

Original

CITY OF LAREDO  
LAREDO, TEXAS  
REGULAR CITY COUNCIL MEETING  
1100 HOUSTON  
5:30 P.M.

AGENDA M90-R-52                      M I N U T E S                      DECEMBER 3, 1990

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  
JACINTO P. JUAREZ,                      "                      "                      II  
CECILIA MAY MORENO,                      "                      "                      IV  
BLAS CASTANEDA,                      "                      "                      V  
EDUARDO PERALES,                      "                      "                      VI  
HECTOR J. LIENDO,                      "                      "                      VII  
GLORIA M. GARZA, DEPUTY CITY SECRETARY  
PETER H. VARGAS, CITY MANAGER  
ANTHONY McGETTRICK, CITY ATTORNEY

ABSENCES:

ARLENE RASH ALDRIDGE, COUNCILMEMBER, DISTRICT III  
CONSUELO "CHELO" MONTALVO,                      "                      "                      VIII  
GUSTAVO GUEVARA, JR., CITY SECRETARY

Motion to excuse the absences of both Cw. Montalvo and Cw. Rash Aldridge from the meeting: Juarez

Second: Perez

For: 6                      Against: 0                      Abstain: 0

IV.    APPROVAL OF MINUTES

2.    Regular City Council Meeting:    October 15, 1990  
      Special City Council Meeting:    October 22, 1990  
      Regular City Council Meeting:    November 5, 1990  
      Special City Council Meeting:    November 22, 1990

Motion to approve: Juarez

Second: Castaneda

For: 6                      Against: 0                      Abstain: 0

V.     INTRODUCTORY ORDINANCE(S)

3.    Granting a 600 square foot easement to

Southwestern Bell Telephone Co. out of Block 1, Subdivision plat of the Laredo International Airport located northwest of the airport terminal.

Ordinance Introduction: Juarez

4. Authorizing the City Manager to amend the Public Access Channel Fund Budget for the fiscal year 1990-1991 and appropriating the estimated revenues and balances reported and to provide an additional \$58,950 for the broadcasting equipment approved by Council on November 19, 1990.

Ordinance Introduction: All Councilmembers

5. Authorizing the refunding of an October 30, 1984 Sewer Combination Tax and Sewer System Revenue Certificates of Obligation to a 1990 Sewer Refunding Issue in the amount of \$2,760,000.

Motion to table item indefinitely: Castaneda

Second: Juarez

For: 6                      Against: 0                      Abstain: 0

6. Amending ordinance 87-0-163 dated December 8, 1987, as amended by ordinance 90-0-11 dated January 15, 1990, to provide that retail and/or wholesale business may be permitted in conjunction with an industrial use as defined in section 3(1) of said ordinance; providing for effective date.

Ordinance Introduction: All Councilmembers

7. Appropriating \$26,170.00 for construction of retaining wall on the south side of Clark Boulevard between McClelland and Hendricks; said amount to be transferred from the Street Closing Fund (\$26,020) and from the Water Department Line Item 550-4130-533-2915 (\$150.00).

Ordinance Introduction: Moreno

8. Altering and extending the boundary limits of the City of Laredo, annexing additional territory of 599.63 acres (known as the Mines Road tract), which is bounded on the east by the existing city limits and extends five miles to the west along Mines Road for a width of 1,000 feet, being 500 feet north and 500 feet south of the center line of Mines Road; providing for the time when and the conditions under which this ordinance shall become effective; declaring the

effective date of this ordinance; and adopting a service plan for annexed territory.

Ordinance Introduction: All Councilmembers

VI. FINAL READING(S)

Motion to waive the Final Reading of Ordinance(s)  
 #90-0-229, #90-0-231, #90-0-232, #90-0-233,  
 #90-0-234, #90-0-235, #90-0-236: Juarez  
 Second: Castaneda  
 For: 6                      Against: 0                      Abstain: 0

9. 90-0-229 Amending ordinance 90-0-149 which increases ambulance rates and charges to provide that charges for Medicare or Medicaid patients will be limited to amounts approved by Medicare or Medicaid. (Cw. Moreno)

Motion to approve: Castaneda  
 Second: Perales  
 For: 6                      Against: 0                      Abstain: 0

10. 90-0-230 THIRD AND FINAL READING OF A FRANCHISE ORDINANCE of the City of Laredo, Texas granting to Entex, a Division of ARKLA Inc., and its successors, the right, privilege and franchise to construct, lay, maintain and operate pipelines and gas mains in, under, over, across and along, and to use present and future streets alleys, public thoroughfares and grounds of the City of Laredo, for the purpose of transporting, distributing and selling gas (natural, artificial or mixed) for all purposes for which gas is or may be used to the municipality and inhabitants of said City of Laredo, Texas and to any other person or persons, providing for the manner of acceptance of this franchise by Entex; providing for payment by United Gas Corporation to City for the rights and privileges granted by this franchise; and making miscellaneous provisions in connection therewith. (City Council)

ITEM WAS TABLED

11. 90-0-231 Amending Section 1 of Ordinance 90-0-93, dated June 4, 1990, by amending the policy for Street Paving Assessments to provide for assessments

of curb and gutter improvements only,  
where appropriate. (City Council)

Motion to approve: Castaneda

Second: Perales

For: 6                      Against: 0                      Abstain: 0

12. 90-0-232 Extending lease of building west of Convent and International Bridge #1 to the General Services Administration (G.S.A.) under lease GS-07B-13120, from January 1, 1991 to December 31, 1991. (City Council)

Motion to approve: Castaneda

Second: Perales

For: 6                      Against: 0                      Abstain: 0

13. 90-0-233 Amending Section 28.51 of the Code of Ordinances pertaining to permit fees and repair costs for street cuts, in order to delete the permit fee for concrete sidewalks; providing for effective date. (City Council)

Motion to approve: Castaneda

Second: Perales

For: 6                      Against: 0                      Abstain: 0

14. 90-0-234 Authorizing the City Manager to execute a lease with Unicorn Restaurant for 3,248 square feet of building space known as the west side of the Mercado, for a term of five years commencing on October 1, 1990 with option to renew for two additional terms of five years; monthly rent will be \$974.40. (City Council).

Motion to approve: Castaneda

Second: Perales

For: 6                      Against: 0                      Abstain: 0

15. 90-0-235 Amending the zoning ordinance map of the City of Laredo by changing from R-3 (Mixed Residential District) to B-1 (Limited Business District) the following described property: North 1/2 of Block 12, Calton Gardens Subdivision, No. 1, City of Laredo, County of Webb, providing for publication and effective date, as requested by David R. Cortez located at 5100 San Francisco. (Cm. Perales)

Motion to approve: Castaneda

Second: Perales

For: 6                      Against: 0                      Abstain: 0

16. 90-0-236 Amending the zoning ordinance map of the City of Laredo by changing from R-3 (Mixed Residential District) to B-3 (Community Business District) the following described property: Lot 1, Block 1706 Eastern Division, City of Laredo, County of Webb, providing for publication and effective date, as requested by Hector Rodriguez located at 2801 Chihuahua. (Cm. Juarez)

Motion to approve: Castaneda

Second: Perales

For: 6                      Against: 0                      Abstain: 0

VII. RESOLUTION(S)

17. 90-R-109 Requesting the State Legislature to enact legislation which would permit a year-round scholastic year in the school districts of Texas.  
(Cm. Perales, tabled 11/5/90)

Motion to table to the next meeting: Perales

Second: Liendo

For: 6                      Against: 0                      Abstain: 0

18. 90-R-113 Appointment of nominees by Councilmembers to a Board or Commission of the City of Laredo:

CM. BLAS CASTANEDA:

Districting                      Hilario Cavazos

CW. CECILIA MAY MORENO:

