

CITY OF LAREDO
Laredo, Texas
Regular City Council Meeting
2400 San Bernardo Avenue
Civic Center Conference Rooms 1 & 2
6:00 P. M.

AGENDA NO: M88-R-16 MINUTES DATE: May 31, 1988

I. MAYOR TO CALL THE MEETING TO ORDER

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

II. ROLL CALL

IN ATTENDANCE:

- SAUL N. RAMIREZ, JR., MAYOR PRO-TEM
- SANTOS BENAVIDES, COUNCILMEMBER, DISTRICT I
- DR. JACINTO P. JUAREZ, " , " II
- MARGARITO BENAVIDES, JR. " , " IV
- BLAS CASTANEDA, " , " V
- DAVID R. CORTEZ, " , " VI
- HECTOR J. LIENDO, " , " VII
- CONSUELO "CHELO" MONTALVO " , " VIII
- HORTENCIA C. GONZALEZ, CITY SECRETARY
- MARVIN TOWNSEND, CITY MANAGER
- ANTHONY McGETTRICK, CITY ATTORNEY

ABSENCES:

ALDO TATANGELO, MAYOR

(1951.1) Motion to excuse Mayor Aldo Tatangelo from the meeting due to another commitment: M. Benavides, Jr.
Second: S. Benavides
For: 7 Against: 0 Abstain: 0

III. APPROVAL OF MINUTES:

- (020.1) Regular City Council Meeting: May 2, 1988
Motion to approve: Juarez
Second: Montalvo
For: 7 Against: 0 Abstain: 0
- Regular City Council Meeting: May 16, 1988
Motion to approve: Juarez
Second: S. Benavides
For: 7 Against: 0 Abstain: 0
- Special City Council Meeting: May 9, 1988
Motion to approve: M. Benavides
Second: Juarez
For: 7 Against: 0 Abstain: 0
- City Council Committee of Whole Meeting: May 10, 1988
Motion to approve: S. Benavides
Second: Juarez
For: 7 Against: 0 Abstain: 0

(Copies of Minutes of May 2nd, 9th, & 10th meetings were provided at the May 16, 1988 meeting)

IV. COMMUNICATIONS

V. RECOGNITION(S)

(305.1) A. Plaque to Cm. David R. Cortez, outgoing Mayor Pro-Tem
Councilman David R. Cortez was presented a plaque in recognition of his tenure as Mayor Pro-Tem.

- (388.1) B. Plaque to Mr. Enrique "Henry" Trevino, former Councilmember of District V

Former Councilmember Enrique "Henry" Trevino, was unable to be present, but the plaque recognizing his tenure as a Councilmember will be delivered to him.

- (413.1) C. Ms. Alicia A. Ramos on her retirement on May 31, 1988, after 11 years of service with the Community Development Child Development.

Ms. Alicia A. Ramos was recognized with a plaque for her dedicated service.

VI. PUBLIC HEARING(S)

- (470.1) Motion to open the Public Hearing(s): S. Benavides
Second: Cortez
For: 7 Against: 0 Abstain: 0

- (1028.1) A. Public Hearing Inquiry - On the proposed sale of bonds for the following purposes:
1. \$2,000,000 of certificates of obligation backed by sewer revenues to be used for expansion of the Del Mar Wastewater Treatment Plant, effluent line to the Lake Casa Blanca Golf Course, and part of the cost of a sewage transmission main from Manadas Creek south.
2. \$400,000 of certificates of obligation backed by paving assessments to continue the voluntary street improvement program.
3. \$7,000,000 of general obligation bonds authorized by the voters on January 11, 1986 to complete the \$16,000,000 1986 bond program. This hearing is required at least 60 days before bonds are issued by Section 6.10 of the City Charter.

City Manager Marvin Townsend explained the proposed sale of bonds.

Councilman Cortez requested that recommendations from advisors be submitted to City Council at the next meeting.

Councilman Castaneda recommended that constituents should be informed of how that which was voted on is being carried out.

Councilman M. Benavides, Jr. stated that he does not recall City Manager Townsend's prior recommendation to sell these bonds.

- Motion to recess the Public Hearing Inquiry to the next regular agenda: S. Benavides
Second: Castaneda
For: 7 Against: 0 Abstain: 0

VII. PRESENTATION(S)

Requests by Mayor & Council members for discussion with possible action:

- (1960.1) A. Requests from Mayor Aldo Tatangelo:
1. Finalization of proposed Herrill Lynch contract at the Mercado.

- Motion to table item to the next regular City Council meeting: S. Benavides
Second: M. Benavides, Jr.
For: 7 Against: 0 Abstain: 0

- (1980.1) 2. Regarding parking in the area of the Moser & Trevino

Buildings. (Tabled from 5/16/88)

City Manager Townsend reported that he is looking at the financial aspect and will make a recommendation at a later date regarding parking to be used by the new City Hall.

