

**CITY OF LAREDO
CITY COUNCIL MEETING
M-2012-R-03
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
FEBRUARY 6, 2012
5:30 P.M.**

I. CALL TO ORDER

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

II. PLEDGE OF ALLEGIANCE

Mayor Salinas led in the pledge of allegiance.

III. ROLL CALL

In attendance:

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

IV. MINUTES

Approval of the minutes of January 17, 2012.

Moved: Cm. Garza

Second: Cm. Rendon

For: 8

Against: 0

Abstain: 0

V. COMMUNICATIONS AND RECOGNITIONS

Communiqués

- a. Presentation by Mr. Javier Santos to award \$30,000.00 to the City of Laredo Health Department from the Fernando Salinas Charitable Trust to provide screening and testing services to high risk persons with no access to care to know, manage and seek early medical and health attention for diabetes, heart and kidney disease and cancer.

Health Director Dr. Gonzalez thanked Javier Santos on behalf of the department. He added that through this award they would be able to help over 5,000 people with early screening services.

Javier Santos stated that he would be adding an additional \$10,000 to complete the year.

Citizen comments

None.

VI. APPOINTMENTS TO COMMISSIONS, BOARDS AND COMMITTEES

- a. Appointment by Council Member Juan Narvaez of Mr. Javier Martinez to the Redistricting Commission.

Motion to confirm the nomination of Javier Martinez to the Redistricting Commission.

Moved: Cm. Garza

Second: Mayor Pro Tem Liendo Espinoza

For: 8

Against: 0

Abstain: 0

VII. PUBLIC HEARINGS

1. Public hearing and introductory ordinance amending the City of Laredo FY 2011-2012 Airport Budget to recognize additional revenues from a grant received from the Federal Aviation Administration Airport Improvement Program being Grant Project No. 3-48-0136-69-11 in the amount of \$3,000,000.00 for noise mitigation under FAR PART 150 Noise Abatement Program at the Laredo International Airport and appropriating said grant revenue and local match to the appropriate expenditure accounts and authorizing the City Manager to implement said budget amendment. The City's local match of five (5%) percent in the amount of \$157,896.00 is available in the Airport Construction Fund. (Approved by the Operations and Finance Committees)

Motion to open the public hearing.

Moved: Cm. Garza

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

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

Against: 0

Abstain: 0

Ordinance Introduction: City Council

2. Public hearing and introductory ordinance authorizing the City Manager to enter into a contract with the Texas Department of State Health Services (TDSHS) and amending the City of Laredo Health Department FY 2011-2012 budget by appropriating revenues and expenditures in the amount of \$200,000.00 to implement the Healthy Texas Babies (HTB) Initiative for the City of Laredo Health Department (CLHD) to improve women's health, newborn and well child health, and prevent prematurity through health promotion, health education and prevention activities for the period beginning December 1, 2011 through August 31, 2013. (Approved by the Operations and Finance Committees)

Motion to open the public hearing.

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

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Rendon
Second: Cm. Narvaez
For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

3. Public hearing and introductory ordinance amending the City of Laredo Code of Ordinances, Chapter 7, "Building & Building Regulations," by adding Article I, "In General," for clarification purposes only and adding Article II, "Registration of General Contractors and Subcontractors," Section 7-20 through section 7-31, requiring the municipal registration of general contractors and subcontractors; providing for the collection of fees; enforcement to include fines and criminal penalties; severability; publication; and effective date. (Approved by the Operations and Finance Committees)

Motion to open the public hearing.

Moved: Cm. Garza
Second: Mayor Pro Tem Liendo Espinoza
For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Garza

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

4. Public hearing and introductory ordinance amending the City of Laredo FY 2011-2012 Parking Meters Fund by appropriating expenditures in the amount of \$75,000.00 from available fund balance for purchase and installation of street lights and surveillance camera equipment at the Riverfront Parking Lot. (Approved by the Operations and Finance Committees)

Motion to open the public hearing.

Moved: Cm. Rangel

Second: Mayor Pro Tem Liendo Espinoza

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Rangel

Second: Cm. Garza

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

5. Public hearing and introductory ordinance amending the City of Laredo Fiscal Year 2012 Budget by appropriating the Baseball Stadium Fund and the Sports & Community Venue Sales Tax Fund by transferring \$2,708,000.00 from the Sports Venue Fund opening fund balance to the Baseball Stadium Fund. The transfer of funds will be used to complete the baseball stadium project. (Approved by the Operations and Finance Committees)

Motion to open the public hearing.

Moved: Cm. Garza

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Garza

Second: Mayor Pro Tem Liendo Espinoza

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

6. Public hearing and introductory ordinance amending the City of Laredo's FY 2012 budget by appropriating additional revenues and expenditures in the amount of \$350,000.00 for the Capital Improvement Fund and appropriating fund balance drawdown of \$350,000.00 from the Information Technology Fund. The funds will be used to cover the cost of network equipment and installation. (Approved by the Operations and Finance Committees)

Motion to open the public hearing.

