# CITY OF LAREDO LAREDO, TEXAS REGULAR CITY COUNCIL MEETING 1110 HOUSTON STREET 5:30 P.M.

M-92-R-14 M I N U T E S MAY 26, 1992

### I. CALL TO ORDER

With a quorum present Mayor Saul N. Ramirez, Jr. called the meeting to order.

### II. PLEDGE OF ALLEGIANCE

Mayor Saul N. Ramirez, Jr. led in the Pledge of Allegiance.

#### III. ROLL CALL

IN ATTENDANCE:

SAUL N. RAMIREZ, JR., MAYOR

JOSE R. PEREZ, COUNCILMEMBER, DISTRICT I , DISTRICT II JACINTO P. JUAREZ, , DISTRICT III ARLENE RASH ALDRIDGE, CECILIA MAY MORENO, , DISTRICT IV , DISTRICT V BLAS CASTANEDA, , DISTRICT VI EDUARDO PERALES, EDUARDO PERALES, HECTOR J. LIENDO, .. , DISTRICT VII FELIPE CARDENAS, , DISTRICT VIII

GUSTAVO GUEVARA, JR., CITY SECRETRAY PETER H. VARGAS, CITY MANAGER

JERRY BRUCE CAIN, ASSISTANT CITY ATTORNEY

# IV. APPROVAL OF MINUTES

Regular City Council Meeting: May 4, 1992

Motion to approve.

Moved : Cm. Perez Second: Cw. Moreno

For: 5 Against: 0 Abstain: 0

### V. INTRODUCTORY ORDINANCES

3. Approving a new lease with Border Sporting Goods, Inc., for the approximate 30,000 square foot tract of land, and the approximate 5,260 square feet, known as Building #190, located at 5207 Maher Avenue, at the Laredo International Airport.

Ordinance Introduction: City Council

Approving a new lease with Victor M. Guevara, for the approximate 6,000 square feet, constituting Building #2098, and the approximate 1,000 square feet, constituting an adjoining storage building, located at 920 Maher Avenue, at the Laredo International Airport.

Ordinance Introduction: City Council

Amending Chapter 13, Food and Food Products, and adding Article IV, Permitting of Food Service Operator, to the Code of Ordinances of the City of Laredo.

Ordinance Introduction: City Council

Authorizing the City Manager to execute an amendment to the lease between the City and Carlos Mejia, d/b/a Mejia Engineering, for space A-33 in the Mercado Square.

Ordinance Introduction: City Council

7. Authorizing the City Manager to execute an easement to the International Boundary and Water Commission of 144 square feet at the Laredo/Colombia Solidarity Bridge for a gauge station.

Ordinance Introduction: City Council

### FINAL READINGS

Motion to waive the final reading of Ordinances: #92-0-061 and #92-0-112.

Moved: Cm. Perez Second: Cm. Perales

For: 5 Against: 0 Abstain: 0

Cm. Juarez, Cm. Liendo and Cm. Castaneda not present at this time.

Cm. Liendo came in at this time: 5:40 p.m.

Motion to waive the final reading of Ordinance(s) #92-0-101, #92-0-102, #92-0-103, #92-0-104, #92-0-105, #92-0-106, #92-0-107, #92-0-108, #92-0-109, #92-0-110, #92-0-111, #92-0-113.

Moved : Cm. Perez Second: Cm. Perales

Against: 0 Abstain: 0 For:

Cm. Juarez and Cm. Castaneda not present.

8. 92-0-061 Authorizing the issuance of Waterworks System

Revenue Refunding Bonds, New Series 1992, authorizing the execution of a purchase contract, approving an official statement and the execution of an escrow agreement. (City Council)

Mr. Steve Elliot of First Southwest Company made the presentation.

Motion to approve.

Moved : Cm. Perales Second: Cm. Perez

For: 6 Against: 0 Abstain: 0

9. 92-0-101 Authorizing the City Manager to execute a lease agreement for 99 years at \$1.00 per year, with the Laredo Housing Authority, a public body corporate, for and on behalf of the City of Laredo, for Block 1439-A, formerly known as Monterrey Street, between Martin and Milmo Avenues, Eastern Division, City of Laredo, Webb County, Texas. (City Council)

> City Manager, Peter H. Vargas, stated that there was one amendment on 92-0-101, that should read an 18' easement instead of 12' easement.

Motion to approve.

Moved : Cm. Perez Second: Cw. Moreno

Against: 0 Abstain: 0 For: 6

10. 92-0-102 Amending Section 32-30 (Number of Taxicabs Authorized) of Article II (Taxicabs) of Chapter 32 (Vehicles for Hire) of the Code of Ordinances to add a new subsection 32-30 A. Amending number of taxicabs authorized by City policy to reflect following changes in conditions: Expanding current existing limit of 55 authorized taxicabs to reflect actual existing number of 71 operators; in addition, to keep pace with the City's growth, for every 1800 additional (new) residents of the City of Laredo, one additional taxicab permit be issued at permit renewal time. Any additional permits that are issued at renewal time are to be issued on the basis of a lottery to be conducted by the City. (City Council)

Motion to approve.

Moved: Cm. Perez Second: Cw. Moreno

For: 6 Abstain: 0 Abstain: 11. 92-0-103 Amending Section 32-74 (B) (Vehicle Requirements and Inspections) of Article II (Taxicabs) of Chapter 32 (Vehicles for Hire) of the Code of Ordinances, to add a new subsection B (5) requiring all vehicles for hire to be equipped with an operable air conditioning system by February 1993, before being allowed to operate. (City Council)

Motion to approve.

Moved : Cm. Perez Second: Cw. Moreno

For: 6 Against: 0 Abstain: 0

12. 92-0-104 Authorizing the City Manager to execute a Quitclaim Deed to convey whatever interest or title, if any, held by the City of Laredo, Texas, for lots 5, 6, 7, and 8, Block 758-A, situated in the Eastern Division of the City of Laredo, Webb County, Texas, to Juan Jose Gonzalez and wife, Diamantina Gonzalez, Herminio Carrillo, and Beatriz Trevino Salazar of Laredo, Webb County, Texas. (City Council)

Motion to approve.

Moved : Cm. Perez Second: Cw. Moreno

For: 6 Against: 0 Abstain: 0

13. 92-0-105 Approving a renewed lease with Laredo Utility Construction, Inc., for the approximate 53,000 square feet of land, located at 5901 Daugherty Avenue, at the Laredo International Airport. (City Council)

Motion to approve.

Moved: Cm. Perez Second: Cw. Moreno

For: 6 Against: 0 Abstain: 0

14. 92-0-106 Approving a renewed lease with Texas Industrial Services, Inc., for the approximate 1,580 square feet, constituting the southern portion of Building #1429, located at 4209 Daugherty Avenue, at the Laredo International Airport. (City Council)

Motion to approve.

Moved : Cm. Perez

Second: Cw. Moreno

For: 6 Against: 0

Abstain: 0

15. 92-0-107 Approving a renewed lease with Laredo Car Rental, Inc., d/b/a National Car Rental Agency, Inc., for the approximate 5,310 square feet of land, located at 901 Maher Avenue, at the Laredo International Airport. (City Council)

Motion to approve.

Moved : Cm. Perez Second: Cw. Moreno

For: 6 Against: 0 Abstain: 0

16. 92-0-108 Approving a new lease with Border Car Rental, Inc., for the approximate 5,310 square feet of land, located at 901 Maher Avenue, at the Laredo International Airport. (City Council)

Motion to approve.

Moved : Cm. Perez Second: Cw. Moreno

For: 6 Against: 0

Abstain: 0

17. 92-0-109 Approving a renewed lease with Hub City Tire,
Inc., for the approximate 9,200 square feet,
constituting Building #1335, located at 3912 North
Jarvis Avenue, at the Laredo International
Airport. (City Council)

Motion to approve.

Moved: Cm. Perez Second: Cw. Moreno

For: 6 Against: 0 Abstain: 0

18. 92-0-110 Approving a new lease with IRCO Corporation for the approximate 97,183 square feet of land, to include the approximate 28,000 square feet, constituting Building #1315, located at 2015 Pappas Street, at the Airport. (City Council)

Motion to approve.

Moved: Cm. Perez Second: Cw. Moreno

For: 6 Against: 0 Abstain: 0

19. 92-0-111 Approving a new lease with Comision-Mexico Americana Para La Erradicacion Del Gusano Barrenador, for the approximate 19,765 square feet, constituting Building #1308, located at 306

Flightline, at the Laredo International Airport. (City Council)

Motion to approve.

Moved: Cm. Perez Second: Cw. Moreno

Against: 0 Abstain: For: 6

20. 92-0-112 Authorizing the issuance of City of Laredo, Texas, Combination Tax and Mass Transit Revenue Certificates of Obligation, Series 1992, in the principal amount of \$5,000,000, authorizing the execution of a purchase contract and approving an official statement. (City Council)

Motion to approve.

Moved : Cm. Perales Second: Cm. Perez

For: 6 Against: 0 Abstain: 0

21. 92-0-113 First reading of an ordinance authorizing the City of Laredo and Southwestern Bell Telephone Company to enter into a franchise agreement. Council)

Motion to approve.

Moved : Cm. Perez Second: Cw. Moreno

Against: 0 Abstain: 0

### VII. RESOLUTIONS

Cm. Juarez & Cm. Castaneda came in at this time: 5:50 p.m.

22. 92-R-049 Opposing the Public Utility Commission of Texas' proposed modification of the Notice of Intent and Certificate of Convenience and Necessity and qualifying facility rule-making proceedings.

> Mr. Ruben Correa and Mr. Ralf Underbrick from CP&L appeared before the council to present a disagreement of the modification of the resolution which was under the retail wheeling provisions.

Motion to approve resolution.

Moved : Cm. Perales Second: Cw. Moreno

For: 8 Against: 0 Abstain: 1

(Cw. Liendo)

23. 92-R-050 Appointing Jose Luis Bosch, the nominee of Mayor Saul N. Ramirez, Jr., to the Parks and Recreation Advisory Board.

Motion to approve resolution.

Moved : Cm. Juarez Second: Cw. Moreno

For: 8 Against: 0 Abstain: 0

24. 92-R-051 Supporting and endorsing the Six National Education Goals for the Year 2000 that were established by President Bush and the Nation's Governors.

Sylvia Bruni and Bill Green made a presentation regarding the six education goals. She added there is a tele-conference scheduled nationwide hosted by Ms. Lamar Alexander on goal number two. She added that what had evolved out of this strategies and the plans that were recommended weeks ago were based very firmly on networking partnerships between and among schools; governmental entities and community groups.

Mr. Green added that an education office might be established in Laredo to seek implementation for these goals.

Mayor read the goals as follow:

- 1) "All children in America will start school ready to learn."
- 2) "The high school graduation rate will increase to at least 90 percent."
- 3) "American students will leave grades four, eight and twelve having demonstrated competency in challenging subject matters, including English, mathematics, science, history and geography and every school in America will ensure that all students learn to use their minds well, so they may be prepared for responsible citizenship, future learning and productive employment in our modern economy."
- 4) "U.S. Students will be the first in the World in science and mathematics achievement."
- 5) "Every adult American will be literate and

will possess the knowledge and skills necessary to compete in a global economy and exercise the rights and responsibilities of citizenship."

6) "Every school in America will be free of drugs and violence and will offer a disciplined environment conducive to learning."

Motion to approve the resolution.

Moved: Cm. Perez Second: Cm. Perales

For: 8 Against: 0 Abstain: 0

25. 92-R-052 Supporting and endorsing President George Bush's Executive Order 12729, establishing the White House Commission on Educational Excellence for Hispanic Americans.

Motion to approve the resolution.

Moved : Cm. Liendo Second: Cm. Castaneda

For: 8 Against: 0 Abstain: 0

26. 92-R-054 Canvassing the recount returns of the general/special election held on May 4, 1992, for the office of Councilmember District VIII, and the proposal for a Convention Center.

Motion to approve the resolution.

Moved: Cm. Perales Second: Cm. Liendo

For: 8 Against: 0 Abstain: 0

27. 92-R-055 Authorizing the City Manager to make application to the Texas Water Commission to amend Certificate of Adjudication No. 23-3997 involving the combination of the existing 36 Certificates of Adjudication into No. 23-3997 as amended and combined.

Motion to approve.

Moved: Cm. Juarez Second: Cw. Moreno

For: 8 Against: 0 Abstain: 0

28. 92-R-056 Authorizing the City Manager to accept a grant from the Governor's Office for funding of equipment and personnel for an organized Multi-Agency Narcotics Trafficking Task Force in the

amount of \$462,396.00.

Motion to approve.

Moved : Cm. Castaneda Second: Cm. Perales

For: 8 Against: 0 Abstain: 0

29. 92-R-057 Appointing Eliseo Valdez, Jr., the nominee of Councilmemer Blas Castaneda, to the Planning and Zoning Commission.

Motion to approve resolution.

Moved : Cm. Juarez Second: Cm. Liendo

For: 8 Against: 0 Abstain: 0

### VIII. MOTIONS

30. Award of construction contract to the <u>Sole Bidder</u>, Cutler Repaving, Inc., of Lawrence, Kansas, in the amount of \$37,036.80, for the Market Street Recycling Project (Iturbide/Market Bridge to Sanders and Marcella to Malinche) (20 Blocks)

Motion to award construction contract to the sole bidder, Cutler Repaving, Inc. in the amount of \$37,036.80, for the Market Street Recycling Project.

Moved : Cm. Perales Second: Cm. Castaneda

For: 8 Against: 0 Abstain: 0

31. Approval of change order no. 1, an increase of \$5,338.00, to the construction contract with J & B Contractors, Inc., d/b/a South Texas Utility Contractors, of Laredo, Texas, for the North Laredo Wastewater Reclamation Plant Effluent Line Project.

Motion approving change order no. 1.

Moved : Cm. Perales Second: Cm. Castaneda

For: 8 Against: 0 Abstain: 0

32. Approval of change order no. 5, a decrease of \$7,110.00, acceptance of the Laredo/Colombia Solidarity Bridge Project, and approval of final payment, to H. B. Zachry Company, of San Antonio, Texas, in the amount of \$123,886.55; of which \$10,000.00 is to be retained for removal of the gravel deposited in the river during construction.

Motion to approve of change order no. 5.

Moved : Cm. Perales Second: Cm. Castaneda

Against: 0 Abstain: 0 For:

33. Award of engineering contract to G. G. Salinas Engineering, Inc., Laredo, Texas, for an amount not to exceed \$47,200.00, to design and prepare plans and specifications for the Tinaja Creek Phase I Culverts at Pecan and at Santa Clara Streets; and concrete channelization.

Motion to award engineering contract to G.G. Salinas Engineering.

Moved : Cm. Perales Second: Cm. Castaneda

For: 8 Against: 0 Abstain: 0

Approval of change order no. 2, an increase of \$15,875.00, to construction contract with Pete Gallegos Paving, Inc., Laredo, Texas, for the Park and Ride Facility located at the Laredo International Airport.

Motion to approve change order no. 2.

Moved : Cm. Perales Second: Cm. Castaneda

Against: 0 Abstain: 0 For: 8

Approval of change order no. 6, a decrease of \$157,470.00, to the construction contract; acceptance of the project; and approval of final payment, in the amount of \$72,294.71, to Pete Gallegos Paving, Inc., Laredo, Texas, for the 1990 Bond Issue Paving Assessment Project 33 (39 Blocks).

Cm. Perez stated that on September 16, 1991 he had done a motion to include Meadow Street from Zapata Highway for reconstruction and assess the curb and gutter and that no provisions were made due to the rains in January. He added that there was a transfer of monies to the reconstruction fund and that he was led to believe that \$80,000.00 were set aside for beginning of the construction of utilities. Cm. Perez added that at this time he would like those \$157,470.00 to be directed to that project.

Mayor Saul N. Ramirez, Jr. added that an ordinance should be prepared for this transfer from the 1990 Bond Issue for the paving assessment for the Meadow project that was left unfunded.

Mayor Saul N. Ramirez, Jr. asked Council to defer action on the motion until the Council takes action on item 35 itself.

Motion to adopt item 35 as presented at this time.

Moved : Cm. Perales Second: Cm. Castaneda

For: 8 Against: 0 Abstain: 0

Motion was made that the decrease of \$157,470.00 be presented as an ordinance amendment to the budget to put on as a line item for utility and construction work on the Meadow Project for next year.

Moved : Cm. Perez Second: Cm. Juarez

For: 8 Against: 0 Abstain: 0

36. Approval to reject four (4) bids received April 22, 1992, for the Water Line Replacement Project Phase I (10 Blocks).

Motion to approve to reject four (4) bids received April 22, 1992, for the Water Line Replacement Project Phase I.

Moved: Cm. Perales Second: Cm. Castaneda

For: 8 Against: 0 Abstain: 0

37. Authorizing the City Manager to execute an amendment to the contract with the Texas Department of Human Services to implement a new service of "Zero Service Break" for Priority I clients.

Motion authorizing the City Manager to execute an amendment to the contract with the Texas Department of Human Services.

Moved : Cm. Perales Second: Cm. Castaneda

For: 8 Against: 0 Abstain: 0

38. Authorizing the refund of \$2,555.82 to Cherry Hill Apartments Ltd., as per court order dated March 27, 1992.

Motion authorizing the refund of \$2,555.82 to Cherry Hill Apartments Ltd.

Moved : Cm. Perales Second: Cm. Castaneda

For: 8 Against: 0 Abstain: 0

39. Award of a service contract to the <u>Low Bidder</u>, Montgomery Elevator Company, San Antonio, Texas, for a monthly service contract for the elevators located at City Hall, the Municipal Court Building, and the Mercado Building.

Motion to award a service contract to the low bidder, Montgomery Elevator Company.

Moved : Cm. Perales Second: Cm. Castaneda

For: 8 Against: 0 Abstain: 0

40. Award of contract to the <u>Sole Bidder</u>, Commercial Body Corporation, San Antonio, Texas, in the amount of \$7,310.00, for the purchase of one hydraulic valve operator for the Utilities Department.

Motion to award contract to the sole bidder, Commercial Body Corporation.

Moved : Cm. Perales Second: Cm. Castaneda

For: 8 Against: 0 Abstain: 0

41. Award of contract to the <u>Sole Bidder</u>, J.J. Flores Inc., d/b/a Bricks International, Laredo, Texas, in the amount of \$10,615.09, for the purchase of the needed bricks and blocks for the Northwest Fire Station Project.

