



# Corpus Christi

1201 Leopard Street  
Corpus Christi, TX 78401  
cctexas.com

## Meeting Minutes

### City Council

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Tuesday, January 26, 2016

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.**

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

Mayor Martinez called the meeting to order.

**B. Invocation to be given by Reverend Matthew J. Pennington, St. John's Methodist Church.**

Reverend Matthew J. Pennington gave the invocation.

**C. Pledge of Allegiance to the Flag of the United States to be led by Robert Rocha, Fire Chief.**

Fire Chief Robert Rocha led 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 verified that a quorum of the City Council and the required Charter Officers were present to conduct the meeting.

**Charter Officers:**

**City Manager Ron Olson, City Attorney Miles K. Risley, and City Secretary Rebecca Huerta.**

**Present:** 9 - Mayor Nelda Martinez, Council Member Rudy Garza, Council Member Chad Magill, Council Member Colleen McIntyre, Council Member Lillian Riojas, Council Member Lucy Rubio, Council Member Brian Rosas, Council Member Mark Scott, and Council Member Carolyn Vaughn

**E. Proclamations / Commendations**

**1. Proclamation declaring February 6, 2016, "Andrews Distributing 40th Anniversary Day".**

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 City employee recognitions:

**a. OTHER**

Sandra Cantu, Senior Staff Assistant - Police Department, Pawn Shop, was recognized as the "City Employee of the Year" and Celina Ybarbo Pulcher, Solid Waste Outreach Coordinator, was recognized by the Southside Rotary Club.

**H. MINUTES:**

**2. Regular Meeting of January 19, 2016**

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

**I. BOARD & COMMITTEE APPOINTMENTS: (NONE)**

**J. EXPLANATION OF COUNCIL ACTION:**

**K. CONSENT AGENDA: (ITEMS 3 - 14)**

**Approval of the Consent Agenda**

Mayor Martinez referred to the Consent Agenda. There were no comments from the public. Council members requested that Items 9 and 13 be pulled for individual consideration.

A motion was made by Council Member Riojas, seconded by Council Member McIntyre, to approve the Consent Agenda. The consent agenda items were approved by one vote as follows:

**Aye:** 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

**Abstained:** 0

**3. Resolution authorizing the submission of the grant application for the FY2017 Comprehensive Selective Traffic Enforcement Project (STEP) within the Police Department**

Resolution authorizing the City Manager or designee to submit a grant application to the Texas Department of Transportation (TXDOT) in the amount of \$120,482.80 for the 2017 Comprehensive Selective Traffic Enforcement Project (STEP) within the Police Department, for Speed, Distracted Driving, and Driving While Intoxicated (DWI) overtime enforcement, with a city match of \$42,158.03, for a total project cost of

\$162,640.83, and authorizing the City Manager or designee to accept, reject, alter, or terminate the grant.

**This Resolution was passed on the Consent Agenda.**

Enactment No: 030748

**4. Approving the purchase of custom-made consoles and components for police vehicles for the Police Department**

Resolution authorizing the City Manager, or designee, to purchase custom-made consoles and components for police vehicles from Plastix Plus, LLC, of Houston, Texas, for a total cost of \$57,930.56. Funding is available in the Fleet Maintenance Services Funds FY 2015-2016.

**This Resolution was passed on the Consent Agenda.**

Enactment No: 030749

**5. Approving the Purchase of Emergency Equipment for Patrol Vehicles for the Police Department**

Motion approving the purchase of emergency equipment for patrol vehicles from Cap Fleet Upfitters, Temple, Texas for a total amount of \$186,126.59. The award is based on the cooperative purchasing agreement with the Texas Local Government Purchasing Cooperative. Funding is available in the Fleet Maintenance Services Fund FY 2015-2016.

**This Motion was passed on the Consent Agenda.**

Enactment No: M2016-013

**6. Approving the lease-purchase of one rescue pumper for the Fire Department**

Motion approving the lease-purchase of one rescue pumper from Siddons-Martin Emergency Group, Houston, Texas for a total \$669,253.20. The award is based on the Cooperative Purchasing Agreement with the Texas Local Government Cooperative. Financing for the lease-purchase will be provided through the City's lease-purchase financing contractor. \$22,308.44 for two months of payments will be encumbered through the end of FY 2015-2016. The remaining \$646,994.76 for the fifty eight months of payments will be requested in future years during the normal budget process.

**This Motion was passed on the Consent Agenda.**

Enactment No: M2016-014

**7. Resolution authorizing a grant application for the Community**

**Outdoor Outreach Program (CO-OP)**

Resolution authorizing the City Manager or designee to apply for a Texas Parks & Wildlife Community Outdoor Outreach Program (CO-OP) for Observing Science Outdoors (OSO) Summer Youth Program in the amount of \$34,899.

**This Resolution was passed on the Consent Agenda.**

Enactment No: 030750

**8. Approving a service agreement for inspection, cleaning and repair of bunker gear for the Fire Department**

Motion approving a service agreement with Gear Cleaning Solutions, Dallas, Texas for inspection, cleaning and repair of bunker gear, in accordance with Bid Event No. 76, based on an only bid for an amount up to \$127,676.00. The term of the service agreement will be for twelve (12) months with an option to extend for up to two (2) additional twelve (12) month periods, subject to the approval of the Contractor and the City Manager or designee. Funds are available in FY 2015-2016.

**This Motion was passed on the Consent Agenda.**

Enactment No: M2016-015

**10. Approving the lease-purchase of two trucks for the Street Department**

Motion approving the lease-purchase of two Ford F-350 super duty trucks from Grande Truck Center, Houston, Texas for a total amount of \$188,055.60. The award is based on the cooperative purchasing agreement with the Texas Local Government Purchasing Cooperative (TLGPC). \$12,537.04 is four months of payments that will be encumbered through the end of FY 2015-2016. The remaining \$175,518.56 for the fifty-six months of payments will be requested in future years during the normal budget process.

**This Motion was passed on the Consent Agenda.**

Enactment No: M2016-017

**11. Resolution for installation of television studio technology equipment**

Resolution authorizing the City Manager, or designee, to execute all documents necessary with Media Rushworks, LLC, doing business as RUSHWORKS, for the purchase and installation of television studio equipment for a total of \$164,399.20. Funding is available in the Public, Education & Government Fund (PDG) FY 2015-2016.

**This Resolution was passed on the Consent Agenda.**

Enactment No: 030751

**12. Resolution approving the submission of two grant applications for the Transportation Alternatives Program (TAP) Grant for Fiscal Year 2017**

Resolution approving the submission of two grant applications with the Corpus Christi Metropolitan Planning Organization for the Fiscal Year 2017 Transportation Alternatives Program (TAP) Grant for wayfinding signage along the City's Hike and Bike Trails and a High-intensity Activated Cross Walk (HAWK) signal for Cole Park to be located near Ocean Drive and Del Mar Boulevard.

**This Resolution was passed on the Consent Agenda.**

Enactment No: 030752

**14. Second Reading Ordinance - Lease Agreement for the 2016 Fiesta de la Flor event (1st Reading 1/19/16)**

Ordinance authorizing the City Manager or designee to execute a lease agreement with the Corpus Christi Convention and Visitors Bureau ("CCCVB") for 2016 Fiesta de la Flor event and related activities to be held on May 6, 2016 and May 7, 2016, and allow use of City property including the Bayfront Park located along Shoreline Blvd. between Resaca Street and Power Street.

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

Enactment No: 030754

**9. Approving the purchase of 11 (eleven) pickup trucks and the lease-purchase of 7 (seven) pickup trucks for use in various departments**

Motion approving the purchase of eleven pickup trucks and the lease-purchase of seven pickup trucks from Caldwell Country Ford-Chevrolet, Caldwell, Texas for a total amount of \$642,896.04. The award is based on the cooperative purchasing agreement with the Texas Local Government Purchasing Cooperative (TLGPC). Funds in the amount of \$355,778.44 have been budgeted by the using departments in FY 2015-2016. The remaining \$287,117.60 for the fifty-six months of lease-purchase payments will be requested in future years during the normal budget process.

**Mayor Martinez referred to Item 9, the purchase and lease-purchase of pickup trucks. Director of General Services Jim Davis responded to council member questions on the following: the service life of the trucks; consideration of**

purchasing smaller trucks; the capability to convert the vehicles to natural gas; the location where the Park and Recreation beach Operation trucks are currently stored and whether these trucks are undercoated; the Bond 2014 Beach Maintenance Facility Project; the percentage of compressed natural gas (CNG) vehicles in the fleet; and an evaluation to determine whether a CNG filling station can be incorporated into the Bond 2014 Beach Maintenance Facility Project.

Council Member Rubio made a motion to approve the motion, seconded by Council Member McIntyre. This Motion was passed and approved with the following vote:

**Aye:** 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

**Abstained:** 0

Enactment No: M2016-016

**13. Resolution directing staff to redesign the Bond 2012 Tuloso Road Project**

Resolution directing staff to redesign the Bond 2012 Tuloso Road Project due to changes in cost and other factors.

Mayor Martinez referred to Item 13, redesign of the Tuloso Road Project - IH 37 to Leopard Street Bond 2012 Project. In response to a council member, Executive Director of Public Works Valerie Gray clarified that the reason the project would not include curb and gutters is because the water drains to adjacent roadside ditches.

Council Member Rubio made a motion to approve the resolution, seconded by Council Member Garza. This Resolution was passed and approved with the following vote:

**Aye:** 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

**Abstained:** 0

Enactment No: 030753

**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 choose to speak during this public comment period regarding an item on the agenda, you may do so. You will not be allowed to speak again, however, when the Council is considering the item. 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. Abel Alonzo, 1701 Thames, Corpus Christi Regional Transportation Authority, spoke regarding the Corpus Christi Regional Transportation Authority's refusal to fulfill a public information request made by the media. Jack Gordy, 4118 Bray Drive, spoke regarding a statement from Senior Assistant City Attorney Lisa Aguilar regarding the alternate accessibility options that can be used instead of the sidewalk on Airline Road near Gulfway Shopping Center. Cheryl Martinez, 3938 Surfside and on behalf of People Assisting Animal Control, spoke in support of the management at Animal Care Services and PAAC's efforts to assist the community. Monica Holguin, 808 Elizabeth Street, requested that the City show support for the various animal organizations and rescues in their efforts to reduce the stray animal population. City Attorney Miles K. Risley stated that during Mr. Gordy's public comments, he misquoted and mischaracterized statements made by Senior Assistant City Attorney Lisa Aguilar regarding alternate access routes that are legally and actively available on Airline Road. Andy Taubman, 15731 Cruiser, provided an update on the Ad Hoc Residential Street Infrastructure Advisory Committee and the working relationship between the committee and staff. Barbara Gennaway, 7022 Mona Lisa Circle, spoke regarding the lack of funding for Animal Control and making Corpus Christi a "No-Kill" city.

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

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

**O. FIRST READING ORDINANCES: (ITEMS 18 - 20)**

**18. First Reading Ordinance - Lease Agreement for Buc Days Festival for years 2016-2020**

Ordinance authorizing the City Manager or designee to execute a lease agreement with the Buccaneer Commission, Inc. for 2016-2020 Buc Days Festival and related activities to allow use of City property including areas bounded by Kinney Street, North Shoreline Boulevard, South Shoreline Boulevard, and Park Avenue, including adjacent parking lots and also including the Bayfront Park located along Shoreline Boulevard between Resaca Street and Power Street with payment of fees not to exceed \$37,000 in years 2016-2018, and \$40,000 in years 2019-2020.

Mayor Martinez referred to Item 18. Director of Parks and Recreation Jay Ellington stated that the purpose of this item is to execute a five-year lease agreement with the Buccaneer Commission, Inc. for the annual Buc Days Festival. Mayor Martinez called for comments from the public. Johnny Philipello, CEO of the Buc Days Commission, thanked the City Council for their continued support of the 79th Annual Buc Days Festival and recognized Buccaneer Commission members Mark Avelar and Eric Villareal. There were no comments from the Council.

Council Member Riojas made a motion to approve the ordinance, seconded by Council Member McIntyre. This Ordinance was passed on first reading and

approved with the following vote:

**Aye:** 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

**Abstained:** 0

**19. First Reading Ordinance - Accepting and appropriating the reimbursement grant funds for FY 2015 for the Home Delivered Meals Program**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept and appropriate a \$165,282 grant in Managed Care funds from the Area Agency on Aging of the Coastal Bend in the No. 1067 Parks and Recreation Grants fund for the FY 2015 Senior Community Services, Home Delivered Meals Program.

**Mayor Martinez referred to Item 19. Director of Parks and Recreation Jay Ellington stated that the purpose of this item is to accept and appropriate a grant from the Area Agency on Aging of the Coastal Bend for the Senior Community Services Home Delivery Meals Program. There were no comments from the Council or the public.**

**Council Member McIntyre made a motion to approve the ordinance, seconded by Council Member Riojas. This Ordinance was passed on first reading and approved with the following vote:**

**Aye:** 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

**Abstained:** 0

**20. First Reading Ordinance - Appropriating funds and executing an Interlocal Agreement, an Advance Funding Agreement, and a Master Services Agreement for traffic improvements along Spur 3 Corridor (Ennis Joslin Road) from SH 358 (South Padre Island Drive) to Ocean Drive**

Ordinance appropriating funds in the amount of \$100,000 and authorizing the City Manager or designee to execute an Interlocal Cooperation Agreement with Texas A & M University - Corpus Christi (TAMU-CC); to execute an Advance Funding Agreement with the Texas Department of Transportation (TXDOT) with a required payment to TXDOT in the amount of \$18,120; and to execute Master Service Agreement with Maldonado-Burkett Intelligent Transportation Systems, LLP (MBITS) in an amount not to exceed \$547,275.87 for the design of traffic improvements citywide.

**Mayor Martinez referred to item 20. Director of Engineering Services Jeff**



Edmonds stated that the purpose of this item is to execute an Advanced Funding Agreement, Interlocal Agreement, and Master Services Agreement for traffic signal improvements for the Ennis Joslin Corridor. Mr. Edmonds provided an overview of the project location map, project scope, and schedule. There were no comments from the public.

Council members spoke regarding the following topics: the traffic count on Ennis Joslin; synchronization of the signal lights along the entire area; the traffic plan for left turns for the Barisi development and Islander Way to Nile, and the collaboration between the various entities on the project.

Council Member McIntyre made a motion to approve the ordinance, seconded by Council Member Garza. This Ordinance was passed on first reading and approved with the following vote:

**Aye:** 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

**Abstained:** 0

**P. FUTURE AGENDA ITEMS: (ITEM 21)**

Mayor Martinez referred to Future Agenda Items. City Manager Ron Olson stated that staff had planned presentations on Items 21, 22, and 23. Item 21 was discussed.

**21. Resolution approving Street Preventative Maintenance Program (SPMP) Year 3 Annual Work Plan**

Resolution approving the concepts, direction, and general work plan for the third year of the Street Preventative Maintenance Program (SPMP) -- the 2016 SPMP Work Plan

This Resolution was recommended to the regular agenda.

**L. EXECUTIVE SESSION: (ITEMS 15 - 17)**

Mayor Martinez deviated from the agenda and referred to the day's executive sessions. Mayor Martinez announced that Item 16 was withdrawn. The Council went into executive session.

**15. Executive session pursuant to Texas Government Code § 551.071 for consultation with attorneys regarding collective bargaining matters and/or the collective bargaining agreements between the City of Corpus Christi and the Corpus Christi Firefighters Association.**

This E-Session Item was discussed in executive session.

**16. Executive session pursuant to Texas Government Code § 551.071 and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning legal issues related to extraterritorial**

jurisdiction and City boundaries, including, but not limited to, annexation and rights and remedies pursuant to Chapter 43 of the Texas Local Government Code, and certificates of convenience and necessity.

This E-Session Item was withdrawn.

17. **Executive session pursuant to Texas Government Code § 551.074** to deliberate the evaluation of the City Secretary, with possible action and discussion in open session.

This E-Session Item was discussed in executive session.

P. **FUTURE AGENDA ITEMS: (ITEMS 22 and 23)**

Mayor Martinez referred to the remaining Future Agenda Items. Staff provided presentations on Items 22 and 23.

22. **Engineering Design Amendment No. 1 for the Citywide Street Preventative Maintenance Program Year 3**

Motion authorizing the City Manager, or designee, to develop a year three work plan by executing Amendment No. 1 with Coym, Rehmet & Gutierrez Engineering, L.P. of Corpus Christi, Texas in the amount not to exceed \$867,370.00 for a restated fee for not to exceed \$916,735.00 for the Citywide Street Preventative Maintenance Program (SPMP) Year 3 project.

This Motion was recommended to the regular agenda.

23. **Resolution approving an Agreement for the Adjustment of Corpus Christi Municipal Utilities in Connection with the US 181 Harbor Bridge Replacement Project**

Resolution authorizing the City Manager or designee to execute the Agreement for the Adjustment of the City Utilities in connection with the US 181 Harbor Bridge Replacement Project

This Resolution was recommended to the regular agenda.

Q. **BRIEFINGS: (NONE)**

R. **ADJOURNMENT**

The meeting was adjourned at 3:31 p.m.