



# Corpus Christi

1201 Leopard Street  
Corpus Christi, TX 78401  
cctexas.com

## Meeting Minutes - Final City Council

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Tuesday, January 22, 2013

11:30 AM

Council Chambers

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### A. CALL MEETING TO ORDER.

Mayor Martinez called the meeting to order.

### B. INVOCATION.

The invocation was delivered by Pastor Janson Abraham, Kingdom Acts.

### C. PLEDGE OF ALLEGIANCE.

The Pledge of Allegiance was led by Mary Juarez, Assistant City Secretary.

### D. ROLL CALL.

City Secretary Armando Chapa verified that the necessary quorum of the Council and the following necessary Charter Officers, City Manager Ron Olson, City Attorney Carlos Valdez and City Secretary Armando Chapa were present to conduct the meeting.

**Present:** 9 - Council Member Kelley Allen, Council Member Priscilla Leal, Council Member David Loeb, Mayor Nelda Martinez, Council Member Mark Scott, Council Member Chad Magill, Council Member Colleen McIntyre, Council Member Lillian Riojas, and Council Member Rudy Garza

### E. Proclamations / Commendations

- 1 Proclamation declaring February 2013 as "Cancer Prevention Month"  
Certificate of Commendation to the "Boy Scouts of America Troop #902 and the Coastal Community Aktion Club from the Corpus Christi State Supported Living Center for Outstanding Community Service"  
City Manager's "At Your Service" Award

Mayor Martinez read and presented the Proclamations, and City Manager Olson presented the "At Your Service" Awards.

### H. MINUTES:

- 3 Approval of Minutes - January 15, 2013

A motion was made by Council Member Scott, seconded by Council Member Magill to pass to approve the minutes as presented.

**I. BOARDS & COMMITTEE APPOINTMENTS:**

- 4 Corpus Christi Downtown Management District  
 Corpus Christi Regional Economic Development Corporation  
 Human Relations Commission  
 Mechanical/Plumbing Advisory Board  
 Sister City Committee  
 Water Resources Advisory Committee

The following appointments/reappointments were made to the City's board, commission, and committees:

Corpus Christi Downtown Management District: New Appointment - Joe Gonzalez (AET)  
 Corpus Christi Regional Economic Development Corporation: Reappointment - Art Granado; New Appointment - Jerry Dewbre  
 Human Relations Commission: New Appointment - Jaimee Contreras, and Corey Elizondo (Youth)  
 Mechanical/Plumbing Advisory Board: Reappointments - David Mathews (A/C), Billy Largin (Commercial Builder), Clinton Bailey (Master Plumber), Julio Sanchez (A/C), and Karim Salighedar (Irrigator)  
 Sister City Committee: Reappointments - Hailey Jordan Kimball, Christine Kallas, and Alan Thornburg; New Appointments - John Richard Sloan, Wan Sun Kim, and Yvonne Fernandez  
 Water Resources Advisory Committee: New Appointments: Robert Torres (Military Facility), and Sally Gill (Landscaping/Nursery)

**K. CONSENT AGENDA: (ITEMS 5 - 23)**

Mayor Martinez referred to the Consent Agenda, Item Nos. 5 through 23. Mayor Martinez asked for council and public comment. There was no comments from the audience. The following items were pulled and voted on separately: 5, 9, 10, 11, and 12. The remaining items were approved by one vote:

- 5 Resolution of support and consent to create municipal management district to assist with rebuilding of canal bulkheads that may be damaged by storm or disaster

Resolution declaring the City's support of and consent to the creation of the Padre Isles Municipal Management District.

The foregoing resolution was passed and approved with the following vote:

**Aye:** 8 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member Riojas and Council Member Garza

**Absent:** 1 - Council Member McIntyre

**Abstained:** 0

Enactment No: 029719

- 6 Resolution of support for the Texas Coalition for Affordable Power's (TCAP) legislative agenda for the 83rd regular session of the Texas Legislature
- Resolution of the City of Corpus Christi, Texas, endorsing certain legislative action in the regular session of the 83rd Texas Legislature to enhance the competitive electric market and system reliability and to protect the traditional role of cities in the regulatory process
- The foregoing resolution was passed and approved with the following vote:**
- Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029720

- 7 Resolution for potential use of eminent domain to acquire property rights for Mary Rhodes Pipeline Phase II Project; authorizing the City Manager or his designee to execute documents necessary for acquiring the property interests
- Resolution of the City Council of the City of Corpus Christi, Texas (1) determining the public necessity and public use for the acquisition of parcels of land by fee simple title to the surface estate and by waterline easements for a water line pipeline project known as the Mary Rhodes Pipeline Phase 2, which is to be generally located along the route from Bay City, Texas to Lake Texana described as follows:
- From a point which begins on the west bank of the Colorado River in Matagorda County, Texas just north of the State Highway 35 bridge and runs approximately 41 miles to the City's pump station adjacent to the Palmetto Bend Dam on Lake Texana located in Jackson County, Texas; said pipeline further described as follows: leaving the Colorado River, the alignment will parallel State Highway 35 in a southwesterly direction through Matagorda County for approximately 13 miles until just east of Blessing, Texas, where the alignment will break more westerly to follow the Union Pacific Railroad easement on the north side of Blessing, Texas for approximately 2.5 miles west of Blessing and continuing in a southwesterly direction for approximately 5 miles; the alignment will parallel FM 616 and continue through Matagorda County to the Jackson County line where it will continue parallel to FM 616 in Jackson County through Francitas, Texas for approximately 9 miles until just east of La Ward, Texas where the alignment will turn northwesterly to circumnavigate La Ward for approximately 1.5 miles; the alignment will then parallel SH172 in a northerly direction out of La Ward for approximately 2 miles where it will turn westerly following FM 3131 approximately 8 miles to the west delivery system on the west

bank of the Navidad river in Jackson County; (2) authorizing the City Manager or his designee to negotiate and execute all documents necessary to acquire the property interests subject to availability of funds appropriated for such purposes; (3) authorizing the City Manager to institute condemnation by eminent domain proceedings to acquire the fee simple and easement interests in the properties; (4) authorizing payment pursuant to an award by Special Commissioners; (5) authorizing acceptance and recording of appropriate legal instruments; and (6) approving condemnation for all units of property to be acquired by condemnation within the water line route described herein by a single record vote of the City Council.

**The foregoing resolution was passed and approved with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029721

- 8** Resolution to authorize submission of a nomination form for a State grant for landscape improvements on Holly Road between State Highway 286 and Greenwood Drive (BOND 2012)

Resolution authorizing the City Manager, or designee, to submit a Nomination Form to the Texas Department of Transportation to apply for a grant under the Transportation Enhancement Program in the amount of \$149,443 for Holly Road Landscape Improvements from State Highway (SH) 286 to Greenwood Drive (Bond 2012) Project, with intent to commit funds for a city match of \$37,361 for a total construction cost of \$186,804.

**The foregoing resolution was passed and approved with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029722

- 9** Construction contract for fire station relocation to Miller High School (BOND 2008)

Motion authorizing the City Manager, or designee, to execute a Construction Contract with Sal-Con of Corpus Christi, Texas in the amount of \$1,680,500.00 for the Fire Station No. 5 Relocation (Bond 2008) for the Base Bid plus Additive Alternates B, C, D, E, F, G and I.

**The foregoing motion was passed and approved with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: M2013-007

**10** Construction Contract for Americans with Disabilities Act (ADA) improvements to selected intersections within the City (CDBG Residential areas)(BOND 2008)

Motion authorizing the City Manager, or designee, to execute a construction contract with Ti-Zack Concrete, Inc. of Le Center, Minnesota in the amount of \$1,032,416.50 for the Base Bid of ADA Improvements Group 3 (Bond Issue 2008) and Accessible Routes in Community Development Block Grant (CDBG) Residential Areas Phase 1 and Phase 2.