Councilman Cortez requested that the City move forward with the demolition of the Moser Building and to delay for 1 year the decision on the demolition of the Trevino Building contingent on possible improvements made to building. However, if no improvements are made after 1 year, then a decision should be made at that time whether to demolish or not.

Councilman M. Benavides, Jr. suggested that a period of 6 months should be ample time to start project with option to extend for an additional 6 months.

Councilman Castaneda stated that a procedure has to be established regarding downtown structures so that process not be delayed.

Ms. Gloria Canseco, Historical Foundation, stated that she wants to work with City Council and is interested in preserving character of area.

Mr. Tom Wittmer, Heritage Foundation Board Member, also spoke in favor of restoring facade.

Motion that the Moser Building be demolished: Cortez
Second: M. Benavides, Jr. Abstain: 0
For: 6 Against: 0 Abstain: 0
(Without Councilman S. Benavides who stepped out momentarily).

Motion that on the Trevino Building, staff and the Heritage Foundation be given 6 months to return with plans and funding for the restoration of that building and at that time a decision be made if the building is to be demolished or not: Cortez
Second: M. Benavides, Jr. Abstain: 0
For: 6 Against: 0 Abstain: 0
(Without Councilman S. Benavides who stepped out momentarily).

(3367.1) 3. Regarding equipment of "boots" for use on parking violators on City streets. (Tabled from 5/16/88)

Motion to table item to the next regular City Council meeting: M. Benavides, Jr.
Second: Montalvo
For: 7 Against: 0 Abstain: 0

At this time, Councilman M. Benavides, Jr. requested to be excused from the meeting due to illness. Request was granted (7:35 p.m.) on motion: Cortez
Second: S. Benavides
For: 7 Against: 0 Abstain: 0

(3908.1) 4. Delegation from our Sister City in Tainan County of the Province of Taiwan, Republic of China to visit in Laredo.

Motion that members of the City Council extend an invitation to our sister city from the Republic of China to be our guest in the City of Laredo from June 14th to June 17th. Also that the Mayor be allowed to use the funds from the Mayor Promotional

and Travel Fund to pay for the necessary expenses incurred. Cortez
Second: S. Benavides
For: 6 Against: 0 Abstain: 0

(This item was addressed jointly with items X(H) and VII (D)2).

(173.2) 5. Announcement regarding "Keep America Beautiful".
(Mary Helen Gallego)

Ms. Mary Helen Gallego made the announcement that the City of Laredo is invited to participate in this campaign now certified under network "Keep America Beautiful."

B. Requests from Mayor Pro Tem Saul N. Ramirez, Jr.:
(788.2) 1. Status report on current revenues and expenses as compared to current year projected.

Regarding Items VII(B)1, (B)2, (B)3 & (B)5 City Manager Townsend gave a brief overview regarding the General Fund. The tax delinquent property taxes are substantially below projections. Sales Tax remains even and franchise fees are over \$100,000 below projections. He further stated that the draw down had been \$800,000.

(912.2) 2. Report on projected tax valuations for 1988-89.

(1080.2) 3. Preliminary report on anticipated revenues and expenses in the General Fund for 1988-89 fiscal year.

(1189.2) 4. Report on Transit Tax and the direct impact said would have on the General Fund.

Item discussed together with VII(B)6.

(1306.2) 5. Discussion on General Fund deficit.

(1312.2) 6. Public hearing inquiry be scheduled June 20, 1988 to consider adopting a 1/4% of 1% tax on sales for transit purposes. In 1987, the state legislature authorized cities over 100,000 population to adopt by local option election a sales tax of 1/4% or 1/2% of 1% for transit purposes. An election can be scheduled for August 13, 1988 to consider this matter.

(Mayor Pro-Tem Ramirez, Jr. relinquished Chair to Councilman Juarez).

Councilman Ramirez, Jr. gave an overview of how a possible 1/4% tax could generate approximately \$1.2 million which would be used to fund much of the municipal transit services now provided by the General Fund. Should this proposed tax not materialize a possible .02% increase in property tax in the future could be inevitable.

Councilman Cortez questioned the fact that the bus fare was raised from \$.50 to \$.60, and asked if this rate would remain at \$.60 or reduce to \$.50.

Motion to consider having a Public Hearing on June 20, 1988 for this purpose: Ramirez, Jr.
Second: S. Benavides
For: 6 Against: 0 Abstain: 0

