



Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Minutes

City Council

Tuesday, February 23, 2016

11:30 AM

Council Chambers

Public Notice - - THE USE OF CELLULAR PHONES AND SOUND ACTIVATED PAGERS ARE PROHIBITED IN THE CITY COUNCIL CHAMBERS DURING MEETINGS OF THE CITY COUNCIL.

A. Mayor Nelda Martinez to call the meeting to order.

Mayor Martinez called the meeting to order.

B. Invocation to be given by Rabbi Mary Ekroos - Kehilat B'nai Shalom.

Rabbi Mary Ekroos gave the invocation.

C. Pledge of Allegiance to the Flag of the United States to be led by Steve Viera - Benefits Manager, Human Resources.

Benefits Manager Steve Viera led the Pledge of Allegiance.

D. City Secretary Rebecca Huerta to call the roll of the required Charter Officers.

City Secretary Rebecca called the roll and verified that a quorum of the City Council and the required Charter officers were present to conduct the meeting.

(Note: Council Member Magill arrived at 11:57 a.m.)

Charter Officers:

City Manager Ron Olson, City Attorney Miles K. Risley, and City Secretary Rebecca Huerta.

Present: 9 - Mayor Nelda Martinez, Council Member Rudy Garza, Council Member Chad Magill, Council Member Colleen McIntyre, Council Member Lillian Riojas, Council Member Lucy Rubio, Council Member Brian Rosas, Council Member Mark Scott, and Council Member Carolyn Vaughn

E. Proclamations / Commendations

1. Proclamation declaring March 6-12, 2016, "Women in Construction Week".

Recognition of City Council Member Lillian Riojas.

Mayor Martinez presented the proclamation.

Mayor Martinez recognized Council Member Lillian Riojas for her service as an

Al-Large Council Member and presented her with a gift and Certificate of Commendation.

G. CITY MANAGER'S COMMENTS / UPDATE ON CITY OPERATIONS:

Mayor Martinez deviated from the agenda and referred to City Manager's Comments. City Manager Ron Olson spoke on the following topics:

a. OTHER

1) City Manager Olson announced that 10 tons of glass were collected at the recent Glass Recycling Event. City Manager Olson stated the the recycle program is working well and continues to be a great service. 2) At the "Adopt-A-Beach Event" held last weekend, 51 volunteers helped collect 775 pounds of trash on the beach. 3) Fire Chief Robert Rocha named Firefighter I Paramedic Arturo Caceres "2016 Firefighter of the Year" and Fire Inspector Brian Rogers "2016 Fire Prevention Officer of the Year". 4) City Manager Olson announced the promotion of Rudy Bentancourt to Director of Housing and Community Development.

F. PUBLIC COMMENT FROM THE AUDIENCE ON MATTERS NOT SCHEDULED ON THE AGENDA WILL BE HEARD AT APPROXIMATELY 12:00 P.M. PLEASE LIMIT PRESENTATIONS TO THREE MINUTES. A recording is made of the meeting; therefore, please speak into the microphone located at the podium and state your name and address. If you choose to speak during this public comment period regarding an item on the agenda, you may do so. You will not be allowed to speak again, however, when the Council is considering the item. If you have a petition or other information pertaining to your subject, please present it to the City Secretary.

Mayor Martinez called for comments from the public. Gary Adams, 1929 Sandy Way, spoke regarding the condition of Sandy Way, dust control from the caliche street, and ownership of the street. Council Member McIntyre stated that a meeting with City staff will be held on March 9, 2016 for residents of Sandy Way to discuss options going forward. Bob Algeo, 15629 Three Fathoms Bank Drive, spoke in support of Agenda Item 18, an update to the Code of Ordinances regarding campfires on Gulf of Mexico beaches, and recommended adding language to cite people driving with pallets on the beach. Mr. Algeo commented on the new rules imposed by the Padre Isles Property Owners' Association.

The following individuals spoke in support of Agenda Item 19, establishing regulations for Transportation Network Companies, like Uber and Lyft: Edward Espino, 5826 S. Alameda; Cecilia Cruz, 5217 Williams Drive; and Craig Jamison, 4609 Snead Drive. SirFredrickvon USA King VII, 1442 Arlington Drive, spoke regarding the collective bargaining agreement with the Corpus Christi Firefighters' Association and in support of Agenda Item 19. Allison Vela, 3526 Crestdale Drive, spoke regarding Crestmont Park, City parks being underfunded, and in opposition to the Parks Master Plan. Stacie Palacios, 7313 Candy Ridge, spoke to raise awareness of the need for volunteers at Animal Care Services. Joan Veith, 5701 Cain Drive, thanked Council Member Riojas for her service to the City.

H. MINUTES:**2. Regular Meeting of February 16, 2016.**

Mayor Martinez referred to approval of the minutes. Council Member Garza made a motion to approve the minutes, seconded by Council Member Magill and passed unanimously.

I. BOARD & COMMITTEE APPOINTMENTS: (NONE)**J. EXPLANATION OF COUNCIL ACTION:****K. CONSENT AGENDA: (ITEMS 3 - 10)****Approval of the Consent Agenda**

Mayor Martinez referred to the Consent Agenda. There were no comments from the public. A council member requested that Item 6 be pulled for individual consideration.

A motion was made by Council Member Riojas, seconded by Council Member Garza, to approve the Consent Agenda. The consent agenda items were approved by one vote as follows:

Aye: 8 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Absent: 1 - Council Member McIntyre

Abstained: 0

3. Resolution approving the submission of a grant application for funding available under the Violence Against Women Act (VAWA) Fund

Resolution authorizing the submission of a grant application in the amount of \$46,226.82 to the State of Texas, Criminal Justice Division, for funding available under the Violence Against Women Act (VAWA) fund for the Police Department's Family Violence Unit with a city match of \$20,000.52, an in-kind match of \$6,900.00, for a total project cost of \$73,127.34; and authorizing the City Manager or the City Manager's designee to apply for, accept, reject, alter or terminate the grant.

This Resolution was passed on the Consent Agenda.

Enactment No: 030771

4. Resolution approving the submission of a grant application for

funding available under the Victims of Crime Act (VOCA) Fund

Resolution authorizing the submission of a grant application in the amount of \$179,149.24 to the State of Texas, Criminal Justice Division for funding available under the Victims of Crime Act (VOCA) fund for the Police Department's Family Violence Unit to continue the Victim Outreach Program with a city match of \$21,340 and \$40,480 in-kind services, for a total project cost of \$240,969.24; and authorizing the City Manager or designee to apply for, accept, reject, alter or terminate the grant.

This Resolution was passed on the Consent Agenda.

Enactment No: 030772

5. Resolution authorizing the purchase of an Eco-Filter System for the Greenwood Wastewater Treatment Plant Emissions and Odor Control Improvement Project

Resolution authorizing the City Manager or designee to purchase an EcoFilter System from BioAir Solutions, LLC, of Voorhees Township, New Jersey, for a total cost of \$257,740 for the Greenwood Wastewater Treatment Plant Emissions and Odor Control Improvement Project.

This Resolution was passed on the Consent Agenda.

Enactment No: 030773

7. Approving two Real Estate Sales Contracts for aquisition of right of way for the County Road 52, Phase 2, Extension Project (Bond 2012)

Motion authorizing the City Manager or designee to execute Real Estate Sales Contracts with **Nueces Electric Cooperative, Inc. (NEC)** in the amount of \$715,980 plus \$6,000 in estimated closing costs for acquisition of Parcel 1 and with **Solomon Abdo and A.L. Hernden** in the amount of \$128,350 plus \$2,300 in estimated closing costs for acquisition of Parcel 2, for a total expenditure of \$852,630 for both parcels, for the purpose of acquiring fee simple surface rights to two tracts of land containing a total of 11.57 acres including 2,400 linear feet of existing paved road improvements across the NEC property, both located 0.6 miles south of Northwest Boulevard (FM624) and west of FM 1889, required for the construction of the County Road 52 Extension Project - CR69 to FM 1889. (Bond 2012)

This Motion was passed on the Consent Agenda.

Enactment No: M2016-023

8. Resolution authorizing the submission of a grant application in the amount of up to five million dollars (\$5,000,000) to the Office of the Governor for funding from the Texas Military Preparedness Commission's Defense Economic Adjustment Assistance Grant Program

Resolution authorizing the City Manager, or designee, to submit a grant application in the amount of up to five million dollars (\$5,000,000) to the Office of the Governor for funding from the Texas Military Preparedness Commission's Defense Economic Adjustment Assistance Grant Program.

This Resolution was passed on the Consent Agenda.

Enactment No: 030774

9. Second Reading Ordinance - Appropriating reimbursement funds from the Texas State Library and Archives Commission (1st Reading 2/16/16)

Ordinance appropriating reimbursement received from the Texas State Library and Archives Commission for participation in Interlibrary Loan Program in the amount of \$16,972.92 into the Library Grant Fund No. 1068 to be used for library technology services; and increasing expenditures in the Library Grant Fund No. 1068 by \$16,972.92.

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030775

10. Second Reading Ordinance - Accepting and appropriating donation and approving Contract Change Order No. 1 for the Development & Improvements at HEB Tennis Center and Al Kruse Tennis Center (Bond 2012) (1st Reading 2/16/16)

Ordinance accepting and appropriating a donation in the amount of \$100,000 from the Corpus Christi Tennis Association in Fund No. 3280 for the HEB and Al Kruse Tennis Centers; changing the FY 2016 Capital Improvement Budget adopted by Ordinance No. 030621 to increase revenues and expenditures by \$100,000; and authorizing the City Manager, or designee, to execute Change Order #1 with Safenet Services, LLC. of Corpus Christi, Texas in the amount of \$390,873.00 for the HEB and Al Kruse Tennis Centers for the replacement and reconstruction of the elevated viewing platform at the HEB Tennis Center. (Bond 2012)

The Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030776

6. Approving a Construction Contract for the Navigation Boulevard Street project from Up River Road to Leopard Street (Bond 2012)

Motion authorizing the City Manager, or designee, to execute a construction contract with Clark Pipeline Services, LLC of Corpus Christi, Texas in the amount of \$7,808,705.83 and to execute a construction materials testing agreement with Rock Engineering and Testing Laboratory, Inc. of Corpus Christi, Texas in the amount of \$56,471.00 for the Navigation Boulevard Street project from Up River Road to Leopard Street for the Base Bid Part 2 (Hot Mix Asphaltic Concrete) BOND 2012.

Mayor Martinez referred to Item 6, Navigation Boulevard Street Project from Up River Road to Leopard Street (Bond 2012). In response to a council member, Director of Engineering Services Jeff Edmonds stated that the project would be constructed with asphalt. Mr. Edmonds explained that the project was bid with 30-year design standards for both asphalt and concrete and no bids were received for the concrete alternative.

Council members spoke regarding the following topics: the reason contractors did not bid for the concrete alternative; the maintenance on an asphalt street; the 30-year design standards for asphalt and concrete; the traffic count for Navigation Boulevard; the original bid for concrete; monitoring and maintenance of the street; holding the contractor accountable; a policy that places a new or reconstructed asphalt street in the Street Preventative Maintenance Program; and expansion of the contractor base.

Council Member Garza made a motion to approve the motion, seconded by Council Member Scott. This Motion was passed and approved with the following vote:

Aye: 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Abstained: 0

Enactment No: M2016-022

L. EXECUTIVE SESSION: (ITEMS 11 - 12)

Mayor Martinez referred to the day's executive sessions. The Council went into executive session.

11. Executive session pursuant to Texas Government Code § 551.071 for consultation with attorneys regarding collective bargaining matters and/or the collective bargaining agreements between the City of Corpus Christi and the Corpus Christi Firefighters Association.

This E-Session Item was discussed in executive session.

12. Executive Session pursuant to Texas Government Code § 551.071

and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning legal issues related to the regulation of transportation network companies and vehicles for hire and enforcement of ordinances related thereto.

This E-Session Item was discussed in executive session.

O. REGULAR AGENDA: (ITEM 19)

19. First Reading Ordinance - Amending the City Code to establish Article VI. - Transportation Network Companies

Ordinance Amending Chapter 57 of the Corpus Christi Code of Ordinances to establish Article VI. - Transportation Network Companies; and providing for severance, publication, penalty, and an effective date.

Mayor Martinez referred to Item 19. This item was discussed as part of the Executive Session Item 12, establishing regulations for Transportation Network Companies, drivers and vehicles. Mayor Martinez stated that the City Council welcomes companies like Uber and competition for vehicles-for-hire. Mayor Martinez explained that the proposed ordinance parallels the regulations established in the City of Houston for transportation network companies with the following exceptions: there is no requirement for a local office in Corpus Christi and no provisional period for background checks. There were no comments from the public.

Council members spoke regarding the following topics: public safety being a priority; the model established in College Station and San Marcos, Texas; concern that the proposed ordinance overregulates transportation network companies; the last rate discussion for taxicabs; there is an element of buyer beware when using transportation network companies; and the process after the background check and the information provided to the Police Department.

MOTION OF DIRECTION

Council Member Magill made a motion directing the City Manager to come back to the City Council with a timeframe for when the taxicab rate discussion will begin, seconded by Council Member McIntyre and passed unanimously.

Council Member Garza made a motion to approve the ordinance, seconded by Council Member Rubio. This Ordinance was passed on first reading and approved with the following vote:

Aye: 7 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member Riojas, Council Member Rubio, Council Member Rosas and Council Member Vaughn

Nay: 2 - Council Member McIntyre and Council Member Scott

Abstained: 0

M. PUBLIC HEARINGS: (NONE)

N. REGULAR AGENDA: (ITEMS 13 - 17)**13. Resolution in support of the Avanti at Calallen Apartments an Affordable Housing development to satisfy the requirement set forth by the Texas Department of Housing and Community Affairs (TDHCA)**

Resolution of the City Council of the City of Corpus Christi, Texas in support of the proposed affordable housing project known as the Avanti at Calallen Apartments to be developed by MDS Housing Leopard, Ltd.

Mayor Martinez referred to Item 13. Director of Housing and Community Development Rudy Bentancourt stated that Items 13 - 16 are resolutions in support of affordable housing projects to satisfy the requirement set forth by the Texas Department of Housing and Community Affairs (TDHCA) for Housing Tax Credits. The proposed projects are: Avanti at Calallen, Calallen Apartments and Mar Bella Providence Apartments, which are competing in the Region 10 Urban category, and Samuel Place Apartments, which is competing in the At-Risk Set-Aside category along with other projects in the State. And, Item 17 is a resolution identifying Samuel Place Apartments, located at 4315 Carroll Lane, as a project that will significantly contribute to the revitalization of the City Central Corridor Community Revitalization Plan.

Clark Colvin, Mar Bella Providence Apartments, spoke regarding development of tax credit properties. Mr. Colvin requested consideration to amend the resolution to construct 129 apartments. He also spoke regarding the submission of a letter to be signed by the City Manager regarding at-risk dedicated permit fees. William Bonilla, 5102 Wooldridge Road, urged the support of the Mar Bella Providence Apartments project, which if approved could provide affordable housing for citizens 62 years of age or older. Henry Flores, Avanti at Calallen, stated that this project proposes no more than 120 affordable housing units for individuals 62 years of age and older with a preference for military veterans. In response to a council member, the developers explained the distinction between the Mar Bella and Avanti projects.

There were no comments from the public on Item 13.

Council Member Scott made a motion to approve the resolution, seconded by Council Member McIntyre. This Resolution was passed and approved with the following vote:

Aye: 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Abstained: 0

Enactment No: 030777

14. Resolution in support of Calallen Apartments an Affordable

Housing development to satisfy the requirement set forth by the Texas Department of Housing and Community Affairs (TDHCA)

Resolution of the City Council of the City of Corpus Christi, Texas in support of the proposed affordable housing project known as Calallen Apartments to be developed by ProsperaHCS Calallen, LP.

Mayor Martinez referred to Item 14. The purpose of this item was provided during the discussion on Item 13. There were no comments from the public.

In response to a council member, Brad McMurray, developer of ProsperaHCS, stated that the site was selected because it is in an eligible area with the least concentration of affordable housing and zoned appropriately. Mr. McMurray said they are sensitive to the concerns of the school district regarding over-crowding, however this project would not come on line for two years. A council member stated the following concerns with the site: over-crowding affecting the school district; traffic issues; and infrastructure problems. There were no comments from the public.

Council Member Scott made a motion to approve the resolution, seconded by Council Member McIntyre. This Resolution was passed and approved with the following vote:

Aye: 7 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rosas and Council Member Scott

Nay: 2 - Council Member Rubio and Council Member Vaughn

Abstained: 0

Enactment No: 030778

15.

Resolution in support of Mar Bella Providence Apartments an Affordable Housing development to satisfy the requirement set forth by the Texas Department of Housing and Community Affairs (TDHCA)

Resolution of the City Council of the City of Corpus Christi, Texas in support of the proposed affordable housing project known as the Mar Bella Providence Apartments to be developed by the ITEX Group, LLC.

Mayor Martinez referred to Item 15. The purpose of this item was discussed during Item 13. Mayor Martinez called for comments from the public. Butch Escobedo, 4902 Saratoga, spoke in support of the project.

Council Member Magill made a motion to amend the resolution from 128 units to 129 units, seconded by Council Member McIntyre and passed unanimously.

Council Member Rubio made a motion to approve the resolution as amended, seconded by Council Member Magill. This Resolution was passed as amended and approved with the following vote:

Aye: 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Abstained: 0

Enactment No: 030779

16. Resolution in support of Samuel Place Apartments an Affordable Housing development to satisfy the requirement set forth by the Texas Department of Housing and Community Affairs (TDHCA)

Resolution of the City Council of the City of Corpus Christi, Texas in support of the proposed affordable housing project known as Samuel Place Apartments to be developed by TG 110 Samuel Place, LP.

Mayor Martinez referred to Item 16. The purpose of this item was discussed during Item 13. There were no comments from the public. In response to council members, Raymond Lucas, developer of Samuel Place Apartments, stated that the current structure is proposed to be demolished because the current building has foundation problems and asbestos that need to be repaired and larger floor size and accessibility standards need to be configured.

Council members spoke regarding the following topics: the current condition of the building; a mechanism that would allow City Council to recommend where affordable housing projects are done; and great work by TG 110 at the project on Glenoak in Flour Bluff.

Council Member McIntyre made a motion to approve the resolution, seconded by Council Member Rosas. This Resolution was passed and approved with the following vote:

Aye: 7 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rosas and Council Member Scott

Nay: 2 - Council Member Rubio and Council Member Vaughn

Abstained: 0

Enactment No: 030780

17. Resolution identifying the project known as Samuel Place Apartments located at 4315 Carroll Lane, in the City Central Corridor Community Revitalization Plan which will contribute to revitalization efforts

Resolution of the City Council of the City of Corpus Christi, Texas identifying the project known as Samuel Place Apartments as a development that will contribute most significantly to the concerted revitalization efforts of the City in the City Central Corridor; and providing for an effective date.

Mayor Martinez referred to Item 17. The purpose of this item was discussed during Item 13. There were no comments from the Council or the public.

Council Member McIntyre made a motion to approve the resolution, seconded by Council Member Riojas. This Resolution was passed and approved with the following vote:

Aye: 7 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rosas and Council Member Scott

Nay: 2 - Council Member Rubio and Council Member Vaughn

Abstained: 0

Enactment No: 030781

After the approval of the regular agenda items, council members provided the following comments regarding the support of future affordable housing projects: steering affordable housing projects to address the needs of the community; the ability to encourage an interest to redevelop older areas; awareness of zoning; providing the City Council with information on process changes every two years and the impacts of those changes; and encouraging changes through the legislative agenda to address scoring for revitalization and economic development.

O. FIRST READING ORDINANCES: (ITEMS 18, 20 and 21)

18. First Reading Ordinance - Amending the City Code regarding campfires on Gulf of Mexico Beaches

Ordinance Amending the Code of Ordinances Section 10-67 regarding campfires on Gulf of Mexico Beaches; providing for penalties; providing for severance; and providing for publication.

Mayor Martinez referred to Item 18. Interim Director of Parks and Recreation Stacie Talbert Anaya stated that the purpose of this item is to amend the Code of Ordinances regarding campfires on Gulf of Mexico beaches by increasing the distance campfires must be from structures, defining the materials that may not be used, and requiring campfires to be completely doused before covering with sand. There were no comments from the public.

Council members spoke regarding the following topics: signage when entering the beach; the reason the amendment requires that the campfire be doused rather than burn out; enforcement of the ordinance; and public awareness of the amendments.

Council Member McIntyre made a motion to approve the ordinance, seconded by Council Member Rubio. This Ordinance was passed on first reading and approved with the following vote:

Aye: 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Abstained: 0

20. First Reading Ordinance - Appropriating funds for the purchase of security equipment at the American Bank Center

Ordinance appropriating \$176,500 from the unreserved fund balance in the No. 1130 Arena Facility Fund and transferring to and appropriating in the No. 4710 Visitors Facility Fund for the purchase of security equipment at the American Bank Center; and amending the FY 2015-2016 operating budget adopted by Ordinance No. 030620 to increase expenditures in the Arena Facility Fund by \$176,500 and increase expenditures in the Visitors Facility Fund by \$176,500 each.

Mayor Martinez referred to Item 20. Business Liaison Alyssa Barrera stated that the purpose of this item is to approve appropriations to fund security upgrades at the American Bank Center Arena in the amount of \$176,500. The Type A Board recommended approval of this request at its February meeting. There were no comments from the public.

Council members spoke regarding the following topic: informing the public of the requirement to use clear bags through additional signage in the parking lots; on the website, and included on printed tickets.

Council Member Rubio made a motion to approve the ordinance, seconded by Council Member Scott. This Ordinance was passed on first reading and approved with the following vote:

Aye: 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Abstained: 0

21. First Reading Ordinance - Approving a Reimbursement Agreement and appropriating funds for the construction of water arterial transmission and grid main line located south along Holly Road, east of Ennis Joslin Road and south of Paul Jones Avenue.

Ordinance authorizing city manager or designee to execute a water arterial transmission and grid main construction and reimbursement agreement ("Agreement") with MPM Development, L.P. ("Developer"), for the construction of a water arterial transmission and grid main line and appropriating \$97,133.33 from the No. 4030 Arterial Transmission and Grid Main Trust Fund to reimburse the Developer in accordance with the Agreement.

Mayor Martinez referred to Item 21. Assistant Director of Development Services

Julio Dimas stated that the purpose of this item is to execute a water arterial transmission and grid main construction and reimbursement agreement with MPM Development LP for the construction of a water arterial transmission and grid main line in the amount of \$97,133.33. There were no comments from the Council or the public.

Council Member Garza made a motion to approve the ordinance, seconded by Council Member Riojas. This Ordinance was passed on first reading and approved with the following vote:

Aye: 8 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas and Council Member Vaughn

Absent: 1 - Council Member Scott

Abstained: 0

P. FUTURE AGENDA ITEMS: (ITEMS 22 - 25)

Mayor Martinez referred to Future Agenda Items. City Manager Olson stated that staff had a planned presentation on Item 23. A council member requested information on Item 25.

22. Approving a Developer Participation Agreement to reimburse the developer for the City's cost to extend North Oso Parkway located south along Holly Road, east of Ennis Joslin Road and south of Paul Jones Avenue.

Resolution authorizing the City Manager or designee to execute a developer participation agreement with MPM Development, L.P., ("Developer"), to reimburse the Developer up to \$208,946.10 for the City's share of the cost to extend North Oso Parkway, in accordance with the Unified Development Code.

This Resolution was recommended to the consent agenda.

23. Approving a contract for Texas Electronic Registration Remote System access for issuing birth certificates

Motion authorizing the City Manager or his designee to execute a contract with the Department of State Health Services (DSHS) for the period 9/1/2015 through 8/31/2017 to provide the Corpus Christi-Nueces County Public Health District (CCNCPHD) access to the Texas Electronic Registration Remote System (TER Remote System) for the purpose of issuing individual birth certificates, and pay DSHS a fee of \$1.83 for each Certification of Vital Record printed as a result of searches of the database; and ratifying acceptance of the contract to begin September 1, 2015.

This Motion was recommended to the consent agenda.

- 24. Resolution approving a Data Usage Agreement (DUA) with the Texas Health and Human Services Enterprise agencies to facilitate creation, receipt, maintenance, use, disclosure or access to confidential information with the Health District**

Resolution authorizing the Director of the Corpus Christi Nueces County Public Health District (CCNCPHD), to sign on behalf of the City of Corpus Christi for the CCNCPHD, a Data Use Agreement and its Attachment A with the Texas Health and Human Services Enterprise agencies to facilitate creation, receipt, maintenance, use, disclosure or access to confidential information with the CCNCPHD and describe the CCNCPHD's rights and obligations with respect to the confidential information pursuant to 45 CFR 164.504(e)(1)-(3), for the contract period beginning on the date of execution and ending upon termination of the base contracts listed in Exhibit A.

This Resolution was recommended to the consent agenda.

- 25. Approving Amendment No. 1 to the Engineering contract for the Laguna Shores Road Force Main Replacement**

Motion authorizing the City Manager or designee to proceed with design phase work by executing Amendment No. 1 with LJA Engineering, Inc. of Corpus Christi, Texas in the amount of \$479,977.31 for a total restated fee not to exceed \$529,817.31 for Laguna Shores Road Force Main Replacement.

This Motion was recommended to the consent agenda.

Q. BRIEFINGS: (ITEMS 26 - 27)

- 26. Flood Hazard Prevention**

Mayor Martinez referred to Item 26. Assistant Director of Development Services Julio Dimas stated that the purpose of this item is to provide an overview of the flood hazard prevention proposed higher standards. Mr. Dimas provided the following information: the purpose of updating the maps; the higher standard to propose one foot of freeboard; the insurance savings with freeboard; other communities that have adopted freeboard; an explanation of the limit of moderate wave action (LiMWA) higher standard; graphical representation of the coastal zones including LiMWA; how LiMWA will affect new construction; the velocity zone (v-zone) design and construction certificate higher standard; the non-conversion agreement higher standard; the cumulative substantial improvement higher standard; and the reason for adopting higher standards.

Council members spoke regarding the following topics: island property owners' concerns with elevated requirements; whether approving all of the higher standards are required to upgrade from a 7- to a 6-rated community; which higher standard has the highest points; the cost projections for adding one foot of freeboard; the insurance savings with freeboard; an explanation of

the cumulative substantial improvements; the next steps; options for property owners with structures that are currently non-compliant in the Flour Bluff and North Beach areas; if there is flexibility on the substantial repairs and improvements time period; the City's current rating; the criteria for the point system; the potential flood insurance savings for adopting higher standards; concern that approving the cumulative substantial improvement standard will discourage citizens from remodeling or improving their homes; and the number of properties that will be non-compliant by adding one foot of freeboard.

27. Update on Desalination Projects

Mayor Martinez referred to Item 27, an update on Desalination Projects. City Secretary Huerta stated that Council Member Riojas recused herself from the discussion on this item. Bob Paulison, Executive Director for the Port Industries of Corpus Christi provided the following information on the industrial desalination project: a recap of the desal feasibility study; the industrial desal study partners; goals and objectives; additional issues and questions that are being considered; what the study has determined; next steps; the milestones to date; and the expected timeframe.

Assistant City Manager Mark Van Vleck provided a comparison of the City's desalination pilot project and industrial desal; the progress to date; the desal demonstration timeline; and the steps moving forward.

Council members spoke regarding the following topics: the timeline to receive the final report from Freese and Nichols; the projected costs per 1,000 gallons; the impact on the City's water rates; participation from industrial partners; cost of the infrastructure and transmission lines; the industrial stakeholders working with worst-case scenario cost estimates; emphasizing an expandable scale water supply; the percentage of water supply that is surface water; continuing to be "bullish" on the City's water supply; the Corpus Christi Aquifer Storage District; and consideration of a request for information process to identify additional water supply.

MOTION OF DIRECTION

Council Member Magill made a motion directing the City Manager to solicit innovative and sustainable long-term groundwater supply project concepts and ideas through an open and transparent "Request for Information process," to include, but not limited to: 1) A quantifiable alternative/additional supply of non-surface water; 2) The options for the best delivery point and timing for the city to take additional water; 3) Options to lease the proposed supply, or existing city supplies, to generate additional revenue resources for the benefit of the city; 4) The best available price of such water for City use or lease; 5) Desired water quality; 6) Preparation by the responders to the RFI of future water supply and demand estimates for evaluation and consideration of acceptance by the City; 7) The results of the RFI be brought to council for further consideration; and 8) This does not interfere with desalination or effluent processes; seconded by Council Member Rubio.

Discussion topics on the motion of direction included: whether the timing was appropriate; a realistic timeframe for a request for information process; the 10 water supply projects that did not go forward; the Regional Water Planning group; when will the next water supply be needed; the reason the motion does not include surface water; water supply versus water demand; waiting to

consider the request for information process until after reviewing the results of the desal project; and staff resources to pursue a request for information.

City Manager Olson stated that staff will provide information on the City's water supply resources and demand. City Manager Olson expressed concern that a request for information would have to be structured to not commit the City to a project until we are comfortable to move forward.

Based on the feedback from council members, Council Member Magill withdrew his motion of direction until the City Council receives information on the water supply resources and strongly urged that the discussion be held at the Council retreat or before. Mayor Martinez recommended that the Council discuss the water supply during a workshop in Council Chambers. Council Member Rubio withdrew her second.

R. ADJOURNMENT

The meeting was adjourned at 5:46 p.m.