I. CALL TO ORDER

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

II. PLEDGE OF ALLEGIANCE

Mayor Raul G. Salinas led in the Pledge of Allegiance.

III. ROLL CALL

In attendance:

Raul G. Salinas, Mayor
Mike Garza, Mayor Pro Tempore, District I
Hector Garcia, Council Member, District II
Michael Landeck, Council Member, District III
Juan Narvaez, Council Member, District IV
Johnny Rendon, Council Member, District V
Gene Belmares, Council Member, District VI
Jose Valdez, Jr., Council Member, District VII
Cynthia Liendo-Espinoza, Council Member, District VIII
Carlos Villarreal, City Manager
Gustavo Guevara, City Secretary
Cynthia Collazo, Deputy City Manager
Horacio De Leon, Assistant City Manager
Jesus Olivares, Assistant City Manager
Raul Casso, City Attorney

IV. MINUTES

Approval of the minutes of November 2, 2009

Motion to approve.

Moved: Cm. Rendon
Second: Cm. Landeck
For: 8 Against: 0 Abstain: 0
V. COMMUNICATIONS AND RECOGNITIONS

Recognitions

a. Recognition of the following LISD’s exemplary campuses:

* Don Jose Gallego Elementary School
* Heights Elementary School
* Katherine Tarver Elementary School
* C.L. Milton Elementary School
* M.S. Ryan Elementary School
* Santo Niño Elementary School
* J. Kawas Elementary School
* Honore Ligarde Elementary School; &

Only Exemplary High School in Laredo- Laredo Early College High School

These recognitions were done before the opening of the City council meeting by Mayor Salinas and Council Members.

b. Recognizing Trautmann Middle School Football Team for their outstanding 2009 Season achievements.

Mayor and City Council publicly recognized the team and were presented a certificate of recognition.

c. Recognizing Mary Help of Christians School’s 4th grade Flag Football team for winning Division Football Championship.

Mayor and City Council publicly recognized the team and were presented a certificate of recognition.

d. Recognizing C.M. Macdonell Elementary School’s administrators and students for their establishment and creation of Macdonellville, a mini-city which is now home to institutions and organizations that are vital for the survival and progress of a real-world community.

Mayor and City Council publicly recognized the team and were presented a certificate of recognition.

Communiqués

a. Presentation of the 2009- 2010 City of Laredo Sister Cities Youth Committee.

Ricardo Guerra, President of the Sister Cities Youth Committee, thanked City Council for their continued support and the following members introduced themselves:

Juniors: Carlos Garcia, Edson Gonzalez, Rogelio Gonzalez, Jessica Renteria, Noemi Arroyo, Annissa A. Leal, Enrique Ramirez, Patricia Silva, Maria C. Salas, Monica

Seniors: Stephanie Garza, Edward Castillo, Yvonne Rosas, Jose Luis Zavala, Ana Saldivar, Olivia Flores, Marco Rosales, Luis Villalobos, Alejandra Vasquez, Isabela Cigarroa Oscar Torres, Wayne Holistine, Jr., Reynaldo Diaz, Jr., and April Reinhardt.

b. Presentation by Viridiana Paramo & Rick Martinez, HEB Chair & Co-Chair, regarding the upcoming 21st Annual “Feast of Sharing” Thanksgiving Dinner.

Viviana Paramo and Rick Martinez publicly invited Mayor, Council, and the general public to their annual “Feast of Sharing”.

Citizen comments

Toni Gamboa, Community Chair for Bring the Boy’s Home Campaign, extended an invitation to Mayor, Council and viewing public in raising funds to bring 90 soldiers home from Bravo Company for a four day pass before the soldiers are deployed for a year.

APPOINTMENTS TO COMMISSIONS, BOARDS AND COMMITTEES

a. Appointments by City Council to the Drug and Alcohol Commission.

Motion to approve.

Moved: Cm. Garcia
Second: Cm. Valdez
For: 8 Against: 0 Abstain: 0

b. Appointment by Mayor Pro-Tempore Mike Garza of Enrique Manrique to the Drug and Alcohol Commission.

Motion to approve.

Moved: Cm. Garcia
Second: Cm. Valdez
For: 8 Against: 0 Abstain: 0

c. Appointment by Council Member Gene Belmares of Roque Vela, Jr. to the Drug and Alcohol Commission.

Motion to approve.

Moved: Cm. Garcia
Second: Cm. Valdez
For: 8 Against: 0 Abstain: 0

VII. PUBLIC HEARINGS

1. Public hearing and introductory ordinance amending the City of Laredo fiscal year 2010
General Fund Budget by appropriating revenues and expenditures in the amount of $108,871.00, respectively for the lease purchase financing of necessary cardio and strength equipment for the El Eden Recreation Center and authorizing the City Manager to implement said budget amendment. Funding for the lease will be contingent on funding availability in subsequent fiscal years. (Approved by Operations & Finance Committees)

Motion to open the public hearing.

Moved: Cm. Belmares  
Second: Cm. Valdez  
For: 8  
Against: 0  
Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Mayor Pro Tempore Garza  
Second: Cm. Belmares  
For: 8  
Against: 0  
Abstain: 0

Ordinance Introduction: City Council

2. Public hearing and introductory ordinance authorizing the City Manager to accept a direct aid grant from the Texas State Library-Loan Star Libraries program in the amount of $45,522.00 for new public computers, replacement hardware and funding for special programming such as author visits, or workshop speakers and trainers for the public and amending the City of Laredo FY 2009-2010 annual budget revenues and expenditures by increasing the amount by $13,522.00. (Approved by Operations Committee)

Motion to open the public hearing.

Moved: Cm. Belmares  
Second: Cm. Garcia  
For: 8  
Against: 0  
Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Belmares  
Second: Cm. Valdez  
For: 8  
Against: 0  
Abstain: 0

Ordinance Introduction: City Council

3. Public hearing and introductory ordinance amending the City of Laredo Health Department FY 2009-2010 annual budget by authorizing the City Manager to accept, execute and appropriate revenues and expenditures in the amount of $113,673.00 for new x-ray equipment for a total of $282,613.00 from the Texas Department of State
Health Services for Tuberculosis Prevention & Control Federal Project for the period beginning January 1, 2009 through December 31, 2009. (Approved by Operations & Finance Committees)

Motion to open the public hearing.

Moved: Cm. Belmares  
Second: Cm. Garcia  
For: 8  
Against: 0  
Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Belmares  
Second: Cm. Rendon  
For: 8  
Against: 0  
Abstain: 0

Ordinance Introduction: City Council

4. Public hearing and introductory ordinance amending the City of Laredo Health Department FY 2009-2010 annual budget by authorizing the City Manager to accept, execute and appropriate revenues and expenditures in the amount of $570,601.00 from the Texas Department of State Health Services for Public Health Emergency Response (PHER) to provide pandemic prevention, especially for H1N1 and other public health threats, disease control, health promotion and risk communication activities for the term period September 15, 2009 through July 31, 2010; and amending the FY 2009-2010 City of Laredo full-time equivalent positions by adding two (2) full-time positions with benefits. (Approved by Operations & Finance Committees)

Motion to open the public hearing.

Moved: Cm. Belmares  
Second: Cm. Garcia  
For: 8  
Against: 0  
Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Belmares  
Second: Cm. Garcia  
For: 8  
Against: 0  
Abstain: 0

Ordinance Introduction: City Council

5. Public hearing and introductory ordinance amending the City of Laredo Subdivision Ordinance by revising: Chapter II, Section 2-1, Subsection (c) by stipulating that a lot of record is exempt from platting, and, Chapter IV, Section 4-2, by creating subsection (H) which will authorized the Building Official to issue permits on a lot of record if the lot of
record is located in Eastern or Western Division and not located within one (1) block of
the intersection of two (2) arterials or collectors.
Motion to open the public hearing.

Staff supports the ordinance amendment and the Planning & Zoning Commission has
recommended approval of the amendment. (Approved by Operations & Finance
Committees)

Motion to open the public hearing.

Moved: Cm. Belmares
Second: Mayor Pro Tempore Garza
For: 8 Against: 0 Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Belmares
Second: Cm. Garcia
For: 8 Against: 0 Abstain: 0

Ordinance Introduction: City Council

6. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the
City of Laredo by rezoning Lot 1, Block 1, Cuatro Vientos Norte Subdivision, Phase 1,
located at 3302 Chacota Street, from R-1A (Single Family Reduced Area District) to B-1
(Limited Commercial District).

Staff supports the application and the Planning and Zoning Commission has
recommended approval of the zone change. District I

Motion to open the public hearing.

Moved: Cm. Garcia
Second: Cm. Liendo Espinoza
For: 8 Against: 0 Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Mayor Pro Tempore Garza
Second: Cm. Garcia
For: 8 Against: 0 Abstain: 0

Ordinance Introduction: Mayor Pro Tempore Garza

7. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the
City of Laredo by rezoning .24 acres, located at 4711 Ben-Cha Road, from B-4 (Highway Commercial District) to B-3 (Community Business District).

Staff supports the application and the Planning and Zoning Commission has recommended approval of the zone change. District II

Motion to open the public hearing.

Moved: Cm. Belmares  
Second: Cm. Rendon  
For: 8  
Against: 0  
Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved: Cm. Garcia  
Second: Cm. Belmares  
For: 8  
Against: 0  
Abstain: 0

Ordinance Introduction: Cm. Garcia

8. Public hearing and introductory ordinance amending Ordinance No. 92-O-070 authorizing the issuance of a Specific Use Zoning District for B-1 uses on Lots 7 and 8, Block 243, Eastern Division, located at 1701 Marcella Avenue, by amending the provisions to allow for semi-truck and trailer parking.

Staff does not support the amendment and the Planning and Zoning Commission has recommended approval of the amendment with the addition of the following conditions: parking lot hours shall coincide with store hours, which are Monday-Saturday from 8:00 AM-7:00 PM; applicant shall provide a fifteen (15) foot fence around the site; the Specific Use Zoning District shall be valid for six months from date of issuance. District III

Motion to open the public hearing.

Moved: Cm. Belmares  
Second: Cm. Valdez  
For: 8  
Against: 0  
Abstain: 0

Virgilio Resendez, representing the lot owners, gave a comprehensive report on the owner’s proposals for Ordinance 92-O-070 if amended.

Mario Tijerina spoke against the amendment because of the expansion in the residential area.

Jacinto Juarez explained that he was a Councilmember when this Ordinance was passed in 1992; however, the business has grown to be too large for the residential area.

Hermelinda Arnold spoke against the zone change request.
Jose Arnold opposed the parking of the trailers in the zone change request.

Cm. Garza suggested rescinding future violations and to create a trigger that will bring the item back to Council. He expressed his concern for the residents in the area.

Keith Selman, Planning Director, said that it would require an item from the City Council to remove the District.

Motion to close the public hearing and follow the recommendations of staff to deny the zone change request.

Moved: Cm. Landeck
Second: Cm. Liendo Espinoza
For: 5 Against: 3 Abstain: 0
Mayor Pro Tempore Garza
Cm. Garcia
Cm. Belmares

9. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Conditional Use Permit for offices (professional) on Lots 7 & 8, Block 1259, Eastern Division, located at 2202 and 2204 Locust Street.

Staff does not support the Conditional Use Permit and the Planning and Zoning Commission has recommended approval of the Conditional Use Permit with the addition of the following conditions: provide an undivided barrier to prohibit all means of access along Locust Street; remove billboard signage from the premises; and provide a sidewalk along Bartlett Avenue for the length of the property. District IV

Motion to open the public hearing.

Moved: Mayor Pro Tempore Garza
Second: Cm. Belmares
For: 8 Against: 0 Abstain: 0

There was no public input.

Cm. Narvaez discussed the following conditions and asked the Traffic Department to place no parking signs at the site.

Motion to close the public hearing and introduce with the following conditions:

1. The C.U.P. shall be issued to Jesus Maldonado, and is nontransferable.
2. The C.U.P. is restricted to the site plan, Exhibit “A” which is made part hereof for offices.
4. Provide and maintain trees and shrubs in compliance with the Laredo Land Development Code.
5. Signage will be limited to a 12 square foot sign attached to the wall.
6. Banners and window signs are prohibited.
7. Provide an undivided barrier to prohibit all means of access along Locust Street.

Moved: Cm. Narvaez  
Second: Cm. Garcia  
For: 8  
Against: 0  
Abstain: 0

Ordinance Introduction: Cm. Narvaez

10. Public hearing and introductory ordinance amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Conditional Use Permit for an embroidery shop on Lot 3, Block 981, Western Division, located at 3915 San Eduardo Avenue.

Staff supports the application and the Planning and Zoning Commission has recommended approval of the permit. District V

Motion to open the public hearing.

Moved: Cm. Belmares  
Second: Cm. Liendo Espinoza

Debra Paredes spoke in favor of the zone change request.

For: 8  
Against: 0  
Abstain: 0

Motion to close the public hearing and introduce.

Moved: Cm. Rendon  
Second: Cm. Narvaez  
For: 8  
Against: 0  
Abstain: 0

Ordinance Introduction: Cm. Rendon

11. Public hearing and introductory ordinance amending Ordinance No. 2005-O-304 authorizing the issuance of a Conditional Use Permit for maintenance and parts for forklifts on Lots 11 & 12, Block 432, Eastern Division, located at 302 W Saunders Street, by amending the provisions and site plan.

Staff does not support the amendment and the Planning and Zoning Commission has recommended approval of the amendment to the CUP with the addition of the following conditions: provide two signs and an arrow on driveway that show access to Saunders Street as an “Exit Only,” and adjust the width of said driveway with a gate to fourteen (14) feet; the fence shall be extended to the property line and shall be erected sixty (60) days from date of issuance; and the CUP shall be valid for six months from date of issuance. District V

Motion to open the public hearing.

Moved: Mayor Pro Tempore Garza  
Second: Cm. Valdez  
For: 8  
Against: 0  
Abstain: 0
Alejandro Kleiman, on behalf of the owners, spoke in favor of the zone change request.

Motion to close the public hearing and introduce with the provision right turn only included.

Moved: Cm. Rendon
Second: Cm. Landeck
For: 8 Against: 0 Abstain: 0

Ordinance Introduction: Cm. Rendon

VIII. INTRODUCTORY ORDINANCES

12. Authorizing the City Manager to execute a Foreign Trade Zone Operator Agreement with Kuehne+Nagel, Inc. as Zone Site Operator located at 12018 Auburn Road and known as Foreign Trade Zone Site No. 9; effective December 1, 2009 and ending November 30, 2012. Providing for activation, administration, annual and transaction fees to be paid to the City; providing for an effective date. (Approved by Operations Committee)

Ordinance Introduction: City Council

13. Authorizing the City Manager to execute a lease agreement with Mr. Andrew Ramirez, CEO DBA RZ Communications to Building No. 146 located at 4401 Maher Avenue consisting of approximately 5,632 square feet and situated on an approximate 21,217 square foot tract of land. The lease term is for 5 years commencing on December 1, 2009 and ending on November 30, 2014 with five one-year renewal options until November 30, 2019. The initial monthly rental obligation of $1,000.00 plus annual CPI rent adjustments. The lease agreement provides for rental abatement for the first twelve months in the amount of $12,000 in consideration for tenant improvements to the leased premises; providing for effective date. (Approved by Operations Committee)

Ordinance Introduction: City Council

IX. FINAL READING OF ORDINANCES


Moved: Cm. Valdez
Second: Cm. Belmares
For: 8 Against: 0 Abstain: 0

14. 2009-O-205 Amending the City of Laredo Health Department FY2009-2010 budget by increasing revenues and expenditures in the amount of $300,000.00 for dental care personnel and operations for the City of Laredo Health Department from the Health and Human Services Commission (HHSC) through the University of Texas Health Science Center Dental School for
the term from September 1, 2009 through August 31, 2010 and renewable for one (1) additional year.

Motion to adopt Ordinance 2009-O-205.

 Moved: Cm. Belmares  
 Second: Cm. Garcia  
 For: 8  Against: 0  Abstain: 0

2009-O-206 Authorizing the issuance of City of Laredo, Texas subordinate Waterworks and Sewer System Revenue Bonds, Series 2009, in the principal amount of $7,500,000.00, for the purpose of purchasing and acquiring additional water rights for the City’s Combined Waterworks System and Sewer System, making provisions for the security, thereof; authorizing amendment to the City’s budget to appropriate such proceeds for purposes authorized herein; awarding sale of the bonds to the Texas Water Development board, and ordaining other matters relating to the subject.

Motion to adopt Ordinance 2009-O-206.

 Moved: Cm. Belmares  
 Second: Cm. Garcia  
 For: 8  Against: 0  Abstain: 0

2009-O-207 Amending the Zoning Ordinance (Map) of the City of Laredo by authorizing a Conditional Use Permit for an amusement redemption machine establishment on Lot 3, Block 215, Western Division, located at 1206 San Bernardo Avenue. Staff supports the Conditional Use Permit and the Planning and Zoning Commission has recommended approval of the Conditional Use Permit. District III

Motion to table Ordinance 2009-O-207 indefinitely.

 Moved: Cm. Belmares  
 Second: Cm. Garcia  
 For: 8  Against: 0  Abstain: 0

2009-O-209 Authorizing the City Manager to execute a lease with Laredo International Sports Hall of Fame for approximately sixteen (16) square feet of space located outdoors and in front of the Airport Passenger Terminal Building, at 5210 Bob Bullock Loop, for the purpose of installing, operating and maintaining a Time Capsule for the Laredo International Sports Hall of Fame. Lease term is for thirty (30) years commencing on January 1, 2010 and ending December 31, 2039. Declaring that a valid public purpose exists and waiving any and all rental obligations.

Motion to adopt Ordinance 2009-O-209.

 Moved: Cm. Belmares
X. RESOLUTIONS

15. 2009-R-133 Authorizing the City Manager to enter into and execute a cooperative agreement between the City of Laredo Police Department and the South Texas Council on Alcohol and Drug Abuse (STCADA). The purpose of this agreement is for coordinating services, maximize existing resources, and to avoid duplication of services for the Youth Prevention and Rural Border Intervention Program. This agreement is effective from September 1, 2009 through November 30, 2010. (Approved by Operations Committee)

Motion to approve Resolution # 2009-R-133.

Moved: Cm. Garcia
Second: Cm. Narvaez
For: 8 Against: 0 Abstain: 0

16. 2009-R-134 Authorizing the City Manager to enter into and execute a cooperative agreement between the City of Laredo Police Department and the Webb County Community Coalition of SCAN (Stop Child Abuse & Neglect), Inc. The purpose of this agreement is to bring all sectors of the community together as a united force to prevent substance abuse. This agreement will be effective from September 1, 2009 through August 31, 2010. (Approved by Operations Committee)

Motion to approve Resolution # 2009-R-134.

Moved: Cm. Garcia
Second: Cm. Narvaez
For: 8 Against: 0 Abstain: 0

17. 2009-R-135 Resolution directing publication of notice of intention to issue City of Laredo, Texas Combination Tax and Airport Revenue Certificates of Obligation, in one or more series, in the maximum principal amount of $4,300,000, for paying all or a portion of the City's contractual obligations incurred for the purpose of:

(1) Constructing, improving and repairing the City’s municipal airport streets and sidewalks, together with drainage, traffic and street signalization and lighting improvements;

(2) Acquiring and constructing of improvements and extensions to the municipal airport's waterworks and sewer system;

(3) Constructing municipal airport infrastructure improvements, including extension of runways, reconstructing or relocating taxiways, relocation of instrument landing system and reconstruction of general aviation
apron; and

(4) Improving, repairing and renovating existing municipal airport buildings and;

(5) For the payment of legal, fiscal, and engineering fees in connection with such projects. (Approved by Operations & Finance Committees)

Motion to approve Resolution # 2009-R-135.

Moved: Cm. Garcia
Second: Cm. Narvaez
For: 8  Against: 0  Abstain: 0

18. 2009-R-136 Resolution directing publication of notice of intention to issue City Of Laredo, Texas Combination Tax And Airport Revenue Certificates of Obligation, in one or more series, in the maximum principal amount of $2,300,000, for paying all or a portion of the City's contractual obligations incurred for the purpose;

(1) Of constructing and equipping a federal inspection station at the City’s municipal airport and;

(2) And for the payment of legal, fiscal, and engineering fees in connection with such project. (Approved by Operations & Finance Committees)

Motion to approve Resolution # 2009-R-136.

Moved: Cm. Garcia
Second: Cm. Narvaez
For: 8  Against: 0  Abstain: 0

XI. MOTIONS

19. Consideration for approval to award a construction contract to the lowest bidder Price Construction, Ltd, Big Springs, Texas, in the base bid amount of $3,927,202.25 for the Industrial Streets Project Control Section Job: 0922-33-131 which includes street reconstruction within the areas of Tejas Industrial Park, Modern Industrial Park, Mann Road Commercial Park, Tex-Mex Industrial Park and Ponderosa Industrial Park – Districts II and VII. Construction contract time is two hundred ten (210) working days. Funding is available in the Capital Grants Fund. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Cm. Belmares
Second: Cm. Liendo Espinoza
For: 8  Against: 0  Abstain: 0
20. Consideration for approval to award a construction contract to the lowest bidder Price Construction, Ltd, Big Springs, Texas, in the base bid amount of $4,650,501.61 for the Industrial Streets Project Control Section Job: 0922-33-116 which includes street reconstruction within the areas of Killam Industrial Park, El Portal Industrial Park and Milo Road (F.M. 3464) – District VII. Construction contract time is one hundred seventy (170) working days. Funding is available in the Capital Grants Fund. (Approved by Operations & Finance Committees)

Motion to approve.

Moved:  Cm. Belmares  
Second:  Cm. Liendo Espinoza  
For: 8  Against: 0  Abstain: 0

21. Consideration for approval to award a construction contract to the lowest bidder Price Construction, Ltd, Big Springs, Texas, in the base bid amount of $3,185,744.15 for the Industrial Streets Project Control Section Job: 0922-33-130 which includes street reconstruction within the areas of Interamerica Distribution Park, Pan American Business Park and International Trade Center – District VII. Construction contract time is one hundred seventy (170) working days. Funding is available in the Capital Grants Fund. (Approved by Operations & Finance Committees)

Motion to approve.

Moved:  Cm. Belmares  
Second:  Cm. Liendo Espinoza  
For: 8  Against: 0  Abstain: 0

22. Consideration for approval to award a construction contract to the lowest bidder Reim Construction, Inc., Alton, Texas, in the base bid amount of $3,684,476.50 for the Industrial Streets Project Control Section Job: 0922-33-132 which includes street reconstruction within the areas of Unitec Industrial Center – District VII. Construction contract time is two hundred twenty (220) working days. Funding is available in the Capital Grants Fund. (Approved by Operations & Finance Committees)

Motion to approve.

Moved:  Cm. Belmares  
Second:  Cm. Liendo Espinoza  
For: 8  Against: 0  Abstain: 0

23. Approving monthly adjustments to the tax roll. The amounts to be adjusted for the month of October 2009, represent a decrease of $178,881.40. These adjustments are determined by the Webb County Appraisal District and by court orders.

Motion to approve.

Moved:  Cm. Garcia  
Second:  Mayor Pro Tempore Garza  
For: 8  Against: 0  Abstain: 0
24. Consideration to authorize the purchase of seventy one (71) sets of structural fire fighting protective uniforms from Dooley Tackaberry, Deer Park, Texas, through the BuyBoard Cooperative Purchasing Program’s contract pricing in the total amount of $174,302.35. The set includes the fire coat, trousers, knee boots, gloves, hoods, suspenders, and helmets. Funding is available from 2009 Public Property Finance Contractual Obligation (PPFCO) bond proceeds. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Cm. Garcia
Second: Mayor Pro Tempore Garza
For: 8 Against: 0 Abstain: 0

25. Consideration to exercise the renewal option for an additional twelve (12) month period for contract FY08-001 awarded to Nick Benavides, Laredo, Texas, on November 3, 2008, in the total amount of $68,950.00 for providing monthly mowing and maintenance of the Zacate Creek areas. The contract includes the collection of trash, debris, rubbish, and other floatable material along the creek from Meadow and Canal Streets to the mouth of the river. Funding is available in the Environmental Service Department budget. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Cm. Garcia
Second: Mayor Pro Tempore Garza
For: 8 Against: 0 Abstain: 0

26. Consideration to award an annual supply contract number FY10-004 to the low bidder Stanbio Laboratory, San Antonio, Texas, in the estimated amount of $73,000.00, for the purchase of HemoPoint H2 microcuvettes for the City of Laredo Health Department. This is an annual supply contract that allows for the purchase of microcuvettes on an as needed basis. Funding is available in the Health Department Fund. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Cm. Garcia
Second: Mayor Pro Tempore Garza
For: 8 Against: 0 Abstain: 0

27. Consideration for approval of the CDBG Sidewalk City-Wide Projects No. 36 and 37 (35 Blocks) as complete and approval of Change Order No. 1 an increase of $5,003.95 for the balance of quantities actually constructed in place, release of retainage and approval of final payment in the amount of $19,724.29 to ALC Construction, Inc., Laredo, Texas. Final construction contract amount is $134,026.90. Funding is available in the CDBG 32nd and 33rd Action Year- Districts IV and V. (Approved by Operations Committee)
28. Consideration for approval of the Santa Ursula Connector as complete, and approval of Change Order No. 3, a decrease of $26,742.05 for the balance of quantities actually constructed in place and to add one hundred ten (110) calendar days to the construction contract time, release of retainage, and approval of final payment in the amount of $215,170.57 to Concho Construction, Inc., Garland, Texas. Final construction contract amount is $4,202,598.43. Funding is available in the Bridge System—Revenue Bond 2005A. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Cm. Garcia
Second: Mayor Pro Tempore Garza
For: 8 Against: 0 Abstain: 0

29. Authorizing the City Manager to approve payment from the City’s Arena Renewal and Replace Account for the purchase of a compressor replacement for trane chiller in a total amount not to exceed $99,000.00. Funding is available under the Sports and Community Venue Fund. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Cm. Garcia
Second: Cm. Valdez
For: 8 Against: 0 Abstain: 0

30. Authorizing the City Manager to execute the State Homeland Security Grant Program Sub-Recipient Grant Agreement between the City of Laredo and the Governor’s Division of Emergency Management (GDEM) to perform for certain project tasks for the period beginning August 1, 2009 and ending April 15, 2012 and accepting the total grant award in the amount of $1,180,350.69. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Cm. Garcia
Second: Cm. Valdez
For: 8 Against: 0 Abstain: 0

31. Authorizing the City Manager to accept the repair of the 27” Sewer Collector by Closner Construction, Laredo, Texas, at Lope De Vega/ Highway 83, as warranty work. Additionally, Closner will connect the 15” sewer line from La Joya Subdivision to the above mentioned 27” line. The construction time is forty-five (45) calendar days. Closner Construction will not charge for labor and City will provide all materials
needed an approximate cost of $29,100.00. Funding is available in the 2008 Sewer Bond. (Approved by Operations Committee)

Motion to approve.

Moved: Cm. Garcia
Second: Cm. Valdez
For: 8 Against: 0 Abstain: 0

32. Consideration to authorize the purchase of one (1) cab and chassis truck mounted tree spade transplanter unit from Freightliner of Laredo, Texas, in the total amount of $115,986.73 through the BuyBoard’s Cooperative Purchasing Program’s contract pricing. The tree spade transplanter will be assigned to the Parks & Leisure Department. Funding is available in the 2006 CO Bond Issue. (Approved by Operations & Finance Committees)

Motion to approve.

Moved: Cm. Garcia
Second: Cm. Valdez
For: 8 Against: 0 Abstain: 0

33. Consideration to award Lease Purchase Contract FY10-003 to the low bidder, Marathon Fitness through their financing agent, Frost Leasing, in the amount of $108,871.00. The lease term is for three (3) years for the financing of cardio and strength equipment for the El Eden Recreation Center. Funding is available in the Parks and Leisure budget. (Approved by Operations & Finance Committees)

Francisco Meza, Purchasing Director, explained that staff’s recommendations would be to consider a lease contract to either Marathon Fitness or Fitness based on a review of the financing proposals.

Motion to authorize the City Manager to accept the motion and include most advantageously revisions by City staff.

Moved: Cm. Garcia
Second: Cm. Valdez
For: 8 Against: 0 Abstain: 0

34. Consideration to authorize the purchase and installation of synthetic turf from PlayPower LT Farmington, Inc. (Formerly Little Tikes Commercial) PPLTC, Farmington, MO., through the BuyBoard Cooperative Purchasing Program in the amount of $120,790.16 for the Anna Street Baseball Field. Funding is available from Community Development Block Grant (CDBG) account and 2007 C.O. (Approved by Finance Committee)

Motion to approve.

Moved: Cm. Garcia
35. Authorizing the City Manager to enter into an agreement between Texas Engineering Extension Service/Emergency Services Training Institute (TEEX) and the City of Laredo Fire Department to define the responsibilities for both parties for the education and instructional activities to be offered to Firefighters, non Firefighters trainees and out-of-country first responders at the Laredo International Fire/Law Enforcement Training Center. The period of performance under this agreement is specified as November 16, 2009, through August 31, 2012, unless sooner terminated in accordance with the terms in the agreement. (Approved by Operations Committee)

Motion to approve.

Moved:  Cm. Garcia
Second:  Mayor Pro Tempore Garza
For:     8    Against:  0    Abstain:  0

36. Authorizing the City Manager to contract with the following consulting firms for intergovernmental, informational, and advocacy services to be provided to the City of Laredo for the period beginning of October 1, 2009 through September 30, 2010. Funding is available in General Fund, Bridge Fund, and Information Technology Fund.

*  Miller & Van Eaton, P.L.L.C. (Gerry Lederer), Washington, D.C., in the amount of $69,600.00, plus $9,350 out of pocket expenses; $78,950.00

*  Government Relations, Inc. (Allynn Howe), Oakton, Virginia, in the amount of $72,000.00 and $0 out of pocket expenses;

*  McWilliams & Associates (Andrea McWilliams), Austin, Texas, in the amount of $49,500.00 and $0 out of pocket expenses;

*  Martinez and Associates Governmental Affairs (Mario Martinez), Austin, Texas, in the amount of $36,000.00, plus $1,250.00 out of pocket expenses. (Approved by Operations & Finance Committees)

Motion to approve.

Moved:  Cm. Garcia
Second:  Mayor Pro Tempore Garza
For:     8    Against:  0    Abstain:  0

XII. GENERAL COUNCIL DISCUSSIONS AND PRESENTATIONS

37. A. Request by Mayor Raul G. Salinas

1. Discussion with possible action to dedicate a city holiday tree with decorations in honor of all Laredo veterans who have made the supreme sacrifice in the field of battle. (Co-Sponsored by Council Member Cynthia Liendo Espinoza)
Motion to use the discretionary funds from District VIII to dedicate a city holiday tree with decorations in honor of all Laredo veterans who have made the supreme sacrifice in the field of battle.

Moved: Cm. Liendo Espinoza  
Second: Cm. Valdez  
For:  8    Against:  0    Abstain:  0

2. Status report on the completion of canopy on Bridge No. 1, with possible action.

Rogelio Rivera, City Engineer, explained that the canopy on Bridge No. 1 has had a few delays but November 25, 2009 will be the completion of the punch lease items. He noted that the engineer is looking at a penalty for the delays. He continued to say that there is a change order that is tentatively approved to reduce the fee to $60,000.

B. Request by Council Member Juan Narvaez

1. Presentation by Darrin L. Matthews, Laredo Sector Border Patrol, regarding OPERATION DETOUR, a video targeting the community’s youth in an effort to educate them and the community about the danger and consequences surrounding narcotics smuggling.

Mr. Matthews reported that Operation Detour is a narco terrorism awareness program. He said that the Border Patrol has done a good job in educating the community’s youth; however, there have been a lot of young adults that have been arrested for terrorist activities and narcotics. In cooperation with the Del Rio Sector produced a public service campaign to target these adults.

C. Request by Council Member Johnny Rendon


Cm. Rendon said that the reason that he wanted a status report is because there are some businesses in the community that would like to help with the opening ceremonies.

Rogelio Rivera, City Engineer, said that he had sent in a report to Council that the project is 57% complete and the projected due date is February 2010.

2. Status report on the traffic light at the entrance of Lakeside Subdivision, with possible action.

Roberto Murillo, Traffic Director, reported that the City of Laredo has received the approval from TxDOT for the traffic light at the entrance of Lakeside Subdivision. He added that the installation and initiation will take six weeks. The completion date will be mid January.

3. Discussion with possible action on requesting proposals for a grazing and hunting lease on the 1,800 acres of City property in North Laredo behind the former Uniroyal tract.
Cm. Rendon said that the reason he placed this item on the agenda is because he is aware of several ranchers that are looking for land. He instructed the City Manager to ask staff to bring back a report to see if the City can go out for RFP for a grazing and hunting lease on the 1,800 acres of City property in North Laredo behind the former Uniroyal tract.

D. Request by Council Member Gene Belmares

1. Discussion with possible action on amending the health and benefits insurance plan to allow mail order maintenance prescription drugs as an option, not mandatory.

Cm. Belmares said that he was under the impressions that there is a large volume of maintenance drugs that are being purchased through the mail order. He expressed his concern for the local pharmacist.

Dan Migura, Human Resources Department, said that the mail order prescriptions make up 47% of the total amount of City’s prescriptions. He continued to explain that he submitted the item during the budget hearing including increasing the revenue by increasing co-pays totaling $190,000. He said the second change would include a step therapy and finally the third measure would make the mail order mandatory with a savings of $145,000 in claims. He went on to say that 1.2 million dollars has been paid to mail order.

Carlos Villarreal, City Manager, said that he had talked to several pharmacists and asks them to match the price that the city employees are getting through mail order and they have not responded. He added that he would poll the pharmacists and return to City Council with recommendations.

Cm. Belmares asked the City Manager to return to City Council before the end of the year with a report with potential savings from local pharmacists.

2. Discussion with possible action on creating a Central America Free Trade Agreement Business Round Table in February 2010.

Cm. Belmares said that the trip that the City of Laredo is embarking on already has ready made businesses and there is potential for the City to garner additional business. He said that it is important for the City to bring them to Laredo and create some type of B2B in Laredo so they can match our businesses.

Carlos Villarreal, City Manager, said that he is already formulating the invitation in a packet. He said that the Central American Free Trade Agreement Round Table will be held on the 24th thru 26th of February.

3. Invitation by District 6 Advisory Committee to the 100 Acre Tree Planting event taking place Saturday, November 21, 2009.

Orlando Navarro, District VI Advisory, said that the District 6 Advisory Committee will commit themselves to plant 100 trees on November 21, 2009 at the North Central Park. He invited the Mayor, Council and viewing public to attend this event.
4. Status report on all Sports Venue Projects (Baseball field, Waterpark, and Golf Course), with possible action.

Rogelio Rivera, City Engineer, reported that the water park requests for qualifications will be received on November 20, 2009. He noted that the department has received a tentative breakdown on the fees for the baseball field and will return to City Council with recommendations.

Horacio De Leon, Assistant City Manager, said that he distributed the time line with milestone for the golf course. He noted that staff is waiting for the input from the bond council. Proposals will be submitted January 20, 2009. He said that the project is attracting a lot of interests from the industry.

E. Request by Council Member Cynthia Liendo Espinoza

1. Discussion with possible action to consider sponsoring the Civic Center Ballroom fees for the annual employee dance.

Motion to waive the fees for the Civic Center Ballroom fees for the annual employee dance.

Moved: Cm. Liendo Espinoza
Second: Cm. Garcia
For: 8 Against: 0 Abstain: 0

XIII. STAFF REPORTS

38. Discussion with possible action to consider Police Officer Adam J. Link’s first request for an extension of Injury Leave with Pay in accordance with 143.073 (b) of the Texas Local Government Code. Officer Link is currently out on injury status.

Motion to approve.

Moved: Cm. Liendo Espinoza
Second: Cm. Garcia
For: 8 Against: 0 Abstain: 0


Adan Galvan gave the following presentation:

$4,075,000
Combination Tax & Airport Revenue Certificates of Obligation, Series 20010A
$2,060,000
Combination Tax & Airport Revenue Refunding Bonds, Series 2010
$5,060,000
Public Property Finance Contractual Obligations, Series 2010
$2,040,000
Combination Tax & Airport Revenue Certificates of Obligation, Series 2010B
$2,067,772  
Cash Defeasance of Callable Airport Bonds  

**Proposed 2010 Transactions**  

Com. Tx & Airport Revenue C/O Series 2010 – A  

**Uses of Funds**  

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Airport/Streets/Drainage</td>
<td>$2,000,000</td>
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<tr>
<td>Future Grant Matches</td>
<td>$1,000,000</td>
</tr>
<tr>
<td>Building Improvements – Police</td>
<td>$1,000,000</td>
</tr>
<tr>
<td>Cost of Issuance</td>
<td>$ 75,000</td>
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</table>

$4,075,000  

**Comb. Tax & Airport Rev. Ref Bonds, Series 2010**  

**Uses of Funds**  

<table>
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<tr>
<td>Airport Land</td>
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<tr>
<td>Cost of Issuance</td>
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$2,060,000  

**PPF Contractual Obligations, Series 2010**  

**Uses of Funds**  

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<tr>
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<tr>
<td>Various Equip/Machinery/Autos</td>
<td>$4,973,712</td>
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<tr>
<td>Cost of Issuance</td>
<td>$ 86,288</td>
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$5,060,000  

**Comb. Tax & Airport Revenue C/O’s Series 2010 – B**  

**Uses of Funds**  

<table>
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<th>Description</th>
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<tr>
<td>Federal Inspection Stations</td>
<td>$2,000,000</td>
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<tr>
<td>Cost of issuance</td>
<td>$ 40,000</td>
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$2,040,000  

**Proposed 2010 Cash Defeasance**  

<table>
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<th>Description</th>
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<tr>
<td>Dated of Escrow Funding:</td>
<td>1/15/2010</td>
</tr>
<tr>
<td>Average Rate of Old Bonds:</td>
<td>5.52%</td>
</tr>
<tr>
<td>Required Cash Deposit:</td>
<td>$2,067,772.50</td>
</tr>
<tr>
<td>Net PV Savings ($)</td>
<td>122,001.36</td>
</tr>
<tr>
<td>Net PV Savings</td>
<td>6.12%</td>
</tr>
</tbody>
</table>

Total Par Amount of Borrowings:  

$13,235,000  

November 16, 2009 Present Plan of Finance to City council. City Council adopts
Resolutions authorizing the publication of the notice of intent to issue Series 2010A and Series 2010B Certificates of Obligation.


December 7, 2009 First Reading to approve Series 2010A Certificates of Obligation.


January 4, 2010 First Reading to approve Series 2010B Certificate of Obligation.

January 15, 2010 City deposits funds with Escrow Agent to cash defease certain callable airport bond issues.


January 29, 2010 Lock in rates with Private placement Bank for Series 2010B.

February 1, 2010 Bond Purchase Agreement and other documents approved for Series 2010B. TEFRA Public Hearing regarding Airport Project.


Motion to reconvene.

Moved: Cm. Belmares
Second: Cm. Narvaez
For: 7   Against: 0   Abstain: 0

Motion to reconsider.

Moved: Cm. Belmares
Second: Cm. Narvaez
For: 7   Against: 0   Abstain: 0

Motion to approve the Plan of Finance.

Moved: Cm. Belmares
Second: Cm. Narvaez
For: 7   Against: 0   Abstain: 0

40. Status report on Downtown Arts and Entertainment District.
Keith Selman, City Planner, said that there is a three prong approach including an Arts & Entertainment District; incentives for such activities, and finally facade rehabilitation.

Cm. Liendo Espinoza mentioned that the committee has been working diligently to initiate the downtown arts & entertainment district which initially started 30 years ago. She voiced that the committee will ask for funding so they can ask for the reimbursable grant program.

Viviana Frank stated that matching of $15,000 grants would be seven store fronts. She said that the grant would be a huge impact with not a lot of money. She added that the city has a set of guidelines called the historic urban design guidelines that need to be brought up to standards so that when these grants are given they are redesigned according to the standards laid out in the book.

Cm. Belmares stressed that the City of Laredo needs to continue to bring amenities. He advocated for staff to review the hotel/motel tax fund and peel away some of it to facilitate downtown and other projects.

Cm. Liendo Espinoza said that Laredo Main Street offers assistance in designing the facade at no cost to anyone that is willing to work with Main Street. She asked if it would be appropriate to instruct staff to look for funding because when the subject is presented in January they need to know if the money is available or not.

Cm. Garza asked if the remodeling would be done under the constraints of the City guideline.

Keith Selman confirmed that all reconstruction would be under the constraints of the City guideline.

XIV. EXECUTIVE SESSION

The City Council hereby reserves the right to go into executive session at any time during this public meeting, if such is requested by the City Attorney or other legal counsel for the City, pursuant to his or her duty under Section 551.071(2) of the Government Code, to consult privately with his or her client on an item on the agenda, or on a matter arising out of such item.

41. Request for executive session pursuant to Texas Government Code Section 551.071(1)(A) to consult with attorney on pending litigation: City of Laredo V. Luis Montaño, et al., Cause No. 2008CVQ00134D1, in the 49th District Court, Webb County, Texas; and return to open session for possible action.

Motion to go into executive session pursuant to Texas Government Code Section 551.071(1)(A) to consult with attorney on pending litigation: City of Laredo V. Luis Montaño, et al., Cause No. 2008CVQ00134D1, in the 49th District Court, Webb County, Texas; and return to open session for possible action.

Moved: Cm. Garcia
Second: Mayor Pro Tempore Garza
The Mayor announced that no formal action was taken in Executive Session.

Motion to accept the City Attorney’s recommendation for appeal of attorney’s fees that were granted in this case.

Moved: Mayor Pro Tempore Garza  
Second: Cm. Liendo Espinoza  
For: 8  
Against: 0  
Abstain: 0

Motion to do not seek appeal for the take of this particular property.

Moved: Mayor Pro Tempore Garza  
Second: Cm. Belmares  
For: 6  
Against: 2  
Abstain: 0  
Cm. Garcia  
Cm. Valdez

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

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

Moved: Cm. Belmares  
Second: Cm. Valdez  
For: 8  
Against: 0  
Abstain: 0

42. Motion to waive bus fare collection to and from the HEB Thanksgiving “Feast of Sharing” Sunday, November 22, 2009 as participation by the City of Laredo co-sponsoring this event. The shuttle will start at the Transit Center, 1301 Farragut to and from the Civic Center from 9:30 a.m. and end at 5:30 p.m. (Approved by Operations Committee)

Motion to approve.

Moved: Cm. Garcia  
Second: Mayor Pro Tempore Garza  
For: 8  
Against: 0  
Abstain: 0

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

Motion to adjourn.

Moved: Cm. Valdez  
Second: Cm. Garcia  
For: 8  
Against: 0  
Abstain: 0