

**CITY OF LAREDO**  
**SPECIAL CITY COUNCIL MEETING**  
**A-2022-sc-03**  
**CITY COUNCIL CHAMBERS**  
**1110 HOUSTON STREET**  
**LAREDO, TEXAS 78040**  
**January 31, 2022**  
**2:15 P.M.**

 **DISABILITY ACCESS STATEMENT** 

Persons with disabilities who plan to attend this meeting and who may need auxiliary aid or services are requested to contact Jose A. Valdez Jr., City Secretary, at (956) 791-7308 at least two working days prior to the meeting so that appropriate arrangements can be made. The accessible entrance and accessible parking spaces are located at City Hall, 1100 Victoria Ave.

Out of consideration for all attendees of the City Council meetings, please turn off all cellular phones and pagers, or place on inaudible signal. Thank you for your consideration.

Pursuant to Section 30.06 Penal Code (trespass by license holder with a concealed handgun), a person licensed under Subchapter [H](#), Chapter [411](#), Government Code (handgun licensing law), may not enter this property with a concealed handgun.

Pursuant to Section 30.07 Penal Code (trespass by license holder with an openly carried handgun), a person licensed under Subchapter [H](#), Chapter [411](#), Government Code (handgun licensing law), may not enter this property with a handgun that is carried openly.

**I. CALL TO ORDER**

**II. PLEDGE OF ALLEGIANCE**

**III. MOMENT OF SILENCE**

**IV. ROLL CALL**

## **Citizen comments**

Citizens can participate through in-person and written comments submitted through an online form. Citizens wishing to provide in-person comments are required to fill out a witness card and submit it to the City Secretary no later than 2:30 p.m. and identify themselves at the microphone. Comments are limited to three (3) minutes per speaker. No more than three (3) persons will be allowed to speak on any side of an issue. Should there be more than three (3) people who wish to speak on a particular issue, they need to select not more than three (3) representatives to speak for them and the presiding officer may limit the public comments further in the interest of an orderly meeting. Speakers may not pass their minutes to any other speaker. Citizens wishing to submit a written public comment must submit [here](#) or visit <https://www.cityoflaredo.com/council-agendas.html> by 2:30 p.m. the day of the meeting. All comments should be relevant to City business and delivered in a professional manner. No derogatory remarks will be permitted.

## **V. COMMUNICATIONS**

1. Mayor's welcome and introduction of Interim City Manager Samuel Keith Selman.

## **VI. CONSENT AGENDA**

**All of the following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Council Member.**

### **HEALTH: STAFF SOURCE RICHARD A. CHAMBERLAIN, HEALTH DIRECTOR**

#### **1. Healthy and Safe**



Ratifying the purchase of testing materials and supplies from Life Technologies Corporation in the amount of \$221,933.00 for COVID-19 testing for the City of Laredo Health Department. Funding is available in the IDCU/COVID Lab Expansion Grant. The purchase was made pursuant to Section 252.022(a)(2) of the Texas Local Government Code and is necessary to preserve or protect the public health of residents due to the surge of demand for COVID-19 testing.

## END OF CONSENT AGENDA

---

### **VII. EXECUTIVE SESSION**

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

### **GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS**

#### **2. Request by Mayor Pete Saenz**

**(Co-Sponsored by Council Member Mercurio Martinez, III, Council Member Vanessa Perez, and Council Member Alyssa Cigarroa)**

