



# Corpus Christi

1201 Leopard Street  
Corpus Christi, TX 78401  
cctexas.com

## Meeting Minutes City Council

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Tuesday, August 18, 2015

11:30 AM

Council Chambers

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**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 Pastor Linda Morrow, St. Peter's by the Sea United Methodist Church.**

Pastor Linda Morrow gave the invocation.

**C. Pledge of Allegiance to the Flag of the United States to be led by Brian Butscher, Assistant Director of Treatment - Utilities.**

Assistant Director of Treatment - Utilities Brian Butscher led the Pledge of Allegiance.

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

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

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 August 22, 2015, "BUILD Corpus Christi Day"  
Proclamation declaring September 12, 2015, "Operation K. E. Y. S. - Keeping Every Youth in School Day"  
Swearing-in Ceremony for Newly Appointed Board, Commission and Committee Members

Mayor Martinez presented the proclamations and conducted the swearing-in

ceremony for newly appointed board, commission and committee members.

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

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

**a. OTHER**

1) Last Wednesday, August 12th, the second "Let's Talk Corpus Christi" was held at the Broadmoor Senior Center and approximately 50 citizens were in attendance. There were several topics discussed. Based on the topic, the audience was broken up into different groups to have their topics addressed by the Assistant City Manager that was over their area of concern. City Manager Olson also provided a quick overview of the City's Operating Budget. The Executive Team will hold one (1) more "Let's Talk Corpus Christi" at the end of the year and then evaluate the event. 2) City Manager Olson recognized the patrons of the Ethel Eyerly Senior Center, who recently held a fundraising activity to assist 21 to 23 students with clothing and supplies to prepare for the upcoming school year.

**J. MINUTES:**

**9. Regular Meeting of August 11, 2015**

Mayor Martinez deviated from the agenda and referred to approval of the minutes.

Council Member McIntyre made a motion to approve the minutes, seconded by Council Member Garza and passed unanimously.

**K. BOARD & COMMITTEE APPOINTMENTS: (NONE)**

**L. EXPLANATION OF COUNCIL ACTION:**

**M. CONSENT AGENDA: (ITEMS 10 - 18)**

**Approval of the Consent Agenda**

Mayor Martinez referred to the Consent Agenda. City Secretary Huerta announced that Council Member Garza would be abstaining on Item 15. There were no comments from the Council or the public.

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

**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

**10. Purchase of Generator**

Motion approving the purchase of one generator from Holt Cat, Irving, Texas for a total expenditure of \$61,393.00. The award is based on the cooperative purchasing agreement with the Texas Local Government Purchasing Cooperative (TLGPC). Funds have been budgeted by the Utilities Department in FY 2014- 2015.

**This Motion was passed on the Consent Agenda.**

Enactment No: M2015-084

**11. Purchase and Installation of HVAC Equipment**

Motion approving the purchase and installation of one Burnham Commercial Fire Tube Boiler from Weathertrol, Inc., Corpus Christi, Texas for a total expenditure of \$64,700.00. The award is based on the cooperative purchasing agreement with the Texas Local Government Purchasing Cooperative (TLGPC). Funds have been budgeted by the Facilities Department in FY 2014- 2015.

**This Motion was passed on the Consent Agenda.**

Enactment No: M2015-085

**12. Authorizing the City Manager or designee to enter into an outside city limit water contracts for property at 754 Mckinzie Road**

Resolution authorizing the City Manager or his designee to enter into outside city limits water contracts with Herman Dale Wulf & Donald E. Schiffke, Jr. to provide public water to their property located outside the city limits described as 1 acre out of 21 acres out of a 100 acre tract out of B.S. & F. Survey 403, Abstract 568, also commonly known by its street address as 754 Mckinzie Road under Section 55-111, Code of Ordinances.

**This Resolution was passed on the Consent Agenda.**

Enactment No: 030577

**13. Interlocal Agreement with the Corpus Christi Metropolitan Planning Organization for technical meeting broadcast services**

Resolution authorizing the City Manager or designee to execute an Interlocal Agreement with the Corpus Christi Metropolitan Planning Organization for technical meeting broadcast services.

**This Resolution was passed on the Consent Agenda.**

Enactment No: 030578

**14. Second Reading Ordinance - Rezoning property located at 3522 Airline Road (1st Reading 8/11/15)**

Case No. 0715-01 Guadalupe Leon and Maria Del Carmen Leon: A change of zoning from the "FR" Farm Rural District to the "RE" Residential Estate District. The property to be rezoned is described as being a 1.523 acre tract of land being out of Lots 22 and 23, Section 20, Flour Bluff and Encinal Farm and Garden Tracts, located along the east side of Airline Road between Brooke Road and Wall Street.

Planning Commission and Staff Recommendation (July 15, 2015): Approval of the change of zoning from the "FR" Farm Rural District to the "RE" Residential Estate District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Guadalupe Leon and Maria Del Carmen Leon ("Owners") by changing the UDC Zoning Map in reference to a 1.523 acre tract of land being out of Lots 22 and 23, Section 20, Flour Bluff and Encinal Farm and Garden Tracts (the "Property"), from the "FR" Farm Rural District to the "RE" Residential Estate District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

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

Enactment No: 030579

**15. Second Reading Ordinance - Rezoning property located at 3313 Barthlome Street. (Requires 3/4 vote) (1st Reading 8/11/15)**

Case No. 0615-04 Jesus Mora: A change of zoning from the "CI" Intensive Commercial District to the "IL" Light Industrial District, resulting in a change to the Future Land Use Plan from Commercial to Light Industrial. The property to be rezoned is described as Lot 4-B, Barthlome Acre Tracts, located along the south side of Barthlome Street between Nueces Bay Boulevard and Lily Street.

Planning Commission and Staff Recommendation (July 15, 2015): Denial of the change of zoning from the "CI" Intensive Commercial District to the "IL" Light Industrial District and, in lieu thereof, approval of the "CI/SP" Intensive Commercial District with a Special Permit with 9 conditions.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Jesus Mora ("Owner"), by changing the UDC Zoning Map in reference to Lot 4-B, Barthlome Acre Tracts, from the "CI" Intensive Commercial District to the "CI/SP" Commercial Intensive District with a Special Permit; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

**Council Member Garza abstained on Item 15. This Ordinance was passed on second reading on the Consent Agenda.**

Enactment No: 030580

16.

**Second Reading Ordinance - Rezoning property located at 3902 Acushnet Drive (1st Reading 8/11/15)**

Case No. 0715-02 Andrea Trevino and Jesus Trevino, dba Southside Paint & Body, LLC and Liliot, LLC: A change of zoning from the "CG-2" General Commercial District and "CG-2/SP" General Commercial District with a Special Permit to the "IL" Light Industrial District, resulting in a change to the Future Land Use Plan from commercial to light industrial uses. The property to be rezoned is described as Lots 8, 11 and 12, Block 7, Saratoga Weber Plaza, located along the north side of Acushnet Drive between Jefferson Road and Weber Road (FM 43).

Planning Commission Recommendation (July 15, 2015):

Approval of the change of zoning from the "CG-2" General Commercial District and "CG-2/SP" General Commercial District with a Special Permit to the "IL" Light Industrial District.

Staff Recommendation: Denial of the change of zoning from the "CG-2" General Commercial District and "CG-2/SP" General Commercial District with a Special Permit to the "IL" Light Industrial District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Andrea Trevino and Jesus Trevino, dba South Side Paint & Body, LLC and Liliot, LLC ("Owners") by changing the UDC Zoning Map in reference to Lots 8, 11 and 12, Block 7, Saratoga Weber Plaza (the "Property") from the "CG-2" General Commercial District and "CG-2/SP" General Commercial District with a Special Permit to the "IL" Light Industrial District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

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

Enactment No: 030581

**17. Second Reading Ordinance - Rezoning property located near Rodd Field Road and Siberian Street (1st Reading 8/11/15)**

Case No. 0715-03 Related Investors, Ltd.: A change of zoning from the "FR" Farm Rural District to the "RS-4.5" Single-Family 4.5 District, not resulting in a change to the Future Land Use Plan. The property to be rezoned is described as being a 66.96 acre tract of land out of Lots 1-4 and 14-16, Section 24, Flour Bluff and Encinal Farm and Garden Tracts, located along the east side of Rodd Field Road approximately 480 feet south of Siberian Street.

Planning Commission and Staff Recommendation (July 15, 2015): Approval of the change of zoning from the "FR" Farm Rural District to the "RS-4.5" Single-Family 4.5 District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Related Investors, Ltd. ("Owners") by changing the UDC Zoning Map in reference a 66.96 acre tract of land out of Lots 1-4 and 14-16, Section 24, Flour Bluff and Encinal Farm and Garden Tracts (the "Property") from the "FR" Farm Rural District to the "RS-4.5" Single-Family 4.5 District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

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

Enactment No: 030582

**18. Second Reading Ordinance - Appropriating funds for Judicial Court Improvements (1st Reading 8/11/15)**

Ordinance appropriating \$25,500 from Account 260310 Fund Balance Restricted for Judicial/Court Improvements in the No. 1020 General Fund for the purchase of microphones and other electrical equipment, electrical installation, and training for Municipal Court Judges; and amending the FY2014-2015 Operating Budget adopted by Ordinance No. 030294 to increase expenditures by \$25,500 in the No. 1020 General Fund.

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

Enactment No: 030583

- 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.**

Mayor Martinez referred to comments from the public. Rick Milby, 4412 High Ridge Drive, spoke regarding the management of tax dollars and resources; street repairs; in opposition to the Citizens Collection Center - Flour Bluff/Padre Island; and tax increases. Mr. Milby requested that the City Council give the City Manager a directive to cut the budget by at least 5% to begin repairs on the streets. Shirley Thornton, 1917 Woodcrest, spoke regarding the Citizens Collection Center - Flour Bluff/Padre Island; illegal dumping; recycle set out schedules; and raising taxes. Donald Parker, 11921 Honey Trail; Marilyn Lambert, 5352 CR 2161, Odem, Texas; Jim Osteen, 14410 Fairway Drive; Sherrie Allsup, 4242 Gulfbreeze; Melodie Friedrichs, 1151 FM 1360, Woodsboro, Texas; Diane Lowrance, Director of the Behavioral Health Center; Abel Alonzo, 1701 Thames, and Steven Gamble 1705 10th Street; spoke regarding Item 22, the adoption of homeless solutions visions and strategies. Larry Childers, 14330 Bluefish; Burris McRee, 5717 Oso Parkway; J.P. Jordan, 5433 Whitemarsh; Ketan Bhakta, 14050 South Padre Island Drive; Mary Alice Eskridge, 14326 Aquarius; Harley Moody, 14329 Caribe Street; and Jeff Smith, 14313 Dorsal Street; spoke in support of Item 28, traffic signal improvements for the Park Road 22 and Aquarius Drive project. Gloria Randall Scott, 4422 South Alameda, addressed the following topics: the red route for the new Harbor Bridge location; the Washington/Hillcrest area being considered a "transition" neighborhood; consideration to hold a "Let's Talk Corpus Christi" event in the Washington/Hillcrest area; and the results of the investigation into late Police Chief Floyd Simpson's death.

**P. REGULAR AGENDA: (ITEM 22)**

**22. Adopting Homeless Solutions Visions & Strategies**

Resolution to Adopt Homeless Solutions Vision and Strategies, to provide policy direction to City staff.

Mayor Martinez deviated from the agenda and referred to Item 22. Assistant City Manager Susan Thorpe stated that the purpose of this item is to request adoption of a resolution on the Homeless Solutions Vision and Strategies. In response to several council members, Assistant City Manager Thorpe emphasized that approval of this resolution is to develop an advisory council to come up with a community solution to address the homelessness problem. The resolution does not ban any current group's activities.

Council members spoke regarding the following topics: the groups and agencies that will be involved in the community process; future considerations on the use of the City Hall parking lot or an alternate location for food distribution by local groups; and including the ministry organizations as part of the process.

Mayor Martinez called for comments from the public. Susie Luna Saldana, 4710

Hakel, encouraged the Council to consider including one (1) or two (2) individuals affected by homelessness to participate in the proposed advisory council. Gary Allsup, CEO of the Corpus Christi Housing Authority, said he recognizes that needs are not being met by the services that currently exist and believes that government is not always the solution to address the problem. Mr. Allsup encouraged wide-open communication on the existing ordinances and transparency.

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:** 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: 030584

**Q. FIRST READING ORDINANCES: (ITEM 28)**

**28. First Reading Ordinance - Agreement for Traffic Signal Improvements for Park Road 22 and Aquarius Drive Intersection**

Ordinance amending the FY 2015 Capital Improvement Budget adopted by Ordinance No. 030303 by appropriating \$420,000 in Developer contributions from TBD-Q Packery Pointe, LP (Developer), increasing expenditures by \$420,000 in the FY 2015 Capital Improvement Budget, and authorizing the City Manager, or designee, to execute a Traffic Signal Improvement Agreement between the City of Corpus Christi and Developer for the Park Road 22 and Aquarius Drive intersection and roadway improvements.

Mayor Martinez deviated from the agenda and referred to Item 28. City Secretary Huerta announced that Council Member Scott would be abstaining on this item. Executive Director of Public Works Valerie Gray stated that the purpose of this item is to execute a Traffic Signal Improvement Agreement with TBD-Q Packery Pointe, LP for the Park Road 22 and Aquarius Drive project. The developer's contribution to the project is \$420,000 and the City's share of the project is \$285,625, which is being funded by the Bond 2012 Texas Department of Transportation (TxDOT) Participation project program. There were no comments from the public.

