



# Corpus Christi

1201 Leopard Street  
Corpus Christi, TX 78401  
cctexas.com

## Meeting Agenda - Final City Council

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Tuesday, February 17, 2015

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 Deacon Michael Mantz, Diocese of Corpus Christi.**
- C. Pledge of Allegiance to the Flag of the United States to be led by Susan K. Thorpe, Assistant City Manager.**
- D. City Secretary Rebecca Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
  - 1. [15-0146](#) Proclamation declaring February 15-21, 2015, "National LULAC Week"  
Proclamation declaring February 22-28, 2015, "National Engineers' Week"  
Proclamation declaring February 20, 2015, The 73rd Session Graduation Ceremony of the Corpus Christi Police Academy  
Big Check Presentation for the 2015 Arts Grants Recipient Organization (Arts and Cultural Commission)  
Certificate of Commendation Presented to Frank Brogan  
Swearing-in Ceremony for Newly Appointed Board, Commission and Committee Members

- 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. OTHER**

**H. EXECUTIVE SESSION: (ITEM 2)**

*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 officer.*

- 2. [15-0143](#)** Executive session pursuant to Section 551.071 of the Texas Government Code for consultation with attorneys regarding fire collective bargaining negotiations and the Agreement between the City of Corpus Christi and the Corpus Christi Firefighters Association and term(s) thereof with possible discussion, resolution(s), and other actions in open session concerning any matters related thereto.

**I. MINUTES:**

- 3. [15-0148](#)** Regular Meeting of February 10, 2015

**J. BOARD & COMMITTEE APPOINTMENTS:**

4. [15-0149](#) Committee for Persons with Disabilities  
Electrical Advisory Board  
Leadership Committee for Senior Services  
Marina 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 5-20)**

*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.*

5. [15-0093](#) **Interlocal Agreement for Staples Street Center street improvements (Mestina/Artesian Street Project) (Bond 2012)**

Resolution authorizing the City Manager or designee to execute an Interlocal Agreement with the Corpus Christi Regional Transportation Authority to construct the Mestina/Artesian Street Project in conjunction with the City's project, Staples Street from Morgan Avenue to IH 37 (Bond 2012).

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

6. [15-0023](#) **Approving four (4) Job Order Contract Master Agreements for the minor construction, repair, rehabilitation and alteration of facilities**

Motion authorizing the City Manager or designee to execute a Master Agreement for Job Order Contracting (JOC) for a two-year term with option to renew administratively for up to three one-year periods, with no guaranteed minimum and a maximum aggregate of \$2,000,000.00 in any one year; authorizing the City Manager or designee to execute all Job Order Contracts thereunder not exceeding \$500,000.00 with the following:

- Alpha Building Corporation
- Cruz Maintenance & Construction, Inc.
- Haeber Roofing Company
- JE Construction Services

**Sponsors:** Capital Programs

7. [15-0024](#) **Amendment No. 2 to the engineering support services contract for Wastewater Permit Assistance**

Motion authorizing the City Manager or designee to execute Amendment No. 2 to the engineering support services contract with RPS of Austin, Texas in the amount of \$100,000 for a total restated fee not to exceed \$218,500 for Wastewater Permit Assistance.

**Sponsors:** Capital Programs, Office of Public Works and Water/Wastewater Treatment

8. [15-0036](#) **Engineering Design Contract Amendment No. 1 for the La Volla Creek Drainage Channel Excavation Project**

Motion authorizing the City Manager, or designee, to execute Amendment No. 1 in the amount of \$197,646.00 with Urban Engineering for the La Volla Creek Drainage Channel Excavation Project.

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

9. [14-001444](#) **Termination of the Multiple Use Agreements for Heliport Parking Facility and Public Parking Facility located on State Highway 9/BS 44-D**

Resolution authorizing the City Manager or designee to execute two agreements to terminate two previously executed Multiple Use Agreements between the State of Texas and the City of Corpus Christi for the Heliport Parking Facility and the Public Parking Facility located on State Highway 9/BS 44-D.

**Sponsors:** Office of Public Works

10. [14-001445](#) **Termination of the Multiple Use Agreement for the Nueces Bay Causeway Bait Stand located within State ROW on US Highway 181**

Resolution authorizing the City Manager or designee to execute an agreement to terminate a previously executed Multiple Use Agreement between the State of Texas and the City of Corpus Christi for the Nueces Bay Causeway Bait Stand located within State right-of-way on US Highway 181.

