



Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final City Council

Tuesday, February 26, 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.

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 Bill Word.**
- C. Pledge of Allegiance to the Flag of the United States.**
- D. City Secretary Armando Chapa to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
 - 1. [13-000182](#) Certificate of Commendation to P. Gail Anderson, PE
Recognition of the Hotel Occupancy Tax Fund Arts Grant Recipients for 2013 chosen by the Arts & Cultural Commission
Proclamation declaring February 24 - March 2, 2013 as "Peace Corps Week"
Proclamation declaring February 28, 2013 as "Larry Elizondo, Sr. Day"
Proclamation declaring March 2013 as "Women's History Month"
Proclamation declaring March 1, 8, and 15, 2013 as "Fill-the-Boot for Muscular Dystrophy Association"
Proclamation declaring March 3 - 9, 2013 as "Women in Construction Week"
Proclamation declaring March 7, 2013 as "Risk Management Awareness Day"

- 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. 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 office .

- 2. [13-000199](#) Executive session pursuant to section 551.087 of the Texas Government Code to discuss or deliberate issues regarding commercial information that the City has received from a business prospect that the City seeks to have locate, stay or expand in or near the territory of the City and with which the City is conducting economic development negotiations, with possible discussion and action in open session.**

H. MINUTES:

- 3. [13-000183](#) Approval of Meeting Minutes - February 19, 2013.**

I. BOARDS & COMMITTEE APPOINTMENTS:

J. 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.

K. CONSENT AGENDA: (ITEMS 4 - 23)

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.

4. [13-00018](#) Supply Agreement for hot tap fittings for repairing or adding pressurized natural gas lines

Motion approving a supply agreement with M.T. Deason Company, Inc., Birmingham, Alabama for hot tap fittings in accordance with Bid Invitation No. BI-0052-13 based on only bid for an estimated annual expenditure of \$69,257.50, of which \$40,400.21 is required for the remainder of FY 2012-2013. The term of the agreement shall be for twelve (12) months with options to extend for up to two (2) additional twelve-month periods, subject to the approval of the supplier and the City Manager or designee. Funds have been budgeted by the Gas Department in FY 2012- 2013.

Sponsors: Purchasing Division and Gas Department

5. [13-000104](#) Service agreement for uniformed guard security services for specific City buildings

Motion approving a service agreement with Eddie Garza Security & Investigations, of Corpus Christi, Texas for uniformed guard security services for City Hall, Frost Bank Building, Central Library, Ben F. McDonald Library, Janet F. Harte Library and the O.N. Stevens Water Treatment Plant in accordance with Bid Invitation No. BI-0035-13 based on lowest local bid for an estimated twelve month expenditure of \$296,186.63 of which \$123,411.10 is required for the remainder of FY 2012-2013. The term of the agreements shall be for twelve months with options to extend for up to two additional twelve months periods, subject to the approval of the supplier and the City Manager or designee. Funds have been budgeted by the using departments in FY 2012- 2013.

Sponsors: Purchasing Division

6. [13-000102](#) Authorizing State grant application submission for assisting victims of crime

Resolution authorizing the submission of a grant application in the amount of \$79,188.69 to the State of Texas, Criminal Justice Division for funding available under the Victims of Crime Act (VOCA) fund for the

Police Department's Family Violence Unit with a city match of \$16,964.54 and \$4,000 in-kind services, for a total project cost of \$100,153.23; and authorizing the City Manager or designee to apply for, accept, reject, alter, or terminate the grant.

Sponsors: Police Department

7. [13-000109](#) **Authorizing State grant application submission to State for direct services to victims of crime**

Resolution authorizing the submission of a grant application in the amount of \$67,660.55 to the State of Texas, Criminal Justice Division. For funding available under the Victims of Crime Act (VOCA) fund for the Police Department's Family Violence Unit to establish a Victim Outreach Program with a city match of \$13,533.07 and \$3,000 in-kind services, for a total project cost of \$84,193.62; and authorizing the City Manager or designee to apply for, accept, reject, alter, or terminate the grant.

Sponsors: Police Department

8. [13-000103](#) **Authorizing State grant application submission to State for reducing and preventing violence against women**

Resolution authorizing the submission of a grant application in the amount of \$47,351.74 to the State of Texas, Criminal Justice Division. For funding available under the Violence Against Women Act (VAWA) fund for the Police Department's Family Violence Unit with a city match of \$16,573.28 and \$5,400 in-kind services, for a total project cost of \$69,325.02; and authorizing the City Manager or designee to apply for, accept, reject, alter, or terminate the grant.

Sponsors: Police Department

9. [13-00058](#) **Approving amendment no. 2 to professional services contract for water supply study to include gas line and Municipal Information Systems conduit from Laguna Shores Boulevard to Padre Island Drive**

Motion authorizing the City Manager, or designee, to execute Amendment No. 2 to the Contract for Professional Services with Urban Engineering of Corpus Christi, Texas in the amount of \$182,976.00, for a total restated fee not to exceed \$597,216.00, for the Padre Island Water Supply Study.

Sponsors: Water Department, Gas Department, Municipal Information Systems and Engineering Department

10. [13-000101](#) **Construction Contract for removing ammonia from reclaimed water to meet Texas Commission of Environmental Quality (TCEQ) permit criteria for ammonia**

Motion authorizing the City Manager, or designee, to execute a Construction Contract with CSA Construction of Houston, Texas in the amount of \$3,461,025.00, for Oso Water Reclamation Plant Nutrient Removal Project (Ammonia) - Phase 1.

Sponsors: Wastewater Department and Engineering Department

11. [13-000108](#) **Appointing Council Members to the Corpus Christi Housing and Finance Corporation and the Corpus Christi Industrial Development Corporation**

Motion appointing Council Members Nelda Martinez, Kelley Allen, Rudy Garza, Priscilla Leal, David Loeb, Chad Magill, Colleen McIntyre, Lillian Riojas and Mark Scott as Board Members to the Corpus Christi Housing Finance Corporation and the Corpus Christi Industrial Development Corporation.

Sponsors: City Secretary's Office

12. [13-000110](#) **Appointing Council Members to the Coastal Bend Health Facilities Development Corporation and the Coastal Bend Cultural Education Facilities Finance Corporation boards**

Motion appointing Council Members Nelda Martinez, Kelley Allen, Rudy Garza, Priscilla Leal, David Loeb, Chad Magill, Colleen McIntyre, Lillian Riojas and Mark Scott as Board Members to the Coastal Bend Health Facilities Development Corporation and the Coastal Bend Cultural Education Facilities Finance Corporation.

Sponsors: City Secretary's Office

13. [13-00076](#) **Second Reading Ordinance - A change of zoning from the "RS-6" Single-Family 6 District to the "RM-1" Multifamily 1 District, at 7201 Brooke Road (1st Reading 2/12/13)**

Case No. 0113-01 Brooke Tract, L.P.: A change of zoning from the "RS-6" Single-Family 6 District to the "RM-1" Multifamily 1 District, resulting in a change of future land use from low density residential to medium density residential. The property is described as 39.99 acres out of Lots 16, 17, 18, 19, 28, 29, and 30, Section 26, Flour Bluff and Encinal Farm and Garden Tracts, located on the southeast corner of Rodd Field Road and Brooke Road.

Planning Commission and Staff Recommendation (January 16, 2013): 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 Brooke Tract, L.P. ("Owner"), by changing the UDC

Zoning Map in reference to 39.99 acres out of Lots 16, 17, 18, 19, 28, 29, and 30, Section 26, 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 and Planning/Environmental Services

14. [13-00008](#) **Second Reading Ordinance - Adopting a local amendment to the 2009 International Residential Code (IRC) that establishes a fire separation distance equal to the one that was required by the 2003 IRC (1st Reading 2/12/13)**

Ordinance amending the Code of Ordinances, Chapter 14, "Development Services," Article II, "City of Corpus Christi Technical Construction Codes," Division 8, "Residential Code," Section 14-291, "Residential construction code," by creating new subsection (6.1) pertaining to Section R302.1 of the International Residential Code for One- and Two-Family Dwellings, which relates to exterior walls and fire-resistant construction, in order to establish new exception language and include modifications to the applicable table.

Sponsors: Development Services

15. [13-000115](#) **Second Reading Ordinance - Adopting the 2009 International Fire Code with local amendments (1st Reading 2/12/13)**

Ordinance adopting the International Fire Code, 2009 Edition, with local amendments, as the Fire Code of the City of Corpus Christi; providing for penalties; providing for severance; and providing for publication.

Sponsors: Fire Department

16. [13-00091](#) **Second Reading Ordinance - Agreement for use of McGee Beach for music event (1st Reading 2/12/13)**

Ordinance authorizing the City Manager or designee to execute an Agreement with Elizabeth Guarneri for use of McGee Beach for music event to be held on March 16, 2013 and March 17, 2013.

Sponsors: Parks and Recreation Department

17. [13-00092](#) **Second Reading Ordinance - Accepting and appropriating State grant funds and regional cash match funds for parking lot improvements at the Billings and Clems Boat Ramp; amending project agreement to increase federal grant funds and include lease as local match (1st Reading 2/12/13)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept and appropriate funding in the amount of \$25,000 from the Saltwater-fisheries Enhancement Association and

\$674,710 in additional federal funding for the Clem's and Billing's Boat Ramp renovations in the No. 1067 Park and Recreation Grants Fund; authorizing the City Manager or designee to execute Amendment to Project Agreement with Texas Parks and Wildlife Department for Clem's and Billing's Boat Ramp renovations to increase federal grant funds \$674,710 and include 25 year lease with Texas General Land Office as local match; and amending the FY 12-13 Capital Budget adopted by Ordinance No. 029565 by increasing proposed revenues by \$699,710.

Sponsors: Parks and Recreation Department

18. [13-00093](#) **Second Reading Ordinance - Accepting and appropriating State grant and City matching funds for wildlife refuge improvements (1st Reading 2/12/13)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept and appropriate a grant in the amount of \$100,000 from the Texas General Land Office for Hans and Pat Suter Wildlife Refuge improvements in the No. 1067 Park and Recreation Grants Fund with City matching funds of \$66,667.00 in the No. 4720 Community Enrichment Fund for total project amount of \$166,667.00.

Sponsors: Parks and Recreation Department

19. [13-00094](#) **Second Reading Ordinance - Accepting and appropriating State grant for elderly nutrition home delivered meals (1st Reading 2/12/13)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept and appropriate a \$140,220.79 grant from the Texas Department of Agriculture Texans Feeding Texans Program in the No. 1067 Parks and Recreation Grants Fund for the FY 2013 Senior Community Services, Elderly Nutrition Program.

Sponsors: Parks and Recreation Department

20. [13-00031](#) **Second Reading Ordinance - Amending the Capital Improvement Budget and ratifying Change Order No. 5 for improvements at the Airport (1st Reading 2/12/13)**

Ordinance amending the FY 2013 Capital Improvement Budget adopted by Ordinance No. 029565 to add Project No. E10075 Corpus Christi International Airport Communications Center, Perimeter Security, Standby Generator, and Commercial Aviation Lighting Upgrades; increasing expenditures in the amount of \$170,404.21; and ratifying Change Order No. 5 to the Construction Contract with Becroft Construction, Ltd. of Corpus Christi, Texas in the amount of \$170,404.21, for a total restated fee not to exceed \$2,943,053.09, for the Corpus Christi International Airport Communications Center, Perimeter Security, Standby Generator and Commercial Aviation Lighting Upgrades.

Sponsors: Aviation Department and Engineering Department

21. [13-00090](#) **Second Reading Ordinance - Amending lease agreement to exclude subsidiary from On-Airport Rental Car Concession and Lease for airport (1st Reading 2/12/13)**

Ordinance authorizing the City Manager, or designee, to ratify an amendment to the On-Airport Rental Car Concession and Lease Agreement with The Hertz Corporation for the operation of a car rental concession at the Corpus Christi International Airport ("Airport") to exclude former Hertz subsidiary Simply Wheelz, L.L.C. as a party.

Sponsors: Aviation Department

22. [13-00081](#) **Second Reading Ordinance - Amending rental car concession and lease agreements with each rental car agency located at the airport (1st Reading 2/12/13)**

Ordinance authorizing the City Manager, or designee, to execute a First Amendment to the On-Airport Rental Car Concession and Lease Agreement with each 1) EAN Holdings, LLC, a wholly owned subsidiary of Enterprise Holdings, Inc. dba Alamo Rent A Car and National Car Rental ("Alamo/National"), 2) Coastal Bend Rent-A-Car dba Avis Rent-A-Car ("Avis"), 3) DTG Operations, Inc. dba Dollar Rent-A-Car and Thrifty Car Rental ("Dollar/Thrifty"), 4) EAN Holdings, LLC, a wholly owned subsidiary of Enterprise Holdings, Inc. dba Enterprise Rent-A-Car ("Enterprise"), and 5) The Hertz Corporation ("Hertz") to lease space in the Quick Turn Around Facility ("QTA") located at the Corpus Christi International Airport ("Airport"), in consideration of a base rent to be offset as applicable by revenues collected via a Customer Facility Charge, each for a term of five (5) years.

Sponsors: Aviation Department

23. [13-000137](#) **Second Reading Ordinance - Amending the City Code of Ordinances regarding Mayoral appointments to audit committee, period for audit reports follow-up, peer review effective date and process for filling City Auditor vacancy (1st Reading 2/12/13)**

Ordinance amending Chapter 12 ½ of the City Code of Ordinances regarding City Council Audit Committee, Audit follow-up reports, Peer review, and City Auditor vacancy and selection process.

Sponsors: City Auditor

L. **PUBLIC HEARINGS: (ITEMS 24 - 28)**

24. [13-000122](#) **Public Hearing and First Reading Ordinance - A change of zoning from the "ON" Office District to the "RS-6" Single-Family 6 District, at 10625 Gettysburg Street.**

Case No. 0113-02 Jose Luis Martinez and Frances Martinez: A change of zoning from the "ON" Office District to the "RS-6" Single-Family 6 District, resulting in a change of future land use from park to low density residential. The property is described as Jackson Woods Subdivision Unit 1, Block G, Lot 17, located on the southeast corner of Gettysburg Street and Peach Tree Street.

Planning Commission and Staff Recommendation (January 30, 2013): Approval of the change of zoning from the "ON" Office District to the "RS-6" Single-Family 6 District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC") upon application by Jose Luis Martinez and Frances Martinez ("Owners"), by changing the UDC Zoning Map in reference to Lot 17, Block G, Jackson Woods Subdivision Unit 1, from the "ON" Office District to the "RS-6" Single-Family 6 District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Sponsors: Development Services and Planning/Environmental Services

25. [13-000107](#) **Public Hearing and First Reading Ordinance - Amending the Unified Development Code to allow City Staff to execute standard deferment agreements to expedite recordation of plats and issuance of building permits**

Ordinance amending the Unified Development Code ("UDC") by revising subsections 8.1.10. and 8.1.11. relating to the designation of authority under Requirements for Plat Recordation Prior to Final Acceptance of Infrastructure Improvements Based on Financial Security and Technical Compliance; providing for severance, penalties, and publication.

Sponsors: Development Services and Planning/Environmental Services

26. [13-000138](#) **Public Hearing and First Reading Ordinance - Amending the Unified Development Code (UDC) regarding public notices, special permits and setbacks to improve the effectiveness of the UDC**

Ordinance amending the Unified Development Code by revising subsections 3.1.7.C.1 and 3.1.7.C.4 - public notice requirements, subsection 3.3.3.C - City Council final action on rezonings, section 3.6 - special permits, subsection 3.18.4 - building permit expiration, subsection 3.24.1 - applicability of administrative adjustments, table 4.4.3.A - setbacks in two-family and townhouse zoning districts, table 4.4.3.B - setbacks in multifamily zoning districts, table 4.5.2 - permitted uses in commercial zoning districts, table 5.1.4.I - vehicle sales and service uses, subsection 5.3.1.J - accessory uses and structures, subsection 5.4.3.G - banners for temporary promotional events, subsection 7.5.13.E - institutional signs, and subsection 7.5.20.D - temporary and portable signs allowed in nonresidential districts; and

providing for severance, penalties, and publication.

Sponsors: Development Services and Planning/Environmental Services

27. [13-000152](#) **Public Hearing and First Reading Ordinance on proposed assessments for Vaky Street, Ivy Lane, and Clare Drive; amending the Capital Improvement Budget and awarding construction contract**

Public Hearing on proposed assessments for Vaky Street from Swantner Drive to Reid Drive, Ivy Lane from Gollihar Road to Horne Road, and Clare Drive from South Padre Island Drive to McArdle Road (the "Project"); Ordinance finding and determining that the property abutting said streets will be specifically and specially benefitted and enhanced to an amount at least equal to the cost to each property owner; levying and imposing assessments totaling \$191,716.44 against property abutting the improvements for the Project; fixing corresponding liens on property and charges against property owners; adopting the attached Preliminary Assessment Roll; providing for subsequent adjustment of assessment amounts and the corresponding liens and charges based on as-built conditions; specifying assessment payment terms and lien enforcement measures; amending the FY 2013 Capital Improvement Budget adopted by Ordinance No. 029565 to transfer \$99,217.38 in unspent Storm Water funds and \$48,592 in unspent Water funds from the Rodd Field/Yorktown Intersection at Airline Road project to the Project; increasing expenditures in the amount of \$147,809.38; and authorizing the City Manager to execute a construction contract with Bay, Ltd. of Corpus Christi, Texas in the amount of \$2,381,270.55 for the Project for the Base Bid and Additive Alternates 1 and 2. (Bond Issue 2008)

Sponsors: Street Department, Storm Water Department, Water Department, Wastewater Department and Engineering Department

28. [13-000133](#) **Public Hearing and First Reading Ordinance - Amending the Unified Development Code relating to street design standards**

Ordinance amending Articles 1 and 8 of the Unified Development Code relating to design standards, criteria, and requirements for street design; requiring compliance with design standards issued by the City Engineer; requiring street design for a 30-year life level of service; and providing for severance, penalties, and publication.

Sponsors: Development Services and Engineering Department

M. FIRST READING ORDINANCES: (ITEMS 29 - 37)

29. [13-000170](#) **First Reading Ordinance - Establishing a Street Maintenance Fee**

Ordinance establishing a street maintenance fee to be implemented by policies, rates, and methodologies established by separate ordinance.

Sponsors: Street Department and Storm Water Department

30. [13-000171](#) **First Reading Ordinance - Establishing policies, methodologies and rate to be charged for implementing the Street Maintenance Fee**

Ordinance establishing rates, policies and methodologies to implement Street Maintenance Fee.

Sponsors: Street Department and Storm Water Department

31. [13-000112](#) **First Reading Ordinance - Authorizing a loan and appropriating funds from the General Fund to the Public Health and Safety Fund to build out the second floor of the Public Safety Warehouse; amending the Capital Improvement Budget**

Ordinance advancing \$1,000,000 in cash from the No. 1020 General Fund and appropriating it in the No. 3350 Public Health & Safety Fund as a loan to fund the Police Public Safety Warehouse Project No. 140252; loan to be repaid from the No. 1061 Law Enforcement Trust Fund in the amount of \$250,000 per year for four years at a simple interest rate of 4% annually; and amending the FY2012-2013 Capital Improvement Budget adopted by Ordinance No. 029565 to increase expenditures by \$1,000,000.

Sponsors: Police Department, Financial Services Department, Engineering Department and Office of Management and Budget

32. [13-00074](#) **First Reading Ordinance - Amending easement rights to allow San Patricio Municipal Water District to install an additional potable waterline across City owned land in San Patricio County**

Ordinance authorizing the City Manager or designee to execute an instrument which amends the original Waterline Right-of-Way Easement granted to Reynolds Metals Company, whose easement is now owned and operated by the San Patricio Municipal Water District (SPMWD), for the purpose of permitting SPMWD to install an additional potable waterline, not to exceed 12-inches in diameter, in the original easement and to permit realignment and centering of their original easement with the centerline of their existing 24-inch diameter waterline, all within the City's 8.646 acre tract located approximately 3 miles southwest of Odem, Texas.

Sponsors: Water Department and Engineering Department

33. [13-00099](#) **First Reading Ordinance - Amending the Capital Improvement Budget; amending a professional services agreement to extend the East General Aviation Apron**

Ordinance amending the FY 2013 Capital Improvement Budget adopted

by Ordinance No. 029565 to accelerate Project No. E12156B Construct East General Aviation Apron from Fiscal Year 2015 to 2013; increasing expenditures in the amount of \$250,000.00; and authorizing the City Manager or designee to execute Amendment No. 14 to a Professional Services Agreement with KSA Engineers, Inc. of Longview, Texas, in the amount of \$140,000.00 for the Design of the East General Aviation Apron Extension.

Sponsors: Aviation Department and Engineering Department

34. [13-000150](#) First Reading Ordinance - Approving reimbursement agreement and appropriation for a water distribution main line for a proposed warehouse development

Ordinance authorizing execution of a distribution main extension construction and reimbursement agreement ("agreement") with I5T Investments, LLC ("Developer"), for the construction of a distribution waterline and appropriating \$26,290.60 from the No. 4030 Water Distribution Main Trust Fund to reimburse the Developer in accordance with the agreement

Sponsors: Development Services

35. [13-000113](#) First Reading Ordinance - Amending the Code of Ordinances to establish the process for managing the International Energy Conservation Code pertaining to inspection agencies, submission methods and submission time frames

Ordinance amending the Code of Ordinances, Chapter 14, "DEVELOPMENT SERVICES," Article II, "City of Corpus Christi Technical Construction Codes," Division 4, "ENERGY CONSERVATION CODE," Section 14-251, "Energy conservation code," by adding provisions for approved inspection agencies, a submission method, and a submission time frame for test results; providing for severance, penalties, publication, and an effective date.

Sponsors: Development Services

36. [13-000148](#) First Reading Ordinance - Amending the operating budget to rebate excess funds contributed for General Liability and Workers' Compensation; appropriating funds for construction of a safe shelter during emergencies

Ordinance amending the Fiscal Year 2012-2013 Operating Budget adopted by Ordinance No. 029577 by adjusting expenditures and revenues in the General Fund and various Enterprise, Internal Service and Special Revenue Funds, by increasing expenditures by \$6,600,000 and increasing revenues by \$6,600,000 to rebate excess funds contributed for General Liability and Workers' Compensation; and, appropriating \$600,000 of the unreserved fund balance in the General Fund as part of the Texas Safe Shelter Initiative, for the construction of a

domed structure to be used by the City of Corpus Christi, Texas as a community safe room for protection from emergencies.

Sponsors: Office of Management and Budget

37. [13-000145](#) **First Reading Ordinance - Appropriating State cable franchise funds for capital equipment related to Public, Education and Government Access Channels**

Ordinance appropriating \$142,645.50 from the State Cable Franchises issued by the Public Utility Commission of Texas in the No. 1031 Public, Education and Government Cable Fund for capital expenditures related to the Public, Education and Government Access Channels; changing the FY 2012-2013 Operating Budget adopted by Ordinance No. 029577 to increase appropriations by \$142,645.50.

Sponsors: Public Communications

N. REGULAR AGENDA: (38 - 41)

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

38. [13-00096](#) **Second Reading Ordinance - Amending City code to establish Tree Advisory Committee and list minimum standards for tree planting and management on public property (1st Reading 2/12/13)**

Ordinance amending the City Code of Ordinances to establish the Tree Advisory Committee and include provision to address diseased trees.

Sponsors: Parks and Recreation Department

39. [13-000114](#) **Resolutions supporting local affordable housing developments; acknowledging their applications for low income housing tax credits to State and local support for HOME funds (Related Items 39 - 41)**

Resolution of the City Council of the City of Corpus Christi, Texas in support of the proposed affordable housing project known as Woodland Creek Apartments to be developed by TG 110, Inc.

Sponsors: Neighborhood Services

40. [13-000135](#) Resolution of the City Council of the City of Corpus Christi, Texas in support of the proposed affordable housing project known as Lexington Manor Apartments to be developed by TG 110, Inc.

Sponsors: Neighborhood Services

41. [13-000136](#) Resolution of the City Council of the City of Corpus Christi, Texas in support of the proposed affordable housing project known as Riverstone Apartments to be developed by MDS Housing Corpus Christi, Ltd.

Sponsors: Neighborhood Services

O. FUTURE AGENDA ITEMS: (ITEMS 42 - 52)

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

42. [13-00026](#) Supply agreements for water treatment chemicals used for treatment of potable drinking water at the O. N. Stevens Water Treatment Plant

Motion approving supply agreements with the following companies, for the following amounts for water treatment chemicals in accordance with Bid Invitation No. BI-0050-13, based on lowest responsible bid for an estimated annual expenditure of \$522,502.00 of which \$261,251.00 is budgeted for the remainder of FY 2012-2013. The terms of the contract will be for one year with options to extend for up to three additional twelve month periods, subject to the approval of the supplier and the City Manager or designee. Funds have been budgeted by the Water Department in FY 2012-2013.

Mosaic Crop Nutrition <u>Lithia, FL</u>	Polydyne Inc. <u>Riceboro, GA</u>
Hydrofluorosilicic Acid \$140,182.00	Liquid Cationic Polymer \$382,320.00

Grand Total: \$522,502.00

Sponsors: Purchasing Division and Water Department

43. [13-00073](#) Service Agreement for wrecker services for City owned vehicles

Motion approving a service agreement with Apollo Towing, of Corpus Christi, Texas for wrecker service for City owned vehicles in accordance with Bid Invitation No. BI-0060-13 based on only bid for an estimated twelve month expenditure of \$93,852.50 of which \$39,105.21 is required for the remainder of FY 2012-2013. The term of the agreement will be for twelve months with an option to extend for up to two additional twelve-month periods, subject to the approval of the supplier and the City Manager or his designee. Funds have been budgeted by Maintenance Services and the Fire Department in FY 2012- 2013.

Sponsors: Purchasing Division, Fleet Maintenance Services and Fire Department

44. [13-000184](#) Amending financial policies and providing financial policy direction on preparation of the annual budgets

Resolution amending financial policies adopted by resolution 029521 and providing financial policy direction on preparation of the annual budgets

Sponsors: ACM - General Government & Operations Support, Financial Services Department and Office of Management and Budget

45. [13-000153](#) **Adopting the Corpus Christi Bayfront Master Implementation Plan and Schematic Design; adding a bond proposition for construction in November 5, 2013 election; approving professional services contract amendment and testing agreement for Destination Bayfront project (BOND 2008)**

Resolution approving and adopting the Corpus Christi Destination Bayfront Master Implementation Plan and Schematic Design, including the phasing plan outlined in the Schematic Design, prepared by Hargreaves Associates (the Project); directing staff to add a bond proposition for construction in the November 5, 2013 Election; authorizing the City Manager or designee to execute a contract amendment for \$1,936,300.00 with Hargreaves Associates for design development of the Project; and authorizing the City Manager or designee to execute a contract amendment for \$102,500.00 with Rock Engineering & Testing Laboratory for testing for the Project. (BOND 2008)

Sponsors: Engineering Department, Planning/Environmental Services and Parks and Recreation Department

46. [13-000146](#) **Construction contract for a waterline adjustment under the east bound On-Ramp at Carbon Plant Road and IH 37**

Motion authorizing the City Manager, or designee, to execute a construction contract with Clark Pipeline Services, LLC of Taft, Texas in the amount of \$79,575.45 for the Base Bid of Bore and Case a 16-Inch Water Adjustment under the east bound On-Ramp for IH 37 at Carbon Plant Road and IH 37.

Sponsors: Water Department and Engineering Department

47. [13-000147](#) **Amending consulting agreement to capture department and stakeholders input for future revised City Standard Specifications used in City construction contracts**

Motion authorizing the City Manager, or designee, to execute Amendment No. 1 to a Small Architect/Engineer Consultant Agreement with Naismith Engineering Inc., of Corpus Christi, Texas in the amount of \$92,740.00 for a re-stated fee not to exceed \$142,390.00 for the City Standard Specifications Review.

Sponsors: Engineering Department

48. [13-00078](#) **Construction agreement for lighting improvements along Aquarius Street to include medians and Commodores Drive median**

Motion approving a Contribution-In-Aid-Of-Construction Agreement with American Electric Power (AEP) in the amount of \$ 89,974.42, for the

installation of Aquarius Street Lighting Improvements.

Sponsors: Engineering Department

49. [13-000144](#) **Professional services contract amendment no. 1 for 2 new pumps for the Staples Street Water Pumping Plant**

Motion authorizing the City Manager, or designee, to execute Amendment No. 1 to the Contract for Professional Services with Urban Engineering of Corpus Christi, Texas in the amount of \$129,070.00, for a total restated fee not to exceed \$216,470.00 for Staples Street Pumping Plant New 10 MGD Pumps.

Sponsors: Water Department and Engineering Department

50. [13-000100](#) **Professional services contracts for wastewater collection system infrastructure repair/replacement in six wastewater plant service basins**

Motion authorizing the City Manager or designee to execute contracts for the City-Wide Collection System Replacement and Rehabilitation Indefinite Delivery/Indefinite Quantity (IDIQ) Program ("Program" or "Project"): a construction contract with National Power Rodding Corp. of Chicago, Illinois in the amount of \$5,500,000.00; a contract for professional services with LNV, Inc. of Corpus Christi in the amount of \$162,950.00; a contract for professional services with Coym, Rehmert & Gutierrez, Engineering, L.P. of Corpus Christi in the amount of \$120,880.00; and a contract for professional services with Urban Engineering of Corpus Christi in the amount of \$120,880.00.

Sponsors: Wastewater Department and Engineering Department

51. [13-000151](#) **Wastewater Line Construction and Reimbursement Agreement for property located at the south side of State Highway 44, east of Heinsohn Road and west of North Padre Island Drive**

Motion approving the Sanitary Sewer Collection Line Construction and Reimbursement Agreement submitted by 15T Investments LLC ("Developer/Owner"), in the amount of \$63,794.00 for property located at the south side of State Highway 44; east of Heinsohn Road and west of North Padre Island Drive (SH 358), including all related appurtenances.

Sponsors: Development Services

52. [13-000178](#) **Agreement for airport parking facilities management**

Motion authorizing the City Manager, or designee, to enter into a parking Facilities Management Agreement with Republic Parking System, Inc. ("Republic") to manage, operate, maintain, and collect revenues for the City of Corpus Christi ("City") from parking facilities located at the

Corpus Christi International Airport, in consideration of a management fee of \$9,583 per month to be paid to Republic by the City, for a term of five (5) years.

Sponsors: Aviation Department

P. CITY MANAGER'S COMMENTS:

* **Update on City Operations**

Q. ADJOURNMENT