

**CITY OF LAREDO
CITY COUNCIL MEETING
M-2011-R-18
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
OCTOBER 6, 2011
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
Esteban Rangel,	Council Member, District II
Juan Narvaez,	Council Member, District IV
Johnny Rendon,	Mayor Pro Tempore, District V
Charlie San Miguel,	Council Member, District VI
Jorge A. Vera,	Council Member, District VII
Cynthia Liendo Espinoza,	Council Member, District VIII
Amy Sanchez	Deputy City Secretary IV
Carlos Villarreal,	City Manager
Cynthia Collazo,	Deputy City Manager
Horacio De Leon,	Assistant City Manager
Jesus Olivares,	Assistant City Manager
Raul Casso,	City Attorney

Motion to excuse Cm. Garza, Cm. Perez and Cm. San Miguel.

Moved: Cm. Narvaez

Second: Cm. Rangel

For: 5

Against: 0

Abstain: 0

Cm. San Miguel joined the meeting at 6:46 pm.

IV. MINUTES

Approval of the minutes of September 19, 2011

Motion to approve the minutes of September 19, 2011.

Moved: Cm. Narvaez

Second: Cm. Rangel

For: 5

Against: 0

Abstain:

V. COMMUNICATIONS AND RECOGNITIONS

Communiqués

- a. Presentation by Miss Laredo Teen Daniela Rodriguez and Miss Laredo Pre-Teen Katherine O'Conner.

Daniela Rodriguez and Katherine O'Conner said that they were going to make Laredo proud and hoped that they could bring home the crown. They asked Mayor Salinas and City Council for support.

Cm. Liendo Espinoza pledged \$500 from her promotional account to sponsor Miss Laredo Teen and Miss Laredo Pre-Teen.

Cm. Rangel also pledged \$200 to each young lady.

Cm. Naravez pledged \$200.

Mayor Salinas pledged \$250 to each young lady.

Mayor Pro Tem Rendon pledged \$250 to each young lady.

Cm. Vera pledged \$250 to each young lady.

Citizen comments

None.

VI. APPOINTMENTS TO COMMISSIONS, BOARDS AND COMMITTEES

- a. Appointment by Council Member Jorge A. Vera of Ms. Laura Alejandra Fernandez & Ms. Patricia B. Flores to the Laredo Commission for Women.

Motion to confirm the appointment of Laura Alejandra Fernandez and Patricia B. Flores to the Laredo Commission for Women.

Moved: Cm. Narvaez

Second: Cm. Rangel

For: 5

Against: 0

Abstain: 0

- b. Appointment by Council Member Jorge A. Vera of Mr. Victor Garcia to the Redistricting Committee.

Motion to confirm the appointment of Victor Garcia to the Redistricting Commission.

Moved: Cm. Narvaez

Second: Cm. Rangel

For: 5

Against: 0

Abstain: 0

- c. Appointment by Council Member Charlie San Miguel of Mr. John Galo to the Redistricting Committee.

Motion to confirm the appointment of John Galo to the Redistricting Commission.

Moved: Cm. Narvaez

Second: Cm. Rangel

For: 5

Against: 0

Abstain: 0

VII. PUBLIC HEARINGS

1. Public hearing and introductory ordinance authorizing the City Manager to enter into contract with the Texas Health and Human Services Commission (HHS) and amending the City of Laredo Health Department FY 2011-2012 budget by appropriating additional revenues and expenditures in the amount of \$344,708.00 with an in-kind match of \$35,165.00. Also, amending the FTE Position listing by creating six (6) FTE positions for this project to implement a Nurse-Family Partnership (NFP) in which the City of Laredo Health Department (CLHD) will provide evidence-base nurse home visitation for first-time mothers and their children for the period beginning September 1, 2011 through August 31, 2012. Continuation of this program will be contingent on funding availability. (Approved by Operations & Finance Committees)

Motion to open the public hearing.

Moved: Cm. Narvaez

Second: Cm. Rangel

For: 5

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Mayor Pro Tem Rendon

Second: Cm. Liendo Espinoza

For: 5

Against: 0

Abstain: 0

Ordinance Introduction: City Council

2. Public hearing and introductory ordinance authorizing the City Manager to accept and execute the Texas Department of Transportation (TXDOT), Section 5317, New Freedom (NF) Project Grant Agreement no. 51022F7094 in the amount of \$350,000.00 with a local match of \$87,500.00, for a grand total of \$437,500.00; and to amend the FY 2011-2012 Transit Capital Grants budget by appropriating the same amount for the construction of ADA sidewalks and bus shelters. (Approved by Operations & Finance Committees)

Motion to open the public hearing.

Moved: Mayor Pro Tem Rendon

Second: Cm. Vera

For: 5

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Mayor Pro Tem Rendon

Second: Cm. Vera

For: 5

Against: 0

Abstain: 0

Ordinance Introduction: City Council

3. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning the north 2/3 of Lot 4 and the northeast portion of Lot 3, Block 1020, Eastern Division, located at 3202 S. Buena Vista Avenue, from R-3 (Mixed Residential District) to B-3 (Community Business District); providing for publication and effective date.

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

Motion to table.

Moved: Cm. Vera

Second: Cm. Rangel

For: 5

Against: 0

Abstain: 0

VIII. INTRODUCTORY ORDINANCES

4. Authorizing the City Manager to approve an amendment to lease agreement dated May 16, 2005 and approved by Ordinance No. 2005-O-113 between the City of Laredo, as LESSOR, and L.A. Ventures Terminal, Ltd., as LESSEE for a tract of

land consisting of 3.64 acres (158,558 square feet). The amendment extends the lease ending date from May 31, 2045 to May 31, 2051 constituting Tract 9 of Lot 1, Block 1. All other terms and conditions remain unchanged and in effect; providing for an effective date. (Approved by Operations Committee)

Ordinance Introduction: City Council

5. Amending the City of Laredo Leave Ordinance and the Code of Ordinances book as follows: Chapter 2, Article II, Division 3 Leave Policy, § 2-51 *et seq.*, as follows:
 1. Limiting annual leave and sick leave accruals during Serious Illness Leave and Workers Compensation leave;
 2. Renaming the Memorial Day holiday to Memorial Day/9-11 holiday in accordance with H.B. 2113;
 3. Modifying eligibility for the personal holiday;
 4. Re-defining the Serious Illness Leave program;
 5. Adding an Administrative Leave provision;
 6. Making grammatical improvements and otherwise editing the Leave Policy where appropriate; and, providing for an effective date of October 17, 2011. (Approved, as amended by Operations & Finance Committees)

Motion to table.

Moved: Cm. Liendo Espinoza
Second: None

Cm. Liendo retracted the motion.

City Manager Carlos Villarreal explained that this was not a restriction on using extended sick leave. He said that they were willing to extend the leave up to forty-five days with full benefits once the five employee sick leave days had been used. He went on to say that if leave would continue after that time, then the employee could not continue to accumulate additional leave while on leave. He stated that the employees should not be receiving a benefit on top of a benefit.

Cm. Rangel asked if a notice had been sent to the employees of the proposed changes.

City Manager Carlos Villarreal replied that a notice had been sent out during that week which explained the changes.

Cm. Rangel suggested a policy of sick leave donation from one employee to another.

Cm. Liendo Espinoza said that they should have an alternative so that there would be something else in place to fall back on once the serious illness and sick leave would be exhausted. She supported the concept of employees being able to donate sick leave days to other employees.

Cm. Vera stated that it was imperative that department heads make sure that the employees understood what was being proposed.

Motion to introduce and amend the ordinance to reflect an accumulation of sick leave and annual leave for forty-five days after the initial contribution by the employee of forty hours; to specify that the ordinance does not affect employees covered under a collective bargaining contracts; and, in the second ordinance reading, to bring back a policy to address the donation of sick leave from one employee to another.

Moved: Cm. Liendo Espinoza

Second: Cm. Rangel

For: 5

Against: 0

Abstain: 0

6. Authorizing the City Manager to apply for a loan from the Texas Water Development Board (TWDB) in the amount of \$48,750,000.00 to fund improvements to the South Laredo Wastewater Treatment Plant. By securing this loan through TWDB, the City will save approximately \$281,791.00 per year or \$8,453,730.00 over 30 years. (Approved by Operations & Finance Committees)

Noe Hinojosa of Estrada Hinojosa Investment Bankers gave a presentation on the plan of finance for the waterworks and sewer system revenue bonds.

Reason for pursuing

Texas Water Development Board (TWDB)

Clean Water SRF Loan

- TWDB is offering City the opportunity to borrow a full 85 Basis Points below Open Markets. This translates to a borrowing rate of 3.71% for TWDB loan compared to a 4.56% in today's Open Market.
- Additionally, the TWDB loan allows the City to borrow debt as a Subordinate Lien debt issue, providing significant advantage to the City when borrowing in the future for parity debt.
- By securing the proposed \$48,750,000 CWSRF Loan through TWDB, the City of Laredo will save approximately \$281,791 per year over 30 years. This translates into \$8,453,730 on a future value basis over the life of the loan or \$5,227,174 on a present value basis.

Waterworks & Sewer System Revenue – Proposed 2011 Issues

		Combined	
	Sewer	WWSS	Grand
	TWDB Loan	Open Mkt	Total
Sources of Funds			
Par Amount	\$48,750,000	\$31,720,000	\$80,470,000
Accrued Interest	--	103,205	103,205
	<u>\$48,750,000</u>	<u>\$31,823,205</u>	<u>\$80,573,205</u>
Uses of Funds			
Project Fund	\$45,153,108	\$28,771,892	\$73,925,000
Debt Service Reserve Fund	2,685,017	1,993,829	4,678,847
Deposit to I&S Fund (Accrued Interest)	--	103,205	103,205
Cost of Issuance	10,000	\$353,594	363,594
UWs Discount or Origination Fee	901,875	222,040	1,123,915
Bond Insurance Premium	--	378,645	378,645
	<u>\$48,750,000</u>	<u>\$31,823,205</u>	<u>\$80,573,205</u>
All-In True Interest Cost Rate:	3.71%	4.56%	
Dated Date:	12/13/2011	11/15/2011	
Delivery Date:	12/13/2011	12/13/2011	

2012 Proposed Bond Issue

TxDot Grant Matches	\$1,800,000
City Hall Annex – Reimbursement	1,500,000
Ambulances (2)	550,000
Bridge Overpass	1,200,000
Street Rehabilitation	750,000
Machinery & Equipment	100,000
Rehabilitation of City Buildings	100,000
	<u>\$6,000,000</u>

Ordinance Introduction: City Council

IX. FINAL READING OF ORDINANCES

Motion to waive the final reading of Ordinances 2011-O-133, 2011-O-134, 2011-O-135, 2011-O-136, 2011-O-137, 2011-O-138, and 2011-O-139.

Moved: Mayor Pro Tem Rendon

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

7. 2011-O-133 Authorizing the City Manager to amend the FY 2010-2011 Utility Budget, 2008 Bond, by appropriating \$108,820.00 to the Canal Street Expense Account and \$108,820.00 to the Bond Reimbursement Revenue Account from the settlement agreement with Suretec Insurance Company to the said revenues and expenditure accounts. The funds will be used for the completion of the work by ALC Construction and construction oversight by Espey Consultant.

Motion to adopt Ordinance 2011-O-133.

Moved: Mayor Pro Tem Rendon

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

- 2011-O-134 Amending the City of Laredo Fiscal Year 2011 budget for the Baseball Stadium Fund by appropriating revenues and expenditures in the amount of \$1,000,000.00. Funding will be derived from contributions and will be used to partially fund the City of Laredo Minor League Ballpark.

Motion to adopt Ordinance 2011-O-134.

Moved: Mayor Pro Tem Rendon

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

- 2011-O-135 Authorizing the City Manager to enter into contract and amending the City of Laredo Health Department FY 2010-2011 budget by appropriating additional revenues and expenditures in the amount \$80,000.00 as well as the creation of one (1) FTE position from the Texas Department of State Health Services (DSHS) to implement and evaluate a Community Diabetes Family Based Education Project (CDP) in which the City of Laredo Health Department (CLHD) will provide comprehensive community-based diabetes prevention, intervention and control for the period beginning September 1, 2011 through August 31, 2012. Continuation of this program will be contingent on funding availability. (AS AMENDED)

Motion to adopt Ordinance 2011-O-135.

Moved: Mayor Pro Tem Rendon

Second: Cm. Rangel

For: 6 Against: 0 Abstain: 0

2011-O-136 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 1.2967 acres as further described by metes and bounds in attached Exhibit “A”, located at 6419 McPherson Road, from M-1 (Light Manufacturing District) to B-4 (Highway Commercial District); providing for publication and effective date.

Motion to adopt Ordinance 2011-O-136.

Moved: Mayor Pro Tem Rendon

Second: Cm. Rangel

For: 6 Against: 0 Abstain: 0

2011-O-137 Amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Conditional Use Permit for an amusement redemption machine establishment on Lots 1A, 1B, and 1C, Block 1, San Isidro/McPherson Number 2 Subdivision, located at 9710 and 9720 McPherson Road; providing for publication and effective date.

Motion to adopt Ordinance 2011-O-137.

Moved: Mayor Pro Tem Rendon

Second: Cm. Rangel

For: 6 Against: 0 Abstain: 0

2011-O-138 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 10 and Lot 9 minus the north six feet, Block 86, Western Division, located at 320 Iturbide Street, from R-3 (Mixed Residential District) to B-1 (Limited Commercial District); providing for publication and effective date. (AS AMENDED)

Motion to adopt Ordinance 2011-O-138.

Moved: Mayor Pro Tem Rendon

Second: Cm. Rangel

For: 6 Against: 0 Abstain: 0

2011-O-139 Authorizing the execution of easement documents for the conveyance to Southwestern Bell Telephone Company, a tract of land containing 1,860 square feet, more or less, along Flores Avenue, out of a tract identified as a City Park on the City of Laredo Plat Book, (Civic Center). This easement is being requested for installation of underground telecommunication lines to enhance current services. Said easement is further described in the attached survey and metes and bounds description, Exhibits A and B.

Motion to adopt Ordinance 2011-O-139.

Moved: Mayor Pro Tem Rendon

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

X. RESOLUTIONS

8. 2011-R-098 Accepting the conveyance of the following utility easements for the 24 inch Waterline/Killam Elevated Tank to Doctors Hospital-Bob Bullock Loop Project, from:

Killam Ranch Properties, L.T.D., & Killam Development, L.T.D., - three (3) utility easements as follows:

One over a 0.1048 Acre Tract, a copy of which conveyance is attached as Exhibit A; and

One over a 0.0652 Acre Tract, a copy of which conveyance is attached as Exhibit A-1; and

One over a 1.81 Acre Tract, a copy of which conveyance is attached as Exhibit A-2; and directing that the said three (3) easements be filed of record in official property records of Webb County, Texas. (Approved by Operations Committee)

Motion to approve Resolution 2011-R-098.

Moved:

Second:

For:

Against:

Abstain:

9. 2011-R-104 Providing consent to Laredo Community College, as trustee for itself, City of Laredo, Webb County and Laredo Independent School District, to accept an offer from Gilbert P. Sanchez in the amount of \$2,500.00 for the purchase by private sale of property located at 614 South Meadow, better known as South Part of Lot 7 Block 2133 E.D., pursuant to Section 34.05 (i) of the Property Tax Code.

Motion to approve Resolution 2011-R-104.

Moved:

Second:

For:

Against:

Abstain:

XI. MOTIONS

10. Consideration to authorize the purchase of computers, computer hardware, computer software, and other goods and services offered through the State of Texas, Department of Information Resources (DIR) Cooperative Purchase Contracts. The City is a member of the State of Texas—Texas Procurement and Support Services (TPASS) Cooperative Purchasing Program which allows the City of Laredo to take advantage of approved State contracts. Funding for cooperative purchasing contracts and services are available in the respective departmental budgets. (Approved by Operations Committee)

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Narvaez

For: 6

Against: 0

Abstain: 0

11. Consideration to authorize the City Manager to place work orders with several creative services providers during Fiscal Year 2011-2012 for the design and production of advertisements and marketing images to promote Laredo as a destination. Funding is available in the CVB Marketing Division Budget. (Approved by Operations Committee)

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Narvaez

For: 6

Against: 0

Abstain: 0

12. Consideration for approval of change order no. 1, in the amount of \$21,820.00 to Insituform Technologies, Inc., Houston, Texas; for the Sanitary Sewer Rehabilitation of the I-35 Frontage Road 12” sewer main, the Zacate Creek Plant 42” Sewer Interceptor and the 8” Sewer Main at Cleveland Street. This change order is required to add a manhole in order to abandon a collapsed 12” sanitary sewer line section under IH-35. Funding is available in the 2009 Utility Bond. (Approved by Operations Committee)

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Narvaez

For: 6

Against: 0

Abstain: 0

13. Consideration for approval to award a professional services contract to Structural Engineering Associates, Inc., San Antonio, Texas, in association with Humphries & Sanchez Architects, Laredo, Texas, and Puig Engineering Company, Laredo, Texas, for an amount of \$350,000.00, for design, surveying, preparation of plans

and specifications, construction administration and geotechnical study for the Chicago Street Pedestrian Bridge over the Union Pacific Railroad tracks adjacent to Farias Elementary School. Design time is to be on a fast track basis approximately three and a half (3 ½) months. Funding is available in the 2007 CO, 2009 CO, and 2010 CO.

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Narvaez

For: 6

Against: 0

Abstain: 0

14. Consideration to award contract number FY11-097 to Zertuche Construction, Inc., Laredo, Texas, in the amount of \$ 81,250.00 for the construction of five (5) concrete foundations for the Utilities Department. Funding is available in the 2009 Sewer Bond.

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Narvaez

For: 6

Against: 0

Abstain: 0

15. Awarding a construction contract to the lowest bidder Zertuche Construction, L.L.C., Laredo, Texas, in the amount of \$557,695.42 for the construction of two (2) concrete channels and concrete parking lot and outlet structure totaling 109,160 s.f. of concrete to manage storm water discharge from the existing 60" and 36" pipe within Santa Rita Subdivision with a construction time of sixty (60) working days. Funding is available in the 2004 & 2007 Sewer Bonds.

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Narvaez

For: 6

Against: 0

Abstain: 0

16. Approval of the Fiscal Year (FY) 2012 Audit Plan in accordance with Ordinance No. 2011-O-077.

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Narvaez

For: 6

Against: 0

Abstain: 0

17. Refund of property tax in the amount of \$673.30 payable to BAC Tax Services Corporation due to an erroneous payment, account no. 812-01000-843.

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Narvaez

For: 6

Against: 0

Abstain: 0

XII. CONSENT AGENDA

Resolutions and Motions previously brought before Operations and Finance Committees may be approved by City Council categorically *EN BLOC*. At Council's request, specific items may be withheld from the consent agenda for individual treatment.

Motion to approve the consent agenda.

Moved: Cm. Liendo Espinoza

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

XII (a) RESOLUTIONS

18. 2011-R-100 Authorizing the City Manager to enter into contract with the Texas Department of State Health Services through the South Texas Development Council for a seven (7) month period in the amount of \$81,290.00 for the continuation of the Health Department HIV/Health & Social Services. Term period is from September 1, 2011 through March 31, 2012. (Approved by Operations & Finance Committees)
19. 2011-R-101 Authorizing the City Manager to enter into a contract with the Texas Department of State Health Services (DSHS) in the amount of \$2,281,795.00 for the continuation of the Women, Infants and Children (WIC) Program of the City of Laredo Health Department (CLHD) to provide nutrition education and food supplemental services to high risk women and children for the term period from October 1, 2011 through March 31, 2012. (Approved by Operations & Finance Committees)
20. 2011-R-102 Authorizing City Manager to accept a grant in the amount of \$31,020.00 from the Texas Department of Transportation for enforcement of Commercial Motor Vehicle Selective Traffic Enforcement Program. The City of Laredo match of 35% will be \$17,108.00 for a total amount of \$48,128.00. This grant is for overtime salaries. The grant period will begin October 01, 2011 and

runs through September 30, 2012. (Approved by Operations Committee)

21. 2011-R-103 Authorizing City Manager to accept a grant in the amount of \$73,935.00 from the Texas Department of Transportation for enforcement of Comprehensive Selective Traffic Enforcement Program. The City of Laredo match of 35% will be \$41,156.00 for a total amount of \$115,091.00. This grant is for overtime salaries. The grant period will begin October 01, 2011 and runs through September 30, 2012. (Approved by Operations & Finance Committees)

XII (b) MOTIONS

22. Authorizing the City Manager to approve a contract with URS Corporation for professional services to prepare FAR Part 150 Airport Noise Contour Update Study for the Laredo International Airport in the amount not to exceed \$239,917.00. The Federal Aviation Administration Airport Improvement Grant No. 3-48-0136-67-11 will fund ninety five (95) percent of the cost. The five (5) percent local match is available in the Airport Construction Fund. (Approved by Operations & Finance Committees)
23. Authorizing the City Manager to renew a professional service contract with Estrada Hinojosa & Company, Inc., for Investment Advisory Services for a period of two (2) years. This investment advisory services contract applies to any and all investable funds that may be governed by the City's Investment Policy. The fee schedule is attached where an annual fee equal to three (3) basis points (.0003) of the investment portfolio. The contract term begins upon signing of the contract until October 31, 2013; subject to future budget appropriations. (Approved by Operations & Finance Committees)
24. Consideration to modify the City of Laredo's Purchasing Policies and Procedures Manual to incorporate a local preference provision for purchases under \$50,000.00. The policy shall allow the City Manager or his designee, to purchase real property or personal property that is not affixed to real property for an expenditure less than \$50,000.00 from;
 - a. The lowest bidder; or
 - b. The bidder whose principal place of business is in Laredo, Texas and the whole bid is within 5% of the lowest bid. (Approved by Operations & Finance Committees)
25. Consideration for approval of change order no. 3, an increase of \$85,350.00 to the construction contract with Modern Construction, Inc., Laredo, Texas, for the James and Maria Haynes Health and Wellness Center Auxiliary Buildings and Parking Improvements Project for swimming pool upgrades to include: additional blue-

colored plaster for the pool which will add color to the water, and to replace the planned installation of chemical feeders with a proposed salt generator system which is intended to minimize maintenance costs typically incurred in conventional water filtration system by eliminating the need to add chlorine and acid at regular intervals. Current construction contract amount with this change order \$2,124,987.00. Current construction time with this change order is two-hundred ninety-five (295) calendar days. Completion date for the project is scheduled for the end of November, 2011. Funding is available in the 2007, 2009, and 2010 C.O. Issues. (Approved by Operations & Finance Committees)

26. Consideration for approval of change order no. 5, a decrease of \$19,200.00 to the construction contract with Modern Construction, Inc., Laredo, Texas, for the James and Maria Luisa Haynes Health and Wellness Center for the deletion of swimming pool components (plaster and chemical feeders) which will not be installed as per plans, but instead be upgraded. Current construction contract amount with this change order is \$10,618,100.00. Current construction contract time with this change order is seven hundred forty-eight (748) calendar days. Completion date for the project is scheduled for the end of November, 2011. Funding is available in the 2009 C.O. Account. (Approved by Operations & Finance Committees)
27. Consideration to exercise the renewal option on contract number FY10-064 to the following low bidders for providing general janitorial supplies to all City departments:
 1. Executive Office Supply, Laredo, Texas;
 2. CC Distributors, Laredo, Texas;
 3. TexChem Corp., Laredo, Texas;
 4. Patria Office Supplies, Laredo, Texas.

This contract establishes discount percentage pricing for those janitorial supplies most commonly utilized by City departments. All items will be purchased on an as needed basis and funding will be secured from the user department budgets. Approximately \$250,000.00 is spent annually on janitorial supplies by all City departments. (Approved by Operations & Finance Committees)

28. Consideration to award contract FY011-102 to sole bidder, Clark Hardware, Laredo, Texas, in the estimated amount of \$200,000.00 for the purchase of plumbing supplies for City maintenance and repair projects. This is an annual contract and all items will be purchased on an as needed basis through the year and for various City departments. This contract may be extended for an additional year upon mutual consent of both parties. Funding is available in the Parks and Recreations, Airport, Public Works, Civic Center, Health, Solid Waste, Laredo Transit Management Inc., Laredo Municipal Housing Corporation and Utilities Department budgets. (Approved by Operations & Finance Committees)

29. Consideration to renew contract FY10-086 awarded to McNeilus Truck, Hutchins, Texas, in the estimated amount of \$120,000.00 for McNeilus, original equipment manufacturer (OEM) repair parts/service. All parts and service will be purchased on an as needed basis. Funding is available in the Fleet Maintenance budget. (Approved by Operations & Finance Committees)
30. Approval of selection of consultant, Sherfey Engineering and authorization to negotiate a professional services contract 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 linear feet of ADA compliance Asphalt 2 TXDOT Type D trail system, retaining wall, handicap ramps, and a railroad underpass. Funding is available in the Parks Capital Grant. TXDOT has approved the staff recommendation. (Approved by Operations & Finance Committees)
31. Consideration for approval of the Laredo Health and Welfare Center HVAC upgrade as complete, approval of change order no. 1, a decrease of \$45,000.00 for the balance of quantities actually constructed in place, release of retainage and approval of final payment in the amount of \$70,500.00 to Sunbelt Air Conditioning & Refrigeration, Inc., Laredo, Texas. Final construction contract amount is \$705,000.00. Funding is available in the Energy Efficiency Grant from the Department of Energy. (Approved by Operations & Finance Committees)
32. Consideration for approval of the Civic Center Soft Walking Track (Re-Bid) as complete and approval of change order no. 1, a decrease of \$220.00 for the balance of quantities actually constructed in place, release of retainage and approval of final payment in the amount of \$36,860.00 to ALC Construction, Inc., Laredo, Texas. Final construction contract amount is \$235,580.00. Funding is available in District VIII Discretionary Funds and the 35th Action Year CDBG Funds. (Approved by Operations & Finance Committees)
33. Consideration for approval to award a professional engineering services contract to Camp Dresser & McKee Inc., for an amount not to exceed \$138,368.00 to determine the feasibility of developing a Landfill Gas to Energy Project at the City of Laredo Sanitary Landfill. Funding is available in the Solid Waste Fund. (Approved by Operations & Finance Committees)
34. Authorizing the City Manager to contract with the following consulting firms for state and federal intergovernmental, informational, and advocacy services to be provided to the City of Laredo for the period beginning of October 1, 2011 through September 30, 2012. Funding is available in the Telecommunications, NPDES, Water, Wastewater, and Solid Waste Funds.
 - Best, Best & Krieger, P.L.L.C. (Gerry Lavery Lederer), Washington, D.C., in the amount of \$84,950.00.

- McWilliams & Associates (Andrea McWilliams), Austin, Texas, in the amount of \$60,000.00. (Approved by Operations & Finance Committees)
35. Consideration to authorize the City Manager to negotiate and execute contracts with U.S. and Mexico print, billboard and electronic media vendors listed in the enclosed attachment entitled CVB Fiscal Year 2011-2012 Media Buy Plan. Media plan advertisements for the Laredo Convention & Visitors Bureau will be placed beginning October 2011. The total amount is not to exceed \$765,000.00. Funding is available in the CVB FY 2011-2012 Budget. (Approved by Operations & Finance Committees)
 36. Consideration for acceptance, final payment, and release of retainage in the amount of \$22,141.06 to Safeco Insurance Company of America (Liberty Mutual Surety) for the 20" Waterline Replacement along Jefferson Street/Lyon Street Project; also approval of change order no. 3, with a credit resulting to the City of Laredo of \$39,532.98 reducing the contract amount from \$1,073,339.40 to a total amount of \$1,033,806.42. Funding is in the Utility ARRA Grant Fund Account no. 557-4188-538-0359. (Approved by Operations & Finance Committees)
 37. Consideration for acceptance and release of remaining of 5% retainage in the amount of \$14,155.47 to DEH Construction Co., L.L.C., for the Utilities Department Material Storage Concrete Bins and approval of fifteen (15) additional days to the contract. The final contract amount is \$283,109.31. Funding is available in the 2009 Water Bond and 2008 Sewer Bond. The project was completed on September 15, 2011. (Approved by Operations & Finance Committees)

END OF CONSENT AGENDA

XIII. GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

38. A. Request by Mayor Raul G. Salinas
 1. Discussion with possible action to construct with the cooperation and collaboration of the private sector, a park designed specifically for children with special needs.

Mayor Salinas said that he knew that there were already some parks with special needs accommodations, but he wanted to reach out to the private sector to make one park in a specific location.

Parks Director Osbaldo Guzman said that there was some equipment to accommodate special needs persons at the Santa Fe and also the Haynes Recreation Center.

City Manager Carlos Villarreal said that they would bring back a full report on what accommodations already existed at the various city parks.

2. Discussion with possible action to support UISD and LISD migrant farm worker children seeking higher educational opportunities. (Co-Sponsored by Council Member Mike Garza & Council Member Jorge A. Vera)

Motion to table.

Moved: Mayor Pro Tem Rendon

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

- B. Request by Mayor Pro-Tempore Johnny Rendon

1. Status report on the baseball park, with possible action.

City Engineer Rogelio Rivera showed a report and explained that it showed five percent completion; however, he said that the current status was closer to ten percent complete and that they were on schedule. He stated that several items of construction such as the excavation of the embankment, the clubhouse, the infield dugout, and the perimeter walls were more than fifty percent complete.

Assistant City Manager Jesus Olivares said that some of the excavation and embankment work was at seventy-five percent completion and on mechanical, electrical and plumbing, all the piers were at 100%. He explained that all the footings on the retaining walls were complete and they were working right now on the outfield portions. He concluded that their goal was to get everything complete in the infield area before December so that they could start working on the turf and move outside of the infield afterward.

2. Status report on the Upper Zacate Creek Bridge located on Del Mar Boulevard close to Alexander High School.

Mayor Pro Tem Rendon commented that there was a bridge in that area about which he had received calls thanking the City of Laredo for doing the project and reducing the danger. He commended City Engineer Rogelio Rivera and Public Works Manager John Orfila.

City Engineer Rogelio Rivera replied that the project was complete except for the striping.

XIV. EXECUTIVE SESSION

39. Request for executive session pursuant to Texas Government Code Section 551.071 (1) (A) to consult with the City Attorney on contemplated litigation with regard to Lot 8, Block 1174, Eastern Division; and return to open session for possible action.

Motion to table the executive session.

Moved: Cm. Liendo Espinoza

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

40. Request for executive session pursuant to Texas Government Code Section 551.071(1) (A) to consult with the City Attorney on contemplated litigation with regard to Lots 3, 4, 5, and 6 of Block 2169, Eastern Division; and return to open session for possible action.

Motion to table the executive session.

Moved: Cm. Liendo Espinoza

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

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

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

Moved: Cm. Liendo Espinoza

Second: Cm. Rangel

For: 6

Against: 0

Abstain: 0

41. Consideration to award contract number FY11-060 to the low bidder Freightliner & Western Star-Laredo, San Antonio, TX in the amount of \$214,095.00 for the purchase of one (1) wrecker truck for use by the Transit System. Funding is available from the Transit's System ARRA grant and Sales Tax. (Approved by Operations & Finance Committees)

Cm. Rangel said that he wanted to see a presentation on UREA, the substance used to make diesel exhaust fluid, for the future. He wished to reject all bids for the present in order to gain a better understanding of UREA first.

Motion to reject all bids.

Moved: Cm. Rangel

Second: Cm. Vera

For: 6

Against: 0

Abstain: 0

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

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

Moved: Cm. Vera

Second: Cm. Rangel

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 20 and they are true, complete, and correct proceedings of the City Council meeting held on October 6th, 2011.

Gustavo Guevara, Jr.
City Secretary