

**CITY OF LAREDO  
CITY COUNCIL MEETING  
M-2013-R-06  
CITY COUNCIL CHAMBERS  
1110 HOUSTON STREET  
LAREDO, TEXAS 78040  
APRIL 15, 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 Perez, 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. Perez and Cm. Vera.

Moved: Mayor Pro Tem Narvaez

Second: Cm. Vela

For: 6

Against: 0

Abstain: 0

Cm. Vera arrived at 6:14 pm.

Cm. Perez arrived at 8:36pm.

#### **IV. MINUTES**

Approval of the minutes of April 1, 2013.

Motion to approve the April 1, 2013 minutes.

Moved: Cm. Garza

Second: Mayor Pro Tem Narvaez

For: 6

Against: 0

Abstain: 0

#### **V. COMMUNICATIONS AND RECOGNITIONS**

##### **Recognitions**

- a. Recognizing Mariachi Los Arrieros de Laredo for bringing 13 years of the best authentic mariachi entertainment.

Mayor Salinas and City Council recognized Mariachi Los Arrieros and presented Joaquin Fernandez and Jacqueline Peña with a certificate of recognition.

- b. Recognizing Ms. Anita S. Doncaster for her 52 years of service in the banking industry.

Mayor Salinas and City Council recognized Anita Doncaster and presented her with a certificate of recognition.

- c. Recognizing Francisco “Pancho” Ochoa on his 25 years in the restaurant business.

Mayor Salinas and City Council recognized Pancho Ochoa and presented him with a certificate of recognition.

- d. Recognizing Boys Scout Troop 201 for their accomplishment on becoming Eagle Scouts.

Mayor Salinas and City Council recognized the following Scout members from various local Troops and presented them with certificates of recognition:

Micheal Anthony Hernandez; Fernando Sotelo; Jorge Alejandro Gutierrez; Joel Daniel Lara; Nicholas E. Garza; Rolando G. Ortiz, II; Travis D. Swisher; Arnoldo Trevino; Aleskar Villarreal; David Jesus Durden; Reynaldo Gutierrez; Christopher Robert Reeve; Antonio Molina, III; Ruben Amador Morales, Jr.; William Dwight Taylor, III; Jorge Alberto Lucio; Montgomery Paredes; Andrew Dickerson; Daniel Fernandez; Andrew Christopher Romero; Ricardo D. Castillon; Alexander Regnier Cerda; Diego Roman Hernandez; Aaron Albert Tijerina; Ruben Amador Morales, Jr.; Jared Daniel Gibson; Jesus Israel Garza; Adolph E. Puig, III; Scott Sands; Jorge Daniel Rosales; David Antony Castellano, Jr.; Frank James Sanchez; Joseph Patrick Benavides.

**Communiqués**

- a. Presentation by Mr. John Metz, Warning Coordination Meteorologist, regarding the City of Laredo’s accomplishment on becoming “Storm Ready”.

Fire Chief Steve Landin reported that the community has been analyzed and scored by the National Weather Service, and has been found to meet the benchmark of “Storm Ready”.

Mr. Metz stated that Laredo has joined the ranks of 138 communities in Texas to become “Storm Ready”, and over 2000 communities across the country. He offered accolades to Chief Landin and his staff for participating in the Storm Ready application process and the outstanding job of meeting all of the requirements.

**Citizen comments**

**VI. APPOINTMENTS TO COMMISSIONS, BOARDS AND COMMITTEES**

- a. Appointment by Mayor Pro-Tempore Juan Narvaez of Ms. Melissa Mojica to the Drug & Alcohol Commisison.

Motion to confirm the nomination of Melissa Mojica to the Drug and Alcohol Commission.

Moved: Cm. Vera

Second: Mayor Pro Tem Narvaez

For: 6

Against: 0

Abstain: 0

Cm. Garza was not present.

- b. Appointment by Council Member Mike Garza of Mark Gonzalez to the Economic Development Advisory Committee.

Motion to confirm the nomination of Mark Gonzalez to the Economic Development Advisory Committee.

Moved: Cm. Vera

Second: Mayor Pro Tem Narvaez

For: 6

Against: 0

Abstain: 0

- c. Appointment by Council Member Mike Garza of to the Third Party Funding Advisory Committee.

Motion to confirm the nomination of to the Third Party Funding Advisory Committee.

Motion to table.

Moved: Cm. Liendo

Second: Cm. Vera

For: 6

Against: 0

Abstain: 0

- d. Appointment by Council Member Cynthia Liendo to the Transportation & Traffic Safety Advisory Committee.

Motion to table.

Moved: Cm. Liendo

Second: Cm. Vera

For: 6

Against: 0

Abstain: 0

- e. Appointment by Council Member Cynthia Liendo to the Third Party Funding Advisory Committee.

Motion to table.

Moved: Cm. Liendo

Second: Cm. Vera

For: 6

Against: 0

Abstain: 0

- f. Appointment by Council Member Alejandro “Alex” Perez to the Planning & Zoning Commission.

Motion to confirm the nomination of Manuel Gonzalez to the Planning and Zoning Commission.

Moved: Cm. Liendo

Second: Cm. Vera

For: 6

Against: 0

Abstain: 0

- g. Appointment by Council Member Alejandro “Alex” Perez to the Third Party Funding Advisory Committee.

Motion to table.

Moved: Cm. Liendo

Second: Cm. Vera

For: 6

Against: 0

Abstain: 0

## VII. PUBLIC HEARINGS

1. Public hearing and introductory ordinance authorizing the City Manager to execute an advanced funding agreement amendment one (1) with the Texas Department of Transportation for the West Laredo Multimodal Corridor-Phase III for the Calton

Grade Separation Project to reflect utility relocation costs and right of way acquisition costs are 100% reimbursable to the City of Laredo. (Approved by Operations Committee)

Motion to open the public hearing.

Moved: Cm. Rangel

Second: Cm. Vera

For: 6

Against: 0

Abstain: 0

Cm. Garza was not present.

There was no public input.

Motion to close the public hearing and introduce.

Moved: Mayor Pro Tem Narvaez

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

Ordinance Introduction: City Council

2. Public hearing and introductory ordinance amending the Laredo Land Development Code as follows:

1. Chapter 24, Article IV, Supplementary Zoning District Regulations Section 24-65.9: R-O Residential Office District, Subsection (2) amending permitted medical or dental outpatient clinics;
2. Chapter 24, Article IV, Supplementary Zoning District Regulations Section 24-65.11: B-1 Limited Commercial Districts, Subsection (1) describing permitted medical and dental clinics;
3. Chapter 24, Article IV, Effects of Districting and General Regulations, Section 24.63.2 permitted land uses, by amending land use charts detailing what districts permit medical/dental offices and clinics;
4. Chapter 24, Appendix A, definitions, by amending the definitions of medical/dental offices and clinics, and adding definitions for emergency treatment center, emergency care clinic and trauma treatment center; providing for publication and effective date. (Approved by Operations Committee)

Motion to open the public hearing.

Moved: Cm. Liendo

Second: Mayor Pro Tem Narvaez

For: 6

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Liendo  
Second: Cm. Rangel  
For: 6

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 rezoning Lot 1, Block 1, Raul E. Laurel Subdivision, located at 4151 E. Saunders Street, from B-3 (Community Business District) to B-4 (Highway Commercial District); providing for publication and effective date.

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

Motion to open the public hearing.

Moved: Cm. Liendo  
Second: Mayor Pro Tem Narvaez  
For: 6

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Mayor Pro Tem Narvaez  
Second: Cm. Rangel  
For: 6

Against: 0

Abstain: 0

Ordinance Introduction: Mayor Pro Tem Narvaez

4. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 1, Block 1, Alexander's Commonwealth Subdivision, Unit II, located 7601 King Arthur's Court, from B-3 (Community Business District) to R-2 (Multi-Family Residential District); providing for publication and effective date.

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

Motion to open the public hearing.

Moved: Cm. Rangel



Moved: Cm. Rangel  
Second: Cm. Liendo  
For: 6

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Vera  
Second: Cm. Rangel  
For: 6

Against: 0

Abstain: 0

Ordinance Introduction: Cm. Vera

7. Public hearing and introductory ordinance authorizing the City Manager to amend the FY 2012-2013, Environmental Services Annual Operating Budget by appropriating \$67,960.00 reimbursement by Killam Development for the Backwoods Drainage Project. The funds will be used for the Backwoods Road-Storm Drainage Improvement. (Approved by Operations & Finance Committees)

Motion to open the public hearing.

Moved: Cm. Vera  
Second: Cm. Liendo  
For: 6

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Rangel  
Second: Cm. Liendo  
For: 6

Against: 0

Abstain: 0

Ordinance Introduction: City Council

## **VIII. INTRODUCTORY ORDINANCES**

8. Authorizing the City Manager to execute a second amendment to Ground Lease (Flores Street) by and between the City of Laredo, a Municipal Corporation (Landlord), and New Cingular Wireless PCS, L.L.C., a Delaware Limited Liability Company, as successor-in-interest to Texas/Illinois Cellular Limited Partnership (Tenant), mailing address of 12555 Cingular Way, Suite 1300, Alpharetta, Georgia, 30004, formally known as a successor-in-interest by its general partner, Southwestern Bell Wireless, Inc., certain premises, therein described, as a portion



of the property located at 1301 Farragut Street, Laredo, Webb County, Texas, to add equipment:

1. Three (3) - DBXNH-1B6565B-R2M antennas (one (1) per sector)
2. Three (3) - Raycap DC2 surge arrestor (one (1) per sector)
3. Three (3) - RRU (one (1) per sector mounted behind antenna)
4. Three (3) 7/8" fiber and three (3) 1/2" power cables (one (1) each per sector); and to modify the rental amount from the current annual rent of \$17,542.27, increasing it by \$146.16 per month for an annual rate of \$19,296.19. This increased amount will be payable at the next regularly scheduled payment after the effective date. (Approved by Operations Committee)

Ordinance Introduction: City Council

**IX. FINAL READING OF ORDINANCES**

Motion to waive the final reading of Ordinances 2013-O-045, 2013-O-046, 2013-O-047, 2013-O-048, 2013-O-049 and 2013-O-050.

Moved: Cm. Liendo

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

9. 2013-O-045 Amending the FY 2012-2013 9-1-1 Regional Administration budget by increasing revenues and expenditures in the amount of \$199,114.00 for administrative, equipment and program budgets for Jim Hogg, Starr, Webb, and Zapata Counties for the period beginning September 1, 2012 and ending August 31, 2013.

Motion to adopt Ordinance 2013-O-045.

Moved: Cm. Liendo

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

- 2013-O-046 Authorizing the City Manager to accept funds in the amount of \$511,533.00 from the South Texas 9-1-1 Regional Administration Division to cost share personnel at the Laredo Police Department Public Safety Answering Point in accordance to Section 771.0751 of the Texas Health and Safety Code and Rule 251.3 Use of Revenue in Certain Counties from the Commission on State Emergency Communications; and amending the FY 2012-2013 General Fund Budget of the City of Laredo by appropriating revenues and expenditures in the amount of \$511,533.00 for Laredo Police Department Communications Division salaries.

Motion to adopt Ordinance 2013-O-046.

Moved: Cm. Liendo

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

- 2013-O-047 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.

Motion to adopt Ordinance 2013-O-047.

Moved: Cm. Liendo

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

- 2013-O-048 Ratifying the conveyance to AEP Texas Central Company, a Texas Corporation, of a 15 foot wide easement containing 5.05 acres more or less, situated in Porcion 13, Abstract 51, Jose Miguel Garcia, Original Grantee being out of two (2) tracts of and as conveyed to the City of Laredo on deeds recorded in Volume 3014, Pages 199-210 and Volume 3162, Page 834-855, Official Public Records of Webb County Texas. Said tract of land being more particularly described by metes and bounds and boundary survey in attached Exhibit A. Said easement tract is needed for the installation of electrical service lines to serve the El Pico Water Treatment Plant.

Motion to adopt Ordinance 2013-O-048.

Moved: Cm. Liendo

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

- 2013-O-049 Authorizing the City Manager to execute a lease renewal with Securitas Security Services USA, Inc., for approximately 120 square feet of office space and an exclusive office entry lane of approximately 1,020 square feet at Bridge II.

1. Lease term is for one (1) year commencing April 1, 2013 and ending on March 31, 2014.
2. Monthly rent will be \$3,090.00 for approximately 120 square feet of office space and an exclusive office entry lane of approximately 1,020 square feet at Bridge II.

3. The lease may be terminated by either party with a thirty (30) day written notice.

Motion to adopt Ordinance 2013-O-049.

Moved: Cm. Liendo

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

- 2013-O-050 Amending Ordinance No. 2013-O-017 approving the public sale of a tract of land containing 79.3555-acres, more or less, legally described as lot numbers one (1), two (2), and three (3), in block number two (2), Laredo International Airport Passenger Terminal Subdivision, as per plat recorded in volume 16, pages 45-47, Webb County plat records and authorizing the City Manager to execute all conveyance documents to Laredo Town Center, L.P., in the amount of \$9,983,300.00 (*appraised value*) plus \$2,186,300.00 rent in arrears to be paid at closing and up to [~~\$5,881,771.00~~] \$4,211,786.00 payable to the city pursuant to the terms of the profit participation agreement; [~~and guaranteed repayment of approximately \$2,100,000 in back rent; and requiring the city manager to bring back before city council for ratification before it becomes effective~~];and providing for effective date.

Motion to adopt Ordinance 2013-O-050.

Moved: Cm. Liendo

Second: Cm. Rangel

For: 5

Against: 0

Abstain: 1  
Cm. Vera

## X. RESOLUTIONS

10. 2013-R-029 Amending resolution No. 2013-R-03 by adding one (1) additional Memorandum of Understanding (MOU) to the list of Cooperative Working Agreements/Mutual Assistance Agreements/Memorandums of Understanding between the City of Laredo Police Department and various federal, state and local agencies, including but not limited to: Drug Enforcement Administration (DEA), Federal Bureau of Investigation (FBI), SCAN, STCADA, *et al.*, a comprehensive list is attached hereto as "Exhibit A". The Police Department's participation is part of the community service provided to our citizens, with no cost to the City of Laredo. (Approved by Operations Committee)

Motion to approve Resolution 2013-R-029.

Moved: Cm. Liendo  
Second: Cm. Rangel  
For: 6                                  Against: 0                                  Abstain: 0

11. 2013-R-031 Providing for an Economic Development Agreement between the City of Laredo, Texas and PROTRANS International, Inc., as authorized by Chapter 380 of the Texas Tax Code in order to promote Economic Development within the City with a minimum investment of fifteen million dollars (\$15,000,000.00) and creating between one-hundred (100) and one-hundred twenty (120) new full-time employment positions in the City of Laredo. PROTRANS will receive a grant to be used towards property taxes for five (5) years and a waiver of building permit fees in the approximate amount of \$15,600.00.

Motion to approve Resolution 2013-R-031.

Moved: Cm. Liendo  
Second: Cm. Rangel  
For: 6                                  Against: 0                                  Abstain: 0

12. 2013-R-033 Supporting the City of Laredo participation in the South Texas Development Council; authorizing payment of \$36,255.84 for City's Membership Assessment for the period covering October 1, 2012 to September 30, 2013; and, confirming the appointment of representatives from the City of Laredo to serve on the Board of Directors of the South Texas Development Council. Funding is available in the General Fund.

Motion to approve Resolution 2013-R-033.

Moved: Cm. Liendo  
Second: Cm. Rangel  
For: 6                                  Against: 0                                  Abstain: 0

**XI. MOTIONS**

13. Consideration to approve amendment no. 5 to RPS Espey Consultants, Inc., in association with Howland Engineering in the amount of \$26,000.00 to provide additional consulting services for Phase-2 of the Canal Street Drainage Improvement for the City of Laredo, Texas. The additional services for construction administration due to the delay of work for rain, waterline break, AEP pole relocation and coordination with the Bonding Agency. The total contract with this amendment will be \$834,205.00. Funding is available in the HMGP Canal Street Grant and 2008 C.O. Bond.  
(Approved by Operations Committee)

Motion to approve.

Moved: Cm. Liendo  
Second: Cm. Rangel  
For: 6

Against: 0

Abstain: 0

14. Authorizing the City Manager to donate one (1) 2002 Ford Crown Victoria to the City of Benavides Police Department. This vehicle will be used for law enforcement purposes. The City of Laredo Police Department donates this vehicle as is and does not assume any liability associated with the use after it has been transferred. This vehicle was purchased with Police Trust Fund using forfeiture monies and a transfer of asset notice has been issued to the Asset Forfeiture and Money Laundering Section of the United States Department of Justice. (Approved by Operations Committee)

Motion to approve.

Moved: Cm. Liendo  
Second: Cm. Rangel  
For: 6

Against: 0

Abstain: 0

15. Approving monthly adjustments to the tax roll. The amounts to be adjusted for the month of March 2013 represent a decrease of \$32,639.90. These adjustments are determined by the Webb County Appraisal District and by court orders.

Motion to approve.

Moved: Cm. Liendo  
Second: Cm. Rangel  
For: 6

Against: 0

Abstain: 0

16. Authorizing the City Manager to approve amendment no. 1 to the contract with Porras Nance Engineering, Laredo, Texas, in the amount of \$5,160.00 for a total new contract amount of \$305,160.00 to perform additional engineering services related to the re-bid of the 24" Water Main – Ejido Avenue. Funding is available in the 2011 Utility Bond. (Approved by Operations Committee)

Motion to approve.

Moved: Cm. Liendo  
Second: Cm. Rangel  
For: 6

Against: 0

Abstain: 0

17. Consideration to reject all bids received for the following:

1. FY13-014 for providing mowing and maintenance of the Zacate Creek area;

2. FY13-015 for providing mowing and maintenance of the Manadas North Creek area;
3. FY13-017 for providing mowing and maintenance of the Manadas Creek area; and authorize that new bids be solicited.

The bid specifications will be modified to a lowest responsible bidder format.

Cm. Vera stated that he would like to increase the contract from a two-year to a three-year contract with an optional two-year renewal, rather than going to bid every two years, as long as the job performance is met.

Carlos Villarreal, City Manager, stated that, due to publication restraints, this item may not make it back on the agenda for the first Council meeting in May and may have to be pushed back to the second Council meeting.

Motion to approve.

Moved: Cm. Liendo  
 Second: Cm. Rangel  
 For: 6

Against: 0

Abstain: 0

18. Consideration to authorize a contract with Kraftsman Commercial Playgrounds and Water Parks through the Buy Board Cooperative Purchasing Agreement Program's contract pricing, in the total amount of \$100,647.40 for the purchase and installation of a soft walking track at Freddy Benavides Sports Complex at Cigarroa High School. Funding is available in the 2008 C.O. Bond. (Approved by Operations Committee)

Motion to approve.

Moved: Cm. Liendo  
 Second: Cm. Rangel  
 For: 6

Against: 0

Abstain: 0

**XII. CONSENT AGENDA**

Motion to approve Consent Agenda.

Moved: Cm. Liendo  
 Second: Cm. Vera  
 For: 6

Against: 0

Abstain: 0

**XII (a) RESOLUTIONS**

- 19. 2013-R-030 Authorizing the City Manager to accept and enter into contract with the Texas Department of State Health Services through the South Texas Development Council (STDC) for continuation of the City of Laredo Health Department’s Housing Opportunities for Persons with Aids Project (HOPWA) in the amount of \$84,131.00 for the term of February 1, 2013 through January 31, 2014.
- 20. 2013-R-032 Authorizing the City Manager to coordinate with Webb County to establish a Joint Webb County – City of Laredo Regional Mobility Authority (RMA) to finance, acquire, design, construct, operate, maintain, expand or extend City-County transportation projects.

**XII (b) MOTIONS**

- 21. Authorizing the City Manager to amend the City of Laredo’s 2012 Consolidated One-Year Action Plan 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).

It is also proposed that a total of \$404,703.00 in 2010, 36<sup>th</sup> Action Year, and 2011, 37<sup>th</sup> Action Year Community Development Block Grant (CDBG) funds be reprogrammed to (1) fund 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:

**36<sup>th</sup> AY 2010 Fund Balances**

Pepe Moreno Park Basketball Dome project	\$93,491.00
Santo Niño Park Improvements project	\$36,000.00

**36 AY 2010 Cancelled Projects**

Sidewalks – District VII	\$40,212.00
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**37<sup>th</sup> AY 2011 Cancelled Projects**

Anna Street Multi-Purpose Field Improvements project	\$75,000.00
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### 37<sup>th</sup> AY 2011 Funds

Sidewalks – District VII \$160,000.00

**TOTAL CDBG FUNDS TO BE REPROGRAMMED \$404,703.00**

**TOTAL HOME FUNDS TO BE REPROGRAMMED \$208,438.00**

22. Consideration for approval of the CDBG Sidewalks City-Wide Project No. 43 (25.5 Blocks-District V) as complete, approval of change order no. 1, a decrease of \$75.01 for the balance of quantities actually constructed in place, release of retainage, and approval of final payment in the amount of \$18,723.67 to ALCE Construction, L.L.C., Laredo, Texas. Final construction contract amount is \$97,911.79. Funding is available in the Community Development 33<sup>rd</sup>, 35<sup>th</sup>, and 36<sup>th</sup> Action Year.
23. Consideration for approval of award of a construction contract to the lowest bidder, ALC Construction, Inc., Laredo, Texas, in the amount of \$401,610.00 for the CDBG Sidewalk and ADA Improvements within the Downtown Area Phase I and II – District VIII with a construction contract time of one hundred thirty (130) 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 November 2013. Funding is available in the CDBG 35<sup>th</sup> Action Year/2009 Grant, CDBG 36<sup>th</sup> Action Year/2010 Grant and Combination Tax and Revenue Certificate 2004 Capital Outlay Account.
24. Authorizing the City Manager to enter into a lease agreement with Garcia Company (GARCO) in the amount of \$69,336.00 per year for the property located on 125 East Miller in Falfurrias, Texas, for the Women, Infants and Children (WIC) and Health Promotion Programs of the City of Laredo Health Department's expansion of services in Brooks County to provide nutrition education and food supplemental services to high risk women and children for term beginning June 1, 2013 through May 31, 2020. Funding is available through the Health Department-WIC budget (supported by the Department of State Health Services) and future leasing is contingent on funding availability.
25. Consideration for approval of change order no. 1, an increase in the amount of \$50,000.00 and an extension of time through May 2013 for the contract with Antares Development Corporation (using the Buy Board Cooperative Purchasing Program, contract no. 331-09), to complete the Animal Control automation enforcement, investigation, citations, and operations data management system and complete the training for full use of handheld devices for field operations and as well complete the Animal Care Facility automated data management system for facility intake, tracking, adoption, and impoundment responsibilities. Funding is available through the Health Department Budget.
26. Consideration to award a contract to Motorola Solutions, Austin, Texas, in the amount of \$66,487.50 through the Houston Galveston Area Council of



Governments (HGAC)-Contract no. RA05-12, for the purchase of radio communication equipment, supplies for the Emergency Operation Center. Funding is available in the Health Department budget.

27. Consideration for acceptance, release of retainage, approval of change order no. 1, a credit in the amount of \$123,817.10 for a total final contract amount of \$1,784,028.30, and final payment in the amount of \$108,019.87 to QRO Mex Construction Inc., Granite Shoals, Texas, for the 24" Water Main – Ejido Avenue (re-bid). Funding is available in the 2011 Bond Line Rehabilitation account.
28. Consideration to award contracts for the purchase of heavy duty trucks requested by City departments utilizing HGAC and Buy Board Cooperative Contract pricing to the following bidders:
  1. Santex Truck Center, San Antonio, Texas, in the amount of \$1,177,153.00 for the purchase of five (5) dump trucks, one (1) wrecker truck, one (1) water truck, and three (3) automated refuse rear loader chassis;
  2. Reliance Truck & Equipment, San Antonio, Texas, in the amount of \$246,990.00 for the purchase of three (3) automated refuse rear loader body;
  3. Tymco, Waco, Texas, in the amount of \$187,455.00 for the purchase of one (1) street sweeper;
  4. Rush Truck Center, New Braunfels, Texas, in the amount of \$686,910.00 for the purchase of four (4) automated refuse side loader chassis and one (1) automated front loader chassis;
  5. McNeilus Truck & Manufacturing, Hutchins, Texas, in the amount of \$438,592.00 for the purchase of four (4) automated refuse side loader body; and
  6. Heil of Texas, Houston, Texas, in the amount of \$99,377.00 for the purchase of one (1) automated refuse front loader body.

The equipment will be assigned to the following: PW – three (3) dump trucks, one (1) water tank truck, one (1) sweeper, Solid Waste – four (4) side loader refuse trucks, four (4) rear loader refuse trucks, and Utilities Dept. – two (2) dump trucks. Funding is available from Contractual Obligation bond proceeds and department operational budgets.

29. Consideration to authorize a sole source purchase order to Smith Pump Company, McAllen, Texas, in the total amount of \$251,140.00 for the purchase and installation of one (1) vertical turbine and one (1) 600HP VHS motor at the Jefferson Water Treatment Plant. Smith Pumps is the representative for Flowserve

Water Resource Pumps and Parts for the State of Texas. Funding is available in the Utilities Department 2009 Utilities Build America Bond.

30. Consideration to award contract FY13-018 to Acetylene Oxygen Company, Laredo, Texas, in the estimated annual amount of \$50,000.00 to provide welding gases/medical oxygen to various City departments. This contract is for a period of one (1) year. If the contract pricing does not exceed the current pricing structure, the contract will be automatically renewed for two (2) additional one (1) year periods. Funding is available in the user departmental budgets.

### **END OF CONSENT AGENDA**

## **XIII. GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS**

### **31. A. Request by Mayor Raul G. Salinas**

1. Update on the enforcement of cell phone usage in school zones during designated times, number of accidents involving driver distractions, and discussion on the number of citations and fines that have been issued, with possible action.

Police Chief Ray Gardner reported that from the inception of the law until August 2012 there have been 575 citations written by the Laredo Police Department. In addition, there have been 31 citations written during the current school year and over \$6,000 in fines collected. There have been no cell phone use related accidents reported in school zones during designated times. Officers do observe drivers using cell phones in school zones during designated hours; however, due to the traffic pattern, it is extremely dangerous to stop drivers and issue citations. Officers typically sound their horns at drivers to notify them that they have been observed disobeying the law. Traffic division officers are instructed to patrol school zones during designated times, each morning.

### **B. Request by Council Member Esteban Rangel**

1. Discussion with possible action on entering into a Memorandum of Understanding (MOU) with Laredo Independent School District (LISD) for Kawas Elementary School on building and maintaining a playscape. (Co-Sponsored by Council Member Alejandro "Alex" Perez)

Council Member Rangel stated that he and Council Member Perez have spoken to Mr. Guzman, Assistant Parks & Leisure Services Director, about using a portion of each Member's discretionary funds to build a playscape at Kawas Elementary School.

Motion to enter into a Memorandum of Understanding (MOU) with Laredo Independent School District (LISD) to build a playscape using a portion of discretionary funds from Cm. Rangel and Cm. Perez.

Motion: Cm. Rangel

Second: Cm. Garza

For: 6

Against: 0

Abstain: 0

C. Request by Council Member Alejandro “Alex” Perez

1. Discussion with possible action on conducting a traffic study around Heights Elementary School in order to determine whether a one-way street designation would enhance safety.

Motion to table.

Motion: Cm. Rangel

Second: Cm. Garza

For: 6

Against: 0

Abstain: 0

Motion to reconsider.

Motion: Cm. Rangel

Second: Cm. Perez

For: 6

Against: 0

Abstain: 0

Motion to approve.

Motion: Cm. Rangel

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

2. Discussion with possible action to allocate \$50,000.00 from District III Discretionary funds for the construction of future sidewalks in the District.

Motion to table.

Motion: Cm. Rangel

Second: Cm. Garza

For: 6

Against: 0

Abstain: 0

Motion to reconsider.

Motion: Cm. Rangel

Second: Cm. Perez

For: 6

Against: 0

Abstain: 0

Motion to approve.

Motion: Cm. Rangel

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

3. Presentation by Mr. Eric Ellman on the Big River Foundation, with possible action.

Motion to table.

Motion: Cm. Rangel

Second: Cm. Garza

For: 6

Against: 0

Abstain: 0

Motion to reconsider.

Motion: Cm. Rangel

Second: Cm. Perez

For: 6

Against: 0

Abstain: 0

Mr. Eric Ellman reported that The Meadows Foundation has offered an endowment of \$80,000 to promote river-based recreation events; provided that the Big River Foundation could provide a match of \$80,000. Mr. Ellman stated that Beckie Palomo and Oscar Hale, from Webb County, are working within the County to raise \$40,000 of the match to promote a program utilizing Webb County probationers. He requested that the City commit to meeting the remaining \$40,000 to promote additional river-based programs and events.

Motion for the City Manager to meet with Mr. Ellman in the next couple of weeks.

Motion: Cm. Perez

Second: Cm. Liendo

For: 7

Against: 0

Abstain: 0

- D. Request by Council Member Roque Vela, Jr.

1. Status report regarding the first and third base baseball nets at the Uni-Trade Stadium, with possible action.

Jesus Olivares, Assistant City Manager, reported that the netting on the dugouts has been put on suspension. He stated that staff met with the owners and officials from the Laredo Lemurs team and were informed that season ticket holders were not renewing due to the plan to put up the nets. In regards to the discretionary funds set aside for this project, the monies set aside will go back into the fund to be available for other projects. Staff will bring a report back to the next Council meeting in regards to what other baseball parks do

and also look into putting a disclaimer on tickets of signs/stickers on the backs of the seats warning of the danger of sitting in open areas of the stadium.

2. Status update on establishing a new restaurant bar at the Airport Terminal at a secure area, with possible action. (Co-Sponsored by Council Member Mike Garza, Mayor Pro-Tempore Juan Narvaez and Council Member Jorge A. Vera)

Joe Flores, Airport Director, reported that they have reached an agreement with Villa Laredo to manage and operate a bar/restaurant on the second floor of the terminal. They already have a layout of the facility and are in the process of obtaining TABC licensing. Plumbing and purchase of the furniture and equipment are in process, and an amendment to the current lease will be brought to City Council to include both the downstairs and upstairs locations. Everything should be in place within the next 45 to 60 days.

Motion to approve.

Motion: Cm. Garza  
Second: Cm. Rangel  
For: 7

Against: 0

Abstain: 0

3. Discussion with possible action on the creation and maintenance of a walking trail/park within the JSJ Estates, Detention Pond area.

Motion to table.

Motion: Cm. Vela  
Second: Cm. Rangel  
For: 7

Against: 0

Abstain: 0

E. Request by Council Member Charlie San Miguel

1. Recognizing the Eagle Scouts from all the local troops and all of their project accomplishments.

Cm. San Miguel stated that to become an Eagle Scout takes years and is a major accomplishment. A major requirement is participation in projects within the community. To get to that level requires a leadership caliber; and the projects that these local Scouts have completed around Laredo have been of great benefit to the community.

F. Request by Council Member Jorge A. Vera

1. Discussion with possible action on creating the “Marcos J. Aranda Golden Ax Firefighter of the Year Award” establishing the award criteria and designating the nominating committee.

Cm. Vera stated that it is very sad to hear about all of the accomplishments of this young firefighter, both in his service as a firefighter and in his service to the community through Pop Warner baseball. He felt that the evidence of this young man's influence was exhibited by the length of the funeral procession, being several miles long. He is a young man that should inspire other firefighters to give back to the community.

Steve Landin, Laredo Fire Chief, stated that he spoke with staff about the proposed award and they will work together to set some criteria and plan an award ceremony in the near future for the first award to be given to Marcos Aranda's family in his honor.

Motion to approve.

Motion: Cm. Liendo

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

2. Discussion with possible action to consider eliminating the previously approved third City Council meeting for recognitions and setting criteria for the regular agenda.

Cm. Vera stated that he would like to go back to the previous schedule for Planning and Zoning meetings, being the first and third Thursday of each month. Cm. Vera also requested that an agreement should be reached in regards to a certain number of recognitions per council meeting to reduce the length of Council meetings and the time that City staff must stay over.

Cm. Rangel recommended that recognitions only occur once a month, at 4:00pm or 4:30pm prior to the Council meeting and with only those Council members who have recognitions being present. This would allow the actual Council meetings to be quicker and smoother.

Cm. Garza stated that, often, the individuals being recognized cannot make it to City Hall any earlier than 5:30pm. His suggestion was to limit the number of recognitions scheduled or to allow only certain Districts to schedule recognitions for each Council meeting.

Motion to move Planning and Zoning meetings to the first and third Thursday of each month and leave recognitions scheduling for discussion later.

Motion: Cm. Vera

Second: Cm. Rangel

For: 7

Against: 0

Against: 0

G. Request by Council Member Cynthia Liendo

1. Status report regarding the Utilities Department projects to include the elevated water tank, the Jefferson Administration Building and the San Francisco water line replacement, with possible action.

Carlos Villarreal, City Manager, reported that he has a meeting pending with the superintendent of LISD, who has requested a sketch of the elevated water tank to determine how much space will need to be dedicated to this project.

Tomas Rodriguez, Utilities Director, reported that staff has a design for the elevated water tank; all that is pending is confirmation of the location of the tank and reconfirming the foundation. He estimates that this process will take approximately 90 days, once the location site has been determined.

Tomas Rodriguez, Utilities Director, added that he has an email from the engineer for the Jefferson Administration Building, Mr. Ricardo Soliz, arranging for a meeting on Friday, April 19, 2013. The Jefferson Administration Building will be one of only three buildings in the state that is a learning center dedicated to water conservation.

Tomas Rodriguez, Utilities Director, stated that he is working with the City Manager to choose an engineer for the San Francisco water line replacement project and should have an answer within the next week.

**XIV. EXECUTIVE SESSION**

32. Request for Executive Session pursuant to Texas Government Code Section 551.074 to deliberate the duties, evaluation, and work performance of the City Manager and return to open session for possible action regarding the City Manager's employment contract and any matters related thereto.

Motion to go into Executive Session pursuant to Texas Government Code Section 551.074 to deliberate the duties, evaluation, and work performance of the City Manager and return to open session for possible action regarding the City Manager's employment contract and any matters related thereto.

Moved: Cm. Liendo

Second: Mayor Pro Tem Narvaez

For: 6

Against: 0

Abstain: 0

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

Motion to recommend an increase of total salary to \$230,000 for the position of City Manager.

Motion: Cm. Garza  
Second: Cm. Rangel  
For: 7  
Cm. Vera not present.

Against: 0

Abstain: 0

**XV. ADJOURNMENT**

Motion to adjourn.

Moved: Cm. Rangel  
Second: Cm. Liendo  
For: 7

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 April 15, 2013.

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Gustavo Guevara, Jr.  
City Secretary