

**CITY OF LAREDO
CITY COUNCIL MEETING
A-2017-R-03
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
February 21, 2017
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. ROLL CALL

In attendance:

Pete Saenz	Mayor
Rudy Gonzalez	District I
Vidal Rodriguez	District II
Alberto Torres Jr.	District III
Alejandro "Alex" Perez, Jr.	Mayor Pro-Tempore, District III
Norma "Nelly" Vielma	District V
Charlie San Miguel	District VI
George J. Altgelt	District VII
Roberto Balli	District VIII
Heberto "Beto" Ramirez	Acting City Secretary
Jesus Olivares	City Manager
Cynthia Collazo	Deputy City Manager
Horacio De Leon	Assistant City Manager
Robert Eads	Assistant City Manager
Kristina L. Hale	Acting City Attorney

Cm. San Miguel joined meeting at 6:01 p.m.

Cm. Altgelt joined meeting at 5:39 p.m.

Mayor Pete Saenz was excused from the meeting.

IV. MINUTES

Approval of the minutes of February 6, 2017

Motion to approve the minutes of February 6, 2017.

Moved: Cm. Balli

Second: Cm. Gonzalez

For: 6

Against: 0

Abstain: 0

Cm. San Miguel not present.
Cm. Altgelt not present.

V. COMMUNICATIONS AND RECOGNITIONS

None.

Citizen comments

Marcel Notzon explained that in the case of Victor Ramos vs The City Laredo, a 20-year-old got run over by Police Officer, Gustavo Guerra, Jr. The plaintiff accrued approximately \$28,000.00 in medical bills. The Jury agreed that Mr. Guerra was responsible for the accident. He noted that this case is important as LPD has the duty to serve and protect the community. Correspondingly, he stressed the importance of following up with an internal investigation pertaining to this matter.

Alberto Perez spoke against the sale of alcohol at the Benavides Softball Complex. He stated that he has been involved in this area for 16 years. This is a dangerous and competitive sport, introducing alcohol will be detrimental and chaotic. There are numerous safety concerns associated with this combination.

Mellie Hereford spoke against the sale of alcohol at the Benavides Softball Complex. She implored City Council to vote against this proposal. She noted that allowing the execution of this proposal will result on individuals drinking while intoxicated. She expressed her disappointment at City Council for not supporting the City Ordinance pertaining to panhandlers. She noted that safety comes first.

Sonia Lara spoke against the sale of alcohol at the Benavides Softball Complex. She noted that Mr. Benavides and his family are in opposition of this proposal. She explained that this proposal would have harmful and unfavorable consequences if implemented. She asked City Council to stop wasting time and energy on this proposal.

Nayeli E. Rivas, Active Member of the Webb County Community Coalition, spoke against selling alcohol at the Benavides Softball Complex. She asked City Council to vote against this proposal. She explained that the introduction of this proposal will have detrimental impact to the youth as it increases the accessibility to alcoholic beverages.

Veronica Jimenez, SCAN, spoke against this proposal. She voiced her concerns by noting that there were numerous disadvantages concerning this proposal. She advised City Council to reconsider denying this proposal.

APPOINTMENTS TO COMMISSIONS, BOARDS AND COMMITTEES

- a. Appointment by Council Member George Altgelt to the Planning and Zoning Commission.

Motion to approve the appointment of Remy Salinas to the Planning and Zoning Commission.

Moved: Cm. Balli
Second: Cm. Gonzalez
For: 7 Against: 0 Abstain: 0

Cm. San Miguel not present.

- b. Appointment by Council Member Alberto Torres Jr. of Russell J. Jordan to the Environmental Committee.

Motion to approve the appointment of Russell J. Jordan to the Environmental Committee.

Moved: Cm. Balli
Second: Cm. Gonzalez
For: 7 Against: 0 Abstain: 0

Cm. San Miguel not present.

- c. Appointment by Council Member Alberto Torres Jr. of Esther K. Firova to the Laredo Commission for Women.

Motion to approve the appointment of Esther K. Firova to the Laredo Commission for Women.

Moved: Cm. Balli
Second: Cm. Gonzalez
For: 7 Against: 0 Abstain: 0

Cm. San Miguel not present.

- d. Appointment by Council Member Alberto Torres Jr. of Sylvia G. Palumbo to the Laredo Commission for Women.

Motion to approve the appointment of Sylvia G. Palumbo to the Laredo Commission for Women.

