

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

AGENDA NO: MS9-S-30 MINUTES DATE: JUNE 12, 1989

I. CALL MEETING TO ORDER

With a quorum, Mayor Aldo Tatangelo called the meeting to order.

II. ROLL CALL

IN ATTENDANCE:

- ALDO TATANGELO, MAYOR
- SAUL N. RAMIREZ, JR., MAYOR PRO-TEM
- DR. JACINTO P. JUAREZ, COUNCILMEMBER, DISTRICT II
- MARGARITO BENAVIDES, JR., " " IV
- BLAS CASTANEDA, " " V
- CONSUELO "CHELO" MONTALVO, " " VIII
- HORTENCIA C. GONZALEZ, CITY SECRETARY
- PETER H. VARGAS, CITY MANAGER
- ANTHONY C. McGETTRICK, CITY ATTORNEY

ABSENCES:

- SANTOS BENAVIDES, COUNCILMEMBER, DISTRICT I
- DAVID R. CORTEZ, " " VI
- HECTOR J. LIENDO, " " VII

Motion to excuse Councilmembers Cortez, S. Benavides, and Liendo from this meeting: Montalvo

Second: M. Benavides, Jr.

For: 5 Against: 0 Abstain: 0

III. PUBLIC HEARING(S)

Public hearing on the 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 Mines 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.

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.

Mr. Ron Whitehawk, City Planner, presented two separate annexations proposals as follows:

AREA I - From the existing city limits, extending 5 miles on the Mines Rd, which will include the community of Santa Isabel to the creek.

AREA II - Is approximately 88 acres located across from the existing Airport on the Mines, and known as the Muller property.

The Service Plan will continue as a preliminary service plan until the Final Reading of the Ordinance.

By State Law if you annex a population (Santa Isabel) you would have to provide them with the same level of services as you would provide for your population.

The 2 basic fundamental concerns that have to be addressed by the City are the provisions of potable water, both for the terms of existing population and also in terms of fire protection.

Staff presented the following alternatives:

ALTERNATIVE I - 1,000 feet wide corridor, South side on Mines Road.

(396.1)

PROS

1. Logical extension of City along the Mines Road.
2. Provisions of Basic City Services to the Santa Isabel community.
3. Reduction of City Right-of-Way expenses for widening of Mines Road.

CONS

1. No control of land uses along the North side of Mines Road.
2. City's Capital Improvement Service Plan obligations and expenses remain the same.

ALTERNATIVE II - 1,000 feet wide corridor along the river (5 mile area).

PROS

1. Effective platting and subdivision control remain same.
2. Virtually no population annexed and no service plan obligations.
3. No City obligations to furnish Right-of-Way to State for Mines Road widening.

CONS

1. City Limits (Jurisdiction) unclear on ground.
2. No control of land uses along the Mines Road.

Ms. Alice Grant, resident, voiced concern with ranch animals to be eliminated through health ordinance, if they are annexed.

Ms. Alicia Medina and Mr. Tomas Lares, spoke against donation of land.

Mr. Carlos Mejia, Foster Engineering, spoke on behalf of Mr. Muller who is prepared to donate a 6 acre tract to the City of Laredo.

Councilmember Juarez supports the proposed annexation along the river. He further stated that the City of Laredo should explore new avenues in terms of water supply.

(1362.1) Mr. Francisco Solis, area property owner, expressed concern regarding water service.

(1445.1) After all discussions ceased, City Manager Peter H. Vargas stated that staff recommends that City Council consider Alternative II. Staff is also recommending that the Muller property annexation be addressed jointly in the process.

City Council concurred with staff's recommendation.

Motion to close the Public Hearing: Ramirez, Jr.

Second: M. Benavides, Jr.

For: 5

Against: 0

Abstain: 0

(Staff's clarification of instructions.)

