

**CITY OF LAREDO
CITY COUNCIL MEETING
M-2014-R-15
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
SEPTEMBER 15, 2014
5:30 P.M.**

I. CALL TO ORDER

With a quorum present, Mayor Raul G. Salinas called the meeting to order.

II. PLEDGE OF ALLEGIANCE

Mayor Raul G. Salinas led in the pledge of allegiance.

III. ROLL CALL

Raul G. Salinas,	Mayor
Mike Garza,	District I
Esteban Rangel,	Mayor Pro-Tempore, District II
Alejandro Perez, Jr.,	District III
Juan Narvaez,	District IV
Roque Vela, Jr.,	District V
Charlie San Miguel,	District VI
Jorge A. Vera,	District VII
Cynthia Liendo,	District VIII
Gustavo Guevara, Jr.	City Secretary
Carlos Villarreal,	City Manager
Cynthia Collazo,	Deputy City Manager
Horacio De Leon,	Assistant City Manager
Jesus Olivares,	Assistant City Manager
Raul Casso,	City Attorney

Motion to excuse Cm. Liendo, Cm. Perez and Cm. Garza.

Moved: Mayor Pro Tem Rangel

Second: Cm. Vera

For: 5

Against: 0

Abstain: 0

Cm. Garza joined the meeting at 5:45 pm.

Cm. Perez and Cm. Liendo joined the meeting at 5:46 pm.

IV. MINUTES

Approval of the minutes of September 2, 2014 & September 9, 2014.

Motion to approve the minutes of September 2, 2014 and September 9, 2014.

Moved: Cm. Liendo

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

V. COMMUNICATIONS AND RECOGNITIONS

Communiqués

- a. Presentation of World War II Veterans that traveled to Washington, D.C. on September 11-14, 2014 to view the World War II Memorial.

Douglas Alford reported that the six veterans had a celebration at the airport which was an ideal location. He thanked Timothy Franciscus, Parks and Recreation, other city staff and Mayor and Council for their help and for the vests.

- b. Presentation by the Laredo Licensed U.S. Brokers Association on its inaugural conference "Traversing the Leading Logistical Trade Corridor" on October 8-10, 2014.

Sonia Villarreal, representing the U.S. Licensed Broker Association, reported that they would be hosting their first conference on October 8-10 at La Posada Hotel. She added that as the City of Laredo had been involved in recent symposiums and conferences and understood the challenges they would be facing, she was requesting the support and assistance of the Laredo Convention and Visitors Bureau.

Recognitions

- a. Recognizing the Laredo Lady 9 Softball Team for their championship at the Somerset Texas 2014 Tournament on September 7, 2014.

Mayor Salinas and City Council congratulated team members Nuria Rodriguez, Anahi Granado, Chalene Granado, Brianna Quintana, Yeikol M. Chapa, Karina Mejia, Victoria Gutierrez, Emily Buitron, Aylin Salas, Helena Garza, Arianays Garcia, Melanie Walls, Samantha Alvarez, Cecilia Alvarez, Didi Lopez, and Kaylie Ferrazzano and presented them with certificates of recognition.

Citizen comments

Christine Guajardo stated that she created an online petition through Change.org and gathered 810 signatures from citizens of Laredo that they prohibit the temporary or permanent establishment of circuses that offer the exploitation, exhibition and participation of animals, whatever their species.

Andres Sanchez, representing the Citizens Against Corruption, stated that he was there to speak about the unlawful murder of Jose Walter Garza by six members of the Laredo Police Department and lack of information and conflicting statements that members of the community gave that directly contradicted statements of Police Chief Ray Garner. He stated that they the people wanted justice.

Hector Cubillos, representing the Citizens Against Corruption, asked for accountability in government referring to the case that happened on August 30th at 1:45 pm. He went on to say that this case had received national attention which was telling a lot of bad stuff about their community as they were allowing the police to say that the more than eighty shots fired at a mentally ill man were justified. He further stated that the official narrative put forth by Police Chief Ray Garner was far off the facts.

Veronica Aleman stated that she was representing herself as a member of Citizens Against Corruption. She added that this issue of the mentally ill schizophrenic man recently executed by the ever-growing police state had brought them all together. She went on to say that it was mind-blowing that the police chief had described the number of bullets used to execute Jose Walter Garza were justified.

