

CITY OF LAREDO CITY COUNCIL MEETING

A-2019-R-18

**CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040**

November 4, 2019

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

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. 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. RECOGNITION

1. Honoring Veteran of the Month Juan Alejandro as a member of both the United States Marine Corps and the U.S. Army National Guard and recognizing his distinguished service to our country.

VII. INVITATION

1. Presentation by Dr. Hector Farias on the Tomas Sanchez De La Barreda Y Gallardo Celebration of his Life-244th Anniversary scheduled on Tuesday, January 21, 2020 at San Agustin Plaza at 9:00 a.m and to request for City participation on this event.

VIII. APPOINTMENTS TO COMMISSIONS, BOARDS AND COMMITTEES

IX. PUBLIC HEARINGS

1. **Public Hearing and Introductory Ordinance** ratifying the execution of a contract amendment from the Health and Human Services Commission (HHSC) in the amount of \$5,891,111.00 for the City of Laredo Health Department (CLHD) Women, Infants and Children (WIC) Program to continue to provide nutrition education and food supplemental services to women and children with nutrition and health risks for the term from October 1, 2019 through September 30, 2020.
2. **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 abatements; establishing the boundaries thereof and other matters relating thereto; declaring findings of fact; providing for severability; and providing for an effective date of December 1, 2019.

(Recess)

(Press Availability)

X. INTRODUCTORY ORDINANCES

3. An Ordinance of the City of Laredo, Texas, amending Chapter 2, Article II, Division 3, Section 2-61(a) "Military Leave" to authorize differential pay for city employees in a reserve component called to active duty in support of a national emergency if the employee's military pay is less than the employee's city base pay; providing for a cumulative clause; providing a severability clause; and declaring an effective date.
4. An Ordinance of the City of Laredo, Texas, amending Chapter 2, Article II, Division 1, by adding a new Section 2-20 of the Code of Ordinances to establish the City of Laredo grants office as a division of the Economic Development Department; providing for a cumulative clause; providing a severability clause; and declaring an effective date.
5. An Ordinance of the City of Laredo, Texas, amending Chapter 6 "Animals and Fowl," of the Code of Ordinances, specifically Sections 6-1 "Definitions" and 6-61 "Keeping Restricted" allowing for a person to keep, harbor, house, corral or otherwise maintain pigs within the city limits pursuant to a special permit for bona fide educational purposes when sponsored by a licensed educational institution or authority; adding a new Section 6-69 providing for regulations pertaining to keeping of project animals, livestock or fowl by school children for educational purposes when sponsored by a licensed educational institution or authority; providing a severability clause; providing a savings clause; and providing an effective date.
6. Amending the City of Laredo Waterworks Construction Fund FY 2020 Annual Budget by appropriating fund balance and increasing the El Pico Water Treatment Plant account in the amount of \$2,531,707 to be used for repairs at El Pico Water Treatment Plant.

XI. FINAL READING OF ORDINANCES

7. **2019-O-184** Amending the Community Development Department FY 2019-2020 Full-Time Equivalent (FTE) Position Listing by creating one (1) additional position for an Administrative Assistant I at a total estimated cost of \$53,000.00 including benefits. Funding is available in the 45th Action Year Community Development Block Grant 2019 Fund.

8. **2019-O-185** Amending the Community Development's Laredo Municipal Housing division FY 2019-2020 Full-Time Equivalent (FTE) Position Listing by creating one (1) additional position for an Administrative Assistant I at a total estimated cost of \$53,000.00 including benefits. Funding is available in Laredo Municipal Housing Enterprise Fund.
9. **2019-O-186** Amending the Zoning Ordinance (Map) of the City of Laredo by authorizing the issuance of a Conditional Use Permit for a commercial Billboard on approximate .0137 acres out of Lot 1, Block 1, Trinity Plaza Subdivision, located at 1815 Shiloh Dr; providing for publication and effective date.

ZC-56-2019
District VI

10. **2019-O-187** Authorizing the Co-Interim City Manager's to execute all documents for the purchase of "Surface Only" for the following tracts of land; 1420 Houston Street legally described as Lots 1, 8, 9, 10 & W20' of 7 & W27.45' of 2 & E28.11' of N3.31' of 2 & N3.31' of 3, Block 126, Western Division, Laredo, Webb County, Texas in the Central Business District with owner of record Frank Group Properties Limited Partnership and 819 Santa Maria Avenue legally described as Lots 8, 9, and 10, Block 139, Western Division, Laredo, Webb County, Texas with owner of record Minimall of Laredo, Inc.; located at the NE corner of Houston Street and Santa Maria Avenue, in the negotiated amount of two million three hundred thousand and zero cents (\$2,300,000.00) from Julian Rotnofsky, General Partner of Las Plazas Laredo and Frank Group Properties Limited Partnership; for the purpose of the relocation of the Building Services department and Planning and Zoning departments to improve the efficiency and accessibility to promote optimal customer service to the daily customers; Funding is available in the 2016 Certificate of Obligation Taxable and Tax Exempt Bonds; and providing for an effective date.
11. **2019-O-188** Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning West One-Half of Lot 7, Block 355, Eastern Division, located at 417 East Frost St., from R-3 (Mixed Residential District) to B-1 (Limited Business District); providing for publication and effective date.

ZC-67-2019
District IV

12. **2019-O-190** Amending the Zoning Ordinance (Map) of the City of Laredo by repealing Ordinance 2018-O-077 and authorizing the issuance of a Special Use Permit for a Restaurant Serving Alcohol, on Lot 3, Block 1, Falcon Centre of McPherson, located at 7718 McPherson Rd. Suite 105 G; provided for publication and effective date.