Motion to award contract to the sole bidder, J.J. Flores, Inc., d/b/a Bricks International.

Moved : Cm. Juarez Second: Cm. Castaneda

For: 8 Against: 0 Abstain: 0

42. Award of contract in the amount of \$159,332.00, to the <u>Low Bidder</u>, Industrial Disposal Supply, San Antonio, Texas, for the purchase of two regenerative air street sweepers.

Motion to table for the next regular meeting. (June 1, 1992)

Moved : Cm. Perales Second: Cm. Castaneda

For: 8 Against: 0 Abstain: 0

43. Award of an annual supply contract for office supplies to the following <u>Low Bidders:</u> Patria Office Supply, Laredo, Texas (\$8,810.29), Laredo Paper and Office Supply, Laredo Texas (\$4,961.24), and Miller Business Systems, San Antonio, Texas (\$990.06).

Motion to award an annual supply contract for office supplies to the following low bidders: Patria Office Supply, Laredo, Texas (\$8,810.29), Laredo Paper and Office Supply, Laredo, Texas (\$4,961.24), and Miller Business Systems, San Antonio, Texas (\$990.06).

Moved : Cm. Perales Second: Cm. Castaneda

For: 8 Against: 0 Abstain: 0

44. Award of a six month supply contract to the <u>Low Bidders</u>, Lone Star Lubricants, Laredo, Texas (\$10,188.04), and Arquindequi Oil Co., Laredo, Texas (\$8,506.15).

Motion to award six month supply contract to the low bidders, Lone Star Lubricants, Laredo, Texas (\$10,188.04) and Arquindequi Oil Co., Laredo, Texas (\$8,506.15).

Moved : Cm. Perales Second: Cm. Castaneda

For: 8 Against: 0 Abstain: 0

### IX. CITY MANAGER'S REPORT

45. Authorizing payment of \$32,896.55 to T. S. Scibienski for the cost of replacing the ranch fence situated on right-of-way donated for the Mines Road Widening Project.

Motion authorizing payment of \$32,896.55 to T. S. Scibienski for the cost of replacing the ranch fence situated on right-of-way donated for the Mines Road Widening Project.

Moved : Cm. Castaneda Second: Cm. Perales

Motion to amend the motion to include a reimbursement stipulation so that we can get this reimbursed to us from Webb County in the contract.

Moved : Cm. Castaneda Second: Cm. Perales

For: 8 Against: 0 Abstain: 0

46. Submission of the Capital Improvements Program for Fiscal Year 1993 - 1997.

City Manager, Peter H. Vargas made the presentation for the Capital Improvements Program for Fiscal Year 1993-1997 stated copies had been distributed. He added they will go over the information in detail at the budget retreats that will be scheduled in August.

Mayor asked Council that a workshop be posted specifically on the Capital Improvements Program in July.

47. Authorizing approval of a 15% additional penalty on all 1991 taxes becoming delinquent on July 1, 1992, to offset the cost of hiring private attorneys to collect delinquent taxes.

Motion to approve authorizing approval of a 15% additional penalty on all 1991 taxes becoming delinquent on July 1, 1992, to offset the cost of hiring private attorneys to

collect delinquent taxes.

Moved : Cm. Castaneda Second: Cm. Cardenas

Cm. Perales stated he had a concern with the 15% penalty because of people that are having a hard time in the community, also because people are losing properties and to add 15% to their tax bill is very difficult for them to handle. Cm. Perales added there is also high unemployment rate in this community.

(The second was withdrawn)

Motion to table for the June 1st meeting and that the legal department explain contractural obligations with the other firms and explore possibilities and come up with other alternatives.

Moved: Cm. Perales Second: Cm. Cardenas

For: 8 Against: 0 Abstain: 0

48. Authorizing payment of \$9,513.84 in satisfaction of judgement, in the case of Rose Gutierrez, Angel Garza, and Maria Socorro Chavez d/b/a Elotes La Fiesta, and also d/b/a Rio Grande Ice Cream, vs. the City of Laredo and Henry S. Domeracki; and possible executive session under Article 6252-17, Section 2 (e) to discuss this case.

No executive session was necessary for this item.

Motion authorizing payment of \$9,513.84 in satisfaction of judgement, in the case of Rose Gutierrez, Angel Garza and Maria Socorro Chavez d/ba/a Elotes La Fiesta, and also d/b/a Rio Grande Ice Cream.

Moved : Cm. Perez Second: Cm. Castaneda

For: 8 Against: 0 Abstain: 0

49. Report regarding the status of the Canales Subdivision.

City Manager, Peter H. Vargas reported that this subdivision has not been completed yet, the city has not accepted it as a completed subdivision. He added one item that is of question is curbing approximately 90 feet on the south of this particular subdivision and we are recommending that this be included into a project that will be coming in the future.

Mr. Vargas added this area is thru city owned right-of-way it's a utility easement that the city has, so it's not accessible to a property owner because the city is the

property owner.

Cm. Perales asked that any reports on the status of Canales Subdivision that are available be passed on to Council.

### X. COMMUNICATIONS

50. A presentation by Rick Garza representing Mi Laredo.

Mr. Rick Garza of the Laredo Beautification Committee made the presentation.

Mr. Garza asked to get support from Council on a project that consists of naming each member of Council in their respective districts to pick a block of the month. He added this campaign will be called "Block of the Month Campaign."

Mr. Garza continued explaining that this campaign will be consist of one member from CDA; one from the Mi Laredo Committee; and one member from the Beautification Committee along with the Councilmember to pick one block every month. He added that a sign will be placed on the block to indicate that the block is currently the "Block of the Month" for the City of Laredo.

Also under communications, City Secretary, Gustavo Guevara, Jr. stated that there was a motion made by Cw. Montalvo and seconded by Cm. Perales on August 2, 1990 that when the Justice Center is finished and the 341st Court has moved out, that staff consider that part of the Municipal Court for a police substation.

Mayor Saul N. Ramirez, Jr. stated this item will be placed on the next agenda for further consideration.

Cm. Perales stated that residents from the Del Mar area had approached him concerning the medians where several accidents have occurred on Del Mar Boulevard. He added their request is for those medians to be paved so that they have a turning lane. Cm. Perales stated that our explanation has been that we have not paved those medians because of a study that was made, where some water lines that will be extended thru the middle of the street and at that time, the medians will be paved.

