

LAREDO, TEXAS
REGULAR CITY COUNCIL MEETING
CIVIC CENTER CONFERENCE ROOMS 1 & 2
2400 VAN BERNARDO AVENUE
5:30 P. M.

AGENDA NO. 889-R-33

MINUTES

JULY 5, 1989

I. CALL TO ORDER

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

II. PLEDGE OF ALLEGIANCE

Pledge of Allegiance was led by Mayor Pro Tem Ramirez, Jr.

III. ROLL CALL OF MEMBERS

Roll call of members was taken by City Secretary Hortencia C. Gonzalez as follows:

IN ATTENDANCE:

(027.1)

ALDO TATANGELO, MAYOR (Arrived at 6:35 P.M.)

SAUL N. RAMIREZ, JR., MAYOR PRO-TEM

DR. JACINTO P. JUAREZ, COUNCILMEMBER, DISTRICT II

MARGARITO BENAVIDES, JR., " , " IV (Arrived at 6:20 P.M.)

BLAS CASTANEDA, " , " V

DAVID R. CORTEZ, " , " VI

HECTOR J. LIENDO, " , " VII (Arrived at 6:00 P.M.)

CONSUELO "CHELO" MONTALVO, " , " VIII

HORTENCIA C. GONZALEZ, CITY SECRETARY

PETER H. VARGAS, CITY MANAGER

MARTHA G. MARTINEZ, ASSISTANT CITY ATTORNEY

ABSENCES:

SANTOS BENAVIDES, COUNCILMEMBER, DISTRICT I

Motion to excuse Councilmember Santos Benavides from the meeting: Ramirez, Jr.

Second: Juarez

For: 6 Against: 0 Abstain: 0

IV. APPROVAL OF MINUTES

None

V. ORDINANCES/RESOLUTIONS/MOTIONS

A. Consent Motions

- (055.1) 1. Introductory Ordinances
 - a. Recommend City Manager be authorized to execute lease agreement with Beatrice Sepulveda, sole proprietor, d/b/a Team Air Express, for one year with one year renewal option.

Ordinance Introduction: Juarez
 - b. Recommend City Manager be authorized to enter into a contract with FAA to operate the control tower for FY 88/89 and to solicit proposals to operate the tower for FY 89/90 and beyond.

Ordinance Introduction: All Councilmembers
 - c. Recommend City Manager be authorized to execute a lease agreement with Daryl Weller d/b/a Aviation Services for one year with a one year renewal option.

Ordinance Introduction: Juarez
 - d. Recommend City Manager be authorized to execute a lease agreement with South Texas Development Council for 1 year with a 1 year renewal option.

Ordinance Introduction: Juarez

B. Ordinances

- (075.1) 1. Final Readings
 - Motion to waive the Final Reading of Ordinances Nos 89-0-119, 89-0-120, 89-0-121, 89-0-122, 89-0-123, 89-0-124, 89-0-125, and 89-0-126: Juarez
Second: Cortez
For: 5* Against: 0 Abstain: 0
 - a. No. 89-0-119: Amending 89-0-85 Voluntary St. Improvements Project 25

Motion to approve: Juarez
Second: Castaneda
For: 5* Against: 0 Abstain: 0
 - b. No. 89-0-122: Establishing Municipal Transit Program for the handicapped

Motion to approve: Juarez
Second: Castaneda
For: 5* Against: 0 Abstain: 0

c. No. 89-0-123: Authorizing quitclaim deed for Blks. 916 & 997 Eastern Division

Motion to approve: Juarez
 Second: Castaneda
 For: 5* Against: 0 Abstain: 0

d. No. 89-0-124: Adopting 1988 Standard Fire Prevention Code.

Motion to approve: Juarez
 Second: Castaneda
 For: 5* Against: 0 Abstain: 0

e. No. 89-0-125: Amending Zoning Map to change Lot in Block 79, Eastern Division, from M-1 to R-3.

Motion to approve: Juarez
 Second: Castaneda
 For: 5* Against: 0 Abstain: 0

f. No. 89-0-126: Amending Ordinances Code regulating certain size vehicles for loading/unloading in central business district.

Motion to approve: Juarez
 Second: Castaneda
 For: 5* Against: 0 Abstain: 0

* (Mayor Pro-Tem Ramirez, Jr. voted in the affirmative).

Note: For action on Ordinances 89-0-120 & 89-0-1 see Item V12a&b.

