



Corpus Christi

1201 Leopard St
Corpus Christi, TX 78401
CCtexas.com

Meeting Minutes - Final City Council

Tuesday, November 20, 2012

12:00 PM

Council Chambers

Swearing-In Ceremony

City Secretary Armando Chapa convened the Council meeting. The invocation was delivered by Father Peter Maritnez, St. Paul the Apostle Church and Father Frank Martinez, Christus Spohn Hospital. The Pledge of Allegiance was led by City Manager Ron Olson.

The swearing-in ceremony for the newly elected Mayor and Council Members was conducted by The Honorable Janis Graham Jack, Senior U.S. District Judge for the Southern District of Texas. The Mayor and each Council Member thanked their family, friends and voters who elected them. A reception was held for the incoming Council members, who then held their first Council meeting after the reception.

A. CALL MEETING TO ORDER.

Mayor Martinez called the meeting to order.

B. PLEDGE OF ALLEGIANCE.

The Pledge of Allegiance was led by City Secretary Armando Chapa.

C. CALL MEETING TO ORDER.

City Secretary Armando Chapa verified that the necessary quorum of the Council and the foregoing 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

D. Selection of Mayor Pro Tem

Mayor Martinez recommended the following Mayor Pro Tem rotation as follows:

Council Member David Loeb (November 20, 2012 - February 18, 2013)
Council Member Kelley Allen (February 19, 2013 - May 20, 2013)
Council Member Lillian Riojas (May 21, 2013 - August 19, 2013)
Council Member Mark Scott (August 20, 2013 - November 18, 2013)
Council Member Chad Magill (November 19, 2013 - February 17, 2014)
Council Member Priscilla Leal (February 18, 2014 - May 19, 2014)

Council Member Colleen McIntyre (May 20, 2014 - August 18, 2014)
Council Member Rudy Garza (August 19, 2014 - End of Term)

The motion was made by Council Member Loeb, seconded by Council Member Scott and passed.

E. Proclamations / Commendations

- 1. Proclamation declaring December 1, 2012, as "World Aids Day"
Mayor Martinez read and presented the Proclamation(s).

F. MINUTES:

- 2. Approval of Meeting Minutes - November 13, 2012.
A motion was made by Council Member Scott, seconded by Council Member Leal to approve the minutes as presented.

G. BOARDS & COMMITTEE APPOINTMENTS: (NONE)

I. CONSENT AGENDA: (ITEMS 3 - 15)

Mayor Martinez called for consideration of the Consent Agenda, Items 3 through 15. City Manager Olson remove Item No. 8 for a staff presentation and individual consideration. The remaining items were approved by one vote:

- 3. Interlocal Agreement for ongoing community needs assessment for the positive development of youth and families

Resolution authorizing the City Manager, or designee, to execute an Interlocal Agreement with Texas A&M University-Corpus Christi regarding ongoing community needs assessment.

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: 029677

- 4. Agreement for the installation of lighting at the Packery Channel for the new parking lot and overlooks

Motion approving a Contribution-In-Aid-Of-Construction Agreement with American Electric Power (AEP) in the amount of \$67,114.70 for the installation of the Packery Channel Parking and Overlooks Lighting.

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: M2012-192

5. Amendment to Type A agreement for Plant Bikes (Rugged Cycles)
(Original Agreement Passed 05/29/12)

Resolution approving an amended business incentives agreement between the Corpus Christi Business and Job Development Corporation ("Type A Corporation") and Plant Bikes LLC ("Rugged Cycles"), to provide a grant of up to \$200,000 to purchase and improve a manufacturing facility in Corpus Christi and the creation and retention of jobs.

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: 029678

6. Adopting City portions of action plan and appointing hazard mitigation coordinator for the reduction of loss from natural hazards

Resolution adopting the portions of the Coastal Bend Mitigation Action Plan that pertains to the City of Corpus Christi which were developed with the Coastal Bend Council of Governments and Appointing the City Manager or his designee to act as the City's hazard mitigation coordinator.

