

CITY OF LAREDO CITY COUNCIL MEETING

**A-2014-R-13
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
AUGUST 18, 2014
5:30 P.M.**



DISABILITY ACCESS STATEMENT



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

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

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

IV. MINUTES

Approval of the minutes of June 27, 2014, July 30, 2014 & August 4, 2014.

V. COMMUNICATIONS AND RECOGNITIONS

Recognitions

- a. Recognizing the Under 14 Laredo Heat 00 Boys Red team for winning the Region III Presidents Cup (Soccer) Championship and for proudly representing Laredo and competing at the National Presidents Cup Championship in

Greenville, South Carolina this past June.

b. Recognizing the Laredo Pony Pinto 8U Division for winning the World Series Baseball Championship.

c. Recognizing the Boys Scout Troop 201, led by Mr. Joey Villarreal, for completing their Eagle Scout Project entailing the repainting of approximately one hundred sixty (160) fire hydrants in the Heights area within the boundaries of Clark Boulevard, Market Street, Springfield Avenue and Arkansas Avenue.

Citizen comments

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

VI. APPOINTMENTS TO COMMISSIONS, BOARDS AND COMMITTEES

a. Appointment by Council Member Mike Garza to the Technical Review Board Ad Hoc Committee.

VII. PUBLIC HEARINGS

1. **Public hearing** for the adoption of a tax rate of \$0.637000 per \$100 value for the Tax Year 2014. The tax rate will provide revenue for the general fund and debt service. The rate includes \$0.491720 per \$100 value for Maintenance and Operation and \$0.145280 per \$100 value for Sinking Fund of the Debt Service and is estimated to generate a tax levy of \$72,039,423. The City Council is scheduled to vote on the tax rate on September 9, 2014 at 12:00 Noon and September 15, 2014 at 5:30 PM at City Council Chambers located at 1110 Houston.
2. **Public hearing and introductory ordinance** declaring the public necessity and ordering the paving with supplemental improvements to McDonald Road upon its dedication to the City of Laredo; approving the street paving assessment roll and project cost estimate as prepared by City staff and imposing a lien against the property and personal liability and charge against the property owner upon completion and final acceptance of the project improvements.

3. **Public hearing and introductory ordinance** amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lots 4A and 5A, Block 2, Las Blancas Subdivision Unit 2, located at 102 and 106 Camino Nuevo Road, from B-4 (Highway Commercial District) to M-1 (Light Manufacturing District); providing for publication and effective date.

Staff is in support of the zone change and the Planning and Zoning Commission recommends approval of the zone change. District II

4. **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 Lot 1, Block 1, Jacaman Ranch Subdivision Unit V, located at 6402 N. Bartlett Avenue, Suite No.6; providing for publication and effective date.

Staff is in support of the application and the Planning and Zoning Commission recommends approval of the Conditional Use Permit. District V

5. **Public hearing and introductory ordinance** amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 3, Block 1, Martinez Business Park Unit 2, located at 1411 Jacaman Road, from B-3 (Community Business District) to B-4 (Highway Commercial District); providing for publication and effective date.

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

6. **Public hearing and introductory ordinance** amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lots 4 and 10, Block 99, Western Division, located at 614 Hidalgo Street and 607 Farragut Street, 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 and Zoning Commission recommends approval of the zone change. District VIII

7. **Public hearing and introductory ordinance** amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lots 1, 2, 11 and 12, Block 99, Western Division, located at 619 Farragut Street, from B-3 (Community Business District) to B-4 (Highway Commercial District); providing for publication and effective date.

Staff is not in support of the application and the Planning and Zoning Commission recommends denial of the zone change. District VIII

8. **Public hearing and introductory ordinance** amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Special Use Permit for a restaurant selling alcohol on Lots 4, 5, 6, 7, 8, and 9, Block 71, Eastern Division, located at 2020 Corpus Christi; providing for publication and effective date.

Staff supports the application and Planning and Zoning Commission recommends denial of the Special Use Permit. District III

9. **Public hearing and introductory ordinance** amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 5, Block 2037, Eastern Division, located at 2020 S. Ejido Avenue, from R-3 (Mixed Residential District) to B-1 (Limited Commercial District); providing for publication and effective date.

Staff does not support the application and the Planning and Zoning Commission recommends denial of the zone change. District II

(Recess)
(Press Availability)

VIII. INTRODUCTORY ORDINANCES

10. Authorizing the City Manager to update the City's Foreign Trade Zone No. 94 fee schedule applicable to Laredo's foreign trade zone operators by designating an initial activation fee of \$2,500.00, designating the annual fee at a minimum of \$3,000.00 for operators with less than 10,000 square feet of activated space, \$5,000.00 for operators with 10,001-100,000 square feet of activated space and \$6,500.00 for operators with more than 100,001 square feet of activated space. This fee schedule shall become effective October 1, 2014 thru September 30, 2019. **(Approved by Operations & Finance Committees)**
11. Authorizing the City Manager to execute a three (3) year lease agreement between the City of Laredo, as LESSOR and Altair Aviation, L.L.C., as LESSEE, for Hangar No. 162 consisting of 13,114 square feet situated on an approximate 42,038 square foot tract of land at the Laredo International Airport, commencing on October 1, 2014 and ending on September 30, 2017. The current monthly rental is \$4,789.00 and annually adjusted by changes in CPI, providing for effective date.

IX. FINAL READING OF ORDINANCES

12.

2014-O-095 Authorizing the City Manager to execute a lease with the Hydroworks Inc., for the approximately 1,520 sq. ft. hangar known as Building 1328 at the Laredo International Airport. Lease term is for three (3) years commencing on September 1, 2014, and ending on August 31, 2017. The building is being leased in "AS IS" condition. Initial rent shall be four hundred fifty six dollars (\$456.00) per month. Rent will be adjusted annually based on the Consumer Price Index (CPI); providing for an effective date.

2014-O-096 Amending Chapter 19, Motor Vehicle and Traffic, Article VIII, Stopping, Standing or Parking, of the Code of Ordinances, City of Laredo: specifically adding Section 19-364 (12) which establishes the north and south side of 8000 to 8600 block of Milo as a No Parking/Tow Away Zone and correcting the numbering of Section 19-364 (10) to 19-364 (11) and to amend Ordinance 2013-0-150, Section 19-364-10 to remove the west side of N. Texas Ave., between U.S. 59 and Travis St., as a No Parking/Tow Away Zone within city limits of Laredo; providing severability and for an effective date and publication.

2014-O-097 Amending the City of Laredo 2013-2014 Laredo Auto Theft Task Force annual budget by increasing revenues in the amount of \$54,934.00 and expenses in the amount of \$54,534.00 to fund the Laredo Auto Theft Task Force and accepting a grant award in the amount of \$433,514.00 from the State of Texas Automobile Burglary and Theft Prevention Authority. The Texas Automobile Burglary and Theft Prevention Authority will fund the Laredo Auto Theft Task Force for the period of September 1, 2014 through August 31, 2015. This grant pays for salaries, equipment and supplies for Laredo Police Department (LPD) personnel to combat auto theft in the City of Laredo.

X. RESOLUTIONS

13. **2014-R-83** Authorizing the City Manager to accept a donation from STX Fitness, L.L.C., DBA Crunch Fitness Laredo, of four (4) treadmills, four (4) elliptical machines and two (2) recumbent bikes for a total estimated value of \$28,000.00. Crunch Fitness Laredo has generously proposed to donate this gym equipment to the City of Laredo Police Department. This donation will greatly benefit the facility and the PD staff that make use of this equipment.
(Approved by Operations Committee)

14. **2014-R-86** Urging the support and sponsorship of the Homeless Children and Youth Act, HR 5186 sponsored by the House of Representatives and the Homeless Children and Youth Act, S.2653 sponsored by the U.S. Senate by the City of Laredo City Council.

XI. MOTIONS

15. Approving the interlocal agreement between the City of Laredo and Webb County to provide grant supported public health services in the Women, Infant, and Children (WIC) Nutrition services, Human Immunodeficiency Virus (HIV) Prevention, Treatment, diagnosis, and social and housing support services, Public Health Emergency Preparedness (PHEP) and Healthcare Hospital Preparedness (HPP) services to residents of the unincorporated areas of Webb County for the term period through August 31, 2014, and automatically renewed annually, subject to the availability of funding and willingness by both parties to continue the agreement.
16. Consideration for approval of Amendment No. 7, an increase of \$5,444.00 to the professional services contract with Arcadis, Laredo, Texas, for the West Laredo Corridor – Calton Road Railroad Grade Separation for additional scope of services to prepare two (2) right-of-way surveys on Union Pacific Railroad track. We received a letter of approval from TxDot to proceed with the amendment. Current engineering contract amount including this amendment No. 7 is \$1,898,811.14. Funding is available in the Capital Grants Fund. **(Approved by Operations Committee)**
17. Approving monthly adjustments to the tax roll. The amounts to be adjusted for the month of July 2014, represent a decrease of \$17,124.80. These adjustments are determined by the Webb County Appraisal District and by court orders.

XII. CONSENT AGENDA

Resolutions and Motions previously brought before Operations and Finance Committees may be approved by City Council categorically *EN BLOC*. At Council's request, specific items may be withheld from the consent agenda for individual treatment.

XII (a) RESOLUTIONS

18. **2014-R-87** Authorizing the City Manager to accept the contract from the Department of State Health Services in the amount of \$75,000.00 for the continuation of the City of Laredo Health Department Title V Child Health Services Program and continue to provide medical and dental services for children who are underserved, uninsured and medically indigent in Laredo for the term period from September 1, 2014 through August 31, 2015.
19. **2014-R-88** Authorizing the City Manager to renew the contract with the Texas Health and Human Services Commission (HHS) in the amount \$560,423.00 with an in-kind match of \$56,044.00 for a total of \$616,467.00 for continuation of the Nurse-Family Partnership (NFP) for the City of Laredo Health Department (CLHD) to provide evidence-based nurse home visitation for first-time mothers and their children for the period beginning September 1, 2014 through August 31, 2015.

XII (b) MOTIONS

20. Authorizing the City Manager, in support of the City of Laredo International Airport Noise Compatibility Program, to award a contract for Sound Insulation Services to Northeast Noise Abatement Corporation of Warwick, Rhode Island, in the amount of \$399,000.00, as the lowest qualified bidder, for the sound insulation of nineteen (19) homes (Phase 8). Funding is available in the Airport Construction Fund- FAA Grant No. 72.
21. Consideration for approval of the Energy Services contract with Chevron Energy Solutions Company, A Division of Chevron, U.S.A., for Upgrading of City of Laredo Facilities and Maintenance as complete, approval to ratify change order No. 1 (no change in cost), approval of change order No. 2, a decrease of \$154,300.00 which consists of removal of scope at North Central Park Pool, and approval of final payment in the amount of \$249,185.00 to Chevron Energy Solutions Company, a division of Chevron U.S.A., Inc., Overland Park, Kansas. Final construction contract amount is \$5,894,550.00. Funding is available in the General Fund, Sports Venue, Transit, Bridge, Water and Sewer.
22. Consideration to renew existing contract FY13-054 to Rotex Truck Center, Laredo, Texas for an amount up to \$60,000.00 for the purchase of International Original Equipment Manufacturer (OEM) automotive parts for the City's medium size trucks. The term of this contract shall be for a period of one (1) year beginning as of the date of its execution. The contract may be extended for four (4) more, additional one (1) years periods each upon mutual agreement of the parties. All parts will be secured on an as needed

basis. Funding is available in the Fleet Maintenance Budget.

23. Consideration to renew the existing six (6) month contract FY14-039 to Hollon Oil Company, Weslaco, Texas in an amount up to \$88,000.00 for the purchase of motor oil and lubricants for the Fleet Department. The term of this contract shall be for a period of six (6) months beginning as of the date of its execution. The contract may be extended for seven (7), additional six (6) month periods each upon mutual agreement of the parties. All lubricants will be secured on an as needed basis. Funding is available in the Fleet Maintenance Budget.
24. Consideration to ratify and renew the award of annual contracts FY14-014 by the City Manager to the following bidders:
 1. Velco Inc., Laredo, Texas in an amount up to \$35,000.00; and
 2. Hosemasters, Laredo, Texas in an amount up to \$15,000.00,for the fabrication of hydraulic hoses with fittings for the City's heavy equipment. The term of this contract shall be for a period of one (1) year beginning as of the date of its execution. The contract may be extended for one, additional one (1) year period each upon mutual agreement of the parties. All hoses will be purchased on an as needed basis. Funding is available in the Fleet Maintenance Budget.
25. Consideration to award a contract to Tremco Incorporation, Beachwood, Ohio in the amount of \$63,210.05 for roof repairs on the Auxiliary Building of Haynes Recreation Center. This will include a twenty (20) year warranty plus a ten (10) year maintenance plan. Funding is available in the 2007 C.O. Bond Capital Outlay Parks Construction Project Budget.
26. Consideration to award contract FY14-066 awarded to sole bidder, Praxair, Laredo, Texas in an annual amount not to exceed \$50,000.00 to provide welding gases/medical oxygen to various city departments to include: Fire, Traffic, Parks and Recreation. This contract is for a period of one (1) year. If the contract pricing does not exceed the current pricing structure, the contract will be automatically renewed for an additional one (1) year period. Funding is available in the respective departmental budgets.

27. Consideration to award a two (2) year professional services contract FY14-076 to ComPsych Corporation, Chicago, Illinois to provide employee assistance program (EAP) services and to authorize the City Manager to execute all contract documents. The mental health services provided by the employee assistance program include: family, grief, financial, substance abuse counseling, stress management and tobacco cessation counseling for eligible employees and their dependents. It is estimated that the program will incur a cost of approximately \$46,800.00 per year and contract has option to be extended three (3) additional one (1) year periods. The contract is based on a fee of \$1.56 per active employee per month and has a five (5) year price rate guarantee and contract is subject to future appropriations. Funding is available in the Health Benefits Budget of the Employee Health Division.
28. Consideration to ratify and renew the award of annual contract FY14-013 by the City Manager to Quadex, North Little Rock, Arkansas in an amount up to \$45,000.00 for the purchase of cementitious mortar concrete for the repair of sanitary sewer underground structures for the Utilities Department. The term of this contract shall be for a period of one (1) year beginning as of the date of its execution. The contract may be extended for two (2), additional one (1) years periods each upon mutual agreement of the parties. All material will be purchased on an as needed basis. Funding is available in the Utilities Department Budget.
29. Consideration for partial release of retainage of 3% in the amount of \$2,549,500.87, to Western Summit Contractors, Inc./McAllen Construction, Inc., a Joint Venture Contractor, Fort Worth, Texas, for El Pico Water Treatment Plant 20 MGD. The plant is in operation, but there are twenty-nine (29) pending punch list items that are being addressed by the general contractor. The contract amount remains the same in the amount of \$85,657,070.10. Funding is available in Water 2008, 2009, 2010, 2011, & 2012 Revenue Bonds.
30. Consideration for approval of change order No. 4, a net increase of \$13,652.51 to Pedal Valves, Inc., increasing the contract to \$15,052,975.85 for the installation of approximately 65,000 Automatic Water Meter Reading Devices (AMI/AMR System). This change order allows for additional work and services to install meters. Approximately 43,000 meters have been installed to date. Funding is available in the 2012 Water Revenue Bond and 2008 B Sewer Combination Tax/Revenue Certificate.

31. Authorizing the City Manager to approve Amendment No. 1, to the professional engineering services contract in the amount of \$13,000.00 to LNV, Inc., Laredo for Initial Coordination and Environmental Documentation for Environmental Information Document. The original contract sum was \$358,527.00. With this amendment, the total new contract amount is \$371,527.00. Funding is available in the 2013 Line Rehab Water Revenue Bond.
32. Authorizing the City Manager to approve change order No. 4, in the amount of \$747,032.32 to Pepper-Lawson Waterworks, L.L.C., Houston, Texas for the South Laredo Wastewater Treatment Plant 6 MGD Expansion Project. This change order will allow for future expansion of the plant, address unforeseen field conditions and missing work that was not shown in the contract documents and additional work due to failure of the existing 36-inch sewer main. This change order also adds an additional one hundred twenty-five (125) calendar days. The total new contract amount will be \$43,666,280.00. Total contract time is one-thousand seventy three (1,073) calendar days. Funding is available in the 2012 Sewer System Revenue Bond - TWDB - SLDO WWTP, and is subject to approval by Texas Water Development Board (TWDB).

END OF CONSENT AGENDA

XIII. GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

33.
 - A. **Request by Mayor Raul G. Salinas**
 1. Extend the City's random drug testing policy to include all City of Laredo elected officials.
 - B. **Request by Mayor Pro-Tempore Esteban Rangel**
 1. Status on the Technical Review Committee and their duties with possible action.

XIV. EXECUTIVE SESSION

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

XV. ADJOURNMENT

This notice was posted at the Municipal Government Offices, 1110 Houston Street, Laredo, Texas, at a place convenient and readily accessible to the public at all times. Said notice was posted on Wednesday, August 13, 2014 at 6:30 p.m.

Gustavo Guevara, Jr.
City Secretary