



Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Minutes City Council

Tuesday, January 14, 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.

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

Mayor Martinez called the meeting to order. Ms. Martinez gave a special acknowledgement to Council Member Priscilla Leal, who recently suffered a stroke, and provided well wishes on her recovery.

B. Invocation to be given by Deacon Michael Mantz, Diocese of Corpus Christi

Deacon Michael Mantz gave the invocation.

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

Cecilia Garcia Akers gave the Pledge of Allegiance.

D. City Secretary Rebecca Huerta to call the roll of the required Charter Officers.

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 City Secretary Rebecca Huerta.

Present: 8 - Council Member Kelley Allen, 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

Absent: 1 - Council Member Priscilla Leal

E. Proclamations / Commendations

1. Proclamation declaring January 17, 2014 as "Dr. Hector P. Garcia's 100th Birthday Celebration"
Proclamation declaring January 20, 2014 as "Martin Luther King Holiday Celebration and Commemorative March"
Presentation of Mayor's Clean & Green Awards
Swearing-in Ceremony for City Secretary Rebecca L. Huerta

Mayor Martinez presented the proclamations and conducted the swearing-in ceremony for City Secretary Rebecca L. Huerta.

- 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 called for comments from the audience. Abel Alonzo spoke regarding the the historical impact of the City having the first Hispanic female Mayor Nelda Martinez, the first Hispanic City Attorney Carlos Valdez and first Hispanic female City Secretary Rebecca Huerta and encouraged the Council and City staff to be positive role models. Jack Gordy, Lonnie Lenningham, Johnny French and Mary Ann Kelley spoke in opposition to the City's policy on picking up privately owned small animal traps. Neil McQueen, Chairman of the Watershore and Beach Advisory Committee, presented a resolution unanimously passed by the committee for an improved anti-litter ordinance and enforcement. Bob Copes with the Advisory Committee on Community Pride and Cliff Schlabach with the Surfriders Foundation also spoke in support of the resolution to improve the anti-litter ordinance. Casey Lain, Chairman of the Downtown Management District introduced new Executive Director Terry Sweeney. Mr. Sweeney said he looked forward to working with the Mayor and Council to create a more successful and vibrant downtown. Alan Albin, Special Project for the Downtown Management District, thanked the current and previous Council Members and City staff for their continued support of the downtown projects.

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:

a. City Performance Report - Airport

City Manager Olson asked Director of Aviation Fred Segundo to provide a briefing on the operations, missions and goals of the Corpus Christi International Airport.

b. Other

1) Mr. Olson stated that City Council asked staff to expand the plastic bag issue to include more emphasis on litter. Staff has been actively working to consolidate ordinances, increase enforcement activities and education, and to develop a system to measure effectiveness. City Manager Olson reported that his intent is to make a recommendation to the City Council on January 28th that will include the cost of the program, the financial impacts, and stakeholder input. Mr. Olson announced that the City would hold a televised forum on January 22, 2013 at 6:30 p.m. in the Council Chambers with an attempt to make the forum interactive for the public. 2) Mr. Olson provided a status update on

the reorganization efforts of the Public Works department and Code Enforcement. 3) The selection process for the new City Attorney has been completed and an item is on the agenda for confirmation of the appointment. 4) Staff conducted interviews for the Facilities Maintenance Director; however, he was unable to reach a satisfactory arrangement. City Manager Olson reported that he would have to start the process again. 5) The Planning Request for Proposal negotiations should be completed this month and Mr. Olson anticipates bringing forward a contract to the Council for execution. 6) Mr. Olson reported on the community celebration held last night regarding the Texas A & M University - Corpus Christi Unmanned Aerial System project selection by the Federal Aviation Administration as one of the six testing sites in the nation.

I. **MINUTES:**

5. Regular Meeting of December 17, 2013

Mayor Martinez called for approval of the minutes. Council Member Magill made a motion to approve the minutes, seconded by Council Member Garza and passed unanimously.