C. Resolutions

(112.1) 1. No. 89-R-34: Recommend approval of resolution pertaining to the City of Laredo participating in encouragement of the development of an "Affordable Housing Demonstration Project", providing for waiver or modification of local procedures and code requirements where permitted by law. (Tabled from 6/26/89)

Motion to approve: Juarez
 Second: Castaneda
 For: 5* Against: 0 Abstain: 0

- (246.1) 2. No. 89-R-40: Resolution in support of the "Complet Count Committee" - Census 1990.

Motion to approve: Montalvo
 Second: Cortez
 For: 5* Against: 0 Abstain: 0

* (Mayor Pro-Tem Ramirez, Jr. voted in the affirmative).

VI. CITY MANAGER'S REPORTS

- (264.1) 1. Authorizing lease agreement with Salvador & Carlos Bella d/b/a VIVA LAREDO RESTAURANT at the Airport Terminal.

Motion to approve: Juarez
 Second: Montalvo
 For: 5* Against: 0 Abstain: 0

- (589.1) 2. Recommend awarding the sale of bonds and C.D.'s to the highest bidder.

a) AUTHORIZING ISSUANCE OF CITY OF LAREDO, GENERAL OBLIGATION BONDS, SERIES, 1989, IN THE AMOUNT OF \$4,000,000
 Ordinance 89-0-120

City Secretary Hortencia C. Gonzalez, assisted by Mr. Milton B. Halpern, opened and read publicly the following bids received:

Bidder	Net Interest Cost	Effective Interest Rate
Bank One Capital Markets	\$ 3,305,854.67	7.021284%
Clayton Brown & Associates, Inc.	3,336,113.97	7.085551%
Dean Wittmer Reynolds, Inc.	3,374,094.79	7.16621%
NCNB Texas	3,370,256.25	7.158066%
Rauscher Pierce Refenes, Inc.	3,364,540.62	7.145927%
Shearson Lehman Hutton, Inc.	3,351,166.46	7.11756%

Motion to authorize the issuance of the City of Laredo General Obligation Bonds, Series 1989 in favor of Bank One Capital Markets in the amount of \$4,000,000 (Ord. 89-0-120):
 Cortez

Second: M. Benavides, Jr.
 For: 6 Against: 0 Abstain: 0

- b) AUTHORIZING ISSUANCE OF CITY OF LAREDO, COMBINATION

TAX AND PAVING ASSESSMENT CERTIFICATES OF OBLIGATION, SERIES 1989, IN THE AMOUNT OF \$1,000,000. Ordinance 89-0-121

Bidder	Net Interest Cost	Effective Interest Rate
Shearson Lehman Hutton, Inc.	\$ 499,237.50	7.33453
Bank One Capital Markets	497,451.04	7.308291
Dean Witter Reynolds, Inc.	509,878.65	7.358648
NCNB Texas	505,895.42	-
Rauscher Pierce Refenes, Inc.	501,443.18	7.36694

Motion to authorize issuance of the City of Laredo Combination Tax and Paving Assessment Certificates of Obligation, Series 1989 in favor of Bank One Capital Markets in the amount of \$1,000,000 (Ord. 89-0-121);
Castaneda

Second: M. Benavides, Jr.

For: 6

Against: 0

Abstain: 0

VII. GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

Requests from the Mayor and Councilmembers for discussion and possible Council action:

(1133.1) 1. Requests from Cm. David R. Cortez:

- a. To request Council support of the "Infrastructure Committee" composed of the Laredo Development Foundation; Leadership Laredo; and the Chamber of Commerce.
(Cm. Saul N. Ramirez, Jr.)

Members of the Infrastructure Committee are as follows:

Mr. Arthur Zuniga	Mr. David Guerra
Mr. Daniel Barrera	Mr. Rosendo Carranco
Dr. Reynaldo Godines	Mr. Elmo Lopez
Mr. Doug (Linda) Howland	

Staff Members:

Mr. J. E. Mathis & Mr. Ron Whitehawk

Motion to approve: Cortez

Second: Castaneda

For: 6

Against: 0

Abstain: 0

(1394.1) b. Status report on new B-4 zoning proposal.
(Cmrs. Ramirez, Jr. and Liendo)

A Committee meeting will be held on Monday, July 10, 1989 at 11 a.m. Members of the committee are

Councilmembers Montalvo & Juarez.