City Manager Peter H. Vargas stated that the Muller

annexation proceeds on the current schedule. Staff will return with a petition requesting that the annexation proceed along the river bank in order to accomplish the annexation to the bridge site, and a new schedule will be drawn for that annexation site.

IV. COMMITTEE REPORTS

- (1523.1) Insurance Committee - Mayor Pro-Tem Saul N. Ramirez, Jr. Consideration to request proposals for Section 125 (Cafeteria Plan)

Mayor Pro Tem Ramirez, Jr. presented for Council consideration

a report on the proposed Section 125 Plan which appears to be the most feasible for the City. And after the Committee met prior to this meeting, it is the Committee's recommendation to request proposals for such a plan for later consideration and approval by City Council.

Motion to request proposals for Section 125: Ramirez, Jr.

Second: M. Benavides, Jr.

For: 5 Against: 0 Abstain: 0

V. APPOINTMENTS

- (1601.1) Cm. Blas Castaneda's appointment to Census 1990 "Complete Count Committee" - Eliseo Valdez, Jr.

Motion to approve: Castaneda

Second: Juarez

For: 5 Against: 0 Abstain: 0

VI. REPORTS

- (1610.1) A. Consideration of contract award to Ray Faris, Inc., San Antonio, Texas in the amount of \$99,963.44 for the streets and drainage project at Juan Martinez Sub-division. 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 was about 13% above the estimated cost, it was felt that the bid was responsive. On May 22, 1989, it was recommended that award be in favor of Ray Faris, Inc., in above amount, provided that that all contract documentation be timely submitted.

Motion to approve contract: Ramirez, Jr.

Second: Montalvo

For: 5

Against: 0

Abstain: 0

INTRODUCTORY ORDINANCE

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

Ordinance Introduction: All Councilmembers

Motion to retire to Executive Session: Ramirez, Jr.

Second: M. Benavides, Jr.

For: 5

Against: 0

Abstain: 0

- B. Request for Executive Session pursuant to Article 6252-17, Section 2(g) to discuss personnel matters.
- C. Request for Executive Session pursuant to Article 6252-17, Section 2(f), Civil Statutes of Texas, to discuss acquisition of real property.

On their return, Mayor Pro-Tem Ramirez, Jr. announced that no action had been taken during Executive Session.

VII. FINAL READING ORDINANCE(S)

(1634.1)

Motion to waive final reading of Ordinances 89-0-106 to 89-0-110 and 89-0-112 to 89-0-117: Ramirez, Jr.

Second: M. Benavides, Jr.

For: 5

Against: 0

Abstain: 0

- A. AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS TO EFFECTIVELY CONVEY TITLE TO THE TEXAS-MEXICAN RAILWAY COMPANY FOR THAT CERTAIN CITY PROPERTY FORMERLY KNOWN AS ROSARIO STREET BETWEEN SPRINGFIELD AND MARYLAND AVENUES, EXCLUDING THAT AREA IDENTIFIED AS TEX-MEX RIGHT-OF-WAY, IN THE EASTERN DIVISION OF THE CITY OF LAREDO, WEBB COUNTY, TEXAS.

ORDINANCE NO. 89 0 106

ORDINANCE INTRODUCTION: ALL COUNCILMEMBERS

Motion to approve Ordinance 89-0-106: Ramirez, Jr.

Second: M. Benavides Jr.

For: 5

Against: 0

Abstain: 0

- B. CLOSING THE HEARING ON THE PROJECT 25 PAVING ASSESSMENT STREET IMPROVEMENTS PROJECT AND FIXING A LIEN AND CHARGE.

ORDINANCE NO. 89 0 107

ORDINANCE INTRODUCTION: ALL COUNCILMEMBERS

Motion to approve Ordinance 89-0-107: Ramirez, Jr.

Second: M. Benavides Jr.