J. **BOARDS & COMMITTEE APPOINTMENTS:**

6. Clean City Advisory Committee
Corpus Christi Downtown Management District
Museum of Science and History Advisory Board

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

Clean City Advisory Committee - Chelsea Craig (Appointed); Lori Galan-Garcia (Realigned from the Beautify Corpus Christi Association category to the category of Community at Large).

Corpus Christi Downtown Management District - Raju Bhagat (Appointed)
Museum of Science and History Advisory Board - James Kunau and Amanda Leal (Appointed)

K. **EXPLANATION OF COUNCIL ACTION:**

L. **CONSENT AGENDA: (ITEMS 7 - 11)**

Approval of the Consent Agenda

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

Aye: 8 - Council Member Allen, 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 Leal

Abstained: 0

7. Resolution requesting the Texas Commission on Environmental Quality (TCEQ) to adopt language in the environmental flow standards for the Nueces River Basin to clarify that rules are to be applied prospectively and not affect an existing water right

Resolution requesting the Texas Commission on Environmental Quality (TCEQ) clearly and conclusively state that Senate Bill 3 environmental flow standards are to be applied prospectively and environmental flow standards for the Nueces River Basin not affect an appropriation of or an authorization to store, take, or divert water under a permit or amendment to a water right issued before September 1, 2007

This Resolution was passed on the Consent Agenda.

Enactment No: 030047

8. Ratifying Federal grant for Marina replacement dock for boat slips

Resolution ratifying grant application to US Fish and Wildlife Service through Texas Parks and Wildlife Department for \$502,496.00 Boating Infrastructure Grant for Marina boat slips including 35 transient boat slips.

This Resolution was passed on the Consent Agenda.

Enactment No: 030048

9. Second Reading Ordinance - Rezoning from the "CN-1" Neighborhood Commercial District to the "RS-4.5" Single-Family 4.5 District, on property located at 4050 Acushnet Drive (1st Reading 12/17/13)

Case No. 1113-01 Luxury Spec Homes, Inc.: A rezoning from the "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 to low-density residential uses. The property is described as Lot 13, Block 2, Country Club Estates Unit 20, located on the north side of Acushnet Drive, approximately 525 feet east of Weber Road (FM 43).

Planning Commission and Staff Recommendation (November 20, 2013):

Approval of the change of zoning from the "CN-1" Neighborhood Commercial District to the "RS-4.5" Single-Family 4.5 District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon

application by Luxury Spec Homes, Inc., acting as agent behalf of Mihail Chryssos and Nikolaos Hrisos ("Owners"), by changing the UDC Zoning Map in reference to Lot 13, Block 2, Country Club Estates Unit 20 from the "CN-1" Neighborhood Commercial 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.

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

Enactment No: 030049

10. Second Reading Ordinance - Rezoning from the "RS-6" Single-Family 6 District to the "RS-TF" Two-Family District, on property located at 1201, 1217, 1225 and 1233 Barton Street (1st Reading 12/17/13)

Case No. 1113-03 Robert Bryan Johnson: Rezoning from the "RS-6" Single-Family 6 District to the "RS-TF" Two-Family District, resulting in a change to the Future Land Use Plan from low density residential to medium density residential uses. The property being rezoned is described as Lots 20, 21, 22, 23, Block 5, Flour Bluff Center, located on the northeast corner of Barton and O'Neill Streets.

Planning Commission and Staff Recommendation (November 20, 2013):

Approval of the change of zoning from the "RS-6" Single-Family 6 District to the "RS-TF" Two-Family District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Robert Bryan Johnson, by changing the UDC Zoning Map in reference to Lots 20, 21, 22, and 23, Block 5, Flour Bluff Center, from the "RS-6" Single-Family 6 District to the "RS-TF" Two-Family District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

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

Enactment No: 030050

11. Second Reading Ordinance - Closing a portion of a 15-foot wide utility easement out of Lot 1, Incarnate Word Subdivision located south of Lipas Boulevard and west of South Staples Street (1st Reading 12/17/13)

Ordinance abandoning and vacating a portion of a 15-foot wide utility easement out of Lot 1, Incarnate Word Subdivision and requiring the

owner, The Convent Academy of the Incarnate Word, to comply with the specified conditions.

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

Enactment No: 030051

N. REGULAR AGENDA: (ITEM 12)

12. Appointment of City Attorney

Motion confirming the City Manager's appointment of Roxann Pais Cotroneo to serve as City Attorney effective February 3, 2014.

Mayor Martinez referred to Item 12. City Manager Olson stated that he has interviewed and selected Roxann Pais Cotroneo to serve as City Attorney. Roxann Pais Cotroneo thanked the Council for the opportunity and requested confirmation of the appointment. Mayor Martinez made a motion to confirm the appointment of Roxann Pais Cotroneo, seconded by Council Member Loeb. Mayor Martinez called for comments from the public. Abel Alonzo welcomed Ms. Cotroneo back to Corpus Christi and spoke in support of the appointment. There were no comments from the Council. This Motion was passed and approved with the following vote:

Aye: 8 - Council Member Allen, 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 Leal

Abstained: 0

Enactment No: M2014-001

H. EXECUTIVE SESSION: (ITEMS 2 - 4)

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

- 2.** Executive Session pursuant to Texas Government Code Section 551.071 to consult with attorneys regarding contemplated litigation related to the city wastewater treatment plants, with possible discussion and action in open session.

This E-Session Item was discussed in executive session

- 3.** Executive session pursuant to Texas Government Code Section 551.071, Consultation with Attorney, and Section 551.087, Deliberations regarding economic development negotiations with possible discussion and action in open session.

This E-Session Item was discussed in executive session

- 4.** Executive session pursuant to Section 551.071(1)(A) of the Texas

Government Code for consultation with attorneys about pending or contemplated litigation regarding a HOME funds agreement with possible discussion and action in open session.

This E-session item was discussed in executive session.

M. PUBLIC HEARINGS: (NONE)

Mayor Martinez referred to the public hearings and stated that the four (4) following zoning cases previously scheduled for today's meeting have been rescheduled to the January 28th Council meeting: MPM Development LP, Spear Consolidated Ltd., D & E Development Corporation, and Charles E. Butler.

O. FIRST READING ORDINANCES: (ITEMS 13 - 27)

13. First Reading Ordinance - Appropriating competition proceeds from American Society for the Prevention of Cruelty to Animals (ASPCA) Rachel Ray Challenge

Ordinance appropriating \$30,000 from ASPCA Rachel Ray Challenge in the No. 1020 General Fund to support the trap-neuter-return of feral cats in the community, targeted spay and neuter, and humane housing of animals at the animal care facility; and amending Ordinance No. 029915, which adopted the FY 2013-2014 Budget, by increasing revenue and expenditures in the General Fund No. 1020 by \$30,000 each.

Mayor Martinez referred to Item 13. Police Chief Floyd Simpson stated that the purpose of this item is to appropriate a \$30,000 award to the Animal Care Services Division from the Rachel Ray Challenge. There were no comments from the Council or the public. This Ordinance was passed on first reading and approved with the following vote:

Aye: 7 - Council Member Allen, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member McIntyre, Council Member Riojas and Council Member Garza

Absent: 2 - Council Member Leal and Council Member Magill

Abstained: 0

Enactment No: 030054

14. First Reading Ordinance - Accepting and appropriating a State grant for prevention of internet crimes against children

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant from the Office of Juvenile Justice and Delinquency Prevention Internet Crimes Against Children (ICAC) Task Force program, in the amount of \$4,084 to purchase equipment for the ICAC program within the Police Department; and

appropriating the \$4,084 in the No. 1061 Police Grants Fund.

Mayor Martinez referred to Item 14. Police Chief Floyd Simpson stated that the purpose of this item is to accept and appropriate a grant to purchase equipment for the Internet Crimes Against Children Task Force 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 Allen, 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 Leal

Abstained: 0

Enactment No: 030055

15. First Reading Ordinance - Appropriating utility bill donations for the Arts & Cultural Commission (ACC)

Ordinance authorizing the City Manager or designee to execute all documents necessary to appropriate \$11,480.08 in City utility customer donations in General Fund No. 1020 for use by programs coordinated through the City Arts and Cultural Commission.

Mayor Martinez referred to Item 15. Director of Parks and Recreation Michael Morris stated that the purpose of this item is to appropriate funds donated by utility customers for the Arts & Cultural Commission. 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 Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

Absent: 1 - Council Member Leal

Abstained: 0

Enactment No: 030056

16. First Reading Ordinance - Accepting and appropriating State grant amendment for Americans with Disabilities Act (ADA) water access improvements and promenade expansion at North Beach

Ordinance authorizing the City Manager, or designee, to execute all documents necessary to accept and appropriate an amended grant in the No. 1067 Parks and Recreation Grant Fund in the amount of \$35,724.22 from the Texas General Land Office-Coastal Management Program (CMP) for the construction of ADA water access improvements and promenade expansion.

Mayor Martinez referred to Item 16. Director of Parks and Recreation Michael Morris stated that the purpose of this item is to accept funding from the Texas General Land Office for the Coastal Management Program at North Beach.

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 Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

Absent: 1 - Council Member Leal

Abstained: 0

Enactment No: 030057

17. First Reading Ordinance - Accepting and appropriating State grant for the after school snack program and entering into an Interlocal Agreement with Corpus Christi Independent School District (CCISD) to provide snacks

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant in the amount of \$203,608 from the Texas Department of Agriculture; appropriating grant in the No. 1067 Parks and Recreation Grants Fund for the Latchkey After School Snack Program; to execute an Interlocal Agreement with the Corpus Christi Independent School District to provide snacks services for the after school snack program for five years.

Mayor Martinez referred to Item 17. Director of Parks and Recreation Michael Morris stated that the purpose of this item is to accept and appropriate a grant from the Texas Department of Agriculture (TDA) and execute a contract with the Corpus Christi Independent School District (CCISD) for the Latchkey After School Snack Program. This Ordinance was passed on first reading and approved with the following vote:

Aye: 8 - Council Member Allen, 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 Leal

Abstained: 0

Enactment No: 030058

18. First Reading Ordinance - Amending the Code of Ordinances regarding membership of the Tree Advisory Committee

Ordinance amending the City Code of Ordinances regarding membership of the Tree Advisory Committee of Corpus Christi, Texas.

Mayor Martinez referred to Item 18. Director of Parks and Recreation Michael Morris stated that the purpose of this item is to amend the Code of Ordinances regarding the membership of the Tree Advisory Committee by adding the qualification of urban forester and changing the residency requirement. 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 Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

Absent: 1 - Council Member Leal

Abstained: 0

Enactment No: 030059

19. First Reading Ordinance - Lease agreement with kickball league for Bill Witt Park

Ordinance authorizing City Manager or designee to execute a 60 month lease agreement with C.C. United Kickball League for 6869 Yorktown, Bill Witt Park, in the City, Lessee agrees to operate and maintain the premises according to City standards.

Mayor Martinez referred to Item 19. Director of Parks and Recreation Michael Morris stated that the purpose of this item is to renew the C.C. United Kickball lease at Bill Witt Park. In response to Council Member Garza, Interim City Attorney Lisa Aguilar said the agreement has a termination clause stating that either party may terminate the lease by giving a thirty (30) day notice. There were no comments from the public. This Ordinance was passed on first reading and approved with the following vote:

Aye: 8 - Council Member Allen, 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 Leal

Abstained: 0

Enactment No: 030060

20. First Reading Ordinance - Lease agreement with baseball league for Price Park

Ordinance authorizing the City Manager or designee to execute a 60 month lease agreement with Southside Pony Baseball League for Price Park, in the City, Lessee agrees to operate and maintain the premises according to City standards.

Mayor Martinez referred to Item 20. Director of Parks and Recreation Michael Morris stated that the purpose of this item is to renew the Southside Pony Baseball lease for Price Park. 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 Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

Absent: 1 - Council Member Leal

Abstained: 0

Enactment No: 030061

21. First Reading Ordinance - Lease agreement with soccer league for Labonte Park

Ordinance authorizing City Manager or designee to execute a 60 month lease agreement with Great Western Soccer League for Labonte Park, in the City, Lessee agrees to operate and maintain the premises according to City standards.

Mayor Martinez referred to Item 21. Director of Parks and Recreation Michael Morris stated that the purpose of this item is to renew the Great Western Soccer lease for Labonte Park. In response to Council Member Kelley, Mr. Morris said that it has not been determined when the league will move to the Lyondell complex and staff will address the termination of the lease at that time. There were no comments from the public. This Ordinance was passed on first reading and approved with the following vote:

Aye: 8 - Council Member Allen, 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 Leal

Abstained: 0

Enactment No: 030062

22. First Reading Ordinance - Lease agreement with soccer league for North and South Pope Park

Ordinance authorizing City Manager or designee to execute a 60 month lease agreement with Santa Fe Soccer League for North and South Pope Park, in the City, Lessee agrees to operate and maintain the premises according to City standards.

Mayor Martinez referred to Item 22. Director of Parks and Recreation Michael Morris stated that the purpose of this item is to renew the Santa Fe Soccer lease for North and South Pope Park. 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 Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

Absent: 1 - Council Member Leal

Abstained: 0

Enactment No: 030063

23. First Reading Ordinance - Appropriating funds for safety vestibule

at detention center

Ordinance appropriating \$50,000 from the Unreserved Fund Balance in the No. 1020 General Fund for remodeling the City Detention Center to create a safety vestibule; and changing the FY 2013-2014 Adopted Annual Operating Budget adopted by Ordinance No 029915 by increasing expenditures by \$50,000 in the No. 1020 General Fund.

Mayor Martinez referred to Item 23. Director of Municipal Court Kimberly Jozwiak stated that the purpose of this item is to appropriate \$50,000 for remodeling the City Detention and Magistration Center to create a safety vestibule. There were no comments from the Council or the public. This Ordinance was passed on first reading and approved with the following vote:

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

Absent: 2 - Council Member Allen and Council Member Leal

Abstained: 0

Enactment No: 030064

24. First Reading Ordinance - Approving Seawall Maintenance Capital Improvement Program

Ordinance amending the FY 2014 Capital Improvement Program Budget adopted by Ordinance No. 029916 to add the Seawall Maintenance projects approved by the Type A Board and City Council as listed in Attachment A; appropriating \$6,500,000 from the Unreserved Fund Balance in No. 1120 Seawall Improvement Fund and transferring and appropriating into Seawall CIP Fund 3272 for the Fiscal Year 2014 projects as listed in Attachment A; changing the FY 14 Operating Budget adopted by Ordinance 029915 to increase expenditures by \$6,500,000.

Mayor Martinez referred to Item 24. Director of Public Works Dan Biles stated that the purpose of this item is to approve the Seawall Maintenance Capital Improvement Program for the seawall and downtown flood protection. There were no comments from the Council or the public. This Ordinance was passed on first reading and approved with the following vote:

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

Absent: 2 - Council Member Allen and Council Member Leal

Abstained: 0

25. First Reading Ordinance - Reimbursement to General Fund for funds borrowed and expended for the Aquarius Street Project (Bond 2008)

Ordinance approving the transfer of funds in the amount of \$950,000 from the Street CIP Fund 3530 for the budgeted expenditures, including construction, of the Aquarius Street Project from Dasmarias to Commodores into the No. 1020 General Fund; changing the FY2013-2014 Operating Budget adopted by Ordinance No. 022915 by increasing revenue by \$950,000 in the No. 1020 General Fund; and changing the FY2013-2014 Capital Budget adopted by Ordinance No. 022916 by increasing appropriations by \$950,000.

Mayor Martinez referred to Item 25. Director of Financial Services Constance Sanchez stated that the purpose of this item is to reimburse the General Fund for funds used for the construction of the Aquarius Street project from Bond 2008. Ms. Sanchez said this action is taken after the 14th Court of Appeals ruled in favor of the City allowing the City to use Bond 2008 proceeds to pay for this project. There were no comments from the Council or the public. This Ordinance was passed on first reading and approved with the following vote:

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

Absent: 2 - Council Member Allen and Council Member Leal

Abstained: 0

Enactment No: 030065

26. First Reading Ordinance - Changing the fiscal year

Ordinance changing the City of Corpus Christi's fiscal year from August 1st through July 31st to October 1st through September 30th.

Mayor Martinez referred to Item 26. Director of Financial Services Constance Sanchez stated that the purpose of this item is to change the City's fiscal year from August 1st through July 31st to October 1st through September 30th. There were no comments from the Council or the public. This Ordinance was passed on first reading and approved with the following vote:

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

Absent: 2 - Council Member Allen and Council Member Leal

Abstained: 0

Enactment No: 030066

27. First Reading Ordinance - Amending City code relating to administration of liens

Ordinance amending the Code of Ordinances by revising Section 17, Finance and Taxation; revising Section 17-4, Release of Liens-Execution; and revising Section 17-5, Same-Certificates;

providing for effective date and providing for severance.

Mayor Martinez referred to Item 27. Director of Financial Services Constance Sanchez stated that the purpose of this item is to revise the Code of Ordinances to reflect current practices related to the release of liens. There were no comments from the Council or the public. This Ordinance was passed on first reading and approved with the following vote:

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

Absent: 2 - Council Member Allen and Council Member Leal

Abstained: 0

Enactment No: 030067

P. FUTURE AGENDA ITEMS: (ITEMS 28 - 35)

Mayor Martinez referred to the Future Agenda. City Manager Ron Olson stated that staff did not have any planned presentations.

28. Purchase of ten traffic signal cabinet assemblies

Motion approving the purchase of ten (10) traffic signal cabinet assemblies from Paradigm Traffic Systems, Inc., Arlington, Texas for a total amount of \$82,240. The award is based on the cooperative purchasing agreement with the Texas Local Government Purchasing Cooperative (TLGPC). Funds have been budgeted by the Engineering Department in FY 2013-2014.

This Motion was recommended to consent agenda

Enactment No: M2014-003

29. Supply agreement for single port meter transmission units

Motion approving a supply agreement with Aclara Technologies LLC, Hazelwood, Missouri for approximately 5,376 single port meter transmission units (MTUs). The award is based on sole source, for an estimated annual expenditure of \$473,088 of which \$275,968 is required for the remainder of FY 2013-2014. The term of the contract will be for twelve months with an option to extend the contract for up to two additional twelve month periods, subject to the approval of the City Manager or designee. Funds have been budgeted by the Water Department in FY 2013-2014.

This Motion was recommended to consent agenda

Enactment No: M2014-004

30. Grant application for Speed and Driving While Intoxicated (DWI) overtime enforcement

Resolution authorizing the City Manager, or designee, to submit a grant application to the Texas Department of Transportation (TXDOT) in the amount of \$98,082 for the 2015 Comprehensive Selective Traffic Enforcement Project (STEP) within the Police Department, for overtime Driving While Intoxicated (DWI) and Speed enforcement, with a city match of \$40,266.75, for a total project cost of \$138,348.75, and authorizing the City Manager or designee to accept, reject, alter, or terminate the grant.

This Resolution was recommended to consent agenda

Enactment No: 030052

31. Interlocal agreement for sharing of juvenile records

Resolution authorizing the City Manager, or designee, to execute an interlocal cooperation agreement with Corpus Christi Independent School District regarding sharing of juvenile records.

This Resolution was recommended to consent agenda

Enactment No: 030053

32. Purchase for upgrading Intergraph Computer Aided Dispatch (I/CAD), Mobile to Mobile Public Safety (MPS), and Intergraph Law Enforcement Agencies Data and Records Management System (I/LEADS-RMS) software

Motion authorizing the City Manager, or designee, to approve the purchase of Intergraph Computer Aided Dispatch, Mobile to Mobile Public Safety and Intergraph Law Enforcement Agencies Data and Records Management System software upgrade services from Intergraph Corporation Security, Government and Infrastructure of Madison, Alabama for an estimated expenditure of \$439,135.00 including first year maintenance. Maintenance will automatically renew upon payment of annual fee. Funds have been budgeted by Municipal Information Systems Department in FY 2013-2014.

This Motion was recommended to consent agenda

Enactment No: M2014-005

33. Purchase of server licenses necessary for Intergraph upgrade

Motion authorizing the City Manager, or designee, to approve the purchase of Microsoft SQL Server 2012 Enterprise Core Edition licenses, for the Intergraph upgrade, from SHI Government Solutions for \$142,441.60. SHI Government Solutions is a State of Texas authorized Department of Information Resources certified vendor, contract DIR-SDD-2503. Funds have been budgeted by Municipal

Information Systems Department in FY 2013-2014.

This Motion was recommended to consent agenda

Enactment No: M2014-006

34. Purchase of twelve months of monthly access fees for current SunGard applications

Motion authorizing the City Manager or designee to purchase from SunGard Public Sector, Inc. of Lake Mary, Florida, twelve months of Monthly Access Fees, providing continued hosting services for all current SunGard applications, in the amount of \$345,258.12 over the twelve month period. Following the initial term, Services will be provided on a year-to-year basis provided the City exercises the option and pays the then current Monthly Access Fee.

This Motion was recommended to consent agenda

Enactment No: M2014-007

35. Contracts for storage area networks and information technology backup system replacement with disaster recovery solution

Motion authorizing the City Manager, or designee, to execute contracts with three companies: Freeit Data Solutions of Austin, Texas (DIR-SDD-2035) for \$1,428,006.34; Sigma Solutions of San Antonio, Texas (DIR-SDD-1385) for \$297,997.82; and Computer Solutions of San Antonio, Texas (DIR-SDD-1382) for \$150,610.11. The purchase will be financed over a five year period with Key Government Finance, Inc. with monthly payments of \$32,587.62 (\$1,955,257.20 total).

This Motion was recommended to consent agenda

Enactment No: M2014-008

Q. BRIEFINGS TO CITY COUNCIL: (NONE)

R. BOARD APPEAL: (ITEM 36)

36. Appeal of the Civil Service Board decision regarding Patrick Gonzales

City Council consideration of an appeal by the City of the decision of the 558th Civil Service Board appeal hearing regarding Patrick Gonzales with possible action in the form of upholding or overturning the Board's decision

Mayor Martinez referred to Item 36. First Assistant City Attorney Alison Logan provided a background of the Civil Service decision regarding Patrick Gonzales and stated that the purpose of this item is to uphold or overturn the

decision of the Civil Service Board. There were no comments from the Council.

Mayor Martinez made a motion to overturn the decision of the Civil Service Board (thereby Mr. Gonzales would be terminated from his City employment), seconded by Council Member McIntyre. This Motion was passed and approved with the following vote:

Aye: 8 - Council Member Allen, 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 Leal

Abstained: 0

Enactment No: M2014-002

S. ADJOURNMENT

The meeting was adjourned at 4:07 p.m.