- (1531.1) c. Discussion on the cost of new Master Plan.
(Cm. Blas Castaneda, Cm. Saul N. Ramirez, Jr.,
and Cm. Hector J. Liendo)
- Motion to instruct staff to return with a recommendation as to how they would formulate a "Blue Ribbon" Committee and that Planning and Zoning Commissioners be part of that committee: Cortez
Second: Castaneda
For: 6 Against: 0 Abstain: 0
- (2056.1) d. Request for staff to arrange for wood chipper demonstration to the City Council.
(Cm. Blas Castaneda)
- Motion to arrange for a Saturday morning demonstration: Cortez
Second: Castaneda
For: 6 Against: 0 Abstain: 0
2. Requests from Cm. Hector J. Liendo:
- (2330.1) a. Status report regarding Sta Maria St. Project.
- City Manager Peter H. Vargas stated that said project is scheduled to be completed by the end of August, 1989.
- (2400.1) b. Consideration of increasing bridge fares and that revenues derived be used for benefits for City employees.
- Motion to table to July 17, 1989 meeting: Liendo
Second: Cortez
For: 6 Against: 0 Abstain: 0
- Motion to instruct staff to return in 2 weeks with a survey of fares that are charged along the Texas-Mexican border: Juarez
Second: Cortez
For: 6 Against: 0 Abstain: 0
- (2983.1) c. Report on employee pay scale.
- City Manager Peter H. Vargas stated that at this point and time the present plan is being implemented.
- (3129.1) d. Report on communication sent to State Rep. Henry Cuellar regarding legislation allowing payment of lump sum insurance.

Councilman Liendo requested that staff provide a copy of the letter sent to State Rep. Henry Cuellar to City departments that would be affected by this action.

- (3218.1) e. Regarding consideration of military service for retirement purposes for certain City employees.

City Manager Peter H. Vargas indicated that staff will conduct a study as to this possibility.

- (3284.1) 3. Request from Cw. Consuelo Montalvo:
a. Special Permit for the closing of the street-Guadalupe Church annual event.

Motion that a Special Permit be presented to Council at the next meeting for approval: Montalvo
Second: Juarez

For: 7 Against: 0 Abstain: 0

- (3320.1) 4. Request from Dr. Jacinto P. Juarez:
a. Supporting President George Bush on his stand in preserving the symbolism of the U.S. Flag.

Motion to approve Resolution 89-R-47: Juarez
Second: Cortez

For: 7 Against: 0 Abstain: 0

- (3383.1) Ms. Hortencia C. Gonzalez, City Secretary, introduced Ms. Louise Pena, Deputy City Secretary, Campbell, California who is vacationing in the City of Laredo. The Mayor and Councilmembers welcomed Mrs. Pena and her family and wished them an enjoyable stay in Laredo.

Motion to recess: Cortez

Second: M. Benavides, Jr.

For: 7 Against: 0 Abstain: 0

7:00 P.M.

- R E C E S S -

Mayor Aldo Tatangelo arrived at this time and Chaired the meeting.

VIII. COMMUNICATIONS

Proclamations/Recognitions/Retirements

A. COMMUNICALIANS

- (146.2) The Laredo Firefighters Association request that the status of the Collective Bargaining meetings be put

on the agenda of the next City Council Meeting.

Mr. Sandy Gibson, President of the Firefighters Association, stated that they are past the expiration date of 60 days of negotiating and have not reached an agreement. He further stated that at the last meeting with the City Manager, both parties agreed to most of the contract with the exception of an item requesting to give up the upper level rank of District Chiefs.

City Manager Peter H. Vargas explained that staff made a survey of cities in Texas with similar concerns. The results of that survey revealed that a pay increase would be appropriate for the firefighters. In attempting to improve the contract, the City Manager felt the need to separate management from staff positions.

The department has a total of 170 firefighters with 11 of which are upper management.

District Chief Mike Saucedo stated that problems will arise if they are separated from staff positions.

City Manager Vargas clarified that the only change he is recommending is that the District Captains not be represented for pay benefits by the Union, but rather that it be management's responsibility to maintain an equitable pay plan for people in the management group. There will be no changes in their job duties, responsibilities or pay benefits.

The City Manager will submit his recommendations to City Council at a later date.

B. Retirements

- (3452.1) 1. Mr. Leopoldo Arispe be honored on his retirement after 33 years service in the Maintenance Shop.

A plaque of appreciation was presented by the Mayor to Mr. Leopoldo Arispe for dedicated service to the City of Laredo. Mr. Arispe thanked the Council

- (3601.1) 2. Mr. Jesus Antonio Juarez be honored on his retirement after 29 years of service in the Public Works Dept.

Mr. Jesus Antonio Juarez received a plaque from the Mayor in recognition of his faithful dedication to

serving the City of Laredo. Mr. Juarez thanked the Council.

C. Recognitions

(3747.1)

1. Recognizing Miss Linda Yvette Gutierrez, Laredo's Texas Jr. Miss, who is competing for the title of America's Young Woman of the Year and proclaiming July 5, 1989 as "Linda Yvette Gutierrez" Day.

