CITY OF LAREDO CITY COUNCIL MEETING M98-R-27 JULY 6, 1998 5:30 P.M.

I. CALL TO ORDER

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

II. PLEDGE OF ALLEGIANCE

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

III. ROLL CALL

IN ATTENDANCE:
Elizabeth G. Flores,
Alfredo Agredano,
Louis H. Bruni,
John C. Galo,
Cecilia May Moreno,
Eliseo Valdez, Jr.,
Joe A. Guerra,
Mario G. Alvarado,
Consuelo "Chelo" Montalvo,
Gustavo Guevara, Jr.,
Florencio Pena, III,
Jaime L. Flores,

Mayor
Councilmember, District I
Councilmember, District III
Councilmember, District III
Councilmember, District IV
Councilmember, District V
Councilmember, District VI
Councilmember, District VIII
Councilmember, District VIII
Councilmember, District VIII
Councilmember, District VIII
City Secretary
City Manager
City Attorney

IV. MINUTES

2. City Council Meeting, May 18, 1998 City Council Meeting, June 1, 1998 City Council Meeting, June 2, 1998 City Council Meeting, June 15, 1998

Motion to approve.

Moved : Cm. Valdez Second: Cm. Alvarado

For: 6 Against: 0 Abstain: 0 Cm. Bruni and Cm. Galo were not present at this time. Cm. Bruni and Cm. Galo came in at 5:35 p.m.

V. INTRODUCTORY ORDINANCE

3. Ordinance granting to Medina Electric Cooperative, Inc., its legal representatives, successors, lessees and assigns, as the grantee, herein, certain powers, licenses, rights-of-way, privileges and franchise to construct and maintain in the City of Laredo, Texas, as now or hereafter constituted, and electric power utility system in said city and to use the streets, avenues, easements, rights-of-way, alleys, highways, sidewalks, bridges and other structures and places and public grounds in said City for a period of ten (10) years with one (1), ten (10) year renewal period subject to renegotiation by the parties; and prescribing certain rights, duties, terms and conditions herein mentioned and providing for the payment to said City of a percentage of certain receipts of grantee from its operations therein; and providing for the acceptance of this ordinance by grantee; and containing a savings clause, and providing for publication and an effective date.

Ordinance Introduction: City Council

4. Ordinance closing as a public easement a 17.7 feet wide alley dedicated for public use in Block 795, Eastern Division, City of Laredo, Webb County, Texas, which traverses the middle of said block from east to west through its entire length, and abuts the north side of Lots 7,8,9, 10, 11 & 12, and abuts the south side of Lots 1, 2, 3, 4, 5, & 6; providing for the reversion of the public's interest in said alley to the abutting owners, and providing for an effective date.

Ordinance Introduction: City Council

5. Ordinance closing as a public easement that section of Ejido Avenue between Frost and Lyon Streets also known as the 2900 block of Ejido, situated in the Eastern Division, City of Laredo, Webb County, Texas, and providing for an effective date.

Ordinance Introduction: City Council

6. Ordinance authorizing the City Manager to execute all necessary documents to effectively convey title to the State of Texas for one tract of land containing 99.611 acres of land, more or less. Said tract of land being described as:
Parcel 1 - containing 30.163 acres of land, more or less,
Parcel 2 - containing 67.602 acres of land, more or less, and
Parcel 3 - containing 1.846 acres of land, more or less;
and having been acquired in fee simple for the construction of an access road connecting the Laredo Northwest International
Fourth Bridge and related facilities to Interstate Highway 35.
Said tract being located in Porcion 20, Abstract 48, Webb

Ordinance Introduction: City Council

and providing for an effective date.

7. Ordinance setting the maximum speed limits in that portion between Arkansas Avenue east to the city limits on U.S. Highway 59, within the city limits of Laredo, Webb County, Texas, as defined in TX-DOT Control Section Map 0542-01 as follows:

County, Texas; being generally described by metes and bounds;

55 MPH from Milepoint 42.755 to Milepoint 42.854 50 MPH from Milepoint 42.854 to Milepoint 43.551 45 MPH from Milepoint 42.854 to Milepoint 45.382

Motion to table this item until the representative from TXDOT arrives.

Moved : Cm. Alvarado Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

Motion to take from the table.

Moved : Cm. Bruni Second: Cm. Alvarado

For: 8 Against: 0 Abstain: 0

Cm. Bruni stated that he would like to see a 45 MPH speed limit from all the way to Heritage Park.

Mr. Jesus Sanchez from TXDOT stated that the request from Cm. Bruni was not possible because according to their guidelines it is already at the lowest speed permissible.

Cm. Bruni requested that there be more police enforcement and asked TXDOT to revisit and reevaluate that section as soon as time would permit.

Ordinance Introduction: City Council

VI. FINAL READINGS

Motion to waive the final readings of Ordinances #98-O-158, #98-O-169, #98-O-170, #98-O-171, #98-O-172, #98-O-173, #98-O-174, #98-O-175, #98-O-176, #98-O-177, #98-O-178, #98-O-179, #98-O-180.

Moved : Cm. Guerra Second: Cw. Montalvo

For: 8 Against: 0 Abstain: 0

8. 98-O-158 Ordinance amending Ordinance No. 92-O-098 granting Southwestern Bell Telephone Company ("Telephone Company") the non-exclusive right to use the rights-of-way in the City for its telecommunications business, by amending Section 4 to extend the franchise term for a period of sixty days from the date of expiration of May 30, 1998 until July 29, 1998; providing for publication and effective date. (City Council)

Motion to approve Ordinance #98-0-158.

Moved : Cw. Montalvo

Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

9. 98-0-169 Ordinance amending Sections 24.63, 24.65.15 and 24.65.16 of the Laredo Land Development Code by allowing for the storage of hazardous materials, incidental to transportation and storage, in M-1 (Light Manufacturing Districts) and storage and handling of hazardous materials in M-2 (Heavy Manufacturing Districts). (City Council)

Motion to approve Ordinance #98-0-169.

