



# Corpus Christi

1201 Leopard Street  
Corpus Christi, TX 78401  
cctexas.com

## Meeting Minutes - Final City Council

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Tuesday, December 18, 2012

11:30 AM

Council Chambers

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### A. CALL MEETING TO ORDER.

Mayor Martinez called the meeting to order.

### B. INVOCATION.

The invocation was delivered by Lynn Blackler, Christus Spohn.

### C. PLEDGE OF ALLEGIANCE.

The Pledge of Allegiance was led by Assistant City Manager Oscar Martinez.

### 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.

**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. Goodwill Ambassador - Terri "Cissi" Whipple for Dedication to the Sport of Table Soccer  
Swearing in of newly appointed board, commission and committee members

Mayor Martinez read and presented the Proclamation, and conducted a swearing in of newly appointed board, commission and committee members.

Mayor Martinez deviated from the agenda and referred to Approval of Minutes, Board and Committee Appointments and the Consent Agenda.

### H. MINUTES:

3. Approval of Meeting Minutes - December 11, 2012.

A motion was made by Council Member Mark Scott, seconded by Council Member David Loeb to approve the minutes as presented.

**I. BOARDS & COMMITTEE APPOINTMENTS:**

- 4. Coastal Bend Council of Governments  
 Corpus Christi Downtown Management District  
 Ethics Commission  
 Port of Corpus Christi Authority

The following reappointments/new appointments were made to the City boards, commissions and committees:

Coastal Bend Council of Governments: Mayor Nelda Martinez, Council Member David Loeb, Council Member Colleen McIntyre  
 Corpus Christi Downtown Management District: New Appointment - Janet Maxwell (Corporate Property Owner)  
 Ethics Commission: Reappointment - Karon K. Connelly; New Appointments - Alicia Benavidez and Arthie Lee Brown  
 Port of Corpus Christi Authority: Reappointment - Robert Kostelnik

Enactment No:

**K. CONSENT AGENDA: (ITEMS 5 - 20)**

Mayor Martinez called for consideration of the Consent Agenda, Items 5 through 20. Mayor Martinez asked for council and public comment. The following items were pulled and voted on separately: 11, 12 and 19.

- 5. Purchase of Tasers for police officers for restraint of aggressive individuals

Motion approving the purchase of TASER brand non-lethal weapons from GT Distributors, Inc., Austin, Texas based on sole source for a total expenditure of \$72,034.10. Funds have been budgeted by the Police Department in FY 2012- 2013.

The foregoing motion was passed and approved with the following vote:

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: M2012-202

- 6. Purchase of animal transport shells to replace existing units

Motion approving the purchase of six (6) animal transport shells from Jackson Creek Manufacturing, Inc., Denton, North Carolina based on lowest responsible bid, in accordance with Bid Invitation No. BI-0030-13, for a total expenditure of \$67,302.30. Funds have been budgeted by the Animal Care Department in FY 2012- 2013.

The foregoing motion was passed and approved with the following vote:

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: M2012-203

**7.** Lease purchase for ambulances to replace existing units

Motion approving the lease purchase of two (2) ambulances from Knapp, Chevrolet, of Houston, Texas based on the cooperative purchasing agreement with the Houston-Galveston Area Council of Governments (H-GAC), in the amount of \$270,000. The ambulances will be used by the EMS Division of the Fire Department. These units are a replacement to the fleet. Funds for the lease purchase of the ambulances will be provided through the City's lease/financing program.

**The foregoing motion was passed and approved with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: M2012-204

**8.** Lease purchase of curbside refuse containers for the Solid Waste automated collection program

Motion approving the lease purchase of 6,500 96-gallon curbside refuse containers from Toter Incorporated, Statesville, NC for the total amount of \$307,420. The award is based on the cooperative purchasing agreement with the Houston-Galveston Area Council of Governments (H-GAC). The containers will be used in the City's automated collection program. Funds for the lease purchase of the curbside collection containers will be provided through the City's lease/purchase financing program.

**The foregoing motion was passed and approved with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: M2012-205

**9.** Supply Agreement for testing reagent that tests water for bacteria

Motion approving a supply agreement with IDEXX Distribution, Inc.,

Westbrook, Maine for the laboratory testing reagent "Colilert" based on only bid, in accordance with Bid Invitation No. BI-0174-12, for an estimated annual expenditure of \$94,140.00, of which \$62,760.00 is required for the remainder of FY 2012-2013. 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 Health Department and Water Department in FY 2012- 2013.

**The foregoing motion was passed and approved with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: M2012-206

- 10.** Amendment to professional services contract for design work solutions to air emissions testing for flare permitting requirements at wastewater treatment plant

Motion authorizing the City Manager, or designee, to execute Amendment No. 1 to the Contract for Professional Services with Naismith Engineering, Inc. of Corpus Christi, Texas in the amount of \$11,250.00, for a total restated fee not to exceed \$57,700.00, for the Greenwood Wastewater Treatment Plant Flare Permitting.

**The foregoing motion was passed and approved with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: M2012-207

- 11.** Professional services contract to update licensing for records imaging and management to a city-wide solution

Motion authorizing the City Manager, or designee, to execute a contract with MCCI of Tallahassee, Florida for an expenditure of \$99,817.92 to update existing Laserfiche licenses to an enterprise solution with the option to extend for up to three 1-year terms for annual maintenance in the amount of \$40,737.74.

**The foregoing motion was passed and approved with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: M2012-208

**12.** Certification agreement with State for local historic preservation efforts

Motion approving execution by the Mayor of a Certification Agreement with the Texas Historical Commission for City participation in the Certified Local Government Program regarding local historic preservation.

**The foregoing motion was passed and approved with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: M2012-209

**13.** Resolution of support for the Schanen Hike and Bike trail project allowing a request for State funding

Resolution to certify local funding and support of the Schanen Hike and Bike Trail from Yorktown Blvd to Saratoga Blvd project to the statewide Transportation Enhancement Program for funding competition in the Texas Department of Transportation 2012 program call for projects.

**The foregoing resolution was passed and approved with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029697

**14.** Second Reading Ordinance - Amending the Unified Development Code for new zoning districts for use under airport flight zones, refineries or other potential hazards to adjacent uses (1st Reading 12/11/12)

Ordinance amending the Unified Development Code ("UDC") by establishing new section 4.8 "Compatible Districts" in Article 4 "Base Zoning Districts" and revising related provisions of the UDC to include the "Table of Contents" and subsections 1.11.2 "Abbreviations," 1.11.3 "Defined Terms," 7.4.3 "Allowed Outside Display, Sales and Storage," 7.5.3.A "Single Tenant Freestanding Sign," 7.5.3.C "Multi-Tenant (3 or more Tenants) Freestanding Sign," and 7.9.5 "Zoning District Buffer Yard-New Development;" amending the Comprehensive Plan to

account for any deviations; and providing for a repealer clause, severance, penalties, publication, and an effective date.

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

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029698

- 15.** Second Reading Ordinance - City reimbursement for costs incurred prior to receipt of bond proceeds for approved projects relating to Bond 2012 (1st Reading 12/11/12)

Ordinance relating to establishing the City's intention to reimburse itself for the prior lawful expenditure of funds relating to constructing various City improvements from the proceeds of tax-exempt obligations to be issued by the City for authorized purposes; authorizing other matters incident and related thereto; and providing an effective date. (BOND 2012)

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

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029699

- 16.** Second Reading Ordinance - Amending the Capital Improvement Program Budget to add the voter-approved Bond 2012 Projects (1st Reading 12/11/12)

Ordinance amending the FY 2013 Capital Improvement Budget adopted by Ordinance No. 029565 to add the voter-approved Bond 2012 projects as listed in Attachment 1; increasing revenues and expenditures in the amount of \$30,674,000.

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

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029700

17. Second Reading Ordinance - Accepting and appropriating State grant for collaborative enforcement efforts with Nueces County Sheriff's office (1st Reading 12/11/12)

Authorizing the City Manager or designee to execute all documents necessary to accept a grant in the amount of \$245,503 from Nueces County for funding eligible under the FY2011 Department of Homeland Security Grant Program Operation Stonegarden to reimburse fuel, overtime, fringe benefits, and equipment expenditures for the Police Department's collaborative enforcement efforts with Nueces County along routes of ingress and egress to including (but not limited to) U. S, Highway 77 and State HY44; and appropriating the \$245,503 in the No. 1061 Police Grants Fund.

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

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029701

18. First Reading Ordinance - Accepting and appropriating State grant for Meals on Wheels Program

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a \$248,663.25 grant awarded by the Texas Department of Aging and Disability Services and appropriating in No. 1067 Parks and Recreation Grants Fund for the FY 2013 Senior Community Services, Title XX Meals on Wheels Program.

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

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029702

19. Second Reading Ordinance - Accepting and appropriating federal grant and authorizing execution of agreements for homeless prevention and rapid re-housing (1st Reading 12/11/12)

Ordinance authorizing the City Manager, or designee, to execute all documents necessary to accept and appropriate a grant in the amount of \$83,495 from the U.S. Department of Housing and Urban Development in Grant Fund No. 1059 for the 2011 Consolidated

Annual Action Plan's Emergency Solutions Grant Program.

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

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029703

- 20.** Second Reading Ordinance - Repealing and amending cable franchise ordinances to comply with State cable franchising statute (1st Reading 12/11/12)

Ordinance repealing Divisions 1 through 15 of Article XVIII Cable Communications Services of Chapter 55 and amending Chapter 2, Division 17, regarding municipal cable franchises; amending Division 16 regarding public access channels rules and procedures; providing for effective date and publication.

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

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029704

## **F. PUBLIC COMMENT.**

**Mayor Martinez referred to Public Comment. Israel Ybarra spoke about construction and street repairs; Allen Thorn spoke about the Sister City program and a recent delegation from Yokosuka, Japan in October, and that another delegation is planned at the end of July; Foster Edwards spoke about the Coastal Bend to DC Trip scheduled for February 4 - 6, and announced "Save the Date" for the Mayor's State of the City on February 7; Dr. Bryan Gulley made comments related to Item No. 30 on today's council agenda; Colin Sykes spoke about the Las Brisas project; and Abel Alonzo spoke in support of Las Brisas.**

## **G. EXECUTIVE SESSION: (ITEM 2)**

**Mayor Martinez read Executive Session Item No. 2. The council went into executive session. The council returned from executive session.**

- 2.** Executive Session pursuant to Section 551.072 of the Texas Government Code to deliberate the purchase, exchange, lease, or value of real property where deliberation in an open meeting would have a detrimental effect on the position of the City of Corpus Christi in



negotiations with a third person with possible discussion and action in open session.

**This executive session item was discussed and no action was taken.**

## **PUBLIC HEARINGS (ITEMS 21 - 24)**

- 23.** Public Hearing and First Reading Ordinance - A change of zoning from the "IH" Heavy Industrial District to the "CG-2" General Commercial District, on property located at 5445 Greenwood Drive.

Case No. 1112-01 St. John Baptist Church, Corpus Christi, Texas: A change of zoning from the "IH" Heavy Industrial District to the "CG-2" General Commercial District, resulting in a change of future land use from light industrial to commercial. The property to be rezoned is described as the west 225 feet out of Lot 8A, Block 1, Cedar Grove, and to 4.55 acres out of Lot 2, Section 5, Bohemian Colony Lands, located north of Hala Pit Road and west of Greenwood Drive.

Planning Commission and Staff Recommendation (November 7, 2012):

Approval of the change of zoning from the "IH" Heavy Industrial District to the "CG-2" General Commercial District.

Ordinance

Ordinance amending the Unified Development Code ("UDC") upon application by WKMC Architects, acting as agent on behalf of St. John Baptist Church, Corpus Christi, Texas ("Owner"), by changing the UDC Zoning Map in reference to the west 225 feet out of Lot 8A, Block 1, Cedar Grove, and to 4.55 acres out of Lot 2, Section 5, Bohemian Colony Lands, from the "IH" Heavy Industrial District to the "CG-2" General Commercial District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause, penalties, and publication.

**Mayor Martinez referred to Item No. 23. Mark Van Vleck, Interim Director of Development Services stated that the purpose to rezone the property is to allow for construction and future development of church facilities. A motion was made by Council Member Scott, seconded by Council Member Magill to open the public hearing. Mr. Robert Connally spoke in support of the rezoning. A motion was made by Council Member Scott, seconded by Council Member Magill to close the public hearing.**

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

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029715

**24.**

Public Hearing and First Reading Ordinance - A change of zoning from the "RS-6" Single-Family 6 District to the "CH" Cottage Housing District, on property located at 849 and 847 Erwin Avenue.

Case No. 1112-02 Advanced Housing Alternatives Corporation: A change of zoning from the "RS-6" Single-Family 6 District to the "CH" Cottage Housing District, resulting in a change of future land use from low density residential to medium density residential. The property to be rezoned is described as Oak Park, Block 9, Lots 10, 11, 12, 23, and the north 28 feet of Lot 13, located on Mueller Street between Oak Park Avenue and Erwin Avenue.

Planning Commission and Staff Recommendation (November 7, 2012):

Approval of the change of zoning from the "RS-6" Single-Family 6 District to the "CH" Cottage Housing District.

Ordinance

Ordinance amending the Unified Development Code ("UDC") upon application by Advanced Housing Alternatives Corporation ("Owner"), by changing the UDC Zoning Map in reference to Lots 10, 11, 12, 23, and the north 28 feet of Lot 13, Block 9, Oak Park Addition, from the "RS-6" Single-Family 6 District to the "CH" Cottage Housing District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause, penalties, and publication.

**Mayor Martinez referred to Item No. 24. Mark Van Vleck, Interim Director of Development Services stated that the purpose to rezone the property is to allow for construction of a nine-unit cottage housing development. A motion was made by Council Member Garza, seconded by Council Member Scott to open the public hearing. There were no comments. A motion was made by Council Member Scott, seconded by Council Member Magill to close the public hearing.**

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

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029716

**REGULAR AGENDA (25 - 26)**

25. Motion to amend prior to second reading - Ordinance amending City Code to increase fares/fees for taxicabs (Related Items 25 - 26)

Motion to amend prior to second reading Section 1 of the Ordinance amending the Code of Ordinance, City of Corpus Christi, Chapter 57, Vehicles for Hire by revising Section 57-88 to allow vehicles modified with specialized access equipment to service persons with disabilities to operate up to 15 years of age.

**The foregoing motion was passed and approved with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: M2012-210

26. Second Reading Ordinance - Amending City code to increase fares/fees for taxicabs, and modifying enforcement procedures and regulations to meet industry standards (1st Reading 12/11/12)

Ordinance amending Chapter 57, Article II "TAXICABS" of the Corpus Christi Code by modifying, clarifying and expanding taxicab inspector's duties, modifying and clarifying enforcement, procedures, and regulations for owners, operators, and drivers of vehicles for hire, repealing section 57-34 public notice of application, increasing fees for taxicab certificates, permits, and street user fees, and increasing fares for taxicabs; Amending Chapter 57, Article IIIA "LIMOUSINE AND SIGHTSEEING SERVICE" of the Corpus Christi Code by modifying and clarifying enforcement, procedures, and regulations for limousines and sightseeing services and increasing fees for permits and street user fees.

**The foregoing ordinance was passed and approved on second reading as amended with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029705

**FIRST READING ORDINANCES (27 - 34)**

27. First Reading Ordinance - Amending city code to clarify areas where

waterfowl hunting is prohibited

Ordinance amending section 33-75 of the Corpus Christi Code by clarifying the area where discharge of firearm is prohibited, clarifying unlawful act, clarifying areas where waterfowl hunting is not allowed within 1,000 feet; providing an effective date; providing for severance; and providing for publication.

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

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029707

- 28.** First Reading Ordinance - Amending the City code to provide for immediate ownership of impounded animals under four months old

Ordinance amending section 6-103 (g) of the Corpus Christi Code by providing immediate ownership of impounded animals under four months old to the City; providing an effective date; providing for severance; and providing for publication.

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

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029717

- 29.** First Reading Ordinance - Accepting and appropriating a local grant for purchasing surveillance equipment

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant from the Target Corporation in the amount of \$1,700 for the purchase of equipment to assist the Repeat Offender Program for the Police Department, and appropriating the \$1,700 in the General Fund No. 1020; changing the FY 2012-2013 Operating Budget adopted by Ordinance No. 029577 by increasing revenue and expenditures in the General Fund No. 1020 by \$1,700 each.

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

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029718

**30.** First Reading Ordinance - Adopting the 2009 International Fire Code with local amendments

Ordinance adopting the International Fire Code, 2009 Edition, with local amendments, as the Fire Code of the City of Corpus Christi; providing for penalties; providing for severance; and providing for publication.

**This ordinance was withdrawn from the agenda.**

**31.** First Reading Ordinance - License Agreement for use of Equistar Park located on Haven Drive for youth soccer program

Ordinance authorizing the City Manager, or designee, to execute a License Agreement with Nueces County for Great Western Soccer League use of Equistar Park for youth soccer program.

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

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029708

**32.** First Reading Ordinance - Interlocal agreement for recreation and athletic facility improvements at Equistar Park and adjacent property

Ordinance authorizing the City Manager, or designee, to execute an Interlocal Agreement with Nueces County for use of Bond 2008 funds for reimbursement up to \$300,000 for improvements to Lyondell Park, Equistar Park, and Oxychem Park.

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

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029709

- 33.** First Reading Ordinance - Agreement for use of Equistar Park located on Haven Drive for youth sports program/league

Ordinance authorizing the City Manager, or designee, to execute a License Agreement with Nueces County for Nueces County Youth Football League use of Equistar Park for youth football program.

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

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029710

- 34.** First Reading Ordinance - Accepting and appropriating Federal grant for after school snacks at selected Latchkey sites

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant in the amount of \$203,608 from the Texas Department of Agriculture and appropriating grant in the No. 1067 Parks and Recreation Grants Fund for the Latchkey After School Snack Program.

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

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029711

- 35.** First Reading Ordinance - Authorizing re-sale of properties for failure to pay ad valorem taxes

Ordinance authorizing the resale of fifteen (15) properties for \$56,211.00 which were foreclosed upon for failure to pay ad valorem taxes, of which the City shall receive \$6,378.91 plus \$9,524.51 for partial payment of City paving and demolition liens.

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

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029712

**O. FUTURE AGENDA ITEMS: (ITEMS 36 - 44)**

**Mayor Martinez referred to the Future Agenda, Item Nos. 36 through 44. Mayor Martinez stated that these items are 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 Nos. 36 and 37.**

**36.** Resolution establishing a policy for Street User Fee

Resolution approving design concepts for a street user fee; and establishing policy relative to a street user fee.

**This Resolution was recommended by Staff to the Regular Agenda.**

**37.** Ordinance establishing a street user fee to be implemented by policies, rates, and methodologies established by separate ordinance.

**This Ordinance was recommended by Staff to the Regular Agenda.**

**38.** Resolution requesting website link for information on local Navy flight zones to inform public on flight zone locations and naval information regarding said zones

Resolution to request that the Nueces County Appraisal District ("NCAD") include a link on the NCAD website relating to information on local Navy flight zones referred to as Air Installation Compatible Use Zones.

**This Resolution was recommended by Staff to the Consent Agenda.**

Enactment No: 029706

**39.** Purchase of police package sedans to replace existing units

Motion approving the purchase of twelve (12) Police Package Sedans from Griffith Ford, Seguin, Texas for a total amount of \$308,522.88, based on lowest responsible bid, in accordance with Bid Invitation No. BI-0065-13. Funding is available in the Capital Outlay Budget of the Fleet Maintenance Fund and the Crime Control District Budget.

**This Motion was recommended by Staff to the Consent Agenda.**

Enactment No: M2013-001

**40.** Lease-Purchase of a track excavator for loading refuse at the transfer station

Motion approving the lease-purchase of one (1) track excavator from Waukesha-Pearce Industries, Inc., Corpus Christi, Texas for a total amount of \$181,675.34. The award is based on the cooperative purchasing agreement with the Texas Local Government Purchasing

Cooperative (TLGPC). Funding is available from the City's lease-purchase financing contractor.

**This Motion was recommended by Staff to the Consent Agenda.**

Enactment No: M2013-002

**41.** Lease-Purchase of a rescue pumper replacement unit for fighting fires

Motion approving the lease purchase of one (1) rescue pumper from Siddons-Martin Emergency Group, of Denton, Texas based on the cooperative purchasing agreement with the Houston-Galveston Area Council of Governments (H-GAC), in the amount of \$425,000. The rescue pumper will be used by the Fire Department. Funds for the lease purchase of the rescue pumper will be provided through the City's lease/financing program.

**This Motion was recommended by Staff to the Consent Agenda.**

Enactment No: M2013-003

**42.** Supply agreement for sodium bisulfite solution for dechlorination at the wastewater treatment plants

Motion approving a supply agreement with Univar USA, Corpus Christi, Texas for approximately 868,000 pounds of sodium bisulfite solution for use at the Wastewater Treatment Plants in accordance with Bid Invitation No. BI-0044-13, based on lowest local bid for an estimated twelve month expenditure of \$291,648 of which \$170,128 is required for the remainder of FY 2012-2013. The term of the supply agreement will be for twelve months with an option 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 Wastewater Operations Budget in FY2012-2013.

**This Motion was recommended by Staff to the Consent Agenda.**

Enactment No: M2013-004

**43.** Lease - Purchase of a five yard wheel loader to fill transfer trailer at the transfer station

Motion approving the lease purchase of one (1) five yard wheel loader from Nueces Power Equipment, of Corpus Christi, Texas based on the cooperative purchasing agreement with the Houston-Galveston Area Council of Governments (H-GAC), in the amount of \$239,427.14. The five yard wheel loader will be used by the Solid Waste Department. This unit is an addition to the fleet. Funds for the lease purchase of the wheel loader will be provided through the City's lease/financing program.

**This Motion was recommended by Staff to the Consent Agenda.**



Enactment No: M2013-005

44. Professional services contract for monitoring and data collection of salinity and freshwater inflow to Nueces Bay and River

Motion authorizing the City Manager, or designee, to execute Contract for Monitoring Services with Conrad Blucher Institute at Texas A & M University - Corpus Christi in an amount not to exceed \$93,062 for Salinity and Freshwater Inflow Monitoring 2012-2013 associated with the Rincon Bayou Diversion Project.

**This Motion was recommended by Staff to the Consent Agenda.**

Enactment No: M2013-006

**P. BRIEFINGS TO CITY COUNCIL: (ITEMS 45 - 46)**

45. Citywide Effluent Re-Use Master Plan

**This Presentation was postponed to January.**

46. Municipal Management Districts

**Mayor Pro Tem Loeb referred to Item No. 46, Briefing on King's Crossing Municipal Management District. Mr. Oscar Martinez, Assistant City Manager provided a brief presentation and stated that municipal management districts are special districts and are self-governed, but must be approved by the municipality. He further discussed the purpose for reconstructing the King's Crossing Golf Course; cost to the property owners; other considerations available to the home owners; and the role of the city of Corpus Christi. Mr. Martinez stated that the next steps would be to develop a business plan and project development agreement between the district residents and the city; creation of a financial pro forma, modeling of cost to home owners, draft legislation and consideration of approval of supporting Resolution by the city council.**

**Q. CITY MANAGER'S COMMENTS:**

**\* Update on City Operations**

There were no City Manager comments.

**R. ADJOURNMENT**

There being no further business to come before the Council, Mayor Martinez declared the meeting adjourned at 4:55 pm.