

**CITY OF LAREDO
CITY COUNCIL MEETING
M-2013-R-01
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
JANUARY 22, 2013
5:30 P.M.**

I. CALL TO ORDER

With a quorum present, Mayor Pro Tem Liendo Espinoza called the meeting to order.

II. PLEDGE OF ALLEGIANCE

Mayor Pro Tem Liendo Espinoza led in the pledge of allegiance.

III. ROLL CALL

Mike Garza,	District I
Esteban Rangel,	District II
Alejandro "Alex" Pérez, Jr.	District III
Juan Narvaez,	District IV
Roque Vela, Jr.,	District V
Charlie San Miguel,	District VI
Jorge Vera,	District VII
Cynthia Liendo Espinoza,	Mayor Pro Tempore, District VIII
Gustavo Guevara, Jr.,	City Secretary
Carlos Villarreal,	City Manager
Cynthia Collazo,	Deputy City Manager
Horacio De Leon,	Assistant City Manager
Jesus Olivares,	Assistant City Manager
Raul Casso,	City Attorney

Motion to excuse Mayor Salinas and Cm. Garza.

Moved: Cm. Narvaez

Second: Cm. Vela

For: 7

Against: 0

Abstain: 0

Cm. Garza joined the meeting at 5:46 pm.

IV. MINUTES

Approval of the minutes of December 3, 2012, December 26, 2012 & December 27, 2012.

Motion to approve the minutes of December 3, 2012, December 26, 2012 & December 27, 2012.

Moved: Cm. Narvaez

Second: Cm. Vela

For: 7

Against: 0

Abstain: 0

V. COMMUNICATIONS AND RECOGNITIONS

Recognitions

- a. Recognizing Enrique Adriano for being selected as a winner in Kohl's Department Stores Kids Who Care Scholarship Program and for his outstanding commitment and efforts to improving his community.

Mayor Pro Tem Liendo Espinoza and the City Council recognized Enrique Adriano for being selected as a winner in Kohl's Department Stores Kids Who Care Scholarship Program and for his outstanding commitment and efforts to improving his community and presented him with a certificate of recognition.

Communiqués

- a. Presentation by Bob Weathers, President of the Washington's Birthday Celebration Association (WBCA), regarding the upcoming WBCA events and the newly released "By George" Magazine, with presentation of the 2013 WBCA poster to the Mayor and City Council.

Patty Guajardo, president-elect, stated that this Thursday they would kick off the 116th WBCA Festival. She added that they had printed 65,000 of "By George" Magazine. She officially invited Mayor Pro Tem and Council as well as the public to the twenty-seven events.

- b. Invitation by Laredo Main Street for the 15th Annual UETA Jamboozie Street Festival to be held on Saturday, January 26, 2013.

Hector Garcia announced the 15th Annual UETA Jamboozie Street Festival and presented the official invitation to Mayor Pro Tem and City Council.

Citizen comments

Jose Pelayo asked the City to hire a full time a veterinarian with two additional staff members to help to do castration for the animal shelter.

Jeff Jones stated that their local sixteen-acre wetland was created by happenstance and by God over the past sixty-five years and could not be recreated by moving it upstream or downstream. He concluded that Laredo could preserve this scenic area and could be incorporated into the town mall.

David Almaraz stated that he was speaking on behalf of Mother Earth. He spoke about Central Park in New York City, which was worth \$529 billion; however, they would

never build anything upon that land. He added that the 16-acre Casa Blanca wetlands should be set aside rather than paving paradise and putting up a parking lot.

Tricia Cortez, Executive Director of the Rio Grande International Study Center, spoke how they were trying to support the proposed retail development in a way that would serve the best interests of Laredo and maximize the best use of this unique piece of land. She added that they were not there to impede the development nor to block the sale of this ecologically diverse wetland.

Carla Walters said that she and her family had visited this wetland yesterday and had enjoyed the visit. She added that it would be terrible to see this go away.

Patricia Driscoll mentioned that she authored the local Critters and Crayons blog and received many questions about what there was to do in Laredo. She added that it took her over a year to find Lake Casa Blanca and its hiking opportunities. She concluded that her concern was about the wetland's filtration system and that economic development and ecological preservation would remain in balance.

Armando Cisneros stated that he wanted to address the greater question of being barred from a subsequent meeting to speak on the subject of respect for God's creation. He went on to say that this was not a pro-business, anti-business debate.

Jose Botello, chairman of the board for Citizens for a Better Neighborhood, thanked Council for having awards and presentations for their youth. He stated that he had in his hand the alcoholic beverage rules and regulations based on the Texas Alcohol and Beverage Commission policy and understood that they were working on drafting some changes to the local policy. He wished that no sales of alcohol would be allowed within 1,000 feet of any school.

VI. APPOINTMENTS TO COMMISSIONS, BOARDS AND COMMITTEES

- a. Appintment by Mayor Raul G. Salinas of Mr. David Cardwell to the Ethics Commission.

Motion to confirm the nomination of David Cardwell to the Ethics Commission.

Moved: Cm. Vela

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

- b. Appointment by Council Member Esteban Rangel of Mr. Jaime Montes to the Para Transit Advisory Committee.

Motion to confirm the nomination of Jaime Montes to the Para Transit Advisory Commiittee.

Moved: Cm. Vela

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

VII. PUBLIC HEARINGS

1. Public hearing allowing interested persons to comment on the proposed amendment to the City of Laredo's 2012 Consolidated One-Year Action Plan to reprogram a total of \$500,000.00 in HOME Investment Partnerships (HOME) funds previously allocated to Downpayment Assistance (DPA). It is proposed that the funds be reprogrammed for the construction of rental housing for the elderly.

Funds will be derived from DPA in the following amounts:

2010 Downpayment Assistance	\$446,905.00
2011 Downpayment Assistance	\$53,095.00
Total funds to be reprogrammed:	\$500,000.00

It is also proposed that the elderly rental units be managed by the Laredo Municipal Housing Corporation (LMHC) and be made available at low HOME rents. (Approved by Operations & Finance Committees)

Motion to open the public hearing.

Moved: Cm. Garza

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Garza

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

2. Public hearing and introductory ordinance authorizing the City Manager to accept a contract with the Texas Department of State Health Services through the South Texas Development Council and amending the FY 2012-2013 Budget by appropriating revenues and expenditures in the amount of \$419,193.00 for the City of Laredo Health Department HIV/Ryan White Program to continue to provide medical care and treatment, case management, and supportive care for the term period of September 1, 2012 through August 31, 2013. (Approved by Operations & Finance Committees)

Motion to open the public hearing.