C. Requests from Cm. Jacinto P. Juarez:

- (1472.2) 1. Committee be named to develop the operating procedures for the City Council.
(Tabled from 5/16/88)
- Motion to table to the next meeting: Juarez
Second: S. Benavides
For: 6 Against: 0 Abstain: 0
- (1492.2) 2. Request to use El Mercado to sell farm produce with all profits going to Crime Stoppers.
(Texas Israel Exchange Farm-Ms. Carolyn Leyendecker)
Item was Withdrawn.
- (1499.2) 3. Report on the 3rd Annual City Innovation Conference.
Councilman Juarez gave a report on different programs available in cities throughout the United States.
- D. Requests from Cm. David R. Cortez
(057.1) 1. Presentation by Nuevo Laredo delegation to officially invite the City of Laredo to Founders Week, June 12 thru 19, 1988 which commemorates the 140th Anniversary of the founding of the City of Nuevo Laredo, Mexico.
Mr. Fidel Perez Vazquez, Laredo Ahora news-paper, invited City Council to their celebration.
- (230.1) 2. Clarification regarding the Mayor's Promotional & Travel Fund.
Mr. Armando Trevino spoke of the Mayor's salary and greater involvement in economic development.
- (1890.2) 3. Minor repairs be provided to City-owned building presently leased to Laredo Migrant Council, 2000 San Ignacio Street.
(Cm. Blas Castaneda)
Motion to place this item on the next agenda for discussion and to appoint a committee: M. Benavides
For: 7 Against: 0 Abstain: 0
- Mr. Carballo spoke of 200 families being served monthly. He also spoke of near break-ins and of setting the building on fire, and requested financial assistance from the City for a gate and fence.
Motion to authorize City Manager Townsend to proceed with the cost estimate on the fence: Castaneda
Second: Cortez
For: 5 Against: 0 Abstain: 0
(Without Councilman S. Benavides who stepped out momentarily).
- E. Requests from Cm. Blas Castaneda
(297.2) 1. Presentation by Charles Toler, American Fireworks Co., requesting consideration and approval of a site location.
(Cm. Jarinto P. Juarez)
Mr. Zachry Sternes, American Fireworks, gave some statistics of past experience regarding safety, sales and other activity. Mr. Sternes also voiced concerns with his business remaining at present location if annexations occur toward proposed Columbia bridge area.
City Manager Townsend explained that the present

ordinance prohibits the sale and possession of fireworks within 5,000 feet of the city limits. There is a provision in the ordinance which states that as to areas annexed, such provision goes into effect 120 days after the date of annexation.

- (2176.2) 2. Review school crossing areas for safety purposes.
 Councilman Castaneda expressed concern with school crossing at McPherson from Newman School, and also of the high speed traffic area in Alma Pierce School.
- (2467.2) 3. Status report on the street paving program.
 City Manager Townsend stated that all of the projects that have been petitioned are under engineering design, except for the last 52 for which engineering work has not yet been authorized.

F. Requests from Cm. Hector Liendo:

- (2604.2) 1. Status report on Anna Avenue Truck Route.
 City Manager Townsend explained that the present budget has some funding for right-of-way. Council has previously authorized the settlement of a \$90,000 lawsuit to the Bank of Commerce involving some property on Calton Road and Martinez Tract. There are two pieces of right-of-way to be acquired - one being from the Catholic Church and the other tract of land comes from the Geronimo Subdivision. Mr. Townsend further stated that an application has been submitted to Economic Development Administration in hopes of obtaining a Federal Grant for the construction. If that grant is approved it will be a temporary route, from Jefferson to Philadelphia, and turning on Philadelphia to Lee, going down on Lee to Riverside. That particular application is in the Austin office and has not yet been approved by the Economic Development Administration and not yet sent to their Washington office.
- (2903.2) 2. Committee be named to work with local agencies to seek federal or state funds for police protection, youth work programs, and improvements for existing water treatment facilities.
 (Cm. Blas Castaneda)
 Motion to table item to the next meeting: Liendo
 Second: Juarez
 For: 6 Against: 0 Abstain: 0
- (2974.2) 3. Report from Parks & Recreation Department regarding available land for parks as well as parks being considered for District VII.
 A report of available land will be submitted by staff at the next regular meeting.
- (3036.2) 4. Report on enforcement of handicap parking throughout the City and possibility of relevant signage being bilingual.
 Staff will return with report.
- VIII. COMMITTEE REPORTS
 (3195.2) Report from the Water Extension Policy Committee pursuant to their meeting held on 5/23/88.

Motion to amend: Incorporating all the final revisions considered by the Committee as follows:

- 1) Right of Royal Joint Venture to transfer this contract at anytime;
- 2) Provision for a \$10,000 payment to the City if Royal withdraws from this contract within 2 years;
- 3) Providing for the estimated cost of offsite improvements to be done in phases during term of contract;
- 4) Final form of reimbursement agreement.

Mayor Pro-Tem Ramirez, Jr. relinquished Chair to Councilman Santos Benavides.

Councilman Ramirez, Jr. asked whether the City had authority to regulate type and size of septic tanks. Also, another concern is how water is being disposed of and its uses.

City Manager Townsend explained that there is nothing in the present contract that modifies in anyway the process of control over and regulation of the disposal of liquid waste.

Motion to amend the ordinance to incorporate all final changes: Ramirez, Jr.
 Second: Juarez
 For: 6 Against: 0 Abstain: 0

IX. COMMITTEE APPOINTMENTS

(133.3)

Appointment of Cm. Hector Liendo to the Water Extension Policy Committee.

Motion to approve appointment: Juarez
 Second: S. Benavides
 For: 6 Against: 0 Abstain: 0

(154.3)

Appointment of Cm. Blas Castaneda to the South Texas Development Council.

Councilmember Consuelo Montalvowas also nominated.

Motion to approve appointments: Juarez
 Second: Cortez
 For: 6 Against: 0 Abstain: 0

(205.3)

Cm. Blas Castaneda's nominations:
 Mr. Alfonso Maldonado - Airport Advisory Board
 Mr. Erasmo Villarreal - Planning & Zoning Commission
 Dr. Norma Cantu - Library Board
 Mr. Robert Chapa - Transp./Traffic Adv. Comm.

Motion to approve the nominations: Juarez
 Second: S. Benavides
 For: 6 Against: 0 Abstain: 0

(271.3)

Cm. Hector Liendo's nominations:
 Mr. Braulio Martinez - Planning & Zoning Commission
 Mr. Hector Leal, Jr. - Airport Advisory Board

Motion to approve the nominations: Cortez
 Second: Juarez
 For: 6 Against: 0 Abstain: 0

X.
 (310.3)

REPORTS. IT IS RECOMMENDED THAT:

A. Plans and specifications be approved for expansion of the Library and bids be received on June 30, 1988. The 6500 square foot addition will be located on the west end of the existing library on the northwest half of Bruni Plaza. This expansion will be financed

from the proceeds of bonds already sold which were authorized in January 1986. A new Children's Area, expanded book stacks, and some interior renovation are included in the work to be done. Alternate bids will be requested to reduce the building by approximately 920 square feet and to add carpeting for a portion of the existing adult services area (920 square feet).

Motion to approve: S. Benavides
 Second: Juarez

For: 6 Against: 0 Abstain: 0

(649.3)

B. The eminent Domain Case involving acquisition of Lot 4 Block 63, Western Division (Danini Property) be settled by payment of \$138,000.00 with the City to take possession no later than September 1, 1988. The case is currently on appeal to County Court at Law from the award of the Special Commissioners of \$136,000.00 on February 5, 1988.

Motion to approve: Cortez
 Second: S. Benavides

For: 6 Against: 0 Abstain: 0

(656.3)

C. An amendment to the City Hall lease be approved (1) to extend the lease from December 31, 1988 to December 31, 1989, and (2) to provide for an option to extend for an additional six months to June 30, 1990. The terms of the lease will remain the same except that the monthly rent will increase from \$2,500 per month to \$3,500, for the additional months and the City's obligation to remove partitions will be extended from the termination date to a date of up to 90 days after the City vacates the Building. The architect for the new City Hall anticipates completion by June 30, 1990.

Motion to approve: S. Benavides
 Second: Montalvo

For: 5 Against: 0 Abstain: Cortez

(515.3)

D. Plans and specifications be approved and bids be received on June 30, 1988 for the Convent-Coke Drainage Project authorized in the January 1986 bond election. The project includes 4500 feet of storm sewer from 60" to 24" pipe along Benavides Street from Santa Maria to San Agustin Avenues south one block on San Agustin Avenue to Coke Street and then along Coke street to Zacate Creek. The section under the expressway is already in place. The project also includes paving Benavides Street from San Agustin to Convent Avenues.

Motion to approve: Juarez
 Second: Montalvo

For: 6 Against: 0 Abstain: 0

(531.3)

E. The following actions be taken regarding the 2 block Convent/Coke Drainage & Paving Assessment Project.
 1. A public hearing be held on July 5, 1988 at 6:00 P.M. at the Civic Center as part of the regular City Council Meeting on the proposed assessment roll which includes 10 parcels and \$8,750.00 of estimated assessments for Benavides Street from San Agustin to Convent Avenues (2 blocks)

AND ORDINANCE
 CONVENT/ZACATE CREEK DRAINAGE & PAVING ASSESSMENT PROJECT, DECLARING THE NECESSITY FOR AND ORDERING THE PAVING AND IMPROVEMENTS OF CERTAIN STREETS IN THE CITY OF LAREDO, TEXAS; APPROVING THE STREET PAVING ASSESSMENT ROLL AND COST ESTIMATES AS PREPARED

BY THE CITY ENGINEER, PROVIDING FOR PUBLICATIONS,
AND DIRECTING THE CITY SECRETARY TO POST THIS ORDINANCE
WITH THE COUNTY CLERK AS A NOTICE OF ITS ENACTMENT AND
ORDERING AND SETTING PUBLIC HEARING ON THE 5TH DAY OF
JULY 1988.

Motion to approve: Juarez
Second: S. Benavides
For: 6 Against: 0 Abstain: 0

Ordinance Introduction: Juarez

(540.3)

F. Amendment #2 be approved for G.G. Salinas, Inc.'s engineering contract for voluntary street improvements contract #19 to provide for re-staking the project because of damages resulting from utility relocations. The proposed cost is not to exceed \$7,650. The resulting contract maximum will be \$84,250.00.