Moved: Cm. Garza

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Garza

Second: Cm. Rendon

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

7. Public hearing and introductory ordinance amending the City of Laredo Bridge System FY 2011-2012 Bridge annual budget by appropriating \$721,239.00 from the Bridge System Construction Fund opening balance to be used for Bridge related projects such as: resurfacing parking lot at Bridge I, toll collection system upgrades, the purchase of lawn maintenance equipment, purchase bucket/boom truck, vehicular and Haz-Mat route signage, upgrade electrical wiring on Bridge span and other related improvements. (Approved by the Operations and Finance Committees)

Motion to open the public hearing.

Moved: Cm. Rendon

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Rendon

Second: Mayor Pro Tem Liendo Espinoza

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

8. Public hearing and introductory ordinance authorizing the City Manager to submit an Enterprise Zone Program application, on behalf of the City of Laredo, pursuant to the Texas Enterprise Zone Act, Chapter 2303, Texas Government Code, providing tax incentives, designating the City Manager for communication with the interested parties, and nominating Laredo Hospital Company to the Office of the Governor Economic Development and Tourism (EDT) through the Economic Development Bank as an Enterprise Zone Project; and providing for an effective date. (Approved by the Operations and Finance Committees)

Motion to open the public hearing.

Moved: Cm. Garza

Second: Mayor Pro Tem Liendo Espinoza

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Rendon

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

9. Public hearing and introductory ordinance authorizing the issuance of City of Laredo, Texas International Toll Bridge System Revenue Refunding Bonds, Series 2012 for the purpose of refunding international toll bridge 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 Mayor or 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 open the public hearing.

Moved: Cm. Garza

Second: Mayor Pro Tem Liendo Espinoza

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Rendon

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

10. Public hearing and introductory ordinance authorizing the issuance, sale and delivery of City of Laredo, Texas General Obligation Refunding Bonds, Series 2012; approving and authorizing an official statement and the distribution thereof, a purchase contract, an escrow agreement, and a paying agent/registrar agreement; approving and authorizing all other instruments and procedures related thereto; delegating authority to the Mayor or 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 open the public hearing.

Moved: Cm. Rendon

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

There was no public input.

Noe Hinojosa from Estrada Hinojosa Investment Bankers reported that \$14 million currently outstanding at rates of about 4.7% could be refinanced at a rate of 2.45% so that \$820,000 would be saved.

Savings Summary

FYE 10/1	Prior Net Cash Flow	Refunding Net Cash Flow	Savings	Present Value Savings	FYE 10/1
2012	\$ 156,513	\$ 129,555	\$ 26,958	\$ 26,764	2012
2013	923,400	860,975	62,425	60,501	2013
2014	924,800	861,350	63,450	59,901	2014
2015	928,970	866,350	62,620	57,583	2015
2016	926,235	867,750	58,485	52,401	2016
2017	931,755	868,550	63,205	55,147	2017
2018	930,030	867,150	62,880	53,467	2018
2019	931,220	869,750	61,470	50,931	2019
2020	935,030	874,000	61,030	49,303	2020
2021	936,150	876,250	59,900	47,178	2021
2022	934,500	871,500	63,000	48,371	2022
	\$9,458,603	\$ 8,813,180	\$ 645,423	\$ 561,548	
Savings Summary					
Net FV Savings from Cash Flow:			\$ 645,423		
Net PV Savings from Cash Flow:			\$ 561,548		
% Savings of Refunded Bonds:			7.714%		
Avg. Annual Savings (FYE 2013-22):			\$ 61,847		

Refunding Conclusion
 Refunding Summary

Dated:	3/15/2012
Par Amount of Refunding Bonds:	\$6,885,000
Net PV Savings:	\$561,548
% Savings of Refunded Bonds:	7.714%
Avg. Annual Savings (FYE 2013-22):	\$61,847
Avg. Coupon of Refunded Bonds:	4.715%
True Interest Cost (2012 TIC):	2.544%
Current Market Non-BQ AGM Rates as of:	2/2/2012
Total Negative Arbitrage:	\$85,355

Motion to close the public hearing and introduce.

Moved: Cm. Garza

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

11. Public hearing and introductory ordinance amending Article V “Commercial Vehicles for Hire” of Chapter 32, (Vehicles for Hire), of the Code of Ordinance to update, expand and clarify existing shuttle van regulations by amending sections 32-143, 32-144, 32-162, 32-163, 32-164, 32-165, 32-170, 32-171, 32-175, 32-176, 32-191, 32-192, 32-193, 32-199, 32-221, 32-251, 32-301 and 32-324, by adding section 32-280 and by deleting sections 32-281 and 32-282 in their entirety, providing for severability, publication and effective date. (Approved by the Operations Committee)

Motion to open the public hearing.

Moved: Cm. Rangel

Second: Mayor Pro Tem Liendo Espinoza

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Rendon

Second: Cm. Garza

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

12. Public hearing and introductory ordinance amending Chapter 32, Vehicle for Hire, Article II, Taxicabs, operating authorizing section 32-69.1 (a) and (b) fares—generally, of the Code of Ordinances of the City of Laredo, increasing rate for

mileage from \$.40 to \$.50 per ¼ of a mile and surcharge fee to Nuevo Laredo, Tamps., Mexico, from \$11.00 to \$12.00, section 32-74 vehicles requirements and inspections, adding that taxicab meters shall be installed on top of dashboard for clear visibility, and section 32-43.1 suspension and revocation of a taxicab license, adding (a)(13) suspension of a driver who has been charged of a class B misdemeanor or higher and to provide for severability, publication and effective date. (Approved by the Operations and Finance Committees)

Motion to open the public hearing.

Moved: Cm. Garza

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Rangel

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

VIII. INTRODUCTORY ORDINANCES

13. Authorizing the City Manager to execute a lease assignment to Rodolfo Miguel Lozano from Cecilia Guereca De Lozano, surviving wife, successor in interest and heir to Rodolfo Lozano Garza, as Lessee, of that lease agreement approved by Ordinance No. 2002-O-141 and as amended by Ordinance No. 2002-O-307, Ordinance No. 2007-O-230, and Ordinance No. 2009-O-162 for approximately 2,600 square feet of building located thereon and known as Building No. 1006 located at 4608 Daugherty Avenue at the Laredo International Airport to Rodolfo Miguel Lozano, as Assignee effective January 1, 2012. The current monthly rental is \$802.67 and will be adjusted annually according to changes in the Consumer Price Index (CPI) and during the ten (10) year anniversary based on appraised Fair Market Value. All terms and conditions remain unchanged and in effect; providing for effective date.

Ordinance Introduction: City Council

IX. FINAL READING OF ORDINANCES

Motion to waive the final readings of Ordinances 2012-O-014, 2012-O-015, 2012-O-016, 2012-O-017, and 2012-O-018.

Moved: Cm. Garza

Second: Mayor Pro Tem Liendo Espinoza

For: 8

Against: 0

Abstain: 0

Laredo fire and law enforcement training facility by private businesses and the public. The following schedule represents those courses that are more frequently requested. A complete list of the fees is available in the council communication. These fees have not been increased in ten (10) years. Henceforth, the fees will be adjusted every two (2) years utilizing the Consumer Price Index (CPI). (Staff Amendment)

Motion to adopt Ordinance 2012-O-018.

Moved: Cm. Garza

Second: Mayor Pro Tem Liendo Espinoza

For: 8

Against: 0

Abstain: 0

X. RESOLUTIONS

15. 2012-R-010 Declaring the public necessity to acquire the “Surface Only” of Lot 9-10, Block 1034, Western Division in support of the Chicago Pedestrian Bridge Project which will provide for the safe passage for student/pedestrians during train crossings. The tract is more particularly described by boundary survey with metes and bounds in Exhibit 1, inclusive, with this resolution; and authorizing staff to negotiate with the owner for the acquisition of said parcel by purchase at market value established by a State Certified Real Estate Appraiser; and further authorizing the City Attorney to initiate condemnation proceedings to acquire parcel if staff is unable to acquire due to inability to agree to a purchase price, conflict of ownership, owner refusal to sell, and/or inability to locate a listed owner. Funding for this project is available in 2009 Certificate of Obligation Bond.

Motion to approve Resolution 2012-R-010.

Moved: Cm. Garza

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

16. 2012-R-011 Accepting the conveyance of the following utility easement and temporary construction easement, for the 60 inch water main F.M. 1472 (Mines Road), El Pico to IH 35 Project, from:

Cantu Family Management, L.L.C.—Utility Easement with corresponding temporary construction easement as follows:

One over a 2.65 Acre Tract, a copy of which conveyance is attached as Exhibit 1;

And directing that the said easement (and temporary construction easement) be filed of record in official property records of Webb County, Texas. (As Amended) (Approved by Operations Committee)

Motion to approve Resolution 2012-R-011.

Moved: Cm. Garza

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

17. 2012-R-014 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, 2011 to September 30, 2012; 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 General Fund.

Motion to approve Resolution 2012-R-014.

Moved: Cm. Garza

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

XI. MOTIONS

18. Consideration to exercise a renewal option for annual contract number FY11-048 to MG Landscaping in the estimated amount of \$100,000.00 for lawn and landscaping repairs caused by utility repairs. This contract is based on fixed hourly rates for a two (2) man crew and when needed a licensed irrigator; plus any landscaping materials. Funding is available in the Utilities Department Fund. (Operations & Finance Committees recommended item go to full council)

Motion to send back for bids.

Moved: Cm. Garza

Second: Cm. San Miguel

For: 8

Against: 0

Abstain: 0

19. Refund of property tax in the amount of \$1,424.00 payable to Maria Luisa Moreno due to erroneous payment; account no. 812-05000-780.

Motion to approve.

Moved: Cm. Garza

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

XII. CONSENT AGENDA

Motion to approve Consent Agenda except for Item #40.

Moved: Cm. San Miguel

Second: Mayor Pro Tem Liendo Espinoza

For: 8

Against: 0

Abstain: 0

XII (a) RESOLUTIONS

20. 2012-R-008 Authorizing the City Manager to support and approve a Watersense High Efficiency Toilet (HET) Rebate Program for qualified water customers of the City of Laredo; rebate program will provide a standard \$100 rebate as a credit to the customer's water account for replacing toilets from homes built on or prior to 1993 that used 3-7 gallons of water per flush with high efficiency toilets that use 1.28 gallons of water or less per flush; rebates will be limited to a maximum of two (2) per household per year and will be credited to the regular monthly payment of the account responsible for paying the water services delivered to the meter at the property where the high efficiency toilet was installed; rebates will only be made available to residential water customers who have an active water account through the City of Laredo Utilities Department and are current in their water bill; a complete application, copy of identification card, landlord consent form & rental agreement or contract (if needed), and original receipt will be required for processing of application; water conservation inspectors will conduct a visual inspection at each applicant's property and the Solid Waste Department will collect all old toilets and dispose of them at the City of Laredo landfill. (Approved by the Operations and Finance Committees)

XII (b) MOTIONS

21. Consideration for approval of change order no. 1, an increase of \$120,000.00 to the construction contract with Zertuche Construction, Laredo, Texas, for the Federal Inspection Service Facility (FIS) at the Laredo International Airport for the finish out allowance of the Mexican Customs Area. Current construction contract amount with this change order is \$2,430,000.00. Funding is available in the Airport Construction Fund. (Approved by the Operations and Finance Committees)
22. Consideration to exercise renewal option for annual contract FY09-030 to RM Personnel, Inc., Laredo, Texas, in the total amount of \$202,850.00 to provide contract employees for the Laredo International Airport Department. Temporary contract employees have been requested for dispatchers and customer service agent positions. The term of this contract will be for one (1) year. Funding is available in the Airport Fund. (Approved by the Operations and Finance Committees)
23. Consideration to authorize the purchase of two (2) replacement ambulances for the Fire Department from Plier International, through the Houston Galveston Area Council of Government's (H-GAC) Cooperative Purchasing Program's contract pricing in the total amount of \$321,646.00. Funding is available from 2012 Certificate of Obligations Bond Proceeds. (Approved by the Operations and Finance Committees)
24. Consideration to exercise the renewal option for contract FY10-019 awarded to Galls, an Aramark Co. L.L.C., Lexington, KY, in the estimated annual amount of

\$214,200.00, for the purchase of uniforms, boots, and accessories for the Fire Department. These items are included in the Collective Bargaining Agreement between the City and the Laredo Firefighters Association. Each fire fighter has a \$600.00 clothing allowance that may be used to purchase any of the listed items in the agreement. The term of this contract is for two (2) years. Funding is currently available in the Fire Department's operation budget. (Approved by the Operations and Finance Committees)

25. Consideration for approval of change order no. 2, an increase of \$74,184.60 to the construction contract with Reim Construction, Inc., Mission, Texas, for the Laredo International Airport Reconstruction of General Aviation Apron, Phase 6 and Realignment of Taxiway F for adjustments of bid quantities to actual field quantities, and addition of three (3) feet of concrete pavement. Current construction contract amount with this change order is \$4,701,046.29. Completion date for the project is scheduled for July 2012. Funding is available in the Airport Construction Fund FAA Grant No. 68. (Approved by the Operations and Finance Committees)
26. Consideration for approval of the Repairs to the Aero-Center Roof Structure Located at the Laredo International Airport as complete, release of retainage and approval of final payment in the amount of \$13,786.60 to Zertuche Construction, L.L.C., Laredo, Texas. Final construction contract amount is \$137,866.00. Funding is available in the Airport Construction Fund. (Approved by the Operations and Finance Committees)
27. Consideration for approval of amendment no. 1, an increase of \$345,014.85 to the professional services contract with URS Corporation, Dallas, Texas, for the design, preparation of plans and specifications and construction phase services for the Airport Rescue and Fire Fighting Station at the Laredo International Airport. Current engineering contract amount with the amendment is \$419,720.34. Funding is available in the Airport Construction Fund. (Approved by the Operations and Finance Committees)
28. Consideration to renew contract FY11-026 for the purchase of original equipment manufacturer (OEM) parts/service to the following bidders:
 1. Holt CAT, Laredo, Texas, in the estimated amount of \$200,000.00 for caterpillar equipment; and
 2. RDO Equipment Co., Laredo, Texas, in the estimated amount of \$75,000.00 for John Deere equipment.

This contract establishes discount percentage pricing for the purchase of needed repairs and replacement part and services which are secured on as needed basis. Funding is available in the Fleet Maintenance budget. (Approved by the Operations and Finance Committees)

29. Award of a construction contract to the lowest bidder Zertuche Construction, L.L.C., Laredo, Texas, in the base bid amount of \$550,333.00 for the City Hall

Annex with a construction contract time of ninety (90) 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 approximately June 2012. The Utilities Department (Waterworks Construction Fund), and the Capital Improvement Fund will provide initial funding. The Utilities Department will be completely reimbursed through a Utilities fund balance draw down. (Staff Amendment) (Approved by the Operations and Finance Committees)

30. Award of a professional services contract to Sherfey Engineering in the amount of \$240,071.25 to provide consulting services for Chacon Creek Hike/Bike Trail, Phase-2(TXDOT project no. CSJ: 0922-33-142) from Haynes Community Center to SH 359. The job includes, survey, design, construction and environmental work for approximate 7800 LF of ADA compliance Asphalt 2" TXDOT Type D trail system, retaining wall, handicap ramps, and railroad underpass. Funding is available in the Parks Capital Grant. This contract was approved by TXDOT on January 30, 2012. (Approved by the Operations and Finance Committees)
31. Consideration to renew contract FY11-032 awarded to Nick Benavides, Laredo, Texas, in the total amount of \$73,800.00 providing for mowing and maintenance of the Manadas Creek area. The term of the contract is for a twelve (12) month period. The contract includes the collection of trash, debris, rubbish, and other floatable material on San Isidro from Loop 20 South to McPherson plus an additional four hundred fifty (450) feet west of McPherson (approximately 52.32 acres within the 8,094 linear feet of creek). Funding is available in the Environmental Services Department Fund. (Approved by the Operations and Finance Committees)
32. Authorizing a purchase order/contract with Graybar, Corpus Christi, Texas, through the US Communities Cooperative Purchasing Program, in an amount not to exceed \$74,291.40, for the purchase of approximately 534 T-5 lighting fixtures and related material to upgrade/retrofit the indoor lighting at the Health Department. The T-5 lighting will replace the old T-12 lighting which will result in an energy savings of around 50%+. Funding is available utilizing grant funding from the Department of Energy, Energy Efficiency and Conservation Block Grant (EECBG) Program in the Environmental Services Fund. (Approved by the Operations and Finance Committees)
33. Consideration to award a contract to Nueces Power Equipment, Corpus Christi, Texas, in the amount of \$154,177.00 for the purchase of one (1) front wheel loader for use by the Utilities Department operations utilizing the H-GAC Cooperative Contract. Funding is available from the Utilities Department Fund. (Approved by the Operations and Finance Committees)
34. Consideration to award contract FY12-029 to the lowest bidder, Graybar Electric, Corpus Christi, Texas, in the amount of \$72,000.00, for the purchase of one (1) variable frequency drive for the Mary Help of Christians Booster Station. Funding is available in the Utilities Department 2011 Utilities Revenue Bond. (Approved by the Operations and Finance Committees)

35. Consideration for approval of change order no. 1 with no increase, acceptance of the project, and final payment in the amount of \$14,596.36 to Zertuche Construction, Inc., for the construction of five (5) concrete containments for the Utilities Department. Change order no. 1 is to consolidate the final quantities with no increase in the total contract amount of \$81,250.00 and adding three (3) working days to the contract time. Funding is available in the 2006 Sewer bond. (Approved by the Operations and Finance Committees)
36. Authorizing the issuance of a \$200,000.00 letter of credit, to San Isidro North L.T.D., and San Isidro Northeast L.T.D., to meet the condition for their dedication of utility easements for the 36 inch water transmission line on International Boulevard from Bob Bullock Loop 20 to the north end of International and United Avenue (New United High School). Funding is available in the 2009 Waterworks D Bond. (Approved by the Operations and Finance Committees)
37. Awarding a contract to Sherfey Engineering Company, L.L.C., of Laredo, Texas, in the amount of \$155,200.00 for professional engineering services to provide surveys, design, preparation of plans and specifications, cost estimates, bidding process and construction inspection for the Lift Station, Booster Station, Force Main and Effluent Lines Mines Road area. Funding is available in the Sewer Fund—2011 Bond Series. (Approved by the Operations and Finance Committees)
38. Consideration for approval of amendment no. 2 to Black & Veatch Corporation associated with Civil Engineering Consultants Corporation dba Jeff Puig Engineering in the amount of \$114,050.00 for additional design and construction plans and specifications for hydropneumatic tanks, 45 MGD pumping capacity, and Construction Phase Services for the 60-Inch Water Transmission Main Project from El Pico Ranch on Mines Road to IH 35. The revised contract amount is \$1,382,350.00. Funding is available in the Waterworks System-2011 Utility Bond. (Approved by the Operations and Finance Committees)
39. Approval of change order no. 1 to Red Cliff, Inc., in the amount of \$19,591.77, for the 24” Water Main along Loop 20 from Killam Elevated Storage Tank to McPherson Road. This change order represents the additions needed for field changes necessary to complete the project. The new contract amount is \$2,698,774.77, and four (4) additional working days with a total of one hundred fifty four (154) working days. Funding is available in the Waterworks System Fund—2009 Build America Bond. (Approved by the Operations and Finance Committees)
40. Consideration to exercise a renewal option for annual contract number FY11-012 to La Flecha Materials., in the estimated amount of \$50,000.00 to provide red top and fill dirt for maintenance and capital improvement projects being constructed by the Parks and Leisure Services and Utilities Department. The term of this contract will be for a twelve (12) month period. Funding is available in the respective departmental budgets. (Approved by the Operations and Finance Committees)

Motion to go back for bids.

Moved: Mayor Pro Tem Liendo Espinoza

Second: Cm. Rangel

For: 7

Against: 1
Cm. Rendon

Abstain: 0

41. Consideration to ratify the City Manager's authorization to award contract awarded to:

- a. The PlayWell Group, Dallas, Texas, in the amount of \$50,232.68 for the purchase of playground equipment;
- b. Exerplay, Inc., Fargo, MD, in the amount of \$64,441.23 for the purchase of playground equipment.

for the Parks & Leisure Department utilizing the BuyBoard Cooperative Contract Pricing. City Management authorized this purchase to expedite the delivery and installation of this equipment at the James and Maria Luisa Haynes Health and Wellness Center. Funding is available in the 2012 C.O. and 2010 C.O.-District IV Discretionary Funds. (Approved by the Operations and Finance Committees)

42. Consideration to award a contract to Kraftsman Playground and Park Equipment, Spring, Texas, through the BuyBoard Cooperative Purchasing Agreement Program's contract pricing, in the total amount of \$233,270.40 for the purchase and installation of a splash park at Santa Fe Park. Funding is available in the Community Development 36th AY 2010 and 37th AY 2011 Grants. (Approved by the Operations and Finance Committees)

43. Consideration to award a contract to Kraftsman Commercial Playgrounds through the Buyboard Cooperative Purchasing Agreement Program's contract pricing, in the total amount of \$163,772.04 for the purchase and installation of a walking track at Sanchez-Ochoa Park. Funding is available in the 2010 CO-District IV Discretionary Funds. (Approved by the Operations and Finance Committees)

44. Authorizing a Cooperation Agreement between the Laredo Housing Authority and the City of Laredo for the purpose of establishing the responsibilities of each party for the provision of services and facilities to projects owned by the Local Authority. (Approved by the Operations and Finance Committees)

45. Authorizing the City Manager to enter into an agreement between the Laredo Housing Authority and the City of Laredo allowing the Local Authority to make annual payments in lieu of taxes ("PILOT") and special assessments for public services and facilities furnished to public housing developments owned by the local authority. (Approved by the Operations and Finance Committees)

END OF CONSENT AGENDA

XIII. GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

46. A. Request by Mayor Raul G. Salinas

1. Status update on location and film services provided by the City of Laredo.

Blasita Lopez, CVB Manager, reported that since 2009 the Laredo CVB has become the point of contact for film location scouts and location managers for film projects in this area. She explained that in 2009, they hosted a Texas Film Commission training workshop entitled “When Hollywood Comes to Town” in conjunction with Laredo Community College. She added that in 2010, they hosted a second Texas Film Commission workshop entitled “Production Assistant Workshop” to train and assist Laredoans in becoming involved in the film industry. She went on to say that in 2010 and 2011 they were contacted on five different occasions by location scouts and ad agencies that were investigating the possibility of shooting in Laredo. She stated that currently in 2012, *The Maker Unknown* filmmakers had contacted them. She concluded that basic services offered were 1) a tour of the community and potential film site locations as dictated by the needs of the film, 2) facilitation of requests for City services such as street closures, site use requests, security and/or subject matter experts, 3) hotel accommodations or room block assistance, 4) vendor or service provider listings, 4) vendor or service provider listings, 5) facilitation of local media requests/dissemination of information, and 6) overall support to the project.

B. Request by Council Member Mike Garza

1. Discussion with possible action to install speed cushions on Zamora Loop under the Special Provision of the Speed Hump Installation Policy.

Motion to approve.

Moved: Cm. Garza

Second: Mayor Pro Tem Liendo Espinoza

For: 8

Against: 0

Abstain: 0

2. Discussion with possible action on the set back requirements for all signage.

Cm. Garza stated that he had received a call about the political signage. He was surprised to learn that all over the city there were different setback requirements for each area. He said that there was probably a lot of effort on the City’s part to pick up signs and call the candidates and felt that standardization would help.

City Manager Carlos Villarreal responded that he agreed about the different setback requirements, but that the real problem was people abusing the privilege. He added that they could not change anything before this election, but they had already been discussing this issue as a staff. He concluded that they had also received many complaints about the huge signs on fences and walls that looked atrocious.

C. Request by Council Member Juan Narvaez

1. Discussion with possible action on the appropriation of \$50,000 for District IV sidewalks.

Motion to approve.

Moved: Cm. Narvaez

Second: Cm. San Miguel

For: 8

Against: 0

Abstain: 0

D. Request by Council Member Johnny Rendon

1. Discussion with possible action to provide funding and work with TXDOT on the size and design of highway signs to memorialize the Vietnam Veterans Era. The signs would be placed on Highway 83 south from Laredo to Brownville. Support from Rep. Richard Raymond and TXDOT has been established.

Cm. Rendon asked if they would need to use District V Discretionary Funds.

City Manager Carlos Villarreal replied that this had already been discussed with TXDOT and would be taken care of. They wanted to make sure it was a design compatible with what they could put up next to a highway. He concluded that once they had the specifications, the signs would be made and TXDOT would install them within sixty days.

2. Status report on the Uni-Trade Baseball Stadium, with possible action.

Assistant City Manager Jesus Olivares reported on the last section of the second floor. He explained that even during the mist and rain, the rebar work had been done. He went on to show that the diamond was already starting to take shape and the sprinkler system had been installed. They anticipated turf on the field by the beginning of next month. He added that ball field lights would be set up in March. He concluded that the retaining walls had been completed and the drainage and water utilities were being done in-house by Public Works and the Utilities department and were 75% complete.

E. Request by Council Member Charlie San Miguel

1. Presentation regarding the partnership with KLRN and TAMIU to open a permanent studio for a new curriculum in the Communications Department to include TV and broadcasting programs.

Motion to table.

Moved: Cm. San Miguel

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

F. Request by Council Member Jorge A. Vera

1. Presentation by Judith Lopez regarding the National Honor Society Early College Students, with possible action.

Ms. Judith Lopez, Spanish Honor Society Member, reported that she was there to represent the seniors of the Honor Society. She explained that they held only two fundraisers per year for scholarships. She added that this year, one of their

fundraisers did not go as planned, and so the funds had to be returned. She was asking for some help from Council for another fundraiser.

City Attorney Raul Casso said that he would look at this to see whether or not promotional funds could be used.

- G. Request by Mayor Pro-Tempore Cynthia Liendo Espinoza
- 1. Discussion with possible action regarding the issuance of parking meter permits for residents around the St. Peters Plaza.

Mayor Pro Tempore Liendo Espinoza stated that the agenda should have read “the St. Peters historic neighborhood,” because she was including businesses and homes in that area where people could not park in front of their own homes. She added that people would come home for lunch and park in front of their home and be ticketed. She added that in the past in a similar situation, they had issued free residential permits so that people who actually lived in the area would not be ticketed. She wished for this to be put into practice in the St. Peters historic neighborhood as well.

Traffic Director Roberto Murillo reported that the Residential Parking Permit Program in north Laredo was intended to keep students from parking in the neighborhood nearby. However, in this case there were parking meters, so it might have to be dealt with differently. He added that there were already parking permits for \$40 for people who were working in the area.

City Manager Carlos Villarreal said that they could come back with some recommendations. They would need to examine how they would control the permit issues and would come back with a map to see how they would handle it to avoid problems.

Motion to look at what other communities are doing and bring back a recommendation at the March Council meeting.

Moved: Mayor Pro Tem Liendo Espinoza

Second: Cm. Rendon

For: 8

Against: 0

Abstain: 0

XIV. STAFF REPORTS

- 47. Status report on the South Laredo Library Project, Maria Luisa Haynes Wellness Center, and the North West Recreation Center Project, with possible action.

Assistant City Manager Horacio de Leon gave a status report explaining that they had experienced an interruption of the contractor showing up on the job for certain projects. The City Manager’s Office had been negotiating with the surety company to get these projects back on track. The projects were the South Laredo Library Project, the North West Recreation Center Project, the Maria Luisa Haynes Wellness Center, Phase I and II, and the Haynes Auxiliary Building. He reported as follows:

South Laredo Branch Library

Original Contract amt	\$4,030,700
Start Date of const.	10/12/2010
Const. time w change orders	265 working days
Percent complete to date	42%
Contract balance in dlls	\$2,420,000 inc. retainage
Days over contract time	57
Liquidated Damages to date:	\$48,500, 57 days, \$850/day
Pending Change Order 1	\$93,075.45, US 83 ent., Add 96 wk days

Hanover Bonding Co.

*The City of Laredo has been contacted by several subcontractors and vendors of non-payment by the general contractor.

Northwest Recreation Center

Original Contract	\$6,505,000
Start Date of const.	9/13/10
Const. time incl. change orders	452 calendar days
Percent complete to date	47%
Contract balance in dlls	\$3,809,005 inc. retainage
Days over contract time	61
Liquidated Damages to date	\$73,200.00, 61 days @\$1,200
Change Orders	1 added, 32 days to contract time

* delays caused by weather conditions

Hanover Bonding Co.

*The City of Laredo has been contacted by several subcontractors and vendors of non-payment by the general contractor.

James and Maria Luisa Haynes Health and Wellness Center, Phase I and II

Original Contract	\$8,623,300
Start Date of const.	June 15, 2009
Const. time incl. change orders	749 calendar days
Percent complete to date	98%
Contract balance in dlls	\$ 473,358.20 inc. retainage
Days over contract time	to be determined
Substantial Completion	August
Liquidated Damages to date	to be determined based on 6 mo. for punch list
Change Orders	5: \$2,154,000 added 449 days to contract time

ICW Surety Bonding Co.

*The City of Laredo has been contacted by several subcontractors and vendors of non-payment by the general contractor.

Punch list in progress, CO issued

James and Maria Luisa Haynes Health and Wellness Center Auxiliary Building

Original Contract	\$1,828,030
Start Date of const.	Oct 9,2010
Const. time w change orders	368 calendar days
Percent complete to date	95%
Contract balance in dlls	\$ 201,978.11 inc. retainage
Days over contract time	73

Substantial Completion pending
Liquidated Damages to date \$51,100, 73days @700.00/day
Change Orders 3: 296,957 added 218 days to contract time
Hanover Bonding Co.

*The City of Laredo has been contacted by several subcontractors and vendors of non-payment by the general contractor.
Passed MEP inspection with some minor items to fix

Recommendation from Staff:
Placing the contractor on Default Status for project abandonment which will legally notify Surety Company to take over projects.

Haynes I & II in addition to Haynes Auxiliary should be completed and available for opening in March 2012.

Motion to officially declare a default status on the South Laredo Library and the North West Recreation Center projects.

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

XV. EXECUTIVE SESSION

48. Request for Executive Session pursuant to Texas Government Code Section 551.071(1)(a) to consult with attorney on pending litigation: City of Laredo v. Homero Mojica, et al., Cause No. 2010CVQ000755-D2, in the 111th District Court, Webb County, Texas; and return to open session for possible action.

Motion to go into Executive Session pursuant to Texas Government Code Section 551.071(1)(a) to consult with attorney on pending litigation: City of Laredo v. Homero Mojica, et al., Cause No. 2010CVQ000755-D2, in the 111th District Court, Webb County, Texas; and return to open session for possible action.

Moved: Cm. Narvaez
Second: Cm. Rangel
For: 8 Against: 0 Abstain: 0

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

Motion to proceed with the attorney's process in going forward on the appeal.

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

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

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

Moved: Mayor Pro Tem Liendo Espinoza

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

49. Consideration to award contract (FY 12-031) to the lowest bidder, Gonzalez Auto Parts in the estimated annual amount of \$68,382.50 to provide inventory automotive batteries for El Metro buses, vans and support vehicles. This contract will be for a period of one (1) year with the option for two (2) additional one (1) year periods. All batteries will be purchased on an as needed basis. Funding is available in the El Metro Operations Fund. (Approved by the Operations and Finance Committees)

Motion to approve.

Moved: Mayor Pro Tem Liendo Espinoza

Second: Cm. Garza

For: 8

Against: 0

Abstain: 0

XVII. ADJOURN AS THE LAREDO MASS TRANSIT BOARD AND RECONVENE AS THE LAREDO CITY COUNCIL AND ADJOURN

Motion to adjourn as the Laredo Mass Transit Board and reconvene as the Laredo City Council and adjourn.

Moved: Mayor Pro Tem Liendo Espinoza

Second: Cm. Vera

For: 8

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 23 and they are true, complete, and correct proceedings of the City Council meeting held on February 6th, 2012.

Gustavo Guevara, Jr.
City Secretary



Status Report on South Laredo Library and Indoor Recreation Facilities under Construction



PARKS AND RECREATION DEPARTMENT

- SOUTH LAREDO LIBRARY
- NORTHWEST RECREATION CENTER
- JAMES & MARIA LUISA HAYNES HEALTH AND WELLNESS CENTER PHASE I & 2
- HAYNES AUXILIARY BUILDING



PARKS AND RECREATION DEPARTMENT

South Laredo Branch Library

Original Contract amt	\$4,030,700
Start Date of const.	10/12/2010
Const. time w change orders	265 working days
Percent complete to date	42%
Contract balance in dlls	\$2,420,000 inc. retainage
Days over contract time	57
Liquidated Damages to date:	\$48,500 57 days \$850/day
Pending Change Order 1	\$93,075.45 US 83 ent. Add 96 wk days

Hanover Bonding Co.

*The City of Laredo has been contacted by several subcontractors and vendors of non-payment by the general contractor.

South Laredo Library



02.06.2012



PARKS AND RECREATION DEPARTMENT

Northwest Recreation Center

Original Contract	\$6,505,000
Start Date of const.	9/13/10
Const. time incl. change orders	452 calendar days
Percent complete to date	47%
Contract balance in dlls	\$3,809,005 inc. retainage
Days over contract time	61
Liquidated Damages to date	\$73,200.00 61 days @\$1,200
Change Orders	1 added 32 days to contract time
	* delays caused by weather conditions

Hanover Bonding Co.

*The City of Laredo has been contacted by several subcontractors and vendors of non-payment by the general contractor.

North West Recreation Center



12/15/2011



PARKS AND RECREATION DEPARTMENT

James and Maria Luisa Haynes Health and Wellness Center

Phase I and II

Original Contract		\$8,623,300
Start Date of const.		June 15, 2009
Const. time incl. change orders		749 calendar days
Percent complete to date		98%
Contract balance in dlls		\$ 473,358.20 inc. retainage
Days over contract time		to be determined
Substantial Completion		August
Liquidated Damages to date		to be determined based on 6 mo. for punch list
Change Orders	5	\$2,154,000 added 449 days to contract time

ICW Surety Bonding Co.

*The City of Laredo has been contacted by several subcontractors and vendors of non-payment by the general contractor.

Punch list in progress, CO issued

PARKS AND RECREATION DEPARTMENT

James and Maria Luisa Haynes Health and Wellness Center
Auxiliary Building

Original Contract	\$1,828,030
Start Date of const.	Oct 9,2010
Const. time w change orders	368 calendar days
Percent complete to date	95%
Contract balance in dlls	\$ 201,978.11 inc. retainage
Days over contract time	73
Substantial Completion	pending
Liquidated Damages to date	\$51,100 73days@700.00/day
Change Orders 3	296,957 added 218 days to contract time

Hanover Bonding Co.

*The City of Laredo has been contacted by several subcontractors and vendors of non-payment by the general contractor.

- Passed MEP inspection with some minor items to fix





Parks and Recreation Department

Recommendation from Staff;

- Placing the contractor on Default Status for project abandonment which will legally notify Surety Company to take over projects.
- Haynes I & II in addition to Haynes Auxiliary should be completed and available for opening in March 2012.