked if this was a legal contract and asked if we can live up to the duty of performing and complying with the contract. If there was a situation where there is a fire in Laredo and there was a choice of a fire truck going to Laredo within the city limits or going to other parts of Webb, does the city make the decision? Do we make a decision saying we have a contract? Is it a situation where the city vs. the county. Are we liable for non-performance in case of fire outside city limits and the city does not perform and visa versa when something happens in Laredo and the fire truck did not come to Laredo but went to Webb County, the property owners or the families of injured or loss of life people will sue the city for not

- l) Tract 12a: Dickenson Tract - 74.77 acres, more or less. Petitioners: Evan J. Quiros, Vaquillas Management Co., Ltd. and Staff
- m) Tract 12b: Bruni Tract - 43.59 acres, more or less. Petitioner: Raymond Bruni
- n) Tract 13a: Garcia II Tract - 190.1431 acres, more or less. Petitioner: Ruben M. Garcia, Hill Top Farm, Ltd.
- o) Tract 13b: Leyendecker I Tract - 73.652 acres, more or less. Petitioner: Anthony Leyendecker
- p) Tract 13c: Leyendecker II Tract -29.756 acres, more or less. Petitioner: Evan J. Quiros, Vaquillas Management Co., Ltd.
- q) Tract 13d: Gonzales Tract - 99.0965 acres, more or less. Petitioner: Jorge Gonzales
- r) Tract 14: Vimoso II Tract - 636.3489 acres, more or less. Petitioner: B.P. Newman, Vimoso II
- s) Tract 15: Trevino Tract - 199.75 acres, more or less. Petitioner: J.C. Trevino III, et al

Marina Sukup, Planning Director, made the presentation.

Motion adopting an amended schedule of hearing and proceedings and directing staff to prepare a service plan for the voluntary annexation of nineteen tracts of land totaling 2,837.01 more or less.

Moved : Cm. G. Perez
Second: Cm. Cardenas
For: 4

Against: 1
Cm. Guerra

Abstain: 1
Cm. Bruni
(on M only)

IX. CITY MANAGER'S REPORT

- 46. Authorizing the City Manager to enter into an Interlocal Agreement between the City of Laredo and the County of Webb in the amount of \$375,000.00, for fire protection and emergency medical services within the County of Webb.

Ex-Mayor Aldo Tatangelo asked if this was a legal contract and asked if we can live up to the duty of performing and complying with the contract. If there was a situation where there is a fire in Laredo and there was a choice of a fire truck going to Laredo within the city limits or going to other parts of Webb, does the city make the decision? Do we make a decision saying we have a contract? Is it a situation where the city vs. the county. Are we liable for non-performance in case of fire outside city limits and the city does not perform and visa versa when something happens in Laredo and the fire truck did not come to Laredo but went to Webb County, the property owners or the families of injured or loss of life people will sue the city for not

giving the service. He asked that before they sign a contract that all the pros and cons be looked at.

Mayor Ramirez stated that the city will look into this situation.

Motion authorizing the City Manager to enter into an Interlocal Agreement between the City of Laredo and the County of Webb in the amount of \$375,000.00, for fire protection and emergency medical services within the County of Webb.

Moved : Cm. G. Perez

Second: Cw. Moreno

For: 6

Against: 0

Abstain: 0

47. Authorizing the City Manager to enter into a renewed Interlocal Agreement for Fiscal Year 1994-1995 between the City of Laredo and the County of Webb in the amount of \$110,000.00, for locally supported public health services to non-Laredo residents of Webb County.

Motion authorizing the City Manager to enter into a renewed Interlocal Agreement for Fiscal Year 1994-1995 between the City of Laredo and the County of Webb in the amount of \$110,000.00, for locally supported public health services to non-Laredo residents of Webb County.

Moved : Cm. G. Perez

Second: Cw. Moreno

For: 6

Against: 0

Abstain: 0

48. Presentation of City Attorney Jose Salvador Tellez' opinion concerning the transferability of taxi cab permits.

Jose Salvador Tellez, City Attorney, stated that there was an opinion in the packet delivered to council regarding the situation that took place on October 17th where Mr. Mario Zaragoza appeared before City Council and requested the transfer of operating authority for taxicab permit #53 be transferred to him. He stated that based on their research it was their position that City Council is without jurisdiction to transfer the operating authority of that permit and that the permit should be reverted back to the pool of permits to be assigned by lottery at a future date.