**The foregoing motion was passed and approved with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: M2013-008

**11** Professional services contract for study and design of the Cefe Valenzuela landfill access road

Motion authorizing the City Manager, or designee, to execute a Contract for Professional Services with Kleinfelder Central, Inc., of Corpus Christi, Texas in the amount of \$290,029.00 for the Cefe Valenzuela Landfill - Landfill Pavement/Roadway Life Cycle Replacement.

**The foregoing motion was passed and approved with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: M2013-009

**12** Service Agreement for elevator and escalator maintenance for City buildings

Motion approving a service agreement with Schindler Elevator Corporation, San Antonio, Texas for elevator and escalator maintenance in accordance with Bid Invitation No. BI-0249-12, based

on lowest responsible bid, for a total expenditure of \$93,084.00 of which \$54,299.00 is required for the remainder of FY 2012-2013. The term of the agreement shall be for one (1) year with four (4) automatic one-year extensions, subject to annual appropriation. Funds have been budgeted by the various using Departments in FY 2012-2013.

**The foregoing motion was passed and approved with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: M2013-010

**13**

Resolution to submit a State grant application for speed and driving while intoxicated (DWI) enforcement overtime

Resolution authorizing the City Manager, or designee, to submit a grant application to the Texas Department of Transportation (TXDOT) in the amount of \$96,397.90 for the 2014 Comprehensive Selective Traffic Enforcement Project (STEP) within the Police Department, for overtime Driving While Intoxicated (DWI) and Speed enforcement, with a city match of \$48,041.33, for a total project cost of \$144,439.23.

**The foregoing resolution was passed and approved with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029723

**14**

Contract with state for administration of duties and payment of record fees for Vital Records

Motion authorizing the City Manager or his designee to execute a contract with the Department of State Health Services for the administration of duties performed by the Vital Statistics Unit of the Health Department and for the payment of record fees in the amount of \$1.83 per printed record due to the State.

**The foregoing motion was passed and approved with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: M2013-011

15

Second Reading Ordinance - A change of zoning from the "CG-1" General Commercial District to the "RS-6" Single-Family 6 District, at 1309 Glenoak Drive (1st Reading 1/15/13)

Case No. 1212-02 Chance and Tarah Durbin: A change of zoning from the "CG-1" General Commercial District to the "RS-6" Single-Family 6 District, resulting in a change of future land use from commercial to low density residential. The property is described as Lot 1C, Block 1, Dulak Subdivision, located along the south side of Glenoak Drive and approximately 500 feet east of Flour Bluff Drive.

Planning Commission and Staff Recommendation (December 19, 2012):

Approval of the change of zoning from the "CG-1" General Commercial District to the "RS-6" Single-Family 6 District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC") upon application by Chance and Tarah Durbin ("Owners"), by changing the UDC Zoning Map in reference to Lot 1C, Block 1, Dulak Subdivision, from the "CG-1" General Commercial 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.

**The foregoing ordinance was passed and approved on second reading with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029724

16

Second Reading Ordinance - A Change of zoning from the "RM-AT" Multifamily AT District to the "CR-1" Resort Commercial District, at 221, 217, 213 Kleberg Place (1st Reading 1/8/13)

Case No. 1112-03 Guy and Renee Richards (Normadon Properties, Ltd.- Owner): A change of zoning from the "RM-AT" Multifamily AT District to the "CR-1" Resort Commercial District, not resulting in a change of future land use. The property to be rezoned is described as Lots 88, 89, 90, 91, 92, and 93, Block I, Corpus Christi Beach Hotel, located east of Surfside Boulevard and south of Kleberg Place.

Planning Commission and Staff Recommendation (November 7, 2012)

Approval of the change of zoning from the "RM-AT" Multifamily AT District to the "CR-1" Resort Commercial District.

