



Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Minutes City Council

Tuesday, November 12, 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.

A. Mayor Nelda Martinez to call the meeting to order.

Mayor Martinez called the meeting to order.

B. Invocation to be given by Priest M S Chandrasekhar, Sri Venkateswara Temple

Priest M S Chandrasekhar gave the invocation.

C. Pledge of Allegiance to the Flag of the United States.

Ms. Lisa Aguilar, Interim City Attorney gave the Pledge of Allegiance.

D. City Secretary Armando Chapa to call the roll of the required Charter Officers.

Assistant City Secretary Rebecca Huerta called the roll and stated that a quorum of the Council and the required Charter Officers were present to conduct the meeting.

Charter Officers:

City Manager Ron Olson, Interim City Attorney Lisa Aguilar, and Assistant City Secretary Rebecca Huerta.

Present: 9 - Council Member Kelley Allen, Council Member Priscilla Leal, Council Member David Loeb, Mayor Nelda Martinez, Council Member Mark Scott, Council Member Chad Magill, Council Member Colleen McIntyre, Council Member Lillian Riojas, and Council Member Rudy Garza

E. Proclamations / Commendations

1. Proclamation declaring November 20, 2013 as the "16th Annual Worldwide GIS Day of the Coastal Bend 2013 - Discovering the World Through GIS"

Mayor Martinez presented the Proclamation.

G. CITY MANAGER'S COMMENTS / UPDATE ON CITY OPERATIONS:

Mayor Martinez deviated from the agenda and referred to City Manager's

Comments. City Manager Ron Olson reported on the following issues: 1) The water reserve at the close of the day will be at 53% of total capacity and the water restrictions will transition from Stage 2 to Stage 1. 2) The Laredo Street Corridor Clean-up was a huge success with great participation. 3) The Annual Citizen Survey is underway with the assistance of the Texas A & M University - Corpus Christi Research Department and the results will be available in late January or February. 4) There will be a Special Council Meeting held on Monday, November 18th to conduct the canvassing of the Special Election.

a. City Performance Report - Solid Waste Services

City Manager Olson stated that as a continuing effort to utilize the new City Performance Reporting system, he will introduce one department at a time to brief the Council on the specifics of the individual departments. Director of Solid Waste Operations Lawrence Mikolajczyk provided a briefing on the performance, goals, and mission elements of the Solid Waste Services Department.

I. MINUTES:

3. Regular Meeting of October 29, 2013 and Special Meeting of October 31, 2013

A motion was made by Council Member Magill, seconded by Council Member Garza that the Minutes be passed. The motion carried by an unanimous vote.

J. BOARDS & COMMITTEE APPOINTMENTS:

4. Committee for Persons with Disabilities
Library Board
Parking Advisory Committee
Retired and Senior Volunteer Program Advisory Committee

Mayor Martinez called for board and committee appointments. The following appointments were made:

Committee for Persons with Disabilities - Richard Balli (Appointed)
Library Board - John B. Keys (Reappointed); Brian Solarek, Julia Stafford, and Margareta Fratila (Appointed)
Parking Advisory Committee - Jim Swan (Appointed)
Retired and Senior Volunteer Program Advisory Committee - Judy Loverde (Appointed)

K. EXPLANATION OF COUNCIL ACTION:

L. CONSENT AGENDA: (ITEMS 5 - 12)

Approval of the Consent Agenda

Mayor Martinez called for the consent agenda. There were no comments from the Council or the public. The consent agenda was passed on one vote as follows:

Aye: 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

Abstained: 0

5. Lease purchase of eight (8) CNG freightliner trucks with trash bodies for brush collection

Motion approving the lease-purchase of eight (8) Freightliner trucks with trash bodies from Freightliner of Houston, Houston, Texas for a total amount of \$1,573,114.00. The award is based on the cooperative purchasing agreement with the Houston-Galveston Area Council of Governments (HGAC). Funding is available from the city's lease-purchase financing contractor.

This Motion was passed on the Consent Agenda.

Enactment No: M2013-167

6. Lease purchase of six (6) CNG Peterbilt trucks with automated side loaders for refuse collection

Motion approving the lease-purchase of six (6) Peterbilt trucks with automated side loaders from Rush Truck Centers of Texas, L.P., Houston, Texas for a total amount of \$1,897,112.00. 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.

This Motion was passed on the Consent Agenda.

Enactment No: M2013-168

7. Supply agreement for water meters and registers

Motion approving a supply agreement with Neptune Technology Group, Inc., Tallassee, Alabama for water meters and registers for a total estimated expenditure of \$635,968.48. The award is based on the cooperative purchasing agreement with the Houston-Galveston Area Council of Governments (HGAC). The term of the agreement shall be for nine (9) months. Funds have been budgeted by the Water Department in FY 2013 - 2014.

This Motion was passed on the Consent Agenda.

Enactment No: M2013-169

8. Engineering monitoring contract - for salinity and freshwater inflow monitoring Rincon Bayou Diversion - Nueces Bay System

Motion authorizing the City Manager, or designee, to execute a Contract for Monitoring Services with the Conrad Blucher Institute at Texas A&M University - Corpus Christi in the amount of \$94,605.00 for Rincon Bayou Diversion - Nueces Bay System Salinity and Freshwater Inflow Monitoring 2013-2014.

This Motion was passed on the Consent Agenda.

Enactment No: M2013-170

9. Engineering monitoring contract - for Nueces River water quality, Oso Creek water level and City of Corpus Christi meteorological monitoring

Motion authorizing the City Manager, or designee, to execute Amendment No. 3 to the Contract for Monitoring Services with the Conrad Blucher Institute at Texas A&M University - Corpus Christi in the amount of \$93,381.00, for a total restated fee of \$456,642.00 for Nueces River Water Quality, Oso Creek Water Level & City of Corpus Christi Meteorological Monitoring 2013.

This Motion was passed on the Consent Agenda.

Enactment No: M2013-171

10. Second Reading Ordinance - Designating the City as designated caretaker of impounded animals (1st Reading 10/29/13)

Ordinance amending section 6-1(a) "definitions" by adding the definition of designated caretaker; amending section 6-103(g)(1) "Dispositions of animals" of the Corpus Christi Code by designating the City as designated caretaker of impounded animals; providing an effective date; providing for severance; and providing for publication.

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030001

11. Second Reading Ordinance - Accepting and appropriating State grant funds for Women, Infants and Children grant (WIC) (1st Reading 10/29/13)

Ordinance authorizing the City Manager, or his designee, to execute all documents necessary to accept and appropriate a grant in the amount of \$447,758.00 from the Texas Department of State Health Services in the Health Grants Fund No. 1066, to provide funds for the Women, Infants, and Children (WIC) program; and to ratify acceptance of the grant to begin as of October 1, 2013

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030002

12. Second Reading Ordinance - Appropriating funds to reimburse the developer for the construction of a wastewater lift station (1st Reading 10/29/13)

Ordinance appropriating \$411,387.25 from the No. 4220 Sanitary Sewer Trunk System Trust Fund to reimburse Forestar (USA) Real Estate Group, Inc., ("Developer") for the construction of Tortuga Dunes/Zahn Road/Packery Channel wastewater lift station and force main improvements in accordance with the approved reimbursement agreement executed with the Developer.

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030003

M. PUBLIC HEARINGS: (ITEMS 13 - 14)

13. Public Hearing and First Reading Ordinance - Rezoning from the "CH" Cottage Housing District to the "RS-4.5" Single-Family 4.5 District, on property located at 7546 Slough Road.

Case No. 1013-01 Braselton Homes - Shoreline Oaks, Ltd.: A rezoning from the "CH" Cottage Housing 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 4.73-acre tract of land out of Lot 29, Section 26, Flour Bluff and Encinal Farm and Garden Tracts, located north of Slough Road and at the east end of Russ Lane.

Planning Commission and Staff Recommendation (October 23, 2013): Approval of the rezoning from the "CH" Cottage Housing District to the "RS-4.5" Single-Family 4.5 District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Braselton Homes - Shoreline Oaks, Ltd. ("Owner"), by changing the UDC Zoning Map in reference to a 4.73-acre tract of land out of Lot 29, Section 26, Flour Bluff and Encinal Farm and Garden Tracts, from the "CH" Cottage Housing 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.

Mayor Martinez referred to Item 13. Annika Gunning with Development Services stated that the purpose of this item is to rezone a 4.73-acre tract of land to allow construction of a standard single-family subdivision. She said that Planning Commission and staff were in favor of the zoning change.

Council Member Loeb made a motion to open the public hearing, seconded by Council Member Leal and passed. There were no comments from the Council or the public. Council Member McIntyre made a motion to close the public hearing, seconded by Council Member Leal and passed. Assistant City Secretary Huerta stated that Council Member Scott submitted a conflict of interest form and abstained from the vote on this item. This Ordinance was passed on first reading and approved with the following vote:

Aye: 8 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

Abstained: 1 - Council Member Scott

14.

Public Hearing and First Reading Ordinance - Rezoning from the "RS-6" Single-Family 6 District to the "CC" Commercial Compatible District, on property located at 6921 and 7522 Weber Road and along the east side of the Oso Creek.

Case No. 0713-02 City of Corpus Christi: A rezoning from the "RS-6" Single-Family 6 District to the "CC" Commercial Compatible District on property described as being an approximately 82-acre tract of land out of Lots 3 and 4, Section 12, and Lot 1, Section 18, Bohemian Colony Lands, located on the south side of Weber Road and on the east and west sides of Yorktown Boulevard.

Planning Commission and Staff Recommendation (September 25, 2013):

Approval of the change of zoning from the "RS-6" Single-Family 6 District to the "CC" Commercial Compatible District.

Ordinance

Ordinance amending the Unified Development Code ("UDC"), upon initiation by the City of Corpus Christi, Texas, by changing the UDC Zoning Map in reference an approximately 82-acre tract of land out of Lots 3 and 4, Section 12, and Lot 1, Section 18, Bohemian Colony Lands, from the "RS-6" Single-Family 6 District to the "CC" Commercial Compatible District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Mayor Martinez referred to Item 14. Annika Gunning with Development Services stated that the purpose of this item is to rezone the subject properties to a zoning district that will create greater compatibility with and protect public safety under the Navy flight patterns and are consistent with the City's Comprehensive Plan and Joint Land Use Study. Ms. Gunning said Planning Commission and staff were in favor of the zoning change. Council Member Scott made a motion to open the public hearing, seconded by Council Member Magill and passed. Mayor Martinez called for comments from the public. Richard Avila stated that he purchased his property with the understanding that the property would remain residential; however he would not oppose a decision of the Navy if this zoning is required. Senior Planner Bob Payne

explained that the Joint Land Use Study was a collaborative effort between the City, Navy, Nueces County and Texas A & M University - Corpus Christi and approved by the City Council to create a safer community near or around the airport. Council Member Loeb made a motion to close the public hearing, seconded by Council Member Scott and passed. Assistant City Secretary Huerta stated that the 20% rule is in effect. This Ordinance was passed on first reading and approved with the following vote:

Aye: 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

Abstained: 0

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.

Mayor Martinez deviated from the agenda and called for comments from the public. John Kelley, Craig Pierce, and Susie Luna Saldana, representing Neighborhoods First, provided a list of recommended steps as a result of the election including addressing infrastructure, implementation of a portion of Destination Bayfront Phase I for Sherrill Park; Shoreline Realignment and parking; and the language on the ballot for Proposition One. James Fitzgerald informed the Council of his group's attempt to bring the U.S.S. Corpus Christi to the City and asked for the Council's support. Abel Alonzo thanked the Mayor and staff for their work on the recent cleanup and thanked the community leaders for their donations to the Westside Business Association Navidad de Los Ninos. Johnny French requested a copy of the 2008 Bayfront Development Plan Phase 3 and requested that the construction be frozen. Mary Lou Huffman spoke regarding illegal dumping in the Agnes Street area. Dan Vera spoke regarding personal issues at his mother-in-law's property with the electric provider. John May requested that the 2008 Bond issue be placed on the City's website. Tom Hollingsworth spoke regarding possible reasons that Destination Bayfront failed to pass. Jill Tovar spoke regarding street and sidewalk conditions on Rolston Avenue. Carlos Torres, President of the Corpus Christi Firefighters Association invited the Council and public to the Cancer Awareness Relief Effort (CARE) press conference on Wednesday, November 13th at 12:00 noon at 6014 Ayers Street.

O. FIRST READING ORDINANCES: (ITEMS 23)

23. First Reading Ordinance - Lease Agreement with Atlantic Aviation for operation of Fixed Base Operator Lease on the west side of the airfield at the Corpus Christi International Airport

Ordinance authorizing the City Manager, or designee, to execute an Amended and Restated Hangar and Fixed Base Operator's Lease

(“Lease”) with Mercury Air Center - Corpus Christi, Inc., dba Atlantic Aviation (“Atlantic”) for the operation of a commercial hangar and fixed base aviation operation on the west side of the airfield at the Corpus Christi International Airport (“Airport”), in consideration of annual rental fee paid by Atlantic to the City at fair market value based on the current professional property and land appraisal, for a term of five (5) years.

Mayor Martinez deviated from the agenda and referred to Item 23. Director of Aviation Fred Segundo stated that the purpose of this item is authorize the City Manager to execute a five-year West-End Fixed Based Operator (FBO) lease agreement at the Corpus Christi International Airport with Atlantic Aviation. There were no comments from the Council or the public. This Ordinance was passed on first reading and approved with the following vote:

Aye: 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

Abstained: 0

H. EXECUTIVE SESSION: (ITEM 2)

Mayor Martinez deviated from the agenda and referred to the day’s executive session. The Council went into executive session.

- 2.** Executive session pursuant to Section 551.071(1)(A) of the Texas Government Code to consult with attorneys regarding Cause No. 13-10-00272-CV, styled Michele L. Cantu, individually and as next friend of Shantel Alaniz and Isaiah Vasquez, minor children v. City of Corpus Christi, Cause No. 2012CCv-60497-4, for discussion and possible action in open session

The Council returned from executive session. Mayor Martinez stated that the following motion was discussed in e-session for Council consideration.

Motion authorizing the City Manager to execute a settlement agreement in Cause No. 2012CCV-60497-4, Michele L. Cantu, Individually and as Next Friend of Shantel Alaniz and Isaiah Vasquez vs. City of Corpus Christi, in the County Court at Law No.4, Nueces County, Texas.

Council Member Garza made a motion to approve the motion as presented, seconded by Council Member Leal and passed.

Enactment No: M2013-166

M. PUBLIC HEARINGS: (ITEM 15)

- 15.** **Public Hearing and First Reading Ordinance - Rezoning from the “RS-6” Single-Family 6 District to the “IC” Industrial Compatible District, on property located at 6921 and 7539 Weber Road and 7030, 7033, 7057, 7058, 7110, and 7130 Brezina Road.**

Case No. 0713-03 City of Corpus Christi: A rezoning from the “RS-6” Single-Family 6 District to the “IC” Industrial Compatible District on property described as being an approximately 102.287-acre tract of land out of Lots 3 and 4, Section 12, and Lot 1, Section 18, Bohemian Colony Lands, and Lots 2, 4-A and 5, Block 2, and Lot 2, Block 1, Brezina Farm Tracts, located between Bratton and Weber Roads, and east and west of Bratton Road.

Planning Commission and Staff Recommendation (October 9, 2013): Approval of the change of zoning from the “RS-6” Single-Family 6 District to the “CC” Commercial Compatible District.

Ordinance

Ordinance amending the Unified Development Code (“UDC”), upon initiation by the City of Corpus Christi, Texas, by changing the UDC Zoning Map in reference an approximately 102.287-acre tract of land out of Lots 3 and 4, Section 12, and Lot 1, Section 18, Bohemian Colony Lands, and Lots 2, 4-A and 5, Block 2, and Lot 2, Block 1, Brezina Farm Tracts, from the “RS-6” Single-Family 6 District to the “IC” Industrial Compatible District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Mayor Martinez referred to Item 15. Annika Gunning with Development Services stated that the purpose of this item is to rezone the subject properties to a zoning district that will create greater compatibility with and protect public safety under the Navy flight patterns and are consistent with the City's Comprehensive Plan and Joint Land Use Study. Ms. Gunning said Planning Commission and staff were in favor of the zoning change. Council Member McIntyre made a motion to open the public hearing, seconded by Council Member Magill and passed. There were no comments from the Council or the public. Council Member Garza made a motion to close the public hearing, seconded by Council Member McIntyre and passed. This Ordinance was passed on first reading and approved with the following vote:

Aye: 7 - Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

Absent: 2 - Council Member Allen and Council Member Scott

Abstained: 0

N. REGULAR AGENDA: (ITEM 16)

16. Approving the Staples Street station or terminal complex under the Texas Transportation Code

Resolution Approving the Staples Street Station of the Corpus Christi Regional Transportation Authority as a Station or Terminal Complex under the provisions of Chapter 451 of the Texas Transportation Code.

Mayor Martinez referred to Item 16. Interim Assistant City Manager Mark Van Vleck stated that the purpose of this item is to adopt a resolution requested by the Regional Transportation Authority (RTA) stating that the RTA is in compliance with the City's land use plans. Mr. Van Vleck added that this resolution is required by the RTA's bond counsel. There were no comments from the Council or the public. This Resolution was passed and approved with the following vote:

Aye: 7 - Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

Absent: 2 - Council Member Allen and Council Member Scott

Abstained: 0

Enactment No: 030004

O. FIRST READING ORDINANCES: (ITEMS 17 - 24)

17. First Reading Ordinance - Appropriating funds for one time expenditures for Police Department

Ordinance appropriating \$678,805 from the unreserved fund balance in No. 9010 Crime Control District Fund for "one-time" expenditures in the FY 2013-2014 operating budget, and changing the FY 2013-2014 operating budget adopted by Ordinance No. 029915 by increasing appropriations by \$678,805.

Mayor Martinez referred to Item 17. Police Chief Floyd Simpson stated that the purpose of this item is to appropriate \$678,805 from the Crime Control District Fund for the purchase of "one-time" expenditures including speed trailers, video surveillance equipment, a drug canine replacement, patrol rifles, radars, tasers, automated ticket writers, computerized target system and stripping for black and white marked units. There were no comments from the Council or the public. This Ordinance was passed on first reading and approved with the following vote:

Aye: 8 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

Absent: 1 - Council Member Scott

Abstained: 0

18. First Reading Ordinance - Extending lease agreement for Juvenile Assessment Center at Wilson Plaza

Ordinance to authorize City Manager, or designee, to execute a 24 month lease extension agreement, with Wilson Plaza Associates LP, for first floor, suite #105, approximately 4,802 square feet of the Wilson Building, 601 Carancahua/615 Leopard, for \$4,882 monthly

rental payment.

Mayor Martinez referred to Item 18. Assistant Director of Parks and Recreation Stacie Talbert stated that the purpose of this item is extend the lease agreement for the Juvenile Assessment Center at the Wilson Plaza Building. Mayor Martinez called for comments from the public and there were none. In response to council member questions, Ms. Talbert explained that the Juvenile Assessment Center is used by case managers and for curfew violations. This Ordinance was passed on first reading and approved with the following vote:

Aye: 8 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

Absent: 1 - Council Member Scott

Abstained: 0

19. First Reading Ordinance - Renewal of lease agreement for Dick Runyan Field at Price Park

Ordinance authorizing the City Manager or designee to execute a one year lease agreement with Incarnate Word Academy for the use of Dick Runyan Field at Price Park

Mayor Martinez referred to Item 19. Assistant Director of Parks and Recreation Stacie Talbert stated that the purpose of this item is to renew the lease agreement for Dick Runyan Field at Price Park with Incarnate Word Academy. There were no comments from the Council or the public. This Ordinance was passed on first reading and approved with the following vote:

Aye: 8 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

Absent: 1 - Council Member Scott

Abstained: 0

20. First Reading Ordinance - Interlocal agreement for North Beach nourishment project

Ordinance to authorize the City Manager or designee to execute contract documents with Texas General Land Office for the North Beach Nourishment project, with cost sharing of \$75,000 by City of Corpus Christi and \$225,000 Coastal Erosion Planning and Response Act (CEPRA) funds.

Mayor Martinez referred to Item 20. Assistant Director of Parks and Recreation Stacie Talbert stated that the purpose of this item is to approve an interlocal agreement for the North Beach Nourishment Project with the Texas General Land Office. There were no comments from the Council or the public. This Ordinance was passed on first reading and approved with the following vote:

Aye: 8 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

Absent: 1 - Council Member Scott

Abstained: 0

21. First Reading Ordinance - Approving reimbursement agreement and appropriation for construction of wastewater collection line at the south side of Interstate 37, east of Suntide Road, and west of Hunter Road

Ordinance authorizing execution of a wastewater collection line extension construction and reimbursement agreement ("Agreement") with Embree Asset Group, Inc., ("Developer"), for the construction of a wastewater collection line and appropriating \$11,519.40 from the No. 4220 Sanitary Sewer Collection Line Trust Fund to reimburse the developer in accordance with the agreement.

Mayor Martinez referred to Item 21. Barney Williams with Development Services stated that the purpose of this item is to authorize execution of a wastewater collection line extension construction and reimbursement agreement with Embree Asset Group Inc. and appropriate funds for reimbursement. There were no comments from the Council or the public. This Ordinance was passed on first reading and approved with the following vote:

Aye: 8 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

Absent: 1 - Council Member Scott

Abstained: 0

22. First Reading Ordinance - Amending the Code of Ordinances to refine street maintenance fee payment and appeals process; and modify the street maintenance fee trip factor index for certain Institute of Traffic Engineers (ITE) Codes

Ordinance amending the Street Maintenance Fee Payment and Appeals Process adopted by Ordinance No. 029900 on July 16, 2013; amending Exhibit "A" of Ordinance No. 029877 adopted on June 25, 2013 to modify, for consistency purposes, certain Institute of Transportation Engineers (ITE) Codes; and amending Article XX of Chapter 55 of the Code of Ordinances to codify the modified Trip Factor Index.

Mayor Martinez referred to Item 22. Director of Storm Water and Street Operations Valerie Gray stated that the purpose of this item is to amend the Street Maintenance Fee Payment and Appeals process and modify and codify the Trip Factor Index. Mayor Martinez called for comments from the public and there were none. Council members asked questions regarding the following

topics: the additional staff time and impact to low income customers for qualifying the Low Income Discount applications internally; whether a certified appraiser could provide documentation required; how customers are reminded that they must reapply annually; and identification of the low income areas. This Ordinance was passed on first reading and approved with the following vote:

Aye: 8 - Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

Absent: 1 - Council Member Allen

Abstained: 0

24. First Reading Ordinance - Accepting and appropriating a Federal grant for carrying out provisions of the Fair Housing Act

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant with U.S. Department of Housing and Urban Development; appropriating \$64,450 in the No. 1071 Community Enrichment Grants fund for Fair Housing Assistance programs.

Mayor Martinez referred to Item 24. Human Relations Administrator Sylvia Wilson stated that the purpose of this item is to accept and appropriate a \$64,450 grant from the U.S. Housing and Urban Development to enhance the Fair Housing Assistance Program. There were no comments from the Council or the public. This Ordinance was passed on first reading and approved with the following vote:

Aye: 8 - Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

Absent: 1 - Council Member Allen

Abstained: 0

P. FUTURE AGENDA ITEMS: (ITEMS 25 - 27)

Mayor Martinez referred to the Future Agenda. Assistant City Manager Susan Thorpe stated that staff did not have any planned presentations. The Council did not have any questions regarding Items 25-27.

25. Purchase of one pickup truck for beach use, one CNG pickup truck for litter enforcement, and two CNG pickup trucks for the Strike Force

Motion approving the purchase of four (4) pickup trucks from Philpott Motors, Nederland, Texas for a total amount of \$129,928.23. The award is based on the cooperative purchasing agreement with the Texas Local Government Purchasing Cooperative (TLGPC). Funding is available in the Park & Recreation operations budget.

This Motion was recommended to consent agenda

26. Construction contract for adjustments to water lines and valves for State Highway 286

Motion authorizing the City Manager, or designee, to execute a construction contract with Jhabores Construction Company, Inc. of Corpus Christi, Texas in the amount of \$257,871 for State Highway (SH) 286 Water Line and Valve Adjustment project for the base bid.

This Motion was recommended to consent agenda

27. Reimbursement resolution for Mary Rhodes Pipeline, Phase 2

Resolution relating to establishing the City's intention to reimburse itself for the prior lawful expenditure of funds relating to constructing various City improvements from the proceeds of tax-exempt obligations to be issued by the City for authorized purposes; authorizing other matters incident and related thereto; and providing an effective date.

This Resolution was recommended to consent agenda

Q. BRIEFINGS TO CITY COUNCIL: (NONE)

R. ADJOURNMENT

The meeting was adjourned at 2:02 p.m.