Moved : Cw. Montalvo Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

10. 98-0-170 Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning the north 1/3 of Lot 5, and the north 1/3 of the east 56.56 feet of Lot 6, Block 1021, Eastern Division, located at 3316 S. Buena Vista Avenue, from R-3 (Mixed Residential District) to B-1 (Limited Business District). (Councilmember Alfredo Agredano)

Motion to approve Ordinance #98-0-170.

Moved: Cw. Montalvo Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

11. 98-O-171 Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 10.7286 acres, as further described by metes and bounds, located on SH359 east of the Bob Bullock Loop, from R-1 (Single Family Residential District) to M-1 (Light Manufacturing District). (Councilmember Alfredo Agredano)

Motion to approve Ordinance #98-0-171.

Moved : Cw. Montalvo Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

12. 98-0-172 Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 11.6087 acres, as further described by metes and bounds, located on the southwest corner of the intersection of Orango Boulevard and River Front Road, from R-3 (Mixed Residential District) to R-1-MH (Single Family Manufactured Housing District).

(Councilmember Alfredo Agredano)

Motion to approve Ordinance #98-0-172.

Moved : Cw. Montalvo Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

13. 98-O-173 Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 1, Block 126, Eastern Division, located at 3619 Monterrey Avenue, from R-3 (Mixed Residential District) to B-1 (Limited Business District). (Councilmember Eliseo Valdez Jr.)

Motion to approve Ordinance #98-0-173.

Moved : Cw. Montalvo Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

14. 98-0-174 Ordinance amending Ordinance no. 98-0-120 authorizing the issuance of a Special Use Permit for a ministorage, on Lot 1, Block 1, Crownridge Subdivision, located at 602 Shiloh Drive by changing the name of the person to whom the Special Use Permit is issued. (Councilmember Joe A. Guerra)

Motion to approve Ordianance #98-0-174.

Moved : Cw. Montalvo Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

15. 98-O-175 Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 5, Block 8, Crownridge Subdivision, Unit I, located at 510 Shiloh Drive, from R-2 (Multi-Family Residential District) to B-3 (Community Business District).

(Councilmember Joe A. Guerra)

Motion to approve Ordinance #98-0-175.

Moved : Cw. Montalvo Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

16. 98-O-176 Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 15.764 acres, as further described by metes and bounds, located at east of FM1472 at the World Trade Center Loop, from AG (Agricultural District) to M-1 (Light Manufacturing District). (Councilmember Mario G. Alvarado)

Motion to approve Ordinance #98-0-176.

Moved : Cw. Montalvo Second: Cm. Bruni For: 8 Against: 0 Abstain: 0

17. 98-0-177 Ordinance amending Section 24.63.2 of the Laredo Land Development Code to allow the location of political campaign headquarters in certain zoning districts.

(City Council)

Motion to approve Ordinance #98-0-177.

Moved: Cw. Montalvo Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

18. 98-0-178 Ordinance amending the City of Laredo's 1997-1998 annual budget in the amount of \$115,168.00 for the Criminal Justice Division Grant from the Office of the Governor. The Office of the Governor is contributing \$78,172.00 with the City designating \$36,996.00 in matching funds. These funds for the Domestic Violence grant under the Violence Against Women Act (VAWA) is for the period of June 1, 1998 through May 31, 1999. (City Council)

Motion to approve Ordinance #98-0-178.

Moved : Cw. Montalvo Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

19. 98-0-179 Ordinance amending City of Laredo's 1997-1998 budget in the amount of \$1,052,415.00. Of this amount, \$758,249.00 is grant funds, with the City designating \$294,166.00, in matching funds for a grant from the Criminal Justice Division for Multi-Agency Narcotics Task Force for the period of June 1, 1998 through May 31, 1999 and authorizing the City Manager to sign any and all documents pertaining to this grant application. (City Council)

Motion to approve Ordinance #98-0-179.

Moved : Cw. Montalvo Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

20. 98-0-180 Ordinance amending City of Laredo FY 1997-98 Annual Budget by creating three (3) Civil Engineer I positions to assist with project management and inhouse project quality control. These positions will be funded from the 1998 bond projects, for approximately one month for a total of \$11,250.00 including benefits, and authorizing the City Manager to implement said budget. (City Council)

Florencio Pena, City Manager, stated for the record that we will only charge to the project fund the actual salary of these engineers and not any amount over their actual salaries.

Motion to approve Ordinance #98-0-180.

Moved: Cw. Montalvo Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

VII. RESOLUTIONS

21. 98-R-102 Confirming appointment and reappointment by the Mayor of the members to the Policy Committee of the Metropolitan Planning Organization (MPO) and reappointing Maria Luisa Mendiola to the Library Board.

Mayor Flores named Cw. Moreno, Cm. Galo, and Cm. Alvarado to the MPO.

Motion to approve Resolution #98-R-102.

Moved : Cm. Galo Second: Cw. Moreno

For: 8 Against: 0 Abstain: 0

22. 98-R-103 Authorizing the City Manager to submit a grant in collaboration with the Laredo Community College et al, for the South Texas Telecommunications Consortium Discovery Grant Program (Texas Telecommunications Infrastructure Fund) in the amount of \$53,646.00, and is directed to execute any and all related documents as required.

Motion to approve Resolution #98-R-103.

Moved : Cm. Guerra Second: Cm. Alvarado

For: 8 Against: 0 Abstain: 0

23. 98-R-104 Declaring the public necessity to acquire the "Surface Only" of 25,142.34 square feet (0.5772 of an acre) tract of land, more or less, necessary as right-of-way for the widening of Cherry Hill Drive from the North right-of-way line of Pappas Street, North to the South right-of-way line Ponderosa Street. Said tract of land being situated in Survey 1020 and partly in the Original City of Laredo Tract in the Laredo Air Base Enclosure, Webb County, Texas; more particularly described by metes and bounds; and authorizing the City Attorney to initiate eminent

domain proceedings to acquire said parcel if staff is unable to acquire through negotiations due to inability to agree to a purchase price, conflict of ownership, owner refusal to sell, and/or inability to locate the listed owner.