Cm. Perales requested a report from Engineering Department for the next council meeting of the alternatives extending water lines all the way to IH 35.

Cm. Castaneda asked that item regarding "El Pescador" be brought for recommendation on June 1st regarding parking facilities.

Motion was made to recess at this time.

Moved: Cm. Castaneda Second: Cm. Perez

For: 8 Against: 0 Abstain: 0

# XI. CITY COUNCIL DISCUSSION AND PRESENTATIONS:

- 51. Requests from the Mayor and Councilmembers for discussion and presentation.
  - A. Requests from Councilmember Jose R. Perez, Jr.:
  - 1. Discussion and possible action, regarding City initiated rezoning of property in South Laredo from R-2 to R-1A.

Cm. Perez stated that he had several requests from residents at Santa Rita for rezoning initiation.

Motion to start the procedure of initiation for rezoning and also look into the inventory of other properties that can fall into this R-1A category.

Moved : Cm. Perez Second: Cm. Juarez

For: 8 Against: 0 Abstain: 0

- 2. Update, discussion, and possible action regarding residential and commercial establishments that require replatting before they are issued a building permit in order to comply with the ordinance concerning paving of parking lots.
  - Mr. Vargas stated that the idea of the platting was to correct the description dimensions of the property and to ensure that all the utilities in the roadways are placed on the development in an area that has been developed such as the downtown or other areas. He added the description of the property might be erroneous and there might be a problem with the title. He added that they recognized the work load that some of the surveyors had and the cost of doing the survey for the legal description has escalated from \$150.00 to approximately \$600.00 per piece of property.

Mr. Vargas added that staff is working on an ordinance that will provide council the ability to waive that requirement on a developed residential lot, but not a commercial lot. Mr. Vargas stated this ordinance is being drafted and presented to the zoning commission on their next meeting.

Rita Diaz, of Abraham Steel, on Santa Rita, appeared before the council in reference to complying with the replating process and paving of parking lot at same time because they cannot afford to do both things at the same time.

Motion to instruct staff to work with these particular problems or areas of concerns with this establishment.

Moved : Cm. Perez Second: Cm. Juarez

For: 8 Against: 0 Abstain: 0

Motion to excuse Cm. Liendo - Time: 8:05 p.m.

Moved : Cm. Castaneda Second: Cw. Moreno

For: 8 Against: 0 Abstain: 0

- B. Request from Councilmember Arlene Rash-Aldridge:
- 1. Request by Aldo Tatangelo to address the City Council regarding the proposed Police Department building.

Ex-Mayor Aldo Tatangelo made his presentation before the council stating that he objected to the location.

- C. Requests from Councilmember Blas Castaneda:
- 1. Citizen concern regarding drainage problems from canal to McPherson (Mission Viejo Condominiums).

Amador Escudero, City Engineer stated that the drainage will be taken care off by wider concrete canals.

2. Explore Public Works partnership projects with other entities as a means to facilitate job employment/ infrastructure improvements.

Motion to see what types of projects we could work with in which we can provide jobs for people that come from somebody's funding and at the same time, we could do some of the projects where the labor will come from those trainees, but the actual materials can come from the city in terms of facilitating somebody's joint projects.

Cm. Castaneda continued by saying that it's a situation where we keep our cost down, but we provide jobs.

Motion to explore this situation.

Moved : Cm. Castaneda Second: Cm. Perales

Against: 0 Abstain: 0 For: 7

Status regarding long-term project for Zacate Creek.

Cm. Castaneda asked status on the supporting in concept only of a project for the Zacate Creek and making reference from the mouth of Zacate Creek to north Laredo by the plantations, at which time, we talked about putting together a beautification environmental and water re-routing project.

City Manager, Peter H. Vargas stated they have worked in that project for some months, and the idea was to incorporate a drainage project with a public square and private joint venture with the private sector. He added that the idea that the staff is formulating is that we would create an amenity along the Zacate Creek drainage area; that we would create a public plaza where we would have public activities; and lining that area, there would be a private sector of stores.

Mr. Vargas stated that in order to do this project a significant amount of property is necessary. Mr. Vargas added that they have looked into Zacate Creek area and only two places have been identified that can service that kind of activity. The two areas are around the McPherson Road immediately on the west side, which is a property that is owned by the city. Also, to the east of McPherson Road of that vicinity there is a property that is undeveloped which is privately owned.

Mr. Vargas added they are proceeding and trying to put up information and looking for funding sources.

At this time, Mayor Saul N. Ramirez, Jr., asked that Public Hearings be taken at this time. He stated that as a point of reference in future meetings council will take the public hearings first if there is council business because of problems in advertising public hearings.

- D. Requests from Councilmember Eduardo Perales:
- Discussion and possible action regarding easements.

Cm. Perales stated that he had received numerous complaints of easements without cleaning.

Mr. Peter H. Vargas stated that letters can be sent to take care of this situation.

2. Discussion and possible action regarding the economic policy of the City.

Cm. Perales was requesting that some kind of a economic plan for the city he added that we could do it for a grant and discuss it in the near future when we have our plans for the next year.

He added we need to develop a road map and possibly have a commission to look into it, then we can follow that road map to develop some kind of economic policy to a larger extent in the city.

 Discussion and possible action regarding funding for a Convention Center.

Cm. Perales stated that the convention center was voted down by the public, and that there was a funding package that was set out and there were several funds that were going to be used for the funding of this convention center.

Cm. Perales made a motion to set aside for reserve for the construction of a convention center if it ever comes back again, so if we do build it, we will have additional reserves. Also, to continue with the financial plan as far as the hotel-motel tax is concern.

Moved: Cm. Perales Second: Cw. Moreno

For: 7 Against: 0 Abstain: 0

4. Discussion and possible action regarding the promotion contract with the Chamber of Commerce.

Motion instructing staff to look into the bidding process in promoting Laredo starting with the proposal specifications aspects, and accept those bids with the best presentation for the promotion of our city.

Moved: Cm. Perales Second: Cm. Cardenas

For: 7 Against: 0 Abstain: 0

Mayor Saul N. Ramirez, Jr. stated that a Council Ad-Hoc Committee should be established as has been done before with water contracts, auditing, etc. He added that two or three of our members sit down and look into the strategy so that we can move it ahead quicker.

Mayor named Cm. Perales, Cm. Castaneda and Cw. Aldridge as the three formal members of the Ad-Hoc Committee.

Mayor named Cm. Perales as the chairman of the committee.

### XII. PUBLIC HEARINGS

Motion to open the Public Hearing(s):

Moved : Cm. Perez Second: Cm. Juarez

Against: 0 Abstain: 0 For: 7

52. Public hearing regarding a request of Emiliano Vega to rezone site from R-1 (Single Family Residential District) to R-3 (Mixed Residential District) on Block 7, Lots 10 and 11, Moreno Addition, located at 3404 Galveston.

# INTRODUCTION OF AN ORDINANCE

Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Block 7, Lots 10 & 11, Moreno Addition, from R-1 (Single Family Residential District) to R-3 (Mixed Residential District); providing for publication and effective date.

Rick Vasquez, Planner III made the presentation.

Motion to close the public hearing and override P&Z denial.

Moved : Cw. Juarez Second: Cm. Moreno

Against: 0 Abstain: 0 For:

Ordinance Introduction: City Council

Public hearing regarding a request of North House Inc., to rezone site from R-1 (Single Family Residential District) to R-1 A (Single Family Reduced Area District) on an 8.7 acre tract, located west of F.M. 1472.

# INTRODUCTION OF AN ORDINANCE

Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning an 8.7 acre tract, described by metes and bounds, from R-1 (Single Family Residential District) to R-1 A (Single Family Reduced Area District); providing for publication and effective date.

Motion to open the public hearing.

Moved : Cm. Perez Second: Cw. Moreno

Against: 0 Abstain: 0 For:

Mr. Rick Vasquez, Planner III, made the presentation.

Motion to close the public hearing and approve.

Moved: Cm. Perez

Second: Cw. Moreno

Against: 0 Abstain: 0 For: 7

Ordinance Introduction: City Council

Public hearing regarding a request of Arnoldo Madrigal to rezone site from B-1 (Limited Business District) to M-1 (Light Manufacturing District) on Block 1011, Western Division, located at 4000 Santa Maria Avenue.

### INTRODUCTION OF AN ORDINANCE

Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Block 1011, Western Division, from B-1 (Limited Business District) to M-1 (Light Manufacturing District); providing for publication and effective date.

Motion to open the public hearing.

Moved : Cm. Juarez Second: Cm. Perez

For: 7 Against: 0 Abstain: 0

Mr. Rick Vasquez, Planner III made the presentation.

Mr. Marcelino Castillo of the 1010 block of Davis spoke against the zone change request.

Mr. Ron Whitehawk, representing the Madrigal family, spoke before the council to allow or permit them to downgrade his zone change from M-1 to B-3 so that he can develop a type of business which is similar to what the neighbors have around him and still meet the concerns of the neighbors and that the area does not generate truck traffic.

Motion to close the public hearing and concur with P&Z to deny the zone change request.

Moved : Cm. Cardenas Second: Cm. Castaneda

For: Against: 0 Abstain: 0

Public hearing regarding a request of Diana Villegas to rezone site from M-1 (Light Manufacturing District) to R-3 (Mixed Residential District) on Block 2097, Lot 8, Eastern Division, located at 1910 Cleveland Avenue.

### INTRODUCTION OF AN ORDINANCE

Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Block 2097, Lot 8, Eastern Division, from M-1 (Light Manufacturing District) to R-3 (Mixed Residential District); providing for publication and effective date.

Motion to open the public hearing.

Moved : Cm. Perez Second: Cm. Juarez

For: Against: 0 Abstain: 0

Mr. Rick Vasquez, Planner III made the presentation.

Mr. Villegas spoke in favor of their request.

Motion to close the public hearing and concur with P&Z to approve the zone change request.

Moved: Cm. Perez Second: Cw. Aldridge

For: 7 Against: 0 Abstain: 0

Ordinance Introduction: Cm. Perez

Public hearing regarding a request of Javier Pena to rezone site from R-3 (Mixed Residential District) to B-3 (Community Business District) on Block 664, the east 46.3' of Lot 8A, Eastern Division, located on the 1200 Block of Eistetter.

### INTRODUCTION OF AN ORDINANCE

Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Block 664, the east 46.3' Lot 8A, Eastern Division, from R-3 (Mixed Residential District) to B-3 (Community Business District); providing for publication and effective date.

Motion to open the public hearing.

Moved : Cm. Juarez Second: Cm. Perez

For: 7 Against: 0 Abstain: 0

Mr. Rick Vasquez, Planner III made the presentation.

Motion to close the public hearing and approve.

Moved: Cm. Castaneda Second: Cw. Moreno

Against: 0 Abstain: 0 For: 7

Ordinance Introduction: Cm. Castaneda

Public hearing regarding a request of Judson Twiss to rezone site from B-3 (Community Business District) to B-4 (Highway Commercial District) and M-1 (Light Manufacturing District) on Tract #39 Laredo Land Irrigation & Water Co., located at 6000 San Bernardo Avenue.

### INTRODUCTION OF AN ORDINANCE

Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning a 4.8795 acre tract from B-3 (Community Business District) to M-1 (Light Manufacturing District), and on a 4.8795 acre tract from B-3 (Community Business District) to B-4 (Highway Commercial District); providing for publication and effective date.

Motion to open the public hearing.

Moved : Cm. Perez Second: Cm. Juarez

Against: 0 Abstain: 0 For: 7

Mr. Rick Vasquez, Planner III made the presentation.

Mr. Ron Whitehawk representing the landowners spoke before the council to speak in favor.

Motion to close the public hearing, overrule P&Z and approve the zone change and introduce so that it be B-4 and M-1 so that the original request be honored.

Moved: Cm. Juarez Second: Cm. Perez

Against: 0 Abstain: 0 For: 7

Ordinance Introduction: Cm. Juarez

Public hearing regarding a request of Rodolfo Garcia to rezone site from AG (Agricultural District) and R-2 (Multi-Family Residential District) to R-3 (Mixed Residential District) on Blocks 626, 627, 633, 634, 639, 640, 641, 648, 649, 650, Western Division.

### INTRODUCTION OF AN ORDINANCE

Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Blocks 626, 627, 633, 634, 639, 640, 641, 648, 649, 650, Western Division, from AG (Agricultural District) and R-2 (Multi-Family Residential District) to R-3 (Mixed Residential District); providing for publication and effective date.

Motion to open the public hearing.

Moved: Cm. Castaneda Second: Cw. Moreno

Against: 0 Abstain: 0 For: 7

Mr. Ron Whitehawk spoke in favor of the zone change with an amendment.

Mr. Dye, landowner, urged the council to allow him to develop this area.

Motion to close the public hearing and accept the request of the landowner to override P&Z Commission and not take it back to study.

Moved : Cm. Cardenas Second: Cm. Perales

For: 5 Against: 2 Abstain: 0 (Cw. Moreno & Cw. Aldridge)

Motion to table and sent back to P & Z.

Moved : Cm. Cardenas Second: Cm. Perales

For: 7 Against: 0 Abstain: 0

59. Public hearing regarding a request of Daniel Hastings to rezone site from B-2 (Central Business District) to B-3 (Community Business District) on Block 195, Lots 6 and 8, Western Division, located at 1100 block of Flores Avenue.

# INTRODUCTION OF AN ORDINANCE

Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Block 195, Lots 6 and 8, Western Division, from B-2 (Central Business District) to B-3 (Community Business District); providing for publication and effective date.

Motion to open the public hearing.

Moved : Cm. Perez Second: Cm. Juarez

For: 7 Against: 0 Abstain: 0

Mr. Rick Vasquez, Planner III made the presentation.

Motion to close the public hearing and table for June 22nd.

Moved : Cm. Juarez Second: Cm. Perez

For: 7 Against: 0 Abstain: 0

60. Public hearing regarding a request of Mercy Hospital to rezone site from B-1 (Limited Business District) B-4 (Highway Commercial District) on Block 91, Lots 3 & 4, Block 226, Lots 3,5,6,7,8,9,10, Block 227, Block 227A, Block 228, Block 228A, Block 248, Lots 5 & 8, Block 551, Lots 2,7,8,10,11,12, Block 552A, Lots 1 & 2, Block 552B, Block 553A, Block 553, Block 554, Lots 1A & 3A, Block 554A, Block 596, Lots 1,2,3,4,7,8B, Block 597, Lot 12, Block 83, Lots

4,9,10, Block 597, Lots 11 and west 1/2 of 10.

#### INTRODUCTION OF AN ORDINANCE

Amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Block 91, Lots 3 & 4, Block 226, Lots 3,5,6,7,8,9,10, Block 227, Block 227A, Block 228, Block 228A, Block 248, Lots 5 & 8, Block 551, Lots 2,7,8,10,11,12, Block 552A, Lots 1 & 2, Block 552B, Block 553A, Block 553, Block 554, Lots 1A & 3A, Block 554A, Block 596, Lots 1,2,3,4,7,8B, Block 597, Lot 12, Block 83, Lots 4,9,10, Block 597, Lots 11 and west 1/2 of 10, Eastern Division, From B-1 (Limited Business District) to B-4 (Highway Commercial District); providing for publication and effective date.

Motion to open the public hearing.

Moved : Cm. Juarez Second: Cm. Perez

For: 7 Against: 0 Abstain: 0

Mr. Rick Vasquez, Planner III made the presentation.

Mr. Noel Garcia, Garcia's Pharmacy, requested clarification on building size and parking requirements.

Dr. Castaneda brought out some questions concerning the property values surrounding the new zone change requested areas and what was the possibilities of other commerce coming in to the new change.

Motion to close the public hearing and send back to P&Z for consideration and review to see what sites need immediate attention under B-4 special use permit and also instructing staff to proceed in presenting a new zone called a special medical zoning district to P&Z and be brought back to City Council.

Moved : Cw. Aldridge Second: Cm. Juarez

For: 7 Against: 0 Abstain: 0

61. Public hearing regarding amending the 1991-1992 Airport Fund budget to appropriate \$50,558.00 for the removal of various underground fuel storage tanks at the Laredo International Airport, and to appropriate estimated revenues in the amount of \$45,558.00 from the Texas Water Commission.

#### INTRODUCTION OF AN ORDINANCE

To amend the 1991-1992 Airport Fund budget to appropriate \$50,558.00 for the removal of various underground fuel storage tanks at the Laredo International Airport.

Motion to open the public hearing.

Moved : Cm. Juarez Second: Cm. Castaneda

Against: 0 Abstain: 0 For:

Motion to close the public hearing and approve.

Moved : Cm. Juarez Second: Cm. Perez

For: 7 Against: 0 Abstain: 0

Ordinance Introduction: Cm. Juarez

62. Public hearing regarding amending the 1991-1992 Federal Aviation Administration (F.A.A.) Fund budget to appropriate \$237,742.00 for the various Airport Capital Improvements Projects, and to amend the 1991-1992 Airport Fund budget to transfer monies to the F.A.A. Fund.

#### INTRODUCTION OF AN ORDINANCE

To amend the 1991-1992 Federal Aviation Administration (F.A.A.) Fund budget to appropriate \$237,742.00 for various Airport Capital Improvements Projects, and to amend 1991-1992 Airport Fund budget to transfer monies to the F.A.A. Fund.

Motion to open the public hearing.

Moved: Cm. Castaneda Second: Cm. Perez

Against: 0 Abstain: 0 For: 7

Motion to close the public hearing and approve.

Moved : Cm. Juarez Second: Cm. Perales

Against: 0 Abstain: 0 For: 7

Ordinance Introduction: Cm. Juarez

63. Public hearing regarding amending the 1991-1992 Narcotic Drug Trafficking Task Force budget to appropriate \$747,317.00 for the operation of the multi-agency Narcotic Drug Trafficking Task Force Program effective June 1st, 1992.

### INTRODUCTION OF AN ORDINANCE

To amend the 1991-1992 Narcotic Drug Trafficking Task Force budget to appropriate \$747,317.00 for the operation of the multi-agency Narcotic Drug Trafficking Task Force Program

effective June 1st, 1992.

Motion to open the public hearing.

Moved : Cm. Perez Second: Cm. Juarez

Against: 0 Abstain: 0 For: 7

Motion to close the public hearing and approve.

Moved : Cm. Juarez Second: Cm. Castaneda

Against: 0 Abstain: 0 For: 7

Ordinance Introduction: Cm. Juarez

Public hearing regarding amending the 1991-1992 Narcotic Drug Trafficking Task Force budget to appropriate \$223,106.00 for the operation of the multi-agency Narcotic Drug Trafficking Task Force Program, and submit this budget amendment to the Governor's Office Criminal Justice Division for their approval.

### INTRODUCTION OF AN ORDINANCE

To amend the 1991-1992 Narcotic Drug Trafficking Task Force budget to appropriate \$223,106.00 for the operation of the multi-agency Narcotic Drug Trafficking Task Force program; and submit this budget amendment to the Governor's Office-Criminal Justice Division for their approval.

Motion to open the public hearing.

Moved : Cm. Perales Second: Cm. Castaneda

Against: 0 Abstain: 0

Motion to close the public hearing and approve.

Moved : Cm. Perales Second: Cm. Juarez

Against: 0 Abstain: 0 For: 7

Ordinance Introduction: Cm. Perales

Public hearing and Council approval regarding a grant award from the Public Health Service, Office of International Health, through the Pan American Health Organization, in the amount of \$27,000.00, for a bi-national health promotion project, and amending the budget of the Health Department as a result of the grant award.

# INTRODUCTION OF AN ORDINANCE

Acceptance of grant award from the Public Health Service, Office of International Health, through the Pan American Health Organization in the amount of \$27,000.00 for a bi-national health promotion project for colonia residents in order to improve their health status. The grant period is from May 1, 1992, through April 30, 1993; increasing Revenue Line Item Fund #226-0000-372-1018 from \$0 to \$27,000.00; and increasing Expenditure Line Items in Fund #226-6900 from \$0 to \$27,000.00.

Motion to open the public hearing.

Moved : Cm. Juarez Second: Cm. Perez

Against: 0 Abstain: 0 For:

Motion to close the public hearing and approve.

Moved: Cm. Juarez Second: Cm. Perez

For: 7 Against: 0 Abstain: 0

Ordinance Introduction: Cm. Perez

66. Public hearing regarding the authorization of the creation of a Phlebotomist/Laboratory Assistant position in the Health Department in order to continue laboratory services to patients, and to transfer existing funds within the Health Department budget to fund this position.

### INTRODUCTION OF AN ORDINANCE

Amending that part of the 1991/1992 Budget pertaining to the Health Department's laboratory to establish a Phlebotomist /Laboratory Assistant position in order to continue laboratory services to patients; authorizing the transfer of funds in the amount of \$6,967.00 from the Adult Health Program budget #226-2924 to the Laboratory Division budget #226-2926, to budget the funds for personnel and fringe benefits costs for the remainder of the current fiscal year.

Motion to open the public hearing.

Moved: Cm. Castaneda Second: Cm. Perales

For: 7 Against: 0 Abstain: 0

Motion to close the public hearing and approve.

Moved : Cm. Juarez Second: Cm. Perez

Against: 0 Abstain: 0 For: 7

Ordinance Introduction: Cm. Juarez

MOTION TO RECESS AND TO CONVENE AS MASS TRANSIT BOARD XIII. Motion to recess as City Council and convene as Mass Transit Board.

> Moved: Cm. Juarez Second: Cm. Castaneda

Against: 0 Abstain: 0

Authorizing the City Manager to execute a Letter of No Prejudice with the Federal Transit Administration (FTA) in the amount of \$7,000,000 to finance the construction and related cost of a Downtown Intermodal Transit Transfer Facility (Transit Center).

Motion to approve.

Moved: Cm. Castaneda Second: Cm. Juarez

Against: 0 Abstain: 0 For: 7

Public hearing regarding amendment of the 1991-1992 Laredo Municipal Transit System Fund budget to appropriate \$4,000,000, the local share, of the construction and related costs of a Downtown Intermodal Transit Transfer Facility (Transit Center).

### INTRODUCTION OF AN ORDINANCE

To amend the 1991-1992 Laredo Municipal Transit System Fund budget to appropriate \$4,000,000, the local share of the construction and related costs of a Downtown Intermodal Transit Transfer Facility (Transit Center).

Motion to open the public hearing.

Moved: Cm. Juarez Second: Cw. Moreno

Against: 0 Abstain: 0 For: 7

Motion to close the public hearing and approve.

Moved : Cm. Juarez Second: Cw. Moreno

Against: 0 Abstain: 0 For: 7

Ordinance Introduction: City Council

Public hearing and consideration of a resolution authorizing the City of Laredo to file an application with the Department of Transportation, United States of America, for a Section 9 Assistance Grant for Fiscal Year 1992/1993, under the Federal Transit Act of 1991; and authorizing the City Manager to execute the application and all related

documents.

92-RT-053 Authorizing the City of Laredo, Texas, to file an application with the Department of Transportation, United States of America, for a Section 9 Assistance Grant for Fiscal Year 1992/1993, under the Federal Transit Act of 1991; and authorizing the City Manager to execute the application and all related documents.

Motion to open the public hearing.

Moved : Cm. Juarez Second: Cm. Perez

For: Against: 0 Abstain: 0

Motion to close the public hearing and approve resolution.

Moved : Cm. Perales Second: Cw. Moreno

For: 7 Against: 0 Abstain: 0

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

Moved : Cm. Perez Second: Cw. Moreno

Against: 0 Abstain: 0 For: 7

#### XIV. ADJOURNMENT

Motion to adjourn. Time: 10:40 p.m.

Moved : Cm. Juarez Second: Cm. Castaneda

Abstain: 0 For: 7 Against: 0

I HEREBY CERTIFY THAT ABOVE MINUTES CONTAINED IN PAGES 01 TO 30 ARE A TRUE, COMPLETE AND CORRECT PROCEEDINGS OF THE REGULAR CITY COUNCIL MEETING HELD ON THE 27TH OF MAY, 1992. A CERTIFIED COPY IS ON FILE AT THE CITY SECRETARY'S OFFICE.

GUSTAVO GUEVARA, JR.

CITY SECRETARY

MINUTES PREPARED BY: Delia Rodriquez, Deputy City Secretary II

APPROVED BY CITY COUNCIL ON: JUN 15 1992

**CORRECTIONS:**