1. Discussion with possible action to repeal, replace, revise, and/or amend by ordinance, City of Laredo Code of Ordinance No. 2019 - O – 051, and /or Section(s) there in, in whole or partially; and /or to repeal, replace and/or amend by ordinance, as necessary, any other ordinance(s), or section (s) there in, found and contained in the City of Laredo Code of Ordinances, which specifically, or generally, or in any way prohibits or limits the City Manager, Interim City Manager, or anyone else acting and/or holding the same authority and power of a City Manager, to hire, appoint, suspend, reassign and/or terminate anyone within his or her upper level management team or department, be it a Deputy City Manager, Acting City Manager, Assistant City Manager, or otherwise. Such authority and or powers shall lie and be held solely and strictly by the City Manager, or Interim City Manager, or anyone else holding such powers and authority at the time, at his or her sole discretion. City Council shall not have any power and/or authority whatsoever to interfere with the exercise of such powers and/or authority by the City Manager, or Interim City Manager, or anyone else holding such powers and authority at the time; and any other matters relating or pertinent thereto.
2. Discussion with possible action to amend, by ordinance, Chapter 2, Article II, Division 2, Section 2-19(a)(b) so that it will not be in violation

of our City Charter, particularly, Section 2.03 Prohibitions, sub-section:

(B) Appointments and Approvals.

**Unless it is otherwise specifically provided in this Charter**, City Council shall not in any manner dictate the appointment or removal of any City administrative officer or employee whom the City Manager or any of his subordinates are empowered to appoint or remove, but the City Council may express its views and fully and freely discuss with the City Manager anything pertaining to appointment and removal of such officers and employees.

Amended and/or revised Sections:

Sec. 2-19. - Deputy City Manager and Assistant City Manager.

(a) Deputy City Manager. There is hereby created the office of Deputy City Manager. The office shall include one (1) Deputy City Manager who shall be appointed and removed at the sole discretion of the City Manager, Interim or Acting City Manager. The office of Deputy City Manager shall be subject to budgetary funding by the City Council as may occur prior to or subsequent to this section. There may be more than one (1) budgeted position of Deputy City Manager as may be necessary to further city business and interests. The position of the Deputy City Manager shall be held by qualified persons, appointed as provided by the Laredo City Charter and personnel policies. Qualifications, duties, and responsibilities of the Deputy City Manager shall be subject to the sole approval of the City Manager, Interim or Acting City Manager.

(b) Assistant City Manager. There is hereby created the office of Assistant City Manager. The office shall include at least two (2) Assistant City Managers who shall be appointed and removed at the sole discretion of the City Manager, Interim or Acting City Manager. The position of Assistant City Manager shall be subject to budgetary funding by the City Council as may occur prior to or subsequent to this section. There may be more than two (2) budgeted positions of Assistant City Manager as may be necessary to further city business and interests. The position of the Assistant City Manager shall be held by qualified persons, appointed as provided by the Laredo City Charter and personnel policies. Qualifications, duties, and responsibilities of the Assistant City Manager shall be subject to the sole approval of the City Manager, Interim or Acting City Manager.

Below is proposed Ordinance reflecting the above changes and revisions.

#### **ORDINANCE NO. 2022-**

**AN ORDINANCE OF THE CITY OF LAREDO, TEXAS, AMENDING AND REVISING CHAPTER 2, ARTICLE II, DIVISION 2, SECTION 2-19(a)(b) OF THE CODE OF ORDINANCES CONCERNING APPOINTMENT AND REMOVAL OF THE OFFICES OF DEPUTY CITY MANAGER AND**

**ASSISTANT CITY MANAGER; PROVIDING FOR A CUMULATIVE CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Laredo is a Home Rule City acting under its Charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

**WHEREAS**, Section 4.01 of the Laredo City Charter provides the City Council may by ordinance establish City departments, offices or agencies in addition to those created by the Charter and may prescribe the functions of all departments, offices and agencies; and

**WHEREAS**, the City Council desires to clarify the appointment and removal of the offices of deputy city manager and assistant city manager.

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

Section I. The City of Laredo Code of Ordinances, Chapter 2, Article II, Division 2, Section 2-19(a)(b) "Deputy City Manager and Assistant City Manager" be amended and revised to read as follows:

Sec. 2-19. - Deputy City Manager and Assistant City Manager.

(a) Deputy City Manager. There is hereby created the office of Deputy City Manager. The office shall include one (1) Deputy City Manager who shall be appointed and removed at the sole discretion of the City Manager or Interim or Acting City Manager. The office of Deputy City Manager shall be subject to budgetary funding by the city council as may occur prior to or subsequent to this section. There may be more than one (1) budgeted position of deputy city manager as may be necessary to further city business and interests. The position of the Deputy City Manager shall be held by qualified persons, appointed as provided by the Laredo City Charter and personnel policies. Qualifications, duties, and responsibilities of the Deputy City Manager shall be subject to the sole approval of the City Manager or Interim or Acting City Manager.

(b) Assistant City Manager. There is hereby created the office of Assistant City Manager. The office shall include at least two (2) Assistant City Manager who shall be appointed and removed at the sole discretion of the City Manager, or Interim or Acting City Manager. The position of Assistant City Manager shall be subject to budgetary funding by the city council as may occur prior to or subsequent to this section. There may be more than two (2) budgeted positions of Assistant City Manager as may be necessary to further city business and interests. The position of the Assistant City Manager shall be held by qualified persons, appointed as provided by the Laredo City Charter and personnel policies. Qualifications, duties, and

responsibilities of the Assistant City Manager shall be subject to the sole approval of the City Manager or Interim or Acting City Manager.

Section 2. This ordinance shall be cumulative of all provisions of ordinances of the City of Laredo, Texas, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

Section 3. It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

Section 4. The publishers of the City Code of Laredo, Texas are authorized to amend said code to reflect the changes adopted herein and to correct typographical errors and to index, format and number paragraphs to conform to the existing code.

Section 5. This Ordinance shall take effect immediately upon passage.

**PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS DAY OF \_\_\_\_\_ 2022.**

\_\_\_\_\_  
**PETE SAENZ  
MAYOR**

**ATTESTED:**

\_\_\_\_\_  
**JOSE A. VALDEZ, JR.  
CITY SECRETARY**

**APPROVED AS TO FORM**

**BY: \_\_\_\_\_  
CITY ATTORNEY**

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

1. Discussion with possible action to rescind portions of Ordinance 2019-O-051 Section 2-19 that mention “subject to approval of the city council” under Section (a) and Section (b) As it conflicts with City Charter Section 2.03 under Prohibitions paragraph (B) and Section 3.05 under Powers and Duties of the City Manager paragraph (1), and any other matters incident thereto. **(Co-Sponsored by Council Member Alyssa Cigarroa)**

4. **Request by Council Member Vanessa J. Perez**

1. Discussion with possible action to submit a letter of support to the County of Webb for the Rio Grande International Study Center’s application for an American Rescue Plan Act grant, in its full amount, to conduct critical initial engineering and economy analysis studies to pilot a waste-to-energy project known as a Community Water and Energy Resource Center (CWERC) in the Laredo region, and any other matters incident thereto. **(Co-Sponsored by Council Member Alyssa Cigarroa and Council Member Mercurio Martinez, III)**
2. Discussion with possible action on naming the new Farias Dog Park “K9 Kimmie’s Corner Dog Park” after a Laredo Police Department hardworking and dedicated K9, and any other matters incident thereto. **(Co-Sponsored by Council Member Mercurio Martinez, III)**

5. **Request by Council Member Alyssa Cigarroa**

1. Discussion and possible action to review in open session any and all threats and representations by any Assistant City Manager/Acting City Attorney to and/or against the client(s)/City of Laredo Council members (and City employee) to either sue or have them criminally prosecuted for having received information from a former city attorney about alleged misconduct in the workplace, and the alleged nature of the misconduct, if any; and whether there exists a fiduciary duty and/or duty of loyalty that is owed to the City of Laredo Council members and City employee, whom are the clients; and whether a grievance was filed in the name of the City of Laredo against its former City Attorney to the State Bar of Texas and the reasons for the filing of the grievance included but not limited to recent communications and any other matters incident thereto.

2. Request for executive session pursuant to Texas Government Code

Section 551.074 to deliberate the City's drug and alcohol policy and its potential impact on the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of an assistant city manager, public officer, or employee and any other matters incident thereto, including, but not limited to recent communications from a city employee regarding same and any other matters incident thereto.

## **VIII. ADJOURNMENT**

This notice was posted at the Municipal Government Offices, 1110 Houston Street, Laredo, Texas, at a place convenient and readily accessible to the public at all times. Said notice was posted on Friday, January 28, 2022 by 2:15 p.m.

---

Jose A. Valdez, Jr.  
City Secretary



**City Council-Special**

**1.**

**Meeting Date:** 01/31/2022

**Initiated By:** Rosario Cabello, Deputy City  
Manager

**Staff Source:** Richard A. Chamberlain, Health Director

**SUBJECT**

**Healthy and Safe**



Ratifying the purchase of testing materials and supplies from Life Technologies Corporation in the amount of \$221,933.00 for COVID-19 testing for the City of Laredo Health Department. Funding is available in the IDCU/COVID Lab Expansion Grant. The purchase was made pursuant to Section 252.022(a)(2) of the Texas Local Government Code and is necessary to preserve or protect the public health of residents due to the surge of demand for COVID-19 testing.

**VENDOR INFORMATION FOR COMMITTEE AGENDA**

N/A

**PREVIOUS COUNCIL ACTION**

On October 19, 2020, Council approved Motion.

**BACKGROUND**

All testing materials and supplies are to be used with the Thermo Scientific KingFisher Flex Purification System Equipment previously purchased with the General Fund COVID-19 Emergency Fund for COVID-19 testing and needed due to the surge of demand for testing.

**COMMITTEE RECOMMENDATION**

N/A

**STAFF RECOMMENDATION**

Staff recommends that Council approves the Motion.

**Fiscal Impact**

**Fiscal Year:**

2022

**Budgeted Y/N?:**

**Source of Funds:**

IDCU/COVID Lab Expansion

**Account #:** 226-6042-542-3850

**Change Order: Exceeds 25% Y/N:**

**FINANCIAL IMPACT:**

Funding is available in IDCU/COVID Lab Expansion account 226-6042-542-3850 with project number HEIC04.

---

**Attachments**

Quote

---

**QUOTATION NO.: D4593873****QUOTATION NUMBER MUST BE REFERENCED AT THE TIME OF ORDER TO ENSURE CORRECT PRICING**

Report Date : 11-Jan-2022

TO ORDER:

**QUOTATION NO.:D4593873**

To ensure correct pricing and terms, the above quotation number must appear on all orders and correspondence.

FROM: **01/11/2022** THROUGH:**06/30/2022**  
EXCEPT WHERE NOTED BELOW

TERMS:Net 30

**FOB:** Shipping Point**Life Technologies Corporation**3175 Staley Road  
Grand Island,New York 14072 USA

Fax No:1-800-331-2286

To Order:1-800-955-6288

Email: [CustomerCare@thermofisher.com](mailto:CustomerCare@thermofisher.com)[www.thermofisher.com/ordersupport](http://www.thermofisher.com/ordersupport)To: LAREDO CITY HEALTH DEPT  
FOR:

2600 CEDAR AVE

LAREDO  
TX 78040 US**ATTN:****WE ARE PLEASED TO QUOTE ON YOUR REQUIREMENT AS FOLLOWS**

Line#	CC*	SKU # / PPL	DESCRIPTION	MINIMUM QUANTITY	PRICE OR % DISCOUNT	
					DISCOUNT % / FIXED PRICE	UNIT PRICE
1		97002540	KF 96 KF PLATE (200 UL), 48/CS CASE OF 48	3	204.00	\$204.00
2		4306311	MICROAMP CLEAR ADHESIVE FILM, 100 PC	6	161.00	\$161.00
3		AM12450	NS RNASE-FREE TUBES 1.5 ML 250 TUBES PER BAG	3	66.25	\$66.25
4		97002534	KF 96 TIP COMB FOR DW MAGNETS 10X10 PCSBOX	2	696.00	\$696.00
5		95040450	DEEP WELL 96 PLATE, 50 PCS Case of 50	9	351.00	\$351.00
6		A48383	MVP II KIT 2,000 PREPS 2,000 PREPS	5	3245.00	\$3,245.00
7		A47814	TAQPATH RTPCR COVID-19-1000RXN EACH	10	16540.00	\$16,540.00
8		AM9932	NUCLEASE-FREE WATER 1000 ML EACH	4	100.00	\$100.00
9	D	A28523	10ML TP 1STEP MMX NO ROX EA	8	4010.00	\$4,010.00
10		4311971	FG,OPTICAL ADHESIVE COVERS EACH	2	285.00	\$285.00
11		4346907	96-WELL FAST THERMAL CYCLING PLATES, 10 MicroAmp Fast Optical 96-Well Reaction Plate, 0.1 mL. 10 plates	11	52.75	\$52.75

QUOTATION NUMBER MUST BE REFERENCED AT THE TIME OF ORDER TO ENSURE CORRECT PRICING

		<p>Life Technologies 96-well Fast Thermal Cycling Plate is designed specifically for the Life Technologies 96-well 0.1mL Fast Thermal Cyclers and 96-well 0.1mL Fast Real-Time Thermal Cyclers.</p> <p>Life Technologies Fast Thermal Cycling Plate has been optimized for the superior fit and function when used on the 96-well 0.1mL Fast Thermal Cyclers and 96-well 0.1mL Fast Real-Time Thermal Cyclers. Use of the plate with any other Life Technologies instruments may cause severe damage.</p>			
--	--	---	--	--	--

\* Items flagged with H or D require special handling and may be subject to an additional charge

**TERMS AND CONDITIONS OF SALE**

This quotation is for products and services sold by Life Technologies Corporation, a Thermo Fisher Scientific company. This quotation, and the terms and conditions of sale found at [www.thermofisher.com/termsandconditions](http://www.thermofisher.com/termsandconditions) ("thermofisher.com Terms and Conditions of Sale") that apply to the products and services listed on this quotation, are incorporated by reference into this quotation and any resulting contract. By issuing a purchase order or otherwise ordering or accepting product(s) or services, you expressly confirm that you intend to be bound by and agree to thermofisher.com Terms and Conditions of Sale to the exclusion of all other terms we do not expressly agree to in writing, and that the purchase and sales transaction between you and us is subject to and will be governed by thermofisher.com Terms and Conditions of Sale and the terms of this quotation.

Customers may be required to evaluate as a discount, for cost-reporting purposes, the value of any Product listed as \$0.00 on any invoice. The Product listed as \$0.00 represents an in-kind discount and is included in the total fair market value price for the instrument product.

If you have any questions, please visit our website at [www.thermofisher.com](http://www.thermofisher.com).

**TERMS AND CONDITIONS OF THE QUOTE****ADDITIONAL TERMS AND CONDITIONS OF QUOTATION**

1. This quotation shall apply only to direct order purchases. In order to receive quoted prices, the quotation number must be referenced at time of order. Credits will not be issued for orders not referencing quotation numbers.
2. The effective dates of this quotation appear on the first page unless otherwise noted.
3. Percentage discounts in this quotation will be calculated from our current price for the applicable product. Discounts will be calculated from single unit catalog price. We reserve the right to change our prices at any time. Any increase or decrease to the price of a product would result in a change to your discounted price. Certain discounts are based on categories of products (e.g., "Pricing Product Line" or "PPL" discounts) that might change over time. We reserve the right to re-align products within a category or add or remove products to or from a specific category at any time. Such realignment, addition or removal may result in a change to your discounted price for a particular product.
4. We may terminate this quotation upon written notice.
5. This quotation contains our confidential pricing information which if disclosed to third parties could cause competitive harm to us. Subject to overriding obligations to third party funding agencies or governmental entities, the customer agrees to keep all pricing information contained herein confidential.