Moved: Cm. Rangel

Second: Cm. Vela

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Vela

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

3. Public hearing and introductory ordinance amending the City of Laredo Code of Ordinances, Chapter 6 (Animals and Fowl), Section 6-119 regarding registration, vaccination and permit fees by implementing a spay and neuter fee of \$50.00 to become effective sixty (60) days from public hearing and introductory ordinance; and providing for effective date and publication. (Approved by Operations & Finance Committees)

Motion to open the public hearing.

Moved: Cm. Rangel

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Rangel

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

4. Public hearing and introductory ordinance amending the City of Laredo Land Development Code, Chapter 24, Section 24-93 Special Use Permits, by adding Sub-Section (b) being minimum Special Use Permit application requirements;

Adding a new Section 24.93.7, Restaurants Serving Alcoholic Beverages in a R-O (Residential Office District), B-1 (Limited Commercial District), and B-3 (Community Business District) Zoning Districts; and

Amending Appendix A, Definitions of “Bar” and “Restaurant” in order to specify the allowable alcoholic beverage gross revenue sales in each use:

Amending the Land Use Charts for a restaurant serving alcohol to reflect the Special Use Permit requirements; providing for publication and effective date.

Motion to open the public hearing.

Moved: Cm. Rangel

Second: Cm. Vela

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Vela

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: City Council

5. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 54.8 acres as further described by metes and bounds in attached Exhibit "A", located south of State Highway 359 east of Delphina Avenue, from R-1 (Single Family Residential District) and R-1A (Single Family Reduced Area District) to B-4 (Highway Commercial District); providing for publication and effective date.

Staff is in support of the application and the Planning & Zoning Commission recommends approval of the request. District II

Motion to open the public hearing.

Moved: Cm. Garza

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

Victor Linares with Crane Engineering spoke on behalf of the school district to answer any questions.

Motion to close the public hearing and introduce.

Moved: Cm. Rangel

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: Cm. Rangel

6. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lots 1 thru 7, Block 1070; and Lot 4, Block 1006, Eastern Division, located at 1901 and 1919 Barrios Street; and 1101 S. Meadow Avenue, from B-1 (Limited Commercial District) to B-3 (Community Business District); providing for publication and effective date.

Staff is in support of the application and the Planning & Zoning Commission supports the request. District III

Motion to open the public hearing.

Moved: Cm. Vera

Second: Cm. Vela

For: 8

Against: 0

Abstain: 0

Cesar Almanaza spoke in favor of the zone change request.

Motion to table.

Moved: Cm. Perez

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

7. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 1, Block 1, J & J Plat, located at 6425 McPherson Road, from AG (Agricultural District) to B-4 (Highway Commercial District); providing for publication and effective date.

Staff is in support of the application and the Planning & Zoning Commission recommends approval of the request. District V

Motion to open the public hearing.

Moved: Cm. Rangel

Second: Cm. Vela

For: 8

Against: 0

Abstain: 0

George Juarez, representing the applicant, requested that Council approve the request.

Motion to close the public hearing and introduce.

Moved: Cm. Vela

Second: Cm. San Miguel

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: Cm. Vela

8. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 6.3 acres, located at the northeast corner of Bob Bullock Loop and Bayside Boulevard, from AG (Agricultural District) to B-3 (Community Business District); providing for publication and effective date.
Staff is in support of the application and the Planning & Zoning Commission recommends in favor of the request. District V

Motion to open the public hearing.

Moved: Cm. Rangel

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Vera

Second: Cm. San Miguel

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: Cm. Vera

9. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Conditional Use Permit for school administrative offices, assembly hall and teacher training facility on Lots 1 through 12, Block 881, Eastern Division, located at 1600 Clark Boulevard; providing for publication and effective date.

Staff supports the Conditional Use Permit and the Planning and Zoning Commission recommends approval of the Conditional Use Permit. District IV

Motion to open the public hearing.

Moved: Cm. Vera

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

Humberto Treviño, representing Gateway Academy, stated that they had purchased the facility for a future school. However, in the meantime they wished to use it for school-related activities such as student assemblies and administrative offices. He added that the Planning and Zoning Commission had placed a number of conditions on them for a Conditional Use Permit. He requested that Council amend condition #9 on the capacity of 250 people for the auditorium.

Fire Chief Steve Landin stated that the formula utilized for total occupancy in any structure was total square footage divided by 7.5 feet per person. He added that with fixed seating, the factor was 15.

Motion to allow four people per parking space for condition #9 of the Conditional Use Permit to allow a capacity of 380 people as amended to include approval by the Fire Department.

Moved: Cm. Narvaez

Second: Cm. San Miguel

For: 8

Against: 0

Abstain: 0

Motion to close the public hearing and introduce as amended.

Moved: Cm. Narvaez

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: Cm. Narvaez

10. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lots 11 and 12, Block 1920, Eastern Division, located at 3112 Pine Street, from R-3 (Mixed Residential District) to B-1 (Limited Commercial District); providing for publication and effective date.

Staff is not in support of the application and the Planning & Zoning Commission recommends approval of the request. District II

Motion to open the public hearing.

Moved: Cm. Rangel

Second: Cm. Garza

For: 8

Against: 0

Abstain: 0

Planning Director Nathan Bratton reported that this case came to their attention based on a citation. He went on to say that they were going to ask for a B-1 but would still have to go back to Council to ask for a Conditional Use Permit to have a motorcycle repair shop in the middle of a dense residential neighborhood.

Hugo Zamora said that he only needed one lot to do this work and would not be repairing motorcycles at 10pm. He requested Council's support because the lot in front of his lot was empty, while the lot to the right was a subway canal, and in back was an apartment complex which was a good distance away. He added that on the left side, the house was empty. He concluded that letters were sent to the neighbors who were mostly in favor of the application; in addition, there were other places nearby that did similar work.

Motion to close the public hearing and introduce.

Moved: Cm. Rangel

Second: Cm. Garza

For: 8

Against: 0

Abstain: 0

Ordinance Introduction: Cm. Rangel

11. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Conditional Use Permit for an auto body repair/auto paint shop on Lot 3, Block 1343, Eastern Division, located at 2315 Market Street; providing for publication and effective date.

Staff does not support the Conditional Use Permit and the Planning and Zoning Commission recommends approval of the Conditional Use Permit authorizing an auto body repair/auto paint shop. District III

Motion to open the public hearing.

Moved: Cm. Garza

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

Planning Director Nathan Bratton reported that they received two letters in opposition to the permit, as well as two letters in favor of it. He added that the reason that staff did not support it was because it was a very intense use because the area had a lot of residential backing up to it. He went on to say that people were using the street there as additional parking and that the residents had always had problems with noise; it was mostly residential and they felt that it should stay that way.

Motion to table.

Moved: Cm. Perez

Second: Cm. Garza

For: 8

Against: 0

Abstain: 0

12. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Conditional Use Permit for a bridal dress shop on Lot 279, Block 18, Del Mar Hills, Section 1 Area "C" Subdivision Unit 3, located at 219 Del Mar Boulevard; providing for publication and effective date.

Staff does not support the application and the Planning & Zoning Commission recommends approval of the request. District V

Motion to open the public hearing.

Moved: Cm. Garza

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

Planning Director Nathan Bratton reported that that had received a letter from the applicant asking to withdraw the item.

Motion to close the public hearing and deny the Conditional Use Permit.

Moved: Cm. Vela

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

13. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Conditional Use Permit for an amusement redemption machine establishment on the Replat of Lot 1, Block 5, Del Mar

Village Addition Subdivision, located at 120 W. Village Boulevard, Suite 116; providing for publication and effective date.

Staff does not support the application and the Planning & Zoning Commission recommends in favor of the request. District V

Motion to open the public hearing.

Moved: Cm. Vera
Second: Cm. Garza
For: 8

Against: 0

Abstain: 0

Linda Gutierrez, owner and general manager of the property and of two other nearby properties that shared parking lots, asked for approval of the Conditional Use Permit in order to establish a game room. She was only seeking the permit for one suite out of nearly twenty-five suites and assured Council that there was plenty of parking.

Motion to close the public hearing and introduce.

Moved: Cm. Vela
Second: Cm. San Miguel
For: 8

Against: 0

Abstain: 0

Ordinance Introduction: Cm. Vela

Motion to support the Planning and Zoning Commission's recommendation.

Moved: Cm. Vela
Second: Cm. San Miguel
For: 8

Against: 0

Abstain: 0

14. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning the middle 1/3 of Lots 7 & 8, Block 1029, Western Division, located at 4103 Santa Maria Avenue, from B-1 (Limited Commercial District) to B-3 (Community Business District); providing for publication and effective date.

Staff does not support the application and the Planning and Zoning Commission recommends approval of the Zone Change. District VIII

Motion to open the public hearing.

Moved: Cm. Garza
Second: Cm. Vera
For: 8

Against: 0

Abstain: 0

Planning Director Nathan Bratton stated that one of the issues that they had was that this property was very narrow. A second issue was that on either side of the property were residences. He concluded that their concern was that they would not

be able to carry on an operation such as used car sales without interfering with traffic or disturbing the neighbors.

Motion to table.

Moved: Cm. Vela

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

VIII. INTRODUCTORY ORDINANCES

15. Closing as a Public Easement a 1,249.92 Sq. Ft., more or less, parcel of land out of the 1000 block of the Main Avenue Right-of-Way, and authorizing its sale at the established fair market value of \$7,585.00. Said parcel of land is being encroached upon by the improvements of the abutting property being the east portion of Lots 5 and 7, Block 167, Western Division, situated in the City of Laredo, County of Webb, described in attached, "Exhibit A". Further authorizing the City Manager to execute all necessary documents to effectively convey fee simple title to Adrian G. Gonzalez, Alfredo R. Gonzalez, Rosa A. Hammond, Catherine Austin and Raquel G. Austin, and providing for an effective date. (Approved by Operations Committee Meeting)

Ordinance Introduction: City Council

16. Approving the public sale of a tract of land containing 2.5738-acres, more or less, legally described as all of Block No. (17), Subdivision Plat of Laredo Airport, Laredo Webb County, Texas, as per Plat recorded in Volume 5, Page 1 of Webb County Plat Records and authorizing the City Manager to execute all conveyance documents to sole bidder the Diocese of Laredo in the amount of \$720,300.00; and providing for effective date. (Approved by Operations & Finance Committees)

Ordinance Introduction: City Council

17. Authorizing the City Manager to approve an amendment to lease agreement dated December 03, 2012 and approved by Ordinance No. 2012-O-202 between the City of Laredo, as LESSOR, and Humberto Gonzalez Betancourt, as LESSEE to change LESSEE'S name to La Cancha, LLC., as LESSEE for approximately 2.49 acres of land located at the Laredo International Airport abutting Jacaman Road for the use of miniature soccer fields and related improvements; providing for an effective date. (Approved by Operations Committee Meeting)

Ordinance Introduction: City Council

18. Amending Chapter 19, "Motor Vehicles and Traffic", Article VIII; stopping, standing or parking, of the Code of Ordinances of the City of Laredo: Specifically Section 19-364, restricted parking areas, establishing a "no parking tow away zone" on the east side of the 5700 and 5800 block of Cypress Drive, between Los Ebanos Drive and Alta Vista Drive, within city limits of Laredo, to be in effect every day

between the hours of 6:00 p.m. and 6:00 a.m.; providing severability and for an effective date and publication. (Approved by Operations Committee Meeting)

Ordinance Introduction: City Council

IX. FINAL READING OF ORDINANCES

Motion to waive the final readings of Ordinances 2013-O-001 and 2013-O-002.

Moved: Cm. Garza

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

19. 2013-O-001 Authorizing the City Manager to enter into a Scheduled Airline Operating Agreement and Terminal Building Lease with Aerovias De Mexico. S.A. de C.V. (Aeromexico Airlines), for exclusive and non-exclusive joint use space located at the Laredo International Airport passenger terminal for the purpose of conducting commercial air transportation services. The term of the agreement is for one (1) year effective December 14, 2012 and ending on December 13, 2013. Providing for rental and landing fee charges and incentives for adding new service to new destinations from the Laredo International Airport.

Motion to adopt Ordinance 2013-O-001.

Moved: Cm. Garza

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

- 2013-O-002 Amending the Zoning Ordinance (Map) of the City of Laredo by repealing Ordinance No. 2002-O-110 authorizing a Conditional Use Permit for a Bank and authorizing a Conditional Use Permit for a Restaurant walk-up pick-up/carry-out window on Lot 1, Block 1, Northridge Commercial Plat, located at 8511 McPherson Road, being Suite 111 only; providing for publication and effective date. District VI

Motion to adopt Ordinance 2013-O-002.

Moved: Cm. Garza

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

X. RESOLUTIONS

20. 2013-R-02 Authorizing the City Manager to accept and enter into contract with the Texas Department of State Health Services through the South Texas Development Council (STDC) in the amount of \$138,842.00

for the continuation of the City of Laredo Health Department HIV/Health & Social Services for the term of September 1, 2012 through August 31, 2013. (Approved by Operations Committee Meeting)

Motion to approve Resolution 2013-R-02.

Moved: Cm. Garza

Second: Cm. Vela

For: 8

Against: 0

Abstain: 0

21. 2013-R-03 Authorizing the City Manager to enter into and execute fifty eight (58) cooperative working agreements/mutual assistance agreements/memorandums of understanding between the City of Laredo Police Department and various federal, state and local agencies, including but not limited to: Drug Enforcement Administration (DEA), Federal Bureau of Investigations (FBI), SCAN, STCADA, et al., a comprehensive list is attached hereto as "Exhibit A". The Police Department's participation is part of the community service provided to our citizens, with no cost to the City of Laredo. (Approved by Operations Committee Meeting)

Motion to approve Resolution 2013-R-03.