Ordinance

Ordinance amending the Unified Development Code ("UDC") upon application by Normadon Properties, Ltd. ("Owner"), by changing the UDC Zoning Map in reference to Lots 88, 89, 90, 91, 92, and 93, Block I, Corpus Christi Beach Hotel, from the "RM-AT" Multifamily AT District to the "CR-1" Resort Commercial District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

**The foregoing ordinance was passed and approved on second reading with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029725

17

Second Reading Ordinance - Amending City code to modify authority of technical construction boards and frequency of meetings (1st Reading 1/8/13)

Ordinance amending the Code of Ordinances, Chapter 14, "Development Services," Article II, "City of Corpus Christi Technical Construction Codes," Division 1, "Scope and Administration of Technical Construction Codes," Section 14-206 "Technical construction boards" by adding language to modify the authority of each board and revising the frequency of meetings; and providing for severance, penalties, publication, and an effective date.

**The foregoing ordinance was passed and approved on second reading with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029726

18

Second Reading Ordinance - Amending the Unified Development Code to implement the goals of the Parks and Recreation Master Plan (1st Reading 1/8/13)

Ordinance amending the Unified Development Code ("UDC") by revising subsections 8.3.6 relating to fee in lieu of land and 8.3.8 relating to park development improvements

**The foregoing ordinance was passed and approved on second reading with the following vote:**



**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029727

**19**

Second Reading Ordinance - Amending the Capital Improvement Budget and transferring funds for professional services contract for design and installation of cover system at landfill (1st Reading 1/8/13)

Ordinance amending the FY 2012 Capital Improvement Budget adopted by Ordinance No. 029135 transferring budgeted funds in the amount of \$250,145 from the Citizens Collection Center Flour Bluff / Padre Island Area Project to the Cefe Valenzuela Landfill Disposal Cells Interim Cover project; and authorizing the City Manager or designee to execute a contract for professional services with CP&Y of Dallas, Texas in the amount of \$475,465 for the Cefe Valenzuela Landfill Disposal Cells Interim Cover project

**The foregoing ordinance was passed and approved on second reading with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029728

**20**

Second Reading Ordinance - Amending the Capital Improvement Budget to add funding for the expansion project at Ethel Eyerly Senior Center through Community Development Block Grant (CDBG); Awarding Construction contract for base bid (1st Reading 1/8/13)

Ordinance amending the FY 2012 Capital Improvement Budget adopted by Ordinance No. 029135 to add an amount of \$229,464.74 to the Ethel Eyerly Senior Center Expansion Project from FY 2012 Community Development Block Grant Funds; increasing revenues and expenditures by \$229,464.74 each; and authorizing the City Manger or designee to execute a construction contract with Henock Construction, LLC. of San Antonio, Texas in the amount of \$255,636.00 for the Ethel Eyerly Senior Center Expansion Project for the Base Bid.

**The foregoing ordinance was passed and approved on second reading with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029729

- 21** Second Reading Ordinance - Accepting and appropriating State grant for overtime driving while intoxicated (DWI) enforcement during specific calendar periods (1st Reading 1/8/13)

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant from the Texas Department of Transportation (TXDOT) in the amount of \$19,977.68 for the 2013 Impaired Driving Mobilization grant within the Police Department, for overtime DWI enforcement, with a City cash match of \$8,004.99, for a total project cost of \$27,982.67 and appropriating \$19,977.68 in the No. 1061 Police Grants Fund.

**The foregoing ordinance was passed and approved on second reading with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029730

- 22** Second Reading Ordinance - Appropriating estimated program income revenue for operating expenditures for health services (1st Reading 1/8/13)

Ordinance appropriating \$763,000 from the estimated program income revenue in the No. 1066 Health Grants Fund as State fiscal year 2012-2013 program income to fund laboratory and public health services for the period of September 1, 2012 through August 31, 2013.

