

**CITY OF LAREDO
CITY COUNCIL MEETING
M-2013-R-02
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
FEBRUARY 4, 2013
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,	District II
Alejandro Pérez, Jr.	District III
Juan Narvaez,	Mayor Pro Tempore, District IV
Roque Vela, Jr.,	District V
Charlie San Miguel,	District VI
Jorge Vera, Jr.	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. Perez and Cm. Rangel.

Moved: Mayor Pro Tem Narvaez

Second: Cm. Garza

For: 6

Against: 0

Abstain: 0

IV. MINUTES

Approval of the minutes of January 22, 2013.

Motion to approve the minutes of January 22, 2013.

Moved: Cm. Vera

Second: Cm. Liendo

For: 7

Against: 0

Abstain: 0

Cm. Rangel joined the meeting at 5:43 p.m. Cm. Perez joined the meeting at 6:02 p.m.

V. COMMUNICATIONS

Communiqués

- a. Presentation by Edgar D. Ricalde, Voz de Niños Executive Director, requesting consideration for 2013 Third Party Funding.

Voz de Niños

Court Appointed Special Advocates for Children

Voz de Niños advocates for the best interests of abused and neglected children in the court system through the training and support of community volunteers.

Children in Foster Care

- ▶ Are removed due to allegations of physical abuse, neglect, sexual abuse or inappropriate supervision
- ▶ Newborns to 17 years of age
- ▶ 705 children in foster care in 2012
- ▶ 590 children in foster care in 2011

Court Appointed Special Advocates - The Role of a CASA Volunteer:

INVESTIGATION

- ▶ Carry out an objective examination of the situation
- ▶ Identify relatives in the case
- ▶ Identify needs of the children
- ▶ Identify strong relationships or significant non-relatives

Court Appointed Special Advocates - The Role of a CASA Volunteer

FACILITATION

- ▶ Identify resources and services for the child
- ▶ Facilitate a collaborative relationship between all parties involved in the case
- ▶ Help create a situation in which the child's needs will be met

Court Appointed Special Advocates - The Role of a CASA Volunteer

ADVOCACY

- ▶ Make recommendations to the Judge
- ▶ Volunteer recommendations assist Judge make important decisions
- ▶ Present fact-based court reports to all parties

- ▶ Appear at all court hearings and testify on child’s behalf
- ▶ Notify all parties of child’s wishes
- ▶ Advocate for special education services

Court Appointed Special Advocates - The Role of a CASA Volunteer

MONITORING

- ▶ Monitor child’s progress in foster home setting
- ▶ Monitor parent’s compliance with court-ordered services
- ▶ Monitor child’s academic progress, maintain communication with school staff
- ▶ Monitor compliance related to court-ordered services and recommendations

Volunteer Advocacy in Webb County -

- ▶ Voz de Ninos now has 33 CASA Volunteers
- ▶ Currently appointed to 46 children; 24 cases
- ▶ Since 2008:
 - 48 CASA Volunteers sworn-in and appointed as child’s Guardian ad Litem
 - 114 Children represented in child protection cluster court

This presentation can be viewed at the City Secretary’s Office, 1110 Houston Street, Laredo, Texas 78040.

Mr. Ricalde, Director of Voz de Niños, requested that the City of Laredo open third party funding to new organizations. He reported that it is Voz de Niños’ intention to continue advocating for children in foster care, but to do so Voz de Niños needs the support of the City through third party funding.

Motion to allow Voz De Niños to be added to the third party funding application list.

Moved: Cm. San Miguel

Second: Cm. Liendo

For: 8

Against: 0

Abstain: 0

Citizen comments

None.

VI. APPOINTMENTS TO COMMISSIONS, BOARDS AND COMMITTEES

- a. Appointment by Mayor Pro-Tempore Juan Narvaez of Mr. Rogelio Rodriguez to the Planning and Zoning Commission.

Motion to table.

Moved: Mayor Pro Tem Narvaez

Second: Cm. Garza

For: 8

Against: 0

Abstain: 0

- b. Appointment by Mayor Pro-Tempore Juan Narvaez of Mr. Ignacio Alaniz, Jr. to the Airport Advisory Board.

Motion to table.

Moved: Mayor Pro Tem Narvaez

Second: Cm. Garza

For: 8

Against: 0

Abstain: 0

- c. Appointment by Council Member Roque Vela, Jr. of Mr. Silverio Martinez to the Historic District/Landmark Board.

Motion to confirm the nomination of Silverio Martinez to the Historic District/Landmark Board.

Moved: Cm. Liendo

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

- d. Appointment by Council Member Cynthia Liendo Espinoza of Mr. Ricardo Tenorio to the Transportation & Traffic Safety Advisory Committee.

Motion to confirm the nomination of Ricardo Tenorio to the Transportation & Traffic Safety Advisory Committee.

Moved: Cm. Liendo

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

- e. Appointment by Council Member Cynthia Liendo Espinoza of Dr. Henry Carranza to the Municipal Civil Service Commission.

Motion to confirm the nomination of Henry Carranza to the Municipal Civil Service Commission.

Moved: Cm. Liendo

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

VII. PUBLIC HEARINGS

- 1. Public hearing and introductory ordinance setting the new speed limit on sections of State Loop 20 within the City limits of Laredo, Webb County, Texas, to 45 miles per hour from mile point 8.104 to mile point 7.872 (from the World Trade Bridge to River Bank Drive) and to 60 miles per hour from mile point 8.104 (from River Bank Drive) within the corporate city limits to mile point 9.518; providing for the

installation of appropriate signs to indicate new speed changes in the designated areas and providing for publication and effective date.

Motion to open the public hearing.

Moved: Cm. Liendo

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Mayor Pro Tem Narvaez

Second: Cm. Vela

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

2. Public hearing and introductory ordinance authorizing the City Manager to amend the Capital Improvements Fund budget by appropriating revenues and expenditures in the amount of \$54,936.00 in payment from the developer for improvements not completed in Indian Sunset Subdivision, Phase 10 generated through cashier's checks made for pending improvements.

Motion to open the public hearing.

Moved: Cm. Liendo

Second: Cm. Vela

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Liendo

Second: Mayor Pro Tem Narvaez

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

3. Public hearing and introductory ordinance authorizing the City Manager to amend to Laredo Municipal Housing Corporation FY 2012-2013 annual budget by drawing down and appropriating expenditures in the amount of \$80,000.00 from available fund balance for the proposed purchase of land in the downtown area on which affordable elderly rental housing can be constructed.

Motion to open the public hearing.

Moved: Cm. Liendo

Second: Cm. Vela

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Vela

Second: Cm. Liendo

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

4. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Conditional Use Permit for an Auto body repair/auto paint shop on Lot 3, Block 1343, Eastern Division, located at 2315 Market Street; providing for publication and effective date.

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

Motion to open the public hearing.

Moved: Cm. Vela

Second: Cm. Liendo

For: 6

Against: 0

Abstain: 0

Council members Rangel and Garza not present.

Mr. David Ramirez, owner, stated that he has the equipment required by TCEQ to meet the air quality standards, and has already met with a TCEQ inspector to ensure his compliance with regulations. He is waiting to install the equipment until the CUP is approved.

Cm. Perez stated that, due to the make-up of the surrounding neighborhood, the CUP could not be approved until all air quality equipment has been installed.

Motion to close the public hearing and introduce as amended with the requirement that the equipment be installed before the CUP is approved.

Moved: Cm. Perez

Second: Cm. San Miguel

For: 6

Against: 0

Abstain: 0

Ordinance Introduction: Cm. Rangel

5. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning the middle 1/3 of Lots 7 & 8, Block 1029, Western Division, located at 4103 Santa Maria Avenue, from B-1 (Limited Commercial 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 VIII

Motion to open the public hearing.

Moved: Cm. Liendo

Second: Cm. Vela

For: 6

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and support the staff not to allow the zone change.

Moved: Cm. Liendo

Second: Cm. San Miguel

For: 6

Against: 0

Abstain: 0

VIII. INTRODUCTORY ORDINANCES

6. Authorizing the City Manager to execute an assignment of lease between the City of Laredo, as Lessor and KK Communications, L.P., dba Autophone of Laredo, Inc., as Assignor, for approximately 5,672 square ft. constituting Building 962 located at 1816 Pappas Street at the Laredo International Airport authorized by Ordinance No. 2003-O-114 dated May 05, 2003. Said assignment of lease will be to B and B Communications, LTD., as Assignee. All other terms and conditions remain unchanged and in effect; providing for an effective date.

Ordinance Introduction: City Council

7. Consideration to authorize the City Manager to enter into a lease agreement with Laredo Aero Center, Inc., as Lessee and the City of Laredo, as Lessor for Building No. 104, formerly known as the Airport Passenger Terminal consisting of approximately 15,716 square foot and located at 4805 Maher Avenue at the Laredo International Airport. Net usable space is 13,620 square feet. Monthly rent shall be \$12,000.00. Providing for CPI annual rent adjustments and by FMV appraisal rent adjustment at the 10th anniversary. The premises are leased in "As Is" condition and Lessee anticipates investing approximately \$600,000.00 to make improvements. The lease term is ten (10) years with two (2) consecutive five (5) year extensions at the option of the Lessee, providing for effective date.

Ordinance Introduction: City Council

IX. FINAL READING OF ORDINANCES

Motion to waive the final readings of Ordinances 2013-O-003, 2013-O-004, 2013-O-005, 2013-O-006, 2013-O-007, 2013-O-008, 2013-O-009, 2013-O-010, 2013-O-011, 2013-O-012, 2013-O-013, 2013-O-014, 2013-O-015, 2013-O-016, and 2013-O-017

Moved: Cm. Liendo

Second: Cm. Vela

For: 4

Against: 0

Abstain: 0

8. 2013-O-003 Authorizing the City Manager to accept a contract with the Texas Department of State Health Services through the South Texas Development Council and amending the FY 2012-2013 Budget by appropriating revenues and expenditures in the amount of \$419,193.00 for the City of Laredo Health Department HIV/Ryan White Program to continue to provide medical care and treatment, case management, and supportive care for the term period of September 1, 2012 through August 31, 2013.

Motion to adopt Ordinance 2013-O-003.

Moved: Cm. Liendo

Second: Cm. Vela

For: 4

Against: 0

Abstain: 0

- 2013-O-004 Amending the City of Laredo Code of Ordinances, Chapter 6 (Animals and Fowl), Section 6-119 regarding registration, vaccination and permit fees by implementing a spay and neuter fee of \$50.00 to become effective sixty (60) days from public hearing and introductory ordinance; and providing for effective date and publication.

Motion to adopt Ordinance 2013-O-004.

Moved: Cm. Liendo

Second: Cm. Vela

For: 4

Against: 0

Abstain: 0

- 2013-O-005 Amending the City of Laredo Land Development Code, Chapter 24, Section 24-93 Special Use Permits, by adding Sub-Section (b) being minimum Special Use Permit application requirements;

Adding a new Section 24.93.7, Restaurants Serving Alcoholic Beverages in a R-O (Residential Office District), B-1 (Limited Commercial District), and B-3 (Community Business District) Zoning Districts; and

Rosa A. Hammond, Catherine Austin and Raquel G. Austin, and providing for an effective date.

Motion to adopt Ordinance 2013-O-012.

Moved: Cm. Liendo

Second: Cm. Vela

For: 4

Against: 0

Abstain: 0

- 2013-O-013 Approving the public sale of a tract of land containing 2.5738-acres, more or less, legally described as all of Block No. (17), Subdivision Plat of Laredo Airport, Laredo Webb County, Texas, as per Plat recorded in Volume 5, Page 1 of Webb County Plat Records and authorizing the City Manager to execute all conveyance documents to sole bidder the Diocese of Laredo in the amount of \$720,300.00; and providing for effective date.

Motion to adopt Ordinance 2013-O-013.

Moved: Cm. Liendo

Second: Cm. Vela

For: 4

Against: 0

Abstain: 0

- 2013-O-014 Authorizing the City Manager to approve an amendment to lease agreement dated December 03, 2012 and approved by Ordinance No. 2012-O-202 between the City of Laredo, as LESSOR, and Humberto Gonzalez Betancourt, as LESSEE to change LESSEE'S name to La Cancha, LLC., as LESSEE for approximately 2.49 acres of land located at the Laredo International Airport abutting Jacaman Road for the use of miniature soccer fields and related improvements; providing for an effective date.

Motion to adopt Ordinance 2013-O-014.

Moved: Cm. Liendo

Second: Cm. Vela

For: 4

Against: 0

Abstain: 0

- 2013-O-015 Amending Chapter 19, "Motor Vehicles and Traffic", Article VIII; stopping, standing or parking, of the Code of Ordinances of the City of Laredo: Specifically Section 19-364, restricted parking areas, establishing a "no parking tow away zone" on the east side of the 5700 and 5800 block of Cypress Drive, between Los Ebanos Drive and Alta Vista Drive, within city limits of Laredo, to be in effect every day between the hours of 6:00 p.m. and 6:00 a.m.; providing severability and for an effective date and publication.

Motion to adopt Ordinance 2013-O-015.

community. She also stated that there must be certain safeguards written into the contract of sale that would protect the survival of the wetlands should the property be transferred to other private owners in the future.

Onyx Benavides, chair for the Laredo Association of Political Affairs Committee, appeared in support of this ordinance. He and his group have met with both the developer and the conservation group, they have made suggestions that would maintain the aesthetics of the area and still allow for the economic benefit that will come from the development of this land, and have received a verbal agreement from the developer to meet the goals of the conservation group to the best of his ability.

Armando Cisneros requested that it be tabled because the information presented in the agenda item and on the agenda is incorrect. He also stated that during the March 19, 2007 council meeting this item was tabled, not approved, another discrepancy in the information presented. Mr. Cisneros also pointed out that, according to appraisal information presented, the land in question has not changed in value over the last 9 years, which seems like a discrepancy. For these reasons, he felt that this ordinance should be tabled.

Miguel Conchas, Chamber of Commerce, reported that his group is in favor for this ordinance to proceed. In 2007-2008, the Board of Directors of the Chamber of Commerce passed a resolution in favor of this development and support of which was reaffirmed in the past week at a meeting of the Board of Directors. He urged the Council to support anything that will encourage development and boost jobs, to continue the economic upturn in Laredo.

Elsa Rodriguez Arguindegui hoped that the Council would table this item. She also asked for some clarification on what work will be taking place. There was a misunderstanding as to the extent of the work.

Creston Jackson, of Jackson Real Estate, reported that he was aware of this project back in 2008 when it was first being worked on. He wanted to reassure the environmental group that the developer is willing to work with them on preserving the wetlands and is keeping the door open for continued cooperation between himself and the environmentalists.

Cordelia Casso Flores stated that the City Council will stand with the 13,000 members of the community that signed a petition to preserve the wetlands and table the ordinance. She has lamented the loss of so many historical landmarks that have been destroyed by new development that does nothing to improve the City.

Riazul Mia, Environmental Services Director, reported that the existing retention pond was built in 1997, but never maintained; therefore, this pond serves no purpose for the City or the Airport. The 404 permit protects the wet land area. because of the nature of the lease, the property lessor is allowed to begin construction at any time. Mr. Mia gave a presentation on the relocation of the current retention pond and the extent of the work to be performed. The Army Corps of Engineers has approved the relocation of the retention pond, which will be deeper and will allow for the re-creation of the wetlands.

Definition of Wetland

- As per the Clean Water Act and the City's Storm water Management Ordinance:

" areas that are inundated or saturated by surface or groundwater at a frequency and duration sufficient to support, and that under normal circumstances do support, a prevalence of vegetation typically adapted for life in saturated soil conditions. Wetlands generally include swamps, marshes, bogs and similar areas."

Laredo Town Center Wetlands Fact Sheet

- Laredo Town Center, L.P. obtained a Section 404 permit with the US Army Corps of Engineers on June 23, 2008.
- According to the Mitigation Plan as submitted to the Corps a small portion of the existing intermittent stream (approximately 708 linear feet or 0.24 acres), a 3.2 acre man-made detention pond, and approximately 0.35 acre emergent wetland will be impacted. The total impact to waters of the US is 3.79 acres.
- The development will not impact approximately 650 feet of existing intermittent stream, including approximately 7 acres of upland buffer area.
- The mitigation plan also calls for the conservation of over 44 acres of property just east and north of the 89 acres. An existing wetland and several streams will be preserved in perpetuity.
- Project received the TCEQ-section 401- water quality certification in June 2, 2008

Storm water Filtration System

- Storm water filters is constructed within the development to filter pollutants and trash entering the stream.
- Airport's "stormceptor" at the west side of Loop 20 prevents any spill going to the pond.

The existing pond as been determined to contain:

- Surface area of 2.30 acres
- Volume of 302,250 cubic feet.

The proposed pond has been designed to contain:

- Surface area of 3.00 acres
- Volume of 1,633,608* cubic feet

* This does not include 279,704 cubic feet of constant storage of water in pond.

This presentation can be viewed at the City Secretary's Office, 1110 Houston Street, Laredo, Texas 78040.

Steve Whitworth, attorney for Laredo Town Center Ltd., the development company, stated that the developer went to great effort under the scrutiny of the public light to arrive at a plan that is both economically and environmentally responsible. He has waited five to six years to start this project and is willing to continue to listen and work with the environmental groups going forward, provided he does not have to start over again and lose more time and provided that economic considerations enter into the equation. There is some delinquent rent that will be caught up as well in the sale price.

Jose Luis Flores, Airport Manager, stated that the amendment to the ordinance is to reduce the size of the tract from 88.6913 acres to 79.3555, to ensure that the City has sufficient right-of-way for a grade separation for the future location of an overpass; to identify the 9.333 acres needed for right-of-way; to provide a guarantee of payment of approximately \$2.1 million dollars of back rent owed to the Airport; and to establish a requirement that the City Manager bring this agreement before City Council for ratification before it becomes effective.

Motion to adopt Ordinance 2013-O-017 as amended.

Moved: Cm. Vela

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

X. RESOLUTIONS

9. 2013-R-07 Authorizing the City Manager to accept a contract amendment from the Texas Department of State Health Services in the amount of \$46,129.00 reducing the contract to \$138,386.00 for the City of Laredo Health Department to provide Family Planning and Prevention Services (Fee For Service) for the term from January 15, 2012 through March 31, 2013.

Motion to approve Resolution 2013-R-07.

Moved: Cm. Liendo

Second: Mayor Pro Tem Narvaez

For: 4

Against: 0

Abstain: 0

Cm. Garza, Cm. Rangel, Cm. San Miguel and Cm. Vera were not present.

10. 2013-R-08 Authorizing the City Manager to accept a contract amendment from the Texas Department of State Health Services in the amount of \$25,000.00 reducing the contract to \$75,000.00 for the City of Laredo Health Department to provide Family Planning and Prevention Services for the term from January 15, 2012 through March 31, 2013.

Motion to approve Resolution 2013-R-08.

Moved: Cm. Liendo

Second: Mayor Pro Tem Narvaez

For: 4

Against: 0

Abstain: 0

11. 2013-R-09 Authorizing the City Manager to accept the dedication from Killam Development Ltd., of the surface only of a tract of land containing 6.86 acres more or less, being legally described as Lot 1, Block 2, Shiloh Crossing Subdivision Phase I as recorded in Volume 29, Pages 34-36, Webb County Plat Records, and as depicted in the plat records attached as Exhibit "A". The property is being dedicated for parkland and detention pond use and fully complies with the Parkland Dedication Ordinance requirements for the Shiloh Crossing Subdivision Development.

Motion to approve Resolution 2013-R-09.

Moved: Cm. Liendo

Second: Mayor Pro Tem Narvaez

For: 4

Against: 0

Abstain: 0

12. 2013-R-10 Authorizing the City Manager to enter into contract with The University of Texas Health Science Center at San Antonio Dental School in the amount of \$50,000.00 per year to continue to provide dental care for children and pregnant women and enhance Title V dental services by the City of Laredo Health Department for the term from October 1, 2012 through September 30, 2015, contingent on funding availability.

Motion to approve Resolution 2013-R-010.

Moved: Cm. Liendo

Second: Mayor Pro Tem Narvaez

For: 4

Against: 0

Abstain: 0

13. 2013-R-011 A resolution of the City of Laredo, Texas, determining that Sames Motor Company, a local bidder, provides the best combination of

contract price and additional economic development opportunities in accordance with Section 272.9051 (b)(2) of the Texas Local Government Code for the purchase of five (5) vehicles in the total amount of \$98,529.00. (Please refer to item no. 21)

Motion to approve Resolution 2013-R-011.

Moved: Cm. Liendo

Second: Mayor Pro Tem Narvaez

For: 4

Against: 0

Abstain: 0

XI. MOTIONS

14. Authorizing the City Manager to approve the professional services contracts (FY 01-131) between the City of Laredo and Cleared for Duty L.L.C., as well as Laredo Examiners, Inc., to perform drug and alcohol testing pursuant to the City's Drug and Alcohol Testing Ordinance. The term shall be for one (1) year with an option to renew for an additional one (1) year. The cost is \$50,000.00 per year, per provider, for a total of \$100,000.00 each year. Funding is available in the Health Benefits Fund/Employee Health Division Budget.

Motion to approve.

Moved: Cm. Liendo

Second: Mayor Pro Tem Narvaez

For: 4

Against: 0

Abstain: 0

15. Authorizing the City Manager to grant a public fireworks display permit for the Washington Birthday Celebration Association (WBCA) Stars and Stripes Air Show Spectacular to begin at approximately 12:00 p.m. on February 17, 2013. The technicians for the display will be Chris Rainey dba Pyro Techs.

Motion to approve.

Moved: Cm. Liendo

Second: Mayor Pro Tem Narvaez

For: 4

Against: 0

Abstain: 0

16. Consideration for approval of the City Hall Annex Project as complete, approval of change order no. 1, a decrease of \$27,420.00 for the balance of quantities actually constructed in place and to add thirty (30) calendar days to the construction contract time, release of retainage and approval of final payment in the amount of \$25,302.05 to Zertuche Construction, L.L.C., Laredo, Texas. Final construction contract amount is \$522,913.00. Funding is available in the Capital Improvement Fund and Utilities Construction Funds.

Motion to approve.

1. Santex Truck Center, San Antonio, Texas, in the amount of \$72,898.00 for the cab and chassis; and
2. Bergkamp Inc., Salina, KS, in the amount of \$80,570.00 for the service body. Funding is available from 2012 Contractual Obligation bond proceeds.

Motion to approve.

Moved: Cm. Liendo

Second: Mayor Pro Tem Narvaez

For: 4

Against: 0

Abstain: 0

20. Consideration to authorize a contract with Siddons-Martin Emergency Group, Denton, Texas, utilizing H-GAC (Houston Galveston Area Council) Cooperative contract pricing, for the purchase of one (1) custom pumper truck and one (1) platform pumper truck in the total amount of \$1,648,500.00. The total contract amount includes a trade in allowance of \$65,000.00 for three (3) City of Laredo surplus fire trucks. Funding is available utilizing 2012 public property finance contractual obligations (PPFCO) bond proceeds.

Motion to approve.

Moved: Cm. Liendo

Second: Mayor Pro Tem Narvaez

For: 4

Against: 0

Abstain: 0

21. Consideration to award contract FY13-013 for the purchase of passenger trucks and vans requested by City departments to the following bidders:

1. Philpott Motors, Nederland, Texas, in the amount of \$138,989.68 for the purchase of six (6) vehicles;
2. Caldwell County Ford, Caldwell, Texas, in the amount of \$197,538.00 for the purchase of nine (9) vehicles; and
3. Sam Pack's Five Star Ford, Carrollton, Texas, in the amount of \$116,719.00 for the purchase of four (4) vehicles; and
4. Grapevine Dodge, Grapevine, Texas, in the amount of \$41,550.00 for the purchase of two (2) trucks.

Funding is available from Contractual Obligation bond proceeds and department operational budgets. (Please refer to item no. 13; resolution 2013-R-011)

Motion to approve.

Moved: Cm. Liendo

Second: Mayor Pro Tem Narvaez

For: 4

Against: 0

Abstain: 0

22. Consideration for approval of change order no. 2 with a credit resulting to the City of Laredo of \$118,220.00 to the construction contract with Western Summit Constructors, Inc. /McAllen Construction, Inc., a Joint Venture Contractor, Fort Worth, for El Pico Water Treatment Plant 20 MGD. This change order consists of various modifications to the project and adding sixteen (16) working days due to bad weather. The total contract amount will change from \$85,425,104.00 to \$85,306,884.00. Funding is available in 2007, 2008, 2009 C & D and 2010 Utility Bonds.

Motion to approve.

Moved: Cm. Liendo

Second: Mayor Pro Tem Narvaez

For: 4

Against: 0

Abstain: 0

XII. GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

23. A. Request by Mayor Raul G. Salinas

1. Report from the Drug and Alcohol Committee regarding DWI/DUI arrests, with possible action.

Romero Rodriguez, Chairperson for the Drug and Alcohol Committee, stated that their focus is to create awareness of the policies, programs and services available to serve youth, adults and families in need of alcohol, drug abuse prevention, intervention and treatment enforcement. Their goal is to ensure close cooperation between all of the groups assigned to this Commission; inform City Council when members need to be replaced; create a strategic plan to prioritize initiatives, close gaps and to assist with grant funding; create a forum for the City of Laredo; and to work closely with schools.

Interim Police Chief Navarro presented a comparison between 2011 and 2012 and discussed the increase in DWI arrests by season, month, week, geographic area, age and gender.

2. Status of the committee for the naming of streets and/or buildings after Laredo war and first-responder heroes, with possible action.

Mayor Salinas stated that he wants to emphasize the importance of naming the importance of recognizing war and first-responder heroes.

Carlos Villarreal, City Manager, stated that maybe members of the Veterans Committee can address this issue along with members of Planning and Zoning and Nathan Bratton.

Nathan Bratton reported that a survey of all monuments named after service heroes has been completed and a list has been provided to each Council member, along with a list of service men and women. A letter has also been drafted to development professionals encouraging them to participate with the City initiative when considering the naming of subdivisions and streets, along with the list of Laredo's fallen heroes. He wanted to work with the Veterans Committee to ensure there are no discrepancies on the list of hero's names so no one is left out. Finally, he suggested putting a decal identifying the branch of service on each street sign for streets named after each individual.

B. Request by Council Member Esteban Rangel

1. Recognizing Frank Architects Inc., on their award of second prize on the 2012 GREEN DOT AWARDS for their entry of the City of Laredo James and Maria Luisa Haynes Health and Wellness Center. The architects were selected from thousands of entries from over 25 countries and will be showcased with other winners at the International Design Awards Gala in May in Los Angeles, California.

Cm. Rangel stated that it is sad that there was all the controversy earlier over the wetlands and going green, and yet the architects of the Haynes Health and Wellness Center received an award for going green. He thanked the Mayor, the current Council, prior Council members and the City Manager for working towards building a green facility. He recognized former Council member Tito Garcia, Frank Architects, Inc. and various members of the city staff for making the construction of a green building possible.

2. Status report regarding the request for 100 acres for a sports venue/complex, with possible action.

Carlos Villarreal, City Manager, reported that a sale of the Civic Center must be finalized before action can be taken on a sports venue complex. The City must ensure that there will be capital available to finance the construction of a sports venue complex. It may be possible to come back to Council by mid to late March and discuss the possibility of this complex. He agreed to direct staff to focus on finding land to be donated for a sports complex, the requirements of the owner in exchange for the donation of land, infrastructure and utilities requirements.

Motion to instruct City Manager to start looking for property.

Motion: Cm. Garza

Second: Cm. San Miguel

For: 8

Against: 0

Abstain: 0

C. Request by Council Member Alejandro “Alex” Perez

1. Discussion with possible action on adopting Neighborhood Empowerment Zones (NEZ) guidelines.

City Attorney stated that before you can adopt guidelines, you must first adopt a resolution that must include a number of findings, some of which must be consistent with the tax code. Before the resolution can be adopted, a study must be completed to ensure that the area satisfies the requirements of the tax code.

Carlos Villarreal, City Manager, stated that what is required is that first the area must be considered a blighted area. Staff will have a list of recommendations available in two days and Council needs to ensure that they meet with the Economic Development Committee to proceed.

Cm. Perez asked that staff get going on this. He directed the City Manager to renegotiate the contract of the consultant so that he can begin work on this project as well.

Motion to instruct City Manager to get this project going and have it ready for approval in two weeks.

Motion: Cm. Perez

Second: Cm. Liendo

For: 5

Against: 0

Abstain: 0

2. Discussion with possible action for City staff with trucks to pick up tires along City right of ways or on streets.

Carlos Villarreal, City Manager, stated that currently the City does not have a program to pick up tires along City right of ways or on streets and that he does not recommend the Council enact such a program. Instead, he recommends that the City enact a program that pays individuals, per tire, to turn in used tires monthly. He will instruct staff to take a look at certain areas to provide a short-term remedy, but, in the long run, he recommends establishing a monthly tire cleanup campaign.

D. Request by Council Member Roque Vela, Jr.

1. Discussion with possible action on changing the minimum distance requirements from schools when requesting a liquor license to be consistent with those required by TABC guidelines.

Cm. Vela stated that currently the requirement from the City is 300 ft. where TABC requires 1,000 ft. Cm. Vela feels that, as the city

continues to grow, it is important to set the minimum requirements now to provide for the safety of our schools.

Nathan Bratton stated that under the City requirements, the 300ft. requirement is from the boundary line of the residential district, but under TABC, the requirement is door-to-door, in the most direct route.

Jose Botello stated that Citizens for a Better Neighborhood is trying to get information to the City Council to encourage it to support the increase in minimum distance. He also stated that Council has information concerning the minimum distance requirements of TABC, and that establishment and enforcement of the minimum distance rests with the City. He would like this minimum distance of 1,000 ft. to become a City wide requirement.

Motion to create an ordinance changing the minimum distance requirements from schools when requesting a liquor license to be consistent with those required by TABC guidelines.

Motion: Cm. Vera

Second: Cm. Vela

For: 8

Against: 0

Abstain: 0

E. Request by Council Member Jorge A. Vera

1. Recognizing Oscar Medina, IV for being honored as a First Place National Award Recipient at Keep America Beautiful’ s 60th National Conference held in Washington D.C. on January 29, 2013. (Co-Sponsored by Council Member Roque Vela, Jr.)

Mayor Raul G. Salinas and the Laredo City Council publicly recognized Oscar Medina, IV and presented him with a certificate of recognition.

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: Cm. Liendo

Second: Cm. Vera

For: 5

Against: 0

Abstain: 0

Cm. Garza, Cm. Vera and Cm. Rangel not present.

24. Consideration for approval to award a construction contract to the lowest bidder ALC Construction, Inc., Laredo, Texas, in the base bid amount of \$24,567.30 for the El Metro ADA Sidewalks and Ramps Project No. 53 (4 Blocks - District VI) with a construction contract time of thirty (30) working days; and authorizing the City Manager to execute all related contract documents contingent upon receipt and approval of insurance and bond documents. Completion date for the project is scheduled for March 2013. Funding is available in the Transit New Freedom Grant #F7094.

Motion to award a construction contract to the lowest bidder, ALC Construction, Inc., Laredo, Texas, in the base bid amount of \$24,567.30 for the El Metro ADA Sidewalks and Ramps Project No. 53 (4 Blocks - District VI) with a construction contract time of thirty (30) working days; and authorizing the City Manager to execute all related contract documents contingent upon receipt and approval of insurance and bond documents.

Moved: Cm. Liendo

Second: Mayor Pro Tem Narvaez

For: 5

Against: 0

Abstain: 0

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.

Moved: Cm. Liendo

Second: Cm. San Miguel

For: 5

Against: 0

Abstain: 0

Motion to adjourn.

Moved: Cm. Liendo

Second: Cm. San Miguel

For: 5

Against: 0

Abstain: 0

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 24 and they are true, complete, and correct proceedings of the City Council Special City Council meeting held on February 4, 2013.

Gustavo Guevara, Jr.
City Secretary