



Corpus Christi

1201 Leopard St
Corpus Christi, TX 78401
CCtexas.com

Meeting Agenda - Final-revised City Council

Tuesday, July 17, 2012

12:00 PM

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.

Members of the audience will be provided an opportunity to address the Council at approximately 4:00 p.m., or the end of the Council Meeting, whichever is earlier. Please speak into the microphone located at the podium and state your name and address. Your presentation will be limited to three minutes. If you have a petition or other information pertaining to your subject, please present it to the City Secretary.

Si Usted desea dirigirse al Concilio y cree que su inglés es limitado, habrá un intérprete inglés-español en todas las juntas del Concilio para ayudarle.

Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services are requested to contact the City Secretary's office (at 361-826-3105) at least 48 hours in advance so that appropriate arrangements can be made.

- A. **Mayor Joe Adame to call the meeting to order.**
- B. **Invocation to be given by Associate Pastor Darryl Hart, Immanuel Fellowship.**
- C. **Pledge of Allegiance to the Flag of the United States.**
- D. **City Secretary Armando Chapa to call the roll of the required Charter Officers.**
- E. **Proclamations / Commendations: (NONE)**
- F. **MINUTES:**
 - 1. [12-00509](#) Approval of Meeting Minutes - July 10, 2012.
- G. **BOARDS & COMMITTEE APPOINTMENTS:**
 - 2. [12-00491](#) Building Code Board of Appeals
Corpus Christi Regional Economic Development Corporation
Library Board
Oil & Gas Advisory Committee
Planning Commission
Water Resources Advisory Committee

H. EXPLANATION OF COUNCIL ACTION:

For administrative convenience, certain of the agenda items are listed as motions, resolutions, or ordinances. If deemed appropriate, the City Council will use a different method of adoption from the one listed; may finally pass an ordinance by adopting it as an emergency measure rather than a two reading ordinance; or may modify the action specified. A motion to reconsider may be made at this meeting or at a vote at the last regular, or a subsequent special meeting; such agendas are incorporated herein for reconsideration and action on any reconsidered item.

I. CONSENT AGENDA: (ITEMS 3 - 11)

NOTICE TO THE PUBLIC: The following items are consent motions, resolutions, and ordinances of a routine or administrative nature. The Council has been furnished with background and support material on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Council Member or a citizen, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.

3. [12-00419](#) Purchase of traffic signals and equipment

Motion approving the purchase of traffic signals and equipment from Siemens Industry, Inc., Austin, Texas in accordance with Bid Invitation No. BI-0155-12 based on lowest responsible bid for a total amount of \$55,750. Funds have been budgeted by Traffic Engineering in FY 2011-2012.

Sponsors: Purchasing Division and Engineering Department

4. [12-00420](#) Purchase of food items for Elderly Nutrition Program

Motion approving supply agreements with the following companies for the following amounts in accordance with the Coastal Bend Council of Governments Bid Invitation No. CBCOG-12-3 for food items which include canned and frozen fruit and vegetables; meats and condiments, for an estimated six month expenditure of \$194,522.94 of which \$32,420.49 is required for the remainder of FY [2011-2012](#). The terms of the contracts shall be for six months with options to extend for up to three additional months, subject to the approval of the Coastal Bend Council of Governments, the suppliers, and the City Manager or designee. Funds are available through the Meals on Wheels Grant.

LaBatt Food Service	Performance Food Group
<u>Corpus Christi, Texas</u>	<u>Victoria, Texas</u>
162 Line Items	99 Line Items
\$91,102.80	\$103,420.14

Grand Total: \$194,522.94

Sponsors: Purchasing Division and Parks and Recreation Department

5. [12-00428](#) **Purchase of replacement vacuum truck for Wastewater department**

Motion approving the purchase of one (1) vacuum truck from Houston Freightliner, Inc., Houston, Texas for a total amount of \$303,976.14. The award is based on the cooperative purchasing agreement with the Houston-Galveston Area Council of Governments (H-GAC). The unit is a replacement to the fleet and will be used by the Wastewater Department. Funding is available in the FY 2011-2012 Capital Outlay Budget of the Wastewater System Fund.

Sponsors: Purchasing Division and Wastewater Department

6. [12-00429](#) **Supply agreement for conversion of fleet vehicles from gasoline to compressed natural gas (CNG)**

Motion approving a supply agreement with Natural Gas Vehicles Texas, Inc., Dallas, Texas for the conversion and up-fitting of ten (10) vehicles from gasoline fuel to compressed natural gas (CNG) in accordance with Bid Invitation No. BI-0163-12 based on lowest responsible bid for an estimated annual expenditure of \$98,600. The term of the agreement will be for twelve months with options to extend for up to two additional twelve-month periods, subject to the approval of the supplier and the City Manager, or designee. Funds are available in the Gas Grant Fund No. 1053, Gas Fund, Maintenance Service Reserve for Fleet Replacement Fund and Storm Water Fund.

Sponsors: Purchasing Division and Gas Department

7. [12-00441](#) **Service agreement to provide portable chemical toilets**

Motion approving a service agreement with Skid-O-Kan Company, Corpus Christi, Texas for portable chemical toilets in accordance with Bid Invitation No. BI-0148-12, based on lowest responsible bid, for a total estimated annual expenditure of \$61,411.50 of which \$5,117.63 is required for the remainder of FY 2011-2012. The term of the agreement shall be for twelve (12) months with options to extend for up to two (2) additional twelve-month periods, subject to the approval of the supplier and the City Manager or designee. Funds have been budgeted by the using Departments in FY 2011- 2012.

Sponsors: Purchasing Division and Parks and Recreation Department

8. [12-00442](#) **Service agreement to provide dumpster containers for using City departments**

Motion approving a service agreement with CC Disposal Service, Corpus Christi, Texas for dumpster route collection in accordance with Bid Invitation No. BI-0161-12, based on lowest responsible bid, for a total estimated annual expenditure of \$89,088.00 of which \$7,424.00 is

required for the remainder of FY 2011-2012. The term of the agreement shall be for twelve (12) months with options to extend for up to two (2) additional twelve-month periods, subject to the approval of the supplier and the City Manager or designee. Funds have been budgeted by the using Departments in FY 2011- 2012.

Sponsors: Purchasing Division and Solid Waste Operations

9. [12-00458](#) **Construction contract for sports field improvements to Bill Witt and Botsford Parks**

Motion authorizing the City Manager, or designee, to execute a Construction Contract with Lowman Land Improvements of Orange Grove, Texas for the Bill Witt and Botsford Park Improvements project in the amount of \$237,401.95 for the Base Bid (Bond 2008 Project - Sports Field Improvements).

Sponsors: Parks and Recreation Department and Engineering Department

10. [12-00459](#) **Professional services contract for architect/engineering services for wastewater service line repair**

Motion authorizing the City Manager, or designee, to execute a Contract for Professional Services with Engineering Construction Management Services (ECMS) of Corpus Christi, Texas in the amount of \$60,400.00 for the Wastewater Service Line Repair and Clean-out Installation and Manhole Ring Cover Adjustment Program FY2012 for construction inspection services.

Sponsors: Engineering Department, Wastewater Department and Storm Water Department

11. [12-00456](#) **Lease renewal for Tejas Bowman Archery Club on property located off of McKinzie Road and Allison Drive**

Ordinance authorizing the City Manager, or designee, to execute a five-year lease agreement with Tejas Bowmen Archery Club for the use of City property near Allison Wastewater Treatment Plant off of McKenzie Road, to maintain and operate an archery range; and declaration of emergency.

Sponsors: Parks and Recreation Department and Wastewater Department

J. **EXECUTIVE SESSION:**

PUBLIC NOTICE is given that the City Council may elect to go into executive session at any time during the meeting in order to discuss any matters listed on the agenda, when authorized by the provisions of the Open Meeting Act, Chapter 551 of the Texas Government Code, and that the City Council specifically expects to go into executive session on the following matters. In the event the Council elects to go into executive session regarding an agenda item, the section or sections of the Open Meetings Act authorizing the executive session will be publicly announced by the presiding office.

12. **12-00505** Executive session pursuant to Section 551.071 of the Texas Government Code for consultation with attorneys regarding fire collective bargaining negotiations with possible discussion and action in open session.

K. PUBLIC HEARINGS: (NONE)

L. REGULAR AGENDA: (NONE)

The following items are motions, resolutions and ordinances that will be considered and voted on individually.

M. FIRST READING ORDINANCES: (ITEMS 13 - 14)

13. [12-00477](#) **Ordinance renaming North Beach**

First Reading Ordinance - To rename certain areas in the City of Corpus Christi as "North Beach".

Sponsors: Parks and Recreation Department

14. [12-00478](#) **Acceptance of grant and appropriation of funds for Marina boat pump-out system**

First Reading Ordinance - Authorizing the City Manager or designee to execute all documents necessary to accept a grant from the Texas Parks and Wildlife Department in the amount of \$12,457.00 for the Corpus Christi Marina boat pump-out system, with a City match of \$4,152.50 in the No. 4700 Marina Fund for a total project cost of \$16,609.50; and appropriating the \$12,457.00 grant in the No. 1058 Marina Grants Fund for a boat pump-out system for the Corpus Christi Marina.

Sponsors: Municipal Marina

N. SPECIAL BUDGET CONSIDERATION ITEMS: (ITEMS 15 - 23)

PROPOSED CITY OF CORPUS CHRISTI FY 2012-13 CAPITAL BUDGET

15. [12-00464](#) First Reading Ordinance - Approving the Fiscal Year 2012-2013 Capital Budget and Capital Improvement Planning Guide in the amount of \$212,844,400.

Sponsors: Office of Management and Budget and Planning/Environmental Services

PROPOSED CITY OF CORPUS CHRISTI FY 2012-13 OPERATING BUDGET

16. [12-00469](#) First Reading Ordinance - Adopting the City of Corpus Christi Budget for the ensuing Fiscal Year beginning August 1, 2012; to be filed with the

County Clerk; appropriating monies as provided in the budget and providing for severance.

Sponsors: Office of Management and Budget

17. [12-00470](#) First Reading Ordinance - To ratify increase of \$1,880,999 in property tax revenues from last year's operating budget as reflected in the [2012-2013](#) operating budget.

Sponsors: Office of Management and Budget

PROPOSED FEE / RATE ADJUSTMENTS INCLUDED IN THE PROPOSED FY 2012-13 OPERATING BUDGET

18. [12-00489](#) **Fee increases for incentives to return Library items**

First Reading Ordinance - Amending Section 2-79 "Fees" of the Code of Ordinances by defining lost item, referring accounts with a lost item to collection, modifying lost item fee processing, authorizing replacement library card fee, authorizing increase in overdue fees for audio/visual items; providing an effective date; providing for severance; and providing for publication.

Sponsors: Libraries

19. [12-00461](#) **Ordinance repealing the electronic processing fee for utility payments**

First Reading Ordinance - Amending the Code of Ordinances, City of Corpus Christi, Chapter 17, Finance, by repealing Section 17-3.1, regarding utility payments convenience fee; providing for severance; providing for publication; and providing for effective date of August 1, 2012.

Sponsors: Municipal Information Systems, Gas Department, Water Department and Wastewater Department

20. [12-00493](#) **PERMIT FEE INCREASES FOR TRAFFIC ENGINEERING APPLICATION PROCESS (Related items 20 - 22)**

Fee increases for temporary street closures for neighborhood, small, large/special events and new fee for parades, walks, marches and sporting events

First Reading Ordinance - Amending Section 49-16 of the Code of Ordinances to revise and increase fees for temporary street closure permits, classify and add permit fees for parades, walks, marches, and sporting events, and provide authority for the traffic engineer to issue all temporary street closure permits; providing for severance; and providing for publication.

Sponsors: Office of Management and Budget and Engineering Department

21. [12-00496](#) **Fee increases for banner permits**

First Reading Ordinance - Amending Section 3-3(2)(c) of the Code of Ordinances to increase the fee for a banner permit from \$ 25.00 to \$ 35.00; providing for severance; providing for publication.

Sponsors: Office of Management and Budget and Engineering Department

22. [12-00497](#) **Fee increases for Residential Traffic Management Program**

First Reading Ordinance - Amending Section 53-88 of the Code of Ordinances to provide for an administrative fee of \$ 100.00 to initiate a traffic calming study device process; providing for severance; and providing for publication.

Sponsors: Office of Management and Budget and Engineering Department

23. [12-00475](#) **Water rate and fee adjustments**

First Reading Ordinance - Amending the Code of Ordinances, City of Corpus Christi, Chapter 55, Utilities, regarding water rates and fees; providing for severance; providing an effective date; and providing for publication.

Sponsors: Water Department and Office of Management and Budget

O. FUTURE AGENDA ITEMS: (ITEMS 24 - 33)

The following items are for Council's informational purposes only. No action will be taken and no public comment will be solicited.

24. [12-00492](#) **Resolution for adjusting recreational fees for FY 2012-2013**

Resolution authorizing adjustment of parks, recreation, cultural, and leisure time activities rental and recreational fees; adding new rental fees and recreational fees for fiscal year 2012-2013; providing for publication; providing for effective date; and providing for severance.

25. [12-00485](#) **Agreement with CCISD for juvenile assessment center services**

Resolution authorizing the City Manager or designee to execute an Interlocal Agreement with the Corpus Christi Independent School District to provide Juvenile Assessment Center services.

Sponsors: Parks and Recreation Department

26. [12-00483](#) **Professional services contract for third party review of FEMA data and model analysis of seawall area (Related items 26 - 28)**
- Ordinance approving and appropriating the transfer of \$175,000 from Unreserved Fund balance in No. 1120 Seawall Improvement Fund to and appropriating in the No. 3271 Seawall Type A CIP Fund for the Preliminary FEMA Bayfront Flood Insurance Rate Maps Assessment Project; and declaring an emergency.
- Sponsors:** Engineering Department
27. [12-00482](#) Ordinance amending the FY 2012 Capital Improvement Budget adopted by Ordinance No. 029135 to add Project No. E12070 Preliminary FEMA Bayfront Firm Assessment; increasing revenues and expenditures in the amount of \$175,000 each; and declaring an emergency.
- Sponsors:** Engineering Department
28. [12-00484](#) Motion authorizing the City Manager, or designee, to execute a Professional Services Contract with HDR Engineering, Inc. of Corpus Christi, Texas in the amount of \$168,312.00 for the Preliminary FEMA Bayfront Flood Insurance Rate Maps Assessment project
- Sponsors:** Engineering Department
29. [12-00451](#) **Award of construction contract and amendments to professional services contracts for Williams Drive phase 1 and 2 (Bond 2008) (Related items 29 - 31)**
- Motion authorizing the City Manager, or designee, to execute a Construction Contract with Reytec Construction Resources, Inc of Houston, Texas in the amount of \$17,714,384.10 for Williams Drive Phases 1 & 2 from Rodd Field to Nile Drive and Nile Drive to Airline Road for the Base Bid and Additive Alternates No. 1 & 2. (Bond 2008).
- Sponsors:** Engineering Department and Street Department
30. [12-00453](#) Motion authorizing the City Manager, or designee, to execute Amendment No. 3 to a Contract for Professional Services with RVE, Inc. of Corpus Christi, Texas in the amount of \$85,160.00 for a restated fee of \$1,115,640.00 for Williams Drive Phase 1 from Rodd Field to Nile Drive for TxDOT assistance, plan revisions, and additional construction observation services. (Bond 2008).
- Sponsors:** Engineering Department and Street Department
31. [12-00454](#) Motion authorizing the City Manager, or designee, to execute Amendment No. 1 to a Contract for Professional Services with Naismith Engineering, Inc. of Corpus Christi, Texas in the amount of \$126,540.00 for a restated fee of \$1,232,714.00 for Williams Drive Phase 2 from Nile Drive to Airline

Road for additional construction observation services. (Bond 2008).

Sponsors: Engineering Department and Street Department

FUTURE PUBLIC HEARING

32. [12-00490](#) **Amend Consolidated Annual Action Plan for Community Development Block Grant project**

Public hearing to consider a motion regarding an amendment to the 2005 and 2010 Consolidated Annual Action Plans (CAAP) approved by the U.S. Department of Housing and Urban Development (HUD) to change the location and scope of work for a FY05 and FY10 Community Development Block Grant project for AVANCE; and to authorize the City Manager or designee, following the conclusion of the public comment period required by HUD, to amend the FY05 and FY10 CAAP, by changing the location and scope of work for a Community Development Block Grant project for AVANCE; and to execute all necessary documents with HUD and the CAAP grantee as may be required to complete the project.

Sponsors: Neighborhood Services

FUTURE CORPORATION MEETING

33. [12-00488](#) **Meeting of the Corpus Christi Housing and Finance Corporation (CCHFC)**

1. Call meeting to order
2. Secretary Armando Chapa calls roll.
3. Approve minutes from Board meeting of February 28, 2012.
4. Treasurer's Report
5. Election of officers
6. Consider approval of an interim construction loan to CDG Housing Corpus Christi, Ltd. in connection with the development of The Villas at Woodbend.
7. Consider a resolution authorizing the General Manager to designate a person to act as his designee for executing documents of the CCHFC.
8. Public comment
9. Adjourn

Sponsors: Neighborhood Services

P. UPDATES TO CITY COUNCIL: (ITEMS 34 - 35)

The following items are for Council's informational purposes only. No action will be taken and no public comment will be solicited.

34. [12-00463](#) Bond Issue 2012 Project Recommendation

Sponsors: Office of Management and Budget and Planning/Environmental Services

35. [12-00507](#) Street Improvement Funding Recommendation

Sponsors: ACM - Public Works & Utilities, Engineering Department and Street Department

- Q. PUBLIC COMMENT FROM THE AUDIENCE ON MATTERS NOT SCHEDULED ON THE AGENDA WILL BE HEARD AT APPROXIMATELY 4:00 P.M., OR AT THE END OF THE COUNCIL MEETING, WHICHEVER IS EARLIER. 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 have a petition or other information pertaining to your subject, please present it to the City Secretary.**

PLEASE BE ADVISED THAT THE OPEN MEETINGS ACT PROHIBITS THE CITY COUNCIL FROM RESPONDING AND DISCUSSING YOUR COMMENTS AT LENGTH. THE LAW ONLY AUTHORIZES THEM TO DO THE FOLLOWING:

1. MAKE A STATEMENT OF FACTUAL INFORMATION.
2. RECITE AN EXISTING POLICY IN RESPONSE TO THE INQUIRY.
3. ADVISE THE CITIZEN THAT THIS SUBJECT WILL BE PLACED ON AN AGENDA AT A LATER DATE.

PER CITY COUNCIL POLICY, NO COUNCIL MEMBER, STAFF PERSON, OR MEMBERS OF THE AUDIENCE SHALL BERATE, EMBARRASS, ACCUSE, OR SHOW ANY PERSONAL DISRESPECT FOR ANY MEMBER OF THE STAFF, COUNCIL MEMBERS, OR THE PUBLIC AT ANY COUNCIL MEETING. THIS POLICY IS NOT MEANT TO RESTRAIN A CITIZEN'S FIRST AMENDMENT RIGHTS.

R. CITY MANAGER'S COMMENTS:

- * Update on City Operations

S. ADJOURNMENT