

**CITY OF LAREDO
RECOGNITION AND COMMUNICATION NOTICE
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
M2019-R-19
November 18, 2019
5:00 P.M.**

The Mayor presented the following:

1. Recognizing the Mary Help of Christians 8th grade Volleyball Team for winning the City Championship.

Mayor Saenz congratulated Vivian Contreras, coach, and Alyssa Rangel, sponsor, for the team's accomplishments and presented them with certificates of recognition.

**CITY OF LAREDO CITY
COUNCIL MEETING
M2019-R-19
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
November 18, 2019
5:30 P.M.**

I. CALL TO ORDER

Mayor Pete Saenz called the meeting to order.

II. PLEDGE OF ALLEGIANCE

Mayor Pete Saenz led in the pledge of allegiance.

III. MOMENT OF SILENCE

Mayor Pete Saenz led in a moment of silence.

IV. ROLL CALL

In attendance:

Pete Saenz
Rudy Gonzalez, Jr.

Mayor
District I

Vidal Rodriguez	District II
Mercurio "Merc" Martinez, III	District III
Alberto Torres, Jr.	District IV
Norma "Nelly" Vielma	District V
Dr. Marte Martinez	District VI
George J. Altgelt	District VII
Roberto Balli	District VIII, Mayor Pro-Tempore
Jose A. Valdez, Jr.	City Secretary
Rosario Cabello	Co-Interim City Manager
Robert Eads	Co-Interim City Manager
Kristina L. Hale	City Attorney

Cm. Altgelt joined at 5:43 p.m.
 Dr. Marte Martinez joined at 5:58 p.m.
 MPT Balli joined at 6:22 p.m.

V. MINUTES

Approval of the minutes of October 21, 2019 and November 4, 2019.

Motion to approve the October 21, 2019 and November 4, 2019 minutes.

Moved: Cm. Torres

Second: Cm. Gonzalez

For: 5 Against: 0 Abstain: 0

Dr. Martinez, Cm. Altgelt, and MPT Balli were not present.

Citizen comments

Tina Treviño, Laredo Tennis Association President, noted that an item on this agenda concerns the possible leasing of six tennis courts at United Day School for public use. She reminded Council that there are no public tennis courts north of Clark Boulevard. She requested Council's support for the opportunity to give North Laredo a facility that they do not have to beg for; the Laredo Tennis Association is interested in providing clinics and free play days.

VI. RECOGNITION

1. In grateful appreciation to the Mercy Ministries of Laredo and community members for their generous donations of bottled water during the recent "Boil Water Notice" and for assisting residents in South Laredo.

No recognition made.

VII. APPOINTMENTS TO COMMISSIONS, BOARDS AND COMMITTEES

None

VIII. PUBLIC HEARINGS

1. Motion to open public hearing #1.

Moved: Cm. Torres

Second: Cm. Mercurio Martinez

For: 5

Against: 0

Abstain: 0

Dr. Marte Martinez, Cm. Altgelt, and MPT Balli were not present.

Public Hearing and Introductory Ordinance amending the City of Laredo Land Development Code Section 24.66.6 to increase the amount of off-street parking requirements that can be waived by the Building Official for good cause in Historic Districts; amending the City of Laredo Land Development Code Section 24.78.2(B) to allow legal and adjacent on-street parking to be counted towards the total off-street parking requirements contained in Section 24-78 in Historic Districts; providing that this ordinance shall be cumulative; providing a severability clause; providing for publication and effective date.

James Kirby Snideman, Planning Director, explained that a business owner requested a zone change recently in a Historic District because of the strict parking requirements. MPT Balli requested an alternative solution to this issue, so staff met with the business owners and neighboring residents. He recommended changing the parking requirements so that the Building Official may waive up to fifty (50%) percent of the off street parking requirements as well as other changes.

Motion to close public hearing and introduce.

Moved: Cm. Torres

Second: Cm. Rodriguez

For: 6

Against: 0

Abstain: 0

Dr. Martinez and MPT Balli were not present.

2. Motion to open public hearing #2.

Moved: Cm. Gonzalez

Second: Cm. Altgelt

For: 6

Against: 0

Abstain: 0

Dr. Martinez and MPT Balli were not present.

Public Hearing and Introductory Ordinance amending the Zoning Ordinance (Map)

of the City of Laredo by rezoning Lots 28 & 29, Block 3, Lomas Del Sur Subdivision, Unit XIII, located at 2707 and 2819 Lomas Del Sur Blvd., from B-1 (Limited Business District) to B-4 (Highway Commercial District).

The Planning & Zoning Commission recommended approval of the zone change and staff supports the application. ZC-71-2019 District I

James Kirby Snideman, Planning Director, confirmed that notices were sent to surrounding properties. No responses were received in favor or in opposition.

Motion to close public hearing and introduce.

Moved: Cm. Gonzalez
Second: Cm. Torres
For: 6 Against: 0 Abstain: 0

Dr. Martinez and MPT Balli were not present.

3. Motion to open public hearing #3.

Moved: Dr. Marte Martinez
Second: Cm. Mercurio Martinez
For: 5 Against: 0 Abstain: 0

Cm. Gonzalez, Cm. Rodriguez, and Cm. Torres were not present.

Public Hearing and Introductory Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by authorizing the issuance of a Special Use Permit for a bar on South 53.1 of Lot 5, Block 41, Western Division, located at 1110 Lincoln St; providing for publication and effective date.

The Planning & Zoning Commission recommended approval of the Special Use Permit and staff supports the application. ZC-72-2019 District VIII

There was no public input.

Motion to close public hearing and introduce.

Moved: Cm. Balli
Second: Dr. Marte Martinez
For: 5 Against: 0 Abstain: 0

Cm. Gonzalez, Cm. Rodriguez, and Cm. Torres were not present.

4. Motion to open public hearing #4.

Moved: Cm. Mercurio Martinez
Second: Cm. Gonzalez
For: 6 Against: 0 Abstain: 0

Dr. Marte Martinez and MPT Balli were not present.

Public Hearing and Introductory Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lots 1, 2, 3, 5, 6, 7, & 8, Block 94, Eastern Division, located at 820 Guadalupe St., from B-3 (Community Business District) to B-4 (Highway Commercial District); providing for publication and effective date.

The Planning and Zoning Commission recommended denial of the zone change and staff does not support the application. The applicant has since exercised the right to appeal this decision directly to City Council. ZC-73-2019 District III

Humberto Ramirez, applicant, explained that the front of the building was previously used as a dialysis center but has not been occupied for five or six years. Businesses that have inquired about the space vary greatly in commercial applications; he reminded Council that Guadalupe Street is largely commercial with very few residential properties.

James Kirby Snideman, Planning Director, confirmed that 30 notices were sent out; only one response was received, which was in favor of the zone change.

Motion to close public hearing and introduce, supporting the zone change.

Moved: Cm. Mercurio Martinez
Second: Cm. Rodriguez
For: 6 Against: 0 Abstain: 0

Dr. Marte Martinez and MPT Balli were not present.

5. Motion to open public hearing #5.

Moved: Cm. Altgelt
Second: Cm. Torres
For: 6 Against: 0 Abstain: 0

Dr. Marte Martinez and MPT Balli were not present.

Public Hearing and Introductory Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning approximate 1.0 acre, out of Porcion 24, Toribio Rodriguez, Abstract 268, located at 8217 San Dario Ave., from B-3 (Community Business District) to B-4 (Highway Commercial District); providing for publication and effective date.

The Planning & Zoning Commission recommended approval of the zone change and staff supports the application. ZC-74-2019 District VII

James Kirby Snideman, Planning Director, clarified that the intended use of the property is a commercial parking lot for heavy equipment.

Motion to close public hearing and introduce.

Moved: Cm. Altgelt

Second: Cm. Mercurio Martinez

For: 6

Against: 0

Abstain: 0

Dr. Marte Martinez and MPT Balli were not present.

6. Motion to open public hearing #6.

Moved: Cm. Altgelt

Second: Cm. Gonzalez

For: 6

Against: 0

Abstain: 0

Dr. Marte Martinez and MPT Balli were not present.

Public Hearing and Introductory Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning approximate 9.3453 acres, out of Porcion 19, Joaquin Garcia, Original Grantee, Abstract 47, located at approximate 1,400 LF, South of Aquero Blvd., and East of Bernadette Ln., from AG (Agricultural District) to R-1B (Single Family High Density District); providing for publication and effective date.

The Planning & Zoning Commission recommended approval of the zone change and staff supports the application. ZC-75-2019 District VII

Cm. Altgelt voiced his reservations regarding this property's proximity to the diesel traffic crossing the World Trade Bridge.

Motion to table.

Moved: Cm. Altgelt

Second: Cm. Vielma

For: 6

Against: 0

Abstain: 0

Dr. Marte Martinez and MPT Balli were not present.

7. Motion to open public hearing #7.

Moved: Cm. Mercurio Martinez

Second: Cm. Altgelt

For: 6

Against: 0

Abstain: 0

Dr. Marte Martinez and MPT Balli were not present.

Public Hearing and Introductory Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning approximate 22.9882 acres, out of Porcion 39, Jose Antonio Nasario, Original Grantee, Abstract 250, located at approximate 1,500 LF, South of Don Camilo Blvd., and West of US Hwy. 83, from AG (Agricultural District) to R-1A (Single Family Reduced Area District); providing for publication and effective date.

The Planning & Zoning Commission recommended approval of the zone change and staff supports the application. ZC-76-2019 District III

There was no public input.

Motion to close public hearing and introduce.

Moved: Cm. Mercurio Martinez

Second: Cm. Rodriguez

For: 6

Against: 0

Abstain: 0

Dr. Marte Martinez and MPT Balli were not present.

8. Motion to open public hearing #8.

Moved: Cm. Rodriguez

Second: Cm. Altgelt

For: 6

Against: 0

Abstain: 0

Dr. Marte Martinez and MPT Balli were not present.

Public Hearing and Introductory Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning approximate 2.47 acres, out of JBS Concord LLC 3.74 acre tract out of Porcion 32, J Trevino, Abstract 3116, located at South of Cage Ave., and East of Concord Hills Blvd., from R-1A (Single Family Reduced Area District) to R-2 (Multi-Family Residential District); providing for publication and effective date.

The Planning & Zoning Commission recommended approval of the zone change and staff supports the application. ZC-77-2019 District II

There was no public input.

Motion to close public hearing and introduce.

Moved: Cm. Rodriguez
Second: Cm. Gonzalez
For: 6 Against: 0 Abstain: 0

Dr. Marte Martinez and MPT Balli were not present.

9. Motion to open public hearing #9.

Moved: Cm. Altgelt
Second: Cm. Torres
For: 6 Against: 0 Abstain: 0

Dr. Marte Martinez and MPT Balli were not present.

Public Hearing and Introductory Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by repealing Ordinance 2016-O-038 and authorizing the issuance of a Special Use Permit for a restaurant serving alcohol on Lot 6A, Block 1, Vista Hermosa Subdivision, Unit III, located at 5511 McPherson Rd; providing for publication and effective date.

The Planning & Zoning Commission recommended approval of the SUP and staff does not support the application, because the proposed SUP does not meet the minimum parking requirements. ZC-78-2019 District V

James Kirby Snideman, Planning Director, explained that this application requires 48 parking spaces, but the applicant only has 35. This is why staff does not support the application. There are other businesses already occupying the area with their own parking spaces.

Cm. Vielma asked if Planning staff could work with the applicant to determine an alternative solution to the parking restrictions. Mr. Snideman reminded Council that staff is reviewing the parking requirements across all zones to determine whether changes are needed across the board. The hours of operation are a part of the SUP, and the City's ordinances already prohibit loud noises and noise nuisances. Of the 31 notices sent out to surrounding properties, staff received one in favor and seven opposed to the SUP.

Sylvia Costío, stated that she had a petition with 300 signatures opposing this SUP. The property owners play loud music and disturb the peace as late as 3:00 a.m. despite City ordinances or the conditions of their permit. The business is listed as a restaurant and bar but operates as a nightclub. She voiced her opinion that this business causes harm to children and families in the neighborhood.

Mr. Snideman noted that with the SUP, the business will be able to operate weekdays and Sundays from 11:00 a.m. to 10:00 p.m. and Saturdays from 11:00

a.m. to 12:00 a.m. She clarified that staff was given a petition with only four signatures, not 300.

Motion to close public hearing and introduce.

Moved: Cm. Vielma

Second: Cm. Mercurio Martinez

For: 5 Against: 2 Abstain: 0

Mayor Saenz Cm. Gonzalez

Cm. Mercurio Martinez Cm. Rodriguez

Cm. Torres

Cm. Vielma

Dr. Marte Martinez

IX. INTRODUCTORY ORDINANCES

10. An Ordinance of the City of Laredo, Texas, amending Chapter 19 of the Laredo Code of Ordinances by adding a new section 19-184 restricting motorized vehicular access to the 100 block of Montgomery Street Tuesdays through Thursdays from 5:30 p.m. to 9:30 p.m., Saturdays from 7:00 a.m. to 1:00 p.m., and all day on Sundays; providing that this ordinance shall be cumulative; repealing all ordinances to the extent they are in conflict; providing for severability; and declaring an effective date.

Ordinance Introduction: City Council

X. FINAL READING OF ORDINANCES

Motion to waive the final reading of Ordinances 2019-O-193, 2019-O-194, 2019-O-195, 2019-O-196, 2019-O-197, and 2019-O-198.

Moved: Cm. Torres

Second: Cm. Altgelt

For: 7 Against: 0 Abstain: 0

MPT Balli was not present.

11. 2019-O-193 Ratifying the execution of a contract amendment from the Health and Human Services Commission (HHSC) in the amount of \$5,891,111.00 for the City of Laredo Health Department (CLHD) Women, Infants and Children (WIC) Program to continue to provide nutrition education and food supplemental services to women and children with nutrition and health risks for the term from October 1, 2019 through September 30, 2020.

Motion to adopt Ordinance 2019-O-193.

Moved: Cm. Torres
Second: Cm. Altgelt
For: 7 Against: 0 Abstain: 0

MPT Balli was not present.

12. 2019-O-194 Designating the City Limits and ETJ (five miles outside city limits) as the Tax Abatement Reinvestment Zone for commercial/industrial tax abatements; establishing the boundaries thereof and other matters relating thereto; declaring findings of fact; providing for severability; and providing for an effective date of December 1, 2019.

Motion to adopt Ordinance 2019-O-194.

Moved: Cm. Torres
Second: Cm. Altgelt
For: 7 Against: 0 Abstain: 0

MPT Balli was not present.

13. 2019-O-195 An Ordinance of the City of Laredo, Texas, amending Chapter 2, Article II, Division 3, Section 2-61(a) "Military Leave" to authorize differential pay for city employees in a reserve component called to active duty in support of a national emergency if the employee's military pay is less than the employee's city base pay; providing for a cumulative clause; providing a severability clause; and declaring an effective date.

Motion to adopt Ordinance 2019-O-195.

Moved: Cm. Torres
Second: Cm. Altgelt
For: 7 Against: 0 Abstain: 0

MPT Balli was not present.

14. 2019-O-196 An Ordinance of the City of Laredo, Texas, amending Chapter 2, Article II, Division 1, by adding a new Section 2-20 of the Code of Ordinances to establish the City of Laredo grants office as a division of the Economic Development Department; providing for a cumulative clause; providing a severability clause; and declaring an effective date.

Motion to adopt Ordinance 2019-O-196.

Moved: Cm. Torres
Second: Cm. Altgelt
For: 7 Against: 0 Abstain: 0

MPT Balli was not present.

15. 2019-O-197 An Ordinance of the City of Laredo, Texas, amending Chapter 6 “Animals and Fowl,” of the Code of Ordinances, specifically Sections 6-1 “Definitions” and 6-61 “Keeping Restricted” allowing for a person to keep, harbor, house, corral or otherwise maintain pigs within the city limits pursuant to a special permit for bona fide educational purposes when sponsored by a licensed educational institution or authority; adding a new Section 6-69 providing for regulations pertaining to keeping of project animals, livestock or fowl by school children for educational purposes when sponsored by a licensed educational institution or authority; providing a severability clause; providing a savings clause; and providing an effective date.

Motion to adopt Ordinance 2019-O-197.

Moved: Cm. Torres
Second: Cm. Altgelt
For: 7 Against: 0 Abstain: 0

MPT Balli was not present.

16. 2019-O-198 Amending the City of Laredo Waterworks Construction Fund FY 2020 Annual Budget by appropriating fund balance and increasing the El Pico Water Treatment Plant account in the amount of \$2,531,707.00 to be used for repairs at El Pico Water Treatment Plant.

Motion to adopt Ordinance 2019-O-198.

Moved: Cm. Torres
Second: Cm. Altgelt
For: 7 Against: 0 Abstain: 0

MPT Balli was not present.

XI. CONSENT AGENDA

BUILDING: STAFF SOURCE ARTURO GARCIA, ACTING BUILDING DIRECTOR

17. 2019-R-175 Authorizing and approving a fee waiver and a Tax Abatement Agreement between the City of Laredo and Ruben Perez for a proposed project located at 1615 Monterrey Ave, south 1/2 of lot 1; block 235; eastern division that consists of 3 bedroom house, in accordance with authorized guidelines and criteria established for the Neighborhood Empowerment Zone (NEZ). This agreement will be for a five (5) year period and will abate taxes on new improvements for the purpose of economic development. The project has an estimated capital investment total of \$19,070.00, estimated annual tax abatement total of \$120.90 and estimated total fee waivers of \$404.00. Guidelines and criteria for the agreement are set forth in the attached agreement and information.

Motion to adopt Resolution 2019-R-175.

Moved: Dr. Marte Martinez

Second: Cm. Mercurio Martinez

For: 5

Against: 0

Abstain: 0

Cm. Gonzalez, Cm. Rodriguez, and Cm. Torres were not present.

CITY MANAGER'S: STAFF SOURCE CO-INTERIM CITY MANAGERS

18. 2019-R-177 Supporting and participating in the South Texas Development Council; and authorizing payment of \$36,255.84 for the city's membership assessment for the period covering October 1, 2019 to September 30, 2020.

Motion to adopt Resolution 2019-R-177.

Moved: Dr. Marte Martinez

Second: Cm. Mercurio Martinez

For: 5

Against: 0

Abstain: 0

Cm. Gonzalez, Cm. Rodriguez, and Cm. Torres were not present.

COMMUNITY DEVELOPMENT: STAFF SOURCE TINA MARTINEZ, ACTING COMMUNITY DEVELOPMENT DIRECTOR

19. Approving the selection by the Third Party Funding Advisory Committee of the FY2019 Federal Transit Administration (FTA) Section 5310 applications for the Laredo Urbanized Area Enhanced Mobility of Seniors and Individuals with Disabilities Funding Program and authorizing the Co-Interim City Managers to execute and submit to the Federal Transit Administration all necessary documents resulting from said Funding Program. The FY 2019 Call for Projects received three (3) completed applications. The Third Party Funding Advisory

Committee recommends for the Laredo Mass Transit Board to approve the Committee's selection of Ruthe B. Cowl in the amount of \$58,165.50 and the Laredo Transit Management Inc. (El Metro) in the amount of \$218,505.00 which both were approved by the Mass Transit Board on August 19, 2019. The third agency was the South Texas Development Council. The Mass Transit Board requested for the Third Party Funding Advisory Committee to meet once more and evaluate STDC's application. The Third Party Funding Advisory Committee met once more, reviewed and re-evaluated the award and voted on standing by their original recommendation to award \$58,165.50 to the South Texas Development Council. Authorizing the Co- Interim City Managers and Staff to proceed with contract documentation.

Motion to approve.

Moved: Dr. Marte Martinez

Second: Cm. Mercurio Martinez

For: 5

Against: 0

Abstain: 0

Cm. Gonzalez, Cm. Rodriguez, and Cm. Torres were not present.

ENGINEERING: STAFF SOURCE RAMON E. CHAVEZ, CITY ENGINEER

20. Consideration for approval of amendment no. 3, an increase of \$204,838.97 to the professional services contract with RS&H, Inc., San Antonio, Texas, for the Laredo International Airport Air Cargo Apron Phase 13 Rehabilitation. This amendment no. 3 is for design and construction phase services to increase the scope of work due to additional FAA discretionary funding. Current engineering contract amount with this amendment is \$1,028,803.89. Funding is available in the Airport Construction Fund.

Motion to approve.

Moved: Dr. Marte Martinez

Second: Cm. Mercurio Martinez

For: 5

Against: 0

Abstain: 0

Cm. Gonzalez, Cm. Rodriguez, and Cm. Torres were not present.

21. Consideration for approval of award of construction contract to the lowest bidder Romo Contractors, LLC., Laredo, Texas, in the amount of \$215,000.00 (Base Bid and Alternate No. 4) for the Kennel Winterization Project with a construction contract time of sixty (60) working days; and authorizing the City Manager to execute all related contract documents contingent upon receipt and approval of insurance and bond documents. Completion date for the project is scheduled for January 2020. Funding is available in the 2015 CO and Capital Improvements Fund.

Motion to approve.

Moved: Dr. Marte Martinez

Second: Cm. Mercurio Martinez

For: 5

Against: 0

Abstain: 0

Cm. Gonzalez, Cm. Rodriguez, and Cm. Torres were not present.

FINANCE: STAFF SOURCE JOSE F. CASTILLO, ACTING FINANCE DIRECTOR

22. Consideration to renew annual supply contract FY16-075 to the following vendors:

1. Patria Office Supply, Laredo, Texas; (Primary Vendor)
2. Laredo Janitorial Solutions, Laredo, Texas; (Secondary Vendor)
3. Texchem Corporation, Laredo, Texas; (Secondary Vendor)
4. Executive Office Supply, Laredo, Texas; (Secondary Vendor)
5. Gulf Coast Paper, Corpus Christi, Texas; (Secondary Vendor)

for providing general janitorial supplies to all City departments. This contract establishes discount percentage pricing for those janitorial supplies most commonly utilized by City departments. Approximately, \$250,000.00 is spent annually on janitorial supplies by all City departments. The term of this contract shall be for a period of one (1) year beginning as of the date of its execution. There was no price increase during the last extension period. This is the third and final extension period. All items will be purchased on an as needed basis and funding will be secured from the respective departmental budgets.

Motion to approve.

Moved: Dr. Marte Martinez

Second: Cm. Mercurio Martinez

For: 5

Against: 0

Abstain: 0

Cm. Gonzalez, Cm. Rodriguez, and Cm. Torres were not present.

FIRE: STAFF SOURCE STEVE LANDIN, FIRE CHIEF

23. Consideration to award contract FY20-003 to the following vendors: Napa Auto Parts, Laredo, TX, as Primary Vendor; Gonzalez Auto Parts, Laredo, TX and Advanced Auto Parts, Laredo, TX, as Secondary Vendors.

This contract is for the purchase of automotive parts for the Fire Department units. The annual amount of this contract is approximately \$150,000.00 and the term of this contract is for two (2) years, subject to future appropriations. Contract can be renewed one additional two (2) year period, upon mutual agreement and

contingent upon availability of funds. Funding for this contract is available in the Fire Department's General Fund.

Motion to approve.

Moved: Dr. Marte Martinez
Second: Cm. Mercurio Martinez
For: 5 Against: 0 Abstain: 0

Cm. Gonzalez, Cm. Rodriguez, and Cm. Torres were not present.

FLEET MANAGEMENT: STAFF SOURCE RONALD MILLER, FLEET DIRECTOR

- 24. Consideration to renew annual contract FY17-003 for the repair and replacement of hydraulic cylinders for the City's heavy equipment fleet with Laredo Mechanical, Laredo, Texas, in an amount up to \$81,250.00. These hydraulic cylinders are found on many of the heavy equipment such as backhoes and loaders and on refuse trucks. ROCA Equipment has decided not to renew their portion of the contract. All repair services will be secured on an as needed basis. There was no price increase during the last extension period. This is the third and final extension period. Funding is available in the Fleet Maintenance budget.

Motion to approve.

Moved: Dr. Marte Martinez
Second: Cm. Mercurio Martinez
For: 5 Against: 0 Abstain: 0

Cm. Gonzalez, Cm. Rodriguez, and Cm. Torres were not present.

- 25. Consideration to renew the existing annual service contract FY19-003 for the purchase of Original Equipment Manufacturer (OEM) parts/service for the City's Caterpillar heavy equipment currently awarded to Holt CAT, Laredo, Texas, in an amount up to \$425,000.00. The term of this contract shall be for a period of one (1) year beginning as of the date of its execution. The vendor is requesting a price change during this extension period due to an industry increase cost on parts and labor on specialized equipment. This is the first of three extension periods. All parts will be secured on an as needed basis. Funding is available in the Fleet Maintenance Budget.

Motion to approve.

Moved: Dr. Marte Martinez
Second: Cm. Mercurio Martinez
For: 5 Against: 0 Abstain: 0

Cm. Gonzalez, Cm. Rodriguez, and Cm. Torres were not present.

26. Consideration to renew contract FY16-074 with Arguindogui Oil, Laredo, Texas, in an amount not to exceed \$5,000,000.00 for the purchase of unleaded and diesel fuel for the City's automotive fleet. The term of this contract shall be for a period of one (1) year beginning as of the date of its execution. The OPIS markup will remain the same during this extension period . This is the third and final extension period. Funding is available in the Fleet Management Fund.

Motion to approve.

Moved: Dr. Marte Martinez

Second: Cm. Mercurio Martinez

For: 5

Against: 0

Abstain: 0

Cm. Gonzalez, Cm. Rodriguez, and Cm. Torres were not present.

HEALTH: STAFF SOURCE DR. HECTOR GONZALEZ, HEALTH DIRECTOR

27. 2019-R-173 Ratifying the execution of a contract from the Texas Department of State Health Services (DSHS) in the amount of \$220,000.00 for the continuation of the City of Laredo Health Department's HIV Prevention Program to continue to provide preventive interventions, testing, educational, and outreach services for the term period from January 1, 2020 through December 31, 2020.

Motion to adopt Resolution 2019-R-173.

Moved: Dr. Marte Martinez

Second: Cm. Mercurio Martinez

For: 5

Against: 0

Abstain: 0

Cm. Gonzalez, Cm. Rodriguez, and Cm. Torres were not present.

28. 2019-R-174 Authorizing the Co-Interim City Managers to accept and enter into a continuation contract with the Texas Department of State Health Services (DSHS) in the amount of \$178,721.00, with a cash match of \$22,506.00, for the City of Laredo Health Department (CLHD) Tuberculosis Prevention & Control/Federal Program to continue Tuberculosis prevention, clinical care and treatment and surveillance for early detection for the term of January 1, 2020 through December 31, 2020.

Motion to adopt Resolution 2019-R-174.

Moved: Dr. Marte Martinez

Second: Cm. Mercurio Martinez
For: 5 Against: 0 Abstain: 0

Cm. Gonzalez, Cm. Rodriguez, and Cm. Torres were not present.

POLICE: STAFF SOURCE CLAUDIO TREVINO, CHIEF OF POLICE

29. Consideration to authorize a purchase contract with the sole source provider, Lexipol, LLC., in the amount of \$50,781.00 for the law enforcement policy manual update support services subscription. Funding is available in the Police Trust Fund.

Motion to approve.

Moved: Dr. Marte Martinez
Second: Cm. Mercurio Martinez
For: 5 Against: 0 Abstain: 0

Cm. Gonzalez, Cm. Rodriguez, and Cm. Torres were not present.

TAX: STAFF SOURCE DORA MALDONADO, TAX ASSESSOR COLLECTOR

30. Approving the monthly adjustments to the tax roll. The amounts adjusted for the month of October 2019 represent a decrease of \$142,802.62. These adjustments are determined by the Webb County Appraisal District and by court orders.

Motion to approve.

Moved: Dr. Marte Martinez
Second: Cm. Mercurio Martinez
For: 5 Against: 0 Abstain: 0

Cm. Gonzalez, Cm. Rodriguez, and Cm. Torres were not present.

UTILITIES: STAFF SOURCE RIAZUL MIA, UTILITIES DIRECTOR

31. 2019-R-176 Authorizing the City Manager to sign and file a necessary application with the Texas Commission on Environmental Quality on behalf of the City requesting that Water Rights owned by the City be severed from Certificate of Adjudication No. 23-601, as amended and combined with Certificate of Adjudication 23-3997, as amended, of the City and that the point of diversion, purpose and place of use of said water rights be changed as required by the City.

Riazul Mia, Utilities Director, explained that this item pertains to

City-owned property in Starr County; the City is converting the water rights from agricultural to municipal water rights. When the City purchased the land with the water rights, there was a lease with an individual farming on the property. The lease will expire in 2021, but the Border Wall is also anticipated to split the property in half. It will take about nine months to transfer the water rights, but the City wants to sever the water rights from the land so that they can sell the land after the lease is expired.

Motion to adopt Resolution 2019-R-176.

Moved: Dr. Marte Martinez

Second: Cm. Mercurio Martinez

For: 7

Against: 0

Abstain: 0

Cm. Torres was not present.

32. Consideration to ratify the emergency purchase order #316906 issued to BARCO Pump Company, Pleasanton, Texas by change order amount of \$160,000.00 for invoices pending for the months of September and October 2019. An additional change order of \$200,000.00 will be needed for the months of November and December 2019 which will increase the new total contract amount to \$480,000.00. The rental time extension is for the following: four (4) 12 inch submersible 140 HP pumps, four (4) 10 inch by 8 inch diesel trailer centrifugal pumps, associated HDPE suction pipe, discharge hose, manifold, and fittings for the raw water pump station at El Pico Water Treatment Plant. There is currently only 1 of 3 raw pumps that is operating and therefore it is critical that the rental equipment be on site till mid December 2019 to avoid any disruption of water treatment capacity. Raw Pump #2 is expected to be repaired, re-installed, and functional by mid December 2019. Funding available in the Water Works Operations Fund.

Motion to approve.

Moved: Dr. Marte Martinez

Second: Cm. Mercurio Martinez

For: 5

Against: 0

Abstain: 0

Cm. Gonzalez, Cm. Rodriguez, and Cm. Torres were not present.

33. Authorizing the Co-Interim City Managers to sign an industrial purpose agreement with FM 1472 Investments, Inc. for the property legally described as " a 64.2388 acre parcel of land, being out of a 225.5366 acre tract, recorded in volume 4601, pages 118-122, official public records of Webb County, Texas and a 100.00 acre tract, recorded in volume 4468, pages 563-571, official public records of Webb County, Texas, situated in Porcion 12, abstract 278, original Grantee S. Sanches and Porcion 13, abstract 51, original Grantee J.M. Garcia, Webb County, Texas,

located southwest of the intersection of Las Tiendas Road and Mines Road, within Pinnacle Industry Center Subdivision as shown in the Masterplanned Subdivision of record with the City of Laredo Planning and Zoning Commission" to provide water & sewer service under City of Laredo, Code of Ordinances, Chapter 31, Article 1, Section 33-3(B)7, and also charging all applicable fees associated with the section of the ordinance.

Motion to approve.

Moved: Dr. Marte Martinez
Second: Cm. Mercurio Martinez

For: 5 Against: 0 Abstain: 0

Cm. Gonzalez, Cm. Rodriguez, and Cm. Torres were not present.

END OF CONSENT AGENDA

XII. STAFF REPORTS

34. Discussion with possible action on ongoing audits and/or irregularities identified by the Internal Auditor including the potential assignment of other and/or additional auditing duties; and any other matters incident thereto.

Motion to accept the Auditor's report.

Moved: Dr. Marte Martinez
Second: Cm. Gonzalez

For: 8 Against: 0 Abstain: 0

35. Discussion with possible action to consider a first request for an extension of Injury Leave with pay in accordance with 143.073(b) of the Texas Local Government Code for Patrol Officer Jorge Leven. Human Resources and Police Department recommend extension. Total number of days out as of November 02, 2019 pay period: 239 days.

Dr. Marte Martinez noted that while he did not recognize the name of this individual, Officer Leven may have been a patient of his practice. Therefore, he recused himself from the discussion and vote in an abundance of caution.

Motion to approve.

Moved: Cm. Vielma
Second: Cm. Gonzalez

For: 6 Against: 0 Abstain: 1
 Cm. Gonzalez Dr. Marte Martinez
 Cm. Rodriguez

Cm. Mercurio Martinez
Cm. Vielma
Cm. Altgelt
MPT Balli

Cm. Torres was not present.

36. Presentation on the status of the professional service contract with Lockwood, Andrews & Newnam's, Inc. for the coordination of timing plans for the City-Wide Traffic Signal Synchronization project, with possible action. Funding is available in the Capital Grants Fund.

Bob Austin of Lockwood, Andrews & Newnam (LAN) explained that LAN has worked on the Laredo traffic signal synchronization project for a year and a half with good findings to report. LAN inventoried seven major corridors in Laredo:

1. FM 1472 – Mines Road
2. US 83
3. Loop 20
4. McPherson Road
5. SH 359
6. BUS 35
7. IH 35 Frontage roads

Mr. Austin reported that Laredo has over 250 traffic signals, and LAN retimed and synchronized 80 of them along these seven corridors.

Suki Hay, Senior Traffic Engineer with LAN, explained that the process of traffic signal synchronization includes data collection, analysis, time-space diagramming, controller programming, field fine-tuning, and corridor runs.

Dr. Marte Martinez stated his observation that traffic along McPherson Road has been more congested after the traffic synchronization, asking whether synchronization actually slows down traffic. Danny Magee, Traffic Safety Director, explained that the City is also replacing all of the traffic detection devices, which may be the reason for Dr. Martinez's observed traffic congestion. TxDOT is performing this work, and they must drive through the signals to confirm traffic progression.

Ms. Hay reported that the FM 1472 corridor was the most challenging given the high truck traffic in the area. Breakdowns of these large trucks can significantly delay traffic and obscure synchronization. She noted that new subdivisions and expansions were added to the area after the traffic counts were performed. Along McPherson are 17 signals, two of which are running free, meaning that they are not on a cycled pattern but instead are based upon a detection method. She reported that most of the corridors yielded good results after synchronization.

Mr. Austin reported an estimated 144,000 vehicle hours saved annually during morning and afternoon peak hour traffic as a result of this synchronization in all seven corridors. The main benefit of this project is an increase in safety with fewer rear-end collisions; travelers also reach their destinations more quickly, and less time in a vehicle results in fewer vehicle emissions in the air. Travelers also stay on the main corridors rather than diverting into residential neighborhoods, which increases safety on residential streets. While LAN did not quantify the vehicle hours of travel time saved during non-peak hours, he estimated that drivers will see faster and smoother travel during non-peak hours as well. He recommended turn lane improvements to further increase signal efficiency and decrease side street splits. Upgrading the detection systems were also recommended as LAN observed camera detection issues. Mr. Austin noted that side street traffic at several signals were low during peak hours, meaning that these intersections may benefit from a warrant study to remove unwarranted signals; he also recommended an operational review of signal clusters for consideration to operate with fewer controllers. Finally, Mr. Austin noted that LAN observed operational issues with driveways impacting corridor progression that could be consolidated. He stated that while roundabouts have their place and can be helpful traffic implementations, they have associated downsides and would not be of much use for multiple-lane intersections. Signal synchronization is one of the most cost-effective means of easing traffic congestion.

Robert Eads, Co-Interim City Manager, reminded Council that traffic signal synchronization is timed in coordination with the speed limits. Speeding along one of these corridors adversely affects the synchronization. Therefore, speeding will actually cause a driver to spend more fuel as they idle at traffic lights because of the imbalanced synchronization.

No action taken.

XIII. EXECUTIVE SESSION

Motion to go into executive session.

Moved: Dr. Marte Martinez

Second: Cm. Gonzalez

For: 7

Against: 0

Abstain: 0

Cm. Mercurio Martinez was not present.

37. Request for Executive Session pursuant to Texas Local Government Code 551.071(1)(A) to consult with attorney on pending litigation involving Case No. 2018CVF001299-D2; City of Laredo, Texas vs. Western Summit Constructors, Inc., McAllen Constructors, Inc., Western Summit Constructors, Inc./McAllen Construction, Inc., A Joint Venture, Dannenbaum Engineering Company,-

McAllen, LLC, Dannenbaum Engineering Company- Laredo, LLC, Patterson Pump Company; pending in the 111th District Court, Webb County, Texas; and return to open session for possible action.

Following executive session, Mayor Saenz reported that no action was taken and requested that the City Attorney proceed as discussed.

38. Request for Executive Session pursuant to Texas Government Code Section 551.087 to deliberate the offer of a financial incentive or other incentives to an airline business prospect that the City seeks to have locate, stay or expand at the Laredo International Airport; and return to open session for possible action.

Following executive session, Mayor Saenz reported that no action was taken and requested that the City Attorney proceed as discussed.

XIV. RECESS AS THE LAREDO CITY COUNCIL AND CONVENE AS THE LAREDO MASS TRANSIT BOARD

No action taken.

XV. ADJOURN AS THE LAREDO MASS TRANSIT BOARD AND RECONVENE AS THE LAREDO CITY COUNCIL

No action taken.

39. GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

A. Request by Council Member Nelly Vielma

1. Discussion with possible action to direct staff to send Palafox Hospitality, Ltd., written notice of the City's intent to terminate the MOU that was entered into on November 11, 2017, for the development of a Hotel Convention Center in the downtown area prior to the expiration of the current term, or, in the alternative, to seek an amendment to remove the binding exclusivity provision; and any other matters incident thereto.

Motion to table.

Moved: Cm. Vielma

Second: Cm. Mercurio Martinez

For: 6

Against: 0

Abstain: 0

Cm. Altgelt and MPT Balli were not present.

2. Discussion with possible action to provide support for the "Small Business Saturday" promotional events in conjunction with Laredo Chamber of

Commerce, Laredo Economic Development Corporation, MileOne; and any other matters incident thereto.

Cesar Hernandez of MileOne reported that Small Business Saturday will have three consecutive events on Saturday, November 30, 2019. Small businesses will put up tables like a marketplace. A fashion show will be held in the Del Mar area, and he requested support in the form of chairs and music.

Cm. Vielma added that the second event will be Downtown while the third event will be in the San Bernardo area. She asked representatives of South Laredo if they could help encourage commercial interests for that area.

Robert Eads, Co-Interim City Manager, reported that since the Sames Auto Arena is already providing open skating, there is not necessarily any fee that will be charged to the City if the Small Business Saturday includes an event at the arena.

Motion to approve.

Moved: Cm. Vielma

Second: Cm. Altgelt

For: 8

Against: 0

Abstain: 0

B. Request by Council Member Dr. Marte A. Martinez

1. Discussion with possible action on authorizing the Co-Interim City Managers to negotiate a lease agreement with United Day School for the public use of tennis courts located at 1701 San Isidro Parkway, and any other matter incident thereto.

Cm. Torres informed Council that his wife is an employee of United Day School. Therefore, he recused himself from the discussion and vote.

Dr. Marte Martinez noted that in North Laredo, he and staff have been trying to find low-cost mechanisms to bring more sports to the area. The City was approached by United Day School, who no longer have a tennis team; the school wished to provide those tennis courts to the City for public use. While this item is to begin negotiations on a lease agreement, he noted that United Day quoted the City at \$2,000-\$3,500 per month. Since the average tennis court costs \$600,000 to build and United Day School is providing six courts, it would take the City 100 years to pay the same amount to build the courts in-house. He added that this cost estimate does not include any improvements.

J.J. Gomez, Jr., Parks & Recreation Director, reported that the City currently spends about \$63,000 per year on maintenance and operation on the Market Street tennis courts. The City would likely pay \$36,000 per year on tennis court

rental at United Day School as well as \$110,000 for lights.

Rosario Cabello, Co-Interim City Manager, noted that the City would need to build a public restroom and fence for the use of these tennis courts; she noted that the Public Works Department estimated that the restroom build would cost about \$50,000 to be paid out of District Priority Funds.

Dr. Martinez initiated a motion to direct management to negotiate a lease agreement with United Day School for the public use of tennis courts located at 1701 San Isidro Parkway and for improvements to be made using District Priority Funds.

MPT Balli confirmed that the improvements would be paid out of District Priority Funds and operational expenses would be paid out of the Parks Department.

John Orfila, Public Works Director, confirmed that staff will subcontract the fence work, which should only take two weeks after the City goes out for bids. The restroom will be initiated shortly after. Mr. Gomez confirmed that once the lighting is designed and ordered, it will take about three months for delivery and installation.

Cm. Rodriguez asked if the proposed lease agreement is similar to other agreements that the City has with entities for the use of their facilities. He asked for a report of where the funding will come from and what will need to be cut from the Departments' budget in order to meet these needs, voicing his concern that this endeavor will cut from an already strained budget.

Dr. Martinez noted his intentions to set a precedent. In a community without a large budget to build a new \$600,000-\$2 million tennis facility, Council has the opportunity and obligation to find a low-cost way for citizens to go outdoors and recreate while living an active, healthy lifestyle. The tennis courts at United Day School are already built and in good working order. Mayor Saenz voiced his agreement.

Cm. Gonzalez stated that as long as this endeavor does not affect the other districts' ability to have staff complete their capital projects or park maintenance, he would support it. Dr. Martinez reminded Council that these projects are not mutually exclusive, meaning that one project does not get completed at the expense of the other. Cm. Rodriguez reiterated that spending District Priority funding is fine, but if the maintenance falls on the General Fund afterward, he would have reservations about supporting this motion.

Cm. Altgelt noted that the City of San Antonio went out for a public bond for the maintenance, upkeep, and improvements to their recreation centers, suggesting that it may be time for the City to go to the voters to see if this is a

priority of theirs.

Motion to direct management to negotiate a lease agreement with United Day School for the public use of tennis courts located at 1701 San Isidro Parkway and for improvements to be made using District Priority Funds.

Moved: Dr. Marte Martinez

Second: Cm. Vielma

For: 7

Against: 0

Abstain: 1

Cm. Gonzalez

Cm. Torres

Cm. Rodriguez

Cm. Mercurio Martinez

Cm. Vielma

Dr. Marte Martinez

Cm. Altgelt

MPT Balli

C. Request by Council Member George Altgelt

1. Discussion and possible action to direct staff to obtain a donation of right of way for Springfield Road via a donation from GG Salinas Properties, and any matters incident thereto.

Cm. Altgelt recalled that Mr. Salinas has indicated a willingness to donate the right-of-way. Ramon Chavez, City Engineer, confirmed this as well.

Motion to direct staff to acquire the donation of the right-of-way from GG Salinas Properties.

Moved: Cm. Altgelt

Second: Dr. Marte Martinez

For: 8

Against: 0

Abstain: 0

2. Discussion and possible action to direct staff to commence the planning and construction of Springfield via a two lane road from its start off of loop 20 to its southern unfinished terminus, and any matters incident thereto. (Co-Sponsored by Council Member Dr. Marte A. Martinez)

Ramon Chavez, City Engineer, reported that the estimated cost for the ultimate design and construction is about \$15 million, which follows the Viva Laredo Comprehensive Plan. This two-lane roadway needs shaded sidewalks, right-turn lanes, left-turn lanes at intersections, traffic signals, lighting, bush shelters, and drainage.

Motion to direct staff to commence the planning and construction of Springfield via a two lane road from its start at Loop 20 to its terminus at Springfield and

Michigan or thereabouts.

Moved: Cm. Altgelt
Second: Cm. Vielma
For: 7

Against: 0

Abstain: 0

Cm. Gonzalez was not present.

D. Request by Mayor Pro-Tempore Roberto Balli

1. Discussion with possible action to enter into an MOU between the City of Laredo and L&F Distributors for a Mural dedicated to the WBCA parade, and any matters incident thereto.

MPT Balli noted that management and he have met with WBCA administrators about the possibility of a large mural at 800 Washington Street dedicated to the WBCA parade. L&F Distributors indicated a willingness to pay for the artwork. He offered his District Priority Funds for any other costs that would be associated with this. He reported that L&F Distributors are commissioning an artist who would be subject to Council approval along with their artwork. He initiated a motion to direct management to enter into negotiations for an MOU with L&F Distributors. He confirmed that there is not currently a structure there, which will need to be placed there as per the muralist's dimensions.

Motion to direct management to enter into negotiations with L&F Distributors for a mural dedicated to the WBCA parade.

Moved: Cm. Balli
Second: Dr. Marte Martinez
For: 8

Against: 0

Abstain: 0

2. Discussion with possible action regarding the Status on Library in Bruni Plaza, and any matters incident thereto.

MPT Balli noted that management has met with Library staff, noting that the building is in transition with the Building and Planning Departments moving out soon. He noted that staff will soon consider the building to determine if it is to be refurbished into an improved library or if a new facility is to be built. He initiated a motion to direct management to meet with Lamar Bruni Library staff and to bring this item back to Council in 30 days with a recommendation on a remodel project or a recommendation to build a new facility.

Motion to direct management to meet with Lamar Bruni and to bring the item back to Council in about 30 days with a recommendation on a remodel project or a recommendation to build a new facility.

Moved: Cm. Balli
Second: Dr. Marte Martinez
For: 8 Against: 0 Abstain: 0

3. Discussion with possible action to enter into an MOU with the Outlet Shoppes regarding a Bibliotech, and any matters incident thereto.

MPT Balli reported that the Outlet Shoppes reached out to him individually and reported rental space for an electronic library. Given that the Bruni Library may be refurbished, he voiced his intention to negotiate with the Outlet Shoppes. He clarified that any capital improvements will be paid with District Priority funding. He initiated a motion to this effect.

Dr. Marte Martinez commended MPT Balli for his hard work for his district, adding that increasing foot traffic to the Outlet Shoppes is vital to ensure that the investment does not fail and increase consumerism in Laredo.

Maria Soliz, Library Director, clarified that the MOU with Bibliotech is not City-wide but is only for the two current sites. Rosario Cabello, Co-Interim City Manager, explained that Bibliotech in San Antonio is a name brand; the City of Laredo can provide the same service and technology, since the City uses its own resources. Mrs. Soliz added that Houston has similar services without the Bibliotech name.

Cm. Vielma noted that the City received a template from Bibliotech at no cost and maintains a good relationship with them, receiving troubleshooting if needed. She noted her intention that the City maintain its relationship with Bibliotech, though she deferred to MPT Balli on his item.

Mrs. Soliz reiterated that there is no cost to the City to use Bibliotech's name, but all of the resources that are used belong to the Library.

Motion to direct management to enter into negotiations with the Outlet Shoppes and bring that MOU back to Council.

Moved: Cm. Balli
Second: Cm. Vielma
For: 8 Against: 0 Abstain: 0

E. Request by Council Member Rudy Gonzalez, Jr.

1. Discussion with possible action to instruct the Co-Interim City Managers to authorize staff to install speed humps under the Special Provision of the Speed Hump Installation Policy, and to authorize the use of asphalt type speed humps, instead of a speed cushion, which is currently required under the policy; and any other matters incident thereto. City Council District I Priority

Funds will be used for this project.

- a. (1) Speed Hump on 2500 block Jean St.

Motion to approve.

Moved: Cm. Gonzalez

For: Dr. Marte Martinez

For: 8

Against: 0

Abstain: 0

F. Request by Council Member Vidal Rodriguez

1. Discussion with possible action for the Parks Department to review all MOU's as it pertains to meeting compliance for maintenance; and any matters incident thereto.

Cm. Torres asked if this directive falls under the office of the Internal Auditor and/or Compliance Officer. It should not take Council directive for the Auditor to ensure contract compliance.

Veronica Baeza, Internal Auditor, explained that throughout the course of contract compliance checks, staff will reach out to the City Attorney's Office if they come across any legal wording that needs clarification. Mayor Saenz voiced his opinion that this agenda item was too broadly worded, asking for clarification.

Cm. Rodriguez clarified that the intention of this item was to review all MOUs in the Parks Department regarding maintenance. Compliance would be reviewed on the part of City employees as well as the other parties involved in the MOU.

Robert Eads, Co-Interim City Manager, asked Council to allow staff to meet with the school districts to determine any lack of understanding. Mayor Saenz suggested that staff incorporate a "tickler system" to trigger staff to review contracts for compliance. Cm. Altgelt agreed.

Cm. Rodriguez requested a status report at the next meeting on this topic.

Motion to direct staff to bring this item back to Council with information.

Moved: Cm. Rodriguez

Second: Dr. Marte Martinez

For: 7

Against: 0

Abstain: 0

Cm. Gonzalez was not present.

XVI. ADJOURN

Motion to adjourn.

Moved: Cm. Torres

Second: Cm. Altgelt

For: 7

Against: 0

Abstain: 0

Cm. Gonzalez was not present.