



Corpus Christi

1201 Leopard St
Corpus Christi, TX 78401
CCtexas.com

Meeting Minutes - Draft City Council

Tuesday, July 31, 2012

12:00 PM

Council Chambers

A. Call meeting to order.

Mayor Adame called the meeting to order.

B. Invocation.

The invocation was delivered by Chaplain Lynn Blackler, CHRISTUS Spohn Health System.

C. Pledge of Allegiance.

The Pledge of Allegiance was led by Council Member Nelda Martinez.

D. Roll Call

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

Present: 9 - Mayor Joe Adame, Council Member Chris Adler, Council Member Kelley Allen, Council Member Larry Elizondo, Council Member Priscilla Leal, Council Member David Loeb, Council Member John Marez, Council Member Nelda Martinez, and Council Member Mark Scott

E. Proclamations / Commendations

Mayor Adame read and presented the Proclamation(s).

1 Proclamation declaring August 3 - 5, 2012 as "Go Local Corpus Christi Launch Weekend"

This Proclamations was presented

F. MINUTES:

2 Approval of Meeting Minutes - July 24, 2012.

A motion was made by Council Member Martinez, seconded by Council Member Elizondo to approve the minutes as presented.

G. BOARDS & COMMITTEE APPOINTMENTS:

- 3 Clean City Advisory Committee
Corpus Christi Business and Job Development Corporation
Corpus Christi Convention and Visitor's Bureau
Corpus Christi Downtown Management District

The individuals below were appointed/reappointed to the following City boards, commissions and committees:

Clean City Advisory Committee: Reappointed - Rebecca Lyons (Educator), Scot Barker (Chamber), Brian Cornelius (Hauler), Paige Dinn (At Large), Joan Veith (At Large), and Kimberly Brumley (At Large); Realignment - Lori Galan-Garcia (Beautify CC); New Appointment - Carolyn Moon (At Large)

Corpus Christi Business and Job Development Corporation: Reappointed - Robert Tamez; New Appointments - Debbie Lindsey-Opel and Bart Braselton

Corpus Christi Convention and Visitors Bureau: Realignment - Bill Morgan (At Large) and Rakesh Patel (Hotel Industry); Reappointments - Ken Griffin (At Large), Mark Schaberg (Restaurant Industry), Tom Schmid (Attraction Industry); New Appointments - Jim Needham (At Large), Darcy Jones (At Large) and Toby Futrell (At Large); Advisory Member - Butch Pool

Corpus Christi Downtown Management District: Reappointment - Raymond Gignac, Wayne Lundquist, Rachelle Graham, Tim Heuston and Chad Magill; New Appointments - Jonathan Richter and Con Browne

Enactment No:

I. **CONSENT AGENDA: (ITEMS 4 - 15)**

Mayor Adame called for consideration of the Consent Agenda, Items 4 through 15. Item No. 8 was pulled for individual consideration. The remaining items were approved by one vote:

- 4 Purchase of the Source Water Contaminant Event Detection System on the Nueces River

Motion authorizing the City Manager or his designee to execute documents to purchase the Source Water Contaminant Event Detection System for the Nueces River below Lake Corpus Christi from Hach Company in the amount of \$243,429.59.

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

Aye: 8 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Absent: 1 - Council Member Elizondo

Abstained: 0

Enactment No: M2012-142

5 Lease-Purchase and Purchase of Heavy Trucks

Motion approving the lease-purchase of eleven (11) heavy trucks and the purchase of four (4) heavy trucks for the total amount of \$1,523,536.00, of which \$388,110.00 is required for the remainder of FY 2011-2012 . The heavy trucks are awarded to the following companies for the following amounts in accordance with Bid Invitation No. BI-0175-12, based on lowest responsible bid. Funding for the purchase of the heavy trucks is available in the Capital Outlay Budget of the Fleet Maintenance Services Fund. Financing for the lease-purchase of the heavy trucks will be provided through the City's lease/purchase financing contractor.

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

Aye: 8 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Absent: 1 - Council Member Elizondo

Abstained: 0

Enactment No: M2012-143

6 Supply agreement for unleaded gasoline and diesel purchased at commercial locations

Motion approving a supply agreement with Stripes LLC, Corpus Christi, Texas for standard gasoline and ultra-low sulfur diesel fuel in accordance with Bid Invitation No. BI-0194-12 based on only bid for an estimated annual expenditure of \$4,435,881.68. The term of the agreement will be for twelve months with options 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 Maintenance Services and the Fire Department in FY 2011-2012 and requested for FY 2012-2013.

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

Aye: 8 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Absent: 1 - Council Member Elizondo

Abstained: 0

Enactment No: M2012-144

7 Agreements for disbursement of council members annual salary

Motion authorizing the City Manager or his designee to execute an

agreement with South Texas Council of Boy Scouts in the amount of \$1,500, Tennis for Success in the amount of \$500; and funds to be distributed to the following City projects: HEB Tennis Center in the amount of \$2,000 and Parks, Arts, Leisure & Seniors (P.A.L.S.) - Lindale Park in the amount of \$2,000, to receive the FY2011-2012 council salary funds not receivable by Council Member John Marez in support of programs provided by their organizations in the City of Corpus Christi.

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

Aye: 7 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Leal, Council Member Loeb, Council Member Martinez and Council Member Scott

Absent: 1 - Council Member Elizondo

Abstained: 1 - Council Member Marez

Enactment No: M2012-145

8 Resolution authorizing Staffing for Adequate Fire and Emergency Response grant application

Resolution authorizing the City Manager, or designee, to submit a grant application in the amount of \$3,380,824 to the United States Department of Homeland Security - Staffing for Adequate Fire and Emergency Response (SAFER) Grants Program to hire 34 firefighters within the Fire Department and authorizing the City Manager, or designee, to apply for, accept, reject, alter or terminate the grant.

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

Aye: 8 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Absent: 1 - Council Member Elizondo

Abstained: 0

Enactment No: 029566

9 Ordinance appropriating and transferring Raw Water Supply Development Fund balance to consolidate revenues into one fund

Ordinance appropriating July 31, 2012 balance in the Raw Water Supply Development Fund, currently estimated to be \$4,751,216, in the Fund 4010 Water Fund; transferring to Fund 4041 Raw Water Supply Development Fund.

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

Aye: 8 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Absent: 1 - Council Member Elizondo

Abstained: 0

Enactment No: 029567

10

Second Reading Ordinances - Appropriating fund proceeds and correcting a prior appropriation (Related items 10 - 15) (First Reading 7/24/12)

Appropriating \$3,917.52 in Airport CIP interest earnings

Ordinance appropriating \$3,917.52 in AIRPORT CIP interest earnings in the funds as listed in Attachment 1, Section 1 for the City's match for future FAA Grant Projects; Changing the FY 2012 Capital Improvement Budget adopted by Ordinance No. 029135 to increase expenditures by \$3,917.52.

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

Aye: 8 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Absent: 1 - Council Member Elizondo

Abstained: 0

Enactment No: 029568

11

Appropriating \$164,518.87 in bond proceed interest earnings

Ordinance appropriating \$164,518.87 in BOND PROCEED interest earnings for Bayfront, Public Health and Safety, Fire, Police, Sanitary Landfill, Library, Convention Center, Parks, and Streets in the funds as listed in Attachment 1, Section 2 for the stated bond projects not yet complete, similar projects to be approved by City Council or the payment of debt service; Changing the FY 2012 Capital Improvement Budget adopted by Ordinance No. 029135 to increase expenditures by \$164,518.87.

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

Aye: 8 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Absent: 1 - Council Member Elizondo

Abstained: 0

Enactment No: 029569

12

Appropriating \$68,927.94 in utility revenue bond interest earnings

Ordinance appropriating \$68,927.94 in UTILITY REVENUE BOND interest earnings as listed in Attachment 1, Section 3 for the support of the City's approved Capital Improvement Program; Changing the FY 2012 Capital Improvement Budget adopted by Ordinance No. 029135 to increase expenditures by \$68,927.94.

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

Aye: 8 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Absent: 1 - Council Member Elizondo

Abstained: 0

Enactment No: 029570

13

Appropriating \$91,997.53 in specialty bond proceed interest earnings

Ordinance appropriating \$91,997.53 in SPECIALTY BOND PROCEED interest earnings, contributions for Buddy Lawrence house moving, downtown clean-up, and to aid construction, Texas Department of Transportation refund, Public Right of Way fees, reimbursement from the Regional Transportation Authority, Sales Tax Bonds for the Seawall and Arena, Packery Channel Bonds, and Generic Capital Improvement Funds as listed in Attachment 1, Section 4 for the stated bond projects not yet complete, the support of the City's approved Capital Improvement Program, specific military supported projects and as determined by the Type A Board; Changing the FY 2012 Capital Improvement Budget adopted by Ordinance No. 029135 to increase expenditures by \$91,997.53.

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

Aye: 8 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Absent: 1 - Council Member Elizondo

Abstained: 0

Enactment No: 029571

14

Appropriating \$166,826.76 in street assessments

Ordinance appropriating \$166,826.76 in STREET ASSESSMENTS as listed in Attachment 1, Section 5 for the repayment of approved assessment projects; Changing the FY 2012 Capital Improvement Budget adopted by Ordinance No. 029135 to increase expenditures by \$166,826.76.

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

Aye: 8 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Absent: 1 - Council Member Elizondo

Abstained: 0

Enactment No: 029572

15 Amending ordinances to revise amounts from FY2010-11

Ordinance amending Ordinance No 029144 to reduce the amount appropriated of bond proceeds interest earnings and bond company settlement proceeds to \$459,138.91; revising the amount of increase in FY 2010-2011 Capital Improvement Budget expenditure to \$459,138.91; amending Ordinance No. 029146 to reduce the amount appropriated of Specialty Bond Proceeds interest earnings to \$32,929.58; revising the amount of increase in FY 2010-2011 Capital Improvement Budget expenditures to \$32,929.58.

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

Aye: 8 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Absent: 1 - Council Member Elizondo

Abstained: 0

Enactment No: 029573

J. EXECUTIVE SESSION: (ITEM 16)

Mayor Adame read Executive Session Item No. 16. The council went into executive session. The council returned from executive session.

16 Executive session pursuant to Texas Government Code Section 551.071 to consult with attorneys on a matter regarding Senate Bill 3 (Texas Legislature 2007) regarding water rights permitting in which the duty of the attorneys representing the City 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 Adame announced that no action would be taken on the executive session.

K. PUBLIC HEARINGS: (ITEM 17)

Mayor Adame referred to Item No. 17, Public Hearing for the Proposed Bond Issue 2012.

17 Public Hearing for the Proposed Bond Issue 2012

Oscar Martinez, Assistant City Manager provided an overview of the following Proposed Bond Propositions: Proposition 1, Street Improvements for \$55 million; Proposition 2, City Hall Improvements for \$1.75 million; Proposition 3, Service Center Complex Improvements for \$4.75 million; Proposition 4, Parks and Recreation Improvements for \$16 million; Proposition 5, Museum and Library Improvements for \$2.34 million; Proposition 6, Public Health Improvements for \$0.82 million; Proposition 7, Public Safety Improvements for \$0.70 million; Proposition 8, Economic Development Projects for \$9.05 million; and Proposition 9, Destination Bayfront for \$90 million. He added that citizen input was received, and reviewed and recommended by the Planning Commission. Mr. Martinez stated that the total bond package is approximately \$150 million and the utility costs associated with the street costs is approximately \$44 million. He added the utility costs will be paid by utility rate payers beginning in 2014, with an increase of 1.45% for water, and about a 5% increase for wastewater.

A motion was made by Council Member Martinez, seconded by Council Member Adler to open the public hearing. The following citizens spoke about the bond program: Johnny French spoke about the sequence of holding elections every year, the maintenance projects, and eliminating Proposition No. 9; Gabrielle Hebert spoke in support of the safety projects and the JFK project; Marco Castillo spoke in support of public buildings and making sure voters understand the proposition language; Trey McCampbell, along with JJ Hart and Toby Futrell spoke about the Bond Program and made the following recommendations to the council: 1) remove Proposition 9, Destination Bayfront from the bond package, 2) consider a Special Election for Destination Bayfront, and 3) suggested the creation of a council subcommittee group to work with Destination Bayfront to set priorities and right sizing the park; and Abel Alonzo stated that the time is not right for Destination Bayfront and that council needs to concentrate on the needs of the community. A motion was made by Council Member Martinez, seconded by Council Member Marez to close the public hearing.

In response to Mr. McCampbell's request, Council Member Scott recommended that Kelley Allen, Priscilla Leal, David Loeb, himself serve on the Council Committee, and City Manager Ron Olson to work with the Destination Bayfront representatives. Mayor Adame concurred with this recommendation.

L. REGULAR AGENDA: (ITEMS 18 - 25)

Bond 2012 Consideration Items (ITEM 18)

Mayor Adame referred to Item No. 18, Bond 2012. Oscar Martinez, Assistant City Manager stated that this item is for discussion and action of the Propositions and ballot language for the November 6, 2012 election. The council then discussed each proposition and voted on each one individually.

Proposition 1, Streets. Council Member Loeb made a motion to remove JFK Causeway Area Improvements from Proposition 8 to Proposition 1, remove Propositions 8 and 9, and reduce TxDOT Participation and Signal Improvements & Street Lighting by \$650,000 to fund JFK. The motion died for lack of second.

Council Member Adler made a motion to remove JFK Causeway Area Improvements from Proposition 8 to Proposition 1, and reduce TxDOT Participation and Signal Improvements & Street Lighting by \$650,000 to fund JFK, seconded by Council Member Martinez and passed with the following vote: Adame, Adler, Allen, Elizondo, Leal, Loeb, Marez, Martinez, and Scott voting "Aye".

Council Member Leal made a motion that since Yorktown has been removed pending funding, to replace with Ayers Street between Crosstown and Gollihar. The motion died for lack of second. Mr. Martinez stated that Yorktown is already included in Proposition 1. A motion was made by Council Member Martinez, seconded by Council Member Adler and passed to approve Proposition 1 as amended with the following vote: Adame, Adler, Allen, Elizondo, Leal, Loeb, Marez, Martinez, and Scott voting "Aye".

Proposition 2, City Hall Improvements. Council Member Scott made a motion to approve Proposition 2 as presented, seconded by Council Member Allen and passed with the following vote: Adame, Adler, Allen, Elizondo, Leal, Loeb, Marez, Martinez, and Scott voting "Aye".

Proposition 3, Service Center Complex Improvements. Council Member Scott made a motion to approve Proposition 3 as presented, seconded by Council Member Martinez and passed with the following vote: Adame, Adler, Allen, Elizondo, Leal, Loeb, Marez, Martinez, and Scott voting "Aye".

Proposition 4, Parks & Recreation. Council Member Martinez made a motion to approve Proposition 4 as presented, seconded by Council Member Marez and passed with the following vote: Adame, Adler, Allen, Elizondo, Leal, Loeb, Marez, Martinez and Scott, voting "Aye".

Proposition 5, Museum & Library Improvements. Council Member Marez made a motion to approve Proposition 5 as presented, seconded by Council Member Martinez and passed with the following vote: Adame, Adler, Allen, Elizondo, Leal, Loeb, Marez, Martinez and Scott, voting "Aye".

Proposition 6, Public Health Improvements. Council Member Elizondo made a motion to approve Proposition 6 as presented, seconded by Council Member Martinez and passed with the following vote: Adame, Adler, Allen, Elizondo, Leal, Loeb, Marez, Martinez and Scott, voting "Aye".

Proposition 7, Public Safety Improvements. Council Member Martinez made a motion to approve Proposition 7 as presented, seconded by Council Member Scott and passed with the following vote: Adame, Adler, Allen, Elizondo, Leal,

Loeb, Marez, Martinez and Scott, voting "Aye".

Proposition 8, Economic Development Projects. Council Member Loeb made a motion to remove Destination Bayfront from Proposition 8, and add the next streets for improvements on the staff list in the amount of \$12 million, seconded by Council Member Leal. The motion failed with the following vote: Adame, Adler, Allen, Elizondo, Martinez and Scott, voting "No"; Leal, Loeb and Marez, voting "Aye". A motion was made by Council Member Martinez, seconded by Council Member Adler, to approve Proposition as amended with the removal of the JFK Improvements and passed with the following vote: Adame, Adler, Allen, Elizondo, Leal, Loeb, Marez, Martinez, and Scott voting "Aye".

Proposition 9, Destination Bayfront. Council Member Adler made a motion to remove Proposition 9 from the Bond Election, seconded by Council Member Elizondo and passed with the following vote: Adame, Adler, Allen, Elizondo, Leal, Marez, Martinez and Scott, voting "Aye"; Loeb voting, "No".

18

Discussion and possible action regarding proposition and ballot language for bond issuance in the following amounts for projects as follows: Proposition 1 with \$55,000,000 for street projects; Proposition 2 with \$ 1,750,000 for City Hall improvements; Proposition 3 with \$4,750,000 for Service Center Complex improvements; Proposition 4 with \$16,000,000 for Parks and Recreation improvements; Proposition 5 with \$2,340,000 for Museum and Library improvements; Proposition 6 with \$820,000 for Public Health improvements; Proposition 7 with \$700,000 for Public Safety improvements; Proposition 8 with \$9,050,000 for Economic Development projects and Proposition 9 with \$60,000,000 for Destination Bayfront; and Resolution directing staff to prepare election ordinance with approved proposition and ballot language.

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

Aye: 9 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Elizondo, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Abstained: 0

Enactment No: 029574

19

Agreement renewing state and federal external legislative consultant contracts

Motion authorizing the City Manager to execute renewal agreements for governmental relation services with Focused Advocacy for state governmental relations services and with Meyers & Associates for federal governmental relations services.

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

Aye: 8 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Elizondo, Council Member Leal, Council Member Marez, Council Member Martinez and Council Member Scott

Absent: 1 - Council Member Loeb

Abstained: 0

Enactment No: M2012-146

20 Motion setting the city council meeting date to adopt the Property Tax Rate and schedule public hearings (Related items 20 - 21)

Motion setting August 28, 2012 as the date of the adoption of the ad valorem tax rate of \$0.570557 per \$100 valuation.

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

Aye: 9 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Elizondo, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Abstained: 0

Enactment No: M2012-147

21 Motion setting a public hearing on the ad valorem tax rate for August 14, 2012 and a second public hearing for August 21, 2012, during the regular City Council meeting beginning at 12:00 p.m. at City Hall, 1201 Leopard Street, Corpus Christi, Texas.

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

Aye: 9 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Elizondo, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Abstained: 0

Enactment No: M2012-148

22 Ordinance authorizing the issuance of Airport Certificates of Obligation

Ordinance authorizing the issuance of "City of Corpus Christi, Texas Combination Tax and Surplus Airport Revenue Certificates of Obligation, Series 2012 (AMT)" in an amount not to exceed \$6,000,000 for the purpose of financing costs associated with making permanent public improvements to the City's Airport System; 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 Airport 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 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 Certificates; enacting other provisions incident and related to the subject and purpose of this ordinance; and providing an effective date.

An emergency was declared and the foregoing ordinance was passed and approved with the following vote:

Aye: 9 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Elizondo, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Abstained: 0

Enactment No: 029575

23

Resolution approving Texas South - International Alliance Memorandum of Understanding

Resolution approving the Texas South - International Alliance Memorandum of Understanding between the cities of San Antonio, Brownsville, Edinburg, Laredo, San Marcos and Corpus Christi.

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

Aye: 9 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Elizondo, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Abstained: 0

Enactment No: 029576

24

Professional services contract to study the need for new restrictions to protect aquatic life in Oso Bay

Motion authorizing the City Manager, or designee, to execute a Contract for Professional Services contract with RPS Espey of Austin, Texas in the amount of \$538,680.00 for the Oso Water Reclamation Plant Dissolved Oxygen Modeling for Oso Bay.

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

Aye: 9 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Elizondo, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Abstained: 0

Enactment No: M2012-149

25 Motion ratifying procurement of services for the removal of curbside debris

Motion to ratify action to procure services from DRC Emergency Services for the removal of curbside debris on a cubic yard basis for an amount not to exceed \$150,000.00.

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

Aye: 9 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Elizondo, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Abstained: 0

Enactment No: M2012-150

M. **FIRST READING ORDINANCES: (NONE)**

N. **SPECIAL BUDGET CONSIDERATION ITEMS (ITEMS 26 - 34)**

PROPOSED CITY OF CORPUS CHRISTI FY 2012-13 OPERATING BUDGET

Mayor Adame referred to Item No., Proposed FY 2012-2013 Operating Budget. Council Member Loeb made a remove his car allowance from his budget and distribute to the Street Maintenance Fund, seconded by Council Member Martinez and passed with the following vote: Adame, Adler, Allen, Elizondo, Leal, Loeb, Marez, Martinez, and Scott voting "Aye".

Council Member Scott made a motion to amend the budget by removing \$250,000 from the Convention Center Maintenance Fund and add to the Convention Center Incentive Fund, seconded by Council Member Allen. Discussion followed.

Mayor Adame deviated from the Council Agenda and moved to Public Comment scheduled for 4:00 pm.

Q. **Public Comment.**

Mayor Adame referred to the Public Comment scheduled for 4:00 pm. Abel Alonzo spoke in support of salary pay for city employees; Colin Sykes spoke in support of removing Proposition 9 from the ballot and spoke about improvements at McGee Beach including parking and pedestrian controls.

Mayor Adame returned to Item No. 26.

26 Second Reading Ordinance - Adopting proposed FY 2012-13 Operating Budget (First Reading 7/17/12)

Ordinance adopting the City of Corpus Christi Budget for the ensuing Fiscal Year beginning August 1, 2012; to be filed with the County Clerk; appropriating monies as provided in the budget and providing for

severance.

Mayor Adame returned to Item No. 26. Discussion continued on the motion made by Council Member Scott regarding the management contract. City Secretary Chapa read the motion made by Council Member Scott, and seconded by Council Member Allen:

Motion to amend the budget by removing \$250,000 from the Convention Center Maintenance Fund and add to the Convention Center Incentive Fund. The motion passed with the following vote: Adame, Adler, Allen, Elizondo, Leal, Marez, Martinez, and Scott voting "Aye"; Loeb voting "No".

Mayor Adame asked for comments from the audience. Abel Alonzo spoke in support of a salary increase for city employees:

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

Aye: 8 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Elizondo, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Nay: 1 - Council Member Leal

Abstained: 0

Enactment No: 029577

27

Second Reading Ordinance - Ratifying increase in property tax revenues in 2012-13 operating budget (First Reading 7/17/12)

Ordinance to ratify increase of \$1,880,999 in property tax revenues from last year's operating budget as reflected in the 2012-2013 operating budget.

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

Aye: 8 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Elizondo, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Nay: 1 - Council Member Leal

Abstained: 0

Enactment No: 029578

PROPOSED FEE / RATE ADJUSTMENTS INCLUDED IN THE PROPOSED FY 2012-13 OPERATING BUDGET

Mayor Adame referred to Item Nos. 28 through 34. Dan Biles, Director of Engineering stated that in reference to Item No. 30, staff met with stakeholders regarding large events and parades and they are recommending a substitute ordinance. A motion was made by Council Member Loeb, seconded by Council Member Martinez to amend and replace with the new ordinance and passed.

- 28** Second Reading Ordinance - Fee increases for incentives to return Library items (First Reading 7/17/12)
- Ordinance amending Section 2-79 "Fees" of the Code of Ordinances by defining lost item, referring accounts with a lost item to collection, modifying lost item fee processing, authorizing replacement library card fee, authorizing increase in overdue fees for audio/visual items; providing an effective date; providing for severance; and providing for publication.
- The foregoing ordinance was passed and approved on second reading with the following vote:**
- Aye:** 9 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Elizondo, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott
- Abstained:** 0
- Enactment No: 029579
- 29** Second Reading Ordinance - Repealing the electronic processing fee for utility payments (First Reading 7/17/12)
- Amending the Code of Ordinances, City of Corpus Christi, Chapter 17, Finance, by repealing Section 17-3.1, regarding utility payments convenience fee; providing for severance; providing for publication; and providing for effective date of August 1, 2012.
- The foregoing ordinance was passed and approved on second reading with the following vote:**
- Aye:** 9 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Elizondo, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott
- Abstained:** 0
- Enactment No: 029580
- 30** Second Reading Ordinance - Permit fee increases for traffic engineering application process (Related items 30 - 32) (First Reading 7/17/12)
- Fee increases for temporary street closures for neighborhood, small, large/special events and new fee for parades, walks, marches and sporting events
- Ordinance amending Section 49-16 of the Code of Ordinances to revise and increase fees for temporary street closure permits, classify and add permit fees for parades, walks, marches, and sporting events, and provide authority for the traffic engineer to issue all temporary street closure permits; providing for severance; and providing for

publication.

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

Aye: 9 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Elizondo, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Abstained: 0

Enactment No: 029581

31 Second Reading Ordinance - Fee increases for banner permits (First Reading 7/17/12)

Ordinance amending Section 3-3(2)(c) of the Code of Ordinances to increase the fee for a banner permit from \$ 25.00 to \$ 35.00; providing for severance; providing for publication.

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

Aye: 9 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Elizondo, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Abstained: 0

Enactment No: 029582

32 Second Reading Ordinance - Fee increases for Residential Traffic Management Program (First Reading 7/17/12)

Ordinance amending Section 53-88 of the Code of Ordinances to provide for an administrative fee of \$ 100.00 to initiate a traffic calming study device process; providing for severance; and providing for publication.

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

Aye: 9 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Elizondo, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Abstained: 0

Enactment No: 029583

33 Second Reading Ordinance - Water rate and fee adjustments (First Reading 7/17/12)

Ordinance amending the Code of Ordinances, City of Corpus Christi, Chapter 55, Utilities, regarding water rates and fees; providing for severance; providing an effective date; and providing for publication.

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

Aye: 9 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Elizondo, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Abstained: 0

Enactment No: 029584

34 Resolution for adding recreational fees for FY 2012-2013

Resolution adding new rental fees and recreational fees for fiscal year 2012-2013; providing for publication; providing for effective date; and providing for severance.

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

Aye: 9 - Mayor Adame, Council Member Adler, Council Member Allen, Council Member Elizondo, Council Member Leal, Council Member Loeb, Council Member Marez, Council Member Martinez and Council Member Scott

Abstained: 0

Enactment No: 029585

O. FUTURE AGENDA ITEMS: (ITEMS 35 - 38)

Mayor Adame referred to the Future Agenda section, Items 35 through 38. Mayor Adame stated that these items are for informational purposes only and that no action would be taken at this time. City Manager Olson stated that staff would provide a presentation on Item No 38.

35 Rescinding purchase approval of a software interface to Starlims and approving purchase for Intergraph Corporation

Motion rescinding the approval to purchase an interface for the Laboratory Information Management System (LIMS) and ILeads from STARLIMS Corporation of Hollywood, Florida and awarding the purchase of an interface for the Laboratory Information Management System (LIMS) and ILeads from Intergraph Corporation, Chicago, Illinois for a total expenditure of \$73,625. Funds are available through the Coverdell Forensic Science Improvement Grant program and Municipal Information Systems.

This Motion was recommended by staff to the Consent Agenda.

36 Agreement to use reclaimed water supply for irrigation of the Coastal Bend Texas State Veteran's Cemetery

Resolution authorizing the City Manager, or designee, to execute an agreement with the State of Texas Veteran's Land Board to supply

effluent to irrigate the Coastal Bend Texas State Veteran's Cemetery.

This Resolution was recommended by staff to the Consent Agenda.

37

Supplemental Agreement to determine responsibilities for the Billings & Clems parking lot improvements located on Park Road 22

Resolution authorizing the City Manager, or designee, to execute a Supplemental Agreement to the Master Multiple Use Agreement with the Texas Department of Transportation (TxDOT) for the Billings and Clems Parking Lot Improvements located within State right-of-way of Park Road 22 adjacent to the John F. Kennedy Memorial Causeway.

This Resolution was recommended by staff to the Consent Agenda.

FUTURE PUBLIC HEARING

38

Change of zoning from single family to general commercial located at 6210 South Padre Island Drive

Case No. 0612-01: CCLEL Investments, Inc.: A change of zoning from the "RS-6" Single-Family 6 District to the "CG-2" General Commercial District, resulting in a change of future land use from medium density residential to commercial. The property to be rezoned is a 2.30-acre portion out of Lot 6, Section 13, Flour Bluff and Encinal Farm and Garden Tracts, located on the north side of South Padre Island Drive (SH 358) and east of Prince Drive.

Planning Commission and Staff Recommendation (June 20, 2012): Approval of the change of zoning from the "RS-6" Single-Family 6 District to the "CG-2" General Commercial District.

ORDINANCE

Ordinance amending the Unified Development Code ("UDC") upon application by CCLEL Investments, Inc., on behalf of Leer Properties, Inc. ("Owner"), by changing the UDC Zoning Map in reference to a 2.30-acre portion out of Lot 6, Section 13, Flour Bluff and Encinal Farm and Garden Tracts from the "RS-6" Single-Family 6 District to the "CG-2" General Commercial District; amending the Comprehensive Plan to account for any deviations from the existing Comprehensive Plan; providing a repealer clause; providing for penalties; providing for publication; and declaring an emergency.

This Emergency Ordinance was recommended by staff to Public Hearings.

P. UPDATES TO CITY COUNCIL: (ITEM 39)

39

Proposed Public/Private Management Agreement for Corpus Christi

Museum of Science and History

Mayor Adame referred to Item No. 39. Wes Pierson, Assistant City Manager provided an update on the Proposed Private Partnership for management of the Corpus Christi Museum of Science & History. Mr. Pierson stated that currently the Museum of Science & History has been operating under management and funding models that have proven unsustainable. He added that a solution to improve current performance is to transfer management of operations to Corpus Christi Museum Joint Venture (CCMJV) through a 24 month management agreement and move toward a long term lease management agreement. He added that the process included task force meetings, employee meetings, negotiating term, MOU converted to management agreement and museum director recruitment. Mr. Pierson discussed the timeline and the new governance and organizational structure.

RECESS THE CITY COUNCIL MEETING:

40

Meeting of the Corpus Christi Housing and Finance Corporation (CCHFC)

1. Call meeting to order
2. Secretary Armando Chapa calls roll.
3. Approve minutes from Board meeting of February 28, 2012.
4. Treasurer's Report
5. Election of officers
6. Consider approval of an interim construction loan to CDG Housing Corpus Christi, Ltd. in connection with the development of The Villas at Woodbend.
7. Consider a resolution authorizing the General Manager to designate a person to act as his designee for executing documents of the CCHFC.
8. Public comment
9. Adjourn

This Corporation Meeting was held

RECONVENE THE CITY COUNCIL MEETING**R. CITY MANAGER'S COMMENTS:**

- * Update on City Operations

City Manager Olson provided the following updates: 1) Animal Control is under renovations for the Kennel and offices to make the adoption of animals easier to the public, a new Veterinarian has been hired and will begin employment next week; he added that in the last couple of months the Police Department has issued approximately 22,000 warning citations for traffic violations and other code violations and that beginning August 1, the Police Department would begin issuing citations; he added that the Marina reported an increase in visitors; and that the Parks & Recreation Department hosted the Texas Amateur Athletic Federation Games of Texas, which included 8,500 athletic participants in 12 different events and approximately 22,000 spectators.

S. ADJOURNMENT

There being no further business to come before the Council, Mayor Adame adjourned the meeting at 5:13 pm.