

**CITY OF LAREDO
CITY COUNCIL MEETING
M2000-R-31
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
NOVEMBER 20, 2000
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,
Louis H. Bruni,
John C. Galo,
Johnny Amaya,
Eliseo Valdez, Jr.,
Joe A. Guerra,
Jose Alberto Valdez, Jr.,
Juan Ramirez,
Gustavo Guevara, Jr.,
Larry Dovalina,
Cynthia Collazo,
Jaime Flores,

Mayor
Council Member, District I
Council Member, District II
Council Member, District III
Council Member, District IV
Council Member, District V
Mayor Pro Tempore, District VI
Council Member, District VII
Council Member, District VIII
City Secretary
City Manager
Assistant City Manager
City Attorney

IV. MINUTES

Approval of the minutes of October 16, 2000, October 20, 2000 and October 23, 2000.

Motion to approve.

Moved: Cm. Agredano

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

V. COMMUNICATIONS AND RECOGNITIONS

Announcements

None

Invitations

None

Recognitions

- a. Recognition of Raul "Roy" Garcia, Code Enforcement Supervisor, who has involved a large number of young people in the effort to help the appearance of the community by eliminating graffiti in west Laredo. Others involved were the All Youth Volunteers, Judge Hector Liendo, District VII Council member Jose A. Valdez, Jr., Christina Fracchia, City of Laredo Non-Profit & Volunteer Organization, City of Laredo Code Enforcement Division, Mr. Victor Carrera of Monarch Paint and International Trucking, Company.

Mayor Flores and City Council publicly recognized Roy Garcia.

Mayor Flores asked Karina Gonzalez, Rolando Perez, Mario Casares, Javier Pena, Eusebio Benavides, Luis Villa and Mario Gutierrez to accompany Raul R. Garcia, while the Council presented him a Seven Flags Certificate.

- b. The Parks & Recreation Department recently hosted the 10th Annual Mayor's Cup Tournament at the Benavides Softball Complex. The City employee tourney featured participants from eight departments including Water Distribution, City Hall, Public Works, Bridge, Fire, Police, Utilities and PARD. The Utilities Department played 5 consecutive grueling games in the double elimination tournament to win the 2000 Mayor's Cup. The Police and Fire placed second and third, respectively.

Utilities Department Team Members:

1. Albert Cantu (Manager)
2. Guillermo Guerrero
3. Encarnacion Rosales
4. Roman Martinez
5. Sergio Valdez
6. Gilberto Litman
7. Robert Rodriguez
8. Juan Bernal
9. Hector Cadena
10. Jesus Valdez
11. Gustavo Garcia
12. Ramiro Aguirre
13. Tony Mora, III
14. Humberto Serradell

Mayor Flores presented the 10th Annual Mayor's Cup to the Utilities Team members for placing first in the softball tournament

c. Recognition of the 28 students who have been chosen as "Eighth Graders of the Month"

from their respective campuses. The Laredo Police Department's Community Relations Unit recently implemented the program at most of the middle school campuses across the city and each participating school has a committee which chooses one student each month for the current school year. In October as well as November, fourteen students each month are recognized with certificates and prizes as coordinated by Captain Blasa Bluhm of the Community Relations Unit.

Mayor and Council recognized and presented certificates to the following students:

Liana Leal	George Washington Middle School
Stephanie De La Fuente	San Augustine High School
Nancy Mendoza	George Washington Middle School
Ricardo Gutierrez	Mary Help of Christians School
Wayo Mountou	United Day Middle School
Ricardo Fabela	St. Augustine High School
Tony Ojeda	Memorial Middle School
Christina Plata	Salvador Garcia Middle School
Pilar Rangel	Cigarroa Middle School
Gerardo Gonzalez	Lamar Middle School
Mario Valdez	Salvador Garcia Middle School
Cynthia Angelica Gallardo	Los Obispos Middle School

d. Cm. Galo read the following excerpts from a dissertation written by Jo Goodwin Parker given to him by Jesus Hernandez:

"Poverty is getting up every morning from a dirt and illness stained mattress. The sheets have long since been used for diapers. Poverty is living in a smell that never leaves. This is a smell of urine, sour milk, and spoiling food sometimes joined with the strong smell of long-cooled onions. Onions are cheap. if you have smelled this smell, you did not know how it came. It is the smell of the outdoor privy. It is the smell of the mattresses where years of "accidents" have happened. It is the smell of the milk, which has gone sour because the refrigerator long has not worked, and it costs money to get it fixed. It is the smell of rotting garbage. I could bury it, but where is the shovel? Shovels cost money?"

"Poverty is an acid that drips on pride until all pride is worn away. Poverty is a chisel that chips on honor until honor is worn away. Some of you say that you would do something in my situation, and maybe you would, for the first weeks or the first month, but for year after year?"

e. Mayor Flores read the following letter from Mr. &Mrs. Fructoso San Miguel Jr.:

Dear Mayor Flores:

We would like to thank Councilman for District VIII, Mr. Juan Ramirez, for his prompt response to an old situation that our neighborhood has dealt with

concerning stray animals on the streets and involving the agency in charge of this manner. Mr. Ramirez's dedication and hard work will certainly make a difference to correct not only the situation but others that have been left under solved due to the fact of time and constancy that we all lack in our modern days. Thank God he is willing to do his best for our residence in this district.

f. Mayor Flores read the following letter:

Dear Mayor Flores:

You would be doing a wonderful thing for those of us who are handicapped if you were to establish a pay all your bills station at the corner of Del Mar and McPherson where we could pay all bills such as AT & T, cable and natural gas, city property, county property, United Independent School District, Laredo Independent School District, Southwestern Bell Telephone Bills and water bills.

A handicapped person.

- g. Mayor Flores mentioned a memorandum that the Council had received from Jose Vela in reference to National Make a Difference Day. He informed the Council of the volunteer participation that he received from the community and of the different projects, which also included picking up over a 1000 pounds of trash along different areas.
- h. Mayor Flores informed the public of two occasions where the city held an Operation Clean Up Campaign. In the 25 miles that were patrolled on October 16th, there were 77 tons of unwanted accumulations that were removed by the Department of Public Works which also included four stray dogs, 13 citations for junk vehicles, and many warnings to the different landowners. On October 27th, 18 miles were patrolled and 34 tons of unwanted accumulations were removed.

Communiqués

None

VI. APPOINTMENTS TO COMMISSION, BOARDS AND COMMITTEES

- a. Appointment of Hector Garcia, Jr. by Council Member John C. Galo to the Citizens Environmental Advisory Committee.

Motion to approve.

Moved: Mayor Pro Tempore Guerra

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

VII. PUBLIC HEARINGS

1. Public hearing amending the City of Laredo FY 2000-2001 General Fund Budget by

creating seven (7) new firefighter positions to the EMS Division at Fire Station No. 11 located on Highway 359, as authorized by the City Council to be effective upon adoption; and increasing estimated revenues and expenditures of \$106,551.00 in said budget.

INTRODUCTION OF AN ORDINANCE

Amending the City of Laredo FY 2000-2001 General Fund Budget by creating seven (7)

new firefighters positions to the EMS Division at Fire Station No. 11 located on Highway 359, as authorized by the City Council to be effective upon adoption; and increasing estimated revenues and expenditures of \$106,551.00 in said budget.

Motion to open the public hearing.

Moved: Cm. Galo

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Galo

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

Ordinance introduction: City Council

2. Public hearing authorizing the issuance of City of Laredo, Texas Combination Tax and

Revenue Certificate of Obligation, Series 2000, in the principal amount of \$9,400,000.00 for paying all or a portion of the City's contractual obligations for the purpose of constructing and equipping a new Municipal Court; constructing and improving the City's streets, to-wit: Shiloh widening, Santa Maria reconstruction, Jacaman Road (through Airport property), Springfield/Calle Del Norte; Cuatro Vientos Road, Meadow at TexMex (traffic analysis, feasibility study, and overpass design), McPherson widening, Springfield Avenue extension, Bartlett from Hillside to Gale, and the acquisition, design and construction of Inner City Park, and the payment of legal, fiscal, architectural and engineering fees in connection with such budget and ordaining other matters relating to the subject and authorizing amendment to City's budget to appropriate such proceeds for purpose authorized herein.

INTRODUCTION OF AN ORDINANCE

Authorizing the issuance of City of Laredo, Texas Combination Tax and Revenue Certificates of Obligation, Series 2000, in the principal amount of \$9,400,000.00 for paying all or a portion of the City's Contractual Obligations for the purpose of constructing and equipping a new Municipal Court; constructing and improving the

City's streets, to-wit: Shiloh widening, Santa Maria reconstruction, Jacaman Road (through Airport property), Springfield/ Calle del Norte; Cuatro Vientos Road, Meadow at Tx Mex (traffic analysis, feasibility study, and overpass design), McPherson widening, Springfield Avenue extension, Bartlett from Hillside to Gale, and the acquisition, design and construction of Inner City Park, and the payment of legal, fiscal, architectural and engineering fees in connection with such projects and ordaining other matters relating to the subject and authorizing amendment to City's Budget to appropriate such proceeds for purposes authorized herein.

Motion to open the public hearing.

Moved: Cm. Bruni
Second: Cm. Galo
For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Bruni
Second: Cm. Agredano
For: 8

Against: 0

Abstain: 0

Ordinance introduction: City Council

3. Public hearing authorizing the issuance of City of Laredo, Texas, Public Property Finance Contractual Obligations, Series 2000-A, in the principal amount of \$1,600,000.00, for the purchase of automotive equipment, trucks, fire engine, ambulance, sweepers, mowers, street equipment and computers and ordaining other matters relating to the subject and authorizing amendment to City's budget to appropriate such proceeds for purposes authorized herein.

INTRODUCTION OF AN ORDINANCE

Authorizing the issuance of City of Laredo, Texas, Public Property Finance Contractual Obligations, Series 2000-A, in the principal amount of \$1,600,000.00, for the purchase of automotive equipment, trucks, fire engines, ambulances, sweeper, mowers, street equipment and computers and ordaining other matters relating to the subject and authorizing amendment to City's Budget to appropriate such proceeds for purposes authorized herein.

Motion to open the public hearing.

Moved: Cm. Bruni
Second: Cm. Agredano
For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Bruni
Second: Cm. Agredano
For: 8

Against: 0

Abstain: 0

Ordinance introduction: City Council

1: 4. Individual public hearings for the voluntary annexation of five (5) tract of land (Tract

Dolores Ranch Tract - 169.195 acres, more or less; Tract 2: Killam Industrial Tract - 207.4636 acres, more or less; Tract 3: Killam Ponderosa Tract - 194.8842 acres, more ore less; Tract 4: Hurd Tract - 124.6586 acres, more or less; Tract 5: Treviño Tract - 1.971 acres, more or less) totaling 698.1724 acres, more or less, and the unilateral annexation of three (3) tracts of land (Tract 6: Tex-Mex Railway Tract - 228.6075 acres, more or less; Tract 7: Mines Road Tract - 14.817 acres, more or less; Tract 8: Wormser Road Tract - 5.9861 acres, more or less) totaling 249.4106 acres, more or less, for a total of 947.583 acres, as described in the tract summaries as required by Section 43.063 of the Texas Local Government Code.

Motion to open the public hearing on Tract # 1.

Moved: Cm. Bruni
Second: Cm. Agredano
For: 8

Against: 0

Abstain: 0

Keith Selman, City Planner, described the voluntary annexation tracts and the unilateral annexations and read into the record the service plans to such annexations.

Motion to close the public hearing on Tract # 1.

Moved: Cm. Bruni
Second: Cm. Agredano
For: 8

Against: 0

Abstain: 0

Motion to open the public hearing on Tract # 2.

Moved: Cm. Bruni
Second: Cm. Agredano
For: 8

Against: 0

Abstain: 0

Keith Selman, City Planner, read the variation to the service agreement. The Fire protection and Emergency Medical Services: First response fire and Emergency Medical Service will be provided to the area immediately upon the effective date of annexation from Fire Station No. 10 which is located approximately 1.7 miles from the proposed site.

Motion to close the public hearing on Tract # 2.

Moved: Cm. Bruni
Second: Cm. Agredano
For: 8

Against: 0

Abstain: 0

Motion to open the public hearing on Tract # 3.

Moved: Cm. Bruni
Second: Cm. Agredano
For: 8

Against: 0

Abstain: 0

Keith Selman, City Planner, read the variation of service agreement. Under the Fire and Protection and Emergency Medical Services: First response Fire and Emergency Medical service will be provided to the area immediately upon the effective date of annexation from Fire Station No. 11 which is located approximately 1.48 miles from the proposed site.

Motion to close the public hearing on Tract # 3.

Moved: Cm. Bruni
Second: Cm. Amaya
For: 8

Against: 0

Abstain: 0

Motion to open the public hearing on Tract # 4.

Moved: Cm. Bruni
Second: Cm. Amaya
For: 8

Against: 0

Abstain: 0

Keith Selman, City Planner, read the variation of service. He stated that Under the Fire and Protection and Emergency Medical Services: First response fire and Emergency Medical Service will be provided to the area immediately upon the effective date of annexation from Fire Station No. 9 which is located approximately 1.03 miles from the proposed site. Fire services include protection, prevention and emergency medical response.

Motion to close the public hearing on Tract # 4.

Moved: Cm. Bruni
Second: Cm. Amaya
For: 8

Against: 0

Abstain: 0

Motion to open the public hearing on Tract # 5.

Moved: Cm. Galo
Second: Cm. Bruni

For: 8

Against: 0

Abstain: 0

Keith Selman, City Planner, read the variation of service. He stated that Fire protection and Emergency Medical Services: First response fire and Emergency Medical Service will be provided to the area immediately upon the effective date of annexation from Fire Station No. 11 which is located approximately .69 miles from the proposed site. Fire services include protection, prevention and emergency medical response.

Motion to close the public hearing on Tract # 5.

Moved: Cm. Bruni

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

Motion to open the public hearing on Tract # 6.

Moved: Cm. Bruni

Second: Cm. Galo

For: 8

Against: 0

Abstain: 0

Keith Selman, City Planner, read the following Annexation Service Plan for Tact 6.

Annexation proceedings were initiated by the City of Laredo for property designated as "Tract 6 (Tex-Mex Railway Tract)" and described by metes and bounds in Attachment "A" of this Ordinance and made a part hereof for all purposes. This Service Plan was prepared in accordance with the requirements of Section 43.056 of the Texas Local Government Code and was available for review by the public at hearings duly held on November 20,2000 and November 27, 2000. Public notice of the hearings was provided on November 3 and November 10,2000. Public notice of the hearings was provided on November 3 and November 10,2000, not more than twenty or less than ten days before the hearing as provided in Section 43.052 of the Texas Local Government Code.

Section 1. Services to be provided within sixty days

1. Police Protection: Police protection shall be provided to the tract immediately uponannexation. Police protection shall include traffic control enforcement, crime prevention activities, police patrol, crime investigation and emergency response.
2. Fire protection and Emergency Medical Services: First response fire and EMS service will be provided to the area immediately upon the effective date of annexation from Fire Station No. 11 which is located approximately 1.44 miles from the proposed site. Fire services include protection, prevention and emergency medical response.
3. Solid Waste Collection: The collection and disposal of solid waste will be

extended to the area within thirty days on the same basis as other residential, institutional customers. Institutional, commercial and industrial generators of solid waste may use city services or contract with private haulers. Disposal of all solid waste will be at the municipal sanitary landfill. Fee charged customers within the tract will be the same as all similarly classified customers.

