



Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final-revised City Council

Tuesday, May 20, 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 Pastor Luke Brownell, The Summit Church.**
- 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: (NONE)**
- 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:

- a. City Performance Report - Housing and Community Development
- b. Other

H. EXECUTIVE SESSION: (ITEM 1)

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.

1. [14-00560](#) Executive session pursuant to Section 551.071 of the Texas Government Code for consultation with attorneys regarding fire collective bargaining negotiations with possible discussion and action in open session

I. MINUTES:

2. [14-00562](#) Regular Meeting of May 13, 2014

J. BOARDS & COMMITTEE APPOINTMENTS: (NONE)

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 - 17)

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.

Vehicle Purchases - 83% CNG (Related Items 3 - 7)

3. [14-00445](#) Purchase of two CNG pickup trucks for use at landfill

Motion approving the purchase of two (2) CNG pickup trucks from Burns Motors LTD, McAllen, Texas in accordance with Bid Invitation No. BI-0136-14 based on only bid for a total amount of \$75,600.00. Funding for the purchase of CNG pickup trucks is available in the Capital Outlay Budget of the Maintenance Service Fund.

Sponsors: Purchasing Division and Fleet Maintenance Services

4. [14-00457](#) Purchase of thirty-one (31) trucks and one (1) SUV and Lease-purchase of fifty (50) trucks

Motion approving the purchase of five (5) heavy trucks, twenty-six (26) light trucks, and one (1) SUV and the lease-purchase of five (5) heavy trucks, and forty-five (45) light trucks for the total amount of \$2,896,263.60, of which \$1,077,464.00 is required for the remainder of FY 2013-2014. The vehicles are awarded to the following companies for the following amounts in accordance with Bid Invitation No. BI-0117-14 based on lowest responsible bid and on lowest local bid. Funding for the purchase of vehicles is available in the Capital Outlay Budget of the Maintenance Service Fund and the Municipal Information System Fund. Financing for the lease-purchase of vehicles will be provided through the City's lease-purchase financing contractor.

Grapevine DCJ, LLC Grapevine, TX Items 13 & 26	Silsbee Ford Silsbee, TX Items 2, 4, & 9	AutoNation Ford Corpus Christi, TX Items 1, 3, 5-8, 10-12, 14-25, 27-31
\$45,642.60	\$82,572.00	\$2,768,049.00

Grand Total: \$2,896,263.60

Sponsors: Purchasing Division and Fleet Maintenance Services

5. [14-00450](#) Lease-Purchase of four (4) freightliner trucks and four (4) Peterson lightning loader bodies for brush collection

Motion approving the lease-purchase of four (4) Freightliner trucks from Houston, Freightliner, Inc., Houston, Texas and four (4) Peterson lightning loader bodies from Texan Waste Equipment, Inc., Houston, Texas for a total amount of \$520,120. The award is based on the cooperative purchasing agreements with the Houston-Galveston Area Council of Governments (HGAC) and the Texas Local Government Purchasing Cooperative (TLGPC). Funding is available from the City's lease-purchase financing contractor.

Sponsors: Purchasing Division and Solid Waste Operations

6. [14-00451](#) **Lease-Purchase of three (3) freightliner trucks and Peterson rear-steer loader bodies for brush collection**

Motion approving the lease-purchase of three (3) Freightliner trucks from Houston, Freightliner, Inc., Houston, Texas and three (3) Peterson rear-steer loader bodies from Texan Waste Equipment, Inc., Houston, Texas for a total amount of \$443,520. The award is based on the cooperative purchasing agreements with the Houston-Galveston Area Council of Governments (HGAC) and the Texas Local Government Purchasing Cooperative (TLGPC). Funding is available from the City's lease-purchase financing contractor.

Sponsors: Purchasing Division and Solid Waste Operations

7. [14-00449](#) **Purchase of one freightliner vacuum truck and sewer cleaner body for wastewater collection main line maintenance**

Motion approving the purchase of one (1) Freightliner truck from Houston Freightliner, Inc., Houston, Texas and one (1) VAC-ALL sewer cleaner body from Waukesha-Pierce Industries, Inc., Dallas, Texas for a total amount of \$322,073.45. The award is based on the cooperative purchasing agreement with the Houston-Galveston Area Council of Governments (H-GAC). The unit is a replacement to the fleet and will be used by the Utilities Department. Funds are available in the Fleet Maintenance Services Fund FY 2013-2014.

Sponsors: Purchasing Division and Office of Public Utilities

8. [14-00447](#) **Service agreement for school crossing guard program**

Motion approving a service agreement with All City Management Services, Houston, Texas to administer the School Crossing Guard Program in accordance with Bid Invitation No. BI-0114-14 based on only bid for an estimated twelve-month expenditure of \$257,936.40 of which \$46,897.53 is required for the remainder of FY 2013-2014. The term of the service agreement will be for twelve-months with an option to extend for up to two additional twelve-month periods subject to the approval of the service provider and the City Manager or designee. Funds are available in the General Fund and the Red Light Photo Enforcement

Fund in FY 2013-2014.

Sponsors: Purchasing Division and Police Department

9. [14-00522](#) **Interlocal agreement and approval for submission of grant application for Federal funds from the Edward Byrne Memorial Justice Grant (JAG) Program FY 2014 Local Solicitation**

Resolution authorizing the City Manager, or designee, to submit a grant application in the amount of \$168,613 to the U.S. Department of Justice, Bureau of Justice Assistance for funding eligible under the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2014 Local Solicitation with 50% of the funds to be distributed to Nueces County under the established Interlocal Agreement; and authorizing the City Manager or designee to execute Interlocal Agreement between the City of Corpus Christi and Nueces County to establish terms for the sharing of the Edward Byrne Memorial Justice Grant (JAG) Program FY 2014 Local Solicitation.

Sponsors: Police Department

10. [14-00460](#) **Contract amendment no. 1 for on-call engineering services for dams for construction phase services**

Motion authorizing the City Manager or designee to execute Amendment No. 1 to the engineering contract with Freese and Nichols, Inc. of Corpus Christi, Texas in the amount of \$10,500, for a total restated fee not to exceed \$60,000 for On-Call Engineering Services for Dams for construction phase services.

Sponsors: Water/Wastewater Treatment and Capital Programs

11. [14-00521](#) **Approval of a reservation agreement with Flint Hills Resources Corpus Christi, LLC for use of recycled water**

Motion authorizing the City Manager or designee to execute an Agreement for Exclusive Reservation of Recycled Water (the "Reservation") with Flint Hills Resources Corpus Christi, LLC (FHR) for 2 million gallons per day (MGD) of recycled water.

Sponsors: Environmental and Strategic Initiatives

12. [14-00487](#) **Second Reading Ordinance - Rezoning from the "RS-6" Single-Family 6 District to the "ON" Office District for Klatt Thomas, LLC on property located at 4302 Interstate Highway 69 (1st Reading 5/13/14)**

Case No. 0414-01 Klatt Thomas, LLC: A change of zoning from the "RS-6" Single-Family 6 District to the "ON" Office District, resulting in a change to the Future Land Use Plan from commercial and medium density residential to office uses. The property is described as Lot 22, River Forest Acres, located along the northwest side of Interstate

Highway 69, between Teague Lane and Cornett Road.

Planning Commission and Staff Recommendation (April 9, 2014):
Approval of the change of zoning from the "RS-6" Single-Family 6 District to the "ON" Office District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Klatt Thomas, LLC ("Owner"), by changing the UDC Zoning Map in reference to Lot 22, River Forest Acres, from the "RS-6" Single-Family 6 District to the "ON" Office District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Sponsors: Development Services

13. [14-00490](#) **Second Reading Ordinance - Rezoning from the "RS-6" Residential District to the "CG-2" General Commercial District for Peterson Properties, Ltd. on property located at 5425 & 5515 Old Brownsville Road & 809 South Padre Island Drive (1st Reading 5/13/14)**

Case No. 0414-02 Peterson Properties, Ltd.: A change of zoning from the "RS-6" Single-Family 6 District to the "CG-2" General Commercial District, resulting in a partial change to the Future Land Use Plan from light industrial to commercial uses. The property is described as being a 118.30-acre tract of land out of Lots 9, 10, 11, 14, 15, and 16, Section 5, Range VIII, of the Gugenheim and Cohn's Farm Lots, located between Old Brownsville Road (FM 665), South Padre Island Drive (SH 358), and West Point Road.

Planning Commission and Staff Recommendation (April 9, 2014):
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 Peterson Properties, Ltd. ("Owner"), by changing the UDC Zoning Map in reference to a 118.30-acre tract of land out of Lots 9, 10, 11, 14, 15, and 16, Section 5, Range VIII, of the Gugenheim and Cohn's Farm Lots, from the "RS-6" Single-Family 6 District to the "CG-2" General Commercial District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Sponsors: Development Services

14. [14-00491](#) **Second Reading Ordinance - Rezoning from the "RS-6" Single-Family to the "RM-1" Multifamily for John O. Nicholson, III d/b/a Barton Street Pub on property located at 1005 & 1009 Mounts Drive (1st Reading 5/13/14)**

Case No. 0414-03 John O. Nicholson, III d/b/a Barton Street Pub: A change of zoning from the "RS-6" Single-Family 6 District to the "RM-1" Multifamily 1 District, resulting in a change to the Future Land Use Plan from commercial to medium density residential uses. The property is described as being a 0.421-acre tract of land out of Lots 7 and 8, Block H, Flour Bluff Estates, located at the southeast intersection of Mounts Drive and Melody Lane.

Planning Commission and Staff Recommendation (April 9, 2014): Approval of the change of zoning from the "RS-6" Single-Family 6 District to the "RM-1" Multifamily 1 District.

Ordinance

Ordinance amending the Unified Development Code ("UDC"), upon application by John O. Nicholson, III d/b/a Barton Street Pub ("Owner"), by changing the UDC Zoning Map in reference to a 0.421-acre tract of land out of Lots 7 and 8, Block H, Flour Bluff Estates, from the "RS-6" Single-Family 6 District to the "RM-1" Multifamily 1 District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Sponsors: Development Services

15. [14-00498](#) **Second Reading Ordinance - Adopting Unified Development Code Text Amendments for plat recordation prior to final acceptance of infrastructure improvements (1st Reading 5/13/14)**

Ordinance amending the Unified Development Code to provide Conditional Acceptance requirements by revising section 8.1.11 - Requirements for Plat Recordation; subsections 8.1.11.A - Traffic Engineering Department acceptance requirements, 8.1.11.B - Water Department acceptance requirements, 8.1.11.C - Wastewater Department acceptance requirements, 8.1.11.D Storm Water Department acceptance requirements, 8.1.11.E Street Department acceptance requirements; section 8.1.12 Technical Requirements for Final Acceptance; subsections 8.1.12.A Traffic Engineering Department acceptance requirements, 8.1.12.B Water Department acceptance requirements, 8.1.12.C Wastewater Department acceptance requirements, 8.1.12.D Storm Water Department acceptance requirements, and 8.1.12.E Street Department acceptance requirements.

Sponsors: Development Services

16. [14-00470](#) **Second Reading Ordinance - Appropriating funds for the Utilities Department reorganization and maintenance services (1st Reading 5/13/14)**

Ordinance changing the FY 2014 budget adopted by Ordinance 029915

to appropriate and approve a transfer of \$268,017 from Storm Water Fund 4300 to and appropriate in Street Fund 1041 and reducing the transfer from Water Fund 4010 to Storm Water Fund 4300 by \$59,540 and appropriating \$59,540 in the Engineering Fund 5310 to cover costs associated with transfer of staff due to recent reorganization; to appropriate and approve a transfer of \$1,536,333 from Fleet Maintenance Fund 5110 to and appropriate in the Facilities Maintenance Fund 5115 for noncash assets and liabilities; and increasing revenues and expenditures by \$1,744,810.

Sponsors: Office of Management and Budget, Water/Wastewater Treatment and Storm Water Department

17. [14-00505](#) **Second Reading Ordinance - Closing a portion of a 15-foot wide utility easement located northeast of Junior Beck Drive and southwest of South Padre Island Drive (1st Reading 5/13/14)**

Ordinance abandoning and vacating a portion of a 15-foot wide utility easement out of Lots 5A and 6A, Industrial Technology Park Unit 1, and requiring the owner, Agnes Properties, to comply with the specified conditions.

Sponsors: Development Services

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

N. **REGULAR AGENDA: (NONE)**

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

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

P. **FUTURE AGENDA ITEMS: (NONE)**

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

Q. **BRIEFINGS TO CITY COUNCIL: (ITEMS 18 - 26)**

The following items are for Council's informational purposes only. Council may give direction to the City Manager, but no other action will be taken and no public comment will be solicited.

18. [14-00561](#) **Workforce Housing - Corpus Christi Housing Authority**

Sponsors: ACM - Safety, Health and & Neighborhoods

19. [14-00571](#) **Discussion regarding TxDOT analysis of "Movies and More" traffic issues**

Sponsors: Office of Public Works

20. [14-00453](#) **Corpus Christi Regional Economic Development Corporation**

Quarterly Report

Sponsors: Economic Development

21. [14-00548](#)

Consolidated Annual Action Plan FY2014

Sponsors: Housing and Community Development

22. [14-00525](#)

Golf Course Operations

Sponsors: Parks and Recreation Department

23. [14-00526](#)

Strike Force Operations

Sponsors: Parks and Recreation Department

24. [14-00500](#)

Wastewater Treatment Plant Consolidation

Sponsors: Water/Wastewater Treatment and Capital Programs

25. [14-00547](#)

Water Management Plan 2015-2050

Sponsors: ACM - Public Works & Utilities and Environmental and Strategic Initiatives

26. [14-00565](#)

Litter Awareness - Leave It Better Than You Found It

Sponsors: Solid Waste Operations and Office of Public Works

R. ADJOURNMENT