



# Corpus Christi

1201 Leopard Street  
Corpus Christi, TX 78401  
cctexas.com

## Meeting Agenda - Final

### City Council

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Tuesday, May 24, 2016

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.**

*Members of the audience will be provided an opportunity to address the Council at approximately 12:00 p.m., or the end of the Council Meeting, whichever is earlier. Please speak into the microphone located at the podium and state your name and address. Your presentation will be limited to three minutes. If you have a petition or other information pertaining to your subject, please present it to the City Secretary.*

*Si Usted desea dirigirse al Concilio y cree que su inglés es limitado, habrá un intérprete inglés-español en todas las juntas del Concilio para ayudarle.*

*Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services are requested to contact the City Secretary's office (at 361-826-3105) at least 48 hours in advance so that appropriate arrangements can be made.*

- A. **Mayor Nelda Martinez to call the meeting to order.**
- B. **Invocation to be given by Dorothy Dundas, Texas Apostolic Prayer Network.**
- C. **Pledge of Allegiance to the Flag of the United States to be led by Rudy Bentancourt, Director of Housing & Community Development.**
- D. **City Secretary Rebecca Huerta to call the roll of the required Charter Officers.**
- E. **Proclamations / Commendations**
  - 1. [16-0565](#) Proclamation declaring May 25, 2016, "Inspire Magazine Day". Commendation to the Convention and Visitors Bureau and the Quintanilla Family for "Fiesta de la Flor".
- 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 choose to speak during this public comment period regarding an item on the agenda, you may do so. You will not be allowed to speak again, however, when the Council is considering the item. If you have a petition or other information pertaining to your subject, please present it to the City Secretary.**

PLEASE BE ADVISED THAT THE OPEN MEETINGS ACT PROHIBITS THE CITY COUNCIL FROM RESPONDING AND DISCUSSING YOUR COMMENTS AT LENGTH. THE LAW ONLY AUTHORIZES THEM TO DO THE FOLLOWING:

1. MAKE A STATEMENT OF FACTUAL INFORMATION.
2. RECITE AN EXISTING POLICY IN RESPONSE TO THE INQUIRY.
3. ADVISE THE CITIZEN THAT THIS SUBJECT WILL BE PLACED ON AN AGENDA AT A LATER DATE.

PER CITY COUNCIL POLICY, NO COUNCIL MEMBER, STAFF PERSON, OR MEMBERS OF THE AUDIENCE SHALL BERATE, EMBARRASS, ACCUSE, OR SHOW ANY PERSONAL DISRESPECT FOR ANY MEMBER OF THE STAFF, COUNCIL MEMBERS, OR THE PUBLIC AT ANY COUNCIL MEETING. THIS POLICY IS NOT MEANT TO RESTRAIN A CITIZEN'S FIRST AMENDMENT RIGHTS.

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

a. OTHER

H. MINUTES:

2. [16-0564](#) Regular Meeting of May 17, 2016.

I. BOARD & COMMITTEE APPOINTMENTS:

3. [16-0533](#) Commission on Children and Youth  
Mayor's Fitness Council

J. EXPLANATION OF COUNCIL ACTION:

*For administrative convenience, certain of the agenda items are listed as motions, resolutions, or ordinances. If deemed appropriate, the City Council will use a different method of adoption from the one listed; may finally pass an ordinance by adopting it as an emergency measure rather than a two reading ordinance; or may modify the action specified. A motion to reconsider may be made at this meeting of a vote at the last regular, or a subsequent special meeting; such agendas are incorporated herein for reconsideration and action on any reconsidered item.*

K. CONSENT AGENDA: (ITEMS 4 - 19)

*NOTICE TO THE PUBLIC: The following items are consent motions, resolutions, and ordinances of a routine or administrative nature. The Council has been furnished with background and support material on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Council Member or a citizen, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.*

4. [16-0509](#) **Resolution authorizing 3 Interlocal Agreements with local school districts to provide bus transportation for 2016 summer programs**

Resolution authorizing the City Manager or designee to execute separate multi-year Interlocal Agreements with the Calallen Independent School District, the Corpus Christi Independent School District and the Flour Bluff Independent School District, to provide transportation services for summer youth recreation programs.

Sponsors: Parks and Recreation Department

5. [16-0518](#) **Resolution authorizing request for beach cleaning and maintenance funding from Texas General Land Office for FY 2016-17**

Resolution authorizing the City Manager or designee to execute all documents necessary to request continued financial assistance for beach cleaning and maintenance on North Padre Island and Mustang Island during FY 2016-2017 under the Texas General Land Office's Beach Cleaning and Maintenance Assistance Program.

Sponsors: Parks and Recreation Department

6. [16-0488](#) **Construction contract for Community Park Development and Improvements - Parker Park (Bond 2012)**

Motion authorizing the City Manager, or designee, to execute a construction contract with Ram-Bro Construction of Robstown, Texas in the amount of \$363,559.50 for the Community Park Development and Improvements - Parker Park project for the base bid only for improvements to the existing park. (Bond 2012, Proposition 4).

Sponsors: Engineering Services and Parks and Recreation Department

7. [16-0425](#) **Engineering Design Contract for the O. N. Stevens Water Treatment Plant Intermediate Sludge Removal Phase I**

Motion authorizing the City Manager or designee to execute an Engineering Design contract with LNV, Inc. of Corpus Christi, Texas in the amount of \$95,467 for the O.N. Stevens Water Treatment Plant Intermediate Sludge Removal Phase I for design, bid and construction phase services.

Sponsors: Water Utilities Department and Engineering Services

8. [16-0491](#) **Engineering construction contract for the Greenwood Wastewater Treatment Plant Emissions and Odor Control Improvements**

Motion authorizing the City Manager or designee to execute a construction contract with J.S. Haren Company of Athens, Tennessee in the amount of \$207,000 for the Greenwood Wastewater Treatment Plant Emissions & Odor Control Improvements project for the Base Bid.

**Sponsors:** Engineering Services and Water Utilities Department

9. [16-0485](#) **Service Agreement for Tire Disposal Service**

Motion approving a service agreement with Texas Land Reclamation LLC, dba UTW Tire Collection Services, Donna, Texas, for Used Tire Disposal Service in accordance with Bid Event No. 85, based on lowest responsive, responsible bid for an estimated annual expenditure of \$112,134.00, of which \$37,378.00 is required for the remainder of FY 2015-2016. The term of the contract will be for twelve months with options to extend for up to two additional twelve-month periods, subject to the approval of the Contractor and the City Manager or designee. Funds have been budgeted by the Fleet Maintenance Services and Solid Waste Departments in FY 2015-2016.

**Sponsors:** Solid Waste Operations, Fleet Maintenance Services and Purchasing Division

10. [16-0371](#) **Service Agreement for Security Guard and Bailiff Services for Municipal Court**

Resolution finding the lowest responsive responsible bidder for commissioned security guard and bailiff services in response to Bid Event No. 95; awarding a service agreement to Deacon 10, LLC, of Euclid, Ohio, dba Premier Protective Services; and authorizing the City Manager or designee to execute a service agreement with the lowest responsible bidder for commissioned security guard and bailiff services.

**Sponsors:** Municipal Court Administration and Purchasing Division

11. [16-0493](#) **Resolution to intervene in AEP's filing at the Public Utility Commission for a Distribution Cost Recovery Factor**

Resolution of the City of Corpus Christi, Texas to authorize intervention in the Public Utility Commission of Texas Docket No. 45787 regarding AEP Texas Central Company's application for approval of a distribution cost recovery factor to increase distribution rates within the city; finding that the city's reasonable rate case expenses shall be reimbursed by the company; finding that the meeting at which this resolution is passed is open to the public as required by law; requiring notice of this resolution to the company and legal counsel.

**Sponsors:** Legal Department

12. [16-0503](#) **Resolution supporting the approval of bonds and a project relative to Texas A&M University-Corpus Christi**

Resolution of the City Council of the City of Corpus Christi, Texas, authorizing the Mayor to approve the issuance of (I) The New Hope Cultural Education Facilities Finance Corporation Student Housing Revenue Bonds (CHF - Collegiate Housing Island Campus, L.L.C. - Texas A&M University - Corpus Christi Island Campus Project) Series

2016A and to approve the project to be acquired with the proceeds of such Bonds, and (II) The New Hope Cultural Education Facilities Finance Corporation Student Housing Revenue Bonds (CHF - Collegiate Housing Corpus Christi II, L.L.C. - Texas A&M University-Corpus Christi Project) Series 2016A and to approve the project to be acquired with the proceeds of such Bonds

Sponsors: Intergovernmental Relations

13. [16-0463](#) **Second Reading Ordinance - Proposed Amendment to MobilityCC by adopting the Corpus Christi Metropolitan Planning Organization Strategic Plan for Active Mobility, Phase 1: Bicycle Mobility Plan (1st Reading 5/17/16)**

Ordinance amending MobilityCC, a transportation element of the Comprehensive Plan of the City of Corpus Christi, by adopting the Corpus Christi Metropolitan Planning Organization (CCMPO) Strategic Plan for Active Mobility, Phase 1: Bicycle Mobility Plan; providing for severance; providing for a repealer clause; and providing for publication.

Sponsors: Development Services

14. [16-0504](#) **Second Reading Ordinance - Rezoning property located at 1802 - 1820 Buford Street (1st Reading 5/17/16)**

Case No. 0416-02 The Salvation Army: A change of zoning from the "RS-6" Single-Family 6 District to the "CG-1/SP" General Commercial District with a Special Permit for a social service use. The property is described as being a 2.42 acre tract of land, being all of Lots 1-16, Block 6 and a 15 foot wide alley, Bay View No. 3, located between Hancock Avenue and Buford Avenue and between 16th Street and 15th Street.

Planning Commission and Staff Recommendation (April 20, 2016): Denial of the change of zoning from the "RS-6" Single-Family 6 District to the "CG-1/SP" General Commercial District with a Special Permit and, in lieu thereof, approval of the "RS-6/SP" Single-Family 6 District with a Special Permit subject to nine conditions.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by The Salvation Army ("Owner"), by changing the UDC Zoning Map in reference to a 2.42 acre tract of land, being all of Lots 1-16, Block 6 and a 15 foot wide alley, Bay View No. 3, from the "RS-6" Single-Family 6 District to the "RS-6/SP" Single-Family 6 District with a Special Permit for a social service use; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Sponsors: Development Services

15. [16-0505](#) **Second Reading Ordinance - Rezoning property located at 22 - 26**

**and 34 - 37 N. Country Club Drive, and 39, 41, 42, and 56 Country Club Drive (1st Reading 5/17/16)**

Case No. 0416-03 Magellan Terminals Holdings, LP: A change of zoning from the "RS-6" Single-Family 6 District, "ON" Office District and "RM-1" Multifamily 1 District to the "IL" Light Industrial District. The property is described as Lots 22-26, 34-42 and 55-56, Country Club Place, located on the north side of Interstate Highway 37, between Up River Road and Poth Lane.

Planning Commission and Staff Recommendation (April 20, 2016): Approval of the change of zoning from the "RS-6" Single-Family 6 District, "ON" Office District and "RM-1" Multifamily 1 District to the "IL" Light Industrial District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Magellan Terminals Holdings, LP ("Owner"), by changing the UDC Zoning Map in reference to Lots 22-26, 34-42 and 55-56, Country Club Place, from the "RS-6" Single-Family 6 District, "ON" Office District and "RM-1" Multifamily 1 District to the "IL" Light Industrial District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Sponsors: Development Services

16. [16-0506](#)

**Second Reading Ordinance - Rezoning property located at 14102 Ambrosia Street (1st Reading 5/17/16) (3/4 vote required)**

Case No. 0316-06 Yun W. Hwang: A change of zoning from the "RM-3" Multifamily 3 District to the "RS-TH/PUD" Townhouse District with a Planned Unit Development Overlay. The property is described as Lot 1-B, Block 1, Padre Island No. 1, together with that portion of Estrada Drive (now closed), adjacent to said Lot 1-B, Block 1, Padre Island No. 1, located on the north side of Ambrosia Street between Scallop Street and Indigo Street.

Planning Commission and Staff Recommendation (April 20, 2016): Approval of the change of zoning from "RM-3" Multifamily 3 District to the "RS-TH/PUD" Townhouse District with a Planned Unit Development Overlay subject to nine conditions.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Yun W. Hwang ("Owner"), by changing the UDC Zoning Map in reference to Lot 1-B, Block 1, Padre Island No. 1, together with that portion of Estrada Drive (now closed), adjacent to said Lot 1-B, Block 1, Padre Island No. 1, from the "RM-3" Multifamily 3 District to the

"RS-TH/PUD" Townhouse District with a Planned Unit Development Overlay; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

**Sponsors:** Development Services

17. [16-0494](#) **Second Reading Ordinance - Accepting and appropriating additional Federal grant funds for the Houston High Intensity Drug Trafficking Area (HIDTA) (1st Reading 5/17/16)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept additional grant funding in the amount of \$9,100.65 from the Executive Office of the President, Office of National Drug Control Policy, to support the Police Departments role in the Texas Coastal Corridor Initiative in the Houston High Intensity Drug Trafficking Area (HIDTA); and appropriating the \$9,100.65 in the No. 1061 Police Grants Fund.

**Sponsors:** Police Department

18. [16-0520](#) **Second Reading Ordinance - Abandoning and vacating an existing blanket pipeline easement, located at the northeast corner of Staples Street and Wooldridge Drive (1st Reading 5/17/16)**

Ordinance abandoning and vacating of an existing blanket easement, located at Lokey Subdivision, Block 16D, Lot 5 that was recorded at Nueces County Deed Records Vol. 269 pages 249-250 and located north of Wooldridge Drive, and west of the South Staples Street public street right-of-way; and requiring the owner of the lot, Brimhall Enterprises, Inc., to comply with the specified conditions.

**Sponsors:** Development Services

19. [16-0529](#) **Second Reading Ordinance - Approving agreement and appropriating funds for the construction of a sanitary sewer trunk line, force main and lift station located on the southeast corner of South Padre Island Drive and Old Brownsville Road (1st Reading 5/17/16)**

Ordinance authorizing city manager or designee to execute a sanitary sewer trunk line, force main and lift station construction and reimbursement agreement ("Agreement") with Peterson Properties, Ltd., ("Developer"), for the construction of a sanitary sewer trunk line, force main and lift station and appropriating \$911,341.24 from the No. 4220 Sanitary Sewer Trunk System Trust Fund to reimburse the Developer in accordance with the Agreement.

**Sponsors:** Development Services

L. **EXECUTIVE SESSION: (ITEMS 20 - 21)**

*PUBLIC NOTICE is given that the City Council may elect to go into executive session at*

any time during the meeting in order to discuss any matters listed on the agenda, when authorized by the provisions of the Open Meeting Act, Chapter 551 of the Texas Government Code, and that the City Council specifically expects to go into executive session on the following matters. If the Council elects to go into executive session regarding an agenda item, the section or sections of the Open Meetings Act authorizing the executive session will be publicly announced by the presiding officer. The City Council may deliberate and take action in open session on any issue that may be discussed in executive session. The description of an item in "Executive Sessions" constitutes the written interpretation by the City Attorney of Chapter 551 of the Texas Government Code and his determination that said item may be legally discussed in Closed Meeting in compliance with Chapter 551 the Texas Government Code.

20. [16-0566](#) **Executive session pursuant to Texas Government Code § 551.071** for consultation with attorneys regarding collective bargaining matters, (including litigation) between the City of Corpus Christi and the Corpus Christi Firefighters Association.
21. [16-0574](#) **Executive Session pursuant to Texas Government Code § 551.071 and § 551.074**, and Texas Disciplinary Rules of Professional Conduct rule 1.05, for consultation with attorneys and to discuss the employment and duties of Firefighter Marco Vasquez (Texas Local Government Code § 143.073-Line of Duty Leave).

**M. PUBLIC HEARINGS: (ITEM 22)**

22. [16-0471](#) **Public Hearing and First Reading Ordinance - Alley closure located between Fifteenth Street and Sixteenth Street and from Buford Avenue to Hancock Avenue**

Ordinance abandoning and vacating an undeveloped and unsurfaced 5,655-square foot (0.130 acres) portion of a 15-foot wide public right-of-way, as shown and dedicated by Plat of Bay View No. 3, Block 6, a map of which is recorded in Volume A, Page 25, Map Records of Nueces County, Texas, and requiring the owners, Corpus Christi Independent School District, and The Salvation Army, a Georgia Corporation to comply with the specified conditions.

**Sponsors:** Development Services

**N. REGULAR AGENDA: (ITEMS 23 - 26)**

*The following items are motions, resolutions and ordinances that will be considered and voted on individually.*

23. [16-0577](#) **Resolution appointing Interim City Manager**

Resolution to appoint Interim City Manager effective June 24, 2016 until the appointment and qualification of the new City Manager and authorizing the Mayor to set interim compensation.

**Sponsors:** Legal Department

24. [16-0578](#) **Discussion and possible action of process for City Manager selection.**



Sponsors: Mayor's Office

25. [16-0246](#) **Two Construction Contracts and a Construction Phase and Observation Services Contract for the Indefinite Delivery/Indefinite Quantity (IDIQ) Minor Street Improvement Project**

Motion authorizing the City Manager, or designee, to execute a construction contract with Ortiz Construction and Paving, Inc. for Part 1 in an amount of \$1,813,485.00 and to execute a construction contract with Grace Paving & Construction, Inc. for Part 2 in the amount of \$1,831,369.84 for the Indefinite Delivery/Indefinite Quantity (IDIQ) Minor Street Improvements project; and to execute a Construction Phase and Observation Services contract with Engineering & Construction Management Services, LLC of Corpus Christi, Texas in the amount of \$176,880 for the Indefinite Delivery/Indefinite Quantity (IDIQ) Minor Street Improvements project. These are multi-year contracts with a 1-year base plus two 1-year extensions.

Sponsors: Street Department and Engineering Services

26. [16-0462](#) **Second Reading Ordinance - Appropriating funds to execute the Engineering Construction Contract for International Boulevard Improvements (BOND 2012 Proposition 8) (1st Reading 5/10/16) (Tabled 5/17/16)**

Ordinance appropriating and approving a transfer in the amount of \$236,810 from the Unreserved Fund Balance in No. 4612 Airport Operating Reserves Fund to and appropriating in Fund 3018 Airport Capital Reserve Fund; changing the FY 2016 Operating Budget adopted by Ordinance No. 030620 to increase expenditures by \$236,810; changing the FY 2016 Capital Improvement Budget adopted by Ordinance No. 030621 to increase revenues and expenditures by \$236,810 each; and authorizing the City Manager or designee, to execute a Construction contract with Bay, Ltd. of Corpus Christi, Texas in the amount of \$1,683,694.35 for the International Boulevard Improvements project for the Base Bid and Additive Alternate No. 1. (BOND 2012 Proposition 8)

Sponsors: Engineering Services and Aviation Department

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

P. **FUTURE AGENDA ITEMS: (ITEMS 27 - 30)**

*The following items are for Council's informational purposes only. No action will be taken and no public comment will be solicited.*

27. [16-0560](#) **Resolution approving extension of Temporary Staffing Services Agreements**

Resolution ratifying one year contract extensions effective as of May 15,

2016, and authorizing the City Manager or designee to execute one year extensions to the service agreements with Unique Employment Services, Advance'd Temporaries, Inc., JAT Partners, LLC dba Remedy Intelligent Staffing, and Express Employment Professionals to continue the provision of temporary staffing services for a total expenditure not to exceed \$9,057,000 of which approximately \$3,773,750 is required for the remainder of the fiscal year.

**Sponsors:** Human Resources and Purchasing Division

28. [16-0476](#) **Engineering Design Services Contract for North Padre Island Beach Access Roads 3A and 2 (Bond 2014, Proposition 2)**

Motion authorizing the City Manager, or designee, to execute a contract for engineering design services with Govind Development, LLC. of Corpus Christi, Texas in the amount of \$73,935.00 for the North Padre Island Beach Access Roads 3A & 2. BOND 2014 Proposition 2.

**Sponsors:** Parks and Recreation Department and Street Department

29. [16-0521](#) **Approving the purchase of a water truck for Parks and Recreation beach services**

Motion approving the purchase of a 4,000 gallon water truck from Rush Truck Centers of Texas, L.P. of Houston, Texas, for a total cost of \$125,406.00. The award is based on the cooperative purchasing agreement with the Houston-Galveston Area Council (H-GAC). Funding is available in the General Fund FY 2015-2016.

**Sponsors:** Parks and Recreation Department, Fleet Maintenance Services and Purchasing Division

30. [16-0486](#) **Resolution approving the purchase of water testing reagents for the Water Utilities Department and Health Department**

Resolution finding that competitive bids are not required for a procurement from IDEXX Distribution, Inc., Westbrook, Maine, for the laboratory testing reagent Colilert, and authorizing the City Manager, or designee, to enter into a supply agreement for a not to exceed amount of \$135,304.00, of which \$45,101.33 is required for the remainder of FY 2015-2016. Funds have been budgeted by the Water Department and Health Department in FY 2015-2016. The term of the agreement shall be for one year with an option to extend for up to two additional one year terms, subject to the approval of the supplier and the City Manager or designee.

**Sponsors:** Water Utilities Department, Health Department and Purchasing Division

Q. **BRIEFINGS: (ITEM 31)**

*Briefing information will be provided to the City Council during the Council meeting. Briefings are for Council information only. Council may give direction to the City Manager, but no other action will be taken and no public comment will be solicited.*

31. [16-0535](#) **Wastewater Management Plan**

Sponsors: Assistant City Manager and Water Utilities Department

R. **ADJOURNMENT**