(Cm. J. P. Juarez & Cm. B. Castaneda)

Mayor Aldo Tatangelo read the Resolution proclaiming July 5, 1989 as "Linda Yvette Gutierrez" Day.

Miss Linda Yvette Gutierrez thanked City Council for this honor and for their support, and stated she would represent the City of Laredo proudly.

(113.2)

2. Recognizing Orlando Canizalez for successfully defending his IBF World Bantamweight Championship title.

Motion to table to the next meeting and that a letter be sent advising him of the presentation:
M. Benavides, Jr.

Second: Ramirez, Jr.

For: 7 Against: 0 Abstain: 0

(Cm. J. P. Juarez & Cm. B. Castaneda)

(1983.2) D.

- Nominations by the Mayor and Councilmembers to the Census 1990 - "Complete Count Committee".

Councilmember Juarez nominated Mr. Richard Diebel
Councilmember Montalvo nominated Ms. Ana Maria Lozano.

Motion to approve: Ramirez, Jr.

Second: M. Benavides, Jr.

For: 7 Against: 0 Abstain: 0

IX. PUBLIC HEARINGS

(1989.2)

- Motion to open the Public Hearing(s): Ramirez, Jr.

Second: Castaneda

For: 7 Against: 0 Abstain: 0

(1995.2) A.

- Regarding the proposed Northwest river annexation along the vega.

Mr. Ron Whitehawk, City Planner, described the area proposed to be annexed.

Mr. Oliver Garza, area resident, spoke to the issue.

Motion to close the Public Hearing and instruct staff to continue with the process: Juarez

Second: Ramirez, Jr.

For: 7 Against: 0 Abstain: 0

Motion to open Public Hearings B & C: Ramirez, Jr.

Second: Juarez

For: 7 Against: 0 Abstain: 0

- (3073.2) B. Ordinance amending Section 24-71(c) of the zoning ordinance regarding prohibition of used clothing businesses in a B-1 (Limited Business District).

Ms. Alicia Canavati expressed her opposition regarding prohibition of used clothing businesses in a B-1.

- C. Ordinance amending Section 24-74(b) of the zoning ordinance allowing that the retail and wholesale sale of used clothing is first permitted in the M-1 (Light Manufacturing District).

Ms. Alicia Canavati also opposes amending Section 24-74(b) of the zoning ordinance.

Ms. Ana Maria Lozano, citizen, spoke regarding garage sales in neighborhoods, vending machines in the downtown area, and requested that the City regulate all similar businesses equally.

Mr. Richard Diebel, citizen, requested that a committee be named to study this issue.

Motion to return Items B & C to the Planning & Zoning Commission: Juarez

Second: Montalvo

For: 7 Against: 0 Abstain: 0

Motion to close the Public Hearing(s) and to introduce after the Planning & Zoning return with recommendations: Ramirez, Jr.

Second: M. Benavides, Jr.

For: 7 Against: 0 Abstain: 0

- (662.3) D. Ordinance regarding zone change at 2502 Guadalupe Street from M-1 to B-3.

Mr. Ron Whitehawk, City Planner, explained the

proposed zone change.

There was no public input.

Motion to close the Public Hearing and table item to July 17, 1989 agenda: Juarez

Second: H. Benavides, Jr.

For: 7 Against: 0 Abstain: 0

E. Ordinance regarding zone change at 1502 San Agustin Avenue from R-2 to B-1.

(1132.3) Motion to open the Public Hearing: Ramirez, Jr.

Second: M. Benavides, Jr.

For: 7 Against: 0 Abstain: 0

Mr. James Bradley, 1502 Flores, spoke against the proposed zone change.

Mr. Pedro Liaon, Jr., on behalf of his father, spoke in favor of the proposed zone change.

Motion to close the Public Hearing and table item indefinitely: Montalvo

Second: Juarez

For: 7 Against: 0 Abstain: 0

X. ADJOURNMENT.

Motion to adjourn: Ramirez, Jr.

Second: Cortez

For: 7 Against: 0 Abstain: 0

Adjournment was at 10:00 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 JUNE 30, 1989 AT 3:00 P.M.

I HEREBY CERTIFY THAT ABOVE MINUTES CONTAINED ON PAGES 01 TO 11 ARE TRUE, COMPLETE, AND CORRECT PROCEEDINGS OF THE REGULAR CITY COUNCIL MEETING HELD ON JULY 5, 1989. A CERTIFIED COPY IS ON FILE IN THE CITY SECRETARY'S OFFICE.

Hortencia Cruzaleiz
HORTENCIA C. GONZALEZ
CITY SECRETARY

MINUTES PREPARED BY: Gloria M. Garza, Deputy City Secretary