Council members spoke regarding the following topics: the dangers at the intersection; the safety benefits of the traffic signal; providing advanced warning of the new traffic signal on the bridge; reduction of the speed limit; review of the design by TxDOT; support from the Island Strategic Action Committee (ISAC); appreciation for the developer's contribution; and the community involvement.

Council Member McIntyre made a motion to approve the ordinance, seconded by Council Member Garza. This Ordinance was approved 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

**Abstained:** 1 - Council Member Scott

**I. EXECUTIVE SESSION: (ITEMS 7 - 8)**

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

- 7. 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 concerning legal issues related to the New Broadway Waste Water Treatment Plant, current and proposed sewer, water, street, bridge, park, and other public infrastructure in or near said Plant, complaints related to any such infrastructure, and claims and change orders related to the construction of the aforementioned Plant.

This E-Session Item was discussed in executive session.

- 8. Executive session pursuant to Texas Government Code § 551.071** for consultation with attorneys regarding collective bargaining negotiations and/or the collective bargaining agreements between the City of Corpus Christi and the Corpus Christi Firefighters' Association and/or Corpus Christi Police Officers' Association.

This E-Session Item was discussed in executive session.

**R. FUTURE AGENDA ITEMS: (ITEM 36)**

Mayor Martinez deviated from the agenda and referred to Future Agenda Item 36. Executive Director of Public Works Valerie Gray provided a report on this item.

- 36. Change Order No. 9 for the New Broadway Wastewater Treatment Plant**

Motion authorizing the City Manager or designee to execute Change Order No. 9 with Graham Construction Services, Inc. of Eagan, Minnesota in the amount of \$668,515.36 for a total restated fee of \$51,403,936.57 for the New Broadway Wastewater Treatment Plant.

This Motion was recommended to the consent agenda.

**H. BRIEFINGS: (ITEMS 2 -6)**

- 2. New Broadway Wastewater Treatment Plant**

Mayor Martinez referred to Item 2. Executive Director of Utilities Mark Van Vleck stated that the purpose of this item is to provide an update on items associated with the agreement between the City of Corpus Christi and the Hillcrest Homeowners' Association regarding the New Broadway Wastewater Treatment Plant. Mr. Van Vleck provided an overview of the five elements of the agreement: 1) demolish existing facility and replace with greenspace; 2) locate new plant on the north side of the property; 3) 150 foot setbacks other than along Resaca Drive; 4) install odor control; and 5) landscaping and fencing requirements. Mr. Van Vleck presented the following information: the location of the new plant to the old plant; an illustration of the 150 ft setback; the improvements to the facility to improve odor, perimeter fencing, and landscaping; and the project timeline.

Council members spoke regarding the following topics: odor control at the facility; the timeline for demolition of the old plant; and the fencing and final greenspace improvements.

### 3. Proposed FY2016 Budget for Capital Improvement Program

Mayor Martinez referred to Item 3. Assistant City Manager of Public Works & Utilities Gus Gonzalez stated that the purpose of this item is to present the FY2015-2016 proposed Capital Improvement Program (CIP) Budget and Planning Guide. Assistant City Manager Gonzalez provided the following information: the purpose of the budget and planning guide; the sections of the document consisting of Year-One priorities, the short-range program and the long-range forecast; the total cost and department distribution for Year-One; and the program highlights and funding sources for projects for Airport, Parks and Recreation, Public Facilities, Public Health & Safety, Streets, Gas, Storm Water, Water Supply, Water, and Wastewater.

Council members spoke regarding the following topics: adding Bond 2012 General Obligation Bonds as a funding source for Public Facilities; an update on the Park Road 22 Bridge; funding from the U.S. Bureau of Reclamation for Water Supply; distinguishing between the City of Corpus Christi's Pilot Desalination Program and the industry customers' feasibility study; an update on Mary Rhodes Phase II and ribbon cutting; the status of the Port Industries Project on desalination; the City Council Priorities for Water Supply; narrowing down the location of the pilot desalination program; concerns that the desalination project studies are duplicating efforts and how the two projects intertwine; requesting a full presentation on the status of the City's desalination program, the status of other projects; plans moving forward; adding the future water supply development fund as a funding source to fund the City's Pilot Desalination Program; legislative changes at the state level regarding desalination; the funding schedules for Waldron Road, North Beach Access Roads (3A and 2) and JFK Causeway Area Improvements; an update on the Community Park Development and Improvements; the inclusion of wastewater projects; including information under the Streets tab on the process for long-range arterial road projects to move into the CIP when a new Bond project is approved by the voters; addressing neighborhood drainage projects; whether there is a project to address rain overflow for the Greenwood Wastewater Treatment Plant; the consolidation of the wastewater treatment plants; the amount of funding "cobbled" together to fund Park Road 22 Bridge; including information that reflects the amount of projects in Water and Wastewater that support street projects; 70% of the CIP supporting

infrastructure; and consideration to include the unfunded projects in the RESTORE Act application process.

#### **4. Proposed FY2016 Budget for Enterprise Funds**

Mayor Martinez referred to Item 4. Assistant City Manager Gus Gonzalez stated that the purpose of this item is to provide a summary of the proposed FY2016 Budget for the Enterprise Fund. Mr. Gonzalez presented information on the following: the mission of the Enterprise Fund; the pinnacle issues in FY2016; the major accomplishments for FY2015; the number of full-time equivalents; a chart on the sample water bills based on new utility rates; proposed changes to wastewater and gas ; revenues and expenditures; the summary of fund balances; and the recommended decision packages for FY2016.

Council members spoke regarding the following topics: a future fiscal policy regarding the uses for the Enterprise unrestricted fund balances; the expectations for funding the decision package for Aquifer Storage & Recovery; defining reserves for wastewater in the budget; and the treatment methods for water storage.

#### **5. Proposed FY2016 Budget for Debt Service Funds**

Mayor Martinez referred to Item 5. Director of Financial Services Constance Sanchez stated that the purpose of this item is to present the proposed FY2016 Budget for the Debt Services Funds. Ms. Sanchez presented the following information: the mission of the debt service funds; the major revenues; summary of expenditures; the projected change in fund balance; the total outstanding general obligation debt; the outstanding utility revenue debt; the debt per capita for general obligation debt; and the proposed bond issuances for FY2016.

#### **6. Proposed FY2016 Budget for Special Revenue Funds**

Mayor Martinez referred to Item 6. Assistant Director of Management and Budget Eddie Houlihan stated that the purpose of this item is to present the proposed FY2016 budget for the Special Revenue Funds. Mr. Houlihan presented the following information: the mission on the special revenue funds; the pinnacle issues for FY2016; the major accomplishments for FY2015; the number of full-time employees; the revenues and expenditures; the summary of fund balances and projected change in fund balances; and the decision packages for FY2016, all related to Streets.

Council members spoke regarding the following topics: an explanation of the Street Fund reduction in expenditures from estimated FY2014-2015 to proposed FY2015-2016; current and anticipated unspent funds in street maintenance; the increases in revenue FY2016; the budgeted sales tax revenues in future years and the impact increasing ad valorem taxes will have on that revenue; the increased percentage in the hotel occupancy tax (HOT) fund; monitoring of Packery Channel and patrol requirements; consideration of contract services for City Marshal services; convention center capital improvements; the future of the 1115 Waiver and exploring what other cities are using for their programs.

**N. ONE READING ACTION ITEMS: (ITEMS 19 - 20)****19. Setting the Council Meeting date to Adopt the Property Tax Rate**

Motion setting September 15, 2015, as the date of the adoption of a proposed maximum ad valorem tax rate of \$\_\_\_\_\* per \$100 valuation.

\* The proposed rate will be inserted at the August 18th meeting.

Mayor Martinez referred to Item 19. Director of Financial Services Constance Sanchez stated that Items 19 and 20 are related to the property tax rate. The proposed FY2015-2016 Operating Budget includes a tax rate of \$0.606264 per \$100 valuation, which is 2.1 cents higher than last year's property tax rate due to a voter-approved Bond Election in November. The tax rate in the proposed FY2015-2016 Operating Budget is higher than the effective tax rate, but lower than the rollback rate. The purpose of Item 19 is to set September 15, 2015 as the date to adopt the property tax rate. The purpose of Item 20 is to schedule the public hearings on the ad valorem tax rate for September 1, 2015 and a second public hearing for September 8, 2015. Council Member Magill provided a proposal of ideas including: the creation of an "Infrastructure Commission" to provide advice and recommendations to City Council on streets; eradication of the street user fee and creating a street maintenance and reconstruction tax (SMART); \$30 million for 30 years to properly fund residential street reconstruction; codifying designation of funds going directly into the infrastructure and utilities and as new or additional funds become available, decreasing the tax increase.

**MOTION OF DIRECTION**

Council Member Magill made a motion directing City Manager to bring back an ordinance for the creation of an Infrastructure Commission, seconded by Council Member Vaughn.

Discussion on this motion included: creating the commission would create bureaucracy; the final decision making would be by the City Council; the composition of the commission and issues with conflicts of interest; staff resources and allocations; and the ad hoc Street Maintenance Committee.

The motion of direction was passed with the following vote: Vaughn, Garza, Magill, Rosas, and Rubio, voting "Aye"; Martinez, Scott, McIntyre, and Riojas, voting "No".

Council members spoke regarding the following topics: the recommended total increase necessary to fund combined strategies, residential at .11176 and street maintenance fee conversion to ad valorem strategy at .06471, totaling 17.647 cents; the eradication of the street maintenance fee; the ability to self assess; referendum challenges to an increase in ad valorem taxes; consideration to increase taxes between four to eight cents; distribution of the sales tax; the process for reducing a portion of the Regional Transportation Authority tax; economic development challenges with increased taxes; the internal and external capacity to support additional street projects; the City Council's first priority to fix residential/local streets; creating a dedicated funding stream for residential/local street repairs; evaluating funding sources should other funding become available; how increased ad valorem taxes would

affect business owners; a rollback election; the election schedule; election provisions; consideration to double the current street maintenance fee; and a charter revision to allow the ability for City Council to take a referendum to voters.

**MOTION OF DIRECTION**

Council Member McIntyre made a motion directing the City Manager to come back with an action to amend the City Charter to allow for City Council initiated referendums, seconded by Council Member Magill and passed unanimously.

There were no comments from the public on Item 19. Council Member Garza made a motion to set September 15, 2015, as the date of the adoption of the ad valorem tax rate of \$.606264 per \$100 valuation. The motion was seconded by Council Member Magill. This Motion was passed 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

**Nay:** 1 - Council Member Scott

**Abstained:** 0

Enactment No: M2015-086

**20. Scheduling the Two Public Hearings Related to FY2015-2016 Property Tax**

Motion setting a public hearing on the ad valorem tax rate for September 1, 2015 and a second public hearing for September 8, 2015 during the City Council meeting beginning at 11:30 a.m. at City Hall, 1201 Leopard Street, Corpus Christi, Texas.

Mayor Martinez referred to Item 20. Director of Financial Services Constance Sanchez stated that a special meeting will be held on September 1, 2015 to hold the public hearing on the ad valorem tax rate. There were no comments from the public.

Council Member Magill made a motion to approve the motion, seconded by Council Member Garza. 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: M2015-087

**O. PUBLIC HEARINGS: (ITEM 21)**

**21. Public hearing and future resolution to approve the Corpus**

**Christi Crime Control Budget for FY2015/2016**

Public hearing and future resolution approving the FY 2015/2016 budget for the Corpus Christi Crime Control and Prevention District.

**Mayor Martinez referred to Item 21. Magement Services Director for the Police Department Pat Eldridge stated that the purpose of this item is to present the FY2015-2016 budget for the Corpus Christi Crime Control and Prevention District. Ms. Eldridge provided the following information: the continued focus on the core programs; the assignment of 63 police officers; the total revenues and expenditures; and the budget schedule. Mayor Martinez opened the public hearing. There were no comments from the Council or the public. Mayor Martinez closed the public hearing.**

**Q. FIRST READING ORDINANCES: (ITEMS 23 - 27 and 29 - 30)****23. First Reading Ordinance - Appropriating Funds for Increased Wrecker Fees**

Ordinance appropriating \$110,000 in General Fund No. 1020 from increased towing fees adopted by City Council in January 2015; and changing the FY 2014-2015 Operating Budget adopted by Ordinance No. 030294 by increasing revenue and expenditures in the General Fund No. 1020 by \$110,000 each.

**Mayor Martinez referred to Item 23. Interim Police Chief Mike Markle stated that the purpose of this item is to appropriate \$110,000 from increased towing fees adopted by the City Council. In response to a council member, Chief Markle said the FY2016 Operating Budget will need to be amended to reflect this increase. There were no comments from the public.**

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

**Aye:** 6 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member Rubio, Council Member Rosas and Council Member Vaughn

**Absent:** 3 - Council Member McIntyre, Council Member Riojas and Council Member Scott

**Abstained:** 0

**24. First Reading Ordinance - Accepting and appropriating grant funds for Driving While Intoxicated (DWI) and Speed enforcement overtime**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant from the Texas Department of Transportation (TXDOT) in the amount of \$98,082 for the 2016 Comprehensive Selective Traffic Enforcement Project (STEP) within the Police Department, for Driving While Intoxicated (DWI) and Speed enforcement overtime, with a city match of \$43,247.57, for a total

project cost of \$141,329.57 and appropriating \$98,082 in the No. 1061 Police Grants Fund.

**Mayor Martinez referred to Item 24. Interim Police Chief Mike Markle stated that the purpose of this item is to accept and appropriate a grant from the Texas Department of Transportation (TxDOT) in the amount of \$98,082 from the 2016 Comprehensive Selective Traffic Enforcement Project (STEP) for Driving While Intoxicated (DWI) and speed enforcement overtime. There were no comments from the Council or the public.**

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

**Aye:** 6 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member Rubio, Council Member Rosas and Council Member Vaughn

**Absent:** 3 - Council Member McIntyre, Council Member Riojas and Council Member Scott

**Abstained:** 0

25.

**First Reading Ordinance - Appropriating grant funds for motor vehicle theft enforcement**

Ordinance appropriating \$527,853 from the Texas Automobile Burglary Theft Prevention Authority (ABTPA) in the No. 1061 Police Grants Fund; and appropriating \$6,621 in program income match in the No. 1061 Police Grants Fund to continue the motor vehicle theft enforcement grant within the Police Department.

**Mayor Martinez referred to Item 25. Interim Police Chief Mike Markle stated that the purpose of this item is to appropriate \$527,853 from the Texas Automobile Burglary and Theft Prevention Authority and \$6,621 in program income match to continue the motor vehicle theft enforcement grant. There were no comments from the Council or the public.**

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

**Aye:** 6 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member Rubio, Council Member Rosas and Council Member Vaughn

**Absent:** 3 - Council Member McIntyre, Council Member Riojas and Council Member Scott

**Abstained:** 0

26.

**First Reading Ordinance - Authorizing contracts and appropriating funds for the Community Youth Development Program**

Ordinance ratifying execution of Community Youth Development program contracts with Texas Department of Family and Protective

Services from March 1, 2015 to August 31, 2015 in the amount of \$207,233.47 and September 1, 2015 to August 31, 2016 in the amount of \$396,765.44; authorizing appropriation in the No. 1060 Grants Fund for the Community Youth Development Program; and authorizing extension of subcontracts with Youth Odyssey, SERCO of Texas, Communities in Schools, and Boys & Girls Club of Corpus Christi.

**Mayor Martinez referred to Item 26. Assistant Director of Parks and Recreation Stacie Talbert Anaya stated that the purpose of this item is to ratify execution of the Community Youth Development (CYD) program contracts with the Texas Department of Family and Protective Services in the 78415 area. There were no comments from the Council or the public.**

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

**Aye:** 6 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Rubio and Council Member Rosas

**Absent:** 3 - Council Member Riojas, Council Member Scott and Council Member Vaughn

**Abstained:** 0

**27.**

**First Reading Ordinance - Amending City Code regarding Technical Construction Boards**

Ordinance amending the Corpus Christi Code of Ordinances, Chapter 14 "Development Services," Article II "City of Corpus Christi Technical Construction Codes," Division 1, "Scope and Administration of Technical Construction Codes," Section 14-206, "Technical construction boards," by amending the licensing requirements for members of the Electrical Advisory Board and Mechanical/Plumbing Advisory Board; providing for severance; and providing for effective date.

**Mayor Martinez referred to Item 27. Director of Development Services Dan Grimsbo stated that the purpose of this item is to amend the City's Code of Ordinances, Chapter 14, Development Services, by amending the licensing requirements for the members of the Electrical Advisory Board and the Mechanical/Plumbing Advisory Board to allow for more flexibility during the appointment process. In response to a council member, Mr. Grimsbo said the amendment would allow preference for appointment to be given to individuals licensed in the State of Texas rather than making it a requirement. For example, a retired candidate who has many years of experience but no longer maintains a license. There were no comments from the public.**

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

**Aye:** 6 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Rubio and Council Member Rosas



**Absent:** 3 - Council Member Riojas, Council Member Scott and Council Member Vaughn

**Abstained:** 0

**29. First Reading Ordinance - Authorizing the Issuance of Certificates of Obligation for Facility Improvements (Senior Centers)**

Ordinance authorizing the issuance of "City of Corpus Christi, Texas Combination Tax and Limited Pledge Revenue Certificates of Obligation, Taxable Series 2015" in an amount not to exceed \$2,000,000 for the purpose of financing costs associated with making permanent public improvements within the City; providing for the payment of said Certificates by the levy of an ad valorem tax upon all taxable property within the City and further securing said Certificates by a lien on and pledge of the pledged revenues of the Solid Waste System; providing the terms and conditions of said Certificates and resolving other matters incident and relating to the issuance, payment, security, sale, and delivery of said Certificates, including the approval and distribution of an Official Statement; authorizing the execution of a paying agent/registrar agreement and a purchase contract; complying with the requirements of the letter of representations on file with the depository trust company; delegating the authority to certain members of the City staff to execute certain documents relating to the sale of the Certificates; enacting other provisions incident and related to the subject and purpose of this ordinance; and providing an effective date.

**Mayor Martinez referred to Item 29. Director of Financial Services Constance Sanchez stated that the purpose of this item is to authorize the issuance of up to \$2,000,000 in Certificates of Obligation for the purpose of making permanent public improvements to Lindale Senior Center, Northwest Senior Center, Greenwood Senior Center and the City Hall skylight. Ms. Sanchez said the City published the notice of intention to issue the certificates on July 19, 2015 and July 26, 2015. There were no comments from the public. Council Members spoke regarding the follow topics: the unanimous support of the Council to make senior centers a priority and the results of the facility maintenance study.**

**Council Member Rubio made a motion to approve the ordinance, seconded by Council member McIntyre. 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

**30. First Reading Ordinance - Adopting the 2015 Tax Increment Reinvestment Zone #3 Amended Project and Financing Plan**

Ordinance approving the Project & Financing Plan as proposed by the

Board of Directors of Reinvestment Zone Number Three, Corpus Christi, Texas

Mayor Martinez referred to Item 30. Business Liaison Alyssa Barrera stated that the purpose of this item is to adopt the amended Project & Financing Plan for Tax Increment Reinvestment Zone #3 (TIRZ #3). Ms. Barrera provided a brief overview of the following information: how the tax increment funds work; the location of the TIRZ; the project categories; the proposed programs and initiatives; and the project budget. There were no comments from the Council or the public.

Council Member Garza 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

**R. FUTURE AGENDA ITEMS: (ITEMS 31 - 35)**

Mayor Martinez referred to Future Agenda Items. City Manager Olson stated that staff had a planned presentation on Item 33.

**31. Lease-Purchase of 8 CNG Trucks, 3 Diesel Trucks and 2 Trailers for Solid Waste Operations**

Motion approving the lease-purchase of eight compressed natural gas garbage trucks, one cab and chassis, two retriever side loaders, and two trailers from the following companies for the amounts below for a total cost of \$3,413,907.30. The award is based on the cooperative purchasing agreement with the Houston-Galveston Area Council of Government (H-GAC) and the Texas Local Government Purchasing Cooperative (TLGPC). Funding is available from the city's lease purchase financing contractor.

<u>Rush Truck Center</u>		
<u>of Texas, L.P.</u>	<u>Heil of Texas</u>	<u>Corpus Christi Freightliner</u>
Houston, Texas	Houston, Texas	Corpus Christi, Texas
\$2,737,724.84	\$188,302.00	\$291,975.00
Purchase Price	\$3,218,001.84	
Interest for Lease	<u>\$195,905.46</u>	
Total Cost	\$3,413,907.30	

This Motion was recommended to the consent agenda.

**32. Replacement Mobile Computers for Police and Fire Vehicles**

Motion authorizing the City Manager, or designee, to approve a 48-month lease agreement with CSI Leasing, Inc. of Saint Louis, Missouri, DIR-SDD-1880, for two hundred thirty-five (235) Datalux T5 Integrated Mobile Data Computer (MDT) systems from Austin Ribbon & Computer of Austin, Texas, for a total expenditure of \$1,186,571.89. Funds are available in the Municipal Information Systems Department FY2014-2015 budget and will be requested in future budget years.

**This Motion was recommended to the consent agenda.**

**33. City Council Construction Change Order Policy**

Resolution establishing City Council policy for construction change orders.

**This Resolution was recommended to the consent agenda.**

**34. Engineering Monitoring Contract Amendment No. 2 for Nueces Bay System Salinity and Freshwater Inflow Monitoring 2015-2016**

Motion authorizing the City Manager or designee to execute Amendment No. 2 to the monitoring services contract with the Conrad Blucher Institute at Texas A&M University-Corpus Christi in the amount of \$96,428 for a total restated fee not to exceed \$288,720 for the Nueces Bay System Salinity and Freshwater Inflow Monitoring 2015-2016.

**This Motion was recommended to the consent agenda.**

**35. Engineering Monitoring Contract Amendment No. 5 for Nueces River Water Quality, Oso Creek Water Level & City of Corpus Christi Meteorological Monitoring 2015-2016**

Motion authorizing the City Manager or designee to execute Amendment No. 5 to the monitoring services contract with the Conrad Blucher Institute at Texas A&M University-Corpus Christi in the amount of \$99,593 for a total restated fee not to exceed \$654,674 for the Nueces River Water Quality, Oso Creek Water Level & City of Corpus Christi Meteorological Monitoring 2015-2016.

**This Motion was recommended to the consent agenda.**

**S. LEGISLATIVE UPDATE:**

None.

**T. ADJOURNMENT**

**The meeting was adjourned at 7:18 p.m.**