

CITY OF LAREDO
LAREDO, TEXAS
REGULAR CITY COUNCIL MEETING
CIVIC CENTER CONFERENCE ROOMS 1 & 2
2400 SAN BERNARDO AVENUE
6:00 P. M.

AGENDA NO: M89-R-26 Minutes DATE: MAY 15, 1989

I. MAYOR TO CALL MEETING TO ORDER

(040.1) With a quorum present, Councilmember David R. Cortez, who was named temporary Chair, called the meeting to order.

Motion to excuse Mayor Pro-Tem Saul N. Ramirez, Jr. from the meeting due to another commitment: M. Benavides, Jr.
Second: Montalvo

For: 6 Against: 0 Abstain: 0

II. ROLL CALL

(042.1) IN ATTENDANCE:

- ALDO TATANGELO, MAYOR (ARRIVED AT 6:55 P.M.)
- SANTOS BENAVIDES, COUNCILMEMBER, DISTRICT I
- JACINTO P. JUAREZ, " , " II
- MARGARITO BENAVIDES, JR., " , " IV
- BLAS CASTANEDA, " , " V
- DAVID R. CORTEZ, " , " VI
- HECTOR J. LIENDO, " , " VII
- CONSUELO "CHELO" MONTALVO, " , " VIII
- GLORIA M. GARZA, DEPUTY CITY SECRETARY
- PETER H. VARGAS, CITY MANAGER
- ANTHONY McGETTRICK, CITY ATTORNEY

ABSENCES:

- SAUL N. RAMIREZ, JR., COUNCILMEMBER, DISTRICT III
- HORTENCIA C. GONZALEZ, CITY SECRETARY

III. APPROVAL OF THE MINUTES:

(062.1) City Council AdHoc Mercado

Committee Meeting: April 24, 1989

Motion to approve: Montalvo
Second: Liendo

For: 6 Against: 0 Abstain: 0

IV. COMMUNICATIONS

Cm. Blas Castaneda informed of the 1989 Texas Police Olympics which will be taken place on June 6 to 10, 1989.

- (115.1) Motion to suspend rules to allow Mr. Gary Jacobs to make an informative presentation: Castaneda
 Second: M. Benavides, Jr.
 For: 6 Against: 0 Abstain: 0

Mr. Gary Jacobs, citizen, made presentation regarding the Columbia Bridge. He further suggested that the City meet with the County officials to discuss the possibility of allowing the County to fund the Columbia Bridge.

- (515.1) City Manager Peter H. Vargas stated that the item on this agenda is simply to obtain permission to proceed with the project, and is aware of the June 1st deadline.

Assistant City Manager Carlos Villarreal explained that the June 1st deadline is not relevant to the annexation.

- (759.1) Mr. Ted Scibienski, Dolores, Texas property owner, stated that he has no knowledge of the needs of the City or of GSA.

V. TABLED PUBLIC HEARING(S) (From May 1, 1989)

- A. CONSIDERATION OF THE STATEMENT OF INTENT TO USE THE CITY'S 15TH ENTITLEMENT COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS OF \$2,878,000. THE APPLICATION MUST BE SUBMITTED NO LATER THAN MAY 31, 1989 FOR FUNDS TO BE AVAILABLE FOR EXPENDITURE JULY 1, 1989. THE PURPOSE OF THIS HEARING IS TO EXPLAIN HOW THE FUNDS MAY BE USED AND TO ALLOW THE PUBLIC TO PROVIDE COMMENTS.

Mayor Aldo Tatangelo assumed CHAIR at this time.

- (1176.2) Ms. Cindy Collazo, Community Development Director, made the following presentation and explained how the funds may be used.

Street Improvements	\$ 1,552,294
Code Enforcement	83,144
Housing Rehabilitation Program	410,000
Housing Rehabilitation (Admin)	186,100
Family Care	80,000

Child Development	140,000
Bookmobile	50,000
Police Substation	43,581
CD Administration	332,881

TOTAL	\$ 2,878,000

Councilman Liendo expressed concern regarding the possibility of funding a police sub station.

Assistant City Manager Carlos Villarreal stated that there is a possibility of funding since it is an eligible activity.

Motion to proceed with application: Montalvo

Second: Cortez

For: 7 Against: 0 Abstain: 0

(1819.2)

Motion to recess meeting for 30 minutes: M. Benavides, Jr.

Second: Cortez

For: 7 Against: 0 Abstain: 0

Motion to open the Public Hearing(s): M. Benavides, Jr.

Second: Montalvo

For: 6 Against: 0 Abstain: 0

(925.1)

B. On the request of Augusta Joint Venture to rezone Block 3, Plantation Unit II, from R-1 (Single Family Residential District) to R-1 PUD (Planned Unit Development District). This Block is located on the south side of Country Club Drive across from the Cross Country Subdivision. The site is vacant and is proposed to be developed into 14 single family homes which would front a private street with access off of Country Club Drive. There is single family housing across the street to the north; the Country Club Course is to the south; the land to immediate east and west is undeveloped. At the Planning and Zoning Commission meeting of 4/25/89, the Commission unanimously voted to recommend approval of the zone change request to the City Council. No protests have been received regarding this zone change request. Six letters were sent to surrounding property owners.

On May 1, 1989, after reviewing the site plan during the public hearing on this zoning change request, the Council voted to table this time to their next regular meeting so that additional information could be prepared and

assurances given relative to the operation and liability of the proposed gate leading into this proposed development.

AN INTRODUCTORY ORDINANCE

AMENDING THE ZONING MAP OF THE CITY ZONING ORDINANCE OF THE CITY OF LAREDO BY CHANGING FROM R-1 (SINGLE FAMILY RESIDENTIAL DISTRICT) TO R-1 PUD (PLANNED UNIT DEVELOPMENT DISTRICT) THE FOLLOWING DESCRIBED PROPERTY LOCATION: BLOCK 3, PLANTATION UNIT II; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

Mr. Carlos Mejia, Foster Engineering Company, spoke on behalf of the owners. He further stated that the matter of the gate would be addressed and that they would like to proceed with the rest of the project. He also informed City Council that his client is willing to sign a liability clause.

Mayor Aldo Tatangelo suggested that an attendant be at the gate at all times in case of an emergency.

After a lengthy discussion, motion was made to close the Public Hearing: Juarez

Second: Montalvo

For: 6 Against: 0 Abstain: 0

Motion to concur with Planning & Zoning Commission recommendation and to clarify the language regarding responsibilities: Juarez

Second: Montalvo

For: 5 Against: M. Benavides, Jr. Abstain: 0

VI. PUBLIC HEARING(S)

Motion to open the Public Hearing(s): Juarez

Second: Montalvo

For: 6 Against: 0 Abstain: 0

(1721.1) A. Public Hearing on the proposed assessments for the Juan Martinez Subdivision Assessment Project for the following streets:

Unit No.	Name	From	To	Approx. No. of Blocks
1	North Avenue	Antonio Street	1,878.32' N of Antonio St.	6
2	Antonio Street	North Avenue	200.96' West of North Avenue	1
Total Number of Blocks				Approx. 7 City Blocks
Assessments				\$74,041.04

(90% of Cost)

Total Cost \$83,510.19

Mr. Amador Escudero, City Engineer, and Ms. Frances Villarreal, Appraiser, informed City Council of their findings.

Motion to approve: M. Benavides, Jr.

Second: Montalvo

For: 6 Against: 0 Abstain: 0

- (1837.1) B. Public hearing on the request of Ms. Juana Herrera to rezone Lot 12, Block 328 Eastern Division, from R-3 (Mixed Residential District) to B-1 (Limited Business District). This lot is located at 2602 Maryland. The site is proposed to be used as a WIC (Women, Infant, Children) food stamp redemption center. The Laredo Webb County Health Department is to the east, residences to the south, west, and north. The B-1 zoning line is the western property line of this lot. The lot is then adjacent to a B-1 zone. At the Planning and Zoning Commission meeting of 5/9/89, no one spoke for or against this zone change. The Commission unanimously recommends approval of the zone change request. As of 05/10/89, no protest letters have been received. The 27 notification letters were sent to adjoining property owners.