For: 5 Against: 0 Abstain: 0

- C. AMENDING CHAPTER 25 (PLUMBING) OF THE CODE OF ORDINANCES IN THE FOLLOWING RESPECTS: IN SECTION 25-3 TO ADOPT THE STANDARD PLUMBING CODE, 1988 EDITION, WITH AMENDMENTS TO SECTION 805 AND APPENDIX J THEREOF AS PROVIDED HEREIN; IN SECTION 25-46 TO TRANSFER THE DUTIES OF THE PLUMBING ADVISORY BOARD TO THE BUILDING STANDARDS BOARD; CONFORMING THE ENTIRE CHAPTER TO THESE AND PREVIOUS AMENDMENTS MADE TO CHAPTER 25; PROVIDING FOR PUBLICATION AND FOR EFFECTIVE DATE.

ORDINANCE NO. 89 0 108

ORDINANCE INTRODUCTION: ALL COUNCILMEMBERS

Motion to approve Ordinance 89-0-108: Ramirez, Jr.

Second: M. Benavides Jr.

For: 5 Against: 0 Abstain: 0

- D. AMENDING CHAPTER 32, (VEHICLES FOR HIRE) OF THE CODE OF ORDINANCES IN THE FOLLOWING RESPECTS: AMENDING SECTION 32.19 TO SPECIFICALLY PROHIBIT A MEXICAN TAXICAB FROM TRANSPORTING PASSENGERS WITHIN THE CITY OR FROM THE CITY TO MEXICO WITHOUT OPERATING AUTHORITY UNDER THIS CHAPTER; AMENDING SECTION 32-76 TO REQUIRE INSTALLATION OF ELECTRONIC TAXIMETERS; AMENDING SECTION 32.80.2 TO INCREASE THE SCHEDULE OF TAXICAB RATES AND CHARGES PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

ORDINANCE NO. 89 0 109

ORDINANCE INTRODUCTION: ALL COUNCILMEMBERS

Motion to approve Ordinance 89-0-109: Ramirez, Jr.

Second: M. Benavides Jr.

For: 5 Against: 0 Abstain: 0

- E. AMENDING SECTIONS 4(8)(d) AND 5(6) (d) OF THE WATER AND SEWER EXTENSION POLICIES AND PROCEDURES OF ORDINANCE NO. 86-0-16 TO PROVIDE THAT THE PRO-RATA CHARGE SHALL BE PAID AT THE TIME OF PLATTING OF TRACT OR PARCEL WHICH IS SUBJECT TO A REIMBURSEMENT AGREEMENT.

ORDINANCE NO. 89 0 110

ORDINANCE INTRODUCTION: ALL COUNCILMEMBERS

Motion to approve Ordinance 89-0-110: Ramirez, Jr.

Second: M. Benavides Jr.

For: 5 Against: 0 Abstain: 0

- (1814.1) F. ESTABLISHING A 15% PENALTY ON 1988 DELINQUENT TAX ACCOUNTS AS OF JULY 1, 1989, TO DEFRAY COSTS OF COLLECTION PURSUANT TO SECTION 33.07 (a) OF THE STATE PROPERTY TAX CODE; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

ORDINANCE NO. 89 0 111

ORDINANCE INTRODUCTION: ALL COUNCILMEMBERS

The State Property Tax Code provides that where a Taxing Unit hires private attorneys to collect its delinquent taxes, the unit may pass the cost of hiring the attorneys to the taxpayer.

The City has contracted with the law firm of Perez and De Anda, by official City Council action on May 15, 1989. Therefore, this ordinance authorizes the City to collect an extra 15% - which is the amount to be paid to the attorneys - from all persons delinquent on their 1988 taxes on July 1, 1989.

Motion to re-affirm contract with Perez and De Anda for collection of delinquent tax accounts: M. Benavides, Jr.
Second: Montalvo

For: 5 Against: 0 Against: 0

Motion to waive final reading and approve Ordinance 89-0-111: M. Benavides, Jr.