**ZC-70-2019
District VI**

13. **2019-O-191** An Ordinance of the City of Laredo, Texas, authorizing a one-time waiver in the month of October of the minimum water charge for residential (\$10.52) and commercial (\$39.61) accounts of customers in the area affected by the water boil notice issued by the City of Laredo on September 28, 2019, more particularly described in Exhibit A, excluding fire hydrant, irrigation, and agriculture accounts; providing that this ordinance shall be cumulative; providing a severability clause; and declaring an effective date.

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.

BUILDING: STAFF SOURCE ARTURO GARCIA, ACTING BUILDING DIRECTOR

14. **2019-R-135** Authorizing and approving a fee waiver and a Tax Abatement Agreement between the City of Laredo and Nancy Martinez for a proposed project located at 3117 Garfield St, lot 8; block 26; western division that consists of a two (2) bedroom house, 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 abate taxes on new improvements for the purpose of economic development. The project has an estimated capital investment total of \$109,000.00, estimated annual tax abatement total of \$691.05 and estimated total fee waivers of \$3,067.00. Guidelines and criteria for the agreement are set forth in the attached agreement and information.

ENGINEERING: STAFF SOURCE RAMON E. CHAVEZ, CITY ENGINEER

15. Consideration for approval of the selection of consultant Able City, Laredo, Texas, for The Southern Hotel located at 1200 Matamoros and authorization to negotiate a professional services contract for project feasibility and readiness, project financial analysis and development, project development and implementation, design/engineering, financing and construction management for a multi-use, mixed income rental unit complex. A total of two (2) firms responded to the request for qualifications. No financial impact as this time.

ENVIRONMENTAL: STAFF SOURCE JOHN PORTER, ENVIRONMENTAL DIRECTOR

16. Consideration to award contract FY19-093 for the Chacon Creek Hike & Bike Trail Maintenance to low bidder Nick Benavides, Laredo, TX for an annual amount of \$68,988.00 per year. The term of this contract shall be for a period of one (1) year with the option to renew contract for one (1) additional one (1) year period. Funding for this contract is available in the Environmental Services Department Budget.

FINANCE: STAFF SOURCE JOSE F. CASTILLO, ACTING FINANCE DIRECTOR

17. Consideration to renew contract FY17-066 to Eye View Investigations & Security, Laredo, Texas, in the estimated annual amount of \$695,760.00 for providing city-wide security guard services at various municipal buildings/locations. The term of this contract renewal shall be for a period of two (2) years, subject to future appropriations, beginning November 2019. There is a 40 cents price increase request submitted by vendor for this extension period. Funding is available in the respective departmental budgets.

HEALTH: STAFF SOURCE DR. HECTOR GONZALEZ, HEALTH DIRECTOR

18. Authorizing the Co-Interim City Managers to accept a contract with Televero Health, Inc. for telemedicine psychiatric services with Televero's telehealth platform for the City of Laredo Health Department in the amount of \$46,000.00 for primary care, women's health and chronic disease services and in the amount of \$14,000.00 for HIV services for a total cumulative amount of \$60,000.00 for the term of October 1, 2019 through September 30, 2020, and may be renewed for another two (2) years, pending funding availability. Funding is available through the Health Department 1115 Waiver and Ryan White Part C Budget.

HUMAN RESOURCES: STAFF SOURCE MELINA BERMUDEZ, HUMAN RESOURCES DIRECTOR

19. Authorizing the Co-Interim City Managers to enter into a Work Experience/Subsidized Employment Worksite Agency Agreement with Workforce Solutions for South Texas for the Workforce Innovation and Opportunity Act program. The purpose of this program is to increase, for individuals with barriers to employment, access to and opportunities for employment, education, training and support services needed to succeed in the labor market. Eligible individuals would be placed at different City departments for a maximum of 12 weeks paid by Workforce Solutions for South Texas. There is no financial impact.
20. Authorizing the Co-Interim City Managers to enter into a Paid Work Experience Worksite Agreement with Workforce Solutions for South Texas, Vocational Rehabilitation Services (VR) to allow VR customers to be placed at City departments to complete short-term experience and gain skills that are transferrable to future long-term competitive integrated employment. Eligible individuals would be placed at different City departments for a maximum of 12 weeks (20 hours per week) paid by Workforce Solutions for South Texas, Vocational Rehabilitation Services (VR). There is no financial impact.
21. City Council confirmation of City employee's nominated member, Joe Barron to the Municipal Civil Service Commission, as per ordinance 2017-0-020.

INFORMATION SERVICES & TELECOMMUNICATION: STAFF SOURCE HOMERO VAZQUEZ-GARCIA, IST DIRECTOR

22. Authorizing the Co-Interim City Managers to enter into a one-year service agreement with Central Square Superior Public Sector, Lake Mary FL, for \$186,226.19. 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, 2019 through September 30, 2020. Funding is available in the Information Technology Fund.

MUNICIPAL COURT: STAFF SOURCE ANA CABALLERO-RODRIGUEZ, MUNICIPAL COURT CLERK

23. **2019-R-171** Resolution recognizing the importance of Municipal Courts, the rule of law, and the fair and impartial administration of justice; Recognition of Municipal Court Week November 4-8, 2019.
24. Authorizing the Co-Interim City Managers to renew the existing annual software maintenance agreements with Tyler Technologies, Inc. in the amount not to exceed \$66,761.91 and approve a new service agreement adding the Tyler Disaster Recovery Services in the amount of \$12,992.00, the Tyler Content Module in the amount of \$40,171.00, and the Online Record Search module in the amount of \$5,000.00 for a total of \$124,924.91. The annual software maintenance agreement begins October 1, 2019 and end September 30, 2020. Funding is available in the FY 2019-2020 Municipal Court Technology Fund budget.