Motion to approve Resolution # 98-R-104.

Moved : Cm. Bruni Second: Cm. Guerra

For: 8 Against: 0 Abstain: 0

24. 98-R-105 Declaring the public necessity to acquire the "Surface Only" of 0.0224 (974.94 square feet) parcel of land, more or less, necessary as right-of-way for the improvement of Orilla Avenue from Mann Road to Carrillo Road. Said parcel of land being situated in the Carrillo Road Development, 10.2406 acre tract, Webb County, Texas; being more particularly described by metes and bounds; and authorizing the City Attorney to initiate eminent domain proceedings to acquire said parcel of land if staff is unable to acquire through negotiations due to inability to agree to a purchase price, conflict of ownership, owner refusal to sell, and/or inability to locate the listed owner.

Motion to approve Resolution #98-R-105.

Moved : Cm. Galo Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

25. 98-R-107 Authorizing the City Manager to accept a donation from the Texaco Corporation in the amount of \$125.00 for the purchase of five (5) canine badges for the Laredo Police Department canines. This money is strictly a donation and there are no matching funds required.

Motion to approve Resolution #98-R-107.

Moved : Cm. Galo Second: Cm. Alvarado

For: 8 Against: 0 Abstain: 0

26. 98-R-108 Recognizing the formation of the Laredo Homeless Coalition composed of members of local public/private organizations for the purpose of addressing the needs of Laredo's homeless population. The Coalition's mission is to create and maintain a local continuum of care system through which homeless individuals and families can secure housing and the necessary support services in order to end the state of homelessness,

promote self-sufficiency, and ultimately live independently.

Motion to approve Resolution #98-R-108.

Moved : Cm. Alvarado Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

27. 98-R-109 Accepting a Grant in the amount of \$8,300,000.00 from the Federal Aviation Administration, Airport Improvement Program and appropriating the sum of \$1,616,667.00 as the local match and authorizing the City Manager to execute the grant agreement. The local match is available in the FY 1997-1998 Airport Fund Budget. The federal and local funds will be used to implement Laredo's FAA approved FAR PART 150 Airport Noise Compatibility Program and to construct a portion of a parallel taxiway. The Airport Noise Compatibility Program is a voluntary program consisting of acquisition in fee simple of noise impacted residents located in the FAA approved areas near the airport, or sound proofing said residential structures in exchange for an aviation easement, or simply acquiring an aviation easement from the property owner.

Motion to approve Resolution #98-R-109.

Moved : Cm. Guerra Second: Cm. Galo

For: 8 Against: 0 Abstain: 0

28. 98-R-110 Appointing the nominees of District I Council Member Alfredo Agredano, to the Airport Advisory Board, Planning and Zoning Commission, Telecommunications Commission, and the Transportation Safety Advisory Board.

Cm. Agredano appointed the following persons:
 Juanita I. Martinez Planning & Zoning
 Daniel Donovan Telecommunications
 Frank Quesada Transportation
 Dr. Michael Landeck Airport

Motion to approve Resolution #98-R-110.

Moved : Cm. Guerra Second: Cm. Alvarado

For: 8 Against: 0 Abstain: 0

VIII. MOTIONS

29. Approval of bid specifications and authorization to advertise

for bids for the following:

- a) office furniture Police Substation
- b) laser printing/mailing of 1998 tax statements Tax Department
- c) uniforms Bridge System
- d) recycling blue bags Public Works Department
 A tentative bid award date is scheduled for August 3, 1998.

Motion to approve.

Moved : Cm. Bruni Second: Cm. Valdez

For: 8 Against: 0 Abstain: 0

30. Approval of bid specifications and authorization to advertise for bids on traffic signal mast arms and poles. This hardware material will be utilized for two (2) new traffic signal installations at Arkansas Ext./Bartlett Avenue, and Bustamante Street/Meadow Avenue and for the replacement of several traffic signal poles on U.S. 59 at Arkansas Avenue, Bartlett Avenue, and Meadow Avenue as a result of the U.S. 59 reconstruction project.

Motion to approve.

Moved : Cm. Bruni Second: Cw. Moreno

For: 8 Against: 0 Abstain: 0

31. Approval of specifications and authorization to Request Proposals for the Airport Liability Insurance and Blanket Public Employee Dishonesty Bond.

Motion to approve.

Moved : Cw. Moreno Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

- 32. Approval to select and authorization to negotiate professional contracts for engineering services to design and prepare plans and specifications and provide cost estimates for the following projects:
 - 1. Sidewalks at the Approaches to Clark Elementary School to be designed In-House. Funding is available in the Capital Improvement Fund Clark Elementary Sidewalks.
 - 2. Extension of University Boulevard West of Bob Bullock Loop and vacating of a portion of Casa Verde Road to Howland Engineering and Surveying Company. Funding is available in Capital Improvement Fund Extension of University Boulevard/Casa Verde Road.
 - 3. Preparation of an NPDES Storm Water Pollution Plan for the Laredo Landfill on Highway 359, with the option of similar services for other closed landfills on Highway 59

and Mines Road to Rust Lichliter Jameson. Funding is available in Landfill Purchased Prof. Services.

The Engineering Contract Review Committee concurs with the recommendation.

Motion to approve.

Moved : Cm. Bruni Second: Cm. Alvarado

For: 8 Against: 0 Abstain: 0

33. Approval of selection of consultant and award of an architectural/engineering contract to Design Group International, Laredo, Texas, for an amount not to exceed \$22,500.00 to provide surveys, design and preparation of plans and specifications and cost estimates for the expansion of the Santo Nino Health Center located at 2200 Zacatecas Street and an additional scope of work to evaluate the current space occupied by the City of Laredo Branch Library. This project is on a fast track basis so that completion of the project occurs by December 1998. Funding is available in the Health Fund Women, Infants, and Children (W.I.C.) Capital Outlay/Buildings. The Engineering Contract Review Committee concurs with the recommendation.

Rogelio Rivera, City Engineer, clarified that the \$22,500 is for the Santo Nino Hall Center only and does not include the Branch Library expansion.

Motion to approve.

Moved : Cm. Bruni Second: Cm. Alvarado

For: 8 Against: 0 Abstain: 0

34. Award of an engineering contract to Porras Engineering Company, Laredo, Texas, for an amount not to exceed \$15,660.00 to include boundary and topographic surveys, surveys for drainage easements, design and preparation of plans and specifications for the Chaparral Drainage Improvements from Calton Road to Canal Street. Funding is available in the 1998 CO Issue Drainage - Park/Chaparral.

Motion to approve.

Moved : Cm. Bruni Second: Cw. Moreno

For: 8 Against: 0 Abstain: 0

35. Award of six month supply contracts to the **LOW BIDDERS**,
A to Z Tire & Battery, Laredo, Texas (\$42,075.01), Goodyear
Auto Store, Laredo, Texas (\$40,156.30), and Tire Center, San
Antonio, Texas (\$29,214.04) to supply tires and tubes for all
City vehicles. The bid pricing is approximately 3% less than

the previous contract period. A total of three bids were received for this purchase. Funding is available in the Fleet Maintenance Fund - Fleet Charges.

Motion to approve.

Moved : Cm. Bruni Second: Cw. Moreno

For: 8 Against: 0 Abstain: 0

36. Award of an annual service contract to the LOW BIDDER, Lawn Masters, Laredo, Texas, in the amount of \$100,398.00, for providing ground maintenance services for the Utilities Department, the Bridge System, the Parks Department, Police Department, and the Public Library. The contract includes cutting cycles at all three International Bridge locations, the water plants, booster stations, the wastewater treatment plants, storage tank locations, utility easements, the Clark Street median, the Police Station, and the Public Library. The contract shall be for a one year period with an option for a second year. The bid pricing is approximately 5% less than the previous contract amount. A total of six bids were received for these services. Funding is available in each departments respective contractual line items.

Motion to approve.

Moved : Cm. Bruni Second: Cw. Moreno

For: 8 Against: 0 Abstain: 0

37. Award of six month supply contracts to the **LOW BIDDERS**, Arnold Oil Co., dba Lone Star Lubricants, Laredo, Texas, in the estimated amount of \$28,332.34, and Leyendecker Oil Co., Laredo, Texas, in the estimated amount of \$3,356.30, for the purchase of lubricants for the Fleet Maintenance Division. The bid pricing will be firm during this six month period and all items will be purchased on an as need basis. The bid pricing is approximately 4% less than the previous contract period. A total of two bids were received for this purchase. Funding is available in Fleet Maintenance - Fleet Charges.

Motion to approve.

Moved : Cm. Bruni Second: Cw. Moreno

For: 8 Against: 0 Abstain: 0

38. Award of contract to the **LOW BIDDER**, Duncan Industries from Harrison, Arkansas in the amount of \$48,462.48, for the purchase of vandal-proof upper and lower housing assemblies, mounting yokes, keys, and coin cartridges for parking meters. These housing assembles will replace older meter housings that have been vandalized continuously, and also will prevent any

physical removal of coins from the meters. Funding is available in the parking meter equipment.

Motion to approve.

Moved : Cm. Bruni Second: Cw. Moreno

For: 8 Against: 0 Abstain: 0

39. Award of contract to the **LOW BIDDER**, Enforcement Technology Inc., from Irvine, California in the amount of \$20,314.00, for the purchase of four hand-held computers with software and the entire system, including the required accessories and training, for issuing parking citations. Funding is available in the Parking Meters Fund Budget Account.

Motion to approve.

Moved : Cm. Bruni Second: Cw. Moreno

For: 8 Against: 0 Abstain: 0

40. Approval of change order no. 1, a net increase of \$33,265.85 for additional work because of unexpected field conditions, especially underground public private utility lines not documented in office records and for the balance of quantities actually constructed in place, acceptance of the Construction of 68 Accessible Ramps at 17 intersections at San Agustin Plaza, Bruni Plaza, and Saint Peters Plaza and related access routes, and approval of final payment in the amount of \$62,495.76 to A.E. Construction Company, Inc., San Antonio, Texas. The original contract amount was \$263.930.86. This change order brings the total contract amount to \$297,196.71. Funding is available in the CDBG Retainage Payable; Capital Improvement Fund A.D.A. Improvements; and Capital Improvement Fund Retainage Payable.

Motion to approve.

Moved : Cm. Bruni Second: Cw. Moreno

For: 8 Against: 0 Abstain: 0

41. Refund of property tax to the following individual:
a. Agustin Maldonado in the amount of \$1,567.25 for erroneous payment.

Motion to approve.

Moved : Cm. Bruni Second: Cw. Moreno

For: 8 Against: 0 Abstain: 0

42. Authorizing award of FY1996 Home Investment Partnership

Program, Community Housing Development Organization (CHDO) funds of \$91,575.00 to the Laredo Webb Neighborhood Housing Services, Inc., and \$91,575.00 to Azteca Economic Development & Preservation Corporation, and authorizing the City Manager to execute all documents in support of this action.

Motion to approve.

Moved : Cm. Bruni Second: Cw. Moreno

For: 8 Against: 0 Abstain: 0

43. Authorizing the selection of a consultant and enter negotiations for the Laredo Metropolitan Transportation Plan Update. The consultant recommended for selection is Wilbur Smith Associates.

Motion to approve.

Moved : Cm. Bruni Second: Cw. Moreno

For: 8 Against: 0 Abstain: 0

44. Authorizing the selection of a consultant and enter negotiations for the Laredo Transit Planning Study. The consultant recommended for selection is LKC Consulting Services, Inc.

