

# CITY OF LAREDO

CITY COUNCIL MEETING  
CITY COUNCIL CHAMBERS  
1110 HOUSTON STREET  
LAREDO, TEXAS 78040  
5:30 P.M.

M99-R-32

MINUTES

NOVEMBER 15, 1999

## 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,	Mayor
Alfredo Agredano,	Councilmember, District I
Louis H. Bruni,	Councilmember, District II
John C. Galo,	Councilmember, District III
Cecilia May Moreno,	Councilmember, District IV
Eliseo Valdez, Jr.,	Councilmember, District V
Joe A. Guerra,	Councilmember, District VI
Mario Alvarado,	Councilmember, District VII
Consuelo "Chelo" Montalvo,	Mayor Pro Tempore, District VIII
Gustavo Guevara, Jr.,	City Secretary
Florencio Pena, III	City Manager
Jaime L. Flores,	City Attorney

## IV. APPROVAL OF MINUTES

1. City Council Meeting, October 18, 1999  
City Council Meeting, October 25, 1999  
City Council Meeting, November 1, 1999

Mayor Flores made the following corrections for the City Council meeting of October 18, 1999:  
page 5 - letter (g) change to "a congratulatory letter from the president of the United States";

page 12 and 13 – there should be no blanks on contracts the minutes and also for the City Council meeting of October 25, 1999 page 14.

Mayor Flores requested to add to the roll call for Cw. Consuelo “Chelo” Montalvo to read: Mayor Pro Tempore.

Motion to approve with corrections.

Moved: Cm. Galo

Second: Cm. Bruni

For: 8

Against: 0

Abstain: 0

## V. COMMUNICATIONS AND RECOGNITIONS

### A. Announcements

Cm. Guerra read a letter from Ana Ochoa Company and read as follows: “We are all quick to criticize and slow to praise. I called you the other day to tell you the great response I got from Mr. Cerron and Mrs. Colon. I sent back a survey but wanted you to know how I felt.” Cm. Guerra commented that he was proud at staff for their customer service skills.

Mayor Flores reminded Councilmembers, directors, and staff in the City Manager’s office and Mayor’s office that there will be a Protocol and Procedures workshop tomorrow, November 16, 1999; also on November 20, 1999 there will be a workshop for the directors and committee members.

Mayor Flores announced to Council to take a vote whether a meeting should be held on December 27, 1999 or not.

Motion to cancel the City Council meeting of December 27, 1999.

Moved: Cm. Galo

Second: Cm. Bruni

For: 8

Against: 0

Abstain: 0

Mayor Flores announced that the City of Laredo Environmental Department had their Household Hazardous Waste Collection Event on Saturday, November 13, 1999 and it was a great success. The total amount of these wastes collected were as follows:

Tires – 248

Batteries – 150

Oil – 150 gallons

HHW Waste – total: 11,303 lbs.

Paint – 30 gallons (to be used for City Projects)

There were a total of 56 volunteers and 186 Laredoans that participated in this event. Mayor Flores thanked the citizens of Laredo and the City’s Department for an outstanding event.

Cm. Agredano reported that an opening dedication for Fire station #11 was held this morning in which Mayor Flores, some elected officials, and he had attended. He also congratulated former Cm. Jose Perez.

B. Invitations  
None

C. Recognitions

1. Presentation by Los Obispos Middle School Students.  
(Sponsored by Council member Alfredo Agredano)

Cm. Agredano reported that a group of students from Los Obispos Middle School went to Springfield, MO. The students took part in a project called "Students in Free Enterprise". The trip was funded by Drury College. The Mayor of Springfield, MO proclaimed October 22, 1999 as "Los Obispos Middle School Day in Springfield, MO".

Ms. Mona VanDyke, 6<sup>th</sup> grade teacher at Los Obispos Middle School, gave a brief background of the project as follows:

Purpose of the project

1. To pair up 36 students from the Drury College SIFE team and 36 6<sup>th</sup> grade students from Los Obispos Middle School to give students who are economically disadvantaged a positive role model/mentor. These pairs of students begin the year as pen pals; corresponding on such issues as education, self-esteem, personal responsibility, peer pressure, etc.
2. To educate students about economics and the free enterprise system. Seminars with economics simulations are conducted in areas such as supply/demand, development of business plans, marketing, truth-in-advertising, business ethics, cultural diversity, etc.
3. To expose economically disadvantaged students to cultural experiences they may not otherwise have.

Background of the project

For the past two years, students and sponsors from Drury College SIFE Team in Springfield, Missouri have traveled at their own expense to teach students at Los Obispos Middle School about the free enterprise system. Two visits have been made during each school year.

During the first year (1997-1998), approximately 20 students participated in the pen pal program and approximately 130 students (6<sup>th</sup> grade) participated in economic seminars and business development, starting a business from the ground up. This included the development of a business development plan, listing resources needed, manufacturing products, marketing, and running a store with the student-made products. The SIFE team then invested the funds gained from this project in the stock market, with the principal and additional profit being returned to the school.

Ms. VanDyke invited the Mayor and Councilmembers to their school in January 2000 when the students from Drury College visit Laredo and finally she stated that the goal of this project is to have a Laredo student attend Drury University on a full pay scholarship.

2. Recognizing City Departments that supported Oktober Fiesta.  
(Sponsored by Mayor Elizabeth G. Flores)

Mayor Flores publicly thanked the City Departments for having presented this event very proudly to the citizens of Laredo. Cm. Moreno, District IV, and Cm. Valdez, District V, presented the following departments with an appreciation award:

Cm. Moreno called the Public Access Channel, Police Department, Parks and Recreation, Mayor's Office, Health, Fire, and Civic Center Department.

Cm. Valdez called the Administrative Services Department, Airport, Public Works, Traffic, Transit and Utilities Department.

3. Recognition of Luis Landin and all Veteran City employees that have served their country proudly.

Mayor Flores and members of the Council announced that in honor of Veterans Day 1999 they would like to thank the Veterans of the City of Laredo, especially the Veterans who are now employees of the City of Laredo and each Councilmember read their names as follows:

Cm. Agredano

Alvarez, Alvaro J.  
Ambrose, Gaspar  
Balderas, David F.  
Barberena, Victor M.  
Cabello, Eduardo S.  
Chavez, Rolando  
Cortinas, Roberto  
Donna, Guillermo  
Elizondo, Armando G.  
Flores, III Esteban  
Garcia, Juan A.  
Guerra, Martin J.  
Hawkins, John L.  
Hinojosa, Jr. David  
Jalomo, Jaime J.  
Jarrell, Allen E.  
Leal, David M.

Cm. Galo

Ruiz, Juan L.  
Sanchez, Lino E.  
Tellez, Felix R.

Cm. Bruni

Martinez, Richard M.  
Martinez, Jose L.  
Martinez, Gilberto  
Maya, Mauricio  
Mireles, Jr. Roberto  
Morales, Eduardo  
Nunez, Ruben  
Ortegon, Jr. Antonio  
Ortiz, III Jesus F.  
Palacios, Pedro  
Ramon, Jaime  
Rios, Ricardo  
Rodriguez, Alexander  
Rodriguez, Miguel A.  
Rodriguez, Adrian U.  
Rodriguez, Armando  
Rodriguez, Rigoberto

Cm. Moreno

Esquivel, III Alberto  
Fuentes, III Enrique  
Garcia, Pedro

Ugarte, Jose P.  
 Ugarte, Jose M.  
 Elizondo, Jr. Armando  
 Garcia, Roberto A.  
 Alvarez, Carlos E.  
 Cadena, Luis E.  
 Cadena, Jr. Jesus  
 Cardenas, Juan R.  
 Cavazos, Santiago  
 Cazares, Jose R.  
 De Leon, Ronaldo  
 De Luna, Guadalupe D.  
 Ehrenzweig, Mario A.  
 Ehrenzweig, Jr. Eddie

Cm. Valdez

Gonzalez, Juan R.  
 Hourigan, John A.  
 Lara, Juan E.  
 Massey, Michael  
 Mejia, Carlos  
 Ochoa, Jose R.  
 Veliz, Reynaldo  
 Thompson, Brad L.  
 Cardenas, Juan F.  
 Morales, Juan  
 Cerda, Hector G.  
 Palacios, Daniel  
 Amario, Edmundo  
 Polanco, Placido  
 Garcia, Juan  
 Meza, Juan A.  
 Lopez, Efrain

Cm. Alvarado

Gomez, Antonio  
 Moreno, Ramiro R.  
 Saldivar, Jr. Guadalupe  
 Sanchez, Jr. Felix  
 Saldaña, Jose L.  
 Contreras, Joe W.  
 Perez, Mauro J.  
 Sloan, Ron P.  
 Sotelo, Donaciano  
 Segura, Jose A.  
 Segura, III Santos  
 Garza, Alberto D.  
 Juarez, Jr. Marcos  
 Martinez, George R.  
 Gonzalez, Andres G.  
 Soto, Ascencion

Garibay, Jr. Antonio  
 Gonzalez, Gustavo A.  
 Lopez, Ramon  
 Martinez, Ricardo  
 Moreno, Jr. Alfredo  
 Niles, Christopher  
 Pastrano, Jr. Jose A.  
 Perez, Jr. Alfonso  
 Puente, Arnoldo  
 Reyna, Roberto  
 Santos, Roberto  
 Tovar, Jaime  
 Vega, Eloy

Cm. Guerra

Tomecsko, Bryan P.  
 Engstrom, Glen D.  
 Herrera, Rogelio  
 Medrano, Enrique  
 Martinez, Javier B.  
 Vidaurri, John F.  
 Diaz, Heriberto  
 Ogg, Harry W.  
 Ortiz, Jr. Efigenio O.  
 Gutierrez, Jr. Alfredo R.  
 De Leon, Jr. Jesus M.  
 Garza, Jr. Blas  
 Martin, John J.  
 Boes, William B.  
 Barnes, Richard W.  
 Galvan, Jr. Santiago  
 Garza, Jesus

Mayor Pro Tempore

Montalvo

Montiel, Jorge A.  
 Villarreal, Robert  
 Raulie, Donald R.  
 De La Fuente, Miguel S.  
 Hinojosa, Javier  
 Vidaurri, Reymundo  
 Calderon, Carlos E.  
 Ferrazano, Angelo  
 Flores, Mariano D.  
 Guillen, Jr. Enrique  
 Villa, Luis  
 Dovalina, Jr. Lazaro  
 Ramirez, Daniel E.  
 Sanchez, Ricardo G.  
 Flores, Jr. Raul

Treviño, Reynaldo M.

Martinez, Antonio  
Uribe, Victor A.

Mayor Flores

Cm. Alfredo Agredano

Cm. Mario Alvarado

City Attorney, Jaime Flores

Mr. Jesus Ponce

City Fire Chief, Tomas Ramirez

Mayor Flores recognized Mr. Luis Landin who has received the following accomplishments in Vietnam:

“The Silver Star Medal” – for Gallantry in Action – Vietnam 1964

“The Bronze Star Medal” – Meritorious Achievement in Ground Operations against Hostile Forces – Vietnam 1964-1965

“The Bronze Star Medal” – Meritorious Achievement in Ground Operations Hostile Forces – Vietnam – 1964 – 1965

“The Bronze Star Medal (First Oak Leaf Cluster)” – Meritorious Achievement in Ground Operations Hostile Forces – Vietnam – December 1965 to December 1966

“The Bronze Star Medal (Second Oak Leaf Cluster)” – Meritorious Achievement in Ground Operations Hostile Forces – Vietnam – December 1, 1968 to April 30, 1969

“The Bronze Star Medal (Fourth Oak Leaf)” – Meritorious Achievement in Ground Operations Hostile Forces – Vietnam – September 1968 to September 1969

“Purple Heart” – for wounds received in action – Vietnam – March 25, 1969

“The Army Commendation Medal” – Meritorious Service in Korea – July 15, 1959 to January 31, 1960

“The Army Commendation Medal” – Meritorious Service as Command Sergeant – September 23, 1969 to August 15, 1972

“The Army Commendation Medal (Second Oak Leaf)” – Meritorious Service with the 2D Infantry Division – September 30<sup>h</sup> 1972 to September 6, 1973

“The Air Medal (First Oak Leaf Cluster)” – Meritorious Achievement in Aerial Flight – Vietnam – April 29, 1966 to June 8, 1966

“The Air Medal (Second Oak Leaf Cluster)” – Meritorious Achievement in Aerial Flight – Vietnam June 12, 1966 to September 2, 1966

“The Air Medal (Third Oak Leaf Cluster)” – Meritorious Achievement in Aerial Flight – Vietnam – September 7, 1977 to December 9, 1966

“Certificate of Appreciation” – Department of Army – October 31, 1973

“Certificate of Retirement” – Department of Army – November 1, 1973

Mayor Flores and Councilmembers appointed Mr. Luis Landin as the Honorary President of the Republic of the Rio Grande.

#### D. Communiqués

Mayor Pro Tempore Montalvo stated that the Paisanos are coming and asked Mr. Peña if the Police Department will be working overtime to assist them.

Florencio Peña, City Manager, responded that it will be the same as last year, where the Convention and Visitors Bureau had a facility along IH 35, but that he will visit with the police chief and bring back a status report at the next Council meeting.

Don Raulie, Convention and Visitors Bureau Director, reported that they had their first organizational meeting today and that the dates of operation for the Paisano Project at the rest stop will be December 17 and 18, 1999. The rest stop will open on Friday, December 17, 1999 at 12:00 p.m. and will continue open continuously until midnight of December 18, 1999. Representatives from the Mexican Customs and Immigration Offices, as well as the Council’s Office in Laredo will be available at the site.

## VI. APPOINTMENTS TO COMMISSION, BOARDS AND COMMITTEES

Confirmation of Fred Collazo nominee to the Plumbing/Electrical Advisory Ad Hoc Committee by Council member Cecilia May Moreno.

Motion to confirm the nomination of Fred Collazo to the Plumbing/Electrical Advisory Ad Hoc Committee.

Moved: Cm. Alvarado

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

Mayor Flores reported that she had not asked for a vote on Cm. Bruni’s appointee for the Ad Hoc Committee at the previous Council meeting and requested Councilmembers to make a confirmation on his appointee.

Motion to confirm the nomination of Ezequiel Maldonado of Maldonado’s Plumbing to the Plumbing/Electrical Advisory Ad Hoc Committee.

Moved: Cm. Galo

Second: Cm. Alvarado

For: 8

Against: 0

Abstain: 0

## VII. PUBLIC HEARINGS

2. Public hearing amending the City of Laredo FY1999-00 annual budget by appropriating additional funds for the Department of Public Works Facility Project, and authorizing the City Manager to implement said budget. A contract is scheduled to be awarded to Marshall Company for \$7,147,000. Currently the project has an unencumbered balance of \$6,078,359. Therefore, a transfer of \$1,200,000 is ordered in order to award the contract. The following transfers are ordered: \$500,000 from the Solid Waste Management Fund which will be paid back over a five year period, \$300,000 from the Wastewater Fund from projected savings in the Chacon Creek Interceptor project, \$300,000 from the Capital Improvements Fund from savings for the Killam Industrial Blvd. Extension, and \$100,000 from the Capital Improvement Fund from savings of the Calton Road Widening project. Any balance left over will be used for testing fees and contingencies.

## INTRODUCTION OF AN ORDINANCE

Ordinance amending the City of Laredo FY1999-00 annual budget by appropriating additional funds for the Department of Public Works Facility Project, and authorizing the City Manager to implement said budget. A contract is scheduled to be awarded to Marshall Company for \$7,147,000. Currently the project has an unencumbered balance of \$6,078,359. Therefore, a transfer of \$1,200,000 is ordered in order to award the contract. The following transfers are ordered: \$500,000 from the Solid Waste Management Fund which will be paid back over a five year period, \$300,000 from the Wastewater Fund from projected savings in the Chacon Creek Interceptor project, \$300,000 from the Capital Improvements Fund from savings for the Killam Industrial Blvd. Extension, and \$100,000 from the Capital Improvement Fund from savings of the Calton Road Widening project. Any balance left over will be used for testing fees and contingencies.

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. Valdez

For: 7

Against: 1

Abstain:

Cw. Moreno



Ordinance Introduction: City Council except Cw. Moreno

#### VIII. GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

3. Discussion with possible action on having City Council Meetings in the various City Council Districts and selection of a site for the November 22, 1999 meeting. (Sponsored by Mayor and City Council)

Motion to select District I as the next site for the November 22, 1999 City Council Meeting.

Moved: Mayor Pro Tempore Montalvo

Second: Cm. Galo

For: 8

Against: 0

Abstain: 0

##### A. Request by Mayor Elizabeth G. Flores

1. Presentation by the Tree Board Advisory Committee (Tree City USA).

Richard Gentry, Chairman of the City of Laredo Tree Board, reported that their mission is to contribute to the general welfare of our residents by reducing the energy costs, increasing property values, beautifying all neighborhoods, and projecting an image of quality to visitors and prospective businesses. Their vision is to develop a vision statement "establish a long range plan".

They meet at the Parks and Recreation Department Conference Room on the first Wednesday of the month at 2:30 p.m.

Their responsibilities are to study, investigate, advise, develop, and administer a written plan for the care of preservation, pruning, planting, replanting, removal or disposal of trees and shrubs in parks along streets and other public spaces. The second responsibility is the review of landscaping plans when required for preliminary plat approval for compliance with article 5 section 24.83 of the Laredo Land Development Code Trees and Shrubs. The Tree Board may request changes of proposed landscaping plans, a letter from the Tree Board accepting their proposed landscaping plan must be received before the plan can be submitted for final approval.

2. Report on Texas Border Infrastructure Coalition and Transportation Issues.

Mayor Flores gave an update on the Texas Border Infrastructure Coalition and Transportation issues as follows:

Texas Border Infrastructure Coalition is an alliance of all cities and counties along the Texas Mexico Border and public/private organizations located therein advocating for the needs of the Border

as they relate to transportation, workforce development and economic development.

The TBIC's efforts were recognized by the legislature when they appropriated \$50 million dollars for NAFTA related projects. TxDot recommended \$1.8 billion in additional funding for border projects over the next 10 years – we are looking for \$1.8 billion over the next 2 years. Throughout the Border we continue to meet with communities so they can help us acquire the right-of-ways, expedite the environmental clearance, and to find professionals to design and build our projects quickly.

\$16.7 billion in export sales to Mexico flowed from Texas Metro areas in 1997.

\$70 million from Lubbock	\$226 million from Fort Worth,
\$973 million from Dallas	\$112 million from Austin,
\$772 million from San Antonio	\$2.2 billion from Houston

This NAFTA transportation system, marketed as a gateway for commerce, has become an economic choke point. The volume of traffic crossing at Texas Border Ports is staggering. In 1998, three million trucks crossed into and from Mexico. The economic impact of the State of Texas economy is substantial. The State of Texas needs a program that will accelerate highway construction financing and building.

Mayor Flores invited Council members, County Commissioners and Judges, Border and North Texas Senators, and the private sector, for a meeting called TEX 21 (Transportation Excellence for the 21<sup>st</sup> Century) to be held in Laredo at La Posada Hotel on December 13, 1999.

B. Request by Council member Louis H. Bruni

1. Presentation by Azurix and Mr. Dan Pearson, former Executive Director with Texas Natural Conservation Commission (TNRCC) on the contracting process for a secondary source of water, with possible action.

Raymund Hart, representing Azurix, presented Dan Pearson and James Colvis.

Dan Pearson made a short presentation on the process for a secondary source of water.

2. Presentation by Pancho Averill with the Laredo Little Theater concerning the lease agreement with the City of Laredo, with possible action.

Motion to table.

Moved: Cm. Bruni  
Second: Cm. Agredano  
For: 8   Against: 0   Abstain: 0

3. Presentation by Laredo former Mayor Aldo Tatangelo concerning existing buildings at the Laredo International Airport, with possible action.

Motion to table.

Moved: Cm. Galo  
Second: Cm. Agredano  
For: 8   Against: 0   Abstain: 0

C. Request by Council member John C. Galo

1. Status update on the sidewalk projects in District 3.

Erasmó Villarreal, Community Development, reported that on October 25, 1999 the Council authorized to proceed on selecting the four firms for the design work of sidewalk Project #11. District 3 was approved 21 blocks that are going to be left for design work. These blocks are the following:

Guatemozin – (1 Block) – Between Stone and Loring  
Mercer – (4 Blocks) – Between Mendiola and Malinche  
Mendiola – (2 Blocks) – Between Mercer and Marion  
Wooster – (4 Blocks) – Between Meadow and Urbahn  
Rosario – (2 Blocks) – Between McPherson and Hendricks  
Cortez – (7 Blocks) – Between Lexington and Stone  
Loring – (1 Block) – Between Guatemozin and Cortez

Rogelio Rivera, City Engineer, reported that they have received only 1 response on the A/E fees. Once they have the A/E fees proposal, by the end of this month, they should be getting the design work within 2-3 months; each block should take about 3 months. By the end of the December the project should be in order with paving to start around April 2000.

2. Discussion on the issuance of Certificates of Occupancy to commercial establishments who have not complied with the landscape ordinance with possible action.  
(Co-sponsored by Cm. Louis H. Bruni)

Benny Salinas, Building Director, reported that the reason the CO's were issued is because they are part of the building code and the landscaping is part of the land development ordinance. He read the section from the building code as follows:

“The issuance of Certificate of Occupancy “ states ‘Upon satisfactory completion of construction of a building structure and installations of electrical, gas, mechanical, plumbing systems, and according with technical code, the building official shall issue a

Certificate of Occupancy stating the nature of the occupant permitted". What they are going to start doing to make sure that these trees get put in there, is that at the very beginning when they issue the building permit, the provider must submit the landscape plans, and during the construction they are going to make sure that they comply with this ordinance.

D. Request by Council member Mario G. Alvarado

1. Status report from staff on Santa Maria Reconstruction.

Rogelio Rivera, City Engineer, reported that the percent completion is 30%. The days allotted for the contract is 205 working days, right now the percent of contract time used is about 66%. He stated that they are behind schedule. The project has been divided into four phases: the first phase – Markley to Calton is complete; the second phase – one side was done with black base and they are working on the western half; the third phase – ready to start on the utility work; the fourth phase – Industrial Blvd. to Del Mar – has not been assigned yet until the completion of phase two and three. The anticipated completion date is March 2000.

Cm. Alvarado requested monthly reports.

2. Discussion on the Laredo Police Department Safe and Sober Program, with possible action.

Cm. Alvarado stated that they found out about this project through the South Texas Development Council and there are \$75,000 in funds allocated for overtime for the Laredo Police Department.

Agustin Dovalina III, Police Chief, reported that they did submit a grant to obtain the \$75,000 for the Save and Sober Program. They have not received the actual written notice of the fact that they have received these monies.

3. Presentation by Jessie Hernandez, Director of Raices Detox Program on the reported increase of heroin usage in our community, with possible action.

Mr. Jessie Hernandez, Program Director for Raices, made the presentation before the Council.

He reported that during the past years there has been a dramatic growth in the rise of young people using drugs and also from the type of services that they have. They have been very fortunate to get some detoxication services. This is going to be the only program that is funded and licensed in the State of Texas for adolescents.

He presented a fiscal year breakdown of adolescents that were admitted to their program for using heroin:

1998 – 21%

1999 – 66%

Total for both years were 50% of all adolescents from Laredo that were admitted to their program.

Heroin IV users: in 1998 7% were admitted and by 1999 it had gone up to 50%.

The statistics is that 100% of all IV heroin users that were admitted to their facility have had Hepatitis C, Hepatitis B, or both.

Motion to prepare a resolution to get the Council more involved in awareness programs in the community.

Moved: Cm. Guerra

Second: Cm. Galo

For: 8

Against: 0

Abstain: 0

#### 4. Status report on the Lafayette Relocation Project.

Erasmus Villarreal, CD Director, reported that last week they completed the demolition of 11 structures, currently they have 7 structures still left, however, they are negotiating a contract to check these units for asbestess and once the esbastess check has been done they will start the demolition process. Currently there are 5 families living there, 4 of the families will probably be out of the project area by the end of this month, and the last family is building a new residence but they are still trying to acquire their financing. The last parcel is pending to clear title.

Cm. Alvarado expressed concern on the maintenance of the area.

Cindy Collazo, Community Development, stated that the clean up is set up for next Monday.

(Recess) 10 minute recess was taken.  
(Press Availability)

## IX. INTRODUCTORY ORDINANCES

4. Authorizing the City Manager to execute Lease No. DTFA07-95-L-01050 between the City of Laredo and the United States of America for a land site for maintaining and operating a Medium Intensity Approach Lighting System with Runway Alignment Indicator Lights (MALSR), Runway 17R, at the Laredo International Airport. Lease term is for one (1) year commencing on October 1, 1999 and ending on September 30, 2000, with one (1) year renewal options until September 30, 2009. There is no rental cost since the Federal Aviation Administration maintains and operates the approach lights at no cost to the City of Laredo.

Ordinance Introduction: Cm. Bruni

5. Authorizing the City Manager to execute a lease with Justin P. Baron for a three (3) bedroom home located at 3106 E. Travis Street. Lease term is for two (2) years commencing on November 1, 1999 and ending on October 31, 2001, and may be terminated by either party upon giving a thirty (30) day written notice from the party terminating to the other. Monthly rent shall be \$400.00 plus a \$400.00 rent deposit payable before occupancy of the leased premises. This residential home was acquired through the FAR Part 150 Noise Compatibility Program.

Ordinance Introduction: City Council

#### X. FINAL READINGS OF ORDINANCES

Internet Available: <http://www.cityoflaredo.com>

Motion to waive the final reading of ordinances #99-O-335, #99-O-336, and #99-O-337.

Moved: Cm. Bruni

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

6. 99-O-335 Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 19.06 acres, as further described by metes and bounds, located north of Loop 20 and east of McPherson Rd., from R-1 (Single Family Residential District) to M-1 (Light Manufacturing District). (Joe A. Guerra)

Motion to approve Ordinance #99-O-335.

Moved: Cm. Bruni

Second: Cm. Guerra

For: 8

Against: 0

Abstain: 0

- 99-O-336 Ordinance approving a contract with the Texas Department of Health and budget in the amount of \$149,000 for the HIV/AIDS Prevention and Education Project of the City of Laredo Health Department for the period beginning January 1, 2000, through December 31, 2000. The funding source for this project is the Texas Department of Health and it has been assigned budget number 226-6016. (City Council)

Motion to approve Ordinance #99-O-336.

Moved: Cm. Bruni

Second: Cm. Guerra

For: 8                      Against: 0                      Abstain: 0

- 99-O-337      Ordinance amending City of Laredo Code of Ordinances Chapter 33, Environmental Protection, by creating Article V entitled Industrial Storm Water Pollution Prevention to include new sections 33-350 through 33-373, identifying facilities required to apply for permit, penalties and noncompliance, right of entry and inspection and providing for severability and an effective date and publication. (City Council)

Motion to approve Ordinance #99-O-337.

Moved: Cm. Bruni

Second: Cm. Guerra

For: 8                      Against: 0                      Abstain: 0

## XI. RESOLUTIONS

7. 99-R-160      Authorizing the City Manager of the City of Laredo to accept a grant (reimbursement program) from the Texas Historical Commission for Certified Local Government Funding in the amount of \$4,000 for the preparation of an application for a National Register District nomination for El Azteca; and authorizing the City Manager to execute the necessary documents.

Motion to approve Resolution #99-R-160.

Moved: Cm. Alvarado

Second: Cm. Agredano

For: 8                      Against: 0                      Abstain: 0

8. 99-R-162      Authorizing the use of surplus proceeds from the City of Laredo – Texas Public Property Finance Contractual Obligations (PPFCO), Series 1995, in the amount of \$19,641.00, and authorizing the transfer of \$10,408.00 from General Fund reserve appropriations, for the purchase of a vehicle.

Motion to approve Resolution #99-R-162.

Moved: Cm. Alvarado

Second: Cm. Agredano

For: 8                      Against: 0                      Abstain: 0

## XII. MOTIONS

9. Consideration to award a contract to the LOW BIDDER , Pate and Pate, Inc., of The Woodlands, Texas, for \$9,094,612.65 for the construction of the Chacon Creek Interceptor. The project is a seven-mile wastewater collector from Highway 59 to the South Laredo Wastewater Treatment Plant. Contract time is 18 months. Funding is available through an EPA grant (55%) and the 1994 Sewer Bond Issue (45%).

Motion to approve.

Moved: Cm. Bruni

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

10. Consideration to award contract #FY00-014 to the LOW BIDDER , Duncan Industries, of Harrison, Arkansas, in the amount of \$75,000 for the purchase of 600 Eagle CR Electronic Parking Meter Timer Mechanisms. These electronic mechanisms will replace the old mechanical mechanisms, maintain more accurate timing, and significantly reduce maintenance repairs. Funding is available in the parking fund.

Motion to approve.

Moved: Cm. Bruni

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

11. Consideration to award a contract to Ramos Industries, Inc. for the Paseo del Antiquo Laredo Pedestrian Facility Project in the amount of \$1,376,140 and approval of change order no. 1 to delete the entry monument for a deduction of \$204,000 for a net contract amount of \$1,172,140. The cost of the entry monument to be located at Convent Avenue and Zaragoza Street will be reassessed for possible installation at a later date. \$1,232,998 is available in the Paseo del Antiquo Laredo fund for construction.

Keith Selman, City Planner, stated that there is a correction to the amount where it reads "\$200,000 for a net contract", the amount should be \$204,000 and where it reads "\$1,176,140", it should be \$1,172,140.

Motion to approve as amended.

Moved: Cm. Bruni

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

12. Consideration to approve change order no. 1, an increase of \$20,695.00 to the construction contract with Organic Waste Technologies, Middleburg Heights, Ohio, to relocate the leachate storage tank as part of the Leachate Force Main and Storage Tank Project to an area of the City's landfill that will result in a savings of



landfill airspace. The change order includes:

- a) a new leachate storage tank location which requires crossing buried natural gas pipe line,
  - b) to add 456 feet of leachate force main and air line to extend to the new tank location,
  - c) to add a caliche driveway for truck access to the storage tank unloading area,
  - d) to add the removal of leachate, jetting and cleaning of a LCS collection pipe in Cell 11/12 and the second collection pipe in Cell 5/6,
  - e) to add a sump pump with complete control unit for Cell 11/12,
  - f) to add a metal roof over the air compressor and dryer at the storage tank area,
  - g) to delete an asphalt driveway to the tank loading area at the original tank location,
  - h) to delete trenching through an existing asphalt access road,
  - i) to delete reconstruction of fencing on the west side of an access road and
  - j) to delete erosion and sediment controls.
- Funding is available in the Solid Waste Fund.

Motion to approve.

Moved: Cm. Bruni

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

13. Consideration to approve amendment no. 2 an increase of \$34,620 to the engineering contract with Freese & Nichols, Inc., Fort Worth, Texas, to provide construction phase services and Resident project representative for the Reconstruction of a Portion of Taxiway "A" and Rehabilitation of a Portion of Runway 17R-35L. Funding is available in the Airport Construction, 25-Grant and A&E Services.

Motion to approve.

Moved: Cm. Bruni

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

14. Consideration to award a twelve month office supply contract to the LOW BIDDER, Office Depot, Laredo, Texas for providing general office supplies for all city departments. This contract is based on the lowest cost format utilizing a published price for city orders. The supplier will maintain an internet site for pricing and ordering.

Motion to approve.

Moved: Cm. Bruni

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

15. Consideration to award contract number FY00-018, to Paul Young Co., Laredo, Texas, in the amount of \$29,869.00, for the purchase of a vehicle. This vehicle will be assigned to the Mayor/City Council office.

Motion to approve.

Moved: Cm. Bruni

Second: Cm. Agredano

For: 8

Against: 0

Abstain: 0

16. Consideration to award contract number FY00-015, to the LOW BIDDER, Autophone of Laredo, Laredo, Texas, in the amount of \$31,700.00, for the purchase of twelve, radio and light box systems for the Police Department. This equipment will be installed on the new motorcycles. The equipment consists of the electrical transformer for the radios and emergency lights, and front and rear emergency lights. Funding will be secured from the Police Trust Fund.

Motion to approve.

Moved: Cm. Bruni

Second: Mayor Pro Tempore Montalvo

For: 8

Against: 0

Abstain: 0

17. Consideration to amend the South Laredo Wastewater Interceptor (Chacon Creek) contract with Frontera Associates in the amount of \$18,070 for a total contract amount of \$826,826.32. The amendment is necessary to cover the cost of marking the alignment of the Chacon Creek Interceptor in the field and determining the best location for a gas well that would not interfere with the proposed pipe line; for changes related to Tx Dot issues and for services to address right-of-way issues. Funding is available under the Chacon Creek Interceptor construction project.

Motion to approve.

Moved: Cm. Bruni

Second: Mayor Pro Tempore Montalvo

For: 8

Against: 0

Abstain: 0

18. Consideration to authorize the City Manager to execute a contract for the purchase of 325 acres of class "B" water rights from L&L Farms Partnership, Paul Loop and Tim Loop for the sum of \$390,000. The water rights convert to 325 acre feet of municipal water. Funding is available in the Water Availability Fund.

Motion to approve.

Moved: Cm. Bruni

Second: Mayor Pro Tempore Montalvo

For: 8

Against: 0

Abstain: 0

19. Consideration to award a professional services contract to Raba-Kistner Consultants, Inc., Laredo, Texas for an amount of \$17,667 to provide laboratory, sampling and testing services of materials for quality control for the Reconstruction of a Portion of Taxiway "A" and Rehabilitation of a Portion of Runway 17R-35L. Funding is available in the Airport construction grant #25 testing fees.

Motion to approve.

Moved: Cm. Bruni

Second: Mayor Pro Tempore Montalvo

For: 8

Against: 0

Abstain: 0

20. Consideration to approve monthly adjustments to the tax roll. The amount to be adjusted for the month of September 1999 which represents a deduction of (\$9,502.22). These adjustments are produced by the County Appraisal District and by Court Orders.

Motion to approve.

Moved: Cm. Bruni

Second: Mayor Pro Tempore Montalvo

For: 8

Against: 0

Abstain: 0

21. Consideration to authorize the City Manager to submit a grant application in the amount of \$169,258 per fiscal year to the Texas Department of Health for the Children's Health Insurance Program (CHIP) Outreach, for the project period beginning January 1, 2000, through December 31, 2001.

Motion to approve.

Moved: Cm. Bruni

Second: Mayor Pro Tempore Montalvo

For: 8

Against: 0

Abstain: 0

22. Consideration to authorize the City Manager to submit a grant application in the amount of \$285,938 to the Texas Department of Health for the Ryan White C.A.R.E. Act/Title II HIV Care Consortia Projects, for the project period beginning April 1, 2000, through March 31, 2001.

Motion to approve.

Moved: Cm. Bruni

Second: Mayor Pro Tempore Montalvo

For: 8

Against: 0

Abstain: 0

23. Consideration for setting the date for a public hearing to consider water and wastewater impact fees for January 3, 2000. At the public hearing Council will consider a future recommendation by Planning and

Zoning regarding the impact fee proposal developed by the Impact Fee Ad Hoc Committee.

Motion to approve.

Moved: Cm. Alvarado

Second: Cm. Galo

For: 8

Against: 0

Abstain: 0

### XIII. STAFF REPORTS

24. Presentation on the activities and operations of the City of Laredo Fire Department.

Tomas Ramirez, Fire Chief, reported that they finally got the ribbon cutting ceremony for Fire Station #11 which is in Cm. Agredano's district.

They have had over 15,300 calls for fire and EMS assistance; out of those 13,000 were EMS calls. They also had 25 hazardous material response emergencies, 35 boat rescues, and county calls were over 400 last year. They had 174 demonstrations for the schools.

25. Presentation to City Council regarding the current Capital Improvement Program.

Keith Selman, City Planner, highlighted some of the project changes since the last report. C.I.P. may be viewed by the public on the City of Laredo web page.

### XIV. EXECUTIVE SESSIONS

26. Request for Executive Session pursuant to Texas Government Code Section 551.071(1)(A)(B) to discuss settlement offer for pending litigation regarding Gilbert Leyendecker and wife, June Leyendecker vs. Jimmy Closner, Individually, and Jimmy Closner & Sons Construction, Co., Inc., Cause No. 99-CVQ-00723-D3, in the District Court 341<sup>st</sup> Judicial District Webb County, Texas, and Gilbert Leyendecker and wife, June Leyendecker vs. City of Laredo, Texas Cause No. 99-CVQ-00798-D3, in the District Court 341<sup>st</sup> Judicial District Webb County, Texas, and return to open session for possible action thereon.

Motion to go into Executive Session pursuant to Texas Government Code Section 551.071(1)(A)(B) to discuss settlement offer for pending litigation regarding Gilbert Leyendecker and wife, June Leyendecker vs. Jimmy Closner, Individually, and Jimmy Closner & Sons Construction, Co., Inc., Cause No. 99-CVQ-00723-D3, in the District Court 341<sup>st</sup> Judicial District Webb County, Texas, and Gilbert Leyendecker and wife, June Leyendecker vs. City of Laredo, Texas Cause No. 99-CVQ-00798-D3, in

the District Court 341<sup>st</sup> Judicial District Webb County, Texas, and return to open session for possible action thereon.

Moved: Cm. Bruni

Second: Cm. Galo

For: 8

Against: 0

Abstain: 0

After Executive Session Mayor Flores announced that no formal action was taken in executive session.

27. Request for Executive Session pursuant to Section 551.074 of the Texas Government Code to deliberate the appointment of an Associate Municipal Court Judge pursuant to Section 5.02 of the City Charter, and return to open session for possible action thereon.

Motion to go into Executive Session pursuant to Section 551.074 of the Texas Government Code to deliberate the appointment of an Associate Municipal Court Judge pursuant to Section 5.02 of the City Charter, and return to open session for possible action thereon.

Moved: Cm. Bruni

Second: Cm. Galo

For: 8

Against: 0

Abstain: 0

After Executive Session Mayor Flores announced that no formal action was taken in executive session.

28. Request for Executive Session pursuant to Texas Government Code 551.074(a)(1) to evaluate the performance and issues of City Manager, Florencio Peña III and return to open session, with possible action. Motion to go into Executive Session pursuant to Texas Government Code 551.074(a)(1) to evaluate the performance and issues of City Manager, Florencio Peña III and return to open session, with possible action.

Motion to go into Executive Session pursuant to Texas Government Code 551.074(a)(1) to evaluate the performance and issues of City Manager, Florencio Peña III and return to open session, with possible action.

Moved: Cm. Bruni

Second: Cm. Galo

For: 8

Against: 0

Abstain: 0

After Executive Session Mayor Flores announced that no formal action was taken in executive session.

Motion to place the City Manager on probation and that he is re-evaluated in 45 days.

Moved: Cm. Bruni

Second: Cm. Galo  
For: 8

Against: 0

Abstain: 0

XV. ADJOURNMENT

Motion to adjourn.


Adjournment time: 11:00 p.m.

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

Against: 0

Abstain: 0

I hereby certify that the above Minutes contained in pages 01 to 22 are true, complete, and correct proceedings of the City Council Meeting held on the 15<sup>th</sup> day of November 1999. A certified copy is on file at the City Secretary's Office.



Gustavo Guevara, Jr.  
City Secretary

**Minutes approved December 6, 1999.**