



Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final

City Council

Tuesday, June 14, 2016

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 Reverend John Fletcher, Kelsey Memorial United Methodist Church.**
- C. Pledge of Allegiance to the Flag of the United States to be led by Sandra Thaxton, Assistant Director of Strategic Management.**
- D. City Secretary Rebecca Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
 - 1. [16-0645](#)** Proclamation declaring June 17, 2016, "Hi-Fairnessee Girls Club Week - 85th Anniversary and Ex-Member Reunion".
Proclamation declaring June 18, 2016, "CreativeMinds Go Skateboarding Day".
Presentation of the "IT'S TIME TEXAS, Community Challenge Recognized Community 2016" from Governor Abbott.
Presentation of the United States Flag and Certificate from the USS City of Corpus Christi.

- 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 choose to speak during this public comment period regarding an item on the agenda, you may do so. You will not be allowed to speak again, however, when the Council is considering the item. If you have a petition or other information pertaining to your subject, please present it to the City Secretary.**

PLEASE BE ADVISED THAT THE OPEN MEETINGS ACT PROHIBITS THE CITY COUNCIL FROM RESPONDING AND DISCUSSING YOUR COMMENTS AT LENGTH. THE LAW ONLY AUTHORIZES THEM TO DO THE FOLLOWING:

- 1. MAKE A STATEMENT OF FACTUAL INFORMATION.**
- 2. RECITE AN EXISTING POLICY IN RESPONSE TO THE INQUIRY.**
- 3. ADVISE THE CITIZEN THAT THIS SUBJECT WILL BE PLACED ON AN AGENDA AT A LATER DATE.**

PER CITY COUNCIL POLICY, NO COUNCIL MEMBER, STAFF PERSON, OR MEMBERS OF THE AUDIENCE SHALL BERATE, EMBARRASS, ACCUSE, OR SHOW ANY PERSONAL DISRESPECT FOR ANY MEMBER OF THE STAFF, COUNCIL MEMBERS, OR THE PUBLIC AT ANY COUNCIL MEETING. THIS POLICY IS NOT MEANT TO RESTRAIN A CITIZEN'S FIRST AMENDMENT RIGHTS.

G. CITY MANAGER'S COMMENTS / UPDATE ON CITY OPERATIONS:

- a. OTHER

H. MINUTES:

2. [16-0644](#) Special Meeting (Retreat) of March 22, 2016 and Regular Meeting of May 31, 2016.

I. BOARD & COMMITTEE APPOINTMENTS:

3. [16-0643](#) Civil Service Commission
Civil Service Board
Corpus Christi Regional Transportation Authority
Human Relations Commission
Island Strategic Action Committee
Library Board

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 - 7)

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. [16-0550](#) Contract amendments to Mind Exercise Nutrition Do it (MEND) Childhood Obesity Program Service Agreements

Motion authorizing the Director of the Public Health District or designee to execute contract amendments with Advanced Cheer Athletics LLC; Apex Personal Training and Nutrition; Benavides Fitness, LLC; and Twisted Cheer Company to provide additional services and funding pursuant to existing MEND Childhood Obesity Program service agreements for a total expenditure not to exceed \$770,000. Funds have been budgeted by Corpus Christi-Nueces County Public Health District (CCNCPHD) in the 1115 Transformation Waiver Fund.

Advanced Cheer Athletics, LLC 6801 Weber Road Corpus Christi, Texas \$250,000	Apex Personal Training and Nutrition, LLC 4117 South Staples Suite 260 Corpus Christi, Texas \$150,000
Benavides Fitness, LLC 1504 Redbird Drive Rockport, Texas \$170,000	Twisted Cheer Company 3010 Old Kingsville Road Alice, Texas \$200,000

Sponsors: Health Department and Purchasing Division

5. [16-0569](#) Construction contract for Collier Pool Renovation Rebid- Part B (Restroom and Office Building) (Bond 2012 Proposition 4 - Aquatic Facilities)

Motion authorizing the City Manager, or designee, to execute a construction contract with Cruz Maintenance & Construction, Inc. of Corpus Christi, Texas in the amount of \$598,874 for the Collier Pool Renovations Rebid - Part B (Restroom and Office Building) project for replacement of the existing building. (Bond 2012 Proposition 4 - Aquatic Facilities)

Sponsors: Engineering Services and Parks and Recreation Department

6. [16-0591](#) **Construction contract for Street Preventative Maintenance Program - Seal Coats**

Motion authorizing the City Manager or designee, to execute a construction contract with J. Carroll Weaver, Inc. of Sinton, Texas in the amount of \$1,987,973.61 each for bid Part 1, Part 2 & Part 3, for a total fee of \$5,963,920.83 for the Street Preventative Maintenance Program 2015 (Year 2) Remaining and 2016 (Year 3) Seal Coat project.

Sponsors: Street Department and Engineering Services

7. [16-0477](#) **Construction contract for Whitecap Wastewater Treatment Plant Ultra-Violet System Upgrade**

Motion authorizing the City Manager or designee to execute a construction contract with J.S. Haren Company of Athens, Tennessee in the amount of \$5,266,997.75 for the Whitecap Wastewater Treatment Plant Ultra-Violet System Upgrade for the Base Bid.

Sponsors: Water Utilities Department and Engineering Services

L. **EXECUTIVE SESSION: (ITEMS 8 - 11)**

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. If the Council elects to go into executive session regarding an agenda item, the section or sections of the Open Meetings Act authorizing the executive session will be publicly announced by the presiding officer. The City Council may deliberate and take action in open session on any issue that may be discussed in executive session. The description of an item in "Executive Sessions" constitutes the written interpretation by the City Attorney of Chapter 551 of the Texas Government Code and his determination that said item may be legally discussed in Closed Meeting in compliance with Chapter 551 the Texas Government Code.

8. [16-0641](#) **Executive session pursuant to Texas Government Code § 551.071** for consultation with attorneys regarding collective bargaining matters, (including litigation) between the City of Corpus Christi and the Corpus Christi Firefighters Association.

9. [16-0626](#) **Executive Session pursuant to Section Texas Gov't Code § 551.071** and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning legal issues related to industrial districts and the requested deannexation of land in the vicinity thereof.

10. [16-0636](#) **Executive Session pursuant to Section Texas Government Code § 551.071** and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning legal issues related to water and utility regulatory matters, including, but not limited to, TCEQ standards and enforcement actions.

11. [16-0637](#) **Executive session pursuant to Texas Government Code § 551.071 and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning legal issues related to conveyance, lease, and sale of City property and pursuant to Texas Government Code § 551.072 to discuss and deliberate the purchase, exchange, lease, and value of real property located at 521 Josephine Street known as Ben Garza Park when deliberation in open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.**

M. PUBLIC HEARINGS: (ITEM 12)

12. [16-0617](#) **Public Hearing and First Reading Ordinance - Rezoning property located at 3142 Masterson Drive and 6201 Kostoryz Road**

Case No. 0516-01 Paisano Contractors, LLC: A change of zoning from the "RS-6" Single-Family 6 District to the "CN-1" Neighborhood Commercial District. The property is described as being 3.1 acres out of Lot 3, Section 8, Bohemian Colony Lands, and Lot 1B, Block 1, Crestmont Unit 11 (0.76 acres), located on the northwest corner of Masterson Drive and Kostoryz Road.

Planning Commission and Staff Recommendation (May 18, 2016): Approval of the change of zoning from the "RS-6" Single-Family 6 District to the "CN-1" Neighborhood Commercial District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Paisano Contractors, LLC ("Owner"), by changing the UDC Zoning Map in reference to 3.1 acres out of Lot 3, Section 8, Bohemian Colony Lands, and Lot 1B, Block 1, Crestmont Unit 11 (0.76 acres), from the "RS-6" Single-Family 6 District to the "CN-1" Neighborhood Commercial District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Sponsors: Development Services

N. REGULAR AGENDA: (ITEM 13)

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

13. [16-0481](#) **External Audit Firm Service Agreement**

Motion authorizing the City Manager or his designee to execute a service agreement with Padgett Stratemann & Co. L.L.P. ("PS&Co.") of San Antonio, Texas, to provide professional auditing services for a total contract value of \$601,000, inclusive of an allowance of \$36,000 for bond examination reports/statements and comfort letters that may be

requested by the City during the term of this Agreement in accordance with Request for Qualifications No 66. The agreement is established for a three year period, subject to the approval of the City Manager or designee and the contractor.

Sponsors: Financial Services Department and Purchasing Division

O. FIRST READING ORDINANCES: (ITEMS 14 - 20)

14. [16-0621](#) First Reading Ordinance - Adopting International Fire Code with local amendments

Ordinance adopting the International Fire Code, 2015 Edition, with local amendments, as the Fire Code of the City of Corpus Christi; and providing for severance, publication, penalty, and an effective date.

Sponsors: Fire Department

15. [16-0618](#) First Reading Ordinance - Naming the park located at Coves of Lago Vista subdivision

Ordinance naming the park located at Coves of Lago Vista subdivision as Barclay Park.