Second: Montalvo

For: 5 Against: 0 Against: 0

- G. AMENDING THE ZONING MAP OF THE CITY ZONING ORDINANCE OF THE CITY OF LAREDO BY CHANGING FROM R-3 (MIXED RESIDENTIAL DISTRICT) TO B-1 (LIMITED BUSINESS DISTRICT) THE FOLLOWING DESCRIBED PROPERTY LOCATION: LOT 12, BLOCK 328 EASTERN DIVISION; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.
ORDINANCE NO. 89 0 112

ORDINANCE INTRODUCTION: CM. M. BENAVIDES, JR.

Motion to approve Ordinance 89-0-112: Ramirez, Jr.

Second: M. Benavides Jr.

For: 5 Against: 0 Abstain: 0

- H. AMENDING THE ZONING MAP OF THE CITY ZONING ORDINANCE OF THE CITY OF LAREDO BY CHANGING FROM B-3 (GENERAL BUSINESS DISTRICT) TO R-2 (MULTI-FAMILY RESIDENTIAL DISTRICT) THE FOLLOWING DESCRIBED PROPERTY LOCATION: LOT 10, BLOCK 1019 WESTERN DIVISION.

ORDINANCE NO. 89 0 113

ORDINANCE INTRODUCTION: CM. HECTOR J. LIENDO

Motion to approve Ordinance 89-0-113: Ramirez, Jr.

Second: M. Benavides Jr.

For: 5 Against: 0 Abstain: 0

- I. AMENDING THE MAP OF THE CITY ZONING ORDINANCE OF THE CITY OF LAREDO BY CHANGING FROM B-3 (GENERAL BUSINESS DISTRICT) TO R-2 (MULTI-FAMILY RESIDENTIAL DISTRICT) THE FOLLOWING DESCRIBED PROPERTY LOCATION: LOT 7, BLOCK 1019 WESTERN DIVISION.

ORDINANCE NO. 89 0 114

ORDINANCE INTRODUCTION: CM. HECTOR J. LIENDO&

CM. BLAS CASTANEDA

Motion to approve Ordinance 89-0-114: Ramirez, Jr.

Second: M. Benavides Jr.

For: 5 Against: 0 Abstain: 0

- J. AMENDING THE MAP OF THE CITY ZONING ORDINANCE OF THE CITY OF LAREDO BY CHANGING FROM AG (AGRICULTURAL DISTRICT) TO M-1 (LIGHT MANUFACTURING DISTRICT) THE FOLLOWING DESCRIBED PROPERTY LOCATION: SHARES NO. 1, 2, 3, 4, 5, 7, 10, 11, 12, 13, AND 14 OUT OF 64.513 ACRE TRACT DONA MARIA JESUS SANCHEZ, PORCION 22, ABSTRACT 277 AS RECORDED IN VOL. 588, PAGES 150-168, WEBB COUNTY; PROVIDING, FOR PUBLICATION AND EFFECTIVE DATE.

ORDINANCE NO. 89 0 115

ORDINANCE INTRODUCTION: ALL COUNCILMEMBERS

Motion to approve Ordinance 89-0-115: Ramirez, Jr.

Second: M. Benavides Jr.

For: 5 Against: 0 Abstain: 0

- K. AMENDING SECTION 3-6 (LOTS AND LOT ARRANGEMENT) OF CHAPTER III (SUBDIVISION DESIGN STANDARDS) OF THE SUBDIVISION ORDINANCE, SPECIFICALLY TO AMEND SECTION 3-6 (L) (PERTAINING TO SIDEWALKS) BY ADDING NEW SUBSECTIONS (c)(v); PROVIDING FOR WAIVER OF REQUIREMENT OF SIDEWALKS ADJACENT TO ANY LOT OF 15,000 SQUARE FEET OR GREATER WHERE SUCH LOT DOES NOT HAVE A SIDEWALK CONSTRUCTED ADJOINING THE PUBLIC RIGHT-OF-WAY; AND PROVIDING FOR EFFECTIVE DATE.