**Sponsors:** Capital Programs

11. [14-001414](#) **Lease-purchase of rescue pumper**

Motion approving the lease-purchase of one (1) rescue pumper from Siddons-Martin Emergency Group, Houston, Texas for a total amount of \$599,750.00, of which \$10,607.00 is required for the remainder of FY 2014-2015. The award is based on the cooperative purchasing agreement with the Texas Local Government Purchasing Cooperative (TLGPC). Financing for the lease-purchase will be provided through the

City's lease-purchase financing contractor.

Sponsors: Purchasing Division and Fire Department

12. [15-0068](#) **Flour Bluff Revitalization Plan**

Resolution of the City Council of the City of Corpus Christi, Texas adopting a Revitalization Plan for the Flour Bluff area which is bordered by the King Ranch to the South, and by water on three sides, the Laguna Madre to the East, Oso Creek and Bay to the West, and Corpus Christi Bay to the North; and providing an effective date.

Sponsors: Housing and Community Development

13. [15-0067](#) **Resolutions in support of five Affordable Housing developments to satisfy the requirement set forth by the Texas Department of Housing and Community Affairs (TDHCA).**

Discussion and possible action on resolutions in support of five Affordable Housing developments which will be applicants for 9% Housing Tax Credits administered by the Texas Department of Housing and Community Affairs (TDHCA): Liberty Shores Apartments, Callicoatte Cove Homes, River View at Calallen, Stonehenge Place and 911 Glenoak Apartments, each proposed project is located within the City of Corpus Christi, Texas.

Sponsors: Housing and Community Development

14. [15-0087](#) **Second Reading Ordinance - Rezoning from single-family to multifamily at 5409 Lipes Boulevard (1st Reading 2/10/15)**

Case No. 0115-01 The Convent Academy of the Incarnate Word: A change of zoning from the "RS-6" Single-Family 6 District to the "RM-1" Multifamily 1 District, resulting in a change to the Future Land Use Plan from low density residential to medium density residential uses. The property is described as being 26.32 acres out of Lots 6 and 7, Section 6, Flour Bluff and Encinal Farm and Garden Tracts, located along the south side of Lipes Boulevard approximately 650 feet west of South Staples Street.

Planning Commission and Staff Recommendation (January 14, 2015): Approval of the change of zoning from the "RS-6" Single-Family 6 District to the "RM-1" Multifamily 1 District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by The Convent Academy of the Incarnate Word ("Owner"), by changing the UDC Zoning Map in reference to 26.32 acres out of Lots 6 and 7, Section 6, Flour Bluff and Encinal Farm and Garden Tracts, from the "RS-6" Single-Family 6 District to the "RM-1" Multifamily 1 District; amending the Comprehensive Plan to account for any

deviations; and providing for a repealer clause and publication.

Sponsors: Development Services

15. [15-0088](#) **Second Reading Ordinance - Rezoning from residential estate to single-family at 8410 S. Staples Street (1st Reading 2/10/15)**

Case No. 0115-03 MPM Development LP: A change of zoning from the "RS-22" Single-Family 22 District to the "RS-15" Single-Family 15 District, not resulting in a change to the Future Land Use Plan. The property is described as Lots 1 through 7, Block 1 and Lots 1 through 28, Block 2, King Estates Unit 4, located near the southeast corner of South Staples Street (FM 2444) and South Oso Parkway.

Planning Commission and Staff Recommendation (January 14, 2015): Denial of the change of zoning from the "RS-22" Single-Family 22 District to the "RS-15" Single-Family 15 District and, in lieu thereof, approval of a change of zoning to the "RS-22/SP" Single-Family 22 District with a Special Permit subject to three conditions.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by MPM Development LP and Miguel Pro ("Owners"), by changing the UDC Zoning Map in reference to Lots 1 through 7, Block 1 and Lots 1 through 28, Block 2, King Estates Unit 4 from the "RS-22" Single-Family 22 District to the "RS-22/SP" Single-Family 22 District with a Special Permit; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Sponsors: Development Services

16. [15-0089](#) **Second Reading Ordinance - Rezoning from commercial, office and single-family 6 to single-family 4.5, located north of Saratoga Boulevard (SH 357) and west of Norchester Drive (1st Reading 2/10/15)**

Case No. 0115-02 Superior H & H Development LLC: A change of zoning from the "CG-2" General Commercial District, "ON" Office District and "RS-6" Single-Family 6 District to the "RS-4.5" Single-Family 4.5 District, resulting in a change to the Future Land Use Plan. The property is described as being a 10-acre tract of land out of Lot 2, Block 1, Saratoga Medical Center Subdivision and out of Lots 5 and 6, Section 9, Bohemian Colony Lands, located north of Saratoga Boulevard (SH 357) and west of Norchester Drive.

Planning Commission and Staff Recommendation (January 14, 2015): Approval of the change of zoning from the "CG-2" General Commercial District, "ON" Office District and "RS-6" Single-Family 6 District to the "RS-4.5" Single-Family 4.5 District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Superior H & H Development LLC ("Owner"), by changing the UDC Zoning Map in reference to 10-acre tract of land out of Lot 2, Block 1, Saratoga Medical Center Subdivision and out of Lots 5 and 6, Section 9, Bohemian Colony Lands, from the "CG-2" General Commercial District, "ON" Office District and "RS-6" Single-Family 6 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.

Sponsors: Development Services

17. [15-0064](#) **Second Reading Ordinance - Accepting and appropriating a grant from the Coastal Bend Regional Advisory Council (RAC) for the WebEOC (1st Reading 2/10/15)**

Ordinance authorizing the City Manager or designee to accept a grant from the Coastal Bend Regional Advisory Council in the amount of \$10,000 for the benefit of the City's WebEOC operations; and appropriating \$10,000 from the Coastal Bend Regional Advisory Council into the No. 1062 Fire Grant Fund to purchase equipment, services, technical support, training and travel for the Corpus Christi Fire Department's WebEOC.

Sponsors: Fire Department

18. [14-001447](#) **Second Reading Ordinance - Amending the Arts and Cultural Commission duties and the Permanent Art Trust Fund (1st Reading 2/10/15)**

Ordinance amending the Code of Ordinances, City of Corpus Christi, Chapter 2 regarding Arts and Cultural Commission duties and the permanent art trust fund.

Sponsors: Parks and Recreation Department

19. [15-0041](#) **Second Reading Ordinance - First amendments to the lease agreements for Southwest Airlines and American Airlines (1st Reading 2/10/15)**

Ordinance ratifying and authorizing the City Manager to execute first amendments to the lease agreements with Southwest Airlines and Envoy Air (formerly known as American Eagle Airlines) to extend the term of the leases; authorizing and accepting an assignment of the lease from Envoy Air to American Airlines; providing for an effective date; providing for severance; and providing for publication.

Sponsors: Aviation Department

20. [15-0065](#) **Second Reading Ordinance - Amending Chapter 2 of the City Code of Ordinances, regarding membership of the Water Resources**

**Advisory Committee (1st Reading 2/10/15)**

Ordinance to amend Chapter 2 of the City Code of Ordinances, regarding membership of the Water Resources Advisory Committee; to make minor revisions to the language of a member description; and to increase membership by one additional representative.

Sponsors: Environmental and Strategic Initiatives

**M. PUBLIC HEARINGS: (NONE)****N. REGULAR AGENDA: (NONE)**

*The following items are motions, resolutions and ordinances that will be considered and voted on individually.*

**O. FIRST READING ORDINANCES: (ITEMS 21-25)****21. [15-0160](#) First Reading Ordinance - Approving termination of RecycleRewards agreement and non-allocation of funds for budget fiscal year 2015-2016**

Ordinance approving a termination of the agreement with RecycleRewards and non-allocation of funds due to the necessity to fund improvements to solid waste services in the operating budget for fiscal year 2015-2016; finding that the termination and issuance of certificates of obligation for solid waste services capital improvements are both necessary and prudent; directing that a copy of this ordinance be included with the adopted FY2015-2016 Operating Budget; and providing for severance.

Sponsors: Solid Waste Operations

**22. [14-001428](#) First Reading Ordinance - Authorizing issuance of solid waste certificates of obligation**

Ordinance authorizing the issuance of "City of Corpus Christi, Texas Combination Tax and Limited Pledge Revenue Certificates of Obligation, Taxable Series 2015" in an amount not to exceed \$14,500,000 for the purpose of financing costs associated with making permanent public improvements to the City's Solid Waste System; providing for the payment of said Certificates by the levy of an ad valorem tax upon all taxable property within the City and further securing said Certificates by a lien on and pledge of the pledged revenues of the Solid Waste System; providing the terms and conditions of said Certificates and resolving other matters incident and relating to the issuance, payment, security, sale, and delivery of said Certificates, including the approval and distribution of an Official Statement; authorizing the execution of a paying agent/registrar agreement and a purchase contract; complying with the requirements of the letter of



representations with the depository trust company; delegating the authority to certain members of the City staff to execute certain documents relating to the sale of the Certificates; enacting other provisions incident and related to the subject and purpose of this ordinance; and providing an effective date.

**Sponsors:** Financial Services Department and Solid Waste Operations

23. [15-0004](#) **First Reading Ordinance - Modifying and clarifying parade and special event permit ordinance**

Ordinance repealing Chapter 49, Article 1, Division 2. "Temporary Closure of Streets"; amending Chapter 53, Article VII "Parades and Marches" in its entirety to modify and clarify parades, marches, and street events permit procedures and requirements; providing an effective date; providing for severance; providing for penalty; and providing for publication.

**Sponsors:** Police Department and Parks and Recreation Department

24. [15-0101](#) **First Reading Ordinance - Appropriating grant funds for the Local Emergency Planning Committee (LEPC) grant**

Ordinance appropriating \$27,674.58 from the Texas Department of Public Safety, Governor's Division of Emergency Management, in the No. 1062 Fire Grants Fund for FY 2015 Hazardous Materials Emergency Preparedness grant program, phase II & III, to conduct a detailed hazardous materials vulnerability assessment to increase effectiveness in safety and efficiently handling hazardous materials accidents and incidents and to further enhance implementation of the Emergency Planning and Community Right-to-Know Act of 1986, with a hard match of \$6,918.64.

**Sponsors:** Fire Department

25. [15-0098](#) **First Reading Ordinance - Purchase and installation of replacement boat crane at the Marina**

Ordinance appropriating \$260,000 from the unreserved fund balance of the No. 4700 Marina Fund for the replacement of a boat crane; changing the FY2014-2015 Operating Budget adopted by Ordinance No. 030294 by increasing appropriations by \$260,000; approving the purchase and installation of a boat crane from 1st On-Site Services, LLC, based on sole source, for a total amount of \$252,150; and providing for severance.

**Sponsors:** Purchasing Division and Municipal Marina

P. **RECESS COUNCIL MEETING**

Q. **CORPORATION MEETING**

26. [15-0084](#) **Special Board Meeting of the Corpus Christi Housing Finance Corporation**

Special Board Meeting of the Corpus Christi Housing Finance Corporation

Sponsors: Housing and Community Development

R. **RECONVENE COUNCIL MEETING**

S. **FUTURE AGENDA ITEMS: (ITEM 27)**

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

27. [15-0115](#) **Purchase and installation of an alerting system**

Motion approving the purchase and installation of an Alerting System from Daily-Wells Communications, San Antonio, Texas based on sole source for a total amount of \$117,584. Funds have been budgeted by the Fire Department in FY 2014-2015.

Sponsors: Purchasing Division and Fire Department

T. **BRIEFINGS: (ITEMS 28-32)**

*Briefing information will be provided to the City Council during the Council meeting. Briefings are for Council information only. Council may give direction to the City Manager, but no other action will be taken and no public comment will be solicited.*

28. [14-001448](#) **Mary Rhodes Pipeline Phase 2, Construction Status Update**

Sponsors: Office of Public Works and Office of Public Utilities

29. [15-0106](#) **Bond 2012 Update to Council**

Sponsors: Capital Programs and Office of Public Works

30. [15-0052](#) **Capital Programs Department Organizational Assessment**

Sponsors: Capital Programs and Office of Public Works

31. [15-0142](#) **Request for Qualifications - Financial Advisory Services**

Sponsors: ACM - General Government & Operations Support

32. [15-0135](#) **Property Insurance Procurement Options**

Sponsors: Legal Department

U. **LEGISLATIVE UPDATE:**

*This item is 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.*

V. ADJOURNMENT