



Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final City Council

Tuesday, June 17, 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.

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 Jesse Hinojosa, Diocese of Corpus Christi.**
- C. Pledge of Allegiance to the Flag of the United States to be led by Fred Segundo, Director of Aviation.**
- D. City Secretary Rebecca Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
 - 1. [14-00697](#) Swearing-in Ceremony of 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. New Staff Appointments
- b. Other

H. EXECUTIVE SESSION: (ITEMS 2 - 3)

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. [14-00689](#) Executive session pursuant to Section 551.071(1)(A) of the Texas Government Code to consult with attorneys regarding Cause No. 2012-CCV-61942-4; Janice Henry vs. City of Corpus Christi, et al, for discussion and possible action in open session
3. [14-00693](#) Executive session pursuant to Section 551.071 of the Texas Government Code for consultation with attorneys regarding fire collective bargaining negotiations with possible discussion and action in open session.

I. MINUTES:

4. [14-00695](#) Regular Meeting of June 10, 2014

J. BOARDS & COMMITTEE APPOINTMENTS: (NONE)

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 - 27)

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. [14-00616](#) **Resolution for special Community Development Block Grant (CDBG) code enforcement activities**

Resolution of the City Council of the City of Corpus Christi accepting the determination that certain areas of the City are deteriorating areas and designating these areas for special code enforcement activities in Community Development Block Grant Program.

Sponsors: Police Department and Housing and Community Development

6. [14-00621](#) **Interlocal Agreement for use of body cameras**

Resolution authorizing the City Manager or his designee to execute an Interlocal Agreement with Nueces County to allow the Police Department use of seventy-eight (78) body cameras acquired by the County as part of a grant for Violence Against Woman for a period of one year.

Sponsors: Police Department

7. [14-00486](#) **Agreement renewal for art donation for Hans Suter Park**

Motion authorizing the City Manager, or designee, to execute an agreement with the South Texas Alliance of Indigenous People for the donation and acceptance of the bronze sculpture by David McGary commemorating the Native Americans in Corpus Christi to be placed at Hans Suter Park.

Sponsors: Parks and Recreation Department

8. [14-00617](#) **Resolution authorizing request to Texas General Land Office for continued financial assistance for beach cleaning and maintenance**

Resolution authorizing the City Manager or designee to execute all documents necessary to request continued financial assistance for beach cleaning and maintenance on North Padre Island and Mustang

Island during FY 2014-2015 under the Texas General Land Office's Beach Cleaning and Maintenance Assistance Program.

Sponsors: Parks and Recreation Department

9. [14-00550](#) **Advance funding agreement for Schanen Hike and Bike Trail from Yorktown Boulevard to Saratoga Boulevard (Bond 2008/2012)**

Resolution authorizing the City Manager, or designee, to execute an Advance Funding Agreement with the Texas Department of Transportation (TXDOT) for Schanen Hike and Bike Trail from Yorktown Boulevard to Saratoga Boulevard with the City's participation in the amount of \$207,340. (Bond 2008/2012)

Sponsors: Parks and Recreation Department and Capital Programs

10. [14-00609](#) **Amendment No. 1 to work plan and budget agreement to correspond with the City's revised fiscal year**

Motion authorizing the City Manager or designee to execute Amendment No. 1 to the FY 2014 work plan and budget agreement with the Nueces River Authority in the amount of \$16,666, for a total restated fee not to exceed \$116,666 to provide water planning, protection, development, and data management services for the two additional months of the revised fiscal year.

Sponsors: Water/Wastewater Treatment and Capital Programs

11. [14-00614](#) **Amendment No. 30 for the Runway 13-31 Extension/Displacement and Connecting Taxiway**

Motion authorizing the City Manager, or designee, to execute Amendment No. 30 with KSA Engineers, Inc. from Longview, Texas in the amount of \$2,724,339.60 for a total restated fee of \$6,665,109.71 for the Corpus Christi International Airport Runway 13-31 Extension/Displacement and Connecting Taxiway Project for construction administration phase and close out services.

Sponsors: Aviation Department and Capital Programs

12. [14-00543](#) **Upgrade the existing software and hardware for the Multi User Flight Information Display System (MUFIDS) currently installed at Corpus Christi International Airport (CCIA)**

Motion authorizing the City Manager, or designee, to execute an agreement for the purchase of system upgrades for the current Multi User Flight Information Display System (MUFIDS) at Corpus Christi International Airport from INFAX, Duluth, Georgia for total amount of \$138,348.

Sponsors: Aviation Department

13. [14-00512](#) **Supply agreement for sodium hypochlorite solution for use at**

wastewater treatment plants and pump station

Motion approving a supply agreement with Brenntag Southwest, Inc., Houston, Texas for approximately 2,514,511 gallons of sodium hypochlorite solution in accordance with Bid Invitation No. BI-0151-14 based on lowest responsible bid for an estimated twelve month expenditure of \$1,271,849.61 of which \$423,949.87 is required for FY 2013-2014. The term of the supply 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 designee. Funds are available in the Utilities Operations Budget in FY 2013-2014.

Sponsors: Purchasing Division and Water/Wastewater Treatment

14. [14-00446](#) Service agreement for Mary Rhodes Pipeline easement mowing

Motion approving a service agreement with Diamond M Field Services, Schertz, Texas for Mary Rhodes Pipeline Easement Mowing in accordance with Bid Invitation No. BI-0115-14, based on only bid for an estimated annual expenditure of \$125,600.00, of which \$52,333.33 is required for the remainder of FY 2013-2014. The term of the contract will be for twelve (12) months with options to extend for up to four (4) additional twelve-month periods, subject to the approval of the Contractor and the City Manager or designee. Funds have been budgeted by the Utilities Department in FY 2013-2014.

Sponsors: Purchasing Division and Office of Public Utilities

15. [14-00557](#) Approving Contract for Microsoft License Renewal

Motion authorizing the City Manager, or designee, to execute a contract with Software House International (DIR-SDD-2503) for \$1,121,023.50. The purchase will be paid with three annual payments of \$373,674.50 (\$1,121,023.50 total).

Sponsors: Municipal Information Systems

16. [14-00622](#) Resolution regarding the City of Corpus Christi Water Management Plan 2015-2050

Resolution of the City of Corpus Christi, Texas regarding the City's Water Management Plan 2015-2050.

Sponsors: Environmental and Strategic Initiatives

17. [14-00624](#) Appointment of financial advisor for the funding of Mary Rhodes Pipeline, Phase 2 (Related Items 18 & 19)

Motion authorizing the appointment of M. E. Allison, & Co., as Financial Advisor for the issuance of "City of Corpus Christi, Texas Utility System Junior Lien Revenue Improvement Bonds, Series 2014A and Series

2014B" in an aggregate amount not to exceed \$155,000,000.

Sponsors: Financial Services Department

18. [14-00625](#) **Second Reading Ordinance - Fixed rate bonds for Mary Rhodes Pipeline, Phase 2 (Related Items 17 & 19)(1st Reading 6/10/14)**

Ordinance authorizing the issuance of "City of Corpus Christi, Texas Utility System Junior Lien Revenue Improvement Bonds, Series 2014A", in an amount, when combined with other City Utility System Revenue Obligations authorized on the date hereof, not to exceed \$155,000,000; making provisions for the payment and security thereof by a junior and inferior lien on and pledge of the net revenues of the City's Utility System; prescribing the form, terms, conditions, and resolving other matters incident and related to the issuance, sale, and delivery of the bonds; including the approval and distribution of an official statement pertaining thereto; authorizing the execution of a paying agent/registrar agreement and a purchase contract; complying with the requirements imposed by the letter of representations previously executed with the depository trust company; delegating the authority to the Mayor and certain members of the City staff to execute certain documents relating to the sale of the bonds; and providing an effective date.

Sponsors: Financial Services Department

19. [14-00627](#) **Second Reading Ordinance - Variable rate bonds for Mary Rhodes Pipeline, Phase 2 (Related Items 17 & 18)(1st Reading 6/10/14)**

Ordinance authorizing the issuance of "City of Corpus Christi, Texas Utility System Variable Rate Junior Lien Revenue Improvement Bonds, Series 2014B", when combined with other City Utility System Revenue Obligations authorized on the date hereof, not to exceed \$155,000,000; making provisions for the payment and security thereof by a junior and inferior lien on and pledge of the net revenues of the City's Utility System; prescribing the form, terms, conditions, and resolving other matters incident and related to the issuance, sale, and delivery of the bonds; including the approval and distribution of an official statement pertaining thereto; authorizing the execution of a paying agent/registrar agreement and a purchase contract; complying with the requirements imposed by the letter of representations previously executed with the depository trust company; delegating the authority to the Mayor and certain members of the City staff to execute certain documents relating to the sale of the bonds; and providing an effective date.

Sponsors: Financial Services Department

20. [14-00629](#) **Second Reading Ordinance regarding the City of Corpus Christi's proposed FY2014-2015 Consolidated Annual Action Plan (1st Reading 6/10/14)**

Ordinance to adopt the fiscal year (FY) 2014-2015 Consolidated Annual

Action Plan (CAAP), for the Community Development Block Grant (CDBG), the Emergency Solutions Grant (ESG), and the HOME Investment Partnerships (HOME) Programs; to authorize the City Manager or designee to submit the FY2014-2015 CAAP to the U.S. Department of Housing and Urban Development (HUD), and to amend if required by HUD; to authorize the City Manager or designee to execute all documents necessary to accept and appropriate upon receipt the grants from HUD into the Grant Fund No. 1059 for the approved FY2014-2015 CAAP projects and further to execute funding agreements and all other documents necessary to implement the FY2014-2015 CAAP with organizations for approved projects.

Sponsors: Housing and Community Development

21. [14-00619](#) **Second Reading Ordinance - Appropriating state grant for the 2014 Parks and Recreation Summer Food Program (1st Reading 6/10/14)**

Ordinance appropriating a \$250,000 grant from the Texas Department of Agriculture in the No. 1067 Parks and Recreation grant fund to operate a summer food service program for summer recreation participants ages one to eighteen.

Sponsors: Parks and Recreation Department

22. [14-00597](#) **Second Reading Ordinance - Closing a portion of a 10-foot wide easement located south of Glenoak Drive and west of Waldron Road. (1st Reading 6/10/14)**

Ordinance abandoning and vacating a portion of a 10-foot wide utility easement out of Lot 8, Section 50, Flour Bluff & Encinal Farm & Garden Tract, located south of the Glenoak Drive public right-of-way, and located west of the Waldron Road public right-of-way; and requiring the owner, Flour Bluff Independent School District, to comply with the specified conditions.

Sponsors: Development Services

23. [14-00535](#) **Second Reading Ordinance - Appropriating State reimbursement funds for purchase of cargo van (1st Reading 6/10/14)**

Ordinance authorizing the City Manager to appropriate \$25,878.78 reimbursement received from the Texas State Library and Archives Commission for participation in Project Loan into the Libraries Grant Fund No. 1068, Project No. 807714L, Miscellaneous Library Grants, for purchase of a cargo van for library services.

Sponsors: Libraries

24. [14-00537](#) **Second Reading Ordinance - Appropriating royalties from the Estate of William T. Neyland for technology services (1st Reading 6/10/14)**

Ordinance authorizing the City Manager to appropriate \$3,216.96 from royalties from oil, gas, and mineral interests bequeathed to the City from the Estate of William T. Neyland into the Libraries Grants Fund No. 1068, Project No. 807713L, Neyland Royalties, to be used for technology services.

Sponsors: Libraries

25. [14-00610](#) **Second Reading Ordinance - Amending City Code to change the annual audit plan deadline (1st Reading 6/10/14)**

Ordinance amending Chapter 12 ½ of the City Code of Ordinances regarding timeline for submission of annual audit plan.

Sponsors: City Auditor

26. [14-00607](#) **Second Reading Ordinance - Type A Grant for Texas A&M University Electrical Engineering of \$1,000,000 (1st Reading 6/10/14)**

Approving a Business Incentive Agreement between the Corpus Christi Business and Job Development Corporation (“Type A Corporation”) and Texas A&M University - Corpus Christi to provide a grant of \$1,000,000 to expand its undergraduate degrees in electrical engineering and authorizing the City Manager, or designee, to execute a Business Incentive Project Service Agreement with the Type A Corporation regarding implementation and administration of the Texas A&M University - Corpus Christi Business Incentive Agreement; and appropriating \$1,000,000 from the unreserved fund balance in the No. 1140 Business/Job Development Fund for said business incentive grant from the Type A Corporation to Texas A&M University - Corpus Christi and changing the FY 2013-2014 operating budget, adopted by Ordinance No. 029915, by increasing proposed expenditures by \$1,000,000.

Sponsors: Economic Development

27. [14-00573](#) **Second Reading Ordinance - Amending City Code of Ordinances regarding personal leave (1st Reading 6/10/14)**

Ordinance to amend Chapter 39 of the City Code of Ordinances, Personnel, regarding personal leave.

Sponsors: Human Resources

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: (NONE)**P. FUTURE AGENDA ITEMS: (NONE)**

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

Q. BRIEFINGS TO CITY COUNCIL: (ITEMS 28 - 32)

The following items are 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.

28. [14-00698](#) **Proposed Changes to Peddler Permit and Unlawful Solicitation Ordinance**

Sponsors: Police Department and Development Services

29. [14-00694](#) **Repayment of Funds to the U.S. Department of Housing and Urban Development**

Sponsors: Housing and Community Development

30. [14-00638](#) **Street Preventative Maintenance Program**

Sponsors: Street Department and Capital Programs

31. [14-00637](#) **Residential Reconstruction for Streets**

Sponsors: Street Department and Capital Programs

32. [14-00501](#) **Bond 2012 / Bond 2014 Update**

Sponsors: Capital Programs and Street Department

R. ADJOURNMENT