Motion to waive the regular order of business and consider item 53-A(2)

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 6

Against: 0

Abstain: 0

49. Approval to revise the list of streets of the Bond Issue Street Paving Project No.'s 52, 53, 54, 56, and 58 in order to expedite the engineering design and construction.

Motion to approve to revise the list of streets of the Bond Issue Street Paving Project No.'s 52, 53, 54, 56, and 58 in order to expedite the engineering design and construction.

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 6

Against: 0

Abstain: 0

50. Authorizing the City Manager to enter into an agreement with the Laredo Municipal Junior College District to allow Laredo Community College students the opportunity to obtain field experience at the Community Development, Child Development Centers.

Motion authorizing the City Manager to enter into an agreement with the Laredo Municipal Junior College District to allow Laredo Community College students the opportunity to obtain field experience at the Community Development, Child Development Centers.

Moved : Cm. G. Perez

Second: Cw. Moreno

For: 6

Against: 0

Abstain: 0

51. Authorizing the City Manager to enter into a Consulting Contract with Apogee/Smith Barney in the amount of \$5,000.00, to provide assistance in developing the structure and terms of a loan the City will enter into with federal and state agencies in order to finance the construction of the City's Fourth International Bridge.

Motion authorizing the City Manager to enter into a Consulting Contract with Apogee/Smith Barney in the amount of \$5,000.00 to provide assistance in developing the structure and terms of a loan the City will enter into the federal and state agencies in order to finance the construction of the City's Fourth International Bridge.

Moved : Cm. G. Perez

Second: Cw. Moreno

For: 6

Against: 0

Abstain: 0

52. Motion to adopt an amendment to the existing construction agreement between the City of Laredo and the Texas Department of Transportation (TxDOT) regarding Loop 20 from U.S. 59 to U.S. 83.

Motion adopting an amendment to the existing construction agreement between the City of Laredo and the Texas

Department of Transportation (TxDOT) regarding Loop 20 from U.S. 59 to U.S. 83.

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 6

Against: 0

Abstain: 0

X. COMMUNICATIONS

- a. Presentation of the POW/MIA Colors by Hector Pulido, Commander of the 23rd District.

Mr. Hector Pulido, Commander of the 23rd District of the Veterans of Foreign Wars, made the presentation before the council.

Four Prisoners Of War persons were named and present at the council meeting, Dept. Commander of the State of Texas, William Farmer, Commander Alex Gonzalez presented POW's Commander Armando Jalomo who introduced Andres Arredondo, Max Offerle, Octavio Garcia and Jose Maria Saldana.

- b. Presentation by John Jones concerning funding for Border Air Ambulance.

Mr. John Jones of Border Air Ambulance made the presentation before the council. He informed the council on the background and historical operational performance. They have united with Halo Flight out of Corpus Christi for medical control and assistance in billing. They have been in operation for three years and are a Not-For-Profit operation. He stated that they need financial support to continue to stay in operation and provide the services. They need \$6,400 per month for the next 2 months.

Mayor Ramirez asked that if we looked at \$6,400 a month, if there would be some perimeters or requirements that we would place on them in order to make it a viable third party arrangement for emergency service planning for our community.

Mr. Vargas stated that this would be the only conditions under which the council could proceed, they have to have some standards, that a number of contacts be made to raise resources, a work program established in delineating contact and receive the receivables and uncollectible, that they maintain offices hours, and other things that might be stipulated.

Motion to pursue this matter and instruct staff to bring back to City Council a recommendation to allow Border Air Ambulance to continue to proceed accordingly.

Moved : Cm. Guerra
Second: Cm. Bruni
For: 4 Against: 0 Abstain: 0
(Cm. G. Perez and Cm. Casso stepped out momentarily.)
(Mayor Ramirez voted in the affirmative.)

