CITY OF LAREDO

RECOGNITION AND COMMUNICATION NOTICE
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
October 16, 2017
5:00 P.M.

The Mayor will be presenting the following:

1. Recognizing the Customs and Border Protection executive staff at the Laredo Port and Entry and Field Operations for their truly exemplary leadership during a critical time for the Port of Laredo. They made giant strides in solidarity with their Mexican counterparts and all of the stakeholders in the trade and international commerce industry in response to the May 21st storm event that severely affected the infrastructure and operations at World Trade Bridge on both sides of the border. Their quick action to restore Laredo's and Nuevo Laredo's trade handling operations, instituting immediate lines of communication and problem solving is to be commended. We applaud their recent work and look forward to a continued strong working relationship.

2. Invitation to the 4th Annual Derek R. Trevino Memorial SK8 Comp & Awareness Event scheduled for Saturday, October 21, 2017.

3. Invitation by H-E-B on the 29th Annual "Feast of Sharing" Thanksgiving Dinner scheduled for Saturday, November 4, 2017 from 11:00 a.m. to 3:00 p.m.

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CITY OF LAREDO

CITY COUNCIL MEETING

A-2017-R-17
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
October 16, 2017
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 Jose A. Valdez Jr., 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. MOMENT OF SILENCE

IV. ROLL CALL

V. MINUTES

Approval of the minutes of October 2, 2017

VI. COMMUNICATIONS

a. Presentation on the City's HB5 Summer Internship Pilot Project Outcome Report, a Praesel Consulting Project under the Coalition for Apprenticeship Partners in Economic Development CAPED, which works with local agencies to streamline Governor's Tri-Agency efforts between Texas Education Agency, Texas Higher Education Coordinating Board, Texas Workforce Commission and their respective counterparts – a fully integrated system in order to accomplish a more efficient education system leading into sustainable regional careers pathways.

b. Presentation of interim report by Mercy Building Ad-Hoc Committee Chair, Louie LaVaude.

VII. VETERAN RECOGNITION

a. Honoring Mr. James R. Rendon, for his service as a member of the United States Marine Corps and recognizing his distinguished service to our Country.

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.

VIII. APPOINTMENTS TO COMMISSIONS, BOARDS AND COMMITTEES

1. Appointment by Council Member George Altgelt of Enrique S. Valdez to the Secondary Water Source Commission.

IX. PUBLIC HEARINGS

1. **Public Hearing** for the voluntary annexation of two (2) tracts of land:

   Tract 1: Mario Palos Garza Tract – 53.53 acres, more or less, located east of F.M 1472 and south of Pinto Valle Dr. Petitioner: Mario Palos Garza.

   Tract 2: 501 Imperial Partners LP Tract – 35.84 acres, more or less, located east of F.M. 1472 and south of Pinto Valle Dr. Petitioner: Peua Consulting LLC – Oscar Castillo.

2. **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 Lots 1, 2, and 3, Block 3, Khaledi Heights Subdivision, located at 3910 E Del Mar Blvd., Unit 3, Suites 306 & 307; providing for publication and effective date.

   Staff is in support of this application and Planning & Zoning Commission recommends approval of the Special Use Permit.
   ZC-76-2017

   District VI

3. **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 Lots 1, 2, and 3, Block 3, Khaledi Heights Subdivision, located at 3910 E Del Mar Blvd., Unit 3, Suite 304; providing for publication and effective date.

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

ZC-80-2017

District VI

4. **Public Hearing and Introductory Ordinance** amending the Zoning Ordinance (Map) of the City of Laredo by rezoning approximately 4.6907 acres, as further described by metes and bounds in attached Exhibit "A", located North of Pita Mangana Rd. and west of Exodus Dr., from B-1 (Limited Business District) to R-1A (Single Family Reduced Area District).
ZC-77-2017

Staff does not support the application and the Planning and Zoning Commission recommends approval of the Zone Change.
District I

5. **Public Hearing and Introductory Ordinance** amending the Zoning Ordinance (Map) of the City of Laredo by rezoning approximately 8.8577 acres, as further described by metes and bounds in attached Exhibit "A", from R-1 (Single Family Residential District) to M-1 (Light Manufacturing District).
ZC-78-2017

Staff does not support the application and the Planning and Zoning Commission recommends approval of the Zone Change.
District II

6. **Public Hearing and Introductory Ordinance** amending Chapter 14, Garbage, Trash and Refuse, Article II- Rates for Garbage and Refuse Collection and Landfill Operations Section 14-9 by adding Section 14-9 (m) authorizing and adding fees for the collection of brush exceeding the size set forth in chapter 14 section 14-2 (d); authorizing the charging of fees for the collection of debris; authorizing the charging of fees for the collection of bulky items; providing for severability and providing an effective date.

(Recess)
(Press Availability)

X. SECOND PUBLIC HEARING

7. **Second Public Hearing** for the voluntary annexation of two (2) tracts of land:

Tract 1: Mario Palos Garza Tract – 53.53 acres, more or less, located east of F.M 1472 and south of Pinto Valle Dr. Petitioner: Mario Palos Garza.

Tract 2: 501 Imperial Partners LP Tract – 35.84 acres, more or less, located east of F.M. 1472 and south of Pinto Valle Dr. Petitioner: Peua Consulting LLC – Oscar Castillo.

XI. INTRODUCTORY ORDINANCES

8. Authorizing the City Manager to grant a Bridge License Extension, attached hereto as Exhibit A, to the License Agreement by and between The City of Laredo, Texas and AT&T Corp., a New York Corporation, hereinafter designated as "Licensee," dated July 2, 2012, attached hereto as Exhibit B, for the use of one (1) innerduct in the Juarez Lincoln Bridge and 555.5 linear feet of right-of-way; and providing an effective date.

1. Term of the License Extension shall be for five (5) years commencing on September 30, 2017 and terminating on September 30, 2022.

2. Annual duct fee shall be $27,691.20 and will increase by five percent (5%) every year the License Extension is in place. In addition to the duct fee, Licensee shall pay a $9.77 linear foot right-of-way fee, and will increase by five percent (5%) every year.

XII. FIRST AND FINAL READING OF ORDINANCES

9. **2017-O-146** Discuss and approve an ordinance authorizing the issuance, sale and delivery of approximately $17,500,000.00 of "City Of Laredo, Texas Combination Tax And Revenue Certificates Of Obligation, Series 2017" for paying all or a portion of the city's contractual obligations incurred for the purpose of

(1) planning, constructing, improving and repairing city streets and sidewalks, together with right-of-ways acquisition, and drainage, traffic and street signalization, street lighting, railroad crossing and lighting improvements;

(2) constructing, renovating and improving city-owned buildings and parking lots;

(3) acquiring municipal equipment and municipal vehicles for various city departments, to wit: city administration, health and welfare department, engineering department, parks and leisure department, public safety department, and public works department;

(4) acquiring, constructing and improving municipal parks and recreational facilities;

(5) purchasing land near or adjacent to the Rio Grande River for recreational, environmental or drainage projects; and

(6) paying legal, fiscal, and engineering fees in connection with such projects; securing the payment thereof by authorizing the levy of an annual ad valorem tax; approving and authorizing the execution of all instruments and procedures related thereto including a paying agent/registrar agreement and a purchase contract; approving the form of an official statement; delegating to certain city officials the authority to approve all final terms of the certificates of obligation; authorizing amendment to the city's budget to appropriate such proceeds for purposes authorized herein; and declaring an effective date.

[THIS ITEM WILL BE DEFFERED FOR FUTURE CONSIDERATION BY THE CITY COUNCIL ON MONDAY, NOVEMBER 6, 2017]

XIII. FINAL READING OF ORDINANCES

10. **2017-O-151** Amending the City of Laredo FY 2018 Airport Construction Fund Budget to accept and appropriate revenues from a grant received from the Federal Aviation Administration Airport Improvement Program being Grant Project No. 3-48-0136-84-2017 in the amount of $5,796,502.00 to Widen Taxiway E, Rehabilitate Cargo Apron, Phase 10; Rehabilitate Cargo Apron, Phase 11 (Design); Install Guidance Signs; and appropriating said grant revenue and local match to the appropriate expenditure accounts and authorizing the City Manager to implement said budget amendment. The City's required local match in the amount of $644,056.00 (10%) is available in the Airport Construction Fund Budget to provide local match for FAA Grant No. 84. Total grant budget, including local match totals $6,440,558.00.

11. **2017-O-152** Authorizing the City Manager to execute all documents for the purchase of the "Surface Only" of 8402 Forest Loop, legally described as lot 11, Block 1 Meadowlands Subdivision, Unit 1, a Subdivision situated in the City of Laredo, as per Plat recorded in Volume 14, Page 30, Webb County Plat Records, for the appraised market value of $189,000.00 plus closing costs, from Ricardo and Esperanza Castillo. This property is being purchased to alleviate drainage issues and flooding concerns in the area. Funding is available in the Environmental Services Fund 2016A C.O.

XIV. 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.

XIV (a) RESOLUTIONS

12. **2017-R-114** Authorizing the City Manager to enter into and execute a Memorandum of Understanding, attached hereto as Exhibit A, between the South Texas Development Council ("STDC") and the City of Laredo for the management of the South Texas Regional Interoperable P-25 VHF Radio Communication Trunked System and advance system key for a one (1) year term beginning October 1, 2017 at an annual fee of $40,000.00; payable quarterly in four equal payments of $10,000.00.

13. **2017-R-118** Authorizing the City Manager to enter into contract with Coastal Bend Wellness Foundation (CBWF) in the amount of $10,000.00 for the City of Laredo Health Department, US Department of Health and Human Services Health Resources Services Administration, and Special Projects of National Significance (SPNS) Ryan White Part D Social Media Initiative to increase awareness on HIV/STI prevention especially for women and children; Wellness Web for the term from September 1, 2017 through August 31, 2018.

14. **2017-R-119** Authorizing fee waivers and a tax abatement agreement between the City of Laredo and Frank Group Ltd. for the commercial property located at 920 Iturbide St. being Lot 10, Block 33 Western Division. The proposed commercial property eligible for property tax abatement include rehabilitation of the existing structure of approximately 6,105 sq. ft. in the total amount of $268,035.00 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 ten (10) year period and will consist of an estimated annual tax abatement total of $1,707.38 and estimated total fee waivers of $1,750.00 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.

15. **2017-R-121** Supporting the City of Laredo's participation in the South Texas Development Council; authorizing payment of $36,255.84 for the City's Membership Assessment for the period covering October 1, 2017 to September 30, 2018; and confirming the appointment of representatives from the City of Laredo to serve on the Board of Directors of the South Texas Development Council. Funding is available in the General Fund.

XIV (b) MOTIONS

16. Authorizing the City Manager to ratify the payment of $30,575.21 to the Firm of Denton Navarro Rocha Bernal & Zech for past legal services in Cause No. 2016CVF003042-D3 styled *Laredo Jet Center L.L.C. v. City of Laredo*. The City has paid $49,668.56 to the firm to date in defense of this claim, for a total of $80,243.77. Funding is available in the Airport Fund.

17. Authorizing the City Manager to ratify the payment of $112,082.96 to the Firm of Greenberg Traurig, L.L.P. for past legal invoices and to authorize final payment for work related to the Petition for Review pending Oral Argument with the Texas Supreme Court in Case No. 16-0748 styled *City of Laredo v. Laredo Merchants Association*. Funding is available in General Fund.

18. Consideration for approval to award a professional services contract to Sepulveda Associates Architects, Inc. Laredo, Texas in the amount of $57,580.00 for design and preparation of plans and specifications in support of the Fernando Salinas Elderly Rental Project located at 1803 and 1806 Juarez Ave. Funding for design is available in the Laredo Municipal Housing Fund.

19. Consideration for approval to award a construction contract to the lowest bidder ALC Construction, Inc., Laredo, Texas, in the base bid amount of $74,980.00 for the CDBG Sidewalk Project District II (12 City- Blocks) with a construction contract time of ninety (90) calendar days; and authorizing the City Manager to execute all related contract documents contingent upon receipt and approval of insurance and bond documents. Completion date for the project is scheduled for January 2018. Funding is available in the CDBG 42 nd Action Year Grant.

20. Consideration for approval to award a construction contract to the lowest responsible bidder Reim Construction, Inc., Mission, Texas, in the base bid amount of $259,250.00 for the Laredo International Airport Runway Re-Designation with a construction contract time of forty-five (45) calendar days; and authorizing the City Manager to execute all related contract documents contingent upon receipt and approval of insurance and bond documents. Completion date for project is scheduled for December 2017. Funding is available in the Airport Construction Fund FAA Grant No. 84, 90% is paid by Federal and 10% by local funding. Contingent on adoption of Final Reading **2017-O-151** (#10).

21. Consideration for approval to award a construction contract to the sole bidder Reim Construction, Inc., Mission, Texas, in the amount of $4,961,170.90 (which includes base bid schedule I, base bid schedule II, alternate no. 1 and alternate no. 2) for the Laredo International Airport Taxiway E Widening and General Aviation Apron Phase 10 Reconstruction with a construction contract time of two hundred seventy (270) calendar days; and authorizing the City Manager to execute all related contract documents contingent upon receipt and approval of insurance and bond documents. Completion date for project is scheduled for July 2018. Funding is available in the Airport Construction Fund FAA Grant No. 84, 90% is paid by Federal and 10% by local funding. Contingent on adoption of Final Reading **2017-O-151** (#10).

22. Consideration to renew the existing annual service contract FY14-007 for the purchase of Original Equipment Manufacturer (OEM) parts/service for the City's Caterpillar heavy equipment currently awarded to Holt CAT, Laredo, Texas, in an amount up to $406,250.00. The term of this contract shall be for a period of one (1) year beginning as of the date of its execution. All parts will be secured on an as needed basis. Holt CAT is requesting a price increase on the mileage rates due to an increase in fuel pricing. This is the last extension period for this contract. Funding is available in the Fleet Management Fund.

23. Authorizing the City Manager to accept the ranking, as scored by City staff, of Statements of Qualifications for the Council Districts 3 & 4 Master Plan.

24. Authorizing the City Manager to enter into a one-year service agreement with Superion Public Sector, Lake Mary FL, for $168,407.65. The service agreement is for software enhancements and maintenance on the financial applications residing on the City's IBM iSeries computer system for the period of October 1, 2017 through September 30, 2018. Funding is available in the Information Technology Fund.

25. Approving monthly adjustments to the tax roll. The amounts to be adjusted for the month of September 2017, represent a decrease of $22,223.34. These adjustments are determined by the Webb County Appraisal District and by court orders.

26. Consideration to authorize the installation of five (5) speed humps on Eastwoods Subdivision: O'kane St., between Newport Ave. and Ejido Ave.; Lyon St., between Newport Ave. and Concord Ave.; and Newport Ave., between Lyon St. and Kingston Ln., under the Special Provision of the Speed Hump Installation Policy, and to authorize the use of asphalt type speed humps, instead of a speed cushions, which is currently required under the Policy. Funding is available in the 2016 CO District IV Priority Fund in the amount of $10,000.00.

27. Consideration to authorize the installation of one (1) speed hump on Burnet Dr., between Emory Lp. and Shasta Dr., under the Special Provision of the Speed Hump Installation Policy and to authorize the use of asphalt type speed hump, instead of a speed cushions, which is currently required under the Policy. Funding is available in the 2016 CO District II Priority Fund in the amount of $2,000.00.

28. Consideration to authorize the installation of thirteen (13) speed humps along Maguey Dr., Camelia Dr., Esperanza Dr. and Huisache Dr. between Granada Circle and Sage Dr., , under the Special Provision of the Speed Hump Installation Policy, and to authorize the use of asphalt type speed humps, instead of a speed cushions, which is currently required under the Policy. Funding is available in District VII Priority Fund in the amount of $26,000.00.

29. Ratification of incurred in-house Sombretillo Lift Station Project change order number 3 on the rental of specialized heavy equipment from RDO Equipment in the amount not to exceed $33,874.75 to pay the final invoice, the total amount of the contract will be $223,707.17 . Funding is available in the 2011 Sewer Revenue Bond.

END OF CONSENT AGENDA

XV. STAFF REPORTS

30. Discussion with possible action on ongoing audits and/or irregularities identified by the Internal Auditor including the potential assignment of other and/or additional auditing duties; and any other matters incident thereto.

31. Discussion with possible action to consider a first request for an extension of Injury Leave with pay in accordance with 143.073 (b) of the Texas Local Government Code for Patrol Officer Jose F. Morales.

32. Discussion with possible action relating to Council Member Vidal Rodriguez and District II under City of Laredo Home-Rule City Charter Section 2.04(B) based on the disposition of matters in Case 2016CRB001500L1 2985 in County Court at Law #1, Webb County Texas.

XVI. EXECUTIVE SESSION

The Council reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any posted agenda item when authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), and/or 551.086 (Economic Development). Following closed session, the open meeting will reconvene at which time action, if any, may be taken.

33. Request for Executive Session pursuant to Texas Government Code Section 551.071 to consult with attorney on contemplated litigation related to the property located at 1806 Barrios Street; and return to open session for possible action.

34. Request for Executive Session pursuant to Texas Government Code Section 551.071 to consult with attorney on contemplated litigation related to the property located at 317 West Maple Loop; and return to open session for possible action.

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

35. Motion to waive Bus Fare collections to and from the 29th HEB Annual "Feast of Sharing" Thanksgiving Dinner on Saturday, November 04, 2017, in partnership with the City of Laredo and El Metro. Transportation Service for attendees will start at the Laredo Transit Center, 1301 Farragut St. to the Laredo Energy Arena 6700 Arena Boulevard and return. H-E-B will cover 50% of the day's operating cost for Route 11 Gustavus / LEA in the amount of $4,100.00.

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

GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

36.

A. **Request by Mayor Pete Saenz**

1. Discussion with possible action on status of submission of $96 Million Infrastructure For Rebuilding America (INFRA) Grant Application on I-69 and I-35 Bundle Project to US Department of Transportation.

B. **Request by Council Member George Altgelt**

1. Discussion and possible action regarding an emergency water source and presentation by the RGISC.

2. Discussion and possible action regarding the Nuevo Laredo sewage treatment issues.

C. **Request by Council Member Roberto Balli**

1. Discussion with possible action regarding lighting, security cameras, crosswalks and street improvements surrounding the "Four Corners" known as Park Street, Garden Street, Santa Maria Ave. and San Bernardo.

D. **Request by Council Member Vidal Rodriguez**

1. Discussion with possible action regarding the Public Right-of-Way ordinance as it relates to permit requirements for residential driveways, sidewalks and any other items incident thereto.

2. Discussion with possible action to amend the 2001-2002 Second Edition (updated 2011), Priority Procedures for the Mayor and City Council, Priority II., Council Meetings, Sec. III., D. I to amend the number of agenda items placed by the Mayor or by a Council Member from four (4) to three (3), and any items incident thereto.

E. **Request by Mayor Pro-Tempore Alejandro "Alex" Perez**

1. Discussion with possible action on design and placement of a possible Public Art Piece on the corner of North Milmo and Guadalupe. (Property recently agreed upon by Council on previous Council Meeting)

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

1. Discussion with possible action on the street name change at United High School freshman campus from Hillcroft Street to Longhorn Avenue.

2. Discussion with possible action regarding crosswalk signs and painted walk crossing at International Blvd and Juan Escutia and possibly lights too.

3. Discussion with possible action regarding naming the new water tower in front of United High School across of International Blvd.

XIX. 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, October 11, 2017 at 7:25 p.m.

Jose A. Valdez, Jr.
City Secretary

RECEIVED
2017 OCT 11 PM 7:07
CITY SECRETARY'S OFFICE