

**CITY OF LAREDO
CITY COUNCIL MEETING
M-2015-R-15
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
SEPTEMBER 21, 2015
5:30 P.M.**

I. CALL TO ORDER

With a quorum present, Mayor Pete Saenz called the meeting to order.

II. PLEDGE OF ALLEGIANCE

Mayor Pete Saenz led in the pledge of allegiance.

III. ROLL CALL

| | |
|-----------------------|--------------------------------|
| Pete Saenz, | Mayor |
| Rudy Gonzalez, | District I |
| Esteban Rangel, | District II |
| Alejandro Perez, Jr., | District III |
| Juan Narvaez, | Mayor Pro-Tempore, District IV |
| Roque Vela, Jr., | District V |
| Charlie San Miguel, | District VI |
| George J. Altgelt, | District VII |
| Roberto Balli, | District VIII |
| Gustavo Guevara, Jr. | City Secretary |
| Jesus Olivares, | City Manager |
| Cynthia Collazo, | Deputy City Manager |
| Horacio De Leon, | Assistant City Manager |
| Raul Casso, | City Attorney |

IV. MINUTES

Approval of the minutes of September 8, 2015 and September 15, 2015.

Motion to approve the September 7, 2015 and September 15, 2015 minutes.

Moved: Cm. Vela

Second: Mayor Pro Tem Narvaez

For: 8

Against: 0

Abstain: 0

V. COMMUNICATIONS AND RECOGNITIONS

Communiqués

- a. Presentation by the Domestic Violence Coalition on the *Human Rights Initiative* and invitation to their upcoming events.

Sister Rosemary Walsh reported that they were known statewide for one of the longest coalitions that had gone on for nineteen years. She added that they sponsored an annual domestic violence conference and explained that on October 1, 2015, they would host their nineteenth conference. She concluded that they were proclaiming October as domestic violence month and invited them to their proclamation this Friday at 10:00 am at the Webb County Courthouse in the central jury room.

- b. Presentation by the Texas Department of State Health Services Texas Healthy Communities Program to recognize the City of Laredo with the Silver Medal Award for promoting a Healthier and Active Living City.

Health Department Director Dr. Hector Gonzalez reported that they had representatives from the Texas Department of State Health Services present to give recognition to the City of Laredo.

Nora Martinez and Cecily Brea reported on the assessment and explained that the City of Laredo was graded on access to physical activity, healthy foods, healthy schools, healthy worksites, mother-friendly worksites, tobacco control, cardiac and stroke response, and healthcare quality. She concluded by saying that the City of Laredo had achieved the Silver Medal level and so it had been approved for a continuation of funding for this project through 2016.

Recognitions

- a. Recognizing Rudy Flores for repeating as World Champion at the Power Lifting Competition held in Prague, Czech Republic.

Mayor Saenz and City Council congratulated Rudy Flores for repeating as World Champion at the Power Lifting Competition held in Prague, Czech Republic and presented him with a certificate of recognition.

- b. Recognizing the Elysian Social Club for being in existence for 75 years.

Mayor Saenz and City Council congratulated Elysian Social Club for being in existence for 75 years and presented them with a certificate of recognition.

Citizen comments

Raul Moreno from GSA reported that the project involved the Juarez-Lincoln port of entry and Convent, although Convent was still unfunded. However, Congressman Cuellar had stated that he would press for that funding. He added that the objective was to make the transport and passage of people, buses, and cars quicker, safer and more comfortable. He further stated that 20% of people who enter the United States by bus do so in Laredo. He explained that in 2014, 3.4 million pedestrians crossed at Convent; 5.2 million automobiles crossed there; and a total of 10.3 million automobile passengers, 41,000 buses and over 1 million bus passengers came into Laredo through these two ports. He said that the general contractor would be starting the mobilization within the next two weeks and working on buildings six and four. He concluded by saying that Phase 2 would begin sometime in December of this year, which was the west canopy.

Armando Cisneros thanked the City of Laredo for its response to his open records request. He also spoke on the poverty rate in Laredo and explained his concerns that water and garbage rates were going up, and also their appraisals.

Mr. Juan Fuqua spoke on the issue of minimum wage, which in Laredo is \$7.50.

Viviana Frank and Mario Peña reported that they had been working on a project with TAMIU and AIA of Laredo and invited Council and staff to the November 16, 2015 lecture series at TAMIU by author Jeff Speck. He added that the event is called Walkable City – How downtown can save America one step at a time.

Luis Cisneros stated that at the last city workshop, Solid Waste Director Steve Geiss said that the four months when the city managed the recycling center was the only time when the city made money. He questioned why, if this was the case, the city chose to go out for requests for proposals to find an operator for the center and furthermore did not choose the lowest bidder.

Mr. Vish spoke on the recycling center and asked that Council look at the figures.

VI. APPOINTMENTS TO COMMISSIONS, BOARDS AND COMMITTEES

- a. Appointment by Council Member Charlie San Miguel of Donna Magnon to the Laredo Commission for Women.

Motion to approve the nomination of Council Member Charlie San Miguel of Donna Magnon to the Laredo Commission for Women.

Moved: Cm. Vela

Second: Mayor Pro Tem Narvaez

For: 8

Against: 0

Abstain: 0

- b. Appointment by Council Member Esteban Rangel of Omar Gonzalez to the Airport Advisory Board.

Motion to approve the nomination of Council Member Esteban Rangel of Omar Gonzalez to the Airport Advisory Board.

Moved: Cm. Vela

Second: Mayor Pro Tem Narvaez

For: 8

Against: 0

Abstain: 0

VII. PUBLIC HEARINGS

- 1. Public hearing and introductory ordinance amending Chapter 19, Article VI - Operation, Division 2-Miscellaneous Driving Rules, Section 19-224 of the City of Laredo Code of Ordinances to prohibit the operation of hand-held wireless communication devices while operating a motor vehicle; providing exemptions; providing affirmative defenses; providing a savings clause; providing for severability and an effective date.

Motion to open the public hearing.

Moved: Cm. Vela

Second: Cm. San Miguel

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Vela

Second: Mayor Pro Tem Narvaez

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

- 2. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Special Use Permit for a restaurant selling alcohol on Lot 1, Block 5, Del Mar Village Subdivision, located at 120 W Village Boulevard, Suite 101-102 (one unit); providing for publication and effective date.

Staff supports the application and Planning and Zoning Commission recommends approval of the Special Use Permit. District V

Motion to open the public hearing.

6. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning the West 16.66 feet of Lot 7 and the East 25 feet of Lot 8, Block 1027, Western Division, located at 1208 Pace Street, from B-1 (Limited Business District) to R-3 (Mixed Residential District); providing for publication and effective date.

Staff is in support of the proposed zone change and the Planning and Zoning Commission recommends approval of the application. District VIII

Motion to open the public hearing.

Moved: Cm. Balli

Second: Cm. Gonzalez

For: 8

Against: 0

Abstain: 0

Claudia Sanchez, representing Luis Puente, spoke in favor for mobile home use.

Motion to close the public hearing and introduce.

Moved: Cm. Balli

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: Cm. Balli

7. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Conditional Use Permit for auto sales and the sale of new/used merchandise on Lots 7 and 8, Block 817, Eastern Division, located at 1520 Cortez Street; providing for publication and effective date.

Staff is not in support of the Conditional Use Permit and the Planning and Zoning Commission recommends denial of the application. District III

Motion to open the public hearing.

Moved: Cm. Rangel

Second: Cm. Gonzalez

For: 8

Against: 0

Abstain: 0

Peggy Notzon stated that she was very concerned about this change in the zoning because it would change the area from residential to commercial.

Nick Villarreal spoke against the Conditional Use Permit due to safety concerns.

Sandy Villarreal spoke against the zone change request.

Motion to close the public hearing and deny.

Moved: Cm. Rangel

Second: Cm. San Miguel

For: 7

Against: 0

Abstain: 0

Cm. Altgelt was not present.

8. Public hearing and introductory ordinance amending Chapter 28, Article VII of the City of Laredo Code of Ordinances by limiting the numbers of times a year an organization can conduct a noncommercial street solicitation campaign and by restricting the days of the week a noncommercial street solicitation campaign can be conducted on Friday, Saturday, or Sunday. (Approved by Operations Committee with a recommendation that organizations be limited to four (4) permits per calendar year).

Motion to open the public hearing.

Moved: Cm. Vela

Second: Mayor Pro Tem Narvaez

For: 7

Against: 0

Abstain: 0

Cm. Altgelt was not present.

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Vela

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

Ordinance Introduction: City Council

9. Public hearing and introductory ordinance amending Chapter 21, Article XII of the City of Laredo Code of Ordinances by adding the requirement that persons participating in a noncommercial street solicitation campaign and soliciting funds carry a government-issued photo identification card with them at all times they are participating in the campaign. (Approved by Operations Committee with a recommendation that participants in the

solicitation campaign be 18 years of age or older, or, if under 18, then with a valid Texas Drivers License or driving (learner's) permit. Also, all participants in a fund solicitation campaign must have a valid identification card, i.e. Texas Driver's license, on display on their person).

Motion to open the public hearing.

Moved: Cm. Vela

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

Cm. Altgelt was not present.

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Rangel

Second: Cm. Gonzalez

For: 7

Against: 0

Abstain: 0

Ordinance Introduction: City Council

10. Public hearing and introductory ordinance authorizing the Chief of Police to accept a grant in the amount of \$47,716.36 from the Governor's Criminal Justice Division (CJD) and to appropriate the City of Laredo Special Police FY 2015-2016 budget by increasing revenues and expenditures in the amount of \$47,716.36. This funding will provide overtime and equipment for the Laredo Police Department Gang Unit, which will target Criminal Street Gangs by identifying, monitoring, suppressing and documenting criminal gang activities and implementing a database. The term of this grant is from October 1, 2015 to September 30, 2016 and requires no local match. (Approved by Operations Committee).

Motion to open the public hearing.

Moved: Cm. Rangel

Second: Cm. Vela

For: 5

Against: 0

Abstain: 0

Cm. Gonzalez, Cm. Perez and Cm. Altgelt were not present.

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Balli
Second: Cm. Vela
For: 5

Against: 0

Abstain: 0

Ordinance Introduction: City Council

VIII. INTRODUCTORY ORDINANCES

11. Authorizing the City Manager to enter into a lease agreement with the United States Postal Service, (USPS). The City acting as Lessor and USPS, as Lessee, have agreed to a yearly lease rate of \$95,894.00 for lease space at the former US Courthouse building located at 1300 Matamoros. The lease and rental term is retroactive to June 18, 2013 with an expiration of May 31, 2018. (Approved by Operations Committee, AS AMENDED).

Ordinance Introduction: City Council

12. Authorizing the City Manager to execute a lease with the City of Laredo Utilities Department for approximately 5,550 square feet constituting Building No. 1054 located at 4812 North Bartlett Avenue at the Laredo International Airport. Lease term is for five (5) years commencing on October 1, 2015 and ending on September 30, 2020. The lease may be terminated by either party on not less than ninety (90) days written notice from the party terminating to the other. Monthly rent shall be \$4,700.00 per month and will be adjusted annually according to the consumer price index; providing for an effective date. (Approved by Operations Committee).

Ordinance Introduction: City Council

13. Authorizing the City Manager to execute a lease agreement with International Bank of Commerce for the approximate 0.1182 acre tract of land located on Block No. 1 within the southwest fuel farm at the Laredo International Airport. Lease term is for five (5) years commencing on October 01, 2015 and ending on September 30, 2020 with one (1) option to extend the term for five (5) years. Initial rent shall be \$770.00 per month; providing for an effective date. (Approved by Operations Committee).

Ordinance Introduction: City Council

14. Authorizing the City Manager to amend the FY 2014-2015 Full Time Equivalent Position (FTE) listing by creating one (1) Clerk II, R25 position funded by Texas Department of State Health Services through the South Texas Development Council (STDC) for the City of Laredo Health

Department Housing Opportunities for Persons with AIDS Project (HOPWA). The position was approved for this fiscal year and as well for future fiscal years and will improve program efficiency and customer service for benefits of patients/clients. (Approved by Operations Committee).

Ordinance Introduction: City Council

15. Authorizing the City Manager to enter into contract with Valley AIDS Council d/b/a Westbrook Clinic (VAC), amending the FY 14-15 Annual Budget by appropriating additional revenues and expenditures in the amount of \$49,196.00 with an in-kind match in the amount of \$5,466.00 for a total of \$54,662.00, and amending the FY 14-15 Full Time Equivalent (FTE) listing by creating one (1) Caseworker, R34 Position for providing HIV/AIDS (Ryan White Part D) health care and prevention services for women, infants, children and youth affected by AIDS for the term from August 1, 2015 through July 31, 2016. (Approved by Operations Committee).

Ordinance Introduction: City Council

IX. FIRST AND FINAL READINGS

Motion to waive the final reading of Ordinance 2015-O-134.

Moved: Cm. Vela
Second: Cm. Balli
For: 6

Against: 0

Abstain: 0

Cm. Gonzalez and Cm. Altgelt were not present.

16. 2015-O-134 Ordinance authorizing the issuance of City of Laredo, Texas Subordinate Waterworks and Sewer System Revenue Bonds, Series 2015, in the principal amount of \$5,500,000.00 for the purpose of improving and extending the City's combined waterworks system and sewer system, making provisions for the security thereof; authorizing amendment to the City's budget to appropriate such proceeds for purposes authorized herein; awarding sale of the bonds to the Texas Water Development Board, and Ordaining other matters relating to the subject.

Motion to adopt Ordinance 2015-O-134.

Moved: Cm. Vela
Second: Cm. Balli

For: 6

Against: 0

Abstain: 0

X. FINAL READING OF ORDINANCES

Motion to waive the final readings of Ordinances 2015-O-119, 2015-O-120, 2015-O-121, 2015-O-122, 2015-O-123, 2015-O-124, 2015-O-125, 2015-O-126, 2015-O-127, 2015-O-128, 2015-O-129, 2015-O-130, 2015-O-132, and 2015-O-133.

Moved: Cm. Vela

Second: Cm. Balli

For: 6

Against: 0

Abstain: 0

Cm. Gonzalez and Cm. Altgelt were not present.

17. 2015-O-119 Adopting the proposed Annual Budget for fiscal year 2015-2016 by appropriating the revenues, expenditures and balances reported therein for the year beginning October 1, 2015, and ending September 30, 2016, consistent with the financial plan described in said annual budget (see exhibit "A") and motions approved by City Council at public workshop (see exhibit "B") and authorizing the City Manager to implement said Annual Budget. AS AMENDED.

Motion to adopt Ordinance 2015-O-119.

Moved: Cm. Vela

Second: Cm. Balli

For: 6

Against: 0

Abstain: 0

Cm. Gonzalez and Cm. Altgelt were not present.

- 2015-O-120 Providing that the property tax rate (revenue) be increased by the adoption of a tax rate of \$0.637000 per \$100 value, which is effectively a 2.88 percent increase in the tax rate (revenue). This tax rate, which has been the same since Tax Year 2004, will have a Maintenance and Operation Rate of \$0.493751 per \$100 value and a Interest and Sinking Fund Rate of \$0.143249 per \$100 value for the levy and the collection of General and Special Ad Valorem taxes for the City of Laredo for Tax Year 2015 and Fiscal Year 2015-2016. (This will be the twelfth year that the City would adopt this same rate.)

Motion to adopt Ordinance 2015-O-120.

Moved: Cm. Vela

Second: Cm. Balli
For: 6 Against: 0 Abstain: 0

Cm. Gonzalez and Cm. Altgelt were not present.

- 2015-O-121 Amending the FY 2014-2015 9-1-1 Regional Administration Budget by appropriating additional revenues and expenditures in the amount of \$56,100.00 to provide surcharge for the non-recurring fees associated with procurement for MIS services from Direct Technology, Inc for Jim Hogg, Starr, Webb and Zapata Counties for the period beginning September 1, 2014 and ending August 31, 2015.

Motion to adopt Ordinance 2015-O-121.

Moved: Cm. Vela
Second: Cm. Balli
For: 6 Against: 0 Abstain: 0

Cm. Gonzalez and Cm. Altgelt were not present.

- 2015-O-122 Amending the City of Laredo Fiscal Year 2015 Information Technology Fund budget to appropriate revenues and expenditures in the amount of \$3,971,914.00. The expenditure will fund an upgrade to the City's existing 800 MHz Trunked Radio P-25 System. The project will be funded through a capital lease purchase agreement.

Motion to adopt Ordinance 2015-O-122.

Moved: Cm. Vela
Second: Cm. Balli
For: 6 Against: 0 Abstain: 0

Cm. Gonzalez and Cm. Altgelt were not present.

- 2015-O-123 Amending the FY 2014-2015 9-1-1 Regional Administration Budget by appropriating additional revenues and expenditures in the amount of \$807,339.00 for a total grant of \$2,480,630.00 for equipment and program budgets for Jim Hogg, Starr, Webb and Zapata Counties for the period beginning September 1, 2015 and ending August 31, 2016. AS AMENDED.

Motion to adopt Ordinance 2015-O-123.

Moved: Cm. Vela
Second: Cm. Balli
For: 6 Against: 0 Abstain: 0

Cm. Gonzalez and Cm. Altgelt were not present.

2015-O-124 Amending Section 24.93.6 Smoking Establishments and Drug And Tobacco Paraphernalia Shop (A/K/A Head Shop) and Tobacco Shop by requiring Special Use Permits for Tobacco Shop[S] in B-4, M-1 And M-2 Zoning Districts and requiring that Tobacco Shop[S] provide audit of percentage sales of Drug Paraphernalia; and amending Section 24.63 Permitted Uses (Land Use Chart) to indicate that a Special Use Permit is required for a Tobacco Shop in B-4, M-1 And M-2 Zoning Districts; and providing for publication and effective date.

Motion to adopt Ordinance 2015-O-124.

Moved: Cm. Vela
Second: Cm. Balli
For: 6 Against: 0 Abstain: 0

Cm. Gonzalez and Cm. Altgelt were not present.

2015-O-125 Amending Chapter 18, Article III of the City of Laredo Code of Ordinances by increasing the garage sale permit fee to thirty dollars (\$30) per permit for exceeding two permit applications; and amending the permit limit to four (4) permits per calendar year; providing for a savings clause; repealing all ordinances in conflict; providing for severability, publication and effective date.

Motion to adopt Ordinance 2015-O-125.

Moved: Cm. Vela
Second: Cm. Balli
For: 6 Against: 0 Abstain: 0

Cm. Gonzalez and Cm. Altgelt were not present.

2015-O-126 Amending the Laredo Land Development Code of the City Of Laredo by: revising Article IV, Section 24-62 Zoning District and Boundaries, Section 24-63 Effects of Districting and General Regulations by Creating the Single Family Residential District (R-1B), Section 24-65 Supplementary

Zoning District. Regulations, Section 24-77 Dimensional Standards and Amending Section 24-84 Sidewalk Standards by Renumbering And Creating Requirements of the Laredo Land Development Code; providing for publication and effective date.

Motion to adopt Ordinance 2015-O-126.

Moved: Cm. Vela

Second: Cm. Balli

For: 6

Against: 0

Abstain: 0

Cm. Gonzalez and Cm. Altgelt were not present.

2015-O-127 Authorizing the City Manager to accept a grant award in the amount of \$637,768.00 from the Texas Auto Burglary & Theft Prevention Authority to fund the Laredo Auto Theft Task Force for the period of September 1, 2015 through August 31, 2016 to pay for salaries and supplies; to amend the City of Laredo 2014-15 Laredo Auto Theft Task Force Fund budget by increasing revenues and expenditures in the amount of \$89,346.00; and amend the FTE's by adding two (2) Investigator positions as awarded by the Texas Auto Burglary & Theft Prevention Authority. The grant requires a cash match in the amount of \$341,959.00 which is available in the General Fund.

Motion to adopt Ordinance 2015-O-127.

Moved: Cm. Vela

Second: Cm. Balli

For: 6

Against: 0

Abstain: 0

Cm. Gonzalez and Cm. Altgelt were not present.

2015-O-128 Authorizing the City Manager to accept and enter into contract with the Department of State Health Services (DSHS); amending the City of Laredo Health Department (CLHD) FY 2014-2015 budget by appropriating revenues and expenditures in the amount of \$165,000.00; and amending the FY 2014-2015 Full Time Equivalent (FTE) Position Listing by creating one (1) Epidemiologist, R38 position and one temporary Clerk II, R25 position without benefits (0.48 FTE) for surveillance and epidemiology activities for all notifiable and infectious conditions especially for highly infectious diseases for the term from September 1,

2015 through August 31, 2017.

Motion to adopt Ordinance 2015-O-128.

Moved: Cm. Vela

Second: Cm. Balli

For: 6

Against: 0

Abstain: 0

Cm. Gonzalez and Cm. Altgelt were not present.

- 2015-O-129 Authorizing the City Manager to accept a contract amendment by the South Texas Development Council (STDC) through funding from the Department of State Health Services (DSHS) and amending the City of Laredo Health Department (CLHD) FY 2014-2015 budget by appropriating revenues and expenditures in the amount of \$245,185.00 for the continuation of City of Laredo Health Department Ryan White Program to provide medical care, treatment, case management, testing and supportive care and extending the term period from September 1, 2014 through March 31, 2016. AS AMENDED.

Motion to adopt Ordinance 2015-O-129.

Moved: Cm. Vela

Second: Cm. Balli

For: 6

Against: 0

Abstain: 0

Cm. Gonzalez and Cm. Altgelt were not present.

- 2015-O-130 Authorizing the City Manager to acquire the surface only of Lot 5, Block 66, Western Division, Laredo, Texas from Fernando Cantu III, for its appraised fair market value of \$35,000.00, plus supplementary closing costs. This property, situated at 305 Zaragoza is being purchased in support of parking improvements along San Enrique Avenue to improve access within the Azteca neighborhood. Funding is available in the 2009 C.O.

Motion to adopt Ordinance 2015-O-130.

Moved: Cm. Vela

Second: Cm. Balli

For: 6

Against: 0

Abstain: 0

Cm. Gonzalez and Cm. Altgelt were not present.

2015-O-132 Authorizing the City Manager to ratify the contract amendment from the Department of State Health Services (DSHS) and amending the FY 2014-2015 budget by appropriating additional revenues and expenditures in the amount of \$605,000.00 for a total of \$6,162,724.00 for the continuation of the City of Laredo Health Department Women, Infants, and Children (WIC) Program for the term period from October 1, 2014 through September 30, 2015 to provide supplemental nutrition services for Webb and surrounding counties.

Motion to adopt Ordinance 2015-O-132.

Moved: Cm. Vela

Second: Cm. Balli

For: 6

Against: 0

Abstain: 0

Cm. Gonzalez and Cm. Altgelt were not present.

2015-O-133 Authorizing the City Manager to execute a restated master lease agreement for the lease of 14.5 acres of Airport Property located on Saunders Street and authorizing the City Manager to execute a ground lease estoppel certificate, confirmation and modification agreement, stipulating that the Lessee is in good standing with the City once payment of past due additional rent in an amount that exceeds \$1,600,000.00.

Motion to adopt Ordinance 2015-O-133.

Moved: Cm. Vela

Second: Cm. Balli

For: 6

Against: 0

Abstain: 0

Cm. Gonzalez and Cm. Altgelt were not present.

XI. RESOLUTIONS

18. 2015-R-70 Accepting the conveyance of the following 15 Foot Utility and Utility Access Easement and corresponding Temporary Construction Easement for the Right To Construct, Reconstruct, Repair and Perpetually Maintain Water Line Improvements for the construction of a 24" Diameter Water Transmission Main from Loop 20 and Del Mar Blvd to East Corridor Booster Station from:

Antonio Castillo, Jr., Utility Easement as follows:

A strip of land 15' In Width Containing 8,775.69 Square Feet or 0.201 Acres more or less, over, across and upon Casa Verde Acres Subdivision, a 31.8814 Acre Tract, Lot 4, Block 1 Jacaman Ranch Subdivision, Unit 6. A copy of which Conveyance is attached as Exhibits A & B; and directing that the said Easement be filed of Record in Official Property Records of Webb County, Texas.

Motion to approve Resolution 2015-R-70.

Moved: Cm. Vela

Second: Cm. Rangel

For: 6 Against: 0

Abstain: 1

Cm. Rangel

Cm. Altgelt

Cm. Perez

Mayor Pro Tem Narvaez

Cm. Vela

Cm. San Miguel

Cm. Balli

Cm. Gonzalez was not present.

19. 2015-R-78 Authorizing the City Manager to enter into and execute a Municipal Lease Purchase Agreement ("Agreement") with Motorola Solutions, Inc. in the amount of \$3,971,914.00 to upgrade to the City's existing 800 MHz Trunked Radio P-25 System from Release 7.7 to Release 7.16 to include new hardware/software enhancements and other services as more fully set forth in the attached Agreement. First payment of \$834,256.84 will be due eighteen (18) months after execution of contract; then annually there after. Funding is available in the Information Technology Fund. (Approved by Operations Committee).

Motion to approve Resolution 2015-R-78.

Moved: Cm. Vela

Second: Cm. Rangel

For: 6 Against: 0

Abstain: 1

Cm. Rangel

Cm. Altgelt

Cm. Perez

Mayor Pro Tem Narvaez

Cm. Vela

create a total of fifty six (56) new full time jobs and invest \$11,227,544.00 in real and personal property improvements at their new facility to be located at the Killam Industrial Park. Based on these representations, the total five (5) year abatement is expected to be \$191,100.00. The guidelines and criteria for the abatement are set forth in the attached agreement and exhibits. (Approved by Operations Committee).

Motion to approve Resolution 2015-R-85.

Moved: Cm. Vela

Second: Cm. Rangel

| | | |
|-----------------------|------------|-------------|
| For: 6 | Against: 0 | Abstain: 1 |
| Cm. Rangel | | Cm. Altgelt |
| Cm. Perez | | |
| Mayor Pro Tem Narvaez | | |
| Cm. Vela | | |
| Cm. San Miguel | | |
| Cm. Balli | | |

Cm. Gonzalez was not present.

26. 2015-R-86 Consider the adoption of the 2016-2020 Capital Improvement Program of the City of Laredo. (Approved by Operations Committee).

Motion to approve Resolution 2015-R-86.

Moved: Cm. Vela

Second: Cm. Rangel

| | | |
|-----------------------|------------|-------------|
| For: 6 | Against: 0 | Abstain: 1 |
| Cm. Rangel | | Cm. Altgelt |
| Cm. Perez | | |
| Mayor Pro Tem Narvaez | | |
| Cm. Vela | | |
| Cm. San Miguel | | |
| Cm. Balli | | |

Cm. Gonzalez was not present.

XII. MOTIONS

27. Approving the property tax revenue increase for the fiscal year 2016 budget as required by the Texas Local Government Code Section 102.007, said increase being \$2,642,292 or 3.77%. The amount is due

31. Consideration for approval of the selection of consultant GRA, Incorporated, for the Laredo International Airport Passenger Airline Service Market Study and authorization to negotiate a professional services contract. (Approved by Operations Committee).

Motion that the Airport Board bring to Council the same presentation to select a consultant as what was presented at their board meeting.

Moved: Cm. Altgelt

Second: Cm. San Miguel

For: 3

Cm. Altgelt

Cm. Perez

Cm. San Miguel

Against: 5

Cm. Gonzalez

Cm. Rangel

Mayor Pro Tem Narvaez

Cm. Vela

Cm. Balli

Abstain: 0

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Vela

For: 5

Cm. Gonzalez

Cm. Rangel

Mayor Pro Tem Narvaez

Cm. Vela

Cm. Balli

Against: 3

Cm. Altgelt

Cm. Perez

Cm. San Miguel

Abstain: 0

32. Consideration to authorize a purchase contract with the sole source provider, Sungard Public Sector OSSI, in the amount of \$253,500.00 for the purchase of an enterprise site license that will upgrade our current user based license to a site license which will support additional users and allow for future growth without future financial investment in licenses. This enterprise site license will benefit the Police, Fire, and Municipal Court departments. Funding is available in the Police Trust Fund and Fire Department budgets. (Approved by Operations Committee).

Motion to approve.

Moved: Cm. Altgelt

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

33. Authorizing the City Manager to execute a Memorandum of Understanding with Laredo Community College (LCC) reaffirming the commitment to work in partnership during times of Disasters and Community Wide

Emergencies. (Approved by Operations Committee).

Motion to approve.

Moved: Cm. Vela

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

34. Consideration for approval to award a professional services contract to Lockwood, Andrews & Newnam, Inc., Dallas, Texas, for an amount not to exceed \$364,973.00 for design and preparation of plans and specifications for the Laredo International Airport Taxiway G Extension. Design work is to be done on a fast track basis. Funding will be available in the Airport Construction Fund. (Approved by Operations Committee).

Motion to approve.

Moved: Cm. Vela

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

35. Consideration for approval to award a professional services contract to Lockwood, Andrews & Newnam, Inc., Dallas, Texas, for an amount not to exceed \$174,310.00 for design and preparation of plans and specifications for the Laredo International Airport General Aviation Apron Rehabilitation Phase 10. Design work is to be done on a fast track basis. Funding will be available in the Airport Construction Fund. (Approved by Operations Committee).

Motion to approve.

Moved: Cm. Vela

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

36. Consideration for approval of the South Laredo Library Facility (Roofing Package) as complete, ratification of change order no. 1 an increase of \$7,115.00, ratification of change order no. 2 an increase of \$1,212.00, release of retainage and approval of final payment in the amount of \$19,001.70 to A-Lert Roof Systems, a division of Centurion Industries, Inc., New Braunfels, Texas. Final construction contract amount is \$190,017.00. Funding is available in the Capital Improvements Fund and 2008 C.O. (Approved by Operations Committee).

Motion to approve.

Motion to approve.

Moved: Cm. Vela

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

40. Authorizing the City Manager to execute Amendment No. 4, an increase of \$274,050.00, to the professional engineering services contract with Sherfey Engineering Company, L.L.C., for the 1.75 MGD Sombrettillo Wastewater Treatment Plant. This amendment includes revision to the plans and specifications with the intention of reducing the overall construction costs to meet the City's budget. The total new contract amount including this amendment is \$2,223,950.00. Funding is available in the 2011 Sewer Revenue Bond. On April 6, 2015 this item (Amendment No. 4) was in the Consent Agenda as Item No. 35 and City Council decided to table this Motion. (Approved by Operations Committee).

Motion to approve.

Moved: Cm. Vela

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

41. Consideration to award a contract to Nydia Santos Martinez, RN, BSN in the amount of \$65,049.65 per year for home nurse visitation nursing services following the nurse family partnership model for first time mothers and their newborn to promote healthy birth outcomes of the mother and positive growth and development of the child for his first two years of life. The project is under the City of Laredo Health Department (CLHD) Nurse Family Partnership (NFP) Program for the term of September 1, 2015 through August 31, 2016 and may be renewed every year for three (3) years contingent on funding availability. Funding is available through the Health Department budget. (Approved by Operations Committee).

Motion to table.

Moved: Cm. Vela

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

Cm. San Miguel was not present.

42. Consideration for approval of the selection of consultant for the Neighborhood Recreational Swimming Pool at Bartlett Avenue Soccer Field Complex (Design/Build Project) for design, preparation of plans and

Mayor Saenz stated that it is important that they begin a dialogue regarding a potential source of water independent of the Rio Grande so that during a drought they would be prepared.

City Manager Jesus Olivares reported that they were contacted by a particular group and the city itself had done studies. He went on to say that they wanted to leave the door open to potential opportunities to an additional water source.

Motion that the city explore how to take effluent and convert it to drinking water through feasible reverse osmosis.

Moved: Cm. Altgelt

Second: Cm. San Miguel

For: 8

Against: 0

Abstain: 0

3. Discussion with possible action on addressing the homeless and panhandler members of the community and the dangers that are imposed to the general public and themselves while soliciting.

Mayor Saenz stated that he had been receiving phone calls due to concerns about vagrants at different intersections throughout town.

Police Chief Ray Garner stated that there is an ordinance and that they were enforcing it to the extent that they were able. He added that the jail would not accept them, as they had no address.

City Attorney Raul Casso said that someone could bring a claim forward. He further stated that the policeman could have the person get back on the sidewalk, but soon afterwards they returned to the street.

Hector Cubios stated that he had addressed this issue in a practical sense in the Laredo Morning Times. He further stated that there was no policy to give these people a ticket and get them off the street. He added that he was looking for resources for a community garden for these individuals.

City Manager Jesus Olivares stated that there was no place in Laredo where they could take them to get them some help, for instance if they had run out of their medication, and these were components that right now the city didn't have. He added that they were working together with the Health Department as some of these resources could be provided by the state.

Cm. Balli said that recently, the Department of Justice issued a memorandum saying that cities were criminalizing homelessness and were in violation of the constitution. He added that they needed to be careful. He further stated that there were some facilities in town such as the Barbara Kazen Center for Hope, the Salvation Army, Casa de Misericordia, and Bill Collier at his hotel.

B. Request by Council Member Esteban Rangel

1. Discussion with possible action to revisit Ordinance 2004-O-035 to reorganize the order of the agenda and follow the order of the items as listed on the agenda; as well as, enforce the time limit of ten (10) minutes per each agenda item. (Operations Committee recommended to rotate the order of discussion of items requested by Council and limit the number of discussion items per Council Member).

Cm. Rangel stated that Cm. Balli recommended that it go according to district on the Operations agenda.

Motion to move staff reports and mass transit items as well as executive session to be considered before Council items so that paperwork be submitted on time with these items.

Moved: Cm. Rangel

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

Cm. Gonzalez was not present.

Motion to not have the ability to move up Council Member items so as to focus on city work unless it pertained to something on the agenda that required approval.

Moved: Cm. Rangel

Second: None.

Motion dies.

C. Request by Council Member Alejandro "Alex" Perez

1. Status Report on the recent changes to the Neighborhood Empowerment Zone (NEZ) Guidelines.

Building Services Director Ramon Chavez reported that they had met with the Economic Development Advisory Committee last

month and had some recommendations.

City Manager Jesus Olivares said that he did not think that the recommendations coming forth would create any issues.

Cm. Perez said that he wanted to make all of his items said “possible action” from now on.

Motion to approve the recommendations of the Economic Development Advisory Committee.

Moved: Cm. Perez

Second: None.

This item was not voted on and the motion was retracted.

Building Services Director Ramon Chavez stated that the recommendations were to include the Economic Development Advisory Committee who had originally created this by resolution, and their determination was to include labor costs as part of capital investment, to include single family residential, and to look at five and ten-year tax abatements.

Motion to approve the recommendations of the Economic Development Advisory Committee.

Moved: Cm. Altgelt

Second: Cm. San Miguel

For: 7

Against:

Abstain: 0

Cm. Gonzalez was not present.

2. Discussion with possible action on a feasibility study to renovate the Slaughter Home and Canseco House. (Co-Sponsored by Council Member Roberto Balli).

Jesse Herrera reported that Honeywell Corporation is a global company and a major player in municipalities. He added that they offered performance-based contracts and that it would cost the City of Laredo nothing. He asked for a Memorandum of Understanding and stated that he would bring the people in once they said what they wanted done.

3. Discussion with possible action on the purchase of two (2) properties for an adobe home demonstration project.

Motion to approve.

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

Against: 0

Abstain: 0

Cm. Gonzalez was not present.

4. Presentation of a video promoting the City of Laredo by Mr. Tony Arce from American Electric Power (AEP). (Co-Sponsored by Council Member George Altgelt).

Tony Arce reported that a unique aspect of this project was the use of drone technology. He showed the video before Mayor and City Council.

- D. Request by Mayor Pro-Tempore Juan Narvaez

1. Discussion with possible action to consider extending the issuance of El Metro Passcard to City-wide students currently attending Laredo Independent School District and United Independent School District. (Co-Sponsored by Council Member Esteban Rangel).

Acting Transit General Manager Claudia San Miguel reported that they could not provide transportation for students attending the school districts, and so their recommendation was for them to review this proposal with reduced fares for students.

She made a presentation before Mayor Saenz and City Council.

El Metro Current Fare Structure

| | |
|---|--------|
| Adults | \$1.50 |
| Students (with valid school ID) | \$1.25 |
| Children between 5 to 11 years of age | \$0.50 |
| Senior Citizens 62+ years of age (Peak Hours with El Metro ID card) | \$0.35 |
| Senior Citizens 62+ years of age (Off Peak Hours with El Metro ID) | \$0.25 |
| Disabled (Peak Hours with El Metro ID) | \$0.35 |
| Disabled (Off Peak Hours with El Metro ID) | \$0.25 |
| Elderly persons, persons with disabilities and medicare cardholders | \$0.75 |
| Transfers | \$0.25 |

Peak hours: 6:00 am – 9:00am and 3:00 pm – 6:00 pm
 Off Peak hours: 9:00 am – 3:00 pm and 6:00 pm – 10:00 pm
 Saturday, Sunday & holidays

Student Ridership January 2014-December 2014

| | |
|------------------------------------|--------|
| Route 1 Santa Maria | 16,382 |
| Route 2A and 2B San Bernardo | 17,772 |
| Route 3 Convent | 5,770 |
| Route 4 Springfield | 5,244 |
| Route 5 Tilden | 2,027 |
| Route 6 Cedar | 11,488 |
| Route 7 LCC | 39,000 |
| Route 8A and 8B Guadalupe | 4,180 |
| Route 9 Market | 3,640 |
| Route 10 Corpus Christi | 9,339 |
| Route 11 LEA | 1,434 |
| Route 12 A and 12 B Del Mar/Shiloh | 6,234 |
| Route 13 Heritage Park | 1,256 |
| Route 14 Santa Rita | 10,790 |
| Route 15 Main | 1,492 |
| Route 16 TAMIU | 30,416 |
| Route 17 Mines Road | 3,609 |
| Route 19 Santo Niño | 5,211 |
| Route 20 Los Angeles | 4,663 |

Transit Agencies Fare Data

| Transit Agency | Student Reduced Fare |
|---------------------------|----------------------|
| Capital Metro, Austin, TX | \$0.60 |
| VIA, San Antonio, TX | \$0.60 |
| B Metro, Brownsville, TX | \$0.75 |
| The T, Fort Worth, TX | \$0.85 |
| Sun Metro, El Paso, TX | \$1.00 |
| Metro, McAllen, TX | \$0.50 |

Fare Reduction Budget Impact

El Metro's student ridership (Jan. 2014 – December 2014) – 179,947

El Metro's student revenue - \$224,933.75 (179,947 student ridership X \$1.25 student fare)

Impact per \$0.25 Fare Reduction = \$44,986.75

El Metro Proposed Student Fare: \$1.00

The Student Reduced Fare ID card will entitle the bearer (students

6-18 years of age) to reduced fares for the regularly scheduled El Metro fixed route service. The cost for the ID is \$2.00

Motion to instruct staff to meet with both school districts and the colleges to obtain a recommendation for a reduction in fares for students if it would be possible to recoup lost revenue.

Moved: Cm. Rangel

Second: Cm. Vela

For: 7

Against: 0

Abstain: 0

Cm. Gonzalez was not present.

2. Discussion with possible action to direct the City Manager to provide funding for the Birding Festival through the Convention and Visitors Bureau. (Co-Sponsored by Council Member Roque Vela, Jr.).

Parks and Leisure Services Coordinator Diana Fullerton reported that the application training was on March 5, 2015. She added that Code of Ethics training was on the same day. The deadline for the application was April 9, 2015 and all organizations were advised to come to her office so that she could review that it was complete before turning it in. She concluded that then the applications were scored by the Third Party Funding Advisory Committee.

Mayor Pro Tem Narvaez said that it was not fair that only one organization be funded that submitted past the deadline, and he asked that in the future she work closely with Blasita Lopez on this issue.

Motion to approve.

Moved: Mayor Pro Tem Narvaez

Second: Cm. Balli

For: 5

Against: 0

Abstain: 0

Cm. Gonzalez, Cm. Rangel and Cm. Vela were not present.

- E. Request by Council Member Roque Vela, Jr.
 1. Discussion with possible action on the requirements and procedures for street closures in general, and in particular for special events, such as 5K/10K runs, bike races, trail rides, etc.

Esteban Espinoza stated that the ordinance we had on street

closures was in place since 1993 and had not been revised or updated since. He went on to say that there had been a tragedy and that they were glad to see Council Member Vela seek revisions to this ordinance. He further stated that every dollar raised by these events went to a good cause.

Cm. Vela stated that he wanted to encourage more races and make sure that they provide the safety needed to stay ahead of these potential tragedies. He added that Austin had created an ordinance that made a lot of sense

Motion to direct staff to draft an ordinance based on the Austin ordinance.

Moved: Cm. Vela

Second: Cm. San Miguel

For: 8

Against:

Abstain: 0

F. Request by Council Member Charlie San Miguel

1. Discussion with possible action to adopt the City of Houston, Texas ordinance relating to the prohibition of illicit synthetic drugs. (Co-sponsored by Council Member Alejandro "Alex" Perez and Council Member George Altgelt).

Cm. San Miguel said that what he would like to see was a workshop whereby their legal department could meet with the police and health departments and also the District Attorney's office to review the ordinance already in place to see if they could put more teeth into this ordinance.

G. Request by Council Member George Altgelt

1. Discussion with possible action to propose that staff set-up and operate a City of Laredo Facebook account.

Motion to instruct staff to develop a Facebook account and concept for purposes of communicating to the citizens of Laredo and abroad the ongoings of the City of Laredo.

Moved: Cm. Altgelt

Second: Cm. San Miguel

For: 6

Against: 0

Abstain: 0

Cm. Gonzalez and Cm. Vela were not present.

2. Discussion with possible action regarding limiting the line item transfers between departments subject to Council approval.

Finance Director Rosario Cabello reported that there were no line item transfers between departments currently. She added that if they wished for an interdepartment transfer, they had to go to City Council for approval. She added that reserves were not included in this. She further explained that their process was the insufficient funds transfer for line items within a department, and the City Manager would review and approve this. She concluded that the threshold was \$50,000.

City Attorney Raul Casso explained that the City Charter states that upon written request by the City Manager, the City Council may, by ordinance, transfer part or all of any unencumbered appropriation balance from one department, office or agency to another.

Motion to table.

Moved: Cm. Altgelt

Second: Cm. San Miguel

For: 6

Against: 0

Abstain: 0

Cm. Gonzalez and Cm. Vela were not present.

3. Discussion with possible action to create a campaign that encourages local children to stop playing video games or other electronics and to go outside and play or to read a book, by visiting the City of Laredo recreation centers, parks and libraries, and whenever possible, utilizing the local transit system to help them to reach these facilities.

Cm. Altgelt reported that during his travels, he had seen many advertisements for getting children to unplug from their devices and the television and reconnect with nature and reading. He added that their sleep improves and they become better students when this happens, and so his agenda item was a citywide campaign to encourage this trend.

Motion to adopt a campaign to encourage our children to unplug and reconnect with nature by virtue of reading books and going to libraries.

Moved: Cm. Altgelt

Second: Cm. San Miguel

For: 5

Against: 0

Abstain: 0

Cm. Gonzalez, Cm. Rangel and Cm. Vela were not present.

XIV. EXECUTIVE SESSION

None.

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. Altgelt

Second: Cm. San Miguel

For: 5

Against: 0

Abstain: 0

Cm. Gonzalez, Cm. Rangel and Cm. Vela were not present.

44. Consideration to authorize the purchase of three (3) support units from Silsbee Ford, Silsbee, Texas in the amount of \$77,861.50. Vehicles will replace 2006 Chevrolet Uplanders' that have met their lifetime expectancy. The purchase of these vehicles shall be made utilizing the BuyBoard Cooperative Purchasing Program. Funding is available in the 2014 FTA Section 5339 Bus and Bus Facilities Grant.

Motion to approve.

Moved: Cm. Balli

Second: Cm. Altgelt

For: 5

Against: 0

Abstain: 0

Cm. Gonzalez, Cm. Rangel and Cm. Vela were not present.

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

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

Moved: Cm. Balli

Second: Cm. Altgelt

For: 5

Against: 0

Abstain: 0

Cm. Gonzalez, Cm. Rangel and Cm. Vela were not present.

I, Gustavo Guevara, Jr., City Secretary, do hereby certify that the above and foregoing is a true and correct copy of the minutes contained in pages 01 to 38 and they are true, complete, and correct proceedings of the City Council meeting held on September 21, 2015.

Gustavo Guevara, Jr.
City Secretary