Motion was clarified by Mr. Vargas, he stated that essentially it was direction to staff to develop a stipulated agreement indicating some to the things that were discussed, the office hours, the number of contacts, a work program established, that in exchange for the funding that they are seeking that the mechanism be brought to council for approval. The council needs to see a working agreement before they can take any action by November 21st.

- c. Lisha Adela Garcia from the Economic Development Center introduced Mrs. Elvia Gonzales representing Southwestern Bell who stated that Laredo is a very competitive arena with over 200 entries throughout the state that participated in the Economic Excellence Program of which the City of Laredo was selected to receive this award. She presented a check to the City of Laredo for \$5,000 for the use of the Economic Development and will be used at the Economic Development Center.

XI. CITY COUNCIL DISCUSSION AND PRESENTATION

- 53. Request by Mayor and City Councilmembers for discussion and presentation.

A. Request by Mayor Saul N. Ramirez, Jr.

- 1. Presentation by Raul Casso, Jr., and Courtney McKendrick concerning Teen Court, Inc., with possible action.

Municipal Court Judge Ben Morales, Raul Casso, Jr., and Courtney McKendrick made the presentation before the council to appeal for their endorsement and financial support. Mr. Casso stated that the court would consist of having the jury, defense, and prosecution composed of teenagers and trying Class C misdemeanor teenage cases.

Motion to endorse Teen Court, Inc. and instruct staff to work with them to setup whatever functions we can to help them work the January 1st kick off date, also to advise them of what the procedures are so they can submit requests for funding if available.

Moved : Cm. G. Perez
Second: Cm. Cardenas
For: 6 Against: 0 Abstain: 0

2. Discussion and possible action concerning the establishment of a City Council Ad Hoc Committee to review the City's Taxi Cab Ordinance.

Mayor Ramirez stated that he has received calls from sectors of the industry in which they are interested in finalizing discussions with the Transportation Advisory Board that include review of the ordinance and the question that was brought up of possibly increasing the number of cab permits, looking at rate structure and how it's currently formulated. He suggested that an Ad Hoc Committee be created now that El Metro has brought a review of the ordinance to the Transportation Committee, that it be created with two councilmembers and himself, as well as a chairman and two members of the Transportation Advisory Board. That the committee meet to discuss the entire taxicab ordinance, review it and make any final recommendations for changes, if any, to the City Council. He stated that the charge should be not more than possibly 90 days of deliberations.

Motion creating an Ad Hoc Committee and appointing Cm. Felipe Cardenas and Cm. Joe Guerra as members of the Council Ad Hoc as appointed by the Mayor which will be naming the other two members from the Transportation Advisory and its chairman.

Moved : Cm. G. Perez

Second: Cw. Moreno

For: 6

Against: 0

Abstain: 0

B. Request by Councilmember Alfonso I. "Poncho" Casso

1. Discussion and possible action concerning the development of an ordinance prohibiting the City Attorney from engaging in any sort of outside practice.

Cm. Casso stated that he wants an ordinance prepared and introduced; he also asked staff to provide a list of all lawsuits against the City of Laredo and settlements; third, he wanted to know what are the procedures set by the City Manager to hire a new City Attorney; and finally he asked for a legal research to see if such an ordinance is unconstitutional.

Mayor Ramirez relinquished the chair to Mayor Protem Moreno to participate on the discussion.

Mr. Vargas, City Manager, stated that the City Attorney is a full time position with a 40 hour per week. He said that by mutual agreement with Mr. Tellez that he would allow any pending cases he had to be completed. His question was whether we can legally stop them from practicing and pursuing outside cases. He believed that a policy with no active outside practice can be stipulated instead of an

ordinance. On the hiring procedure, Mr. Vargas will go thru a criteria of qualifications and he may provide a process with members of that profession to help him make a selection. Finally, he informed Cm. Casso that he will provide a list of lawsuits and settlements.

Mayor Ramirez stated that he would like to see this addressed as a policy and weigh it on performance of their duties rather than an ordinance which can be challenged in the courts.

* Mayor Ramirez assumed the chair at this time.

C. Request by Councilmember Joe A. Guerra

1. Presentation by Aldo Tatangelo concerning
 - a) the status of affordable housing in Laredo, and
 - b) debt service issues of the City of Laredo.

