



Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final City Council

Tuesday, October 14, 2014

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.

Members of the audience will be provided an opportunity to address the Council at approximately 12:00 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 Nelda Martinez to call the meeting to order.**
- B. Invocation to be given by Rabbi Ilan Emanuel, Congregation Beth Israel.**
- C. Pledge of Allegiance to the Flag of the United States to be led by Kristina Leal, Mayor's Chief of Staff.**
- D. City Secretary Rebecca Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
 - 1. [14-001137](#) Proclamation declaring October 9-15, 2014 as, "Wildlife In Focus - Wondrous Wildlife Week"
Proclamation declaring October 13-17, 2014 as, "Court Observance Week"
Proclamation declaring October 25, 2014 as, "Drug Free Youth Day"
Proclamation declaring October 27-31, 2014 as, "Red Ribbon Week"
Certificate of Commendation - Susan Shelby Torrance, Member of the Class of 2014 Texas Sports Hall of Fame
Swearing-in Ceremony for Municipal Court Judge Ray Gonzalez
Swearing-in Ceremony for Newly Appointed Board, Commission and Committee Members

- 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 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.

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

- a. Other

H. EXECUTIVE SESSION: (ITEM 2 - 3)

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 officer.

2. [14-001136](#) 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.
3. [14-001150](#) Executive Session pursuant to Section 551.071 of the Texas Government Code and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys on annexation, with possible action and discussion in open session.

I. MINUTES:

4. [14-001138](#) Regular Meeting of September 30, 2014

J. BOARD & COMMITTEE APPOINTMENTS: (NONE)**K. 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 of a vote at the last regular, or a subsequent special meeting; such agendas are incorporated herein for reconsideration and action on any reconsidered item.

L. CONSENT AGENDA: (ITEMS 5 - 9)

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.

5. [14-00978](#) Supply agreement for lease of computers, servers and other computer peripherals and related products (Requires 2/3 vote)

Motion approving a supply agreement with CSI Leasing, Inc., Saint Louis, Missouri for lease of approximately 300 desktop computers, 200 laptop computers, 20 servers, and other computer peripherals and related products in accordance with the State of Texas cooperative purchasing program and the City's Master Lease Agreement No. 1880CCC for an estimated expenditure of \$1,398,138.27, of which \$30,503.23 is required for the remainder of FY 2013-2014. The term of the contract will be for twelve months with an option to extend for up to three additional twelve month periods subject to the approval of the supplier and the City Manager or designee.

Sponsors: Purchasing Division and Municipal Information Systems

6. [14-00921](#) Engineering construction contract for the Schanen Ditch Improvements Phase 2 Project (Requires 2/3 vote)

Motion authorizing the City Manager, or designee, to execute a construction contract with Saenz Brothers Construction, LLC, in the amount of \$678,276.00 for the Schanen Ditch Improvements Phase 2 project for Total Base Bid.

Sponsors: Storm Water Department and Capital Programs

7. [14-001088](#) Type A Grant for Acción Texas Loan Buy Down Program for Fiscal Year 2014-2015

Resolution approving the renewal of a Small Business Incentives

Agreement between the Corpus Christi Business and Job Development Corporation and Acción Texas, Inc. ("Acción") to provide grant amount up to \$250,000 for the interest buy down and grant programs for small businesses.

Sponsors: Economic Development

8. [14-001070](#) **Second Reading Ordinance - Amending City Code to implement cost of living increase for City employees (1st Reading 9/30/14)**

Ordinance amending the Corpus Christi Code of Ordinances, Chapter 39, Personnel, Article III Employee Classification and Compensation System to revise Section 39-303, adjusting the pay grades and steps to implement a one and a half percent (1.5%) cost of living increase as approved in the Fiscal Year 2015 Budget and to add new pay grades 401 and 402; repealing conflicting ordinances and rules; providing for effective date and providing for severance.

Sponsors: Human Resources

9. [14-001057](#) **Second Reading Ordinance - Appropriating program income revenue for laboratory and public health services (1st Reading 9/30/14) (Requires 2/3 vote)**

Ordinance appropriating \$459,000 from the estimated program income revenue in the No. 1066 Health Grants Fund as State fiscal year 2014-2015 program income to fund laboratory and public health services for the period of September 1, 2014 through August 31, 2015.

Sponsors: Health Department

M. **PUBLIC HEARINGS: (NONE)**

N. **REGULAR AGENDA: (ITEMS 10 - 12)**

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

10. [14-001027](#) **Second Reading Ordinance - Approving the Southside FM 2444 Annexation (1st Reading 9/16/14) (Tabled 9/30/14) (Requires 2/3 vote)**

Ordinance annexing Laureles Farm Tracts adjacent to the City limits located along and on both sides of FM 2444, areas south of FM 2444 and west of County Road 41, commonly referred to as a portion of the Chapman Ranch and a portion of the proposed APEX Wind Farm; providing for a Municipal Services Plan for the annexed tracts of land; providing that the owner and inhabitants are entitled to all rights, privileges, and burdens of other citizens and property owners of the City of Corpus Christi and are subject to and bound by the City Charter, Ordinances, Resolutions and Rules; providing for amendment of the official maps of the City of Corpus Christi; designating area to be added

to City Council District number 5; providing for severance; and providing an effective date.

Sponsors: Development Services

11. [14-001107](#) **Approving the funding of utility improvements in the Southside FM 2444 Annexation Area (Tabled 9/30/14) (Requires 2/3 vote)**

Resolution regarding the funding of utility improvements in the Southside FM 2444 Annexation Area with property taxes from the area.

Sponsors: ACM - General Government & Operations Support

12. [14-001045](#) **Development Agreements for Property Owners with Exemptions in the Southside FM 2444 Annexation Area (Tabled 9/30/14) (Requires 2/3 vote)**

Resolution granting a Development Agreement for properties in the Proposed Southside FM 2444 Annexation Area where the property contains an agricultural, wildlife management, or timber land exemption established by the Nueces County Appraisal District and where the property owner has requested the City grant a development agreement in lieu of annexation on their qualifying property; providing for a 15 year time limit; providing that the City will not annex land that is the subject of a Development Agreement; providing that the development agreement authorizes the City to enforce all regulations and planning authority of the municipality provided the authority does not interfere with the use of the area for agriculture, wildlife management, or timber land uses; providing that the area under the Development Agreement is considered adjacent or contiguous to the city; providing that the agreement is automatically terminated if the landowner files any type of subdivision plat or related development document regardless of how the property is appraised by the Nueces County Appraisal District; providing that the agreement will be filed with the Nueces County Clerk; providing for severance; and providing an effective date.

Sponsors: Development Services

O. **FIRST READING ORDINANCES: (ITEMS 13 - 21)**

13. [14-001049](#) **First Reading Ordinance - Appropriating Funds for and awarding the purchase and installation of two (2) 911 workstations (Requires 2/3 vote)**

Ordinance appropriating \$335,866.17 from the Unreserved Fund Balance into the No. 5210 Municipal Information System Fund for the purchase and installation of two (2) 911 workstations; changing the FY 2014-2015 Operating Budget adopted by Ordinance No. 030294 by increasing expenditures by \$335,866.17 in the No. 5210 Municipal Information System Fund; and approving the purchase and installation of two (2) workstations from Intrado System Corporation for

\$335,866.17 based on the cooperative purchasing agreement with the Houston-Galveston Area Council of Governments.

Sponsors: Municipal Information Systems and Purchasing Division

14. [14-001093](#) **First Reading Ordinance - Appropriating funds for and awarding the purchase of two (2) Peterbilt trucks (Requires 2/3 vote)**

Ordinance appropriating \$437,530 from the Unreserved Fund Balance into the No. 4200 Wastewater Fund for the purchase of two (2) trucks; changing the FY 2014-2015 Operating Budget adopted by Ordinance No. 030294 by increasing expenditures by \$437,530 in the No. 4200 Wastewater Fund; and approving the purchase of two (2) trucks from Rush Truck Center of Texas for \$437,530 based on the cooperative purchasing agreement with the Houston-Galveston Area Council of Governments.

Sponsors: Purchasing Division and Fleet Maintenance Services

15. [14-001094](#) **First Reading Ordinance - Appropriating funds for and awarding the purchase of twenty-three (23) round bottom containers (Requires 2/3 vote)**

Ordinance appropriating \$164,149 from the Unreserved Fund Balance into the No. 4200 Wastewater Fund for the purchase of 23 containers; changing the FY 2014-2015 Operating Budget adopted by Ordinance No. 030294 by increasing expenditures by \$164,149 in the No. 4200 Wastewater Fund; and approving the purchase of 23 containers from Wastequip, Beeville, Texas, for \$164,149 based on the cooperative purchasing agreement with the National Joint Powers Alliance.

Sponsors: Purchasing Division and Fleet Maintenance Services

16. [14-001071](#) **First Reading Ordinance - Approving the FY2014-2015 Crime Control and Prevention District Budget (Requires 2/3 vote)**

Ordinance approving the FY 2014-2015 amended budget for the Corpus Christi Crime Control and Prevention District to include expenditures of \$1,296,212 for the addition of eleven (11) officers, two (2) lieutenants, four (4) vehicles, and related equipment and supplies; and amending the FY 2014-2015 Operating Budget adopted by Ordinance No. 030294, by increasing the number of authorized "Police Lieutenant" positions by two (2) and the number of authorized "Police Officer and Senior Police Officer" by forty eight (48).

Sponsors: Office of Management and Budget and Police Department

17. [14-001106](#) **First Reading Ordinance - Accepting and appropriating State grant for Law Enforcement Terrorism Prevention Activities (LETPA) (Requires 2/3 vote)**

Ordinance Authorizing the City Manager or designee to execute all

documents necessary to accept a grant from the Texas Department of Public Safety/Texas Homeland Security State Administrative Agency in the amount of \$73,235.00 for FY 2014 Homeland Security Grant Program, State Homeland Security Program Law Enforcement Terrorism Prevention Activity; and appropriating \$73,235.00 from the Texas Department of Public Safety/Texas Homeland Security State Administrative Agency, FY 2014 Homeland Security Grant Program, State Homeland Security Program (SHSP), into the No. 1062 Fire Grants Fund to carry out law enforcement terrorism prevention and protection-oriented activities such as planning, organization, training, exercises, and purchase needed equipment

Sponsors: Fire Department

18. [14-001109](#) **First Reading Ordinance - Accepting and appropriating State grant for homeland security projects (Requires 2/3 vote)**

Ordinance authorizing the Mayor or designee to execute all documents necessary to accept a grant from the Texas Department of Public Safety/Texas Homeland Security State Administrative Agency in the amount of \$161,165.00 for FY 2014 Homeland Security Grant Program, State Homeland Security Program; and appropriating \$161,165.00 from the Texas Department of Public Safety/Texas Homeland Security State Administrative Agency, FY 2014 Homeland Security Grant Program, State Homeland Security Program, into the No. 1062 Fire Grants Fund to carry out homeland security projects that will significantly improve local and regional terrorism prevention, preparedness, response, and recovery capabilities

Sponsors: Fire Department

19. [14-001112](#) **First Reading Ordinance - Accepting and appropriating regional grant for Emergency Medical Services (EMS) supplies (Requires 2/3 vote)**

Ordinance authorizing the City Manager or designee to accept a grant from the Coastal Bend Regional Advisory Council in the amount of \$2,961.57 to be used for the purchase of supplies to support the delivery of emergency medical services for the Corpus Christi Fire Department; and appropriating \$2,961.57 from the Coastal Bend Regional Advisory Council into the No. 1056 Ambulance Grant Fund to purchase supplies to support the delivery of emergency medical services for the Corpus Christi Fire Department

Sponsors: Fire Department

20. [14-00982](#) **First Reading Ordinance - Approving and appropriating funds for an engineering design contract for Choke Canyon Dam Spillway Gate Rehabilitation (Requires 2/3 vote)**

Ordinance approving and appropriating a transfer of \$4,300,000 from

the Unreserved Fund Balance in No. 4050 Choke Canyon Fund Account No. 251400 Reserve for Choke Canyon Maintenance into Water CIP Fund 4080 for Project No. E14043 Choke Canyon Dam Spillway Gate Rehabilitation; amending the FY2014-2015 Operating Budget adopted by Ordinance No. 030294 to increase expenditures in the amount of \$4,300,000; and authorizing the City Manager or designee to execute the engineering contract with Freese and Nichols, Inc. of Corpus Christi, Texas in the amount of \$381,220 for the Choke Canyon Dam Spillway Gate Rehabilitation for design, bid, and construction phase services.

Sponsors: Water/Wastewater Treatment and Capital Programs

21. [14-001078](#) **First Reading Ordinance - Type A Grant for Conexia Inc (Requires 2/3 vote)**

Ordinance approving a Business Incentive Agreement between the Corpus Christi Business and Job Development Corporation ("Type A Corporation") and Conexia Inc ("Conexia") to provide a grant of up to \$160,000, for the creation of jobs and authorizing the City Manager, or designee, to execute a Business Incentive Project Service Agreement with the Type A Corporation regarding implementation and administration of the Conexia Business Incentive Agreement for the creation of jobs; and appropriating \$160,000 from the unreserved fund balance in the No. 1140 Business/Job Development Fund for said business incentive grant from the Type A Corporation to Conexia; and changing the FY 2014-2015 operating budget, adopted by Ordinance No. 030294, by increasing proposed expenditures by \$160,000.

Sponsors: Economic Development

P. **FUTURE AGENDA ITEMS: (ITEMS 22 - 24)**

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

22. [14-001026](#) **Supply Agreement(s) for the purchase of supplies for the manufacturing and installation of traffic signs (Requires 2/3 vote)**

Motion approving supply agreement(s) with the following companies in the following amounts for traffic sign blanks, sheeting/roll goods, and traffic sign posts/anchors in accordance with Bid Invitation No. BI-0240-14, based on lowest responsible bidder, for an estimated annual expenditure of \$201,523.65. The terms of the agreements 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 suppliers and the City Manager or designee. Funds have been budgeted by Streets Department in FY 2014- 2015.

Custom Products Corp. Vulcan Signs 3M Company
Jackson, Mississippi Foley, Alabama St. Paul, Minnesota

Group I	Group II	Group III
\$42,114.00	\$38,530.75	\$53,110.40

Centerline Supply LLC
San Antonio, Texas

Group IV
 \$67,768.50

Total: \$201,523.65

Sponsors: Purchasing Division and Street Department

23. [14-001024](#) **Approving agreement for temporary tax abatement for the development located in the 900 block of North Water Street (Requires 2/3 vote)**

Resolution authorizing the execution of an agreement with Prosperity Bank providing for temporary property tax abatement.

Sponsors: Economic Development

24. [14-00986](#) **Approve the FY2014-2015 HOME Program set-aside funds.**

Motion to approve the FY2014-2015 HOME Program set-aside funds.

Sponsors: Housing and Community Development

FUTURE CORPORATION MEETING: (ITEM 25)

25. [14-00987](#) **Future Board of Director's Meeting of the Corpus Christi Community Improvement Corporation**

Board of Director's Meeting of the Corpus Christi Community Improvement Corporation

Sponsors: Housing and Community Development

Q. BRIEFINGS TO CITY COUNCIL: (ITEM 26)

The following items are for Council's informational purposes only. Council may give direction to the City Manager, but no other action will be taken and no public comment will be solicited.

26. [14-00940](#) **Texas Municipal League Presentation - Credit Access Business Regulation Ordinance**

Sponsors: Intergovernmental Relations

R. LEGISLATIVE AGENDA: (ITEM 27)

27. [14-001115](#) **Adopting the State Legislative Agenda for the 84th Texas Legislature**

Resolution Adopting the City of Corpus Christi's State Legislative

Agenda for the 84th Texas Legislature.

Sponsors: Intergovernmental Relations

S. ADJOURNMENT