CITY OF LAREDO
CITY COUNCIL MEETING
A-2015-R-07
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
MAY 4, 2015
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 April 20, 2015 and April 27, 2015.

V. COMMUNICATIONS AND RECOGNITIONS

Communiqués

a. Presentation by Ms. Dominique Campos on her invitation to participate in the Down Under Sports Tournament to be held in the Gold Coast of Australia in Summer 2015.

Citizen comments
Citizens are required to fill out a witness card and submit it to the City Secretary no later than 5:45 p.m. 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. APPOINTMENTS TO COMMISSIONS, BOARDS AND COMMITTEES

a. Appointment by Council Member Charlie San Miguel of Jose Maria Guevara to the Third Party Funding Advisory Committee.

VII. PUBLIC HEARINGS

1. **Public hearing** providing community residents an opportunity to comment on their housing and community needs and the projects that they wish to see funded. Comments received will be made part of the City's 2015-2019 Five Year Consolidated Plan and its 2015 Consolidated One Year Action Plan that will outline how funding from the programs listed below, made available through the U.S. Department of Housing and Urban Development (HUD), will be utilized.

41st Action Year Community Development Block Grant (CDBG)	$3,459,923.00
2015 HOME Investment Partnership Grant (HOME)	$810,705.00
2015 Emergency Solutions Grant (ESG)	$316,721.00

The City also anticipates to receive $98,820.00 in CDBG Program Income and Section 108 loan repayment; $156,000.00 in HOME Program Income, and $66,000.00 in Housing Rehabilitation Revolving Loan funds. Also for discussion and comment is the Fiscal Year (FY) 2013-2014 Consolidated Annual Performance and Evaluation Report (CAPER) regarding the City's administration of HUD Programs.

2. **Public hearing and introductory ordinance** amending Article III, (WATER), Division 3 (RATES AND CHARGES) of Chapter 3 (UTILITIES) of the City of Laredo Code of Ordinances, specifically section 31-138, Meter Installation Fee for 5/8" X ¾" and ¾" X ¾" from $29.00 to $93.20, 1" from $29.00 to $94.53, 1 ½" from $100.00 to $404.74, 2" from $150.00 to $406.31, 3" from $200.00 to $836.29, 4" from $250.00 to actual costs, 6" from $300.00 to actual costs and adding the cost of an 8" for actual costs; the Cost of Meter Charge Inside City Limits (Does not include Water Availability Fees) from the current costs of 5/8" X ¾", ¾" X ¾" for $29.00, 1" for $95.00, 1 ½" for $185.00, 2" for $225.00, 3" for $411.00, 4" for $850.00 to the following: for AMI (Advanced Metering Infrastructure) Meters-5/8" X ¾" to $180.90, ¾" X ¾" to $206.20, 1" to $253.01, 1 ½" to $572.15, 2" to $1,031.24 (Fire Hydrant Turbine Meter), 2" to $1,324.91 (Compound Meter), 3" to $2,400.43, 4" to $2,991.24 and adding the cost of a 6" for $4,898.28 and an 8" for $6,882.46; for AMR (Automatic Meter Reading) Meters-5/8" X ¾" to $156.81, ¾" X ¾" to $182.11, 1" to $228.92, 1 ½" to $547.93, 2" to $856.54 (Fire Hydrant Turbine Meter), 2" to $1,278.10 (Compound Meter), 3" to $2,349.83, 4" to $2,940.73 and adding the cost of a 6" for $4,847.68 and an 8" for $6,831.86; Adding valve operating crew fees of $200.00, commercial deposits required for a 6" of $1,000.00 and an 8" for $1,200.00 and water availability connection charges for an 8" of $64,000.00, clarifying pipe specifications and deleting some fees. Providing for publication and an effective date. **(The last increase for water meters was in 1992) (Approved by Finance & Operations Committees)**

3. **Public hearing and introductory ordinance** amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Special Use Permit and Drilling Permit for Oil and/or Gas Extraction and Production for Hachar 5H Well on a 2.62 acre pad site out of a 6,132.06 acre tract known as the Hachar Lease, located East of F.M. 1472; providing for publication and effective date.

   Staff is in support of the application and the Planning and Zoning Commission recommends approval of the proposed Special Use Permit. District VII

4. **Public hearing and introductory ordinance** amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Special Use Permit and Drilling Permit for Oil and/or Gas Extraction and Production for Hachar 6H Well on a 2.62 acre pad site out of a 6,132.06 acre tract known as the Hachar Lease, located East of F.M. 1472; providing for publication and effective date.

   Staff is in support of the application and the Planning and Zoning Commission recommends approval of the proposed Special Use Permit.

District VII

(Recess)
(Press Availability)

VIII. INTRODUCTORY ORDINANCES

5. Amending the City of Laredo Code of Ordinances Chapter 33, Environmental Protection, Article VIII, Plastic Checkout Bag Reduction, by clarifying that scope of place of commercial establishments where plastic check out bags may not be provided, and clarifying the prohibition of any manner of providing such check out bags.

6. Authorizing the City Manager to execute a lease with All-Ways Group, LLC., for approximately 0.4717 acres (20,584.03 square feet) of land known as Lot No. 10, Block 1 at the Laredo International Airport. Lease term is for twenty (20) years commencing on June 1, 2015 and ending on May 31, 2035, and may be extended for one (1) consecutive ten (10) year term ending on May 31, 2045. Initial rental shall be $624.30 per month and shall be adjusted annually according to changes in the Consumer Price Index and further adjusted by Fair Market Value appraisal on the 10th and 20th anniversaries. Lessor waives Lessee's rental obligation for the initial six (6) months commencing June 1, 2015 and ending on November 30, 2015 of the term of this lease; providing for an effective date. **(Approved by Finance & Operations Committees)**

7. Designating as a One-Way Southbound the 1400 and 1500 block of Davis Ave., between Garcia Street on the North and Coke Street on the South; during the peak school hours of 7:15 A.M. to 8:15 A.M. and 2:30 P.M. to 4:15 P.M., Monday thru Friday, during school days, providing for the installation of appropriate signs to indicate one-way traffic at Christopher M. Macdonell Elementary School, and providing for publication and effective date. **(Approved by Operations Committee)**

8. 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 (16) which establishes the North side of the 300 and 400 Block of Crossroads Street, between Rio Fuerte Lane and Grand Central Blvd., as a "No Parking Anytime/Tow-Away Zone", providing for severability, effective date and publication. **(Approved by Operations Committee)**

IX. FINAL READING OF ORDINANCES

9.

2015-O-053 Authorizing the City Manager to accept funds in the amount of $585,772.00 from the South Texas 9-1-1 Regional Administration Division to cost share personnel at the Laredo Police Department Public Safety Answering Point in accordance to Section 771.0751 of the Texas Health and Safety Code and Rule 251.3 Use of Revenue in Certain Counties from the Commission on State Emergency Communications; and amending the FY 2014-2015 General Fund Budget of the City of Laredo by appropriating revenues and expenditures in the amount of $585,772.00 for Laredo Police Department Communications Division salaries.

2015-O-054 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 76, Block 2, Southgate Subdivision, located at 3005 Frio Plaza, from R-1 (Single-Family Residential District) to R-2 (Multi-Family Residential District); providing for publication and effective date.

2015-O-055 Authorizing the City Manager to approve a sublease of the leased premises approved by Ordinance No. 95-O-251 dated February 20, 1996 between the City of Laredo as LESSOR and L.A. Ventures Terminal, LTD as LESSEE, for the premises described as Warehouse Suite No. 4A, which consists of approximately 11,348 sq. ft. of warehouse and office space located at 4114 Airpark Drive and within Lot 4, Block 1 of the Laredo International Airport Subdivision Plat to Johnstone Supply as SUB-LESSEE, said lease provides for right to sublease subject to city approval, which approval shall not be unreasonably withheld.

X. RESOLUTIONS

10. **2015-R-34** Accepting the conveyance of the following 15 foot Utility and Utility Access Easement, for the right to construct, reconstruct, repair and perpetually maintain water line improvements for the construction of an 8" diameter water line from:

Dorel Springfield Holdings, L.L.C., By: Jonathan Marcus - Managing Member (La Contessa Town Homes) - Utility easement as follows:

Tract 1 - Being an access and utility easement containing 0.13 acres more or less, being out of a 2.80 acre tract, a copy of which conveyance is attached as Exhibit A:

Tract 2 - Being an access and utility easement containing 0.02 acres more or less, being out of a 2.80 acre tract, a copy of which conveyance is attached as Exhibit A:

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

11. **2015-R-35** Accepting the conveyance of the following 15 foot Utility and Utility Access Easement, for the right to construct, reconstruct, repair and perpetually maintain water line improvements for the construction of a 24" diameter water line from:

4 V Holdings, Ltd., By: Richard M. Hachar - General Manager - Utility easements as follows:

Tracts - Being an access and utility easement containing 1.1383 acres more or less, being out of the Cuatro Vientos East, Inc. Tracts I (148.91 acres), Tract II (8.72 acres) and Tract III (1.3345 acres), a copy of which conveyance is attached as Exhibit A:

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

12. **2015-R-37** Amending Resolution No. 2015-R-09 by adding one (1) additional Memorandum of Understanding 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)**

13. **2015-R-38** Canvassing the returns of the Special City Runoff Election held on Saturday, April 25, 2015 to fill a vacancy for Council Member for District VII; and approving the results.

XI. MOTIONS

14. Consideration to appoint Mayor Pro Tempore as per Ordinance 2011-O-029 and whose term will serve until November 16, 2015 or at the first meeting after all Council Members are elected and qualified.

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

15. **2015-R-36** Authorizing the City Manager to submit a grant application in the estimated amount of $1,375,733.00 to the Texas Auto Burglary & Theft Prevention Authority to fund the Laredo Auto Theft Task Force for the period of September 1, 2015 through August 31, 2016. This grant will pay for salaries, equipment and supplies for the LPD Auto Theft Division. The Laredo Police Department will request four (4) additional investigator positions for the FY16 grant. The four (4) additional investigator positions are contingent on an award of funds from the Texas Auto Burglary & Theft Prevention Authority to compensate for their salaries. If the funds are not forthcoming, there will be no additional positions created. The City is under no obligation to increase FTEs for the four additional investigator positions in case the grant is not received or the grant funds less than four positions. The grant requires a 20% minimum cash match which is available in the General Fund.

XII (b) MOTIONS

16. Consideration for approval of a change order for Martinez Pharmacy in the amount of $20,000.00 for a total of $65,000.00 for continuity of pharmaceutical services in particular compounding services required for certain medication for patients and clients in the HIV/AIDS Programs of the City of Laredo Health Department for the period through August 31, 2015. Funding is through the City of Laredo Health Department-HIV Ryan White Program Budget.

17. Consideration for approval of the South Laredo Library Facility (Electrical Package) as complete, ratification of change order No. 3, an increase of $10,500.00, ratification of change order No. 4, an increase of $10,125.73, ratification of change order No. 5, an increase of $5,451.42, approval of the release of retainage and approval of final payment in the amount of $18,459.59 to AC-DC, Inc., Laredo, Texas. Final construction contract amount is $374,643.15. Funding is available in the 2008 C.O. Issue and Capital Improvement Fund.

18. Consideration to authorize the purchase of ammunition for the Police Department in the estimated amount of $55,166.00 from Precision Delta Corporation, Ruleville, Mississippi through the BuyBoard Cooperative Purchasing Program's contract No. 432-13. Funding is available in the Police Trust Fund.

19. Consideration to execute a renewal lease agreement between the City of Laredo Police Department as lessee, and LA Ventures, Inc., as lessor for the approximate 9,397 square feet office and warehouse space located at 2829 Airpark Drive at the Laredo International Airport Industrial Airpark. The monthly rent is $4,322.00 per month. The lease agreement is for five (5) years and will commence on May 1, 2015, and end April 30, 2020. The facility will be used as storage of evidence and for other LPD operations. Funding is available in the Police Department's General Fund.

20. Consideration to renew the existing annual contract FY13-036 to LSC Environmental Products, Appalachian, New York in an amount up to $184,500.00 for the purchase of alternative daily cover material for the City Landfill. The materials are made of fiber and cement mortar used to replace the use of on-site soils for daily cover at the disposal area.The term of this contract shall be for a period of one (1) year beginning as of the date of its execution. All material will be ordered on an as needed basis. Funding is available in the Solid Waste Services Department Fund.

END OF CONSENT AGENDA

XIII. GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

21.

A. **Request by Mayor Pete Saenz**

1. Discussion regarding the elements to be included in the City's economic development agreement with the Laredo Development Foundation including but not limited to U.S. - Mexico marketing goals and objectives, utilization of the City's Monterrey promotional office, and shared communication and performance reporting.

2. Discussion on direction on the proposal presented by Killam Development regarding the proposed Vallecio Road.

B. **Request by Council Member Alejandro "Alex" Perez**

1. Discussion with possible action to allow the Rio Grande International Study Center to install a plastic bag ornament at the City Hall Annex.

C. **Request by Council Member Roque Vela, Jr.**

1. Discussion with possible action for the reclassification analysis to include equal pay for both genders, and any related matters.

D. **Request by Council Member Charlie San Miguel**

1. Status report and progress on the proposed R1-HD lot density zoning designation.

XIV. STAFF REPORTS

22. Report by Ramon Chavez, P.E., Building Development Services Department Director, on the total number of residential and commercial building permits, projects under plan review and structures being built throughout the City.

XV. 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.

XVI. 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, April 29, 2015 at 6:15 p.m.

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Gustavo Guevara, Jr.
City Secretary