

**CITY OF LAREDO
CITY COUNCIL MEETING
M2010-R-11
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
JUNE 7, 2010
5:30 P.M.**

I. CALL TO ORDER

With a quorum present, Mayor Raul G. Salinas called the meeting to order.

II. PLEDGE OF ALLEGIANCE

Mayor Raul Salinas led in the Pledge of Allegiance.

III. ROLL CALL

In attendance:

Raul G. Salinas,
Mike Garza,
Hector Garcia,
Michael Landeck,
Juan Narvaez,
Johnny Rendon,
Gene Belmares,
Jose A. Valdez, Jr.
Cynthia Liendo Espinoza,
Gustavo Guevara, Jr.,
Carlos Villarreal,
Cynthia Collazo,
Horacio De Leon,
Jesus Olivares,
Raul Casso,

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

Motion to excuse Mayor Pro Tempore Garza.

Moved: Cm. Narvaez
Second: Cm. Belmares
For: 7

Against: 0

Abstain: 0

IV. MINUTES

Approval of the minutes of April 19, 2010 & May 10, 2010

Motion to approve.

Moved: Cm. Rendon
Second: Cm. Belmares
For: 7

Against: 0

Abstain: 0

Mayor Pro Tempore Garza joined the meeting at 6:08 p.m.

V. COMMUNICATIONS AND RECOGNITIONS

Recognitions

- a. Recognizing Budget Division of the Finance Department for the GFOA Distinguished Budget Presentation Award on their 2009 budget.

Martin Villarreal, Budget Manager, presented to the City the GFOA Award.

- b. Recognizing Cigarroa High School Baseball Team for its 2009-2010 Season accomplishments.

Coach Javier Sanchez thanked the Council for the recognitions. The team members recognized were:

Hector Rogerio III, Xavier Rubio, Daniel Aguilar, Mathew Gutierrez, Margarito Raya, Ruben Flores, Erasmo Gonzalez, Mario Jimenez, Alex Medina, Aaron Canales, Omar Solis, Jose Luis Flores, Julio Gomez, A.B. Sosa, Jorge Castro, Reynaldo Mayo, Marco Lara, Juan Cadena, Jose Pedraza, Orlando Ibarra, Chris Paez, Raul Gonzalez, and Alex Reyna.

Also recognized were assistant coaches Rey Garcia, Jr., Hector Rogerio, Jr., and Mike Sosa III, Principal John Eric Salinas and Athletic Campus Coordinator Frank DeHoyos.

- c. Recognizing Mr. Harry (Hank) E. Sames III, Sames Motor Company, for its dealership's 100th Year Anniversary.

Mayor and City Council publicly recognized Mr. Sames for the 100th Anniversary of the company's success.

- d. Recognizing John Bondoc, III, a 6-year old kindergarten student from St. Peter's Memorial School, who won first place in the national art contest sponsored by Holy Cross Family Ministries in its recent annual art contest during Catholic Schools Week.

This item was tabled until the next Council meeting.

- e. Recognizing Maria Harrison, Recreation Supervisor, for her outstanding efforts with the City of Laredo Weed and Seed Program in furthering its many initiatives including the Drug Education for Youth (D.E.F.Y.)

Maria Harrison reported that Weed and Seed is a drug/gang prevention/awareness program through the U.S. Attorney's Office. The program was started six years ago with help from many organizations to aim to prevent, control and reduce crime, drug abuse and gang activity in targeted high-crime neighborhoods. She continued that they

had now opened a second site at the Farias Recreation Center. She concluded that this year, sixty students had graduated from the program.

- f. Recognizing Eric Martinez, 2010 Cigarroa High School graduate, who recently received an award by Texas State Senator Judith Zaffirini, for his thirteen (13) years of perfect attendance.

Mayor Salinas and City Council publicly recognized Edgar Martinez for his perfect attendance.

Citizen comments

Rene Benavides from Farmers Insurance recognized the Mayor and City Council for the Council’s participation and support of the March of Dimes (Fish for Life Extravaganza).

Mr. Armando Cisneros spoke on his concern on the traffic light at the intersection of Clark Boulevard and Newport Avenue in Cm. Garcia’s district. He continued that he had called some time ago about this inoperable light and was told that something had to be done by TxDOT. He urged Council to look into this and get something resolved.

Emilio Martinez stated that he felt that water rates should not be raised. He also said that there was a problem in the news concerning firefighting and Webb County.

VI. PUBLIC HEARINGS

- 1. Public hearing and introductory ordinance recognizing the following organizations and expressing gratitude for their contribution to the City’s Keep Laredo Beautiful Program, authorizing City Manager to accept said contributions and amending the FY 2009-2010 Keep Laredo Beautiful Annual Operating Budget by appropriating said revenues and expenditures:

Keep Texas Beautiful	\$3,000.00
White Directory Publisher	\$2,250.00
Gateway Rotary Club	\$2,000.00
HEB Food Stores	\$1,500.00
Hearst Services	\$1,400.00
Earth Day booth fees	\$1,350.00
Council Contributions	\$1,200.00
Topaz Power	\$1,000.00
TAMIU Co-op	\$ 333.34
TOTAL	\$9,033.34

(Approved by Operations Committee)

Motion to open the public hearing.

Moved: Cm. Belmares

Second: Cm. Rendon

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Belmares

Second: Cm. Valdez

For: 8

Against: 0

Abstain: 0

Ordinance introduction: City Council

2. Public hearing and introductory ordinance authorizing the acceptance of \$2,250.00 as a contribution from Mall Del Norte for co-op promotional marketing funds for the purpose of shopping destination promotion and amending the City of Laredo FY2010 Convention & Visitors Bureau Budget by appropriating the contribution of said funds for CVB Marketing Division expenses. (Approved by Operations Committee)

Motion to open the public hearing.

Moved: Mayor Pro Tem Garza

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Rendon

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

Ordinance introduction: City Council

3. Public hearing and introductory ordinance amending Division 3 (Rates and Charges), Article III, (Water) of Chapter 31 (Utilities) of the City of Laredo Code of Ordinances, specifically section 31-138 which provides for water rate charges, by implementing a meter-size based minimum charge structure over a five (5) year period for all customer classes; by increasing the residential and commercial/multi-family minimum charges and volumetric rates each year from October 2010 to 2014 at the levels indicated in the rate tables provided within this ordinance. These increases will automatically go into effect on October 1, 2010 and for each subsequent year thereafter through October 2014 unless the City Council meets to revise this; providing for an annual minimum charge and volumetric rate adjustment of 2% for all customer classes beginning in October 2015 and continuing unless the City Council elects to revise; and, providing for publication and an effective date.

Motion to open the public hearing.

Moved: Mayor Pro Tem Garza

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing with the option to amend the ordinance during the final reading at the next City Council meeting.

Moved: Cm. Garcia

Second: Cm. Narvaez

For: 4

Against: 4

Abstain: 0

Cm. Landeck

Cm. Belmares

Cm. Valdez

Cm. Liendo Espinoza

Mayor Raul Salinas voted in favor of the introductory ordinance.

Ordinance introduction: City Council

4. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lots 17 through 23, Block 8, Lots 1 through 14, Block 9 and Lots 30 through 39, Block 2, La Joya Subdivision Phase 2, located south of Obsidian Boulevard and east of Pearl Stone Road, from R-1A (Single Family Reduced Area District) to R-1-MH (Single-Family Manufactured Housing District); providing for publication and effective date.

Staff does not support the application and the Planning & Zoning Commission recommends approval of the zone change. District I

Motion to open the public hearing.

Moved: Cm. Garcia

Second: Mayor Pro Tem Garza

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Mayor Pro Tem Garza

Second: Cm. Valdez

For: 8

Against: 0

Abstain: 0

Ordinance introduction: Mayor Pro Tem Garza

5. Public hearing allowing interested persons to comment on the proposed amendment to the City of Laredo's 2009 Consolidated Plan to allow for the reprogramming of Community Development Block Grant (CDBG) funds totaling \$263,244.00 to (1) make additional improvements to El Eden Recreation Center/Park; and (2) acquire properties for the Chacon Creek Acquisition project. It is proposed that a total of \$125,700.00 in funds allocated to Sidewalks in District I derived from 34th and 35th AY CDBG funds be reprogrammed for the El Eden Recreation Center/Park Improvements project; and a

Transit Management, Inc., (Lessor) and the City of Laredo Police Department (Lessee) for the lease of 1,732 sq. ft. of building space located on the second floor west wing of the Laredo Transit Center, 1301 Farragut Street, at the rate of sixty one cents (.61 cent) per sq. ft., for a total monthly sum of \$1,056.52 for a term of three (3) years commencing on July 1, 2010. (Approved by Operations & Finance Committees)

Ordinance Introduction: City Council

7. Authorizing the City Manager to execute all necessary documents to grant a perpetual Utility/Access Easement for the installation of utilities that were displaced during the construction of the Canal Drainage Improvement Project. The Utility/Access Easement consists of 788 sq. ft. situated in Survey 799, Abstract 239, Laredo Town tract, City of Laredo, Webb County, Texas, being out of two (2) tracts owned by the City of Laredo:

Tract "A" – 170 sq. ft. out of Tract "A" recorded in Volume 2740, Page 233 of Official Public Records of Webb County, Texas; and,

Tract "B" – 781 sq. ft. out of Tract "B" as recorded in Volume 2799, Page 577, of Official Public Records of Webb County, Texas; and, more particularly described on attached, Exhibits A and B.

Ordinance Introduction: City Council

8. Authorizing the City Manager to execute an amendment to the lease agreement approved by Ordinance No. 2010-O-041 dated April 19, 2010 by changing the LESSEE's name from L.A. Ventures Del, Inc. to L.A. Ventures Terminal, Ltd., also to extend the lease term to 40-years from December 1, 2041 to November 30, 2050 for an approximate 3.135 acres (136,560.60 square feet) constituting Tract 6 of Block 1 and approximately 3.135 acres (136,560 square feet) constituting Tract 7 of Block 1 of the subdivision plat of the Laredo International Airport Terminal Subdivision at the Laredo International Airport. The annual rental obligation effective on December 1, 2041 shall be adjusted based on a fair market rent appraisal of the leased premises (land and improvements) and such revised rental shall be adjusted annually thereafter by changes in the Consumer Price Index (CPI). All other terms and conditions remain unchanged and in effect; providing for an effective date. (Approved by Operations Committee)

Ordinance Introduction: City Council

VIII. FINAL READING OF ORDINANCES

Motion to waive the final readings of Ordinances 2010-O-065, 2010-O-066, 2010-O-067, 2010-O-068, 2010-O-069, 2010-O-070, 2010-O-071, 2010-O-072 and 2010-O-073.

Moved: Cm. Belmares

Second: Cm. Garcia

For: 8

Against: 0

Abstain: 0

9. 2010-O-065 Authorizing the City Manager to amend and extend the contract with the Social and Health Research Center—University of Texas Health Science Center at San Antonio (SAHRC-UTHSCSA) and accepting additional

funds in the amount of \$90,000.00 for Proyecto Bienestar—Laredo to continue the intervention in the early school health based Diabetes Reduction Project (226-6400) for the extended term period beginning May 1, 2009 through May 31, 2010.

Motion to adopt Ordinance 2010-O-065.

Moved: Cm. Belmares

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

2010-O-066 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 4.37 acres, located west of Ejido Avenue and along the south side of St. Luke Boulevard, from R-1A (Single Family Reduced Area District) to B-1 (Limited Commercial District); providing for publication and effective date. Staff supports the application and the Planning & Zoning Commission recommends approval of the zone change. District I

Motion to adopt Ordinance 2010-O-066.

Moved: Cm. Belmares

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

2010-O-067 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 11.70 acres, located east of Ejido Avenue and extending to the south of St. Luke Boulevard, from R-1A (Single Family Reduced Area District) and B-1 (Limited Commercial District) to B-3 (Community Business District); Providing for publication and effective date. Staff supports the application and the Planning & Zoning Commission recommends approval of the zone change. District I

Motion to adopt Ordinance 2010-O-067.

Moved: Cm. Belmares

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

2010-O-068 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 9.11 acres, located east of Loop 20, south of U.S. Highway 359 and north of North Merida Drive, from AG (Agricultural District) and R-1 (Single Family Residential District) to B-4 (Highway Commercial District); providing for publication and effective date. Staff supports the application and the Planning and Zoning Commission recommends approval of the zone change. District I

Motion to adopt Ordinance 2010-O-068.

Moved: Cm. Belmares

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

2010-O-069 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 1.28 acres, located east of Loop 20, south of U.S. Highway 359 and north of North Merida Drive, from R-1 (Single Family Residential District) to B-3 (Community Business District); Providing for publication and effective date. Staff supports the application and the Planning and Zoning Commission recommends approval of the zone change. District I

Motion to adopt Ordinance 2010-O-069.

Moved: Cm. Belmares

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

2010-O-070 Amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Conditional Use Permit for an amusement redemption machine establishment on all the Lots of Blocks 1024, 1024A, and 1025, Western Division, located at 4100 San Bernardo Avenue, Suites E3 and E4; providing for publication and effective date. Staff supports the application and the Planning and Zoning Commission has recommended approval of the Conditional Use Permit. District VII

Motion to adopt Ordinance 2010-O-070.

Moved: Cm. Belmares

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

2010-O-071 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 6, Block 38, Las Americas Subdivision, located at 2216 Nautla Drive, from R-1A (Single Family Reduced Area District) to R-1-MH (Single-Family Manufactured Housing District); providing for publication and effective date. Staff does not support the application and the Planning & Zoning Commission has recommended denial of the zone change. District I

Motion to adopt Ordinance 2010-O-071.

Moved: Cm. Belmares

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

2010-O-072 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 1, Block 1, CFM Subdivision, located at 20951 FM 1472, from AG (Agricultural District) to M-1 (Light Manufacturing District); providing for publication and effective date. Staff supports the application and the Planning & Zoning Commission recommends approval of the zone change. District VII

Motion to adopt Ordinance 2010-O-072.

12. 2010-R-045 Authorizing the City Manager to submit a grant application in the amount of \$142,603.00 to the Office of Justice Programs, Bureau of Justice Assistance for funding the 2010 Justice Assistance Grant or JAG for the period of October 1, 2010 through September 30, 2014. This funding will be used for equipment and supplies for police operations. The Bureau of Justice Assistance mandates that this grant be divided equally between the City of Laredo and Webb County. (Approved by Operations & Finance Committees)

Motion to approve Resolution 2010-R-045.

Moved: Cm. Belmares

Second: Cm. Rendon

For: 8

Against: 0

Abstain: 0

13. 2010-R-047 A resolution of the City of Laredo, Texas, determining that Sames Motor Co., 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 for the purchase of four (4) trucks in the total amount of \$84,328.00 (Bid FY 10-052). (Approved by Operations & Finance Committees)

Motion to approve Resolution 2010-R-047.

Moved: Cm. Belmares

Second: Cm. Rendon

For: 8

Against: 0

Abstain: 0

14. 2010-R-048 Authorizing the City Manager to execute an interlocal agreement between the City of Laredo and Laredo Housing Authority for the installation of a playground module not to exceed \$9,025.57. The playground module will be located on Circle Drive at Davis Avenue. Funding available through 2007 C.O.—District 8 Discretionary funds. (Approved by Operations Committee)

Motion to approve Resolution 2010-R-048.

Moved: Cm. Belmares

Second: Cm. Rendon

For: 8

Against: 0

Abstain: 0

15. 2010-R-049 Authorizing the City Manager to decrease the contract with the Texas Department of State Health Services through the South Texas Development Council by reducing funds in the amount of \$6,261.00, for a total award of \$413,189.00, for the continuation of the department's HIV/Ryan White Program which provides medical care, case management, and supportive care for the term period beginning April 1, 2010 through March 31, 2011. (Approved by Operations & Finance Committees)

Motion to approve Resolution 2010-R-049.

Moved: Cm. Belmares

Second: Cm. Rendon

For: 8

Against: 0

Abstain: 0

16. 2010-R-050 Authorizing the City Manager to sign a water rights agreement, between the City of Laredo and Robert Muller, LTD., in which the City is agreeing to purchase the right to divert and use 100 A/F per annum of Class "A" irrigation water rights to the Rio Grande River which after conversion from irrigation rights to municipal use rights amounts to 50 A/F of municipal use rights per annum at \$2,250.00 A/F for a purchase price of \$112,500.00 and further authorizing the City Manager to sign and file necessary applications(s) with the Texas Commission on Environmental Quality on behalf of the City requesting that said water rights be severed from Certificate of Adjudication No. 23-2713E of the seller and combined with Certificate of Adjudication no. 23-3997 as amended by the City and that the point of diversion, purpose and place of use of said water rights be changed as required by the City. Funding is available in the Water Availability Fund, account number 557-4190-535-9102. (As amended and approved by Operations & Finance Committees)

Motion to approve Resolution 2010-R-050.

Moved: Cm. Belmares

Second: Cm. Rendon

For: 8

Against: 0

Abstain: 0

17. 2010-R-051 Authorizing the City Manager to sign a water rights agreement, between the City of Laredo and Cameron County Irrigation Dist. No.2, in which the City is agreeing to purchase the right to divert and use 2000 A/F per annum of Industrial use water rights to the Rio Grande River at \$2,250.00 A/F for a purchase price of \$4,500,000.00 and further authorizing the City Manager to sign and file necessary applications(s) with the Texas Commission on Environmental Quality on behalf of the City requesting that said water rights be severed from Certificate of Adjudication No. 23-841 of the seller and combined with Certificate of Adjudication no. 23-3997 as amended by the City and that the point of diversion, purpose and place of use of said water rights be changed as required by the City. Funding is available in the water availability fund, account number 557-4190-535-9102. (As amended and approved by Operations & Finance Committees)

Motion to approve Resolution 2010-R-051.

Moved: Cm. Belmares

Second: Cm. Rendon

For: 8

Against: 0

Abstain: 0

18. 2010-R-052 Authorizing the City Manager to accept the Universal Service Program

Grant (E-rate) from the Schools & Libraries Division/Universal Services Administrative Company/FCC in the total amount of \$411,137.39 for Round 12. This amount plus the City's 13% match of \$61,434.31 and \$14,431.00 for ineligible items were budgeted for in the FY09-10 budget. (Approved by Operations & Finance Committees)

Motion to approve Resolution 2010-R-052.

Moved: Cm. Belmares

Second: Cm. Rendon

For: 8

Against: 0

Abstain: 0

X. MOTIONS

19. Consideration for approval of selection of consultant Structural Engineering Associates, Inc., San Antonio, Texas, in association with Premier Civil Engineering, Laredo, Texas, Carter and Burgess, Inc., Laredo, Texas, and Raba-Kistner Consultants, Inc., San Antonio, Texas, and approval to award a professional services contract for an amount not to exceed \$1,262,897.98 for the design and preparation of plans and specifications for the Arkansas Avenue Grade Separation Project. Design work is to be done on a fast track basis approximately nine hundred thirteen (913) calendar days. Funding is available in the Capital Grants Fund and the 2007 C.O. Bond. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Mayor Pro Tem Garza

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

20. Consideration for approval to award a professional services contract to Castle Engineering & Testing, LLC., Laredo, Texas, in the amount of \$58,505.00 to provide laboratory, sampling and testing services of materials for quality assurance for the Laredo International Airport General Aviation Apron Reconstruction Design Phase 6 (FAA Rehabilitate Apron General Aviation Apron Reconstruction Design Phase 6 (FAA Rehabilitate Apron Phase 5)). Contract time is for the duration of the project approximately one hundred forty-seven (147) calendar days. Funding is available in the Airport Construction Fund—FAA Grant 61. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Mayor Pro Tem Garza

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

21. Consideration for approval of amendment no. 2 an increase of \$114,892.94 to the professional services contract with URS Corporation, Dallas, Texas, for the Laredo International Airport General Aviation Apron Reconstruction Phase 6 to add to the A/E contract the construction phase and the Resident Project Representative. Current

engineering contract amount with this amendment order is \$286,220.41. Funding is available in the Airport Construction Fund FAA Grant No. 53. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Mayor Pro Tem Garza

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

22. Consideration for approval of change order no. 1 an increase of \$70,000.00 to replace airfield lighting cable on Runway 17L-35R and Taxiway J and to add fourteen (14) calendar days to the contract time to the construction contract with F & W Electrical Contractors, Floresville, Texas, for the Laredo International Airport Airfield Electrical Vault Improvements and Runway 17R-35L Lighting and Signage Improvements. Current construction contract amount with this change order is \$1,495,000.00. Current construction contract time with this change order is two hundred sixty-four (264) calendar days. Funding is available in the Airport Construction Fund—FAA Grant No. 57. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Mayor Pro Tem Garza

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

23. Consideration to award a contract to Rush Truck Center of Texas, LP in the amount of \$1,274,464.00 and McNeilus Truck and Manufacturing, Houston, Texas, in the amount of \$989,430.00 for the purchase of ten (10) Peterbilt trucks with McNeilus side loader bodies for the Solid Waste Department utilizing BuyBoard cooperative contract pricing. Funding is available from 2010 PPFCA proceeds. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Mayor Pro Tem Garza

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

24. Consideration to award a contract to Santex Truck Center, San Antonio, Texas, in the amount of \$422,044.00 for the purchase of three International trucks for use by the Solid Waste operation and one (1) International truck for the Fleet Maintenance operation utilizing the H-GAC cooperative contract; and Heil of Texas, San Antonio, Texas, in the amount of \$219,028.00 for the purchase of three (3) rear loader refuse units utilizing BuyBoard Cooperative Contract pricing. Funding is available from Solid Waste 2010 PPFCA proceeds and the Fleet Maintenance Fund budget. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Mayor Pro Tem Garza

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

25. Consideration to award a contract to Santex Truck Center, San Antonio, Texas, in the amount of \$81,494.00 for the purchase of one (1) International truck; and VAC-CON Inc. in the amount of \$183,130.36 for the purchase of one (1) vacuum truck utilizing BuyBoard Cooperative Contract pricing for the Utilities Department. Funding is available from 2010 PFFCO proceeds. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Mayor Pro Tem Garza

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

26. Consideration to exercise renewal option for annual contracts FY09-061 to:

1. Brothers Material, Laredo, Texas, in the amount of \$352,500.00, for the purchase of flexible base-caliche (job site delivered), flexible type A (picked up at vendor's yard and job site delivered), flexible base type B (picked up at the vendor's yard) and sand (job site delivered) for the purchase of materials required for all city paving and construction projects.
2. Leyendecker Materials, Laredo, Texas, in the amount of \$201,000.00, for the purchase of flexible base-caliche (picked up at vendor's yard), sand (picked up at the vendor's yard), and gravel (picked up at vendor's yard and job site delivered);

The term of this contract is for a one (1) year period and is subject to the availability of funds. All materials are purchased on an as needed basis utilizing the Public Works and Utilities Departments construction projects budgets. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Mayor Pro Tem Garza

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

27. Consideration to award contract FY 10-052 for the purchase of construction trucks for the Public Works and Solid Waste operations to the following low bidders:

- a. Westway Ford, Irving, TX in the amount of \$137,575.00 for the purchase of five (5) trucks;
- b. Sames Motor Co., Laredo, TX in the amount of \$79,240.00 for the purchase of four (4) trucks; and
- c. Caldwell Country Chevrolet, Caldwell, TX in the amount of \$44,377.00 for the

purchase of two (2) trucks.

Funding is available from 2007 Contractual Obligation Bond Proceeds (2007 C.O.), the Capital Improvements Fund and Solid Waste Fund. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Cm. Rendon

Second: Mayor Pro Tem Garza

For: 8

Against: 0

Abstain: 0

28. Consideration to award contract FY10-051 to the low bidder meeting specifications, Philpott Motors, Nederland, Texas, in the amount of \$81,081.00 for the purchase of one (1) aerial bucket truck for the Traffic Safety Department. The aerial bucket truck shall be used in preventive, routine, and emergency related traffic jobs. Funding for this purchase is available in the 2007 C.O. Bond proceeds Department Fund. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Cm. Rendon

Second: Mayor Pro Tem Garza

For: 8

Against: 0

Abstain: 0

29. Consideration to authorize the purchase of an upgrade to I-Net equipment, increasing bandwidth and improving Network performance for the City Network, through the Texas Department of Information Resources (DIR) agency to Insight Network Solutions, Austin, Texas, in the amount of \$91,856.00. Funding is available in the Information Services and Telecommunications Department Budget—Public Education and Government (PEG) Fee funds. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Cm. Rendon

Second: Mayor Pro Tem Garza

For: 8

Against: 0

Abstain: 0

30. Consideration to exercise the renewal option for annual contract FY09-059 awarded to Dust-Tex Mops and Mats, Laredo, Texas, in the estimated annual amount of \$50,000.00, for providing dust mops and floor mats used at various municipal buildings. The term of this contract will be for one (1) additional year. Funding is available in the various departments that utilize this service. (As amended and approved by Operations & Finance Committees)

Motion to approve.

Moved: Cm. Rendon

Second: Mayor Pro Tem Garza

For: 8

Against: 0

Abstain: 0

31. Consideration to renew contract FY10-032 awarded to Aguaworks, Brownsville, Texas, in the estimated amount of \$250,000.00, for the purchase of PVC pipe used by the Utilities Department. This is the first of eight (8) sixty (60) day supply extensions. These materials are purchased on an as needed basis for construction and repair projects. Funding is available in the Utilities Department Budget. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Cm. Rendon

Second: Mayor Pro Tem Garza

For: 8

Against: 0

Abstain: 0

32. Consideration to award a contract to Briggs Equipment, Laredo, Texas, in the amount of \$51,395.84 through the State of Texas—TXMAS Cooperative Purchasing Program for the purchase of one (1) trailer mounted portable pump. This mobile pumping equipment shall provide the necessary water pressure to critical locations in the city in cases of emergency. Funding for the purchase of this equipment is available in the Utilities Department Fund. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Cm. Belmares

Second: Mayor Pro Tem Garza

For: 8

Against: 0

Abstain: 0

33. Authorizing the City Manager to execute a Sub-license agreement with Terrabon AdVE, LLC, a Texas Limited Liability Company (Licensor) for the non-exclusive right to use technical information and patent rights in a certain desalination process at the Advanced Vapor Compression Desalination Pilot Plant designed, constructed and installed by the Texas Engineering Experiment Station (TEES), pursuant to an Interagency Agreement between the City of Laredo and TEES. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Cm. Belmares

Second: Mayor Pro Tem Garza

For: 8

Against: 0

Abstain: 0

34. Consideration for acceptance, final payment and release of retainage in the amount of \$47,165.00 to Leyendecker Construction Co. construction services in the Jefferson Street Water Treatment Plant Primary Clarifier Repair No. 2 Repair and High Service Pump Valve Replacement Project. The total cost of the project was \$1,979,384.20 funded under the 2006 Utility Revenue Bond. (Approved by Operations Committee)

Motion to approve.

Moved: Cm. Belmares

Second: Mayor Pro Tem Garza

For: 8

Against: 0

Abstain: 0

35. Authorizing the City Manager to amend the professional services contract with CAPEX Consulting Group in the amount of \$42,650.00 for a new total amount of \$79,625.00 for the extension of professional services of public involvement and rate study scenario modifications and related meeting and coordination with City and Financial Services. Funding is available in the 2008 Bond. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Cm. Belmares

Second: Mayor Pro Tem Garza

For: 8

Against: 0

Abstain: 0

36. Authorizing the City Manager to approve change order no. 2 to Austin Engineering Co., in the amount of \$60,396.00 for a total contract amount of \$1,023,126.00 due to unforeseen conflict with AT&T and AEP underground utility lines. Funding is available under 2007 Utility Sewer Bond. (Approved by Operations Committee; Finance Committee recommended item be sent to Council)

Motion to approve.

Moved: Cm. Belmares

Second: Mayor Pro Tem Garza

For: 8

Against: 0

Abstain: 0

37. Authorizing the City Manager to amend the Professional Engineering Services Contract in the amount of \$36,577.50 to Sherfey Engineering Company, L.L.C., Laredo, Texas, for the Chacon Creek Wastewater Interceptor Phase 2. The total new contract amount is \$496,022.50. Funding is available in the 1998 Sewer Bond. (Approved by Operations Committee)

Motion to approve.

Moved: Cm. Belmares

Second: Mayor Pro Tem Garza

For: 8

Against: 0

Abstain: 0

38. Authorizing the City Manager to accept the dedication of the following utility easement:

1. Dorel Laredo Holdings, L.L.C. – An 8 foot wide easement containing 0.35 acres (15,2126 sq. ft.), more or less, out of Lot Two (2), Three (3) and Four (4), Block 2 James Haynes Industrial Park, Unit VI as recorded in Volume 24, Page 63, Plat Records of Webb County, Texas; being more particularly described by metes and bounds in “Exhibit A”, attached hereto, and as shown on survey attached hereto as “Exhibit B”.

2. Dorel Laredo Holdings, L.L.C. – A 12 foot wide easement containing 1.01 acres, more or less, out of a called 29.9 acre tract of land, being listed as Exhibit “B”, Tract “2-A” in a partition deed recorded in volume 2819, Pages 305-319, also being out of

a called 66.5 acre tract of land, recorded in Volume 3, Pages 415, 416 111th Judicial District Minutes, Webb County, Texas, dated February 13, 1940, also being out of Porcion 31, Abstract 3116, Jose Trevino, Original Grantee, City of Laredo, Webb County, Texas, being more particularly described by metes and bounds in “Exhibit A” attached hereto, and as shown on survey attached hereto as “Exhibit B”.

Motion to approve.

Moved: Cm. Belmares

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

39. Authorizing the City Manager to accept the dedication of the following utility easement: Ronald H. Grant and Alice K. Grant – A 10 foot wide easement containing 0.10 acre (4,483 sq. ft.) tract of land out of a 2.80 acre tract of land out of a tract conveyed by deed to Alice K. Grant recorded in Volume 1055, Page 673, Deed Records, Webb County, Texas, and being more particularly described by metes and bounds in “Exhibit A”, attached hereto, and as shown on survey, attached hereto as “Exhibit B”.

Motion to approve.

Moved: Cm. Belmares

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

40. Consideration to award a contract to the sole source provider, Transcore LP in the amount not to exceed \$526,305.00, for the City of Laredo Bridge System Customer Service Center (CSC) and Electronic Toll Collection System Host Software and Server Upgrade. Funding is available in the Bridge System Revenue Bond Series 2005A. (Approved by Operations Committee; Finance Committee recommended item be sent to Council)

Motion to approve.

Moved: Cm. Belmares

Second: Cm. Liendo Espinoza

For: 7

Against: 1

Abstain: 0

Cm. Valdez

41. Adopting a schedule of hearings and proceedings for voluntary and unilateral annexations for calendar year 2010, in accordance with Section 43.052 of the Texas Local Government Code.

Motion to approve.

Moved: Cm. Belmares

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

42. Approve a Memorandum of Agreement #AJW-FN-CSA-10-0615 between the Federal Aviation Administration and the City of Laredo to reimburse the Federal Aviation Administration the estimated sum of \$256,772.23 for the specific purpose to identify specific goals, objectives, project management, and delineation of responsibilities with respect to impacted FAA facilities resulting from the lengthening of the approach end of Runway 17R at the Laredo International Airport. The project involves relocating all FAA services and facilities impacted by lengthening the runway approximately 912 feet. Temporary funding is available in the Airport Construction Fund, and the sum of \$256,772.23 is eligible for reimbursement by a proposed FY 2010 Airport Improvement Program Grant. The runway extension project is scheduled to bid during June 2010.

Motion to approve.

Moved: Cm. Belmares

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

43. Authorizing the City Manager to enter into a Right of Entry and Possession Agreement between the City of Laredo and the Texas Department of Transportation to allow the City exclusive possession of a proposed surplus site located at the Northeast corner of US 83 and Palo Blanco, as depicted in Exhibit "A" for the purpose of constructing the new South Laredo Library.

Motion to approve.

Moved: Cm. Belmares

Second: Mayor Pro Tem Garza

For: 8

Against: 0

Abstain: 0

44. Discussion with possible action to approve an Agreement for Professional Collection Services between the City of Laredo and Linebarger, Goggan, Blair & Sampson, L.L.P. for collection on all debts and accounts receivable referred to them the City's Municipal Court.

Motion to approve.

Moved: Mayor Pro Tem Garza

Second: Cm. Belmares

For: 7

Against: 1
Cm. Garcia

Abstain: 0

45. Consideration to appoint Mayor Pro-Tempore as per Ordinance 90-O-101 and direct staff to amend Section 1 of Ordinance 90-O-101 which provides for the Office of Mayor Pro Tem from the second meeting in May to the second meeting in November of each year.

Motion to approve the confirmation of Cm. Rendon as Mayor Pro Tempore.

Moved: Cm. Garcia
Second: Cm. Belmares
For: 8

Against: 0

Abstain: 0

XI. GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

46. A. Request by Mayor Raul G. Salinas

1. Presentation by Mr. Jeff Milligan, Director, Veterans Affairs (VA) Texas Valley Coastal Bend Health Care System pertaining to benefits for our local veterans.

Mayor Salinas stated that he wanted to make sure that the veterans received their due. He continued that Congressman Cuellar had been fighting hard for the veterans in Washington. He wanted to propose a system to register veterans so that they knew where to go to get the help that they needed.

Jeff Milligan gave the following presentation:

This presentation can be viewed at the City Secretary's Office, 1110 Houston St., Laredo, TX 78040.

2. Discussion with possible action concerning the Laredo Police Department's ongoing efforts to reduce "auto theft" in our city.

Police Chief Carlos Maldonado reported that one of the things that he was curious about was how the national insurance crime bureau decided the ranking. It was based on the number of threats in relation to the census. He continued that if one would look at Laredo, the number of thefts in 2009 was 1,792. He went on to say that in El Paso, there were 3,234 thefts but because their population was greater, their rate was smaller. He added that the numbers were not that bad in relation to other cities. He concluded that they had seen a 12% decrease in auto theft and had made 79 arrests from January through May.

3. Update regarding the City's of Laredo Hurricane Preparedness Program, with possible action.

Motion to table.

Moved: Cm. Valdez
Second: Mayor Pro Tem Garza
For: 5

Against: 0

Abstain: 0

4. Discussion with possible action to instruct legal staff to prepare a resolution in support of H.R. 3564, the Children's Act for Responsible Employment of 2009 (CARE Act). The Act, among several provisions, would impose age and work hour standards for children in agriculture up to the standards for children working in all other industries.

Noemi Ochoa, Texas Coordinator, stated that she was there to ask for their support in endorsing and/or providing the resolution for the CARE Act bill.

Motion to approve.

Moved: Cm. Narvaez

Second: Cm. Valdez

For: 8

Against: 0

Abstain: 0

C. Request by Council Member Hector "Tito" Garcia

1. Discussion with possible action to allocate all revenues to be received or derived from all July 4, 2010 events as follows: one half towards Parks and Leisure Department and the other half towards South Texas Food Bank. This allocation will apply only for this year's summer programs.

Cm. Garcia stated that he placed this item on the agenda because they would be doing a two or three-day event and he felt that this money would be needed.

Motion to approve.

Moved: Cm. Garcia

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

2. Discussion with possible action on installing speed cushions along Heritage Court and Independence Drive, as part of the ongoing pilot project, and implementing other additional safety enhancements at Heritage Park Subdivision using District II discretionary funds.

Motion to approve.

Moved: Cm. Narvaez

Second: Cm. Rendon

For: 8

Against: 0

Abstain: 0

3. Discussion with possible action on the plan for the Heritage playground.

Motion to table.

Moved: Mayor Pro Tem Garza

Second: Cm. Valdez

For: 5

Against: 0

Abstain: 0

Cm. Garcia, Cm. Narvaez and Cm. Valdez were not present.

D. Request by Council Member Dr. Michael Landeck

1. Discussion with possible action on improvements to the light at 83 and Lomas at a cost not to exceed \$35,000. Financing available from District III councilman's discretionary Fund.

Motion to approve.

Moved: Cm. Narvaez

Second: Cm. Landeck

For: 8

Against: 0

Abstain: 0

E. Request by Council Member Juan Narvaez

1. Discussion with possible action on the hiring of a Police Department Captain Position. (Co-Sponsored by Council Member Cynthia Liendo Espinoza)

City Manager Carlos Villarreal reported that he felt that this discussion should be held off until they had a chance to look at the Police Department's budget. He continued that they could ill afford to have other expenses during this time.

Police Chief Carlos Maldonado reported that the item was submitted as a proposal but it had been based on 460 officers. At the moment, they were at 422 positions and had 22 unfunded positions. They were making the argument in Washington that they needed border assistance.

Motion to postpone until the consideration of the annual budget.

Moved: Cm. Liendo Espinoza

Second: Cm. Belmares

For: 8

Against: 0

Abstain: 0

F. Request by Council Member Johnny Rendon

1. Discussion with possible action to provide signage prohibiting tractor trailers in areas in District V around Calle Del Norte.

Cm. Rendon reported that he had received calls from residents in the Belmont area claiming that they still had eighteen-wheelers using Calle Del Norte as a shortcut. He went on to say that police officers had been unable to cite the violators because of a lack of signage indicating that driving there was prohibited.

Roberto Murillo, Traffic Director, reported that truck routes specified where trucks could be. He went on to say that they could look at putting signs at each end of Calle Del Norte.

G. Request by Council Member Gene Belmares

1. Discussion with possible on a joint project to extend Kirby to Shiloh, with TXDOT, Killam Co. and the City of Laredo.

Cm. Belmares stated that residents would lose their ability to turn left at Winfield and Loop 20. Therefore, he wanted to make a connection to Shiloh by opening up a dialog with TxDOT and use capital improvement discretionary funds to cover the cost of the labor.

Motion to open up a dialog with TxDOT to make a connection to Shiloh and use capital improvement discretionary funds to cover the cost of the labor.

Moved: Cm. Belmares

Second: Cm. Valdez

For: 8

Against: 0

Abstain: 0

XII. STAFF REPORTS

47. Presentation by Elizabeth Martinez, RTA, City Tax Assessor/Collector and Martin Villarreal, Chief Appraiser, Webb County Appraisal District regarding estimated property valuations for the City of Laredo.

Martin Villarreal gave the following presentation on the City of Laredo Valuation Analysis:

Total Market Value

\$12,547,246,374

Parcel Count: 82,057

Single Family Residence	57,551	6.2 Billion
Business Personal Property	7,434	1.1 Billion
Oil & Gas	455	28 Million
Commercial & Industrial	5,790	3.0 Billion
Vacant Land	8,003	384 Million
Rural/AG Land	846	380 Million
Utilities	229	130 Million
Exempt Properties	2,790	1 Billion

Equivalent Levy Calculations

	Taxable Value	Increase in Value	% Increase From Previous Year	Calculated Increase in Levy	Less Tax Freeze Levy Loss	Total Increase Levy	@ 96% Collection Rate
Tax Year 2005	7,449,143,814			\$			
Tax Year 2006	8,408,036,926	958,893,112	12.87%	\$ 6,108,149		6,108,149	5,863,823
Tax Year 2007	9,393,528,747	985,491,821	11.72%	\$ 6,277,583	(251,173)	6,026,410	5,785,353
Tax Year 2008	10,385,975,045	992,446,298	10.57%	\$ 6,321,883	(516,732)	5,805,151	5,572,944
Tax Year 2009	10,547,449,092	161,474,047	1.55%	\$ 1,028,590	(545,363)	483,227	463,897

Tax Year 2010	10,473,542,142	(73,906,950)	-0.70%	\$ (470,787)	(560,134)	(1,030,921)	
Tax Year 2011	10,221,893,243	(251,648,899)	-2.40%	\$ (1,603,003)	(560,134)	(2,163,137)	
Tax Year 2012	9,973,020,948	(248,872,295)	-2.43%	\$ (1,585,317)	(560,134)	(2,145,451)	

The full presentation can be viewed at the City Secretary's Office, 1110 Houston St., Laredo, TX 78040.

Elizabeth Martinez, City Tax Assessor/Collector, reported that to put it in perspective, as far as the levy that was generated from the value that Mr. Villarreal had mentioned, the revenue generated from 2006, 2007 and 2008 was \$5.8, \$5.7, and \$5.5 million. She continued that this was after adjusting the levy for the tax freeze levy loss. She went on to say that while they had a 1.55% increase in value this year, of that \$1, \$545,000 was tax free levy loss. She concluded that during this year, they would see a negative 0.7% decrease in the value which meant a loss of \$1 million. She concluded that Mr. Villarreal projected that in 2011 and 2012, they would have a 2.4% decrease.

48. Staff Report regarding the 2010-2011 City of Laredo budget process.

This item was not discussed.

XIII. EXECUTIVE SESSION

None.

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

Motion to recess as the Laredo City Council and convene as the Laredo Mass Transit Board.

Moved: Mayor Pro Tem Garza

Second: Cm. Valdez

For: 5

Against: 0

Abstain: 0

49. Public hearing and introductory ordinance authorizing the City Manager to execute a first amendment to ground lease (Flores Street) by and between the City of Laredo, a Municipal corporation (landlord), and New Cingular Wireless PCS, LLC, (tenant), formerly known as or a successor-in-interest to Texas/Illinois Cellular Limited Partnership, by its general partner, Southwestern Bell Wireless, Inc., dated July 19, 1999 and attached hereto; to allow landlord to modify landlord's lease area location

described in exhibit A with area location as described in exhibit A-1; to modify the base rent from \$14,740.00 to \$16,939.96 yearly; and to allow tenant to modify the notice section therefore; all other terms and conditions remain. (Approved by Operations Committee)

Motion to open the public hearing.

Moved: Mayor Pro Tem Garza

Second: Cm. Liendo Espinoza

For: 5

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Narvaez

Second: Cm. Rendon

For: 5

Against: 0

Abstain: 0

Ordinance Introduction: City Council

50. Approval of the distribution of ten thousand (10,000) free bus ride vouchers good on any of El Metro's bus routes on Thursday, June 17, 2010, in conjunction with the Fourth Annual American Public Transportation Association's National Dump the Pump Day. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Mayor Pro Tem Garza

Second: Cm. Valdez

For: 5

Against: 0

Abstain: 0

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

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

Moved: Mayor Pro Tem Garza

Second: Cm. Landeck

For: 5

Against: 0

Abstain: 0

SUPPLEMENTAL AGENDA

I. INTRODUCTORY ORDINANCE

1. Amending Article I, (IN GENERAL) of Chapter 31 (UTILITIES) of the City of Laredo Code of Ordinances, specifically adding section 31-7 RESERVE ACCOUNTS which provides for establishing various reserve accounts for the City's combined waterworks and sewer system; creating an Operation Maintenance Reserve with a total

initial deposit of \$5,398,222.00, of which \$3,232,810.00 shall be allocated to the water system, and \$2,165,411.00 shall be allocated to the sewer system; creating an Emergency Reserve with a total initial deposit of \$4,661,401.00 allocated to the water system and \$2,662,013.00 allocated to the sewer system; creating a Repair and Replacement Reserve with initial deposits of \$1,558,197.00 allocated to the water system and \$1,277,724.00 allocated to the sewer system; and providing for an effective date.

Ordinance Introduction: City Council

II. MOTION

2. Discussion with possible action to approve an Inter-local Government Agreement between the City of Laredo and the County of Webb for the creation of a dedicated public Veteran's Museum.

Motion to approve.

Moved: Cm. Valdez

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

3. Consideration to authorize the City Manager to purchase playground equipment from Kraftman Playground and Park Equipment, Spring Texas through the Buy Board Cooperative Purchasing Program in the amount of \$93,418.13 for the purchase of park amenities for North Central Park. Funding is available in the 2008 C.O. Bond.

Motion to approve.

Moved: Cm. Valdez

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

III. EXECUTIVE SESSION

IV. ADJOURNMENT

Motion to adjourn.

Moved: Mayor Pro Tem Garza

Second: Cm. Liendo Espinoza

For: 8

Against: 0

Abstain: 0

I, Gustavo Guevara, Jr., City Secretary, do hereby certify that the above and foregoing is a true and correct copy of the minutes contained in pages 01 to 27 and they are true, complete, and correct proceedings of the City Council meeting held on June 7, 2010.

Gustavo Guevara, Jr.
City Secretary