**The foregoing ordinance was passed and approved on second reading with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029731

- 23** Second Reading Ordinance - Utility easement closure for future development located north of Catalina Place and west of Santa Fe Street (1st Reading 1/8/13)

Ordinance abandoning and vacating a 5-foot wide by 20-foot long utility easement out of Lots 17 and 18, Block 8, Lamar Park

Subdivision Section 2; and requiring the owners, Gregory and Nancy Graves, to comply with the specified conditions.

The foregoing ordinance was passed and approved on second reading with the following vote:

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

Enactment No: 029732

## **F. PUBLIC COMMENT.**

Mayor Martinez referred to Public Comment. Jerry Garcia spoke about the unbalance distribution of city funds to youth sport programs; Wilson Wakefield spoke about repairs to road and streets; Foster Edwards spoke in support of the South Texas Military Task Force and the Joint Land Use Study and thanked staff for their work, and announced to Coastal Bend to DC trip in Washington on February 4 - 6; Abel Alonzo spoke about the Presidential Parade and barriers that have been overcome in local government and inclusiveness through the country.

## **G. EXECUTIVE SESSION: (ITEM 2)**

Mayor Martinez read Executive Session Item No. 2. The council went into executive session. The council returned from executive session.

2 Executive session pursuant to Texas Government Code Section 551.071 to consult with attorneys regarding contemplated litigation related to the City of Corpus Christi's wastewater treatment plants, with possible discussion and action in open session.

This executive session item was discussed and no action was taken.

## **L. PUBLIC HEARINGS: (ITEM 24)**

Mayor Martinez referred to Item No. 24. City Secretary Chapa stated that Item No. 4 would be handled as a Future Agenda Item and that the public hearing would not be opened and that no action or public comment would be taken. He stated that this item will come to Council next week as a Public Hearing and Motion.

Eddie Ortega, Director of Neighborhood services provided a brief overview and stated that the item has substantial amendments to the Consolidated Annual Action Plan for FY 2007, 2010 and 2011. Mr. Ortega stated that the amendments are as follows: 1) cancellation of FY 2007 Community Development Block Grant program projects for Messianic Fellowship Church, Montgomery Ward Building Rehabilitation Project, and Avance, Inc.; 2) change of scope of work for a FY 2010 CDBG project for the Lindale Senior Center; 3) and cancellation of CDBG 2011 projects for Coastal Bend Alcohol & Drug Abuse Rehabilitation Center, the Gonzalez Foundation, and the Westside Business Association. Mr. Ortega stated that the amount of CDBG funding to

be reprogrammed into FY 2013 is \$693,320.

- 24** Public Hearing and Motion to amend Consolidated Annual Action Plan (CAAP) and cancel specific Community Development Block Grant (CDBG) projects

Public Hearing and Motion to authorize the City Manager or designee to execute all necessary documents with the U.S. Department of Housing and Urban Development (HUD) and Consolidated Annual Action Plan (CAAP) grantees for the following HUD approved contracts, cancellations and amendments. Funding from these cancelled projects will be reprogrammed into the FY13 CAAP. Action to be taken will consist of the following: cancellation of an FY07 HOME Investment Partnership Program project for the Messianic Fellowship Church; cancellation of an FY07 Community Development Block Grant (CDBG) Program project for the Montgomery Ward Building rehabilitation Project; cancellation of a FY10 CDBG project for Avance; the changing of a scope of work for a FY10 CDBG project for the Lindale Senior Center; the cancellation of CDBG FY11 projects for Coastal Bend Alcohol & Drug Abuse Rehabilitation Center dba Charlie's Place, the Gonzalez Foundation, and the Westside Business Association.

No action was taken on this item.

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

**N. FIRST READING ORDINANCES: (ITEMS 25 - 28)**

- 25** First Reading Ordinance - Amending City Code of Ordinances to allow wrecker owner to refer assignment for specialized equipment need and increase fees to City for wrecker excess time on scene and wrecker cleanup services

Ordinance amending section 57-251 of the Code of Ordinances by allowing for assignment when specialized equipment is needed; amending section 57-254 (d) 1. g of the Code of Ordinances by increasing the additional half hour fee to \$25.00; amending section 57-254 (d) 1. i. of the Code of Ordinances by increasing the clean up only fee to \$60.00 and clarifying clean up definition; repealing section 57-242 of the Code of Ordinances (Transfer of disabled vehicles by wrecker not under permit); changing the FY 2012-2013 Operating Budget adopted by Ordinance No. 029577 by increasing revenue and expenditures in the General Fund No. 1020 by \$2,000

**This Ordinance was tabled.**

- 26** First Reading Ordinance - Type A agreement and appropriating funds

to improve McCampbell Road in front of H.E.B. manufacturing facility

Ordinance approving a business incentive agreement between the Corpus Christi Business and Job Development Corporation ("Type A Corporation") and HEB Grocery Company, LP ("HEB"), to improve McCampbell Road in front of their bread and tortilla manufacturing facility in Corpus Christi and the retention of jobs

**The foregoing ordinance was passed and approved on first reading with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

27

First Reading Ordinance - Appropriating funds and executing construction contract for Seawall repairs

Ordinance appropriating \$4,000,000 from the Unreserved Fund Balance in No. 1120 Seawall Improvement Fund and transferring and appropriating into Seawall CIP Fund 3272 for approved Seawall Maintenance Projects; changing the FY 2013 Operating Budget adopted by Ordinance No. 029577 to increase expenditures by \$4,000,000; and authorizing the City Manager or designee to execute a construction contract with Structural Concrete Systems, LLC from Magnolia, Texas in the amount of \$515,256.50, for the Bayfront Seawall Repairs 2012.

**The foregoing ordinance was passed and approved on first reading with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Abstained:** 0

28

First Reading Ordinance - Accepting and appropriating grant for defibrillator purchase

Ordinance authorizing the City Manager or designee to accept a grant from the Christus Spohn Hospital Corpus Christi in the amount of \$134,395.95 for the purchase of five Zoll X-series defibrillators and its accessories; and Appropriating the \$134,395.95 in the Fire Grant Fund No. 1062.

**The foregoing ordinance was passed and approved on first reading with the following vote:**

**Aye:** 9 - Council Member Allen, Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

Abstained: 0

**O. FUTURE AGENDA ITEMS: (ITEMS 29 - 43)**

Mayor Martinez referred to the Future Agenda, Item Nos. 29 - 43 and stated that these items are for informational purposes only and that no action or public comment would be taken. City Manager Olson stated that staff would make a presentation on Items 29 - 42, and Council Member Leal requested a presentation on Item No. 43.

**29** BOND 2012 Projects (Related Items 8 - 21)

Professional services contract for street improvements on Navigation Boulevard from Up River Road to Leopard Street (Proposition No. 1 Street Projects) (BOND 2012)

Motion authorizing the City Manager, or designee, to execute a Contract for Professional Services with LNV, Inc. of Corpus Christi, Texas in the amount of \$792,350.00, for Navigation Boulevard from Up River Road to Leopard Street for design, bid, and construction phase services BOND ISSUE 2012 (Proposition No. 1 Street Projects).

**This Motion was recommended by Staff to the Consent Agenda.**

**30** Professional services contract for street improvements on South Alameda Street from Ayers Street to Louisiana Avenue (Proposition No. 1 Streets Projects) (BOND 2012)

Motion authorizing the City Manager, or designee, to execute a Contract for Professional Services with HDR Engineering, Inc. of Corpus Christi, Texas in the amount of \$575,957.00, for South Alameda Street from Ayers Street to Louisiana Avenue for design, bid, and construction phase services BOND ISSUE 2012 (Proposition No. 1 Street Projects).