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: 029679

7. Grant Application to develop curriculum for training businesses and residents for emergency situations

Resolution ratifying the submission of a grant application for FEMA 2012 Community Resilience Innovation Challenge Grant in the amount of \$35,000.00 to combine emergency management studies and plans

to develop a training lesson deliverable by businesses, colleges, and local schools through human resources including the City's HR department, new student orientations, and business continuity training classes.

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: 029680

8. Ratification of funding agreements for the Emergency Solutions Grant Program

Motion ratifying the FY2012-13 Emergency Solutions Grant Program funding agreements to be effective August 1, 2012

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: M2012-193

9. Second Reading Ordinance - A change of zoning from the "FR" Farm Rural District to the "RM-2" Multifamily 2 District on Tract 1 and the "RS-6" Single-Family 6 District on Tract 2, at 4033, 4013, 4001, 3933, 3901 Airline Road (1st Reading 11/13/12)

Case No. 1012-01 The Mostaghasi Investment Trust DBA Sun George Contracting and Development Co.: A change of zoning from the "FR" Farm Rural District to the "RM-2" Multifamily 2 District on Tract 1 and the "RS-6" Single-Family 6 District on Tract 2, resulting in a change of future land use from commercial to high density residential on Tract 1 and from medium density residential to low density residential on Tract 2. The property to be rezoned is described as being a 21.179-acre tract of land out of Lots 7 and 8, Section 21, Flour Bluff and Encinal Farm and Garden Tracts, located on the southwest corner of Airline Road and Lipes Boulevard.

Planning Commission and Staff Recommendation (October 10, 2012): Approval of the change of zoning from the "FR" Farm Rural District to the "RM-2" Multifamily 2 District on Tract 1 and the "RS-6" Single-Family 6 District on Tract 2.

Ordinance

Ordinance amending the Unified Development Code (“UDC”) upon application by The Mostaghasi Investment Trust DBA Sun George Contracting and Development Co. (“Owner”), by changing the UDC Zoning Map in reference to a 21.179-acre tract of land out of Lots 7 and 8, Section 21, Flour Bluff and Encinal Farm and Garden Tracts, from the “FR” Farm Rural District to the “RM-2” Multifamily 2 District on Tract 1 and the “RS-6” Single-Family 6 District on Tract 2; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause, penalties, and publication.

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

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

Abstained: 1 - Council Member Magill

Enactment No: 029681

10.

Second Reading Ordinance - A change of zoning from the “CN-1” Neighborhood Commercial District to the “CG-2” General Commercial District, at 6197 Dunbarton Oak Drive (1st Reading 11/13/12)

Case No. 1012-02 Saratoga Highway Properties, LLC: A change of zoning from the “CN-1” Neighborhood Commercial District to the “CG-2” General Commercial District, without resulting in a change of future land use. The property to be rezoned is described as being a 3.38-acre tract of land out of Lot 1, Block 3, Cimarron Center, located on the southwest corner of Dunbarton Oak Drive and Cimarron Boulevard.

Planning Commission and Staff Recommendation (October 10, 2012): Approval of the change of zoning from the “CN-1” Neighborhood Commercial District to the “CG-2” General Commercial District.

Ordinance

Ordinance amending the Unified Development Code (“UDC”) upon application by Saratoga Highway Properties, LLC (“Owner”), by changing the UDC Zoning Map in reference to a 3.38-acre tract of land out of Lot 1, Block 3, Cimarron Center, from the “CN-1” Neighborhood Commercial 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.

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: 029682

11. Second Reading Ordinance - A change of zoning from the "FR" Farm Rural District to the "RS-4.5" Single-Family 4.5 District, at 7201 Yorktown Boulevard (1st Reading 11/13/12)

Case No. 1012-03 Yorktown Oso Joint Venture: A change of zoning from the "FR" Farm Rural District to the "RS-4.5" Single-Family 4.5 District, without resulting in a change of future land use. The property to be rezoned is described as being a 7.339-acre tract of land out of Lots 29 and 30, Section 25, Flour Bluff and Encinal Farm and Garden Tracts, located east of Rodd Field Road and south of Stampede Drive.

Planning Commission and Staff Recommendation (October 10, 2012): 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 Yorktown Oso Joint Venture, acting as agent on behalf of Related Investors, Ltd. ("Owner"), by changing the UDC Zoning Map in reference to a 7.339-acre tract of land out of Lots 29 and 30, Section 25, Flour Bluff and Encinal Farm and Garden Tracts, 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, penalties, 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: 029683

12. Second Reading Ordinance - A change of zoning from the "FR" Farm Rural District to the "RS-4.5" Single-Family 4.5 District, at 7201 Yorktown Boulevard (1st Reading 11/13/12)

Case No. 1012-04 Yorktown Oso Joint Venture: A change of zoning from the "FR" Farm Rural District to the "RS-4.5" Single-Family 4.5

District, without resulting in a change of future land use. The property to be rezoned is described as being a 13.206-acre tract of land out of Lots 31 and 32, Section 25, Flour Bluff and Encinal Farm and Garden Tracts, located east of Rodd Field Road and south of High Gun Drive.

Planning Commission and Staff Recommendation (October 10, 2012): 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 Yorktown Oso Joint Venture, acting as agent on behalf of Related Investors, Ltd. ("Owner"), by changing the UDC Zoning Map in reference to a 13.206-acre tract of land out of Lots 31 and 32, Section 25, Flour Bluff and Encinal Farm and Garden Tracts, 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, penalties, 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: 029684

- 13.** Second Reading Ordinance - Appropriating developer fees and interest for park improvements and related projects (1st Reading 11/13/12)

Ordinance appropriating \$43,824.93 in developer contributions and \$1,241.91 in interest earnings for a sum of \$45,066.84 in the No. 4720 Community Enrichment Fund for park improvements, and other related projects.

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: 029685

- 14.** Second Reading Ordinance - Accepting and appropriating State grant for Meals on Wheels Program (1st Reading 11/13/12)

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 2012 Senior Community Services, Title XIX and 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: 029686

15. Second Reading Ordinance - Amending the number of members for the Sister City Committee (1st Reading 11/13/12)

Ordinance to revise the membership of the Sister City Committee from 21 members to 15 members.

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: 029687

J. **EXECUTIVE SESSION: (ITEM 16)**

16. Executive Session pursuant to Section 551.071(2) of the Texas Government Code for consultation with attorneys regarding a matter in which the duty of an attorney for the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Texas Government Code, with possible discussion and action in open session.

Mayor Martinez read Executive Session Item No. 16. The council went into executive session. The council returned from executive session. Mayor Martinez announced that no action would be taken on the executive session.

K. **PUBLIC HEARINGS: (ITEM 17)**

Mayor Martinez referred to Item No. 17. Pete Anaya, Director of Planning and Environmental Services stated that this item is for a Public Hearing and First Reading Ordinance amending the Comprehensive Plan to include American's Disability Act (ADA) improvements within the public rights-of-way in areas

where capital improvement and bond projects have not been identified.

A motion was made by Council Member Loeb, seconded by Council Member Leal to open the public hearing. Mayor Martinez called for comments from the audience. Abel Alonzo spoke in support of the program and thanked the City and Staff.

17. Second Reading Ordinance - Amending the Comprehensive Plan to include Americans with Disabilities Act (ADA) improvements within public right-of-ways (1st Reading 11/20/12)

Ordinance amending the Comprehensive Plan of the City of Corpus Christi by adoption of the Corpus Christi ADA Master Plan; providing for repeal of conflicting ordinances; and providing for severance

The foregoing ordinance was passed and approved on first reading as follows:

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: 029691

L. **REGULAR AGENDA: (ITEM 18)**

Mayor Martinez referred to Item No. 18. Emily Martinez, Economic Development stated that this item is nominating Valero Refining as a Double Jumbo Texas Enterprise Zone project. She added that Valero Refining is committing \$200 million in investments and retaining approximately 383 jobs. Ms. Martinez stated that Valero will receive the Double Jumbo Zone project which allows them a rebate of State sales tax up to \$2.5 million.

Mayor Martinez asked for comments from the audience. There were no comments.