Motion to approve.

Moved : Cm. Bruni Second: Cw. Moreno

For: 8 Against: 0 Abstain: 0

IX. CITY MANAGER'S REPORT

45. Presentation by City Manager regarding the city's contract with ATE Management and Service Company (Now "Ryder" ATE, Inc.") for management of the City's Public Transit System, with possible action.

Motion to instruct staff to give ATE proper notice that we will renegotiate their contract; to prepare an RFP; to look into the possibility to do this in-house; and to continue the negotiations with ATE for an additional 3 months, if necessary.

Moved : Cm. Bruni Second: Cw. Montalvo

For: 8 Against: 0 Abstain: 0

46. Discussion and possible action to set a date for the FY 1998-1999 Aid to Other Agencies presentations, to be held at the City Council Chambers.

Motion to accept the date of August 5th at 5:00 p.m. for the Aid to Other Agencies Workshop.

Moved : Cm. Guerra Second: Cm. Galo

For: 8 Against: 0 Abstain: 0

47. Discussion and possible action in setting a date to meet with Martinez and Associates to discuss the development of a State Legislative Agenda for 1999.

Motion to set the date of July 29th at 4:00 p.m. to meet with Martinez and Associates.

Moved : Cm. Galo Second: Cm. Valdez

For: 8 Against: 0 Abstain: 0

48. Adoption of a schedule for workshop and town hall meetings.

Suggested schedule for the Budget Workshops:

Thursday, August 13, 1998 5:30 p.m. ---Friday, August 14, 1998 8:30 a.m. to 5:30 p.m.
Saturday, August 15, 1998 8:30 a.m. to 5:30 p.m.

Suggested schedule for the Town Hall Meetings:

Tuesday, August 18, 1998 - District I, VIII 6:30 p.m. Wednesday, August 19, 1998 - District II, VII 6:30 p.m. Thursday, August 20, 1998 - District III, VI 6:30 p.m. Tuesday, August 25, 1998 - District IV, V 6:30 p.m.

City of Laredo Showcase Workshop:

Saturday, July 25, 1998 11:00 a.m. to 3:00 p.m. Mall Del Norte, Center Court

Motion to amend the suggested schedule for the Budget Workshops as follows:

Wednesday,
Thursday,
Friday,August 12, 1998
August 13, 19985:30 p.m. ----
5:30 p.m. ----
5:30 p.m. ----
8:30 p.m. ----
5:30 p.m. ----
8:30 a.m. to 5:30 p.m.

Moved : Cm. Bruni Second: Cm. Valdez

For: 8 Against: 0 Abstain: 0

Motion to adopt the schedule as amended.

Moved : Cm. Bruni Second: Cm. Valdez

For: 8 Against: 0 Abstain: 0

49. Status report on Yeary at Calton Road.

Cindy Collazo, Director of Community Development, reported that she had been advised by H.E.B. that they had sent the settlement agreement to the city today (7/6/98), so we should be receiving it by tomorrow morning. The warranty deed by the other company, Dream, Inc., has been signed and executed, we have gotten a copy. We will be in possession of the property as soon as we get the exchange of payment.

50. Update on the status of the 20 inch water line break at Jefferson and San Dario.

Fernando Roman, Utilities Director, reported that in late June utilities had a broken pipe located at Jefferson and San Dario. This is the line that brings water from the lower plant at Jefferson by the river banks to the Lyon tanks. This pipe work should be finished by this Friday (7-10-98).

Due to this broken pipe we incurred an emergency expense of \$32,000 which Council needs to ratify.

51. Status report on the progress of the Chacon Creek Interceptor project with possible action.

Fernando Roman, Utilities Director, reported that this project has been completely designed from Highway 59 to the south side plan, approximately 7 miles at a cost of \$12 million. Environment work is complete and under EPA review. Once reviewed by EPA they will provide us with a most significant impact finding statement so we anticipate having the project placed for bidding sometime in October 1998.

52. Update on the status of the Colonias Facility Plan.

Fernando Roman, Utilities Director, reported that two alternatives have been taken into consideration:

- (1) analyze the sewer plan, assigning a cost to the septic tanks, and looking for external cost.
- (2) accept the proposal as presented and try to limit the land subdivision and limit the number of septic tanks.

Mayor Flores asked Mr. Roman for the approximate date for the residents to have service?

Mr. Roman stated that it would be late summer 2001.

Florencio Pena, City Manager, explained that due to complexity of the issues it is a lengthy process. He further explained that at this point staff has had to revise the schedule 8 months then present it to the Water Development Board by April

1999 for their approval continuing with 6 additional months for a final design and construction after that.

53. Discussion and possible action regarding the implementation of the City of Laredo International Airport Noise Compatibility Program Management and Administration Plan, and authorization to submit said plan to the Federal Aviation Administration for approval.

Cindy Collazo, Director of Community Development, reported that a copy of the plan that will be submitted to FAA had been included for Council to review. She explained that there were 424 properties that were reported by a consultant in a study done in 1994. Of these 424 properties 24 are aligned with the 70 DNL's which is the highest impacted of the noise contour. There are 324 that are within the 65 DNL's and are located south of runway 35L and 76 within the Country Club Estates.

Mrs. Collazo further explained that distribution would be done at a ratio of 4 to 1, 4 within the 65 DNL's to 1 of the Country Club Estates. Also stating that there will be three programs available:

- (a) Fee Simple Acquisition Program will be strictly voluntary with no eminent domain.
- (b) Acoustical Treatment Program to reduce the noise level at each dwelling. This program will require that residents provide the city with an avigation easement over their parcels.
- (c) Avigation Easement Acquisition Program residents who do not want to relocate but will provide the city with an avigation easement.

Motion authorizing staff to submit said plan to FAA.

Moved : Cm. Bruni Second: Cw. Montalvo

For: 8 Against: 0 Abstain: 0

54. Presentation of the proposed 1999 Unified Planning Work Program (UPWP) of the Laredo Urban Transportation Study (MPO) with possible action.

Keith Selman, Planning Director, gave a brief update on our current UPWP activities. Two studies that were completed were the Hazardous Cargo Routing and the Bridge IV model.

The studies that are currently underway are:

- -the west Laredo study with preliminary reports regarding the CP&L road that Council had asked for and that has been incorporated into the CIP.
- -initiated the master plan in the transit plan aspect for our current UPWP.

Staff delivered to Council for their review the proposed UPWP. These are some of the allocations:

- -under administration management, these monies are allocated for staffing.
- -\$10,000 allocated for growth and development, monitoring and projections.
- -under control access and traffic calming study, these are monies will be used primarily for research gathering.
- -under transit planning, these are monies that are allocated strictly for transit, either we use or we loose.

The project that is carried over will be the update of Metropolitan Transportation Plan that must be updated by end of December 1999 for a 20 year plan.

Motion to adopt the study as presented.

Moved : Cm. Bruni Second: Cm. Galo

For: 8 Against: 0 Abstain: 0

X. COMMUNICATIONS

Presentation by UPCOD, Inc. (Underprivileged Children of Divorce) inviting the Laredo City Council to their first fund-raising walk-a-thon to be held Saturday, September, 28, 1998.

Robert Pena, representative for UPCOD, formally invited the Mayor and City Council to their fundraiser which will be held on September 28, 1998.

Elizabeth Ryan from the Children's Museum publicly thanked the Council, Fleet Management, and the Police Department for the loan of the Police motorcycles that are on display at the museum. She invited that Council to their opening on July 12th at 3:00 p.m.

XI. CITY COUNCIL PRESENTATION AND DISCUSSION

55. Requests by Mayor and City Council members for presentation and discussion.

A. Requests by Council member Louis H. Bruni

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

Rogelio Rivera, City Engineer, reported that he had received a draft report where Brown & Root is identifying some areas that will be reviewed.

These areas are:

Bob Bullock Loop that had flooding at the entrance of the new terminal from the rain storm that we had last March. Mr. Juan Villarreal from TXDOT has been contacted and we will be meeting with him to address the problem.

The area by the Texas Department of Human Services on Lake Casa Blanca Road also reported flooding. It is reported that the culvert that crosses Casa Blanca Road is capable of carrying the run off; however, the downstream creek that leads to the culvert to Highway 59, an exhibit and drainage calculations will also be discussed with Mr. John Saavedra.

Cm. Bruni requested that the sketch that he had submitted and indicates the area between Ejido and Casa Blanca Road be incorporated for Brown & Root to review and make their recommendation.

2. Status report on the lack of waste water infrastructure on the north side of Hwy. 59 between Ejido Street and the entrance of Casa Blanca State Park, with possible action.

Fernando Roman, Utilities Director, stated that he needed to clarify that when they started with this particular project staff was looking at a potential failure of the septic tanks that resulted in sewage going into the creek. The health department has been investigating these septic tanks and Mr. Jerry Robinson has informed us that there really is no leakage. Mr. Roman further explained that Chacon Creek has run-off water continuously but that it comes from different parts of the city.

Motion to instruct staff to develop criteria for a sewer assessment program and come back with a recommendation by the end of this month for Council to review.

Moved: Cm. Guerra Second: Cm. Alvarado

For: 8 Against: 0 Abstain: 0

B. Requests by Council member John C. Galo

1. Update from staff of cleanup of Chacon Creek.

Cindy Collazo, Director of Community Development, reported that 154 notices have been mailed to property owners and they will have 10 days from receipt of notice to comply, if not they will be issued a citation. Mrs. Collazo further informed Council that there is one unclaimed property and 21 city owned properties.

Cm. Galo commended Mrs. Collazo for the 154 notices that were mailed in such a short time and requested that the

city owned properties be the first on the clean up process.

2. Discussion and possible action on the grade rail crossings for the district.

Motion to table for the next meeting.

Moved : Cm. Galo Second: Cm. Bruni

For: 8 Against: 0 Abstain: 0

3. Discussion and possible action on operation cleanup.

Cm. Galo informed Council that this is a program that is on-going in San Antonio and possibly other cities. This program incorporates all city departments to do a major clean up of different neighborhoods.

Cindy Collazo, Director of Community Development, stated that there had been a similar operation back in 1990 and all city departments were involved. The process would be where staff would target streets and work 2 to 3 blocks at a time. Property owners would be notified the day before so they would be prepared to dispose of all their trash. However, due to the work load and the priority of projects that effort was basically stopped. We do continue to enforce clean up on a daily basis through a referral system.

Motion to enforce city ordinances through code enforcement, animal control and other departments and continue with the operation clean sweep on a limited basis.

Moved : Cm. Galo Second: Cm. Alvarado

For: 8 Against: 0 Abstain: 0

4. Discussion on the privatization of the Utilities Department and possible action to approve request for proposals not the exceed \$25,000.00.

Fernando Roman, Utilities Director, reported that what was sought to be accomplished with the \$100,000 study was divided into two parts:

- (1) to perform an operations evaluation; benchmarking to see if the department is efficient or inefficient; identify areas of improvement, and
- (2) compare us to other privatization or nonprivatization of the utilities department in other cities; and identify areas of what needs to get done.

Motion to instruct the City manager to employ by a specific time the services of a consultant not to exceed \$25,000, to

design and prepare RFP's to seek competitive bids for operation and maintenance of the total water and waste water utilities department.

Moved : Cm. Galo Second: Cm. Guerra

Jaime Flores, City Attorney, stated that since the item had been tabled at the last meeting it would take precendence over this motion. He advised that the item would need to be taken from the table to be able to make another motion.

Abstain: 0

Motion to take from the table.

Moved : Cm. Galo Second: Cm. Guerra

For: 3

Cm. Galo

Cm. Valdez

Cm. Guerra

Cm. Guerra

Cm. Moreno

Cm. Alvarado

Cm. Montalvo

C. Requests by Council member Eliseo Valdez Jr.

1. Presentation by Hector Farias, President of the Texas Mexican Border International Trade Association regarding the proposed economic development sales tax.

Mr. Farias stated that the international trade community takes exception to the fact that the process in which the 1/4 cent tax increase has been presented has been exclusive rather than inclusive. There is no mention of conflicts of interest which should be emphasized by Council.

Mr. Farias requested that Council takes a good look at this and not put it to a vote until it has been researched and presented to the community.

Florencio Pena, City Manager, informed Council that there was a roll back of 1/2 cent in place and that it was adopted by Webb County. In other cities like McAllen, Brownsville, and Harlingen have a 1/2 cent roll back but they also have an economic sales tax of 1/2 cent.

John Sharp's office representatives came to Laredo at least twice to discuss the pros and cons of having an economic sales tax.

As far as input Council had workshops at the Public Library with the Chamber of Commerce, Hotel/Motel Industry, Laredo Community college, and Texas A&M International University.

2. Requesting a traffic study for the placement of a traffic

safety device at the intersection of Marcella Avenue and Taylor Street, with possible action.

Luis Landin, Traffic Manager, stated that his department staff will be consulting with the traffic engineer and visiting the intersection to analyze the problem. A traffic count cannot be conducted due to lack of traffic in the area because school is out. As soon as a conclusion is drawn a report will be presented to Council.

3. Discussion and possible action regarding the criteria for Council membership on any City Council Ad Hoc Committee.

Cm. Alvarado stated that after checking with staff he had found that there were no guidelines or nothing in the ordinance as far as criteria for membership so he requested that staff do some research and establish criteria for Ad Hoc or Standing Committees.

Florencio Pena, City Manager, stated that he would research the item and report back to Council in 30 days.

D. Requests by Council member Consuelo Montalvo

1. Appointing Council member Alfredo Agredano to the El Metro Transit Center Ad Hoc Committee.

(Co-sponsored by Council member Mario G. Alvarado)

Cm. Alvarado nominated Cm. Galo to the El Metro Transit Center Ad Hoc Committee.

Motion to approve the nomination of Cm. Galo.

Moved : Cm. Valdez Second: Cm. Guerra

The second was withdrawn and no action was taken because this was not on the agenda.

Motion to approve the appointment of Cm. Agredano.

Moved : Cm. Bruni Second: Cm. Alvarado

For: 8 Against: 0 Abstain: 0

2. Instructing staff to look into the possibility of funding The Border Area Nutrition Council in the amount of \$7,500.00 to be matched by Webb County. (Co-sponsored by Council members Eliseo Valdez Jr. and Joe A. Guerra)

Motion to approve.

Moved : Cm. Guerra Second: Cm. Valdez For: 8 Against: 0 Abstain: 0

XII. PUBLIC HEARINGS

56. Public hearing regarding an application by Julian Del Bosque amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 11, Block 229, Eastern Division, located at 1619 Cedar Avenue, from B-1 (Limited Business District) to B-3 (Community Business District). The Planning and Zoning Commission recommends denial of this zone change.

INTRODUCTION OF AN ORDINANCE

Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 11, Block 229, Eastern Division, located at 1619 Cedar Avenue, from B-1 (Limited Business District) to B-3 (Community Business District).

Motion to open the public hearing.

Moved : Cm. Bruni Second: Cm. Alvarado

For: 8 Against: 0 Abstain: 0

Mr. Julian Del Bosque appeared before the council to request approval of the zone change.

Motion to close the public hearing; over-ride P&Z and approve a Conditional Use Permit on a time certain for a 1 year period; and introduce the ordinance.

Moved : Cm. Galo Second: Cm. Guerra

For: 8 Against: 0 Abstain: 0

Ordinance Introduction: Cm. Galo

57. Public hearing amending the City of Laredo's 1997-1998 Annual Budget in the amount of \$125.00 and authorizing the City Manager to accept a donation from the Texaco Corporation in the amount of \$125.00 for purchasing badges for the Laredo Police Department Canines. This donation will be strictly used for the purchase of these badges and is at no cost to the City.

INTRODUCTION OF AN ORDINANCE

Ordinance amending the City of Laredo's 1997-1998 Annual Budget in the amount of \$125.00 and authorizing the City Manager to accept a donation from the Texaco Corporation in the amount of \$125.00 for purchasing badges for the Laredo Police Department Canines. This donation will be strictly used for the purchase of these badges and is at no cost to the City.

Motion to open the public hearing.

Moved: Cw. Montalvo 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 : Cm. Galo Second: Cw. Montalvo

For: 8 Against: 0 Abstain: 0

Ordinance Introduction: City Council

58. Public hearing amending the City of Laredo FY 1997-1998 Annual Budget to increase the revenues by an amount of \$8,300,000.00 received from the Federal Aviation Administration Grant Officer No. 3-48-0136-21 and appropriating \$1,616,667.00 from the Airport Reserve Account to match said grant for the purpose of implementing Laredo's FAR Part 150 Noise Compatibility Program and to construct a portion of a parallel taxiway. Total available for noise abatement is \$6,250,000.00 and \$3,666,667.00, is available for the construction of the parallel taxiway.

INTRODUCTION OF AN ORDINANCE

Ordinance amending the City of Laredo FY 1997-1998 Annual Budget to increase the revenues by an amount of \$8,300,000.00 received from the Federal Aviation Administration Grant Officer No. 3-48-0136-21 and appropriating \$1,616,667.00 from the Airport Reserve Account to match said grant for the purpose of implementing Laredo's FAR Part 150 Noise Compatibility Program and to construct a portion of a parallel taxiway. Total available for noise abatement is \$6,250,000.00 and \$3,666,667.00, is available for the construction of the parallel taxiway.

Motion to open the public hearing.

Moved : Cm. Bruni Second: Cm. Guerra

For: 8 Against: 0 Abstain: 0

There was no public input.

Motion to close the public hearing and introduce the ordinance.

Moved : Cm. Bruni Second: Cw. Montalvo

For: 8 Against: 0 Abstain: 0

Ordinance Introduction: City Council

59. Public hearing allowing interested persons to comment on the 1998 Consolidated Plan which identifies the projects proposed to be funded by the U.S. Department of Housing and Urban Development through the 24th Action Year Community Development Block Grant (CDBG), the 1998 HOME Investment Partnerships Program (HOME), and the 1998 Emergency Shelter Grant (ESG). The projects are as follows:

24th Action Year Community Development Block Grant
Community Development Administration \$620,533
Housing Rehabilitation Administration \$128,196
Housing Rehabilitation Loan Program \$350,000
Code Enforcement
Paving Project 61 (includes anticipated
program income of \$39,900) \$316,900
School Sidewalk Approaches, District IV \$150,000
Acquisition of Park Land \$200,000
East Hachar Recreation Center \$700,000
Hamilton Hotel - Section 108 Loan Repayment \$148,000
Tinaja/Chacon Pilot Channel \$410,000
Graffiti Removal Program
Acquisition and relocation related to
Lafayette widening \$675,000
Zacate Creek Linear Park (Saunders to Canal) \$200,000
Blaine/Milmo/Loop 20 Improvements \$ 90,000
Clark/Hendricks Street Improvements \$ 45,862
Clark/ Heliaticks beidet improvements
1998 Home Grant
New Construction
Down Payment Assistance
15% Community Housing Development
Organization Set Aside \$188,550
Administration
1998 Emergency Shelter Grant
· · · · · · · · · · · · · · · · · · ·
Homeless Prevention Program \$ 47,595
Homeless Shelter Program (Operations) \$111,055
Administration
Motion to open the public hearing.

Moved : Cm. Bruni Second: Cw. Montalvo

For: 8 Against: 0 Abstain: 0

There was no public input.

Motion to close the public hearing.

Moved : Cm. Bruni Second: Cm. Alvarado

For: 8 Against: 0 Abstain: 0

XIII. MOTION TO RECESS AND CONVENE AS THE LAREDO MASS TRANSIT SYSTEM

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

Moved : Cw. Montalvo Second: Cm. Alvarado

For: 8 Against: 0 Abstain: 0

60. 98-RT-106 Certifying that the Transit Department of the City of Laredo, Texas is unable to acquire seven paratransit vehicles as specified in bid invitation 98-075, using compressed natural gas at a projected cost that is reasonably expected to result in no greater net cost over the use of gasoline, measured over their expected useful life.

Motion to approve resolution 98-RT-106.

Moved : Cm. Galo Second: Cm. Alvarado

For: 7 Against: 1 Abstain: 0 Cm. Bruni

61. Award of contract to the <u>LOW BIDDER</u>, Texas Commercial Bus, Lockhart, Texas, in the amount of \$356,482.00 for seven replacement paratransit vans. Delivery is expected within 120 days of submittal of order. This award is subject to approval of Resolution 98-RT-106, concerning alternative fuel vehicles.

Motion to approve.

Moved : Cm. Galo Second: Cm. Alvarado

For: 7 Against: 1 Abstain: 0

Cm. Bruni

62. Authorization to issue a Public Notice to hold public hearings and receive public comments on proposed elimination of the following fixed routes:

Route 24-CC School Tripper Route 26-West School Tripper

Motion to approve.

Moved : Cm. Alvarado Second: Cw. Montalvo

For: 8 Against: 0 Abstain: 0

Motion to adjourn as The Mass Transit Board and convene as

City Council.

Moved : Cm. Bruni Second: Cm. Alvarado

For: 8 Against: 0 Abstain: 0

XIV. MOTION TO RECESS AND CONVENE AS THE LAREDO CONVENTION AND VISITORS BUREAU

Motion to recess as City Council and convene as The Laredo Convention and Visitors Bureau.

Moved : Cm. Alvarado Second: Cm. Valdez

For: 8 Against: 0 Abstain: 0

63. Approval of a contract with Graphitiks Advertising Design Inc., to produce a Visitor Guide Magazine for the Laredo Convention and Visitors Bureau. Quantity will be 55,000 copies.

Motion to approve.

Moved : Cm. Alvarado Second: Cw. Montalvo

For: 8 Against: 0 Abstain: 0

64. Approval of contract with Vendor, S.A. de C.V. in the amount of \$89,351.74 for outdoor (billboard) advertising in Mexico.

Motion to approve.

Moved : Cm. Alvarado Second: Cw. Montalvo

For: 8 Against: 0 Abstain: 0

65. Presentation of the Laredo Convention and Visitors Bureau Tourism Video Brochure in both English and Spanish.

Mr. Ramon Hernandez, Acting Director, made the presentation before the council and presented the council with brochures and showed the video.

Motion to recess as The Laredo Convention and Visitors Bureau and convene as City Council.

Moved : Cm. Alvarado Second: Cm. Guerra

For: 8 Against: 0 Abstain: 0

SUPPLEMENTAL AGENDA

M98-R-27(S)

VIII. MOTION

A. Appointing two members of the City Council to serve on the Ad Hoc Nominating Committee to review and consider nominees to the Laredo Convention and Visitors Bureau Advisory Board.

Mayor Flores named Cm. Valdez and Cm. Agredano as the nominees to the Ad Hoc Advisory Board of the C&V.

Motion to approve.

Moved: Cm. Guerra Second: Cm. Alvarado

For: 8 Against: 0 Abstain: 0

XV. ADJOURNMENT

Motion to adjourn.

Moved : Cm. Bruni Second: Cw. Montalvo

Against: 0 Abstain: 0 For: 8

Adjournment time: 9:45 p.m.

I hereby certify that the above minutes contained in pages 01 to 28 are true, complete, and correct proceedings of the City Council Meeting held on the 6th day of July, 1998.

City Secretary