

**CITY OF LAREDO
REGULAR CITY COUNCIL MEETING**

**CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS
5:30 P.M.**

MINUTES

M-94-R-15

MAY 16, 1994

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		
JACINTO P. JUAREZ,	"	,	DISTRICT II
ARLENE RASH ALDRIDGE,	"	,	DISTRICT III
CECILIA MAY MORENO,	"	,	DISTRICT IV
BLAS CASTANEDA,	"	,	DISTRICT V
JOE A. GUERRA	"	,	DISTRICT VI
JOSE GERARDO (JERRY) PEREZ,	"	,	DISTRICT VII
FELIPE CARDENAS,	"	,	DISTRICT VIII
GUSTAVO GUEVARA, JR.,	CITY SECRETARY		
PETER H. VARGAS,	CITY MANAGER		
CARLOS VILLARREAL,	ASST. CITY MANAGER		
JESUS NAVA,	ASST. CITY MANAGER		
JOSE SALVADOR TELLEZ,	CITY ATTORNEY		

ABSENCES:

Motion to excuse Cm. Jose R. Perez, District I due to an out-of-town city business commitment.

Moved : Cm. Juarez
Second: Cm. G. Perez
For: 7

Against: 0

Abstain: 0

IV. APPROVAL OF MINUTES

2. Regular City Council Meeting of April 18, 1994
Regular City Council Meeting of May 2, 1994
Regular City Council Meeting of May 9, 1994

Motion to approve.

Moved : Cm. G. Perez
 Second: Cm. Cardenas
 For: 7

Against: 0 Abstain: 0

V. INTRODUCTORY ORDINANCES

3. Establishing a 15% penalty on 1993 delinquent tax accounts as of July 1, 1994, to defray costs of collection pursuant to Section 33.07 (a) of the State Property Tax Code; providing for publication and effective date.

Ordinance Introduction: City Council

4. Authorizing the City Manager to execute a lease with Juan Vargas D/B/A The Education Center for approximately 4,308 square feet constituting Building #1169, located at 4407 Foster Avenue, at the Laredo International Airport;
- a) Lease term is for one year commencing August 1, 1994, and ending July 31, 1995;
 - b) Monthly rent will be \$640.00; providing for effective date.

Ordinance Introduction: City Council

5. Authorizing the City Manager to execute a lease with Loomis Armored, Inc., for approximately 1,380 square feet constituting Building #S-3, located at 1703 Sandman Street, at the Laredo International Airport;
- a) Lease term is for two years commencing July 1, 1994, and ending June 30, 1996, and may be renewed for one year until June 30, 1997;
 - b) Monthly rent will be \$940.00, and will be adjusted annually according to changes in the consumer price index; providing for effective date.

Ordinance Introduction: City Council

6. Authorizing the City Manager to execute a lease with Juan F. Perez for approximately 192 square feet constituting Room #6 of Building #S-1, located at 1718 East Calton Road at the Laredo International Airport;
- a) Lease term is for one year commencing June 1, 1994, and ending May 31, 1995, and may be renewed for one year until May 31, 1996;
 - b) Monthly rent will be \$200.00, and will be adjusted annually according to changes in the consumer price index; providing for effective date.

Ordinance Introduction: City Council

7. Authorizing the City Manager to execute a lease with the Laredo Independent School District for approximately 4,241 square feet constituting Building #574-S, located at 5103 Foster Avenue at the Laredo International Airport;
 - a) Lease term is for one year commencing May 1, 1994, and ending April 30, 1995, and may be renewed for one year until April 30, 1996;
 - b) Monthly rent will be \$400.00, and will be adjusted annually according to changes in the consumer price index; providing for effective date.

Ordinance Introduction: City Council

8. Authorizing the City Manager to execute a lease with the South Texas Private Industry Council for approximately 973 square feet constituting Suite #5 of Building #134, located at 4603 Maher Avenue at the Laredo International Airport;
 - a) Lease term is for one year commencing May 1, 1994, and ending April 30, 1995, and may be renewed for one year until April 30, 1996;
 - b) Monthly rent will be \$876.00, and will be adjusted annually according to changes in the consumer price index; providing for effective date.

Ordinance Introduction: City Council

9. Authorizing the City Manager to execute a lease with the Salvador Bella and Carlos Bella, individuals, D/B/A Villa Laredo Restaurant for approximately 1,354 square feet constituting the restaurant facilities in Building #104, located at 4805 Maher Avenue at the Laredo International Airport;
 - a) Lease term is for one year commencing June 1, 1994, and ending May 31, 1995, and may be renewed for two terms of one year each until May 31, 1997;
 - b) Monthly rent will be \$870.00, and will be adjusted annually according to changes in the consumer price index; providing for effective date.