Ex-Mayor Aldo Tatangelo believes that it is still a good idea to provide affordable housing to the low and moderate income families in this community. He stated that this is one of the most important things that he wants this community to do. He would like to see that the Azteca neighborhood be constructed with 300 affordable homes and to construct at the La Ladrillera pit and along the empty lots on Anna Street.

Cindy Collazo, Community Development Director, informed Mr. Tatangelo and the council that a total of 168 units since 1990 have been in the program; 28 units completed in June of 1992 on Anna Street known as Poncho De La Garza Affordable Housing Project; 33 units built on the East Laredo project; 7 units presently on construction; and 68 units are in the process in the George Washington Subdivision area and there are 32 units scheduled in south Laredo.

On the debt service issue, Mr. Tatangelo stated that he was concerned with the fact that the City of Laredo has gone from \$10 million 10 years ago to \$143 million today supported by property taxes.

2. Discussion and possible action concerning a traffic count at the intersection of Mall del Norte Drive and Esperanza Drive.

Motion to instruct staff to take a traffic count at the intersection of Mall del Norte Drive and Esperanza Drive.

Moved : Cm. Guerra

Second: Cm. G. Perez

For: 6

Against: 0

Abstain: 0

3. Discussion and possible action concerning allowing left-hand turns from the outside traffic lane at the intersection of I.H. 35 and Calton Road (westbound).

Cm. Guerra proposed that the inside lane be made a turning lane like the one on Mann Road and Del Mar Blvd.

Mr. Vargas, City Manager, stated that the city is trying to acquire additional right-away in order to do something similar.

Mayor Ramirez stated that they have been trying to acquire the right-of-way for several years and suggested we look into the possibility of some temporary measure to deal with the left turn lanes and talk to the state to see if it's something that can be done similar to what has been done in Mann Road and Del Mar.

4. Discussion and possible action concerning the placement of Christmas lights/decorations in and around the downtown area.

Mr. Nava, Assistant City Manager, stated that he had provided a report to Cm. Guerra and to the rest of the council.

Ex-Mayor Aldo Tatangelo stated that they need to be practical and realistic. He stated that there are no lights around the downtown and in the parks and it's dangerous.

Mayor Ramirez stated that \$140,000 will be put in lights this year and that it is up to the CP&L schedule, they will give them another call and give Mr. Tatangelo the schedule.

D. Request by Councilmember Jerry Perez

1. Discussion and possible action concerning the development of an ordinance prohibiting tractor trailers on residential streets. (Co-sponsored by Councilmember Louis H. Bruni)

Staff was instructed to draft an ordinance prohibiting tractor trailers on residential streets.

E. Request by Councilmember Felipe Cardenas

1. Discussion and possible action concerning drivers using excessive speed and reckless driving on Washington Street at the entrance of Laredo Community College (Status Report on the number of Accidents).

Cm. Cardenas asked that the Traffic Department conduct a traffic study to see what can be done on this situation.

2. Discussion and possible action concerning the blockage of intersections on heavy traffic days (Houston, Matamoros, Farragut, Hidalgo).

Cm. Cardenas stated that he thinks we need to have patrol officers directing the traffic and giving out citations.

XII. PUBLIC HEARINGS

54. Public hearing on approval of an amendment to the contract with the Texas Department of Health by increasing the Fiscal Year 1994-1995 Budget from \$72,943.00 to \$91,262.00, for the Chronic Disease Prevention Program, Breast and Cervical Cancer Control Project of the City of Laredo Health Department for the period of July 1, 1994, through June 30, 1995; and that an ordinance be introduced.

INTRODUCTION OF AN ORDINANCE

Approval of an amendment to the contract with the Texas Department of Health increasing the budget from \$72,943.00 to \$91,262.00, for the Chronic Disease Prevention Program, Breast and Cervical Cancer Control Project of the City of Laredo Health Department for Fiscal Year 1994-1995 beginning July 1, 1994, through June 30, 1995; and increasing Revenue Line Item #226-0000-132-4055 from \$72,943.00; and Expenditure Line Item #226-6009 from \$72,943 to \$91,262.00.

Motion to open the public hearing.

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 5

Against: 0

Abstain: 0

(Cm. Guerra was temporarily out.)

