

CITY OF LAREDO CITY COUNCIL MEETING

A-2014-R-02

CITY COUNCIL CHAMBERS

1110 HOUSTON STREET

LAREDO, TEXAS 78040

FEBRUARY 3, 2014

5:30 P.M.



DISABILITY ACCESS STATEMENT



Persons with disabilities who plan to attend this meeting and who may need auxiliary aid or services are requested to contact Gustavo Guevara, City Secretary at (956) 791-7308 at least two working days prior to the meeting so that appropriate arrangements can be made. The accessible entrance and accessible parking spaces are located at City Hall, 1100 Victoria Ave.

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

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

IV. MINUTES

Approval of the minutes of January 21, 2014.

V. COMMUNICATIONS AND RECOGNITIONS

Communiqués

- a. Presentation of awards by the Knights of Columbus Council #2304 recognizing City Council Members.

Recognitions

a. Recognition regarding the toy give away event at the Civic Center on the occasion of the 2nd Anniversary of the Grimmer family tragedy in Laredo.

Citizen comments

Citizens are required to fill out a witness card and identify themselves at the microphone. Comments should be relevant to City business and delivered in a professional manner. No derogatory remarks will be permitted. There is a time limit of three minutes per speaker. Speakers may not pass their minutes to any other speaker.

VI. PUBLIC HEARINGS

1. **Public hearing** allowing interested persons to comment on the **Revised Noise Exposure Maps and Amended Noise Compatibility Program** for Laredo International Airport, as required by Title 14 Code of Federal Regulations Part 150 §150.23(d). Furthermore, it includes authorizing the City Manager to submit the document to the Federal Aviation Administration (FAA) for appropriate FAA determinations.
(The Airport Advisory Board will meet on February 04, 2014 and consider this item)
(Approved by Finance Committee)
2. **Public hearing** allowing interested persons to comment on the proposed amendment to the City of Laredo's 2013 Consolidated One-Year Action Plan for the purpose of reprogramming Community Development Block Grant (CDBG) funds totaling \$241,938.00 for (1) construction of a multipurpose field at El Eden Park - \$110,000.00, (2) Sigifredo Perez Baseball Field Improvements - \$15,000.00, (3) construction of a soccer field at Dryden Park - \$81,640.00, and (4) construction of sidewalks in District IV - \$35,298.00. It is further proposed that the newly created projects will be funded through the use of fund balances and a canceled project from the 36-39th Action Year (AY) as listed below:

CDBG Project Fund Balances

<u>CDBG Project</u>	<u>Action Year (AY) Fund</u>	<u>Amount</u>
District I Sidewalks (Cancellation)	39 th AY	\$125,000
Inner City Basketball Court	38 th AY	\$20,268
East Hachar Soft Walking Track	37 th AY	\$81,242
Inner City Soft Walking Track	37 th AY	\$15,030

Further authorizing the approval of this substantial amendment in the event that there are no unfavorable comments received from the public during the 30 day comment period of January 25, 2014 through February 24, 2014.

(AS AMENDED) (Approved by Finance Committee)

(Recess)

(Press Availability)

VII. FINAL READING OF ORDINANCES

3.

2014-O-004 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning all of Block 1773, Eastern Division, located at 2900 Jaime Zapata Memorial Highway, from B-1 (Limited Commercial District) to B-3 (Community Business District); providing for publication and effective date.

2014-O-005 Amending the Zoning Ordinance (Map) of the City of Laredo by amending Ordinance No. 2006-O-034 authorizing a Conditional Use Permit for a daycare on Lot 6, Block 1645, Eastern Division, located at 2716 Corpus Christi Street by changing permit holder; providing for publication and effective date.

2014-O-006 Amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Special Use Permit for a restaurant selling alcohol on Lot 4, Block 1520, Eastern Division, located at 2507 E. Saunders Street; providing for publication and effective date.

2014-O-007 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 1.377 acre tract, as further described by metes and bounds in attached Exhibit "A", and located at 5510 U.S. Highway 59, from B-3 (Community Business District) to B-4 (Highway Commercial District); providing for publication and effective date.

2014-O-008 Amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Special Use Permit for a restaurant selling alcohol on Lots 3 and 10, Block 1, Alexander Commercial Subdivision Phase I, located at 1713 E. Del Mar Blvd., Suite 2; providing for publication and effective date.

2014-O-009 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 31.53 acres as further described by metes and bounds in attached Exhibit "A", located on the 6300 Block area of Bob Bullock Loop, from R-1 (Single-Family Residential District) and AG (Agricultural District) to R-1A (Single-Family Reduced Area District); providing for publication and effective date.

2014-O-010 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 4.37 acres, as further described by metes and bounds in attached Exhibit "A", located on the 6300 Block area of Bob Bullock Loop, from R-1 (Single-Family Residential District) to B-3 (Community Business District); providing for publication and effective date.

2014-O-011 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning a 0.4559 acre tract, as further described by metes and bounds in attached Exhibit "A", located at the southeast corner of Shiloh Drive and Snow Falls Drive, from R-1 (Single Family Residential District) to B-1 (Limited Business District); providing for publication and effective date.

2014-O-012 Amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Special Use Permit for a restaurant selling alcohol on all of Blocks 1024 and 1025, Western Division, located at 4100 San Bernardo Ave., Suite E1, E2, and ½ of E3; providing for publication and effective date.

2014-O-013 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 7, Block 214, Western Division, located on the 1220 San Agustin Avenue, from R-O (Residential/Office District) to B-3 (Community Business District); providing for publication and effective date.

2014-O-014 Amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Conditional Use Permit for auto sales on Lot 3 and part of Lot 6, Block 1774, Eastern Division, located at 2915 Blaine Street Rear; providing for publication and effective date.

2014-O-015 Amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Special Use Permit for a restaurant selling alcohol on Lots 10, 11 and 12, Block 891, Eastern Division, located at 1618 and 1620 Chihuahua Street; providing for publication and effective date.

2014-O-016 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 10.22 acres as further described by metes and bounds in attached Exhibit "A", located on the 6300 Block area of Bob Bullock Loop, from R-1 (Single-Family Residential District) to B-4 (Highway Commercial District); providing for publication and effective date.

2014-O-017 Authorizing the City Manager to execute a lease agreement between the City of Laredo, as LESSEE and Harmony Public Schools, a Texas Non-Profit Corporation, for an approximately 28,800 sq. ft., Building 1005 located at 4608 Daugherty Avenue and approximately 2,200 sq. ft. Building No. 1006, Laredo, Texas located at 616 Leal St., as well as a portion of Block No. 18 of the Laredo International Airport Subdivision Plat. The lease premises will be used for a public school. Lease term is for eleven (11) years commencing on February 01, 2014 and ending on June 30, 2025 with two (2) consecutive ten (10) year renewal options. The initial base rent is \$15,000.00 per month, to include Annual CPI Adjustments and Fair Market Appraisal at each ten (10) year Anniversary and providing rent abatement for certain improvements; providing for an effective date.

2014-O-018 Authorizing the City Manager to execute Supplemental Lease Agreement No. 4 to Lease No. GS-07B-15259 approved by Ordinance No. 2002-O-325 dated December 16, 2002, amended by Ordinance No. 2005-O-112 dated May 16, 2005, and further amended by Ordinance No. 2008-O-090 dated May 5, 2008, and further amended by Ordinance No. 2008-O-225 with General Services Administration for approximately 1,313 square feet constituting office space occupied by the Transportation Security Administration (TSA) located at 5210 Bob Bullock Loop at the Laredo International Airport. Said Supplemental Lease Agreement No.4 extends the lease term five (5) years until November 17, 2018, and 30-day termination rights. The monthly rent amount is \$4,001.18 and shall be adjusted annually according to changes in the Consumer Price Index. All other terms and conditions of lease remain unchanged and in effect; providing for an effective date.

2014-O-019 Amending Ordinance 2012-O-060 by including newly created voting precincts; making a minor adjustment to the common boundary of Council Districts V and VII to follow property lines; updating the descriptions of the Council Districts and Voting Precincts accordingly; providing for publication; and providing of an effective date.

2014-O-020 Ratifying the execution of easement documents for the conveyance to Southwestern Bell Telephone Company a 25,063.50 sq. ft. easement lying wholly within the Laredo International Airport Terminal Subdivision Plat, City of Laredo, Texas as recorded in Volume 16, Pages 45 - 47, Webb County Plat Records; said easement being more particularly described by boundary survey and metes and bounds in attached Exhibit A. This easement tract is being requested for new communication lines to service the Fire Rescue Facility within the Municipal Airport and providing for effective date.

2014-O-021 Authorizing the City Manager to grant a License Agreement by and between The City of Laredo, Texas, a municipal corporation and Bestel USA, Inc., a Nevada Corporation, dated February 4, 2014 for the use of one (1) innerduct in the Juarez Lincoln Bridge and 566 linear feet of right-of-way.

1. Term of the agreement shall be for five (5) years commencing at 12:00 am, February 4, 2014 and terminating at 12:00 pm on February 3, 2019.
2. Annual duct fee shall be \$25,525.64 and will increase by five percent (5%) every year the license is in place. In addition to the duct fee, Licensee shall pay a seven dollar and 67/100 (\$7.67) linear foot right-of-way fee, and will increase by five percent (5%) every year.

2014-O-022 Authorizing the City Manager to grant a License Agreement by and between The City of Laredo, Texas, a municipal corporation and VTX Communications, L.L.C, a Texas Limited Liability Company, dated February 4, 2014 for the use of one (1) innerduct in the Juarez Lincoln Bridge and 640 linear feet of right-of-way.

1. Term of the agreement shall be for five (5) years commencing at 12:00 am, February 4, 2014 and terminating at 12:00 pm on February 3, 2019.
2. Annual duct fee shall be \$25,525.64 and will increase by five percent (5%) every year the license is in place. In addition to the duct fee, Licensee shall pay a seven dollar and 67/100 (\$7.67) linear foot right-of-way fee, and will increase by five percent (5%) every year.

2014-O-023 Authorizing the City Manager to convey easements and right of way to AEP Texas Central Company located at, and to serve, the South Laredo Wastewater Treatment Plant, one (1) conveyance over a 0.8106 acre tract and one (1) conveyance over a 0.8464 acre tract as described in easement conveyance attached as Exhibit A; and providing for an effective date.

2014-O-024 Consideration to authorize the City Manager to enter into a lease agreement with Tesoro Medical Care, P.A., as Lessee and the City of Laredo, as Lessor for real property formerly known as the Santo Niño Library located at 2200 Zacatecas and consisting of approximately 49,968 square feet of total building space. Annual rent shall be deferred in the first year and, thereafter to be paid in monthly installments of \$19,124.00. Tesoro will be given rental credits for all of its out-of-pocket construction costs for mandatory repair and improvements to the premises. The premises are leased in "As Is" condition. The lease term is ten (10) years with two (2) consecutive five (5) year extensions at the option of the Lessee, providing for an effective date.

VIII. RESOLUTIONS

4. **2014-R-09** Authorizing the City Manager to submit a grant application in the amount of \$763,195.00 to fund the Laredo Police Department HIDTA Task Force and a grant in the amount of \$46,600.00 to fund the Rio Grande Valley Financial HIDTA Task Force. Both grants are funded by the Executive Office of the President, Office of the National Drug Control Policy (ONDCP), and High Intensity Drug Trafficking Area (HIDTA) at no cost to the City. Funding will be used to pay personnel salaries, fringe benefits, overtime, travel and operating expenses from January 1, 2014 through December 31, 2014. Funding for the Rio Grande Valley Financial Task Force will be used for payment of fringe benefits, overtime, and operating expenses from January 1, 2014 through December 31, 2014. **(Approved by Finance Committee)**

5. **2014-R-10** Authorizing the City Manager to submit a grant application in an estimated amount of \$100,000.00 to the Office of The Governor, Criminal Justice Department, for funding the 2015 Justice Assistance Grant (JAG) for the period of October 01, 2014 through September 30, 2015. This funding will provide overtime for the Anti-Gang Task Force which will target Criminal Street Gangs by identifying, monitoring, suppressing and documenting criminal gang activities and implementing a database. This grant will also be used to purchase equipment needed for the new task force's operations. **(Approved by Finance Committee)**

6. **2014-R-012** A resolution of the City of Laredo, Texas to award the purchase of a complete lighting system for Rangel Baseball Field to low bidder, Liteco Electric, Inc., Bellville, Texas for an amount of \$82,940.00 or to award to the second lowest bidder, Isaias Electric, Inc., Laredo, Texas in the amount of \$84,500.00 whereas determining that Isaias Electric, Inc., a local bidder, provides the best combination of contract price and additional economic development opportunities in accordance with Section 271.9051(b)(2) of the Texas Local Government Code. Funding is available in the Capital Improvement account.

IX. MOTIONS

7. Consideration to approve a one (1) year contract effective January 01, 2014 and ending on December 31, 2014, with International Business Advisors, L.L.C., (IBA) for professional representation services before any private individual, business group, trade association, including Municipal State and Federal in order to promote commercial and charter passenger and air cargo services, including Mexican Customs and other business activities as directed by City. The contract amount is sixty six thousand dollars (\$66,000.00) payable in monthly installments of \$5,500.00. Funding is available in the Airport Operations Fund. **(Approved by Finance**

Committee)

8. Consideration to award contract FY14-038 to the sole bidder, Industrial Disposal Supply, San Antonio, Texas in an amount up to \$75,000.00 for the purchase of Original Equipment Manufacturer (OEM) parts/service for the City's street sweepers. All parts and services will be secured on an as needed basis. Funding is available in the Fleet Maintenance budget. **(Approved by Finance Committee)**

9. Consideration to award a six-month (6) supply contract FY14-039 to the bidder meeting the published specifications Hollon Oil Company, Weslaco, Texas in an amount up to \$88,000.00 for the purchase of lubricants for the Fleet Department. All lubricants will be secured on an as needed basis. Funding is available in the Fleet Maintenance budget. **(Approved by Finance Committee)**

10. Consideration to authorize the purchase of one (1) hydraulic excavator from B-C Equipment Sales, Corpus Christi, Texas in the total amount of \$267,425.00 through the Houston-Galveston Area Council of Governments (H-GAC) Cooperative Purchasing Program's contract pricing. Funding is available in the 2013 Contractual Obligation bond proceeds fund. **(Approved by Finance Committee)**

11. Consideration for approval of change order No. 6, a net increase in the amount of \$10,198.00 to the construction contract with Western Summit Contractors, Inc./McAllen Construction, Inc., a Joint Venture Contractor, Fort Worth, Texas, for El Pico Water Treatment Plant 20 MGD. This change order consists of additional circuits for the Water Cooler, changes to chemical system and chlorine alarm panels at the Chemical Building, changes to Clarifier Drive resets and equalization pump relay, modifications to the Administration Building flask washer, shower wall and fascia, modification to Belt Filter Press Wiring, Chlorine alarm panel, changes on overhead door conflict and belt filter press wiring at Sludge Dewatering, modification to Seepex pump wiring at Sludge Thickener, changes to Clearwell and High Service Pump Treatment facilities, modification to filtration system, and deletion of one (1) unit of front end loader from contract. An additional three (3) working days are also being added to the contract due to weather. The new contract amount is \$85,651,964.60 and total working days are six hundred fifty-five (655). Funding is available in 2010 Water Revenue Bond.

12. Authorizing the City Manager to approve change order No. 2, in the amount of \$41,165.36 to the construction contract with Mountain Cascade of Texas L.L.C., Mansfield, Texas for the 60 inch Transmission Main Project. This change order consists of three (3) items, which includes installing a filter fabric, additional surveying costs, and approving alternate detail for a decrease in cost. The contract time will be increased by fifteen (15) working days, with a new contract time of three hundred thirty (330) working days. The new contract amount is \$15,519,218.40. Funding is available in the 2012 Revenue Bond -60 inch Transmission Main. **(Approved by Finance Committee)**

X. GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

13.

A. Request by Council Member Mike Garza

1. Appointment of committee members for a City-Wide effort to address homelessness specifically, children.

B. Request by Mayor Pro-Tempore Esteban Rangel

1. Presentation by representatives of the “The Peaceful Solution-Laredo Branch” regarding their efforts in teaching character education to students in our local schools.

C. Request by Council Member Roque Vela, Jr.

1. Discussion with possible action approving the third edition of the Laredo Protocol Handbook by Senator Judith Zaffirini. **(Co-Sponsored by Mayor Raul G. Salinas and Council Member Cynthia Liendo)**

D. Request by Council Member Jorge A. Vera

1. Recognition of the John B. Alexander High School Cheerleaders for outperforming all other teams from across the country to win the 2014 NCA High School National Championship title in Dallas, Texas.
2. Status report on the drafting of a proposed ordinance to regulate the possession and sale of specific synthetic compounds, commonly disguised as bath salts, spice, k2 and salvia, not yet classified as controlled substances by the Texas Controlled Substances Act, but that

continue to pose a health and safety threat to the youth of our community.

XI. STAFF REPORTS

14. Presentation by Civitas Capital Group regarding the EB-5 Regional Center website and media plans in promoting Laredo as a viable community to foreign investors.

XII. EXECUTIVE SESSION

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

XIII. ADJOURNMENT

This notice was posted at the Municipal Government Offices, 1110 Houston Street, Laredo, Texas, at a place convenient and readily accessible to the public at all times. Said notice was posted on Wednesday, January 29, 2014 at 6:15 p.m.

Gustavo Guevara, Jr.
City Secretary