Ordinance Introduction: City Council

10. Authorizing the City Manager to execute a lease with Dynair CFE Services, Inc., for approximately 416 square feet constituting Building #168, located at 5103 Maher Avenue at the Laredo International Airport;
 - a) Lease term is for one year commencing May 1, 1994, and ending April 30, 1995, and may be renewed for two terms of one year each until April 30, 1997;

- b) Monthly rent will be \$350.00, and will be adjusted annually according to changes in the consumer price index; providing for effective date.

Ordinance Introduction: City Council

11. Authorizing the City Manager to execute a lease amendment to the lease agreement entered into on October 18, 1993, between the City of Laredo and SER Jobs for Progress Southwest Texas, Inc., to amend the leased area from 6,102 square feet to 6,622 square feet and adjust the monthly rent accordingly from \$1,800.00 to \$1,953.40, effective May 1, 1994; providing for effective date.

Ordinance Introduction: City Council

12. Authorizing the City Manager to execute a contract by and on behalf of the City of Laredo, as Zone Grantee of Foreign-Trade Zone No. 94, and operator of Foreign-Trade Zone Site 1 of Foreign-Trade Zone No. 94, with Wholesale Shoes of Laredo, LTD., to allow Wholesale Shoes of Laredo, LTD., to use a designated portion of said Foreign-Trade Zone site for Foreign-Trade Zone operation; providing for effective date.

Ordinance Introduction: City Council

VI. FINAL READINGS

Motion to waive the final reading of ordinance(s) #94-O-099 and #94-O-100.

Moved : Cm. Juarez

Second: Cm. Castaneda

For: 7

Against: 0

Abstain: 0

13. 94-O-099 Authorizing the City Manager to convey an off-site drainage easement to Hill Top Farm, Ltd. for the purpose of constructing and maintaining a storm drainage discharge line from Los Presidentes Subdivision, Unit 7 detention pond into a tributary of Chacon Creek. (Unanimous City Council)

Motion to approve.

Moved : Cm. Castaneda

Second: Cm. Cardenas

For: 7

Against: 0

Abstain: 0

14. 94-O-100 Authorizing the City Manager to execute a lease with the City of Laredo Parks and Recreation Department for the purpose of hosting a Family

22. Award of a contract to the Low Bidder, Southway Ford, San Antonio, Texas, in the amount of \$25,873.20, for the lease purchase of two trucks for the Utilities Department and authorize the City Manager to execute all necessary lease purchase documents.

Motion to award contract to the low bidder, Southway Ford, San Antonio, Texas in the amount of \$25,873.20 for the lease purchase of two trucks for the Utilities Department and authorize the City Manager to execute all necessary lease purchase documents.

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 7

Against: 0

Abstain: 0

23. Award of a contract to the Low Bidder Meeting Specifications, Duro Test, Fairfield, New Jersey, in the amount of \$14,020.00, for the purchase of traffic signal lamps.

Motion to award contract to the low bidder meeting specifications, Duro Test, in the amount of \$14,020.00, for the purchase of traffic signal lamps.

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 7

Against: 0

Abstain: 0

24. Refund of property taxes in various amounts to the following individuals or entities
- a. I.B.O.C. - McAllen (Trautman Bros. Investment Co.) in the amount of \$3,250.12,
 - b. The Laredo National Bank in the amount of \$552.45,
 - c. The Laredo National Bank in the amount of \$624.33,
 - d. Peña Paving Company c/o Israel Peña, Jr., in the amount of \$1,372.00,
 - e. Kahn Enterprises in the amount of \$1,263.56,
 - f. North House Properties LTD c/o Northwest Mortgage in the amount of \$633.78,
 - g. Juan Flores c/o The Laredo National Bank in the amount of \$884.17, and
 - h. Ismael Alardin in the amount of \$1,350.00.

Motion to refund property taxes in various amounts to the following individuals or entities

- a. I.B.O.C. - McAllen (Trautman Bros. Investment Co.) in the amount of \$3,250.12,
- b. The Laredo National Bank in the amount of \$552.45,
- c. The Laredo National Bank in the amount of \$624.33,
- d. Pena Paving Company c/o Israel Pena, Jr., in the amount of \$1,372.00,
- e. Kahn Enterprises in the amount of \$1,263.56,
- f. North House Properties LTD c/o Northwest Mortgage in the amount of \$633.78,
- g. Juan Flores c/o The Laredo National Bank in the amount of \$884.17, and
- h. Ismael Alardin in the amount of \$1,350.00.

