

CITY OF LAREDO CITY COUNCIL MEETING

**A-2016-R-17
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
October 3, 2016
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 Heberto "Beto" L. Ramirez, Acting 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.

Pursuant to the Texas Penal Code (trespass by holder of license to carry a handgun), a person licensed under Subchapter H, Chapter 411, Government Code (Concealed Handgun Law or Handgun Licensing Law), may not enter into the City Council Chamber while City Council is in session with a concealed or openly-carried handgun.

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

IV. MINUTES

Approval of the minutes of September 19, 2016

V. COMMUNICATIONS AND RECOGNITIONS

Communiqués

Recognitions

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 Rudy Gonzalez Jr. of Jorge Narvaez to the Airport Advisory Board.
- b. Appointment by Council Member Rudy Gonzalez Jr. of Jorge Dominguez to the Planning & Zoning Commission.

VII. PUBLIC HEARINGS

- 1. **Public Hearing and Introductory Ordinance** amending the City of Laredo FY 2017 Airport Construction Fund budget to accept and appropriate the Federal Aviation Administration Airport Improvement Program Grant Project No. 3-48-0136-081-2016 in the amount of \$5,000,000.00 for Noise Mitigation Under Far Part 150 Noise Abatement Program at the Laredo International Airport and authorizing the City Manager to implement said Budget Amendment. The purpose of the grant is to provide funding for acquisition, soundproofing of residential structures, and for the acquisition of aviation easements. The City's required ten percent (10%) local match for FAA Grant No. 81, in the amount of \$555,555.00 is available in the Airport Construction Fund. Total grant amount \$5,555,555.00. **(Approved by Operations and Finance Committees)**

2. **Public Hearing and Introductory Ordinance** authorizing the City Manager to accept and appropriate the Federal Aviation Administration (FAA) Grant No. 3-48-0136-082-2016 in the amount not to exceed \$7,819,990.00 and amending the City of Laredo FY 2017 Airport Construction Fund. The purpose of this grant is for the Taxiway G Extension, Rehabilitation of Air Cargo Apron Phase 9, reconstruction of Taxiway G, and Runway Signage & Markings Re-designation. The City's ten percent (10%) local match will be \$868,888.00 and is available in the Airport Construction Fund. Total grant amount \$8,688,878.00. **(Approved by Operations and Finance Committees)**

3. **Public Hearing and Introductory Ordinance** amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Conditional Use Permit for offices on the North 92.6 feet of Lots 5 and 6, Block 369, Eastern Division, located 101 W. Locust Street; providing for publication and effective date.

Staff is not in support of the application and the Planning and Zoning Commission has no recommendation on the Conditional Use Permit. District IV

4. **Public Hearing and Introductory Ordinance** amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lots 1 through 8, Block 1015, Eastern Division, located at 2720 S. U.S. Highway 83, from R-2 (Multi-Family Residential 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 III

5. **Public Hearing** on the following proposed voluntary annexations:

Tract 1: 4G Investments, LLC Tract – 82.48 acres, more or less, located east of F.M 1472 and south of S.H. 255. Petitioner: 4G Investments, LLC. Eduardo A. Garza

Tract 2: Kansas City Southern Railway 359 Yard Tract – 54.20 acres, more or less, located east of E.G. Ranch Rd. and S.H. 359. Petitioner: The Texas Mexican Railway Company.

Tract 3: AFW Investments II, Ltd Tract – 20.34 acres, more or less, located

north of S.H. 359 and east of E.G. Ranch Rd. Petitioner: Patrick Farrell.

Tract 4: Cuauhtemoc Rodriguez Tract – 5.0 acres, more or less, located north of Del Mar Blvd. and east of Bob Bullock Loop (Loop 20). Petitioner: Cuauhtemoc Rodriguez

Tract 5: MOS Professional Building Inc. Tract – 7.61 acres, more or less, east of F.M 1472 and south of Pinto Valle Dr. Petitioner: Roberto P. Martinez Jr.

Tract 6: Reuthinger Living Trust Tract – 1,743.53 acres, more or less, west of I.H. 35 and north of Beltway Parkway. Petitioner: Hortense R. Offerle, Trustee

Tract 7: Carriers Tract: - 0.31 Acres, more or less, south of Carriers Dr. and east of Resource Dr. Petitioner: Subcarrier Communications, Inc.

(Recess)
(Press Availability)

VIII. INTRODUCTORY ORDINANCES

IX. FINAL READING OF ORDINANCES

6. **2016-O-144** Amending the City of Laredo Ordinance #2016-O-086, Chapter 31 (Utilities), Division 3 (Rates and Charges), Article III (Water), section 31-141 (Water Availability), specifically section 1. a. by decreasing the square footage from 6,000 to 4,500 square feet; 1. b. from minimum of 6,000 to 4,500 square feet and increasing the cost from \$500.00 to \$1,000.00; 1. c. by increasing the cost from \$750.00 to \$1,500.00 and 1. d. by increasing the cost from \$1,000.00 to \$2,000.00; modifying 2. a. by removing one-half and adding one-third acre-feet and increasing the cost from \$500.00 to \$1,000.00; 2. b. by increasing the cost from \$500.00 to \$1,500.00 and 2. c. by increasing the cost from \$500.00 to \$1,500.00. Modifying (b) 2. for connection charges by adding a multifamily charge of \$200.00 per unit per meter and moving the current (b) 2. to (b) 3, providing for publication and an effective date.
7. **2016-O-147** Authorizing the City Manager to accept and enter into contract with the Health and Human Services Commission (HHSC), amending the FY 2015-2016 budget by appropriating additional revenues and expenditures in the amount of \$85,500.00, and amending the FY 2015-2016 Full Time Equivalent (FTE) listing by adding one (1) Medical Office Assistant II, R30.

This project will further support the City of Laredo Health Department (CLHD) to provide womens health preventive services and family planning for the term period from August 1, 2016 through August 31, 2017 and can be renewed for up to two (2) years pending funding availability.

8. **2016-O-148** Authorizing the City Manager to accept the continuation contract with Texas A&M International University (TAMIU) and amending the FY 2015-2016 budget by appropriating additional revenues and expenditures in the amount of \$483,181.00. Funding is from Methodist Health Care Ministries through TAMIU, and will allow us to continue to provide early detection health care services for diabetes and to integrate behavioral health screenings. The project is called *Sí Texas – Juntos For Better Health* Program and has several partners (TAMIU, Methodist Healthcare Ministries, Border Region Behavioral Health, Holding Institute, AHEC, SCAN and Gateway Community Health Center). The term period is from May 1, 2016 through April 30, 2017 and may be extended for another four (4) years contingent on funding availability.
9. **2016-O-149** Amending the Laredo Land Development Code of the City of Laredo by revising Article IV, Section 24.65.0, General Supplemental;Provisions, (a) Residential, to prohibit trucks and certain trailers from parking in an R-2, R-3, RSM, and RS Zoning District; providing for publication and effective date.
10. **2016-O-150** amending the Zoning Ordinance (Map) of the City of Laredo by rezoning .6342 acres as further described by metes and bounds in attached Exhibit "A", located at South of Soria Drive and West of Ejido Avenue, from R-3 (Mixed Residential District) to B-1 (Limited Commercial District); providing for publication and effective date.
ZC-70-2016

District I

11. **2016-O-151** amending the Zoning Ordinance (Map) of the City of Laredo by rezoning approximately 19.41 acres, as further described by metes and bounds in attached Exhibit "A", located at south of Soria Drive and West of Ejido Avenue, from R-3 (Mixed Residential District) to R-1MH (Single Family Manufactured Housing District); providing for publication and effective date.
ZC-71-2016

District I

12. **2016-O-153** Amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Special Use Permit for a Tattoo Shop on Lot 1, Block 5, Del Mar Village Subdivision, located at 120 W. Village Blvd., Suite 107; providing for publication and effective date.
13. **2016-O-152** amending the Zoning Ordinance (Map) of the City of Laredo by rezoning approximately 8.0 acres, as further described by metes and bounds in attached Exhibit "A", located south of Wormser Road, and east of La Terraza, from R-1A (Single Family Reduced Area District) to R-1B (Single Family High Density District); providing for publication and effective date.
ZC-69-2016

District I
14. **2016-O-155** Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning all of Block(s) 1877 and 1878 and the 15,432.35 sq. ft. north of Block 1878 and south of Block 1877, located at 3000 Jaime Zapata Memorial Hwy., from B-1 (Limited Commercial District) to B-3 (Community Business District); providing for publication and effective date.
15. **2016-O-156** Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lots 1, 8, west 1/3 of Lot 2 and west 1/3 of Lot 7, Block 9, Eastern Division, located at 601 Market St., from B-3 (Community Business District) to B-4 (Highway Commercial District); providing for publication and effective date.
16. **2016-O-157** An Ordinance of the City of Laredo, Texas, entitled the Joey Muñoz Safe Passage Ordinance, adding a new section to Article VI, "Operation," Division 2, "Miscellaneous Driving Rules," of Chapter 19, "Motor Vehicles and Traffic," of the Laredo Code of Ordinances, relating to restrictions on operating a motor vehicle near vulnerable road users, and creating an offense.

17. **2016-O-158** Authorizing the City Manager to execute a revocable license agreement for non-federal use of real property (GS-07B-99215) between the City of Laredo and the United States General Services Administration (GSA) for the purpose of allowing the City of Laredo Bridge Department to use, repair and maintain a dedicated Automatic Vehicle Identification (AVI) lane with toll collection booth for non-commercial customers to use when traveling southbound into Mexico at the Juarez/Lincoln Bridge. The term of the license agreement is for five (5) years beginning on September 20, 2016 to September 19, 2021.
18. **2016-O-159** An Ordinance of the City of Laredo amending Code of Ordinances, Article IV, Bicycles and Play Vehicles, Division 2, Bicycle License, to repeal the requirement of a City issued license before a person may ride or propel a bicycle on any street or public highway.

X. RESOLUTIONS

19. **2016-R-123** Authorizing the City Manager to enter into and execute a Memorandum of Understanding between the City of Laredo and Laredo Crime Stoppers Inc. for the purpose of forming a partnership and collaborate to continue with the mission of crime reduction through anonymous tips/information from the public.
20. **2016-R-124** Authorizing the City Manager to enter into and execute a Memorandum of Understanding, attached here to as exhibit A, between the South Texas Development Council ("STDC") and the City of Laredo for the management of the South Texas Regional Interoperable 25 VHF Radio Communications Trunked System and Advance System key for a one (1) year term beginning October 1, 2016 at an annual fee of \$43,000.00; payable quarterly in four equal payments of \$10,750.00.

XI. MOTIONS

21. Authorizing the City Manager to approve an LED pylon signage grant in accordance with the executed Economic Development Performance and Program Grant approved by City Council on September 2, 2014 through Resolution 2014-R-092 between the City of Laredo and the El Portal Center, (EPC) L.L.C., an Illinois Limited Liability Company. Said grant represents fifty percent (50%) of the actual cost of the sign for an estimated amount of \$404,947.00 with remaining 50% (\$404,947.00) to be paid by EPC. The proposed 30' x 48' sign will include a 20' x 48' double face LED sign, 80' in

height and will be located on City of Laredo property at 700 Zaragoza Street, lots 1-3 & W of 4, of block 17, Western Division. Funding is available in the Hotel/Motel Fund.

22. Consideration to approve the award of the CDBG Sidewalk Project District VII (12 Blocks) in the amount of \$171,361.50 to ALC Construction, Inc., Laredo, Texas. Funding is available in the CDBG 40th Action year/2014 Grant.

XII. CONSENT AGENDA

All of the following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Council Member.

XII (a) RESOLUTIONS

23. **2016-R-117** Accepting the conveyance of the following twenty (20) foot Public Utility and Utility Access Easement, for the right to install, construct, reconstruct, repair and perpetually maintain a 16" water line from:

Santa Fe Webb, LLC, By: David O. Garza, President - Utility easement as follows:

A tract of land containing 0.1289 acres, more or less out of Porcion 33 Abstract No. 3084 in Laredo, Webb County, Texas, a copy of which conveyance is attached as Exhibit A and depicted in Exhibit B:

And directing that said Easement be filed of record in official property records of Webb County, Texas.

24. **2016-R-118** Authorizing City Manager to accept a grant award in the amount of \$105,730.00 from the Texas Department of Transportation for Enforcement of Comprehensive Selective Traffic Enforcement Program. The City of Laredo will be required to match \$47,733.20 for the total grant amount of \$153,463.20. The grant period will begin October 1, 2016 and runs through September 30, 2017. This grant is for overtime salaries.

25. **2016-R-119** Authorizing City Manager to accept a grant in the amount of \$86,925.00 from the Texas Department of Transportation for Enforcement of Commercial Motor Vehicle Selective Traffic Enforcement Program. The City of Laredo will be required to provide a match in the amount of \$29,103.00 for a total amount of \$116,028.00. This grant is for overtime salaries. The grant period will begin October 1, 2016 and runs through September 30, 2017.
26. **2016-R-120** Authorizing the City Manager to accept a donation from the Jessie Frances Neal Foundation in the amount of \$10,000.00. Funds are restricted and will be used to purchase books for the Joe A. Guerra Laredo Public Library.
27. **2016-R-121** Authorizing the City Manager to accept and enter into contract with the Department of State Health Services (DSHS) in the amount of \$159,171.00 with program income in the amount of \$35,155.00 for the continuation of the City of Laredo Health Department Primary Health Care Program to provide preventive care for low income and uninsured persons for the term period from September 1, 2016 through August 31, 2017.

XII (b) MOTIONS

28. Authorizing the City Manger to amend the City of Laredo 2015 One Year Action Plan for the purpose of reprogramming Community Development Block Grant (CDBG) funds totaling \$356,000.00 for the Santo Nino Community Center Rehabilitation Phase II project. It is proposed that the newly created project will be funded through the use of funds from the cancelled "Acquisition of Residential Lots for Homebuyers" activity from the 41st Action Year. The scope of rehabilitation work to this City owned building will include: design/engineering, testing, demolition, paving, landscaping, irrigation, concrete, masonry, carpentry, plumbing, and electrical work, roofing, windows and door replacement, flooring, air conditioning, ADA accessibility and other amenities as deemed necessary.
29. Authorizing and advancing funding to the Laredo Urban Transportation Study - Metropolitan Planning Organization (LUTS - MPO) in the amount not to exceed \$97,000.00 for payment of CDM Smith, Inc. consulting services for the development of the 2013-2045 Travel Demand Model which said sums are 100% reimbursable from federal funds supplied to the M.P.O. as per the fiscal agreement between the City and the MPO. Funding is available in the General Fund - Planning MPO Grant.

30. Consideration to award purchase contract FY16-073 to Elliott Electric Supply, Pearsall, Texas, in an amount up of \$57,649.25 for the purchase of electrical supplies to repair and replace existing lights at Bridge # 1. Elliott Electric Supply is the sole bidder for FY16-073. There are no terms or extensions provided for FY16-073. Funding for this purchase is available in the Laredo Bridge System Construction Fund.
31. Consideration to renew service contract number FY14-085 with WCD Enterprises, Scottsdale, Arizona, in an amount up to \$56,700.00 for landscaping and maintenance services for the North Laredo & Zacate Creek Wastewater Treatment Plants, and Vidal Cantu Boulevard. The vendor shall provide all the labor, supervision, equipment, and materials needed for the mowing, collection of trash and debris, collection of rubbish, the cutting and trimming of all trees and vegetation along fence lines and the removal of any foreign waste materials. There will be no price increase during this extension period. 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 second of six extension periods. Funding is available in the Water and Sewer Fund.
32. Consideration to award annual supply contract number FY16-072 to the following low bidders:
- 1) Site-One Landscape Supply, San Antonio, Texas in an amount of up to \$ 20,000.00;
 - 2) Nery Enriquez Trucking, El Campo, Texas, in an amount of up to \$ 40,000.00;
 - 3) ALC Construction, Laredo, Texas in an amount of up to \$ 15,000.00;
- for the purchase of plants, trees, grass, and associated landscape materials required for all Parks & Leisure projects. The term of this contract shall be for a period of one (1) year beginning as of the date of its execution. This contract has six extension periods upon mutual agreement. All materials are purchased on an as needed basis and funding is available in the Parks & Leisure Department Fund.
33. Authorizing City Manager to award and execute the construction contract to the lowest bidder Romo Contractors, LLC., Laredo, Texas in the amount of \$168,490.00 for the construction of Masonry Wall for Utilities Fleet Parking Facility. Construction time is ninety (90) working days for final completion. Funding is available in the 2014 Water Revenue Bond and 2011 Sewer Revenue Bond.

34. Authorizing City Manager to award and execute the construction contract to the lowest bidder, Pepper-Lawson Waterworks, LLC., Texas in the amount of \$22,105,000.00 for the South Laredo Wastewater Treatment Plant 12 MGD to 18 MGD Expansion Project, pending the approval of Texas Water Development Board (TWDB). Construction time is seven hundred seventy five (775) calendar days for final completion. Funding is available in the 2012 Sewer Revenue Bond - TWDB and 2015B Sewer Revenue Bond - TWDB.

END OF CONSENT AGENDA

XIII. STAFF REPORTS

35. Discussion with possible action to consider a request for a fourth extension of Injury Leave with pay in accordance with 143.073 (b) of the Texas Local Government Code for Patrol Officer Jose Cisneros.

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. RECESS AS THE LAREDO CITY COUNCIL AND CONVENE AS THE LAREDO MASS TRANSIT BOARD

36. **2016-RT-08** Ratifying the September 19, 2016 acceptance and execution of the Texas Department of Transportation (TxDOT) State Urban Grant No. STATE-U-2016-LAREDO-00108 PGA for fiscal year 2017 in the amount of \$576,518.00 to be use for Preventative Maintenance for the City of Laredo Transit Department.
37. **2016-RT-09** Ratifying the September 19, 2016 acceptance and execution of a grant application and related documents including contract agreement(s) for the amount of \$247,845.00 to the Federal Transit Administration (FTA) for Fiscal Years 2014 and 2015 Section 5310 (Map-21) Grant Program for Enhanced Mobility of Seniors and Individuals with Disabilities. These funds

will be for Capital and Program Administration for the Laredo Transit Management. Grant funds will also be for the purchase of Rolling Stock and Operating Assistance for the 5310 transportation provider.

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

GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

38.

A. Request by Mayor Pete Saenz

1. Review with possible action of procurement and payment processes and policies covering City transactions in the amounts of \$50,000.00 or less, and other related matters.

B. Request by Council Member Alejandro "Alex" Perez

1. Discussion with possible action to direct staff to take the necessary steps to acquire/obtain a private street known as 100 Asturias Avenue in the Santa Rita Subdivision. **(Co-Sponsored by Mayor Pro-Tempore Juan Narvaez)**

C. Request by Council Member Roque Vela, Jr.

1. Discussion with possible action on the presentation by the Emergency Assistance Team (EAT).
2. Discussion regarding the availability of water line insurance provided by Homeshare USA covering connecting waterlines between individual meters and frontage property lines.

XVII. ADJOURN

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, September 28, 2016 at 6:00 p.m.



FOR:

Heberto "Beto" L. Ramirez
Acting City Secretary

RECEIVED

2016 SEP 28 PM 5:52