

CITY OF LAREDO CITY COUNCIL MEETING

**A-2015-R-09
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
JUNE 1, 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 May 18, 2015.

V. COMMUNICATIONS AND RECOGNITIONS

Recognitions

- a. Recognizing Rafael Medina from Zachry Elementary School for winning the Take Care of Texas Art Contest for the Laredo Texas Commission on Environmental Quality (TCEQ) Region 16.

- b. Recognizing Giovanna Ortega; currently attending the University of Texas at San Antonio, for winning the Junior National Powerlifting Competition. Also, recognizing Jerry Alaniz, who is a twelve (12) time State record holder in powerlifting. Giovanna Ortega and Jerry Alaniz were selected to compete with the USA Powerlifting Team in Canada on July 8, 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. PUBLIC HEARINGS

1. **Public hearing and introductory ordinance** amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 2, Block 4, Larga Vista, located at 5604 State Highway 359, 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 II

2. **Public hearing and introductory ordinance** amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 5.37 acres as further described by metes and bounds in attached Exhibit "A", located north of F.M. 1472 and west of Verde Road, from AG (Agricultural District) to M-1 (Light Manufacturing 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 VII

(Recess)
(Press Availability)

VII. INTRODUCTORY ORDINANCES

3. Repealing Ordinance No. 2015-O-051 dated April 20, 2015 for lease agreement with Trecon Investments Corporation, as Lessee, for Tract 2B out of Block No. 23 of the Laredo I Airport Plat and Authorizing the City Manager to enter into a lease agreement with Trecon Investments Corporation, as Lessee, for all of Lot No. 2 of Block No. 23 consisting of 166,851 sq. ft., known as Tracts 2A & 2B being Lot No. 2 Block 23, at the Laredo Airport Subdivision Plat. Lease term is for twenty (20) years commencing on June 1, 2015 plus, two (2) consecutive ten (10) year renewal options. Initial monthly rent shall be \$5,978.00 and will be adjusted annually according to changes in the Consumer Price Index; and rent adjustments based on appraisals at each ten (10) year anniversary period; providing for an effective date.

VIII. FINAL READING OF ORDINANCES

- 4.

2015-O-061 Amending the City of Laredo Fiscal Year 2015 Sports and Community Venue Fund Budget to appropriate \$4,000,000.00 from the opening fund balance. The expenditure will fund the City's share of a joint use project with United Independent School District for the New Aquatic Center.

2015-O-062 Amending the City of Laredo Recreation Fund FY 2015 Annual Budget by increasing revenues and expenditures by \$250,000.00 to be used for the period of June through September of FY 2015 to cover operating losses associated with The Max Golf Course. Funding is available in the General Fund.

2015-O-063 Amending the City of Laredo Water Availability Fund FY 2015 Annual Budget by increasing expenditures by appropriating \$384,000.00 from the Water Availability Fund Balance to be used for the purchase of water rights.

2015-O-064 Altering and extending the boundary limits of the City Of Laredo, annexing additional territory of 1,992.92 acres, more or less, located east of Unitec Industrial Park, providing for the effective date of the ordinance, authorizing the City Manager to execute a contract adopting a service plan for the annexed territory, and establishing the initial zoning of M-2 (Heavy Manufacturing District); providing for publication and effective date.

2015-O-065 Altering and extending the boundary limits of the City Of Laredo, annexing additional territory of 83.4979 acres, more or less, located east of Cuatro Vientos Road and south of Wormser Road, providing for the effective date of the ordinance, authorizing the City Manager to execute a contract adopting a service plan for the annexed territory, and establishing the initial zoning of R-1A (Single Family Reduced Area District); providing for publication and effective date.

2015-O-066 Altering and extending the boundary limits of the City of Laredo, annexing additional territory of 29.435 acres, more or less, located south of Unitec Industrial Park and north of Union Pacific rail yard, providing for the effective date of the ordinance, authorizing the City Manager to execute a contract adopting a service plan for the annexed territory, and establishing the initial zoning of M-2 (Heavy Manufacturing District); providing for publication and effective date.

2015-O-067 Altering and extending the boundary limits of the City of Laredo, annexing additional territory of 7.753 acres, more or less, located south of Unitec Industrial Park and north of Union Pacific rail yard, providing for the effective date of the ordinance, authorizing the City Manager to execute a contract adopting a service plan for the annexed territory, and establishing the initial zoning of M-2 (Heavy Manufacturing District); providing for publication and effective date.

2015-O-068 Altering and extending the boundary limits of the City of Laredo, annexing additional territory of 9.457 acres, more or less, located, east of Loop 20 (Bob Bullock Loop) and north of El Ranchito Road (RR 6078A) providing for the effective date of the ordinance, authorizing the City Manager to execute a contract adopting a service plan for the annexed territory, and establishing the initial zoning of R-2 (Multi- Family Residential District).

2015-O-069 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 1.47 acres as further described by metes and bounds in attached Exhibit "A", located on the west side of Katiana Drive south of Alegria Street, from R-1 (Single-Family Residential District) to R-1A (Single-Family Reduced Area District); providing for publication and effective date.

2015-O-070 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 22.84 acres, as further described by metes and bounds in attached Exhibit "A", located 1200 feet east of Loop 20 north of El Ranchito Road, from M-1 (Light Manufacturing District) to R-2 (Multi-Family Residential District); providing for publication and effective date.

2015-O-071 Authorizing the City Manager to convey an easement and right of way to AEP Texas Central Company located at, and to serve the Sombreretillo Waste Water Treatment Plant on Quivira Drive, one (1) conveyance over a tract of land containing 0.16 acres of land, more or less, out of a 32.24 acre tract, situated in Porcion 16, Abstract 46 as described in easement conveyance attached as Exhibit "A"; and providing for an effective date.

2015-O-072 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.

2015-O-073 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.

IX. MOTIONS

5. Consideration to award contract FY15-042 to the low bidder, Aluminum Lamps & Patio Furniture, Laredo, Texas for the purchase of one hundred and twenty (120) ornamental sign poles in the total amount of \$112,640.00 for the Traffic Safety Department. Funding is available in the 2008 CO Bond Fund.
6. Consideration for the selection of an architectural and engineering services consulting team for the City of Laredo Sports Complex to be located on the campus of Texas A&M International University for Feasibility Studies/Master Planning of the development, and for subsequent design and preparation of plans and specifications; and consideration to authorize the City Manager to negotiate a professional services contract.

7. Authorizing the City Manager to approve change order No. 3, with an increase of twenty-seven (27) working days and no increase in contract amount to the construction contract with Vision Construction Company, Inc., San Antonio, Texas, for the Jefferson Water Treatment Plant Administration Building and Learning Center Project. This change order was due to rain days that impacted the progress of work. The contract sum remains at \$4,664,613.00 and the new total completion period is four hundred eighty-three (483) working days. There is no financial impact to the contract.
(Approved by Operations Committee)
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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

8. **2015-R-42** Authorizing the City Manager to submit a grant application in an estimated amount of \$79,329.00 to the Office of Justice Programs, Bureau of Justice Assistance for funding the 2014 Justice Assistance Grant (JAG) for the period of October 1, 2015 through September 30, 2018. This funding will be used for support staff, equipment and supplies for police operations. The Bureau of Justice Assistance mandates that this grant be divided equally between the City of Laredo and Webb County.
9. **2015-R-43** Authorizing the City Manager to accept additional funding from the Texas Health and Human Services Commission under the Texas Healthcare Transformation and Quality Improvement 1115 Waiver in the amount of \$700,400.00 for the continuation of the preventive care clinics approved through the regional health plan for indigent and uncompensated preventive health care. The City of Laredo Health Department (CLHD) is implementing two (2) projects: 1) Primary Care Expansion (in women's health, STD/HIV, well child, prenatal care, early detection, cancer prevention, family planning and disease control) and 2) Expand Chronic Care clinic services integrating Disease Self Management to improve health, reduce risks (diabetes and hypertension) and prevent hospitalizations.

10. **2015-R-45** Authorizing fee waivers and a tax abatement agreement between the City of Laredo and Samuel Javier Sanchez et al. for the commercial property located at 3812 San Bernardo Ave., being Lots 10 & 11 Block 976 Western Division. The proposed commercial property eligible for property tax abatement includes new construction of a 3,406 sq. ft. structure with a Capital Investment in the total amount of \$165,500.00 which is equal to or in excess of 20% of the Base Value of the property in accordance with authorized guidelines and criteria established for the Neighborhood Empowerment Zone (NEZ). This agreement will be for a five (5) year period and will consist of an estimated annual tax abatement total of \$1,054.24 and estimated total fee waiver of \$1,301.39 based on capital investment for the purpose of economic development. Guidelines and criteria for the agreement are set forth in the attached agreement and information.

X. (b) MOTIONS

11. Authorizing the City Manager to enter into and execute a contract between Motorola and the City of Laredo for the purchase and installation of Public Safety Answering Point (PSAP) Telecommunicator Consoles through the Houston Galveston Area Council of Governments (HGAC) Cooperative Purchasing Contract No. RA05-15 in the total amount of \$215,362.00. These consoles will be installed at Webb County Sheriff's Office, Zapata County Sheriff's Office, and Starr County Sheriff's Office. The consoles will be used as a workspace by all telecommunicators at these PSAP centers. Funding is available in the Regional 9-1-1 Fund.
12. Authorizing the City Manager to enter into and execute a contract between 911 Datamaster, Inc., and the City of Laredo to provide the 911 Regional Administration Office with a Geographic Information Systems (GIS) data integrity cleanup through the Houston Galveston Area Council of Governments (HGAC) Cooperative Buy Contract No. EC07-14 in the total amount of \$182,500.00. This data integrity cleanup is needed in order to meet FY 2015-2016 Next Generation (NG) 9-1-1 GIS standards put forth by the State of Texas 9-1-1 Commission on State Emergency Communication (CSEC). Funding is available in the Regional 9-1-1 Fund.
13. Consideration for approval of the Truck Scales Project at World Trade Bridge and Colombia Bridge as complete, approval of change order No. 2, for the balance of quantities actually constructed in place and to add one hundred twenty-nine (129) calendar days to the construction contract time, release of retainage and approval of final payment in the amount of \$58,146.02 to Vision Construction Co., Inc., Laredo, Texas. Final construction contract amount is \$581,460.16. Funding is available in the Bridge 2008 Bond.

14. Consideration for approval of the Laredo International Airport Perimeter Fence and Gate Replacement as complete, release of retainage and approval of final payment in the amount of \$38,368.25 to Construction Rent-A-Fence, Inc., Thrall, Texas. Final construction contract amount is \$767,365.00. Funding is available in the Airport Construction Fund.
15. Consideration to award contract FY15-041 to the following vendors:
 1. A To Z Tire, Amarillo, Texas in an amount up to \$40,000.00 (Primary Vendor);
 2. GCR Tire & Services, Nashville, Tennessee in an amount up to \$35,000.00 (Secondary Vendor) and
 3. Southern Tire Mart, Columbia, Mississippi in an amount up to \$25,000.00 (Secondary Vendor).

To provide tire repair services for the Fleet Department. This contract establishes regular and after hour service call rates for tire repair services. All services shall be provided 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. Funding is available in the Fleet Department Fund.

16. Consideration to award contract FY15-039 to the sole bidder, R & S Inspection Center, Laredo, Texas in an amount up to \$30,000.00 to provide safety inspection services for all of the City's municipal fleet vehicles. This vendor will be authorized to do minor repairs and/or replace parts that may be required to meet the State of Texas Safety Inspection Standards. All minor repairs shall not exceed \$50.00. 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 five (5) more additional one (1) year periods, each upon mutual agreement of the parties and contingent upon future funding appropriations. Funding is available in the Fleet Department Fund.
17. Consideration to award contract number FY15-040 to the lowest bidder, Lopez Transmission, Laredo, Texas, in an amount up to \$40,000.00 to provide automatic transmission repair services for the Fleet Department. The vendor shall provide all the labor and parts needed to complete the repairs. This contract establishes a discount percentage on parts and an hourly labor rate for repair services. 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 five (5) additional one (1) year periods, each upon

mutual agreement of the parties and contingent on future funding appropriations. Services shall be provided twice a month. Funding is available in the Fleet Department Fund.

18. Consideration to award a contract for the purchase of one (1) 2015 Chevrolet 1500 Suburban for the Laredo Bridge System in the total amount of \$52,845.00 utilizing the Buy Board Cooperative Contract Pricing from Caldwell Country Chevrolet, Caldwell, Texas. Funding is available from Bridge Operations Fund.
19. Consideration for acceptance of the Highway 83 Pipe and Pipeline Rehabilitation Project, approval of change order No.1, for a net decrease of \$30,780.00 for the balance of quantities actually constructed in place and release final payment in the amount of \$7,649.40 to Fuquay, Inc., Austin, Texas. Final construction contract amount is \$74,494.00. Funding is available in the 2013 Sewer Revenue Bond.
20. Consideration to award contract FY15-038 to the low bidder, Mo-Vac Environmental Services, McAllen, Texas in an amount up to \$300,000.00 for furnishing vacuum truck services to transport domestic sewage, sewage sludge, and/or sludge for the Utilities Department. This service supplements the department's equipment capabilities and helps control overflows during emergencies. The frequency and number of hours vary depending on the City's need. The bid price is based on a flat hourly rate of \$91.00 and truck washout charge rate of \$125.00. The term of this contract shall be for a period of one (1) year beginning as of the date of its execution. Funding is available in the Utilities Department Fund and 2014 Sewer Revenue Bond.
AS AMENDED
21. Consideration to renew contract FY12-058 to Test America Laboratories, North Canton, Ohio in the estimated annual amount of \$150,000.00 to provide laboratory analytical services for water and wastewater samples in accordance to Environmental Protection Agency (EPA) approved standard methods. Sample testing is done on a daily, monthly, and quarterly basis. The term of this contract shall be for a period of one (1) year beginning as of the date of its execution. This is the last extension period for this contract. Funding is available in the Utilities Department Budget, Water and Wastewater Treatment Divisions.

22. Authorizing the City Manager to award a professional engineering services contract in the amount of \$175,000.00 to Howland Engineering and Surveying Co., Laredo, Texas for engineering and surveying services for the Bismark Street and E. San Pedro Street Water Main Replacement Project to include improvement survey, design plans and specifications, bidding phase and construction phase services. Funding is available in the 2013 Water Revenue Bond.

END OF CONSENT AGENDA

XI. GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

23.

A. Request by Council Member Roque Vela, Jr.

1. Discussion with possible action to address the insect problem during the warmer months caused by the frequency of trash collection.
2. Discussion with possible action regarding the role of Council Members under the Ethics Ordinance as it pertains to their appearance before any City Board or Commission.

B. Request by Council Member Charlie San Miguel

1. Discussion with possible action to implement a formal ethics training for City employees. **(Co-Sponsored by Council Member George Altgelt)**
2. Discussion with possible action to work with the State Comptroller's Office to receive their transparent government accreditation.
(Co-Sponsored by Council Member George Altgelt)

C. Request by Council Member Roberto Balli

1. Status Report on the Laredo Police Department's Compressed Work Week Pilot Program, with possible action.

XII. STAFF REPORTS

24. Presentation by Mr. John Orfila, Public Works Director, on street conditions; specifically, in north Laredo subdivisions, with possible action.

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.

25. Request for executive session pursuant to Texas Government Code Section 551.072 to deliberate the value of real property pertaining to a potential purchase of real property located at 1204 Matamoros, legally described as Lots 4 thru 7, Block 73, Western Division, Laredo, Webb County, Texas. Acquisition of this tract would be for municipal purposes, to include supplemental parking improvements.
26. Request for Executive Session pursuant to Texas Government Code Section 551.071(1)(a) to consult with attorney on pending litigation in Cause No. 2015CVQ001077-D3; Laredo Merchants Association v. City of Laredo; in the 341st Judicial District Court, Webb County, Texas; and return to open session for possible action.

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, May 27, 2015 at 8:30 p.m.

Gustavo Guevara, Jr.
City Secretary