

**CITY OF LAREDO
CITY COUNCIL MEETING
M-2013-R-04
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
MARCH 18, 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 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. Rangel.

Moved: Cm. Narvaez

Second: Cm. Liendo

For: 7

Against: 0

Abstain: 0

Cm. Rangel joined the meeting at 5:45 p.m.

IV. MINUTES

Approval of the minutes of February 19, 2013.

Motion to approve the February 19, 2013 minutes.

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

Against: 0

Abstain: 0

Citizen comments

Armando Cisneros stated that he is concerned about the City's compliance with the Open Meetings Act and strongly urged the Council to keep in mind the requirements of the Act, in regards to quorums and the discussion of City business, so that no violations of the Act occur during out-of-town trips and meetings.

V. APPOINTMENTS TO COMMISSIONS, BOARDS AND COMMITTEES

- a. Appointment by Council Member Alejandro "Alex" Perez to the Planning & Zoning Commission.

Motion to table.

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

Against: 0

Abstain: 0

- b. Appointment by Mayor Pro-Tempore Juan Narvaez of Ms. Judy Gutierrez to the Third Party Funding Advisory Committee.

Motion to approve the nomination of Judy Gutierrez to the Third Party Funding Advisory Committee.

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

Against: 0

Abstain: 0

- c. Appointment by Council Member Charlie San Miguel of Mr. Jesus J. Ruiz to the Board of Adjustment.

Motion to approve the nomination of Jesus J. Ruiz to the Board of Adjustment.

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

Against: 0

Abstain: 0

- d. Appointment by Council Member Charlie San Miguel of Ms. Monica A. Salazar to the Convention & Visitors Bureau Advisory Committee.

Motion to approve the nomination of Monica A. Salazar to Convention and Visitors Bureau Advisory Committee.

Moved: Cm. Garza
Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

- e. Appointment by Council Member Cynthia Liendo of Mr. Osbaldo Lara to the Board Adjustment.

Motion to approve the nomination of Osbaldo Lara to the Board of Adjustment.

Moved: Cm. Garza

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

VI. PUBLIC HEARINGS

1. Public hearing and introductory ordinance authorizing the City Manager to accept and execute a contract amendment from the Department of State Health Services (DSHS) and amending the City of Laredo Health Department FY 2012-2013 annual budget in the amount of \$294,638.00 for equipment, supplies and contractual services with an in-kind match of \$29,477.00 for a total of \$324,115.00 for the continuation of public health emergency preparedness and response program for the term period of February 01, 2013 through August 31, 2013. (Approved by Operations & Finance Committees)

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. Rangel

Second: Cm. Liendo

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

2. Public hearing and introductory ordinance amending the City of Laredo FY 2012-2013 annual budget by appropriating expenditures in the amount of \$1,000,000.00 in the Laredo Police Department Trust Fund. Funding will be used to purchase operational materials, supplies, training and capital outlay equipment. Items include equipment that will be installed in the new patrol units (radios, light bars, MDT's, etc.) and other needed items. Funding is available in the Police Trust Fund. (Approved by Operations & Finance Committees)

Motion to open the public hearing.

Moved: Cm. Vela

Second: Cm. Liendo

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Rangel

Second: Cm. Liendo

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

3. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Conditional Use Permit for a child daycare center on Lots 5 and 6, Block 2026, Eastern Division, located at 3220 Ligarde Street; providing for publication and effective date.

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

Motion to open the public hearing.

Moved: Cm. Rangel

Second: Cm. Garza

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Rangel

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: Cm. Rangel

4. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 1, Block 6, Las Flores Subdivision Phase I, located at 101 Floral Boulevard; 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 II

Motion to open the public hearing.

Moved: Cm. Rangel

Second: Cm. Vela

For: 8

Against: 0

Abstain: 0

Hector Flores stated that this location would be used for a Sports Bar.

Motion to close the public hearing and introduce.

Moved: Cm. Rangel

Second: Cm. Vera

For: 8

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 Lot 4 and the north 116.36 feet of Lot 3, Block 1, San Isidro Multi-Family Plat, as further described by metes and bounds in attached Exhibit "A", located at 10714 International Boulevard, from AG (Agricultural District) and R-2 (Multi-Family 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 request. District VI

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. San Miguel

Second: Cm. Vela

For: 7

Against: 0

Abstain: 0

Cm. Perez not present.

Ordinance Introduction: Cm. San Miguel

6. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 3, Block 1, on Junction Park at Loop 20 Subdivision Phase I, located at 3511 Jaime Zapata Memorial Highway; from B-3 (Community Business District) to B-4 (Highway Commercial District); providing for publication and effective date.

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

Motion to open the public hearing.

Moved: Cm. Garza

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

Cm. San Miguel and Cm. Perez were not present.

Margarita Faz reported that she was against this ordinance amendment because the few businesses established in this area are medically oriented; however, this area is also underserved and needs additional medical facilities to open. She is concerned that if the zoning is opened to other types of businesses, it may deter other, larger clinics from moving into the area.

Richard Herrera agreed with Ms. Faz. He would like to see a continuity of business types in this area and is concerned that allowing light industry or a bar to open in the area will negatively impact the existing businesses and their patrons.

Ron Whitehawk, representing property owner Octavio Benavides, stated that the intention is to establish a business that will help support but diversify the south side of Laredo. Although Mr. Benavides understands the current consensus to keep the area medically oriented, but it is not his goal to bring another medically oriented business to the area. Mr. Benavides pledges that there will be no bars, saloons or cantinas opened on this property.

Motion to close the public hearing and introduce.

Moved: Cm. Garza

Second: Cm. San Miguel

For: 7

Against: 0

Abstain: 0

Cm. Perez was not present.

Ordinance Introduction: Cm. Garza

7. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lots 5 & 6, Block 1087, Eastern Division, located at 1920 Chihuahua Street; from R-O (Residential / Office District) to B-3 (Community Business 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 III

Motion to table.

Moved: Cm. Garza

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

8. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 8.7595 acres, as further described by metes and bounds in attached Exhibit "A", located at Highway 59 and Chacon Creek, from R-

1 (Single Family Residential 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 denial of the zone change. District IV

Motion to open the public hearing.

Moved: Cm. Garza

Second: Cm. Vela

For: 7

Against: 0

Abstain: 0

There was no public input.

Alejandro Villarreal requested not to take any action on this matter but, instead, to send it back to Planning and Zoning to consider a lesser impact zone request.

Motion to table and send back to Planning and Zoning.

Moved: Cm. Narvaez

Second: Cm. Vera

For: 7

Against: 0

Abstain: 0

9. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 3, Block 3, on Alexander Commercial Phase II, located at 7609 Rocio Drive; from B-3 (Community Business District) to R-1A (Single Family Reduced Area 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 V

Motion to open the public hearing.

Moved: Cm. Vela

Second: Cm. Liendo

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: Cm. Vela

10. 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 Lot 5, Block 1, Trautmann M & I Subdivision, located at 8601 McPherson Road; providing for publication and effective date.

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

Motion to open the public hearing.

Moved: Cm. San Miguel

Second: Cm. Liendo

For: 8

Against: 0

Abstain: 0

Motion to close the public hearing and introduce.

Moved: Cm. San Miguel

Second: Cm. Liendo

For: 7

Against: 0

Abstain: 1
Cm. Narvaez

Ordinance Introduction: Cm. San Miguel

11. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Conditional Use Permit for used clothing wholesale on Lots 5 & 7, Block 191, Western Division, located at 1114 and 1118 San Eduardo Avenue; providing for publication and effective date.

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

Motion to open the public hearing.

Moved: Cm. Garza

Second: Cm. Vela

For: 7

Against: 0

Abstain: 0

There was no public input.

Elias Alfaro, applicant, was present to answer any questions concerning the CUP application.

Motion to close the public hearing and introduce.

Moved: Cm. Liendo

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

Ordinance Introduction: Cm. Liendo

12. Public hearing allowing interested persons to comment on the proposed amendment to the City of Laredo's 2012 Consolidated One-Year Action to reprogram a total of \$208,438.00 in 2009 HOME Investment Partnerships (HOME) Community Housing Development Organization (CHDO) set-aside funds provided through the U.S. Department of Housing and Urban Development. It is proposed that the initial planned use of the \$208,438.00 for the construction of rental housing be changed and now used for the purchase, rehab, and resale of foreclosed properties to benefit very low income households (25% - 60% of area median income).

TOTAL HOME FUNDS TO BE REPROGRAMMED
\$208,438

It is also proposed that a total of \$404,703.00 in 2010, 36th Action Year, and 2011, 37th Action Year Community Development Block Grant (CDBG) funds be reprogrammed to (1) fund, in part, a new project, the Inner City Park Basketball Court for \$93,491.00, (2) to provide additional funding to the Cigarroa Park Improvements project for \$36,000.00, and (3) to provide additional funding to the Farias Boxing Gym for \$275,212.00. It is further proposed that the projects be funded through the use of fund balances, and through the cancellation of projects that are no longer viable as listed below:

36th AY 2010 Fund Balance

Pepe Moreno Park Basketball Dome project	\$93,491
Santo Niño Park Improvements project	\$36,000

36th AY 2010 Cancelled Projects

Sidewalks – District VII
\$40,212

37th AY 2011 Cancelled Projects

Anna Street Multi-Purpose Field Improvements project	\$75,000
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37th AY 2011 Funds

Sidewalks –District VII	<u>\$160,000</u>
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TOTAL CDBG FUNDS TO BE REPROGRAMMED
\$404,703

(Approved by Operations & Finance Committees)

Motion to open the public hearing.

Moved: Cm. Garza

Second: Cm. Vera

For: 7

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing.

Moved: Cm. Vela

Second: Cm. Vera

For: 7

Against: 0

Abstain: 0

VII. INTRODUCTORY ORDINANCES

13. Authorizing the City Manager to execute an amendment to the lease agreement between the City of Laredo, as LESSOR and Ronny Salamon D/B/A Avionics Services, as LESSEE; approved on November 7, 2005, by Ordinance No. 2005-O-277 and as amended on November 15, 2010 by Ordinance No. 2010-O-174 for approximately 6,174 square feet of space in Building No. 1338 situated at the Laredo International Airport, 4015 North Jarvis Avenue in Laredo, Texas 78043; said amendments extends the lease term for three (3) additional years to end on September 30, 2016, adjust the monthly rental by 20% on the anniversary date of October 1, 2015, and include a release of any and all claims by Lessee against the City for roofing repair expenses incurred by LESSEE to date on the West End Portion of Hangar 1309; all other terms and conditions of the lease remain unchanged and in effect; providing for an effective date. (Approved by Operations & Finance Committees)

Ordinance Introduction: City Council

14. Authorizing the City Manager to enter into an Interlocal Agreement with Texas A & M International University on behalf of its Small Business Development Program for use of office space located at the City of Laredo-Public Library; and providing for an effective date. (Approved by Operations & Finance Committees)

Ordinance Introduction: City Council

VIII. FINAL READING OF ORDINANCES

Motion to waive the final reading of Ordinances 2013-O-024, 2013-O-025, 2013-O-026, 2013-O-027, 2013-O-028, 2013-O-029, 2013-O-030, 2013-O-031, 2013-O-032, and 2013-O-033.

Moved: Cm. Garza

Second: Cm. Liendo

For: 7

Against: 0

Abstain: 0

15. 2013-O-024 Amending the City of Laredo Code of Ordinances, Part II, Chapter 18A—regulation and licensing of sexually oriented business, Article III.—Offenses, Section 18A-45(b) by increasing the minimum distance requirement from a church; a public or private elementary or secondary school; a boundary of any residential district; a public park; a boundary of any district zoned AG, R-S, R-1, R-1A, R-1-MH, RSM, R-2, R-3, R-O, B-1, B-1R, CBD, B-3, B-4, MXD; and providing for severability, publication and effective date.

Motion to adopt Ordinance 2013-O-024.

Moved: Cm. Garza

Second: Cm. Liendo

For: 7

Against: 0

Abstain: 0

- 2013-O-025 Repealing Article I, section 24-1.4 of Chapter 24, "Building Standards Board" and Article IV of Chapter 16, "Substandard Building," adopting new ordinances entitled "Building Standards Commission" and "Substandard and Dangerous Buildings;" establishing minimum standards for all buildings and structures; providing for the declaration of substandard and dangerous buildings as a public nuisance; providing for notice to property owners, occupants, mortgagees, and lienholders of substandard and dangerous buildings; providing for a public hearing on substandard and dangerous buildings; providing for the abatement of nuisances; providing for the recovery of costs; providing a penalty clause; providing for judicial review; repealing all conflicting ordinances; providing a severability clause; providing for publication of the caption thereof; and providing for an effective date. (Upon approval, these proposed changes will be consistent with State Law)

Motion to adopt Ordinance 2013-O-025.

Moved: Cm. Garza

Second: Cm. Liendo

For: 7

Against: 0

Abstain: 0

- 2013-O-026 Authorizing the issuance of the City of Laredo, Texas Waterworks and Sewer System Revenue Refunding Bonds, New Series 2013, in the estimated amount of \$17,200,000.00 for the purpose of refunding Waterworks and Sewer System Revenue Bonds, approving an official statement, authorizing the execution of a purchase contract and the execution of an escrow agreement, and making provisions for the security thereof, delegating authority to the City Manager to select outstanding bonds to be refunded and approve all final terms of the bonds, and authorizing amendment to the City's budget to appropriate such proceeds for purposes authorized herein; and ordaining other matters relating to the subject.

Motion to adopt Ordinance 2013-O-026.

Moved: Cm. Garza

Second: Cm. Liendo

For: 7

Against: 0

Abstain: 0

- 2013-O-027 Amending the City of Laredo's FY 2013 budget by appropriating a drawdown in the amount of \$3,070,000.00 from the Sports and Community Venue Fund for building improvements, future land

purchases and equipment. Funding is available in the Sports and Community Fund Balance.

Motion to adopt Ordinance 2013-O-027.

Moved: Cm. Garza
Second: Cm. Liendo

For: 7 Against: 0 Abstain: 0

2013-O-028 Amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Conditional Use Permit for a tutoring center on Lots 1 and 2, Block 1950, Eastern Division, located at 2217 N. India Avenue; providing for publication and effective date.

Motion to adopt Ordinance 2013-O-028.

Moved: Cm. Garza
Second: Cm. Liendo

For: 7 Against: 0 Abstain: 0

2013-O-029 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning the south 197.63 feet of Lot 3, Block 1, San Isidro Multi-Family Plat, as further described by metes and bounds in attached Exhibit "A", located at 10710 International Boulevard, from R-2 (Multi-Family Residential District) to B-1 (Limited Commercial District); providing for publication and effective date.

Motion to adopt Ordinance 2013-O-029.

Moved: Cm. Garza
Second: Cm. Liendo

For: 7 Against: 0 Abstain: 0

2013-O-030 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 4.99 acres as further described by metes and bounds in attached Exhibit "A", located at 8419 San Dario Avenue, from B-3 (Community Business District) to B-4 (Highway Commercial District); providing for publication and effective date.

Motion to adopt Ordinance 2013-O-030.

Moved: Cm. Garza
Second: Cm. Liendo

For: 7 Against: 0 Abstain: 0

2013-O-031 Authorizing the City Manager to exercise the second option to extend the lease for a five (5) year renewal option for the lease agreement by and between the City of Laredo (the "Landlord") and Greyhound Lines, Inc. / Valley Transit Company Joint Venture, a Texas Joint Venture (the "Tenant") for a certain premise of 5,000 square feet of

commercial area together with a bus parking area containing approximately 18,000 square feet, located at 1301 Farragut Street, Laredo, Texas, Block Number 49, located in the Western Division, City of Laredo, Webb County, Texas. The term of the lease shall commence July 1, 2012, and end June 30, 2017, with two (2) additional five (5) year renewal option periods remaining. This new lease agreement raises the monthly rate by four percent (4%), from \$9,572.16 per month to \$9,955.04.

Motion to adopt Ordinance 2013-O-031.

Moved: Cm. Garza

Second: Cm. Liendo

For: 7

Against: 0

Abstain: 0

2013-O-032 Authorizing the City Manager to exercise the first option to extend the lease for a five (5) year renewal option for the lease agreement by and between the City of Laredo, (a home rule municipality in the County of Webb, State of Texas; hereinafter, called "CITY" or LESSOR") and QSR Burgers One, L. P., a Texas Limited Partnership; (hereinafter, called "LESSEE"). The term of the lease shall commence on February 23, 2011 and end February 22, 2016, with two (2) additional five (5) year renewal option periods and three (3) successive options to extend the term here of five (5) years each, which shall begin respectively at the expiration of the then-current term, upon the same terms, covenants and conditions. The monthly amount of \$3,500.00 of the minimum annual guarantee of forty two thousand dollars (\$42,000.00) hereinafter referred to as the Base Rent.

Motion to adopt Ordinance 2013-O-032.

Moved: Cm. Garza

Second: Cm. Liendo

For: 7

Against: 0

Abstain: 0

2013-O-033 Authorizing the City Manager to exercise the first renewal option to extend the lease for a five (5) year term as part of the lease agreement by and between the City of Laredo, (the "Landlord") and Sprint Nextel, (the Tenant"), formally known as Nextel WIP Lease Corp, a Delaware Corp., D/B/A Nextel Partners, for space on the rooftop of the Laredo Transit Center located at 1301 Farragut Street, Laredo, Webb County, Texas. The term of the lease shall commence on December 16, 2012 and end December 15, 2017, with two (2) additional five (5) year renewal option periods remaining. The initial annual base rent for this renewal period, effective December 12, 2012 will be \$11,288.91, with a three percent (3%) increase each of the following years on the anniversary of the agreement.

Motion to adopt Ordinance 2013-O-033.

overtime, travel and operating expenses from January 1, 2013 through December 31, 2013. Funding for the STX Multi-Agency Drug Related Public Corruption Task Force will be used for payment of fringe benefits, overtime, and operating expenses from January 1, 2013 through December 31, 2013.

19. 2013-R-018 Authorizing the City Manager to accept and execute a contract from the Department of State Health Services (DSHS) in the amount of \$294,638.00 for equipment, supplies and contractual services with an in-kind match of \$29,477.00 for a total amount of \$324,115.00 for the continuation of Public Health Emergency Preparedness and Response Program for the term period February 01, 2013 through August 31, 2013.
20. 2013-R-019 Authorizing the City Manager to submit a grant to the State Energy Conservation Office (SECO) in the amount of \$250,000.00 with \$100,000.00 in matching funds, for a total of \$350,000.00. Funds will be used to fund a photovoltaic (PV) solar cell panel array system on the roof of the James and Maria Luisa Haynes Health and Wellness Center.
21. 2013-R-020 Authorizing the City Manager to accept a grant in the amount of \$9,000.00 from the Texas Department of Transportation for the enforcement of Vehicle Occupant Protection during the “Click it or Ticket” Campaign. This grant is for overtime salaries and fringe benefits and is funded 100% by the Texas Department of Transportation.
22. 2013-R-021 Authorizing the City Manager to submit a grant application in the estimate amount of \$500,000.00 to the Texas Automobile Theft Prevention Authority to fund the Laredo Auto Theft Task Force for the period of September 1, 2013 through August 31, 2014. This grant pays salaries, equipment and supplies for Laredo Police Department (LPD) personnel to combat auto theft in the City of Laredo.
23. 2013-R-022 Authorizing the City Manager to accept a grant in the amount of \$80,000.00 from the Texas Department of Public Safety, Texas Ranger Division for the purpose of funding The Local Border Security Program (LBSP) for the period of January 1, 2013 through August 31, 2013. Funding will be used to pay for overtime to increase patrol security along the Texas-Mexican border.
24. 2013-R-023 Designating and creating a Neighborhood Empowerment Zone, Number One, the City of Laredo, and making the necessary findings of public benefit and public purpose to support the creation of the zone in the downtown and heights area in the City of Laredo for the purpose of development. (Approved by Operations Committee with boundary amendment) (Approved by Finance Committee)

Motion to approve with amendments and to make the building, plumbing, electrical fee waivers automatic for investors.

Motion: Cm. Perez

Second: Cm. San Miguel

For: 8

Against: 0

Abstain: 0

Viviana Frank stated that it was very important that the fee waivers be included as part of this policy; anything less than a bold incentive policy will result in anemic participation by investors. A bold policy that provides relief from improvement fees and taxes will encourage increased investment and will benefit the City in the long run. The most common fees that are waived in NEZ policies are: building permit fees, plan review fees, plumbing fees, electrical fees, mechanical, fire, right-of-way, flood plain, water permit fees, sprinkler system fees, fire application fees, demolition fees, zoning application fees and impact fees.

Erasmus Villarreal stated that the top six fee waivers would be the building permit fees, plan review fees, plumbing, electrical and mechanical fees

25. 2013-R-024 Authorizing the City Manager to accept and execute into contract with the Texas Department of State Health Services in the amount of \$201,600.00 for the continuation of the City of Laredo Health Department HIV Prevention Project for the term period beginning January 1, 2013 through December 31, 2013.
26. 2013-R-025 Authorizing the City Manager to accept and execute the contract with the Texas Department of State Health Services (DSHS) in the amount of \$2,472,338.00 for a total amount of \$4,884,927.00 for the continuation of the City of Laredo Health Department Women, Infants and Children (WIC) Program to provide nutrition education and food supplemental services to high risk women and children for the term from October 1, 2012 through September 30, 2013.

XI (b) MOTIONS

27. Consideration to renew contract FY11-043 awarded to Southern Sanitation, Laredo, Texas, in the estimated annual amount of \$61,196.04, for providing trash collection services for large volume containers. These services will be required for various City operations such as the Airport, Bridge System, Civic Center, Parks and Leisure, Public Access, Fleet Management, Traffic, Transit, Municipal Housing, Environmental, Engineering, and Utilities. The contract vendor is also required to provide these containers for special events such the household collection event. Funding is available in the respective departmental budgets.
28. Consideration to authorize the purchase and installation of indoor LED ribbon board displays and control equipment and software for the Laredo Energy Arena (LEA) from Daktronics, Inc., in the amount of \$418,650.00 utilizing BuyBoard

Cooperative Purchasing Contract pricing. Funding for this purchase is available in the Sports Venue Fund.

29. Consideration to renew contract FY11-050 with Texas Land Reclamation, L.L.C., DBA: UTW Tire Collection Services, Laredo, Texas, in the estimated annual amount of \$67,000.00, for the removal and disposal of used tires at the City Landfill and delivered to the vendors location. Approximately 1,000 tons of used tires are disposed per year. Funding is available in the Solid Waste Services budget.
30. Consideration to award contract FY13-026 to the low bidder, Austin Wood Recycling, Cedar Park, Texas, in the estimated annual amount of \$106,200.00 for the grinding of wood waste material (brush, branches, pallets, etc.) at the City Landfill. Approximately 100,000 cubic yards of material will be disposed on an annual basis. Funding is available in the Solid Waste Services Department Fund.
31. Consideration to award contract FY13-024 to the low bidder, Industrial Property Brokers, Laredo, Texas, in the estimated annual amount of \$437,000.00 for the purchase and delivery of approximately 100,000 cubic yards of earthen soils to the City's Solid Waste Facility. The Solid Waste Department will use these soils to cover the landfill cells on a weekly basis in accordance to TCEQ requirements. Funding is available in the Solid Waste Services Department Fund.
32. Consideration to exercise the renewal option for contract FY12-047 awarded to low bidder Novem Water System, McAllen, Texas, in the estimated annual amount of \$64,189.20 for providing pool chemicals for the Parks and Leisure Services Department. This contract provides for renewal options upon mutual consent of the City and the contract vendor for an additional twelve (12) month period with the same specifications and pricing. Funding is available in the Parks and Leisure Services Department budget.
33. Consideration for approval of the City of Laredo Minor League Ballpark as complete and approval of change order no. 2, an increase of \$272,743.32 for additional construction items, overtime expense and contingency allowance balance, release of retainage and approval of final payment in the amount of \$372,743.32 to Leyendecker Construction, Inc., Laredo, Texas. However, \$50,000.00 will be retained and will be released upon completion of punch list and ADA items. Final construction contract amount is \$16,828,733.32. Funding is available in the 2011 Sales Tax Revenue Bond and the Sports Venue Fund.
34. Consideration to authorize a contract (no. 346-10) with Park Place Recreation Designs, Inc., from San Antonio, Texas, through the Buyboard Cooperative Purchasing Agreement Program's contract pricing, in the total amount of \$225,299.00 for the purchase and installation of a basketball dome at Freddy Benavides Sports Complex. Funding is available in the Community Development Block Grant Funds.
35. Consideration to authorize the purchase of duty ammunition for the Police Department in the estimated amount of \$149,680.00 from Precision Delta Corporation, Ruleville, Mississippi through the BuyBoard Cooperative Purchasing

Program's contract no. 363-10. Funding is available in the Police Department's budget.

36. Consideration to award a contract to Convergent Technologies, L.L.C., Austin, Texas, utilizing the State of Texas DIR contract award, in the total amount of \$143,869.10 for the installation of security video equipment for the Police Department. Funding is available in Financial Task Force budget.
37. Authorizing the City Manager to sign an agreement for \$17,000.00/year to be paid by Laredo Community College for the Texas Pollutant Discharge Elimination System (TPDES) storm water permit (WQ0004592000). City of Laredo is responsible for the management of the program and this agreement provides the responsibilities and obligations between the City of Laredo and Laredo Community College (LCC).
38. Consideration for approval of the Canal Street Drainage Improvements Phase III as complete, approval of change order no. 3, a decrease of \$22,635.85 for the balance of quantities actually constructed in place, release of retainage and approval of final payment in the amount of \$81,543.59 to Reim Construction, Inc., Mission, Texas. Final construction contract amount is \$727,454.05. Funding is available in the HMGP (Hazard Mitigation Grant Program) from the Texas Governor's Division of Emergency Management (DEM), the Utilities 2011 Revenue Bond and the 2008 C.O. Bond.
39. Consideration to renew the existing six (6) month supply contract FY 12-027 for the purchase of oil lubricants for the Fleet Department to the following vendors:
 - a) Arguindegui Oil Co., Laredo, Texas, in the amount of \$76,604.40; and
 - b) Golden West Oil Texas Enterprises Inc., Laredo, Texas, in the amount of \$21,077.55; and
 - c) Hollon Oil Company, Weslaco, Texas, in the amount of \$1,776.00.

All lubricants will be secured on an as needed basis. Funding is available in the Fleet Maintenance budget.

40. Consideration for approval of award of construction contract to the lowest bidder ABBA Construction, L.L.C., Laredo, Texas, in the base bid amount of \$44,450.00 for the CDBG Eistetter Park Basketball Canopy (1) – District V with a construction contract time of seventy-five (75) 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 July 2013. Funding is available in the CDBG 36th Action Year/2010 Grant.
41. Consideration for approval of award of construction contract to the lowest bidder ABBA Construction, L.L.C., Laredo, Texas, in the base bid amount of \$69,350.00 for the CDBG Inner City Park Canopies (4) – District IV with a construction contract time of seventy-five (75) 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 July 2013. Funding is available in the CDBG 37th Action Year/2011 Grant.

42. Consideration for approval of award of construction contract to the lowest bidder ALC Construction, Inc., Laredo, Texas, in the base bid amount of \$19,750.00 for the CDBG Cecilia Moreno Park Canopies (2) – District VIII with a construction contract time of seventy-five (75) 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 July 2013. Funding is available in the CDBG 36th Action Year/2010 Grant.
43. Consideration for approval of award of construction contract to the lowest bidder ABBA Construction, L.L.C., Laredo, Texas, in the base bid amount of \$34,350.00 for the CDBG Sanchez-Ochoa Park Canopy (1) – District IV with a construction contract time of seventy-five (75) 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 July 2013. Funding is available in the CDBG 36th Action Year/2010 Grant.
44. Consideration for approval of award of construction contract to the lowest bidder ALC Construction, Inc., Laredo, Texas, in the base bid amount of \$112,139.50 for the CDBG East Hachar Elementary School Soft Walking Track – District II with a construction contract time of fifty (50) calendar 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 June 2013. Funding is available in the CDBG 37th Action Year/2011 Grant.
45. Authorizing the City Manager to purchase the surface only of a tract of land containing 7.27 acres more or less, legally described as Lot 3, Block 2 Jacaman Ranch Unit 2 more commonly known as 6319 Sinatra Parkway, and further described in attached Exhibit “A”. The property is being purchased from BCD & W., L.L.C. for the amount of \$2,058,797.00 in support of municipal parking improvements for the Laredo Energy Arena and support facilities. Funding for this purchase is available under the Sports and Community Venue Fund.
46. Consideration for approval of the Animal Care Facility Phase I as complete, release of retainage and approval of final payment in the amount of \$36,494.38 to Leyendecker Construction, Inc., Laredo, Texas. Final construction contract amount is \$729,887.54. Funding is available in the Capital Improvements Fund.
47. Authorizing the City Manager to execute an agreement with Dr. David Cruz, MD, PA and Dr. Oscar Perez, MD. The selection committee recommended these physicians to provide additional services with extended hours for more inclusive medical services to all City employees at the Employee Health and Wellness Division clinic. The term is for two (2) years with a two (2) year option to renew, exercisable by the City Manager, the cost shall not exceed \$25,000.00 each. Funding is available in the Risk Management Fund/Employee Health and Wellness Division Budget.

48. Consideration for approval of the ADA Sidewalks and Ramps Project No. 48 (12 Blocks – District III) (Re-bid) as complete, and includes liquidated damages in the amount of \$1,400.00 (seven (7) working days @ \$200.00/day) for late completion, the release of retainage and a net final payment in the amount of \$5,465.50 to DEH Construction, L.L.C., Laredo, Texas. Final construction contract amount is \$68,655.00. Funding is available in the 2010 C.O. Issue.

Motion to reconsider.

Motion: Cm. Liendo

Second: Cm. Vela

For: 7

Against: 0

Abstain: 0

Motion to table.

Motion: Cm. Liendo

Second: Cm. Vera

For: 7

Against: 0

Abstain: 0

49. Consideration for approval of amendment no. 5, an increase of \$31,678.00 to the professional services contract with Arcadis, Laredo, Texas, for the West Laredo Corridor – Calton Road Railroad Grade Separation to provide additional professional services for addition of a railroad cross arm design at Santa Maria/Calton, construction easement surveys, and contract time extension to project completion to February 28, 2017, as approved by TXDot. TXDot has approved the amendment which measures are being taken in order to satisfy TXDot requirements to have the right-of-way cleared of obstructing utilities, prior to beginning construction. Current engineering contract amount including this amendment no. 5 is \$1,858,257.14. Funding is available in the Capital Grants Funds.
50. Consideration for approval of amendment no. 2, an increase of \$21,350.00 to the professional services contract with Hickey Pena Architects, Laredo, Texas, for additional construction administration services and for the selection and coordination of furniture at U.S. Customs & Border Protection and Mexican Customs for the Federal Inspection Station (FIS) at the Laredo International Airport. Current engineering contract amount with the amendment is \$244,915.00. Funding is available in the Airport Construction Fund.
51. Consideration for approval of the Federal Inspection Service Facility (FIS) at the Laredo International Airport as complete, and approval of change order no. 3, a decrease of \$12,406.94 for the balance of the construction contract allowances and includes liquidated damages in the amount of \$3,400.00 (four (4) calendar days @ \$850.00/day) for late completion, the release of retainage and a net final payment in the amount of \$123,649.65 to Zertuche Construction, L.L.C., Laredo, Texas. Final construction contract amount is \$2,537,593.06. Funding is available in the Airport Construction Fund.
52. Consideration to award supply contract number FY13-028 to the low bidder, HD Supply Waterworks, Atlanta, GA, in the estimated amount of \$250,000.00 for the

purchase of PVC pipe used by the Utilities Department. This will be a sixty (60) day supply contract with an option to extend for additional sixty (60) day periods. If the contract pricing does not exceed the current pricing structure, the contract will be automatically renewed for an additional sixty (60) days not to exceed a one (1) year period. These materials are purchased on an as needed basis for construction and repair projects. Funding is available in the Utilities Department budget.

53. Consideration to award a contract to Inx, Inc., Lewisville, Texas, in the amount of \$198,948.13 for the purchase and installation of an IP Phone System and Contact Center through the State of Texas, Department of Information Resources (DIR) Cooperative Purchase Contracts. The City is a member of the State of Texas – Texas Procurement and Support Services (TPASS) Cooperative Purchasing Program which allows the City of Laredo to take advantage of approved State contracts. Funding is available in the Utilities Department budget.
54. Consideration to exercise renewal option for annual contract to Rafter P. Transport Inc., New Braunfels, Texas, in the estimated amount of \$85,000.00 to haul and load dry sludge from the Jefferson Water Treatment Plant to the City of Laredo Landfill. This contract is based on a bid of \$6.00 per cubic yard of material. The frequency and number of loads vary depending on the City's need. The bid price is based on a per load rate. Funding is available in the Utilities Department – Wastewater Division budget.
55. Consideration for acceptance and release of remaining retainage in the amount of \$13,506.70 and final payment in the amount of \$24,337.00 for a total amount of \$37,843.70 to Merryman Excavation, Inc. of Woodstock, Illinois, for Loop 20 Embarcadero Subdivision Sanitary Sewer Crossing (Bore) Project and approval of change order no. 1, resulting in a credit in the amount of \$4,862.00. The final contract amount increased from \$299,333.00 to \$294,471.00. Funding is available in the 2009 C Sewer Utility Bond.
56. Consideration to rescind change order no. 2, approved on February 4, 2013 and reinstate change order no. 2 with a credit resulting to the City of Laredo of \$44,750.00 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 \$85,380,354.00. Funding is available in 2007, 2008, 2009 C & D and 2010 Utility Bonds.
57. Consideration for acceptance and release of retainage in the amount of \$50,337.61, to DEH Construction Co., L.L.C., for the procurement, construction, installation, and fuel of Lift Station Improvements Phase II – Alternative Power Generators. Ten (10) Lift Station generators have been completed. Funding is available in the 2009 Sewer Bond.
58. Consideration for approval to advance Stage 1 of the Water Conservation and Drought Contingency Ordinance to Stage 3 and declare it effective immediately

and remain in effect for the remainder of the fiscal year, to end on September 30, 2013. A Stage 1 is listed as voluntary water conservation, and Stage 3 is listed as mandatory water conservation. Stage 3 requires customers to irrigate their lawn using a hose-end sprinkler or automatic sprinkler system only three (3) days per week. Addresses ending in an even number can only water on Mondays, Wednesdays, and Fridays, and addresses ending in an odd number can only water Tuesdays, Thursdays, and Saturdays. Watering on Sundays is strictly prohibited. The watering times are only before 8 a.m. or after 8 p.m. on the assigned days. This schedule also applies to the washing of vehicles and refilling of swimming pools. Hand-watering or using a drip irrigation system is allowed any day at any time.

Motion to reconsider.

Motion: Cm. Rangel

Second: Cm. Vera

For: 7

Against: 0

Abstain: 0

Cm. Rangel stated for the record that the City is not selling water to the County, except for the water at Las Colonias. Currently, the City is not selling water to the oilfields. It is illegal for the County to resell water purchased from the City to the oilfields.

Tomas Rodriguez stated that the only water being sold to the County is from the water dispenser at Road and Bridge, which is being trucked to Las Colonias. The oil fields are paying \$12 per 1,000 gallons from the fire hydrants to be used in whatever way they choose.

Motion to approve.

Motion: Cm. Rangel

Second: Cm. Vela

For: 7

Against: 0

Abstain: 0

59. Consideration for approval of change order no. 3 with a zero (0) amount 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 twenty (20) working days. The total contract amount will remain the same at \$85,380,354.00. Funding is available in 2007, 2008, 2009 C & D and 2010 Utility Bonds.

60. Authorizing the City Manager to:

1. Award a five (5) year contract to Pedal Valves, Luling, LA., in the total amount of \$14,666,988.40 of which \$4.55 million are available in the 2012 Bond Fund and the remaining \$10.15 million are contingent on future bond sales and appropriations. Contract will be projected to be expensed per fiscal year by the following yearly totals: 1st year- \$3,212,133.68, 2nd-5th years-\$2,863,713.68 for providing a Water Meters/Automatic Meter Reading (AMR)/Advanced Metering Infrastructure (AMI) System consisting of: 9 Data Collectors, a

Server Upgrade, 12 Handhelds, 1 Mobile Data Collector with laptop and training and implementation. The contractor will provide the meters or retrofits for all sizes ranging from 5/8" to 6", install the meters/retrofits for the 5/8" to 1" meters and install the AMR/AMI infrastructure. Funding is available annually through the 2012, 2013, 2014, and 2015 Water and Sewer bonds.

2. Approve the purchase of inventory meters, to be issued to new accounts, based on the contract price per meter in the total estimated amount of \$799,074.72 per fiscal year. Funding will be available from the Billing Operations Budget meters line item.

61. Authorizing the City Manager to enter into an agreement between Texas Engineering Extension Service/Emergency Services Training Institute (TEEX) and the City of Laredo Fire Department to define the responsibilities for both parties for the educational and instructional activities to be offered to Firefighters, non-Firefighter trainees, and out-of-country first responders at the Laredo International Fire/Law Enforcement Training Center. The period of performance under this agreement is specified as the date of the last signature on the Agreement through April 1st of 2014, unless terminated in accordance with the terms in the agreement.

62. Consideration to exercise the renewal option for annual contract FY12-034 for the purchase of medication, medical supplies and gloves used by the Fire Department-EMS Division to the listed vendors:
 1. Primary vendor:
Bound Tree Medical, Dublin, Ohio

 2. Secondary vendors:
Southeastern Emergency, Wake Forest, North Carolina
PH & S Products, Minerva, Ohio

This contract establishes a fixed contract price for twelve (12) month period and allows the Fire Department to purchase the needed supplies throughout the contract period. Approximately \$200,000.00 is spent on an annual basis for EMS supplies. Funding is available in the Fire Department – EMS Budget.

63. Consideration to authorize the purchase of one (1), Genie articulation boom aerial work platform lift from Grainger in the total amount of \$67,956.54, utilizing State of Texas TXMAS Cooperative Contract pricing. This equipment will be utilized by the Public Works Department. Funding is available in the 2009 Public Property Finance Contractual Obligation (PPFCO) bond budget.

END OF CONSENT AGENDA

XII. GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

64. A. Request by Council Member Esteban Rangel

1. Discussion with possible action to allow Laredo Independent School District (LISD) and/or United Independent School District (UISD) to use Uni-Trade Baseball Stadium, Laredo Energy Arena, and other amenities.

Cm. Rangel stated that he would like to come up with a package for next year that would allow both school districts to use City facilities as much as possible. Examples include Uni-Trade stadium and the LEA basketball facility for big rivalry games or to host graduation.

2. Status report on the on-going negotiations with the surety company for the final completion of the Haynes Recreation Center, with possible action.

Carlos Villarreal, City Manager, stated that negotiations with the surety company are now before a bankruptcy court and out of the City's hands. Any additional City resources expended to pursue this issue further would be lost with no possibility of being recouped.

B. Request by Council Member Alejandro "Alex" Perez

1. Status report on the Kansas City Southern (KCS) train crossings, with possible action. (Co-Sponsored by Council Member Esteban Rangel)

Motion to table.

Motion: Cm. Garza

Second: Cm. Vera

For: 7

Against: 0

Abstain: 0

C. Request by Mayor Pro-Tempore Juan Narvaez

1. Discussion with possible action on working on a memorandum of understanding with Laredo Independent School District (LISD) for playground placement at Gallegos Elementary School using discretionary funds. (Co-Sponsored by Council Member Alejandro "Alex" Perez)

Carlos Villarreal, City Manager, stated the City will meet with LISD as long as this project meets the requirements allowing the City to spend bond money on school property with certain conditions.

Motion to approve.

Motion: Cm. Narvaez

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

2. Discussion with possible action on placing playground equipment adjacent to Fire Station No. 5 on Bartlett using discretionary funds.

Fire Chief Steve Landin reported that in the current CIP, there is a plan for the demolition and reconstruction of Fire Station 5.

Councilmember Narvaez stated that he is concerned about neighborhood children playing, and possibly being injured, in the area behind Fire Station 5 where stones have been laid out as part of the landscaping. He would like to install playground equipment in the area to create a safe entertainment area for local children.

Fire Chief Landin stated that this project is currently unfunded, but is something they are looking at down the road. They could install something portable until such a time as the reconstruction becomes funded and implemented.

Motion for this to go through.

Motion: Cm. Narvaez

Second: Cm. Garza

For: 7

Against: 0

Abstain: 0

D. Request by Council Member Charlie San Miguel

1. Discussion with possible action to adopt a city ordinance that will recognize and promote safety for bicyclist, joggers, and all pedestrians.

Raul Casso, City Attorney, stated that he has not had an opportunity to review the San Antonio ordinance that promotes safety for bicyclists, joggers, and all pedestrians. He is not sure that there are any State laws that speak in respect to this demographic, but various cities have ordinances in place.

Carlos Villarreal, City Manager, asked if staff could have some time to review the various City ordinances and come back to Council via staff reports.

2. Presentation by Chamonix Mejia, United High School student, regarding her recent trip to Washington D.C., representing the City of Laredo, obtaining an award, Robotic Team, and all her other achievements/accomplishments.

Chamonix Mejia reported that she was nominated and selected for these honors based on the work that she does in the community with veterans, the elderly, and with 4-H youth.

Accomplishments

- White House Champion of Change for 4-H and FFA
- U.S. Border Patrol and International Bank of Commerce “Head of the Class”
- Webb County 4-H Council President
- Mesquite Rangers 4-H Club President
- Webb County 4-H Adult Leader’s Association Secretary
- Webb County Trailriders Queen
- Laredo International Fair and Exposition Jr. Board Secretary
- Potential student to either Texas A&M or Texas Tech

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

3. Presentation and welcoming by a representative from Buffalo Wings and Rings franchise to Laredo, Texas.

Motion to table.

Motion: Cm. San Miguel

Second: Cm. Vela

For: 7

Against: 0

Abstain: 0

E. Request by Council Member Jorge A. Vera

1. Presentation by Mr. Lewis Wagner, Vice President/General Manager of the Rattlesnakes Arena Football Organization.

Lewis Wagner, Vice President/General Manager, reported that the organization was very pleased with the success of the team in the 2012 season and they are working hard to prepare for the upcoming 2013 season. He thanked the City Council for their support and invited them to continue supporting the team and attend the games.

XIII. STAFF REPORTS

65. Presentation of the fiscal year 2011-2012 Comprehensive Annual Financial Report (CAFR) prepared by the City of Laredo's Financial Services Department and audited by the Independent Audit Firm of Canales, Garza and Baum, P.L.L.C.

Mr. Canales, representative of the independent audit firm, informed the Council that the audit of fiscal year 2012 was recently completed with an unqualified opinion, which is the cleanest opinion that a CPA can provide. He also mentioned that he would like to certify the Fund Balance and would like to assure the Council that he is available to answer any questions concerning the audit.

66. Individual presentations by candidates for the position of Police Chief with discussion and possible action on the selection of a new Chief of Police for the City of Laredo Police Department.

Motion to table.

Motion: Cm. San Miguel

Second: Cm. Liendo

For: 3

Against: 5

Abstain: 0

Cm. Perez

Cm. Garza

Cm. San Miguel

Cm. Rangel

Cm. Liendo

Mayor Pro Tem Narvaez

Cm. Vela

Cm. Vera

Dan Migura, Human Resources Director, reported that, of the original 24 individuals disclosed to the City Manager and City Council, there was a breakdown of those who met TCLEOS certification requirements and those who did not. Mr. Migura worked with the City Manager to vet those original applicants to determine the top four candidates.

Carlos Villarreal, City Manager, stated that the candidates needed to draw numbers to determine the order of presentation; and sign a form that each candidate will invoke the rule that while one candidate is making his presentation, the others will not be listening.

Raul Casso, City Attorney, commented on the appointment/selection process, according to Chapter 143 of the Local Government Code, which states: "...the City Manager, the chief executive officer of the City, appoints or puts before you his appointee for the post...and then the Council votes it up or down."

Carlos Villarreal, City Manager, stated that, of the qualifications that the Council voted on, as a whole, the point that eliminated some of the individuals was the requirement of seven years' experience in position equivalent to that of a Lieutenant in the Laredo Police Department.

Dan Migura, Human Resources Director, stated that Council gave direction that the candidates must be from the City of Laredo.

Raul Casso, City Attorney, read for the record, "I acknowledge that, as one of the three finalists for the post of Chief of Police for the City of Laredo, I will be given the opportunity to address the City Council, individually, at tonight's meeting, and am aware that I have a right to remain at this meeting at all times"; however, you are hereby giving us your voluntary consent to leave Council meeting chambers while the presentation by the other two candidates is being made. Mr. Casso instructed each candidate to pull a number to determine the order of presentation and then sign the consent form. He asked each candidate if they objected to City Council going into executive session: Officers Garner, Perez; and Martinez each responded that they did not object to the Council members going into executive session.

Deputy Chief Gabriel E. Martinez, Jr. stated that he is a Deputy Chief of the City of Laredo. He has been with the Police Department for twenty-six and one half years rising through the ranks from Patrolman to Captain. He has served as a Deputy Chief for the last four years, under the current administration. He earned his Master's Degree in law enforcement. He was born and raised in Laredo, and currently resides here with his wife and three children. Throughout his career with the department, he has served in every facet of police work from patrol to narcotics investigation, support, administration and supervision; and he is very well versed in border issues affecting the community and the southwest border as a whole.

Laredo Police Department *Moving Forward*
Deputy Chief Gabriel E. Martinez, Jr.

Priorities:

- Safety and Security
- Increase of Authorized Strength
 - FBI ration of number of officers per 1,000 residents
 - 2.4 per 1,000 residents
 - (FBI 2011/UCR)
 - LPDs current ratio: 1.8 per 1,000 residents
 - Federal grants, Stonegarden, General fund
- Smart Policing/Working Smarter (Technology)
 - Continued use of technology to increase efficiency
 - Cameras
 - Call load analysis
 - Use of website/telephonic reporting of minor thefts
 - No suspects
- Community Outreach

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

Mr. Raymond E. Garner shared his experience and accomplishments as a police officer and a leader in the field of law enforcement. He began his law enforcement career in Laredo in 1972. He is a member of the community and is committed to continuing the City's goal to improve by leading the Laredo Police Department to achieve its mission of public safety through collaboration, teamwork and professionalism. He has formed productive working relationships with local, state and federal agencies that have contributed to his success in his career. He began his career with the Texas Department of Public Safety in 1972, serving in highway patrol and narcotics; retired from DPS to become the director of the South Texas Police Academy in 1996; and accepted the position of Chief of Police for the UISD police department in 2009.

Raymond E. Garner

- Master of Science - Education
- Bachelor of Science - Criminal Justice
- Texas Dept of Public Safety, 1972-1996
- South Texas Police Academy, 1996-2009
- UISD Police Department, 2009-present

Values

- Accountability
- Accessibility
- Efficiency
- Professionalism

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

Deputy Chief Guillermo Perez reported that he has been with the Laredo Police Department for 26 years. He has worked his way up from Patrolman to Deputy Chief. He was Officer of the Year in 1992. In his current position as Deputy Chief, he is responsible for the operation of the patrol division, which includes the K-9 unit, traffic, warrants, ordinance enforcement, and pipeline; CSI and ID sections; and approximately 314 officers. He has also functioned as an assessor of Commanders for the cities of Austin and Corpus Christi programs. He has pursued extensive education and training in the field of law enforcement and believes that involving officers and community stakeholders will help build a highly effective Police Department and improve the quality of life in Laredo.

Guillermo Perez

Twenty-Six years of Service Sixteen years in a Leadership Position

- Patrolman (5 yrs.)
- Investigator: Homicide and Internal Affairs (5 yrs.)
- Sergeant: (4 yrs.)
- Lieutenant: (8 yrs.)
- Deputy Chief: (4 yrs.)

Additional Experience

- Instructor: LCC Regional Police Academy
- Assessment Evaluator for the Corpus Christi and Austin Police Department
- Field Training Officer

Education

- Attended LISD Schools
- J.W. Nixon High School, 1982
- Laredo Junior College
- Southwest Texas State University, BSCJ, 1986
- Sam Houston State University, MSCJLM, 2012
- Master Peace Officer Certificate (TCLEOSE)
- 4,430 hours of training
- Hostage Negotiation Training

Laredo Police Department Community Involvement Mindset

- Encourage Trust
- Build Cooperation
- Develop Public Safety
- Officer Safety
- Officers are Role Models

Leadership Transparency Build Alliance

- Highly Visible Proactive Police Department
- Concept of Community Policing

- Stakeholders: City Council, Union, Business Community, School System, Media, Criminal Justice Agencies, Other City Divisions.

Leadership Training

- Sergeants
- Lieutenants
- Captains

Technology

- Infrared video cameras for patrol vehicles
- Warning Device notifying supervisors of personnel vehicle speeds
- Compstat

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

Carlos Villarreal, City Manager, stated he and staff have had extensive interviews with and vetting of the individuals. He acknowledged that the process had been quite lengthy; that there are several qualified candidates; and that he has heard from the officers and the public at large that they would like someone they can talk to and relate to. After considering everything involved, including looking for an individual that can take the Police Department to the next level, Mr. Villarreal would recommend for employment, as Chief of Police of the City of Laredo, Mr. Ray Garner.

Motion to confirm the City Manager's nominee of Raymond Garner as Chief of Police.

Motion: Cm. Garza

Second: Cm. Vela

For: 8

Against: 0

Abstain: 0

XIV. EXECUTIVE SESSION

67. Request for Executive Session pursuant to Texas Government Code, §551.074 to deliberate the appointment, employment, and duties of the Chief of Police; with a return to open session for possible action thereon.

Motion to enter into Executive Session pursuant to Texas Government Code, §551.074 to deliberate the appointment, employment, and duties of the Chief of Police; with a return to open session for possible action thereon.

Moved: Cm. Garza

Second: Cm. Liendo

For: 8

Against: 0

Abstain: 0

After Executive Session, Mayor Raul G. Salinas announced that no formal action was taken.

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

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

Moved: Cm. Garza

Second: Cm. Vela

For: 6

Against: 0

Abstain: 0

Cm. Perez and Cm. Liendo were not present.

68. Consideration to award an annual miscellaneous auto parts contract number (FY13-022) in the estimated amount of \$140,000.00 the listed bidders:

- 1) Paul Young Auto Group, Laredo, Texas;
- 2) Sames Motor Company, Laredo, Texas
- 3) D&D Automotive Paints, Laredo, Texas;
- 4) Gonzalez Auto Parts, Laredo, Texas
- 5) VELCO, Inc., Laredo, Texas,
- 6) NAPA Auto Parts, Laredo, Texas
- 7) Andy's Auto Air, Laredo, Texas
- 8) Rush Truck Center, Laredo, Texas
- 9) Vehicle Maintenance Program Inc., Boca Raton, Florida
- 10) TAZ Automotive Inc., Glasgow, Kentucky

This contract establishes discount percentage pricing for those miscellaneous auto parts not covered in the Automotive Parts contracts FY13-022. These vendors have offered percentage discount pricing from their general catalogues. All items will be purchased on an as needed basis and funding will be secured from El Metro budget. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Cm. Garza

Second: Cm. Vera

For: 6

Against: 0

Abstain: 0

Cm. Perez and Cm. Liendo were not present.

69. Consideration for approval of the El Metro ADA Sidewalks and Ramps Project No. 53 (4 Blocks – District VI) as complete, release of retainage and approval of final payment in the amount of \$5,786.73 to ALC Construction, Inc., Laredo, Texas. Final construction contract amount is \$24,567.30. Funding is available in the Transit New Freedom Grant #F7094. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Cm. Garza

Second: Cm. Vera

For: 6
Cm. Perez and Cm. Liendo were not present.

Against: 0

Abstain: 0

70. Consideration for approval of the El Metro ADA Sidewalks and Ramps Project No. 54 (6 Blocks – District VIII) as complete, release of retainage and approval of final payment in the amount of \$6,294.37 to ALC Construction, Inc., Laredo, Texas. Final construction contract amount is \$29,643.70. Funding is available in the Transit New Freedom Grant XF7094. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Cm. Garza

Second: Cm. Vera

For: 6
Cm. Perez and Cm. Liendo were not present.

Against: 0

Abstain: 0

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. Garza

Second: Cm. Vela

For: 6
Cm. Perez and Cm. Liendo were not present.

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 32 and they are true, complete, and correct proceedings of the City Council Special City Council meeting held on March 18, 2013.

Gustavo Guevara, Jr.
City Secretary