

CITY OF LAREDO
RECOGNITION AND COMMUNICATION NOTICE
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
October 2, 2017
5:00 P.M.

The Mayor will be presenting the following:

1. Recognizing the Trautmann Middle School Band for being selected as the National Winner in the 2017 Mark of Excellence/National Wind Band Honors Project.
2. Recognizing the Customs and Border Protection executive staff at the Laredo Port and Entry and Field Operations for their truly exemplary leadership during a critical time for the Port of Laredo. They made giant strides in solidarity with their Mexican counterparts and all of the stakeholders in the trade and international commerce industry in response to the May 21st storm event that severely affected the infrastructure and operations at World Trade Bridge on both sides of the border. Their quick action to restore Laredo's and Nuevo Laredo's trade handling operations, intuiting immediate lines of communication and problem solving is to be commended. We applaud their recent work and look forward to a continued strong working relationship.
3. Recognizing the City of Laredo for being awarded the Certificate of Achievement for Excellence in Financial Reporting for its Comprehensive Annual Financial Report for the Fiscal Year Ending September 30, 2016.

CITY OF LAREDO
CITY COUNCIL MEETING
A-2017-R-16
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
October 2, 2017
5:30 P.M.

 **DISABILITY ACCESS STATEMENT** 

Persons with disabilities who plan to attend this meeting and who may need auxiliary aid or services are requested to contact Jose A. Valdez Jr., City Secretary, at (956) 791-7308 at least two working days prior to the meeting so that appropriate arrangements can be made. The

accessible entrance and accessible parking spaces are located at City Hall, 1100 Victoria Ave.

Out of consideration for all attendees of the City Council meetings, please turn off all cellular phones and pagers, or place on inaudible signal. Thank you for your consideration.

Pursuant to the Texas Penal Code (trespass by holder of license to carry a handgun), a person licensed under Subchapter H, Chapter 411, Government Code (Concealed Handgun Law or Handgun Licensing Law), may not enter into the City Council Chamber while City Council is in session with a concealed or openly-carried handgun.

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. MOMENT OF SILENCE

IV. ROLL CALL

V. MINUTES

Approval of the minutes of September 18, 2017

Citizen comments

Citizens are required to fill out a witness card and submit it to the City Secretary no later than 5:45 p.m. and identify themselves at the microphone. Comments are limited to three (3) minutes per speaker. No more than three (3) persons will be allowed to speak on any side of an issue. Should there be more than three (3) people who wish to speak on a particular issue, they need to select not more than three (3) representatives to speak for them and the presiding officer may limit the public comments further in the interest of an orderly meeting. Speakers may not pass their minutes to any other speaker. Comments should be relevant to City business and delivered in a professional manner. No derogatory remarks will be permitted.

VI. APPOINTMENTS TO COMMISSIONS, BOARDS AND COMMITTEES

1. Appointment by Council Member Rudy Gonzalez, Jr. of Adriana Alexander to the Ethics Commission.
2. Appointment by Council Member Rudy Gonzalez, Jr. of Roberto Lopez to the Fine Arts & Culture Commission.
3. Appointment by Council Member Rudy Gonzalez, Jr. of Melissa Mojica to the Animal Care Services Advisory Committee.

4. Appointment by Mayor and City Council Members to the Animal Care Services Advisory Committee representing the Animal Welfare Organization.
5. Appointment by Council Member Alberto Torres, Jr. of to the Economic Development Advisory Board.
6. Appointment by Mayor and City Council Members of the Animal Care Services Department Director (Clarissa Rangel) to the Animal Care Facility Advisory Committee in accordance with the Health and Safety Code, Section 823.005.

VII. PUBLIC HEARINGS

1. Amending the City of Laredo FY 2018 Airport Construction Fund Budget to accept and appropriate revenues from a grant received from the Federal Aviation Administration Airport Improvement Program being Grant Project No. 3-48-0136-84-2017 in the amount of \$5,796,502.00 to Widen Taxiway E, Rehabilitate Cargo Apron, Phase 10; Rehabilitate Cargo Apron, Phase 11 (Design); Install Guidance Signs; 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 required local match in the amount of \$644,056.00 (10%) is available in the Airport Construction Fund Budget to provide local match for FAA Grant No. 84. Total grant budget, including local match totals \$6,440,558.00.

(Recess)
(Press Availability)

VIII. INTRODUCTORY ORDINANCES

2. Authorizing the City Manager to execute all documents for the purchase of the "Surface Only" of 8402 Forest Loop, legally described as Lot 11, Block 1 Meadowlands Subdivision, Unit 1, a Subdivision situated in the City of Laredo, as per Plat recorded in Volume 14, Page 30, Webb County Plat Records, for the appraised market value of \$189,000.00 plus closing costs, from Ricardo and Esperanza Castillo. This property is being purchased to alleviate drainage issues and flooding concerns in the area. Funding is available in the Environmental Services Fund 2016A C.O.

IX. FINAL READING OF ORDINANCES

3. **2017-O-137** Amending Chapter 11 Electricity of the Code of Ordinances of the City of Laredo by amending Article I, Section 11-1 definitions; amending Article II, Section 11-24 fees for registration; amending Article II, Section 11-25 - reserved; amending Article III, Section 11-43 same-to whom issued, Section 11-44 same-fees, Section 11-45 same-display; amending Article IV, Section 11-63 service reconnection, Section 11-65 violations; providing a savings clause; providing for severability; providing for publication; and providing an effective date.

4. **2017-O-138** Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 3.9759 Acres (described by Meets and Bounds in Exhibit A), located north of Aguanieve Dr. and west of Cuatro Vientos Rd., from R-1A (Single Family Reduced Area District) to B-3 (Community Business District); providing for publication and effective date.
ZC-72-2017

District I

5. **2017-O-139** Amending Chapter 23 (Parks and Recreation) of the Code of Ordinances of the City of Laredo to allow for, in part, a twenty percent discount to senior citizens (aged 62 and older) who sign up and pay the annual fee - based on financial need and also, offering a free, twelve month membership to City employees upon completion of the Health and Wellness Incentive program. In addition, allow for updating facilities and an increase to basketball league fees from \$70 - \$100 per team, facility rental fees from \$650 to \$1,000 for the gymnasium, \$200 to \$400 for the Multi-Purpose Room, \$50 to \$100 for the Multi-Purpose Room, non-profit and implementing a \$400 rate for the lobby in all recreation centers; containing a savings clause; containing a severability clause; and providing an effective date.

6. **2017-O-140** Amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Special Use Permit for Oil and/or Gas Extraction and Production, (plug/abandonment) on approximately 1.38 acres out of Porcion 24, Toribio Rodriguez Tract Abstract, 268, known as Killam-Hurd-Amoco Fee #6 Well, located north of E. Del Mar Blvd. and east of Bob Bullock Loop.
ZC-74-2017

District VI

7. **2017-O-141** Amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Special Use Permit for Oil and/or Gas Extraction and Production, plug/abandonment approximately 4 acres out of Porcion 26, A. Sanchez Tract Abstract 282, known as Ortiz Ranch "B" #1 Well, located south of E. Del Mar Blvd. and east of Bob Bullock Loop.
ZC-75-2017

District V

8. **2017-O-142** Authorizing the City Manager to add one FTE for a Crime Victims Service Coordinator position. The funding will come from the grant awarded by the Office of the Governor, Criminal Justice Division for the Violent Crime Grant under the 2018 Victims of Crime Act (VOCA) for the period of October 1, 2017 through September 30, 2018. The acceptance of the grant was approved by Council on 09/18/17 with resolution number 2017-R-110. Funding is available in Fiscal Year 2018 - Special Police Fund.

9. **2017-O-143** An ordinance amending the City of Laredo Code of Ordinances, Chapter 7, "Buildings & Building Regulations," by amending Article 11, "Registration of General Contractors and Subcontractors," Section 7-20 through Section 7-31, modifying the Municipal Registration of General Contractors and Subcontractors; providing for the collection of fees; enforcement to include fines and criminal penalties; a severability clause; a publication clause; and an effective date. **(AS AMENDED)**

10. **2017-O-144** Designating as a one-way southbound the 4600 to 5000 block of Daugherty Avenue, between E. Cherry Hill Drive and Leal Street, during the peak hours of 7:30 a.m. to 8:00 a.m. and 2:45 p.m. to 3:45 p.m, Monday through Friday, during school days, providing for the installation of appropriate signs to indicate one-way traffic and providing for publication and effective date.

11. **2017-O-145** Amending Ordinance 2013-O-109 to extend the existing one-way north bound street designation on school days peak periods of the 3000 block of Urbahn Ave., between Plum St. and Frost St., an additional block to include the 2900 block of Urbahn Ave. between Frost St. and Lyon St., to be in effect 7:45 a.m. to 8:45 a.m. and 4:00 p.m. to 5:00 p.m., Monday through Friday, school days, providing for the installation of appropriate signs to indicate one way traffic and providing for publication and effective date.

X. CONSENT AGENDA

All of the following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Council Member.

X (a) RESOLUTIONS

12. **2016-R-112** Authorizing the City Manager to enter into contract with Valley AIDS Council d/b/a Westbrook Clinic (VAC) in the amount of \$49,195.00 for the continuation of the City of Laredo Health Department HIV/AIDS Ryan White Part D Program to provide HIV AIDS/STD health care and prevention services for women, infants, children and youth affected by AIDS for the term period of August 1, 2017 through July 31, 2018.

13. **2017-R-113** Authorizing the City Manager to sign a water rights sales agreement between the City of Laredo and Russell Plantation, in which the City is agreeing to Purchase the right to divert and use 375 acre feet and 231.25 acre feet per annum of Class "B" irrigation water rights to the Rio Grande river for a total of 606.25 acre feet, which after Conversion from irrigation rights to municipal use rights amounts to 242.5 acre feet of municipal use rights per annum at \$3000.00 per ac./ft., for a purchase price of \$727,500.00; 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 said water rights be severed from certificates of adjudication no. 23-153C and 23-37C, respectively, as amended, of the seller and combined with Certificate of adjudication no. 23-3997, 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. Provided, however, the purchase of said water rights shall not be closed and paid for until after October 1, 2017, as provided in said water rights sales agreement. Funding is available in the Utilities Water Availability Fund.

14. **2017-R-115** Nominating Council Member Rudy Gonzalez, Jr., as the City of Laredo's candidate to the Webb County Appraisal District Board of Directors for the 2018-2019 Term as per Section 6.03 of the Texas Property Tax Code and directing the City Secretary to transmit a copy of this resolution to the Chief Appraiser of the Webb County Appraisal District before October 15, 2017. Prior to December 15, 2017, City Council will cast its 991 Votes in any manner it wishes for those individuals listed on the ballot provided by the Chief Appraiser.

15. **2017-R-116** A Resolution of the City Council of the City of Laredo, Texas, adopting the Facility Naming & Recognition Commission policy; and providing an effective date.

16. **2017-R-117** A Resolution of the City Council of the City of Laredo, Texas, electing to operate under the Public and Private Facilities and Infrastructure Act of 2011 (the "Act"), Texas Government Code § 2267.001 *et seq.*, and to use alternative contracting methods as described in the Act; adopting guidelines for the City's participation in public-private partnerships; and providing an effective date.

X (b) MOTIONS

17. Authorizing the City manager to execute a contract with Laredo Main Street in the amount of \$50,000.00 for continued coordination and participation in the Texas Main Street program. This funding will allow Laredo Main Street to further its mission which is to preserve and enhance the historic character of downtown Laredo and to assist in the commercial revitalization of downtown Laredo.

18. Authorizing the City Manager to execute individual contracts with the following Third Party Funding recipients totaling \$313,725.00 for FY 2017-2018. Funding is available in the General Fund.

Laredo Little Theatre	\$6,500.00
Laredo Children's Museum (Imaginarium)	\$7,000.00
Laredo Crime Stoppers	\$4,000.00
Laredo Regional Food Bank	\$3,000.00
South Texas Food Bank	\$35,000.00
Ruthe B. Cowl Rehabilitation Center	\$34,725.00
Bethany House	\$25,000.00
Serving Children and Adolescents	\$13,500.00
Children's Advocacy Center	\$27,000.00
Boy's and Girl's Club of Laredo	\$20,000.00
Border Area Nutrition Council	\$25,000.00
Literacy Volunteers of Laredo	\$6,000.00
Sacred Heart Children's Home	\$15,000.00
Veteran's Coalition	\$30,000.00
Casa de Misericordia	\$20,000.00
Special Olympics	\$10,000.00
Kidney Foundation	\$18,000.00
Laredo Amateur Boxing	\$5,000.00
Big Brother Big Sister	\$4,000.00
Area Health Education Center	\$5,000.00

19. Authorizing the City Manager to execute individual contracts with the following Hotel Motel Tax Fund recipients totaling \$542,000.00 for FY 2017-2018.

Society of Martha Washington	\$15,000.00
Border Olympics	\$120,000.00
LULAC # 7	\$10,000.00
Chamber of Commerce/Cola Blanca	\$30,000.00
WBCA	\$60,000.00

Laredo Philharmonic Orchestra	\$22,000.00
Webb County Heritage Foundation	\$60,000.00
Laredo Center for the Arts	\$150,000.00
Laredo Main Street/Farmers Market	\$15,000.00
Laredo Main Street/Jamboozie	\$20,000.00
Mexican Cultural Institute	\$10,000.00
Laredo Area Youth Soccer	\$25,000.00
Laredo Main Street/Artisan Bazaar	\$ 5,000.00

20. Consideration for approval of award of construction contract to the lowest bidder ALC Construction, Inc., Laredo, Texas, in the amount of \$147,550.00 (base bid plus additive alternate no. 1) for the 80' x 120' George Washington Park Metal Shade – District I 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 January 2018. Funding is available in the 2016 CO – District I Priority Funds.
21. Consideration for approval of the Zacate Creek Channel Improvements Project as complete, approval of change order no. 2, a decrease of \$30,242.41 for the balance of quantities actually constructed in place, release of retainage and approval of final payment in the amount of \$75,015.82 to Altus Construction, Laredo, Texas. Final construction contract amount is \$1,302,255.34. Funding is available in the 2016 Environmental Services CO.
22. Consideration for approval of change order no. 3, an increase of \$119,750.00 to the design/build contract with Sunset Pools, Laredo, Texas, for the CDBG Freddy Benavides Recreational (Sisters of Mercy) Water Feature (Lazy River) adjacent to the City of Laredo Cigarroa Recreation Center Swimming Pool at 2201 Zacatecas Street to design and build a covered entrance to the water park with accessible ramps, planters, rails, shade areas and to add one hundred thirty-five (135) days to the contract time (45 days for engineering and 90 days for construction). Current contract amount with this change order is \$1,618,650.00. Completion time for the project is scheduled for mid-February 2018. Funding is available in the 2016 CO - District II Priority Funds.
23. Consideration to authorize the purchase of three (3) patrol units from Lake Country Chevrolet, Jasper, Texas in the amount of \$137,910.90. The purchase of these vehicles shall be made utilizing the Goodbuy Contract Pricing Program. Funding is available in the Bridge Department Budget.

24. Consideration to award contract FY17-067 for the purchase of Ford Original Equipment Manufacturer (OEM) automotive parts for the City's Fleet vehicles to the following vendors:

1. LEIF Johnson Ford, Austin, Texas, in an amount up to \$20,000.00; and
2. Sames Motor Company, Laredo, Texas in an amount up to \$100,000.00.

All parts will be secured on an as needed basis. The term of this contract shall be for a period of one (1) year beginning as of the date of its execution. The contract may be extended for two, additional one (1) year periods each upon mutual agreement of the parties. Funding is available in the Fleet Maintenance Budget.

25. Consideration to award annual service/supply contract FY17-060 for the repairs/replacement/new installation of shades for the Parks & Leisure Department to the following vendors:

1. Gutierrez Machine Shop, Laredo, Texas, in an amount up to \$70,000.00; and
2. Impression Design, Laredo, Texas in an amount up to \$40,000.00.

All services will be secured on an as needed basis. This contract establishes a percentage discount on original manufacturer shades and a labor rate for these services. The City of Laredo Purchasing Department shall obtain quotes from the primary and secondary vendor for all quotes that exceed \$3,000.00. The City of Laredo may add additional locations or departments for the replacement/repair/new installation of shades throughout the contract period. The term of this contract shall be for a period of one (1) year beginning as of the date of its execution. The contract may be extended for two, additional one (1) year periods each upon mutual agreement of the parties. Funding is available in the Parks Maintenance Budget.

26. Ratifying the emergency lease purchase approved by the City Manager for a Pitney Bowes inserter machine. This agreement utilizes the BuyBoard Cooperative Lease contract pricing. The request required immediate execution due to the urgency of processing the 2017 Property Tax Bills. The existing equipment has been malfunctioning and therefore needs to be replaced. The total cost to lease this equipment is \$11,131.44 per year and the lease is for a period of 60 months for a total of \$55,657.20. Funding is available in the Tax Department Budget in General Fund.

27. Consideration to authorize the installation of two (2) speed humps on Concord St., between Sheffield St. and Lyon St., under the Special Provision of the Speed Hump Installation Policy, and to authorize the use of asphalt type speed humps, instead of a speed cushion, which is currently required under the policy. Funding is available in the 2016 CO District IV Priority Fund in the amount of \$4,000.00.

END OF CONSENT AGENDA

XI. STAFF REPORTS

28. Discussion with possible action on ongoing audits and/or irregularities identified by the Internal Auditor including the potential assignment of other and/or additional auditing duties; and any other matters incident thereto.

XII. EXECUTIVE SESSION

The Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any posted agenda item when authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), and/or 551.086 (Economic Development). Following closed session, the open meeting will reconvene at which time action, if any, may be taken.

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

29. **2017-RT-07** Authorizing the City Manager to accept and execute a grant award no. TX-2017-066-00 with the Department of Transportation, Federal Transit Administration, in the amount of \$320,797.00 for fiscal year 2017 Section 5339 Bus and Bus Facilities Grant Program authorized under the new Fixing America's Surface Transportation (FAST) Act. The Laredo Transit Management Inc. (El Metro) and the City of Laredo will replace three (3) El Lift Vans that have met their Useful Life Benchmark (ULB). The Transit's 15% local match is available in the Transit Sales Tax Fund.
30. Consideration to award a contract for the purchase of three (3) Paratransit Vans for the El Lift Division in the amount of \$296,869.23 utilizing the TXSMARTBUY Cooperative Contract Pricing with Creative Bus Sales from Irving, Texas. Funding is available in the Federal Transit Administration Section 5339 Grant #TX-2017-066-00. The required 15% local match for the grant will be funded by Transit Sales Tax.

31. Consideration to award a two year contract, (FY17-059), for the purchase of engine motor oil and lubricants for the Laredo Transit Management, Inc., (El Metro) to the following low bidders:

- 1) Arguindegui Oil, Co., Laredo, Texas, in the amount not to exceed \$38,504.00
- 2) Hollon Oil Company, Weslaco, Texas, in the amount not to exceed \$30,430.00
- 3) Gonzalez Auto Parts, Laredo, Texas, in the amount not to exceed \$21,750.00
- 4) Arnold Oil Company, Laredo, Texas, in the amount not to exceed \$8,750.00
- 5) Schaley Industrial Parts, Laredo, Texas, in the amount not to exceed \$3,060.00

If the contract pricing does not exceed the current pricing structure, the contract will be automatically renewed for two (2) additional one-year period extensions. Funding is available in the Laredo Transit Management, El Metro Operations Fund.

32. Consideration to award contract, FY 17-064, Bus Shelter Replacement and/or Repairs Project for City Council Districts IV and V, to the lowest responsive and responsible bidder, ALC Construction, in the amount of \$54,100.00. This project consists of improvements to twenty-five (25) bus shelter locations in District IV and five (5) bus shelter locations in District V, which have already been identified. ALC Construction was the bidder with a complete bid package that included addendum documentation. Funding for District IV bus shelters is available in the 2015 and 2016 CO - District IV Priority Funds, and funding for District V bus shelters is available in the 2016 CO - District V Priority Funds.

33. Consideration to waive bus fare and parking fees at the Transit Center for the Make a Difference Day Registered Volunteers on all Metro Routes on Saturday, October 28, 2017, in Partnership with Make a Difference Day / Azteca Neighborhood Revitalization Project.

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

GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

34.

A. Request by Council Member Charlie San Miguel

1. Discussion with possible action to consider city property for the possibility of a Veterans Museum.

B. Request by Council Member George Altgelt


1. Discussion and possible action to add "teeth" to the current ethics ordinance including but not limited to preventing elected and appointed deciding/scoring officials from meeting with or receiving anything of value from a lobbyist, someone acting as a lobbyist, a contractor and/or vendor or someone that seeks to otherwise do business with the city unless that said someone is registered as the aforementioned, an agenda is posted for the meeting and the subject and people concerned is clearly stated, and minutes if the meeting are kept. Additionally, the ethics commission should be given the authority to fine, suspend/discipline and or terminate and prevent from running and/or being hired an elected and/or appointed/employed official in the event a violation of ethics ordinance has been determined. (See generally El Paso County Ethics Ordinance). **(Co-Sponsored by Council Member San Miguel)**
2. Discussion and possible action to conduct an audit regarding the production of City mechanics at the Fleet Department relevant to the private sector.

C. Request by Council Member Nelly Vielma

1. Discussion with possible action requesting an audit of the total expenses in the various departments and personnel incurred for the Pony league "World Series" and any items incident thereto. **(Co-Sponsored by Council Member George Altgelt)**
2. Discussion with possible action to authorize improvements to the Bartlett park including a basketball court, lighting and benches and any items incident thereto.
3. Discussion with possible action to authorize improvements to the Chaparral park including a hike/bike trail and any items incident thereto.
4. Discussion with possible action to request a Parks City League of Sports for Seniors and Veterans and any items incident thereto. **(Co-Sponsored by Council Member Alberto Torres, Jr.)**

XV. ADJOURN

This notice was posted at the Municipal Government Offices, 1110 Houston Street, Laredo, Texas, at a place convenient and readily accessible to the public at all times. Said notice was posted on Wednesday, September 27, 2017 at 6:45 p.m.


Jose A. Valdez, Jr.
City Secretary

RECEIVED

2017 SEP 27 PM 6:22

CITY SECRETARY'S OFFICE