Albert Sandoval from the Rio Grande International Study Center announced the October calendar for a tradition they had called Dia del Rio 2014. He added that they were offering kayaking events and other activities that were educational, environmental and artsy.

VI. APPOINTMENTS TO COMMISSIONS, BOARDS AND COMMITTEES

- a. Appointment by Council Member Mike Garza of Rogelio Treviño to the Laredo's Homeless Assistance Committee.

Motion to approve the nomination of Rogelio Treviño to the Laredo's Homeless Assistance Committee.

Moved: Cm. Garza

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

- b. Appointment by Council Member Mike Garza of Miguel Treviño to the Laredo's Homeless Assistance Committee.

Motion to approve the nomination of Miguel Treviño to the Laredo's Homeless Assistance Committee.

Moved: Cm. Garza
Second: Cm. Vera
For: 8

Against: 0

Abstain: 0

- c. Appointment by Alejandro "Alex" Perez to the Technical Review Board Ad Hoc Committee.

Motion to table.

Moved: Cm. Garza
Second: Mayor Pro Tem Rangel
For: 8

Against: 0

Abstain: 0

VII. PUBLIC HEARINGS

1. Public hearing and introductory ordinance authorizing the issuance of approximately \$11,360,000.00 of City of Laredo, Texas International Toll Bridge System Revenue Bonds, Series 2014, approving an official statement, authorizing the execution of a purchase contract, and making provisions for the security thereof, delegating authority to the City Manager to approve all final terms of the bonds, and authorizing amendment to the City's Budget to appropriate such proceeds for the purposes authorized herein; and ordaining other matters relating to the subject and declaring an effective date.

Motion to open the public hearing.

Moved: Cm. Garza
Second: Mayor Pro Tem Rangel
For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Vela
Second: Cm. Vera
For: 7

Against: 0

Abstain: 0

Cm. Perez was not present.

Ordinance Introduction: City Council

2. Public hearing and introductory ordinance authorizing the issuance, sale and

delivery of approximately \$6,185,000.00 of City of Laredo, Texas Combination Tax and Revenue Certificates of Obligation, Series 2014 for paying all or a portion of the City's contractual obligations incurred for the purpose of:

1. constructing, improving and repairing city streets and sidewalks, together with drainage, traffic and street signalization and lighting improvements;
2. acquisition of municipal equipment and municipal vehicles for various City departments, to wit: City Administration, Health and Welfare Department, Engineering Department, Parks and Recreation Department, Public Safety Departments, and Public Works Departments;
3. acquiring, constructing and improving municipal parks, including constructing related drainage improvements;

and for the payment of legal, fiscal, and engineering fees in connection with such projects; securing the payment thereof by authorizing the levy of an annual ad valorem tax; approving and authorizing the execution of all instruments and procedures related thereto including a paying agent/registrar agreement and a purchase contract; approving the form of an official statement; delegating to the City Manager the authority to approve all final terms of the Certificates of Obligation; authorizing amendment to the City's Budget to appropriate such proceeds for purposes authorized herein; and declaring an effective date.

Motion to open the public hearing.

Moved: Cm. Vela

Second: Mayor Pro Tem Rangel

For: 7

Against: 0

Abstain: 0

Cm. Perez was not present.

There was no public input.

Motion to close the public hearing and introduce.

Moved: Mayor Pro Tem Rangel

Second: Cm. Liendo

For: 7

Against: 0

Abstain: 0

Ordinance Introduction: City Council

3. Public hearing and introductory ordinance authorizing the issuance, sale and delivery of approximately \$7,755,000.00 of City of Laredo, Texas Public Property Finance Contractual Obligations, Series 2014 for the purchase of

personal property; securing the payment thereof by authorizing the levy of an annual ad valorem tax; approving and authorizing the execution of all instruments and procedures related thereto including a paying agent/registrars agreement and a purchase contract; approving the form of an official statement; delegating to the City Manager the authority to approve all final terms of the contractual obligations; authorizing amendment to the City's Budget to appropriate such proceeds for purposes authorized herein; and declaring an effective date.

Motion to open the public hearing.

Moved: Cm. Garza

Second: Cm. Liendo

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Mayor Pro Tem Rangel

Second: Cm. Liendo

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

4. Public hearing and introductory ordinance authorizing the issuance of approximately \$12,125,000.00 City of Laredo, Texas Waterworks and Sewer System Revenue Bonds, New Series 2014, for the purpose of improving and extending the City's combined waterworks system and sewer system, approving an official statement, authorizing the execution of a purchase contract, making provisions for the security thereof; delegating to the City Manager the authority to approve all final terms of the bonds; authorizing amendment to the City's Budget to appropriate such proceeds for purposes authorized herein; and ordaining other matters relating to the subject; and declaring an effective date.

Motion to open the public hearing.

Moved: Cm. Garza

Second: Cm. Liendo

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Mayor Pro Tem Rangel

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

7. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 3A, Block 1965, Eastern Division, located at 3119 East Saunders Street, from B-3 (Community Business District) to B-4 (Highway Commercial District); providing for publication and effective date.

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

Motion to open the public hearing.

Moved: Cm. Garza

Second: Mayor Pro Tem Rangel

For: 8

Against: 0

Abstain: 0

Fred Guerra spoke in favor of the zone change.

Motion to close the public hearing and introduce.

Moved: Cm. Narvaez

Second: Cm. Garza

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: Cm. Narvaez

8. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning the South 111 feet of Lots 5 and 6, Block 495, Eastern Division, located at 4402 and 4404 Maryland Avenue, from R-1 (Single Family Residential District) to R-2 (Multi-Family Residential District); providing for publication and effective date.

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

Motion to open the public hearing.

Moved: Cm. Garza

Second: Cm. Liendo

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Narvaez

Second: Mayor Pro Tem Rangel

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: Cm. Narvaez

9. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Conditional Use Permit for an amusement redemption machine establishment on Replat Lot 1-A, Block 1, McPherson Square Subdivision, located at 6102 McPherson Road; providing for publication and effective date.

Staff is in support of the application and the Planning and Zoning Commission recommends denial of the Conditional Use Permit. District V

Motion to open the public hearing.

Moved: Cm. Vela

Second: Cm. Liendo

For: 8

Against: 0

Abstain: 0

Carlos Ruiz, representing his father Elipoldo Ruiz III, stated that they had tried leasing the property in the past to restaurants and other establishments of that nature and had been approached by many people who were willing to rent the business for other purposes that required a rezoning.

Rocio Heldenbrand stated that they had gathered around twenty signatures from the people around their neighborhood that were against the rezoning because there were already two game rooms across the street.

Motion to close the public hearing and table.

Moved: Cm. Vela

Second: Cm. Garza

For: 8

Against: 0

Abstain: 0

10. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 61.17 acres, as further described by metes and bounds in attached Exhibit "A", located at East of Interstate 35 Frontage Road, South of Bob Bullock Loop and North of San Isidro Parkway, from M-1 (Light Manufacturing District) and AG (Agricultural District) to B-4 (Highway Commercial District); providing for publication and effective date.

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

Staff is in support of the application and the Planning and Zoning Commission recommends denial of the Conditional Use Permit. District V

Motion to open the public hearing.

Moved: Mayor Pro Tem Rangel

Second: Cm. Vela

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. San Miguel

Second: Mayor Pro Tem Rangel

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: Cm. San Miguel

11. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 1.78 acres out of Lot 6, Kahn Subdivision, located at 9503 and 9505 Mines Road, from B-3 (Community Business District) to B-4 (Highway Commercial District); providing for publication and effective date.

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

Motion to open the public hearing.

Moved: Cm. Garza

Second: Mayor Pro Tem Rangel

For: 8

Against: 0

Abstain: 0

Richard Kahn representing RC Cannon Enterprises, was present to answer questions.

Motion to close the public hearing and introduce.

Moved: Cm. Vera

Second: Mayor Pro Tem Rangel

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: Cm. Vera

12. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Special Use Permit for the storage of flammable and explosive products on Lot 1, Block 30, Eastern Division, located at 311 Chihuahua Street; providing for publication and effective date.

Staff is in support of the application and the Planning and Zoning Commission recommends approval of the Special Use Permit. District VIII

Motion to open the public hearing.

Moved: Cm. Garza

Second: Mayor Pro Tem Rangel

For: 8

Against: 0

Abstain: 0

Vanessa Montes spoke in favor of the Special Use Permit.

Motion to close the public hearing and introduce.

Moved: Cm. Liendo

Second: Mayor Pro Tem Rangel

For: 7

Against: 0

Abstain: 0

Cm. Vela was not present.

Ordinance Introduction: Cm. Liendo

13. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lots 1, 2, 3, 5 and the South ½ of Lot 4, Block 207, Western Division, located at 1202 Main Avenue, from R-3 (Mixed Residential District) to B-3 (Community Business District); providing for publication and effective date.

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

Motion to open the public hearing.

Moved: Mayor Pro Tem Rangel

Second: Cm. Garza

For: 7

Against: 0

Abstain: 0

Cm. Vela was not present.

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Liendo

Second: Mayor Pro Tem Rangel

For: 7

Against: 0

Abstain: 0

Ordinance Introduction: Cm. Liendo

14. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 5.61 acres, as further described by metes and bounds in attached Exhibit "A", located at the corner of south San Isidro Parkway and east of Springfield Avenue, from AG (Agricultural District) to B-4 (Highway Commercial District); providing for publication and effective date.

Staff does not support the application and Planning and Zoning Commission recommends approval of the zone change. District VI

Motion to open the public hearing.

Moved: Cm. San Miguel

Second: Mayor Pro Tem Rangel

For: 7

Against: 0

Abstain: 0

Cm. Vela was not present.

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. San Miguel

Second: Mayor Pro Tem Rangel

For: 7

Against: 0

Abstain: 0

Ordinance Introduction: Cm. San Miguel

15. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lots 1, 2, 11 and 12, Block 99, Western Division, located at 619 Farragut Street, from B-3 (Community Business District) to B-4 (Highway Commercial District); providing for publication and effective date.

Staff is not in support of the application and the Planning and Zoning Commission recommends denial of the zone change. District VIII

Motion to open the public hearing.

Moved: Cm. Garza

Second: Mayor Pro Tem Rangel

For: 7

Against: 0

Abstain: 0

Cm. Vela was not present.

There was no public input.

Motion to close the public hearing and deny the zone change request.

Moved: Cm. Liendo

Second: Cm. Vera

For: 7

Against: 0

Abstain: 0

VIII. FINAL READING OF ORDINANCES

Motion to waive the final reading of Ordinances 2014-O-106, 2014-O-107, 2014-O-108, 2014-O-109, 2014-O-110, 2014-O-111, 2014-O-112, 2014-O-113, 2014-O-114, 2014-O-115, 2014-O-116 and 2014-O-117.

Moved: Cm. Garza

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

16. 2014-O-106 Authorizing City Manager to accept eight (8) continuation contracts from the Department of State Health Services (DSHS) and amending the FY 2013-2014 City of Laredo Health Department (CLHD) Budget by appropriating net revenues in the amount of \$119,202.00 and net expenditures in the amount of \$17,233.00 for a total of \$2,328,240.00 to allow the City of Laredo Health Department to continue public health prevention, detection, treatment and education intervention for Tuberculosis Control and Elimination Program, Immunization Services, Local Public Health System Prevention from the Office of Public Health Practices (OPHP) Program, Public Health Emergency Preparedness (PHEP) Program , HIV Prevention Program, Community Diabetes Disease Management Program, and Primary Health Care for the term period from September 1, 2014 through August 31, 2015.

Motion to adopt Ordinance 2014-O-106.

Moved: Cm. Garza

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

2014-O-107 Amending Chapter 15, "Health and Sanitation," Article IV, "Tire Business Registration Program," of the Code of Ordinances providing clarification on definitions; establishing new rules and regulations regarding the sale of new or used tires; the requirements of proper signage within establishments that sell new or used tires; establishing a deposit fee of \$10.00 per tire and disposal fee not to exceed \$5.00; providing for publication and an effective date. (AS AMENDED)
Motion to adopt Ordinance 2014-O-107.

Moved: Cm. Garza

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

2014-O-108 Adopting the proposed Annual Budget for fiscal year 2014-2015 by appropriating the revenues, expenditures and balances reported therein for the year beginning October 1, 2014, and ending September 30, 2015, 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 instruct the City Manager to increase the proposed COLA by 1 additional percent, from 3% to 4% for positions grade 27 and below excluding Police and Fire under collective bargaining. Each department will be adjusting their line items to fund their corresponding amount. The total estimated cost of the additional 1% is \$268,217.00

Motion to adopt Ordinance 2014-O-108 as amended.

Moved: Cm. Garza

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

2014-O-109 Amending Article II of Chapter 26 (Police) of The Code of Ordinances, specifically Section 26-27 (Fees for Documents and Services), by adding a new subsection (G) entitled "Vehicle Inspection" to authorize assessment and collection by the Police Department Auto Theft Task Force of a \$40.00 Vehicle Inspection Fee to defray the cost for conducting reassignment of vehicle identification number inspections, pursuant to §501.033 of the Texas Transportation; providing for publication and an effective date.

Motion to adopt Ordinance 2014-O-109.

Webb County, Texas, being further described on attached Exhibit "A", and providing for an effective date.

Motion to adopt Ordinance 2014-O-113.

Moved: Cm. Garza
Second: Cm. Vera
For: 8 Against: 0 Abstain: 0

- 2014-O-114 Setting the maximum speed limit on that portion of Milo Rd. within the City Limits of Laredo, Webb County, Texas, as 40 MPH, between FM 1472 and 2200 feet East of Sara Rd. as defined in the control section map provided by the City of Laredo, Traffic Safety Division.

Motion to adopt Ordinance 2014-O-114.

Moved: Cm. Garza
Second: Cm. Vera
For: 8 Against: 0 Abstain: 0

- 2014-O-115 Authorizing the City Manager to set the new speed limits on portions of Loop 20 (Cuatro Vientos), within the City Limits of Laredo, Webb County, Texas, as defined in the Texas Department of Transportation Control Section Maps 0086-14 and 0086-16, providing for the installation of appropriate signs to indicate new speed limit changes in the designated areas and providing for publication and effective date.

Motion to adopt Ordinance 2014-O-115.

Moved: Cm. Garza
Second: Cm. Vera
For: 8 Against: 0 Abstain: 0

- 2014-O-116 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 2.18 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 \$0.491720 per \$100 value and a Interest and Sinking Fund Rate of \$0.145280 per \$100 value for the levy and the collection of General and Special Ad Valorem taxes for the City of Laredo for Tax Year 2014 and Fiscal Year 2014-2015. (This will be the eleventh year that the City would adopt this same rate.)

Motion to adopt Ordinance 2014-O-116.

Moved: Cm. Garza
Second: Cm. Vera
For: 8 Against: 0 Abstain: 0

2014-O-117 Amending Article II of Chapter 6 "Animals and Fowl," of the Code of Ordinances, specifically Section 6-43 (Dogs Running at Large Prohibited; Exceptions) to further clarify existing regulations and provide additional exceptions in the defense of prosecution for dog at large; and Article VII, Section 6-119 (Registration, Vaccination and Permit Fees) to establish a \$25.00 annual permit fee to be required of dog trainers; providing a severability clause; providing a savings clause; and providing an effective date.

Motion to adopt Ordinance 2014-O-117.

Moved: Cm. Garza
Second: Cm. Vera
For: 8 Against: 0 Abstain: 0

IX. RESOLUTIONS

17. 2014-R-94 Adopting the 2015-2019 Capital Improvement Program of the City of Laredo.

Motion to approve Resolution 2014-R-94.

Moved: Cm. Garza
Second: Mayor Pro Tem Rangel
For: 8 Against: 0 Abstain: 0

X. MOTIONS

18. Approving the property tax revenue increase for the fiscal year 2015 budget as required by the Texas Local Government Code Section 102.007, said increase being \$2,568,752 or 3.80%. The amount is due entirely to increases in property tax valuations and new property added to the tax roll and not to any increase in the current tax rate of \$.637000.

Motion to approve.

Moved: Cm. Garza
Second: Mayor Pro Tem Rangel
For: 8 Against: 0 Abstain: 0

19. Approval of the Fiscal Year (FY) 2015 Audit Plan in accordance with Ordinance No. 2011-O-077.

Motion to approve.

Moved: Cm. Garza

Second: Mayor Pro Tem Rangel

For: 8

Against: 0

Abstain: 0

20. Directing staff to prepare a service plan for the voluntary annexation of two (2) tracts of land totaling 81.465 acres, more or less, for a total annexation of 81.465 acres, more or less, as shown on attachment "A", in accordance with Section 43.052 of the Texas Local Government Code.

Motion to approve.

Moved: Cm. Garza

Second: Mayor Pro Tem Rangel

For: 8

Against: 0

Abstain: 0

21. Approval of selection of consultant, Sherfey Engineering and authorization to negotiate a professional services contract to provide consulting services for Chacon Creek Hike/Bike Trail, Phase-3 (TXDOT project No.CSJ:0922-33-149 & 0922-33-150) from Eastwood Park to HWY 59. The job includes, survey, design, construction and environmental work for approximate 6300LF of ADA compliance concrete/asphalt 2' TXDOT Type D trail system, handicap ramps, and culvert crossing. TXDOT had approved the staff recommendation on August 25, 2014. Funding is available in the Parks Capital Grant. (Approved by Operations Committee)

Motion to approve.

Moved: Cm. Garza

Second: Mayor Pro Tem Rangel

For: 8

Against: 0

Abstain: 0

22. Approving monthly adjustments to the tax roll. The amounts to be adjusted for the month of August 2014, represent a decrease of \$5,630.88. These adjustments are determined by the Webb County Appraisal District and by court orders.

Motion to approve.

Moved: Cm. Garza

Second: Mayor Pro Tem Rangel

For: 8

Against: 0

Abstain: 0

XI. CONSENT AGENDA

Motion to approve the Consent Agenda.

Moved: Cm. Vela

Second: Mayor Pro Tem Rangel

For: 8

Against: 0

Abstain: 0

XI (a) RESOLUTIONS

23. 2014-R-93 Authorizing fee waivers and a tax abatement agreement between the City of Laredo and HHR Lane, L.L.C., for a proposed multi-family project located at 820 Laredo St., Lot 5, Block 93, Eastern Division that consists of rehabilitation of the existing structure into six (6) apartment units, 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 \$180,797.40, estimated annual tax abatement total of \$1,151.68 and estimated total fee waivers of \$3,185.96. Guidelines and criteria for the agreement are set forth in the attached agreement and information.

XI (b) MOTIONS

24. Consideration to award a Professional Services Contract to Canales, Garza, & Baum, PLLC, Certified Public Accountants for a period of two (2) years in the amount not to exceed \$90,000.00 for each fiscal year in order to provide audit services for fiscal year ending September 30, 2014 and for fiscal year ending September 30, 2015. Audit fees will be allocated to the professional services line item among the different funds to be audited. This contract is subject to future budget appropriations.
25. Authorizing award of 2013 HOME Investment Partnership Program (HOME), Community Housing Development Organization (CHDO) set-aside funds in the amount of \$94,699.00 to Habitat for Humanity of Laredo, Inc., to assist in part with the construction of approximately four (4) homes in Los Obispos Subdivision; and further authorizing the City Manager to execute all documents in support of the same.
26. Authorizing the City Manager to execute the Toll Collection System Maintenance Service Contract between the City of Laredo and TransCore, L.P., for the hardware and software maintenance of the Laredo Bridge System Toll Collection Equipment. This maintenance service contract is for a term not to exceed one (1) year effective October 1, 2014 and will not exceed \$201,600.00. Funding is contingent upon availability in the FY 14-15 Bridge Fund Budget.

27. Authorizing the City Manager to execute a professional services contract FY14-077 between the City of Laredo and Laredo Examiners, Inc., as primary provider, as well as with Dr. David H. Cruz, as secondary provider, to perform drug and alcohol testing services pursuant to the City of Laredo Drug and Alcohol Testing Ordinance. Term of the contract shall be for one year with an option to renew two (2) additional one (1) year periods, subject to future funding appropriations. Cost of services contracts is approximately \$120,000.00 per year for both contract providers. Funding is available in the Health Benefits Fund - Employee Health & Wellness Division.
28. Approval of a contract with Best Best & Krieger L.L.P., to advise the City on telecommunications and cable issues and transactions as requested by the City of Laredo from time to time. The contract term for this engagement is two (2) years beginning October 1, 2014 and ending September 30, 2016; not to exceed \$40,000.00 per fiscal year. Funding for FY 2015 will come from the Information Technology Operations Fund and it is subject to availability for FY 2016 .
29. Authorizing City Manager to approve field change order No. 1, to Insituform Technologies, L.L.C., for the 24" Sanitary Sewer Line Rehabilitation Project on Shiloh from McPherson Rd. to IH-35. This field change order is to remove debris inside the line that was not anticipated. The contract amount of \$1,775,887.00 will not increase. Funding in the amount of \$12,800.00 will be derived by a credit from line item No. 4, in the amount of \$750.00 and a deduction of \$12,050.00 from allowance line item No. 23. Funding for this contract is available in the 2013 Sewer Revenue Bond.
30. Authorizing the City Manager to approve Amendment No. 7, to CDM Smith, in the amount of \$76,400.00 for the preparation of an Engineering Report and Environmental Impact Document (EID) for the 12 MGD to 18 MGD Expansion of South Laredo Wastewater Treatment Plant (SLWWTP). This work is required by Texas Water Development Board (TWDB) as part of the submission of the CWSRF Loan Application. The revised contract amount is \$7,828,350.00 for the design of this project and the current expansion of 6 to 12 MGD. Funding is available in the 2010 Sewer Revenue Bond Account.
31. Consideration for approval of change order No. 8, for a net increase in the amount of \$72,735.07 to the construction contract with Western Summit Contractors, Inc./McAllen Construction, Inc., a Joint Venture Contractor, Fort Worth, Texas, for El Pico Water Treatment Plant 20 MGD. This change order includes relocation of flow meter at raw water pump station, installation of backwash pump pressure transmitter, chlorine booster pump, chlorine system header rack modifications, addition of tower light, additional sign engineering, revised gate operator, electrified hardware issues, test water per specification 01650, plus additional sixty-three (63) working days. The new contract amount is \$85,729,805.17 and total

working days are seven hundred twenty (720). Funding is available in Water 2008, 2009, 2010, 2011, 2012 & 2013 Revenue Bonds.

32. Authorizing City Manager to approve and award the contract to the lowest bidder, Blastco Texas, Inc., Houston, Texas, in the amount of \$671,830.00 for the Recoating and Repairs of Existing Tanks (South Laredo and Highland Elevated Storage Tanks) Project. This project is expected to commence by November 1, 2014 and be completed by March 1, 2015. Funding is available in the 2012 Water Revenue Bond.

END OF CONSENT AGENDA

XII. GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

33. A. Request by Council Member Mike Garza

1. Discussion with possible action on creating City Council Member attendance requirements at City Council Meetings.(Co-Sponsored by Mayor Raul G. Salinas)

Cm. Garza reported that he brought this up because there had been discussion about their practice of approving absent individuals. He felt that what they needed to do was to set up criteria for their own attendance requirements because it had gotten to the point where there had been major issues having a quorum for the Operations Committee. He went on to say that a lot of them worked, including staff who came for a meeting when there was no quorum. His idea was that for any regularly scheduled Council or committee meeting, if you missed two consecutive meetings then the third one would be an automatic non-approval except for special circumstances such as illness or family circumstances. He added that collectively over the year, there were 24 potential meetings scheduled and 24 committee meetings, which meant that there should be a limit of ten meetings or lower cumulatively in a year and then anything over that would be considered an unexcused absence. He concluded saying that he felt that this should include Operations and Finance Committee meetings.

Mayor Pro Tem Rangel said that he wanted the ones who were on a city business trip to be automatically excused.

B. Request by Mayor Pro-Tempore Esteban Rangel

1. Status report on the Landfill Gas-to-Energy Feasibility Study by CDM Smith, with possible action.

Eduardo Parra gave a presentation before Mayor Salinas and City Council.

ENERGY SAVINGS PERFORMANCE BUSINESS CASE (STAGE II) FOR THE LAREDO MUNICIPAL LANDFILL

CDM Smith's National Experience

- Over 60 years of solid waste experience
- 10 recent gas-to-energy studies
- 8 recent design-build solid waste facilities

Agenda

- Project Goals
- Results from the Testing

Next Steps

- Negotiation of an Agreement

Stage II: Implementation

Project Goals

- Use landfill gas to produce clean/renewable energy
- Generate “energy savings”, i.e. an estimated reduction in net fuel costs, energy costs, other utility costs or related net operating costs from or as compared to an established baseline of those costs
- Energy savings pay or reduce the cost of the project
- Ideally, yield a royalty to the City
- Create a renewable asset of the City

Study Finding

During this testing we:

- Confirmed modeling estimates for gas quality and quantity
- Determined level of gas contaminants (impact profitability)
- Confirmed long term market prices for selling electricity and/or biomethane
- Assessed CNG demand based on expansion plans for City’s CNG fleet
- Studied Availability of potential off-take partners

Four Stage Wellfield Development

- Completed Wellfield
- Estimate of Collected Gas Flows

Next Steps

Stage II: How Long, How Much?

- Timeline: Projected 12 months construction
- Capital Cost: \$10 - \$11.5M D-B, depending on City’s final scope
- Capital Cost for the City: \$0.00 (will be rolled into the Stage II Energy Project Implementation)

- City to receive a royalty for the sale of the gas, expected to be from \$65,000 to \$120,000 a year for the duration of the contract
- Alternatively, City could take the royalty as CNG at a discounted market price (i.e. increases royalty)

Next Steps

- Prepare detailed cost for construction and O&M
- Develop & Negotiate Performance Criteria, Terms and Conditions
- Build the Facility & Produce Energy
- Operations and Maintenance

Request:

- Authorization from the City to proceed with negotiating Terms and Conditions for the Stage II process

Motion to instruct the City Manager to come in with an agreement with CDM Smith and come back with a recommendation with full Council.

Moved: Mayor Pro Tem Rangel

Second: Cm. Garza

For: 8

Against: 0

Abstain: 0

C. Request by Council Member Juan Narvaez

1. Discussion with possible action on the departure of Halliburton personnel.

Cm. Narvaez reported that Cm. Perez stated that they had lost 3,000 jobs because Haliburton had left Laredo; however, this was a number that they had not found anywhere. He went on to say that Haliburton still had a presence in their city in two locations; in addition, he said that when information was thrown out to the public, it sounded as if they were not doing their job in creating jobs for their citizens.

City Manager Villarreal stated that by law, when an impact of more of fifty jobs was made, the Texas Workforce Commission had to be notified. However, they had continued at the same level with Haliburton. He added that there had been no discussion with the Laredo Development Foundation about such a large job loss, either. He concluded that no opportunity had been missed.

XIII. EXECUTIVE SESSION

None.

XIV. 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: Mayor Pro Tem Rangel

Second: Cm. Vera

For: 7

Against: 0

Abstain: 0

Cm. Perez was not present.

34. 2014-RT-05 Authorizing the City Manager to accept and execute Grant Award No. TX-34-0005-00 with the Department of Transportation, Federal Transit Administration, in the amount of \$346,697.00 for Fiscal Year 2013 Section 5339 Bus and Bus Facilities Program authorized under the "Moving Ahead for Progress in the 21st Century Act" (MAP-21) to be used for bus facility improvements and the purchase of rolling stock. (Approved by Operations & Finance Committees)

Motion to approve Resolution 2014-RT-05.

Moved: Mayor Pro Tem Rangel

Second: Cm. Garza

For: 7

Against: 0

Abstain: 0

Cm. Perez was not present.

35. Consideration to award contract number FY14-086 to the lowest bidder, Brandt Companies, Schertz, Texas, in the amount of \$57,586.00 for a turnkey bid to provide all labor, and materials to remove and install one (1) new 40 ton complete chiller unit for the Transit Center. Funding is available in the Transit Department Budget. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Mayor Pro Tem Rangel

Second: Cm. Garza

For: 7

Against: 0

Abstain: 0

Cm. Perez was not present.

XV. 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: Mayor Pro Tem Rangel

Second: Cm. Vera

For: 7

Against: 0

Abstain: 0

Cm. Perez was 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 25 and they are true, complete, and correct proceedings of the City Council meeting held on September 15, 2014.

Gustavo Guevara, Jr.
City Secretary