Mr. Roger Garcia was present to answer any questions.

There was no public input.

Motion to close the public hearing and introduce the ordinance.

Moved : Cm. Cardenas

Second: Cm. G. Perez

For: 5

Against: 0

Abstain: 0

(Cm. Casso and Cm. Guerra were not present.)

(Mayor Ramirez voted in the affirmative.)

Ordinance Introduction: City Council

55. Public hearing on amending the Fiscal Year 1994-1994 Budget for the City of Laredo Health Department and establishing Revenue and Expenditure accounts for the HIV/AIDS Program for contributions and donations; and that an ordinance be introduced.

INTRODUCTION OF AN ORDINANCE

Amending the Fiscal Year 1994-1994 Budget for the City of Laredo Health Department by establishing a Revenue Account and Expenditure Account for the HIV/AIDS Program for contributions and donations.

Motion to open the public hearing.

Moved : Cm. G. Perez

Second: Cw. Moreno

For: 4

Against: 0

Abstain: 0

(Cm. Casso and Cm. Guerra were not present.)

There was no public input.

Motion to close the public hearing and introduce the ordinance.

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 5

Against: 0

Abstain: 0

(Cm. Guerra was not present.)

Ordinance Introduction: City Council

- 56. Public hearing on approval of an amendment to the contract with the Texas Department of Health and budget revision for the HIV Health and Social Services Project of the City of Laredo Health Department for the period of September 1, 1994, through August 31, 1995; and that an ordinance be introduced.

INTRODUCTION OF AN ORDINANCE

Approval of an amendment to the contract with the Texas Department of Health and budget revision for the HIV Health and Social Services Project of the City of Laredo Health Department for the period of September 1, 1994, through August 31, 1995.

Motion to open the public hearing.

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 5

Against: 0

Abstain: 0

(Cm. Guerra was not present.)

There was no public input.

Motion to close the public hearing and introduce the ordinance.

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 5

Against: 0

Abstain: 0

Ordinance Introduction: City Council

- 57. Public hearing on approval of an amendment to the contract with the Texas Department of Health and budget revision for the HIV Education Project of the City of Laredo Health

Department for the period of September 1, 1994, through August 31, 1995; and that an ordinance be introduced.

INTRODUCTION OF AN ORDINANCE

Approval of an amendment to the contract with the Texas Department of Health and budget revision for the HIV Education Project of the City of Laredo Health Department for the period of September 1, 1994, through August 31, 1995.

Motion to open the public hearing.

Moved : Cm. Cardenas

Second: Cm. G. Perez

For: 5

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce the ordinance.

Moved : Cm. Cardenas

Second: Cm. G. Perez

For: 5

Against: 0

Abstain: 0

Ordinance Introduction: City Council

58. Public hearings on nineteen tracts of land totaling 2,837.01 acres, more or less, for which voluntary annexation petitions have been received, as required by Section 43.052 of the Texas Local Government Code. The tracts of land for which voluntary annexations have been received are as follows: a)
- Tract 1: ITC Tract - 91.1538 acres, more or less.
Petitioner: Andy Garcia
 - b) Tract 2: Garcia I Tract - 30.2225 acres, more or less.
Petitioner: Rudolfo Garcia
 - c) Tract 3: Muller Tract - 422.0878 acres, more or less.
Petitioner: Robert Muller
 - d) Tract 4: Killam Industrial Park Tract - 40.2059 acres, more or less. Petitioner: Radcliffe Killam
 - e) Tract 5: Hurd Tract - 128.4528 acres, more or less.
Petitioners: John Hurd and Martha F. Ellison
 - f) Tract 6: de Llano Tract - 2.2982 acres, more or less.
Petitioner: Antonio de Llano
 - g) Tract 7: Salinas I Tract - 24.6569 acres, more or less.
Petitioners: Maria Bazaldua and San Juanita R. Guerrero for G.G. Salinas and Sergio Rodriguez
 - h) Tract 8: Killam Northeast Tract - 155.63 acres, more or less. Petitioner: Radcliffe Killam
 - i) Tract 9: Jacaman Tract - 512.78 acres, more or less.
Petitioner: John Jacaman, Jr.
 - j) Tract 10: Barrera Tract - 3.8616 acres, more or less.
Petitioner: Al Barrera
 - k) Tract 11: Salinas II Tract - 88.5135 acres, more or less. Petitioners: Gerardo G. Salinas and Serio Rodriguez