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 7

Against: 0

Abstain: 0

25. Acceptance of 30.5 blocks of the Bond Issue Street Paving Assessment Project 35 constructed by City Forces (Department of Public Works and Utilities Department).

Motion to approve acceptance of 30.5 blocks of the Bond Issue Street Paving Assessment Project 35 constructed by City Forces (Department of Public Works and Utilities Department).

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 7

Against: 0

Abstain: 0

26. Acceptance of the Bond Issue Street Paving Assessment Project 37 (46 Blocks) constructed by City Forces (Department of Public Works and Utilities Department).

Motion to accept the Bond Issue Street Paving Assessment Project 37 (46 Blocks) constructed by City Forces (Department of Public Works and Utilities Department).

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 7

Against: 0

Abstain: 0

27. Acceptance of the Laredo Civic Center Stage Rigging System Renovation Project, and approval of final payment in the amount of \$12,832.40, to Texas Scenic Company, Inc., San Antonio, Texas.

Motion to accept the Laredo Civic Center Stage Rigging System Renovation Project, and approval of final payment in the amount of \$12,832.40 to Texas Scenic Company, Inc., San Antonio, Texas.

Moved : Cm. G. Perez
 Second: Cm. Cardenas
 For: 7

Against: 0 Abstain: 0

28. Award of an architectural contract to Turner, Hickey & Associates, Inc., Laredo, Texas, for an amount not to exceed \$34,500.00, to design and prepare plans and specifications for the Laredo International Bridge No. 1 and No. 2 - Rehabilitation Repair Improvements to Buildings and Site Areas.

Motion to award architectural contract to Turner, Hickey & Associates, Inc., for an amount not to exceed \$34,500.00, to design and prepare plans and specifications for the Laredo International Bridge No. 1 and No. 2 - Rehabilitation Repair Improvements to Buildings and Site Areas.

Moved : Cm. G. Perez
 Second: Cm. Cardenas
 For: 7

Against: 0 Abstain: 0

29. Award of an Architectural/Engineering (A/E) contract to Kell, Muñoz, Wigodsky, San Antonio, Texas, associated with the firms of Turner, Hickey & Associates, and Mejia Engineering Company, Laredo, Texas, for an amount not to exceed \$415,000.00, to provide surveys, design, preparation of plans and specifications, and Resident Project Representative (inspection services) for the City of Laredo New Main Library.

Motion to award Architectural/Engineering (A/E) contract to Kell, Munoz, Wigodsky, associated with the firms of Turner, Hickey & Associates, and Mejia Engineering Company for an amount not to exceed \$415,000.00 to provide surveys, design, preparation of plans and specifications, and Resident Project Representative (inspection services) for the City of Laredo New Main Library.

Moved : Cm. G. Perez
 Second: Cm. Cardenas
 For: 7

Against: 0 Abstain: 0

30. Award of an Architectural/Engineering (A/E) contract to Ashley Humphries Sanchez/Wiginton Fawcett, Associated Architects (Laredo/Dallas, Texas), for an amount not to exceed \$375,000.00 to provide surveys, design, preparation of plans and specifications, and Resident Project Representative (inspection services) for the City of Laredo New Police Station.

Motion to award an Architectural/Engineering (A/E) contract to Ashley Humphries Sanchez/Wiginton Fawcett, Associated Architects (Laredo/Dallas, Texas), for an amount not to

exceed \$375,000.00 to provide surveys, design, preparations of plans and specifications, and Resident Project Representative (inspection services) for the City of Laredo New Police Station.

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 7

Against: 0

Abstain: 0

Mr. Villarreal stated that they will possibly start construction for the new police station by the beginning of the year and will be ready for operation by December 1995.

31. Approval of change order no. 2, an increase of \$441,594.37, to construction contract with BRH-Garver Inc., Houston, Tx, for the Upgrading/ Replacement of Six Lift Stations Project, for additional services to construct a 15" and an 18" gravity wastewater line to extend from 18" collector line at Hidalgo Street/Eagle Pass Avenue North to the Sanchez/Pinder Lift Station.

Motion to approve change order no. 2, an increase of \$441,594.37, to construction contract with BRH-Garver Inc., Houston, Texas, for the Upgrading/Replacement of Six Lift Stations Project, for additional services to construct a 15" and an 18" gravity wastewater line to extend from 18" collector line at Hidalgo Street/Eagle Pass Avenue North to the Sanchez/Pinder Lift Station.

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 7

Against: 0

Abstain: 0

32. Approval of Sole Proposal received from Corcat Enterprises L.C. General Partners, Laredo, Texas, in the amount of \$924,000.00, for land acquisition to be used to construct affordable housing through the Department of Community Development HOME Investment Partnership Program, and authorizing the City Manager to execute any and all documents to acquire the property.

Motion to excuse Cw. Moreno from the rest of the meeting.
(Time: 6:50 P.M.)

Moved : Cm. G. Perez

Second: Cm. Juarez

For: 6

Against: 0

Abstain: 0

Motion to approve the sole proposal received from Corcat Enterprises L.C. General Partners, in the amount of \$924,000.00 for the land acquisition to be used to construct affordable housing through the Department of Community

Development HOME Investment Partnership Program, and authorizing the City Manager to execute any and all documents to acquire the property.

Moved : Cm. Juarez
 Second: Cm. Cardenas
 For: 6

Against: 0 Abstain: 0

IX. CITY MANAGER'S REPORT

33. Report by Utilities Department Director Tomas M. Rodriguez, Jr., on art design work to be used for the two North Laredo 5 Million Gallon Water Storage Tanks with a request for City Council approval.

Tomas Rodriguez, Utilities Department Director, introduced Mr. Jerry Salazar who made a presentation of the art work and explained to council the work and people who will be involved in the painting of the designs.

Motion to replace the official confederate flag with the confederate battle flag.

Moved : Cm. Perales
 Second: Cm. Juarez
 For: 7

Against: 0 Abstain: 0

Motion to approve the design work and proceed with the project.

Moved : Cm. G. Perez
 Second: Cm. Cardenas
 For: 6

Against: 0 Abstain: 0

Motion to waive the regular order of business and defer item #34 until end of the meeting.

Moved : Cm. Juarez
 Second: Cw. Aldridge
 For: 6

Against: 0 Abstain: 0

34. Executive Session pursuant to Article 6252-17, Section 2 (f) Vernon's Ann.Civ.St., to authorize a report on site locations, acquisition, and the respective valuations of eligible sites for construction of a new public library and possible action.

Motion to go into executive session pursuant to Article 6252-17, Section 2(f) Vernon's Ann. Civ. St., to authorize a report on site locations, acquisition, and the respective valuations of eligible sites for construction of a new public library and possible action.

Moved : Cm. Cardenas
 Second: Cm. G. Perez
 For: 6

Against: 0 Abstain: 0

After executive session under Article 6252-17, Section 2(f) Mayor Ramirez announced that no formal action was taken.

Motion to allow staff to proceed negotiations with landowners.

Moved : Cm. Juarez
 Second: Cm. G. Perez
 For: 6

Against: 0 Abstain: 0

X. COMMUNICATIONS

- a. Presentation by Administrative Services Department Director Miles Crafton to the Mayor and City Council.

Miles Crafton, Administrative Services Department Director, thanked the council for the opportunity given to him by the City of Laredo and announced that he's going to Reno, Nevada. He thanked his staff for their good work and their cooperation in his three years as director.

Cm. Castaneda thanked him for his work in several projects undertaken by him and his staff and especially for his contribution for employee benefits and wage restructuring which was done under his leadership and of the future impact this will have in the future of this community.

Cm. Juarez echoed the sentiments expressed by Cm. Castaneda.

Peter Vargas, City Manager, expressed the human resource elements that were expressed by Miles Crafton, he stated that he came at a very difficult time and was very team oriented.

- b. Presentation of the City of Laredo Tourism video produced by the Office of Public Information and the Public Access Channel.

A video presentation was made to the council and the public.

Cm. Juarez suggested that this video be translated in Spanish.

- c. Cm. Cardenas thanked the Mayor, council, staff, sponsors and the public for a well attended Mother's Day event at the Civic Center and announced that this event will be repeated next year.

