

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-39 M I N U T E S DATE: DECEMBER 5, 1988

I. MAYOR TO CALL THE MEETING TO ORDER.

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

II. ROLL CALL

IN ATTENDANCE:

- ALDO TATANGELO, MAYOR
- 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 SECRETARY
- R. MARVIN TOWNSEND, CITY MANAGER
- JERRY CAIN, ASSISTANT CITY ATTORNEY

ABSENCES:

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

Motion to excuse Cm. Saul N. Ramirez, Jr. from the meeting: Juarez

Second: Mentalvo

For: 7 Against: 0 Abstain: 0

III. APPROVAL OF THE MINUTES:

- RECESSED CITY COUNCIL MEETING: NOVEMBER 9, 1988
- REGULAR CITY COUNCIL MEETING: NOVEMBER 21, 1988
- RECESSED CITY COUNCIL MEETING: NOVEMBER 23, 1988

(042.1) Motion to approve: Juarez

Second: S. Benavides

For: 7 Against: 0 Abstain: 0

IV. COMMUNICATIONS

(059.1) A. Recognition of the following City Employee:  
Mr. Eligio Moreno be honored on his retirement on November 30, 1988, after 10 years of service with the Department of Public Works.

Mr. Eligio Moreno was not present.

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

Second: Montalvo

For: 7 Against: 0 Abstain: 0

V. PUBLIC HEARING(S)

(069.1) A. A public hearing on the proposed amendment to the Zoning Ordinance (Map) of Blocks: 370, 371, 367, N 1/2 of 366 ED 591, 699, 698, 697, 695, 694, 693, 590, and 589 WD, from R-3 (Mixed Residential District) to R-2 (Multi-Family Residential District); Block 173 (Lots 3, 4, 5), Block 169 (Lots 3, 4, 5, 6, 7, 8, 9), Block 369 (Lots 11, 12, 7, 6, 5), Blocks 181, 180, S 1/2 of 127, 130, 126, 130, 126, S 1/2 of 125, 119, 120, 128, 129, 178, 177, 176, 175, 174, 133, 132, 106, 389, 388, 387, 172, 171, 170, 168, 386, 385, 384, 167, 166, 165, 164, 118, 117, 368, S 1/2 of 366, 353, 352, 351, 116, 115, 163, 114, 350, 349, 348, 335, 334, 333, 332, 331, 330, 317, 316, 315, 314, 313, 312, W 1/2 of 311, W 1/2 of 318, W 1/2 of 329, W 1/2 of 336, E 1/2 of 341, W 1/2 of 354, W 1/2 of 365, W 1/2 of 372, W 1/2 of 383, W 1/2 of 390, W 1/2 of 107, W 1/2 of 131, W 1/2 of 124, SW 1/4 of 189, S 1/2 of 427, S 1/2 of 426, S 1/2 of 425, S 1/2 of 424, S 1/2 of 423, S 1/2 of 422 ED, Blocks 854, 853, 812, 811, 711, 770, 607, 606, 602, 601, 596, 595, 373, 696, 702, 701, 700, 404, 704, 703, 706, 705, 403, 449A WD, from R-3 (Mixed Residential District) to R-1 (Single Family Residential District).

This City initiated zoning change was originally scheduled at a Special Planning and Zoning Commission meeting on November 22, 1988. It was recessed to November 28, 1988 and then further recessed to November 30, 1988. At this last meeting, at which six neighborhood residents attended, three persons spoke against the change and 22 petition signatures were received. (Some 1,300 notices were sent).

Following the Commission's discussion for and against the merits of changing all or a portion of the zoning, The Commission voted 4-2 to recommend against any change.

Mr. Ron Whitehawk, City Planner, described the proposed zone change.

Mr. Hector Hernandez and Mr. Cande Gonzalez, area residents, spoke against the zone change.

Councilman Blas Castaneda, stated that most of these blocks are in his district and some of his constituents do not write or speak the English language. Thus, there was no response given regarding the zone change. He further recommended that this area should remain R-3.

Councilman Liendo also spoke to the issue by stating that if there were affordable housing, the problem of the mobile homes would not be so great.

Mayor Tatangelo stated that he is not against mobile homes, but will continue to work for affordable housing.

Motion to concur with Planning & Zoning Commission recommendation to deny: Castaneda

Second: Montalvo

For: 7 Against: 0 Abstain: 0

- B. (1239.1) On the request of Mr. Alberto A. Santos to rezone Lots 9, 10, and 11, Block 1699, Eastern Division, from B-1 (Limited Business District) to B-3 (General Business District) at 1700 Arkansas Street. There is a Circle K Store to the south, Lamar Middle School to the west, a tire shop and residences to the north and vacant land to the east. The lots to the north are zone B-1; R-1 to the west; R-3 to the east; and B-1 to the south. At the Planning and Zoning Commission meeting of 11/17/88, no one spoke for or against the proposed rezoning. The Commission voted unanimously to recommend denial. As of 11/30/88, no protests had been received.

Mr. Ron Whitehawk, City Planner, described the proposed zone change.

There was no public input.

Motion to concur with Planning & Zoning Commission recommendation to deny: Juarez

Second: S. Benavides

For: 6 Against: 0 Abstain: 0

(Cm. Castaneda stepped out momentarily).

- C. (1395.1) On the request of Mr. and Mrs. Bernardino Molina to rezone Lot 5, Block 6, Eastern Division, from R-1 (Single/Family Residential District) to R-3 (Mixed Residential District) at 3517 Guerrero Street. There is vacant land to the north and east, 2 mobile homes to the south, and one to the west one block away. Galveston Street is the dividing line between R-1 zoning to the north and R-3 to the south. Most of the developed land in the area is occupied by site built homes. At the Planning and Zoning Commission meeting on 11/17/88, the Commission voted unanimously to recommend approval. As of 11/30/88, no protests had been received. The applicant has been advised that Guerrero Street is not open east of Harding Street and will have to be opened at the applicant's expense to provide access to this lot and that any proposed improvements will have to be raised approximately 5 feet to be above the Chacon Creek flood plain.

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-3 (MIXED RESIDENTIAL DISTRICT) THE FOLLOWING DESCRIBED PROPERTY LOCATION: LOT 5, BLOCK 6, MORENO ADDITION.

City Planner Mr. Ron Whitehawk, presented the request for the proposed zone change.

Mr. Ricardo Molina, on behalf of Mr. Bernardino Molina, spoke in favor of the request.

Motion to concur with Planning & Zoning Commission recommendation to approve: Juarez

Second: Montalvo

For: 5                      Against: 0                      Abstain: 0

(Cm. Castaneda and Cm. M. Benavides, Jr. stepped out momentarily).

Ordinance Introduction: Juarez

- D. (1517.1) Consideration of the facility plan and environmental impact of the North Laredo Wastewater Expansion Project (Del Mar Plant). This public hearing is required to be eligible for a \$1.5 million loan from the Texas

Water Development /Boards' State Revolving Loan Program. The project consists of expanding the plant from 426,000 to 1 million gallons per day and construction of an 8" effluent line from the plant to the Casa Blanca Golf Course for irrigation.

Mr. Doug Eckmann, S. A. Garza Engineers, explained the project and stated that one of the problems that presently exists is that the north Laredo Treatment Plant is overloaded at this time. The plant has a capacity of 426,000 gallons per day. The effluent from this treatment plant is currently being used to irrigate the Laredo Country Club golf course. Also, in the past, some of the effluent was transported to the Killam ranch land. The cost of the project is approximately \$1.5 million. Mr. Eckmann further indicated that the City has a 40 year contract with the Country Club, but no other entity. Most of the effluent will be used for irrigation.

Mr. J. R. Mathis, Laredo Waterworks Director, concurs with the Engineer's proposal.

Motion to instruct staff to proceed with project: Cortez  
Second: M. Benavides, Jr.  
For: 7                                      Against: 0                                      Abstain: 0

- E. (2585.1) To consider establishing a 25 ft. building line on Mann Road west of Santa Maria. The set-back line is needed to insure the building's are built back from the 60 ft. right-of-way. On November 7, 1988, the Planning Commission recommended approval.

ESTABLISHING A 55 FT. BUILDING SETBACK LINE TO THE NORTH AND THE SOUTH OF THE CENTERLINE OF MANN ROAD (PORCION AVENUE) BETWEEN SANTA MARIA AVENUE AND ORILLA STREET; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE. Property owners along this section of Mann Road have been notified.

Staff presented a brief explanation of the area involved.

Mr. Jorge Trevino, property owner, spoke against the issue on behalf of his family that also own property on Mann Rd., between the two railroad tracks.

Mr. Efren Gutierrez and Mrs. Amparo Gutierrez, property owners, spoke against the proposed set-back requirements.

City Manager Marvin Townsend explained that "when we say a building set back, we are only talking about a place where a new building should not be built. Now, the set back is not part of the street, and the City does not have a right to put a street on a set back. We are only talking about a public right-of-way being 60 ft. wide, 30 ft. on both sides of the center line. But throughout the entire City there is a requirement that a building be set back from the street, so that all new construction sets back 25 ft. from the public right-of-way."

Councilman Cortez stated that property owners prefer street pavement to be as narrow as possible, and that they would agree to the fact that either on the north or the south side of the first block, that it be "no parking". Thus there will be no need to take additional properties that would be used for parking. He further requested that the first block (railroad to railroad) be treated separately from the rest of the properties.

Motion to table the part from the railroad to Sta. Maria and amend the ordinance to provide for the railroad track to Orilla(Porcion St.) and return the tabled part at a time certain: Cortez

Second: Juarez

For: 6                      Against: 0                      Abstain: 0

(Cm. S. Benavidesstepped out momentarily).

(961.2) F. On the proposed annexation of a strip of land 1000 feet wide for a distance of 3.2 miles south of the City, 500 feet on both sides of the center line of Highway 83.

This public hearing was called as a result of the City Councils' motion on November 7, 1988 and duly advertised. On November 21, 1988 the City Council declined to set the date for the second public hearing by a vote of 4 to 3. The Planning Commission at its meeting on December 1, 1988 voted to recommend no action. A new elementary school being built by the United Independent School being built by the United Independent School District and the Rio Bravo and El Cenizo Subdivisions will be within 5 miles of the City and thus within the City platting review jurisdiction, if the area is annexed. The land involved is unplatted agricultural

land. The new school will cause more development of sub standard areas without sewer service, with inadequate water for fire protection and inadequate streets and drainage.

Mr. Richard Haynes, property owner, spoke against the proposed annexation.

Mr. Victor Oliveros, Health Department, stated that there is a sewer plant operating in El Cenizo Subdivision. Another sewer plant is being built next to Rio Bravo. The owner of said property stated that it was not a sewer plant, but a swimming pool. It was also estimated that the sewer plant would hold 450 to 600 gallons, compared to El Cenizo sewer plant which holds 375 to 400 gallons.

Mr. Richard Haynes, also informed City Council that a platted subdivision existed in that area know as "One River Place". The subdivision is situated on Highway 83, about 1-1/2 miles from the present City Limits.

Motion to instruct staff to return with a report as to the area and return with the second public hearing in 2 weeks: Cortez

Second: S. Benavides

For: 7                      Against: 0                      Abstain: 0

VI. PENDING ZONING

- (2991.2)A. AMENDING THE ZONING MAP OF THE CITY ZONING ORDINANCE OF THE CITY OF LAREDO BY CHANGING FROM R-3 (MIXED RESIDENTIAL DISTRICT) THE FOLLOWING DESCRIBED PROPERTY LOCATION: LOTS 1 THROUGH 4, BLOCK 759M WESTERN DIVISION AND, FROM R-3 (MIXED RESIDENTIAL DISTRICT) TO B-1 (LIMITED BUSINESS DISTRICT) THE FOLLOWING DESCRIBED PROPERTY LOCATION: LOTS 5 THROUGH 8, BLOCK 759, WESTERN DIVISION.
- ORDINANCE INTRODUCTION: CM HECTOR J. LIENDO
- ORDINANCE NO. 88 0 137
- (TABLED FROM NOVEMBER 7, 1988)

The Planning Commission has not yet acted on the City Council's request that they bring forward a special use permit procedure. It is anticipated the Commission will schedule this request for action in December. A public hearing by the City Council could then be scheduled in January if the Commission acts in December. Further tabling

to February 5, 1989 may be appropriate.

Motion to table: Cortez

Second: Montalvo

For: 7                      Against: 0                      Abstain: 0

Motion to close the Public Hearing: Cortez

Second: Montalvo

For: 7                      Against: 0                      Abstain: 0

Motion to open the regular meeting: Montalvo

Second: Juarez

For: 7                      Against: 0                      Abstain: 0

VII. BOARD/COMMITTEE APPOINTMENT(S)

A. Street Closing Committee and Street Paving Committee:

- 1. Councilman Liendo replacing Mr. Jose A. Valdez.

Motion to approve appointment: Juarez

Second: Montalvo

For: 5                      Against: 0                      Abstain: 0

VIII. BOARD/COMMITTEE REPORTS.

(3060.2)A. Transportation and Traffic Safety Advisory committee met on November 16, 1988 and approved the following actions:

- 1) The City Council requested that the Committee review the possibility of discontinuing or reducing the level of downtown trolley service.

The committee recommends:

- a. Downtown trolley service continue on a temporary basis on Saturday's only effective immediately.
- b. The trolley fare be raised from 10¢ to 25¢.
- c. That the City continue seeking private sector assistance to offset losses.

Motion to approve the Committee's recommendation regarding the trolley service, effective the first week-end in January, 1989: Juarez

Second: Cortez

For: 7                      Against: 0                      Abstain: 0

- 2) An amendment to the Transportation Plan be approved as follows:

- a. That section of the proposed Calle del Norte shown as an extension from McPherson east to Casa Verde be deleted and a different



alignment or alternative be considered. This section of Calle del Norte is immediately north of the Airport. Airport activity is growing at a rapid pace. The worst neighbor for a busy Airport is urban development which would be promoted by the extension of Calle Del Norte at this location.

- b. That Mann Road be added to the Transportation plan as an extension from IH 35 west to the proposed Anna Street truck route. This connection of Mann Road to the west will alleviate future traffic pressures on Del Mar Blvd. and Calton Road.

These items were addressed on November 21, 1988. Also see Item XIII B & C of this agenda.

(3:152.2)

Councilman Cortez gave a report regarding the Civic Center Expansion Committee meeting that was held right before this regular meeting. He further stated that on a previous meeting a proposal was made that the City involve the private sector. The committee made the following recommendation: 2 representatives from the Hotel/Motel; 2 representatives from the Chamber of Commerce; 1 member from the Development Foundation; 1 member from the United Independent School District; 1 member from the Laredo Independent School District; and 2 citizens would be involved. The method for selecting the 2 citizens would be to include the names of the Mayor and Councilmembers in a hat-type draw and the first 2 names drawn would nominate the 2 citizens. The 2 names drawn were Councilman Blas Castaneda and Councilman David R. Cortez.

(3413.2)

- B. Consideration of a proposed ordinance to regulate street vendors.

AMENDING CHAPTER 28 (STREETS, SIDEWALKS AND PUBLIC PLACES) OF THE CODE OF ORDINANCES BY REPEALING AND DELETING THE RECENTLY ADDED SECTION 28-2 AND BY ADDING A NEW ARTICLE IV TO THE CHAPTER WHICH ADDRESSES THE COMMERCIAL USE OF STREETS, SIDEWALKS AND OTHER PUBLIC PLACES, AND WHICH ADDS THE FOLLOWING: SECTION 28-100 TO PROHIBIT THE USE OF STREETS, SIDEWALKS AND OTHER PUBLIC PLACES, AND WHICH ADDS THE FOLLOWING: SECTION 28-100 TO PROHIBIT THE USE OF STREETS, SIDEWALKS, AND PUBLIC PLACES FOR COMMERCIAL PURPOSES UNLESS

AUTHORIZED BY ORDINANCE AND PROVIDING FOR PENALTY;  
SECTION 28-101 TO CREATE AN EXCEPTION TO THE  
PROHIBITION AGAINST VENDING ON PUBLIC PROPERTY  
IF A PERSON HAS A PERMIT; SECTION 28-102,  
DEFINITIONS; SECTION 28-103 SPECIFYING THREE  
CATEGORIES OF PERMITTED VENDING; SECTION  
28-104, SETTING REQUIREMENTS FOR ALL PERMIT  
CATEGORIES; SECTION 28-105, SETTING REQUIREMENTS  
FOR VENDING PERMITS IN THE CENTRAL BUSINESS  
DISTRICT; SECTION 28-106 SETTING REQUIREMENTS FOR  
STREET VENDOR'S PERMITS OUTSIDE THE CENTRAL  
BUSINESS DISTRICT; SECTION 28-107 SETTING  
REQUIREMENTS FOR SPECIAL EVENT VENDOR'S  
PERMIT; SECTION 28-108 SETTING FORTH REQUIREMENTS  
FOR ALL APPLICATIONS FOR PERMITS; AND SECTION  
28-109 SETTING FORTH CONDITIONS FOR REVOCATION;  
PROVIDING FOR PUBLICATION AND PROVIDING FOR  
EFFECTIVE DATE.

Motion to table to the next meeting: Montalvo

Second: Juarez

For: 7

Against: 0

Abstain: 0

#### IX. PRESENTATIONS

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

(3451.2)A. Request from Mayor Aldo Tatangelo:

1. Regarding violation and enforcement of the recently passed ordinance prohibiting the use of sidewalks, streets and public places for commercial purposes.

Mayor Aldo Tatangelo referred to the ordinance that prohibits the use of sidewalks, streets and public places for commercial purposes. He also stated that citizens do not use or walk through the Tatangelo Park because most of the time people are sleeping there, and area merchants use the Park and sidewalks to receive and sell their merchandise.

Councilmember Montalvo requested that Police issue citations to those parties involved.

City Manager Townsend stated that it is frustrating for a Policeman to tell somebody to move a bundle of clothes or merchandise from the sidewalk or street and that person simply moves a couple of steps and drops the merchandise again. The Policeman cannot take these violators to jail. Mr. Townsend further

stated that there needs to be a full time Municipal Judge and that kind of a person needs to be brought directly to the Judge and impose justice right there.

After a lengthy discussion, motion that if available, that Alternate Judge Tellez work on a part-time basis from 8:00 a.m. to 12:00 noon: S. Benavides

Second: Juarez

For: 7                      Against: 0                      Abstain: 0

Motion that City Council authorize a committee to work with Councilmember Montalvo and Councilmember Castaneda to meet with local merchants and the Chamber of Commerce and return to City Council with recommendations: Castaneda

Second: Juarez

For: 7                      Against: 0                      Abstain: 0

B. Request from Cm. Blas Castaneda:

- (1384.3) 1. Zacate Creek Project starting-up Date Plans.

City Manager Townsend stated that an Architect has been employed and will proceed with final plans.

Motion to proceed with the project: Castaneda

Second: Liendo

For: 7                      Against: 0                      Abstain: 0

- (1444.3) 2. Request clean up Hillside/Calton Creek area.

Councilman Castaneda requested that the Parks and Recreation Department clean the 2 blocks around the bridge (Maryland) on Calton Road.

Mr. Joe Guerra, Public Works Director, stated that he presently has 4 employees working on Mann Rd.; 3 working on McPherson; 4 working on paving assessment (Galveston & Stone area); 4 working on the demolition site; 12 working on paving the parking lot on Los Dos Laredos; and 2 crews working on Street Maintenance.

Motion to clean 2 blocks around the bridge (Maryland) on Calton Road, and 2 blocks south (Maryland) on Hillside: Castaneda

Second: Cortez

For: 7                      Against: 0                      Abstain: 0

C. Request from Cm. Hector J. Liendo:

- (1946.3) 1. Presentation by Mr. Alfonso Manzera regarding over loaded truck traffic incoming from Mexico.

Mr. Alfonso Manzera was unable to be present at the meeting.

Motion to table item to the next meeting: Liendo

Second: Juarez

For: 7                      Against: 0                      Abstain: 0

D. Request from Cm. Santos Benavides:

- (2112.3) 1. Consideration that inscription be made on new water tank congratulating UHS 1988 Champions.

Motion to approve: S. Benavides

Second: Juarez

For: 7                      Against: 0                      Abstain: 0

- (2160.3) 2. Regarding police and other department vehicles to be purchased.

Councilman S. Benavides requested clarification as to bidding process.

X. REPORTS. It is recommended that:

- (2330.3)A. A contract amendment be approved with Automatic Toll Systems, Inc. to close out the original contract dated September 1, 1981 and subsequently amended on November 25, 1985. The amended contract was for \$779,113 and included installation of an automated toll collection system for Bridge II and I. A substantial portion of the contract, including automatic toll gates, toll booths, counters, automatic coin machines, and treadle frames has been installed at Bridge II and has been in use since 1983 for which the City has paid \$654,441.39. The computerized toll reporting system, however, has never worked satisfactorily.

On November 25, 1985 a contract amendment was approved postponing any future work on Bridge I and providing Automatic Toll System with additional time to satisfactorily complete the work at Bridge II. Automatic Toll Systems and city staff agree that the computerized toll reporting system cannot be placed in operation satisfactorily and that this contract should be terminated with the following stipulations:

1. Final payment of \$94,699.61 of retainage for work completed on Bridge II be approved for a total payment of \$749,141.00.
2. Automatic Toll Systems, Inc. remove the computer hardware system from Bridge II and establish a City credit of \$39,050. This credit would be available for a period of 2 years and may be used by the Bridge system to purchase based on 1986 prices. These parts are needed for maintenance of the automatic toll system at Bridge II.
3. Automatic Toll System provide a warranty for parts and labor for one year.

Motion to approve: Juarez

Second: Castaneda

For: 7                      Against: 0                      Abstain: 0

(2366.3)B. A median be approved in Wingfoot Loop in Wingfoot Subdivision at the request of the subdivider and the Post Office. The island median will be the location of post office boxes for the residents of the 32 lots in the subdivision. The island will be 80 feet long and vary from 10 to 20 feet in width.

(Tabled item from 9/12/88, 9/19/88, 10/10/88, 11/7/88 and 11/21/88)

It is recommended that this item be not approved with the understanding that it can be resubmitted when the Postmaster and the Traffic Department determine that a revised solution is adequate and safe.

Motion to deny: Juarez

Second: S. Benavides

For: 7                      Against: 0                      Abstain: 0

(2380.3) C. The Health Department has reviewed ordinances from other cities regarding pit bull dogs. The only City in Texas which regulates pit bulls is Richardson whose ordinance is being challenged in court.

The problem stems from the fact that pit bulls are a mixed breed and difficult to identify. The City already has a vicious dog ordinance. This ordinance is being reviewed to determine if enforcement or prosecution can be improved by amending the ordinance to include an animal attacking another animal.

(Tabled from November 7, and November 21, 1988)

Motion to proceed in providing City Council with ordinance

amendment to include vicious dogs attacking other animals: Juarez

Second: Castaneda

For: 7                      Against: 0                      Abstain: 0

D. (2427.3) A contract be awarded to Yardart, Laredo for Landscaping Material for the Los Dos Laredos Riverfront Project. Three bids were received.

QUANTITY	YARDART	HILLSIDE	LA YERBA
	NURSERY	NURSERY	BUENA
38 Live Oak	\$4,845.00	\$7,030.00	\$4,689.20
30 Mexican Fan Palm	750.00	1,710.00	1,146.20
48 Bald Cypress	\$3,600.00	5,280.00	3,331.20
30 Fan Tex Ash	1,950.00	2,550.00	1,542.00
1912 lbs. Bermuda Seed	3,346.00	4,091.68	3,781.44
2000 lbs Rye Grass	1,000.00	1,400.00	782.40
4400 lbs Fertilizer	1,100.00	968.00	762.00
	-----	-----	-----
TOTAL	\$16,591.00	\$23,029.68	\$15,998.24
LESS DISCOUNT	829.55	1,000.00	0.00
	-----	-----	-----
TOTAL - NET	\$15,761.45	\$22,029.68	\$15,998.24

Motion to approve: M. Benavides, Jr.

Second: Mentalvo

For: 6                      Against: 0                      Abstain: 0

(Without Councilman Cortez who stepped out momentarily).

(2447.3)E. A contract be awarded to Traffic Parts Inc., Spring, Texas for sixteen complete School Zone Flashing Beacons. four bids were received.

Traffic Parts Inc. Spring, Tx	\$11,744.00
Consolidated Traffic Controls Arlington, Tx	\$12,520.00
Traffic Signals Edmond, Ok.	\$13,536.00
Texas Signal Equipment Round Rock, Tx.	\$15,520.00

Each installation includes the flasher, timer, signal, pole, base, and 24" x 48" sign.

Motion to approve: Juarez

Second: S. Benavides

For: 6                      Against: 0                      Abstain: 0

(Councilman Cortez stepped out momentarily).

(1334.3)F. A one-year contract be approved for \$20,000 with the Border Area Nutrition Council, Inc. (BANC) to provide hot meals five times and recreational and social activities for the elderly. The City will pay BANC for these services \$10,000 on date of signature and the other \$10,000 on April 30, 1989.

Motion to approve: M. Benavides, Jr.

Second: Castaneda

For: 7                              Against: 0                              Abstain: 0

(2457.3)G. Contracts be awarded to the low bidders for traffic signs and supplies. The bid specifications were prepared for contract award by each of 41 items, or groups. The low bidders are:

COMPANY	ITEM	QUANTITY	DESCRIPTION	AMOUNT
HALL SIGNS BLOOMINGTON, IN	29	1,009	Various sizes of stop, signs and rolls of letter material.	\$7,600.10
Smith Municipal Pearland, TX	9	150	Turn Arrow Signs	3,125.00
Newman Signs Jamestown, ND	2	40	Speed Limit Signs	644.00
Traffic Parts Spring, TX	1	20	Flasher Contacts	312.00
				-----
TOTAL .....				\$11,681.10

Motion to approve: Juarez

Second: Montalvo

For: 6                              Against: 0                              Abstian: 0

(Councilman Cortez stepped out momentarily).

(2470.3)H. Contract be awarded for a annual supply of Tires and Tubes. Five bids were received. The specifications written so that the bid will be awarded by sections to the lowest bidder. Listed are the low bidders for each section.

PASSENGER CAR TIRES - 582 TIRES

	1988/89	1987/88	% DIFF.
General Tire San Antonio	\$19,736.08	\$19,325.80	2% Inc.

TRUCK & INDUSTRIAL TIRES - 416 TIRES

	1988/89	1987/88	% DIFF
General Tire	\$39,043.60	\$42,775.17	9% Dec.

WHEELBARROW, RIDER MOWER, TRAILER TIRES - 82 TIRES

	1988/89	1987/88	% DIFF
General Tire	\$ 1,441.56	\$ 1,792.64	20% Dec.

TRACTOR & HEAVY EQUIPMENT TIRES - 158 TIRES

	1988/89	1987/88	% DIFF
General Tire	\$42,682.06	\$39,501.44	8% Inc.

San Antonio

TRUCK & INDUSTRIAL TUBES - 238 TUBES

Tires & Tubes/Laredo \$1,660.00

Motion to approve: M. Benavides, Jr.

Second: S. Benavides

For: 7                      Against: 0                      Abstain: 0

(2753.3)I. An amendment be approved to the contract with Porrás Engineering Company for improvements in the Juan Martínez Subdivision to add \$4,000 for preparations of final plans and specifications and supervision of the construction of Antonio Street from Broadcrest Drive to North Avenue, North Avenue from Antonio Street north 1,928 feet, and Amador Salinas Drive from North Avenue 201 feet west. These are the street in the Juan Martínez Subdivision. The City's contract with the subdivision property owners provides that they will pay for offsite costs and 10% of street costs in advance which has been done. The City then installed water and sewer lines to be paid for, by the owners by monthly payments. The contract further provides that when 1/2 of the water and sewer payments have been made the City will proceed with improvements if 1/2 of the street and assess 90% of the cost against the owners. 50.4% of the water and sewer payments have been made and thus it is time for street improvements. There is a possibility that the owners on the other side(Canales Family) will participate for at least 2/3rds of North Avenue but a final commitment for the east side has not been received. The cost of this additional engineering will be changed against the project trust account.

Motion to approve: Cortez

Second: Montalvo

For: 7                      Against: 0                      Abstain: 0



(2785.3)J. Change Order #5 for voluntary Street Improvement Project #18 be approved to delete one block of Main Avenue from Face to Ugarte Streets and to delete the intersections of Blair Street and Santa Maria Avenue reducing the contract by \$12,861.08. This block can be added to Project 24, which includes a storm sewer in Davis Avenue at Philadelphia Street, which can be used to drain this block to better serve abutting private property. The revised contract will be \$764,595.64. This change will also require a deletion of \$360 from G. G. Salinas Engineering contract for supervision of final construction and an increase in Paul Garza's contract for engineering project 24 of \$1,800 for redesign of the street and offsite drainage.

Motion to approve: S. Benavides

Second: Juarez

For: 6 Against: 0 Abstain: 0

(Cm. M. Benavides, Jr. was out momentarily).

(2916.3)K. Change Order #5 for Voluntary street Improvements (Project 16) contract with Pete Gallegos Paving, Inc. be approved for \$4,100 to replace and lower 70 feet of 8" water main at Ireland Street at Frio Plaza (\$2,100) and to relocate a fire hydrant (\$2,000). These changes and the delay caused by the complete redesign of the culvert and street grades at Ireland Street and Frio Plaza indicate the addition of 45 days, for a new total of 455 calendar days and a contract total of \$966,077.60. The engineer, Ancira Engineering, improperly designed the Ireland-Frio drainage ditch crossing and failed to adequately identify the location of the 8 inch water line.

Motion to approve: S. Benavides

Second: Montalvo

For: 6 Against: 0 Abstain: 0

(Cm. M. Benavides, Jr. stepped out momentarily).

(3028.3)L. Change Order #8 for the Los Dos Laredo Riverfront Development be approved to delete approximately 40,000 square feet of stone embankment along the river's edge at a reduction in estimated cost of \$48,000. The existing vegetation is adequate for erosion control and is preferred by the International Boundary and Water Commission. Since other cost

items have increased and this work is not critical to the project deletion of this segment of the project is recommended.

Motion to approve: Montalvo

Second: Juarez

For: 7                      Against: 0                      Abstain: 0

(3037.3)M. Construction of Pine Street from Zamora to the East City limits be added to the first street improvement contract bid after the developer of Los Presidentes Subdivision constructs water and sewer improvements in this block. The abutting property owners have already submitted a paving petition. The project was previously included in a construction contract but was deleted because the abutting owners had not installed water and sewer lines. Los Presidentes developers will continue the improvement of Pine Street to Salinas School.

Motion to approve: S. Benavides

Second: Castaneda

For: 7                      Against: 0                      Abstain: 0

(3045.3)N. The following actions be taken regarding the 39 blocks of Voluntary Street Improvements Project 22 (Tapeyste, Gustavus area)

1. A public hearing be held on February 6, 1989 at 6:00 P.M. at the Civic Center as part of the regular City Council Meeting on the proposed assessment roll which includes 245 parcels and \$191,305.10 of estimated assessments.
2. Plans and specifications be approved and bids be received on January 24, 1989 for construction of the following streets:

	FROM	TO	BLOCKS
Ash	Louisiana	Arkansas	1
India	Plum	Locust	1
Smith	Plum	Elm	2
Price	New York	Ejido	4
Texas	O'Kane	Stewart	2
Reynolds	Milmo	Louisiana	2
Gustavus	Arkansas	Smith	4
Musser	India	Ejido	2
Fremont	New York	India	2
Texas	Lane	Fremont	1
Fremont	McPherson	Stone	1

Tapeyste	Guadalupe	Laredo	1
Mendiola	Laredo	Corpus Christi	1
Stone	Gustavus	Clark	1
Frost	Buena Vista	Malinche	2
Urbahn	Lyon	Frost	1
Mendiola	Frost	Plum	1
Lane	Arkansas	Milmo	3
Barrios	Bartlett	Martin	2
S. Bartlett	Ligarde	Barrios	1
Sta. Barbara	Meadow	U.S. 83	3
Ejido	Reynolds	Stewart	1

-----  
 TOTAL . . . . . 39  
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The project includes 3800 feet of 6 inch, and 310 feet of 8 inch water main, 5 fire hydrants, 300 replacement or reconnect water services 100 feet of 6 inch sewer line, 375 feet of 24" storm sewer along Price from Smith to Ejido and related improvements.

VOLUNTARY STREET IMPROVEMENTS PROJECT 22; 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 THIS ENACTMENT AND ORDERING AND SETTING PUBLIC HEARING ON THE 6TH DAY OF FEBRUARY 1989.

Motion to approve: S. Benavides  
 Second: Castaneda  
 For: 7                      Against: 0                      Abstain: 0

Ordinance Introduction: All Councilmembers

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THE FOLLOWING ARE PROCEEDINGS OF THE REGULAR CITY COUNCIL MEETING HELD ON DECEMBER 7, 1988 AT 6:00 P.M. AND WHICH WAS RECESSED FROM DECEMBER 5, 1988.

IN ATTENDANCE:

- MAYOR ALDO TATANGELO (Arrived at 5:45 P.M.)
- JACINTO P. JUAREZ, COUNCILMEMBER, DISTRICT II
- BLAS CASTANEDA,                      "                      "                      V
- DAVID R. CORTEZ,                      "                      "                      VI

HECTOR J. LIENDO, " , " VII  
 CONSUELO "CHELO" MONTALVO, " , " VIII  
 GLORIA M. GARZA, DEPUTY SECRETARY  
 FLORENCIO PENA, ASSISTANT CITY MANAGER  
 DEBORAH HIBBARD, ASSISTANT CITY ATTORNEY

MR. JOSE FLORES, AIRPORT DIRECTOR  
 MR. JOHN FITZGIBBON, AIRPORT ADVISORY BOARD  
 MR. HANK DOMERACKI, FINANCE DIRECTOR

## ABSENCES:

SANTOS BENAVIDES, COUNCILMEMBER, DISTRICT I  
 SAUL N. RAMIREZ, JR., " , " III  
 MARGARITO BENAVIDES, JR., " , " IV  
 HORTENCIA C. GONZALEZ, CITY SECRETARY

With a quorum present, Councilmember Jacinto P. Juarez called the meeting to order.

Motion to appoint Councilmember Jacinto P. Juarez as Chair: Cortez

Second: Montalvo

For: 5                      Against: 0                      Abstain: 0

0. Discussion and status report regarding the possibility of constructing a new building for Tracor, Inc. at the Airport East Corridor Industrial Park.

Assistant City Manager Florencio Pena stated that a proposal has to be submitted to Tracor by December 11, 1988.

Mr. Hank Domeracki, Finance Director, explained the 20 years at 8.5% tax exempt certificates and the 30 years at 8.5% tax exempt rates. The City of Laredo applied for and was granted a \$660,000 Economic Development Administration grant for the original project, to which the city would have added \$400,000 from airport funds.

Mr. Florencio Pena, Assistant City Manager, stated that the grant is still available, and the city had obtained EDA's agreement to to apply it to Tracor's second request, for a 100,000 square feet building. He further stated that the city would again write EDA, seeking approval to apply it to the third plan but expects no problems.

Staff further stated that the remainder of the project would

be backed by airport special facility revenue bonds, or a combination airport revenue and tax-supported certificates of obligation.

Councilman Cortez requested clarification to the matter of sub-leasing by the tenant.

Motion to include an amendment to the lease proposal, allowing for an option for Tracor to sub-let if necessary but only with the approval of City Council: Cortez

Second: Castaneda

For: 5                                      Against: 0                                      Abstain: 0

Acting Chairman Jacinto Juarez explained that council needs to evaluate the various ways to finance the new construction, but, "if we really want them to stay, we will find a way to finance it."

Mayor Aldo Tatangelo reiterated his sentiments that the City should be willing to take a risk to keep Tracor in Laredo, no matter what their stipulations.

The only two ways that the City can finance this project are:

1. Airport Special Facility Revenue Bonds, and
2. Combination Airport Revenue and Tax Supported Certificates of Obligation

In both cases the City will have to have the public purpose of these bonds validated, either by the State legislature or the Courts. In both cases the bonds or certificates of obligation will be taxable.

Airport Special Facility Revenue Bonds seem to be only practical if local bankers agree to purchase the bonds based on the 20 year Tracor lease and Airport Revenue. Since the City will own the building, the only collateral that the banks will have for this building is the security from the Tracor lease and the pledge of the Airport revenues.

Combination Airport Revenue and Tax Supported Certificates of Obligation (C.O.s) seem to be the best alternative for financing this project. The security that the bond buyers would have if C.O.s would be the full faith and credit of the City, (i.e., City taxes). Again, C.O.s can only be sold if it is determined that the use of the proceeds will be for a public purpose.

Assuming that the City can get the proceeds from these certificates to be declared for a public purpose, the following C.O. sale schedule would need to be implemented:

1. December 19, 1988 - Public Hearing Inquiry
2. January 3, 1989 - Notice of Intention to sell C.O.s needs to be adopted.
3. February 6, 1989 - Introductory Ordinance to sell C.O.s needs to be adopted.
4. February 20, 1989 - Final reading and passage of Ordinance to sell C.O.s.
5. February 21, 1989 - Bond Attorney files Validation Suit to have the bonds declared valid for public purpose.
6. About April 1, 1989 - Court rules in City's favor. Bids are taken on the C.O.s, and
7. April 3, 1989 C.O.s are sold.

Motion to accept the schedule as presented: Castaneda

Second: Cortez

For: 5                      Against: 0                      Abstain: 0

Motion to instruct the staff to amend proposal as to sub-leasing: Cortez

Second: Liendo

For: 5                      Against: 0                      Abstain: 0

(3080.3)P. The Laredo Chamber of Commerce be authorized to host a electronic controlled model aircraft display and show at the Airport on Saturday, January 28, 1989. This will be one of several events scheduled for the Winter Tourist Texas Festival sponsored by the Chamber. The Airport Advisory Board recommends approval subject to Federal Aviation Administration approval and adequate insurance. The Airport will co-host this event and all safety precautions will be taken.

Motion to approve: Juarez

Second: S. Benavides

For: 7                      Against: 0                      Abstain: 0

(1074.3)Q. The request of the Hillside Little League for permission to construct a 12 ft. x 12 ft. building at Baseball field No. 4 at the Airport be approved. The primary purpose of the building is to provide restroom facilities. The Job Corp Center of Laredo is providing a \$5,500 Community Service Project Grant for materials and will utilize Job Corp personnel to construct the building.

The Airport Advisory Board recommends approval.

Motion to approve: Juarez

Second: Cortez

For: 7 Against: 0 Abstain: 0

(3105.3)R. Discussion of the request of the Laredo Regional Food Bank for the City to purchase \$15,000 per year of services from the Food Bank.

Item tabled to the next meeting.

(3143.3 S. Discussion regarding 1989-90 federal appropriation for U.S. - Mexico port of entry facilities. The fiscal year 1990 appropriation planning process is underway. A representative of the Border Trade Alliance, Mr. Don Michie, advise that community input will be invited by the Senate Appropriations Committee. The following preliminary allocations are suggested.

PROJECT	FY/90	DESCRIPTION
Juarez/Lincoln Bridge	\$2,000,000	Additional funding needed to expand import lot at Bridge II.
New Bridge(s)	\$6,000,000	Additional funding needed to construct new federal border facilities at 2 new bridges.

Motion to approve: Juarez

Second: S. Benavides

For: 7 Against: 0 Abstain: 0

(3232.3)T. The City Manager be authorized to request from the U.S. Department of State that a bilateral technical committee be established for the Colombia/Laredo Bridge and for the U.S. State Department to ask pertinent U.S. federal agencies to designate representatives to such committee. Many of the answers to questions regarding port of entry, transportation regulations and commitments to road construction could be best addressed by involving federal and state officials during the planning stage.

Motion to approve: Castaneda

Second: M. Benavides

For: 7 Against: 0 Abstain: 0

(3237.3)U. Bids be again received for two additional 7-yard dump trucks for the Sewer Department to be used to remove material from sewer line repairs and to transport caliche. These vehicles were budgeted in 1987-88 and a contract was awarded to Sames Motor Company of Laredo for these units at the July 7, 1988 Council Meeting for \$57,990. The apparent low bid at that time, Coastal Bend, was disqualified for failure to sign the bid.

Sames notified the City shortly after the bid was awarded that they would not be able to deliver the vehicles they bid because production had ceased. Since that time Sames has unsuccessfully attempted to obtain these vehicles in the Ford Motor Company's nation-wide fleet inventory.

The bids specifications provide that, if a bidder can not provide the items that they bid and their inability to provide is because of circumstances out of their control, then the City can refund the bid deposit. It is requested that the City Council accept "the vehicle was out of production", as being a situation that is out of the control of the bidder and refund the bid deposit of \$1,159.80 to Sames.

Motion to approve: M. Benavides, Jr.

Second: Castaneda

For: 7 Against: 0 Abstain: 0

(3247.3)U. Change Order 3 be approved for Pete Gallegos Paving Inc.'s contract for construction of Voluntary Street Improvements Project 17 to extend the completion date 100 calendar days to March 5, 1989 because of suspension of work by the City due to discussions with the General Services Administration regarding expansion of the Import Lot.

Motion to approve: S. Benavides

Second: Castaneda

For: 7 Against: 0 Abstain: 0

(3253.3)U. Bids be received for twenty five vehicles for the Police Department. The vehicles include fourteen Police Package Sedans, nine mid-size Sedans for the Detective Division and two Coupe Sedans for the Traffic Division. The specification have been



written to award by each of the 3 groups or by total bid with the further stipulation that the City can change the mix of 2 and 4 door vehicles in the mid-size sedan group.

Motion to approve: Juarez  
Second: S. Benavides  
For: 7 Against: 0 Abstain: 0

(3347.3)X. Bids be received on January 4, 1989 for the construction of sidewalks at Regency Park Subdivision Section 1, Unite 2, where the developer did not construct the required improvements. The City has been paid by the developer, pursuant to a draw down on the letter of credit, to complete the required improvements. The project will consist of approximately 11,184 square feet of 4 foot wide sidewalks with appropriate corner ramps along Regal Drive, Oxford Road, Sunset Drive, and Canterbury Loop.

Motion to approve: M. Benavides  
Second: Cortez  
For: 7 Against: 0 Abstain: 0

(3609.3)Y. Bids be received for five replacement Refuse Trucks with 25 yard rear loader and refuse collection bodies.

Motion to approve: S. Benavides  
Second: Juarez  
For: 7 Against: 0 Abstain: 0

(660.4) Motion to go into Executive Session: Cortez  
Second: Castaneda  
For: 7 Against: 0 Abstain: 0

Z. An executive session be held under Article 6252-17, Section 2(e), of the Texas Civil Statutes, to discuss pending litigation, being the case of City of Laredo v. Robert J. Cleontes, d/b/a Airport Apartments, Cause No. 37,373, in the 111th District Court.

Upon their return, Councilman Santos Benavides announced that no action was taken.

AA. An executive session be held under Article 6252.17, Section 2(g), of the Texas Civil Statutes, to discuss matters pertaining to selection of a new City Manager.

Upon their return, Councilman Santos Benavides announced that no action was taken.

XI. FINAL READING ORDINANCE(S)

(3653.3) Motion to waive the final reading of Ordinances #88-0-150, #88-0-151, #88-0-152, #88-0-153, #88-0-154, #88-0-155, #88-0-156, #88-0-157, and #88-0-158 (as amended): Juarez  
Second: S. Benavides  
For: 7 Against: 0 Abstain: 0

(3633.3)A. AMENDING THE ZONING MAP OF THE CITY ZONING ORDINANCE OF THE CITY OF LAREDO BY CHANGING FROM R-3 (MIXED RESIDENTIAL DISTRICT) TO R-1 (SINGLE FAMILY RESIDENTIAL DISTRICT) FOLLOWING DESCRIBED PROPERTY LOCATION: BLOCKS 110, 111, 112, THE NORTH 1/2 OF 123, 419, 420, 421, 480, AND 495 EASTERN DIVISION ORDINANCE INTRODUCTION: CM. JACINTO P. JUAREZ  
ORDINANCE NO: 88 0 149

On the request of City of Laredo to rezone Block 108 (Lots 1 to 6), 109, 110, 111, 112, 120, 121, 122 (Lots 1 to 4), 416 (Lots 1, 3, 5, 7, 9, 11), 417 (Lots 1, 3, 5, 7, 9, 11) 418, 419, 420, 421, 471, 480, and 495 Eastern Division, from R-3 (Mixed Residential District) to R-1 (Single Family Residential District). These lots are located between Ryan and Olive Streets and Springfield and Tilden Avenue. The area is a mixture of single family residences, mobile homes apartments and non-conforming businesses. The rezoning request followed a neighborhood meeting on 10/5/88 at which the City's development plans for the City-owned land (abandoned rail-road right-of-way) was explained by petition. The persons attending asked that the rezoning request encompass these proposed boundaries.

At the Planning and Zoning Commission meeting of 11/3/88, the Commission voted to recommend to recess the public hearing to November 17, so that additional neighborhood input could be received. On November 17, 1988 the Commission voted to recommend R-1 for the following blocks with the other areas to remain R-3.

To R-1 Blocks 495, 480, 112, 111, 420, 421, 110, 419, and the north 1/2 of Block 123.

The area proposed by the Commission to be zoned R-1 is the following areas described by streets and avenues:

- a) Taylor to Eistetter streets between Maryland and Springfield Avenues.
- b) From San Carlos to Bustamante Streets between Maryland and Tilden Avenues.
- c) From Lexington to Logan Avenue between San Pedro and San Carlos Streets and the 1/2 block on the Southside of San Pedro Street between Lexington and Cedar Avenues.

Withdrawn

- B. CLOSING AS PUBLIC EASEMENTS THOSE SECTIONS OF LEXINGTON AVENUE BETWEEN SAN CARLOS AND BUSTAMANTE STREETS AND NORTH OF BUSTAMANTE TO RETAMA I SUBDIVISION SITUATED IN THE EASTERN DIVISION OF THE CITY OF LAREDO, WEBB COUNTY, TEXAS.

ORDINANCE INTRODUCTION: CMRS. S. BENAVIDES, M. BENAVIDES, JR., CORTEZ & LIENDO  
ORDINANCE NO. 88 0 150

After a public hearing held on October 20, 1988, the Planning and Zoning Commission recommended the closing. The City is the abutting owner on the West side and on the east side except for the position north of Bustamante Street where Lexington ends at Retama Subdivision. The land was previously used for the right-of-way for the railroad serving the airport.

Motion to approve: Juarez

Second: S. Benavides

For: 7                                      Against: 0                                      Abstain: 0

- C. CLOSING AS A PUBLIC EASEMENT THAT SECTION OF SAN EDUARDO AVENUE BETWEEN FARIAS AND ORTIZ STREETS SITUATED IN THE WESTERN DIVISION OF THE CITY OF LAREDO, WEBB COUNTY, TEXAS.

ORDINANCE INTRODUCTION: CMRS. SAUL N. RAMIREZ, JR. AND SANTOS BENAVIDES

ORDINANCE NO. 88 0 151

After a public hearing, held on October 20, 1988, the Planning and Zoning Commission recommended the closing. The abutting property owner to both the east and west is California, Fabrics, Inc., whose president Mr. Luis Bosch concurs with the proposed closing.

Motion to approve: Juarez

Second: S. Benavides

For: 7 Against: 0 Abstain: 0

D. VOLUNTARY STREET IMPROVEMENTS PROJECT 21, 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 ENGINEERS; AND DIRECTING THE CITY SECRETARY TO FILE THIS ORDINANCE WITH THE COUNTY CLERK AS A NOTICE OF ITS ENACTMENT AND ORDERING AND SETTING PUBLIC HEARING ON THE 3RD DAY OF JANUARY 1989. ORDINANCE INTRODUCTION: ALL COUNCILMEMBERS ORDINANCE NO: 88 0 152

Motion to approve: Juarez

Second: S. Benavides

For: 7 Against: 0 Abstain: 0

E. A one-year lease be approved, commencing November 1, 1988, with two one-year renewal options until October 31, 1991, with Atlas Discounts, Inc., d/b/a Bed Factory for the approximate 4,612 square feet constituting Building #1101 at 4218 N. Urbahn Avenue. Monthly rental will be \$565 plus annual consumer price index rent adjustments. Premises will be used for warehousing of furniture. Previous tenants included J.J. Lawnmowers and Casa Juarez with a combined monthly rental of \$552.93.

AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE AGREEMENT WITH ATLAS DISCOUNTS, INC., D/B/A BED FACTORY FOR AND ON BEHALF OF THE CITY OF LAREDO FOR THE APPROXIMATE 4,612 SQUARE FEET CONSTITUTING BUILDING #1101 LOCATED AT 4218 NORTH URBahn AVENUE AT THE LAREDO INTERNATIONAL AIRPORT, INITIAL LEASE TERM IS FOR ONE YEAR COMMENCING NOVEMBER 1, 1988 AND TERMINATING OCTOBER 31, 1989 WITH TWO ONE-YEAR RENEWAL OPTIONS TERMINATING ON OCTOBER 31, 1991, INITIAL MONTHLY RENTAL IS \$565 AND IS TO BE ADJUSTED ANNUALLY BASED ON CHANGES IN CONSUMER PRICE INDEX; PROVIDING AND EFFECTIVE DATE.

ORDINANCE INTRODUCTION: CM, JACINTO P. JUAREZ ORDINANCE NO: 88 0 153

The Airport Advisory Board on November 28, 1988 recommended approval.

Motion to approve: Juarez

Second: S. Benavides

For: 7

Against: 0

Abstain: 0

- F. A lease be approved from December 1, 1988 to November 30, 1993, with Laredo Air, Inc., for an approximate 250 square feet of Airport Terminal Building space for operating a duty free store. Rent during the first two years will be based on a minimum monthly rental of \$500 or 5% of gross sales which ever is greater. Rent during the next three years, will be based on a \$600 minimum monthly rental or 12.5% if monthly sales are less than \$50,000 or 13.5% if monthly sales are greater than \$50,000.

It is recommended that proposals to operate the duty free store not be received because operation of a duty free store was an incentive proposed to Laredo Air, Inc., to provided scheduled international airline service. Laredo Air is providing scheduled service to Monterrey, Mexico. The City reserves the right to terminate in the event Laredo Air ceases to provide airline service to Mexico. The City Attorney's Office advises the City does not have to solicit proposals.

AUTHORIZING THE CITY MANAGER TO EXECUTE A LEASE AGREEMENT FOR AN ON BEHALF OF THE CITY OF LAREDO WITH LAREDO AIR, INC., A TEXAS CORPORATION, FOR THE APPROXIMATE 250 SQUARE FEET OF AIRPORT TERMINAL BUILDING SPACE LOCATED AT 608 FLIGHTLINE AT THE LAREDO INTERNATIONAL AIRPORT. LEASE TERM IS FOR 5 YEARS COMMENCING DECEMBER 1, 1988 AND TERMINATING NOVEMBER 30, 1993; INITIAL MINIMUM MONTHLY RENTAL IS \$500 OR 5% OF GROSS SALES WHICHEVER IS GREATER AND IS TO BE ADJUSTED COMMENCING WITH THE 25TH MONTH, PROVIDING FOR EFFECTIVE DATE.

ORDINANCE INTRODUCTION: JACINTO

ORDINANCE NO: 88 0 154

The Airport Advisory Board on November 28, 1988 recommended approval.

Motion to approve: Juarez

Second: S. Benavides

For: 7

Against: 0

Abstain: 0

- (1120.3)G. A deed of conveyance be approved to transfer at no cost 10-acres at the northeast corner of the Airport to General Services Administration of the United States of America for the purpose of the Federal Government

constructing a National Guard Armory. The 10-acre tract is subject to the 1975 Indenture Agreement between the City and the United States of America and can only be used for aviation purposes by the City. The Federal Government has committed \$100,000 for engineering and architectural services for a new Armory. The City Council on March 7, 1988, unanimously approved a motion indicating that the City was willing to donate a 10-acre site for this purpose. The Airport Advisory Board on November 28, 1988 recommended approval.

ORDINANCE INTRODUCTION: ALL COUNCILMEMBERS

ORDINANCE NO. 88 0 155

Motion to approve: Juarez

Second: M. Benavides

For: 7 Against: 0 Abstain: 0

- H. On the proposed assessments for the Louisiana Bridge at Tinaja Creek Paving Assessment Project for Blocks of Louisiana Avenue from Napoleon to Salvador Streets. The City's share is estimated to be \$35,057.29 with assessments of \$16,115.40 for a total cost of the 4 Blocks of paving of \$51,172.69.

CLOSING THE HEARING ON THE LOUISIANA BRIDGE AT TINAJA CREEK PAVING ASSESSMENT STREET IMPROVEMENTS PROJECT AND FIXING A LIEN AND CHARGE.

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

ORDINANCE NO. 88 0 156

Motion to approve: Juarez

Second: S. Benavides

For: 7 Against: 0 Abstain: 0

- I. On the request of Mr. Arnoldo Madrigal, to rezone Lot 3, Block 947 Western Division, from B-1 (Limited Business District) to B-3 (General Business District) a 3720 Santa Maria Avenue. An automotive electrical repair shop is to the east (along with single family residential, an auto mechanic's shop to the south, a milk distributor to the west, a school to the north-east, and single family houses to the north of the block. No written protest have been received. At the Planning and Zoning Commission meeting of 11/3/88, the Commission voted to recommend approval with

Commissioner Trevino voting against, and Commissioner Daniel Barrera abstaining.

AMENDING THE ZONING 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 3, BLOCK 947 WESTERN DIVISION.  
ORDINANCE INTRODUCTION: CORTEZ  
ORDINANCE NO. 88 0 157

Motion to approve: Juarez  
Second: S. Benavides  
For: 7                      Against: 0                      Abstain: 0

- J. To consider establishing a 55' Building Line on Mann Road, west of Santa Maria. The set-back line is needed to insure that buildings are built back from the right-of-way. On November 17, 1988, the Planning Commission recommended approval.

ESTABLISHING A 55 FOOT BUILDING SETBACK LINE TO THE NORTH AND THE SOUTH OF THE CENTERLINE OF MANN ROAD (PORCION AVENUE) BETWEEN SANTA MARIA AVENUE AND DRILLA STREET; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.  
ORDINANCE INTRODUCTION: CASTANEDA  
ORDINANCE NO: 88 0 158

Motion to approve as amended: Juarez  
Second: S. Benavides  
For: 7                      Against: 0                      Abstain: 0

XII. INTRODUCTORY ORDINANCE(S)

- (3703.3)A. An amendment be approved to the December 7, 1982 Lease between the City and Tracor Aerospace for the approximate 18,800 square feet constituting Building #1005 and 2,200 square feet constituting Building #1006 at 4207 North Bartlett. Tracor has the City to participate in the cost of repairing the air conditioning system asked serving Building #1005. The lease specifies that Tracor is responsible for all non-structural repairs and maintenance. The amendment would authorize the City's participation in the cost of repairs, estimated at \$38,000. The Airport Advisory Board recommends City participation on a 50/50 basis with the City's share not to exceed \$19,000 from the Airport Fund. The repairs will

require removal of part of a wall because there is insufficient space to allow unit replacement.

AUTHORIZING THE CITY MANAGER TO ENTER INTO A LEASE AMENDMENT OF THE LEASE AGREEMENT DATED DECEMBER 7, 1982, BETWEEN THE CITY OF LAREDO AND TRACOR AEROSPACE FOR THE APPROXIMATE 18,000 SQUARE FEET CONSTITUTING BUILDING #1005 PROVIDING FOR EFFECTIVE DATE.

Ordinance Introduction: Juarez

(3735.3)B. AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS TO EFFECTIVELY CONVEY TITLE TO CALIFORNIA FABRICS, INC., FOR THAT CERTAIN CITY PROPERTY FORMERLY KNOWN AS SAN EDUARDO AVENUE BETWEEN FARIAS STREET AND ORTIZ STREET IN THE WESTERN DIVISION OF THE CITY OF LAREDO, WEBB COUNTY, TEXAS.

The City will retain a 20' utility easement. California Fabrics, Inc. has agreed to pay the appraised value of \$20,835.00 less \$3,750.00 for the easement if \$17,085.00. The ordinance closing this block is scheduled for final reading at this meeting.

Ordinance Introduction: All Councilmembers

C. A lease agreement be approved with Mr. Roberto Villarreal Correa d/b/a Laredo Duty Free, Inc., for the approximate 70,084.75 square foot tract of land at 4020 Naranjo at the Airport. The term is 20 years ending December 31, 2009, to be extended for four five-year renewal options ending December 31, 2029. Initial monthly rental is \$525.64 effective the first day of the fourth month after execution of lease to be adjusted annually based on changes in the Consumer Price Index not to exceed 5%. The Lessee will commit to construct of a 10,000 square foot warehouse family facility.

AUTHORIZING THE CITY MANAGER TO EXECUTE A CERTAIN LEASE AGREEMENT WITH ROBERTO VILLARREAL CORREA d/b/a/ LAREDO DUTY FREE, INC. FOR AND ON BEHALF OF THE CITY OF LAREDO FOR A CERTAIN TRACT OF LAND CONTAINING APPROXIMATELY 70,084.75 SQUARE LOCATED AT 4020 NARANJO AT THE LAREDO INTERNATIONAL AIRPORT; INITIAL



LEASE TERM IS FOR TWENTY YEARS COMMENCING JANUARY 1, 1989 AND ENDING ON DECEMBER 31, 2009, WITH FOUR FIVE YEAR RENEWAL OPTIONS TERMINATING ON DECEMBER 31, 2029; INITIAL MONTHLY RENTAL IS \$525.64 AND IS TO BE ADJUSTED ANNUALLY BASED ON CHANGES IN THE CONSUMER PRICE INDEX NOT TO EXCEED 5%; PROVIDING FOR EFFECTIVE DATE.

The Airport Advisory Board will consider this lease at its December meeting.

Ordinance Introduction: Juarez

(3754.3)D. AMENDING THE ZONING MAP OF THE CITY ZONING ORDINANCE OF THE CITY OF LAREDO BY CHANGING FROM R-3 (MIXED RESIDENTIAL DISTRICT) TO R-1 (SINGLE FAMILY RESIDENTIAL DISTRICT) FOLLOWING DESCRIBED PROPERTY LOCATION.

Blocks 110,111, 112, 123 (LOTS 1 TO 4) 419 420, 421, 480, and 495 EASTERN DIVISION

This recommendation of the Planning Commission was approved by City Council motion on November 21, 1988. The property involved is:

- a) From Taylor to Eistetter Street between Maryland and Springfield Avenues.
- b) From San Carlos to Bustamante Streets between Maryland and Tilden Avenue.
- c) From Lexington to Logan Avenues between San Pedro and San Carlos Street's and the 1/2 block on the south side of San Pedro Street between Lexington and Cedar Avenues.

Withdrawn

(3762.3)E. ESTABLISHING AN ADMINISTRATIVE FEE FOR PROCESSING A CHECK OR SHARE DRAFT IN PAYMENT TO THE CITY FOR A PAYMENT OR FEE THAT IS NOT HONORED BY THE BANK OR FINANCIAL INSTITUTION ACCOUNT UPON WHICH THE CHECK OR DRAFT WAS DRAWN; AND PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

This proposed ordinance would establish a standard of \$15 for all departments for processing returned checks. The City receives about 20 returned checks each month.

Ordinance Introduction: All Councilmembers

## XIII. RESOLUTION(S)

- (3793.3)A. A JOINT RESOLUTION WITH WEBB COUNTY ESTABLISHING THE CITY OF LAREDO-WEBB COUNTY EMERGENCY MANAGEMENT ORGANIZATION, AND TO MUTUALLY APPOINT AN EMERGENCY MANAGEMENT COORDINATOR FOR THE JOINT EMERGENCY PLAN.  
ORDINANCE NO. 88 R 75

Chief Mike Perez now serves as the Emergency Management Coordinator and is in charge of preparing a joint emergency management plan for overtime consideration by the City Council and County Commissioner's Court. The State has requested passage of a resolution making official what is already happening.

Motion to approve: Juarez

Second: S. Benavides

For: 7

Against: 0

Abstain: 0

- (3811.3)B. AMENDING THE 1965 COMPREHENSIVE PLAN OF THE CITY OF LAREDO BY AMENDMENT TO THE LAREDO URBAN TRANSPORTATION STUDY 1977-2000, ADOPTED AS AN AMENDMENT AND UP-DATE TO THE 1965 COMPREHENSIVE PLAN BY RESOLUTION 84-R-005 A; SPECIFICALLY AMENDING THE LAREDO URBAN TRANSPORTATION STUDY 1977-2000 BY DELETING THE EXTENSION OF CALLE DEL NORTE, FROM McPHERSON ROAD TO THE CASA BLANCA ROAD EXTENSION (EAST CORRIDOR ROAD), FROM THE RECOMMENDED LONG-RANGE TRANSPORTATION PLAN (SHOWN ON FIGURE 13-3, OF CHAPTER 13, OF THE STUDY AND BY (SHOWN ON FIGURE 13-3, OF CHAPTER 13, OF THE STUDY AND BY BROKEN LEGEND ON THE ATTACHED EXHIBIT A).  
RESOLUTION NO. 88 R 76

(Recommended by the Planning Commission on November 17, 1988. Approved by the City Council by motion after Public Hearing on November 21, 1988).

Motion to approve: Cortez

Second: Castaneda

For: 7

Against: 0

Abstain: 0

- (3825.3)C. AMENDING THE 1965 COMPREHENSIVE PLAN OF THE CITY OF LAREDO BY AMENDMENT TO THE LAREDO URBAN TRANSPORTATION STUDY 1977-2000, ADOPTED AS AN AMENDMENT AND UP-DATE TO THE 1965 COMPREHENSIVE PLAN BY RESOLUTION 84 R 005A; SPECIFICALLY AMENDING THE LAREDO URBAN TRANSPORTATION STUDY 1977-2000 BY ADDING MANN ROAD FROM INTERSTATE HIGHWAY 35 TO ORILLA AVENUE TO THE RECOMMENDED LONG-RANGE TRANSPORTATION PLAN (SHOWN ON FIGURE 13-3, OF

CHAPTER 13, OF THE STUDY AND BY BROKEN LEGEND ON THE ATTACHED EXHIBIT A).

RESOLUTION NO. 88 R 77

(Recommended by the Planning Commission on November 17, 1988. Approved by the City Council by motion after a public hearing on November 21, 1988).

Motion to approve: Cortez

Second: Castaneda

For: 7                      Against: 0                      Abstain: 0

(3283.3)D. ACKNOWLEDGING THE NEED TO MODIFY ONE OF THE TRAFFIC SIGNALIZATION RECOMMENDATIONS MADE BY TRAFFIC ENGINEERS INC. IN THEIR 1985 STUDY OF VARIOUS INTERSECTIONS ALONG U.S. HIGHWAY 83; ACKNOWLEDGING AND CONCURRING WITH THE METROPOLITAN PLANNING ORGANIZATION ACTION OF AUGUST 29, 1988 TO SUBSTITUTE THE SIGNALIZATION OF NAPOLEON STREET AT U.S. HIGHWAY 83 IN THE FISCAL YEAR 1989 TRANSPORTATION IMPROVEMENT PLAN; AND URGING THE STATE DEPARTMENT OF HIGHWAYS AND PUBLIC TRANSPORTATION TO SIGNALIZE THIS INTERSECTION AS EXPEDITIOUSLY AS POSSIBLE.

RESOLUTION NO. 88 R 78

The State Highway Department has requested a specific resolution to support the actions already taken to help push signalization of the 2 remaining intersections.

Motion to approve: S. Benavides

Second: M. Benavides, Jr.

For: 7                      Against: 0                      Abstain: 0

XIV. ADJOURNMENT

Motion to recess the meeting to Wednesday, December 7, at 5:00 p.m., Airport Director's Office: Cortez

Second: S. Benavides

For: 7                      Against: 0                      Abstain: 0

Meeting recessed at 11:55 P.M.

12/7/88 Motion to adjourn: Cortez

Second: Liendo

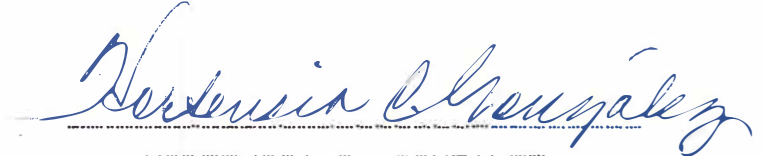
For: 5                      Against: 0                      Abstain: 0

Adjournment was at 6:30 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 DECEMBER 2, 1988 AT 4:30 P.M.

I HEREBY CERTIFY THAT ABOVE MINUTES CONTAINED IN PAGES 01 TO 36 ARE TRUE, COMPLETE, AND CORRECT PROCEEDINGS OF THE REGULAR CITY COUNCIL MEETING HELD ON DECEMBER 5, 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 14TH DAY OF DECEMBER, 1988.



HORTENCIA C. GONZALEZ

City Secretary

MINUTES PREPARED BY: Gloria M. Garza, Deputy Secretary

PASSED AND APPROVED BY CITY COUNCIL ON:

CORRECTIONS: