

**CITY OF LAREDO  
CITY COUNCIL MEETING  
M-2013-R-16  
CITY COUNCIL CHAMBERS  
1110 HOUSTON STREET  
LAREDO, TEXAS 78040  
OCTOBER 7, 2013  
5:30 P.M.**

**I. CALL TO ORDER**

With a quorum present, Mayor Pro Tem Narvaez called the meeting to order.

**II. PLEDGE OF ALLEGIANCE**

Mayor Pro Tem Narvaez led in the pledge of allegiance.

**III. ROLL CALL**

Mike Garza,	District I
Esteban Rangel,	District II
Juan Narvaez,	Mayor Pro Tempore, District IV
Roque Vela, Jr.,	District V
Charlie San Miguel,	District VI
Jorge A. Vera,	District VII
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 Mayor Salinas, Cm. Liendo, Cm. Perez and Cm Rangel.

Moved: Cm. San Miguel

Second: Cm. Vela

For: 5

Against: 0

Abstain: 0

Cm. Rangel joined the meeting at 6:03 pm.

**IV. MINUTES**

Approval of the minutes of September 16, 2013.

Motion to approve the September 16, 2013 minutes.

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

Against: 0

Abstain: 0

## **V. COMMUNICATIONS**

### **Citizen comments**

Roberto Santos, UISD Superintendent, spoke on the school bond of 2013 for \$408,712,549 with a bond election on November 5, 2013.

Police Chief Ray Garner introduced his two new Deputy Chiefs Claudio Treviño, Jr. and Mario Gonzalez.

Richard Rossell petitioned the council to move all of the San Antonio military to Laredo.

Ana Maria Hernandez announced the LULAC Council District 14 Essay Writing Contest for scholarship awards.

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

- a. Appointment by Council Member Alejandro "Alex" Perez of Patricia Garcia to the Laredo Commission for Women.

Motion to table this item.

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

Against: 0

Abstain: 0

## **VII. PUBLIC HEARINGS**

1. Public hearing and introductory ordinance amending the City of Laredo FY 2014 Airport Construction Budget to appropriate revenues from a grant received from the Federal Aviation Administration Airport Improvement Program being Grant Project No. 3-48-0136-75-13 in the amount of \$2,703,707.00 to improve Passenger Terminal Building; Update Airport Master Plan; Rehabilitate General Aviation Apron (Areas 8 and 9) Phase I (Design), and construct 8' foot chain link wildlife perimeter fence at the Laredo International Airport. The City's local match in the amount of \$300,412.00 (10%) is available in the Airport Construction Fund Budget. (Approved by Operations & Finance Committees)

Motion to open the public hearing.

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

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Garza

Second: Cm. Vela

For: 6

Against: 0

Abstain: 0

Ordinance Introduction: City Council

2. Public hearing and introductory ordinance closing as a public easement that platted, non-thoroughfare, unimproved section of Jarvis Avenue between Napoleon and Santa Barbara Streets, situated in the Eastern Division, City of Laredo, Webb County, Texas; provided however, that the City, will retain the right to maintain, operate, repair and replace, through its agents, employees, licensees, or franchisees; any poles, wires, pipes, conduits, sewer mains, or any other facilities or equipment necessary for the maintenance and operation of any utility system located in the street section closed as a public easement; and providing for an effective date. (Approved by Operations Committee)

Motion to open the public hearing.

Moved: Cm. Garza

Second: Cm. Vela

For: 6

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Garza

Second: Cm. Vela

For: 6

Against: 0

Abstain: 0

Ordinance Introduction: City Council

3. Public hearing and introductory ordinance authorizing the City Manager to close as a public easement a 3,319.27 sq. ft., parcel of land more or less, out of the 900 block of Park Street. Said parcel of land is unimproved excess right-of-way with a fencing encroachment by the abutting property, being the north portions of Lots 7 and 8, Block 479, Western Division, City of Laredo, County of Webb and further requesting the authorization to sell "the surface only" of said parcel of land further described by boundary survey in attached "Exhibit A", at the established fair market value of \$24,100.00 to Mr. Roberto Vela, and providing for an effective date. (Approved by Operations Committee)

Motion to open the public hearing.

Moved: Cm. Vela

Second: Cm. Garza

For: 6

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Garza

Second: Cm. Vela

For:

Against: 0

Abstain: 0

Ordinance Introduction: City Council

4. Public hearing and introductory ordinance amending City of Laredo Ordinance No. 2011-O-028, §19-224 entitled regulating the use of hand-held communication devices while driving by adding to §19-224 (d) by adding an enhanced fine of \$500.00 for a violation of this section where a vehicular collision is involved, and providing for publication.

Motion to open the public hearing.

Moved: Cm. Garza

Second: Cm. Vela

For: 6

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing, add the word “texting” and introduce as amended.

Moved: Cm. Vela

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

Ordinance Introduction: City Council

5. Public hearing and introductory ordinance amending Chapter 14, Garbage, Trash and Refuse, Article I, In General, Section 14-1 Definitions, by adding definitions for recyclable and non-recyclable materials. Section 14-2, accumulation of the City of Laredo Code of Ordinances by changing Section (J) to reflect the use of blue collection carts for recyclables and removing the reference to blue bags. Amending Section 14-3 Collection Section (a) adding a reference to recyclables in various sections and adding the requirement to recycle cardboard for Downtown Business District customers. Also amending Article II, Rates, Section 14-9 (J) franchise required for collector other than the City, to include recyclable materials and adding a penalty for violation of that section. (Approved by Operations Committee)

Motion to open the public hearing.

Moved: Cm. Rangel

Second: Cm. Garza

For: 6

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Vela

Second: Cm. Garza

For: 6

Against: 0

Abstain: 0

Ordinance Introduction: City Council

6. Public hearing and introductory ordinance amending the City of Laredo's *Land Development Code*, Chapter 24, Section 24-92 Amendments to the Laredo Land Development Code or the Official Zoning Map by:

Amending section 24.92.2 by clarifying and renumbering the section; and

Adding a new subsection 24.92.3(a)(6) disclosure of deed restrictions and covenants; and

Adding a new subsection 24.92.3(a)(7) contents of application by allowing for a single application for contiguous tracts; and

Adding a new subsection 24.92.3(a)(8) additional information may be required by department; and

Amending section 24.92.4 procedures - notices, hearing, recommendation of Planning and Zoning Commission and action of City Council, by renumbering, amending the section title, and providing for a thirty day appeal; and

Adding subsection (b)(5) requiring affirmative vote of three-fourths council to override an unfavorable Planning and Zoning Commission recommendation; and providing for publication and effective date. (Approved by Operations Committee)

Motion to open the public hearing.

Moved: Cm. Vela

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Garza

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

Ordinance Introduction: City Council

7. Public hearing and introductory ordinance amending the City of Laredo's *Land Development Code* pertaining to manufactured housing, specifically Section 24.65.6, R-1-MH Single-Family Manufactured Housing District and Section 24.65.7, R-3 Mixed Residential District, to restrict the placement of manufactured homes in R-1-MH and R-3 districts to manufactured homes not more than ten (10) years old; providing for publication and effective date.

Motion to open the public hearing.

Moved: Cm. San Miguel

Second: Cm. Vela

For: 6

Against: 0

Abstain: 0

Ed Ramirez, Jr. stated that this ordinance is just about aesthetics and has nothing to do with health and safety issues, which have been codified in the ordinances and should be enforced.

Daniel Weirs said most of the problems came during the economic crash adding they were able to get people refurbishment loans through the local banks. At that time, they would guarantee or buy back the home and did not have this problem before. Mr. Weirs stated there are some out-of-town rogue dealers dumping mobile homes in Laredo and said they need to get that under control. Mr. Weirs also stated that all mobile homes need to get inspected before a moving permit is issued and to include the out-of-town homes as well and then inspect again before individuals move in. Mr. Weirs said he would provide a checklist. Mr. Weirs added that the developers are proposing to put in their deeds of trust, since all lots are owner financed and add a clause stating that if they move their unit in without the proper city permits or move into the house before they have the Certificate of Occupancy, the developers will commence for foreclosure under their deeds of trust.

Orlando Navarro stated that one of the things he is hoping to get out of this is responsible development and added that he deals closely with the Building Development Department, "the one stop shop". Mr. Navarro said when they start the developing that, when someone had a mobile home, they had to apply for a permit with the city or they would not do business with them. He concluded that they made sure that they met the standards.

Cm. Garza stated part of the condition would be fines for landowners to ensure their incentives to push the tenants out as soon as possible and charge a \$3,000 mover fine.

Motion to send back to staff to put a committee together including the private sector and then come back to council.

Moved: Cm. San Miguel

Second: Cm. Vera

For: 6

Against: 0

Abstain: 0

8. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by amending Ordinance 2013-O-041 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, by amending permit holder; providing for publication and effective date. District VI

Staff supports the application. *P&Z will meet on October 3, 2013 and will provide a recommendation at the Council meeting.*

Motion to open the public hearing.

Moved: Cm. Rangel

Second: Cm. Garza

For: 6

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. San Miguel

Second: Cm. Garza

For: 6

Against: 0

Abstain: 0

Ordinance Introduction: City Council

9. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Special Use Permit for a Mini-Storage Facility on Lot 1, Block 1, Bruni at Fiesta Subdivision, located at 102 Alta Mar Drive; providing for publication and effective date. District II

Staff does not support the application. *P&Z will meet on October 3, 2013 and will provide a recommendation at the Council meeting.*

Motion to open the public hearing.

Moved: Cm. Garza

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and table.

Moved: Cm. Rangel

Second: Cm. Garza

For: 6

Against: 0

Abstain: 0

## **VIII. FINAL READING OF ORDINANCES**

Motion to waive the final reading of Ordinances 2013-O-121, 2013-O-122, 2013-O-123, 2013-O-124, 2013-O-125, 2013-O-130, 2013-O-131, and 2013-O-132.

Moved: Cm. Garza

Second: Cm. Vela

For: 6

Against: 0

Abstain: 0

10. 2013-O-121 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning all of Block 1302, Eastern Division, located at 2200 Zacatecas Street, from R-2 (Multi-Family Residential District) to B-3 (Community Business District); providing for publication and effective date.

Motion to adopt Ordinance 2013-O-121.

Moved: Cm. Garza

Second: Cm. Vela

For: 6

Against: 0

Abstain: 0

- 2013-O-122 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 1, Block 1, Igal Subdivision, located at 23161 F.M. 1472, from AG (Agricultural District) to B-4 (Highway Commercial District); providing for publication and effective date.

Motion to adopt Ordinance 2013-O-122.

Moved: Cm. Garza

Second: Cm. Vela

For: 6

Against: 0

Abstain: 0

- 2013-O-123 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lots 1, 3, 4, 5, 6, 7, 8 and 0.1365 acres out of Lot 2, Block 206, Western Division, located at 1202 Santa Cleotilde Avenue, from R-3 (Mixed Residential District) to B-1 (Limited Commercial District); providing for publication and effective date.

Motion to adopt Ordinance 2013-O-123.

Moved: Cm. Garza

Second: Cm. Vela

For: 6

Against: 0

Abstain: 0

- 2013-O-124 Amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Conditional Use Permit for administrative offices and bus inspection on Lots 1, 3, 4, 5, 6, 7, 8 and 0.1365 acres out of Lot 2, Block 206, Western Division, located at 1202 Santa Cleotilde Avenue; providing for publication and effective date.

Motion to adopt Ordinance 2013-O-124.



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

2013-O-125 Amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Conditional Use Permit for an amusement redemption machine establishment on Lot 2C, Block 1, Zaftex Subdivision, Phase II, located at 3917 Jaime Zapata Memorial Highway, Suites 1 & 4; providing for publication and effective date.

Motion to adopt Ordinance 2013-O-125.

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

Motion to waive the final reading of Ordinances 2013-O-127, 2013-O-128, and 2013-O-129.

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

2013-O-127 Authorizing the issuance of City of Laredo, Texas Waterworks and Sewer System Revenue Bonds, New Series 2013, in the approximate aggregate principal amount of \$18,745,000.00, for the purpose of improving and extending the City's combined Waterworks System and Sewer System, approving an official statement, authorizing the execution of a purchase contract, making provisions for the security thereof, delegating to the City Manager the authority to approve all final terms of the bonds; authorizing amendment to the City's budget to appropriate such proceeds for purposes authorized herein; and ordaining other matters relating to the subject.

Motion to adopt Ordinance 2013-O-127.

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

2013-O-128 Authorizing the issuance, sale and delivery of "City of Laredo, Texas Public Property Finance Contractual Obligations, Series 2013" in the approximate aggregate amount of \$11,300,000.00, for the purchase of personal property; securing the payment thereof by authorizing the levy of an annual ad valorem tax; approving and authorizing the execution of all instruments and procedures related thereto including a paying agent/registrar agreement and a purchase contract; approving the form of an official statement; delegating to the City

Manager the authority to approve all final terms of the contractual obligations; authorizing amendment to the City’s budget to appropriate such proceeds for purposes authorized herein; and declaring an effective date.

Motion to adopt Ordinance 2013-O-128.

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

2013-O-129 Authorizing the issuance, sale and delivery of “City of Laredo, Texas Combination Tax and Revenue Certificates of Obligation, Series 2013” in the approximate aggregate amount of \$11,245,000.00, for paying all or a portion of the City’s contractual obligations incurred for the purpose of:

constructing and acquiring storm water drainage and flood control improvements, including related infrastructure and the acquisition of land and interests in land related to said improvements; and

constructing, improving and repairing City streets and sidewalks, together with drainage, landscape, traffic and street signalization and lighting improvements, including the purchase and acquisition of equipment and municipal vehicles related to said improvements; and

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

Motion to adopt Ordinance 2013-O-129.

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

2013-O-130 Authorizing the City Manager to execute a Lease Termination Agreement and General Release by and between the City of Laredo, a municipal corporation (“Landlord”), and Nextel WIP Lease Corp., a Delaware Corporation, d/b/a Nextel Partners (“Tenant”), to terminate Lease Agreement, dated November 21, 2000 (“Lease”) located at 610 Del Mar Blvd., Laredo, Texas, as authorized by

Ordinance 2000-O-277 and accept transfer of certain assets to Landlord, effective November 20, 2013.

Motion to adopt Ordinance 2013-O-130.

Moved: Cm. Garza

Second: Cm. Vela

For: 6

Against: 0

Abstain: 0

- 2013-O-131 Authorizing the City Manager to execute a Lease Termination Agreement and General Release by and between the City of Laredo, a municipal corporation (“Landlord”), and Nextel WIP Lease Corp., a Delaware Corporation, d/b/a Nextel Partners (“Tenant”), to terminate License Agreement, dated November 21, 2005 (“Lease”) located at 2106 Avenida Mexico, Unit B, Laredo, Texas, as authorized by Ordinance 2005-O-300 and accept transfer of certain assets to Landlord, effective November 20, 2013.

Motion to adopt Ordinance 2013-O-131.

Moved: Cm. Garza

Second: Cm. Vela

For: 6

Against: 0

Abstain: 0

- 2013-O-132 Authorizing the City Manager to execute a Lease Termination Agreement and General Release by and between the City of Laredo, a Texas Municipal Corporation (“Landlord”) and Nextel WIP Lease Corp., a Delaware Corporation, d/b/a Nextel Partners (“Tenant”), to terminate Lease Agreement dated January 16, 2003 (“Lease”) located at 1301 Farragut St. Laredo, Texas, as authorized by Ordinance 2003-O-014 and accept transfer of certain assets to Landlord, effective January 5, 2014.

Motion to adopt Ordinance 2013-O-132.

Moved: Cm. Garza

Second: Cm. Vela

For: 6

Against: 0

Abstain: 0

## **IX. RESOLUTIONS**

11. 2013-R-086 Nominating City Council Member Juan Narvaez, as the City of Laredo’s candidate to the Webb County Appraisal District Board of Directors for the 2014-2015 Term as per Section 6.03 of the Texas Property Tax Code and directing the City Secretary to transmit a copy of this Resolution to the Chief Appraiser of the Webb County Appraisal District before October 15, 2013. Prior to December 15, 2013, City Council will cast its 1,016 votes in any manner it wishes

for those individuals listed on the ballot provided by the Chief Appraiser.

City Manager Carlos Villarreal asked Council where the extra votes they have go to and stated that L.I.S.D. was the only entity who had contacted them.

Motion to approve Resolution 2013-R-086 and apply extra votes to L.I.S.D.

Moved: Cm. Vela

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

12. 2013-R-088 Ratifying the City Manager's entering into an Interlocal Agreement with respect to the Forfeiture of Contraband, attached hereto as Exhibit A, between the Laredo Police Department and Harris County District Attorney for the purpose of sharing asset forfeitures. (Approved by Operations Committee)

Motion to approve Resolution 2013-R-088.

Moved: Cm. Vela

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

13. 2013-R-089 Authorizing the City Manager to accept the contract with the Women's Health and Family Planning Association of Texas (WHFPT) for an additional amount of \$49,809.00 for a total of \$83,550.00 for the continuation of the City of Laredo Health Department Title X Family Planning Program for the term period from May 13, 2013 through March 30, 2014. (Approved by Finance Committee)

Marcia Hovel asked that this issue be spelled out about the authorization of Mr. Villarreal to accept the contract for an additional amount of \$49,809.00 for a total of \$83,550 for the continuation of the City of Laredo Health Department Title X. This grant includes the morning-after pill, which is provided to students without parental consent. Ms. Hovel asked that this grant be rejected.

Cm. San Miguel thanked Ms. Hovel and stated that the morning-after is not something they would be distributing at the Health Department. Cm. San Miguel stated he had been in communication with Claudia Harrington, the Program Manager of the Women's Health and Family Planning Association of Texas who explained that Title X Funds may not be used to support any abortion services. The Title X Funds may be used for other such as payroll.



Program” to provide LED street lighting service to the City of Laredo; and supporting any amendments to AEP’s tariff necessary to make the service available.

Motion to approve Resolution 2013-R-091.

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

**X. MOTIONS**

16. Consideration to renew contract No. 12-063 awarded to South Texas Waste System, Laredo, Texas in the estimated annual amount of \$80,000.00 to provide portable restrooms rental services. This contract provides an additional twelve (12) month contract period with the same specifications and pricing. Funding is available in the respective departmental budgets. (Approved by Finance Committee)

Motion to approve.

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

17. Consideration to renew the existing twelve (12) month contract No. FY12-097 to provide temporary employees to the following vendors:

- 1) Staff Force, Laredo, Texas, as the primary vendor; and
- 2) RM Personnel, Laredo, Texas, as the secondary.

Contracts will be awarded to a primary and secondary vendor in order to provide the City of Laredo with a quality labor pool for those departments that might require temporary staff members throughout the fiscal year. Funding is available in the respective departmental budgets. (Approved by Finance Committee)

Motion to table.

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

18. Award of construction contract to the lowest bidder, R.E.C. Industries, Inc., Bryan, Texas in the amount of \$608,969.00 for the Laredo International Airport Chiller Replacement with a construction contract time of one hundred thirty-five (135) 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 March 2014. Funding will be available in the Airport Construction Fund FAA Grant No. 75, contingent upon

approval of Grant No. 75 Budget Appropriation. (Approved by Operations Committee)

Motion to table.

Moved: Cm. Vera

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

19. Consideration for approval of a zero amount change order No.1, to Mountain Cascade of Texas L.L.C., Mansfield, Texas for the 60” Transmission Main Project. This change order will award the contractor sixty (60) additional working days for a change in work directive. Total contract amount remains at \$15,478,113.00. Funding is available in the 2012 Utility Bond. (Approved by Operations Committee)

Motion to approve.

Moved: Cm Rangel

Second: Cm. Garza

For: 6

Against: 0

Abstain: 0

20. Consideration for approval of the North Central Park Swimming Pool Complex as complete, approval of change order No. 3, an increase of \$132,784.00 for the balance of quantities actually constructed in place and to add one hundred thirty-one (131) calendar days to the construction contract time, release of retainage and approval of final payment in the amount of \$201,906.95 to DEH Construction Co. L.L.C., Laredo, Texas. Final construction contract amount is \$1,457,995.08. Funding is available in the Capital Improvements Fund, 2005 C.O. Issue, 2006 C.O. Issue, 2007 C.O. Issue and 2009 C.O. Issue.

City Manager Carlos Villarreal asked council for authorization on the conditions of Complex, adding there are still some things including the connection of the swimming pool heater, water fountain and other things that need to be done. He said things could be done this week, he but needs authorization in order to release final payment.

Motion not to release until complete.

Moved: Cm. Garza

Second: Cm. Rangel

For:

Against: 0

Abstain: 0

Motion to approve.

Moved: Cm. Garza

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

21. Consideration to authorize a purchase contract with Team Marathon Fitness, Sugar Land, Texas in the total amount of \$164,633.53 for the purchase and installation of exercise equipment for the Northwest Recreation Center utilizing BuyBoard Cooperative Contract Pricing. Funding is available in the Parks and Leisure Services Department budget.

Motion to approve.

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

Against: 0

Abstain: 0

22. Consideration to authorize a purchase contract with Nelson Interiors, L.L.C., San Antonio, Texas in the total amount of \$133,970.41 for the purchase and installation of furnishings for the Northwest Recreation Center utilizing State of Texas – TXMAS Cooperative Contract Pricing. Funding is available in the Parks and Leisure Services Department budget.

Motion to approve.

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

Against: 0

Abstain: 0

## **XI. CONSENT AGENDA**

Motion to approve the Consent Agenda.

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

Against: 0

Abstain: 0

## **XI (a) RESOLUTIONS**

23. 2013-R-087 Amending Resolution 2008-R-101 and authorizing City Manager to purchase the 80,000 gallons per day, equivalent to 89.6176 acre feet from Las Tiendas Investments, Ltd., at \$1,500 per acre feet for a total of \$134,426.40. The 80,000 gallons were granted to Las Tiendas Investments, Ltd., on August 25, 2008 for the donation of 30 acres of land for the construction of the Peñitas WWTP. Las Tiendas Investments, Ltd., is requesting that the \$134,426.40 be applied to its' outstanding obligation of \$223,515.50 and to amend the payment schedule to one payment due in September 2013 in the amount of \$43,515.50 and the second payment in March 2014 in the amount of \$45,573.60. The City of Laredo would consider the March 2014 as final payment for the 3,263 Living Unit Equivalents (LUEs) that were purchased by Las Tiendas Investments, Ltd., on August 25, 2008.

## **XI (b) MOTIONS**



24. Authorizing the City Manager to execute the Toll Collection System Maintenance Service Contract between the City of Laredo and TransCore, L.P., for the hardware and software maintenance of the Laredo Bridge System Toll Collection Equipment. This maintenance service contract is for a term not to exceed one (1) year effective October 1, 2013 and will not exceed \$201,600.00. Funding is contingent upon availability in the FY13-14 Bridge Fund Budget.
25. Authorizing the City Manager to acquire the surface only of a tract of land containing 1.2629 acres more or less, legally described as Lot 4-B, Block 1, Amistad Acres Subdivision, Laredo, Webb County, Texas as Recorded in Volume 16, Page 97, Webb County Plat Records, more particularly described by boundary survey in attached Exhibit "A". The property is being purchased in support of the Community Fields Little League Baseball Park. The established appraised market value of the tract was determined at \$140,436.00. The negotiated purchase price will not exceed \$100,000.00 plus applicable closing costs. Funding for the acquisition is available from the Council District V, Capital Improvement Fund.
26. Consideration to authorize a ninety (90) day extension for annual supply contract No. FY11-093 awarded to Executive Office Supply, Laredo, Texas and Patria Office Supply, Laredo, Texas for the purchase of general office supplies. Funding is available in the office supply line item budgets for the respective departments.
27. Consideration for approval of amendment No. 1, an increase of \$147,490.00 to the professional services contract with Lockwood, Andrews & Newnam, Inc., Dallas, Texas for the Laredo International Airport Chiller Replacement, Baggage System Improvements, and Perimeter Fence Replacement for additional design services outside the original scope of work and to include construction administration services. Funding will be available in the Airport Construction Fund FAA Grant No. 75, contingent upon approval of Grant 75 Budget Appropriation.
28. Consideration for approval of award of construction contract to the sole bidder, Vision Construction, Inc., Laredo, Texas in the base bid amount of \$581,798.41 for the Truck Scales Project at World Trade Bridge and Colombia Bridge with a construction contract time of one hundred twenty-five (125) 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 March 2014. Funding is available in the Bridge 2008 Bond.
29. Consideration to ratify approval of change order No. 2 and approval of the CDBG Sidewalks and ADA Improvements within the Downtown Area Phase I and Phase II, as complete, release of retainage and approval of final payment in the amount of \$24,173.40 to ALC Construction, Inc., Laredo, Texas. Funding is available in the CDBG 35<sup>th</sup> Action Year/2009 Grant, CDBG 36<sup>th</sup> Action Year/2010 Grant and Comb Tax and Revenue Certificate 2004 Capital Outlay. AS AMENDED
30. Award of construction contract to the lowest bidder, ABBA Construction, L.L.C., Laredo, Texas in the base bid amount of \$67,854.97 for the CDBG Median

Beautification (10 Medians) – District V with a construction contract time of sixty (60) 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 December 2013. Funding is available in the CDBG 38<sup>th</sup> Action Year/2012 Grant.

31. Consideration for approval of change order No. 1, an increase of \$75,309.65 to the construction contract with Martinez Paving Company, Inc., Laredo, Texas for the Backwoods Drive Extension Project from South of Yukon Drive to Shiloh Drive approximately 1,800 L.F., for additional construction of concrete channel and concrete access ramp, fencing, grading and water utilities related items. Current construction contract amount is \$1,442,021.40. Current construction contract time with this change order is one hundred fifty-five (155) working days with a substantial completion by March 2014. Funding is available in the 2007 Certificate of Obligation-Backwoods Drainage and 2010 Utilities Sewer System Revenue Bond.
32. Consideration for approval of change order No. 1 to the construction contract with Vision Construction, Co., Inc., Laredo, Texas, for the Animal Care Facility Phase II to add fifty-eight (58) calendar days for additional design work for soffit panels, additional curbs, concrete driveways in lieu of asphalt, additional breakers for main electrical distribution panel, add fencing and relocation of existing fence and for rain delays. Current construction contract amount is \$1,406,071.00. Current contract time with this change order is two hundred ninety-eight (298) calendar days with substantial completion scheduled for the end of October 2013.
33. Consideration to renew the existing twelve (12) month supply contract FY12-078 for the purchase of automotive parts for the Fleet Department to the following vendors:
  - 1) Gonzalez Auto Parts, Laredo, Texas, for an amount up to \$200,000.00;
  - 2) Vehicle Maintenance Programs, Boca Raton, Florida, for an amount up to \$20,000.00;
  - 3) ROK Brothers, Inc., Millersville, Maryland, for an amount up to \$10,000.00;
  - 4) O'Reilly Auto Parts, Springfield, Missouri, for an amount up to \$10,000.00;
  - 5) Full Service Auto Parts, San Antonio, Texas, for an amount up to \$10,000.00; and
  - 6) Varsity Ford, Ann Arbor, Michigan, for an amount up to \$10,000.00.

The replacement parts will be purchased on an as needed basis for all City fleet vehicles. The contract items include: oil/fuel filters, front end parts, hoses, clamps,

belts, lamp/bulbs service lubricants and brakes. Funding is available in the Fleet Maintenance budget.

34. Consideration to renew contract No. FY12-095 awarded to Arguindegui Oil, Laredo, Texas, in an estimated amount up to \$5,000,000.00 for the purchase of unleaded and diesel fuel for the City's automotive fleet. Funding is available in the Fleet Maintenance Fund.
35. Consideration to award contract No. FY14-002 for the purchase of Original Equipment Manufacturer (OEM) parts/service for the City's Case and John Deere equipment to the following bidders:
  - 1) RDO Equipment, South Fargo, North Dakota, in an amount up to \$90,000.00; and
  - 2) Nueces Power Equipment, Corpus Christi, Texas, in an amount up to \$50,000.00.

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

36. Consideration to award annual supply contract No. FY13-056 to the low bidder, Brothers Materials LTD., Laredo, Texas in an estimated amount of up to \$697,240.00 for the purchase of the following materials:
  - 1) Flexible base caliche, F.O.B. jobsite - \$14.00/CYD
  - 2) Flexible base caliche, F.O.B. plant - \$7.00/CYD
  - 3) Flexible base type A, F.O.B. jobsite - \$24.45/TON
  - 4) Flexible base type A, F.O.B. plant - \$21.50/TON
  - 5) Flexible base type B, F.O.B. plant - \$12.00/CYD
  - 6) Sand, F.O.B. jobsite - \$13.88/CYD

This contract is for the purchase of materials required for all City paving and construction projects. The term of these contracts shall be for a one (1) year period. All materials are purchased on an as needed basis utilizing the Public Works Department, Utilities Department, and construction project budgets.

37. Consideration to ratify the City Manager's authorization to proceed with an issuance of a purchase order contract to the low bidder, Nat G CNG Solutions, Houston, Texas in the total amount of \$82,455.00 for converting nine (9), City owned pickup trucks to operate with a Compressed Natural Gas (CNG) bi-fuel system. This authorization was needed to proceed with the conversion process in order to meet the deadline requirements of the grant award. Funding for this purchase is available from State of Texas – State Energy Conservation Office (SECO) grant funding to the Environmental Services Department.
38. Consideration to award contract No. FY13-068 to Square E. Engineering, Los Fresnos, Texas in an amount up to \$300,000.00 to provide services in the maintenance of all water and wastewater SCADA monitoring and electrical controls under preventive maintenance and emergency responsive objectives. Pricing is

based on a flat hourly rate for management/professional technician, system integrator, CAD draftsmen, and clerical services. Funding is available in the Water and Wastewater Operational Fund.

39. Consideration to award supply contract No. FY13-071 for the purchase of rubber couplings, PVC pipe and related materials for the Utilities Department to the following low bidders:
  - 1) Ferguson Waterworks, Newport News, Virginia, in the estimated amount up to \$217,543.60 for sections I, II, III, and V, and;
  - 2) Aguaworks Pipe & Supply, Brownsville, Texas, in the estimated amount up to \$35,000.50 for section IV.

These materials are purchased on an as needed basis by the Utilities Department – Water Operations for construction and repair projects. Funding is available in the Utilities Department Fund.

40. Consideration to renew supply contract no. FY12-092 to Ferguson Waterworks, Newport News, Virginia for an amount up to \$267,848.00 for the purchase of butterfly valves and mechanical joint iron fittings for the Utilities Department. These materials shall be purchased on an as needed basis by the Utilities Department – Water/Sewer Operations for construction and repair projects. Funding is available in the Utilities Department Fund.
41. Consideration for approval of change order No. 1 in the amount of \$128,050.00 to Pedal Valves, Inc., for the Water Meter AMI/AMR System. This change order allows for additional work and services to install meters. Funding is contingent on future bond sales and appropriations as indicated in the original contract approved on March 18, 2013.
42. Authorizing the City Manager to execute a contract with Porras Nance Engineering, Laredo, Texas for the engineering and surveying services to develop hydraulic models of the City of Laredo water distribution system and wastewater collection system in the amount of \$813,750.00. The water model will generally include 8” diameter and large mains, while the sewer model will consist of 10” and larger mains. Funds are available in the 2013 Bond Water Master Plan and 2013 Bond Sewer Master Plan.
43. Ratifying the City Manager’s issuance of a purchase order for the rental of bypass pumps from Xylem, Inc., in the amount of \$153,874.43 for the emergency repair of a leak on the 54” inch incoming sewer line. This leak is costing the City \$4,593.00 per day. The incoming flow into the plant has to be bypassed in order to repair the leak by securing the isolation of the lift station located at the South Laredo Wastewater Treatment Plant. Funding is available on the 2006 Sewer Bond.

END OF CONSENT AGENDA

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

44. A. Request by Mayor Raul G. Salinas

1. Discussion with possible action on the deplorable condition of the four block area between Hidalgo and Victoria Streets along IH-35, owned by the Texas Department of Transportation, which provides a negative welcome to millions of travelers on any given year as they encounter this unsightly entrance to the City of Laredo. (Co-Sponsored by Council Member Roque Vela, Jr. and Council Member Cynthia Liendo).

City Manager Carlos Villarreal reported that they had a meeting related to the properties, adding there is a group of individuals wanting to do something; of course, all of it is contingent upon getting the donation from the Texas Department of Transportation.

B. Request by Council Member Mike Garza

1. Discussion with possible action on any restrictions on hours of operation imposed by the City on amusement redemption machine establishments.

Cm. Garza reported that he visited with City Attorney Raul Casso on this item. The City Attorney's research determined that the land development code has restricted hours of operation, adding that it is restricted by Condition of Permit.

Motion to allow no restrictions on any business and leave it up to the owners.

Moved: Cm Garza

Second: Cm. Vera

For: 5

Against: 0

Abstain: 1

Mayor Pro Tem Narvaez

C. Request by Mayor Pro-Tempore Juan Narvaez

1. Discussion with possible action on creating an ordinance prohibiting vehicles from parking in front of mailboxes on private or public places thereby preventing mail carriers proper access to the mailboxes resulting in traffic safety issues.

Mr. Armando Villalon reported that they are facing an escalating problem throughout the city, stating that they are experiencing more and more mailboxes blocked. He added that this consequently cost them a lot of time, money and effort to deliver the mail to everybody.

D. Request by Council Member Jorge A. Vera

1. Status report on the naming of City parks after Laredo Police Officers and Firefighters fallen in the line of duty, with possible action.

Dora Maria Ramirez, representing children and adults in need most commonly called SCAN, stated that about six months ago she asked City Council to rename some of the city parks in honor of the fallen heroes, adding there were eight police officers and two fire fighters who had fallen in the line of duty. Ms. Ramirez introduced Ms. Delia Ayala who would be saying a few words on behalf of the fallen heroes.

Ms. Delia Ayala asked to have a park or street named in honor of her father-in-law, who served in the police department.

Cm. Vera asked for a list of parks that were not donated and stated he could add another name to one of the existing parks.

Cm. Vela asked that the new park on Bartlett and Jacaman be added to the list.

Cm. San Miguel asked that the new golf course be taken into consideration and that it be added to the list as well.

Motion to insert Ayala's name under Father McNaboe's name at the Father McNaboe Park.

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

E. Request by Council Member Cynthia Liendo

1. Status report on the Jefferson Water Treatment Plant Administrative Building, with possible action.

Motion to table all Cm. Liendo's items.

Moved: Cm Vera  
Second: Cm. Garza  
For: 6    Against: 0    Abstain: 0

2. Status report on the West Laredo Elevated Storage Tank, with possible action.

Motion to table.

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

3. Status report on the San Francisco Xavier Neighborhood water line replacements, with possible action.

Motion to table.

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

Against: 0

Abstain: 0

### **XIII. STAFF REPORTS**

45. Discussion with possible action to consider a request for a second extension of Injury Leave with pay in accordance with 143.073 (b) of the Texas Local Government Code for Patrol Officer Jose L. Reyes, Jr.

Motion to approve.

Moved: Cm. Garza  
Second: Cm. San Miguel  
For: 6

Against: 0

Abstain: 0

46. Presentation on a proposed City of Laredo Economic Development Department, with possible action.

Horacio De Leon, Assistant City Manager, reported that the staff surveyed other cities on the services that the Economic Development Departments provide to cities in Texas and also expanded to cities with the Economic Development Corporations that manage a 4-A, 4-B. Mr. De Leon stated that the purpose is to create a department for the City of Laredo in economic development that would be dedicated to city initiatives and economic tools to the business owners interested in relocating or expanding their businesses. He discussed the development and added that the cities that he compared to Laredo are the City of Sugarland and the City of Plano and those with corporations are the City of McAllen and the City of Lubbock. Mr. De Leon added that he spoke with some of the staff and spoke about some of the services they provide for their cities, adding they found common ground, where most of these cities focus on business expansion and retention and the incentives provided to prospects. He stated the objective is to launch an aggressive campaign on promoting Laredo as a world trade city by educating the industry with positive indicators that would lure new businesses and finally being responsible for the City's advocacy for all new funding that may affect the economic development, i.e. Eagle Ford Shale region.

Cm. Garza suggested they come forward with a public hearing since it was by ordinance and that they add language stating that it would not exceed what our counterparts are doing in the county. If they reduce that amount, then the city reduces theirs, until it is found out what other cities are doing.

Cm. Vera stated that he agreed with Cm. Garza and added that he wanted them to have incentives because of what business they were bringing in. Then they could be evaluated on a performance scale.

Motion to fund the Economic Development Department and to include what is currently budgeted.

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

Against: 0

Abstain: 0

**XIV. EXECUTIVE SESSION**

None.

**XV. ADJOURNMENT**

Motion to adjourn.

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

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 workshop held on October 7, 2013.

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Gustavo Guevara, Jr.  
City Secretary