- d. Mayor Ramirez announced that on May 22nd there will be a community walk, "Walk Against Hunger" from 2 p.m. - 5 p.m. to raise funds and bring community awareness on hunger throughout our community. Participants of the event will include Father Narvaez of the Espiscopal Church, Brother John Allen of Blessed Sacrament Church, representing Monsignor Lucian Brasley; Sister Antoinette Billeaud, principal of St. Augustine High School; Sister Marie Elise, principal of St. Augustine Elementary School; Milton Ashmore, pastor of the First Christian Church, Lander Bethel, pastor of First Presbyterian; Rabbi Robert Ungar, Pastor of Congregation Agudas Achim; Virgilio Vazquez-Garza, Pastor of First United Methodist Church; Jesse Gonzalez, of Catholic Youth Ministry, Keith Sparenberg, and Father Narvaez. The route will start at Riverdrive Mall parking lot.
- e. Cm. Guerra read a departmental memorandum and spoke in reference to a concern brought up to him by one of his constituents regarding the jamaica held in St. Augustine Church on May 15th at which several streets surrounding San Augustine were barricaded and at which patrol officers would be posted at the jamaica for each shift. He stated that the point here is that we are getting involved in private jamaicas using our police officers and if we are going to do it for one church or for one group, then groups will be coming forth and asking us to do it for them also and that we do not have the necessary personnel to get involved. He added that if we are going to do it for one group we are going to have go start doing it for everybody.

Mayor Ramirez stated that there is an ordinance in place which states that when we close streets for different events or functions we do have somebody there because it is a street that we temporarily close it's normally a thoroughfare and for the safety factor to make sure that the traffic is re-routed accordingly so it doesn't create a hazardous situation. Mayor Ramirez added that before closing a street it comes through the City Council prior to that and it has had council approval before they can close the street to have any function.

Mr. Villarreal stated that when they have officers assigned if a city street is closed temporarily it is because they think in the long run they are going to be saving the city from potential liability.

XI. CITY COUNCIL DISCUSSION AND PRESENTATION

35. Request by Mayor and City Councilmembers for discussion and presentation.

A. Request by Councilmember Jacinto P. Juarez

1. Discussion and possible action regarding the inclusion of a concrete pan gutter at the intersection of Montgomery and Smith Streets in Street Paving Project No. 48.

Motion to certify the inclusion of the concrete pan gutter at the intersection of Montgomery and Smith Streets in Paving Project No. 48.

Moved : Cm. Juarez

Second: Cm. Guerra

For: 6

Against: 0

Abstain: 0

2. Discussion and possible action concerning the initiation of a traffic count at the intersection of Lane and Arkansas Streets.

Motion to conduct a traffic count at the intersection of Lane and Arkansas Streets for a possible signal light.

Moved : Cm. Juarez

Second: Cm. Guerra

For: 6

Against: 0

Abstain: 0

3. Discussion and possible action regarding the status of the former Alamo Enterprises warehouse (adjacent to Paul Young Motors).

Marina Sukup, Planning Director, stated staff has filed a complaint against the property owner citing the 5 of 6 conditions which the landowner has not complied with. She said that the defendant pleaded no contest in Municipal Court and staff will be coming to council for revocation of the zoning.

Motion to hold a public hearing before the council at next Monday's council meeting.

Moved : Cm. Juarez

Second: Cm. Guerra

For: 5

Against: 0

Abstain: 0

(Cm. Castaneda was presiding the meeting and not voting while the Mayor was temporarily out.)

4. Discussion and possible action regarding the inclusion of a section on the City Council Agenda titled "Public Testimony".

Cm. Juarez stated that this section would allow public input but that no action can be taken. He asked staff to explore this for a possible category of inclusion in the agenda.

Motion to explore the feasibility of inclusion of a section titled "Public testimony" under the city council agenda.

Moved : Cm. Juarez
 Second: Cw. Aldridge
 For: 4

Against: 2 Abstain: 0

Cm. Juarez
 Cw. Aldridge
 Cm. Castaneda
 Cm. Guerra

Cm. G.Perez
 Cm. Cardenas

5. Discussion and possible action regarding the development of an ordinance to require mandatory maintenance of areas along railroad tracks by their owners (i.e. areas around D.D. Hachar Elementary School and J.C. Martin Elementary School).

Peter Vargas, City Manager, stated that staff will look into the possibility of this request.

Cm. Cardenas stated that there exists an ordinance that provides that the railroad companies clean their areas as he had experienced the problem on Sanchez Street at the railroad crossing.

Marina Sukup, Planning Director, stated that they are in the process of taking counts on railroad crossings. There are 103 crossings approximately 35% of those crossings need some work in addition to maintenance. She added that all the issues that council has discussed will be addressed in a meeting that will be scheduled with both railroad company representatives.

B. Request by Councilmember Cecilia May Moreno

1. Discussion and possible action regarding the placement of a three-way stop at the corner of Tapeyste and Plum Streets.

Motion to table for June 6th meeting.

Moved : Cm. Juarez
 Second: Cm. Castaneda
 For: 6

Against: 0 Abstain: 0

C. Request by Councilmember Blas Castañeda

1. Discussion and possible action regarding City Council input into the Capital Budget process prior to the Budget Workshop.

Cm. Castaneda requested that council express the needs as presented by the citizens to each councilmember; then have staff have an open look at the constituency's ideas and put a dollar figure to that suggestion; then let the council

taken action on all capital projects which would include staff's as well as the citizenry. He stated that this council should give an opportunity, not through a questionnaire but thru actual meetings where the council members can express some of the things that have been conveyed to them either their constituents or as a city wide group that has approached them in a particular item. That these meetings be at different parts and neighborhoods of the City of Laredo for CIP input. He urged his colleagues and Mayor to allow them to present their views and wants to open these type of meetings to the citizens.

Mr. Vargas stated that they had delivered the councilmembers a proposed five year CIP plan. There will be a meeting on June 27th to go over the entire CIP for council to have direct input. The CIP will go before the Planning & Zoning Commission as well; they will have a public hearing and they will also provide input to add or prioritize projects; the information provided will be taken to the City Council and there will also be a workshop with the council.

Mayor Ramirez stated that there have been town hall meetings in previous years and that they will start setting up those town hall meetings to allow for the first part of the meeting to be CIP intensive and the second part to budgets.

2. Discussion and possible action regarding a possible reorganization plan for certain City Departments.

Cm. Castaneda suggested staff to reorganize and take another look, especially at departments that have a tremendous amount of work, so that they can concentrate more on productivity, quality of work, etc. Planning is another department that has to be revisited and looked at to see if we are up-to-date to continue in order to be able to provide the best price for the money the taxpayer is providing.

Peter Vargas, City Manager, agreed that the conditions that existed before are not the same and that he is addressing new reorganization changes and will be making recommendations in the near future.

D. Request by Councilmember Felipe Cardenas

1. Discussion and possible action regarding excessive speed by truck tractor trailers on Scott Street going from east to west to the Santa Isabel Truck route.

Cm. Cardenas stated that he has received complaints from citizens along this street on the disregard for maintaining a safe driving speed and wants to see more action taken from the police department.

J.L. Martinez, Chief of Police, presented a written report to Cm. Cardenas of monthly citations on a monthly basis. He said that they are enforcing the speed laws and will provide continued visibility in this area.

XII. PUBLIC HEARINGS

36. Public hearing on an ordinance of the City of Laredo, Texas, finding, after reasonable notice and hearing, that the existing rates of Central Power and Light Company may be subject to a reduction by the State of Texas Public Utility Commission; determining just and reasonable rates to be observed and in force within the City; ordering a rate reduction; authorizing that this ordinance be served on Central Power and Light Company; preserving regulatory rights of the City; and providing for repeal of conflicting ordinances and resolutions.

INTRODUCTION OF AN ORDINANCE

Ordinance of the City of Laredo, Texas, finding, after reasonable notice and hearing, that the existing rates of Central Power and Light Company may be subject to a reduction by the State of Texas Public Utility Commission; determining just and reasonable rates to be observed and in force within the City; ordering a rate reduction; authorizing that this ordinance be served on Central Power and Light Company; preserving regulatory rights of the City; and providing for repeal of conflicting ordinances and resolutions.

Motion to open the public hearing.

Moved : Cm. Guerra

Second: Cm. G. Perez

For: 6

Against: 0

Abstain: 0

Jesus Nava, Assistant City Manager, made the presentation before the City Council.

Mr. Jack Pous, from Diversified Utility Consultants, stated that they did file on July 1st its rate recommendations followed by public hearings on this matter.

Mayor Ramirez announced that two reports were presented for the record from Diversified Utility Consultants for public review.

Mr. Ruben Correa, from CP&L, encouraged the passage of this ordinance and stated that failure to take action on this ordinance could result in non-uniform rates.

Mr. Jesus Ponce, a local citizen, spoke in reference to

rates in relation to the recovery factor on their nuclear power plants and also on the high margin of profit enjoyed by CP&L.

Motion to close the public hearing and introduce.

Moved : Cm. Juarez
 Second: Cm. Cardenas
 For: 5 Against: 0 Abstain: 0
 (Mayor Ramirez voted in affirmative.)

(Cm. G. Perez and Cm. Castaneda were temporarily out.)

Ordinance Introduction: City Council

37. Public hearing on approval of an amendment to the contract with the Texas Department of Health, and budget for the Primary Health Care Services Program of the City of Laredo Health Department and increasing funds from \$127,240.00 to \$157,240 for the period beginning September 1, 1993, through August 31, 1994; and that an ordinance be introduced.

INTRODUCTION OF AN ORDINANCE

Approval of an amendment to the contract and budget with the Texas Department of Health for FY 1993-1994 beginning September 1, 1993, through August 31, 1994, providing additional funds for the Primary Health Care Services Program at the City of Laredo Health Department; and increasing Revenue Line Item #226-0000-323-4036 from \$127,240.00 to \$157,240.00; and increasing Expenditure Line Item #226-6083 from \$127,240.00 to \$157,240.00.

Motion to open the public hearing.

Moved : Cm. Juarez
 Second: Cm. Cardenas
 For: 4 Against: 0 Abstain: 0
 (Mayor Ramirez voted in the affirmative in absence of Cm. G. Peraz and Cm. Castaneda who were temporarily out.)

There was public input.

Motion to close the public hearing and introduce.

Moved : Cm. Juarez
 Second: Cm. G. Perez
 For: 5 Against: 0 Abstain: 0

Ordinance Introduction: City Council

38. Public hearing on amending the 1993-1994 Community and Rural Health Grant Budget of the City of Laredo Health Department

to establish a new position of Senior Programmer/Analyst;
and that an ordinance be introduced.

INTRODUCTION OF AN ORDINANCE

Ordinance amending the 1993-1994 Community and Rural Health
Grant Budget of the City of Laredo Health Department to
establish a new position of Senior Programmer/Analyst.

Motion to open the public hearing.

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 6

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 6

Against: 0

Abstain: 0

Ordinance Introduction: City Council

- 39a. Public Hearing on an ordinance fixing and ordering the rates
to be charged by Proviron, Inc., for gas and gas service to
residential and commercial customers within the City of
Laredo, Texas; providing for publication, and effective
date. (Unanimous City Council)

Motion to open the public hearing.

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 6

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing.

Moved : Cm. Cardenas

Second: Cm. Juarez

For: 6

Against: 0

Abstain: 0

- 39b. 94-0-092 Final reading of an ordinance fixing and ordering
the rates to be charged by Proviron, Inc., for gas
and gas service to residential and commercial
customers within the City of Laredo, Texas;
providing for publication, and effective date.
(Unanimous City Council)

Motion to waive the final reading of ordinance
94-R-092.

Moved : Cm. Juarez
 Second: Cw. Aldridge
 For: 6 Against: 0 Abstain: 0

Motion to approve.

Moved : Cm. G. Perez
 Second: Cm. Cardenas
 For: 6 Against: 0 Abstain: 0

- 40. Public hearing on amending the zoning ordinance (map) of the City of Laredo by issuing a Special Use Permit for Gas Extraction on 5.0 acres out of Porcion 35, Abstract 546, as further described by Metes and Bounds on attached Exhibit "A", located east of U.S. Highway 83 and south of Southgate Boulevard and known as the H. Watson #2 Well; and that an ordinance be introduced.

INTRODUCTION OF AN ORDINANCE

Authorizing the issuance of a Special Use Permit for Gas Extraction facility for a 5.00 acre tract out of Porcion 35, Abstract 546, as further described by Metes and Bounds on attached Exhibit "A", located east of U.S. Highway 83 and south of Southgate Boulevard, of the City of Laredo; providing for publication and effective date.

Motion to open the public hearing.

Moved : Cm. G. Perez
 Second: Cm. Cardenas
 For: 6 Against: 0 Abstain: 0

Marina Sukup, Planning Director, made the presentation before the City Council.

Jose Tellez, requested that the report submitted to the City Council at the last meeting be made a part of the record by submitting it to the City Secretary.

*Note: Report was submitted to the City Secretary's Office.

There was no public input.

Motion to close the public hearing and introduce.

Moved : Cm. G. Perez
 Second: Cm. Cardenas
 For: 5 Against: 0 Abstain: 1
 (Mayor voted in affirmative.) Cw. Aldridge
 (Cm. Juarez was temporarily out.)

Ordinance Introduction: City Council

41. Public hearing on amending the zoning ordinance (map) of the City of Laredo by issuing a Special Use Permit for Gas Extraction on 5.0 acres out of Porcion 35, Abstract 546, as further described by Metes and Bounds on attached Exhibit "A", located east of U.S. Highway 83 and adjacent to Southgate Boulevard, known as the H.B. Zachary #1 Well; and that an ordinance be introduced.

INTRODUCTION OF AN ORDINANCE

Authorizing the issuance of a Special Use Permit for Gas Extraction facility for a 5.00 acre tract out of Porcion 35, Abstract 546, as further described by Metes and Bounds on attached Exhibit "A", located east of U.S. Highway 83 and adjacent to Southgate Boulevard, of the City of Laredo; providing for publication and effective date.

Motion to open the public hearing.

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 6

Against: 0

Abstain: 0

(Cm. Juarez was out temporarily)

There was no public input.

A report will be submitted to the City Secretary for public review as part of the record.

*Note: A report was submitted to City Secretary's Office.

Motion to close the public hearing and introduce.

Moved : Cm. Juarez

Second: Cm. G. Perez

For: 5

Against: 0

Abstain: 1
Cw. Aldridge

Ordinance Introduction: City Council

MOTIONS

42. Authorizing the publication of a notice of intention to grant permits to Dynamic Production, Inc., to drill and operate two (2) natural gas wells on the following sites:

- a) One well on five (5) acres out of Porcion 35, Abstract 546 as further described by metes and bounds on attached Exhibit "A", located east of Highway 83 and south of Southgate Boulevard known as the H. Watson #2 Well.
- b) One well on five (5) acres out of Porcion 35, Abstract

546, as further described by metes and bounds on attached Exhibit "A", located east of Highway 83 and adjacent to Southgate Boulevard known as the H.B. Zachary #1 Well.

Motion authorizing the publication of a notice of intention to grant permits to Dynamic Production, Inc., to drill and operate two (2) natural gas wells.

Moved : Cm. Castaneda

Second: Cm. G. Perez

For: 5

Against: 0

Abstain: 1
Cw. Aldridge

XIII. MOTION TO RECESS AND CONVENE AS MASS TRANSIT BOARD

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

Moved : Cm. G. Perez

Second: Cm. Cardenas

For: 6

Against: 0

Abstain: 0

43. 94-RT-052 Authorizing the City Manager to accept funds from Entex in the amount of \$137,000.00, for their contribution towards the construction of a Compressed Natural Gas Fueling Station for the expansion of the Laredo Municipal Transit System's (El Metro) Transit Maintenance Facility Expansion Project; and authorizing the City Manager to execute the contract.

Motion authorizing the City Manager to accept funds from Entex in the amount of \$137,000.00, for their contribution towards the construction of a Compressed Natural Gas Fueling Station for the expansion of the Laredo Municipal Transit System's (El Metro) Transit Maintenance Facility Expansion Project; and authorizing the City Manager to execute the contract.

Moved : Cm. G. Perez

Second: Cm. Juarez

For: 6

Against: 0

Abstain: 0

44. Public hearing on amending the Laredo Municipal Transit System Maintenance Facility Expansion/Renovation Project budget from \$4,000,000 to \$4,677,600 by \$677,600 of which \$388,600 from the Transit Sales Tax Proceeds budget; and \$137,000 is from Entex Inc.; and \$152,000 from revised Federal Transit Administration Grants TX90-X140, TX90-174, and TX90-206; and authorizing the City Manager to execute said budget.

XIV. ADJOURNMENT

Motion to adjourn.

Moved : Cm. G. Perez

Second: Cm. Cardenas

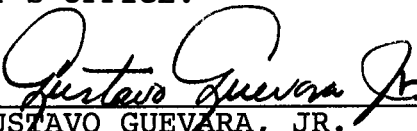
For: 6

Against: 0

Abstain: 0

Adjournment time: 9:45 P.M.

I HEREBY CERTIFY THAT THE ABOVE MINUTES CONTAINED IN PAGES 01 TO 26 ARE TRUE, COMPLETE AND CORRECT PROCEEDINGS OF THE REGULAR CITY COUNCIL MEETING HELD ON THE 16TH DAY OF MAY, 1994 AT 5:30 P.M. A CERTIFIED COPY IS ON FILE AT THE CITY SECRETARY'S OFFICE.


GUSTAVO GUEVARA, JR.
CITY SECRETARY

MINUTES PREPARED BY: Delia Rodriguez, Deputy City Secretary II

APPROVED BY CITY COUNCIL ON: June 6, 1994

CORRECTIONS: