



Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Minutes - Final City Council

Tuesday, January 15, 2013

11:30 AM

Council Chambers

A. CALL MEETING TO ORDER.

Mayor Martinez called the meeting to order.

B. INVOCATION.

The invocation was delivered by Deacon Michael Mantz, Diocese of Corpus Christi.

C. PLEDGE OF ALLEGIANCE.

The Pledge of Allegiance was led by Kristina Leal, Chief of Staff, Mayor's Office.

D. ROLL CALL.

City Secretary Armando Chapa verified that the necessary quorum of the Council and the following necessary Charter Officers, City Manager Ron Olson, City Attorney Carlos Valdez and City Secretary Armando Chapa were present to conduct the meeting.

(Note: Mayor Martinez left the meeting at 11:45 am and returned at approximately 1:15 pm)

Present: 9 - Council Member Kelley Allen, Council Member Priscilla Leal, Council Member David Loeb, Mayor Nelda Martinez, Council Member Mark Scott, Council Member Chad Magill, Council Member Colleen McIntyre, Council Member Lillian Riojas, and Council Member Rudy Garza

E. Proclamations / Commendations

1. Proclamation declaring January 2013 as "National Blood Donor Month"

Proclamation declaring January 21, 2013 as "Martin Luther King Holiday Celebration and Commemorative March"

Mayor Martinez read and presented the Proclamation.

Mayor Martinez announced that a short recess of the Council meeting until 12:00 Noon. The council reconvened the meeting.

F. PUBLIC COMMENT.

Mayor Pro Tem Loeb referred to Public Comment. Jerry Garcia spoke about

the amount of funding received by Southside Youth Sports Complex, and referred to the distribution of bond funds to other youth sport programs; Joan Veith spoke of a recent trip and complimented the Airport department and staff stating they were efficient and professional.

G. EXECUTIVE SESSION: (NONE)

H. MINUTES:

2. Approval of Meeting Minutes - December 18, 2012 and January 8, 2013.

A motion was made by Council Member McIntyre, seconded by Council Member Leal and passed to approve the minutes of December 18, 2012 and January 8, 2013 as presented.

J. FUTURE AGENDA ITEM: (ITEM 3)

Mayor Pro Tem Loeb referred to the Future Agenda, Item No. 3 and stated that this item is for informational purposes only and that no action or public comment would be taken. City Manager Olson stated that staff would make a presentation on Item No. 3.

3. **Resolution of support and consent to create municipal management district to assist with rebuilding of canal bulkheads that may be damaged by storm or disaster**

Resolution declaring the City's support of and consent to the creation of the Padre Isles Municipal Management District.

This Resolution was recommended by staff to the Consent Agenda.

Enactment No: 029719

K. PUBLIC HEARINGS: (ITEMS 4 - 5)

Mayor Pro Tem Loeb referred to Item No. 4. Mark Van Vleck, Interim Director of Development Services provided a brief overview of the re-zoning request. He stated that the purpose of rezoning the property is to allow for single-family residential uses. A motion was made by Council Member Scott, seconded by Council Member Magill to open the public hearing. There was no public comment. A motion was made by Council Member Magill, seconded by Council Member Scott to close the public hearing.

4. **Public Hearing and First Reading Ordinance - A change of zoning from the "CG-1" General Commercial District to the "RS-6" Single-Family 6 District, at 1309 Glenoak Drive**

Case No. 1212-02 Chance and Tarah Durbin: A change of zoning from the "CG-1" General Commercial District to the "RS-6" Single-Family 6 District, resulting in a change of future land use from commercial to low density residential. The property is described as Lot

1C, Block 1, Dulak Subdivision, located along the south side of Glenoak Drive and approximately 500 feet east of Flour Bluff Drive.

Planning Commission and Staff Recommendation (December 19, 2012):

Approval of the change of zoning from the "CG-1" General Commercial District to the "RS-6" Single-Family 6 District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC") upon application by Chance and Tarah Durbin ("Owners"), by changing the UDC Zoning Map in reference to Lot 1C, Block 1, Dulak Subdivision, from the "CG-1" General Commercial District to the "RS-6" Single-Family 6 District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

The foregoing ordinance was passed and approved on first reading with the following vote:

Aye: 8 - Council Member Allen, Council Member Leal, Council Member Loeb, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

Absent: 1 - Mayor Martinez

Abstained: 0

Enactment No: 029724

5. Public Hearing and First Reading Ordinance - Amending the Unified Development Code relating to off-premise signs

Ordinance amending the Unified Development Code ("UDC") by revising subsection 7.5.7.A.7. relating to signs partially exempt from the UDC; providing for severance, penalties, and publication.

The foregoing ordinance failed to pass with the following vote: Allen, Garza, and Scott voting "Aye"; Leal, Loeb, Magill, McIntyre, and Riojas voting "No"; and Martinez "Absent".

L. BRIEFINGS TO CITY COUNCIL: (ITEMS 6 - 10)

6. Bond Issue 2004 and 2008 Status

Mayor Martinez referred to Item No. 6, Bond 2004 and 2008 Status Updates. Mr. Dan Biles, Director of Engineering Services provided an update on the current status of the voter approved Bond 2004 and Bond 2008 projects. Mr. Biles reported that there were 37 projects in Bond 2004 and that 34 projects have been completed, 1 project is under construction, and 2 projects are in design. He then provided an update on Bond 2008 and reported that there were 59 projects, 33 projects have been completed, 18 projects are under construction, 2 projects are ready to be awarded for construction, 4 projects are in design, and 2 projects are on hold.

7. City Wide Effluent Master Plan

Mayor Martinez referred to Item No. 7, Update on City Wide Effluent Re-Use Master Plan. Mr. Dan Biles, Director of Engineering Services provided an update of the program background, current status, future measures and policy considerations. He discussed the TCEQ requirements allowed for the two types of recycled water quality and uses. Mr. Biles discussed the two main rate systems - market based and cost recovery based; current and future potential users, and the timeline to move forward.

8. Leveraging Local Funds Spent for the Development/Redevelopment of the Corpus Christi Bayfront

Mayor Martinez referred to Item No. 8, Update on Leveraging Local Funds Spent for the Development/Redevelopment of the Corpus Christi Bayfront. Mr. Wes Pierson, Assistant City Manager stated that the area of the development/redevelopment of the City's Bayfront Area is from North Beach to the Destination Bayfront Site. Mr. Pierson stated that there is a tool from the Federal Transportation Administration that creates a local fund repository that captures the value of dollars spent on identified projects that could be utilized as the local share for future FTA funded grant projects in the Bayfront Area. He discussed the concept and displayed an aerial map depicting the project area. Mr. Pierson stated that the available funding must be obligated by FY2013. He also discussed the costs and benefits and the stakeholders.

9. Backflow Prevention Program

Mayor Martinez referred to Item No. 9, Presentation on City's Backflow Prevention Program. Mr. Mark Van Vleck, Interim Director of Development Services discussed "What is Backflow", and the hazards associated when backflow occurs. Mr. Van Vleck stated that backflow is regulated by the Texas Administrative Code and the International Plumbing Code. He discussed the causes and frequencies of confirmed backflow events in 2011, and the Number of Devices and Failure Rates in 2009, 2010 and 2011.

There was a consensus of the council to change the lawn irrigation inspections from one year to every two or three years, and to reduce the penalty from criminal to non-criminal.

10. Street Maintenance Fee

Mayor Martinez referred to Item No. 10, Street Maintenance Fee. Oscar Martinez, Assistant City Manager provided an overview and discussed the policy issues relating to the Street Maintenance Fee, land use categories, the concept of tiering and alternatives, legality of the street maintenance fee, administrative procedure moving forward with the implementation, work plan over the next three years (seal coat and overlays), and a recommendation for action. Mr. Martinez stated that the Staff's recommendation was the Tiered system (three tiers for residential and 4 tiers for non-residential); proposed 6 Trip Factors which includes rates for each tier and each applicable category for residential and non-residential. He further explained the square footage for each tier, and discussed the formula. Mr. Martinez discussed the land use categories, other rate model alternatives and sample calculations, summary of legal aspects, work plan for Street Chip Seal Coat and Street Asphalt Mill and

Overlay.

Mr. Martinez provided a summary of the points for consideration: 1) general acceptance of the land use categories; 2) consider a single for tiering rate but also do a comparison of scaling per 100 square feet; 3) consider discounts for either low income or no vehicle; 4) consideration of administrative burden and cost shifting among customers; 5) keep Council informed of administrative procedures; 6) improve square footage per meter; and 7) recommendation and final action in February.

M. CITY MANAGER’S COMMENTS:

*** Update on City Operations**

City Manager Olson stated that there was no update on city operations.

N. ADJOURNMENT

There being no further business to come before the Council, Mayor Martinez declared the meeting adjourned at 5:19 pm.