

**CITY OF LAREDO  
CITY COUNCIL MEETING  
M2004-R-06  
CITY COUNCIL CHAMBERS  
1110 HOUSTON STREET  
LAREDO, TEXAS 78040  
APRIL 5, 2004  
5:30 P.M.**

**I. CALL TO ORDER**

With a quorum present, Mayor Elizabeth G. Flores called the meeting to order.

**II. PLEDGE OF ALLEGIANCE**

Mayor Elizabeth G. Flores led in the Pledge of Allegiance.

**III. ROLL CALL**

In attendance:

Elizabeth G. Flores,  
Alfredo Agredano,  
Hector Garcia,  
John C. Galo,

District III

Johnny Amaya,

IV

Eliseo Valdez, Jr.,  
Gene Belmares,  
Jose A. Valdez, Jr.,  
Juan Ramirez,

VIII

Gustavo Guevara, Jr.,  
Larry Dovalina,  
Cynthia Collazo,  
Jaime Flores,

Mayor  
Council Member, District I  
Council Member, District II  
Mayor Pro Tempore,

Council Member, District

Council Member, District V  
Council Member, District VI  
Council Member, District VII  
Council Member, District

City Secretary  
City Manager  
Assistant City Manager  
City Attorney

**IV. MINUTES**

None.

**V. COMMUNICATIONS AND RECOGNITIONS**

**Announcements**

**Invitations**

## **Recognitions**

- a. Recognition by Horacio de Leon, Parks and Recreation Director and Richard Gentry President of the Tree Advisory Committee of the City of Laredo for its designation as a Tree City USA.

Horacio De Leon, Parks and Recreation Director, was joined by Don Fields, Ina Poole, and Selina Rivera of the Tree Advisory Board. He explained that this recognition grants our city the Tree City USA status and this is a result of the efforts of tree preservation and the emphasis that the City has placed on the proper maintenance and management of the community's tree resources.

- b. Recognition of Karla Robles of the Community Development Department on her selection as March 2004 Employee of the Month.

Erasmus Villarreal, Community Development Director, stated that Karla Robles has been with the department since November, 1999. He stated that she has always exhibited leadership qualities and has been instrumental in putting together programs that are administered in the low-moderate areas. She was especially helpful in providing input with the marketing campaign for the consolidated plan to increase awareness as well as input from the general public.

## **Communiqués**

- a. Presentation by Vaswani Soccer Ventures, L.L.C., regarding the United Soccer League's newest Premier Development League member franchise from Laredo, Texas.

Mr. Vaswani thanked the City Council for providing them this opportunity to talk about the newest soccer franchise in Laredo. He explained that his inspiration was a small slogan which reads: "Hometown heroes become tomorrow's superstars." He initiated his drive to begin a franchise here for the youth of Laredo which he hopes will serve as a platform for players that want to aspire to reach the highest level in the world of soccer. He added that he would like to lend a helping hand to elevate this sport to the level it deserves in Laredo. He would like to keep young players in their teens playing competitively and help them develop into world cup caliber-type of players.

Cm. Agredano extended birthday wishes to his son, Marco Antonio Agredano, who turned 10 years old today.

Cm. Garcia reminded everyone that early voting started today and encouraged everyone to go out to vote. He also thanked everyone for the good wishes extended to him while he was in the hospital.

Cm. Amaya stated that due to the recent rains, the city is expecting for the river to rise well above 20 feet tonight. He cautioned everyone that lives in the low lying areas to be extra careful.

Cm. E. Valdez, Jr. thanked Chief Agustin Dovalina for the police department's quick response to the district's needs this past weekend.

Cm. Belmares extended Easter greetings to everyone and asked that everyone have a safe and happy celebration this weekend.

Cm. Ramirez wished everyone a Happy Easter holiday this weekend.

Mayor Flores mentioned that it is a very important time of the year for Christians around the world. She extended Easter greetings to everyone and asked that people come together and remember that the Lord forgave everyone for their sins. She also submitted a short clip of a Dateline television special interview with Steven Tyler which was filmed here in Laredo, Texas, at the Laredo Entertainment Center.

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

## **VII. PUBLIC HEARINGS**

### **1. Public hearing and introductory ordinance amending the Zoning Ordinance Map of the**

City of Laredo by authorizing the issuance of a Conditional Use Permit for a used car lot on Lot 4, Block 236, Western Division, located at 1309 San Dario Avenue; providing for publication and effective date. The Planning and Zoning Commission has recommended denial of the proposed Conditional Use Permit.

Motion to open the public hearing.

Moved: Mayor Pro Tem Galo

Second: Cm. Ramirez

For: 8

Against: 0

Abstain: 0

Mrs. Sara Garcia, property owner, stated that regarding those conditions that have been mentioned, they have addressed some of the problems; all that is lacking is the addition of some trees that they are getting ready to purchase. She asked that the City Council grant the conditional use permit.

Motion to close the public hearing and introduce.

Moved: Cm. Ramirez

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: Cm. Ramirez

### **2. Public hearing and Second Reading authorizing Batista Roman Enterprises, Inc., a non-**

exclusive franchise, to construct, maintain and operate a commercial container refuse gathering and disposing service in the city of Laredo, Texas, and providing the terms, conditions, obligations, and limitations upon and under which such franchise shall be exercised; providing indemnity to the city; city retains authority to regulate rates except for rate increases resulting from increased landfill fees which are passed on to the customer; providing for increased service rates; providing for franchise payments; and providing for severability.

Motion to open the public hearing.

Moved: Cm. Belmares

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Belmares

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

3. Public hearing and introductory ordinance authorizing the City Manager to accept a grant in the amount of \$10,000.00 from the Texas Department of Transportation for the enforcement of the seat belt law and authorizing the City Manager to decrease the City of Laredo's FY 03-04 annual budget in the amount of \$22,500.00. This grant is for overtime salaries and is funded 100% by the Texas Department of Transportation.

Motion to open the public hearing.

Moved: Cm. Belmares

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Agredano

Second: Cm. Garcia

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

4. Public hearing and introductory ordinance authorizing the City Manager to amend the

2003-2004 annual budget in the amount of \$5,208.00 for the Laredo Multi-Agency Narcotics Task Force to be used for vehicle maintenance and wrecker fees. The use of program income was approved by the Office of the Governor Criminal Justice Division through a grant adjustment dated March 19, 2004.

Motion to open the public hearing.

Moved: Cm. Garcia

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Agredano

Second: Cm. Garcia

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

5. Public hearing and introductory ordinance authorizing the City Manager to amend the

Transit Capital grants budget by appropriating \$322,592.00 as a local match, for the Texas Department of Transportation Vehicle Capital Replacement (VCR) Grant in the amount of \$610,300.00 for the purchase of three 35 feet CNG buses to total \$932,892.00; and reaffirming the City of Laredo intent to participate in the State VCR Program.

Motion to open the public hearing.

Moved: Cm. Belmares

Second: Mayor Pro Tem Galo

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. J. Valdez, Jr.

Second: Cm. Garcia

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

## VIII. FINAL READING OF ORDINANCES

Motion to waive the final readings of Ordinances # 2004-O-054, # 2004-O-062, # 2004-O-063; # 2004-O-064; # 2004-O-065; # 2004-O-067; # 2004-O-068; # 2004-O-069; #

2004-O-070; # 2004-O-071; # 2004-O-072; # 2004-O-073; # 2004-O-074; # 2004-O-075; # 2004-O-076; # 2004-O-077; # 2004-O-078; # 2004-O-079; # 2004-O-080; # 2004-O-081; and # 2004-O-082.

Moved: Mayor Pro Tem Galo

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

6. 2004-O-054 Adopting a budget for FY 2003-2004 for the South Texas Regional 911 System Fund. The proposed budget consists of \$606,008.00 in revenues from the Commission on State Emergency Communications and \$606,008.00 in expenditures for the following: Webb County, Jim Hogg County, Starr County, Zapata County and Regional Administrator (City of Laredo). (As amended)

Motion to adopt Ordinance # 2004-O-054.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

- 2004-O-062 Amending the Zoning Ordinance Map of the City of Laredo by rezoning Lot 5, Block 563, Eastern Division, located at 918 Willow Street, from M-1 (Light Manufacturing District) to R-3 (Mixed Residential District); providing for publication and effective date.

Motion to adopt Ordinance # 2004-O-062.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

- 2004-O-063 Amending the Zoning Ordinance Map of the City of Laredo by authorizing

the issuance of a Conditional Use Permit for general automotive repair on Lots 19 and 20, Block 30, Vista Hermosa, Unit II, located approximately at the 5400 block of McPherson Road, providing for publication and effective date.

Motion to adopt Ordinance # 2004-O-063.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

- 2004-O-064 Amending the Zoning Ordinance Map of the City of Laredo by rezoning 21.88 acres, as further described by metes and bounds on attached Exhibit "A," located east of Havanna Drive, from AG (Agricultural District)

to R-1A (Single Family Reduced Area District); providing for publication and effective date.

Motion to adopt Ordinance # 2004-O-064.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

2004-O-065 Amending Laredo Land Development Code, Sections 24.63.2, 24.65.14 and

Appendix A, by allowing, regulating and defining nationalization "nacionalizacion" of vehicle enterprises in certain zoning districts; providing for publication and effective date.

Motion to adopt Ordinance # 2004-O-065.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

2004-O-067 Accepting a grant from the Federal Emergency Management Agency (FEMA)

which has awarded a \$27,350.00 grant with the City of Laredo designating \$11,722.00 in matching funds for a total of \$39,072.00 and amending the

City

of Laredo FY 2003-2004 annual budget from General Fund by

appropriating

the said grant revenue to the appropriate expenditure accounts. The grant monies will be used to implement rapid intervention team kits (rit kits)

along

with the purchase of the two (2) thermal imagers. Matching funds are available in General Fund.

Motion to adopt Ordinance # 2004-O-067.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

2004-O-068 Amending the City of Laredo FY 2003-2004 full-time equivalent positions by

increasing one (1) part-time Health Educator position on a total of .48 FTE without benefits to .50 FTE with benefits in the Childhood Lead Poisoning Prevention Program of the City of Laredo Health Department for the period beginning November 1, 2003 through June 30, 2004. Funding is available

in

Childhood Lead Poisoning Prevention Program Grant.

Motion to adopt Ordinance # 2004-O-068.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

2004-O-069 Authorizing the City Manager to amend the City of Laredo's FY 2003-2004 full-time equivalent positions by converting three (3) part-time with no benefits (1.44 FTE) Community Service Aide positions at 19.21 hours each per week to one (1) full-time position with benefits Community Service Aide position in the HIV Prevention Project of the City of Laredo Health Department, funded by the Texas Department of Health to provide continuous support services to the HIV Program clients and to maintain effective preventive services.

Funding is available in the HIV Prevention Project Grant.

Motion to adopt Ordinance # 2004-O-069.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

2004-O-070 Authorizing the City Manager to amend the City of Laredo's FY 2003-2004 full-time equivalent positions by converting one (1) part-time with no benefits (.48 FTE) Community Service Aide position at 19.21 hours each per week to one (1) full-time with benefits Community Service Aide position for HIV-Infected Persons Project (PSHIP) of the City of Laredo Health Department to provide continuous support services and to maintain effective client prevention services. Funding is available in the HIV-Infected Persons Project (PSHIP) Grant.

