



Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final City Council

Tuesday, October 15, 2013

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 Chaplain Lynn Blackler, CHRISTUS Spohn Health System**
- C. Pledge of Allegiance to the Flag of the United States.**
- D. City Secretary Armando Chapa 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: (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. [13-000880](#)** Executive session pursuant to Section 551.072 of the Texas Government Code to deliberate the purchase, exchange, lease, or value of real property where deliberation in an open meeting would have a detrimental effect on the position of the City of Corpus Christi in negotiations with a third person with possible discussion and action in open session.

I. MINUTES:

- 2. [13-000960](#)** Regular Council Meeting of October 8, 2013

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 or 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.

3. [13-000855](#) Purchase of Victory Police Motorcycles

Motion approving the purchase of four (4) police motorcycles from GRAMB, Inc. dba Corpus Christi CyclePlaza, Corpus Christi, Texas for an estimated expenditure of \$114,364.00, of which \$110,614.00 is required for the remainder of FY 2013-2014. Funding is available in the FY 2013-2014 Capital Outlay Budget.

Sponsors: Purchasing Division and Police Department

4. [13-000908](#) Construction contract for the Public Safety Warehouse Re-Bid (Bond 2008)

Motion authorizing the City Manager, or designee, to execute a Construction Contract with Henock Construction from San Antonio, Texas in the amount of \$2,103,883.77, for the Public Safety Warehouse Re-Bid project for the base Bid plus Additive Alternates 1, 2 & 3 (Bond 2008).

Sponsors: Police Department and Engineering Department

5. [13-000904](#) Engineering Construction Contract for Lifecycle Curb and Gutter Replacement

Motion authorizing the City Manager, or designee, to execute a construction contract with A. Ortiz Construction & Paving, Inc. of Corpus Christi, Texas in the amount of \$386,350.00 for the Base Bid for Lifecycle Curb and Gutter Replacement for the Indefinite Delivery/Indefinite Quantity (IDIQ) contract base year.

Sponsors: Storm Water Department and Engineering Department

6. [13-000913](#) Engineering Design Contract Amendment No. 1 for High Service Pump Building No. 3 (HSPB No. 3) at the O. N. Stevens Water Treatment Plant

Motion authorizing the City Manager or designee to execute the Amendment No. 1 to the Contract for Professional Services with LNV, Inc. of Corpus Christi, Texas in the amount of \$2,358,103.00, for a total restated fee of \$2,405,603.00 for the O.N. Stevens Water Treatment Plant High Service Building No. 3.

Sponsors: Water Department and Engineering Department

7. [13-000920](#) **Certification of 2013 Tax Levy**

Motion approving the 2013 Property Tax Levy of \$89,809,808.21 based on the adopted property tax rate of \$0.585264 per \$100 valuation, in accordance with Section 26.09 (e) of the Texas Property Tax Code.

Sponsors: Financial Services Department

8. [13-000905](#) **Supporting potential Federal Transit Administration (FTA) grantee status for the City and authorizing a Memorandum of Understanding with the Corpus Christi Regional Transit Authority and the Corpus Christi Metropolitan Planning Organization for grant coordination**

Resolution in support of the City of Corpus Christi (City) becoming a Federal Transit Administration (FTA) grantee and authorizing the City Manager or designee to file documentation necessary for the City to achieve FTA grantee status; and authorizing the City Manager or designee to execute an agreement with the Corpus Christi Regional Transit Authority and the Corpus Christi Metropolitan Planning Organization to provide for transportation grant coordination.

Sponsors: ACM - Business Support Services

9. [13-000881](#) **Second Reading Ordinance - Accepting and appropriating the FY 13 Edward Byrne Memorial Justice Assistance Grant for crime control and prevention (1st Reading 10/8/13)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant from the U. S. Department of Justice, Bureau of Justice Assistance, in the amount of \$162,583 for the FY 2013 Edward Byrne Memorial Justice Assistance Grant (JAG) Program; and Appropriating the \$162,583 in the No. 1061 Police Grants Fund to fund the enhancement of law enforcement efforts by the Police Department and Nueces County under an established interlocal agreement which provides that 50% of the funds to be distributed to Nueces County

Sponsors: Police Department

10. [13-000888](#) **Second Reading Ordinance - Accepting and appropriating the Victims of Crime Act (VOCA) Outreach Program grant within the Police Department for Year 1 (1st Reading 10/8/13)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant from the State of Texas, Criminal Justice Division in the amount of \$67,660.55 to establish the Victims of Crime Act (VOCA) Outreach Program within the Police Department with a City match of \$13,533.07 and an in-kind match of

\$3,382.07 from the No. 1020 Police General Fund; Appropriating the \$67,660.55 in the No. 1061 Police Grants Fund for the VOCA Outreach grant in the Police Department; and authorizing the transfer of \$13,533.07 from the No. 1020 Cash Contribution to the No. 1061 Police Grants Fund and appropriating the same for a total project cost of \$84,575.69.

Sponsors: Police Department

11. [13-000890](#) **Second Reading Ordinance - Accepting and appropriating the Victims of Crime Act Grant (VOCA) within the Police Department for Year 14 (1st Reading 10/8/13)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant from the State of Texas, Criminal Justice Division in the amount of \$79,188.69 for Year 14 of the Victims of Crime Act Grant (VOCA) Program within the Police Department with a City match of \$16,964.54 and an in-kind match of \$4,000 from the No. 1020 Police General Fund; appropriating the \$79,188.69 in the No. 1061 Police Grants Fund for the VOCA grant in the Police Department; and authorizing the transfer of \$16,964.54 from the No. 1020 Cash Contribution to the No. 1061 Police Grants Fund and appropriating the same for a total project cost of \$100,153.23.

Sponsors: Police Department

12. [13-000911](#) **Second Reading Ordinance - Accepting and appropriating a Continued Services "Bundle" Grant from the Department of State Health Services (1st Reading 10/8/13)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept and appropriate a total grant amount of \$726,622 from the Texas Department of State Health Services in the Health Grants Fund No. 1066 to provide continued clinical services for the contract period of September 1, 2013 through August 31, 2014; and to ratify acceptance of the grants to begin as of September 1, 2013.

Sponsors: Health Department

13. [13-000912](#) **Second Reading Ordinance - Accepting and appropriating State grant for bay water sample analysis (1st Reading 10/8/13)**

Ordinance authorizing the City manager or designee to execute all documents necessary to accept and appropriate a grant of \$22,500 from the Texas Department of State Health Services in the Health Grants Fund No. 1066 to provide laboratory services for the analysis of bay water samples for the contract period of September 1, 2013 through August 31, 2014; and to ratify acceptance of the grant to begin as of September 1, 2013.

Sponsors: Health Department

14. [13-000902](#) **Second Reading Ordinance - Appropriating funds to reimburse developer for construction of wastewater collection line (1st Reading 10/8/13)**

Ordinance appropriating \$63,794.00 from the NO. 4220 Sanitary Sewer Collection Line Trust Fund to reimburse I5T Investments, LLC., ("Developer"), for the extension of a 10-inch sanitary sewer collection line, including all related appurtenances for development of Lot 2, Block 13 Airport Industrial Subdivision, as specified in the wastewater collection line extension construction and reimbursement agreement.

Sponsors: Development Services

15. [13-000903](#) **Second Reading Ordinance - Appropriating funds to reimburse Wal-mart Real Estate Business Trust for the shared cost to construct Dunbarton Oaks Drive for Cimarron Estates (1st Reading 10/8/13)**

Ordinance appropriating \$647.90 of interest earned in the NO. 4730 Infrastructure Fund and transfer to NO. 3530 Streets CIP Fund; and appropriating \$102,218.24 from the NO. 4730 Infrastructure Fund to reimburse Wal-Mart Real Estate Business Trust; and approving \$194,180.07 to reimburse Wal-Mart Real Estate Business Trust from the NO. 4730 Infrastructure Fund for ½ street construction cost of constructing Dunbarton Oaks Drive, for Cimarron Estates.

Sponsors: Development Services and Financial Services Department

16. [13-000777](#) **Second Reading Ordinance - Accepting and appropriating Keep America Beautiful Grant for National Day of Action and Great American Clean Up Events (1st Reading 10/8/13)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept and appropriate a \$1,000 grant from Keep America Beautiful for National Day of Action and the Great American Clean Up Events in the No. 1051 Solid Waste Grant Fund to be used to reimburse for National Day of Action expenses.

Sponsors: Solid Waste Operations

17. [13-000778](#) **Second Reading Ordinance - Accepting and appropriating grant for Cigarette Litter Prevention Program (1st Reading 10/8/13)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept and appropriate a \$2,000 grant from Keep America Beautiful's Cigarette Litter Prevention Program in the No. 1051 Solid Waste Grant Fund to fund projects, activities and clean ups associated with Cigarette Litter Prevention.

Sponsors: Solid Waste Operations

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: (ITEMS 18 - 21)**18. [13-000915](#) First Reading Ordinance - Accepting and appropriating additional funding from the Staffing for Adequate Fire and Emergency Response (SAFER) Grant Program**

Ordinance appropriating \$409,664 from the United States Department of Homeland Security - amendment to the Staffing for Adequate Fire and Emergency Response (SAFER) Grant Program into the No 1062 Fire Grants Fund to maintain 8 military veteran firefighter within the Fire Department

Sponsors: Fire Department

19. [13-000918](#) First Reading Ordinance - Ratifying acceptance and appropriating the 2013 Emergency Management Performance Grant

Ordinance ratifying acceptance of a grant from the Texas Department of Public Safety, Governor's Division of Emergency Management, in the amount of \$75,325.21 for the Emergency Management Performance Grant (EMPG); and appropriating \$75,325.21 from the Emergency Management Performance Grant Program in the no. 1063 Emergency Management Grants Fund to improve mitigation, preparedness, response, and recovery capabilities for the City of Corpus Christi

Sponsors: Fire Department

20. [13-000928](#) First Reading Ordinance - Accepting and appropriating FY 2013 Elderly Nutrition Program (ENP) Grant Award

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept and appropriate a \$647,713 grant from the Area Agency on Aging of the Coastal Bend in the No. 1067 Parks and Recreation Grants Fund for the FY 2013 Senior Community Services, Elderly Nutrition Program.

Sponsors: Parks and Recreation Department

21. [13-000930](#) First Reading Ordinance - Revising the membership of the Watershore and Beach Advisory Committee

Ordinance to revise the membership of the Watershore and Beach Advisory Committee.

Sponsors: Parks and Recreation Department

P. FUTURE AGENDA ITEMS: (ITEM 22)

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

22. [13-000929](#) **Authorization to apply for continued financial assistance from Texas General Land Office Beach Cleaning and Maintenance Assistance Program**

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 2013-2014 under the Texas General Land Office's Beach Cleaning and Maintenance Assistance Program.

Sponsors: Parks and Recreation Department

Q. BRIEFINGS TO CITY COUNCIL: (ITEMS 23 - 26)

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

23. [13-000925](#) **Adopting the Federal Legislative Policy for the 113th Congress**

Sponsors: Intergovernmental Relations

24. [13-000957](#) **Blue Ribbon Task Force**

Sponsors: Water Department

25. [13-000891](#) **Corpus Christi Regional Economic Development Corporation Quarterly Report**

Sponsors: Economic Development

26. [13-000954](#) **Litter Reduction Plan Update**

Sponsors: ACM - Public Works & Utilities and Solid Waste Operations

R. ADJOURNMENT