Motion to approve: Cortez
Second: Juarez
For: 5 Against: 0 Abstain: S. Benavides

(552.3)

G. Construction of the Aerobic Digester-Thickener at South Wastewater Treatment Plant by Industrial Contractors be accepted and final payment of \$81,793.90 be approved. This facility handles all liquid sludge from the Zacate Creek Treatment plant, allowing the sludge to thicken before final disposal by plowing into the ground and the liquid to be separated and treated at the South Plant. Final project cost is \$782,821. Part of the cost has been reimbursed by a grant from the Environmental Protection Agency through the State Department of Water Resources.

Motion to approve: S. Benavides
Second: Cortez
For: 6 Against: 0 Abstain: 0

H. Clarification be provided regarding the items authorized to be purchased from the Mayor's Promotional and travel account.

(Item addressed jointly with VII(D)2).

(1958.3)

I. Preliminary discussion regarding the next sale of bonds and the scheduling of the balance of the 1986 bond election projects.

Motion to hold a special City Council meeting on Monday, June 13, 1988 at 6:00 P.M.; S. Benavides
Second: Montalvo
For: 6 Against: 0 Abstain: 0

(600.3)

J. A refund of \$618.26 be approved to Mr. Oscar Garcia. Mr. Garcia tendered full payment on his taxes but the amount was over what was due. State law requires City Council approval for refunds over \$500.00.

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

(607.3)

K. A contract be approved with Mr. & Mrs. Guadalupe Martinez for \$43,702 to purchase the southeast 52.5 feet of Block 64, Calton Gardens Subdivision constituting 8,268.75 square feet. The appraised value is \$39,401, which represents the amount being offered for the land and improvements. An additional \$4,301 is proposed for the relocation of the house to an adjacent lot. This acquisition is part of the

1986 General Obligation Bond Program to extend Springfield Avenue from Calton Road to Sycamore Road. On March 28, 1988 City Council approved an ordinance authorizing acquisition of the property.

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

(615.3)

L. The engineering contract with Foster Engineering Company for Voluntary Street Improvements, Project 20, Palo Blanco, San Salvador Area (23 blocks) be amended to add off-site sanitary sewers for the Housing Authority's Farm Labor Housing Project (\$3,200), grading Tinaja Creek from San Salvador to Pecan Streets, and designing the crossing of Tinaja Creek at San Salvador Street (\$5,200). The revised contract will be \$58,260.

Motion to approve: S. Benavides
 Second: Juarez
 For: 6 Against: 0 Abstain: 0

(626.3)

M. Discussion of the proposed activities and budget for the Mexican League All-Star game on Monday, June 6, 1988. The game will be between the South Zone and North Zone Allstars. This will be the first time this game will be played outside of Mexico.

Motion to approve: Montalvo
 Second: S. Benavides
 For: 6 Against: 0 Abstain: 0

(679.3)

N. Contracts be awarded for improvements to Building #132 at the Airport. The building, occupied by U.S. Customs and Immigration is South of the main terminal. It is being remodeled to process international travelers anticipated to arrive and depart Laredo Air. The following bids were received:

Item #1	Item #2	Item #3	Item #4
SITE	GLASS STOREFRONT	FAERIC	CMU WALL
CONCRETE	WINDOW/DOORS	CANOPIES	PAINTING
Paragon Builders	\$10,200.00	\$15,600.00	\$ 7,200.00
Juan Arechiga Const.	\$7,190.65	\$16,110.37	\$25,539.55
Interiors by Jane			\$3,600.00
J. Iron Works	\$10,235.00	\$12,974.54	\$2,600.00
Laredo Glass Shop			
B.V. Berlanga			

Item #1 is recommended for award to Juan Arechiga Construction, the lowest bid. Item #2 is recommended for award to the second low bidder Paragon Builders, since Laredo Glass Shop is not an eligible bidder. Item 3 is recommended to be awarded to Interiors by Jane. Bids on Item #4 are proposed to be rejected because they exceed the estimated cost. B.V. Berlanga the apparent low bidder asks that his bid be withdrawn because of an error. Work will be performed by City forces.

Motion to approve: S. Benavides
 Second: Juarez
 For: 6 Against: 0 Abstain: 0

(719.3)

O. A public hearing be held on June 20, 1988 on a proposed change to the Zoning Ordinance to create a Special Use Permit process. City Council instructed the Planning and Zoning Commission to prepare a

recommends that his proposed amendment. A special use permit would allow a use to be established in a zone where it would normally not be allowed provided it is a waterfront, riparian or easement for adjacent property issued and approved by the City Council. The site plan and address concerns, such as parking, lighting, landscaping, fencing, decks, setbacks, and other considerations necessary to provide protection to surrounding land uses. Whenever the use for which special use permit is granted terminates the permit would also expire.

Motion to approve: S. Benavides

Second: Cortez

For: 6

Against: 0

Abstain: 0

(730.3)

P. A contract be awarded to South Texas K-9, Laredo, for \$78,840 for guard service at Bridges I & II. The contract is for one year. Five bids were received. The unit price per hour is \$4.50. This represents an 11 percent decrease from last years bid.

Mr. Rene De La Vina, owner of South Texas K-9, stated that his guards have portable radios and will make sure they carry them at all times.

Motion to approve: Juarez

Second: S. Benavides

For: 6

Against: 0

Abstain: 0

(920.3)

Q. A contract be awarded to R & R Implements, Dilley for \$49,700 for the purchase of two tractor loader backhoe. Six bids were received. One backhoe is a replacement for water distribution and one is a replacement unit for sewer. The unit price of \$24,850.00 represents a 2 percent decrease from last years bid.

Motion to approve: Juarez

Second: Montalvo

For: 6

Against: 0

Abstain: 0

(930.3)

R. A contract be awarded to H.D. Industries, Jacksonville, Texas for \$54,594.00 for one pot hole patching machine. Three bids were received. The low bid, Waukesha Pearce, did not meet specifications because they bid on a tow along pot hole patcher instead of a truck mounted patcher. The Pothole Patcher is a specialized piece of equipment. The specifications provide that the contract would be awarded to the vendor submitting the lowest bid on a piece of equipment that is the most functionally similar to the specifications. The second and third low bidders did not meet the engine specifications.

The engine and transmission are used to power the vehicle and equipment. The second lowest bidder, Mehring Goss, bid a 6.6 liter engine and a smaller transmission than the third lowest bidder which bid an 8.2 liter engine and the requested transmission. The bidder that submitted a bid most functionally similar to the specifications was H.D. Industries. The difference in price between the second and third lowest bidder is \$687.00.

Motion to approve: Cortez

Second: Castañeda

For: 6

Against: 0

Abstain: 0

(942.3)

S. Bids be received June 23, 1981 for workload journal. Yard dump trucks for the Sewer Department. The trucks will be used to remove fill material from sewer line

repair jobs and to transport caliche to job sites. The budget provides for only 1 truck. Activation of improvements at Zacale Creek Wastewater Treatment Plant requires that a dump truck be available daily to transport sludge material that accumulates at the bar screen at the plant. The old plant did not have an adequate bar screen. An older dump truck used by the sewer collection crews will be transferred to the Treatment Plant to transport grit to the landfill and will be replaced by one of the new trucks.

Motion to approve: S. Benavides

Second: Liendo

For: 6 Against: 0 Abstain: 0

(985.3)

- T. Bids be received June 10, 1988 for two Utility Service Vans with Electric Hydraulic boom arm for the Traffic Department. This equipment will have a 1 ton van with a 19 foot boom arm. The van will be used by the Traffic Department to repair traffic signals. The 1979 boom truck will be replaced and the 1981 unit will be transferred to the Maintenance Shop for use of the boom arm by other departments as needed. The 1987-88 Budget proposed replacement of one truck with a larger truck and longer boom. Because of the condition of the existing trucks, purchase of 2 smaller boom trucks is recommended with a larger truck being rented when needed.

Motion to approve: Cortez

Second: Juarez

For: 6 Against: 0 Abstain: 0

(1019.3)

- U. Discussion regarding the City Council Committee responsible for meeting with County Commissioners regarding the Health Department's unfunded medicine and supply costs.

Motion to approve nomination of both Councilmen Juarez and Liendo to the City Council Committee: S. Benavides

Second: Cortez

For: 6 Against: 0 Abstain: 0

(1161.3)

- V. A contract be awarded to J. Ironwork, Laredo for \$22,500 for installation of approximately 4500 square feet of tile flooring for the 1st floor of Bldg. 132 International Arrival Building, at the Airport. Two bids were received, but the other bid, \$16,200 by Jorge Luis Maldonado, deleted the requirement for removal of existing flooring. This work is included in the 1987-88 Budget as building improvements.

Motion to approve: Juarez

Second: S. Benavides

For: 6 Against: 0 Abstain: 0

XI. EXECUTIVE SESSION

(027.3)

Motion to go into Executive Session: Ramirez, Jr.

Second: Montalvo

For: 6 Against: 0 Abstain: 0

City Attorney's update report on pending litigation. Request for an executive session pursuant to Article 6252-17, Section 2(e), the Open Meeting Law, to discuss all pending litigation by and against the City of Laredo.

Motion to proceed and contract with Royal Joint Venture under the amendments, as stipulated under the contract, to extend the water service and to reimburse as per agreement: Ramirez, Jr.

Second: Juarez
For: 6 Against: 0 Abstain: 0

Motion to hold a Special City Council meeting on Monday, June 13, 1988 at 6:00 P.M. S. Benavides
Second: Montalvo
For: 6 Against: 0 Abstain: 0

XII. FINAL READING ORDINANCE(S)

(058.3)

Motion to waive the final reading of Ord.#88-0-61: Ramirez
Second: Cortez
For: 6 Against: 0 Abstain: 0

A. AUTHORIZING THE CITY MANAGER TO EXECUTE A WATER SUPPLY AND CONTROLLED DEVELOPMENT CONTRACT BETWEEN CITY OF LAREDO AND ROYAL JOINT VENTURE; AND AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT PROVIDING FOR POSSIBLE REIMBURSEMENT OF PART OF THE COST OF CONSTRUCTION A WATER LINE BY ROYAL JOINT VENTURE UNDER THE TERMS OF THE FORMER CONTRACT BEING MADE PURSUANT TO THE CITY'S WATER AND SEWER EXTENSION POLICIES.
ORDINANCE NO. 88 0 61
ORDINANCE INTRODUCTORY: ALL COUNCILMEMBERS

Motion to approve Ord.#88-0-61 as amended: Ramirez, Jr.
Second: Juarez
For: 6 Against: 0 Abstain: 0

(1279.3)

B. APPROVING THE REVISED FORMS OF APPLICATION FOR WATER AND/OR SEWER SERVICE CONTAINING THE CONTRACT BETWEEN THE CITY OF LAREDO AND UTILITY CUSTOMERS, THE TERMS OF SAID CONTRACT SETTING FORTH THE CONDITIONS UNDER WHICH UTILITY SERVICE IS PROVIDED TO EACH CUSTOMER.

This revised customer service contract will consolidate and clarify all of the customer's and the City's obligations regarding water and sewer service, including providing the City a maintenance easement to the meter and for all City lines and prohibiting the resale of water as its improper use. This contract will be used for all new customers.
ORDINANCE INTRODUCTORY: Cm. Jacinto P. Juarez
ORDINANCE NO. 88-0-62

Motion to waive reading of Ordinance(s) 88-0-62 to 88-0-66: S. Benavides
Second: Cortez
For: 6 Against: 0 Abstain: 0

Motion to approve: S. Benavides
Second: Juarez
For: 6 Against: 0 Abstain: 0

C. LEASE AMENDMENT: Approve an amendment to the lease agreement with Reyes Industries dated June 21, 1987, to adjust the rent obligation for the months of August, September, October and November, 1987 from \$1,344 to \$336 due to delays in repair and construction work during which time Reyes Industries did not have full benefit of the leased premises, and to add a one-time cancellation provision to the agreement. The Airport Advisory Board so recommends.

AN ORDINANCE
AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE AMENDMENT TO THE LEASE AGREEMENT DATED JUNE 21, 1987, BETWEEN THE CITY OF LAREDO, AS LESSOR, AND REYES INDUSTRIES, INC., AS LESSEE.

ORDINANCE INTRODUCTORY: Cm. Jacinto P. Juarez
ORDINANCE NO. 88-0-63

Motion to approve: S. Benavides
 Second: Juarez
 For: 6 Against: 0 Abstain: 0

D. LEASE AMENDMENT: An amendment be approved to the lease dated April 19, 1988 with American Air Freight Co., for Hanger #142 to (1) revise the monthly rent obligation from \$2,500 to \$1,536; (2) abate not to exceed \$100,000 for repairs and improvements to Hanger #142 made by American Air Freight at a monthly rate of 1/65 of the total cost over a 65 month period; subject to early termination of the abatement if the lease is terminated for whatever reasons and (3) to add a rent adjustment provision based on appraised fair market rent effective as of the 61st month of the lease. The Airport Advisory Board so recommends. The present rent is \$1,536. The original recommendation approved by the City Council on April 19, 1988, was that the rent be \$2,500, with the understanding that a further recommendation would be submitted regarding rent abatement resulting from improvements to the building. The Board has since revised its recommendation to the rent being paid in the current lease.

AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE AMENDMENT TO THE LEASE AGREEMENT DATED APRIL 19, 1988 BETWEEN THE CITY OF LAREDO, AS LESSOR AND AMERICAN AIR FREIGHT COMPANY AS LESSEE.
 ORDINANCE INTRODUCTION: Cm. Jacinto P. Juarez
 ORDINANCE NO. 88-0-64

Motion to approve: S. Benavides
 Second: Juarez
 For: 6 Against: 0 Abstain: 0

E. 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) TO THE FOLLOWING DESCRIBED PROPERTY LOCATION: LOT 1, BLOCK 1698 ED.
 ORDINANCE INTRODUCTION: Cm. Margarito Benavides, Jr.
 ORDINANCE NO. 88-0-65

Motion to approve: S. Benavides
 Second: Juarez
 For: 6 Against: 0 Abstain: 0

F. AMENDING THE ZONING MAP OF THE CITY ZONING ORDINANCE OF THE CITY OF LAREDO BY CHANGING FROM B-1 (LIMITED BUSINESS DISTRICT) TO R-3 (MIXED RESIDENTIAL DISTRICT), THE FOLLOWING DESCRIBED PROPERTY LOCATION: LOT 12, BLOCK 1724 ED.
 ORDINANCE INTRODUCTION: Cm. Santos Benavides
 ORDINANCE NO. 88-0-66

Motion to approve: S. Benavides
 Second: Juarez
 For: 6 Against: 0 Abstain: 0

XIII. INTRODUCTORY ORDINANCES

(484.1)

A. On the request of Mr. Clemente Ruiz to rezone Block 1207 Eastern Division, Lots 84 and 9A from R-1 (Single Family Residential District) to R-3 (Mixed Residential District) at 2108 and 2110 Green Street. The area has mixed uses, including six mobile homes within 200 feet, five of these being in the same block. The National Guard Armory is to the east. In this block, Green Street is the dividing line between R-1 zoning to the north and R-3 zoning to the south. There were four written objections and a petition submitted with 22 signatures in favor. The

written protests represent 36% of the property within 200 feet of the proposed rezoning and therefore a 6 votes will be require to approve a change. On May 19, 1988, the Commission voted unanimously to recommend approval.

AN ORDINANCE

AMENDING THE ZONING MAP OF THE CITY ZONING ORDINANCE OF THE CITY OF LAREDO BY CHANGING FROM R-1 (SINGLE FAMILY RESIDENTIAL DISTRICT) OF R-3 (MIXED RESIDENTIAL DISTRICT) THE FOLLOWING DESCRIBED PROPERTY LOCATION: LOTS 8A AND 9A BLOCK 1207 ED.

Mr. Clemente Ruiz spoke in favor of the proposed zone change.

City Manager Townsend indicated this item had been inadvertently placed as an Introduction rather than as a Public Hearing.

Motion to recess item and that it be placed at the next agenda as Public Hearing: S. Benavides
Second: Montalvo
For: 7 Against: 0 Abstain: 0

Ordinance Introduction: S. Benavides

- (1313.3) B. CREATING A MASS TRANSIT DEPARTMENT FOR THE CITY OF LAREDO; PROVIDING THAT THE MEMBERS OF THE CITY COUNCIL SHALL BE THE MEMBERS OF THE MASS TRANSIT BOARD; PROVIDING RULES FOR THE MASS TRANSIT BOARD; AND PROVIDING THAT THE FIRST MEETING OF THE MASS TRANSIT BOARD SHALL BE HELD ON JUNE 6, 1988.
(ORDINANCE INTRODUCTION CM, SAUL N. RAMIREZ, JR.)

Ordinance Introduction: Ramirez, Jr.

XIV. RESOLUTION(S)
(1318.3)

- A. Further consideration of a contract with the United Independent School District to defer construction of a public road from Mayberry Street to a road across the adjacent 22 acre tract, connecting to Calle Del Norte. The Planning Commission has approved a plat providing for the dedication of right-of-way for this road. The Commission later voted not to recommend amending the Transportation Plan to make the roadway a collector street. The School Board has indicated it does not wish to amend its plat and wishes to proceed with additional school construction on the Clark School site. A building permit has been issued, subject to street construction or approval of the contract to defer construction. AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH UNITED INDEPENDENT SCHOOL DISTRICT PERTAINING TO THE PENDING PLAT OF THE CLARK ELEMENTARY SCHOOL TRACT.

RESOLUTION NO. 88 R 40

Mr. Authur Zuniga, Planning & Zoning Commission member, stated that City Council sent strong message to United Independent School District.

Motion to approve Resolution #88-R-40 and authorize staff to execute contract to defer construction
S. Benavides
Second: Juarez
For: 6 Against: 0 Abstain: 0

- (1749.3) B. AUTHORIZING THE CITY PLANNER TO CHARGE CERTAIN FEES FOR THE STREET NAME MAP, AND STREET DIRECTORY, AND SETTING A FEE SCHEDULE FOR THE SAME.
RESOLUTION NO. 88 R 41

The Planning Department has prepared additional maps and directory information and recommends the following prices for these products:

1. 1" = 2000 Street Home Map \$ 7.50
2. Street Directory 5.00
3. 1" = 1000 Street Name Map 25.00
4. 1" = 1700 Street Name Map 15.00

Motion to approve Resolution #88-R-41: Juarez
 Second: S. Benavides
 For: 6 Against: 0 Abstain: 0

XV. ADJOURNMENT

Motion to adjourn: S. Benavides
 Second: Cortez
 For: 6 Against: 0 Abstain: 0

Adjournment was at 11:00 P.M.

I HEREBY CERTIFY THAT ABOVE MINUTES CONTAINED IN PAGES 01 TO 16 ARE TRUE, COMPLETE, AND CORRECT PROCEEDINGS OF THE REGULAR CITY COUNCIL MEETING HELD ON THE 31ST DAY OF MAY, 1988. 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 13TH DAY OF JUNE, 1988.

.....
 HORTENCIA C. GONZALEZ
 CITY SECRETARY

MINUTES PREPARED BY: Gloria M. Garza, Deputy

PASSED AND APPROVED BY CITY COUNCIL ON:

CORRECTIONS: