

CITY OF LAREDO
CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
1110 HOUSTON STREET
LAREDO, TEXAS 78040
5:30 P.M.

M99-R-24

M I N U T E S

AUGUST 30, 1999

I. CALL TO ORDER

With a quorum present Mayor Elizabeth G. Flores called the meeting to order.

II. PLEDGE OF ALLEGIANCE

Mayor Elizabeth G. Flores led in the Pledge of Allegiance.

III. ROLL CALL

IN ATTENDANCE:

Elizabeth G. Flores,	Mayor
Alfredo Agredano,	Councilmember, District I
Louis Bruni,	Councilmember, District II
John C. Galo,	Councilmember, District III
Cecilia May Moreno,	Councilmember, District IV
Eliseo Valdez, Jr.	Councilmember, District V
Joe A. Guerra,	Councilmember, District VI
Mario A. Alvarado,	Councilmember, District VII
Consuelo "Chelo" Montalvo,	Councilmember, District VIII
Gustavo Guevara, Jr.,	City Secretary
Florencio Pena, III	City Manager
Jaime L. Flores,	City Attorney

ABSENCES:

Motion to excuse Cw. Montalvo.

Moved : Cm. Galo

Second: Cw. Moreno

For: 7

Against: 0

Abstain: 0

IV. INTRODUCTORY ORDINANCE

1. Authorizing the City Manager to execute all necessary documents to effectively convey fee simple title by deed without Warranty to **W.E. Haynes Realty, Ltd.**, for the sale of the "Surface Only" of certain City property described as being Lot 1, and West 1/2 of Lot 2, Block 1082, situated in the Eastern Division, City of Laredo, County of Webb, Texas at the market value of **\$7,500.00** and providing for an effective date.

Ordinance Introduction: City Council

V. FINAL READING

Internet Available: <http://www.cityoflaredo.com>

Motion to waive the final reading of ordinances #99-0-240, #99-0-241, #99-0-242, #99-0-243, #99-0-244, #99-0-245, #99-0-246, #99-0-247, #99-0-248, #99-0-249, #99-0-250, and

#99-0-251.

Moved : Cm. Bruni
 Second: Cm. Agredano
 For: 7

Against: 0

Abstain: 0

2. **99-0-240** Ordinance authorizing the City Manager to execute a lease amendment with **Webb County Juvenile Board** for a tract of land consisting of approximately 100,357 square feet located on Block No. 23 at the Laredo International Airport.

1. Lease term is extended for eight (8) months commencing on October 1, 1999 and ending May 31, 2000.
2. Monthly rent starting October 1, 1999 shall be **\$1,734.00**.

Motion to approve Ordinance #99-0-240.

Moved : Cm. Bruni
 Second: Cm. Alvarado
 For: 7

Against: 0

Abstain: 0

99-0-241 Ordinance authorizing the City Manager to execute a lease agreement from **Laredo Independent School District** for approximately 1,250 square feet constituting Building No. 1432 located at 1803 Pappas Street at the Laredo International Airport.

1. Lease term is for one (1) year commencing on July 1, 1999 and ending on June 30, 2000, and may be extended for one (1) term of one year ending on June 30, 2002.
2. Monthly rent shall be **\$225.00** and will be adjusted annually during the extension term of this lease according to the changes in the Consumer Price Index.

However, it is agreed by the parties that the lease may be terminated by either party on not less than thirty (30) days written notice from the party terminating to the other.

Motion to approve Ordinance #99-0-241.

Moved : Cm. Bruni
 Second: Cm. Alvarado
 For: 7

Against: 0

Abstain: 0

99-0-242 Ordinance establishing and adopting a **commercial aircraft landing fee and landing fee rate** for the Laredo International Airport and authorizing the City Manager to implement said Ordinance. The Landing Fee rate will increase from .25 cents per thousand pounds landed weight to .40 cents, effective sixty (60) days

from the date of the public hearing at which this ordinance is approved, and increase to sixty (60) cents effective 12:01 a.m. CST on January 1, 2001.

Motion to approve Ordinance #99-O-242.

Moved : Cm. Bruni

Second: Cm. Alvarado

For: 7

Against: 0

Abstain: 0

- 99-O-243** Ordinance creating Article IV, in Chapter 33, City of Laredo Code Ordinances, therein to include new Sections 33-300 through 33-335, entitled **Water Pollution Prevention**, and providing for severability and an effective date and publication.

Motion to approve Ordinance #99-O-243.

Moved : Cm. Bruni

Second: Cm. Alvarado

For: 7

Against: 0

Abstain: 0

- 99-O-244** Ordinance adopting **Water Conservation and Drought Contingency Plan**; establishing criteria for the initiation and termination of drought response stages, establishing restrictions on certain water uses, establishing penalties for the violation of and provisions for enforcement of these restrictions; establishing procedures for granting variances; and providing severability and an effective date.

Motion to approve Ordinance #99-O-244.

Moved : Cm. Bruni

Second: Cm. Alvarado

For: 7

Against: 0

Abstain: 0

- 99-O-245** Ordinance amending Chapter 19, **Motor Vehicles and Traffic, Article XI, Truck Traffic**, of the Code of Ordinances of the City of Laredo, by specifically amending the following sections therein. Section 19-415, Section 19-430, Section 19-431, Section 19-433, Section 19-434, Section 19-435, Section 19-436, Section 19-437, Section 19-439, Section 19-451, Section 19-453, Section 19-454, Section 19-455, Section 19-457, Section 19-458, Section 19-461, Section 19-463, Section 19-472, and creating Section 19-401, Section 19-477, Section 19-477.1, Section 19-477.2, Section 19-477.3, Section 19-477.4, Section 19-477.5, Section 19-477.6, Section 19-477.7, Section 19-478, Section 19-479, Section 19-480, and Section 19-480.1.

Motion to approve Ordinance #99-O-245.

Moved : Cm. Bruni

Second: Cm. Alvarado
For: 7 Against: 0 Abstain: 0

99-O-246 Ordinance amending Laredo Code of Ordinances Chapter 20, **Municipal Court**, Section 20-37, "**Costs to be Taxed**"; by adding and clarifying Section 1, Jury Fees; adding Section 2, Municipal Court Building Security Fund Fees, adding a \$3.00 fee; and Section 3, Municipal Court Technology Fund Fees, adding a \$4.00 fee; providing for severability and providing for effective date and publication.

Motion to approve Ordinance #99-O-246.

Moved : Cm. Bruni
Second: Cm. Alvarado
For: 7 Against: 0 Abstain: 0

99-O-247 Ordinance amending the City of Laredo FY 1998-1999 Airport Budget to recognize additional revenues from two grants received from the **Federal Aviation Administration** being Grant Project No. 3-48-0136-24 in the amount of **\$752,986.00** for the implementation of Laredo's FAR Part 150 Airport Noise Compatibility Program and Grant Project No. 3-48-0136-25 in the amount of \$4,186,446.00 for the reconstruction of a portion of Taxiway "A", rehabilitation of a portion of Runway 17R, and implementation of Laredo's FAR Part 150 Airport Noise Compatibility Program and appropriating said grant revenues and local match to the appropriate expenditure accounts and authorizing the City Manager to implement said budget amendment.

Motion to approve Ordinance #99-O-247.

Moved : Cm. Bruni
Second: Cm. Alvarado
For: 7 Against: 0 Abstain: 0

99-O-248 Ordinance amending Chapter 12 of the City of Laredo Code of Ordinances entitled, **Fire Protection and Prevention**, specifically, Section 12-1; Section 12-4 by providing for Municipal Court Fines to increase to a **minimum of \$200.00 and a maximum of \$2,000.00**; Section 12-16; Section 12-17; Section 12-19 through Section 12-21; Section 12-37 through Section 12-41; Section 12-56 through Section 12-59, and creating Section 12-5 and Section 12-61; providing for severability and providing for effective date and publication.

Motion to approve Ordinance #99-O-248.

Moved : Cm. Bruni
Second: Cm. Alvarado
For: 7 Against: 0 Abstain: 0

- 99-O-249 Ordinance approving an amendment to the contract with the Texas Department of Health and budget in the amount of **\$447,388** for the **Comprehensive Public Health Service Program** of the City of Laredo Health Department for the period beginning September 1, 1999, through August 31, 2000.

Motion to approve Ordinance #99-O-249.

Moved : Cm. Bruni

Second: Cm. Alvarado

For: 7 Against: 0 Abstain: 0

- 99-O-250 Ordinance amending the contract with the Texas Department of Health and budget in the amount of **\$161,560** for the **Neural Tube Defects Project** of the City of Laredo Health Department for the period beginning September 1, 1999, through August 31, 2000.

Motion to approve Ordinance #99-O-250.

Moved : Cm. Bruni

Second: Cm. Alvarado

For: 7 Against: 0 Abstain: 0

- 99-O-251 Ordinance amending the contract with the Texas Department of Health and budget in the amount of **\$250,000** for the **Children's Health Insurance Pilot Project** of the City of Laredo Health Department for the period beginning September 1, 1999, through August 31, 2000.

Motion to approve Ordinance #99-O-251.

Moved : Cm. Bruni

Second: Cm. Alvarado

For: 7 Against: 0 Abstain: 0

VI. RESOLUTIONS

3. 99-R-122 Accepting the donation of 10 foot-wide **Drainage Easements** from **Mr. Roberto Villarreal**, and from **UNIFIRST**, a Texas Corporation, for the installation of a 36" underground storm drainage pipeline. Said Drainage Easements being the Northerly 10 feet of Lot 6, Block 13, and the Southerly 10 feet of Lot 5, Block 15, respectively; both being situated in the McPherson Acres Development, Unit IV, Subdivision, City of Laredo, Webb County, Texas; and being delineated on the Subdivision Plat.

Motion to approve Resolution #99-R-122.

Moved : Cm. Agredano

Second: Cm. Galo

For: 7

Against: 0

Abstain: 0

4. 99-R-123 Authorizing the City Manager to accept a grant award from the **Governor's Automobile Theft Prevention Authority** in the amount of **\$325,000** with the City designating \$178,706 in matching funds and Webb County designating \$45,000 in matching funds for a total of \$548,706 for funding the Laredo Auto Theft Task Force for the period of September 1, 1999 through August 31, 2000.

Motion to approve Resolution #99-R-123.

Moved : Cm. Agredano

Second: Cm. Galo

For: 7

Against: 0

Abstain: 0

5. 99-R-124 Appointing the nominees' of Councilman Louis H. Bruni to the Tree City USA Board, Ms. Nancy Hall and Library Advisory Board, Ms. Aileen Newman.

Motion to approve Resolution #99-R-124.

Moved : Cm. Agredano

Second: Cm. Galo

For: 7

Against: 0

Abstain: 0

VII. MOTIONS

6. Consideration to approve architectural plans for the New City of Laredo Service Center (DPW Facility) to be located North of Hillside Road and West of Thomas Avenue at the Laredo International Airport, and authorization to proceed with the completion of plans and specifications, and to advertise the project for bids contingent upon approval of plans by EDA. Funding is available in the DPW Infrastructure Development - Buildings.

Robert Sepulveda, Project Architect, made the presentation before the Council. He stated they are ready to go out and look for bids, with the approval of the Council, and hopefully receive bids early in October. The Service Center is approximately 70,000 sq. ft. and proposing to extend it to Gale St.

The Administration Building is a 20,000 sq. ft. facility with fleet vehicle service yards. Program spaces include an administration area, two training rooms, department division offices, dispatch, payroll, accounting, a central conference room, the Risk Management Department and common support spaces. The building structure and form has been designed to accommodate easy future expansion. The existing 7,500 sq. ft. Wastewater Collection Department building will be remodeled and expanded

along with the service yards located at the North end of Daugherty to create a new central City of Laredo Utilities Department. The present building will be extended by approximately 15,600 sq. ft.

The Central Warehouse is a 26,000 sq. ft. building which stores items for the Public Works, Parks and Recreation, Building Rehabilitation and City Secretary's records storage facility. Included is a shared employee lounge, central lockers, and common support spaces.

Mayor Flores asked, "Is there any place in the building where the public would go at all?"

Mr. Roman, Utilities Director, answered, "No, not unless they have a purpose with any of the divisions."

Mayor Flores concerned if there was going to be a drive up for the citizens of Laredo to pay their utility bills.

Cm. Alvarado commented that they did meet with the Engineering Review Committee and asked those particular questions as far as the design and the usage of the facility. They wanted to make sure that the design and the lay out was going to be conducive to the type of work that staff was going to be doing there. There was never any mentioned of any type of payment facility for customers where they can go and make any type of payments and that is why that was not discussed.

Mr. Pena, City Manager, stated that if the utilities building was not going to be fenced off, they can be able to put a 24-hour, drop-off payment station there or in the public works building.

Motion to approve.

Moved : Cm. Galo

Second: Cm. Guerra

For: 7

Against: 0

Abstain: 0

- 7. Consideration to award a demolition contract to the **LOWEST BIDDER, IIIPG Enterprises, Inc., d/b/a Demolitions Unlimited, of Laredo, Texas** in the amount of **\$24,500.00** plus Deductive Alternate No. 1 in an amount of \$500.00, if required, for the Demolition of the Old Buenos Aires Community Center located at 2518 Cedar. Funding is available under the Community Development Block Grant Fund (CDBG).

Motion to approve.

Moved : Cm. Galo

Second: Cm. Guerra

For: 7

Against: 0

Abstain: 0

- 8. Consideration to approve change order no. 4, a decrease of \$1,500.00 to the construction contract with Summit Contracting,

Inc., Weslaco, Texas, for the Laredo Northwest International Bridge (4th Bridge) to delete one (1) bridge project name plaque. Funding is available in the Bridge Tax Exempt Bond Improvements Other Than Buildings.

Motion to approve.

Moved : Cm. Galo
Second: Cm. Guerra
For: 7

Against: 0 Abstain: 0

- 9. Consideration to re-schedule the regularly scheduled City Council Meeting from Monday, September 6, 1999 to Tuesday, September 7, 1999, due to the **Labor Day Holiday**.

Motion to approve.

Moved : Cm. Galo
Second: Cm. Guerra
For: 7

Against: 0 Abstain: 0

- 10. Consideration to refund property tax to the following taxpayer:
a. Talamantes Guadalupe P. and wife Maria Rosa A. in the amount of **\$622.29** due to an Appraisal Review Board Order. An over 65 exemption was granted.

Motion to approve.

Moved : Cm. Galo
Second: Cm. Guerra
For: 7

Against: 0 Abstain: 0

- 11. Consideration to award a contract number 99-128, to the Sole Bidder, **Morgan Building of Laredo, Texas**, in the amount of **\$16,883.22**, for the purchase of two, pre-fabricated buildings. One of the buildings will be used as an office building and the other as a storage facility. These are being purchased for the household hazardous waste collection facility at the City landfill.

Motion to approve.

Moved : Cm. Galo
Second: Cm. Guerra
For: 7

Against: 0 Abstain: 0

- 12. Consideration to confirm the Joint City of Laredo-Webb County Declaration of a Local State of Emergency due to the Severe Weather Impact of Hurricane Bret, in accordance with the City's Code of Ordinances Section 11.5-21.

Motion to approve.

Moved : Cm. Galo
Second: Cm. Guerra
For: 7

Against: 0 Abstain: 0

VIII. STAFF REPORTS

- 13. Adopting a schedule of hearings and proceedings and directing staff to prepare a service plan for the voluntary annexation of 5 tracts of land totaling 744.512 acres, more or less, in accordance with Section 43.052 of the Texas Local Government Code.

Keith Selman, Director of Planning, appeared before Council to present the 5 tracts received for voluntary annexation and the 1999 Annexation Schedule. The 5 tracts are as follows:

Tract 1) Applicant: Fasken LTD
 Engineer: Mejia Engineering Co.
 Description: 331.123 acres in northwest Laredo with a request for M-1 zoning for 303.52 acres and R-1 zoning for 27.603 acres.

Tract 2) Applicant: Blackstone Dilworth, Jr., J.B. "Scott" Dilworth, Diane Dilworth-Gates
 Engineer: Harry Jewett
 Description: 173.05 acre parcel located with the limits of 2,307 acres San Isidro Ranch Property. No zoning request to date.

Tract 3) Applicant: Elaine Wright Calk
 Engineer: Mejia Engineering Co.
 Description: 110.003 acres in south Laredo, out of a tract of land known as the Wormser Ranch with a request for R1-MH zoning.

Tract 4) Applicant: Elaine Wright Calk
 Engineer: Mejia Engineering Co.
 Description: 125.025 acres in south Laredo, out of a tract of land known as the Wormser Ranch with a request for R1-MH zoning.

Tract 5) Applicant: City of Laredo
 Engineer: City of Laredo
 Description: 5.31 acres at Bridge IV

The following is the 1999 Annexation Schedule:

1999 ANNEXATION SCHEDULE

Pursuant to Section 43.052 of the Texas Local Government Code the following schedule is proposed for annexation:

COUNCIL AUTHORIZATION **August 30, 1999**

(Staff authorized to prepare a service plan for annexed area and to adopt a schedule for annexation)

PUBLIC HEARING BEFORE CITY COUNCIL **October 18, 1999**

(Noticed by publication on October 3rd, not less than ten or more than twenty days before the hearing)

PLANNING AND ZONING COMMISSION REVIEW November 18, 1999

INTRODUCTION OF AN ORDINANCE INSTITUTING ANNEXATION PROCEEDINGS AND ADOPTING A SERVICE PLAN FOR THE AREAS TO BE ANNEXED. November 22, 1999

(Not more than forty nor less than twenty days from the date of public hearings)

FINAL READING OF ORDINANCE December 6, 1999

(Proposed effective date of annexation December 31, 1999)

ANNEXATION PROCEEDINGS MUST BE CONCLUDED WITHIN 90 DAYS OF NOVEMBER 22, 1999.

(End of Report.)

Motion to adopt the schedule.

Moved : Cm. Bruni
Second: Cm. Alvarado
For: 7

Against: 0 Abstain: 0

IX. COMMUNICATIONS

a.) Rolando Herrera, from Dr. Leo Cigarroa High School, read the following letter addressed to Mayor Flores and Councilmembers:

"As the school year begins, a strong message needs to be sent throughout the city that all students strive for perfect attendance during the year. They must try to excel in all aspects of education, i.e. academic, technical, personal. They need to become motivated and to realize they need to become prepared with the necessary skills to succeed in the place of employment or higher education.

Since you are the duly elected officials representing all sections of the city, we are requesting your assistance in helping to prepare citizens. This will ultimately prove thus beneficial to the community to help attract better paying jobs and create a better standard of living. The city of San Antonio has initiated programs to assist future employees become proficient in the necessary job skills. Perhaps some of these projects can be used as models. We feel confident Mayor Peaks of San Antonio will cooperate with our city in educational endeavors.

A committee could be formed to explore the possibilities to create initiatives beneficial to the students and the

business/industry sector.

Your attention to this request will be appreciated."

(End of letter)

Cw. Moreno stated that she agrees with Mr. Herrera in trying to see Laredo establish partnerships with the business sectors and other governmental entities to promote education.

- b.) Cm. Bruni submitted the Third and Final Assessment of Funds of the South Texas Rain Enhancement Association and the weekly report from 8/16/99 - 8/22/99. He also stated that for the record, on August 21, when Hurricane Bret was rapidly approaching the Laredo area, there were 2 flights in the air and there were 4 cells that were seeded which were: 1) North Central Webb County 2) East of Laredo 3) North West Webb County and 4) South of Cotulla. The reports are as follows:

Third/Final Assessment of Funds for S.W.T.R.E.A.

The Rain Enhancement Program began operation on May 1, 1999. As agreed in the contract with Atmospherics Inc., an initial installment was made upon arrival and successful installation of all equipment and readiness of aircraft was established. This installment was made in the amount of \$47,900.00 as reflected in the attached copy of the payment schedule, as stated in the contract with contractor. The June 1 payment of \$51,677 and the July 1 payment of \$62,465.50 have been made. TNRCC's first and second matching funds of \$30,562.69 and \$27,767 have been applied for and received as shown in the projected cash flows. The first and second TNRCC matching funds cover expenses for the months of May and June. The third and fourth matching funds from TNRCC have been applied for but not yet received. The third and fourth TNRCC matching funds will cover expenses for the months of June and July.

Payment from TNRCC was made to the **Wintergarden Groundwater Conservation District**, as it is the "Public Entity" of which the interlocal agreements designate as payee. Then the funds are immediately transferred in exact like amounts to SWTREA, i.e. paper trail.

Atmospherics Incorporated Contract	\$414,097
Admin. Exp. As proposed to TNRCC (for WGCD admin. the program)	\$ 37,783
Other added by TNRCC	\$ 3,120

Total	\$450,000

Total Acreage = 4,896,506 = 9.2 cents/acre
 Matched by TNRCC (max) 4.5 cents/acre
 Net cost of SWTREA 4.7 cents/acre

Third Assessment = 2.0 cents

WGCD	2,685,148 acres	\$ 53,703
City of Laredo	2,211,358 acres	\$ 44,227

Total Net cost to WGCD and the City of Laredo is 4.7 cents per acre. Although the cost of the program is 9.2 cents, TNRCC will **MATCH** funds with SWTREA expenditures once they are incurred. The current situation is another/final maintenance assessment of funds for the Sept. 1, 1999, payment due by Sept. 10, 1999.

If there are any questions with the billing or explanation of it, please feel free to contact me, Ed Walker, WGCD and SWTREA Manager.

(End of Report)

SWTREA
Completed Transactions Year-to-Date &
Projected Transactions (* Denotes Completed Transaction)
Revised 8/18/99

Date 1999	Transaction	Amount	Balance
April	*2.0 c/ac Assess. #1	WGCD \$53,703.00 Laredo \$44,227.00	
May 1	*AI Payment	<\$47,900.00>	\$50,030.00
May 3	*State Weather Modification Assn. (AgI)	<\$ 2,700.00>	\$47,330.00
May 3	*Southwest Solvents (Acetone)	<\$ 354.00>	\$56,976.00
May 27	*TML - Insurance	<\$ 874.00>	\$46,102.00
June 1	*AI Payment	<\$51,677.00>	(-) \$5,575.00
June 5	*TNRCC Voucher #1 (Jan-May 1 Expenses)	\$30,562.69	\$24,988.69
July 1	*AI Payment	<\$62,465.50>	(-) \$37,488.00
July 9	*TNRCC License Renewal	<\$ 150.00>	(-) \$37,268.00
July 9	*Rain Gauges	<\$ 276.42>	(-) \$37,904.00
July 14	*1.25 c/ac WGCD Assess. #2	\$33,564.00	\$ 4,340.00
July 14	*Southwest Solvents (Acetone)	<\$190.90>	(-) \$ 4,531.00
July 16	*Texas Border Weather Modification (Flares)	<\$1,039.50>	(-) \$ 5,571.00
July 19	*State Weather Modification Assn. (Flares)	<\$8,386.00>	(-) \$13,957.00
August 11	*1.25 c/ac Laredo Assess. #2	\$27,642.00	\$13,685.00

August 11	*State Weather Modification Assn. (Flares)	<\$12,107.50>	\$ 1,578.00
August 17	*TNRCC Voucher #2 (May Expenses)	\$27,676.00	\$29,254.00
August/End of Month	TNRCC Voucher #3 (June Expenses)	\$32,935.33	\$62,189.00
August 1	AI Payment #4 (July Expenses)	<\$55,209.40>	\$ 6,980.00
Sept. 1	Returned for Credit-State Weather Mod. (Smoke Damaged Flares)	\$4,500.00	\$11,480.00
Sept. 15	2.0 c/ac Assess. #3	WGCD \$53,703.00 Laredo \$44,227.00	\$109,410.00
Sept. 15	AI Payment #5 (August Expenses)	<\$61,100.00>	\$ 48,310.00
Sept. 25	TNRCC Voucher #4 (July Expenses)	\$29,301.07	\$ 77,611.00
Oct. 1	AI Payment #6 (Sept. Expenses)	<\$61,100.00>	\$ 16,511.00
Oct. 20	TNRCC Voucher #5 (Aug. Expenses)	\$31,200.00	\$ 47,711.00
Nov. 1	AI Final Payment (Oct. Expenses)	<\$61,100.00>	(-) \$13,389.00
Nov. 20	TNRCC Voucher #6 (Sept. Expenses)	\$31,200.00	\$ 17,811.00
Mid/Late December	TNRCC Voucher #7 (Oct. Expenses)	\$31,200.00	\$ 49,011.00
Mid/Late December	Reimburse WGCD for related expenses	<\$12-14,000.00>	\$35-37,000.00 Year End Balance

Total TNRCC Match - \$214,000.00 out of possible \$220,000.00 leaves \$6,000.00 left for Match Funding from TNRCC which will be utilized when SWTREA reimburses WGCD for non-compensated expenses for rain enhancement related expenses incurred by WGCD office and staff. A portion of these expenses have been used for TNRCC Matches as the program proceeds although there are other expenses to be determined by the Board of Directors that will be reimbursed to the WGCD in the amount of \$12-14,000.00 of which TNRCC will match 50% of the approved charges which will max out TNRCC Match.

(End or Report)

**Southwest Texas Rain
Enhancement Association**

Weekly Report 8/16/99 - 8/22/99

<u>Date</u>	<u>Weather</u>
8/16/99	Mostly clear skies throughout the day and into the night.

Activity Summary

No seedable conditions developed.

8/17/99 Partly cloudy skies with isolated showers and thunderstorms in late afternoon.

Activity Summary

Two seeding flights were conducted. The first seeded cells in all of LaSalle Co. and N. Webb Co. The second flight targeted one cell in S.W. LaSalle Co.; cells E. of Laredo extending W.N.W. in W. Webb Co. with positive results.

8/19/99 Partly cloudy skies.

Activity Summary

No seedable conditions developed.

8/20/99 Mostly sunny skies during the day; clear during the night.

Activity Summary

No seedable conditions developed.

8/21/99 Partly cloudy with isolated thunderstorms and showers due to Hurricane Bret.

Activity Summary

One seeding flight was conducted. One cell was seeded over N. Central Webb; 2nd cell over East Laredo; 3rd cell over N. Webb; 4th cell over S. Cotulla.

8/22/99 Mostly cloudy skies with afternoon thunderstorms.

Activity Summary

Project **suspended** due to deteriorating conditions from Hurricane Bret.

Not enough reports in at this time to evaluate rainfall.

(End of Report)

c.) Mayor Flores announced an invitation for the grand opening of the Household Hazardous Waste Collection Facility to be held September 2, 1999 at 10:00 a.m. on Hwy 359.

X. CITY COUNCIL PRESENTATION AND DISCUSSION

14. Requests by Mayor and City Council members for presentation and discussion.

A. Request by Mayor Elizabeth G. Flores

1. Presentation by the Laredo Affordable Housing Board.

The presentation was tabled by Mayor Flores.

2. Discussion on Census 2000.

Motion for Councilmembers to be captains of their district and appoint people to work with them in their districts.

Moved : Cm. Galo

Second: Cm. Alvarado

For: 7

Against: 0

Abstain: 0

3. Recognition of Ms. Elia Pruneda, Historic/Landmark Board Member District.

The recognition of Ms. Elia Pruneda will be held at next meeting because she was unable to attend.

4. Recognition of Ms. Elizabeth Harbeck, Laredo Aquatics Team.

Mayor Flores recognized Elizabeth Kayleigh Harbeck for winning the Silver Medal in the 50 meter freestyle with a time of 33.14 at the 1999 Catalan Invitational Olympic Friendship Meet in Barcelona, Spain. This achievement has placed her with a number "2" world rank in the 11-12 age group.

B. Request by Council member Alfredo Agredano

1. Discussion with possible action to direct staff to conduct a traffic study for the need of a traffic light at the entrance to the Judith Zaffirini Elementary School on Highway 359.

Cm. Agredano stated that he has a petition with 106 signatures requesting the traffic light.

Luis Landin, Bridge and Traffic, stated that they are already taking traffic counts and will submit report to TxDot. He stated that they cannot put any kind of temporary devices because it is a state highway. He will inform the Council and U.I.S.D as soon as he receives the approval from TxDot.

C. Request by Council member Louis H. Bruni

1. Status report on natural gas drilling and workover operations in the Santa Fe Subdivision with possible action.

(Co-sponsored by Cm. John C. Galo and Cm. Joe A. Guerra)

Cm. Bruni showed a video on the gas well concerns next to the mobile homes in Santa Fe Subdivision.

Keith Selman, City Planning, reported that there were no

provisions for a setback from a well head under special use permits and ordinances.

Cm. Bruni stated that the setbacks need to be addressed in the ordinance by the Oil and Gas Committee.

D. Request by Council member Eliseo Valdez Jr.

- 1. Recognizing the Police Officers from Police Districts 4 and 9, who responded expediently to a burglary in progress in District V.

Cm. Valdez publicly thanked police officers from police districts 4 and 9 for the fine work and also to the police in district 5 and the 2 citizens involved in the burglary assistance.

- 2. Discussion with possible action on street improvements needed at the intersection of Taylor Street and Marcella Avenue.

Rogelio Rivera, City Engineer, reported that this particular intersection was recycled about 4-5 years ago. The drain generally drains to the south. There is a drainage system on Eistetter St. but since the area is flat, there is excessive water from the carwash and heavy traffic, the pavement tends to deteriorate.

Mr. Rivera suggested two proposals:

- 1) To install 10 foot valley gutters that would drain the water from the north to the south and directly to the drainage system on Eistetter St. The cost estimate would range from \$15,000 to \$17,000.
- 2) Long-term solution would be to extend the drainage system from Eistetter on Marcella to Taylor St., which is two blocks away. The cost estimate would range from \$70,000 to \$80,000.

Motion that we use the 1st proposal with the condition that recommendations come back to Cm. Valdez.

Moved : Cm. Valdez

Second: Cm. Alvarado

For: 7

Against: 0

Abstain: 0

- 3. Discussion with possible action on street improvements needed at the intersection of Calton Road and Springfield Avenue.

Rogelio Rivera, City Engineer, reported that they have the plans ready and will go with the advertising of bids on Sept. 4 and Sept. 11, 1999 and hopefully award a contract by Sept. 27, 1999.

4. Appointing the nominees from District V to the Millenium Celebration Committee.

Motion to appoint Veronica Marshall and Yolanda Alba to the Millenium Celebration Committee.

Moved : Cm. Valdez

Second: Cm. Guerra

For: 7

Against: 0

Abstain: 0

E. Request by Council member Mario G. Alvarado

1. Presentation by Damian Weiss, resident of 509 Seminole Circle concerning problems with a drainage easement adjacent to his property with possible action.

Tabled by Cm. Alvarado.

2. Presentation by Riekie Roncinske on Cinnamon Teal Subdivision, with possible action.

Mrs. Roncinske stated that they were present because of a concern on a 24 hour, 7 days a week trucking facility that has set up operations in their area. The property is zoned as an M-1 light manufacturing business to operate clean, quiet and free of hazardous or of elements such as noise, odor, dust, smoke or glare. The trucking operation is operating as an M-2.

She asked that the city enforce the planning and zoning ordinances that are in the books.

Jaime Flores, City Attorney, stated that there is a lawsuit pending on the 341st District Court, plaintiff being Lilia Andrade dba H&L Carriers and he suggested that Councilmembers refrain from making comments.

XI. PUBLIC HEARINGS

15. Public hearing concerning an application by **Lago Del Mar, Ltd., Del Trautmann**, amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 10.9679 acres, as further described by metes and bounds, **located at the south end of Country Club Dr.**, from R-1 (Single Family Residential District) to R-2 (Multi-family Residential District). The Planning and Zoning Commission has recommended approval of the zone change.

INTRODUCTION OF AN ORDINANCE

Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 10.9679 acres, as further described by metes and bounds, located at the south end of Country Club Dr., from R-1 (Single Family Residential District) to R-2 (Multi-family Residential District).

Motion to open the public hearing.

Moved : Cm. Bruni
 Second: Cm. Agredano
 For: 7 Against: 0 Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved : Cm. Bruni
 Second: Cm. Agredano
 For: 7 Against: 0 Abstain: 0

Ordinance Introduction: Cm. Bruni

16. Public hearing concerning an application by **Paul Young**, amending the Zoning Ordinance (Map) of the City of Laredo by rezoning **11.297 acres**, as further described by metes and bounds, at the east end of Frost St., also known as the Zuniga and Young Big O Ranch, from AG (Agricultural District) to R-1 (Single Family Residential District). The Planning and Zoning Commission has recommended approval of the proposed zone change.

INTRODUCTION OF AN ORDINANCE

Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 11.297 acres, as further described by metes and bounds, located at the east end of Frost St., also known as the Zuniga and Young Big O Ranch, from AG (Agricultural District) to R-1 (Single Family Residential District).

Motion to open the public hearing.

Moved : Cm. Bruni
 Second: Cm. Agredano
 For: 7 Against: 0 Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved : Cm. Bruni
 Second: Cm. Agredano
 For: 7 Against: 0 Abstain: 0

Ordinance Introduction: Cm. Bruni

17. Public hearing concerning an application by **Jose A. Martinez**, amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 1, Block 1, Valdez Subdivision, located at **4410 E. Saunders St.**, from B-3 (Community Business District) and R-3 (Mixed Residential District) to B-4 (Highway Commercial District). The Planning and Zoning Commission has recommended approval of the zone change.

INTRODUCTION OF AN ORDINANCE

Ordinance amending the Zoning Ordinance (Map) of the City of

Laredo by rezoning Lot 1, Block 1, Valdez Subdivision, located at 4410 E. Saunders St., from B-3 (Community Business District) and R-3 (Mixed Residential District) to B-4 (Highway Commercial District).

Motion to open the public hearing.

Moved : Cm. Bruni
Second: Cm. Agredano
For: 7 Against: 0 Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved : Cm. Bruni
Second: Cm. Galo
For: 7 Against: 0 Abstain: 0

Ordinance Introduction: Cm. Bruni

- 18. Public hearing concerning an application by **Natividad Juarez**, amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 4, Block 813, Western Division, located at **3114 San Eduardo Ave.**, from B-3 (Community Business District) to R-3 (Mixed Residential District). The Planning and Zoning Commission has recommended approval of the zone change.

INTRODUCTION OF AN ORDINANCE

Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning Lot 4, Block 813, Western Division, located at 3114 San Eduardo Ave., from B-3 (Community Business District) to R-3 (Mixed Residential District).

Motion to open the public hearing.

Moved : Cm. Galo
Second: Cm. Agredano
For: 7 Against: 0 Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved : Cm. Alvarado
Second: Cw. Moreno
For: 7 Against: 0 Abstain: 0

Ordinance Introduction: Cm. Alvarado

- 19. Public hearing concerning application by **Killam Ranch Properties, Ltd.**, amending the Zoning Ordinance (Map) of the City of Laredo by rezoning **94.992 acres**, as further described by metes and bounds, located at the **northeast corner of the intersection of Bob Bullock Loop and University Blvd.**, from AG (Agricultural District) to B-4 (Highway Commercial District).

The Planning and Zoning Commission recommends approval of the zone change.

INTRODUCTION OF AN ORDINANCE

Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 94.992 acres, as further described by metes and bounds, located at the northeast corner of the intersection of Bob Bullock Loop and University Blvd., from AG (Agricultural District) to B-4 (Highway Commercial District).

Motion to open the public hearing.

Moved : Cm. Bruni
Second: Cw. Moreno
For: 7

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved : Cm. Bruni
Second: Cm. Galo
For: 7

Against: 0

Abstain: 0

Ordinance Introduction: Cm. Bruni

20. Public hearing concerning an application by **Julia Ruhlman**, amending the Zoning Ordinance (Map) of the City of Laredo by rezoning **83.0969 acres**, as further described by metes and bounds, **located on the west side of FM 1472 and north of Pan American Blvd.**, from AG (Agricultural District) to M-1 (Light Manufacturing District). The Planning and Zoning Commission has recommended denial of the zone change. This is an appeal from an unfavorable recommendation by the Planning & Zoning Commission.

INTRODUCTION OF AN ORDINANCE

Ordinance amending the Zoning Ordinance (Map) of the City of Laredo by rezoning 83.0969 acres, as further described by metes and bounds, located on the west side of FM 1472 and north of Pan American Blvd., from AG (Agricultural District) to M-1 (Light Manufacturing District).

Motion to open the public hearing.

Moved : Cm. Valdez
Second: Cw. Moreno
For: 8

Against: 0

Abstain: 0

Albert Muller and Cookie Muller spoke against the zone change request for industrial purposes. M-1 is being used for everything rather than a transitional use. Their main concern is over the creek getting contaminated by hazardous materials.

Ron Whitehawk, on behalf of the Ruhlman family, spoke in favor of the zone change request for AG (Agricultural District) to

M-1 (Light Manufacturing District). He requested that this item be sent to Planning and Zoning to make a presentation on a "buffer zone".

Mayor Flores requested a description of the "buffer zone".

Mr. Whitehawk stated that it's the zoning that is the closest to the creek, for a distance of 300 feet, would be excluded from the zoning case and therefore will continue in its present agricultural zoning. The industrial zoning would start 300 feet to the north of the creek; 300 feet beyond the creek is where the industrial zoning would start. He also pointed out that this is going to be a parking lot for trucks not a warehouse for industrial products. It would be under CFI's continual guardianship.

A representative from CFI spoke in favor of the zone change request and stated that environmental issues will be addressed.

Mr. Jim Earhardt, Rio Grande Environmental Center, spoke against the zone change due to environmental concerns. He reported the following:

- * Of the thirty toxic chemicals found to exceed various governmental screening levels between El Paso and Brownsville, **nineteen were found in our area.**
- * Of the five toxic chemicals found to exceed governmental standards for water samples, taken from the rivers main stem, **two were found in our area.**
- * The study found eight toxic chemicals in sediments which exceeded certain standards. **Four of those were found in our area.**
- * Twelve toxic chemicals were found to exceed screening levels in fish tissue. **Seven of those were found in our area.**
- * Of the nineteen high priority chemicals identified by the study, **thirteen were found in our area.**
- * Of the four medium priority chemicals identified by the study, **three were found in our area.**
- * Of the seven low priority chemicals identified by the study, **two were found in our area.**
- * Of the two mainstream sites identified as having high potential for chemical impact, **one was found in our area.**
- * Of the six tributaries identified as having a high potential for chemical impact, **three were found in our area.**
- * Of the two toxicity tests in which water had lethal effects upon test organisms, **one was found in our area.**

* Of all mainstream river sites studied, the condition of the fish and invertebrate populations inhabiting the river below, Laredo and Nuevo Laredo showed the highest probability of impact from pollution.

(End of Report)

Mr. Bob Weathers, representing the Ruhlman family, asked that it be sent back to Planning and Zoning to satisfy the concerns and address the issues.

Julia Ruhlman stated that she wants to send this back to Planning and Zoning to address the environmental issues.

Motion to close the public hearing and send back to Planning and Zoning for review and to come back to Council with recommendations.

Moved : Cm. Alvarado

Second: Cm. Galo

For: 7

Against: 0

Abstain: 0

- 21. Public hearing authorizing the City Manager to execute an amendment (decrease) for the Transit Sales Tax Operations and capital match from **\$2,596,544** to **\$2,575,169**. This a net decrease due to grant TX-90-X456 which was awarded at a lower amount of \$3,850,116, rather than \$4,165,173, (Projected Award) for both operations and capital.

INTRODUCTION OF AN ORDINANCE

Ordinance authorizing the City Manager to execute an amendment (decrease) for the Transit Sales Tax Operations and capital match from **\$2,596,544** to **\$2,575,169**. This a net decrease due to grant TX-90-X456 which was awarded at a lower amount of \$3,850,116, rather than \$4,165,173, (Projected Award) for both operations and capital.

Motion to open the public hearing.

Moved : Cm. Galo

Second: Cm. Agredano

For: 7

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved : Cm. Alvarado

Second: Cm. Agredano

For: 7

Against: 0

Abstain: 0

Ordinance Introduction: City Council

- 22. Public hearing amending the City of Laredo's 1998-1999 annual budget by creating an **Administrative Assistant I position Grade 32** within the Laredo Police Department as part of the

Local Law Enforcement Block Grant.

INTRODUCTION OF AN ORDINANCE

Ordinance amending the City of Laredo's 1998-1999 annual budget by creating an **Administrative Assistant I position Grade 32** within the Laredo Police Department as part of the Local Law Enforcement Block Grant.

Motion to open the public hearing.

Moved : Cm. Galo

Second: Cm. Alvarado

For: 7

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved : Cm. Galo

Second: Cm. Agredano

For: 7

Against: 0

Abstain: 0

Ordinance Introduction: City Council

- 23. Public hearing amending the City of Laredo's 1998-1999 annual budget in the amount of **\$548,706** for the **Governor's Automobile Theft Prevention Authority grant**. A.T.P.A. is contributing \$325,000, the City designating \$178,706 in matching funds and Webb County designating \$45,000 in matching funds for a total of \$548,706 to fund the Laredo Auto Theft Task Force for the period of September 1, 1999 through August 31, 2000.

INTRODUCTION OF AN ORDINANCE

Ordinance amending the City of Laredo's 1998-1999 annual budget in the amount of **\$548,706** for the **Governor's Automobile Theft Prevention Authority grant**. A.T.P.A. is contributing \$325,000, the City designating \$178,706 in matching funds and Webb County designating \$45,000 in matching funds for a total of \$548,706 to fund the Laredo Auto Theft Task Force for the period of September 1, 1999 through August 31, 2000.

Motion to open the public hearing.

Moved : Cm. Galo

Second: Cm. Alvarado

For: 7

Against: 0

Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved : Cm. Galo

Second: Cm. Alvarado

For: 7

Against: 0

Abstain: 0

Ordinance Introduction: City Council

24. Public hearing amending the City of Laredo's 1998-1999 annual budget to appropriate bond proceeds for the following issues: 1999 Combination Tax and Parking Revenue Certificate of Obligation \$1,058,286; 1999 Combination Tax and Water Revenue Certificate of Obligation \$3,881,632; 1999 Bridge System Revenue Bonds \$9,074,557; and 1999 Combination Tax and Airport Revenue Refunding Bond \$2,840,578 and authorizing the City Manager to implement said budget.

INTRODUCTION OF AN ORDINANCE

Ordinance amending the City of Laredo's 1998-1999 annual budget to appropriate bond proceeds for the following issues: 1999 Combination Tax and Parking Revenue Certificate of Obligation \$1,058,286; 1999 Combination Tax and Water Revenue Certificate of Obligation \$3,881,632; 1999 Bridge System Revenue Bonds \$9,074,557; and 1999 Combination Tax and Airport Revenue Refunding Bond \$2,840,578 and authorizing the City Manager to implement said budget.

Motion to open the public hearing.

Moved : Cm. Galo
 Second: Cm. Alvarado
 For: 7

Against: 0 Abstain: 0

There was no public input.

Motion to close the public hearing and introduce.

Moved : Cm. Galo
 Second: Cm. Alvarado
 For: 7

Against: 0 Abstain: 0

Ordinance Introduction: City Council

XII. MOTION TO RECESS AND CONVENE AS MASS TRANSIT BOARD

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

Moved : Cm. Galo
 Second: Cm. Alvarado
 For: 7

Against: 0 Abstain: 0

25. Consideration to solicit bids for the purchase of three (3), 40 foot **compressed natural gas buses** with the option to purchase two (2) in FY 99-2000. The estimated cost of the buses is \$325,000 each.

Motion to approve.

Moved : Cm. Bruni
 Second: Cm. Galo
 For: 7

Against: 0 Abstain: 0

- 26. 99-RT-121 Authorizing the City Manager to accept and execute a **1998-99 Urbanized Area Formula Grant** (No. TX-90-X-456) from the Federal Transit Administration in the maximum amount of \$3,850,116 (Federal Share).

Motion to adopt resolution 99-RT-121.

Moved : Cm. Alvarado
Second: Cm. Valdez
For: 7

Against: 0 Abstain: 0

Motion to adjourn as The Laredo Mass Transit Board and convene as City Council.

Moved : Cm. Galo
Second: Cm. Alvarado
For: 7

Against: 0 Abstain: 0

SUPPLEMENTAL AGENDA

VII. MOTIONS

Consideration to authorize the City Manager to accept passenger car and small truck tires free of charge at the City of Laredo Landfill for public health purposes for the period beginning Wednesday, September 1, 1999, through Wednesday, September 15, 1999 and to issue an emergency purchase order of \$15,000 to dispose of all tires counted as a result of this effort.

Motion to approve.

Moved : Cm. Valdez
Second: Cm. Galo
For: 7

Against: 0 Abstain: 0

XIII. ADJOURNMENT


Motion to adjourn.

Adjournment time: 8:50 P.M.

Moved : Cm. Galo
Second: Cw. Moreno
For: 7

Against: 0 Abstain: 0

I hereby certify that the above minutes contained in pages 01 to 25 are true, complete, and correct proceedings of the City Council Meeting held in the City Council Meeting. A certified copy is on file at the City Secretary's Office.


Gustavo Guevara, Jr.
City Secretary

Minutes approved September 20, 1999