

CITY OF LAREDO CITY COUNCIL MEETING

**A-2014-R-19
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
NOVEMBER 17, 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 November 3, 2014 & November 12, 2014.

V. COMMUNICATIONS AND RECOGNITIONS

Recognitions

a. Recognizing Rebekah Hernandez from Texas A&M International University (TAMIU) for obtaining the 2014 Heartland Conference Women's Cross Country Championship in Wichita, Kansas on November 8, 2014.

Citizen comments

Citizens are required to fill out a witness card and identify themselves at the microphone. Comments are limited to three (3) minutes per speaker. No more than three (3) persons will be allowed to speak on any side of an issue. Should there be more than three (3) people who wish to speak on a particular issue, they need to select not more than three (3) representatives to speak for them and the presiding officer may limit the public comments further in the interest of an orderly meeting. Speakers may not pass their minutes to any other speaker. Comments should be relevant to City business and delivered in a professional manner. No derogatory remarks will be permitted.

VI. PUBLIC HEARINGS

1. **Public hearing and introductory ordinance** designating the City Limits and ETJ (five miles outside city limits) as the Tax Abatement Reinvestment Zone for commercial/industrial tax abatement; establishing the boundaries thereof and other matters relating thereto; declaring findings of fact; providing for severability; and providing for an effective date. **(Approved by Operations & Finance Committees)**
2. **Public hearing and introductory ordinance** altering and extending the boundary limits of the City of Laredo, annexing additional territory of 80.395 acres, more or less, located north of US Highway 359 and east of the City of Laredo Landfill, as further described by metes and bounds in Attachment "A", specifically the Hurd Tract, providing for the effective date of the ordinance, adopting a service plan for the annexed territory, and establishing the initial zoning of M-1 (Light Manufacturing District).

Staff supports the annexation and initial zoning, and the Planning and Zoning Commission recommends approval of the annexation and initial zoning.
District II

3. **Public hearing and introductory ordinance** altering and extending the boundary limits of the City of Laredo, annexing additional territory of 1.07 acres, more or less, as further described by metes and bounds in Attachment "A", specifically the J. M. Aguilar Tract, providing for the effective date of the ordinance, adopting a service plan for the annexed territory, and establishing the initial zoning of R-1 (Single Family Residential District).

Staff supports the annexation and initial zoning, and the Planning and Zoning

Commission recommends approval of the annexation and initial zoning.
District II

4. **Public hearing and introductory ordinance** amending Ordinance No. 2012-O-005 authorizing the issuance of a Conditional Use Permit for two (2) mobile homes on Lots 1 through 7, Block 1, Del Mar Hills Subdivision, Section 1, Area B; located at 10 East Del Mar Boulevard, by extending the expiration date for an additional ten (10) years; providing for publication and effective date.

Staff supports the application and Planning and Zoning Commission recommends approval of the Conditional Use Permit amendment. District VI

5. **Public hearing and introductory ordinance** amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Special Use Permit for a Restaurant Serving Alcohol, on Lot 3, Block 1, Del Mar North Filing No. 1, Building 1A of Falcon Centre at McPherson, located at 7718 McPherson, Suite 102; providing for publication and effective date.

Staff supports the application and the Planning and Zoning Commission recommends approval of the Special Use Permit. District VI

6. **Public hearing and introductory ordinance** amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Special Use Permit for the storage of flammable and explosive products on All of Block 523, Western Division, located at 2220 Sanchez Street.

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

(Recess)
(Press Availability)

VII. FINAL READING OF ORDINANCES

- 7.

2014-O-153 Amending Section 24.93.6 of the Land Development Code by deleting Electronic Displays From Section 24.93.6 and replacing it with Special Use Permits Requirements for Smoking Establishments and Drug and Tobacco Paraphernalia Shops in a B-3, B-4, M-1 and M-2 Zoning Districts and Tobacco Shop requiring a Special Use Permit in a B-3; and

Amending Appendix A, Definitions by adding Definitions for “Smoking Establishment and “Drug and Tobacco Paraphernalia Shop (A/K/A Head Shop)” and “Tobacco Shop”; and

Amending Section 24.63.2 Land Use Charts by adding Smoking Establishment and Drug Paraphernalia Shop requiring a Special Use Permit In B-3, B-4, M-1, M-2 Zoning Districts and Tobacco Shop requiring a Special Use Permit In a B-3 and by right in B-4, M-1 and M-2; and providing for publication and effective date.

2014-O-154 Amending the City of Laredo Bridge System FY 2014-2015 Bridge annual budget by appropriating \$1,128,186.00 from the Bridge System Construction Fund opening balance to be used for Bridge related projects such as Bridge I lighting project and other Bridge related improvements such as the erosion control and repairs of the expansion joints.

2014-O-155 Authorizing the City Manager to execute the renewal of a lease agreement with Webb County for its Head Start Program for the rental of a parcel of land legally described as Lots 5 and 6, Block 113, Eastern Division, City of Laredo, Located at 2802 McDonell Avenue, for a term of five (5) years at a rate of \$550.00 per month; and providing for an effective date.

VIII. RESOLUTIONS

8. **2014-R-109** Amending Resolution No. 2014-R-06 by adding three (3) additional Memorandums of Understanding (MOU) to the list of 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, *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)**
9. **2014-R-110** Authorizing the City Manager to enter into and execute a Memorandum of Understanding (MOU), attached hereto as Exhibit A, between the Laredo Police Officers' Association (LPOA) and the City of Laredo for the purpose of implementing a pilot program for a compressed work week for the West Sector law enforcement employees.

10. **2014-R-113** Ordering and proclaiming a Special City Election to be held on Saturday, March 7, 2015; ordering and to fill a City Council vacancy for District VII; designating polling places; providing for publication; and authorizing the City Manager to enter into a contract with Webb County Elections Administrator for the purpose of conducting the election.

IX. MOTIONS

11. Approving monthly adjustments to the tax roll. The amounts to be adjusted for the month of October 2014, represent a decrease of \$44,281.10. These adjustments are determined by the Webb County Appraisal District and by court orders.
 12. Consideration to approve and amend the management agreement with SMG for the Laredo Energy Arena by amending sections 3.2, 4.1, 4.2, 4.3 and 10.1 to reflect appropriate compensation language as required by bond covenants for tax exempt bonds.
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X. 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.

X (a) RESOLUTIONS

13. **2014-R-105** Authorizing the City Manager to apply for a grant in the amount of \$763,195.00 to fund the Laredo Police Department HIDTA Task Force and a grant in the amount of \$47,600.00 to fund the Rio Grande Valley Financial HIDTA Task Force. Both grants are funded by the Executive Office of the President, Office of the National Drug Control Policy (ONDCP), and High Intensity Drug Trafficking Area (HIDTA) at no cost to the City. Funding will be used to pay personnel salaries, fringe benefits, overtime, travel and operating expenses from January 1, 2015 through December 31, 2015. Funding for the Rio Grande Valley Financial Task Force will be used for payment of fringe benefits, overtime, and operating expenses from January 1, 2015 through December 31, 2015.

14. **2014-R-107** Authorizing the City Manager to submit a grant application in the estimated amount of \$30,000.00 from the Texas Department of Transportation to fund the STEP–Impaired Driving Mobilization Program. The City of Laredo will need to match at least 20% of the grant funds. This grant is to pay overtime for officers in order to increase enforcement to arrest individuals driving under the influence of a controlled substance during the Christmas, New Year’s, Spring Break, Independence Day and Labor Day Holidays.

X (b) MOTIONS

15. Consideration for approval of the Laredo International Airport Aircraft Rescue and Fire Fighting Station as complete, approval of final payment and release of retainage in the amount of \$194,224.25 to Leyendecker Construction, Inc., Laredo, Texas, but keeping \$20,000.00 for pending punch list items to be released when completed. Final construction contract amount is \$3,884,885.01. Funding is available in the Airport Construction Fund - FAA Grant No. 73. **AS AMENDED**
16. Consideration to authorize a purchase contract with the sole source provider, Sungard Public Sector, in the amount of \$285,058.55. This hardware and software is needed for the Police Department in order to provide upgrades to the existing Sungard OSSl computer system. These upgrades are required by the Criminal Justice Information System (CJIS). Funding is available in the Capital Improvements Fund.
17. Consideration to authorize the purchase of twenty seven (27) police patrol vehicles from Silsbee Ford, Silsbee, Texas in the amount of \$910,602.94. The purchase of these vehicles will be made utilizing the BuyBoard Cooperative Purchasing Program. Funding is available in the 2014 PPFCO Contractual Obligations Fund.
18. Consideration to authorize a purchase contract with Motorola, Inc., through the Houston-Galveston Area Council of Governments (H-GAC) Cooperative Purchasing Program contract No. RA05-12, in the amount of \$144,856.35 for the purchase of twenty-seven (27) mobile radios for the new Police Department patrol vehicles. Funding is available in the 2014 PPFCO Bond.

19. Consideration to authorize a purchase contract with Kustom Signals and RZ Communications through the Houston-Galveston Area Council of Governments (H-GAC) Cooperative Purchasing Program, in the amount of \$73,404.36 for the purchase of twenty seven (27) radar systems for the new Police Department patrol vehicles. Funding is available in the 2014 PPFCO and the Police Department's General Fund Budget.
20. Consideration to authorize a purchase contract with the sole source provider, Utility Associates, Inc., in the amount of \$207,084.00 for the purchase of twenty-seven (27) digital video camera systems for the new Police Department patrol vehicles. Funding is available in the 2014 PPFCO Bond.
21. Consideration to authorize a two (2) year purchase contract with sole source vendor, Quarter Mile, Inc., in the estimated annual amount of \$120,000.00 for decals, signs and reflective graphics for the Police Department, subject to future appropriations. All services are requested on an as needed basis. Funding is available in the Police Department Budget.
22. Consideration to authorize a purchase contract with RZ Communications, the only authorized dealer for the acquisition of Mobileye Vehicle Detection System and Zebra Mobile Printers, and the purchase of Mobile Computer Terminals (MCT'S) through contract No. DIR-TSO-2520 for the new Police Department patrol vehicles in the amount of \$231,565.11. Funding is available in the 2014 PPFCO Bond.
23. Consideration to authorize a purchase contract with Insight Public Sector, through DIR contract No. TSO-2542, in the amount of \$86,956.55 for the purchase of hardware equipment in order to upgrade the network core infrastructure for the Police Department. Funding is available in the 2014 PPFCO Bond.
24. Consideration to authorize the purchase of one (1) cab tractor and one (1) rotary cutter from John Deere Government & National Sales, Cary, North Carolina, for maintenance of all landscaped areas in the total amount \$78,292.37 for the Airport Department. The purchase of this equipment shall be made utilizing the State of Texas - TXMAS Cooperative Contract Pricing Program. Funding is available in the 2015 Airport Operations Fund.

25. Consideration to renew annual service contract FY12-013 awarded to Star Operations, Corpus Christi, Texas, in an amount up to \$300,000.00 for the furnishing of materials, machinery, equipment, labor, and all other services necessary for the maintenance of street lights (not maintained by AEP - CPL) and traffic signal lights throughout the City. The contract includes electrical services for traffic signals and street lights and for installation, construction, and underground work, for new and/or upgraded traffic signals and for the installation and maintenance of street lights. This contract also contains provisions for city departmental electrical service projects and repairs. The term of this contract shall be for a period of one (1) year beginning as of the date of its execution. All services will be purchased on an as needed basis. There will be no price increase during this extension period. Funding is available in the Traffic Safety budget and Capital Improvements Fund.
26. Consideration to authorize the purchase of two (2) Ford F350 regular cab trucks in the total amount of \$53,207.00 from Silsbee Ford, Silsbee, Texas through the BuyBoard's Cooperative Purchasing Program's contract pricing. These trucks will be assigned to the Fleet Department for fleet operations. Funding is available in the Fleet Department Budget.
27. Consideration to renew contract FY14-017 for the general diesel engine repairs parts/service for the City's Fleet Division to the following vendors:
1. Cervantes Truck Center, Laredo, Texas, in an amount up to \$100,000.00, and
 2. Rotex Truck Center, Laredo, Texas in an amount up to \$20,000.00
- All parts and services will be secured on an as needed basis. The term of this contract shall be for a period of one (1) year beginning as of the date of its execution. There will be no price increase during this extension period. Funding is available in the Fleet Maintenance Budget.
28. Consideration to award a contract to Santex Truck Center, San Antonio, Texas in the amount of \$101,647.00 for the purchase of one (1) 2015 International truck; and Kinloch Equipment, Pasadena, Texas, in the amount of \$215,968.00 for the purchase of one (1) vacuum tank body utilizing the H-GAC Cooperative Contract Pricing for the Utilities Department. Funding is available in the Sewer Fund.

29. Consideration to renew annual service contract FY14-042 to the following vendors:

1. Laredo Mechanical, Laredo, Texas in an amount up to \$210,000.00;
2. Gutierrez Machine Shop, Laredo, Texas in an amount up to \$100,000.00; and
3. Odessa Pumps, Midland, Texas in an amount up to \$100,000.00

for water treatment and wastewater treatment, booster stations, and lift stations pump repairs for the Utilities Department. This contract establishes hourly rates and a percentage discount on parts utilized during emergency pump repairs. The term of this contract shall be for a period of one (1) year beginning as of the date of its execution. All services will be purchased on an as needed basis. Funding is available in the Utilities Department Fund.

30. Awarding a construction contract to the lowest bidder, Qro-Mex Construction Co., Inc., from Granite Shoals, Texas in the amount of \$369,192.50 for the Zacate Creek Lift Station and Force Main - Gravity System Reroute with a construction time of one hundred and twenty (120) working days; and authorizing the City Manager to execute all related contract documents contingent upon receipt of insurance and bond documents. Funding is available in the 2010 Sewer Revenue Bond.
31. Authorizing the City Manager to reject all bids for Sombreretillo Wastewater Treatment Plant received on October 17, 2014 and to re-bid the project with an option to use ultra-violet (UV) light for disinfection instead of chlorine and several changes to bid schedule to allow the City to have the flexibility to delete/add bid items to meet the City's budget. The re-bid is scheduled for January 2015.
32. Authorizing the City Manager to award an Engineering Contract with Dannenbaum Engineering Company – McAllen, L.L.C., of Laredo, Texas, in the amount of \$1,016,063.28 for the design of a 24 inch Water Line from El Pico/Mines Road connection to Hachar Loop northern boundary line. Funding is available in the 2011 and 2013 Water Revenue Bonds.

END OF CONSENT AGENDA

XI. GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

33.

A. Request by Council Member Mike Garza

1. Introduction of Laredo's Homeless Assistance Committee and a presentation by the committee.

B. Request by Mayor Pro-Tempore Esteban Rangel

1. Discussion with possible action to enter into an inter-governmental agreement with the Laredo Independent School District (LISD) to share resources for their annual Christmas Parade. **(Co-Sponsored by Council Member Cynthia Liendo)**
2. Discussion with possible action to instruct the City Attorney to draft a proposed modification to §2.04(C) of the City Charter (Filling of Vacancies) to allow for the filling of a vacancy occurring within the City Council, the office of the Mayor, or Municipal Court Judge, by appointment in the interim between the vacancy and the special election to fill the vacancy where there is no hold-over for any reason.

XII. STAFF REPORTS

34. Presentation by the Technical Review Board Ad Hoc Committee regarding their purposes and objectives. Committee Members: Jesus Ruiz, Chairman, Eduardo J. Gutierrez, Vice-Chairman, Ruben "Benny" Salinas, Juan Salinas, Lance Price, and Daniel Wyers.
35. Authorizing the City Manager to apply with the Texas Department of Transportation for a State Infrastructure Bank Loan in an amount as needed for the Hachar Parkway.
36. Naming the City owned Lot, 109 Sage Drive to Oscar Medina Community Garden.

XIII. 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.

XIV. 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, November 12, 2014 at 6:00 p.m.

Gustavo Guevara, Jr.
City Secretary