Moved: Cm. Balli
Second: Cm. Gonzalez
For: 7 Against: 0 Abstain: 0

Cm. San Miguel not present.

- e. Appointment by Council Member Roberto Balli of Francis Wawroski to the Laredo Commission for Women.

Motion to approve the appointment of Francis Wawroski to the Laredo Commission for Women.

Moved: Cm. Balli
Second: Cm. Gonzalez
For: 7 Against: 0 Abstain: 0

Cm. San Miguel not present.

- f. Appointment by Council Member Roberto Balli of Alice Herrera to the Laredo Commission for Women.

Motion to approve the appointment of Alice Herrera to the Laredo Commission for Women.

Moved: Cm. Balli

Second: Cm. Gonzalez

For: 7

Against: 0

Abstain: 0

Cm. San Miguel not present.

VI. PUBLIC HEARINGS

- 1. Public Hearing and Introductory Ordinance amending the 2016 One Year Action Plan to allow for the programming of CDBG funds totaling \$1,428,709.00 for the purpose of rehabilitating an existing building located downtown at 820 Convent for the purpose of designing 8 to 10 one bedroom rental housing units to be available to low income elderly individuals. It is further proposed that the newly created project will be funded through the use of Program Income received from the payoff of the Hamilton Apartments Section 108 loan by the Hamilton Housing Partners LTD.

Motion to open public hearing.

Moved: Cm. Balli

Second: Cm. Gonzalez

For: 7

Against: 0

Abstain: 0

Cm. San Miguel not present.

No discussion.

Motion to close public hearing and introduce.

Moved: Cm. Balli

Second: Cm. Gonzalez

For: 7

Against: 0

Abstain: 0

Cm. San Miguel not present.

- 2. Public Hearing and Introductory Ordinance authorizing the City Manager to accept and enter into contract with the Texas Department of State Health Services through the South Texas Development Council (STDC) and amending the FY 2016-2017 Budget by appropriating additional revenues and expenditures in the amount of \$803,306.00 for the continuation of the City of Laredo Health Department Housing Opportunities for Persons with aids Project (HOPWA) for the term of February 1, 2017 through January 31, 2018, the Ryan White Program for the term of April 1, 2017 through March 31, 2018, and the State Services Program and State Services Rebate

for the term of September 1, 2017 through August 31, 2018.

Motion to open public hearing.

Moved: Cm. Balli

Second: Cm. Gonzalez

For: 7

Against: 0

Abstain: 0

Cm. San Miguel not present.

No discussion.

Moved: Cm. Balli

Second: Cm. Torres

For: 6

Against: 0

Abstain: 1

Cm. Gonzalez

Cm. Altgelt

Cm. Rodriguez

Cm. Perez

Cm. Torres

Cm. Vielma

Cm. Balli

Cm. San Miguel not present.

3. Public Hearing and Introductory Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by repealing Ordinance No. 2015-O-011 authorizing a Conditional Use Permit for a Auto Dealer (primarily used), on Lot 4, Block 848, Eastern Division, located at 1519 E. San Pedro St.; providing for publication and effective date.

Staff supports the application and the Planning and Zoning Commission recommends approval of the Conditional Use Permit. District IV

Motion to open public hearing.

Moved: Cm. Balli

Second: Cm. Gonzalez

For: 7

Against: 0

Abstain: 0

Cm. San Miguel not present.

Horacio Topate in favor of this item.

Motion to close public hearing and introduce.

Moved: Cm. Torres

Second: Cm. Balli

For: 7

Against: 0

Abstain: 0

Cm. San Miguel not present.

4. Public Hearing and Introductory Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 3, Block 1, Muller Subdivision, located at 908 Fenwick Dr., from B-1 (Limited Business District) to B-3 (Community Business District); providing for publication and effective date.

Staff does not support the application and the Planning and Zoning Commission recommends approval of the Zone Change. District V

Motion to open public hearing.

Moved: Cm. Balli

Second: Cm. Torres

For: 7

Against: 0

Abstain: 0

Cm. San Miguel not present.

Nathan Bratton, Planning and Zoning Director, explained that at the Planning and Zoning committee meeting the applicant noted that they wanted to use the facility for an "over flow" parking. Mr. Bratton explained that the reason why staff is against this permit is because there are numerous issues associated with the type of permit that the applicant is requesting. Therefore, the department is recommending a conditional permit in order to impose limitations in order to avoid late hour usage of the parking.

Cm. Vielma stated that the department should confer with the applicant and recommend a conditional use permit in order to avoid any intricacies with residents of this residential area.

Robert Muller, owner, explained that this area will serve as an extension because there is not enough parking available to their clients. He explained that he has no objections in obtaining a conditional use permit.

Robert Muller Sr., co-owner, thanked City Council for approving this item.

Motion to close public hearing and introduce.

Moved: Cm. Vielma

Second: Cm. Balli

For: 8

Against: 0

Abstain: 0

5. Public Hearing and Introductory Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lots 10 and E ½ of Lot 11, Block 1149, Eastern Division, located at 2006 Chihuahua St., from R-O (Residential/ Office District) to B-3 (Community Business District); providing for publication and effective date.

Staff supports the application and the Planning and Zoning Commission recommends approval of the Conditional Use Permit. District III

Motion to open public hearing.

Moved: Cm. Balli

Second: Cm. Gonzalez

For: 8

Against: 0

Abstain: 0

No discussion.

Motion to close public hearing and introduce.

Moved: Cm. Perez

Second: Cm. Balli

For: 8

Against: 0

Abstain: 0

6. Public Hearing and Introductory Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by repealing Ordinance No. 2015-O-011 authorizing a Conditional Use Permit for a Child Daycare Center, located at Lot 1, Block 1, City of Laredo HR Plat, located at 510 E. Del Mar Blvd.; providing for publication and effective date.

Staff does not support the application and the Planning and Zoning Commission recommends approval of the Conditional Use Permit. District VI

Motion to open public hearing.

Moved: Cm. Balli

Second: Cm. Gonzalez

For: 8

Against: 0

Abstain: 0

No discussion.

Motion to close public hearing and introduce.

Moved: Cm. San Miguel

Second: Cm. Gonzalez

For: 8

Against: 0

Abstain: 0

7. Public Hearing and Introductory Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lots 2 & 3, Block 1, Amistad Acres Subdivision, located at 6516 McPherson Road, from B-3 (Community Business District) to B-4 (Highway Commercial District); providing for publication and effective date.

Staff does not support the application and Planning & Zoning Commission recommends denial of the zone change. Therefore, the applicant has since exercised the right to appeal this decision directly to City Council. ZC-11-2017 District V

Motion to open public hearing.

Moved: Cm. Balli

Second: Cm. Gonzalez

For: 8

Against: 0

Abstain: 0

Nathan Bratton, Planning and Zoning Director, explained that based on this application, the establishment will be used as a "*maquinitas*" establishment. This requires a B-4 zoning. This area is shown as light commercial, therefore, it is not supported by the department.

Javier Diaz is in support of zoning and planning zone change as it will benefit his prosperity of his business.

Cm. Vielma noted that she is not in agreement to change the zoning area, she is in support of the department's recommendation.

Cm. San Miguel explained that there are numerous citizens' complaints pertaining to *maquinitas*. He encouraged City Council to regulate and cap the number of amusement facilities in the City of Laredo.

Cm. Torres shared Cm. San Miguel and Cm. Vielma's sentiments.

Motion to deny public hearing and introduce.

Moved: Cm. Vielma
Second: Cm. Torres
For: 8

Against: 0

Abstain: 0

8. Public Hearing and Introductory Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 1, Block 1, Winfield Commercial Phase 13, located at 3402 Del Mar Blvd., from B-1 (Limited Commercial District) to B-3 (Community Business District); providing for publication and effective date. ZC-12-2017

Staff supports the application and Planning & Zoning Commission recommends approval of the zone change. District VI

Motion to open public hearing.

Moved: Cm. Balli
Second: Cm. Altgelt
For: 8

Against: 0

Abstain: 0

No discussion.

Motion to close public hearing and introduce.

Moved: Cm. San Miguel
Second: Cm. Gonzalez
For:

Against:

Abstain:

9. Public Hearing and Introductory Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 1, Block 1, Winfield Commercial Phase 12, located at 3320 Del Mar Blvd., from B-1 (Limited Commercial District) to B-3 (Community Business District); providing for publication and effective date. ZC-17-2017

Staff supports the application and Planning & Zoning Commission recommends approval of the zone change. District VI

Motion to open public hearing.

Moved: Cm. Balli

Second: Cm. Gonzalez
For: 8

Against: 0

Abstain: 0

No discussion.

Motion to close public hearing and introduce.

Moved: Cm. San Miguel
Second: Cm. Balli
For: 7

Against: 0

Abstain:0

10. Public Hearing and Introductory Ordinance accepting a supplemental grant award and amending the City of Laredo FY 2016-2017 Financial Task Force fund budget by increasing revenues and expenditures in the amount of \$66,350.00 for operational expenses awarded by the Office of the National Drug Control Policy (ONDCP) High Intensity Drug Trafficking Area (HIDTA). Funds will be used to pay operational expenses for the Laredo Police Department HIDTA Task Force from January 1, 2016 through December 31, 2017.

Motion to open public hearing.

Moved: Cm. Balli
Second: Cm. Torres
For: 8

Against: 0

Abstain: 0

No discussion.

Motion to close public hearing and introduce.

Moved: Cm. Balli
Second: Cm. Gonzalez
For: 8

Against: 0

Abstain:0

(Recess)
(Press Availability)

VII. INTRODUCTORY ORDINANCES

11. Authorizing the City Manager to execute a second amendment to the current multi-year lease agreement between the City of Laredo and UETA of Texas, Inc. as successor-in-interest to UETA Group, Inc. by modifying the premises to include the addition of a standalone office within the International Bridge 1 Administrative Building, together with three (3) appurtenant parking spaces immediately adjacent thereto.

Ordinance Introduction: City Council

VIII. THIRD AND FINAL READING

Motion to waive readings of Ordinance 2017-O-021

12. 2017-O-021 Authorizing the City Manager to grant a non-exclusive franchise to

Disposal Services of Laredo, Inc. to use the present and future streets, avenues, alleys, roads, highways, sidewalks, easements and other public right-of-ways of the City of Laredo, Texas for the purpose of constructing, maintaining and operating a commercial container refuse gathering and disposing services setting forth terms and conditions to govern the franchise; providing a severability clause, savings clause and providing for publication and effective date.

Motion to adopt Ordinance 2017-O-021.

Moved: Cm. Balli

Second: Cm. Gonzalez

For: 8

Against: 0

Abstain: 0

IX. FINAL READING OF ORDINANCES

Motion to waive readings of Ordinances 2017-O-019, 2017-O-023, and 2016-O-024.

Moved: Cm. Balli

Second: Cm. Vielma

For: 8

Against: 0

Abstain: 0

13. 2017-O-019 Authorizing the City Manager to execute easement documents for the conveyance to Center Point Energy Resources Corp., DBA Center Point Energy Texas Gas Operations, a ten (10) foot easement being 0.128 of an acre (5575.68 sq.ft) out of portion of lots one (1), three (3), five (5) and seven (7), block two hundred thirty nine (239) and lots one (1), three (3), five (5) and seven (7) block two hundred twenty one (221) in the Western Division of the City of Laredo, Webb County, Texas.

Motion to adopt Ordinance 2017-O-019.

Moved: Cm. Balli

Second: Cm. Vielma

For: 8

Against: 0

Abstain: 0

14. 2017-O-023 Amending the City of Laredo FY 2017-2018 Capital Grant Fund annual budget by appropriating revenues and expenditures in the amount of \$615,000.00, which includes \$480,000.00 awarded by Texas Department of Transportation and a local participation of \$135,000.00, to initiate the city wide traffic signal synchronization project and authorizing the City Manager to implement said budget. Local participation requirement will be funded through the 2016 C.O.

Motion to adopt Ordinance 2017-O-023.

Moved: Cm. Balli

Second: Cm. Vielma

For: 8

Against: 0

Abstain: 0

15. 2017-O-024 Amending Chapter 19, Motor Vehicle and Traffic, Article VIII, Stopping, Standing or Parking, of the Code of Ordinance, City of Laredo, specifically adding Sub-Section 19-354 (20) which establishes the East and West side of the 2300 block of Martin Avenue, between Clark Boulevard and O'kane Street, as a "No Parking Anytime/Tow Away" Zone; providing severability and for an effective date and publication.

Motion to adopt Ordinance 2017-O-024.

Moved: Cm. Balli

Second: Cm. Vielma

For: 8

Against: 0

Abstain: 0

X. RESOLUTIONS

16. 2017-R-23 Authorizing City Manager to submit a grant application in the amount of \$1,031,232.00 to the Office of the Governor's Homeland Security Grants Division (HSGD) for the purpose of funding the 2016 Operation Stonegarden Grant (OPSG). This funding will be used for the purchase of vehicles and related equipment, and for overtime and fringe benefit expenses used for Stonegarden Operations. No local match is required.

Motion to adopt Resolution 2016-R-023.

Moved: Cm. Balli

Second: Cm. Gonzalez

For: 8

Against: 0

Abstain: 0

17. 2017-R-24 Authorizing the City Manager to execute a non-financial agreement between the City of Laredo - Public Libraries and the Webb County Head Start Program to coordinate services provided to Head Start families.

Motion to adopt Resolution 2016-R-024.

Moved: Cm. Balli

Second: Cm. Gonzalez

For: 8

Against: 0

Abstain: 0

18. 2017-R-25 Authorizing the City Manager to accept and appropriate additional funding from the Texas Health and Human Services Commission under the Texas Healthcare Transformation and Quality Improvement 1115 Waiver for the City of Laredo Health Department in the amount of \$937,000.00 for the continuation of the preventive care clinic services, increase care for uninsured patients, for early detection and improve health outcomes of chronic diseases.

Motion to adopt Resolution 2016-R-024.

Moved: Cm. Balli

Second: Cm. Gonzalez

For: 8

Against: 0

Abstain: 0

19. 2017-R-27 A resolution by the Laredo City Council approving an interlocal cooperative agreement with Webb County in accordance with Texas Attorney General Opinion GA-0988 that allows the county to provide residential solid waste collection and disposal services for areas outside the city's limits located within its extraterritorial jurisdiction.

Motion to adopt Resolution 2016-R-027.

Moved: Cm. Balli

Second: Cm. Gonzalez

For: 8

Against: 0

Abstain: 0

20. 2017-R-28 Resolution supporting The North American Free Trade Agreement (NAFTA) and Free Trade between The United States, Mexico, and Canada.

Motion to adopt Resolution 2016-R-028.

Moved: Cm. Balli

Second: Cm. Gonzalez

For: 8

Against: 0

Abstain: 0

XI. MOTIONS

21. Consideration for approval of the Chacon Creek Killam Lake Mitigation Construction Phase as complete, release of retainage and approval of payment in the amount of \$17,271.00 to Nick Benavides, Laredo, Texas. Additionally, \$25,500.00 of the original contingency money remain in the contract and will be used towards maintenance and monitoring of site as required by the U.S. Army Corps of Engineers for the next five (5) years per schedule submitted, which will include site visits for additional invasive(s) plants removal, wetland flora replanting, debris removal, and an annual report to be submitted to the City of Laredo. Final contract amount is \$198,200.00. Funding is available in the Improvements Other Than Buildings – 2014 PPFCA.

Motion to approve.

Moved: Cm. Balli

Second: Cm. Gonzalez

For: 8

Against: 0

Abstain: 0

22. Approval to appoint Victor D. Treviño, M.D., to serve as the City of Laredo Health Authority under Section 121.033 of the Texas Health and Safety Code, for the period of March 1, 2017 through April 30, 2019 and authorizing the City Manager to enter into a contract with Dr. Treviño for professional services in the amount not to exceed \$12,720.00 per year. Funding is available through the Health Department budget. The contract is subject to funding availability and can be renewed for an additional year.

Moved: Cm. Balli

Second: Cm. Gonzalez
For: 8 Against: 0 Abstain: 0

23. Consideration to authorize the purchase of eighty eight (88) vests for the Police Department in the estimated amount of \$80,520.00 from G.T. Distributors, Inc., Austin, Texas through the Buyboard Cooperative Purchasing Program's contract pricing. Funding is available in the Police Department general fund budget.

Motion to approve.

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

24. Consideration to award contract FY17-016 to low bidders: RCC Construction, Laredo, Texas and R & A Construction, Laredo, Texas for roof repairs and home rehab repairs for various Laredo Municipal Housing homes. Bid had two sections and will be awarded as follows: Section I awarded to RCC in the amount of \$51,320.00 and Section II awarded to R&A in the amount of \$36,000.00. Funding is available in Laredo Municipal Housing Noise Abatement fund.

Motion to approve.

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

25. Consideration to reject the proposals received for contract number FY16-058 to provide Federal Legislative and Lobbying Consulting Services for the City of Laredo.

Motion to approve.

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

26. Approving monthly adjustments to the tax roll. The amounts to be adjusted for the month of January 2017, represent a decrease of \$35,153.45. These adjustments are determined by the Webb County Appraisal District and by court orders.

Motion to approve.

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

27. Consideration for acceptance of the TXDOT Utility Relocations - Loop 20 and Clark project. Approval of change order no. 1 Recap a decrease in the amount of \$373,740.03 to adjust items and quantities of work actually constructed in place. Approval of additional 25 working days to the original contract for a total of 205 working days. Release of retainage and approval of final payment in the amount of \$216,022.15 to QRO MEX Construction Co., Inc., Granite Shoals, Texas. Final

construction contract amount is \$2,443,461.97. Funding is available in the 2013 Water Revenue Bond, 2014 Water Revenue Bond, and 2014 Sewer Revenue Bond.

Motion to approve.

Moved: Cm. Balli

Second: Cm. Gonzalez

For: 8

Against: 0

Abstain: 0

28. Consideration to ratify the issuance of an emergency purchase order by the City Manager in the amount of \$71,200.00 to Square E Engineering, Las Fresnos, Texas for the labor and material to remove all (8) existing Service feeders, clean electrical 4" lines, replace existing service feeders with THHN-2-750MCM-BLK-500R cable, MegOhm Test all new cables, coordinate with AEP for disconnection and connection of electrical transformer at the Jefferson Water Treatment Plant. Funding is available in the Water System Fund - Water Treatment Division.

Motion to approve.

Moved: Cm. Balli

Second: Cm. Gonzalez

For: 8

Against: 0

Abstain: 0

XII. CONSENT AGENDA

None.

XIII (a) RESOLUTIONS

None.

XIII (b) MOTIONS

None.

END OF CONSENT AGENDA

XIII. STAFF REPORTS

29. Discussion with possible action regarding the current process of placing Council items as part of the Consent Agenda for items brought before the Operations and Finance Committees.

Jesus M. Olivares, City Manager, recommended to implement a consent agenda

allowing City Council members to place certain items on there as desired. This recommendation is in response to the lack of quorum on the Operations and Finance Committees. This change will eliminate both committees.

Motion to approve as presented by the City Manager.

Moved: Cm. Balli

Second: Cm. Torres

For: 8

Against: 0

Abstain: 0

30. Discussion with possible action to adopt the fourth edition of the City of Laredo Protocol Handbook.

Motion to approve.

Moved: Cm. Torres

Second: Cm. Gonzalez

For: 8

Against: 0

Abstain: 0

XIV. EXECUTIVE SESSION

31. Request for Executive Session pursuant to Texas Government Code Section 551.071(1)(a) to consult with attorney on pending/contemplated and motioned for litigation in the Case 2016CVF002049 D4; Arianna Torres vs. Marcus Holliman, et al; 406th District Court, District Clerk, Webb County, Texas and return to open session for possible action.

Motion to go into executive session to consult with City Attorney on pending/contemplated and motioned for litigation in the Case 2016CVF002049 D4; Arianna Torres vs. Marcus Holliman, et al.

Moved: Cm. Balli

Second: Cm. Gonzalez

For: 8

Against: 0

Abstain: 0

Following executive session, Mayor Pro Tem Perez reported that no action was taken.

32. Request for Executive Session pursuant to Texas Local Government Code 551.071(1)(A) to consult with attorney on pending litigation in *IIIPG Enterprises, Inc., Mario Sanchez d/b/a Visa Dumpster and Rental Service, and Mario Sanchez d/b/a VI-SA Services and, PedroPete Services, LLC, Plaintiffs v. City of Laredo, Pete Saenz, Rudy Gonzalez, Jr., Esteban Rangel, Alejandro Alex Perez, Jr., Juan Narvaez, Roque Vela Jr., Charlie San Miguel, Roberto Balli, Defendants*; Civil Action 5:15-CV-00029; In the United States District Court for Southern District of Texas, Laredo Division; and return to open session for possible action.

Motion to go into executive session to consult with City Attorney on pending litigation in *IIIPG Enterprises, Inc., Mario Sanchez d/b/a Visa Dumpster and Rental*

Service, and Mario Sanchez d/b/a VI-SA Services and, PedroPete Services, LLC, Plaintiffs v. City of Laredo, Pete Saenz, Rudy Gonzalez, Jr., Esteban Rangel, Alejandro Alex Perez, Jr., Juan Narvaez, Roque Vela Jr., Charlie San Miguel, Roberto Balli, Defendants; Civil Action 5:15-CV-00029.

Moved: Cm. Balli

Second: Cm. Gonzalez

For: 8

Against: 0

Abstain: 0

Following executive session, Mayor Pro Tem Perez reported that no action was taken.

33. Request for Executive Session pursuant to Texas Government Code Section 551.071(1) to consult with attorney on litigation currently pending in the Texas Supreme Court in Cause Number 04-15-00610-CV; Laredo Merchants Association vs. City of Laredo; and return to open session for possible action.

Motion to go into executive session to consult with City Attorney on pending litigation currently pending in the Texas Supreme Court in Cause Number 04-15-00610-CV; Laredo Merchants Association vs. City of Laredo.

Moved: Cm. Balli

Second: Cm. Torres

For: 8

Against:

Abstain:

Following executive session, Mayor Pro Tem Perez reported that no action was taken.

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

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

Moved: Cm. Balli

Second: Cm. San Miguel

For: 8

Against: 0

Abstain: 0

34. Presentation by CDM Smith on behalf of the Laredo Urban Transportation Study and the Laredo Metropolitan Planning Organization to evaluate bus service and travel patterns, analyze ways to meet existing and growing travel needs and develop a 5-year plan for improving bus service.

Jennifer Palmer, CDM Smith Representative, presented a review of major findings and recommendations for the Transit Development Plan. This plan consists on developing a 5-year plan for improving bus services in Laredo. This entity identified priority problems and short-term needs. It identified current and future service opportunities. In addition, it analyzed the bus service to maximize use of public funds.

This firm recommended for the City of Laredo to build, maintain, and enhance services. The City of Laredo needs approximately 17 vehicle replacements, 9 are scheduled for replacement over the next five years. She noted that energy efficient (CNG) buses are proven to save the City money. In addition, she explained that there are approximately 1,300 stops in the system, half of those stops don't have benches and shelters. The waiting time is about an hour. They recommend for the City to increase the number of benches and shelters and allocate funds to cover such cost. A comprehensive inventory is highly recommended.

Joe Jackson, El Metro, noted that CNG vehicles cost 7 cents per mile to maintain as opposed to \$ 1.43 per mile with non CNG vehicles. Therefore, the usage of diesel vehicles is highly discouraging.

Cm. Torres expressed his concerned for the lack benches and shelters. He expressed the need for a master plan to formalize the process.

Cm. Gonzalez explained that Cm. Rodriguez and he allocated approximately \$26,000.00 from their discretionary funds to increase the number of benches and shelters and restore existing ones.

Cm. Altgelt encouraged City Council to consider this initiative as he mimicked Cm. Gonzalez and Cm. Rodriguez initiative.

Cm. Perez noted that the South part of town needs a high concentration of transit services.

Cm. Balli stated that this project requires a huge investment, however, it is time and cost efficient. He would like to adopt and move on this initiative. He stated that it takes approximately two years from the date of purchase to receive a bus. Therefore, they must act accordingly.

Cm. San Miguel applauded the City Manager's Office for their efforts. However, he would like for the City of Laredo to facilitate the "pass" process. He explained that many individuals do not have the means to pay for a bus pass. He encouraged everyone to adopt the pass system to enhance the accessibility for public transportation.

Motion to approve.

Moved: Cm. Balli

Second: Cm. Altgelt

For: 8

Against: 0

Abstain: 0

35. Consideration to award three year Automotive Fuel supply contracts (FY17-021) for the purchase of Gasoline and Diesel Fuels to low bidder, Arguindegui Oil, Laredo, Texas in the estimated yearly amount of \$1,000,000.00 dollars. This contract will be automatically renewed for an additional two year period upon mutual consent of both parties. Funding is available in the Laredo Transit Management, El Metro Operations Fund.

Motion to approve.

Moved: Cm. Balli
Second: Cm. San Miguel
For: 8 Against: 0 Abstain: 0

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

Motion to adjourn as the Laredo Mass Transit Board and reconvene as the Laredo City Council.

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

GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

36.

A. Request by Mayor Pete Saenz

1. Discussion with possible action on presentation by Nuevo Laredo officials of "Nuevo Laredo's Desarrollo del Centro Historico", i.e., Secured Tourist Zone, south of Bridge 1 by Avenida Guerrero.

Motion to table.

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

2. Discussion with possible action to create: Consejo Bi-Nacional Dos Laredos.

Motion to table.

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

3. Discussion with possible action on temporary closure of Bridge 1 to have Bridge fiesta event celebrating US-Mexico Border culture and heritage.

Motion to table.

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

B. Request by Council Member Rudy Gonzalez, Jr.

1. Discussion with possible action to authorize the installation of three (3) asphalt type speed humps along Sunset Loop, between Century Drive North and West Century Drive, under the special provision of the Speed Hump Installation Policy utilizing District I Discretionary Funds.

Motion to authorize the installation of three (3) asphalt type speed humps along Sunset Loop, between Century Drive North and West Century Drive, under the special provision of the Speed Hump Installation Policy utilizing District I Discretionary Funds.

Moved: Cm. Gonzalez

Second: Cm. Torres

For: 8

Against: 0

Abstain: 0

C. Request by Council Member Vidal Rodriguez

1. Discussion with possible action to consider establishing a City impound lot.

Raymond E. Garner, Chief of Police, presented fees associated with the proposed City impound to City Council

Cesar Cabello, General Manager of Cabello's Wreck Center, spoke against this item. He explained that the City of Laredo is not equipped to establish and operate a City impound lot.

Cm. Rodriguez clarified that this item was proposed in order to benefit the Police Department. Also, he expressed that this item is proposing the execution of a study. This item is not intended to authorize staff to proceed with the City impound.

Cm. Balli noted that wreck service fees can be expensive. However, he concluded based on the information presented, that this project will not make any profit.

Cm. San Miguel questioned the City's ability to operate such business as efficient as the private sector. He noted that he is not in agreement with this proposal as is a waste of money.

Motion to conduct study and include a towing fee as amended.

Moved: Cm. Rodriguez

Second: Cm. Balli

For: 8

Against: 0

Abstain: 0

D. Request by Council Member Alejandro "Alex" Perez

1. Discussion with possible action to construct speed humps at 2100 Aldama Street, 400 N India Avenue, and 2100 Pine Street, under the Special Provision of the Speed Hump Ordinance. Funding is available in District III/Bond Projects.

Motion to approve.

Moved: Cm. Perez

Second: Gonzalez

For: 8

Against: 0

Abstain:0

E. Request by Council Member Alberto Torres, Jr.

1. Status Report with discussion and possible action regarding the City's Drug & Alcohol Commission; and any other matters incident thereto.

Cm. Torres stressed the importance of meeting a quorum. He implored City Council to appoint responsible individuals to serve on these committees.

Hector F. Gonzalez, Health Director, explained that this committee was under the police department prior to Chief Garner's administration. However, this commission has not met in two years due to lack of quorum.

Cm. Perez requested a copy of attendance records in order to monitor compliance and attendance.

Jesus M. Olivares, City Manager, noted that City Staff will include an attendance record on their Friday's packet.

Cm. San Miguel encouraged City Council to mimic and adopt the same regulations that govern City Council absenteeism.

Rosie and Americo Moncada expressed the importance of having this committee. She spoke against Cm. Rodriguez's attempt to sell alcohol at the Benavides Park as they lost their child on an accident caused by an intoxicated driver.

Cm. San Miguel welcomed Rosie and Americo Moncada to represent him in the City's Drug & Alcohol Commission

Kasandra Moresco, Webb County Community Coalition and SCAN Employee, explained that "not because something is legal means that it is beneficial or that should be encouraged or imposed on others". She explained that alcohol is often abused. She noted that she is not in agreement with Cm. Rodriguez proposal to sell alcohol at the Benavides Park.

Cm. Rodriguez encouraged discussion and welcomed citizens to express their opinion.

Motion to reactivate the City's Drug & Alcohol Commission and for the City to allow for this commission to hold a public hearing regarding the selling of alcohol at the

parks.

Moved: Cm. Torres

Second: Cm. San Miguel

For: 8

Against: 0

Abstain: 0

F. Request by Council Member Charlie San Miguel

1. Discussion with possible action regarding the Public's Health and Safety specific to the issuing and enforcement of permits applying to electrical, mechanical HVAC, irrigation, right-of-way, swimming pool, manufactured home installation, sign contractors; and any other matters incident thereto.

Motion to table.

Moved: Cm. San Miguel

Second: Cm. Gonzalez

For: 8

Against: 0

Abstain: 0

G. Request by Council Member George Altgelt

1. Discussion and possible action to implement a "Laredoan" and Laredo Business of the Year Award based on employee and customer satisfaction, innovation and philanthropic activities. (Co-Sponsored by Council Member Rudy Gonzalez)

Motion to table.

Moved: Cm. Altgelt

Second: Cm. Gonzalez

For: 8

Against: 0

Abstain: 0

XVII. ADJOURN

Motion to adjourn.

Moved: Cm. Balli

Second: Cm. Altgelt

For: 8

Against: 0

Abstain: 0