Motion to adopt Ordinance # 2004-O-070.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

2004-O-071 Authorizing the City Manager to amend the City of Laredo FY 2003-2004 annual budget by increasing revenues and expenditures by \$10,000.00 which represents a contribution from Mercy Health Plans for children's health insurance outreach activities of the City of Laredo Health Department for the period beginning May 1, 2004, through September 30, 2004.



Motion to adopt Ordinance # 2004-O-071.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

2004-O-072 Amending the City of Laredo FY 2003-2004 annual budget by decreasing revenues and expenditures in the amount of \$33,644.00 to reflect the actual grant amount of \$332,590.00 from the South Texas Development Council for the HIV/AIDS Ryan White Title II Services Program of the City of Laredo Health Department for the period of April 1, 2004, through March 31, 2005.

Motion to adopt Ordinance # 2004-O-072.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

2004-O-073 Authorizing the City Manager to enter into an agreement with the Federal Bureau of Investigation in the amount of \$10,000.00 and amending the City of Laredo FY 2003-2004 General Fund by 10,000.00. The purpose of the agreement is to reimburse the cost of overtime and fringe benefits incurred by the Laredo Police Department in providing resources to OCDETF (Organized Crime Drug Enforcement Task Forces). The term of this agreement is from October 1, 2003 through September 30, 2004.

Motion to adopt Ordinance # 2004-O-073.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

2004-O-074 Amending Chapter 14 (Garbage, Trash & Refuse) of the Code of Ordinances,

specifically to update the ordinance to address the Solid Waste Director, add and refine definitions and services, change the Landfill City Vehicle Rate Fee to

\$1.25, add a commercial exemption administrative fee of \$2.50, to add a credit

account late fee of \$100.00 and revise franchise requirements; providing for publication and effective date.

Motion to adopt Ordinance # 2004-O-074.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

2004-O-075 Amending the City of Laredo FY 2003-2004 Solid Waste Fund Budget by appropriating a draw down of \$241,751.00 from the opening balance and appropriating it for equipment acquisition. The project consists of one (1),  
five  
five-  
wheel loader for landfill operations. The bid price includes provisions for a  
year maintenance contract and guaranteed repurchase price.

Motion to adopt Ordinance # 2004-O-075.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

2004-O-076 Authorizing the City Manager to convey on behalf of the City of Laredo, as  
Trustee, Lots 2, 3, 4, 5, 6, and 7, Block 261, Eastern Division, to Laredo  
Independent School District; such conveyance being for the consideration  
of  
\$182,000.00 of which the net proceeds shall be disbursed to the creditor  
taxing  
entities in the proportion each entity holds of the Tax Judgment; and  
providing  
for effective date.

Motion to adopt Ordinance # 2004-O-076.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

and  
2004-O-077 Authorizing City Manager to (1) convey Benavides Street between Davis  
Main Avenues and (2) to convey Garcia Street between San Dario and San  
Eduardo Avenues, subject to retention of easements for existing utilities on  
said  
street sections and (3) to sign a Licensing Agreement whereby LISD may  
use  
indefinitely a 20' wide section of Davis Avenue of 0.0291 acres adjacent to  
Blocks 255 and 274, Western Division, City of Laredo, County of Webb,  
Texas, as a parking adjunct to MacDonnell School.

Motion to adopt Ordinance # 2004-O-077.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

2004-O-078 Authorizing the City Manager to convey to Laredo Independent School District,

for the consideration of \$19,300.00, a tract of land being the section of Plum Street between Logan and Tilden Avenues, with reservation of the tract as a drainage and utility easement; and providing for effective date.

Motion to adopt Ordinance # 2004-O-078.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

2004-O-079 Authorizing the City Manager to execute a Foreign-Trade Zone Operations Agreement between the City of Laredo, as Zone Grantee of Foreign-Trade Zone

No. 94, and Transmaritime, Inc., as Zone Site Operator, for approximately one

(1) acre of activated space located at 22219 Mines Road, Foreign-Trade Zone

Site 8 for three (3) years commencing on March 1, 2004 and ending on February

28, 2007. Said agreement provides that activation, administration and transaction fees be paid to the City; providing for an effective date.

Motion to adopt Ordinance # 2004-O-079.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

2004-O-080 Closing as a public easement a 231.45 sq. ft. (5' x 46.29') parcel of land, more

or less, out of the 1300 block of Green Street between Stone and Loring Avenues, said parcel of land is being encroached upon by the improvements of

the abutting property being Lot 9, Block 714, Eastern Division, City of Laredo,

County of Webb, described in attached "Exhibit A" and authorizing the sale of

the "Surface Only" of said parcel of land at the market value of \$556.00 and authorizing the City Manager to execute all necessary documents to effectively

convey fee simple title to Patricia Hernandez and providing for an effective date.

Motion to adopt Ordinance # 2004-O-080.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

2004-O-081 Setting the maximum speed limit on that portion of FM 1472 within the city limits of Laredo, Webb County, Texas, from 50 mph to 45 mph from milepoint 14.2 to milepoint 13.9 and as from 55 mph to 45 mph from milepoint 13.9 to 13.8 as defined in the Texas Department of Transportation control section map 2150-04-040, to be in effect during construction providing for installation of appropriate signs to indicate speed changes in the designated areas and providing for publication and effective date.

Motion to adopt Ordinance # 2004-O-081.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

2004-O-082 Amending the City of Laredo's FY 2003-2004 Annual Budget by authorizing the addition of one (1) Administrative Assistant I position for the South Texas 9-1-1 Regional Administration. Funding is available in the 9-1-1 Regional Fund, Administration Division.

Motion to adopt Ordinance # 2004-O-082.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

## IX. MOTIONS

7. Consideration to award a contract to FMC Technologies, Inc., in the amount of \$281,105.00 for the repair and replacement of a portion of one Jetway Systems Passenger Bridge at the Laredo International Airport. Funding is available in the Airport Budget Storm and Wind Damage Account.

Motion to approve.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

8. Consideration to reject the two bids received for contract FY04-053 for the purchase and planting of containerized grown trees and shrubs for the Chacon Creek Restoration Project. Funding is available in the Environmental Services Department budget.

- a. Bids submitted exceeding the budget allocation and authorizing staff to solicit new bids. This contract required the contract vendor to clean and clear brush along the lowermost reach of Chacon Creek as well as plant approximately 15,000, one gallon trees and shrubs. The bid specifications will be modified to include provisions for the purchase of the trees and shrubs by the City and under separate contract the actual brush and debris removal and planting of these trees and shrubs. The trees and shrubs will be ordered in the Spring for delivery to the City for planting in the Fall.

Motion to approve.

Moved: Mayor Pro Tem Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

9. Consideration to reject all bids received for contract FY04-049 for providing automotive

batteries for the City's fleet and authorize that the existing battery contract be extended for a period of sixty days.

- a. The Fleet Maintenance Division will modify the bid document to include changes

to the minimum cranking amps requirements, place of manufacture origin, and an option for a three year full replacement program. The changes are being recommended to allow for more competition and to allow for potential savings to the City. The bid specification document will be modified to include these requirements.

Motion to reject Item # 9 and bring back to City Council to award.

Moved: Mayor Pro Tem Galo

Second: Cm. J. Valdez, Jr.

For: 8

Against: 0

Abstain: 0

10. Consideration to award contract FY04-061 to Holt Co. of Texas, Laredo, Texas, in the

total amount of \$230,150.00 for the purchase of one street paving machine. Funding is available in the 2003 Contractual Obligation PPFCO bond proceeds.

- a. There is a lower bid for the same type of machine from a dealer from San Antonio, Texas; however, staff is recommending Holt Company of Texas because this bidder provides the best value to the City based on the equipment proposed and the availability of local service.

Motion to approve.

Moved: Mayor Pro Tem Galo

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

11. Consideration to rescind contract number FY03-093 awarded to Staff Force on July 7, 2003, for providing contract laborers for the Solid Waste Department and award a new service contract (FY04-032) to RM Personnel, Inc., Laredo, Texas, for the same services. Funding is available in the Solid Waste budget.

- a. RM Personnel provided the best value for the City. BPR Personnel submitted a bid with a lower rate but their contract document included provisions for additional costs such as deductibles for insurance coverage and placement fees. The department requires temporary contract employees for office and litter abatement/refuse collectors. These contract employees are used to fill in for full time employees that are sick, on injury leave, and for vacant positions that will no longer be filled due to automation. Staff Force submitted a letter to the City of Laredo stating that they could no longer provide these employees because they could not provide Worker's Compensation insurance coverage.

Motion to approve.

Moved: Mayor Pro Tem Galo

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

12. Consideration to award contract number FY03-068 to the low bidder, Holt Company of Texas, Laredo, Texas, in the amount of \$241,751.00 for the purchase of one replacement five wheel loader for the landfill operation. Funding is available in the Solid Waste Fund.

Motion to approve.

Moved: Mayor Pro Tem Galo

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

The a. This equipment will be purchased using a total cost bid evaluation process. The bid pricing includes provisions for a five-year maintenance contract and a guaranteed re-purchase price after a five-year period. Delivery of this equipment is expected within sixty days.

Motion to approve.

Moved: Mayor Pro Tem Galo

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

13. Consideration to award annual contracts (FY04-056), to the low bidders: Vehicle

Maintenance Program, Inc., Boca Raton, Florida, in the base amount of \$34,910.62; Fleetpride, Laredo, Texas, in the base amount of \$22,790.70; Laredo Wholesale, Laredo, Texas, in the base amount of \$21,071.00; O'Reilly Auto Parts, Springfield, MI, in the base amount of \$9,525.20; and A & A Automotive Supplies, San Antonio, Texas, in the base amount of \$5,735.20; for the purchase of general repair parts. Funding is available in the Fleet Maintenance budget.

- a. These replacement parts will be purchased on an as needed basis for all City fleet vehicles. The contract items include: oil/fuel filters, front end parts, hoses, clamps, belts, lamps/bulbs, service lubricants, and brakes.

Motion to approve.

Moved: Mayor Pro Tem Galo

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

- 14. Consideration to authorize the purchase and installation of a Little League Baseball Sports Lighting System from Musco Lighting System through the Texas Local Government Purchasing Cooperative (Buy Board) contract pricing in the total amount of \$31,550.00 to be installed at the Garcia/Vela Little League Field. Funding is available in the 29th Action Year – 2003 Community Development Block Grant (CDBG).

Motion to approve.

Moved: Mayor Pro Tem Galo

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

- 15. Consideration for approval of change order #1 to Peltier Brothers Construction, Ltd., Houston, Texas, in the amount of \$104,000.00 for the Lyon Street 6 MG Ground Storage Tank Repairs revised contract amount for a \$ 685,136.51 and extending the construction contract for an additional 106 calendar days. Funding is available in the Lyon Tank Improvements Account.

- a. This change order consists of additional interior lining with elastomeric polyurethane coating, additional compensation for rainy days and the addition of a logo to the exterior of the two tanks.

Motion to approve.

Moved: Mayor Pro Tem Galo

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

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

16. A. Request by Council Member Hector J. Garcia

1. Status report on Clark Boulevard creek drainage improvements.

Rogelio Rivera, City Engineer, reported that they are putting all the projects on a time line. They should be done some time this month and will begin ordering the material for this particular project by the end of this month. They expect to begin working on the Chacon Creek drainage project soon. He stated that the drainage easements have been acquired and the plans and specifications have been completed. He added that the project is ready to be constructed and is funded by a bond sale in 2003. The project is to be constructed in-house by the Engineering and Public Works Departments with the initial process of ordering the construction materials starting this month.

2. Status report on lighting on Clark Boulevard.

Roberto Murillo, Traffic Director, reported that they had submitted a purchase order for this project in February. He explained that in speaking to CP&L, he learned that they are approximately four to six weeks behind in their work orders. He stated that they will continue to follow up with them to make sure that this gets done.

B. Request by Council Member Gene Belmares

1. Discussion with possible action regarding Public Works projects in District VI.

Rogelio Rivera, City Engineer, reported that they have not scheduled the opening up of the drainage ditches themselves around United High School being that some of the culverts are silted up already. Another thing they want to address is to take the elevations at the entrance to United and see if they can modify that area. He stated that by creating additional inlets they can move that water quickly into the drainage ditches and send that water towards the Shiloh area. Regarding the Crossway/Shiloh area project, they constructed an asphalt valley gutter at that intersection. He added that if they start having problems, then they will have to do the concrete valley as originally intended.

2. Discussion with possible action regarding installing a collapsible railing on Springfield Avenue by JSJ Estates.

Motion to use discretionary funds to install the collapsible railing to protect the residents on Springfield Avenue by JSJ Estates.

Moved: Cm. Belmares

Second: Cm. Ramirez

For: 8

Against: 0

Abstain: 0

3. Discussion with possible action on assisting the Laredo Heat on securing



Veteran's Field for the 2004 soccer season.

Cm. Belmares inquired whether there was anything that would preclude the City from giving a commitment to Laredo Heat for use of the field for their first year.

Larry Dovalina, City Manager, explained that there is the concern over the layout of the field that he believes will have a major impact on the infield of the facility. The City will then have to go back once the season is over to bring the field to the condition it is in now which may require considerable amount of money. He stated that if the individuals involved would like to discuss a different kind of arrangement where the layout would be different, the City would be willing to explore that. He added that there are at least three different stadiums that could be easily adapted for this use being that they are laid out almost like a soccer field.

Mr. Vaswani mentioned that he has spoken to staff from the Parks and Recreation Department regarding this concern. He stressed that soccer games have been held in fields where even AAA games have been played and this has not had any effect to the infield whatsoever. He stated that minimal maintenance is required in getting the field back to its current state without any problem.

Horacio De Leon, Parks and Recreation Department, stated that they have been meeting with the Laredo Heat sponsors and have taken them through several walkthroughs of the facility. One of the reasons that the City has not committed to the full season is because the department wants to see what type of impact the City will have. He stated that the reason some of the other facilities mentioned by the City Manager are not being considered is because they might not be feasible. He stressed that he would like to see what kind of restoration costs the City is looking at after the first game before making a commitment.

Cm. E. Valdez, Jr. stated that he feels that the City Council should give this group as much support as possible. He added that the City subsidized the Tecolotes team for a few years and he would like to see the City find a way of having this organization get off the ground.

Motion that the City Manager's Office meet with the Parks and Recreation Department and Legal Department to discuss the terms of the contract under which they will be willing to entertain the idea of allowing them use of Veterans Field for the six games.

Moved: Cm. Belmares

Second: Cm. Ramirez

For 8

Against: 0

Abstain: 0

C. Request by Council Member Jose A. Valdez, Jr.

- or
1. Discussion with possible action regarding implementation of a plan to repave reconstruct streets in older industrial park areas.

Cm. J. Valdez, Jr. stated that in general these parks all need repair. He would like to see from city staff an evaluation whether it involves major construction or if it is a matter of merely repairing potholes. He added that if the City needs to go out and issue a C.O. in the future for all the major improvements, then the City should consider that.

Larry Dovalina, City Manager, stated that city staff will come back and provide Cm. J. Valdez, Jr. with an inventory. He added that they will identify on a map those parks with unplatted streets and unplatted properties and make the distinctions on the map.

D. Request by Council Member Juan Ramirez

- Ignacio
1. Discussion with possible action regarding installing street lights on San from Sanchez to Burnside.

Roberto Murillo, Traffic Director, reported that they are putting in a request for proposal from AEP. He will look into adding more lights in the area once they receive the proposal from AEP.

2. Discussion with possible action to improve lighting around the Civic Center using District VIII Discretionary Funds.

Motion to approve using District VIII discretionary funds to improve lighting around the Civic Center grounds.

Moved: Cm. Ramirez

Second: Cm. Belmares

For: 8

Against: 0

Abstain: 0

3. Discussion with possible action on constructing sidewalks on the west side of the 500 block of Main Street using District VIII Discretionary Funds.

Motion to approve using District VIII discretionary funds to construct sidewalks on the west side of the 500 block of Main Street.

Moved: Mayor Pro Tem Galo

Second: Cm. Belmares

For: 8

Against: 0

Abstain: 0

4. Discussion with possible action on water park.

Cm. Ramirez stated that Webb County Commissioners Court will have an item on its agenda to give approximately 20 acres of land to the City of

Laredo for the water park. He instructed city staff to get together with Webb County Attorney Homero Ramirez after next week's commissioners court meeting.

## **XI. EXECUTIVE SESSION**

The City Council hereby reserves the right to go into executive session at any time during this public meeting, if such is requested by the City Attorney or other legal counsel for the City, pursuant to his or her duty under Section 551.071(2) of the Government Code, to consult privately with his or her client on an item on the agenda, or on a matter arising out of such item.

## **XII. ADJOURNMENT**

CITY OF LAREDO  
CITY COUNCIL MEETING

**M2004-S-03**

**CITY COUNCIL CHAMBERS  
1110 HOUSTON STREET**

**LAREDO, TEXAS 78040  
APRIL 5, 2004  
5:30 P.M.**

### **SUPPLEMENTAL AGENDA**

## **I. EXECUTIVE SESSION**

The City Council hereby reserves the right to go into executive session at any time during this public meeting, if such is requested by the City Attorney or other legal counsel for the City, pursuant to his or her duty under Section 551.071(2) of the Government Code, to consult privately with his or her client on an item on the agenda, or on a matter arising out of such item.

1. Request for Executive Session pursuant to Texas Government Code 551.071 (1)(A) to consult with City Attorney regarding pending litigation: Martha Escamilla & Maria Gloria Gonzalez v. City of Laredo, et, al, Cause No. 2004CVQ000450D2, in the 111<sup>th</sup> Judicial District and return to open session for possible action.

Mayor Pro Tem Galo mentioned that there has been some publicity over the ongoing conversations between the City and the County regarding a parcel of land that was purchased for a future park. The City has been having some dialogue with Webb County about allowing them use of this land if and when they ever obtain a permit. He added that the City was having these discussions with Webb County in an effort to save the taxpayers money. He stated that the situation may change now that there is litigation and this may change the dynamics of the discussions.

Motion to go into Executive Session pursuant to Texas Government Code 551.071 (1)(A) to consult with City Attorney regarding pending litigation: Martha Escamilla &

Maria Gloria Gonzalez v. City of Laredo, et, al, Cause No. 2004CVQ000450D2, in the 111<sup>th</sup> Judicial District and return to open session for possible action.

Moved: Cm. Agredano

Second: Cm. Garcia

For: 8

Against: 0

Abstain: 0

After Executive Session, the Mayor announced that no formal action was taken.

## II. ADJOURNMENT

Motion to adjourn.

**Time:** 7:18 p.m.

Moved: Mayor Pro Tem Galo

Second: Cm. Belmares

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 18 and they are true, complete, and correct proceedings of the City Council meeting held on April 5, 2004.

City Secretary

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Gustavo Guevara, Jr.