Sponsors: Parks and Recreation Department

16. [16-0602](#) First Reading Ordinance - Accepting and appropriating a State grant for the Oso Bay Wetlands Preserve and Learning Center

Ordinance authorizing the City Manager or designee to execute documents to accept a Community Outdoor Outreach Program grant from the Texas Parks and Wildlife Department in amount of \$48,033.00 for the Observing Science Outdoors Summer Guardians 2016 with City matching funds of \$4,950 and an in-kind match of \$8,391, for total program funds of \$61,371; appropriating the \$48,033.00 grant in the No. 1067 Parks Grants fund and authorizing the transfer of \$4,950 from the No. 1020 General Fund to the No. 1067 Parks Grant fund and appropriating the same for the Observing Science Outdoors Summer Guardians 2016.

Sponsors: Parks and Recreation Department

17. [16-0611](#) First Reading Ordinance - Lease agreement for the 2016 Arts Alive! Event

Ordinance authorizing the City Manager or designee to execute an agreement with the Arts Community Center of Corpus Christi, Inc. to allow use of area generally bounded by current and former N. Shoreline Blvd., between Coopers Alley and Williams Street, for the Arts Alive! Event and related activities on September 1 through September 5, 2016.

Sponsors: Parks and Recreation Department

18. [16-0600](#) **First Reading Ordinance - Amending State Speed Limit in Certain Zones Along Shoreline Drive and Ennis Joslin Road**

Ordinance amending the Code of Ordinances, Chapter 53, Article VIII, Section 53-254 Schedule V, Increase of State Speed Limit in Certain Zones by adding Ennis Joslin from Wooldridge Road to Holly Road and updating North and South Shoreline Boulevard and amending Section 53-255 Schedule VI, Decrease of State Law Maximum Speed by removing East Shoreline Boulevard

Sponsors: Office of Public Works and Engineering Services

19. [16-0631](#) **First Reading Ordinance - Interlocal Agreement Amendment for County Road 52 Extension Phase 1B**

Ordinance amending the FY 2016 Capital Budget to add Project No. E16303 County Road 52 Phase 1B, appropriating \$100,000 of anticipated revenue from Nueces County, Texas; approving Amendment No. 1 to an Interlocal Agreement with Nueces County, Texas; and authorizing the City Manager, or designee, to execute Change Order No. 2 with Haas Anderson Construction of Corpus Christi, Texas in the amount of \$649,017.80 for the County Road 52 project Phase 1B for final surface treatment and completion of project. (BOND 2008)

Sponsors: Street Department and Engineering Services

20. [16-0634](#) **First Reading Ordinance - Authorizing the Issuance of Utility System Revenue Refunding Bonds**

Ordinance authorizing the issuance of "City of Corpus Christi, Texas Utility System Junior Lien Revenue Refunding Bonds, Series 2016" in an amount not to exceed \$84,735,000; 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 on a parity with certain currently outstanding utility system revenue obligations; stipulating the terms and conditions for the issuance of additional Revenue Bonds on a parity therewith; 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, an escrow 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 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

P. FUTURE BOARD MEETING: (ITEM 21)**21. [16-0628](#) Special Board Meeting of the Corpus Christi Housing Finance Corporation**

Sponsors: Interim Assistant City Manager

Q. FUTURE AGENDA ITEMS: (ITEMS 22 - 29)

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

22. [16-0573](#) Resolution authorizing submission of grant application for a Federal grant and Interlocal Agreement for grant funds

Resolution authorizing the City Manager, or designee, to submit a grant application in the amount of \$163,004 to the U.S. Department of Justice, Bureau of Justice Assistance for funding eligible under the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2016 Local Solicitation with 50% of the funds to be distributed to Nueces County under the established Interlocal Agreement; and authorizing the City Manager or designee to execute Interlocal Agreement between the City of Corpus Christi and Nueces County to establish terms for the sharing of the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2016 Local Solicitation.

Sponsors: Police Department

23. [16-0469](#) Resolution awarding Service Agreements for Bayfront and Medians Turf and Grounds Maintenance and Stormwater Improved Rights-of-Way Mowing

Resolution finding the lowest, responsive, responsible bidder for mowing services by grouped acreage in response to Bid Event No. 104, 110, 111, 112, 113, 114 and 115; awarding a service agreement to the lowest, responsive, responsible bidder for each acreage group; and authorizing the City manager or designee to execute a service agreement with the lowest, responsive, responsible bidder for each acreage group for a total cost of \$288,905.73 of which \$72,226.43 is required for the remainder of FY 2015-2016. Agreements will be for one year with an option to extend for up to four additional one year terms, subject to the approval of the Contractor and the City Manager or designee. Funds have been budgeted by the Parks and Recreation Department in FY 2015-2016.

Cut Masters Lawn Service
Corpus Christi, Texas
\$13,692.00

Dorame General Repair & Lawn
Corpus Christi, Texas
\$139,349.13

Texas Gulf Coast Contracting
dba Gulf Coast Maintenance
Corpus Christi, Texas
\$98,381.00

La Med Facility maintenance, Inc.
San Antonio, Texas
\$37,483.60

Sponsors: Parks and Recreation Department, Storm Water Department and Purchasing Division

24. [16-0548](#) **Supply Agreement for chemical used for the treatment of potable drinking water at the O.N. Stevens Water Treatment Plant**

Motion approving a Supply Agreement with Carus Corporation, Peru, Illinois, for approximately 720,000 wet pounds of Sodium Permanganate in accordance with Bid Invitation No. 118, based on the lowest, responsive and responsible bid for a not to exceed amount of \$878,400.00 of which \$219,600.00 is required for the remainder of FY 2015-2016. The term of the agreement shall be for one year with an option to extend for up to two one year terms, subject to the approval of the supplier and the City Manager or designee. Funds have been budgeted by the Water Department in FY 2015-2016.

Sponsors: Water Utilities Department and Purchasing Division

25. [16-0530](#) **Engineering Design Contract Amendment No. 3 for the Programmed Water Line Service Life Extension for City-Wide Distribution Repair and Replacement - Indefinite Delivery/Indefinite Quantity (IDIQ) Procurement**

Motion authorizing the City Manager, or designee, to proceed with delivery order preparation by executing Amendment No. 3 to the Engineering Design Contract with Urban Engineering of Corpus Christi, Texas in the amount of \$328,350, for a total restated fee not to exceed \$645,790 for the Programmed Water Line Service Life Extension for City-Wide Distribution Repair and Replacement - Indefinite Delivery/Indefinite Quantity (IDIQ) Procurement.

Sponsors: Water Utilities Department and Engineering Services

26. [16-0568](#) **Construction Contract and Materials Testing Agreement for Kostoryz Road from Brawner Parkway to Staples Street (Bond 2012, Proposition 1)**

Motion authorizing the City Manager, or designee, to execute a construction contract with Reytec Construction Resources, Inc. of Houston, Texas in the amount of \$8,796,224.60 and a construction materials testing agreement with Rock Engineering and Laboratory, Inc. in the amount of \$64,924.00 for Kostoryz Road from Brawner Parkway to Staples Street. (BOND 2012 Proposition 1)

Sponsors: Street Department and Engineering Services

27. [16-0622](#) **Engineering Design Contract for Sea Town (aka S.E.A. District) Pedestrian Improvements (Bond 2012, Proposition 8)**
- Motion authorizing the City Manager, or designee, to execute an Engineering Design Contract with LJA Engineering, Inc. of Corpus Christi, Texas in the amount of \$157,806.71 for the SeaTown (aka S.E.A. District) Pedestrian Improvements project for engineering design services. (Bond 2012, Proposition 8).
- Sponsors:** Street Department and Engineering Services
28. [16-0433](#) **Service Agreement for Lindale Senior Center Roof Repair**
- Motion authorizing the City Manager, or designee, to execute a service agreement with South Texas Metal Roofing of Corpus Christi, Texas, for the roof repair of Lindale Senior Center, in accordance with Bid Event No. 96 based on the lowest, responsive and responsible bid for a base cost of \$174,850 and an additional 10% project contingency in the amount of \$17,485 for unforeseen repairs.
- Sponsors:** Facilities Management Services and Purchasing Division
29. [16-0632](#) **Appointing Financial Advisor for Issuance of Utility System Revenue Refunding Bonds**
- Motion authorizing the appointment of and approving the contract for M. E. Allison, & Co., as Financial Advisor for the issuance of the "City of Corpus Christi, Texas Utility System Junior Lien Revenue Refunding Bonds, Series 2016", in an amount not to exceed \$84,735,000.
- Sponsors:** Financial Services Department
- R. **BRIEFINGS: (ITEMS 30 - 35)**
- Briefing information will be provided to the City Council during the Council meeting. Briefings are for Council information only. Council may give direction to the City Manager, but no other action will be taken and no public comment will be solicited.*
30. [16-0610](#) **Assessment of the Efficiency and Effectiveness of the City of Corpus Christi Financial Services**
- Sponsors:** Office of Strategic Management and Financial Services Department
31. [16-0646](#) ***Approximate Time 3:30 pm***
- Charter Review Ad Hoc Committee Final Report**
32. [16-0655](#) **Drinking Water Treatment: The Basics And Drinking Water Short Term Action Plan**
- Sponsors:** Water Utilities Department
33. [16-0576](#) **Discussion and Direction - Vehicle for Hire / Taxi Ordinance**
- Sponsors:** Interim Assistant City Manager

- 34. [16-0656](#) **Corpus Christi-Nueces County Public Health District Response to ZIKA**

Sponsors: Health Department

- 35. [16-0604](#) **Foresight Golf Annual Update**

Sponsors: Parks and Recreation Department

S. **ADJOURNMENT**