



Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final City Council

Tuesday, February 18, 2014

11:30 AM

Council Chambers

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 Father Bruce Wilson, Church of Reconciliation**
- C. Pledge of Allegiance to the Flag of the United States.**
- D. City Secretary Rebecca Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
- F. PUBLIC COMMENT FROM THE AUDIENCE ON MATTERS NOT SCHEDULED ON THE AGENDA WILL BE HEARD AT APPROXIMATELY 12:00 P.M. PLEASE LIMIT PRESENTATIONS TO THREE MINUTES. A recording is made of the meeting; therefore, please speak into the microphone located at the podium and state your name and address. If you have a petition or other information pertaining to your subject, please present it to the City Secretary.**

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:

H. EXECUTIVE SESSION: (NONE)

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. In the event 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 office.

I. MINUTES:

- 1. [14-00205](#) Regular Meeting of January 28, 2014 and Regular Meeting of February 11, 2014**

J. BOARDS & COMMITTEE APPOINTMENTS:

- 2. [14-00204](#) Citizens Advisory Health Board
Tree Advisory Committee**

K. 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.

L. CONSENT AGENDA: (ITEMS 3 - 12)

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. [14-00125](#) **Purchase of a Peterbilt CNG refuse truck**

Motion approving the purchase of one (1) Peterbilt CNG refuse truck from Rush Truck Centers of Texas, L.P., Houston, Texas for a total amount of \$306,236. The award is based on the cooperative purchasing agreement with the Houston-Galveston Area Council of Governments (HGAC).

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

4. [14-00137](#) **Agreement for Excess Liability and Excess Workers' Compensation Insurance**

Motion approving an agreement with McGriff, Seibels & Williams, of Texas, Inc. of Addison, Texas for the purchase of Excess Liability and Excess Workers' Compensation Insurance, in accordance with Request for Proposal Number BI-0084-14, for a total one-year expenditure of \$583,598, based on lowest responsible bid. The term of the agreement will be for one year with an option to extend for up to three additional one-year periods, subject to the approval of the service provider and the City Manager or designee. Funds are budgeted in the Liability/Employee Benefit - Liability and Liability/Employee Benefits - Workers' Compensation Funds.

Sponsors: Purchasing Division and Legal Department

5. [13-001203](#) **Purchase of radar equipment for Police Department**

Motion approving the purchase of ten (10) Prolaser radars and forty (40) dual KA band traffic radars and associated equipment for the Corpus Christi Police Department in the amount of \$114,057.80 from Kustom Signals, Inc. Chanute, KS. The award is based on the cooperative purchasing agreement with the Houston-Galveston Area Council of Governments (HGAC). Funds are available through the Crime Control and Prevention District.

Sponsors: Police Department

6. [14-00009](#) **Lease agreement amendment no. 1 for Police substation located at 2230 Saratoga**

Motion amending the lease agreement with Greg Voisin Investment Corporation c/o Corpus Christi Realty Management, Inc. for the Police substation located at 2230 Saratoga to change the lease term expiration date from February 28, 2014 to February 28, 2015.

Sponsors: Police Department

7. [14-00091](#) **Interlocal agreement for Texas Pollutant Discharge Elimination System Permit (TPDES) responsibilities**

Resolution authorizing the City Manager or his designee to execute an Interlocal Cooperation Agreement with Texas A&M University - Corpus Christi (TAMU-CC) in connection with the City of Corpus Christi Municipal Separate Storm Sewer System (MS4) Texas Pollutant Discharge Elimination System (TPDES) Permit.

Sponsors: Environmental and Strategic Initiatives

8. [14-00075](#) **Engineering construction contract for three replacement sluice gates for the Wesley E. Seale Dam**

Motion authorizing the City Manager, or designee, to execute a construction contract with H&S Constructors, Inc. of Corpus Christi, Texas in the amount of \$349,000, for the Wesley E. Seale Dam Sluice Gate Rehabilitation - Phase 1 Re-Bid for the Base Bid.

Sponsors: Water Department and Engineering Department

9. [14-00038](#) **Second Reading Ordinance - Amending the Urban Transportation Plan by realigning in a straight path the future extension of Williams Drive from the east side of Lexington Road to the west side of Ennis Joslin Road (1st Reading 2/11/14)**

Planning Commission, Transportation Advisory Committee, and Staff Recommendations:

Approval of the realignment as proposed.

Ordinance

Ordinance amending the Corpus Christi Urban Transportation Plan, an element of the Comprehensive Plan of the City of Corpus Christi, Texas, by realigning Williams Drive between Lexington Road and Ennis Joslin Road; amending related elements of the Comprehensive Plan of the City; providing for severance; and providing for publication.

Sponsors: Development Services

10. [14-00064](#) **Second Reading Ordinance - Exempting Wildcat Industrial Park, located south of Leopard Street and west of Southern Minerals Road, from the wastewater lot acreage fees (1st Reading 2/11/14)**

Ordinance exempting Wildcat Industrial Park, a subdivision located south of Leopard Street and west of Southern Minerals Road, from payment of wastewater lot/acreage fees under Section 8.5.2.G.1. of the Unified Development Code, requiring the owner/developer to comply with the specified conditions.

Sponsors: Development Services

11. [14-00120](#) **Second Reading Ordinance - Rezoning from the "RS-6" Single-Family 6 District to the "RS-4.5" Single-Family 4.5 District, on property located at 1009 Homedale Street (1st Reading 2/11/14)**

Case 0114-02 Esteban R. Alaniz: A rezoning from the "RS-6" Single-Family 6 District to the "RS-4.5" Single-Family 4.5 District, not resulting in a change to the Future Land Use Plan. The property is described as being a 9.97-acre tract of land out of Lot 29, Section 49, Flour Bluff and Encinal Farm and Garden Tracts, located on the south side of Homedale Street, approximately 130 feet east of Retta Drive.

Planning Commission and Staff Recommendation (January 15, 2014): Approval of the rezoning from the "RS-6" Single-Family 6 District to the "RS-4.5" Single-Family 4.5 District.

Ordinance

Ordinance amending the Unified Development Code ("UDC"), upon application by Esteban R. Alaniz ("Owner"), by changing the UDC Zoning Map in reference to a 9.97-acre tract of land out of Lot 29, Section 49, Flour Bluff and Encinal Farm and Garden Tracts, from the "RS-6" Single-Family 6 District to the "RS-4.5" Single-Family 4.5 District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Sponsors: Development Services

12. [14-00121](#) **Second Reading Ordinance - Rezoning from the "RM-1" Multifamily 1 District and "CN-1" Neighborhood Commercial District to the "RS-4.5" Single-Family 4.5 District, on property located at 2346 Rodd Field Road (1st Reading 2/11/14)**

Case 0114-03 The Mostaghassi Investment Trust: A rezoning from the "RM-1" Multifamily 1 District and "CN-1" Neighborhood Commercial District to the "RS-4.5" Single-Family 4.5 District, resulting in a change to the Future Land Use Plan from commercial and medium-density residential uses to low-density residential uses. The property is described as being a 15.567-acre tract of land, more or less, out of Lot 3, Block 1, The Forum Mall, and out of a portion of Lot 15, Section 27, Flour Bluff and Encinal Farm and Garden Tracts, located on the east side of Rodd Field Road and approximately 600 feet north of Wooldridge Road.

Planning Commission and Staff Recommendation (January 15, 2014): Approval of the rezoning to the "RS-4.5" Single-Family 4.5 District.

Ordinance

Ordinance amending the Unified Development Code ("UDC"), upon application by The Mostaghassi Investment Trust ("Owner"), by changing

the UDC Zoning Map in reference to a 15.567-acre tract of land, more or less, out of Lot 3, Block 1, The Forum Mall, and out of a portion of Lot 15, Section 27, Flour Bluff and Encinal Farm and Garden Tracts, from the "CN-1" Neighborhood Commercial District and "RM-1" Multifamily 1 District to the "RS-4.5" Single-Family 4.5 District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Sponsors: Development Services

ADVANCE DESIGN IN PREPARATION OF BOND ISSUE 2014: (ITEMS 13 - 15)

13. [14-00088](#) **Second Reading Ordinance - Engineering design contract amending the FY 2014 Capital Improvement Budget for Yorktown Boulevard from Everhart to Staples (1st Reading 2/11/14)**

Ordinance amending the FY 2014 Capital Improvement Budget adopted by Ordinance No. 029916 to transfer budgeted funds in the amount of \$186,851.50 from Storm Water CIP Fund 3495 Project No. E09025 Williams Drive Outfall; reserves in the amount of \$111,156.78 from Wastewater CIP Fund 4510; reserves in the amount of \$89,688.72 from Water CIP Fund 4088 to the Bond 2014 Street Project: Yorktown Boulevard from Everhart to Staples increasing expenditures in the amount of \$387,697.00; and authorizing the City Manager, or designee, to execute an engineering design contract with Freese and Nichols, Inc. from Corpus Christi, Texas in the amount of \$990,929.00 for Yorktown Boulevard from Everhart to Staples.

Sponsors: Engineering Department, Water Department, Wastewater Department and Storm Water Department

14. [14-00021](#) **Second Reading Ordinance - Engineering design contract amending the FY 2014 Capital Improvement Budget for Corona Drive from Flynn to Everhart (1st Reading 2/11/14)**

Ordinance amending the FY 2014 Capital Improvement Budget adopted by Ordinance No. 029916 to transfer capital reserves in the amounts of \$126,662.50 from Storm Water CIP Fund 3494, \$54,632.50 from Wastewater CIP Fund 4510, \$50,430.00 from Water CIP Fund 4088 to the Bond 2014 Street Project Corona Drive from Flynn to Everhart; increasing expenditures in the amount of \$231,725.00; and authorizing the City Manager, or designee, to execute an engineering design contract with Govind Development, LLC from Corpus Christi, Texas in the amount of \$546,986.00 for Corona Drive from Flynn to Everhart.

Sponsors: Engineering Department

15. [14-00093](#) **Second Reading Ordinance - Engineering design contract amending the FY 2014 Capital Improvement Budget for Santa Fe from Elizabeth to Hancock (1st Reading 2/11/14)**

Ordinance amending the FY 2014 Capital Improvement Budget adopted by Ordinance No. 029916 to transfer capital reserves in the amounts of \$69,254.63 from Storm Water CIP Fund 3494, \$36,012.41 from Wastewater CIP Fund 4504, and \$33,242.22 from Water CIP Fund 4479 to the Bond 2014 Street Project Santa Fe from Elizabeth to Hancock; increasing expenditures in the amount of \$138,509.26; and authorizing the City Manager or designee to execute an engineering design contract with Maverick Engineering from Corpus Christi, Texas in the amount of \$342,588.50 for Santa Fe from Elizabeth to Hancock.

Sponsors: Water Department, Wastewater Department, Storm Water Department and Engineering Department

16. [14-00090](#) **Second Reading Ordinance - Appropriating funds for the upgrade and installation of the Multi User Flight Information Display System (MUFIDS) at airport (1st Reading 2/11/14)**

Ordinance appropriating \$300,000 from the Unreserved Fund Balance in the No. 4610 Airport Fund for upgrade of the Multi User Flight Information Display System (MUFIDS) at Corpus Christi International Airport; changing the FY 2013-2014 Operating Budget adopted by Ordinance 029916 by increasing expenditures by \$300,000.

Sponsors: Aviation Department

17. [14-00100](#) **Second Reading Ordinance - Ratifying acceptance of State grant amendment no. 1 for air quality planning (1st Reading 2/11/14)**

Ordinance ratifying the acceptance of amendment no. 1 to grant agreement #582-14-40055 with the Texas Commission on Environmental Quality and appropriating \$153,895 in the no. 1071 Community Enrichment Grants Fund for air quality planning purposes

Sponsors: Environmental and Strategic Initiatives

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

N. **REGULAR AGENDA: (ITEMS 18 - 28)**

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

18. [14-00172](#) Motion canceling Council Meeting of March 11, 2014

19. [14-00136](#) **Purchase of twenty-five (25) police pursuit tahoes**

Motion approving the purchase of twenty-five (25) Police Pursuit Tahoes from Caldwell Country Chevrolet, Caldwell, Texas for a total amount of \$724,960.25. The award is based on the cooperative purchasing agreement with the Texas Local Government Purchasing Cooperative (TLGPC). Funds have been budgeted in FY 2013-2014.

Sponsors: Purchasing Division, Fleet Maintenance Services and Police Department

20. [14-00124](#) **Purchase of a Peterbilt transfer truck**
- Motion approving the purchase of one (1) Peterbilt transfer truck from Rush Truck Centers of Texas, L.P., Houston, Texas for a total amount of \$164,338. The award is based on the cooperative purchasing agreement with the Houston-Galveston Area Council of Governments (HGAC).
- Sponsors:** Purchasing Division, Fleet Maintenance Services and Solid Waste Operations
21. [14-00134](#) **Lease-Purchase of two (2) freightliner trucks with patcher bodies**
- Motion approving the lease-purchase of two (2) Freightliner trucks with patcher bodies from Freightliner of Austin, Austin, Texas for a total amount of \$277,074.00. The award is based on the cooperative purchasing agreement with the Texas Local Government Purchasing Cooperative (TLGPC). Funding is available from the City's lease-purchase financing contractor.
- Sponsors:** Purchasing Division and Street Department
22. [14-00130](#) **Resolution approving Federal grant application for Texas State Highway 358 Integrated Corridor Management Project**
- Resolutuion approving submission of a grant application with the Federal Highway Administration (FHWA) for the Texas State Highway 358 Integrated Corridor Management Project.
- Sponsors:** Street Department and Engineering Department
23. [14-00138](#) **Resolution supporting the proposed Lexington Manor Apartments; acknowledging an application for 9% Low Income Housing Tax Credits to the Texas Department of Housing and Community Affairs (TDHCA); and acknowledging the local support for the HOME Investment Partnership Program funds from the City of Corpus Christi.**
- Resolution of the City Council of the City of Corpus Christi, Texas in support of the proposed affordable housing project known as the Lexington Manor Apartments to be developed by TG 110, Inc. and to be owned by TG Lexington 110, LP.
- Sponsors:** Neighborhood Services
24. [14-00139](#) **Resolution supporting the proposed Riverstone Apartments; acknowledging an application for 9% Low Income Housing Tax Credits to the Texas Department of Housing and Community Affairs (TDHCA); and acknowledging the local support for the HOME Investment Partnership Program funds from the City of Corpus Christi.**

Resolution of the City Council of the City of Corpus Christi, Texas in support of the proposed affordable housing project known as the Riverstone Apartments to be developed by GCM Housing CC, Ltd.

Sponsors: Neighborhood Services

25. [14-00141](#) **Resolution supporting the proposed Quail Chase Apartments; acknowledging an application for 9% Low Income Housing Tax Credits to the Texas Department of Housing and Community Affairs (TDHCA); and acknowledging the local support for the HOME Investment Partnership Program funds from the City of Corpus Christi.**

Resolution of the City Council of the City of Corpus Christi, Texas in support of the proposed affordable housing project known as the Quail Chase Apartments to be developed by MBL DerbyCity Development, LLC.

Sponsors: Neighborhood Services

26. [14-00142](#) **Resolution supporting the proposed Residences at Calallen Apartments; acknowledging an application for 9% Low Income Housing Tax Credits to the Texas Department of Housing and Community Affairs (TDHCA); and acknowledging the local support from the City of Corpus Christi.**

Resolution of the City Council of the City of Corpus Christi, Texas in support of the proposed affordable housing project known as the Residences at Calallen to be developed by NuRock Companies.

Sponsors: Neighborhood Services

27. [14-00143](#) **Resolution supporting the proposed Residences at Rodd Field Apartments; acknowledging an application for 9% Low Income Housing Tax Credits to the Texas Department of Housing and Community Affairs (TDHCA); and acknowledging the local support from the City of Corpus Christi.**

Resolution of the City Council of the City of Corpus Christi, Texas in support of the proposed affordable housing project known as the Residences at Rodd Field to be developed by NuRock Companies.

Sponsors: Neighborhood Services

28. [14-00147](#) **Resolution supporting the proposed Palacio del Sol at Calallen Apartments; acknowledging an application for 9% Low Income Housing Tax Credits to the Texas Department of Housing and Community Affairs (TDHCA); and acknowledging the local support from the City of Corpus Christi.**

Resolution of the City Council of the City of Corpus Christi, Texas in support of the proposed affordable housing project known as the

Palacio del Sol at Calallen to be developed by TX FM1889 Apartments, Ltd.

Sponsors: Neighborhood Services

O. FIRST READING ORDINANCES: (ITEM 29)

29. [14-00177](#) First Reading Ordinance - Construction contract change order no. 9 for Williams Drive Phase 2 (Bond 2008)

Ordinance amending the FY 2014 Capital Improvement Budget adopted by Ordinance No. 029916 to transfer budgeted funds in the amounts of \$365,000 from Wastewater Capital Reserves Fund 4510 Project No. E10142 - Lift Station Repairs Citywide Everhart/Staples Lift Station reserves to the Bond 2008 Street Project Williams Drive Phase 2 from Airline to Nile; increasing expenditures in the amount of \$365,000; and authorizing the City Manager, or designee, to execute Change Order No. 9 with ReYTEC Construction, Inc. from Corpus Christi, Texas in the amount of \$609,305.34 for the Williams Drive Phase 2 from Airline to Nile Project for improvements to the infrastructure feeding the Williams Drive Lift Station.

Sponsors: Wastewater Department and Engineering Department

P. RECESS TO THE CORPORATION MEETING: (ITEM 30)

30. [14-00156](#) Annual board meeting of the Corpus Christi Housing Finance Corporation.

Sponsors: ACM - Safety, Health and & Neighborhoods

Q. RECONVENE CITY COUNCIL MEETING

R. FUTURE AGENDA ITEMS: (ITEMS 31 - 32)

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

31. [14-00127](#) Engineering construction contracts and construction management/observation contracts for Mary Rhodes Pipeline Phase 2

Motion authorizing the City Manager, or designee, to execute a construction contract with Garney Companies, Inc. of Kansas City, Missouri in the amount of \$84,121,405, for the Mary Rhodes Pipeline Phase 2: Pipeline Sections A, B, and C for the base bid and the fiber optic additive alternate for all pipeline sections; and to execute a construction contract with Oscar Renda Contracting of Roanoke, Texas in the amount of \$29,167,288, for the Mary Rhodes Pipeline Phase 2: Pump Stations/Sedimentation Basin for the base bid; and to execute Amendment No. 10 to the contract for professional services with Freese

and Nichols, Inc. of Corpus Christi, Texas in the amount of \$3,965,785, for a total restated fee not to exceed \$15,301,288 for Mary Rhodes Pipeline Phase 2 for construction management and construction observation services; and to execute a contract with AGCM, Inc. of Corpus Christi, Texas in the amount of \$1,679,942, for Mary Rhodes Pipeline Phase 2 for construction observation services.

Sponsors: Water Department and Engineering Department

32. [14-00201](#) **Resolution adopting a community revitalization plan for an area encompassing the border streets of Staples Street on the East, Everhart Road to the South, Saratoga Boulevard to the West, and Ayers Street to the North**

Resolution of the City Council of the City of Corpus Christi, Texas adopting a City Central Corridor Community Revitalization Plan for an area encompassing the border streets of Staples Street on the East, Everhart Road to the South, Saratoga Boulevard to the West, and Ayers Street to the North; and providing an effective date.

Sponsors: Neighborhood Services

S. FUTURE CORPORATION MEETING: (ITEM 33)

33. [14-00186](#) Board meeting of the Corpus Christi Housing Finance Corporation.

Sponsors: ACM - Safety, Health and & Neighborhoods

T. BRIEFINGS TO CITY COUNCIL: (ITEMS 34 - 35)

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

34. [14-00196](#) **Enterprise Software Update**

Sponsors: Municipal Information Systems

35. [14-00187](#) **Affordable Housing Current Status**

Sponsors: ACM - Safety, Health and & Neighborhoods

U. ADJOURNMENT