Districting                      Armando Trevino  
districting                      Sabas Perez

CW. CONSUELO MONTALVO

Districting                      Ramiro Rodriguez  
Districting                      Arturo Gomez

Motion to approve excluding Cm. Castaneda

appointment: Perez

Second: Juarez

For: 6                      Against: 0                      Abstain: 0

19. 90-R-114 Requesting the General Services Administration to expedite completion of the improvements currently being

made at International Bridge No. 1.  
(Cw. Rash-Aldridge)

Mr. Aldo Tatangelo, local merchant, presented a petition from downtown businesses opposing the closing of Bridge #1 to northbound vehicles.

Motion that a temporary north bound lane be opened at International Bridge #1: Juarez  
Second: Perez  
For: 6                      Against: 0                      Abstain: 0

20. 90-R-115 Requesting that President George Bush appoint Tony Salinas as his representative to the Washington Birthday Celebration Festivities to be held February 15-24. (Cm. Juarez)

Motion to approve: Castaneda  
Second: Juarez  
For: 6                      Against: 0                      Abstain: 0

VIII. MOTION(S)

21. Approval of the Hotel/Motel contract with the Webb County Heritage Foundation for the fiscal year beginning October 1, 1990 to September 30, 1991 in the amount of \$24,750.

Motion to approve: Perez  
Second: Castaneda  
For: 5                      Against: 0                      Abstain: 0

(Without Cm. Liendo who was out momentarily)

22. Approval of the General Fund Contract with Lifeline Corporation for the fiscal year beginning October 1, 1990 to September 30, 1991 in the amount of \$12,000.

Motion to approve; Castaneda  
Second: Perez  
For: 5                      Against: 0                      Abstain: 0

(Without Cm. Liendo who was out momentarily)

23. Approval of the General Fund contract with Border Area Nutritional Council for the fiscal year beginning October 1, 1990 to September 30, 1991 in the amount of \$30,000.

Motion to approve: Castaneda  
Second: Perez  
For: 5                      Against: 0                      Abstain: Liendo

24. Approval of the General Fund contract with the BASTA Program for the fiscal year beginning October 1, 1990 to September 30, 1991 in the amount of \$10,000.

Motion to approve: Perales  
Second: Moreno  
For: 5            Against: 0            Abstain: Liendo

25. Award of Contract to H.D. White and Associates of Orinda, California for quality assurance production line inspection of sixteen (16) new transit coaches in the amount of \$5,760.

Motion to approve: Castaneda  
Second: Moreno  
For: 6            Against: 0            Abstain: 0

26. Award of Professional Service Contract to Foster Engineering Company for an amount not to exceed \$45,000 for upgrading or replacement of seven (7) Lift Stations.

Motion to approve: Castaneda  
Second: Moreno  
For: 6            Against: 0            Abstain: 0

27. Award of construction Contract to Low Bidder, Pete Gallegos Paving, Inc., in the amount of \$1,450,116.75 for the 1990 Bond Issue Street Paving Assessment Project 33, 39 blocks.  
(Reference item #38)

Motion to approve: Liendo  
Second: Castaneda  
For: 6            Against: 0            Abstain: 0

28. Approval of Construction Contract change order no. 3 in the amount of \$5,895.55 and Final Acceptance of the Truck Access Ramp to Export Lot and Improvements to existing parking lot at International Bridge No. 1, and approval of assessment of liquidated damages in the amount of \$8,600 to the contractor Ray Faries, for exceeding construction time.

Motion to approve: Perales  
Second: Juarez  
For: 6            Against: 0            Abstain: 0

29. Award of Professional Service contract to Alderete & Associates Architects for design and preparation of final plans and specifications for the Meadows Foundation Maternal & Child

Care Clinic for an amount not to exceed \$21,500.

Motion to approve: Castaneda

Second: Juarez

For: 6                      Against: 0                      Abstain: 0

30. Award of contract to Coopers and Lybrand and its subcontractor Ellerbe Becket to conduct a study on a purposed multi-purpose Civic Center in the amount of \$80,000.

Motion to approve: Castaneda

Second: Perez

For: 6                      Against: 0                      Abstain: 0

Motion that this multi-purpose Civic Center be named or referred to as the "Gateway Convention Center": Perales

Second: Juarez

For: 6                      Against: 0                      Abstain: 0

31. Award of contract to G & R Roofing for an amount not to exceed \$8,000 to repair approximately 4,650 sq. ft. of roofing to building #1325, leased by LISD Kitchen Division.

Motion to approve: Juarez

Second: Castaneda

For: 6                      Against: 0                      Abstain: 0

IX. CITY MANAGER'S REPORT(S)

32. Authorizing City Manager to purchase 79 acre feet of Class B water rights from Mr. Luis F. Izaguirre for \$25,280.

Motion to approve: Juarez

Second: Perez

For: 6                      Against: 0                      Abstain: 0

33. Approval of two (2) councilmembers to attend an IBM school in New York in December 1990.

Councilmembers attending are Cm. Jacinto P. Juarez and Cm. Jose R. Perez.

Motion to approve: Juarez

Second: Castaneda

For: 6                      Against: 0                      Abstain: 0

34. Request for Executive Session pursuant to Article 6252-17, Section 2 (e) to discuss pending or threaten litigation.



Motion to go into Executive Session: Castaneda  
 Second: Perales  
 For: 6 Against: 0 Abstain: 0

Upon their return, Mayor Saul N. Ramirez, Jr. announced that no action was taken in Executive Session.

35. Request for Executive Session pursuant to Article 6252-17, Section 2 (g) to discuss personal matters.

Motion to go into Executive Session: Castaneda  
 Second: Perez  
 For: 6 Against: 0 Abstain: 0

Upon their return, Mayor Saul N. Ramirez, Jr. announced that no action was taken in Executive Session.

X. CITY COUNCIL DISCUSSION(S) AND PRESENTATION(S)

36. Request from the Mayor and Councilmembers for discussion and possible action:

A. Request from Mayor Saul n. Ramirez, Jr.:

1. Discussion and possible action on Mercado Committee. (Cw. Montalvo)

Motion to request that the Parks and Recreation Advisory Board screen applicants and report to City Council:  
 Castaneda

Second: Moreno  
 For: 6 Against: 0 Abstain: 0

B. Request from Mayor Pro-Tem Jacinto P. Juarez:

1. Discussion and possible action concerning the opening of a street from McPherson to Newman Elementary School.

Mr. Tanis De Luna, area resident, presented a petition regarding the opening of a street from McPherson to Newman Elementary School.

City Manager Vargas stated that staff is looking at Gale Street as an alternative. Gust Street is congested and hazardous.

Cm. Perales also explained that U.I.S.D will build a school on Calle Del Norte

Motion to instruct staff to bring forth

a report with cost estimates and  
procedures: Juarez  
Second: Liendo  
For: 6           Against: 0           Abstain: 0

2. Presentation by Stephanine Hester and possible action concerning the use of the Laredo Civic Center Auditorium on Dec. 15, 1990 to hold a variety Christmas concert to benefit KBNL - FM, an educational non-profit organization.

Motion to get monies from the Mayor's promotional account: Juarez  
Second: Perales  
For: 6           Against: 0           Abstain: 0

- C. Request from Councilmember Eduardo Perales:
  1. Report on traffic count on the Mines Road.

The Traffic and the Planning Department will get together and bring forth a report.

- D. Request from Councilmember Hector J. Liendo:
  1. Discussion on Commission for the Deaf.

Cm. Liendo stated that \$2,500 was donated for this cause. He further stated that telephone devices will be given to students for Christmas.

Motion that the TDD number be listed for next year: Liendo  
Second: Perez  
For: 6           Against: 0           Abstain: 0

2. Discussion and possible action for drafting an ordinance to increase fees for freight traffic only by \$2.00.

Members of the Chamber of Commerce spoke against the proposed increase.

Mr. Jerry Schwebel, Border Trade Alliance, stated that this increase could have a negative impact on the growth of this community.

Cm. Liendo requested that staff draft the Ordinance and have Public Hearings for citizens input and not only the

Chambers opposition.

Mayor Ramirez, Jr. stated that this issue also be addressed by the Transportation Committee before action is taken by Council.

City Manager Peter H. Vargas explained that staff should approach the Federal and State Government for assistance.

Motion that the Transp. Committee look into other alternatives; that a report of what \$ .10 out of the \$ .25 would represent in revenues be return to Council at the next meeting: Liendo  
 Second: Castaneda  
 For: 6            Against: 0            Abstain: 0

E. Request from Councilmember Jose R. Perez, Jr.:

1. Report on National Guard Armory in South Laredo and possible action to begin negotiations with armory personnel to transfer land and building to the City of Laredo to convert to Community Center for Districts I, II & III. (Cm. Juarez, Cw. Rash-Aldridge)

Motion to formally pursue this and return with alternatives: Perez  
 Second: Castaneda  
 For: 6            Against: 0            Abstain: 0

7:00 P.M.

R E C E S S

XI. COMMUNICATION(S)

37. Recognition of Mr. Ramon Lara for his 31 years of service at the Laredo Water & Sewer Department.

Mayor Saul N. Ramirez, Jr. presented a plaque to Mr. Ramon Lara in recognition for his 31 years of faithful and devoted service to the City of Laredo.

XII. PUBLIC HEARING(S)

38. Closing the hearing on Project 33 Paving Assessment Street Improvements Project and fixing a lien and charge.

INTRODUCTORY ORDINANCE

CLOSING THE HEARING ON PROJECT 33 PAVING ASSESSMENT STREET IMPROVEMENTS PROJECT AND FIXING A LIEN AND CHARGE.

Motion to open the Public Hearing: Juarez  
Second: Perez  
For: 6                      Against: 0                      Abstain: 0

Mr. Amador Escudero, City Engineer, made presentation of this project.

Ms. Frances Villarreal, local appraiser, reported on her findings and stated that each property is to be enhanced.

Mr. Andres Sandoval, El Cuatro area resident and representing property owners of the 2000 block of Water Street, requested that said block not be assessed.

Assistant City Manager Carlos Villarreal explained that staff will approach residents for possible Community Development Department guidelines (free paving).

Motion to close the Public Hearing and approve:  
Castaneda  
Second: Liendo  
For: 6                      Against: 0                      Abstain: 0

Ordinance Introduction: All Councilmembers

XIII. ADJOURNMENT

Motion to adjourn: Juarez  
Second: Perez  
For: 6                      Against: 0                      Abstain: 0

Adjournment was at 10:30 P.M.

THIS NOTICE WAS POSTED AT THE MUNICIPAL GOVERNMENT OFFICES, CORNER OF HOUSTON AND FLORES, LAREDO, TEXAS AT A PLACE CONVENIENT AND READILY ACCESSIBLE TO THE PUBLIC AT ALL TIMES. SAID NOTICE WAS POSTED ON NOVEMBER 30, 1990 AT 4:00 P.M.

I HEREBY CERTIFY THAT ABOVE MINUTES CONTAINED IN PAGES 01 TO ARE A TRUE, COMPLETE AND CORRECT PROCEEDINGS OF THE REGULAR CITY COUNCIL MEETING HELD ON THE 3RD DAY OF DECEMBER, 1990. A CERTIFIED COPY IS ON FILE IN THE CITY SECRETARY'S OFFICE.

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GUSTAVO GUEVARA, JR.  
CITY SECRETARY

MINUTES PREPARED BY: Gloria M. Garza, Deputy City Secretary  
APPROVED BY CITY COUNCIL ON: