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**Resolution determining the necessity for and ordering the following highway improvement in Corpus Christi, Nueces County, Texas, in connection with the Flour Bluff Street Improvements: construction of a sound wall structure on public right of way at the corner of Flour Bluff Drive and Cornerstone Drive; specifying that this improvement will be paid for partly by the City and partly by assessment; and directing the City's Director of Engineering Services to file a notice of the proposed assessment with the Nueces County Clerk.**

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS:**

**SECTION 1.** Under Corpus Christi City Charter Article X, Section 1(a)(12) and Texas Transportation Code Chapter 313, the City Council determines that it is necessary to make the following improvement and orders the improvement:

Construction of a sound wall structure (275 Linear Feet of FENCECRETE) on public right of way at the corner of Flour Bluff Drive and Cornerstone Drive (the "Project").

For purposes of this resolution, "highway" includes any part of a street, alley, public place, or square including a part left wholly or partly unimproved in connection with another street improvement.

**SECTION 2.** The Project consists of an improvement to be paid for partly by the City and partly by assessments. An assessment against the abutting property will create a lien on the property and a personal liability and charge against the property owner.

If the property is exempt from a street improvement assessment lien when the improvements are ordered, then no assessment lien will be created. The owner of the exempt property, however, will be personally liable for an assessment in connection with the property. An owner of exempt property may voluntarily execute a Builder's and Mechanic's Lien Contract and Note to place a lien on the property.

**SECTION 3.** To ensure that assessment liens take effect as soon as possible, and to ensure that the liens will apply to the fullest extent even if assessed property is subdivided or sold, the Director of Engineering Services will file a notice of the proposed assessment with the Clerk of Nueces County, Texas. This notice will describe, or describe by reference, the parcel of property abutting the proposed improvement. The notice will be substantially in the form attached to this resolution as Exhibit A.


**ATTEST:**

**THE CITY OF CORPUS CHRISTI**

\_\_\_\_\_  
Armando Chapa  
City Secretary

\_\_\_\_\_  
Joe Adame  
Mayor

**APPROVED AS TO LEGAL FORM:** 9<sup>th</sup> day of March 2012.

  
\_\_\_\_\_  
Veronica Ocanas  
Assistant City Attorney  
for City Attorney

Corpus Christi, Texas

\_\_\_\_\_ of \_\_\_\_\_, 2012

The above resolution was passed by the following vote:

Joe Adame \_\_\_\_\_

Chris N. Adler \_\_\_\_\_

Kelley Allen \_\_\_\_\_

Larry Elizondo, Sr. \_\_\_\_\_

Priscilla G. Leal \_\_\_\_\_

David Loeb \_\_\_\_\_

John E. Marez \_\_\_\_\_

Nelda Martinez \_\_\_\_\_

Mark Scott \_\_\_\_\_

**Preliminary Assessment Roll**  
**Sound Wall at Flour Bluff Drive and Cornerstone Improvements**

<b>Item No.</b>	<b>Owner and Property Description</b>	<b>Quantity Assessed</b>	<b>Assessment Description</b>	<b>Rate</b>	<b>Amount</b>	<b>Total Amount</b>
01	Mr & Mrs. Ninfa and Scott Corliss 1234 Cornerstone Drive Corpus Christi, Texas 78418	275 l.f.	Fencecrete Sound Wall	\$85.49 per l.f.	275 l.f.	\$23,509.00

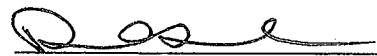
NOTICE OF PROPOSED ASSESSMENTS  
**Sound Wall at Flour Bluff Drive and Cornerstone Drive**  
Flour Bluff Drive Phase 1 and 2, S.P.I.D. to Don Patricio PR 6498/6499

Construction of Sound Wall – approximately 275 linear feet (FENCECRETE) at the corner of Flour Bluff Drive and Cornerstone Drive.

The assessment rate for this improvement is 100% and has been calculated in accordance with the City's current assessment policy and the estimate submitted by Haas Anderson Construction, Inc.

The assessment rates are as follows:

Item	Price Plus Engineering Cost (if any)	Assessment Rates
275 LINEAR FEET (FENCECRETE) <i>Sound Wall</i>	\$30,209.68	\$85.49 per L.F.
Actual Cost <i>to abutting property owner</i>		\$85.49 per L. F.
Total Price <i>Change Order No. 11</i>	\$30,209.68	
Preliminary Assessment <i>Amount to be charged to the abutting property owner</i>	\$23,509	\$85.49 per L. F.
City Share <i>Cost for minimal attenuation</i>		\$6,700.00

  
Daniel Biles, P. E.,  
Interim Director,  
Department of Engineering Services  
City of Corpus Christi

## CITY ENGINEER'S STATEMENT

RE: **PRELIMINARY ASSESSMENT ROLL,**  
**Sound Wall at Flour Bluff Drive and Cornerstone Drive**  
Flour Bluff Drive Phase 1 and 2, S.P.I.D. to Don Patricio PR 6498/6499

My name is Daniel Biles. I am the Interim Director of Engineering Services and City Engineer for the City of Corpus Christi and have served in this capacity for the last 2 months and as Assistant City Engineer for the last 20 months.

I am a Professional Engineer, licensed by the State of Texas since 2008. I have over 20 years of experience in design of construction and estimating the costs thereof.

I am familiar with this project which encompasses:

Sound Wall at Flour Bluff Drive and Cornerstone Drive  
Flour Bluff Drive Phase 1 and 2, S.P.I.D. to Don Patricio PR 6498/6499

The project consists of construction of 275 linear feet of FENCECRETE as shown on the plans and called for in the specifications.

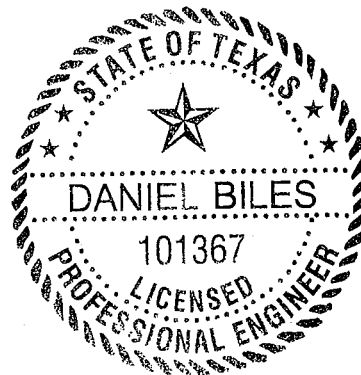
Funds to finance the project are available in the FY 2011 - 2012 Street Improvement Program.

Prior to this hearing, I had an estimate of project costs prepared, and the costs are true and accurate. This project is estimated to start in April of 2012 with completion in May, 2012.



Daniel Biles, P.E.  
Interim Director  
Department of Engineering Services  
City of Corpus Christi

3/9/12  
Date



**Exhibit "A"**