- l) Tract 12a: Dickenson Tract - 74.77 acres, more or less.
Petitioners: Evan J. Quiros, Vaquillas Management Co., Ltd. and Staff
- m) Tract 12b: Bruni Tract - 43.59 acres, more or less.
Petitioner: Raymond Bruni
- n) Tract 13a: Garcia II Tract - 190.1431 acres, more or less.
Petitioner: Ruben M. Garcia, Hill Top Farm, Ltd.
- o) Tract 13b: Leyendecker I Tract - 73.652 acres, more or less.
Petitioner: Anthony Leyendecker
- p) Tract 13c: Leyendecker II Tract - 29.756 acres, more or less.
Petitioner: Evan J. Quiros, Vaquillas Management Co., Ltd.
- q) Tract 13d: Gonzales Tract - 99.0965 acres, more or less.
Petitioner: Jorge Gonzales
- r) Tract 14: Vimoso II Tract - 636.3489 acres, more or less.
Petitioner: B.P. Newman, Vimoso II
- s) Tract 15: Trevino Tract - 199.75 acres, more or less.
Petitioner: J.C. Trevino III, et al

Motion to open the public hearings.

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 4

Against: 0

Abstain: 1

(Cm. Guerra was not present.)

Note: Cm. Bruni is abstaining on item (m).

Marina Sukup, City Planning Director, made the presentation before the City Council.

There was no public input.

Motion to close the public hearing and introduce the ordinance.

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 5

Against: 0

Abstain: 1

Note: Cm. Bruni abstained on item (m) only.

Ordinance Introduction: City Council

59. Public hearing on approval of an amendment to the contract with the Texas Department of Health reducing the total budget from \$102,449.00 to \$99,949.00, for the Maternal and Child Health -Neural Tube Defects Project of the City of Laredo Health Department for Fiscal Year 1993-1994 beginning September 1, 1993, through August 31, 1994; and that an ordinance be introduced.

INTRODUCTION OF AN ORDINANCE

Approval of an amendment to the contract with the Texas Department of Health for State Fiscal Year 1993-1994

beginning September 1, 1993, through August 31, 1994, decreasing the budget for the Maternal and Child Health - Neural Tube Defects Project of the City of Laredo Health Department; and decreasing Revenue Line Item #226-0000-323-4053 from \$102,449.00 to \$99,949.00; and decreasing Expenditure Line Item #226-6080 from \$102,449.00 to \$99,949.00.

Motion to open the public hearing.

Moved : Cm. G. Perez
Second: Cm. Cardenas
For: 6

Against: 0 Abstain: 0

There was no public input.

Motion to close the public hearing and introduce the ordinance.

Moved : Cm. Cardenas
Second: Cm. G. Perez
For: 6

Against: 0 Abstain: 0

Ordinance Introduction: City Council

XIII. MOTION TO RECESS AND CONVENE AS THE LAREDO MASS TRANSIT BOARD

Motion to recess as City Council and convene as the Laredo Mass Transit Board.

Moved : Cm. G. Perez
Second: Cm. Cardenas
For: 6

Against: 0 Abstain: 0

- 60. Motion to Award a contract to the Sole Bidder, Stewart and Stevenson Services, Inc., Corpus Christi, Texas, in the estimated amount of \$200,000.00, for providing Detroit Diesel engine and Allison Transmission parts and service to the City's Transit System.

Motion to award a contract to the sole bidder, Stewart and Stevenson Services, Inc., in the estimated amount of \$200,000.00 for providing Detroit Diesel engine and Allison Transmission parts and service to the City's Transit System.

Moved : Cm. G. Perez
Second: Cm. Cardenas
For: 6

Against: 0 Abstain: 0

- 61. Public hearing authorizing the City Manager to file an application with the Department of Transportation, United States of America, in the amount of \$2,269,000.00 (Federal Share), for a Section 9 Formula Assistance Grant for Fiscal