4. A. Public Water Services: Water service will be provided to the customers at the same rates charged like customers within the city limits. The City Charter and city ordinances require that all line extensions be made at the expense of the developer to conform with city standards. Water for fire protection services will be provided to the tract on the same basis and subject to the same requirements as all new development within the city limits.
4. B. Public Wastewater Services: Wastewater service will be provided to the customer at the same rates charged like customers within the city limits. The City Charter and city ordinances require that all line extensions be made at the expense of the developer to conform with city standards. Wastewater services will be provided to the tract on the same basis and subject to the same requirements as all new development within the city limits.
5. Maintenance of roads and streets: Public roads and streets will be maintained on the effective of the annexation in the same manner as all roads and streets within the city limits. Road maintenance consists of repair of paving, maintenance of traffic lights, controls and signals, and will be provided immediately upon annexation. City ordinances require that street lighting of all new development be provided by the developer.
6. Maintenance of parks, playgrounds and swimming pools: No public parks, playgrounds or swimming pools are presently located within the tract. All recreational facilities required by the development shall be provided at the expense of the developer, its successors and assigns at such time as warranted by the development.
7. Maintenance of other public facilities: All facilities required by the development shall be provided at the expense of the developer, its successors and assigns, or jointly in cooperation with the city at such time as warranted by the development.

The Service Plan does not contemplate the creation of another political subdivision. The Service Plan does not propose fewer or a lower level of service than currently exists in the tract.

Section 2. Capital Improvements: The Service Plan does not require a landowner in the area to fund the capital improvements in a manner inconsistent with Chapter 395 of the Texas Local Government Code unless otherwise agreed to by the landowner. Construction of capital improvements shall begin within two years

after the effective date of annexation and shall be substantially completed within 4 ½ after that date as provided in Subchapter C, Section 43.056 of the Texas Local Government Code. The municipality shall provide municipal services by any of the methods by which it extends the services to any other are of the municipality.

The Service Plan is valid for a period of ten years, and all services within the area shall be provided in accordance with the Plan. Should an ordinance pertaining to reserve areas or impact fees be adopted by the City Council, the ordinance shall supersede any provisions established herein.

Pete Saenz, Jr., attorney for Tex Mex Railroad, appeared before the Council with Ron Whitehawk and Arturo Dominguez and spoke against the annexation stating the following objections:

The Zoning Commission reviewed the annexation of the Tex-Mex property and their official recommendation to the Council was not to annex the property. Ron Whitehawk stated that the property is located approximately one mile north of Hwy 359 and there is no direct access. In terms of the development pattern, the property is isolated and no land has been set aside for warehousing development. The property does enjoin the City of Laredo Landfill and it also joins a colonia, but the urban pattern for that area is not anticipated. He explained that the city staff has analyzed and presented to Council an economic feasibility study indicating that the revenues would be minimal. Finally, he commented that the economic impact is disproportionate. The main reason that Tex-Mex finds itself in opposition to the annexation is because they have an unpaved trailer parking area, which they use for their own purposes. That area is approximately 65 acres in size and would cost Tex-Mex approximately \$6.5 million to conform to the City of Laredo standards if annexed. They find this to be an awesome burden. He stated that the annexation would not benefit the City and would be of a great economic detriment to Tex-Mex Railroad. He asked council to concur with the Planning Commission recommendations to set aside the annexation.

Keith Selman, City Planner, stated that the property is currently unregulated. He did explain to the commission that feasibility reports were compiled by a conservative approach and values are extrapolated with the current use of the property and may change with the amount of improvements on the tract.

Motion to close and move forward with next set of hearings.

Moved: Cm. Bruni

Second: Cm. Galo

For: 8

Against: 0

Abstain: 0

Motion to open the public hearing on Tract # 7.

Moved: Cm. Galo

Second: Cm. Bruni

For: 8

Against: 0

Abstain: 0

Keith Selman read the variation of service. He stated that the Fire Protection and Emergency Medical Services: First response fire and Emergency Medical Service will be provided to the area immediately upon the effective date of annexation from Fire Station No. 9, which is located approximately 3.6 miles from the proposed site.

Motion to close the public hearing on Tract # 7.

Moved: Cm. Bruni
Second: Cm. Amaya
For: 8

Against: 0

Abstain: 0

Motion to open the public hearing on Tract # 8.

Moved: Cm. Amaya
Second: Cm. Agredano
For: 8

Against: 0

Abstain: 0

Keith Selman, City Planner, stated that Fire and Protection and Emergency Medical Services: First response fire and Emergency Medical Service will be provided to the area immediately upon the effective date of annexation from Fire Station No. 2 which is located approximately .76 miles from the proposed site.

Motion to close the public hearing on Tract # 8.

Moved: Cm. Amaya
Second: Cm. Agredano
For: 8

Against: 0

Abstain: 0

5. Public hearing amending the City of Laredo FY 2000/2001 Public Works budget to recognize additional revenues from a grant received from the South Texas Development Council (STDC) in the amount of \$40,348.00 for the purpose of constructing the Citizen's Convenience Center of the City of Laredo Public Works Department and authorizing the City Manager to implement said budget amendment; providing for an effective date.

INTRODUCTION OF AN ORDINANCE

Amending the City of Laredo FY 2000/2001 Public Works budget to recognize additional revenues from a grant received from the South Texas Development Council (STDC) in the amount of \$40,348.00 for the purpose of constructing the Citizen's Convenience Center of the City of Laredo Public Works Department and authorizing the City Manager to implement said budget amendment; providing for an effective date.

Motion to open the public hearing.

Moved: Cm. Galo
Second: Cm. Amaya
For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. J. Valdez

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

Ordinance introduction: City Council

6. Public hearing to amend the City of Laredo FY 2000-2001 budget in the amount of \$153,470.00 for the HIV/AIDS Prevention Project of the City of Laredo Health Department for the period beginning January 1, 2001, through December 31, 2001. (Approval of Resolution 2000-R-159 needed before Public Hearing)

INTRODUCTION OF AN ORDINANCE

Amending the City of Laredo FY 2000-2001 budget in the amount of \$153,470.00 for the HIV/AIDS Prevention Project of the City of Laredo Health Department for the period beginning January 1, 2001, through December 31, 2001.

Motion to open the public hearing.

Moved: Cm. Galo

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

Anastacio Barrera, a concerned citizen, spoke against the Health Department receiving any further funds.

Motion to close the public hearing and introduce.

Moved: Cm. Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

Ordinance introduction: City Council

7. Public hearing amending the FY 2000-2001 budget by transferring the amount of \$44,701.00 from the FY 1999/2000 fund balance to the current FY 2000/2001 budget for the Maternal and Child Health (MCH - Title V) Program of the City of Laredo Health Department for the period of September 1, 2000, through August 31, 2001.

INTRODUCTION OF AN ORDINANCE

Amending the FY 2000-2001 budget by transferring the amount of \$44,701.00 from the

FY 1999/2000 fund balance to the current FY 2000/2001 budget for the Maternal and Child Health (MCH - Title V) Program of the City of Laredo Health Department for the period of September 1, 2000, through August 31, 2001.

Motion to open the public hearing.

Moved: Cm. E. Valdez
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. Bruni
For: 8

Against: 0

Abstain: 0

Ordinance introduction: City Council

8. Public hearing amending Chapter 19, Motor Vehicle and Traffic, Article VIII, Stopping, Standing or Parking and Article X, Impoundment of Vehicles of the Code of Ordinances, City of Laredo: Specifically Section 19-355, Section 19-360, Section 19-375, and Section 19-378, and creating Section 19-361, Section 19-362, & Section 19-363, this amendment represents the following:
1. Raises the fine for illegally parking in a handicap space from one hundred (\$100.00) dollars to two hundred and fifty (\$250.00) dollars.
 2. Provides for all parking meter rates to increase to fifty (50) cents per hour and for time limits for all meters located west of Santa Maria Ave. and north of Washington St. to be increased to four (4) hours.
 3. Establishes a parking statement fee of three (\$3.00) dollars.
 4. Authorizes the Traffic Director to install and remove parking meters in the Central Business District.
 5. Authorizes the Parking Superintendent to charge permit fees for exclusive use of parking spaces and no parking zones when used for construction or special events.
 6. It amends the definitions that govern Parking Enforcement.
 7. It amends certain provisions that apply to booting and towing vehicles.

INTRODUCTION OF AN ORDINANCE

Amending Chapter 19, Motor Vehicle and Traffic, Article VIII, Stopping, Standing or Parking and Article X, Impoundment of Vehicles of the Code of Ordinances, City of Laredo: Specifically Section 19-355, Section 19-360, Section 19-375, and Section 19-378, and creating Section 19-361, Section 19-362 & Section 19-363, and providing for effective date and publication.

Motion to open the public hearing.

Moved: Cm. Galo

Second: Cm. E. Valdez

For: 8

Against: 0

Abstain: 0

Larry Dovalina, City Manager, advised Council that a meeting had been held with the Director of Finance and the Director of Operational Maintenance from Laredo Independent School District to discuss the impact to their employees regarding the parking issue in and around the magnet school and their administrative office buildings. He stated that the Board of Directors of Laredo Independent School District would be having a meeting on December 14th and that staff would give them a presentation in order to establish a solution for the parking dilemma. He asked Council to postpone the issue until after the December meeting.

Cm. Ramirez made a motion to take action on each item individually.

There was no second to the motion. Mayor Flores stated that the item was a public hearing and there were individuals present to speak.

Carla Perales, representing the employees of various schools, asked that Council consider the following:

Ms. Perales stated that her organization is a non-profit organization and that they work to benefit the entire community. She added that their endeavors are aimed to improve the quality of life throughout Laredo and not just in the Laredo Independent School District. She continued to say that the Transit Center is four blocks from their workplace and is inconvenient to the employees that need to visit their sister schools several times a day. She spoke against the increase for the following reasons:

1. Meters cut the monthly income by \$80 dollars. Doubling the cost will decrease our income annually by \$960, and some of these are para-professionals who do not receive a generous portion for pay.
2. Employees wish to pay their fines but have been extremely busy at their employment.

Mayor Flores encouraged them to use the Transit Center for their parking.

Adriana Lambrada, employee of Laredo Independent School District, informed Council that due to finances they are working with skeleton crews that work additional shifts, which includes working late hours. She reiterated the fact that they have to leave at various times of the day.

Motion to close the public hearing and introduce and exclude item # 2 and # 4 and come back with the amendments.

Moved: Cm. Bruni

Second: Cm. Ramirez

For: 8

Against: 0

Abstain: 0

Ordinance introduction: City Council

9. Public hearing amending the FY 2000-2001 Budget by increasing revenues in the amount of \$157,329.00 and increasing expenditures in the amount of \$157,118.00 for the FAR Part 150 Airport Noise Abatement Compatibility Program.

INTRODUCTION OF AN ORDINANCE

Amending the FY 2000-2001 Budget by increasing revenues in the amount of \$157,329.00 and increasing expenditures in the amount of \$157,118.00 for the FAR Part 150 Airport Noise Abatement Compatibility Program.

Motion to open the public hearing.

Moved: Cm. Bruni

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Bruni

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

Ordinance introduction: Cm. Bruni

10. Public hearing to establish rental rates based on 8.5% (percent) of the appraised value

of each home, establish a rent deposit equivalent to one (1) month's rent and establish a late fee of \$5.00 per day after the 10th day of each month for the homes purchased by the City of Laredo under the FAR Part 150 Airport Noise Compatibility Program and to be leased by Laredo Municipal Housing Corporation (LMHC).

INTRODUCTION OF AN ORDINANCE

Establish rental rates based on 8.5% (percent) of the appraised value of each home, establish a rent deposit equivalent to one (1) month's rent and establish a late fee of \$5.00 per day after the 10th day of each month for the homes purchased by the City of Laredo under the FAR Part 150 Airport Noise Compatibility Program and to be leased by Laredo Municipal Housing Corporation (LMHC).

Motion to open the public hearing.

Moved: Cm. Bruni

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Bruni

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

Ordinance introduction: Cm. Bruni

VIII. GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

11. A. Request by Council Member Alfredo Agredano

1. Discussion with possible action to modify the disbursement of Third Party funding to the Veterans Coalition. (Co-sponsored by Council Member Jose A. Valdez, Jr.)

Cm. Agredano stated that several Veterans have indicated that the disbursements amount of \$5,000 a month from the Third Party Funding is not in their best interest.

Larry Dovalina, City Manager, stated the \$5,000 is an equal distribution of \$60,000 over the course of 12 months. He added that they might change the distribution as long as they understand that the limited amount of disbursement would be only \$60,000.

Mr. Tony Silva, Veterans Coalition Coordinator, responded by saying that there are over 5000 Veterans that are indigent and need assistance.

Heberto Ramirez, Budget Director, mentioned that the Budget workshops were held in August and the Public Hearings in September. He stated that he was directed by Council to wait until January or February when the fiscal year 99-00 budget were finalized and to come back with a report that would indicate the additional savings or the surpluses of fund balances over and above what is budgeted. He added that the finances should be ready by the end of January and they would come back the first meeting in February and present those finances to the City Council.

Motion is to increase the disbursement of Third Party funding to the Veterans Coalition from \$5,000 to \$10,000 per month not to exceed the \$60,000, pending a report from Finance, which is due in February.

Moved: Cm. Agredano

Second: Cm. Bruni

For: 8

Against: 0

Abstain: 0

B. Request by Council Member Louis H. Bruni

1. Status report on the state of the Rio Grande River as it relates to pollutants, with possible action.

Riazul Mia, Environmental Manager, reported that the International Board of Water Commission will be making a presentation at the next council meeting.

Cm. Bruni questioned if faucet water is safe. He also questioned the Consumer Confidence Report.

Fernando Roman, Utilities Director, informed the Council that the City has collected random water samples for 17 years for the testing of metals and pesticides, and the Laredo's faucet water is safe. Occasionally, some compounds related to oil or gasoline have been found in raw water; however, those are treated in the process.

He added that the Consumer Confidence Report is a mandatory EPA driven report. He noted that the report was submitted to the ratepayers and is currently on the City's Web page.

2. Requesting a study to place speed humps between Arkansas and Bartlett on O'Kane Street.

Motion to add this request to the Speed Hump project.

Moved: Cm. Bruni

Second: Cm. Galo

For: 8

Against: 0

Abstain: 0

3. A report to City Council on how staff informs Council Members on certain events and proclamations, with possible action.

Cm. Bruni expressed his concerns about how staff informs Council Members on certain events. He mentioned that he would like the opportunity to attend proclamations and would appreciate all invitations to be stamped with the current date and time. Finally, he expressed his desire to update the Protocol and Procedures Handbook.

Motion to instruct staff to contact Dr. Judith Zaffarini on updating the Protocol and Procedures Handbook.

Moved: Cm. Bruni

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

C. Request by Council Member John C. Galo

1. Status report on sidewalk projects in District III, including the 1700 block of Tilden and the 100 block of South Meadow, with possible action.

Rogelio Rivera, City Engineer, reported that he would need to inspect the 1800 block of Tilden. He added that the 100 block of South Meadow is pending funding and will be assigned at the beginning of the year.

Cm. Galo advised the City Engineer to use his discretionary funds for the 100 and 200 block of Meadow if necessary.

D. Request by Council Member Eliseo Valdez, Jr.

1. Status report on the Waterline replacement at Hillside.

Fernando Roman, Utilities Director, reported that the project would be completed in mid January.

Cm. E. Valdez asked the City Manager and Public Works to expedite the project.

Larry Dovalina, City Manager, informed Council that staff would coordinate the issues and get back with the Council.

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

1. Discussion with possible action on the water quality conditions of Manadas Creek. (Co-sponsored by Council Member Louis H. Bruni)

Riazul Mia, Environmental Engineer, reported that the last comprehensive study of Manadas Creek was in 1994. He commented that a new report would take two years.

Larry Dovalina, City Manager, stated that the long years of slag and other metals are still on the property. However, the City is vigorously pursuing the cleaning of that area.

2. Discussion with possible action on the ambulance service to the Mines Road.

Tomas Ramirez, Fire Chief, reported that there is a fire station on the Mines Road area where cross trained paramedic/fire fighters will provide first responder assistance to any medical patients until the ambulance gets there. A comprehensive study will be compiled for next year's budget for an additional ambulance.

3. Request for a staff report on any streets within the western division in District VII without water and wastewater services.

Fernando Roman, Utilities Director, reported that the streets that are on the edges of the Eastern and Western Divisions are pushing into the creeks. The land was undesirable before and slowly became desirable because of the City's growth. He continued to say that most of the streets were paved during

the paving projects; however, the City continues to have unpaved streets that are not receiving water and wastewater services.

F. Request by Council Member Juan Ramirez

1. Discussion and possible action on the Handicap Compliance for the Kiosk at San Agustin Plaza.

Keith Selman, City Planner, reported that San Agustin Plaza is within the Historical District. He suggested writing to the Historical Preservation Officer on any suggestions that he may have about the compliance for the Kiosk and what the law states in reference to historical requirements. He mentioned that the two suggestions would be new construction or an alteration on the historical site.

Larry Dovalina, City Manager, stated that there are several issues that need to be considered regarding Handicap Compliance at the kiosk. He noted that due to the lack of space, it would be difficult to create handicap accessible bathrooms without completely altering the historical aspect of the structure. The second issue is to include access to the kiosk floor for individuals who may be disabled. He added that a portable lift or a portable ramp might be used at different events or occasions.

Sergio Tijerina, from the Parks Department, stated that any users of San Agustin Plaza should provide portable restroom facilities to ensure that all the necessities are met.

2. Discussion and possible action on the opening of Hidalgo Street to relieve traffic congestion in the downtown area.

Keith Selman reported that in 1995 a circulation plan identifying crossings for closure was created and Hidalgo Street was targeted very early for closure due to the lack of Average Daily Trips and because of a safety issue. He stated that the crossing included 15 railroad tracts that an individual has to cross.

Roberto Murrillo, Traffic Safety Director, stated that his department is working diligently to alleviate traffic congestion in the downtown area. He added that several studies are underway.

Larry Dovalina, City Manager, reminded Council that studies are a liability issue and are very important in making final decisions. He stated that staff would come back with possible suggestions for Council.

3. Discussion and possible action in regards to the Export lot on Bridge I.

Rafael Garcia, Bridge Manager reported gave a comprehensive report on the number of parking spaces available.

Larry Dovalina, City Manager, suggested that staff create a study that will show Council the appropriate spaces and the amount of land that is needed for the circulation to occur within the parking area in order to avoid another traffic problem.

Motion for staff to conduct a study in regards to the export lot on Bridge I and come back to Council with recommendations.

Moved: Cm. Ramirez

Second: Mayor Pro Tempore Guerra

For: 8

Against: 0

Abstain: 0

4. Discussion and possible action in regards to the arrival of the Paisanos.

(Portable

toilets along IH35 and some kind of EMS at the Bridge, either a Crew cab w/Firefighters or some medical attendants).

Don Raulie, CV&B Director, reported that the Paisano program rest stop has been in operation for four years. He informed Council that there has been no history of any type of medical emergency at the rest stop. He also informed them that rest rooms were set up for the Paisanos.

IX. INTRODUCTORY ORDINANCES

12. An ordinance authorizing the City Manager to execute an amendment to the License

authorized by Ordinance No. 97-O-303 dated December 15, 1997 with In-Ter-Space Services, Inc. d/b/a Interspace Airport Advertising and Display, as Concessionaire, to allow Concessionaire additional advertising spaces as well as extend the primary term. The proposed amendment will extend the primary term from five (5) years to seven (7) years and three (3) months ending on October 31, 2005 instead of July 31, 2003 and increase the number of advertising locations by nine (9) at the Laredo International Airport; all other terms and conditions remain unchanged and in effect; providing for an effective date.

Introduction Ordinance: City Council

13. An ordinance authorizing the City Manager to execute a lease renewal with Pinkerton

for two office spaces totaling approximately 500 square feet and located at the International Bridges I & II.

1. Lease term is for one (1) year commencing on November 1, 2000 and ending on October 31, 2001.

2. Monthly rent will be \$2,000.00 for both properties.

3. City of Laredo may terminate this lease within ninety (90) days of written notice.

Introduction Ordinance: City Council

14. An ordinance amending Ordinance No. 96-O-093 to reflect the new abutting property

owners being Mr. Daniel Garcia, Jr. and wife Melida Garcia as the authorized buyers, instead of Imelda Yolanda Bustamante of the "Surface Only" of Parcel No. 3-a 1,286.21 sq. ft. tract of land, more or less, comprised of a portion of the north half of Jarvis Avenue right-of-way between the south right-of-way of Sta. Barbara Street and the north right-of-way of Sta. Clara Street, also bounded on the west and east by Blocks nos. 203 and 204 respectively, Eastern Division, as per the City of Laredo Original Land Grant, recorded in Volume 7, Page 15, Webb County Plat Records; and authorizing the City Manager to execute all necessary documents to effectively convey fee simple title of the "Surface Only" at its market value of said City property to Mr. Daniel Garcia, Jr. and wife Melida Garcia who are now the current abutting property owners and providing for an effective date.

Introduction Ordinance: City Council

15. An ordinance closing as a public easement a 60.0 foot strip of land out of a portion of

Casa Verde Road between west right-of-way line of Loop 20 and the east right-of-way line of the new University Boulevard Extension. Said 60.0 foot strip of land being situated in Porcion 26, Abstract 282, City of Laredo, Webb County, Texas; being generally described below and more particularly described by metes and bounds, provided that the City retains a 12 foot wide (23,224 square feet) Central Power and Light Company utility easement as described, and providing for an effective date for the closure of the parcel and reversion of the public's interest in said parcel to the abutting owner.

Being a strip of land generally 60.0 feet in width and containing 2.648 acres, more or less, out of the certain 1,450 acre tract more fully described in a conveyance from Delfina Benavides Alexander to Delfina Alexander Ochoa and Josefina Alexander Gonzalez, recorded in Volume 414, Pages 502-503, Deed Records, Webb County, Texas said strip of land being a portion of the Test Site Road also known as Casa Verde road in the vicinity of its intersection with Loop 20, situated in Porcion 26, Abstract 282, Agustin Sanchez, Original Grantee, City of Laredo, Webb County, Texas.

Introduction Ordinance: City Council

16. An ordinance authorizing the City Manager to execute all necessary documents to effectively convey fee simple title to the "Surface Only", at its adjusted market value of \$11,824.00, of certain property described as a tract of land containing 13,436.00 sq. ft., more or less, out of that former section of the 200 block of Laredo Street between Sanders Avenue and the west right-of-way line of the Texas Mexican Railroad, to Alexander Investments. Said tract being situated in the Eastern Division, City of Laredo, Webb County, Texas; provided the City of Laredo will retain the entire street property as a utility easement, being described on the excerpt of a City Plat, and hereby approving the submitted Improvement Plan, as described and which is in compliance with Section 10 of the Street Closing/Sales Policy Handbook, as approved per Resolution No. 91-R-140; and providing for an effective date.

Introduction Ordinance: City Council

17. An ordinance adopting the Speed Hump Installation Policy of the City of Laredo which establishes procedures and priorities for the speed hump installation, removal, alteration, location, eligibility requirements and cost sharing criteria; providing for publication and effective date.

Introduction Ordinance: City Council

X. FINAL READINGS OF ORDINANCES

Internet availability: [//www.cityoflaredo.com](http://www.cityoflaredo.com)

Motion to waive the final reading of ordinances 2000-O-272, 2000-O-274, 2000-O-275, 2000-O-276, 2000-O-277, 2000-O-278, 2000-O-279 and 2000-O-280.

Moved: Cm. Galo

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

18. 2000-O-272 Authorizing the City Manager to amend the City of Laredo FY 2000-2001

Annual Budget in the amount of \$3,211.00 for a grant from the University of Texas Health Science Center-South Texas/Border Region Health Professional Education Initiative, for health related materials; providing for effective date. (Council Member John C. Galo)

Motion to adopt Ordinance # 2000-O-272.

Moved: Cm. Galo

Second: Mayor Pro Tempore Guerra

For: 8

Against: 0

Abstain: 0

2000-O-273 Adopting the 2000 International Fire Prevention Code; relating to the

inspection activities of the City of Laredo, Webb County, Texas and enforcement of the Fire Prevention Provisions as provided in said Code, providing for the abatement of Fire Hazards and providing for penalties for violations of said Codes, repealing all ordinances inconsistent with this Code; and adding or amending certain provisions of the 2000 International Fire Prevention Code; providing for effective date; and providing for publication. (As Amended) (Mayor Pro-Tempore Joe A. Guerra)

Motion to table for Dec. 14th meeting.

Moved: Cm. Amaya

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

2000-O-274 Amending the Zoning Ordinance (Map) of the City of Laredo by authorizing the issuance of a Special Use Permit for above ground fuel storage on 9.50 acres, as further described by metes and bounds, located at 8016 Farm to Market 1472 (Mines Road); providing for publication and effective date. (As Amended) (Council Member Jose A. Valdez, Jr.)

Motion to adopt Ordinance # 2000-O-274.

Moved: Cm. Galo

Second: Mayor Pro Tempore Guerra

For: 8

Against: 0

Abstain: 0

2000-O-275 Amending the FY 2000-2001 budget in the amount of \$55,668.00 in additional funds for the Children's Health Insurance (CHIP) Outreach Project of the City of Laredo Health Department and extending the term period from February 1, 2000, through August 31, 2001, and increasing the revenue line item 226-0000-323-4082 from \$111,336.00 to \$167,004.00, and expenditure line item 226-6022 from \$111,336.00 to \$167,004.00. (City Council)

Motion to adopt Ordinance # 2000-O-275.

Moved: Cm. Galo

Second: Mayor Pro Tempore Guerra

For: 8

Against: 0

Abstain: 0

2000-O-276 An ordinance authorizing the City Manager to execute an assignment of

the lease for Building No. 55 from Valero Development Corporation to Region One Education Services Center and authorizing the City Manager to amend the lease agreement for Building No. 55 located at 4818 Thomas Avenue at the Laredo International Airport thereby deleting Section 1.05, titled "Appraisal" and adding a new Section 1.05,

titled "Additional Rental Escalation", all other terms and conditions remain unchanged and in effect. (City Council)

Motion to adopt Ordinance # 2000-O-276.

Moved: Cm. Galo

Second: Mayor Pro Tempore Guerra

For: 8

Against: 0

Abstain: 0

2000-O-277 An ordinance authorizing the City Manager to execute a lease with

Nextel

WIP Lease Corp., A Delaware Corporation, for space on the top surface of the Del Mar Water Tower located on 6.7 acres out of Block 13, Del Mar Section 1A, Laredo, Webb County, Texas and of lease agreement for the installation and operation of certain antennae facilities ("Antennae Facilities") for use with its communications business and a parcel of land within the owned premises for the location of an equipment building associated with the Antennae Facilities (the "Equipment Building"). Term of the lease is ten (10) years commencing November 20, 2000 and ending November 19, 2010, with three (3) successive renewal terms of five (5) years. Annual base rent shall be \$7,700.00 each year during the term of the lease and will be adjusted by three percent (3%) on each anniversary of the commencement date, providing for effective date. (City Council)

Motion to adopt Ordinance # 2000-O-277.

Moved: Cm. Galo

Second: Mayor Pro Tempore Guerra

For: 8

Against: 0

Abstain: 0

2000-O-278 An ordinance authorizing the City Manager to execute a lease with
Nextel

WIP Lease Corp., A Delaware Corporation, for ground space at the Property located at the intersection of Cortez and Laredo, Webb County, Texas and of lease agreement to construct on such premises a 150 ft. high self-supporting type tower and related equipment building for use with its communications business. Term of the lease is ten (10) years commencing November 20, 2000 and ending November 19, 2010 with three (3) successive renewal terms of five (5) years. Annual base rent shall be \$7,700.00 each year during the term of the lease and will be adjusted by three percent (3%) on each anniversary of the commencement date, providing for effective date. (City Council)

Motion to adopt Ordinance # 2000-O-278.

Moved: Cm. Galo

Second: Mayor Pro Tempore Guerra

For: 8

Against: 0

Abstain: 0

2000-O-279 An ordinance authorizing the City Manager to execute a lease with Nextel

WIP Lease Corp., A Delaware Corporation, for ground space at the South Laredo Waste Water Treatment Plant located at 319 River Front Road, Laredo, Webb County, Texas and of lease agreement to construct on such premises a 250 ft. high self-supporting type tower and related equipment building for use with its communications business. Term of the lease is ten (10) years commencing November 20, 2000 and ending November 19, 2010, with three (3) successive renewal terms of five (5) years. Annual base rent shall be \$7,700.00 each year during the term of the lease and will be adjusted by three percent (3%) on each anniversary of the commencement date, providing for effective date. (City Council)

Motion to adopt Ordinance # 2000-O-279.

Moved: Cm. Galo

Second: Mayor Pro Tempore Guerra

For: 8

Against: 0

Abstain: 0

2000-O-280 An ordinance authorizing the City Manager to execute an abandonment and release of 0.3136 acre utility and drainage easement situated in Procion 23, Abstract 283, Leonardo Sanchez original grantee, City of Laredo, Webb County, Texas. Said 0.3136 acre tract originally being part of 0.6770 acre utility and drainage easement described in the Shiloh Subdivision, Phase I, as recorded in Volumes 5, Page 75, Webb County Plat Records, and being more particularly described by metes and bounds. (City Council)

Motion to adopt Ordinance # 2000-O-280.

Moved: Cm. Galo

Second: Mayor Pro Tempore Guerra

For: 8

Against: 0

Abstain: 0

XI. RESOLUTIONS

19. 2000-R-157 A resolution authorizing the City Manager to accept a grant in the amount

of \$15,319,920.00 and a loan for \$1,451,000.00 for financial assistance from the Texas Water Development Board (TWDB) for the Colonias Water and Wastewater Improvements Project.

Motion to approve Resolution # 2000-R-157.

Moved: Cm. Galo

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

20. 2000-R-159 A resolution authorizing the City Manager to accept a grant from the Texas Department of Health in the amount of \$153,470.00 for the HIV/AIDS Prevention Project of the City of Laredo Health Department for the period beginning January 1, 2001 through December 31, 2001.

Motion to approve Resolution # 2000-R-159.

Moved: Cm. Galo
Second: Cm. Amaya
For: 8

Against: 0

Abstain: 0

21. 2000-R-160 A resolution authorizing the acceptance of a donation of a 8.3233 acre tract of land described as Lot Number one (1), Block Number seven (7), Cheyenne II., Subdivision, Phase II., for use as a City park from Z&R Investments.

Motion to approve Resolution # 2000-R-160.

Moved: Cm. Galo
Second: Cm. Amaya
For: 8

Against: 0

Abstain: 0

22. 2000-R-163 A resolution authorizing the acceptance of a monument, commissioned by Fasken, Oil and Ranch Ltd. to honor the memory of Mrs. Barbara Fasken whose generous donation of land helped to facilitate the construction of the World Trade Bridge and Border Facilities and further authorizing the placement of the monument adjacent to the City Administration Building at the World Trade Bridge.

Motion to approve Resolution # 2000-R-163.

Moved: Cm. Galo
Second: Cm. Amaya
For: 8

Against: 0

Abstain: 0

XII. MOTIONS

23. Consideration to refund property tax to the following taxpayer and company:

- a. A refund in the amount of \$2,711.30 for Wells Fargo Bank. Wells Fargo paid in error; therefore, they are requesting a refund.

Motion to approve.

Moved: Cm. Galo
Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

24. Consideration to approve monthly adjustments to the tax roll. The amount to be adjusted for the month of September 2000, which represents an increase in levy, is \$1,706.79. These adjustments are determined by the Webb County Appraisal District and by court orders.

Motion to approve.

Moved: Cm. Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

25. Consideration to authorize the City Manager to enter into a contract with the Texas Department of Health in the amount of \$153,470.00 for the HIV/AIDS Prevention Program of the City of Laredo Health Department for the period beginning January 1, 2001 through December 31, 2001.

Motion to approve.

Moved: Cm. Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

26. Consideration to authorize the City Manager to enter into a renewed interlocal agreement for FY 2000-2001 between the City of Laredo and the County of Webb in the amount of \$110,000.00 for locally supported public health services to non-Laredo residents of Webb County, for the period beginning October 1, 2000, through September 30, 2001.

Motion to approve.

Moved: Cm. Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

27. Consideration for approval of final change order no. 2, a decrease of \$144,107.62 for

the balance of quantities actually constructed in place, acceptance of the 1999-2000 Street Recycling Project (175 blocks) and approval of final payment in the amount of \$35,009.26 to Cutler Repaving, Inc., Lawrence, Kansas. Final contract amount is \$390,264.43. Funding is available in the Capital Improvement Fund/Civic Center and Cutler Repaving/Other than Building.

Motion to approve.

Moved: Cm. Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

28. Consideration for approval of final change order no. 2, an increase of \$14,558.00 for

the balance of quantities actually constructed in place, acceptance of the CDBG Sidewalks Project NO. 11-D (28 Blocks) and approval of final payment in the amount of \$71,201.90 to Pete Gallegos Paving, Inc., Laredo, Texas. Final contract amount is \$183,683.00. Funding is available in the Community Development 25th Action Year CD Projects/Sidewalks.

Motion to approve.

Moved: Cm. Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

29. Consideration to award a newspaper-advertising contract to El Norte, Monterrey, N.L.,

in the estimated amount of \$16,000.00, for the Laredo Convention and Visitors Bureau's Christmas advertising campaign. Approximately 16 full page and tabloid ads will be placed in the El Norte newspaper, through the month of December. Funding is available in the Laredo Convention and Visitors Bureau print advertising account.

Motion to approve.

Moved: Cm. Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

30. Consideration to authorize the City Manager to solicit proposals for professional services to prepare an Airport Master Plan and FAR Part 150 Airport Noise Compatibility Study Update for the Laredo International Airport. The Federal Aviation Administration has included the two studies in its FY 2001 CIP for Laredo and has indicated that it will consider the issuance of a grant to pay ninety (90%) percent of the cost. Proposals shall be received no later than 4:00 p.m. c.s.t. on Friday, December 22, 2000.

Motion to approve.

Moved: Cm. Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

31. Consideration to request authorization to amend the City of Laredo's 1995-1998 Consolidated Plans as they pertain to the use of 21st, 22nd, 23rd, and 24th Action Year CDBG funds for the purpose of reprogramming project balances totaling

\$150,000.00 to finance new and/or previously identified activities for the 26th AY as indicated below:

21st Action Year Community Development Block Grant
(Fund Balances)

Sidewalk Construction in CD Areas

\$3,066.00

Traffic Signalization in CD Areas

\$ 49.00

Demolition of Substandard Buildings

\$5,463.00

Subtotal

\$8,578.00

22nd Action Year Community Development Block Grant
(Fund Balances)

Street lights

\$14,568.00

Traffic Lights at the Intersection of Chihuahua / McPherson, Monterrey / Lyon
and Guadalupe / Monterrey

\$10,310.00

Economic Development

\$20,000.00

Benavides Softball Complex & Playground Improvements

\$ 3,590.00

Los Dos Laredos Park Improvements

\$ 97.00

Three Points Park Improvement

\$ 272.00

Al King Baseball Field Improvements

\$ 373.00

Cruz Baseball Field Improvements

\$ 229.00

Zacate Creek Park Improvements

\$ 2,000.00

Santa Fe Park Development

\$ 536.00

Paving Project #60

\$ 646.00

Subtotal

\$52,621.00

23rd Action Year Community Development Block Grant
(Fund Balances)

CD Administration

\$ 263.00

Housing Rehab Administration

\$ 7,140.00

Guadalupe Street Improvements

\$ 1,899.00
 Paving Project #60
 \$ 2,519.00
 Paving Project #61
 \$ 18.00
 Los Dos Laredos Park Improvement
 \$ 100.00
 Zacate Creek Park Soccer Field Improvements
 \$ 4,000.00
 Zacate Creek Beautification Project
 \$ 1,471.00
 East Martin Field Improvements
 \$ 100.00
 Benavides Softball Complex Irrigation System
 \$10,000.00
 Subtotal
 \$27,510.00

24th Action Year Community Development Block Grant (Fund Balances)
 Housing Rehab Administration
 \$14,462.00
 Code Enforcement
 \$11,378.00
 Graffiti Removal Program
 \$ 9,273.00
 Blaine / Milmo / Loop 20 Improvements
 \$15,000.00
 Clark / Hendricks Street Improvements
 \$11,178.00
 Subtotal
 \$61,291.00

Total of Funds to be Reprogrammed.....\$150,000.00

The activities to be funded in the 26th AY using reprogrammed funds from the 21st, 22nd, 23rd, and 24th AY are the following:

1. South Laredo Pedestrian Bridge and Improvements \$100,000.00
 This project will provide for the acquisition of land, purchase and installation of a pedestrian bridge, construction of sidewalks, and street paving. The pedestrian bridge will provide low/moderate income residents safer access through the area to attend public school.
2. Al King Park Improvements \$30,000.00
 This project involves the installation of a grand stand, bleachers, and the construction of a sidewalk and other improvements that will provide low/moderate income residents adequate facilities for recreational sports.
3. Lafayette Overpass Pedestrian Safety Fence \$20,000.00

This project involves the installation of a safety fence along the Lafayette Overpass for pedestrian safety.

Motion to approve.

Moved: Cm. Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

32. Consideration to authorize the City Manager to enter into and execute an assignment of remaining escrow funds between the City of Laredo and the Martin Family members, in the amount of \$26,172.63 plus accrued interest, representing the remaining balance of sales proceeds held by the City of Laredo that were used to cover non-reimbursed expenses by Texas Natural Resource Conservation Commission (TNRCC) for the removal of underground fuel storage tanks at the former Jackson Funeral Home site, that was purchased from the Martin Family, for the new El Metro Transit Center Building.

Motion to approve.

Moved: Cm. Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

33. Consideration to authorize the City Manager to enter into a contract with the Laredo Municipal Housing Corporation (LMHC) to obtain property management services for the homes being purchased by the City of Laredo under the FAR Part 150 Airport Noise Compatibility Program.

Motion to approve.

Moved: Cm. Galo

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

XIII. STAFF REPORT

34. Status report on the causes and solutions to the downtown and El Azteca neighborhood odor problem.

Fernando Roman, Utilities Director, mentioned that his department is working in alleviating the odor in the Azteca neighborhood. He elaborated on projects that were complete and informed Council of areas that are pending maintenance.

35. Presentation by Ruben de los Santos, Project Coordinator for Central Power and Light, regarding the standard performance contract program for the Traffic Safety Department involving traffic signal bulb replacement using light emitting diodes (L.E.D.) promoting energy and maintenance savings, with possible action.

Ruben De Los Santos made the presentation before the Council:

**Non-Residential Standard
Performance Contract (SPC) Program
Central Power and Light Co.
Presented by:**

**Ruben de Los Santos, American Electric Power
November 20, 2000**

What is standard Performance Contracting?

A "Project Sponsor" agrees to "deliver" energy savings to the utility for a stipulated price

Both parties enter into a "standard contract"

Projects are installed per program guidelines

Energy savings are determined through measurement and verification (M & V)

Payments are based on energy savings

CPL Non-Residential SPC Program Overview

"Pilot" energy efficiency program for CPL's commercial and industrial customers

Intended for comprehensive efficiency projects consisting of a mix of technologies

"Performance-based" incentive payments based on actual energy savings results

\$3.0 million incentive budget

Program Benefits for Host Customers

Quicker pay-back for investments in premium efficiency retrofit projects

Lower energy cost

Lower equipment maintenance cost

SPC Program Incentives

Sector/End Use Category	\$/kWH summer	\$/kWh non-summer
Commercial Non-Heating	\$0.25	\$0.08
Commercial Heating (Comfort)	\$0.08	\$0.08
Industrial Non Interruptible loads	\$0.20	\$0.08
Industrial interruptible loads *	\$0.08	\$0.08

* Interruptible industrial loads will not be eligible to participate until 9 months following program inception, subject to available incentive funds.

Incentive Funding Availability

Total incentive budget of \$3.0 million – currently \$850,000 available.

Maximum incentive of \$600,000 per Sponsor

Incentive payment cannot exceed 85% of direct project costs.

Project Sponsor Procedures

Step 1: Basic Project Application (BPA)

Step 2: Detailed Project Application (DPA)

Step 3: SPC Agreement

Step 4: Post-Installation Report (PIR)

Step 5: Installation Invoice

Step 6: Performance Invoice

Basic Project Application (BPA)

The BPA is the first step in participating in the SPC program

Indicates that Sponsor is authorized by Host Customer to develop the proposed project (Sponsor & Customer may be one in the same)

Requires \$250 non-refundable application fee

If the BPA is approved, CPL will reserve incentive funds for a limited time

SPC Agreement

Executed only after CPL approves DPA and final M & V plan

Obligates Sponsor to install project and meet key program deadlines

Contains standard terms and conditions

Duration of the agreement is 18 months from execution of the agreement assuming no extensions.

Performance Invoice

CPL will conduct M& V during the one-year performance period following project installation and prepare M & V report

After reviewing M & V report, Sponsor submits performance invoice

Performance payment is based on M & V results and cannot exceed 60% of the estimated incentive indicated in the DPA

Roberto Murillo, Traffic Safety Director, stated that the funds that he is proposing to implement into this program are \$75,000, and that he will get back \$63,000 in a certain amount of time.

Larry Dovalina, City Manager, stated that staff will report back to Council demonstrating the savings over a five year period.

XIV. EXECUTIVE SESSION

The City Council hereby reserves the right to go into executive session at any time during this public meeting, when it deems it necessary to consult privately with its attorney about any item upon this agenda, pursuant to the provisions of Section 551.071(2) of the Texas Government Code.

36. Request for Executive Session under V.A.T.C.S. Texas Government Code Section 551.071(a) & (b), for consultation with City Attorney to discuss settlement offer and pending litigation in Cause Number 99-CVQ-00723-D3, in the 341st District Court, styled Gilbert Leyendecker v. Jimmy Closner, and the City of Laredo, etal, and return to open session for possible action.

Motion to go into Executive Session under V.A.T.C.S. Texas Government Code Section 551.071(a) & (b), for consultation with City Attorney to discuss settlement offer and pending litigation in Cause Number 99-CVQ-00723-D3, in the 341st District Court, styled Gilbert Leyendecker v. Jimmy Closner, and the City of Laredo, etal, and return to open session for possible action.

Moved: Cm. Agredano

Second: Cm. Galo

For: 7

Against: 0

Abstain: 1

Mayor Pro Tempore Guerra

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

Motion authorizing the City Manager to accept the terms of the mediated settlement offer and agreement for pending litigation with Jimmy Closner individually, and Jimmy Closner Construction Company, Inc., in Cause Number 99-CVQ-00723-D3, in the 341st District Court, styled Gilvert Leyendecker V. Jimmy Closner, and the City of Laredo, Et Al.

Moved: Cm. Ramirez

Second: Cm. Galo

For: 8

Against: 0

Abstain: 0

37. Request for Executive Session pursuant to Texas Government Code Section 551.072 in

regards to deliberating the purchase, exchange, lease, or value of real property for a proposed City park, because deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiation with a third person; and return to Open Session for possible action.

Motion to go into Executive Session for Executive Session pursuant to Texas Government Code Section 551.072 in regards to deliberating the purchase, exchange, lease, or value of real property for a proposed City park, because deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiation with a third person; and return to Open Session for possible action.

Moved: Cm. Agredano

Second: Cm. Galo

For: 8

Against: 0

Abstain: 0

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

XV. RECESS AND CONVENE AS THE LAREDO MUNICIPAL HOUSING CORPORATION

Motion to recess as City Council and convene as the Laredo Municipal Housing Corporation.

Moved: Cm. Galo

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

38. Consideration to authorize the Laredo Municipal Housing Corporation (LMHC) President to execute a property management contract with the City of Laredo to provide the property management services for the homes being purchased by the City of Laredo under the FAR Part 150 Airport Noise Compatibility Program.

Motion to approve.

Moved: Cm. Galo

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

39. 2000-RMH-007 A resolution authorizing an amendment to the Laredo Municipal Housing Corporation (LMHC) FY 2000-2001 Budget to include proposed property management service revenues in the amount of \$15,733.00.

Motion to approve 2000-RMH-007.

Moved: Cm. Galo

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

Motion to recess as Laredo Municipal Housing and reconvene as City Council.

Moved: Cm. Galo

Second: Cm. Amaya

For:

Against: 0

Abstain: 0

XVI. RECESS AND CONVENE AS THE LAREDO MASS TRANSIT BOARD

Motion to recess as the Laredo Municipal Housing Corporation and convene as the Laredo Mass Transit Board.

Moved: Cm. Amaya

Second: Cm. Galo

For: 8

Against: 0

Abstain: 0

40. Consideration to waive all bus fare collection on Sunday, November 19, 2000, as participation in the City of Laredo's co-sponsoring the HEB Feast of Sharing. This action will introduce new riders to El Metro and support this community event. The estimated revenue loss, net of HEB \$1,500.00 contribution, will be \$1,500.00.

Motion to approve.

Moved: Cm. E. Valdez

Second: Cm. J. Valdez

For: 8

Against: 0

Abstain: 0

41. Consideration to award a contract to the LOWEST RESPONSIBLE BIDDER Southwestern Bell Telephone Company (SBC), in the amount of \$22,500.00, for providing telephone equipment for the El Metro Transit Center.

Motion to approve.

Moved: Cm. Agredano

Second: Cm. Amaya

For: 8

Against: 0

Abstain: 0

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

Moved: Cm. Galo
Second: Cm. Amaya
For: 8

Against: 0

Abstain: 0

XVII. ADJOURNMENT

Time: 10:20 p.m.

Motion to adjourn.

Moved: Cm. Galo
Second: Cm. J. Valdez
For: 8

Against: 0

Abstain: 0

I hereby certify that the above minutes contained in pages 01 to 36 are true, complete, and correct proceedings of the City Council meeting held on November 20, 2000.

Gustavo Guevara, Jr.
City Secretary