



# Corpus Christi

1201 Leopard Street  
Corpus Christi, TX 78401  
cctexas.com

## Meeting Agenda - Final City Council

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Tuesday, April 15, 2014

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 Chuck Goodwin, Fish for Life Ministries.**
- 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 - Human Resources
- b. Other

**H. EXECUTIVE SESSION: (ITEMS 1 - 3)**

*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. [14-00428](#) Executive Session pursuant to Section 551.071, Texas Government Code, and Rule 1.05, Texas Disciplinary Rules of Professional Conduct, for consultation with attorneys to seek advice on incursions into the extraterritorial jurisdiction of the City, with possible action and discussion in open session.
2. [14-00429](#) Executive Session pursuant to Section 551.071, Texas Government Code, and Rule 1.05, Texas Disciplinary Rules of Professional Conduct, for consultation with attorneys to seek advice regarding the proposed Apex wind farm within the extraterritorial jurisdiction of the City, with possible action and discussion in open session.
3. [14-00436](#) Executive Session pursuant to Texas Government Code Section 551.071(2), Consultation with Attorney, on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Texas Government Code with possible discussion and action in open session

**I. MINUTES:**

4. [14-00425](#) Regular Meeting of April 8, 2014

**J. BOARDS & COMMITTEE APPOINTMENTS:**

5. [14-00422](#) Airport Board  
Cable Communications Commission  
Committee for Persons with Disabilities  
Transportation 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 6 - 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.*

6. [14-00334](#) **Authorizing forensics building to be constructed at an alternate location due to excessive cost at planned location (Bond 2012)**

Resolution determining that to construct a portion of the Police Vehicle Impound Yard and Garage Phase 2 - a Bond 2012 Project (Project) at its originally proposed location would be unwise and unnecessary; authorizing the City Manager or designee to proceed with construction of the forensics building portion of the Project at an alternate, more suitable, and less costly location.

**Sponsors:** Police Department and Capital Programs

7. [14-00344](#) **Engineering design contract amendment no. 1 for Greenwood Wastewater Treatment Plant Process Rehabilitation/Replacement Project**

Motion authorizing the City Manager or designee to execute Amendment No. 1 to the engineering contract with Urban Engineering of Corpus Christi, Texas in the amount of \$32,710, for a total restated fee not to exceed \$82,550 for the Greenwood Wastewater Treatment Plant

Process Rehabilitation/Replacement for additional design, bid, and construction phase services.

**Sponsors:** Capital Programs and Office of Public Utilities

8. [14-00321](#) **Approving agreement and purchase of permanent art for Fire Station #5**

Motion authorizing the City Manager or designee to execute documents necessary to purchase sculpture created by artist Lynda Jones for a work of permanent art created in glass tile and authorize disbursement of \$17,770 from the Bond Fund 3191 for such purchase.

**Sponsors:** Parks and Recreation Department

9. [14-00303](#) **Second Reading Ordinance - Exempting The Grand Reserve Subdivision Unit 2, located between Glenoak and Caribbean Drives and East of Flour Bluff Drive, from the wastewater lot/acreage fees (1st Reading 4/8/14)**

Ordinance exempting The Grand Reserve Subdivision Unit 2, a subdivision located between Glenoak and Caribbean Drives, East of Flour Bluff Drive, from the 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

10. [14-00217](#) **Second Reading Ordinance - Participation agreement for the bridge on South Oso Parkway (1st Reading 4/8/14)**

Ordinance authorizing the City Manager, or his designee, to execute a Participation Agreement with VOJO Ventures, LLC, Developer of The Coves at Lago Vista Unit 3B, in the amount of \$171,451.95 for the City's portion of the cost of the South Oso Parkway Bridge over King Estates Ditch, in accordance with the Unified Development Code.

**Sponsors:** Development Services

11. [14-00319](#) **Second Reading Ordinance - Appropriating funds for replacement of Gulf beach lifeguard stand (1st Reading 4/8/14)**

Ordinance appropriating \$11,500 from additional revenue in Fund No. 1020 General Fund, Parks and Recreation operating budget for the replacement of Gulf beach lifeguard stand; changing FY2013-2014 Operating Budget adopted by Ordinance No. 029915 by increasing revenues and appropriations by \$11,500 each.

**Sponsors:** Parks and Recreation Department

12. [14-00320](#) **Second Reading Ordinance - Accepting and appropriating Regional partial grant for the Elderly Nutrition Program (1st Reading 4/8/14)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept and appropriate a \$219,808 partial grant from the Area Agency on Aging of the Coastal Bend in the No. 1067 Parks and Recreation grants fund for the FY 2014 Senior Community Services, Elderly Nutrition Program.

**Sponsors:** Parks and Recreation Department

13. [14-00322](#) **Second Reading Ordinance - Accepting and appropriating State grant for home delivered meals for the elderly (1st Reading 4/8/14)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept and appropriate a \$62,142.63 grant from the Texas Department of Agriculture Texans Feeding Texans Program in the No. 1067 Parks and Recreation Grants Fund for the FY 2014 Senior Community Services - Texans Feeding Texans.

**Sponsors:** Parks and Recreation Department

14. [14-00335](#) **Second Reading Ordinance - Engineering design contract for Old Robstown Road from State Highway 44 to Leopard Street (Proposed 2014 Bond Election) (1st Reading 4/8/14)**

Ordinance amending the FY 2014 Capital Improvement Budget adopted by Ordinance No. 029916 to transfer capital reserves in the amounts of \$127,540.00 from Storm Water CIP Fund 3494, \$66,320.80 from Wastewater CIP Fund 4510, and \$61,219.20 from Water CIP Fund 4479 to the Bond 2014 Street Project Old Robstown Road from State Highway 44 to Leopard Street; increasing expenditures in the amount of \$255,080.00; and authorizing the City Manager, or designee, to execute an engineering design contract with CH2M Hill Engineers, Inc., a Delaware Corporation with Branch office in Corpus Christi, Texas in the amount of \$554,390.00 for Old Robstown Road from State Highway 44 to Leopard Street.

**Sponsors:** Street Department and Capital Programs

15. [14-00345](#) **Second Reading Ordinance - Construction contract for Runway 13-31 Extension/Displacement and Connecting Taxiway (1st Reading 4/8/14)**

Ordinance appropriating \$23,277,531 from the Federal Aviation Administration Grant No. 3-48-0051-050-2013 in the No. 3020 Airport Capital Improvement Fund for the following projects: 13/31 Runway Extension Displacement and Connecting Taxiway, 1,000 ft Extension Displacement and Connection of Taxiways, Expansion of the North GA Apron, Reconstruction of the East GA Apron, Reconstruction of the Air Carrier Taxilane, Extension of Taxiway F, and Runway 18-36, NAVIDS'

Site Work and Installation of Gate 10B; changing the FY 2013-2014 Capital Budget adopted by Ordinance No. 029565 to increase revenues and expenditures by \$23,277,531; and authorizing the City Manager or designee to execute a construction contract with Bay, Ltd. of Corpus Christi, Texas in the amount of \$34,766,637.10 for the 13/31 Runway Extension Displacement and Connecting Taxiway Project for the Base Bid plus Additive Alternates 1 - 8.

**Sponsors:** Aviation Department and Capital Programs

16. [14-00360](#) **Second Reading Ordinance - Lease agreement with Brooks Chapel for property located at 1517 Winnebago (1st Reading 4/8/14)**

Ordinance authorizing the City Manager or designee to execute a lease with Brooks Chapel for property located at 1517 Winnebago for a term of one year, with a four year renewal option.

**Sponsors:** Housing and Community Development

17. [14-00347](#) **Second Reading Ordinance - Appropriating funds for marketing and co-promotion expenditures at the American Bank Center (1st Reading 4/8/14)**

Ordinance appropriating \$100,000 from the unreserved fund balance in the No. 1130 Arena Facility Fund and transferring to and appropriating in the No. 4710 Visitors Facilities Fund for American Bank Center Marketing and Co-Promotion Expenditures; changing the FY 2013-2014 Operating Budget adopted by Ordinance No. 029915 to increase revenue by \$100,000 and expenditures by \$200,000.

**Sponsors:** ACM - Business Support 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: (ITEM 18)**

18. [14-00367](#) **First Reading Ordinance - Accepting and appropriating State grant for Click It Or Ticket program**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant in the amount of \$19,993.11 from the State of Texas, Department of Transportation for the FY2014 Click It Or Ticket program grant; and appropriating the \$19,993.11 in the No. 1061 Police Grants Fund.

**Sponsors:** Police Department

**P. FUTURE AGENDA ITEMS: (ITEM 19)**

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

**19. [14-00346](#) Service amendment No. 1 to Employer-Sponsored Wellness Clinic**

Motion authorizing the City Manager or designee to execute amendment No. 1 to the service agreement with H2U Wellness Centers, LLC d.b.a. First Onsite (H2U) of Nashville, Tennessee, in the amount of \$495,750, of which \$97,708.33, is required for FY 2013-2014. Funds are budgeted in the Other Employee Benefits Fund.

**Sponsors:** Purchasing Division and Human Resources

**Q. BRIEFINGS TO CITY COUNCIL: (ITEMS 20 - 23)**

*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.*

**20. [14-00374](#) Annual Report of the Commission on Children and Youth**

**Sponsors:** Parks and Recreation Department

**21. [14-00364](#) Tire Storage, Transportation, and Disposal**

**Sponsors:** Office of Public Works and Solid Waste Operations

**22. [14-00377](#) New Broadway Wastewater Treatment Plant**

**Sponsors:** Office of Public Works and Office of Public Utilities

**23. [14-00387](#) Local Street Reconstruction Program**

**Sponsors:** Office of Public Works and Street Department

**R. ADJOURNMENT**