ORDINANCE NO. 89 0 116

ORDINANCE INTRODUCTION: ALL COUNCILMEMBERS

Motion to approve Ordinance 89-0-116: Ramirez, Jr.

Second: M. Benavides Jr.

For: 5 Against: 0 Abstain: 0

- L. VOLUNTARY STREET IMPROVEMENTS PROJECT 26; DECLARING THE

NECESSITY FOR AND ORDERING THE PAVING AND IMPROVEMENT OF CERTAIN STREETS IN THE CITY OF LAREDO, TEXAS; APPROVING THE STREET PAVING ASSESSMENT ROLL AND COST ESTIMATES AS PREPARED BY THE CITY ENGINEER; AND DIRECTING THE CITY SECRETARY TO FILE THIS ORDINANCE WITH THE COUNTY CLERK AS A NOTICE OF ITS ENACTMENT AND ORDERING AND SETTING A PUBLIC HEARING ON THE 17TH DAY OF JULY 1989.

ORDINANCE NO. 89 O 117

ORDINANCE INTRODUCTION: CM. SAUL N. RAMIREZ, JR. &
CM. BLAS CASTANEDA

Motion to approve Ordinance 89-O-117: Ramirez, Jr.
Second: M. Benavides Jr.

For: 5 Against: 0 Abstain: 0

VIII. RESOLUTION(S)

- A. RESOLUTION APPROVING THE ISSUANCE OF BONDS BY THE McALLEN HEALTH FACILITIES DEVELOPMENT CORPORATION IN AMOUNT OF \$14,740,000 FOR REFINANCING OF IMPROVEMENTS BY MERCY HOSPITAL OF LAREDO, AND OTHER MATTERS RELATED TO THE SUBJECT.

RESOLUTION NO. 89 R 40

Motion to approve Resolution #89-R-40: Juarez

Second: Ramirez, Jr.

For: 5 Against: 0 Abstain: 0

- B. HONORARY RESOLUTION IN RECOGNITION OF MR. ELIODORO GRANADOS FOR SERVING AS ACTING CHIEF OF POLICE FOR THE CITY OF LAREDO, TEXAS FOR THE PERIOD OF DECEMBER 1988 TO MAY 1989.

RESOLUTION NO. 89 R 41

Mayor Aldo Tatangelo presented Assistant Police Chief Eliodoro Granados on behalf of the Laredo City Council with an Honorary Resolution for serving as the City's Acting Chief of Police during the period of December 1988 to May 1989.

Motion to approve Resolution #89-R-41: Juarez

Second: Ramirez, Jr.

For: 5 Against: 0 Abstain: 0

IX. ADJOURNMENT

Motion to adjourn: Ramirez, Jr.

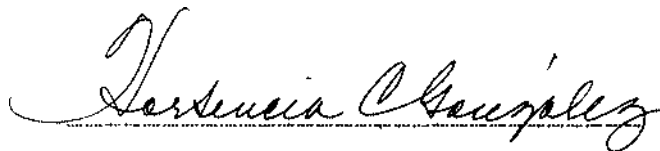
Second: M. Benavides, Jr.

For: 5 Against: 0 Abstain: 0

Adjournment was at 8:30 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 9, 1989 AT 4:00 P.M.

I HEREBY CERTIFY THAT ABOVE MINUTES CONTAINED IN PAGES 01 TO 10 ARE TRUE, COMPLETE, AND CORRECT PROCEEDINGS OF THE SPECIAL CITY COUNCIL MEETING HELD ON JUNE 12, 1989. A CERTIFIED COPY IS ON FILE IN THE CITY SECRETARY'S OFFICE.



HORTENCIA C. GONZALEZ

City Secretary

MINUTES PREPARED BY: HCG

PASSED AND APPROVED BY COUNCIL ON:

CORRECTIONS: