ORIGINAL

CITY OF LAREDO M98-R-19 May 4, 1998

MINUTES

I. CALL TO ORDER

With a quorum present Mayor Elizabeth G. Flores called the meeting to order.

TT. PLEDGE OF ALLEGIANCE

Mayor Elizabeth G. Flores led in the Pledge of Allegiance.

TTT. ROLL CALL

> In Attendance: Elizabeth G. Flores, Jose R. Perez, Louis H. Bruni, Cecilia May Moreno, Eliseo Valdez, Joe A. Guerra, Mario G. Alavardo, Gustavo Guevara, Jr., Florencio Pena, Jaime L. Flores,

Mayor Councilmember, District I Councilmember, District II Alfosso I. "Poncho" Casso, Councilmember, District III Councilmember, District IV Councilmember, District V Councilmember, Distrcit VI Councilmember, District VII Consuelo "Chelo" Montalvo, Councilmember, District VIII City Secretary City Manager

INTRODUCTORY ORDINANCES IV.

- Authorizing the City Manager to execute a lease with Webb 2. County (for use by the Laredo/Webb County Community Action Agency) for approximately 380 square feet of office space constituting Suite No. 9 of Building No. S-1 located at 1718 E. Calton Road.
 - lease term is for one (1) year commencing March 1, 1998 and ending February 28, 1999, and may be extended for one (1) term of one (1) year ending February 29, 2000;

City Attorney

- monthly rent shall be \$422.07;
- c.) previous monthly rent was \$401.97.

Ordinance Introduction: City Council

- Authorizing the City Manager to execute a lease renewal with the State of Texas General Services Commission on behalf of the University of Texas Health Science Center at San Antonio for 317 square feet of office space at the City of Laredo Health Complex located at 2600 Cedar Street.
 - term of the lease renewal will be from September 1, 1998, through August 31, 1999;
 - lessee shall pay a sum in the amount of \$345.08 rental b.) fee per month which includes the cost of utilities and

janitorial services.

Ordinance Introduction: City Council

IV. FINAL READINGS

Motion to wiave the final reading of ordinances #98-0-116, #98-0-117, #98-0-119, #98-0-0120, #98-0-121, and #98-0-122.

Moved : Cm. Perez Second: Cm. Valdez

For: 6 Against: 0 Abstain: 0

Cm. Casso and Cm. Alvarado not present.

Cm. Alvarado joined the meeting at 5:34 p.m.

4. 98-0-116 Amending the Zoning Ordinance (Map) of the City of Laredo by authorizing the issuance of a Conditional Use Permit for storage, incidental to transportation, of used batteries on Lots 1 & 2, 6 & 7, Block 12, McPherson Acres IV, located at 802 Gale Street.

Motion to amend the ordinance to read that the batteries will arrive loaded on an enclosed trailer and leave the same day as practical.

Moved : Cm. Perez Second: Cm. Alvarado

For: 8 Against: 0 Abstain: 0

Motion to approve Ordinance #98-0-116.

Moved : Cm. Perez Second: Cw. Moreno

For: 7 Against: 0 Abstain: 0

5. 98-0-117 Amending the Street Name Map of the City of Laredo by changing the name of San Pedro Street, between Foster Avenue and Bartlett Avenue, to Gust Street.

Motion to approve Ordinance #98-0-117.

Moved : Cm. Perez Second: Cw. Moreno

For: 7 Against: 0 Abstain: 0

6. 98-0-119 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 42.2 acres, as further described by metes and bounds, located at 10611 McPherson Road, from AG (Agricultural District) to B-4 (Highway Commercial District).

Motion to approve Ordinance #98-0-119.

Moved : Cm. Perez Second: Cw. Moreno

For: 7 Against: 0 Abstain: 0

7. 98-0-120 Authorizing the issuance of a Special Use Permit for a mini-storage/warehouse, on Lot 1, Block 1, Crownridge Subdivision, located at 602 Shiloh Drive.

Motion to approve Ordinance #98-0-120.

Moved : Cm. Perez Second: Cw. Moreno

For: 7 Against: 0 Abstain: 0

8. 98-0-121 Amending the Zoning Ordinance (Map) of the City of Laredo by authorizing the issuance of a Conditional Use Permit for storage of used batteries on Lot 1, Block 1, Javier Garza Plat, located at 12002 Mines Road.

Motion to approve Ordinance #98-0-121.

Moved : Cm. Perez Second: Cw. Moreno

For: 7 Against: 0 Abstain: 0

9. 98-O-122 Amending the City of Laredo FY 1997-98 Annual Budget by creating a position of Clerk II for the Traffic Department at an annual cost of \$17,468.00, including benefits and a one-time capital outlay request of \$4,000.00, and authorizing the City Manager to implement said budget.

Motion to approve Ordinance #98-0-122.

Moved : Cm. Perez Second: Cw. Moreno

For: 7 Against: 0 Abstain: 0

VI. RESOLUTIONS

10. 98-R-067 Authorizing the City Manager to accept a grant from Central Power & Light Company in the amount of \$13,000 to purchase audio visual equipment at the Laredo Public Library; and authorizing the City Manager to sign and submit any and all related documents as required.

Motion to approve Resolution #98-R-067.

Moved : Cm. Perez Second: Cw. Moreno

For: 7 Against: 0 Abstain: 0

11. 98-R-072 Authorizing the City Manager to submit a grant application to the Governor's Automobile Theft Prevention Authority in the amount of \$272,941.00 with the City designating \$91,256.00 in matching funds for a total of \$364,197.00 for funding the Laredo Auto Theft Task Force for the period of September 1, 1998 through August 31, 1999.

Motion to approve Resolution #98-R-072.

Moved : Cm. Perez Second: Cw. Moreno

For: 7 Against: 0 Abstain: 0

Cm. Casso joined the meeting at 5:45 p.m.

VII. MOTIONS

12. Approval of bid specifications and authorization to advertise for bids for the following:

a.) automotive parts, annual contract--Fleet Maintenance

b.) automotive batteries, annual contract--Fleet Maintenance The tentative bid award date is scheduled for June 15, 1998.

Motion to approve.

Moved : Cm. Perez Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

13. Award of a two-year contract to the LOW BIDDER, Fort Bend Services, Stafford, Texas, in the estimated yearly amount of \$32,640.00, for furnishing an anionic polymer used in the water treatment process. This chemical is being used on a belt press that was recently put in service. This is a new product that has not been previously purchased. All purchases will be on a per-need basis. A total of three bids were received for purchase. Funding is available in the Utilities Department-Water Treatment Division-Chemicals.

Motion to approve.

Moved : Cm. Perez Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

14. Award of a thirty-six month rental contract to the LOW BIDDER, Xerox Corporation, Laredo, Texas, in the estimated amount of \$10,979.64, for one engineering copier. This copier is especially designed to copy engineering plans (24"x 36") on regular paper. This contract is awarded based on a minimum rental contract that includes the use of the copier, all consumable supplies (except paper), and a full service contract for the contract period. A total of two bids were received for this rental. Funding is available in the Engineering Department-Design and Surveying, Contractual

Services, Machinery and Equipment.

Motion to approve.

Moved : Cm. Perez Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

15. Award of a contract to the LOW BIDDER, Little Tikes Commercial Play Systems, Laredo, Texas, in the amount of \$17,455.77, for the purchase and installation of a playground module at the Santa Fe playground area under construction. This module will be delivered within sixty days.

Motion to approve.

Moved : Cm. Perez Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

16. Award of contract to the LOW BIDDER, Wilson Fire Apparatus, New Braunfels, Texas, in the amount of \$14,145.00, for the purchase of fire hose. Five different sizes of replacement fire hose will be purchased. Delivery is expected within thirty days.

Motion to approve.

Moved : Cm. Perez Second: Cw. Montalvo

For: 8 Against: 0 Abstain: 0

17. Award of a contract to the LOW BIDDER MEETING SPECIFICATIONS, Sames Motor Co., Laredo, Texas, in the amount of \$24,014.00, for the purchase of one cargo van for the Traffic Safety Division. This van will be equipped with a CNG bi-fuel conversion package. Delivery is expected within ninety days. A total of three bids were received for this purchase.

Motion to approve.

Moved : Cm. Perez Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

18. Award of an engineering contract with EMCON Engineering and Environmental Services, Austin, Texas, for an amount not to exceed \$31,500.00 for an automated leachate collection system at the City of Laredo Landfill Type I located at Highway 359 to include surveying, engineering design, specifications for pumps, sensors, control panels, other system components and storage facility, preparation of specifications, construction plans, cost estimates, and construction management as required for compliance with the Texas Natural Resource Conversation Commission's Subtitle D Requirements of 30 TAC 330 Municipal Solid Waste Regulations.

Funding is available in the Landfill Engineer Fees.

Motion to approve.

Moved : Cm. Perez Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

19. Award of an engineering contract for an amount not to exceed \$129,114.00 to Crane Engineering Corporation, Laredo, Texas, to provide surveys and designs, and to prepare plans, specifications, and cost estimates for the Texas Avenue/Price Street Drainage Improvements, a City of Laredo 1997-98 Certificate of Obligation Issue Project. Funding is available in the 1998 Certificate of Obligation Issue-Texas Avenue/Price Street Construction Project.

Motion to approve.

Moved : Cm. Perez Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

20. Approval of amendment no. 1, an increase of \$42,800.00 to the Architectural/Engineering contract for the new fire station to be located in the vicinity of Del Mar Boulevard and Inner Loop with Cavazos & Associates, Laredo, Texas. Amendment no. 1 is to add the design and preparation of plans and specifications for the North McPherson Fire Station to be located at the intersection of McPherson and NAFTA Blvd. Funding is available in the New Fire Stations.

Motion to approve.

Moved : Cm. Perez Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

Approval of change order no. 1, a net increase of \$28,465.00 21. to the Laredo International Bridge No. 1 Pavement Reconstruction at Approaches, Phase I for off-site improvements for the Laredo International Bridge No. 2, Lane 6 to replace the existing asphalt pavement with concrete; acceptance of the Laredo International Bridge No. 2, Lane 6 to replace the existing asphalt pavement with concrete; acceptance of the Laredo International Bridge No. 1 portion as being substantially complete, and partial release of contract retainage in the amount of \$19,043.80. Ramex Construction Company, Inc., has completed all work at the Laredo International Bridge No. 1 site and this change order no. 1 is to take advantage of the contractor's competitive unit prices for similar work for Laredo International Bridge No. 2. Funding is available in the Bridge System Construction Projects.

Motion to approve.

Moved : Cm. Perez Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

- 22. Approval of amendment no. 11, an increase of \$163,632.50 to the engineering contract with Hellmuth, Obata & Kassabaum (HOK), Dallas, Texas, for additional engineering services to include the redesign and repackage of previously approved plans and specifications for the construction of a new parallel taxiway at the New Laredo International Airport Passenger Terminal and Related Airside/Landside Improvements. The original contract amount was \$1,135,000.00. This amendment bring the total contract amount to \$2,800,828.46. Funding is available in the Airport Project Engineer Fees.
- 23. Authorizing the City Manager to accept a proposal submitted by the Seven Flags Veterinary Medicine Association to conduct professional veterinary services for the Spring Rabies Vacuna Campaign; and additionally, to offer an agreement to the other respondent to the R.F.P. to provide back-up professional services, if necessary.

Ralph Neill a local veterinarian spoke on vaccination procedures stating that state law mandates that records on vaccination should be kept in alphabetical order. Adding that he spoke to Ms. Isabel Mendes at the animal shelter and found out that her records are being kept by tag number. Adding that he thought it was of interest to City Council to follow up on the information that he was providing.

Motion to approve.

Moved : Cm. Perez Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

24. Authorizing the City Manager to submit a combined grant application for prevention and risk reduction activities to the Texas Department of Health for continuation of the HIV Prevention Activities Project of the City of Laredo Health Department.

Motion to approve.

Moved : Cm. Perez Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

25. Authorizing the City Manager to submit a grant application to the Texas Department of Health for continuation of the Maternal and Child Health (M&CH) Title V Program of the City of Laredo Health Department.

Motion to approve.

Moved : Cm. Perez Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

26. Confirming the nomination by the City Manager of Gustavo Guevara, Jr., as City Secretary of the City of Laredo as per City Charter, Article 2, Section 2.16.

Motion confirming Gustavo Guevara, Jr., as the City Secretary as per City Charter Article 2, Section 2.16.

Moved : Cm. Perez Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

Cw. Montalvo stated that she would like to see the City Secretary running the City elections.

27. Acceptance of the "Removal of Six 25,000 Gallon UST's and Ancillary Equipment from the Airport Fuel Farm Project" and approval of final payment in the amount of \$3,174.86 to Applied Earth Sciences, Inc., Corpus Christi, Texas.

Motion to approve.

Moved : Cm. Perez Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

- 28. Refund of property taxes to the following individuals and companies:
 - a.) Rodolfo and Sylvia Santillan in the amount of \$1,528.28, due to a clerical error.
 - b.) Master Lease Corporation Division of Tokai Financial Services, Inc., in the amount of \$1,096.35, due to a clerical error.

Motion to approve.

Moved : Cm. Perez Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

VIII. CITY MANAGER'S REPORT

29. Status report regarding the implementation of the City of Laredo FAR PART 150 Airport Noise Compatibility Program and installation of the Terminal Automated Radar Display Information System (TARDIS).

Jose Flores, Airport Director, announced that on April 15 of the present year, Vice-President Al Gore, had awarded \$5 million for the noise program and \$3.3 million to be used for parallel taxiway construction. Further stated that staff is presently amending the contract with HOK to repackage and rebid the taxiway construction and that once the bids are completed they will be submitted to FAA so that the noise grant will be issued.

Mr. Flores continued to state that staff will be visiting other airports between the next two weeks to formulate plans of implementation. Good news is that there is money out there that is made available to the City of Laredo.

Cm. Bruni stated that he was not aware of how the money was to be distributed. Continued to say that he thought that the money used for the taxiway construction would be deducted from the \$3.3. Mr. Flores explained that due to the preliminary estimates exceeding the \$3.3 the repackaging and rebidding had to be done.

Cm. Bruni asked that if once the federal guidelines on the distribution are received, are we to fund this money to the highest decibel area or fund it to the areas that are not impacted to that degree. Mr. Flores stated that once information is received on how many families are willing to sell and relocate and others that wish to stay and sound proof we will know how these monies will be distributed.

Cm. Bruni requested to have Town Hall Meetings, with Council approval, with residents that are impacted by this noise pollution problem so that they will be aware of how this money is to be distributed and how this information is coming in from Washington. Perhaps weekly or bi-weekly meetings with area neighborhoods, starting with the Milton area and the Country Club Estates area. Once guidelines are received we should announce these Town Hall Meetings on Public Access.

30. Acceptance of the final National Pollutant Discharge Elimination System (NPDES) permit issued by the United States Environmental Protection Agency regarding the City's NPDES storm water discharge requirements compliance with 40 Code of Federal Regulations (CFR) 122 and 124.

Florencio Pena, City Manager, stated that this is a very significant step that the city has achieved in obtaining a permit approval to manage the water urban run-off which is a goal of the federal government to protect the rivers and lakes that are the recipients of urban run-off. This will require the city to undertake projects and programs that will cost some money but this is to ensure that the water empited into the Rio Grande and other systems of water are free from urban pollution.

Motion to accept the final National Pollutant Discharge Elimination System (NPDES) permit.

Moved : Cm. Bruni Second: Cm. Alvarado

For: 8 Against: 0 Abstain: 0

31. Status report on the progress of the Chacon Creek Interceptor Project, with possible action.

Fernando Roman, Utilities Director, stated that the Chacon Creek Interceptor Porject is at a standstill due to the environmental review. The review was finished back in November of 1997 nd requested that the Water Development Board review the environmental documents but were told that they could not because this was an EPA funded project. The review was then submitted to EPA in December of 1997, and expected it to be returned by late Fecbruary of 1998. We then contacted them in March only to be told that due to their overlaod the review would not be finished until six months from that date. Mr. Roman then concluded that he must come up with a contingency plan to be able to continue with the project.

32. Status report on the Colonias Facility Plan and financial application.

Fernando Roman, Utilities Director, stated that they have turned all the documents in to the Texas Water Development Board and the facility plan is currently being reviewed.

From a list of 10 items that were requested from staffers we are down to 2 items:

the cost of the water rights which we quoted at a cost of \$750 but are trying to establish the value at \$1,200 because we do not want to be short changed in the monies that we are to receive from the board; and

to refurnish the calculations for the project because the facility plan that was presented omitted the inclusion of two booster stations.

Jerry Robinson, Health Director, reported that they have been involved in sewage disposal system development in Webb County and occasionally in the City of Laredo, when it is too far from the interceptor lines. We are also the authorized agents for TNRCC for sizing, permitting, and reviewing the engineering designs for on-site sewage disposal systems. I would like to concur with what the City Manager said that we are potentially facing a significant problem in the colonias that are being provided water in those areas where there is no public sewage.

Cm. Alvarado asked that this item be brought back to Council after developing an action plan and a specific time frame and discussing it with the county so that we may work with state representatives to get this additional monies to cover the Mines Road area.

33. Request for Executive Session pursuant to Texas Government Code Section 551.071(1)(a) to discuss contemplated litigation

regarding Highland Subdivision Unit III and the North Laredo Wastewater Reclamation Plant, and return to open session for possible action thereon.

Motion to table.

Moved : Cm. Perez Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

IX. COMMUNICATIONS

Cm. Alvarado thanked Central Power and Light for the \$13,000 donation that was part of item 10. He also reminded the Council of the Annual Mother's Day Concert that is taking place on Wednesday, May 6th. Also, requested to know why an item on the Santa Maria Road drainage and construction project that he asked to place on the agenda had not been included, but will be discussed at the next meeting.

Cm. Casso stated that he addressed the Council with neither rancor or bitterness at the end of his term with the council but with one purpose in mind of serving my city. Further stating that he left with a great sense of humility and great pride through no virtue or accomplishments of my own. That his last four years with on the council he tried to pursue the truth no matter what the cost. And that his philossphy and campaign has always been to serve the underpriveleged of this community. He thanked the council, especially Cw. Montalvo, Cm. Bruni, and Cm. Guerra who were his strongest allies and together had changed Laredo politics. Also, thanked City Manager, Florencio Pena, City Secretary, Gustavo Guevara, and Larry and Luis Dovalina.

Cm. Guerra asked for a traffic control device study at the corner of Encino and Mann Road and a pedestrian crosswalk at Saint Patrick's Church on Del Mar Boulevard across from the Fire Station and requested that these two items be placed on the next agenda.

X. CITY COUNCIL PRESENTATION AND DISCUSSION

- 34. Requests by Mayor and City Council members for presentation and discussion.
 - A. Requests by Council member Louis H. Bruni
 - 1. Status report on the implementation of the TRAK System (Technology to Recover Abducted Kids) on the abduction of Carla Espinosa.

Fructoso San Miguel, Assistant Police Chief, reported that they used the TRAK System and the news media stating that after the announcement aired the young girl had contacted her parents and she had been picked up by

them.

2. Status report on the Brown & Root Drainage Project at the Laredo International Airport, with possible action.

Cm. Bruni stated that he had received a letter from County Commissioner Rick Reyes, with this letter he attached a letter that he had received from Mr. Rogelio Rivera. On his letter, Mr. Rogelio Rivera stated that there were no funds earmarked for thr \$10,000 cost for the drainage that is needed because of the run off that occurs to the Paul Young area, to the country club area and to an area due south of the runway. Mr. Reyes stated on his letter that a drainage study was not conducted when these particular improvements were done. This study was to be conducted according to state law. He further stated that the county is unable to get involved in this particular project; therefore, the City of Laredo needs to get \$10,000 for the expansion of this drainage project. Cm. Bruni had a diagram to include for the record.

Rogelio Rivera, City Engineer, replied that they were instructed to contact the county for the cost sharing of the \$10,000 consultant fee since we had received a proposal from a consultant firm to do the drainage project study.

Motion to instruct staff to find the additional necessary funding (\$10,000.00) to do a study and to include the scope of this particular area into the Brown & Root Drainage Project.

Moved : Cm. Bruni Second: Cw. Montalvo

For: 8 Against: 0 Abstain: 0

3. Status report of the POPS (Property Oriented Police Services) Program at the Eastwood Subdivision, with possible action.

Fructoso San Miguel reported that they have one week remaining in the Chacon area. Requested one to one and a weeks to move on to the Eastwood Subdivision.

Cm. Bruni asked that they include the 3300 block of Mier Street to the Eastwood Project.

4. Status report on all street lighting inventory in the residential area of District II, with possible action.

Luis Landin, Traffic Manager, said that on Cm. Bruni's concern of the area north of Saunders, to south of Stewart, west of Martin and east of Ejido will be included in Phase V of the street lighting project. We are currently waiting for CP&L proposals. Funds are

available for the lighting that will be converted from 7,000 to 16,000 lumen.

Cm. Bruni asked for staff to review the ordinance in order to decrease the distance requirements, specially in new subdivisions. And come back with a report of areas where the 300 foot criteria is not met by ordinance. And either decide to reduce the distance to 200 feet or increase the lumen as indicated.

- B. Requests by Council member Alfonso "Poncho" Casso, Jr.
 - Discussion and possible action regarding the positions of Assistant to the City Manager/Public Information Officer and the Administrative Assistant to the Mayor & City Council.

Florencio Pena, City Manager, quoted from the minutes of September 22, 1995 that stated that as far as the role of the Public Information Officer the basic functions are:

to generate information regarding city projects for dissemination into the community; to work with public access and the mayor and city council; to develop speaking points (agendas and/or speeches); and to develop information programs to be viewed by the community.

Mr. Pena further stated that the Public Information Officer has three basic functions:

to coordiante city-wide calendar of events; to assist department directors and staff in the dissemination of public information; and serve as an advisor to the City Manager, City Council and department heads on communications issues.

Cm. Casso requested to know about the duties of the Adminstrative Assistant to the City Council. Stating that she should be kept in this position but needs to be reminded that she reports to both the Mayor and City Council, not only to the Mayor. Further stating that she needs to be separated from the City Manager's office.

- C. Requests by Council member Eliseo Valdez, Jr.
 - 1. Request that staff investigate the feasibility of using the abandoned railroad bridge at Zacate Creek for pedestrian use.

Cm. Valdez stated that this bridge is a potentail hazard and all it needs is resurfacing, railing, and lighting and is requesting that staff initiates a study

and come back with some cost estimates to convert it into a pedestrain bridge. City Manager Florencio Pena stated that a report would be presented to City Council at the last meeting in May.

- D. Requests by Council member Mario G. Alvarado
 - 1. Request to lift the present City Council moratorium on planned unit developments, with possible action.

Cm. Alvarado stated that there was a need to go ahead and lift the moratorium and look at each of the developments on their own merits and have staff come back with their recommendations to make changes on the ordinance regarding the PUDs.

Keith Selman, City Planner, recommended that City Council reverse previous action on the PUDs.

Motion to reverse previous council action.

Moved : Cm. Alvarado Second: Cm. Valdez

For: 8 Against: 0 Abstain: 0

Mayor Flores named Cm. Valdez, Cm. Bruni, and Cm. Alvarado to serve on the PUD (Planned Unit Development) Committee to look at these issues.

XI. PUBLIC HEARINGS

35. Public hearing approving an amendment to the contract with the Texas Department of Health and Budget Revision to reflect the additional amount of \$320,759 in direct assistance for the Immunization Action Plan Project of the City of Laredo Health Department for the period beginning January 1, 1998, through December 31, 1998.

Introduction of an Ordinance Approving an amendment to the contract with the Texas Department of Health and Budget Revision to reflect the additional amount of \$320,759 in direct assistance for the Immunization Action Plan Project of the City of Laredo Health Department for the period beginning January 1, 1998, through December 31, 1998.

Motion to open the public hearing.

Moved : Cm. Bruni Second: Cm. Alvarado

For: 8 Against: 0 Abstain: 0

There was no public input.

Motion to close the public hearing and introduce the ordinance.

Moved : Cw. Moreno Second: Cm. Guerra

For: 8 Against: 0 Abstain: 0

Ordinance Introduction: City Council

36. Public hearing authorizing the issuance of City of Laredo, Texas Combination Tax and Airport Revenue Certificates of Obligation, Series 1998, in the principal amount of \$1,430,000.00 for the purpose of paying all or a portion of the City's Contractual Obligations for the purpose of acquisition of land at the municipal airport in connection with the settlement of a lawsuit in reference to noise abatement at the City's airport and the payment of legal and fiscal fees in connection with this project, and other matters relating thereto.

Introduction of an Ordinance

Authorizing the issuance of City of Laredo, Texas Combination Tax and Airport Revenue Certificates of Obligation, Series 1998, in the principal amount of \$1,430,000.00 for the purpose of paying all or a portion of the City's Contractual Obligations for the purpose of acquisition of land at the municipal airport in connection with the settlement of a lawsuit in reference to noise abatement at the City's airport and the payment of legal and fiscal fees in connection with this project, and other matters relating thereto.

Motion to open the public hearing.

Moved: Cw. Moreno Second: Cm. Alvarado

For: 8 Against: 0 Abstain: 0

Cm. Bruni stated that for the record he wanted the City Attorney to reword the ordinance and make it clear that this money is to acquire land to eliminate the noise pollution by extending the runway 2,000 feet to the north.

There was no public input.

Motion to close the public hearing and introduce the ordinance.

Moved: Cm. Guerra Second: Cm. Valdez

For: 8 Against: 0 Abstain: 0

Ordinance Introduction: City Council

37. Public hearing authorizing the issuance of a Special Use Permit for a bar in the Mercado Historic District, on Lot 1, Block 33, Western Division, located at 919 Lincoln St. The

Planning and Zoning Commission recommends denial of Special Use Permit.

Introduction of an Ordinance Authorizing the issuance of a Special Use Permit for a bar in the Mercado Historic District, on Lot 1, Block 33, Western Division, located at 919 Lincoln St.

Motion to open the public hearing.

Moved : Cm. Perez Second: Cw. Montalvo

For: 8 Against: 0 Abstain: 0

Attorney Julio Garcia approached the Council to request that his client, Ms. Esther Rivera be issued the Special Use Permit to open up a bar on the corner of Lincoln Street and Flores Avenue. Ms. Rivera was notified that her request for this permit was being denied. Mr. Garcia stated that the only information his client was given by the Planning and Zoning Commissison was a document from Margarita Araiza, from the Webb County Heritage Foundation, stating that that she opposed the opening of the bar due to the increased criminal activity as a result of the numerous bars located all throughout the historic district.

Mayor Flores asked Mr. Garcia if he was aware of what a Special Use Permit indicated and read for his information the impact analysis. Mr. Garcia stated that his client, Ms. Rivera was willing to comply with any requirements placed by the City Council for the use of this special permit.

Cm. Casso stated that it was not the requirements but that the key issue is that Council has taken a stand to not issue permits for any bars around the historical district because of problems in the past and that this area is housing the Laredo Center For the Arts and that it is reared for the family.

City Attorney Jaime Flores stated that he wanted to advise council that even if there were a request to meet all the specific requirements, council has the authority and the discretion in considering the use of the land.

Larry Dovalina said that he had a principal concern and further stated that the city has spent a great deal of money in promoting the city in other areas and has rededicated its efforts in providing visitor information at the location and you are considering opening a bar 30 feet from our doorsteps. We have had people come in to our facility to tell us that they are being solicited for activities that are being conducted at the other bars in this area.

Elizabeth Gill stated that she was going to reiterate on what Ron Whitehawk had stated the week before about revitalization. "Do we want a lot of bars and loan companies or businesses and tourist attraction?"

Motion to close the public hearing and concur with P&Z to deny the special use permit.

Moved : Cw. Montalvo Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

XII. MOTION TO RECESS AND CONVENE AS THE LAREDO MASS TRANSIT BOARD

Motion to recess as City Council and convene as The Laredo Mass Transit Board.

Moved : Cm. Perez Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

38. Approval of change order no. 1, a decrease of \$3,132.00 for the balance of quantities actually constructed in place, acceptance of the project for remediation and removal of contaminated soil at the Bus Hydraulic Lift in conjunction with the El Metro Maintenance Facility Expansion Project, and approval of final payment in the amount of \$1,150.00 to TAC Environmental Company, Laredo, Texas. Funding is available in the Transit Facility Improvements (Section 3 Grant).

Motion to approve.

Moved : Cm. Perez Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

Motion to adjourn as The Mass Transit Board and convene as City Council.

Moved : Cm. Moreno Second: Cw. Montalvo

For: 8 Against: 0 Abstain: 0

XIII. ADJOURNMENT

Motion to adjourn.

Moved : Cm. Perez Second: Cw. Moreno

For: 8 Against: 0 Abstain: 0

Adjournment time: 7:40 p.m.

I hereby certify that the above minutes contained in pages 01 to 17 are true, complete, and and correct proceedings of the City Council Meeting held on the 4th day of May, 1998.

Gustavo Guevara, Jr.

City Secretary