INTRODUCTORY ORDINANCE

AMENDING THE ZONING MAP OF THE CITY ZONING ORDINANCE OF THE CITY OF LAREDO BY CHANGING FROM R-3 (MIXED RESIDENTIAL DISTRICT) to B-3 (GENERAL BUSINESS DISTRICT) THE FOLLOWING DESCRIBED PROPERTY LOCATION: LOT 12, BLOCK 328 EASTERN DIVISION; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

Mr. Ron Whitehawk, City Planner, made presentation of the proposed zone change.

Ms. Juana Herrera, applicant, spoke on her own behalf.

Motion to table this item to the next meeting in order for staff to meet with Ms. Herrera to discuss parking: M. Benavides, Jr.

Second: Castaneda

For: 6 Against: 0 Abstain: 0

- (2147.1) C. Public hearing on the request of Ms. Leticia Aguilar to rezone Lot 7 Block 1067, Western Division, from R-3 (Mixed Residential District) to B-3 (General Business

10,000	8.19	8.19	0
20,000	14.39	15.59	1.20
30,000	20.59	22.99	2.40
40,000	26.79	30.39	3.60
50,000	32.99	37.79	4.80
75,000	46.99	56.29	9.30
100,000	60.99	74.79	13.80

Mr. Charles Martens and Mr. Raul Perales, concerned citizens, spoke against the rate schedule.

Motion to concur with the presentation: Juarez

Second: M. Benavides, Jr.

For: 5* Against: Montalvo & Castaneda Abstain: 0

*(CHAIR voted in favor)

- (899.2) E. To provide for the Laredo Municipal Transit System (EL Metro) to expand its current School Grade Student Discount Fare Program to include:
- a) all college students; and
 - b) all General Equivalency Degree Students; and
 - c) all Literacy Volunteers of America Students
- And to increase the price of the current 20 Ticket Student Discount Fare Booklet from \$5.00 to \$7.00. Everything else related to the Student Discount Fare Program with the exception of the above changes remains the same.

INTRODUCTORY ORDINANCE

AMENDING ORDINANCE NO. 89 0 006, OF JANUARY 5, 1988, TO INCREASE THE 20 TICKET STUDENT DISCOUNT FARE OF THE LAREDO MUNICIPAL TRANSIT SYSTEM FROM FIVE DOLLARS (\$5.00) TO ENTITLE COLLEGE STUDENTS, STUDENTS PURSUING A GED AND STUDENTS OF THE LITERACY VOLUNTEERS OF AMERICA, SAID FARE, LEAVING UNCHANGED THE REMAINING SCHEDULE OF FARES OF THE TRANSIT SYSTEM; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

Mr. Rick Pulido, EL Metro Manager, made presentation of the 3 options.

Motion to proceed: Liendo

Second: Juarez

For: 6 Against: 0 Abstain: 0

Ordinance Introduction: Liendo

VII. PRESENTATIONS

Requests by the Mayor and Councilmembers for discussion and

possible action:

(705.3) A. Request from Mayor Aldo Tatangelo:

1. Presentation by Mr. Tom Wittmer on motivational training for EL Metro drivers.

Mr. Tom Wittmer, citizen, recommended training for EL Metro drivers to better serve the community.

Councilman Juarez stated that LJC has participated in training of EL Metro and United Independent School District drivers at no cost.

B. Request from Cm. Hector J. Liendo:

(9863.3)

1. To discuss all City employees' pay scale.
(Cm. Blas Castaneda)

Mr. Charles Martens, citizen, voiced concern regarding police officers salaries.

Motion to instruct staff to return in 45 days with a pay plan for all city employees: Liendo
Second: Cortez

For: 7 Against: 0 Abstain: 0

(030.4)

2. Regarding the approval for issuance of the alcoholic beverage permit at 3919 San Dario.
(Mayor Pro Tem Saul N. Ramirez, Jr.)

City Manager Peter H. Vargas informed City Council that said application met all City requirements. A public hearing will be held by the County Judge regarding this application to allow neighborhood residents to voice any concerns.

C. Requests from Cm. Santos Benavides:

(285.4)

1. Status report on Police Department gymnasium.
(Tabled from 5/1/89)

Motion to accept the sauna and whirlpool for the gym and return with cost estimates: S. Benavides
Second: Juarez

For: 6 Against: 0 Abstain: 0

(Without Cm. Cortez who stepped out momentarily).

(375.4)

2. Status report on paving of parking lot adjacent to the Police Dept. (Tabled from 5/1/89)

City Manager Vargas stated that this project will be carried out through available Airport funds, and will include approximately 67 additional parking spaces.

(402.4)

- 3. Installation of flashing traffic signal at entrance to Santa Rita Subdivision on U. S. Hwy. 83. (Tabled from 5/1/89)

Report of a study made of said intersections revealed that there was not sufficient traffic to warrant a signal light.

(402.4)

- 4. Status report on the traffic signal at U. S. Hwy. 83 and Chacon Street. (Tabled from 5/1/89)

Item addressed jointly with Item VII(C)3.

(425.4)

- 5. Enforcement of Ordinance 89 0 06 regarding issuance and control of vendors permits. (Tabled from 5/1/89)

Item Withdrawn.

(1860.2)

- 6. Presentation by the Sports Committee to request financial support from Hotel Motel funds for the upcoming 1989 State Police Olympics to be held in Laredo from June 6 to 10.

Mr. Joaquin Romero and Mr. Raul Perales, for the Laredo Chamber of Commerce, requested City Council for financial support of the 1989 Texas Police Olympics.

Law enforcement officers present in support of this endeavor were Officers, King, Ramirez, and Mathews from the Border Patrol.

Motion to allocate \$16,320 from the Hotel/Motel fund balance: S. Benavides

Second: Cortez

For: 7 Against: 0 Abstain: 0

(2284.2)

- 7. Clarification on street name changes in South Laredo south of Chacon Creek in the area of South Meadow/South Malinche/South Urbahn Avenues.

Mr. Roberto Ramirez, area resident, stated that residents were not notified of the street name changes. He further stated that due to these

changes it has become very difficult for people to make deliveries or render services to the citizens residing along these streets.

Mr. Ron Whitehawk, City Planner, explained that the paperwork for the name change was processed in January, 1986.

Motion to return to the Planning & Zoning

Commission: S. Benavides

Second: M. Benavides, Jr.

For: 7

Against: 0

Abstain: 0

D. Requests from Cm. Blas Castaneda:

(704.4)

1. Regarding the time schedule for the budgetary process.

The 1989-90 budget schedule was distributed.

(432.4)

2. Discussion on the Capital Improvement Project process.

Staff reported that they are in the process of finalizing the report and should be ready for distribution shortly. In addition, the Planning & Zoning Commission is in the process of calling a public hearing. Copies of said plans will also be distributed to the Chamber of Commerce and the Laredo Development Foundation.

E. Requests from Cm. Jacinto P. Juarez:

(761.4)

1. Status report on the proposed enhancement to improve traffic flow on Arkansas from Guadalupe to Saunders.

A staff report was presented and the addition of a controller was requested.

(791.4)

2. Regarding construction of fences around playgrounds located at the Intl. Airport.

Motion to instruct staff to prepare a cost estimate:
Juarez

Second: Castaneda

For: 7

Against: 0

Abstain: 0

(831.4)

3. Installation of a "Welcome to Laredo" message at the Intl. Airport entrance and other City entrances.

Motion to instruct staff to prepare some type of cost estimate for the "Welcome to Laredo" sign at

the Airport and the 2 main entrances to our community: Juarez

Second: Castaneda

For: 7 Against: 0 Abstain: 0

- (857.4) 4. Regarding construction of sidewalks or jogging trails around schools used by our community for exercising/walking in areas where there is no city operated park in the neighborhood.

Motion to instruct staff to prepare a cost estimate for constructing sidewalks around all schools: Juarez

Second: S. Benavides

For: 7 Against: 0 Abstain: 0

- (941.4) 5. Regarding special consideration for senior citizens who participate in the voluntary street paving program.

Motion that a feasibility study be prepared: Juarez

Second: Cortez

For: 7 Against: 0 Abstain: 0

VIII. COMMITTEE REPORTS

(248.3) A. Mercado Committee -

In response to City Council's request, the City has received written proposals for the use of space in the Mercado from Ming Dynasty, Ed Perales, and China Bo. Ming Dynasty requests the use of approximately 4,900 sq. ft. of the downstairs of the Mercado. Ed Perales requests the use of approximately 3,800 sq. ft. of the upstairs, and China Bo requests the use of approximately 2,300 sq.ft. of the bay area of the downstairs and construct an addition to the south side of the Mercado for dining area.

Mr. Hank Domeracki, Assistant City Manager, presented the proposal of Mr. Ed Perales, Unicorn Restaurant, who requests to lease the upstairs of the Mercado.

Mr. Perales further informed City Council that he is also interested in leasing the remainder of the downstairs, allowing the present tenants to remain there (flower shop, dress shop, chapel, etc.).

Mr. Domeracki also presented both the Ming Dynasty and China Bo proposals, and stated that the City is not in a position (financially) for any additional construction.

Motion to instruct staff to proceed with negotiations

and return to City Council: M. Benavides, Jr.

Second: Montalvo

For: 6

Against: 0

Abstain: 0

(Without Cm. S. Benavides who stepped out momentarily).

- (1080.4) B. Street Closing and Paving Committee - Cm. David R. Cortez
Report and recommendations.

Councilman Cortez reported that on the last committee meeting, members requested a plan as to what streets were going to be resurfaced within the next 6 months. The second request was information regarding the utility connections being paid from the reconstruction fund on paving projects, the amounts and the reasons why. Councilman M. Benavides, Jr. requested a written estimate of how much the Sta. Maria project is going to cost.

- (2940.2) C. Transportation and Traffic Safety Advisory Committee -
The following are the recommendations being submitted to the City Council for consideration pertaining to the local taxi-cab situations:

1. That an increase in the initial flag drop be granted from the existing \$1.70 rate to a new rate of \$2.50; and that taxi-cab operators be allowed to charge \$1.00 for each additional passenger; and
2. That the taxi-cab ordinance also be amended to include the prohibition of Mexican taxi-cabs from picking up passengers on the U.S. side and driving them back into Mexico; and
3. That all Taxi-Cab Companies and Operators install new Electronic taxi meters in all their vehicles for hire and that these be wired to tall tail lights (bubbles) on the cab in order to insure that taxi-meters are being used and that if they are not being utilized the City will be able to better regulate companies not in compliance with the City's existing taxi-cab ordinance.

The above Committee recommendations propose to protect taxi-cab passengers who regularly voice concerns about cabs operating in the City without functioning taxi-cab meters.

Mr. Joe Aranda, Transportation Director, made presentation of the Committee recommendations.

Mr. Tito Tijerina, Transportation and Traffic Safety Advisory Committee member, spoke to the issue and introduced Mr. Samuel Gonzalez, of the Taxi Drivers

Association, who requested City Council support of the Committee's recommendations.

Motion to approve: M. Benavides, Jr.

Second: Montalvo

For: 6 Against: 0 Abstain: 0

(Without Cm. S. Benavides who stepped out momentarily).

Additionally, the Committee recommends the following in regards to downtown loading and/or unloading of merchandise.

(3307.2)

On January 15, 1980, an ordinance was passed to regulate the loading and/or unloading of large vehicles in the central business district. The ordinance, for some reason never codified, provides that vehicles exceeding 25 feet in length or 8 feet or width or having 3 or more axles, cannot make deliveries between 10 a.m. and 6 p.m., Monday through Saturday. The Committee used this ordinance as a basis for discussion of the problem and recommends that the ordinance be codified into Section 19-347 (dealing with parking prohibitions) and that the same be amended so that it will apply as follows: to vehicles exceeding 35 feet in length, or those exceeding 10 feet in width, or those having 3 or more axles and increase the fine for violating this ordinance from \$200 to \$500. This amendment would allow "bobtail" such as UPS and Federal Express trucks, but would prohibit tractor trailers and semis.

Assistant City Manager Carlos Villarreal further stated that staff's recommendation would also include that 18 wheelers not be permitted in the central business district.

Motion to return item to the Committee for additional recommendation: Cortez

Second: Montalvo

For: 6 Against: 0 Abstain: 0

(Without Cm. S. Benavides who stepped out momentarily).

IX. REPORTS

- (1220.4) A. Authorizing payment of \$8,000.00 from the Sewer Fund to the State of Texas, in the case of State of Texas v. City of Laredo, Cause No. 38,231, in the 111th District Court, as part of settlement of that case.

This is the case in which the Texas Water Commission sues the City for violations of the Clean Water Quality Standards during 1983 to 1986, and on May 1, 1989, the pending settlement negotiations on this case were discussed with City Council, which approved the proposed settlement, which includes payment of \$8,000 attorneys fees to the Plaintiff, the State of Texas.

Motion to approve: M. Benavides, Jr.

Second: Juarez

For: 7 Against: 0 Abstain: 0

(1238.4) B. Confirmation by City Council of appointment by City Manager of Travis F. Johnson as Police Chief, pursuant to section 143.013 of the Local Government Code.

C. Executive Session pursuant to Article 6252-17, Section 2(f), to discuss personnel matters.

Items IX(B) and IX(C) addressed jointly.

Motion to go into Executive Session: Montalvo

Second: Cortez

For: 7 Against: 0 Abstain: 0

Upon their return, Councilmember Cortez announced that no action was taken in Executive Session.

Motion to approve: S. Benavides

Second: Cortez

For: 7 Against: 0 Abstain: 0

(1788.4) Motion to instruct staff to prepare a Resolution commending Acting Police Chief Eliodoro Granados for service during the interim period: Juarez
Second: Cortez

For: 7 Against: 0 Abstain: 0

(1387.4) D. Authorize the City Manager to submit the 15th Action Year Community Development Block Grant Final Statement.

Motion to approve: Montalvo

Second: Cortez

For: 7 Against: 0 Abstain: 0

E. Authorizing final payment for the contract on Construction of sidewalks, Regency Park Subdivision,

Unit I, Section 2 with J. Flores Roofing & New Homes. Work on this project has been suspended since March 9, 1989, and per letter dated April 20, 1989, the contractor has requested payment in full for work completed to date. Contract documents stipulate that the contract amount be paid in one payment upon completion and acceptance of the project. Due to the length of the contract suspension and to the contractor not receiving any compensation whatsoever for the work completed, we recommend that a) Change Order No. 1 - Final in the amount decrease of \$2,759.68 be approved, (b) the project be accepted as complete, and (c) payment in the amount of \$8,200.68 for work completed to-date be authorized.

ORIGINAL CONTRACT AMOUNT:\$10,960.32
 CHANGE ORDER NO. 1 (FINAL) 2,759.68

FINAL CONTRACT AMOUNT\$ 8,200.64
 ORIGINAL CONTRACT TIME..... 75 CALENDAR DAYS
 TIME CHARGED TO MARCH 9, 1989.. 25 " "
 ORIGINAL COMPLETION DATE APRIL 28, 1989

Item tabled to May 22, 1989 City Council meeting.

F. Authorization to award a contract to Leyendecker Construction for the construction of the Zacate Creek Park. Three bids were received and publicly opened May 3, 1989, for the Zacate Creek Park:

	RAY FARIS, INC. SAN ANTONIO	GALLEGOS PAV. INC.-LAREDO	LEYENDECKER CONSTRUCTION INC.-LAREDO
BASE BID	\$397,913.00	\$394,500.00	\$320,000.00
DED. ALT. 1 PAVING BRUNI ST.	13,123.78	9,000.00	10,500.00
DEL. ATL. 2 PAVING FOGGENPOHL ST.	12,755.82	8,000.00	10,000.00
DED. ALT. 3 TOILET STRUCTURES STRUCTURES	14,955.85	20,000.00	20,750.00
DED. ALT. 4 RET. WALL	10,793.39	6,000.00	3,700.00

DED. ALT. 5

ENTRY GATES	4,292.82	4,000.00	3,200.00
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The service area is bounded by Lyon/Jefferson on the North, Park/Clark on the South, IH-35 on the West, and Springfield on the East, and the project will provide for the recreational needs of the area as well as enhance the aesthetics of the residential neighborhoods served by the project. The project includes all purpose playing field play slabs, play equipment, drinking fountains, benches, sprinkler systems, grading, drainage and landscaping and area lighting. The bids have been reviewed and found to be in order. Due to to budgetary constraints, we recommend reducing the contract and taking deductive alternates 1 and 2 which is the paving of Bruni and Foggenpohl and awarding the contract to Leyendecker Construction, Inc., for a net amount of \$299,500.00. Funding is from Community Development 12th and 13th Action Year. Further recommend that Bruni and Foggenpohl Streets be added to U.S.I. Project 25, if funding can be made available.

Item tabled to May 22, 1989 City Council meeting.

- G. Recommend that the Library Expansion Project (1986 Bond) be accepted as substantially completed. An inspection was conducted and a list of items needing corrective work has been completed and submitted to Leyendecker Construction Library staff and materials have already been moved in.

ORIGINAL CONTRACT AMOUNT.	\$295,865.00	(268 CALENDAR DAYS
CHANGE ORDERS	23,457.00	OUT OF 271 CALENDAR
CONTRACT AMOUNT TO DATE	\$319,322.00	DAYS AS OF 4/25/89,
		DATE OF CERTIFICATE
		OF SUBSTANTIAL COMPLETION.)

Item tabled to May 22, 1989 City Council meeting.

- H. Request authorization to proceed with a proposed annexation along the Mines Road from where City Limits presently terminate -- a distance of 5 miles, 1,000 feet wide centered on the existing Mine Road. This annexation, which is the maximum allowed under State Law, would place the City Limits within approximately 7 miles of the proposed Colombia/Dolores bridge site.

The major consideration relative to this annexation is determination by staff of the City's obligation, or absence thereof, to provide water service to the

community commonly known as Santa Isabel which is located along the Mines Road at the terminus of the proposed annexation area. Alternatives and estimated costs will be presented to the Council relative to this issue.

In addition, a voluntary annexation petition submitted by Mr. Robert Muller for 98 acres along the west of the Mines Road across from the old Municipal Airport and south of La Bota Ranch, has been received, and is proposed to be processed in conjunction with the 5 mile annexation described above. A schedule of public hearings and the annexation time table is attached for Council review.

Item tabled to May 22, 1989 City Council meeting.

- (1609.4) I. Authorize the City Manager to execute a contract agreement with Mr. Marco Antonio Acero Diaz for a total amount of \$20,915.80. This amount covers the materials cost for the widening of McPherson Road at Del Mar North Filing No. 2 with Type "A" curb/gutter and 2" of hot mix asphalt, and with the extension of three (3) sanitary sewer lines and three (3) water lines. Project involves \$16,415.80 in street paving improvements, \$2,250 in Sanitary Sewer Improvements, and \$2,250 in water improvements. The 60 feet wide right of way for McPherson Road Widening was dedicated by Mr. Acero Diaz.

Motion to approve: Cortez

Second: Castaneda

For: 7

Against: 0

Abstain: 0

- (1585.4) J. A contract in the amount of \$16,000.00 be awarded to Naztec, Inc., Sugarland, Texas for the purchase of three traffic signal controllers and a contract in the amount of \$2,119.00 be awarded to Kentron, Inc. for the purchase of one traffic signal controller. These controllers will be installed at the following locations:

Del Mar Blvd. at San Dario

Del Mar Blvd. at San Bernardo

San Francisco at Calton Road

Saunders Street (U.S. 59) at Bartlett Avenue

The City received 3 bids for this equipment. Funds for this purchase are budgeted in the Street Reconstruction

Fund. Bid # FY89-059

Motion to approve: Juarez

Second: M. Benavides, Jr.

For: 7

Against: 0

Abstain: 0

- (1274.4) K. Council takes action concerning the streets to be paved under the 1989-90 paving program, financed in part by the 1989 \$1,000,000 Tax and Paving Assessment Reserve Certificates of Obligation. In order to approve the sale of these certificates, the Attorney General of the State of Texas has requested that the City go on record indicating that the City will utilize the Street Paving Assessment Policy that it adopted (as amended) for the streets that will be paved by these Certificates of Obligation, and that the City will pave the streets for which petitions were received. Approximately 222 Blocks will be paved with these certificates. To date, the City has received 182 petitions and the City receives approximately ten petitions per week.

Motion to approve: Cortez

Second: M. Benavides, Jr.

For: 7

Against: 0

Abstain: 0

- L. A contract in the amount of \$19,749.00 be awarded to the low bidder, Casco Industries, Shreveport, La., for the purchase of a Breathing Air System for the Fire Department. The system will fill the breathing air tanks used by the department. The \$21,000.00 has been budgeted for the purchase and installation of this system. Bid #FY89-061

Item tabled to May 22, 1989 City Council meeting.

- M. A contract in the amount of \$65,912.00 be awarded to Collins Sales and Service, Mansfield, Texas for the purchase of a Type I Ambulance. The City received seven bids on this walk thru ambulance. The Department has \$79,000.00 budgeted for the purchase of an ambulance, portable and mobile radio, and rescue equipment. Five bidders did not meet minimum construction specifications. The City called for heavy duty construction of the frame funds are available in to General Fund.

Item tabled to May 22, 1989 City Council meeting.

- (1580.4) N. Discussion and possible action concerning the extension of the delinquent tax collection contract with the firm of Eustorgio Perez and Ricardo De Anda, Laredo for one year. The Council requested a report and cost comparison of the current contract compared to the City performing delinquent collective in house. This report has been presented to the Council.

Motion to approve: Juarez

Second: M. Benavides, Jr.

For: 7

Against: 0

Abstain: 0

- O. Submission of the 1989-90 Capital Improvements Projects Budget. The Charter requires that this budget be submitted to the City Council 90 days before the submission of the general operating budget. The Capital Improvement Project budget is a report of the City's Capital Improvement needs over the next five years; provides the funding source, when funding is available; provides a description of each project, and indicates substantial changes in operating costs associated with the projects.

Item tabled to May 22, 1989 City Council meeting.

- P. Contract to be awarded to Ray Faris, Inc., San Antonio, Texas in the amount of \$99,963.44 for the streets and drainage project at Juan Martinez Subdivision. Two (2) bids were received and opened April 11, 1989:

RAY FARIS, INC., San Antonio..... \$ 99,963.44

PETE GALLEGOS PAVING, INC. (Laredo) 102,962.50

The bids were received and found to be in order and even though the low bid is about 13% above the estimated cost, we feel that bid is responsive and therefore recommend award to Ray Faris, Inc. in the amount of \$99,963.44, provided that all contract documentation is timely submitted.

This project will be funded through property owner assessments. The contract with each of the property owners provides that they will pay any additional costs above the standard assessment amount if the construction costs are more than the original estimated amount in the contract.

Item tabled to May 22, 1989 City Council meeting.

- Q. Report on Code enforcement program relating to the

presentation by staff on May 8, 1989.

Item tabled to May 22, 1989 City Council meeting.

- (1369.4) R. Recommend approval of renegotiated Parson-Brinckerhoff contract to include two environmental assessments and information necessary for the presidential permits for the Colombia and Laredo third bridges. This will entail some of the tasks to be undertaken by City staff to accomplish the task as requested by City Council. The original price of the contract, \$209,750 will remain the same.

Motion to approve: Juarez

Second: M. Benavides, Jr.

For: 7 Against: 0 Abstain: 0

- (1337.4) S. Authorizing the City Manager to negotiate with ATE Management and Service Company, Inc. the City's current Transit Management Company, concerning this contract with the City. The current contract expires on June 20, 1989.

Motion to approve: M. Benavides, Jr.

Second: Castaneda

For: 7 Against: 0 Abstain: 0

- T. Report on the affordable housing program utilizing City owned properties. In an effort to address the needs of low and moderate income families in our community, the City of Laredo is working to develop an affordable housing program. The goal of the program is to provide 2, 3, and 4 bedroom homes within \$28,200.00 to \$34,456 price range. This includes the lot and all essential basic housing requirements.

Item tabled to May 22, 1989 City Council meeting.

- U. It is recommended that the following petitioned streets be approved for preparing plans and specifications as part of the 1989-1990 paving assessment progress.

STREET NAME	FROM	TO	NO. OF BLOCKS
Canada (1900)	Lane	Freemont	1
Laredo (2800 & 2900)	Arkansas	Canada	2
Fremont (3100)	India	Smith	1
Madison (900 & 1000)	San Bernardo	Flores	2
San Agustin (3300 & 3400)	Lafayette	Burnside	2
Sycamore (400)	Springfield	Maryland	1

Mendiola (2500-2800)	Lyon	Reynolds	4
Hendricks (2500)	Reynolds	Stewart	1
Smith (2100)	Gustavus	Musser	1
Cortez (600 & 700)	Lexington	Logan	2
Fremont (1100)	McClelland	McPherson	1
Texas (2300)	O'Kane	Clark	1
Canada (2600)	Stewart	Price	1
India (2600)	Stewart	Price	1
Guatemozine (1100)	McClelland	McPherson	1
Benavides (1400)	Sta. Maria	Juarez	1
Rosario (2300)	Martin	Jarvis	1
Galveston(3300-3500)	Ejido	Diaz	3
Moreno (1500-1800)	Garfield	Lane	4
Mier (3400-3500)	Moreno	Diaz	2
Harding(1500-1700)	Garfield	Guerrero	3
Harding(1100-1400)	Chihuahua	Garfield	4
Moreno (1200-1300)	Guadalupe	Corpus Christi	2
Diaz (1100 & 1200)	Chihuahua	Laredo	2
Guadalupe (3200-3600)	Ejido	Roosevelt	5
Ejido (900-1100)	Market	Chihuahua	3
Laredo (3300-3500)	Ejido	Diaz	3
TOTAL NUMBER OF BLOCKS.....			55

Item tabled to May 22, 1989 City Council meeting.

- (1636.4) V. Executive session pursuant to Article 6252-17, Section 2 (f), Civil Statutes of Texas, for discussion of issues pertaining to purchase, exchange and value of real property.

Motion to go into Executive Session: Montalvo

Second: Cortez

For: 7 Against: 0 Abstain: 0

Upon their return, Councilmember Cortez announced that no action was taken in Executive Session.

X. FINAL READING ORDINANCE(S)

- A. AMENDING ARTICLE II (HOTEL OCCUPANCY TAX) OF CHAPTER 30 (TAXATION) OF THE CODE OF ORDINANCES TO ADD SECTION 30-22 (WITHHOLDING OF HOTEL OCCUPANCY TAX ON TERMINATION OF BUSINESS) THERETO; PROVIDING THAT THE SUCCESSOR OR ASSIGNEE OF A PERSON LIABLE FOR THE COLLECTION AND PAYMENT OF THE HOTEL OCCUPANCY TAX FOR AND TO THE CITY, SHALL WITHHOLD AN AMOUNT SUFFICIENT TO PAY ANY DELINQUENT TAX FROM THE PURCHASE PRICE OF THE HOTEL; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

ORDINANCE NO. 89 0 86

ORDINANCE INTRODUCTION: CM. SAUL N. RAMIREZ, JR. AND
CM. JACINTO P. JUAREZ

Item tabled to May 22, 1989 City Council meeting.

- B. Tabled public hearing on a proposed amendment to Section 24-74(B) of the Zoning Ordinance to add the sale and bulk storage of dirt, sand, caliche, and gravel as a permitted use in the M-1, (Light Manufacturing District). The sale and storage of these building materials is not clearly identified in the Zoning Ordinance and the Planning and Zoning Commission initiated this Zoning Ordinance amendment to clearly establish them as M-1, (Light Manufacturing District), uses. At the Commission's public hearing on 3/17/89, no-one spoke for or against this ordinance amendment, which the Commission unanimously voted to recommend be approved. On 4/3/89, the City Council voted to table this item so that staff could determine the number of locations of these uses throughout the City, and so that staff could determine the applicability of Section 24-64(c) (discontinuance of non-conforming status within 120 days, if there is no permanent structure on the property). The Planning Department staff has identified 6 such uses throughout the City. The City Legal Department has rendered a legal opinion which states, that if this ordinance amendment is approved, under Section 24-64(c) all such uses which do not have permanent buildings on the property, must cease operation after 120 days. On 4/17/89 the Council voted to table this request so that letters could be sent to known businesses of this type, advising those operators that the Council would further consider this proposed ordinance amendment on 5/1/89. Nine such letters have been sent. The Council also asked staff to research the definition of a "permanent" building in sources other than the Zoning Ordinance. This responsibility was assigned to the City Legal Department.

INTRODUCTORY ORDINANCE

AMENDING THE ZONING TEXT OF THE CITY ZONING ORDINANCE OF THE CITY OF LAREDO BY ADDING TO SECTION 24-74(B) USES PERMITTED IN THE M-1 (LIGHT MANUFACTURING DISTRICT) SALES AND BULK STORAGE OF DIRT, SAND, CALICHE, AND GRAVEL
ORDINANCE NO. 89 0 88

ORDINANCE INTRODUCTION: ALL COUNCILMEMBERS

Item tabled to May 22, 1989 City Council meeting.

- C. Public hearing on the request of Mr. Manuel Galindo to rezone Lot 1, Block 12, Moreno Addition, from R-3 (Mixed

Residential District) to B-3 (General Business District). This lot is located at 3401 Galveston Street. There is a mobile home on the lot along with a large metal building in rear of the lot. There is a mobile home to the east, mobile homes and houses to the north, vacant land to the west, and single family houses to the south. The neighborhood is a mixture of single family and mobile homes. At the Planning and Zoning Commission meeting of 4/6/89, two written protests were read; no one from the audience spoke against the proposed rezoning. The Commission voted unanimously to recommend denial of the zone change request to City Council. As of 4/11/89, no additional protests have been received. Twenty-five notices were sent to surrounding property owners. At the City Council meeting of 4/17/89, the Council voted to table this request so that further consideration could be given to the Commission's recommendation to deny the zoning change, and so that it could be determined if there is an illegal "junk yard" across from this property. Staff has determined that the property at 3320 Galveston is being used as an auto salvage yard; however, the Zoning Inspector has determined (by talking to surrounding property owners) that the auto salvage yard existed there prior to zoning.

AMENDING THE ZONING ORDINANCE (MAP) OF THE CITY OF LAREDO BY CHANGING FROM R-3 (MIXED RESIDENTIAL DISTRICT) TO B-3 (GENERAL BUSINESS DISTRICT) THE FOLLOWING DESCRIBED PROPERTY LOCATION: LOT 1, BLOCK 12, MORENO ADDITION, CITY OF LAREDO; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.
ORDINANCE NO. 89 0 94

ORDINANCE INTRODUCTION: CM. JACINTO P. JUAREZ AND
CM. SANTOS BENAVIDES, JR.

Item tabled to May 22, 1989 City Council meeting.

- D. Proposed amendment to Section 3-1(f) of the Subdivision Ordinance to authorize the Planning and Zoning Commission to waive street and drainage improvements on replats of resubdivisions in industrial parks developed prior to 1961 upon the recommendation of the City Engineer; or to make such recommendation to the City Council. The purpose of this ordinance amendment is to expand the present authority of the Commission to waive street and drainage improvements of one lot plats in unplatted industrial parks, such as the Del Mar Industrial Park, where existing street and drainage improvements do not meet the standards of the Subdivision Ordinance, but where the City Engineer agrees that additional improvements are not necessary. This ordinance amendment will expand this authority to

include replat and resubdivisions as well as initial plats. The ordinance amendment also provides that where the City Engineer does not so recommend to the Commission, the Commission may so recommend to the City Council which will decide if the street and drainage improvements will be required of the subdivider.

AN INTRODUCTORY ORDINANCE

AMENDING SECTION 3-1(F) OF THE SUBDIVISION ORDINANCE TO AUTHORIZE THE PLANNING AND ZONING COMMISSION TO APPROVE PLATS OF SINGLE AND SUBDIVIDED TRACTS WITHIN AN INDUSTRIAL PARK, DEVELOPED PRIOR TO THE ADOPTION OF THE SUBDIVISION ORDINANCE OF 1961, WITHOUT ADDITIONAL STREET AND DRAINAGE IMPROVEMENTS BEING DONE IN CONFORMITY WITH CHAPTER III (SUBDIVISION DESIGN STANDARDS) OF THE SUBDIVISION ORDINANCE UPON RECOMMENDATION OF THE CITY ENGINEER OR UPON CITY COUNCIL AUTHORIZATION; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

ORDINANCE NO. 89 0 90

ORDINANCE INTRODUCTION:

Item tabled to May 22, 1989 City Council meeting.

- E. On the request of Gateway Transfer, to rezone the W 1/2 of Lot 1 and Lot 3; S 46.44' of Lot 2; Block 257 Western Division, from R-3 (Mixed Residential District) to M-1 (Light Manufacturing District). These lots are located at northeast corner of Coke and Santa Rita Avenue. The site is presently occupied with a non-conforming warehouse business which the owner wants legalized. The area to the west is warehousing and trucking related. There are residences on the rest of the block. At the Planning and Zoning Commission meeting of 4/20/89, eleven letters in opposition to the zone change request were read; and several people in the audience spoke in opposition. The Commission voted 4-2 to recommend approval of the zone change request to City Council. As of 4/20/89 two additional protests have been received. The percentage of property in protest within 200' of the requested rezoning is 6%. Twenty-seven notification letters were sent to surrounding property owners.

AN INTRODUCTORY ORDINANCE

AMENDING THE ZONING MAP OF THE CITY ZONING ORDINANCE OF THE CITY OF LAREDO BY CHANGING FROM R-3 (MIXED RESIDENTIAL DISTRICT) TO M-1 (LIGHT MANUFACTURING DISTRICT) THE FOLLOWING DESCRIBED PROPERTY LOCATION:
W 1/2 OF LOT 1 AND LOT 3; AND S 46.44' OF LOT 2;

BLOCK 257 WESTERN DIVISION; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

ORDINANCE NO. 89 0 91

ORDINANCE INTRODUCTION: SANTOS BENAVIDES

Item tabled to May 22, 1989 City Council meeting.

- F. On the request of Gateway Transfer, to rezone the Lots 1, 2, 3, and W 86.59' of Lot 7; and Lots 8, 9, 10, 11 and 12; Block 224 Western Division, from R-3 (Mixed Residential District) to M-1 (Light Manufacturing District). These lots are located at southeast corner of Coke and Santa Rita Avenue. The site is presently occupied with a non-conforming freight terminal business which the owner wants to expand and legalize. There are warehouses and trucking-related businesses to the west and houses to the east. At the Planning and Zoning Commission meeting of 4/20/89, two letters in opposition to the zone change request were read; and several people in the audience spoke in opposition. The Commission voted 4-2 to recommend approval of the zone change request to City Council. As of 4/20/89 five additional protests have been received. The percentage of protest within 200' of the requested rezoning is 13%. Thirty-four notification letters were sent to surrounding property owners.

AN INTRODUCTORY ORDINANCE

AMENDING THE ZONING MAP OF THE CITY ZONING ORDINANCE OF THE CITY OF LAREDO BY CHANGING FROM R-3 (MIXED RESIDENTIAL DISTRICT) TO M-1 (LIGHT MANUFACTURING DISTRICT) THE FOLLOWING DESCRIBED PROPERTY LOCATION: LOTS 1, 2, 3, AND W 86.59' OF LOT 7; AND LOTS 8, 9, 10, 11, AND 12; BLOCK 224 WESTERN DIVISION; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

ORDINANCE NO. 89 0 92

ORDINANCE INTRODUCTION: CM. SANTOS BENAVIDES

Item tabled to May 22, 1989 City Council meeting.

- G. On the request of Ms. Vicenta Llanes, to rezone a 2.1986 acres, Share 8, Tract 2, DMJ Sanchez, Porcion 22, from AG (Agricultural District) to M-1 (Light Industrial District). This lot is located south of Flecha Lane across from the RMR Industrial Park. The land to the south is used for outside storage and zoned AG. At the Planning and Zoning Commission meeting of 4/20/89, no one spoke in opposition to the zone change. The Commission voted unanimously to

recommend approval of this zone change to City Council. As of 4/20/89, no protests have been received. Six notification letters were sent to surrounding property owners.

AN INTRODUCTORY ORDINANCE

AMENDING THE ZONING MAP OF THE CITY ZONING ORDINANCE OF THE CITY OF LAREDO BY CHANGING FROM AG (AGRICULTURAL DISTRICT) TO M-1 (LIGHT INDUSTRIAL DISTRICT) THE FOLLOWING DESCRIBED PROPERTY LOCATION: 2.1986 ACRES, SHARE 8, TRACT 2, IMJ SANCHEZ, PORCION 22, PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

ORDINANCE NO. 89 0 93

ORDINANCE INTRODUCTION: CM. SAUL RAMIREZ, JR. AND
CM. DAVID R. CORTEZ

Item tabled to May 22, 1989 City Council meeting.

- H. On the request of Americity Federal Savings Bank to rezone Lot 6, Block 296, Eastern Division, from B-1 (Limited Business District) to B-3 (General Business District). This lot is located at 13 Clark Avenue. There are residences to the north, east, and south. The surrounding streets are paved. At the Planning & Zoning Commission meeting of 4/20/89, two letters of protests were read. No one spoke for or against the proposed rezoning. The Commission voted unanimously to recommend denial of the zone change request to City Council. As of 4/30/89, no additional protests have been received. Twenty-nine notification letters were sent to surrounding property owners.

AMENDING THE ZONING ORDINANCE (MAP) OF THE CITY ZONING ORDINANCE OF THE CITY OF LAREDO BY CHANGING FROM B-1 (LIMITED BUSINESS DISTRICT) TO B-3 (GENERAL BUSINESS DISTRICT) THE FOLLOWING DESCRIBED PROPERTY LOCATION: LOT 6, BLOCK 296, EASTERN DIVISION; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

EFFECTIVE DATE.

ORDINANCE NO. 89 0 89

ORDINANCE INTRODUCTION: CM. JACINTO P. JUAREZ &
CM. SANTOS BENAVIDES

Item tabled to May 22, 1989 City Council meeting.

XI. INTRODUCTORY ORDINANCE(S)

- A. CLOSING THE HEARING ON THE JUAN MARTINEZ SUBDIVISION PAVING ASSESSMENT STREET IMPROVEMENT PROJECT AND FIXING A LIEN AND CHARGE.

Item tabled to May 22, 1989 City Council meeting.

- B. AMENDING SECTION 1--6 (GENERAL PENALTIES) OF CHAPTER I OF THE CODE OF ORDINANCES TO INCREASE THE MAXIMUM FINE OR PENALTY FROM \$200 TO \$2,000 FOR VIOLATIONS OF ALL RULES, ORDINANCES AND POLICE REGULATIONS THAT GOVERN FIRE SAFETY, ZONES, AND PUBLIC HEALTH AND SANITATION, INCLUDING DUMPING OF REFUSE, AND INCREASING THE PENALTY FROM \$200 TO \$500 FOR VIOLATIONS OF ALL OTHER RULES, ORDINANCES AND POLICE REGULATIONS OF THE CITY OF LAREDO; PROVIDING FOR PUBLICATION; AND PROVIDING FOR EFFECTIVE DATE.

As directed by City Council, and as authorized by state law, the proposed ordinance will increase the current maximum fines from \$200.00 for all categories of violations to: (1) the amount of \$2,000 for violations of fire safety, zoning, public health and sanitation, and dumping of refuse; and (2) the amount of \$500.00 for all other violations.

Item tabled to May 22, 1989 City Council meeting.

- C. Approve a new lease commencing May 1, 1989, with a one-year renewal option until April 30, 1991, with Atlas Discounts dba Bed Factory for the approximate 9,216 square feet constituting Building #1334 located at 3916 North Jarvis Avenue. Monthly rental is \$1,020 and is to be adjusted annually based on changes in the Consumer Price Index. Premises are used for retail and warehousing. Previous tenant was Tracor Aerospace paying a monthly rental of \$908.05. The Airport Advisory Board so recommends.

AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE AGREEMENT BY AND ON BEHALF OF THE CITY OF LAREDO WITH ATLAS DISCOUNTS D/B/A BED FACTORY FOR THE APPROXIMATE 9,216 SQUARE FEET CONSTITUTING BUILDING #1334 LOCATED AT 3916 NORTH JARVIS AVENUE AT THE LAREDO INTERNATIONAL AIRPORT;

1. LEASE TERM IS FOR ONE YEAR COMMENCING MAY 1, 1989, AND ENDING ON APRIL 30, 1990 AND MAY BE RENEWED FOR ONE YEAR UNTIL APRIL 30, 1991;
2. INITIAL MONTHLY RENTAL IS \$1,020.00 AND IS TO BE ADJUSTED ANNUALLY BASED ON CHANGES IN THE CONSUMER PRICE INDEX; PROVIDING FOR EFFECTIVE DATE.

Item tabled to May 22, 1989 City Council meeting.

- D. Approve a renewed lease commencing May 1, 1989, with a

one-year renewal option until April 30, 1991, with Laredo Independent School District for the approximate 2,205 square feet constituting part of Building #574 (Middle) located at 805 Foster Avenue. Monthly rental is \$265 and is to be adjusted annually based on changes in the Consumer Price Index. Premises are used for warehousing and storage. Previous monthly rental paid was \$250.93. The Airport Advisory Board so recommends.

AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE AGREEMENT WITH LAREDO INDEPENDENT SCHOOL DISTRICT FOR AND ON BEHALF OF THE CITY OF LAREDO FOR THE APPROXIMATE 2,205 SQUARE FEET CONSTITUTING PART OF BUILDING #574 (Middle) LOCATED AT 805 FOSTER AVENUE AT THE LAREDO INTERNATIONAL AIRPORT;

1. LEASE TERM IS FOR ONE YEAR COMMENCING ON MAY 1, 1989, AND ENDING ON APRIL 30, 1990, AND MAY BE RENEWED FOR ONE YEAR UNTIL APRIL 30, 1991;
2. INITIAL MONTHLY RENTAL IS \$265.00 AND IS TO BE ADJUSTED ANNUALLY BASED ON CHANGES IN THE CONSUMER PRICE INDEX; PROVIDING FOR EFFECTIVE DATE.

Item tabled to May 22, 1989 City Council meeting.

- E. AMENDING CHAPTER 17 OF THE CODE OF ORDINANCES WHICH ESTABLISHED THE LAREDO PUBLIC LIBRARY AS A CITY DEPARTMENT IN ORDER TO PROVIDE THAT THE LAREDO PUBLIC LIBRARY IS A DIVISION OF THE DEPARTMENT OF EDUCATIONAL AND RECREATIONAL SERVICES, AND IN ORDER TO CONFORM CHAPTER 17 WITH THAT ADMINISTRATIVE CHANGE.

This ordinance establishes the Library as a division of the Department of Educational and Recreational Services and provides for a Library Director.

Item tabled to May 22, 1989 City Council meeting.

- F. CONFORMING THE CODE OF ORDINANCES TO THE REORGANIZATION PLAN ADOPTED BY THE CITY COUNCIL BY ORDINANCE 89 0 67, DATED MAY 1, 1989, BY PROVIDING FOR NEW SECTION 2-16 TO SET FORTH THE DEPARTMENTS OF THE CITY, BY PROVIDING FOR NEW SECTION 2-17 TO SET FORTH THE DIVISIONS IN EACH DEPARTMENT, AND BY PROVIDING FOR THE REPEAL OF THE FOLLOWING SECTIONS OF THE CODE OF ORDINANCES; SECTIONS 2-1, 2-38, 2-39, 2-40, 2-41; SECTIONS 19-58, 19-59 AND 19-60; SECTIONS 24-16 AND 24-17; AND SECTIONS 28-79, 28-80, 28-81, 28-82, 28-83, 28-84 AND 28-85.

This is one of two ordinances which are designed to conform the Code of Ordinances to the recent ordinance adopting the reorganization plan. The first ordinance

amends Chapter 17, dealing with the Library Director and Library Board, and it was considered appropriate to leave Chapter 17 intact, except for a few necessary amendments. This ordinance puts the list of departments and of the divisions in pertinent Sections of Chapter 2, and repeals (removes) all other sections of the Code which contain references to one department or another, or one officer or another, the intent being to have all such matters put under Chapter 2 henceforth.

Item tabled to May 22, 1989 City Council meeting.

- (1334.4) G. DENYING THE RATE INCREASE SOUGHT IN THE FILING OF FEBRUARY 15, 1989, AND ESTABLISHING AS CURRENT RATES FOR ELECTRICITY AND THE FURNISHING OF ELECTRIC SERVICES THOSE RATES OF CENTRAL POWER AND LIGHT COMPANY PRESENTLY IN EFFECT; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

Public hearing on this matter to be set for June 5, 1989. By Ordinance 89-0-45 dated March 6, 1989, the proposed rate increase which C.P.& L. wished to put into effect from March 22, 1989, was deferred until not earlier than June 20, 1989; and the public hearing to be held on June 5, 1989, will be followed by a vote on this ordinance, which is being introduced on May 15, 1989, in order to meet the first reading requirement and so that there will not be a last minute rush to meet the time deadline in which the City needs to act.

Ordinance Introduction: All Councilmembers except
Liendo

- H. AMENDING CHAPTER 15 (HEALTH AND SANITATION), ARTICLE III (CLEANLINESS AND SANITATION OF PREMISES), TO AMEND SECTION 15-40 TO PROVIDE FOR 10 DAY NOTICE TO REMOVE UNLAWFUL ACCUMLATIONS, OPPORTUNITY FOR HEARING, ORDER TO ABATE; AND AMENDING SECTIONS 15-41 THROUGH 15-46 TO CONFORM; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

This proposed ordinance would allow the Fire Chief and other City Employees designated by the City Manager to send written notices to abate to owners, lessees, occupants or any persons in charge of the property where an unlawful nuisance exists. The ordinance would also reduce the number of days to correct, remedy or remove the unlawful condition from thirty days to ten (10) days after notice.

Item tabled to May 22, 1989 City Council meeting.

- I. SPECIFYING THAT REGULAR CITY COUNCIL MEETINGS SHALL BEGIN AT 5:30 P.M. AND END AT 11:00 P.M. AND SPECIFY THE FORMAT OF THE AGENDA FOR REGULAR CITY COUNCIL MEETINGS; AND PROVIDING THAT CITY COUNCIL WILL ADOPT BY RESOLUTION ITS RULES OF ORDER AND PROCEDURE.
- This ordinance provides for a format that would allow for more efficient use of the Council meeting time.

Item tabled to May 22, 1989 City Council meeting.

- J. AMENDING ARTICLE IV (HANDLING, TRANSPORTATION AND TRANSFER OF DANGEROUS ARTICLES) OF CHAPTER 15 (HEALTH SANITATION) OF THE CODE OF ORDINANCES TO ADD A SECTION 15-65, CHARGES FOR THE REMOVAL OF DANGEROUS MATERIAL, THERETO, WHICH SECTION 15-65 IMPOSES A CHARGE ON THE OWNER OF ANY PROPERTY REQUIRED TO BE CLEANED OF DANGEROUS MATERIAL FOR THE COST THEREOF AND A CHARGE ON THE OWNER OF ANY VEHICLE FROM WHICH A DANGEROUS MATERIAL ENTERS THE COST INCURRED BY THE CITY FOR THE REMOVAL OR CONTAINMENT OF THE DANGEROUS MATERIAL; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.
- This proposed ordinance established a fee for removal of dangerous and hazardous materials. In addition to the fee, the City has right to assess against the owner all expenses incurred with the handling and removal of dangerous materials.

Item tabled to May 22, 1989 City Council meeting.

- (1342.4) K. AUTHORIZING THE CITY MANAGER TO SIGN THE AGREEMENT BETWEEN CITY OF LAREDO AND WEBB COUNTY FOR EXCHANGE OF PROPERTIES ON THE EAST SIDE OF LAREDO INTERNATIONAL AIRPORT; AND AUTHORIZING THE CITY MANAGER TO CONVEY A PARCEL OF 70.53 ACRES OF LAND ON THE EAST SIDE OF THE LAREDO INTERNATIONAL AIRPORT AFTER THE SAID AGREEMENT HAS BEEN SIGNED BY THE PARTIES, SAVED AND EXCEPT FOR TWO PARCELS OF 3.3956 ACRES AND 0.2578 ACRES OUT OF SAID LARGER PARCEL.

Ordinance Introduction: All Councilmembers

XII. RESOLUTION(S)

- (1340.4) A. DESIGNATING THE POLICE DEPARTMENT OF THE CITY OF LAREDO AS THE AGENCY AUTHORIZED TO RECEIVED REGULAR LICENSE PLATES PURSUANT TO ARTICLE 3701m-2; AND DESIGNATING THE ACTING POLICE CHIEF, ELIODORO

GRANADOS, AS THE PERSON IN SAID AGENCY RESPONSIBLE FOR APPLYING FOR AND OBTAINING SUCH LICENSE PLATES FROM THE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION.

RESOLUTION NO. 89 R 35

State law requires that an agency and an official in said agency be designated to apply for, and obtain regular license plates for law enforcement purposes.

Motion to approve: M. Benavides, Jr.

Second: Castaneda

For: 7

Against: 0

Abstain: 0

- B. AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT ON BEHALF OF THE CITY OF LAREDO WITH GATEWAY CENTENNIAL DEVELOPMENT CO., INC. WHEREBY THE LATTER WILL CONVEY TO THE CITY OF LAREDO A TOTAL OF 50 ACRE FEET OF CLASS A WATER RIGHTS IN CONSIDERATION OF A CREDIT BEING GIVEN TO GATEWAY CENTENNIAL DEVELOPMENT CO., INC. OF 25 ACRE FEET OF MUNICIPAL USE WATER RIGHTS TO BE USED WITHIN TWENTY YEARS OF DATE OF SAID CONTRACT.

RESOLUTION NO. 89 R 36

Item tabled to May 22, 1989 City Council meeting.

- (1301.4) C. DIRECTING PUBLICATION OF NOTICE OF INTENTION TO ISSUE \$1,000,000 OF COMBINATION TAX AND PAVING ASSESSMENT REVENUE CERTIFICATES OF OBLIGATION, SERIES 1989. This is the next step, following the public hearing on April 17, 1989, in the process of issuance of these certificates of obligation. This resolution directs the City Secretary to publish the required two notices in the newspaper, stating that the relevant ordinance authorizing the issuance of these certificates of obligation will be introduced on June 5, 1989 and passed on June 26, 1989.

RESOLUTION NO. 89 R 37

Motion to approve: Cortez

Second: M. Benavides, Jr.

For: 7

Against: 0

Abstain: 0

XIII. ADJOURNMENT

Motion to call a Special City Council Meeting for May 22, 1989 and that all items not addressed be tabled to that meeting: M. Benavides, Jr.

Second: Cortez

For: 7

Against: 0

Abstain: 0

Motion to adjourn: M. Benavides, Jr.

Second: Cortez

For: 7

Against: 0

Abstain: 0

Adjournment was at 11:40 P.M.

THIS NOTICE WAS POSTED AT THE MUNICIPAL GOVERNMENT OFFICES, CORNER OF FLORES AND LINCOLN STREETS, LAREDO, TEXAS AT A PLACE CONVENIENT AND READILY ACCESSIBLE TO THE PUBLIC AT ALL TIMES. SAID NOTICE WAS POSTED ON MAY 12, 1989 AT 5:00 P.M.

I HEREBY CERTIFY THAT ABOVE MINUTES CONTAINED IN PAGES 01 TO 30 ARE TRUE, COMPLETE AND CORRECT PROCEEDINGS OF THE REGULAR CITY COUNCIL MEETING HELD ON MAY 15, 1989. A CERTIFIED COPY IS ON FILE IN THE CITY SECRETARY'S OFFICE.

WITNESS MY HAND AND CORPORATE SEAL OF THE CITY OF LAREDO, TEXAS, ON THIS THE 22ND DAY OF MAY, 1989.



HORTENCIA C. GONZALEZ

City Secretary

MINUTES PREPARED BY: Gloria M. Garza, Deputy Secretary

PASSED AND APPROVED BY COUNCIL ON:

CORRECTIONS:

CITY OF LAREDO
LAREDO, TEXAS
SPECIAL CITY COUNCIL MEETING
CITY HALL CONFERENCE ROOM
1105 LINCOLN STREET
9:00 A.M.

AGENDA M89-S-28

Minutes

MAY 27, 1989

C A N C E L L E D U N T I L F U R T H E R N O T I C E

WRITTEN NOTICE IS HEREBY GIVEN THAT A SPECIAL CITY COUNCIL MEETING IS CALLED FOR SATURDAY, MAY 27, 1989 AT 9:00 A.M. AT THE CITY HALL CONFERENCE ROOM, 1105 LINCOLN STREET, LAREDO, TEXAS FOR THE FOLLOWING PURPOSE:

- I. CALL MEETING TO ORDER.
- II. DISCUSSION OF THE CODE ENFORCEMENT PROGRAM.
- III. ADJOURNMENT

THIS NOTICE WAS POSTED AT THE MUNICIPAL GOVERNMENT OFFICES, CORNER OF FLORES AND LINCOLN STREETS, LAREDO, TEXAS, AT A PLACE CONVENIENT AND READILY ACCESSIBLE TO THE PUBLIC AT ALL TIMES. SAID NOTICE WAS POSTED ON MAY 24, 1989 AT 8:50 A.M.



HORTENCIA C. GONZALEZ
CITY SECRETARY