

**CITY OF LAREDO
CITY COUNCIL MEETING
M-2012-R-17
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
SEPTEMBER 17, 2012
5:30 P.M.**

I. CALL TO ORDER

With a quorum present Mayor Raul G. Salinas called the meeting to order.

II. PLEDGE OF ALLEGIANCE

Mayor Raul G. Salinas led in the pledge of allegiance.

III. ROLL CALL

In attendance:

Raul G. Salinas,	Mayor
Mike Garza,	Council Member, District I
Esteban Rangel,	Council Member, District II
Alejandro Perez, Jr.	Council Member, District III
Juan Narvaez,	Council Member, District IV
Johnny Rendon,	Council Member, District V
Charlie San Miguel,	Council Member, District VI
Jorge A. Vera,	Council Member, District VII
Cynthia Liendo Espinoza,	Mayor Pro Tempore, District VIII
Gustavo Guevara, Jr.,	City Secretary
Carlos Villarreal,	City Manager
Cynthia Collazo,	Deputy City Manager
Horacio De Leon,	Assistant City Manager
Jesus Olivares,	Assistant City Manager
Raul Casso,	City Attorney

Motion to excuse Cm. Garza and Cm. Perez.

Moved: Cm. Narvaez

Second: Cm. San Miguel

For: 5

Against: 0

Abstain: 0

Cm. Garza arrived at 5:52 pm.

Cm. Perez arrived at 5:54 pm.

Mayor Pro Tem Liendo Espinoza joined the meeting at 6:55 pm.

IV. MINUTES

Approval of the minutes of September 4, 2012 & September 11, 2012.

Motion to approve the September 4, 2012 and September 11, 2012 minutes.

Moved: Cm. Rangel

Second: Cm. Vera

For: 5

Against: 0

Abstain: 0

Citizen comments

Hector Farias stated that he handed a copy of Section 12.04 of the City Charter which deals with nepotism and 12.06 about prohibited activities. He went on to say that the City Attorney had said that Cm. San Miguel's sons working for the city is not nepotism because it falls under collective bargaining; however, he believed that was not the case.

Jaime Mendoza said that he was present to back up Hector Farias on the issues of nepotism and on Eduardo Garza's influence over the Council Members.

Eva Delgado said that Cm. San Miguel was proud of the mud race. She added that Cm. Narvaez would be giving a certificate to Rudy Rodriguez, but she did not understand why. She went on to say that Cm. Vera was very helpful in saying that recognition would be given to the young men who played world series baseball in South Carolina.

Rene Mendez and students from United High School appeared before Council to promote prostate cancer awareness. He added that he encouraged the City of Laredo to continue with its health fairs. He concluded that they applauded the courage of the United High School basketball team to promote prostate cancer awareness.

Robert Garcia, representing the United High School Basketball players, invited Mayor Salinas and City Council as well as the public to a prostate cancer walk on Saturday, September 22nd at North Central Park. He concluded that the proceeds would benefit the American Cancer Society.

Tricia Cortez, Director of the Rio Grande International Study Center, talked about North Central Park preservation. She said that they had worked together with City of Laredo staff to minimize environmental impact during the mudfest. She went on to say that, however, there had been some destruction to Mr. Marshall's adjacent property and advised Mayor and Council to do all that they could to acquire that property in order to preserve the greenspace there, which was a corridor for two endangered species.

Joyce Liendo with Pet Haven of Laredo voiced concerns about the mismanagement of the Laredo Animal Care Facility. She added that recently they had been contacted by the Health Department to foster fifteen animals at once, which was too much for them to handle. She felt that it was being made impossible for animals to be adopted from the

city pound. She concluded that the city shelter never releases lists of animals that were about to be euthanized, and that if they did so, the number of animals destroyed would be reduced; furthermore, she assumed that the adoption rate was zero since no one was allowed inside the facility to look for a pet to adopt.

V. APPOINTMENTS TO COMMISSIONS, BOARDS AND COMMITTEES

- a. Appointment by Council Member Jorge Vera of Mr. Juan Avila to the Parks and Recreation Advisory Committee.

Motion to approve the nomination of Juan Avila to the Parks and Recreation Board.

Moved: Cm. Vera

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

- b. Appointment by Council Member Jorge Vera of Mr. Ricardo Calderon to the Citizens Environmental Advisory Committee.

Motion to table.

Moved: Cm. Vera

Second: Cm. Rendon

For: 7

Against: 0

Abstain: 0

- c. Appointment by Council Member Jorge Vera of Mr. John Kelly to the Eithics Commission.

Motion to approve the nomination of John Kelly to the Ethics Commission.

Moved: Cm. Vera

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

- d. Appointment by Mayor Pro-Tempore Cynthia Liendo Espinoza to the Planning and Zoning Commission.

Motion to table.

Moved: Cm. Vera

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

Motion to reconsider item V(d).

Moved: Mayor Pro Tem Liendo Espinoza

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

Motion to approve the nomination of Luxsandra Guerra to the Planning and Zoning Commission.

Moved: Mayor Pro Tem Liendo Espinoza

Second: Cm. Garza

For: 8

Against: 0

Abstain: 0

VI. PUBLIC HEARINGS

1. Public hearing and introductory ordinance to discuss and approve an ordinance authorizing the issuance, sale and delivery of “City of Laredo, Texas Public Property Finance Contractual Obligations, Series 2012” in approximate aggregate principal amount of \$3,880,000.00 for the purchase of personal property; 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 the Mayor or the City Manager the authority to approve all final terms of the contractual obligations; authorizing amendment to the City’s budget to appropriate such proceeds for purposes authorized herein; and declaring an effective date.

Motion to open the public hearing.

Moved: Cm. Rendon

Second: Cm. Garza

For: 7

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Garza

Second: Cm. Vera

For: 7

Against: 0

Abstain: 0

Ordinance Introduction: City Council

2. Public hearing and introductory ordinance to discuss and approve an ordinance authorizing the issuance of City of Laredo, Texas Waterworks and Sewer System Revenue Bonds, New Series 2012, in the approximate aggregate principal amount of \$43,080,000.00, for the purpose of improving and extending the City’s combined Waterworks System and Sewer System, approving an official statement, authorizing the extension of a purchase contract, making provisions for the security thereof; delegating to the Mayor and City Manager the authority to approve all final terms of the bonds; authorizing amendment to the City’s budget to appropriate such proceeds for purposes authorized herein; and ordaining other matters relating to the subject.

Motion to open the public hearing.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7

Against: 0

Abstain: 0

Ordinance Introduction: City Council

3. Public hearing and introductory ordinance to discuss and approve an ordinance authorizing the issuance, sale and delivery of City of Laredo, Texas Combination Tax and Revenue Certificates of Obligation, Series 2012A, in the approximate aggregate principal amount of \$11,435,000.00, for paying all or a portion of the City's contractual obligations incurred for the purpose of:
 1. Acquiring municipal equipment and municipal vehicles for the City's Solid Waste Department;
 2. Acquiring, designing, constructing, improving and equipping landfill cells at the City Landfill; and
 3. Paying legal, fiscal, 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 the Mayor or the City Manager the authority to approve all final terms of the Certificates of Obligation; authorizing amendment to the City's budget to appropriate such proceeds for purpose authorized herein; and declaring an effective date.

Motion to open the public hearing.

Moved: Cm. Rangel
Second: Cm. Garza
For: 7

Against: 0

Abstain: 0

Armando Cisneros asked what the ad valorem tax was levied on.

Finance Director Rosario Cabello reported that this was a substitute in case it could not be paid by the revenues.

City Manager Carlos Villarreal stated that it would be paid by revenue bonds but ultimately so that they could pay a lower amount of interest.

Motion to close the public hearing and introduce.

Moved: Cm. Rangel

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

Ordinance Introduction: City Council

4. Public hearing and introductory ordinance to discuss and approve an ordinance authorizing the issuance, sale and delivery of City of Laredo, Texas, Combination Tax and Revenue Certificates of Obligation, Taxable Series 2012B, in the approximate aggregate principal amount of \$4,630,000.00, for paying all or a portion of the City's contractual obligations incurred for the purpose of:

1. Acquiring municipal equipment for the City's Solid Waste Department;
2. Acquiring, designing, constructing and improving building at the City Landfill; and;
3. 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 the Mayor or the City Manager 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.

Motion to open the public hearing.

Moved: Cm. Rendon

Second: Cm. Vera

For: 7

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Rendon

Second: Cm. Vera

For: 7

Against: 0

Abstain: 0

Ordinance Introduction: City Council

5. Public hearing and introductory ordinance amending the Zoning ordinance (Map) of the City of Laredo by rezoning Lot 22, Block 1, Deerfield Subdivision Phase 4, located at 1002 Big Bend Boulevard (10122 FM 1472), from B-1 (Limited Commercial District) to B-4 (Highway Commercial District); providing for publication and effective date.

Staff does not support the application and the Planning and Zoning Commission recommends denial of the zone change. District VII

Motion to open the public hearing.

Moved: Cm. Rendon

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

Manuel Bautista spoke to help applicant Ms. Perez on this issue. He explained that she had trouble renting empty spaces in that zone. He added that the zone change was not to consume alcohol there; in fact, Ms. Perez had a certified letter stating her purpose regarding the zone change request. He concluded that the neighbors were not against the zone change.

Motion to close the public hearing and table.

Moved: Cm. Vera

Second: Cm. San Miguel

For: 7

Against: 0

Abstain: 0

6. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 1, Block 1, Trautmann M& I Subdivision, Unit I, located at 8619 McPherson Road from B-1 (Limited Commercial District) with a Conditional Use Permit for a Pawn Shop to B-3 (Community Business District), and repealing Ordinance No. 2011-O-049 authorizing a Conditional Use Permit for a Pawn Shop on Lot 1, Block 1, Trautmann M & I Subdivision, Unit I, located at 8619 McPherson Road; providing for publication and effective date.

Staff does not support the application, and the Planning and Zoning Commission recommends approval of the zone change and repeal of Ordinance 2011-O-049. District VI

Motion to open the public hearing.

Moved: Cm. Rangel

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

Robert A. Simpson, El Buffalo Pawn Shop, spoke in favor of the zone change. He stated that about a year ago, they had received a conditional use permit for a pawn shop where there had been a gas station previously. He concluded that they could

not put their pole sign up because they were not zoned properly and that there was already a B-3 zone as part of the same block.

Motion to close the public hearing and introduce.

Moved: Cm. San Miguel

Second: Cm. Vera

For: 7

Against: 0

Abstain: 0

Ordinance Introduction: Cm. San Miguel

VII. INTRODUCTORY ORDINANCES

7. Authorizing the City Manager to execute a Site License Agreement (“License”) between the City of Laredo Texas, and New Cingular Wireless PCS, LLC, a Delaware limited liability company, for ground space at 911 Galveston St., Laredo, Webb County, TX, for the continued maintenance and operation of a 180’ self-supporting Tower and related equipment building for the use in connection with its communications business. Term of the lease is five (5) years, with three (3) successive renewal terms of five (5) years. Annual license fee shall be \$15,000.00, with a four percent (4%) increase on each anniversary of the commencement date; and providing for effective date. In addition to the license fee, the licensor shall receive the greater of \$7,500.00 or 25% of the annual gross receipts licensee receives from any Sublicense that is a cellular service provider who co-locates on the tower. This co-location fee shall apply to the equipment installed on the tower by T-Mobile. Further, Licensee shall permit the Licensor to install and maintain antennas on the tower. Licensor acknowledges the installation and maintenance of the city’s Wi-Fi antennae facilities on the tower.

Ordinance Introduction: City Council

VIII. FINAL READING OF ORDINANCES

Motion to waive the final reading of Ordinance 2012-O-127.

Moved: Cm. Garza

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

Motion to waive the final readings of Ordinances 2012-O-128, 2012-O-129, 2012-O-131, 2012-O-132, 2012-O-133, 2012-O-134, 2012-O-135, 2012-O-136, 2012-O-137, 2012-O-138, 2012-O-139, 2012-O-140, 2012-O-141, 2012-O-142, 2012-O-143, 2012-O-144, 2012-O-145, 2012-O-146, 2012-O-147, 2012-O-148, 2012-O-149, 2012-O-150, 2012-O-151, 2012-O-152, 2012-O-153, 2012-O-154, 2012-O-155, 2012-O-156, 2012-O-157, 2012-O-158, 2012-O-159, 2012-O-160, 2012-O-161, 2012-O-162, 2012-O-163, 2012-O-164, 2012-O-165, and 2012-O-166.

Moved: Cm. Garza

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

City Manager Carlos Villarreal reported that 2012-O-127 should be adopted by itself. He added that there would be some movement within the existing budget for a position that might be created for the Fire Department for a receptionist/clerk for the new fire station, and possibly some monies for the Toros to pay rent from the sports venue tax.

8. 2012-O-127 To adopt the proposed Annual Budget for fiscal year 2012-2013 by appropriating the proposed revenues, expenditures and balances reported therein for the year beginning October 1, 2012, and ending September 30, 2013, consistent with the financial plan described in said Annual Budget (see Exhibit “A”) and motions approved by City Council at public workshops (see Exhibit “B”) and authorizing the City Manager to implement said Annual Budget.

Motion to adopt Ordinance 2012-O-127 with discussion.

Moved: Cm. Garza

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

- 2012-O-128 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning all of Village South Subdivision, Unit I, located North of Cielito Lindo Boulevard and Everton Drive, from R-1A (Single Family Reduced Area District) to R-1-MH (Single-Family Manufactured Housing District); Providing for publication and effective date.

Motion to adopt Ordinance 2012-O-128.

Moved: Cm. Garza

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

- 2012-O-129 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 1, Block 43, Las Americas Subdivision Unit 3, located 3401 Zacatecas Street, from R-1A (Single Family Reduced Area District) to R-2 (Multi-Family Residential District); providing for publication and effective date.

Motion to adopt Ordinance 2012-O-129.

Moved: Cm. Garza

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

- 2012-O-131 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 3.38 acres, as further described by metes and bounds in attached “Exhibit A”, located along Aloe Vera Drive and Adenia

Loop from R-1A (Single Family Reduced Area District) to R-1-MH (Single-Family Manufactured Housing District); Providing for publication and effective date.

Motion to adopt Ordinance 2012-O-131.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

2012-O-132 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 7, Block 927, Western Division, located at 1505 Pierce Street, from B-1 (Limited Commercial District) to B-3 (Community Business District); providing for publication and effective date.

Motion to adopt Ordinance 2012-O-132.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

2012-O-133 Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 1 and the West ½ of Lot 2, Block 1141, Eastern Division, located at 2001 Clark Boulevard from R-1 (Single-Family Residential District) to R-O (Residential Office District) and repealing Ordinance 2002-O-227, issuing a Conditional Use Permit for an office.

Motion to adopt Ordinance 2012-O-133.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

2012-O-134 Amending Chapter 4, "Airport," of the City of Laredo Code of Ordinances by adding Section 4-14, "Security Fees," to Article I, "In General," to establish security fees for services rendered by the Airport Division to offset the operating cost of providing Security Access Media (ID) \$35.00, Fingerprint Processing \$56.00, Vehicle Decal \$30.00, Lock & Key \$60.00, and Dissemination of Reports to the public \$ 10.00 at the Laredo International Airport and Authorizing the City Manager to implement said Ordinance; providing for an effective date.

Motion to adopt Ordinance 2012-O-134.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

2012-O-135 Amending Chapter 4, “Airport,” Article I, “ In General,” Section 4-8, “Landing Fees,” of the Code of Ordinances of the City of Laredo, Texas, amending the Signatory Landing Fee Rate from seventy five cents (\$0.75) to one dollar and twenty cents (\$1.20), amending the Non-Signatory Tenant Landing Fee Rate from ninety cents (\$0.90) to one dollar and fifty cents (\$1.50) and amending the Non-Signatory Non-Tenant Landing Fee Rate from one dollar and twenty cents (\$1.20) to two dollars (\$2.00) per thousand pounds gross landed weight, and adding definition for non-signatory non-tenant airline; providing for an effective date.

Motion to adopt Ordinance 2012-O-135.

Moved: Cm. Garza

Second: Cm. Rangel

For: 7 Against: 0 Abstain: 0

2012-O-136 Adopting Federal Inspection Services (FIS) Facility User Fee Ordinance for General Aviation and Cargo clearance facility located at 4719 Maher Avenue at the Laredo International Airport, the following fees shall apply,

Aircraft Certificated Gross Landing Weight (Pounds)	Signatory Fee	Non- Signatory Fee
Up to 30,000	\$ 10.00	\$30.00
30,001 to 120,000	\$ 25.00	\$75.00
120,001 to 255,0000	\$ 50.00	\$150.00
255,000 and up	\$ 75.00	\$225.00

and providing for an effective date.

Motion to adopt Ordinance 2012-O-136.

Moved: Cm. Garza

Second: Cm. Rangel

For: 7 Against: 0 Abstain: 0

2012-O-137 Amending Chapter 4, “Airport,” Article I, “In General” of the Code of Ordinances of the City of Laredo, Texas, to add new Section 4-15 to be titled “Airport Parking” and authorizing the City Manager to implement a fee for parking of vehicles at the Laredo International Airport Passenger Terminal area; the following fees shall apply,

Hours	Short-term Parking Lot Rates	Long-term Parking Lot Rates
0 to 3 hours	Free	Free

3 to 8 hours	\$6.00	\$3.00
8 to 12 hours	\$8.00	\$4.00
12 to 24 hours	\$10.00	\$5.00

providing for an effective date.

Motion to adopt Ordinance 2012-O-137.

Moved: Cm. Garza

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

2012-O-138 Providing that the property tax rate (revenue) be increased by the adoption of a tax rate of \$0.637000 per \$100 value, which is effectively a 0.45 percent increase in the tax rate (revenue). This tax rate, which has been the same since Tax Year 2004, will have a Maintenance and Operation Rate of \$0.498866 per \$100 value and a Interest and Sinking Fund Rate of \$0.138134 per \$100 value for the levy and the collection of General and Special Ad Valorem taxes for the City of Laredo for Tax Year 2012 and Fiscal Year 2012-2013. (This will be the ninth year that the City would adopt this same rate.)

Motion to adopt Ordinance 2012-O-138.

Moved: Cm. Garza

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

2012-O-139 Amending Division 5 (Rates and Charges), Article II, (Sewage and Sewage Disposal) of the City of Laredo Code of Ordinances, specifically section 31-92 which provides for fees associated with sewer services; Six Inch sewer tap from \$375.00 to \$1,927.80, sewer tap locate service from \$25.00 to \$250.00, installation of sewer clean-out from \$100.00 to \$1258.65, New Jetter –Vacuum Truck service - \$250.00, New Vacuum Truck service \$250.00, New Dump Truck Service \$200.00, New CCTV Truck Service \$250, New Pick Truck service \$200.00, New Jetter Truck Service \$250.00, New Portable Jetter Equipment \$100.00 service call, Sewer Taps Located \$300.00, Line Located Service \$150.00, New Septic Tank Disposal Fee \$40.00/1000 gallons; and amending Division 3 (RATES AND CHARGES), Article III, (WATER) of Chapter 31 (UTILITIES) of the City of Laredo Code of Ordinances, specifically section 31-138 which provides for :Wet Connection 6” x 6” from \$660.00 to a new \$1,500.00, 6” x 8” from \$770.00 to \$1,500.00, 8” x 8” from \$880.00 to \$2,000.00, 10” x 6” from \$890.00 to \$2,000.00, 10” x 8” from \$950.00 to \$2,000.00, 10” x 10” from \$900.00 to \$2,000.00, 12” x 6” from \$1,300.00 to \$3,000.00, 12” x 8” from \$1,400.00 to \$3,000.00, 12” x 10” from \$1,475.00 to \$3,000.00, 12” x 12” from

\$1,500.00 to \$4,000.00, 16" x 6" from \$2,300.00 to \$3,000.00, 16" x 10" from \$2,525.00 to \$4,000.00, 16" x 12" from \$2,600.00 to \$4,000.00, Cost for water tap ¾" from \$475.00 to \$1,590.00, water Tap 1" from \$556.00 to \$1,675.00, water tap 1-1/2" from \$736.00 to \$1,749.21, water tap 2" from 881.25 to \$2,032.00, water tap 3" from \$2,010.00 to \$2,914.00, water tap 4" from 2,996.00 to \$2,969.00, water tap 6" from \$3,801.00 to \$3,928.00, new cost for T-Connection ¾" \$240.61, new cost for service relocation ¾" \$240.00, 1" \$248.00, new cost for T- connection irrigation service ¾" \$240.61, new cost material for a FH meter \$421.29; New Cost Fire Hydrant flow Test \$150.00, Providing for publication and an effective date.

Motion to adopt Ordinance 2012-O-139.

Moved: Cm. Garza

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

2012-O-140 Amending Chapter 14, garbage, trash and refuse, Article II, rates for garbage and refuse collection and landfill operations, Section 14-9, rates, of the City of Laredo Code of Ordinances by changing Section (a) to increase the garbage collection fee to twelve dollars (\$12.00) per month plus an additional one dollar and fifty cents (\$1.50) increase per year for the subsequent four fiscal years as all others fees remain in effect.

Motion to adopt Ordinance 2012-O-140.

Moved: Cm. Garza

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

2012-O-141 Amending Chapter 32, vehicle for hire, Article II, taxicabs, of the Code of Ordinances of the City of Laredo, by specifically amending the following sections therein; Section 32-22, initial application for annual permit, to increase fee from \$50.00 to \$75.00, Section 32-33 (7), substitute or replace taxicabs, to increase inspection fee for each temporary taxicab from \$10.00 to \$20.00, Section 32-34 (a) annual permit fees, to increase from \$40.00 to \$100.00 for each authorized permit, Section 32-35, application, and Section 32-37, term and renewal, to increase taxicab drivers license fee from \$25.00 to \$35.00 each, and Section 32-74 (9) vehicle requirements and inspections, to increase annual inspection fee from \$20.00 to \$30 for each taxicab, providing for severability, publication, and effective date.

Motion to adopt Ordinance 2012-O-141.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

2012-O-142 Amending Chapter 19, motor vehicles and traffic, Article VIII, stopping, standing or parking, Article XI, truck traffic, and Article VIII, stopping, standing or parking, of the Code of Ordinances of the City of Laredo by specifically amending the following sections therein; Section 19-360, parking meters, increasing parking meter rates from .25 cents to .50 cents for parking meters located within the area bounded by Santa Maria Avenue on the east, Hidalgo Street on the south, Moctezuma on the north, and Santa Cleotilde on the west and increasing parking meter rates for all other parking meters from .50 cents .75 cents, Section 19-362 (b), City owned parking lot rates and hours of operation, increasing riverfront parking lot passenger vehicle hourly rate from \$1.00 to \$1.50 and daily rate from \$8.00 to \$10.00, tractor/recreational vehicles hourly rate from \$2.00 to \$2.50 and daily rate from \$10.00 to \$13.00, and buses hourly rate from \$4.00 to \$6.00 and daily rate from \$20.00 to \$30.00, clarifying Section 19-362(d), to specify \$40.00 monthly rate is available for downtown employees only, Section 19-461 (b)(7), oversize vehicle escort service license applications, increasing license fee from \$100.00 to \$150.00, adding Section 19-461 (b)(8), establishing a new \$50.00 fee for each proposed escort vehicle, Section 19-477, escort vehicle driver's license application, increasing escort driver's license from \$20.00 to \$50.00, Section 19-477.2. term and renewal, increasing fee for renewal of escort driver's license from \$20.00 to \$50.00 every twelve months, Section 19-480.1 vehicles requirements and inspections, adding (b)(6) establishing a new annual inspection fee of \$50.00 and re-inspection fee of \$50.00 for each vehicle and to provide for severability, publication and effective date.

Motion to adopt Ordinance 2012-O-142.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

2012-O-143 Amending the City of Laredo Code of Ordinances by adding Chapter 9, "Communications," Article II, "Public Access Center," and amending sections of ordinance number 2009-O-052 (which established rates, rules and procedures for the public access center); §4.4 to increase use of video tape rate from five dollars (\$5.00) to ten dollars (\$10.00); Section 10 to include staff among authorized personnel; §10.5.1 to increase production fees from \$50.00/hour to \$75.00 per hour; and adding section 13 non-commercial use of programming and access center equipment 13.1 thru 13.5 (13.5.4)

providing for non-commercial production fees; and, providing for severability, publication, and effective date.

Motion to adopt Ordinance 2012-O-143.

Moved: Cm. Garza
 Second: Cm. Rangel
 For: 7 Against: 0 Abstain: 0

2012-O-144 Amending the City of Laredo Code of Ordinances Chapter 2 administration, Chapter 13 food and food products, and Chapter 15 health and sanitation section to reflect a revision of fees and allowing for the addition of new fees associated with new and expanded services as accepted by motion during the budget workshop to become effective sixty (60) days from public hearing and introduction; and providing for effective date and publication. Changes to fees are as follows:

Chapter 2	Current Fee	Revised Fee
Sec. 2-3		
<i>Certified copy of death certificate, first copy</i>	\$20	\$21
<i>Certified copy of death certificate, additional copy</i>	\$3	\$4
<i>Copy of Medical Record</i>	\$0.10/copy	\$25 for first 20 pages and \$0.50 additional page
<i>Vital Statistics Processing Fee for online and mail in requests</i>	-	\$5
Chapter 13	Current Fee	Revised Fee
Sec. 13-39		
<i>Food Establishment Inspections</i>	\$50	\$75
<i>Food Establishment Follow Up Inspections</i>	\$75	\$100
Chapter 15	Current Fee	Revised Fee
Sec. 15-2		
<i>Birth Certificates*</i>	\$8	\$23
<i>Death Certificates*</i>	-	\$21
Sec. 15-9		
<i>Clinic Visit</i>	\$26	\$30
<i>Clinic Follow Up Visit</i>	\$15	\$20
Sec. 15-10		
<i>Phlebotomy Service**</i>	\$10	\$20

<i>Laboratory Tests</i>	At Cost	At Cost + \$1
Sec 15-11		
<i>Clinic Visit</i>	\$26	\$30
<i>Clinic Follow Up Visit</i>	\$15	\$20
Sec. 15-64		
<i>Tire Business Registration (1-5 persons)</i>	\$35	\$50
<i>Tire Business Registration (6-10 persons)</i>	\$70	\$100
<i>Tire Business Registration (11+ persons)</i>	\$140	\$200
Sec. 15-91		
<i>On Site Sewage Facility Inspection</i>	-	\$150
<i>On Site Sewage Facility Additional Visit/Inspection</i>	-	\$50

Motion to adopt Ordinance 2012-O-144.

Moved: Cm. Garza

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

2012-O-145 Amending the City of Laredo Code of Ordinances, Chapter 17 – Library to reflect the library’s status as a department of the City of Laredo and the new the Texas State Library and Archives Commission’s public library accreditation standards, and allowing for the addition of new fees associated with new and expanded services, the deletion of fees for services no longer offered, and the updating of policies and procedures associated with these services at Laredo Public Library and its branches, providing for publication and effective date.

ROOM USE FEES (101-0000-361-1017):	OLD FEE per day	NEW FEE per 4 hrs
Non Profit Organizations:		
<i>Multipurpose Room(includes podium and handheld microphone)</i>	\$150	\$150
<i>Computer Lab (Requires Media Tech set-up)</i>	\$200	\$200
<i>Classrooms / Meeting Rooms</i>	\$50	\$50
<i>Conference Room</i>	\$50	\$50
For Profit-Making Organizations:		
<i>Multipurpose Room (includes podium and handheld microphone)</i>	\$400	\$400

<i>Computer Lab (Requires Media Tech. set-up)</i>	\$500	\$500
<i>Classrooms / Meeting Rooms</i>	\$100	\$100
<i>Conference Room</i>	\$100	\$100
<i>Special Room Set-up or Reconfiguration</i>	N/A	\$50
<i>Coffee Service</i>	N/A	1.25/cup
PERSONNEL SERVICES:	OLD FEE per hour	NEW FEE per hour
<i>After Hours Security and Custodial Services</i>	\$50	\$50
<i>Media Technician</i>	\$50	\$50
<i>Custodial Services / Clean up Services (if room not left clean)</i>	N/A	\$25
EQUIPMENT USE FEES (101-0000-361-1101):	OLD FEE per day	NEW FEE per 4 hrs
<i>Television and VCR or DVD Player</i>	\$40	\$40
<i>Teleconference Equipment (plus actual cost of signal feed/telephone Call)</i>	\$300 per day	
<i>Portable Media Projector w/Laptop Cart Set-up</i>	\$100	\$100
<i>Portable Projection Screen*</i>	\$10	\$10
<i>Overhead projector*</i>	\$20	\$20
<i>Slide Projector*</i>	\$20	
<i>Copy Stand (Training Included)</i>	\$50	\$50
<i>Wireless Microphones</i>	\$20	
<i>Lapel Microphones</i>	N/A	\$30
<i>Audio Recording</i>	\$20	
<i>Audio (CD)</i>	\$20	
<i>Video (Videocassette or DVD)</i>	\$20	
<i>Video Recording/Camera</i>	\$20	
<i>Computer Presentation (includes audio)</i>	\$100	
<i>Flip Charts</i>	\$10	\$10
<i>Markers</i>	\$1	
<i>White Board</i>	\$10	\$10
<i>White Board Markers</i>	\$1	
<i>Laser Pointer</i>	\$10	
<i>Headphones</i>	\$0	
<i>Podium</i>	\$0	
<i>Portable PA System*</i>	\$20	
<i>Smart Board</i>	\$50	
<i>E-Book Readers*</i>	\$5	

<i>Equipment Checkout/Late Fee</i>	\$10	
<i>Translation Simuleast Equipment (Max 20) Translator sub-contracted by organization</i>	\$50	
<i>Coffee Urn</i>	N/A	\$20
LIBRARY MATERIALS FINES & FEES (101-000-357-3020):	OLD FEE per day/per item	NEW FEE per day/per item
<i>Overdue Book and Audio book on CD Cassette Tape-Fine (max. \$5) (max. value of item)</i>	\$0.20	\$0.35
<i>Overdue Video, music CD, and DVD, video game Fines (max value or item)</i>	\$1	\$1
<i>Lost or Damaged Materials (Current cost of replacement plus \$5.00 processing fee)</i>	\$5	\$5
<i>Library Card Replacement</i>	\$1	\$5
<i>Temporary Card</i>	N/A	\$1
<i>City Employee ID Card/Replacement (only w/Dept. Dir. written authorization)</i>	\$10 per card	
OFFICE SUPPLIES:	OLD FEE	NEW FEE
<i>Plain White Paper 8 1/2 x 11 (per page)</i>	\$0.10	\$0.10
<i>Plain White Paper 11 x 17 (when available/per page)</i>	\$0.15	\$0.15
SERVICE FEES:	OLD FEE	NEW FEE
<i>Computer Printouts B&W 8 1/2 x 11 only/per page</i>	\$0.10	\$0.10
<i>Computer Printouts Color 8 1/2 x 11 only/per page</i>	\$0.50	
<i>Archival Photo Reproduction/per hour</i>	\$30	\$30
<i>CD Burning/Edit Burning OCR or non OCR (Copyright restrictions apply)</i>	\$5	
<i>Scanning Services (8 1/2 x 11 only)/per page</i>	\$5	\$5
<i>Seminar Registration/hour</i>	\$10	
<i>Exam Proctoring by Librarian with MLS degree</i>	\$20	\$30/per exam
<i>Webpage Design (Non Profit Org. Only)</i>	\$100	
<i>Webpage Maintenance (Non Profit Org. Only) per month</i>	\$20	
<i>Webpage Emergency Maintenance/per occurrence</i>	\$5	
<i>Webpage Hosting (Non Profit Org. Only) per month</i>	\$20	

<i>CD/DVD Restoration per disk</i>	\$2	
<i>Internet Connection</i>	\$25	
<i>Passport Processing (Fees set by US Dept. of State)</i>	\$25	\$25
<i>Passport Photos</i>	\$15	\$15
<i>In depth research by Librarian with MLS degree</i>	N/A	\$50/1st hr. \$20/add. Hrs
<i>Local Fax Services per page</i>	N/A	\$1
<i>Long Distance Fax Services</i>	NA	\$ 2/1st page \$1/add. pages
<i>Notary Service (Fees set by State of Texas)</i>	N/A	\$6
VENDING MACHINE FEES (101-000-357-3008):	OLD FEE	NEW FEE
<i>Personal Hygiene Products</i>	\$0.25	\$0.25
<i>Computer 1.44 mg blank diskettes</i>	\$1	
<i>Pen and Pencil Vending</i>	\$0.25	
COPIER FEES AND SERVICES (101-0000-357-3040):	OLD FEE	NEW FEE
Copier Vending Fee (8 1/2 x 11 - one sided)/per page	\$0.10	\$0.10
Copier Vending Fee (8 1/2 x 11 - two sided) per page	\$0.20	

Motion to adopt Ordinance 2012-O-145.

Moved: Cm. Garza

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

2012-O-146 Amending Subsection (b), "amounts", Section 8-23, "same-fees charged", Article II., "Cemetery Manager", Chapter 8, "cemeteries", of the Code of Ordinances of the City of Laredo thereby increasing and adding cemetery fees; increasing burial of cremated remains adult from \$300.00 to \$475.00; increasing per adult grave space regular size (4'x10') from \$1,400.00 to \$1,800.00; increasing monument permit fee from \$35.00 to \$50.00; adding removal of monuments and marker "large" \$475.00. Providing for severability and an effective date.

Motion to adopt Ordinance 2012-O-146.

Moved: Cm. Garza

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

2012-O-147 Amending Article III Civic Center, Chapter 28 streets, sidewalks and public places, Section 28-87 of the Code of Ordinances of the City of Laredo to allow for rate changes in auditorium commercial \$950.00 + 8% of gross receipts. Maximum \$1,900.00 addition performances on same day increase minimum and maximum by 50% change to \$1,500.00 + 10% of gross receipts. Maximum \$2,200.00 addition performances on same day increase minimum and maximum by 50% and deposit \$300.00; auditorium non-commercial for-profit: \$1,150.00 change to \$1,250.00 and \$300.00 deposit; auditorium non-commercial non-profit: \$950.00 change to \$1,200.00 and \$300.00 deposit. Ballroom commercial: \$950.00 + 8% of gross receipt. Max of \$1,900.00 change to \$1,500.00 + 10% of gross receipts. Max of \$2,200.00 and \$300.00 deposit. Ballroom non-commercial for-profit: \$1,050.00 change to \$1,250.00 and \$300.00 deposit. Ballroom non-commercial non-profit: \$950.00 change to \$1,200.00 and \$300.00 deposit. meeting rooms commercial: \$200.00 per room for 4 hours change to \$250.00 per room Monday-Thursday for 4 hours and \$300.00 deposit; meeting rooms non-commercial for profit: \$150.00 per room for 4 hours change to \$200.00 per room Monday-Thursday for 4 hours and \$300.00 deposit; meeting rooms non-commercial non-profit: \$150.00 per room for 4 hours change to \$200.00 per room Monday-Thursday for 4 hours and \$300.00 deposit. Meeting rooms commercial \$750.00 all 4 rooms change to \$1,000.00 all 4 rooms Friday- Sunday for 4 hours and \$300.00 deposit. Meeting rooms non-commercial for-profit rentals \$550.00 change to \$700.00 and \$300.00 deposit. Meeting rooms non-commercial non-profit: \$550.00 changes to \$700.00 all 4 rooms Friday-Sunday for 4 hours and \$300.00 deposit. Deposit\damages\cancel\ all civic center lessees shall be required to post a cleaning/damage deposit of not less than \$100.00 change to deposit will be refunded after 30 days after your event and any deposit paid for any event if cancelled at anytime. Deposit will not be refunded. No exemptions; providing for publication and effective date.

Motion to adopt Ordinance 2012-O-147.

Moved: Cm. Garza

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

2012-O-148 Amending Chapter 23 (parks and leisure services section 23-1, 23-3 and section 23-4 of the Code of Ordinances of the City of Laredo to allow for rate changes in tennis from \$1.00 to \$2.00 for adults, adding fees for open tournament - \$2.50 per court per hour, closed tournament-\$3.50 per court per hour, quick start tournament or

league - \$1.00 per court per hour, open leagues (USTA, LTA) - \$2.50 per court per hour, closed leagues - \$3.50 per court per hour; increasing racquetball ball fees for tournaments from \$10.00 to \$20.00; increasing fees for use of public swimming pools for children from \$.75 to \$1.00, adults from \$1.25 to \$2.00, and water slide from \$2.00 to \$2.50; increasing public swimming pool instructional fees for learn to swim from \$20.00 to \$30.00, lap swimming session from \$20.00 to \$30.00, water aerobics from \$20.00 to \$30.00; increasing the pool rental fees for private parties from \$60.00 to \$75.00 plus a \$60.00 deposit; increasing recreation center membership fees from \$10.00 per year to \$15.00 per quarter or a yearly membership fee of \$50.00; increasing the summer program fee from \$25.00 per participant per session to \$50.00 per participant per session for FY 2013 and increasing fee to \$60.00 per participant per session for FY 2014; and providing for publication and effective date.

City Manager Carlos Villarreal stated that they were recommending that a \$1 fee per hour be added to the tennis courts for after school from 3pm through 10pm in section 23.1b2 and a five-dollar replacement fee for membership cards.

Motion to adopt Ordinance 2012-O-148 as amended to include a \$1 per hour fee for tennis courts usage in section 23.1b2, juveniles, from Monday through Friday from 3pm through 10pm, and a five-dollar replacement fee for membership cards.

Moved: Cm. Garza
 Second: Cm. Rangel
 For: 7 Against: 0 Abstain: 0

2012-O-149 Amending the Laredo Code of Ordinances, Chapter 18, Section 18-2.2 letter (A) & (C), local permit fee for amusement redemption machine premises permit and increase annual permit fee from \$350.00 to \$400.00 per machine per year; increasing the sealing fee from \$350.00 to \$400.00; repealing all ordinances in conflict; providing for severability, publication and effective date.

Motion to adopt Ordinance 2012-O-149.

Moved: Cm. Garza
 Second: Cm. Rangel
 For: 7 Against: 0 Abstain: 0

2012-O-150 Amending Chapter 25, of the City of Laredo Code of Ordinances (plumbing) by adding Section 25-8 entitled “permit fees;” increasing basic plumbing permit fee from \$20.00 to \$50.00 and increasing other per item fees; repealing all inconsistent ordinances herewith; and providing for an effective date.

Motion to adopt Ordinance 2012-O-150.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

2012-O-151 Amending Section 7-5 (International Mechanical Code) of Chapter 7 of the City of Laredo Code of Ordinances, specifically Subsection 106.5.2 (schedule of permits fees), by increasing the basic permit fee from twenty five (\$25.00) dollars to fifty (\$50.00) dollars; increasing additional per item fees; repealing all inconsistent ordinances herewith; providing a severability clause; providing a savings clause; and providing for an effective date.

Motion to adopt Ordinance 2012-O-151.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

2012-O-152 Amending Chapter 11 of the Code of Ordinance (electricity) of the City of Laredo by amending Article III Section 11-44 (permit fees) by increasing the basic permit fee from \$25.00 to \$50.00; and meter reconnection inspection fee from \$20.00 to \$25.00; increasing per item fees; and repealing all ordinances and/or parts of ordinances in conflict therewith; providing for publication and effective date.

Motion to adopt Ordinance 2012-O-152.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

2012-O-153 Amending Chapter 18 of the City of Laredo Code of Ordinances by adding a new Article III to be entitled “regulation of garage or yard sales,” for purposes of establishing provisions governing the conduct of garage sales; establishing a five (\$5.00) dollar per garage sale permit fee; providing for a saving clause; providing for a severability clause; providing for a penalty not to exceed five hundred (\$500.00) dollars for each offense; and providing an effective date.

Motion to adopt Ordinance 2012-O-153.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

2012-O-154 Amending Chapter 18 of the City of Laredo Code of Ordinances by adding a new Article V to be entitled, "regulations for new business registration" requiring the registration of businesses; providing for an annual registration fee of fifty (\$50.00) dollars; providing for a penalty not to exceed five hundred (\$500.00) dollars for each offense; providing for a savings clause; providing for a severability clause, and providing an effective date.

Motion to adopt Ordinance 2012-O-154.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

2012-O-155 Amending the Laredo Land Development Code: Chapter 24, Appendix B-3: zoning fees by increasing the following fees:

Change to the zoning narrative from \$50.00 to \$60.00;
Change to the zoning map for commercial/industrial zones less than one acre from \$250.00 to \$300.00,
One to five acres from \$300.00 to \$400.00,
Over five acres from \$400.00 to \$500.00 and from \$50.00 per acre to \$75.00 per acre for each acre over five acres;
Residential Zones:
Less than one acre from \$200.00 to \$300.00,
One to five acres from \$250.00 to \$300.00,
Over five acres from \$400.00 to \$500.00 and from \$50.00 per acre to \$75.00 per acre for each acre over five acres,
Raising the cap on zoning change fee from \$2,000.00 to \$3,000.00;
application for special use permit from \$300.00 to \$400.00;
Appeal to board of adjustment from \$50.00 to \$300.00 for administrative appeals and from \$75.00 to \$300.00 for substantive appeals;
Creating a fee for zoning verification letter requests of \$25.00;
providing for an effective date, severability and publication.

Motion to adopt Ordinance 2012-O-155.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

2012-O-156 Amending the Subdivision Ordinance of the City of Laredo by: revising Chapter II, Section 2-3.1 Subdivision plats of the subdivision ordinance handbook by increasing the following fees:

Preliminary subdivision fees for residential lots less than 20,000 square feet served by water and wastewater from \$50.00 to \$100.00 and final subdivision fees from \$25.00 to \$50.00;

Residential subdivisions greater than 20,000 square feet preliminary subdivision base fee from \$300.00 to \$400.00;
Final subdivision base fee from \$300.00 to \$400.00;
Amending plats from \$100.00 to \$200.00;
Extension approval from \$125.00 to \$300.00
Plat name change from \$50.00 to \$150.00;
General plan from \$300.00 to \$400.00;
And adding a fee for administrative plats of \$200.00; providing for publication, severability and effective date.

Motion to adopt Ordinance 2012-O-156.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

2012-O-157 Amending the Laredo Code of Ordinances as follows:

Chapter 2, Section 2-7: filing fee, by increasing the annexation application fee from five hundred dollars (\$500.00) to seven hundred fifty dollars (\$750.00); providing for an effective date, severability and publication.

Motion to adopt Ordinance 2012-O-157.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

2012-O-158 Amending the Laredo Land Development Code as follows:

Chapter 24, Article V, Model Subdivision Rules, creating Section 24.80.8: application for certification of compliance for utility connection, to include an application fee of fifty dollars (\$50.00); providing for an effective date, severability and publication.

Motion to adopt Ordinance 2012-O-158.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

2012-O-159 Amending the Laredo Land Development Code as follows:

Chapter 24, Article IV, Oil & Gas Extraction and Production Specific Use Zoning Overlay District and Permit Requirements Section 24-73.4: application for oil and gas extraction and production permit, Subsection 12 by raising drilling and re-entry fees from one thousand dollars (\$1,000.00) to one thousand three

hundred dollars (\$1,300.00), reworking fees from five hundred dollars (\$500.00) to seven hundred fifty dollars (\$750.00) and well plugging fees from two hundred fifty dollars (\$250.00) to five hundred dollars (\$500.00); raising Section 24.73.9: seismic surveys fees from five hundred dollars (\$500.00) to seven hundred fifty dollars (\$750.00); raising section 24.73.12, annual inspection fee from one hundred dollars (\$100.00) to one hundred fifty dollars (\$150.00); providing for an effective date, severability and publication.

Motion to adopt Ordinance 2012-O-159.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

2012-O-160 Amending the Laredo Land Development Code as follows:

Chapter 24, Article IV, Historic District Specific Use Overlay District, Section 24.66.3: designating locally significant historic landmarks by creating a one hundred dollar (\$100.00) application fee; and section 24.66.5 procedural requirements for review of landmarks by Historic District/Landmark Board by creating a one hundred dollar (\$100.00) fee; providing for an effective date, severability and publication.

Motion to adopt Ordinance 2012-O-160.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

2012-O-161 Amending the Laredo Land Development Code as follows:

Chapter 24, Article IV, Flood Damage Prevention Section 24-69.4: Administration, Subsection (C)(1)(G) increasing the floodplain development permit application fee from one hundred dollars (\$100.00) to two hundred dollars (\$200.00); and adding paragraph (H) creating a twenty-five dollar (\$25.00) fee for floodplain verification letter requests; providing for an effective date and publication.

Motion to adopt Ordinance 2012-O-161.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

2012-O-162 Authorizing the City Manager to:

Terminate an Advanced Funding Agreement with the Texas Department of Transportation (TxDOT) for “The West Laredo Multimodal Corridor – Phase II –the Flecha/ Las Cruces Realignment Project and the Calton Grade Separation Project” (engineering only) executed on June 30th, 2004; and,

Terminate an Advanced Funding Agreement with the Texas Department of Transportation (TxDOT) for The West Laredo Multimodal Corridor Phase II –the Flecha/Las Cruces realignment Project and Calton Grade Separation Project” (engineering only) executed on July 9th, 2009; and,

Execute an Advanced Funding Agreement with the Texas Department of Transportation for the West Laredo Multimodal Corridor Phase II –the Flecha/ Las Cruces Realignment Project in order to replace all the above cited agreements and retain all funding and work tasks associated with the Flecha/Las Cruces Project within the Phase II agreement while reallocating all funding and work tasks associated with the Calton Grade Separation Project to the Phase III agreement; and,

Amend the FY 2011-2012 Capital Improvements Fund Budget by reducing the grant amount by \$4,149,580.00 including a reduction in TXDOT funds of \$3,204,854.00 and \$944,726.00 in local matching funds. These reduced funds, including matching funds, will be transferred to West Laredo Multimodal Corridor –Phase III- Calton Grade Separation Project.

Motion to adopt Ordinance 2012-O-162.

Moved: Cm. Garza

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

2012-O-163 Authorizing the City Manager to:

Terminate an Advanced Funding agreement with the Texas Department of Transportation (TxDOT) for the “West Laredo Multimodal Corridor – Phase III –Calton Grade Separation Project” (construction only) executed on June 10th, 2006; and,

Terminate an Advanced Funding Agreement with the Texas Department of Transportation (TxDOT) for the “West Laredo Multimodal Corridor Phase III – Calton Grade Separation Project” (construction only) executed on July 9th, 2009; and,

Execute an Advanced Funding Agreement with the Texas Department of Transportation for the “West Laredo Multimodal

Corridor- Phase III for the Calton Grade Separation Project” in order to replace all the above cited agreements and allocate all funding and work tasks associated with the Calton Grade Separation Project within the Phase III agreement, as well as, accepting the new budget in the amount of \$21,537,002; and,

Amend the Capital Grants Fund budget by appropriating an additional \$8,750,016.00 which includes \$7,588,162.00 in TxDOT funds and \$1,161,854.00 in local matching funds. The additional local matching funds have been identified in the 2008 CO Fund and the Capital Improvement fund.

Motion to adopt Ordinance 2012-O-163.

Moved: Cm. Garza

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

- 2012-O-164 Authorizing the City Manager to amend the Capital Improvements Fund by reducing the West Laredo Multimodal Corridor—Phase I—CPL Road Project Grant amount by \$5,020,181.00 which includes \$4,575,756.00 in TXDOT funds and \$444,425.00 in local matching funds. The reduced funds, including all matching funds, will be transferred to West Laredo Multimodal Corridor—Phase III—Calton Grade Separation Project.

Motion to adopt Ordinance 2012-O-164.

Moved: Cm. Garza

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

- 2012-O-165 Ratifying the execution of easement documents for the conveyance to Southwestern Bell Telephone Company, a Missouri Corporation, a tract of land containing 1.94 acres being out of the 270.00 acre tract situated in Porcion 06 and Porcion 07, Abstract 38 and Abstract 39, Blas Maria Diaz Original Grantee, Webb County, Texas; same being a tract of land conveyed to the City of Laredo as recorded in Volume 2995, Pages 165-210, Webb County Official Public Records. Said tract of land being more particularly described by metes and bounds survey in attached Exhibits A and B. Said easement tract is needed for the installation of communication lines to serve the Max Mandel Municipal Golf Course Facility and providing for effective date.

Motion to adopt Ordinance 2012-O-165.

Moved: Cm. Garza

Second: Cm. Rangel

For: 7 Against: 0 Abstain: 0

2012-O-166 Authorizing the City Manager to execute a lease with Laredo Aero Center, Inc., for approximately 150 square feet of office space in the Federal Inspection Services (FIS) located at 4719 Maher Ave., Laredo, Texas known as Suite No. 129 situated on property described as Block No.1of subdivision plat of Laredo International Airport. Lease term is for one (5) year commencing on August 01, 2012 and ending on July 31, 2017 and may be extended for one (1) term of five (5) years each ending on July 31, 2022. However, it is agreed by the parties that the lease may be terminated by either party on or not less than ninety (90) days' written notice from the party terminating to the other. Monthly rent shall be \$780.00 and will be adjusted annually according to changes in the Consumer Price Index; providing for an effective date.

Motion to adopt Ordinance 2012-O-166.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

IX. RESOLUTIONS

9. 2012-R-067 Appointment to the Fire Fighters' & Police Officers' Civil Service Commission of the City of Laredo to serve a three (3) year period effective September 17, 2012 to September 17, 2015.

Motion to approve Resolution 2012-R-067 and name Vidal Cantu to the Fire Fighters' & Police Officers' Civil Service Commission.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

10. 2012-R-073 Adopting the 2013-2017 Capital Improvement Program of the City of Laredo.

Motion to approve Resolution 2012-R-073.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

11. 2012-R-074 Authorizing the City Manager to enter into a contract with the Texas Department of State Health Services (DSHS) in the amount of \$80,000.00 for the continuation of the Community Diabetes Family Based Education Project (CDP) in which the City of Laredo Health Department (CLHD) provides comprehensive community-based

diabetes prevention, intervention and control for the period beginning September 1, 2012 through August 31, 2013. Continuation of this program will be contingent on future funding availability. (Approved by Finance Committee)

Motion to approve Resolution 2012-R-074.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

12. 2012-R-075 Authorizing the City Manager to accept a continuation contract from the Department of State Health Services (DSHS) in the amount of \$75,000.00 to continue to provide medical and dental services for children who are underserved, uninsured and medically indigent for the period beginning September 1, 2012 through August 31, 2013. (Approved by Finance Committee)

Motion to approve Resolution 2012-R-075.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

13. 2012-R-076 A resolution of the City of Laredo, Texas, authorizing the execution and delivery of an equipment lease/purchase agreement with respect to the acquisition, purchase, financing, and leasing of certain equipment for the public benefit in the amount not to exceed \$4,588,000.00; authorizing the execution and delivery of documents required in connection therewith; and authorizing the taking of all other actions necessary to the consummation of the transactions contemplated by this resolution; and declaring an effective date.

Motion to approve Resolution 2012-R-076.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

14. 2012-R-077 A resolution of the City of Laredo Parks and Leisure Services Department as hereinafter referred to as “applicant”, in dealing with the Texas Parks and Wildlife Department hereinafter referred to as “department” for the purpose of participating in the local park grant program, hereinafter referred to as the “program”, certifying that the applicant is eligible to receive program assistance; certifying that the applicant matching share is readily available; dedicating the proposed site for permanent (or for the term of the lease for leased property) public park and recreational uses; and certifying that the application has been submitted to the appropriate regional council of

governments for the Texas Review and Comment System (TRACS) review.

Motion to approve Resolution 2012-R-077.

Moved: Cm. Garza
Second: Cm. Rangel
For: 7 Against: 0 Abstain: 0

X. MOTIONS

15. Authorizing the City Manager to contract with the following consulting firms for state and federal intergovernmental, informational, and advocacy services to be provided to the City of Laredo for the period beginning October 1, 2012 through September 30, 2013. Funding is available in Telecommunications, NPDES, Water, Wastewater, and Solid Waste Funds. Funding is contingent upon approval of the FY 2012-2013 Annual Budget and availability of funds accordingly.

- Best Best & Krieger, P.L.L.C. (Gerry Lavery Lederer), Washington, D.C., in the amount of \$84,950.00
- McWilliams & Associates (Andrea McWilliams), Austin, Texas, in the amount of \$75,600.00. (Approved by Finance Committee)

Motion to approve.

Moved: Cm. Rangel
Second: Cm. Vera
For: 7 Against: 0 Abstain: 0

16. Authorizing the City Manager to execute a Services Agreement with Motorola Solutions Inc., in the amount of \$147,159.84 for the maintenance agreement of the City of Laredo's 800 MHz. Trunked Radio Communications System, as attached hereto. The service agreement provides annual maintenance for the infrastructure equipment, subscriber equipment, and support. (Approved by Finance Committee)

Motion to approve.

Moved: Cm. Rangel
Second: Cm. Vera
For: 7 Against: 0 Abstain: 0

17. Approval of a contract with Best Best & Krieger L.L.P., to advise the City on telecommunications and cable issues and transactions as requested by the City of Laredo from time to time. The contract term for this engagement is two (2) years beginning October 1, 2012 and ending September 30, 2014; not to exceed \$40,000.00 per fiscal year. Funding for Fiscal year 2013-2014 is subject to availability. (Approved by Finance Committee)

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Vera

For: 7

Against: 0

Abstain: 0

18. Consideration to award contract FY12-091 to the sole bidder, ZVS-Media, L.L.C., Austin, Texas, in the amount of \$95,928.98, for the implementation at the Laredo Public Access Center's Council Chambers Production Suite of an HD production switcher and attendant support technology necessary for transmission to the Public Access Center. This contract is for the purchase and installation of HD control room equipment replacing equipment that has been in service since 2007. Funding is available in the Information Technology and Support Services – Public Education and Government (PEG) Fee fund. (Approved by Finance Committee)

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Vera

For: 7

Against: 0

Abstain: 0

19. Consideration to authorize payment to four (4) vendors (Centurylink, Intrado, AT&T and Sprint/Nextel) for providing existing 9-1-1 telephone network, database, wireless and equipment maintenance for the four (4) county regional 9-1-1 system in the projected amount of \$331,675.20. Payments are for the period September 1, 2012 through August 31, 2013. Funding is available in the 9-1-1 Regional Fund. (Approved by Finance Committee)

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

20. Consideration to authorize the use of the State of Texas-Procurement and Support Services (TPASS) Division's Cooperative Purchasing Program contract awarded to fifteen (15) qualified library book vendors for the purchase of library materials. Approximately, \$630,000.00 in library materials is purchased on an annual basis. This contract will supplement the Library's ability to purchase books and audio visual materials. Funding is available in the Public Library Budget. (Approved by Finance Committee)

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

21. Consideration to authorize a purchase contract with Motorola Inc., through the Houston-Galveston Area Council of Governments (H-GAC) Cooperative Purchasing Program, in the amount of \$70,200.50 for the purchase of twenty-five (25) portable radios for the Police Department. Funding is available in the 2007 CO Bond. (Approved by Finance Committee)

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

22. Consideration to award supply contract number FY12-092 to the low bidder Ferguson Waterworks, Newport News, VA, in the amount of \$260,000.00 for the purchase of butterfly valves and mechanical joint iron fittings for the Utilities Department. These materials shall be purchased on an as needed basis by the Utilities Department—Water Operations for construction and repair projects. Funding is available in the Utilities Department Fund. (Approved by Finance Committee Meeting)

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

23. Consideration to award contract number FY12-090, to the second low bidder, Interboro Packaging, Inc., Montgomery, NY, in the amount of \$50,856.00, for the purchase 815,000 plastic bags for use in the City's Recycling Program. The bid pricing is 14% higher than the previous purchase amount. Funding is available in the Solid Waste Services budget. (Approved by Finance Committee)

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

24. Consideration to award contract FY12-089, Trak Engineering, Tallahassee, Florida, in the estimated amount of \$60,455.00 for the purchase and installation of a new fuel control system for the Fleet Department. The Fleet Department reviewed and evaluated all the proposals utilizing a best value evaluation grading system and Trak Engineering was deemed to provide the best value for the City. Funding is available in the Fleet Department budget. (Approved by Finance Committee)

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

25. Consideration to award contract FY12-088 to the following bidders to provide diesel engine overhaul services:

- 1. Rush Truck Center of Texas, Laredo, Texas.
- 2. Rotex Truck Center, Inc., Laredo, Texas.
- 3. Cervantes Truck Center, Laredo, Texas.

All diesel engine overhaul repairs services will be secured on an as needed basis. The estimated contract amount is \$290,000.00 to overhaul seven (7) refuse trucks. Staff is recommending that contracts be awarded to these three (3) qualified vendors. Funding is available in the Solid Waste Services budget. (Approved by Finance Committee)

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

26. Consideration to renew the existing six-month supply contracts (FY12-027) awarded to the listed vendors for the purchase of lubricants for the Fleet Maintenance Division:

- 1. Arguindegui Oil Co., Laredo, Texas, in the estimated amount of \$76,604.40;
- 2. Golden West Oil Texas Enterprises Inc., Co., Laredo, Texas, in the estimated amount of \$21,077.55, and
- 3. Hollon Oil Company, Weslaco, Texas, in the estimated amount of \$1,776.00.

The bid pricing will be for a six-month period and all items will be purchased on an as needed basis. Funding is available in the Fleet Maintenance Fund. (Approved by Finance Committee)

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

27. Consideration to renew the existing annual contract (FY10-086) awarded to McNeilus Truck, Hutchins, Texas, in the estimated amount of \$120,000.00 for the purchase of original equipment manufacturer repair parts and service for the

McNeilus refuse trucks. All parts and services will be purchase on an as needed basis. Funding is available in the Fleet Maintenance budget. (Approved by Finance Committee)

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

28. Consideration for approval of the Laredo Little Theater Improvements as complete and approval of change order no. 1, an increase of \$750.00 for the balance of quantities actually constructed in place, release of retainage and approval of final payment in the amount of \$10,405.50 to ABBA Construction, L.L.C., Laredo, Texas. Final construction contract amount is \$97,305.00. Funding is available in the EDI-SP Grant Laredo Little Theater.

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

29. Authorizing the City Manager to acquire through fee simple title the surface only of a tract of land containing 1.25 acres more or less, situated in Porcion 31, Abstract 3116, Jose Treviño Original Grantee, being out of a 0.79 acre tract as recorded in Volume 1252, Pages 511-554, Webb County Real Property Records, and out of a strip of land known as Los Ejidos of the City of Laredo, as recorded in Volume 570, pages 91-95, Webb County Deed Records, more particularly described by the metes and bounds survey in attached Exhibit "A". The property is being purchased in support of the Chacon Creek Hike and Bike Trail Phase II, for an amount not to exceed \$40,000.00 plus applicable closing costs. Funding for the acquisition is available from Community Development Block Grant Funds, 35th Action Year, Chacon Creek Acquisition.

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

30. Authorizing the City Manager to negotiate an agreement with Plaza Partners, a local nonprofit corporation, to provide for the restoration and re-use of the Plaza Theater for the purpose of preserving the historical integrity of the building, promoting and advancing the arts, and assisting in the revitalization of downtown. (Approved by Finance Committee)

Melissa Haynes, representing nonprofit group Plaza Partners, said that their goal was to bring the Plaza Theatre back to its original splendor.

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Vera

For: 7

Against: 0

Abstain: 0

31. Approving monthly adjustments to the tax roll. The amounts to be adjusted for the month of August 2012, represent a decrease of \$485.01. These adjustments are determined by the Webb County Appraisal District and by court orders.

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

32. Approving the property tax revenue increase for the fiscal year 2013 budget as required by the Texas Local Government Code Section 102.007 said increase being \$1,073,721.00 or 1.67%. The amount is due entirely to increases in property tax valuations and new property added to the tax roll and NOT to any increase in the current tax rate of \$.637000.

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

33. Approval of the Fiscal Year 2013 Audit Plan in accordance with Ordinance No. 2011-O-077.

Motion to approve.

Moved: Cm. Rangel

Second: Cm. Perez

For: 7

Against: 0

Abstain: 0

XI. GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

34. A. Request by Mayor Raul G. Salinas

1. Discussion with possible action to create an active awareness program by the Drug and Alcohol Commission and Laredo Health Department to emphasis the impacts of alcohol/drug use related to future employment opportunities.

Motion to table.

Moved: Cm. Garza

Second: Cm. Rangel

For: 7

Against: 0

Abstain: 0

Motion to take from the table.

Moved: Cm. Rendon

Second: Cm. Vera

For: 8

Against: 0

Abstain: 0

Mayor Salinas stated that in recent months, there had been an accident because a drunk driver struck the vehicle of a police officer. He went on to say that, in 2010, there were 338 DWI arrests, and in 2011, there were 293 arrests. He advised that at this point they had already surpassed 2010's statistics with 382 DWI arrests. He concluded that DWI convictions were destroying job opportunities for these people.

Interim Police Chief Gilberto Navarro stated that the DWI conviction did have a huge impact because you would lose your livelihood. He added that the entire family would be affected and the community felt the burden.

Health Director Dr. Hector Gonzalez reported that the Drug and Alcohol Commission were coordinating with the Police Department and other organizations such as SCAN, STCADA, and Border Region Behavioral Health since this led to other issues as well. He added that they were planning an awareness campaign.

B. Request by Council Member Juan Narvaez

1. Special presentation by Constable Rudy Rodriguez regarding an award.

Motion to postpone.

Moved: Cm. Narvaez

Second: Cm. Garza

For: 7

Against: 0

Abstain: 0

C. Request by Council Member Jorge A. Vera

1. Discussion with possible action to direct staff to contact our legislative representatives and prevail upon them to include "spice," "salvia," "bath salts," and "K2," etc., otherwise known as "synthetic cannabis," among prohibited substances under the Texas Controlled Substances Act.

Cm. Vera stated that there were about thirteen states that had banned these types of drugs. He added that right now it was legal to purchase these over the counter. He wanted for staff to contact their legislators to see if they could push for a ban.

Interim Police Chief Gilberto Navarro reported that locally there was already a coming together of different law enforcement agencies this past summer to deal with this issue. He added that the law had changed through an emergency amendment through DEA so that now, the chemicals existing in this product were illegal. He concluded that there had already been about twenty arrests made so far related to this product.

XII. EXECUTIVE SESSION

35. Request for executive session pursuant to Texas Government Code Section 551.071 to consult with attorney on potential or contemplated litigation regarding a leasehold with effective date: March 29, 2005 between the City of Laredo and Laredo Town Center, L.P., a Texas Limited Partnership; with a return to open session for possible action.

Motion to go into executive session pursuant to Texas Government Code Section 551.071 to consult with attorney on potential or contemplated litigation regarding a leasehold with effective date: March 29, 2005 between the City of Laredo and Laredo Town Center, L.P., a Texas Limited Partnership; with a return to open session for possible action.

Moved: Cm. Garza

Second: Cm. Rendon

For: 8

Against: 0

Abstain: 0

After Executive Session, Mayor Salinas announced that no formal action was taken.

36. Request for executive session pursuant to Texas Government Code Section 551.071(1) (A) to consult with attorney on pending litigation: Cause No. 2010CVF001869-D1; Pedro Sarmiento and the Laredo Police Officers Association, V. Cesar R. Garza, in his official capacity as Civil Service Director of the City of Laredo, Texas et al.; in the 49th District Court, Webb County, Texas; and return to open session for possible action.

Motion to go into executive session pursuant to Texas Government Code Section 551.071(1) (A) to consult with attorney on pending litigation: Cause No. 2010CVF001869-D1; Pedro Sarmiento and the Laredo Police Officers Association, V. Cesar R. Garza, in his official capacity as Civil Service Director of the City of Laredo, Texas et al.; in the 49th District Court, Webb County, Texas; and return to open session for possible action.

Moved: Cm. Garza

Second: Cm. Rendon

For: 8

Against: 0

Abstain: 0

After Executive Session, Mayor Salinas announced that no formal action was taken.

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

Motion to recess as the Laredo City Council and convene as the Laredo Mass Transit Board.

Moved: Cm. Garza
Second: Cm. Rangel
For: 8

Against: 0

Abstain: 0

37. Consideration to approve a contract with SimplexGrinnel to remove and install fire alarm panel (Simplex 4100 ES FACP) for the Transit Center building in the amount of \$56,794.99. (Approved by Finance Committee Meeting)

Motion to approve.

Moved: Cm. Garza
Second: Cm. Rangel
For: 8

Against: 0

Abstain: 0

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

Motion to adjourn as the Laredo Mass Transit Board and reconvene as the Laredo City Council.

Moved: Cm. Garza
Second: Cm. Rangel
For: 8

Against: 0

Abstain: 0

Motion to adjourn.

Moved: Cm. Vera
Second: Cm. Rendon
For: 7

Against: 0

Abstain: 0

Cm. San Miguel was not present.

I, Gustavo Guevara, Jr., City Secretary, do hereby certify that the above and foregoing is a true and correct copy of the minutes contained in pages 01 to 38 and they are true, complete, and correct proceedings of the City Council meeting held on September 17, 2012.

Gustavo Guevara, Jr.
City Secretary