18. Nominating oil refining company as a double jumbo Texas Enterprise Zone project making them eligible for State sales tax rebates

Approving a resolution nominating Valero Refining ("Valero") to the Office of the Governor Economic Development & Tourism ("EDT") through the Economic Development Bank ("Bank") as a double jumbo enterprise project pursuant to the Texas Enterprise Zone Act ("Act").

The foregoing resolution was passed and approved as follows:

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

Abstained: 1 - Council Member Riojas

Enactment No: 029688

M. FIRST READING ORDINANCES: (ITEMS 19 - 21)

Mayor Martinez referred to Item No. 19. Floyd Simpson, Police Chief stated that this item is appropriating a grant from the U.S. Department of Homeland Security in the amount of \$22,268, to strengthen our homeland security preparedness.

Mayor Martinez asked for comments from audience. There were no comments.

- 19.** Second Reading Ordinance - Accepting and appropriating Federal grant to strengthen homeland security preparedness (1st Reading 11/20/12)

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant in the amount of \$22,268 from the U.S. Department of Homeland Security FEMA for funding eligible under the FY 2012 Port Security Grant Program to purchase law enforcement equipment for the Police Department; and appropriating the \$22,268 in the No. 1061 Police Grants Fund.

The foregoing ordinance was passed and approved on first reading as follows:

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: 029693

Mayor Martinez referred to Item No. 20. Yasmine Chapman, Director of Human Resources stated that this ordinance is authorizing updated service credits in accordance with the Corpus Christi Police Union to provide for increased prior and current service annuities for retirees and beneficiaries of deceased retirees.

Mayor Martinez asked for comments from the audience. There were no comments.

- 20.** Second Reading Ordinance - Authorizing "Updated Service Credits" and "Increased Prior and Current Service Annuities" in the Texas Municipal Retirement System for adherence to collective bargaining agreement (1st Reading 11/20/12)

Ordinance authorizing and allowing, under the Act governing the Texas Municipal Retirement System, "Updated Service Credits" in said system for service performed by qualifying members of such system who presently are members of the City of Corpus Christi; providing for increased prior and current service annuities for retirees and

beneficiaries of deceased retirees of the City; establishing an effective date for such actions; and providing for severance.

The foregoing ordinance was passed and approved on first reading as follows:

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: 029692

Mayor Martinez referred to Item No. 21. Floyd Simpson, Police Chief stated that this item is for the purchase of additional police motorcycles, and hard cases and LED lighting for patrol rifles previously purchased.

Mayor Martinez asked for comments from the audience. There were no comments.

21.

Second Reading Ordinance - Appropriating funds for one-time expenditures to provide three police motorcycles and lights and hardcases for previously purchased patrol rifles (1st Reading 11/20/12)

Ordinance appropriating \$85,000 from the unreserved fund balance in No. 9010 Crime Control District Fund for "one-time" expenditures in the FY 2012-2013 operating budget, and changing the FY 2012-2013 operating budget adopted by Ordinance No. 029577 by increasing appropriations by \$85,000.

The foregoing ordinance was passed and approved on first reading as follows:

Enactment No: 029694

N. FUTURE AGENDA ITEMS: (ITEMS 22 - 33)

Mayor Martinez referred to the Future Agenda section, Items 22 through 33. Mayor Martinez stated that these items are for informational purposes only and that no action or public comment would be taken. City Manager Olson announced that staff would provide a presentation on Items 29 through 33; and Council requested presentations on Items 23, 27, and 28.

22.

Supply Agreement for Firefighting Clothing

Motion approving a supply agreement with Casco Industries Inc., Pasadena, Texas for firefighting clothing consisting of ninety sets of pants and coats, based on only bid, in accordance with Bid Invitation No. BI-0003-13 for an estimated annual expenditure of \$139,064.40 of which \$92,709.60 is required for the remainder of FY 2012-2013. The term of the 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 have been budgeted by Fire Department in FY 2012-2013.

This Motion was recommended by Staff to the Consent Agenda.

Enactment No: M2012-194

- 23.** Approving the purchase of nineteen (19) Chevrolet Tahoes for replacement vehicles in the Police Department fleet

Motion approving the purchase of nineteen (19) Chevrolet Tahoes from Caldwell Country, Caldwell, Texas for a total amount of \$521,639. The award is based on the cooperative purchasing agreement with the Texas Local Government Purchasing Cooperative (TLGPC). All units are replacements to the fleet and will be used by the Police Department. Funding is available in the FY 2012-2013 Capital Outlay Budget of the Fleet Maintenance Fund.

This Motion was recommended by Staff to Consent Agenda.

Enactment No: M2012-195

- 24.** Purchase of a replacement vehicle (vacuum truck) for the maintenance of wastewater collection main lines

Motion approving the purchase of one (1) vacuum truck from Houston Freightliner, Inc., Houston, Texas for a total amount of \$305,896.14. The award is based on the cooperative purchasing agreement with the Houston-Galveston Area Council of Governments (H-GAC). Funding is available in the FY 2012-2013 Capital Outlay Budget of the Maintenance Service Fund.

This Motion was recommended by Staff to the Consent Agenda.

Enactment No: M2012-196

- 25.** Amending City Investment Policy to further protect the City's assets

Resolution approving amendments to the City Investment Policy to amend term for Certificate of Deposit from one to two years and include brokered certificates of deposit as an authorized investment; and approving the Investment Policy as amended.

This Resolution was recommended by Staff to the Consent Agenda.

Enactment No: 029689

- 26.** Agreement for temporary tax abatement for outpatient surgery center providing for 12 permanent jobs located at 6200 Saratoga Boulevard

Resolution authorizing the execution of an agreement with JHPK, LLC

providing for temporary property tax abatement.

This Resolution was recommended by Staff to the Consent Agenda.

Enactment No: 029690

27. Contract amendment no. 2 to authorize additional design time for Hike and Bike Trails project

Motion authorizing the City Manager, or designee, to ratify Amendment No. 2 to the Contract for Professional Services with JEC Architects, Inc. of Corpus Christi, Texas, in the amount of \$7,800.00, for a total restated amount not to exceed \$52,175.00 for the Hike & Bike Trails - City Wide (Bond 2008).

This Motion was recommended by Staff to the Consent Agenda.

Enactment No: M2012-197

28. Interlocal agreement for extending waterline on County Road 52 for installation of fire hydrants

Resolution authorizing the City Manager, or designee, to execute an Interlocal Agreement with Nueces County and the Nueces County Water Control and Improvement District No. 3 in an amount not to exceed \$25,000, to extend the water line on County Road 52.

This Resolution was recommended by Staff to the Consent Agenda.

29. Professional services contract for decommissioning of wastewater treatment plant

Motion authorizing the City Manager, or designee, to execute a Contract for Professional Services with Freese and Nichols, Inc. of Corpus Christi, Texas in the amount of \$590,887.00 for the Broadway Wastewater Treatment Plant Decommissioning.

This Motion was recommended by Staff to the Consent Agenda.

Enactment No: M2012-198

30. Construction contract for an effluent line from Oso Water Reclamation Plant to Wooldridge Lift Station for delivering effluent water to various golf courses and City Parks via existing effluent distribution network

Motion authorizing the City Manager, or designee, to execute a construction contract with S.J. Louis Construction in the amount of \$2,433,323.70 for the Oso Effluent Re-Use Distribution System Phase 1 Project.

This Motion was recommended by Staff to the Consent Agenda.

Enactment No: M2012-199

31. Refunding of existing General Improvement Bonds (Related Items 21 - 23)

Motion authorizing the appointment of M. E. Allison, & Co., as Financial Advisor for the City of Corpus Christi, Texas General Improvement Refunding Bonds, Series 2012C and for the City of Corpus Christi, Texas General Improvement Refunding Bonds, Taxable Series 2012.

This Motion was recommended by Staff to the Consent Agenda.

Enactment No: M2012-201

32. Ordinance by the City Council of the City of Corpus Christi, Texas authorizing the issuance of "City of Corpus Christi, Texas General Improvement Refunding Bonds, Series 2012C", levying an annual ad valorem tax, within the limitations prescribed by law, for the payment of the Bonds; prescribing the form, terms, conditions, and resolving other matters incident and related to the issuance, sale, and delivery of the Bonds, including the approval and distribution of an official statement pertaining thereto; authorizing the execution of a paying agent/registrar agreement; a purchase contract, and an escrow and trust agreement; complying with the letter of representations on file with the depository trust company; delegating the authority to the Mayor and certain members of the City staff to execute certain documents relating to the sale of the bonds, and providing an effective date.

This Ordinance was recommended by Staff to the Consent Agenda.

Enactment No: 029695

33. Ordinance by the City Council of the City of Corpus Christi, Texas authorizing the issuance of "City of Corpus Christi, Texas General Improvement Refunding Bonds, Taxable Series 2012", levying an annual ad valorem tax, within the limitations prescribed by law, for the payment of the Bonds; prescribing the form, terms, conditions, and resolving other matters incident and related to the issuance, sale, and delivery of the Bonds, including the approval and distribution of an official statement pertaining thereto; authorizing the execution of a paying agent/registrar agreement; a purchase contract, and an escrow and trust agreement; complying with the letter of representations on file with the depository trust company; delegating the authority to the Mayor and certain members of the City staff to execute certain documents relating to the sale of the bonds, and providing an effective date.

This Ordinance was recommended by Staff to the Consent Agenda.

Enactment No: 029696

O. UPDATES TO CITY COUNCIL: (ITEM 34)

34. Annual Status Report from the Texas Department of Transportation (TxDOT) on Harbor Bridge Improvements/Replacement and other construction, maintenance and administrative issues.

Mayor Martinez referred to Item No. 34, Annual Status Report from Texas Department of Transportation on Harbor Bridge Improvements/Replacement. Lonnie Gregorcyk, District Engineer, Texas Department of Transportation provided an overview of the following major projects under construction: 1) BS 286A - Ayers Street, to widen four lanes with a continuous left turning lane, target completion is early June 2013 and approximate cost of project is \$5.5 million; 2) Americans Disability Act (ADA) - Various Roadway, to install and upgrade curb ramps, a year from completion, and approximate cost of project is \$1.2 million; 3) FM 24 - Violet Road, to rehabilitate roadways, target completion is May 2013 and approximately cost of project is \$2.3 million; and 4) FM 3386 - McKenzie Road, is to rehabilitate roadways and add shoulders. The project began in August 2012 and is scheduled to be completed by Summer 2013 and approximate cost of project is \$2.8 million. Mr. Gregorcyk then discussed future projects.

P. PUBLIC COMMENT.

Mayor Martinez referred to Public Comment. Carolyn Moon spoke about an item on the agenda related to development, water and sewer lines; Art Norman congratulated the Council on their election, and spoke about Oso Creek Park and invited the Council and City Staff to the following two events: 1) Saturday, December 1st starting at 6:30 am for Guided Hiking Tours; and 2) HighTouch Technologies, Holiday Open House on Thursday, December 6, from 3:30 pm to 5:30 pm, at 711 N. Carancahua.

Q. CITY MANAGER'S COMMENTS:

City Manager Olson announced the following updates: 1) a Council Orientation on Tuesday, December 4 at 8:30 am, 2) introduced Kimberly Jozwiak, the new Director of Municipal Court, 3) an update regarding the schedule for the 2012 Bond Projects is planned for December 11, 4) update on Street User Fee is planned for December 18, and 5) spoke about the management contract with the Corpus Christi Museum of Science and History and announced that Carol Rehtmeyer has been hired as the Museum Director and that Ms. Rehtmeyer works for the joint partnership.

* **New City Council Member Orientation**

* **Update on City Operations**

R. ADJOURNMENT

Mayor Martinez made the following Council Committee Appointments:

Council Municipal Court Committee: Chair - Council Member David Loeb;

**Members - Council Members Colleen McIntyre, Kelley Allen, and Rudy Garza
Council Audit Committee: Chair - Mark Scott; Members - Council Members
Lillian Riojas, Chad Magill, and Priscilla Leal**

**There being no further business to come before the Council, Mayor Martinez
declared the Council meeting adjourned at 4:25 pm on November 20, 2012.**