Moved: Cm. Garza

Second: Cm. Vela

For: 8

Against: 0

Abstain: 0

22. 2013-R-04 Accepting the conveyance of the following utility easement, for a 8 inch water line, a requirement to provide fire protection at Alexander High School, from:

United Independent School District—Utility Easement as follows:

One 0.4237 Acre Tract (18,455 sq. ft.), a copy of which conveyance is attached as Exhibit 1;

And directing that the said Easement be filed of record in official property records of Webb County, Texas. (Approved by Operations Committee Meeting)

Motion to approve Resolution 2013-R-04.

Moved: Cm. Garza

Second: Cm. Vela

For: 8

Against: 0

Abstain: 0

23. 2013-R-05 Accepting the conveyance of the following sewer line and access easement and temporary construction easement from:

Douglas A. Leyendecker—20 Foot Utility Easement with corresponding Temporary Construction Easement as follows:

One 0.67 Acre Tract, a copy of which conveyance is attached as Exhibit 1;

This 20 Foot easement is for a 12 inch sanitary sewer line, from Vidal Cantu Road (El Pico Ranch) to Emerald Valley and will provide wastewater services for El Pico Ranch and El Pico Water Treatment Plant. (Approved by Operations Committee Meeting)

Motion to approve Resolution 2013-R-05.

Moved: Cm. Garza

Second: Cm. Vela

For: 8

Against: 0

Abstain: 0

24. 2013-R-06 Declaring a public necessity to utilize the area under IH-35, between Park Street and Sanchez Street, as a parking area on February 21, 2013, for the Annual Youth Parade and on February 23, 2013, for the Washington's Birthday Parade and authorizing the City Manager to enter into an agreement with Texas Department of Transportation for the use of said property. (Approved by Operations Committee Meeting)

Motion to approve Resolution 2013-R-06.

Moved: Cm. Garza

Second: Cm. Vela

For: 8

Against: 0

Abstain: 0

XI. MOTIONS

25. Consideration to appoint Mayor Pro Tempore as per Ordinance 2011-O-029 dated March 21, 2011 and whose term will serve until November 18, 2013 or at the first meeting after all council members are elected and qualified.

Motion to appoint Cm. Juan Narvaez as Mayor Pro Tempore.

Moved: Cm. Garza

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

26. Amending the state legislative agenda to add the following legislative issues:

1. Support for funding for El Indio Roadway Project.
2. Support of Webb County creating a Regional Mobility Authority (RMA), in conjunction with a Transportation Reinvestment Zone (TRZ), for the

development of Loop 20, as it relates to the I-69 Corridor, and said funds to be used for such use only.

3. Support of Webb County having an additional registration fee to fund the I-69 Corridor, that being State Loop 20 and U.S. Highway 59 from Loop 20 to the East Webb County line.
4. Support for funding for improvements to Mines Road Area, specifically the connector between Mines Road to I-35.
5. Requiring disclosure of availability of utilities, cable, and internet service prior to closing on residential sales.

Motion to approve.

Moved: Cm. Garza
Second: Cm. Rangel
For: 8

Against: 0

Abstain: 0

27. Authorizing the City Manager to waive parking permit fees for parking meters, no parking anytime, and loading zone areas for the 15th Annual UETA Jamboozie Festival on Saturday, January 26, 2013. A total of two hundred twenty (220) parking meters and thirty six (36) loading zones will be utilized at \$7.50 each. The total estimated revenues the City of Laredo is requested to waive equals \$1,920.00. (Approved by Operations Committee Meeting)

Motion to approve.

Moved: Cm. Garza
Second: Cm. Rangel
For: 8

Against: 0

Abstain: 0

28. Consideration to authorize the City Manager to enter into an agreement with the Plantation Homeowners Association for landscaping improvements along that portion of McPherson Boulevard abutting Plantation subdivision and to further authorize the City Manager to sign a temporary construction license (18 months) along that portion of McPherson Boulevard abutting Plantation subdivision to allow the Plantation Homeowners Association and its agents and contractors to construct landscaping improvements at no cost to the City. (Approved by Operations Committee Meeting)

Motion to approve.

Moved: Cm. Garza
Second: Cm. Rangel
For: 8

Against: 0

Abstain: 0

29. Consideration to authorize the City Manager to sell a fire apparatus (pumper unit) to our sister city of Nuevo Laredo Tamaulipas, Mexico, consisting of one (1) 1993

International Fire Truck with a value of \$2,000.00. (Approved by Operations Committee Meeting)

Motion to approve.

Moved: Cm. Garza
Second: Cm. Rangel
For: 8

Against: 0

Abstain: 0

30. Consideration for selection of a vendor to provide equipment, system design, installation, start-up and acceptance testing for a turn-key Single Stream Processing System for the City's Material Recovery Facility, and for the City Manager to negotiate and sign a contract with that vendor. (Approved by Operations Committee Meeting)

City Manager Carlos Villarreal announced that they were recommending Machinex in the amount of \$3,695,000 plus \$3,771,000 on the other items.

Motion to approve low bidder Machinex Technologies.

Moved: Cm. Narvaez
Second: Cm. Garza
For: 8

Against: 0

Abstain: 0

31. Consideration for approval of amendment no. 2, an increase of \$29,081.63 to the professional services contract with URS Corporation, Dallas, Texas, for the Laredo International Airport General Aviation Apron Phase 5 and Taxiway F Realignment for additional services for the construction phase. Current engineering contract amount is \$496,671.96. Funding is available in the Airport Construction Fund FAA Grant No. 68 contingent upon approval of change order no. 5 for Reim Construction. (Approved by Operations Committee Meeting)

Motion to approve.

Moved: Cm. Garza
Second: Cm. Rangel
For: 8

Against: 0

Abstain: 0

32. Consideration to reject all the bids received for FY13-008, for the purchase of PVC pipe used by the Utilities Department and authorizing that new bids be solicited. The bid documents will be revised to clarify the specifications for these commodities. (Approved by Operations Committee Meeting)

Motion to approve.

Moved: Cm. Garza
Second: Cm. Rangel
For: 8

Against: 0

Abstain: 0

33. Consideration for approval to pay overtime, standby time and failed lab tests for El Pico Water Treatment Plant to Dannenbaum Engineering, Howland Engineering

and Surveying, Co., Terracon Consultant, Inc., CWT-Tec, L.L.C., Carrillo & Associates, Inc., and Castle Engineering & Testing, L.L.C. There is no cost to the City as the contractor, Western Summit Constructors/McAllen Construction, will pay to the City for the services as stipulated in the construction contract and the City will be used as a clearing house. (Approved by Operations Committee Meeting)

Motion to approve.

Moved: Cm. Garza
Second: Cm. Rangel
For: 8

Against: 0

Abstain: 0

34. Authorizing the City Manager to approve amendment no. 1 to the contract with Metaform Studio Architects of Laredo, Texas, in the amount of \$40,000.00 for a total amount of \$145,600.00 to perform additional services for the design of a Water Education and Learning Center in the Administration Building of Jefferson Water Treatment Plant. Funding is available in the Jefferson WTP Administration Building Account. (Approved by Operations Committee Meeting)

Motion to approve.

Moved: Cm. Garza
Second: Cm. Rangel
For: 8

Against: 0

Abstain: 0

35. Approving monthly adjustments to the tax roll. The amounts to be adjusted for the month of November 2012 and represent a decrease of \$37,093.63. These adjustments are determined by the Webb County Appraisal District and by court orders.

Motion to approve.

Moved: Cm. Garza
Second: Cm. Rangel
For: 8

Against: 0

Abstain: 0

36. Approving monthly adjustments to the tax roll. The amounts to be adjusted for the month of December 2012 and represent a decrease of \$3,260.08. These adjustments are determined by the Webb County Appraisal District and by court orders.

Motion to approve.

Moved: Cm. Garza
Second: Cm. Rangel
For: 8

Against: 0

Abstain: 0

XII. CONSENT AGENDA

Motion to approve the Consent Agenda.

Moved: Cm. Garza

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

XII (a) RESOLUTIONS

37. 2013-R-01 Authorizing the City Manager to accept and enter into contract with the Texas Department of State Health Services through the South Texas Development Council (STDC) for continuation of the City of Laredo Health Department's Housing Opportunities for Persons with Aids Project (HOPWA) in the amount of \$83,691.00 for the term of September 1, 2012 through August 31, 2013.

XII (b) MOTIONS

38. Authorizing the City Manager to enter into multiple contracts and award 2012 Emergency Solutions Grants program funds (ESG) made available by the U.S. Department of Housing and Urban Development in the total amounts of:
1. \$140,699 to Bethany House of Laredo, Inc. for operation of the Bethany House Shelter Complex; to provide Essential Services at the shelter; to provide Outreach Services to those living on the street; to operate a Homeless Management Information System (HMIS); and for administrative costs
 2. \$27,900 to Casa De Misericordia (CASA) for operation of their shelter; and
 3. \$99,570 to Catholic Social Services of Laredo for the provision of Homeless Prevention assistance; for the provision Rapid Re-Housing assistance; to operate a Homeless Management Information System (HMIS); and for administrative costs.
39. Consideration to award contract FY13-016 to Globe Electric Co., Inc., Houston, Texas, in the total amount of \$84,825.00 for the purchase of thirty one (31), replacement LED light fixtures for the Los Dos Laredos Park. Funding is available in the Capital Improvement Fund—Los Dos Laredos park repairs-FEMA.
40. Consideration to renew a contract with CentraMed Billing and Consulting, L.L.C., in the amount of \$49,500.00 to provide EMS billing training, billing data, administrative and technical support, and conduct reconciliation to improve billing and collections as well as provide upgrades for EMS billing services for the term of October 1, 2012 through September 30, 2013. Funding is available through the Health Department Budget for EMS Billing Services.
41. Consideration to renew a contract with Antares Development Corporation for a total of \$51,000.00 for annual maintenance and upgrades for the City of Laredo Health Department (CLHD) Environmental Health Services Food Inspection Automation System and Vital Statistics Data Management (VSDM) system for the

term beginning October 1, 2012 through September 30, 2013 with the option to renew one (1) additional year contingent on funding availability. Funding is available through the Health Department Budget.

42. Consideration to award a contract to Siddons-Martin Emergency Group, Denton, Texas, in the amount of \$324,550.00 through the Houston Galveston Area Council of Governments (H-GAC)- Cooperative Purchasing Program, for the purchase of two (2) replacement ambulance trucks. One ambulance will be assigned to Fire Station No. 1 and the other ambulance truck will be assigned to Fire Station No. 3. Funding is available utilizing 2012 Public Property Finance Contractual Obligations (PPFCO) bond proceeds.
43. Consideration to reject the sole bid received from Bright Star Electrical, L.L.C., in the amount of \$782,000.00 for electrical repairs for the Bridge of the Americas facilities and authorizing that new bids be solicited with a revised scope of work. The sole bid exceeded the budget allocation for this work.
44. Consideration to authorize the purchase of eight (8) John Deere commercial riding lawnmowers in the total amount of \$101,432.64, from Neuhaus & Company, Weslaco, Texas, through the BuyBoard Cooperative Purchasing Program's contract pricing. The lawnmowers will be assigned to the Parks and Leisure Department for field operations. Funding is available from 2012 PPFCO proceeds.
45. Consideration to award contracts for the purchase of heavy equipment for the Solid Waste Services Division, Parks & Leisure Services, and Utilities Departments utilizing the BuyBoard Cooperative Contract pricing to the following vendors:
 1. RDO Equipment, Fargo, ND, in the amount of \$637,938.41 for the purchase of one (1) landfill crawler dozer and one (1) backhoe with hydraulic hammer attachment;
 2. Holt Caterpillar, San Antonio, Texas, in the amount of \$283,288.00 for the purchase of four (4) backhoes.

Funding is available from Contractual Obligation bond proceeds and department operational budgets.

46. Consideration to exercise the renewal options for annual contract FY11-026 awarded for the purchase of original equipment manufacturer (OEM) parts/service for the City's Caterpillar and John Deere equipment to the following vendors:
 1. Holt CAT, Laredo, Texas, in the amount of \$200,000.00; and
 2. RDO Equipment, Laredo, Texas, in the amount of \$75,000.00.

All parts and services will be secured on an as needed basis. Funding is available in the Fleet Maintenance budget.

47. Consideration to award contract FY13-007 for the purchase of Ford original equipment manufacturer (OEM) automotive parts for the City's Fleet vehicles to the following bidders:

1. Sames Motor Company, Laredo, Texas, in the amount of \$50,000.00; and
2. Gillie Hyde Ford Lincoln, Glasgow, Kentucky, in the amount of \$50,000.00.

All parts will be secured on an as needed basis. Funding is available in the Fleet Maintenance budget.

Motion to amend the contract award to allow for Sames Motor Company as a primary vendor in the amount of \$100,000 and Gillie Hyde Ford Lincoln to be used as a second option only if necessary.

Moved: Cm. San Miguel

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

48. Consideration for approval of the Laredo International Airport Reconstruction of General Aviation Apron Phase 6 and Realignment of Taxiway F as complete and approval of change order no. 5, a decrease of \$24,817.78 for the balance of quantities actually constructed in place, release of retainage and approval of final payment in the amount of \$287,924.43 to Reim Construction, Inc., Mission, Texas. Final construction contract amount is \$5,092,006.67. Funding is available in the Airport Construction Fund FAA Grant No. 68.
49. Consideration for approval of acceptance of substantial completion of the Max A. Mandel Municipal Golf Course and release of 50% retainage of construction costs for the Golf Course in the amount of \$137,955.58 to the contractor, Landscape Unlimited, L.L.C., Lincoln, NE. Funding is available in the 2007 C.O. Bond and the 2010 Tax C.O. Issue.
50. Consideration for approval of award of construction contract to the lowest bidder ALCE Construction, LLC., Laredo, Texas, in the base bid amount of \$123,672.05 for the CDBG Sidewalks City-Wide Project No. 47 (23 Blocks – District VIII) with a construction contract time of seventy (70) working days; and authorizing the City Manager to execute all related contract documents contingent upon receipt and approval of insurance and bond documents. Completion date for the project is scheduled for May 2013. Funding is available in the CDBG 37th Action Year - 2011 Grant.
51. Consideration to exercise the renewal options for annual contract FY11-024 awarded for the purchase of original equipment manufacturer (OEM) parts/service for the City's street sweepers and Case equipment to the following vendors:
1. Industrial Disposal Supply, San Antonio, Texas, in the amount of \$75,000.00;
 2. Nueces Power Equipment, Laredo, Texas, in the amount of \$40,000.00.

All parts and services will be secured on an as needed basis. Funding is available in the Fleet Maintenance budget.

52. Consideration for approval to ratify the award of a professional services contract to Sherfey Engineering Company, L.L.C., Laredo, Texas, for an amount of \$107,670.00 for design and preparation of plans and specifications for the Shiloh Boulevard Extension Backwoods Drive. Design work is to be done on a fast track basis approximately forty-five (45) days. Funding is available in the 2011 Bond.
53. Consideration for approval of the Canal Street Drainage and Wastewater Improvements as complete, approval of change order no. 3, a decrease of \$27,632.82 to adjust items and quantities of work actually constructed in place, and to add 145 working days to the construction contract time due to additional work required and for weather delays, release of retainage and approval of final payment in the amount of \$31,901.83 to ALC Construction, Inc., Laredo, Texas. Final construction contract amount is \$647,726.73. Funding is available in the 2008 Sewer Revenue Bond and 2008 C.O. Fund.
54. Consideration to award a contract to Dukes Sewer Line Chemical Root Control Inc., Syracuse, NY, through the BuyBoard Cooperative Purchasing Program's contract pricing in the total amount of \$84,307.44 to eliminate roots that have grown in the sewer pipes in Los Presidentes, Belmont Plaza, and Del Mar area. The purpose for this project is to prevent sewer stoppages due to root buildup. Funding for this project is available in the Utilities Department Fund.
55. Consideration to exercise the renewal option for annual contract FY11-059 awarded to Gutierrez Machine Shop, Laredo, Texas, in the estimated amount of \$500,000.00 for professional welding services for the Utilities Department. The services requested include site repairs to various water and wastewater treatment plants, lift stations, and other municipal utility facilities. Funding is available in the Utilities Department budget.
56. Authorizing the City Manager to pay American Electric Power Company (AEP) in the amount of \$92,444.00 from the money appropriated to Menendez—Donnel & Associates Engineering-Construction Services (MDA) for the Flores Avenue Drainage Improvements and Sanitary Sewer Rehabilitation Project.
 1. \$82,103.00 was for the cost of repairing the fiber optic cable damage during the construction at Flores Avenue and Iturbide Street.
 2. \$10,341.00 was for the removal of three (3) decorative street light poles to allow the excavation of the sanitary sewer line along Zaragoza Street from Flores Avenue to Convent Avenue. Funding is available in the 2007 Environmental Services C.O., 2009 Sewer Revenue Bond and 2010 Water Revenue Bond.
57. Consideration for acceptance and release of retainage in the amount of \$23,860.83 and final payment of \$5,945.00, totaling \$29,805.83 to Vision Construction for the construction of the 3.0 MG Elevated Storage Tank (EST) landscaping and site work

project for the Utilities Department. Also, approval of change order #1 with a credit resulting to the City of Laredo of \$26,579.71 reducing the contract amount from \$271,133.00 to a total amount of \$244,553.29. Funding is available in the 2009 Utility Bond Fund.

58. Consideration for acceptance and release of retainage in the amount of \$127,232.25 and final payment of \$15,796.84, totaling \$143,029.09 to Red Cliff, Inc., for the 24" Water Main along Loop 20 from Killam Elevated Storage Tank to McPherson Road. Also, approval of change order no. 2 with a credit resulting to the City of Laredo of \$138,332.93 reducing the contract amount from \$2,698,774.77 to a total amount of \$2,560,441.84. Funding is available in the Waterworks System Fund—2009 Build America Bond.
59. Authorizing the City Manager to execute amendment no. 1, an increase of \$486,600.00 to the professional engineering services contract with Sherfey Engineering Company, L.L.C., for the 3 MGD Wastewater Treatment Plant located at Sombrerito Creek of Mines Road. The consultant will provide engineering and surveying to the design, bidding, construction services for the Off-Site Sanitary Sewer Mains, offsite Street and Utilities Improvements, Water Reuse Filling Station, 10-foot High Masonry Block Fence, Conversion of Disinfection from UV to Chlorine System, Dewatering Facility/Building, changes to existing property boundary and subsequently the site layout. The total new contract amount is \$1,813,400.00. Funding is available in the 2011 Sewer Revenue Bond.
60. Authorizing the City Manager to enter into an Interlocal Agreement between the City of Laredo and the County of Webb for Utility sewer service to include vacuum truck service in maintaining County manholes and sewage lift stations as needed by the County Utilities Department. The term of the agreement will be from date of signature until December 31, 2014. The compensation for this agreement is at cost and to include labor, equipment, and disposal fees at a rate of \$150 per hour.
61. Consideration to exercise the final one (1) year renewal option for contract FY09-098 to Enterprise Rent A Car, Laredo, Texas, in the estimated amount of \$75,000.00 to provide rental vehicles for the Laredo Police Department. Approximately fifteen (15) to twenty five (25) vehicles are secured for use by the various task forces working with the Police Department. The term of this contract is for a twelve (12) month period and is contingent upon continued funding in future fiscal years. Funding is currently available in the Police Department's budget.

END OF CONSENT AGENDA

XIII. GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

62. A. Request by Council Member Mike Garza
 1. Status report on the Chevron Performance Contract, with possible action.

Cm. Garza stated that originally he had asked for this item to be discussed during the Operations meeting; however, there was no quorum. He went on to explain that the concept was that they were the ones taking out the loan and paying for everything, yet he did not think that a substantial amount of money was being invested in their community with this expenditure. He added that he was told by the Assistant City Manager that there were no contracts done prior to the award of this contract. He went on to say that then, he had received a letter from the Assistant City Manager that asked for the discussions because there was already a contract in place for the installer and the contractor.

Jeffrey Howland of Chevron Performance reported that he was there to give an update on the project. He explained that their objective was to do a program that would get energy conservation into the city and drive economic development. He added that it was also to protect the budget. He stated that they spent sixteen weeks or so working with City staff, looking at their facilities, and evaluating options for energy conservation and came up with a plan that they had put forth to the Council. He also reported that the City had brought in a third-party engineer who had looked at the entire document that they had put together to render a point of view on their proposal. Then, they went before Council with it. He advised that, at that time, there was no agreement with any subcontractor and were approved in November to move forward. He concluded that they were incorporating his recommendations into a final design and had let a few contracts to controls companies, such as an electrical contract with Retrotech; at this point, they had done a lot of design and preparation for executing the project so that all the activity that was going to occur would occur from February onward.

Motion to instruct staff to bring back a report in two weeks and to not proceed with any agreement until they had established some standards.

Moved: Cm. Garza

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

2. Discussion with possible action on the upcoming youth baseball tournaments and an update on the ordinance related to the sanctioned use of our fields by recognized leagues.

Cm. Garza stated that he wished to be prepared for the upcoming season. He went on to say that he wanted to make sure that they were following up on individuals using fields that are not sanctioned.

Parks and Recreation Director Osbaldo Guzman explained that they should have the necessary amendments within the next two weeks.

Richard Rosas stated that baseball was huge in Laredo. He presented the following report:

Laredo Pony Super Regional Zone 2013 Summer Tournaments

Baseball – Total Teams 92

- Mustang Elite 10 June 6-9 Teams: 10
- Bronco Elite 12 June 6-9 Teams: 10
- Mustang 10 Super Regional July 4-7 Teams: 16
- Bronco 12 Super Regional July 4-7 Teams: 16
- Laredo Classic High School June 20-23 Teams: 30
- Colt-Zone July 18-23 Teams: 10

Softball – Platinum Tournament Total Teams 100

June 3-7

- Shetland Teams: 16
- Pinto Teams: 16
- Mustang Teams: 16
- Bronco Teams: 16
- Pony Teams: 16
- Colt Teams: 10
- Palomino Teams: 10

City Manager Carlos Villarreal stated that every time that Richard Rosas had been at the helm of the tournaments, it was done very professionally. He agreed that sometimes the fields were used for personal benefit and that it should not be that way. He concluded that they would take strict steps to make sure the sanctions would be adhered to.

B. Request by Council Member Esteban Rangel

1. Discussion with possible action on obtaining a study on Ejido Road to become a four lane from South Gate to Loop 20. (Co-sponsored by Council Member Mike Garza)

City Manager Carlos Villarreal stated that he will take a look at it. He added that he was more concerned about right-of-way and cost for this section of Ejido Road.

2. Discussion with possible to request a study on River Road from LCC South to downtown area. (Co-sponsored by Council Member Alejandro Perez)

Motion to table.

Moved: Cm. Rangel

Second: Cm. Garza

For: 8

Against: 0

Abstain: 0

3. Discussion with possible action on a study of water lines and street paving located in the Santo Niño area.

Utilities Director Tomas Rodriguez reported that they had just finished installing a 24-inch water line from the Milmo booster station to Ejido. He

added that as soon as they would complete it, they would ask Public Works to resurface the whole street.

Cm. Rangel asked that they would look at a diameter from Southgate to Loop 20, Ejido, and Zapata Highway to see what lines had been replaced and then, if they were finished, repave the streets.

C. Request by Council Member Alejandro “Alex” Perez

1. Discussion with possible action on the demolition of the house behind the Canizales Gym located at 1610 Guadalupe Street.

Cm. Perez said that the reason that he brought this up was that he wanted to know if they could donate the materials before they leveled the house, perhaps to Habitat for Humanity.

City Manager Carlos Villarreal said that they would take a look at it to see what would be salvageable and make an assessment.

2. Discussion with possible action on installing speed humps in front of Blessed Sacrament School and Slaughter Park. (Co-Sponsored by Council Member Juan Narvaez)

Traffic Director Roberto Murillo reported that both locations did not meet the requirements of the policy. He explained that if they wanted to make a motion on the special provision, it would be Council’s decision.

Motion to approve the special provisions and also approve costs.

Moved: Cm. Perez

Second: Cm. San Miguel

For: 8

Against: 0

Abstain: 0

3. Discussion with possible action on the adoption of the boundaries for the Neighborhood Empowerment Zone within District 3 and District 8. (Co-Sponsored by Mayor Pro-Tempore Cynthia Liendo Espinoza)

Cm. Perez stated that this was something that they had been working on for about a year. He explained that it was being used in other cities with great success, and it would include tax abatements and fee waivers so that people would reinvest in those neighborhoods.

Airport Marketing Manager and liaison for the Economic Development Advisory Committee Timothy Franciscus-Timm said that there were different criteria based on the amount of the investment as to whether one would apply for a five- or a ten-year abatement; it had been decided on by the committee. He added that they had finalized the rules and the finalization of the draft was still pending.

Motion to adopt the boundaries for the Neighborhood Empowerment Zone within District III and District VIII.

Moved: Cm. Vela

Second: Cm. San Miguel

For: 8

Against: 0

Abstain: 0

D. Request by Council Member Juan Narvaez

1. Discussion with possible action regarding the renaming of Eistetter Park in honor of Council Member Johnny Rendon. (Co-Sponsored by Council Member Roque Vela, Jr.)

Motion to approve.

Moved: Cm. Garza

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

Cm. Rangel was not present.

E. Request by Council Member Roque Vela, Jr.

1. Discussion with possible action requiring a minimum of a B4 zone for business that allows patrons to bring their own alcoholic beverages (BYOB).

Cm. Vela reported that this was not in their zoning ordinance at present, and he felt that it would be appropriate.

Motion to approve requiring a minimum of a B-4 zone for business that allows patrons to bring their own alcoholic beverages (BYOB).

Moved: Cm. Vela

Second: Cm. San Miguel

For: 8

Against: 0

Abstain: 0

2. Discussion with possible action on conducting a feasibility study for a traffic light at the intersection of Springfield and Mayberry Avenue.

Traffic Director Roberto Murillo reported that the last evaluation of this intersection was done in 2001. He added that they could perform another analysis if it were Council's wish.

Motion to go forward with another analysis of the intersection of Springfield and Mayberry Avenue.

Moved: Cm. Vela

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

3. Discussion with possible action on instructing the City Manager to look into different options on how to slow traffic flow in the Nye Drive area located in Del Mar C Section.

Cm. Vela said that there had been an accident in that area and that the curve there was a problem.

Traffic Director Roberto Murillo replied that the concern that they had was that road curves throughout that section and they were trying to find a place to install speed cushions; however, speed cushions could not be installed on a curve. He added that they were looking at striping the center lane to minimize the width of the road.

Motion to stripe Nye Drive in the area located in the Del Mar C Section.

Moved: Cm. Vela

Second: Cm. San Miguel

For: 8

Against: 0

Abstain: 0

4. Discussion and possible action to direct staff to clarify and/or add the following definitions to Appendix A (Definitions) of the Land Development Code: clinic, medical clinic, minor emergency clinic, urgent care clinic, outpatient clinic, emergency treatment center and trauma treatment center.

Cm. Vela stated that this was to define what kind of minor emergency clinic they could or could not allow in a B-1 zone.

Planning Director Nathan Bratton reported that they started doing the research on this and were taking it to the Planning and Zoning Commission to do the amendment. He added that minor emergency clinics were currently allowed in a B-1 zone; emergency trauma centers, however, were not.

Motion to direct staff to clarify and/or add the following definitions to Appendix A (Definitions) of the Land Development Code: clinic, medical clinic, minor emergency clinic, urgent care clinic, outpatient clinic, emergency treatment center and trauma treatment center.

Moved: Cm. Vela

Second: Cm. San Miguel

For: 8

Against: 0

Abstain: 0

- F. Request by Council Member Charlie San Miguel

1. Presentation regarding the Shiloh Bike Trails.

Cm. San Miguel reported that Coach Ramon Aviña was present and that he was a volunteer. He added that he was very proud of the work that the high school cycling team had done at these trails and the way that they had represented Laredo.

Ramon Aviña reported that the Laredo High School Mountain Bike Team was totally funded by the Laredo Cycling Association, making it free. He went on to say that they were always looking to recruit kids from all Laredo schools. He concluded that last year, they had competed and taken fourth place at the state level.

G. Request by Mayor Pro-Tempore Cynthia Liendo Espinoza

1. Presentation by Sames Motor Company recognizing Rodolfo Castillo, RB/CB, Laredo Martin Class 4-A who was named one of six Outstanding Student-Athletes Honored as Built Ford Tough Texas High School Football Players of the Week for his performance and leadership on and off the field.

Mayor Pro Tem Liendo Espinoza and City Council publicly recognized Rodolfo Castillo and were presented with a plaque from Sames Motor Company. Mayor Pro Tem Liendo Espinoza and City Council presented him with a Certificate of Recognition.

XIV. STAFF REPORTS

63. Presentation on an official logo image change, adopting the blue Laredo, Texas with star graphic as the brand image for the Laredo Convention & Visitors Bureau domestic and foreign marketing and collateral materials.

Convention and Visitors Bureau Director Blasita Lopez gave a presentation in which she explained that the logo would have just Laredo, Texas and a star over the letter “x” in the word, “Texas.”

Motion to approve.

Moved: Cm. Garza

Second: Cm. Rangel

For: 8

Against: 0

Abstain: 0

XV. EXECUTIVE SESSION

64. Request for executive session pursuant to Texas Government Code Section 551.071(1)(a) to consult with attorney regarding final payment of the amount agreed to by the parties pursuant to a settlement agreement in cause no. 2010CVF001869-D1; Pedro Sarmiento and the Laredo Police Officers Association v. Cesar R. Garza, in his official capacity as Civil Service Director of the City of Laredo, Texas, et al.; in the 49th District Court, Webb County, Texas; and return to open session for possible action.

Motion to go into Executive Session pursuant to Texas Government Code Section 551.071(1)(a) to consult with attorney regarding final payment of the amount agreed to by the parties pursuant to a settlement agreement in cause no. 2010CVF001869-D1; Pedro Sarmiento and the Laredo Police Officers Association v. Cesar R. Garza, in his official capacity as Civil Service Director of the City of

Laredo, Texas, et al.; in the 49th District Court, Webb County, Texas; and return to open session for possible action.

Moved: Cm. Narvaez

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

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

Motion to proceed as discussed in Executive Session to find resolution for this case and allow the City Manager to sign all appropriate documents related to this.

Moved: Cm. Garza

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

65. Request for executive session pursuant to Texas Government Code Section 551.071 to consult with attorney on contemplated litigation including, without limitation, the filing of a lawsuit to obtain injunctive and/or other relief against BEES Oilfield Services, a welding business located at 306 River Front Road operating in continued violation of the City's zoning ordinances; and return to open session for possible action.

Motion to go into Executive Session pursuant to Texas Government Code Section 551.071(1)(a) to consult with attorney on contemplated litigation including, without limitation, the filing of a lawsuit to obtain injunctive and/or other relief against BEES Oilfield Services, a welding business located at 306 River Front Road operating in continued violation of the City's zoning ordinances; and return to open session for possible action.

Moved: Cm. Narvaez

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

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

Motion to proceed as discussed with lawsuit on BEES Oilfield Services and preserve a legal means to stopping their actions.

Moved: Cm. Garza

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

XVI. 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: Cm. Garza

Second: Cm. Vela

For: 8

Against: 0

Abstain: 0

66. Consideration for approval of the El Metro ADA Sidewalks and Ramps Project No. 52(5 Blocks - District V) as complete, release of retainage and approval of final payment in the amount of \$7,664.71 to ALC Construction, Inc., Laredo, Texas. Final construction contract amount is \$28,722.10. Funding is available in the Transit New Freedom Grant XF7094. (Approved by Operations Committee Meeting)

Motion to approve.

Moved: Cm. Garza

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

67. Consideration for approval of award of construction contract to the lowest bidder ALC Construction, Inc., Laredo, Texas, in the base bid amount of \$29,643.70 for the El Metro ADA Sidewalks and Ramps Project No. 54 (6 Blocks - District VIII) with a construction contract time of thirty (30) working days; and authorizing the City Manager to execute all related contract documents contingent upon receipt and approval of insurance and bond documents. Completion date for the project is scheduled for March 2013. Funding is available in the Transit New Freedom Grant XF7094. (Approved by Operations Committee Meeting)

Motion to approve.

Moved: Cm. Garza

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

68. Authorizing the City Manager to waive the parking fees at the El Metro Transit Center Parking Facility located at 1301 Farragut Street on Saturday, January 26, 2013 from 5:00 p.m. to 12:00 a.m. for persons attending the 15th Annual UETA Jamboozie Festival sponsored by Laredo Main Street. (Approved by Operations Committee Meeting)

Motion to approve.

Moved: Cm. Garza

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

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

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

Moved: Cm. Garza

Second: Cm. Narvaez

For: 8

Against: 0

Abstain: 0

Motion to adjourn.

Moved: Cm. Garza

Second: Cm. Narvaez

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 35 and they are true, complete, and correct proceedings of the City Council meeting held on January 22, 2013.

Gustavo Guevara, Jr.
City Secretary