



# Corpus Christi

1201 Leopard Street  
Corpus Christi, TX 78401  
cctexas.com

## Meeting Agenda - Final

### City Council

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Tuesday, May 31, 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 Dr. Bob Eckert.**
- C. Pledge of Allegiance to the Flag of the United States to be led by Gene Delauro - Building Official, Development Services.**
- D. City Secretary Rebecca Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
  - 1. [16-0597](#) Proclamation declaring June 19, 2016, "151st Anniversary of the Juneteenth Celebration, the Spirit of Emancipation Days".  
Swearing-in Ceremony for Newly Appointed Board, Commission and Committee Members.**

- 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. Discussion regarding discounting customer water bills.
- b. Other

**H. MINUTES:**

2. [16-0598](#) Special Meeting of May 23, 2016 and Regular Meeting of May 24, 2016.

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

**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 3 - 5)**

*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.*

3. [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

4. [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

5. [16-0471](#) **Second Reading Ordinance - Alley closure located between Fifteenth Street and Sixteenth Street and from Buford Avenue to Hancock Avenue (1st Reading 5/24/16)**

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

L. **EXECUTIVE SESSION: (ITEMS 6 - 8)**

*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.

6. [16-0601](#) **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.
7. [16-0603](#) **Executive Session pursuant to Texas Government Code §551.071** for consultation with attorneys regarding legal matters involving the U.S. Environmental Protection Agency - Department of Justice concerns relating to sanitary sewer overflows and the City's wastewater treatment system.
8. [16-0619](#) **Executive Session pursuant to Texas Government Code § 551.074** (Personnel Matters) to discuss the appointment, employment, and duties of public officers or employees, including, but not limited to, the position of the City Manager.

**M. PUBLIC HEARINGS: (NONE)**

**N. REGULAR AGENDA: (ITEMS 9 - 11)**

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

9. [16-0620](#) **Discussion and possible action regarding possible scope for third party investigation related to the past three boil water notices.**  
**Sponsors:** Acting City Manager
10. [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
11. [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

**O. FIRST READING ORDINANCES: (NONE)****P. FUTURE AGENDA ITEMS: (ITEMS 12 - 16)**

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

**12. [16-0550](#) Contract amendments to Mind Exercise Nutrition Do it (MEND) Childhood Obesity Program Service Agreements**

Motion authorizing the Director of the Public Health District or designee to execute contract amendments with Advanced Cheer Athletics LLC; Apex Personal Training and Nutrition; Benavides Fitness, LLC; and Twisted Cheer Company to provide additional services and funding pursuant to existing MEND Childhood Obesity Program service agreements for a total expenditure not to exceed \$770,000. Funds have been budgeted by Corpus Christi-Nueces County Public Health District (CCNCPHD) in the 1115 Transformation Waiver Fund.

Advanced Cheer Athletics, LLC 6801 Weber Road Corpus Christi, Texas \$250,000	Apex Personal Training and Nutrition, LLC 4117 South Staples Suite 260 Corpus Christi, Texas \$150,000
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Benavides Fitness, LLC 1504 Redbird Drive Rockport, Texas \$170,000	Twisted Cheer Company 3010 Old Kingsville Road Alice, Texas \$200,000
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**Sponsors:** Health Department and Purchasing Division

**13. [16-0569](#) Construction contract for Collier Pool Renovation Rebid- Part B (Restroom and Office Building) (Bond 2012 Proposition 4 - Aquatic Facilities)**

Motion authorizing the City Manager, or designee, to execute a construction contract with Cruz Maintenance & Construction, Inc. of Corpus Christi, Texas in the amount of \$598,874 for the Collier Pool Renovations Rebid - Part B (Restroom and Office Building) project for

replacement of the existing building. (Bond 2012 Proposition 4 - Aquatic Facilities)

**Sponsors:** Engineering Services and Parks and Recreation Department

14. [16-0591](#) **Construction contract for Street Preventative Maintenance Program - Seal Coats**

Motion authorizing the City Manager or designee, to execute a construction contract with J. Carroll Weaver, Inc. of Sinton, Texas in the amount of \$1,987,973.61 each for bid Part 1, Part 2 & Part 3, for a total fee of \$5,963,920.83 for the Street Preventative Maintenance Program 2015 (Year 2) Remaining and 2016 (Year 3) Seal Coat project.

**Sponsors:** Street Department and Engineering Services

15. [16-0477](#) **Construction contract for Whitecap Wastewater Treatment Plant Ultra-Violet System Upgrade**

Motion authorizing the City Manager or designee to execute a construction contract with J.S. Haren Company of Athens, Tennessee in the amount of \$5,266,997.75 for the Whitecap Wastewater Treatment Plant Ultra-Violet System Upgrade for the Base Bid.

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

16. [16-0481](#) **External audit Firm Service Agreement**

Motion authorizing the City Manager or his designee to execute a service agreement with Padgett Stratemann & Co. L.L.P. ("PS&Co.") of San Antonio, Texas, to provide professional auditing services for a total contract value of \$601,000, inclusive of an allowance of \$36,000 for bond examination reports/statements and comfort letters that may be requested by the City during the term of this Agreement in accordance with Request for Qualifications No 66. The agreement is established for a three year period, subject to the approval of the City Manager or designee and the contractor.

**Sponsors:** Financial Services Department and Purchasing Division

Q. **BRIEFINGS: (ITEM 17)**

*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.*

17. [16-0527](#) **Discovery - Carport Regulations**

**Sponsors:** Development Services

R. **ADJOURNMENT**