

**CITY OF LAREDO  
CITY COUNCIL MEETING  
M-2010-R-16  
AS AMENDED  
CITY COUNCIL CHAMBERS  
1110 HOUSTON STREET  
LAREDO, TEXAS 78040  
AUGUST 16, 2010  
5:00 P.M.**

**I. CALL TO ORDER**

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

**II. PLEDGE OF ALLEGIANCE**

Mayor Raul G. Salinas led in the pledge of allegiance.

**III. ROLL CALL**

In attendance:

Raul G. Salinas,	Mayor
Mike Garza,	Council Member, District I
Hector Garcia,	Council Member, District II
Michael Landeck,	Council Member, District III
Juan Narvaez,	Council Member, District IV
Johnny Rendon,	Mayor Pro Tempore, District V
Gene Belmares,	Council Member, District VI
Jose A. Valdez, Jr.	Council Member, District VII
Cynthia Liendo-Espinoza,	Council Member, District VIII
Carlos Villarreal,	City Manager
Gustavo Guevara, Jr.	City Secretary
Cynthia Collazo,	Deputy City Manager
Horacio De Leon,	Assistant City Manager
Jesus Olivares,	Assistant City Manager
Raul Casso,	City Attorney

Motion to excuse Cm. Valdez.

Moved: Cm. Liendo Espinoza

Second: Mayor Pro Tem Rendon

For: 6

Against: 0

Abstain: 0

Cm. Valdez joined the meeting at 5:13 pm.

Cm. Landeck joined the meeting at 5:15 pm.

#### **IV. MINUTES**

Approval of the minutes of August 2, 2010

Motion to approve.

Moved: Cm. Garcia

Second: Cm. Garza

For: 6

Against: 0

Abstain: 0

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

##### **Citizen comments**

Ronaldo de Leon spoke in favor of keeping the Laredo Broncos in Laredo.

James Joel Newland spoke on the El Metro issue of payments made on insurance.

Martha Yvette Durham spoke in favor of the Broncos Baseball Team for their continuation in Laredo.

Alvaro Lucio stated that he had been working with the Broncos since he was 15 years old and asked to keep the team in Laredo.

Armando Cisneros spoke on the need for a light at Newport and Clark Boulevard and asked for help since it's been over a year since he had first mentioned the problem. On the Broncos, he spoke in favor of the team.

#### **VI. PUBLIC HEARINGS**

1. Public hearing and introductory ordinance amending the City of Laredo Police Department FY 2009-2010 annual budget by authorizing the City Manager to appropriate revenues and expenditures in the amount of \$8,200.00 from the State of Texas Comptroller of Public Accounts for the purpose of funding the Tobacco Compliance Program for the period of September 1, 2010 through August 31, 2011. Funding will be used to execute random unannounced inspections to assure retailers are in compliance with tobacco laws. The Tobacco Compliance Program is 100% funded by the State of Texas. (Action needed on Resolution 2010-R-072 prior to this item.)

Motion to open the public hearing.

Moved: Cm. Garcia

Second: Cm. Narvaez

For: 6

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Belmares

Second: Cm. Narvaez

For: 6

Against: 0

Abstain: 0

Ordinance Introduction: City Council

2. Public hearing and introductory ordinance amending the City of Laredo's FY 2009-2010 9-1-1 Regional Administration Fund budget by decreasing revenues and expenditures in the amount of \$41,163.00 for the period beginning September 1, 2009 and ending August 31, 2010. The Commission on State Emergency Communication has approved this strategic plan amendment. This decrease is due to state-wide budget reductions requested of all state agencies. Impact is to the four (4) county regional program network operations; only new activity for network expansions has been reduced.

Motion to open the public hearing.

Moved: Cm. Garza

Second: Cm. Garcia

For: 6

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Mayor Pro Tem Rendon

Second: Cm. Belmares

For: 6

Against: 0

Abstain: 0

Ordinance Introduction: City Council

3. Public hearing and introductory ordinance amending the FY 2010 9-1-1 Regional Administration budget by increasing revenues and expenditures in the amount of \$729,831.00 for administrative, equipment and program budgets for Jim Hogg, Starr, Webb, and Zapata counties for the period beginning September 1, 2010 and ending August 31, 2011. This increase is to match the FY 2011 strategic plan budget approved by CSEC, and the significant difference is due to regional equipment replacements budgeted for FY 2011.

Motion to open the public hearing.

Moved: Mayor Pro Tem Rendon

Second: Cm. Narvaez

For: 6

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Belmares

Second: Cm. Liendo Espinoza

For: 6

Against: 0

Abstain: 0

Ordinance Introduction: City Council

4. Public hearing and introductory ordinance authorizing the City Manager to amend the Laredo Municipal Housing Corporation FY 2009-2010 annual budget by accepting and appropriating a \$44,000.00 emergency grant from the United Way of Laredo, Inc., to provide emergency housing rehabilitation assistance to families whose homes were affected by the recent flooding due to Hurricane Alex.

Motion to open the public hearing.

Moved: Cm. Garcia

Second: Cm. Belmares

For: 6

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Belmares

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

5. Public hearing and introductory ordinance amending the City of Laredo FY 2010 Airport Construction Budget to recognize additional revenues from a grant received from the Federal Aviation Administration Airport Improvement Program being Grant Project No. 3-48-0136-064-2010 in the amount of \$300,000.00 to contract for professional services to prepare an Airport Geographic Information System "AGIS" survey for the Laredo International Airport. The City's local match in the amount of \$15,789.47 (5%) is available through the Airport Construction Fund.

Motion to open the public hearing.

Moved: Cm. Garza

Second: Cm. Belmares

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Belmares

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

6. Public hearing and introductory ordinance amending the City of Laredo FY 2010 Airport Construction Budget to recognize additional revenues from a grant received from the Federal Aviation Administration Airport Improvement Program being Grant Project No. 3-48-0136-065-2010 in the amount of \$8,843,166.00 for the extension of Runway 17R (150 feet wide by approximately 911 feet long), relocation of the Instrument Landing System (ILS), reconstruction of a portion of Taxiway "A" at the Laredo International Airport, and to amend the FY 2010 Airport Construction Fund to recognize the additional revenues and expenditures. The City's local match in the amount not to exceed \$490,903.00 (5%) is available in the Airport Construction Fund. (Action needed on Resolution 2010-R-069 prior to this item.)

Motion to open the public hearing.

Moved: Cm. Garza

Second: Cm. Valdez

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Belmares

Second: Mayor Pro Tem Rendon

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

7. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 5, Block 1930, Eastern Division, located at 3119 Loop 20, from R-2 (Multi-Family Residential District) to B-1 (Limited Commercial District); providing for publication and effective date.

Staff supports the application and the Planning & Zoning Commission recommends in favor of the zone change. District II

Motion to open the public hearing.

Moved: Cm. Garcia

Second: Cm. Belmares

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Garcia

Second: Mayor Pro Tem Rendon

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

8. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 9, Block 1149, Eastern Division, located at 2018 Chihuahua Street, from R-O (Residential/Office District) to B-3 (Community Business District); providing for publication and effective date.

Staff supports the application and the Planning & Zoning Commission recommended approval of the zone change. District III

Motion to open the public hearing.

Moved: Cm. Garza

Second: Mayor Pro Tem Rendon

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Landeck

Second: Mayor Pro Tem Rendon

For: 8

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 rezoning Lot 2, Block 2, Jacaman Ranch I Subdivision, located at 1522 Jacaman Road, from R-2 (Multi-Family Residential District) to B-3 (Community Business District); providing for publication and effective date.

Staff supports the application and the Planning & Zoning Commission recommends in favor of the zone change. District V

Motion to open the public hearing.

Moved: Cm. Garcia

Second: Cm. Garza

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Mayor Pro Tem Rendon

Second: Cm. Valdez

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: Mayor Pro Tempore Rendon

10. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Conditional Use Permit for a fire station and fire administration building on 6.3 acres, as further described by metes and bounds in attached exhibit “A”, located at 510 E. Del Mar Boulevard; providing for publication and effective date.

Staff supports the application and the Planning & Zoning Commission recommends in favor of the Conditional Use Permit. District VI

Motion to open the public hearing.

Moved: Cm. Garcia

Second: Cm. Liendo Espinoza

For: 8                                  Against: 0                                  Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Belmares

Second: Cm. Valdez

For: 8                                  Against: 0                                  Abstain: 0

Ordinance Introduction: Cm. Belmares

11. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 4.13 acres, as further described by metes and bounds in attached Exhibit "A", located at 22203 F.M. 1472 Road, from AG (Agricultural District) to M-1 (Light Manufacturing District); providing for publication and effective date.

Staff supports the application and the Planning & Zoning Commission recommends approval of the zone change. District VII

Motion to open the public hearing.

Moved: Cm. Garcia

Second: Cm. Belmares

For: 8                                  Against: 0                                  Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Valdez

Second: Cm. Belmares

For: 8                                  Against: 0                                  Abstain: 0

Ordinance Introduction: Cm. Valdez

12. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Special Use Permit for the storage of flammable and explosive products on approximately 1.97 acres, as further described by metes and bounds in attached Exhibit "A", located at 126 Ranch Road 6086C.

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

Motion to table.

Moved: Cm. Garcia

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

## **VII. INTRODUCTORY ORDINANCES**

13. Authorizing the City Manager to execute all necessary documents to grant a perpetual Utility Easement to AT&T, a Utility Company for the relocation of service lines east of the proposed bridge structure for the North Merida Drive Extension. The Utility Easement consists of a 0.16 acre tract of land being out of Lot 23, Block 10, Freedom Park Subdivision Phase III, identified as unbuildable recorded in Volume 25, Page 101 of the Plat Records, Webb County, Texas; and more particularly described on attached, Exhibit A.

Ordinance Introduction: City Council

14. Authorizing the City Manager to enter into an Operations/Lease Agreement with Laredo Baseball Investors, L.L.C. (Ventura Sports Group-Laredo, Inc., Manager) for the operations and lease of the proposed baseball stadium, the establishment of a professional baseball team and further authorizing the City Manager to sign all relevant documents, subject to appropriation of funding.

Ordinance Introduction: City Council

Against: 3

Cm. Valdez

Cm. Liendo Espinoza

Cm. Landeck

15. Authorizing the City Manager to approve the granting of: 1) a twenty-five (25) year Right-of-Way Easement to the U.S. Department of Homeland Security upon 2.93 acres of City property located in west Laredo along the Rio Grande River Vega, extending from Sanchez Street northward to Jefferson Street, for the purpose of continuing with Phase III of the Riverbend Road Project with the option to extend for additional five (5) year periods and 2) a twenty-four (24) month Temporary Construction Easement abutting both sides of the proposed roadway for accessibility of road construction, and providing for effective date.\

Ordinance Introduction: City Council

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



Motion to waive the final readings of Ordinances 2010-O-097, 2010-O-101, 2010-O-102, 2010-O-103, 2010-O-104, 2010-O-105, 2010-O-106, 2010-O-107, 2010-O-108, 2010-O-109, 2010-O-110, and 2010-O-111.

Moved: Cm. Garcia

Second: Mayor Pro Tem Rendon

For: 8

Against: 0

Abstain: 0

16. 2010-O-097 Amending the City of Laredo FY 2009-2010 annual budget by appropriating revenues and expenditures in the amount of \$1,330,425.00 respectively, in the Laredo Police Department Trust Fund. The revenues are from lease purchase proceeds related to the financing of fifty (50) marked police patrol units for the Laredo Police Department.

Motion to approve.

Moved: Cm. Belmares

Second: Mayor Pro Tem Rendon

For: 8

Against: 0

Abstain: 0

- 2010-O-101 Amending the City of Laredo 2009-2010 Autotheft Task Force Annual Budget in the amount of \$45,829.00 to fund the Laredo Autotheft Task Force and accepting a grant award in the amount of \$433,514.00 from the State of Texas Auto Burglary and Theft Prevention Authority. The City of Laredo will be designating \$235,507.00 in matching funds, and Webb County will be designating \$43,000.00 in matching funds for a total grant amount of \$712,021.00. This grant is effective from September 1, 2010 through August 31, 2011.

Motion to approve.

Moved: Cm. Belmares

Second: Mayor Pro Tem Rendon

For: 8

Against: 0

Abstain: 0

- 2010-O-102 Closing as a public easement, that section of Gonzalez Street between Camp Avenue to the end of the Rio Grande Vega, including all intersections, situated in the Western Division, City of Laredo, Webb County, Texas; provided that the City retains the right to maintain, operate, repair and replace by itself or by any licensee or a holder of a franchise from the City, any poles, wires, pipes, conduits, sewer mains or any other facilities or equipment for the maintenance of operation of any utility now located in the street portion; hereof, closed as a public easement and providing for an effective date.

Motion to approve.

Moved: Cm. Belmares



continuation of the City of Laredo Health Department-Public Health Emergency Preparedness and response program for a total of \$318,285.00 and authorizing the City Manager to execute the contract. These funds are for the term period from August 1, 2010 through July 31, 2012.

Motion to approve.

Moved: Cm. Belmares

Second: Mayor Pro Tem Rendon

For: 8

Against: 0

Abstain: 0

2010-O-107 Amending the City of Laredo Health Department FY 2009-2010 annual budget by appropriating additional revenues and expenditures in the amount of \$48,714.00 in funds for a total of \$199,863.00 from the Texas Department of State Health Services, and an estimated \$29,573.00 from Program Income for continuation of the Health Department-Tuberculosis Elimination Program and authorizing the City Manager to execute the contract. These funds are for the term period from September 1, 2010 through August 31, 2011.

Motion to approve.

Moved: Cm. Belmares

Second: Mayor Pro Tem Rendon

For: 8

Against: 0

Abstain: 0

2010-O-108 Amending the City of Laredo Health Department FY2009-2010 annual budget by authorizing the City Manager to accept, execute and appropriate additional revenues and expenditures in the amount of \$30,000.00 from the Texas Department of State Health Services for the continuation of local cardiovascular disease and stroke prevention contract for the period beginning September 1, 2010 through August 31, 2011.

Motion to approve.

Moved: Cm. Belmares

Second: Mayor Pro Tem Rendon

For: 8

Against: 0

Abstain: 0

2010-O-109 Amending the City of Laredo's FY 2010 budget by appropriating additional revenues and expenditures in the amount of \$1,827,178.00 for the Laredo Energy Arena (LEA) Fund and increase appropriations for the Sports and Community Venue by \$200,000.00. This will reflect the fund's budget based on gross figures verses net revenues and expenditures and \$200,000.00 in additional funding for LEA operations. This amount will bring the total transfer to the LEA fund to \$970,622.00. (AS AMENDED)

Motion to approve.



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

18. 2010-R-070 Adopting the City of Laredo Comprehensive Plan with amendment to the Future Land Use Plan in accordance with Article IX, Section 9.03 of the Charter of the City of Laredo.

Motion to approve.

Moved: Cm. Garza  
Second: Cm. Liendo Espinoza  
For: 8                      Against: 0                      Abstain: 0

19. 2010-R-071 A resolution expressing official intent to reimburse costs of \$750,000.00 associated with the construction of the Haynes Health and Wellness Center from a proposed bond to the 2007 Certificate of Obligation Fund.

Motion to approve.

Moved: Cm. Garza  
Second: Cm. Liendo Espinoza  
For: 8                      Against: 0                      Abstain: 0

20. 2010-R-072 Authorizing the City Manager to accept a grant from the State of Texas Comptroller of Public Accounts in the amount of \$8,200.00 for the purpose of funding the Tobacco Compliance Program for the period of September 1, 2010 through August 31, 2011. Funding will be used to execute random unannounced inspections to assure retailers are in compliance with tobacco laws. The Tobacco Compliance Program is 100% funded by the State of Texas.

Motion to approve.

Moved: Cm. Garcia  
Second: Cm. Liendo Espinoza  
For: 7                      Against: 0                      Abstain: 0

21. 2010-R-073 Authorizing the City Manager to sign a water rights agreement, between the City of Laredo and Porvenir, LP, in which the City is agreeing to purchase the right to divert and use 362.50 acre/feet per annum of Class "B" irrigation water rights to the Rio Grande River which after conversion from irrigation rights to municipal use rights amounts to 145 A/F of municipal use rights per annum at \$2,250.00 A/F for a purchase price of \$326,250.00 and further authorizing the City Manager to sign and file necessary applications with the Texas Commission on Environmental Quality on behalf of the City requesting that said water rights be severed from Certificate of Adjudication No. 23-30 of the seller and combined with Certificate

of Adjudication No. 23-3997 as amended by the City and that the point of diversion, purpose and place of use of said water rights be changed as required by the City. Funding is available in the Water Availability Fund.

Motion to approve.

Moved: Cm. Garza

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

22. 2010-R-074 Authorizing the City Manager to sign a water rights agreement, between the City of Laredo and J. L. Bates in which the City is agreeing to purchase the right to divert and use 1975 A/F per annum of municipal water rights to the Rio Grande River at \$2,250.00 A/F for a purchase price of \$4,443,750.00 and further authorizing the City Manager to sign and file necessary application(s) with the Texas Commission on Environmental Quality on behalf of the City requesting that 475 A/F of water rights per annum for industrial use with municipal priority of allocation be severed from Certificate of Adjudication No. 23-27, as amended; and 1500 A/F per annum for industrial use with municipal priority of allocation water rights be severed from Certificate of Adjudication no. 23-3997 as amended, of the seller and combined with Certificate of Adjudication no. 23-27 as amended of the City and that the point of diversion, purpose and place of use of said water rights be changed as required by the City. Funding is available in the Water Availability Fund.

Motion to approve.

Moved: Cm. Garza

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

23. 2010-R-075 Ordering and proclaiming a general City election to be held on Tuesday, November 2, 2010 for the election of City Officials; proclaiming a Special City Election for the purpose of submitting proposed amendments to the Charter of the City of Laredo to the voters on Tuesday, November 2, 2010 and ordering said election; designating polling places; designating a runoff date; providing for publication; and authorizing the City Manager to enter into contract with the Webb County Elections Administrator for the purpose of conducting a joint election with the City of Laredo.

Motion to approve.

Moved: Cm. Garza

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

**X. MOTIONS**

24. Consideration to authorize payment to nine (9) vendors (Centurylink, Intrado, DIR, AT&T, Sprint/Nextel, Verizon Southwest, Jim Hogg County, Starr County, Zapata County and Laredo Community College) for providing existing 9-1-1 telephone network, database, wireless, equipment maintenance, and training services for the four (4) county regional 9-1-1 system in the projected amount of \$515,271.00. Payments are for the period of September 1, 2010 through August 31, 2011. Funding is available in the 9-1-1 Regional Fund.

Motion to approve.

Moved: Cm. Garza

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

25. Motion to authorize the issuance of a permit to the Texas A & M International University Alumni Association, for the installation of two (2) banners across the intersections of Calton Road/Yearly Street and Clark Avenue/Bartlett Avenue. Banners are to be hung from August 17, 2010 to September 5, 2010. The banners are for advertising the Autmus Fest.

Motion to approve.

Moved: Cm. Garza

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

26. Authorizing the City Manager, in support of the City of Laredo International Airport Noise Compatibility Program, to execute two (2) year appraisal services contracts with the following State Certified, Independent, Real Estate Fee Appraisers: R. R. Snyder and Associates, Texas Land Services LLC, Frances Villarreal, R. Salinas & Associates, Inc., Porras Residential Appraisal Services, Inc., Frank Leal Co. R. E. Appraisals, Wright Realty Company, Integra Realty Resources, and HDR/ONE COMPANY(Many Solutions). Appraisers will be alternated to conduct property appraisal services for a fee not to exceed \$450.00 per appraisal for residential homes and not to exceed \$750.00 per appraisal for apartment complexes; also a fee not to exceed \$350.00 for appraisal reviews of residential properties, and a fee not to exceed \$700.00 for appraisal reviews for apartment complexes. Funding is available under Federal Aviation Administration (FAA) Airport Improvement Projects (AIP), Grants Nos. 58 & 60.

Motion to approve.

Moved: Cm. Garza

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

27. Consideration for approval of change order no. 1 an increase of \$438,306.30 to the construction contract with REIM Construction, Inc., Alton, Texas, for the Laredo International Airport General Aviation Apron Rehabilitation Design Phase 6 (FAA

Rehabilitate Apron Phase 5) for an increase quantity of pavement due to additional budget availability from non-awarded alternate bid schedules and to add fifty-five (55) calendar days to the construction contract time. Current construction contract amount with this change order is \$2,060,226.45. Current construction contract time with this change order is two hundred two (202) calendar days. Funding is available in the Airport Construction Fund—Grant No. 61.

Motion to approve.

Moved: Cm. Garza

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

28. Consideration to a construction contract to the lowest bidder Vela's, LLC., Progreso, Texas, in the base bid amount of \$691,000.00 for the City of Laredo Health Department Clinical Renovation—Phase II (Re-Bid) with a construction contract time of one hundred twenty (120) calendar days; and authorizing the City Manager to execute all related contract documents contingent upon receipt and approval of insurance and bond documents. Funding is available in the 2008 C.O. Issue and the Health Department Fund.

Motion to approve.

Moved: Cm. Garcia

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

29. Consideration for approval of the Bartlett Avenue Extension Project as complete and approval of change order no. 5 a decrease of \$396.50 for the balance of quantities actually constructed in place, release of retainage and approval of final payment in the amount of \$126,870.21 to Zertuche Construction, Laredo, Texas. Final construction contract amount is \$1,968,668.02. Funding is available in the Bartlett Extension—1998 C.O., 2000 C.O., 2003 C.O., 2005 C.O., 2006 C.O., and 2008 Utility C.O. and in the FTA Grant.

Motion to approve.

Moved: Cm. Garcia

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

30. Consideration for approval of change order no. 1 to the construction contract with Martinez Paving Company, Inc., Laredo, Texas, for installation of new irrigation and repair of existing irrigation for an amount not to exceed 25% of the original contract amount, approximately in the amount of \$141,582.88 for the North Central Park Phase 1C. Funding is available in the 2008 Certificate of Obligation Fund and 2009 Certificate of Obligation Fund.

Motion to approve.





Laredo Library with a construction contract time of two hundred sixty-five (265) working days; and authorizing the City Manager to execute all related contract documents contingent upon receipt and approval of insurance and bond documents. Funding is available in the 2006 C.O, 2008 C.O, 2009 C.O, Community Development, Capital Improvements and Utilities Funds.

Motion to approve.

Moved: Cm. Garcia

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

35. Consideration to award a contract to Santex Truck Center, San Antonio, Texas, in the amount of \$123,128.00 for the purchase of one (1) water tank truck for use by the Solid Waste Department utilizing the H-GAC cooperative contract. Funding is available from the Solid Waste Services Department Fund.

Motion to approve.

Moved: Cm. Garcia

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

36. Consideration to award contracts to:

- a. Nueces Power Equipment, Corpus Christi, Texas, in the amount of \$246,236.00 for the purchase of one (1) wheel loader;
- b. RDO Equipment, Fargo, Maryland, in the amount of \$688,915.00 for the purchase of one crawler dozer and one (1) motor grader;
- c. Holt Caterpillar, San Antonio, Texas, in the amount of \$656,282.00 for the purchase of one (1) landfill compactor.

This equipment will be purchased for the Solid Waste Services Department utilizing the H-GAC and BuyBoard Cooperative Contract Pricing. Funding is available in the Solid Waste Services, 2007 PFFCO.

Motion to approve.

Moved: Cm. Garcia

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

37. Consideration to award a contract to the low bidder, Zentiram Communications Inc., dba Novastar Communication, Laredo, Texas, in the amount of \$52,425.00 for the purchase and installation of one hundred fifty (150) rifle rack locks on Police Department vehicles. Funding is available from Police JAG Recovery Grant proceeds.

Motion to approve.

Moved: Cm. Garcia

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

38. Consideration to award the purchase of twenty-five (25) Motorola E-citation handheld devices and accessories through the U.S. Communities IT Products contract number RQ09-997736-42B from Insight Public Sector, in the amount of \$102,822.75 and the purchase of the software through SunGard HTE, sole source provider, in the amount of \$48,476.64. The E-citation hand held devices and software will be used by the Laredo Police Department's Traffic Unit and Officers assigned to traffic enforcement grants. Funding is available through the Police Department Trust Fund budget.

Motion to approve.

Moved: Cm. Garcia

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

39. Consideration to award a contract to Kraftsman Playground & Park Equipment, Spring, Texas, through the BuyBoard Cooperative Purchasing Program's contract pricing, in the total amount of \$67,748.45 for the purchase and installation of a rubber track surface system at the San Augustine High School walking track. Funding is available from the 2007 Certificates of Obligation Bond Proceeds.

Motion to approve.

Moved: Cm. Garcia

Second: Mayor Pro Tem Rendon

For: 8

Against: 0

Abstain: 0

40. Consideration to authorize a contract with Kraftsman Playground & Park Equipment, Spring, Texas, in the amount of \$67,001.72 for the purchase and installation of two (2) shade structures at Freddie Benavides Baseball Field. Funding is available through the Community Development Block Grant.

Motion to approve.

Moved: Cm. Garcia

Second: Mayor Pro Tem Rendon

For: 8

Against: 0

Abstain: 0

41. Consideration to authorize the purchase of twenty-five (25) Big Belly Solar Receptacles/trash compactors in the amount of \$94,095.25 from Exerplay, Inc., Cedar Crest, New Mexico, through the Buy Board Cooperative Purchasing Program. Funding is available in the Environmental Services Fund. These receptacles will be distributed throughout the City by the Environmental Services Department.

Motion to approve.





Blvd. to Rhino Builders, Ltd, Laredo, Texas. This change order will add thirty-two (32) additional days to the contract time to allow for rain delays. The total contract amount of \$554,945.00 will not change.

Motion to approve.

Moved: Cm. Garcia

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

49. Authorizing the City Manager to approve change order no. 2 to SLC Construction, LLC, for the 20" Waterline Replacement along Jefferson Street/Lyon Street. This change order will add forty-one (41) additional days to the contract time to allow for rain delays as well as additional work that was determined to be needed. The total contract amount of \$1,073,339.40 will not change.

Motion to approve.

Moved: Cm. Garcia

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

50. Authorizing the City Manager to approve change order no. 3 to SLC Construction, LLC, Laredo, Texas for the 8" Waterline Replacement Project. This change order will add forty-one (41) additional days to the contract time to allow for rain delays as well as additional work that was determined to be needed. The total contract amount of \$6,680,503.08 will not change.

Motion to approve.

Moved: Cm. Garcia

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

51. Consideration to approve the 24" Sanitary Sewer Line along Mines Road Project as complete, release of retainage and approval of final payment in the amount of \$51,156.30 to Austin Engineering Co. Final construction contract amount is \$1,023,126.00. Funding is available in the 2007 Sewer Revenue Bond.

Motion to approve.

Moved: Cm. Garcia

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

52. Refund of property tax in the amount of \$1,019.44 payable to CitiFinancial due to an overpayment. Account #980-20001-050.

Motion to approve.

Moved: Cm. Garcia

Second: Cm. Liendo Espinoza

**XI. GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS**

## 53. A. Request by Mayor Raul G. Salinas

## 1. Presentation by Workforce Solutions of Laredo.

Michael Gonzalez, Project Director of Workforce Solutions, gave the following presentation:

**Current Challenge**

There are 54 million American with disabilities. Of these, 35% of people with disabilities are working full or part-time as compared to 78 % of the rest of the population. Two out of three (63%) of those who are not working would prefer to . Since 1986, over 20 years ago, the employment rate for ALL people with disabilities has only increased ONE PERCENT (34% in 1986 vs. 35% in 2004). In the business community of the private and government sector as well as in the general community, there is a need to increase the knowledge related to the disability community, in order to be able to eliminate both employment and general barriers that people with disabilities are suffering.

**Dispelling the Myth: The Three Most Common Myths**

**Myth:** Individuals with disabilities do not have the right skills for business and they don't have good performance and/or high productivity

**Facts:** According to research, people with disabilities are more proficient and productive than other workers.

They develop important critical thinking skills and bring unique characteristics to the workforce.

**Myth:** Supports in the workplace would be too costly.

**Facts:** Accommodations are generally not expensive and the employers make accommodations daily.

The majority of necessary accommodations cost virtually nothing.

70% of workers with disability require no accommodation at all.

20% of accommodations are cost neutral.

50% of accommodations cost less than \$500.00.

**Myth:** The attendance and safety records of workers with disabilities are worse than other employees and can make insurance more costly. Hiring people with disabilities make businesses vulnerable for litigation.

**Facts:** Employees with disabilities have 90% better attendance and safety records than the average worker. 6 A survey of human resource managers, conducted by Cornell University, has found that company's health, life and, disability insurance cost rarely rise because hiring employees with

disabilities. In fact, most of the workers with disabilities have their own federally funded Medicaid benefits.

#### Resources and Benefits for the Business Community

The Work Opportunity Tax Credit: Allows employers tax credits of up to \$2,400 for hiring people with disabilities.

The Small Business Tax Credit: IRS Code Section 44, Disabled Access Credit, which helps small businesses cover the cost of making their businesses accessible, up to a maximum benefit of \$5,000.

The Architectural/ Transportation Tax Deduction: IRS Code Section 190, Barrier Removal, which allows businesses an annual deduction of up to \$15,000 for expenses incurred to remove physical, structural, and transportation barriers for persons with disabilities at the workplace.

Programs such as:

Texas Back to Work

TANF Work Subsidy

WIA Work Experience

Resources in the community such as Laredo Disability Alliance (LDA), Workforce Solutions for South Texas through the Regional Disability Program Navigator can provide awareness, training and job accommodations.

Agencies like Department of Assistive and Rehabilitative Services (DARS) and Division of Blind Services (DBS), assist with training and job accommodation to benefit both employers and workers.

The rest of this presentation can be viewed at the City Secretary's Office, 1110 Houston St., Laredo, TX 78040.

2. Status report regarding the Business Without Borders (Negocios Sin Fronteras) Conference recently held in Laredo, with possible action.

Blasita Lopez, Convention and Visitors Bureau Director, gave the following presentation:

Preliminary Post-Event Report

Business Without Borders Seminar

August 4-7, 2010 / Embassy Suites Hotel

Event at a glance by the numbers:

- 9 – local collaborators made the event possible
- 100 – total capacity of attendees
- 110 – total number of attendees that attended over the 2-day period
- 17 – seminars/programs provided (not including tours)
- 20 – hours of instruction provided to attendees (not including tours)



- 28 – hours of time invested in tours of Laredo (TAMIU, Laredo Country Club, World Trade Bridge, informal residential areas)
- 68 – companies represented of the attendees
- 580 – inquiries digitally and throughphone calls
- 220 – leads generated from attendees and inquiries
- 10,201 – clicks on digital banners that were placed in various websites promoting the conference
- 7 – leading newspapers in Mexico that carried either paid advertising or covered the story (El Financiero, Excelsior, Milenio, Reforma, Estrategia Aduanera, NewsBiz and El Norte)
- 65 – hours spent consulting with prospects (immediately at seminar and immediately thereafter)
- 5 – companies creating a corporation
- Unlimited – the hours that will be spent following up with all interested parties

Possible economic impact projections by the numbers:

- Business Investment Visa: if all 100 people apply for this -- \$68 million potential investment amount; at a mid-range -- \$13.6 million in potential investment
- 60 – new businesses
- 600 – positions in job creation
- \$40M – average amount of infusion into the local economy with the addition of these companies and the jobs created (60 + 600 = \$40M)

B. Request by Council Member Juan Narvaez

1. Discussion with possible action on the placement of a soft surface walking/jogging track around Milton Elementary.

Motion to approve monies to be transferred from the Clark project.

Moved: Cm. Narvaez

Second: Cm. Garcia

For: 8

Against: 0

Abstain: 0

## **XII. STAFF REPORTS**

54. Submission of a draft legislative agenda in preparation for the upcoming 82nd Legislative Session of the State of Texas for review and comment.

Jessica Hein, Director of C.A.S.S., reported that in their Friday packet they would have received an updated legislative agenda. She invited Council to comment or ask any questions about the agenda.

Cm. Belmares asked where the 4A-4B item was located.

City Manager Carlos Villarreal stated that the item was new and would still be placed on the agenda. He went on to say that monies accumulated for sports venue would remain under sports venue as long as it was approved by bond council.

Cm. Garza said that he wished for a pilot program having to do with the workforce opportunities to have matching grants or funding and provide workforce services for the City of Laredo. He added that he felt that the city should push for the fireworks ban even though it was a county issue. He felt it should be a county-by-county decision.

City Manager Carlos Villarreal stated that the elimination of manifestos would have to be a blanket elimination all along the border. He went on to say that when they purchased an item in Mexico, they were not given an exemption of the IVA. He concluded that he would not consider for it to be on a local option basis.

Cm. Landeck stated that the coin-operated amusement machine businesses item could be misunderstood. He felt that the issue was very important that it be regulated not only how much the machines paid out, but also the percentage that they paid out. He concluded that they should seek examples from other places where the regulations were in place.

- 55. Discussion and possible action regarding the City of Laredo's 2011 proposed annual budget, including by not limited to Third Party Funding, and any matters incident thereto.

Motion to cut 15% (\$60,307.50) from the Laredo Development Foundation budget and put the monies toward the Third Party Funding applicants.

Moved: Cm. Garcia

Second: Cm. Belmares

For: 5

Against: 3

Abstain: 0

Cm. Belmares

Cm. Valdez

Cm. Liendo Espinoza

Ronnie Acosta, Community Development Director, thanked the members of the Third Party Funding Advisory Committee. She presented a handout to Mayor and Council with committee recommendations. This handout can be viewed at the City Secretary's Office, 1110 Houston St., Laredo, TX 78040.

Motion to not approve any new requests as follows: Border Region MHMR -- \$5,000, Mercy Ministries of Laredo -- \$5,000, Rio Grande International Study Center -- \$5,000, Ruthe B. Cowl Rehabilitation Center -- \$5,000, and Voz de Niños -- Court Appointed Special Advocates -- \$5,000.

Moved: Cm. Garza

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

Motion for Laredo Main Street funding to increase from \$37,500 to \$50,000.

Moved: Cm. Liendo Espinoza

Second: Cm. Garcia

For: 8

Against: 0

Abstain: 0

City Manager Carlos Villarreal stated that Judge Lopez had sent him an e-mail about a magistrate that would be a combined position between the city and the county and that the Judge might wish to address the Council about this on the 7<sup>th</sup> of September. He went on to present the following two budget amendments to Mayor and City Council:

Amendment 1: Instruct the City Manager to increase revenue appropriations in the amount of \$534,226 for the following revenues in order to cover the cost of a 2% COLA increase and three communication Technicians: Municipal Court, \$201,555, Property Tax for General Fund and Debt Service based on the Certified Appraisal Roll, \$62,475, and Property Tax for General Fund by increasing the proposed tax collection rate from 96% to 96.5%, \$270,196.

Amendment 2: Instruct the City Manager to increase the expenditure appropriations in the amount of \$600,000 for the cost of a 2% COLA increase.

Motion to approve both amendments.

Moved: Cm. Garza

Second: Cm. Belmares

For: 8

Against: 0

Abstain: 0

Motion to distribute the remaining fund balance from the monies taken from the Laredo Development Foundation among the other Third Party Funding organizations.

Moved: Cm. Garcia

Second: Cm. Landeck

For: 8

Against: 0

Abstain: 0

Motion to reduce WBCA funding by \$10,000, put the \$10,000 toward the Jamboozie fund to make it \$15,000 instead of \$5,000, and earmark \$30,000 of the remaining WBCA \$50,000 funding toward the Jalapeño Festival.

Moved: Cm. Garcia

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

Motion to add \$2,000 for the Children's Advocacy Center to be able to provide the additional services.

Moved: Cm. Garza

Second: Cm. Valdez

For: 8

Against: 0

Abstain: 0

Cm. Liendo Espinoza said that she felt the \$9,785 for the TAMIU Alumni Association funding from Hotel/Motel should not be approved.

City Manager Carlos Villarreal replied that the elimination of funding had been included in a previous motion.

Cm. Valdez said that regarding the Hotel/Motel fund, he wanted the Council to leave the monies not assigned to any particular association to be able to use in the future for other items that might come up.

City Manager Carlos Villarreal replied that they could hold back some of the monies for other events.

Cm. Valdez said that he would ask the Council to set aside the money for an organization that might qualify later.

Motion to set aside the \$9,785 originally intended for the TAMIU Alumni Association for other events coming up.

Moved: Cm. Valdez

Second: Cm. Garza

For: 8

Against: 0

Abstain: 0

Motion to reconsider.

Moved: Cm. Landeck

Second: Cm. Belmares

For: 8

Against: 0

Abstain: 0

Motion to have the \$9,785 put back and redistributed among Hotel/Motel organizations that apply.

Moved: Cm. Belmares

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

56. Discussion and possible action regarding amending the City of Laredo's 2011-2015 Capital Improvement Program (CIP).

City Manager Carlos Villarreal asked that Council formally include Cm. Valdez' request in the Capital Improvement Program.

Cm. Valdez said that he wished for there to be a multisports complex in the city for tournaments.

Motion to look include the multisports complex in the Capital Improvement Program.

Moved: Cm. Valdez

Second: Cm. Belmares

For: 8

Against: 0

Abstain: 0

### **XIII. EXECUTIVE SESSION**

None.

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

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

Moved: Cm. Garza

Second: Cm. Belmares

For: 8

Against: 0

Abstain: 0

57. Consideration to exercise the renewal option for annual supply contracts FY09-067 to the listed vendors for providing bus and van fleet parts in the amount of \$750,000.00. Contracts will be awarded by item(s) to the lowest responsible bidder for parts most commonly purchased for non-warranty repairs. All items will be purchased on an as needed basis. Funding is available in the El Metro Operations Fund.

Motion to approve.

Moved: Cm. Garza

Second: Cm. Garcia

For: 8

Against: 0

Abstain: 0

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

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

Moved: Cm. Garza

Second: Cm. Garcia

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 29 and they are true, complete, and correct proceedings of the City Council meeting held on August 16th, 2010.

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Gustavo Guevara, Jr.  
City Secretary