PARKS & RECREATION: STAFF SOURCE JUAN J. GOMEZ, JR., ACTING PARKS & RECREATION DIRECTOR

25. Consideration to renew annual contract FY19-028 for the purchase of pool chemicals for the City's swimming pools/splash parks with Mayfield Pool Supply, Laredo, Texas, in an amount up to \$120,000.00. All pool chemicals 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 was no price increase during the last extension period. This is the first of three extension periods. Funding is available in the Parks & Recreation budget.

POLICE: STAFF SOURCE CLAUDIO TREVINO, CHIEF OF POLICE

26. **2019-R-164** Authorizing the Co-Interim City Managers to accept a grant in the amount of \$31,366.30 from the Office of the Governor, Criminal Justice Division (CJD), for funding the 2020 Justice Assistance Grant (JAG) for the period of October 01, 2019 through September 30, 2020. This funding will be used to equip members of the Laredo Police Department Traffic Unit with Panasonic Tough pads to improve efficiency and effectiveness during critical situations. Funding is available in the Special Police Fund.
27. **2019-R-170** Authorizing the Co-Interim City Managers to accept a supplemental grant in the amount of \$16,267.78 from the Office of the Governor's Homeland Security Grants Division (HSGD) for the purpose of funding the 2017 Operation Stonegarden Grant (OPSG). This funding will be used for overtime and fringe benefit expenses for dispatchers used for

Stonegarden Operations. No local match is required.

28. **2019-R-172** Authorizing the Co-Interim City Managers to submit a grant application in the amount of \$28,125.00 to the Firehouse Subs Public Safety Foundation. The funds will be utilized to provide Individual First Aid Kits (IFAKs) to officers to increase officer safety and lessen the chance of long-term serious injury during traumatic injury situations. There is no matching funds involved in the Firehouse Subs Public Safety Foundation grant program.

TAX: STAFF SOURCE DORA MALDONADO, TAX ASSESSOR COLLECTOR

29. **2019-R-169** Casting 934 votes for Council Member Vidal Rodriguez, the City of Laredo's candidate to the Webb County Appraisal District Board of Directors for the 2020-2021 Term as per Section 6.03 of the Texas Property Tax Code; and directing the City Secretary to transmit a copy of this resolution to the Chief Appraiser of the Webb County Appraisal District before December 15, 2019.

UTILITIES: STAFF SOURCE RIAZUL MIA, UTILITIES DIRECTOR

30. Consideration to approve the issuance of a purchase order by Co-Interim City Managers in the amount of \$340,694.00 to Precision Pump Systems, Edinburg, Texas utilizing buyboard contract #589-19 for two (2) emergency Gorman-Rupp 10 inch X 8 inch booster diesel pumps and two (2) Gorman-Rupp 140 HP submersible pumps for the El Pico Water Treatment Plant. Funding available in the Water Works Construction Operations Fund.
31. Authorizing the Co-Interim City Managers to award a professional engineering consultant services contract in the amount of \$119,700.00 to Plummer Associates, Inc. Austin, Texas for renewal of wastewater treatment plants (WWTP) permits, namely, South Laredo WWTP, Sombreretillo WWTP, Manadas WWTP, Columbia WWTP and Penitas WWTP, with Texas Commission on Environment Quality (TCEQ). Funding is available in the Sewer Construction Fund.
32. Authorizing the Co-Interim City Managers for the award of a construction contract to the lowest responsible bidder, Azar Services, Laredo, Texas in the amount of \$610,150.00 for the Unitec Wastewater Treatment Plant Concrete Staging Area Project. The contract time is one hundred (100) calendar days. Funding is available in the 2017 Sewer Revenue Bond.

33. Consideration to select the consultant and authorizing the Co-Interim City Managers to negotiate the contract for the Integrated Water Master Plan for the City of Laredo Utilities Department. There is no cost involved in this part of the Request for Qualification/selection of consultant process.

END OF CONSENT AGENDA

XIII. STAFF REPORTS

34. 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.

XIV. 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.

35. Request for Executive Session pursuant to Texas Government Code Section 551.071(1)(a) to consult with City Attorney in connection to possible litigation related to Valero Development Corporation involving a lease with the City of Laredo, and to return to open session for possible action.
36. Request for Executive Session pursuant to Texas Government Code Section 551.071 to consult with City Attorney in connection to the ongoing contract with 2L4L Baseball, LLC, and to return to open session for possible action.
37. Request for Executive Session pursuant to Texas Government Code Section 551.071(1)(a) to consult with City Attorney in connection to the amicus brief directed to be issued or joined by the City in support of the lawsuit filed by Rio Grande International Study Center and other individuals and entities challenging President Trump's National Emergency Declaration, and return to open session for possible action.

38. Request for Executive Session pursuant to Texas Local Government Code Section 551.072 to deliberate the value of real property pertaining to a potential purchase of property for a downtown parking lot for the Plaza Theater on 1101 Matamoras, lots 6-10, block 61, western division; and to return to open session for possible action.

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

39. Consideration to authorize the purchase of one (1) 35 ft. low-floor Compressed Natural Gas (CNG) bus in the amount of \$508,611.00 from Gillig L.L.C ("Gillig") Hayward, California, through a Virginia State Contract. Funding is available through the Transit Sales Tax Fund and the Federal Transit Administration (FTA) Section 5339 Bus and Bus Facilities grant # TX-2019-057-00 in the amount of \$401,862.00 with local match in the amount of \$70,917.00 (15%). The remaining balance of \$35,832.00 will be covered with Transit Sales Tax Fund.

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

40. **GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS**

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

1. Discussion with possible action on the status of the sports complex, and any matters incident thereto.

B. **Request by Council Member Mercurio Martinez, III**

1. Discussion with possible action regarding the status and update of the Boil Water Notice that took place on September 28, 2019, and any other matters incident thereto.

C. Request by Council Member Nelly Vielma

1. Discussion with possible action to instruct the Co-Interim City Managers to authorize staff to install speed humps under the Special Provision of the Speed Hump Installation Policy, and to authorize the use of asphalt type speed humps, instead of a speed cushion, which is currently required under the policy; and any other matters incident thereto. City Council District V Priority Funds will be used for this project.

a. (1) Speed Hump on 3617 Josefina Drive

2. Discussion with possible action on a feasibility study for a roundabout on Bustamante and Bartlett.

D. Request by Council Member George Altgelt


1. Discussion and possible action regarding the selection of the City's next City Manager, and any matters incident thereto.
2. Discussion and possible action to have signage on City Hall to bear the name of Aldo Tatangelo, and any matters incident thereto.
3. Status update regarding the City's implementation of vision zero with possible action, and any matters incident thereto.

E. Request by Mayor Pro-Tempore Roberto Balli

1. Discussion with possible action to designate portions of current State Highway in Laredo, as Business 83, and any matters incident thereto.
2. Discussion with possible action related to the status of Flashing red lights and four way stop at the intersection of Convent and Jefferson, and any matters incident thereto.

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, October 30, 2019 at 6:45 p.m.


For, Jose A. Valdez, Jr.
City Secretary

OCT 30 '19 PM 6:14
REC'D CITY SEC OFF

CITY OF LAREDO CITY COUNCIL MEETING

**A-2019-S-13
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
November 4, 2019
5:30 P.M.**

SUPPLEMENTAL AGENDA

I. INTRODUCTORY ORDINANCES

1. Amending Ordinance 2005-O-160 that provided for a reimbursement agreement as part of the costs incurred by the applicants, in constructing a 36 inch and 27 inch sanitary sewer line in South Laredo from the South Laredo Wastewater Treatment to the Laredo Community College and across hwy 83 in order to correct the clerical error that is reflected in Section 1(K) (definition of reserved capacity) from 2,957 gpm to 10,695 gpm; and providing for an effective date.

II. 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.

CITY ATTORNEY: STAFF SOURCE KRISTINA L. HALE, CITY ATTORNEY

2. Consideration of an appeal filed by Jose Luna from the denial of a license for an Amusement Redemption Establishment to be located at 401 Shiloh Drive Ste. 0, Laredo, Texas 78045 for failure to meet the 300 feet spacing requirement of Section 18-2.4 (C)(1) and for not complying with the one amusement redemption business per lot requirement of Section 18-2.4 (C)(2), with possible action.

ENGINEERING: STAFF SOURCE RAMON E. CHAVEZ, CITY ENGINEER

3. Consideration for approval of the Community Development Department Fernando A. Salinas Elderly Rental Housing Project Located at 1806 Juarez Avenue as complete, approval of change order no. 1 a decrease of \$3,781.00 for the balance of quantities actually constructed in place, release of retainage in the amount of \$20,060.95 and approval of final payment in the amount of \$21,067.95 to Davila Construction, Inc., Laredo, Texas. Final construction contract amount is \$401,218.90. Funding is available in the Home Grant Funds.

III. 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.

4. 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, namely, the former Hal's Landing located at 6510 Arena Road in Laredo, Webb County, Texas, and to return to open session for possible action.

IV. GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

A. Request by Council Member Alberto Torres, Jr.

1. Discussion with possible action on creating an intervention plan or procedures on approaching corporations and businesses that choose to close down in Laredo; and any other matters incident thereto. **(Co-Sponsored by Council Member Vidal Rodriguez and Dr. Marte A. Martinez)**
2. Discussion with possible action to assist LISD with a special request for the 2nd annual Christmas Posada and Tree Lighting Ceremony in District IV to take place on Friday, December 6, 2019; and any other matters incident thereto. **(Co-Sponsored by Council Member Vidal Rodriguez and Dr. Marte A. Martinez)**

3. Discussion with possible action authorizing the street vacating, conveyance, or restriction of vehicular access on the 100 block of Montgomery Street in accordance with Section 311.007 of the Texas Transportation Code and Section 272.001(b)(2) of the Texas Local Government, for purposes of alleviating the existing traffic hazards, and any other matter incident thereto. **(Co-Sponsored by Council Member Vidal Rodriguez)**

V. 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 November 1, 2019 at 5:30 p.m.

Jose A. Valdez, Jr.
City Secretary

City Council-Supplemental Agenda

Meeting Date: 11/04/2019

Staff Source: Xavier Charles- Assistant City Attorney

SUBJECT

Amending Ordinance 2005-O-160 that provided for a reimbursement agreement as part of the costs incurred by the applicants, in constructing a 36 inch and 27 inch sanitary sewer line in South Laredo from the South Laredo Wastewater Treatment to the Laredo Community College and across hwy 83 in order to correct the clerical error that is reflected in Section 1(K) (definition of reserved capacity) from 2,957 gpm to 10,695 gpm; and providing for an effective date.

VENDOR INFORMATION FOR COMMITTEE AGENDA

N/A

PREVIOUS COUNCIL ACTION

City Council approved ordinance 2005-O-160 on July 5th, 2005.

BACKGROUND

Ordinance 2005-O-160 is a reimbursement agreement between the City and 13 named applicants. The Gallons Per Minute (GPM) assigned to the terms "Reserved Capacity," "Extra Capacity," and "Total Capacity" are integral to the agreement because it provides how much water the City has available to sell in regards to the specific line outlined in the agreement. Reserved Capacity is given an amount of 2,957 GPM, however, by the reading the agreement in its entirety, it is clear that this was a clerical error and Reserved Capacity should have been given an amount of 10,695 GPM. The correct GPM's are needed to calculate the Connecting User Reimbursement Charges formula found in section 3(a).

COMMITTEE RECOMMENDATION

N/A

STAFF RECOMMENDATION

Approval of Ordinance

Fiscal Impact

Fiscal Year:

Bugeted Y/N?:

Source of Funds:

Account #:

Change Order: Exceeds 25% Y/N:

FINANCIAL IMPACT:

N/A

Attachments

Santa Rita RI Amendment
Introductory Ordinance

ORDINANCE NO. 2019-O_____

AMENDING ORDINANCE 2005-O-160 THAT PROVIDED FOR A REIMBURSEMENT AGREEMENT AS PART OF THE COSTS INCURRED BY THE APPLICANTS, IN CONSTRUCTING A 36 INCH AND 27 INCH SANITARY SEWER LINE IN SOUTH LAREDO FROM THE SOUTH LAREDO WASTEWATER TREATMENT TO THE LAREDO COMMUNITY COLLEGE AND ACROSS HWY 83 IN ORDER TO CORRECT THE CLERICAL ERROR THAT IS REFLECTED IN SECTION 1(K) (DEFINITION OF RESERVED CAPACITY) FROM 2,957 GPM TO 10,695 GPM; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in July of 2005, Council authorized the City Manager to execute a reimbursement agreement for the Santa Rita Subdivision with thirteen applicants as part of the costs incurred in constructing a 36 inch and 27 inch sanitary sewer line in south Laredo from the South Laredo Wastewater Treatment Plant to the Laredo Community College across Hwy 83;

WHEREAS, staff has recently discovered a clerical error in the definition of Reserved Capacity that should reflect a capacity of 10,695 GPM and not 2,957 GPM;

WHEREAS, the ordinance should be amended in order to correctly calculate the reimbursement charges formula located in section 3(a) of the reimbursement agreement.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO, TEXAS THAT:

Section 1. The Mayor and City Council do hereby amend the reimbursement agreement approved by ordinance 2005-O-160 to correct a clerical error. Amendment is reflected in section 1(K) (definition of Reserved Capacity) to change 2,957 GPM to 10,695 GPM.

Section 2. This Ordinance shall become effective upon passage hereof.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS

_____ DAY _____ OF 2019.

PETE SAENZ MAYOR

ATTESTED:

JOSE A. VALDEZ, JR.
CITY SECRETARY

APPROVED AS TO FORM:

KRISTINA K. LAUREL HALE
CITY ATTORNEY

ORDINANCE NO. 2019-O_____

AMENDING ORDINANCE 2005-O-160 THAT PROVIDED FOR A REIMBURSEMENT AGREEMENT AS PART OF THE COSTS INCURRED BY THE APPLICANTS, IN CONSTRUCTING A 36 INCH AND 27 INCH SANITARY SEWER LINE IN SOUTH LAREDO FROM THE SOUTH LAREDO WASTEWATER TREATMENT TO THE LAREDO COMMUNITY COLLEGE AND ACROSS HWY 83 IN ORDER TO CORRECT THE CLERICAL ERROR THAT IS REFLECTED IN SECTION 1(K) (DEFINITION OF RESERVED CAPACITY) FROM 2,957 GPM TO 10,695 GPM; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in July of 2005, Council authorized the City Manager to execute a reimbursement agreement for the Santa Rita Subdivision with thirteen applicants as part of the costs incurred in constructing a 36 inch and 27 inch sanitary sewer line in south Laredo from the South Laredo Wastewater Treatment Plant to the Laredo Community College across Hwy 83;

WHEREAS, staff has recently discovered a clerical error in the definition of Reserved Capacity that should reflect a capacity of 10,695 GPM and not 2,957 GPM;

WHEREAS, the ordinance should be amended in order to correctly calculate the reimbursement charges formula located in section 3(a) of the reimbursement agreement.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAREDO, TEXAS THAT:

Section 1. The Mayor and City Council do hereby amend the reimbursement agreement approved by ordinance 2005-O-160 to correct a clerical error. Amendment is reflected in section 1(K) (definition of Reserved Capacity) to change 2,957 GPM to 10,695 GPM.

Section 2. This Ordinance shall become effective upon passage hereof.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS

_____ DAY _____ OF 2019.

PETE SAENZ MAYOR

ATTESTED:

JOSE A. VALDEZ, JR.
CITY SECRETARY

APPROVED AS TO FORM:

KRISTINA K. LAUREL HALE
CITY ATTORNEY

City Council-Supplemental Agenda

Meeting Date: 11/04/2019

Initiated By: Rosario Cabello, Co-Interim City Manager

Staff Source: Kristina Laurel Hale, City Attorney

SUBJECT

Consideration of an appeal filed by Jose Luna from the denial of a license for an Amusement Redemption Establishment to be located at 401 Shiloh Drive Ste. 0, Laredo, Texas 78045 for failure to meet the 300 feet spacing requirement of Section 18-2.4 (C)(1) and for not complying with the one amusement redemption business per lot requirement of Section 18-2.4 (C)(2), with possible action.

VENDOR INFORMATION FOR COMMITTEE AGENDA

None.

PREVIOUS COUNCIL ACTION

None.

BACKGROUND

In accordance with appeal process set forth in Ordinance No. 2018-O-072, Section 18-2.7, on October 17, 2019, Municipal Court Judge Jesus "Chewy" Dominguez held a hearing on Mr. Luna's appeal and sustained the action of the City of Laredo Building Development Services Department's denial of Mr. Luna's application for license for an Amusement Redemption Establishment.

COMMITTEE RECOMMENDATION

None.

STAFF RECOMMENDATION

None.

Fiscal Impact

Fiscal Year:

Budgeted Y/N?:

Source of Funds:

Account #:

Change Order: Exceeds 25% Y/N:

FINANCIAL IMPACT:

N/A

City Council-Supplemental Agenda**Meeting Date:** 11/04/2019**Initiated By:** Robert A. Eads, Co-Interim City Manager**Staff Source:** Ramon E. Chavez, P.E., City Engineer; Maria "Tina" Martinez, Acting CD Director

SUBJECT

Consideration for approval of the Community Development Department Fernando A. Salinas Elderly Rental Housing Project Located at 1806 Juarez Avenue as complete, approval of change order no. 1 a decrease of \$3,781.00 for the balance of quantities actually constructed in place, release of retainage in the amount of \$20,060.95 and approval of final payment in the amount of \$21,067.95 to Davila Construction, Inc., Laredo, Texas. Final construction contract amount is \$401,218.90. Funding is available in the Home Grant Funds.

PREVIOUS COUNCIL ACTION

On December 3, 2018, City Council awarded a construction contract to the lowest qualified bidder Davila Construction, Inc., Laredo, Texas, in the base bid amount of \$405,000.00 for the Community Development Department Fernando A. Salinas Elderly Rental Housing Project Located at 1806 Juarez Avenue with a construction contract time of one hundred fifty (150) calendar days.

BACKGROUND

The original project consisted of: an apartment complex with associated site and utility improvements with respective bid alternates.

Plans and specifications were prepared by Sepulveda Associates Architects, Inc., Laredo, Texas.

This change order no. 1 is for the balance of quantities actually constructed in place and to add twenty-nine (29) calendar days to the construction contract time.

Original construction contract amount (Approved by City Council on December 3, 2018)	\$405,000.00
This change order no. 1	\$(3,781.10)
Final construction contract amount	\$401,218.90

COMMITTEE RECOMMENDATION

N/A.

STAFF RECOMMENDATION

Approval of Motion.

Fiscal Impact

Fiscal Year: 2020
Budgeted Y/N?: Yes
Source of Funds: Home Grant Funds
Account #: 217-6959-563-7538
Change Order: Exceeds 25% Y/N:

FINANCIAL IMPACT:

Funding is available in the Home Grant Funds.
Account No. 217-6959-563-7538
Account No. 263-6911-563-7538
Account No. 263-6962-563-7538

Fiscal Year: 2020
Budgeted Y/N?: Yes
Source of Funds: Home Grants Fund
Account #: 263-6911-563-7538
Change Order: Exceeds 25% Y/N:

FINANCIAL IMPACT:

Fiscal Year: 2020
Budgeted Y/N?: Yes
Source of Funds: Home Grants Fund
Account #: 263-6962-563-7538
Change Order: Exceeds 25% Y/N:

FINANCIAL IMPACT:

Attachments

Change Order No. 1 Submitted by Davila Construction, Inc.



Document G701™ - 2001

Change Order



PROJECT: (Name and address)

PROJECT NUMBER: 2017-3

OWNER ☐

COL Fernando A. Salinas Elderly

CONTRACT FOR: \$405,000.00

ARCHITECT ☐

Rental Apts. 1806 Juarez Avenue

CONTRACT DATE: 02/01/19

CONTRACTOR ☐

TO OWNER: (Name and address)
City of Laredo
1110 Houston St.
Laredo, Texas 78040

TO CONTRACTOR: (Name and address)
DAVILA Construction, Inc.
520 Bonham
San Antonio, TX 78205

FIELD ☐

OTHER ☐

The Contract is changed as follows:

(Include, where applicable, any undisputed amount attributable to previously executed Construction Change Directives)

(See Attached)

ITEM No. 1 Betterment Allowance Balance

\$15,000.00

ITEM No. 2 CAEA No.1 and No.2

\$10,158.90

ITEM No. 3 CAEA No.3

\$ 1,060.00

TOTAL CREDIT AMOUNT (- \$3,781.10)

ITEM No. 3 Time Extension

The original (Contract Sum) (~~Guaranteed Maximum Price~~) was

\$ \$405,000.00

The net change by previously authorized Change Order

\$.00

The (Contract Sum) (~~Guaranteed Maximum Price~~) prior to this Change Order was

\$ \$405,000.00

The original (Contract Sum) (~~Guaranteed Maximum Price~~) will be (increased) (decreased) (unchanged)

by this Change Order in the amount of

\$ (- \$3,781.10)

The new (Contract Sum) (~~Guaranteed Maximum Price~~) including this Change Order will be

\$ \$401,218.90 ✓

The Contract Time will be (increased) (decreased) (unchanged) by (29) days

The date of Substantial Completion as of the date of this Change Order therefore is 8-28-19.

(Note: This Change Order does not include changes in the Contract Sum, Contract Time or Guaranteed Maximum Price Which have been authorized by Construction Change Directive until the cost and time have been agreed upon by both the Owner and Contractor, in which case a Change Order is executed to supersede the Construction Change Directive.)

NOT VALID UNTIL SIGNED BY THE ARCHITECT, CONTRACTOR AND OWNER.

SEPULVEDA ASSOCIATES

ARCHITECTS, INC.

ARCHITECT (Firm name)

DAVILA CONSTRUCTION, INC.

CONTRACTOR (Firm name)

CITY OF LAREDO

OWNER (Firm name)

1820 HOUSTON ST. STE. A

ADDRESS

BY (Signature)

ROBERTO J. SEPULVEDA, AIA

(Typed name)

DATE

520 BONHAM

ADDRESS

BY (Signature)

Tony Davila

(Typed name)

DATE

1110 HOUSTON ST.

ADDRESS

BY (Signature)

(Typed name) City Engineer

DATE

CITY OF LAREDO
OWNER(Firm name)

1110 HOUSTON ST.
ADDRESS

BY (Signature)

Rosario C. Cabello
(Typed name)Interim Co-City Manager

DATE

CITY OF LAREDO
OWNER(Firm name)

1110 HOUSTON
ADDRESS

BY (Signature)

Robert A. Eads
(Typed name)Interim Co-City Manager

DATE

CITY OF LAREDO
OWNER (Firm name)

1110 HOUSTON ST.
ADDRESS

BY (Signature)

Xavier A. Charles
(Typed name)Asst. City Attorney

DATE

CITY OF LAREDO
OWNER(Firm name)

1110 HOUSTON ST.
ADDRESS

BY (Signature)

Jose A. Valdez, Jr.
(Typed name) City Secretary

DATE

CAUTION: You should sign an original AIA Contract Document, on which this text appears RED. An original assures that changes will not be obscured.

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PROPOSAL



PROJECT: Fernando A. Salinas Elderly
1806 Juarez Ave. Laredo, Texas

Proposal Request No. 11

Att'n: Roberto Sepulveda
Sepulveda Associates Architects

DATE: 10/7/2019
Reference: 011

Nature of Proposal:

Romo contractors shall provide all labor, equipment, material and supervision necessary for the following changes:

Item No.	Description of Changes - Quantities, Units, Unit Prices, Change in Completion Scheduled, Etc.	Decrease in Contract Price	Increase in Contract Price
----------	---	----------------------------	----------------------------

As per Fire Department request to get Certificate of Ocupaccy.

1.-	4 Outside GFCI'S at each A/C Unit		\$ 480.00
2.-	1 inside GFCI'S close to kitchen sink.		\$ 80.00
3.-	4 Unit Outside letters indentification.		\$ 200.00
4.-	4 Wireless Ring bells		\$ 300.00

Additional Days: 10 Calendar Days.

TOTAL = \$ 1,060.00

PROPOSED BY:

A handwritten signature in blue ink, appearing to read "C. Rodriguez", is written over a horizontal line.

Juan C. Rodriguez -Project Manager
Davila Construction

ACCEPTED BY:

Roberto Sepulevda
Sepulveda Associates Architects

Owner's Representative



CITY OF LAREDO
FIRE MARSHAL'S OFFICE
 616 E. DEL MAR BLVD. LAREDO, TEXAS 78045
 (956) 718-6000 FAX (956) 725-1219



OFFICIAL FIRE INSPECTION REPORT

Inspection Type Fire Inspection Final
 Location 1906 Juarez Ave
 Owner _____
 Contact Person Davila Construction
 Business name Juarez Apts.
 Fire Alarm Yes / (No) (A Y R) Insp. Date _____ Sprinkler (Yes) No (A Y R) Insp. Date _____

Accepted / (Not Accepted)
 Time 950 Date 8/26/19
 Phone (956) 480-3075
 Phone Same
 Occupancy type R2 Occupant load _____
 Application No. 18-16822 #

FIRE PROTECTION SYSTEMS	IFC 12	LIFE SAFETY	IFC 12	ELECTRICAL	IFC 12
Sprinkler / Standpipe / Fire Pump		Exits		46 Open wiring	605.1
01 Inspection / Maintenance required	901.6	25 Blocked / Obstructed	1003.6	47 G.F.I. required	605.1
02 Valves must be supervised / chained	903.4	26 Locked during business hrs.	1008.1.9	48 Missing slots in breaker box	605.1
03 Must correct yellow / Red tags	901.6	27 Wrong door swing	1008.1.2	49 Electrical must be in conduit	605.1
04 No spare sprinkler / Wrench in box	903.3.1.1	28 Panic hardware required	1008.1.9.1	50 Breaker box not accessible	605.3
05 Water-flow alarm device required	903.4.2	29 Needs repair	1008.1.9	51 Breaker box Labeling	605.3.1
06 Proper clearance from ceiling / 24" or 18" from sprinkler head	315.3.1	30 Fire evacuation plans req.	404.2	52 Unapproved multi-plug adapter	605.4
07 System obstructed	903.3.3	Exits Access		53 Extension cords prohibited	605.5
08 Sprinkler system supervision	903.4	31 Blocked / Obstructed	1003.6	54 Open junction boxes/outlets/switch	605.6
09 Backflow insulation required	901.4	32 Forged iron bars prohibited	1029.1	FIRE HYDRANT	
10 System required	903.3.1	Exits Enclosures (Stairs, etc.)		55 Obstructions	507.5.4
Fire Dept. Connection		33 Storage / Improper use	1009.9.4	GENERAL	
11 Obstructed	912.3.2	Exit Signs		56 Smoke detectors required/maintain	907.2.11
12 Locking FDC Plugs (Req.)	912.3.1	34 Inoperable	604.4	57 General storage (Housekeeping)	315.3.3
13 White reflective metal sign (Req.) 18"X12" W/ RED 6" FDC letters	912.4	35 Improperly located / Required	1011.1	58 Occupant load not displayed	1004.3
14 Check valve (Req.)	912.5	Emergency Lights		59 Candles prohibited	308.1
Fire Alarm		36 Inoperable	604.5	60 Unapproved artificial vegetation	806.2
15 Inspection / Maintenance required	907.8	37 Required	1006.1	61 Unapproved curtains / décor mat.	807.1
16 Must correct yellow / Red tags	907.8.1	38 Inadequate Coverage	1006.3.1	62 Address required (4" minimum)	505.1
17 Panel not accessible/ Required	907.2	FLAMMABLE / LIQUIDS		PERMITS	
Automatic Extinguishing System		39 Improper storage	5704.1	63 Fire inspection fee	105.1.1
18 System required	904.2.1	40 Pressurized cylinders not anchored	5303.5.3	64 (1 st) (2 nd) Fire re-inspection fee	105.1.1
19 Semi / Annual Test	904.5.1	FIRE BARRIERS		65 Occupancy without approval	105.3.3
20 Maintenance	904.11.6	Fire walls / Ceilings/Floors		66 Operating without a permit	105.6
Portable Fire Extinguisher <u>8/19</u>		41 Holes / Cracks	703.1	OTHER / REMARKS	
21 Required <u>Pends</u>	906.1	42 Tiles missing / Damaged	703.1	<u>Plans on site. Letter not on site</u>	
22 Annual insp. by licensed co.	906.2.1	FIRE LANE		<u>Need letter</u>	
23 Mounting needed	906.7	43 Required / Maintenance needed	503.1 ✓	<u>3 GFI's needed</u>	
24 K-extinguisher required	904.11.5	44 "NO PARKING FIRE LANE" every 15 ft.	503.3 ✓	<u>Unit #1's needed</u>	
		45 Obstructed	503.4 ✓	<u>Painty sprinkler heads too close to light fixture</u>	

*Failure to comply with violations and/or pay inspection fee before the noted re-inspection date may result in a citation and/or ceasing of business operations. All fees shall be paid with company check or money order (payable to City of Laredo) at the Laredo Building Department at 1120 San Bernardo. (956) 794-1625

1st Re-insp. set for _____ Conducted On 8/26/19 Accepted / Not Accepted Inspector (sign) B White
 2nd Re-insp. set for _____ Conducted On _____ Accepted / Not Accepted Inspector (sign) _____
 Inspector: (print) Brian White Occupant: (print) _____
 Inspector: (sign) B White Occupant: (sign) X Juan Velazquez

THIS FORM MUST BE DISPLAYED ON PREMISES AT ALL TIMES (IFC 12 Sec 105.3.5)
STOP FIRES BEFORE THEY START



CITY OF LAREDO

FIRE DEPARTMENT



March 1, 2019

To: Davila Construction
520 Bonham
San Antonio, TX 78205
Phone (210) 224-5887

From: Fire Inspector A. Esquivel III
Laredo Fire Department
Fire Marshal's Permitting Office
1120 San Bernardo, Laredo, Texas 78040
Phone (956) 794-1625/38 - Fax (956) 795-2998

PLANS REVISED

RE: Application # 18-16822

Dear Sir/ Ma'am,

The building construction blueprints and specification for the **3 Unit Apartments @ 1806 Juarez Ave.** that were submit for Fire code compliance have been reviewed, the following discrepancies, if found, were noted on blueprints: **1,526 S.F.; Group R2; Const. VB:**

Plans approved as re-submitted. Plans indicate on cover sheet that the 2012 International Fire Code will be followed. Plans also indicate that a 13 D multi-purpose fire sprinkler system will be installed. If any automatic gates are installed they shall be provided with an emergency means of operation (SOS) to allow for fire department access and are a minimum of 20 feet when fully open. If property is completely fenced in, then it will require a 4 ft. pedestrian gate. Smoke detectors must be interconnected and must be no closer than 3 feet from any duct or ceiling fan. A type 1A10BC portable fire extinguisher (2.5 lb.) shall be provided and mounted in every unit that will be sprinklered and a 2A10BC portable fire extinguisher (5 lb.) for the single unit that will not be sprinklered and must also be tagged by a licensed fire extinguisher Company. Address must be posted a minimum 4" and must be visible from street (Juarez Ave.). Apartment numbers must be minimum 4 inches on each door.

As per code, a fire official must witness and approve all required testing done during installation of fire sprinkler system(s), automatic vent hood fire protection system(s) and fire alarm system(s). **No** modifications are to be done to any system(s), or any deviations from original plan(s) unless authorized by the Fire Marshal's Office or permit will be null and voided. All required Fire Hydrants must be at their proper location before any work has started. A set of plans and review letter must be at project site at all times. All projects are subject to field inspection(s) at any time or date. Address must be placed on building where it is clearly visible from City Street. The fire official must also conduct a final fire inspection upon completion of the project for occupancy approval. Permits are valid for only 180 days from date issued.

Please correct the items listed above, if any, and re-submit your blueprints and plan review fee to Fire Marshal's permitting office. All Fire Protection system(s) must be tested to ensure proper operation before calling for any inspection(s). If any inspection(s) fail to pass any test(s), a re-inspection fee(s) of \$100.00 will be charged for every visit thereafter, before any re-inspection(s) are to be conducted. Please contact our office if we can be of any further assistance to you or if you have any questions.

A. Esquivel III
Fire Marshal's Office

Received by: print: *Sara Ibanez*
sign: *12/12/2019*
Date: *12/12/2019*

STOP FIRES BEFORE THEY START

City Council-Supplemental Agenda

Meeting Date: 11/04/2019

Initiated By: Rosario Cabello, Co-Interim City Manager

Staff Source: Kristina Laurel Hale, City Attorney

SUBJECT

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, namely, the former Hal's Landing located at 6510 Arena Road in Laredo, Webb County, Texas, and to return to open session for possible action.

VENDOR INFORMATION FOR COMMITTEE AGENDA

None.

PREVIOUS COUNCIL ACTION

None.

BACKGROUND

None.

COMMITTEE RECOMMENDATION

None.

STAFF RECOMMENDATION

None.

Fiscal Impact

Fiscal Year:

Budgeted Y/N?:

Source of Funds:

Account #:

Change Order: Exceeds 25% Y/N:

FINANCIAL IMPACT:

Contingent on any action taken during discussion.