**This Motion was recommended by Staff to the Consent Agenda.**

**31** Professional services contract for street improvements on Greenwood Drive from Gollihar Road to Horne Road (Proposition No. 1 Street Projects) (BOND 2012)

Motion authorizing the City Manager, or designee, to execute a Contract for Professional Services with Govind Development, LLC from Corpus Christi, Texas in the amount of \$390,773, for Greenwood Drive from Gollihar Road to Horne Road for design, bid, and construction phase services BOND ISSUE 2012 (Proposition No. 1 Street Projects).

**This Motion was recommended by Staff to the Consent Agenda.**

- 32** Professional services contract for street improvements on Ocean Drive from Buford Street to Louisiana Avenue (Proposition No. 1 Street Projects) (BOND 2012)

Motion authorizing the City Manager, or designee, to execute a Contract for Professional Services with Freese & Nichols from Corpus Christi, Texas in the amount of \$855,969, for Ocean Drive from Buford Street to Louisiana Avenue for design, bid, and construction phase services BOND ISSUE 2012 (Proposition No. 1 Street Projects).

**This Motion was recommended by Staff to the Consent Agenda.**

- 33** Professional services contract for street improvements on Tuloso Road from Interstate Highway 37 to Leopard Street (Proposition No. 1 Street Projects) (BOND 2012)

Motion authorizing the City Manager, or designee, to execute a Contract for Professional Services with MEI Maverick Engineering, Inc. from Corpus Christi, Texas in the amount of \$331,322.00, for Tuloso Road from IH37 to Leopard Street for design, bid, and construction phase services BOND ISSUE 2012 (Proposition No. 1 Street Projects)

**This Motion was recommended by Staff to the Consent Agenda.**

- 34** Professional services contract for street improvements on South Staples Street from Brawner Parkway to Kostoryz Road (Proposition No. 1) (BOND 2012)

Motion authorizing the City Manager, or designee, to execute a Contract for Professional Services with Freese & Nichols from Corpus Christi, Texas in the amount of \$731,030, for South Staples Street from Brawner Parkway to Kostoryz Road for design, bid, and construction phase services BOND ISSUE 2012 (Proposition No. 1 Street Projects).

**This Motion was recommended by Staff to the Consent Agenda.**

- 35** Professional services contract for street improvements on South Staples Street from Morgan Avenue to Interstate Highway 37 (Proposition No. 1 Street Projects) (BOND 2012)

Motion authorizing the City Manager, or designee, to execute a Contract for Professional Services with Naismith Engineering, Inc. from Corpus Christi, Texas in the amount of \$837,162.50, for South Staples Street from Morgan Avenue to IH 37 for the design, bid, and construction phase services BOND ISSUE 2012.

**This Motion was recommended by Staff to the Consent Agenda.**

- 36** Professional services contract for street improvements on McArdle

Road from Ennis Joslin Road to Whitaker Drive (Proposition No. 1 Street Projects) (BOND 2012)

Motion authorizing the City Manager, or designee, to execute a Contract for Professional Services with RVE, Inc. from Corpus Christi, Texas in the amount of \$957,720.00, for McArdle Road - Nile Drive to Ennis Joslin Road and McArdle Road from Whitaker Drive to Nile Drive for design, bid, and construction phase services BOND ISSUE 2012 (Proposition No. 1 Street Projects)

**This Motion was recommended by Staff to the Consent Agenda.**

- 37** Professional services contract for street improvements on Kostoryz Road from Brawner Parkway to Staples Street (Proposition No. 1 Street Projects) (BOND 2012)

Motion authorizing the City Manager, or designee, to execute a Contract for Professional Services with Urban Engineering from Corpus Christi, Texas in the amount of \$516,210.00, for Kostoryz Road from Brawner Parkway to Staples Street for design, bid, and construction phase services BOND ISSUE 2012. (Proposition No. 1 Street Projects)

**This Motion was recommended by Staff to the Consent Agenda.**

- 38** Professional services contract for street improvements on Horne Road from Ayers Street to Port Avenue (Proposition No. 1 Street Projects) (BOND 2012)

Motion authorizing the City Manager, or designee, to execute a Contract for Professional Services with Naismith Engineering, Inc. from Corpus Christi, Texas in the amount of \$244,362.50, for Horne Road from Ayers Street to Port Avenue for design, bid, and construction phase services BOND ISSUE 2012. (Proposition No. 1 Street Projects)

**This Motion was recommended by Staff to the Consent Agenda.**

- 39** Professional services contract for street improvements on Morgan Avenue from Staples Street to Crosstown Freeway (Proposition No. 1 Street Projects) (BOND 2012)

Motion authorizing the City Manager, or designee, to execute a Contract for Professional Services with Coym, Rehmert & Gutierrez Engineering, L.P. from Corpus Christi, Texas in the amount of \$448,310.00, for Morgan Avenue from Staples Street to Crosstown Freeway for design, bid, and construction phase services BOND ISSUE 2012. (Proposition No. 1 Street Projects)

**This Motion was recommended by Staff to the Consent Agenda.**



- 40** Professional services contract for street improvements on Twigg Street from Shoreline Boulevard to Lower Broadway (Proposition No. 1 Street Projects) (BOND 2012)

Motion authorizing the City Manager, or designee, to execute a Contract for Professional Services with HDR Engineering, Inc. of Corpus Christi, Texas in the amount of \$344,493.00, for Twigg Street from Shoreline Boulevard to Lower Broadway for design, bid, and construction phase services BOND ISSUE 2012 (Proposition No. 1 Street Projects).

**This Motion was recommended by Staff to the Consent Agenda.**

- 41** Professional services contract for street improvements on Leopard Street from Crosstown Freeway to Palm Drive (Proposition No. 1 Street Projects) (BOND 2012)

Motion authorizing the City Manager, or designee, to execute a Contract for Professional Services with HDR Engineering, Inc. of Corpus Christi, Texas in the amount of \$563,389.00, for Leopard Street from Crosstown Freeway to Palm Drive for design, bid, and construction phase services BOND ISSUE 2012 (Proposition No. 1 Street Projects).

**This Motion was recommended by Staff to the Consent Agenda.**

- 42** Professional services contract for the JFK Causeway Area improvements (Proposition No. 1 Street Projects) (BOND 2012)

Motion authorizing the City Manager, or designee, to execute a Contract for Professional Services with Urban Engineering, from Corpus Christi, Texas in the amount of \$162,520.00, for the JFK Causeway Area Improvements for design, bid, and construction phase services BOND ISSUE 2012. (Proposition No. 1 Street Projects)

**This Motion was recommended by Staff to the Consent Agenda.**

- 43** Resolution determining necessity for and ordering improvements for paving assessment project; specifying payment and approving plans and specifications for improvements; setting a public hearing for proposed assessments (BOND 2008)

Resolution determining the necessity for and ordering improvements to 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 "Improvements"); specifying payment of the improvements partly by the City and partly by assessments; directing the filing of a notice of proposed assessments with the Nueces County

Clerk; approving plans and specifications for the improvements; approving the Construction Cost Estimate; setting a public hearing on these proposed assessments for the February 26, 2013 City Council Meeting; directing publication of notice of the hearing and ordering notice of the hearing be provided to property owners. (Bond 2008)

**This Resolution was recommended by Staff to the Consent Agenda.**

**Q. CITY MANAGER’S COMMENTS:**

**\* Update on City Operations**

City Manager Olson announced that he has appointed Susan Thorpe as Assistant City Mangager, and Mark Van Vleck as Director of Development Services. He stated that Ms. Thorpe is scheduled to begin on March 18, 2013.

**R. ADJOURNMENT**

There being no further business to come before the Council, Mayor Martinez declared the meeting adjourned at 2:07 pm.