



# Corpus Christi

1201 Leopard Street  
Corpus Christi, TX 78401  
cctexas.com

## Meeting Minutes - Final City Council

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Tuesday, December 11, 2012

12:00 PM

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 Chuck Goodwin, Fish for Life Ministries.

### C. PLEDGE OF ALLEGIANCE.

The Pledge of Allegiance was led by Assistant City Manager Wes Pierson.

### D. ROLL CALL.

City Secretary Armando Chapa verified that the necessary quorum of the Council and the foregoing 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. H.E.B. Feast of Sharing  
City Manager's "At Your Service" Award  
Mayor Martinez announced the presentations.

### F. MINUTES:

2. Approval of Meeting Minutes - Special Meeting of November 14, 2012 and Regular Meeting of November 20, 2012.  
  
A motion was made by Council Member Priscilla Leal, seconded by Council Member Mark Scott to approve the minutes as presented.

### G. BOARDS & COMMITTEE APPOINTMENTS:

3. Citizens Advisory Health Board  
Library Board

Museum of Science and History Advisory Board  
Regional Health Awareness Board

The following reappointments/new appointments were made to the following City boards, commissions and committees:

**Citizens Advisory Health Board:** Amanda Stukenberg - Reappointed; Thomas Rosales (Joint) - New Appointment

**Library Board:** Dr. Stuard Elovitz and Natalie Rogen (Friends/Library) - Reappointed; Evelyn Sue Donahoe - New Appointment

**Museum of Science & History Advisory Board:** Kathy Juneau (Friends/Museum), Tom Kimes (Friends/Museum), Linda Torno (Education), Dr. Jonda Halcomb (Higher Education), Pablo Arturo Garza (Business Community), Scott Sutherland (Business Community), Luis Cabrera (Advisory), and Shannon Madden (Advisory)

**Regional Health Awareness Board:** Donna Huddleston and Smbar Qureshi

Enactment No:

**I. CONSENT AGENDA: (ITEMS 4 - 15)**

Mayor Martinez called for consideration of the Consent Agenda, Items 4 through 15. Mayor Martinez asked for council and public comments and there were none. The following items were approved by one vote:

**4. Supply Agreement for Firefighting Clothing**

Motion approving a supply agreement with Casco Industries Inc., Pasadena, Texas for firefighting clothing consisting of ninety sets of pants and coats, based on only bid, in accordance with Bid Invitation No. BI-0003-13 for an estimated annual expenditure of \$139,064.40 of which \$92,709.60 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 designee. Funds have been budgeted by Fire Department 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: M2012-194

**5. Approving the purchase of nineteen (19) Chevrolet Tahoes for replacement vehicles in the Police Department fleet**

Motion approving the purchase of nineteen (19) Chevrolet Tahoes from Caldwell Country, Caldwell, Texas for a total amount of \$521,639. The award is based on the cooperative purchasing agreement with the Texas Local Government Purchasing Cooperative

(TLGPC). All units are replacements to the fleet and will be used by the Police Department. Funding is available in the FY 2012-2013 Capital Outlay Budget of the Fleet Maintenance Fund.

**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: M2012-195

**6.** Purchase of a replacement vehicle (vacuum truck) for the maintenance of wastewater collection main lines

Motion approving the purchase of one (1) vacuum truck from Houston Freightliner, Inc., Houston, Texas for a total amount of \$305,896.14. The award is based on the cooperative purchasing agreement with the Houston-Galveston Area Council of Governments (H-GAC). Funding is available in the FY 2012-2013 Capital Outlay Budget of the Maintenance Service Fund.

**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: M2012-196

**7.** Amending City Investment Policy to further protect the City's assets

Resolution approving amendments to the City Investment Policy to amend term for Certificate of Deposit from one to two years and include brokered certificates of deposit as an authorized investment; and approving the Investment Policy as amended.

**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: 029689

**8.** Agreement for temporary tax abatement for outpatient surgery center providing for 12 permanent jobs located at 6200 Saratoga Boulevard

Resolution authorizing the execution of an agreement with JHPK, LLC

providing for temporary property tax abatement.

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

**Aye:** 8 - 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:** 1 - Council Member Allen

Enactment No: 029690

**9.** Contract amendment no. 2 to authorize additional design time for Hike and Bike Trails project

Motion authorizing the City Manager, or designee, to ratify Amendment No. 2 to the Contract for Professional Services with JEC Architects, Inc. of Corpus Christi, Texas, in the amount of \$7,800.00, for a total restated amount not to exceed \$52,175.00 for the Hike & Bike Trails - City Wide (Bond 2008).

**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: M2012-197

**10.** Professional services contract for decommissioning of wastewater treatment plant

Motion authorizing the City Manager, or designee, to execute a Contract for Professional Services with Freese and Nichols, Inc. of Corpus Christi, Texas in the amount of \$590,887.00 for the Broadway Wastewater Treatment Plant Decommissioning.

**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: M2012-198

**11.** Construction contract for an effluent line from Oso Water Reclamation Plant to Wooldridge Lift Station for delivering effluent water to various golf courses and City Parks via existing effluent distribution network

Motion authorizing the City Manager, or designee, to execute a construction contract with S.J. Louis Construction in the amount of

\$2,433,323.70 for the Oso Effluent Re-Use Distribution System Phase 1 Project.

**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: M2012-199

- 12.** Second Reading Ordinance - Amending the Comprehensive Plan to include Americans with Disabilities Act (ADA) improvements within public right-of-ways (1st Reading 11/20/12)

Ordinance amending the Comprehensive Plan of the City of Corpus Christi by adoption of the Corpus Christi ADA Master Plan; providing for repeal of conflicting ordinances; and providing for severance

**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: 029691

- 13.** Second Reading Ordinance - Authorizing "Updated Service Credits" and "Increased Prior and Current Service Annuities" in the Texas Municipal Retirement System for adherence to collective bargaining agreement (1st Reading 11/20/12)

Ordinance authorizing and allowing, under the Act governing the Texas Municipal Retirement System, "Updated Service Credits" in said system for service performed by qualifying members of such system who presently are members of the City of Corpus Christi; providing for increased prior and current service annuities for retirees and beneficiaries of deceased retirees of the City; establishing an effective date for such actions; and providing for severance.

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

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

**Abstained:** 1 - Council Member Leal

Enactment No: 029692

14. Second Reading Ordinance - Accepting and appropriating Federal grant to strengthen homeland security preparedness (1st Reading 11/20/12)
- Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant in the amount of \$22,268 from the U.S. Department of Homeland Security FEMA for funding eligible under the FY 2012 Port Security Grant Program to purchase law enforcement equipment for the Police Department; and appropriating the \$22,268 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: 029693

15. Second Reading Ordinance - Appropriating funds for one-time expenditures to provide three police motorcycles and lights and hardcases for previously purchased patrol rifles (1st Reading 11/20/12)
- Ordinance appropriating \$85,000 from the unreserved fund balance in No. 9010 Crime Control District Fund for "one-time" expenditures in the FY 2012-2013 operating budget, and changing the FY 2012-2013 operating budget adopted by Ordinance No. 029577 by increasing appropriations by \$85,000.
- 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: 029694

**J. EXECUTIVE SESSION: (ITEMS 16 -18)**

**Mayor Martinez read Executive Session Items 16 through 18. The council went into executive session. The council returned from executive session.**

16. 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 E-Session Item was discussed.

17. Executive session pursuant to Section 551.087 of the Texas Government Code to deliberate regarding confidential commercial or financial information received from a business prospect that the City Council seeks to have locate, stay, or expand within the City and with which the City is conducting economic development negotiations and to deliberate possible offers of financial or other incentives to said business prospect, with possible discussion and action in open session.

This E-Session Item was discussed.

18. Executive session pursuant to Texas Government Code Section 551.072 to deliberate the value of real property because deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person, with possible discussion and action in open session.

This E-Session Item was discussed.

**K. PUBLIC HEARINGS: (ITEM 19)**

Mayor Martinez referred to Item No. 19. Bob Payne, Planning and Environmental Services Department provided a brief presentation of the two proposed districts. He added that the two new zoning districts being proposed are for use under airport flight zones, or next to refineries. Mr. Payne stated that the Compatible and Industrial Compatible Districts do not permit any residential use or uses that are likely to draw large groups of people. Mr. Payne added that the Planning Commission recommends approval, and Staff recommends approval, not including billboards in the Industrial Compatible District.

A motion was made by Council Member Scott, seconded by Council Member Leal to open the public hearing. The following two citizens spoke regarding this item: Captain Dave Edgecomb, NAS, and Abel Alonzo. A motion was made by Council Member Scott, seconded by Council Member Loeb to close the public hearing

19. Second Reading Ordinance - Amending the Unified Development Code for new zoning districts for use under airport flight zones, refineries or other potential hazards to adjacent uses (1st Reading 12/11/12)

Ordinance amending the Unified Development Code ("UDC") by establishing new section 4.8 "Compatible Districts" in Article 4 "Base Zoning Districts" and revising related provisions of the UDC to include the "Table of Contents" and subsections 1.11.2 "Abbreviations," 1.11.3 "Defined Terms," 7.4.3 "Allowed Outside Display, Sales and Storage," 7.5.3.A "Single Tenant Freestanding Sign," 7.5.3.C "Multi-Tenant (3 or more Tenants) Freestanding Sign," and 7.9.5 "Zoning District Buffer

Yard-New Development;" amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause, severance, penalties, publication, and an effective date.

**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

Enactment No: 029698

**L. REGULAR AGENDA: (ITEMS 20 - 23)**

**Mayor Martinez referred to the Regular Agenda. City Secretary Chapa stated that this item is to change the start time of the Council meeting from 12:00 noon to 11:30 am beginning with the December 18th Council meeting. Mayor Martinez asked for comments from the audience and the following citizens spoke: Colin Sykes and Abel Alonzo. Mayor Martinez stated that public comment would be scheduled for 12:00 Noon.**

- 20.** Motion changing the start time of the City Council Meetings from 12:00 Noon to 11:30 am beginning on December 18, 2012.

**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: M2012-200

**Mayor Martinez referred to Item Numbers 21, 22 and 23. Constance Sanchez, Director of Finance stated that there is an opportunity for the City to refund existing general obligation/improvement bonds to achieve annual savings. Mayor Martinez asked for comments from the audience and there were no comments.**

- 21.** Refunding of existing General Improvement Bonds (Related Items 21 - 23)

Motion authorizing the appointment of M. E. Allison, & Co., as Financial Advisor for the City of Corpus Christi, Texas General Improvement Refunding Bonds, Series 2012C and for the City of Corpus Christi, Texas General Improvement Refunding Bonds, Taxable Series 2012.

**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: M2012-201

**22.**

Ordinance by the City Council of the City of Corpus Christi, Texas authorizing the issuance of "City of Corpus Christi, Texas General Improvement Refunding Bonds, Series 2012C", levying an annual ad valorem tax, within the limitations prescribed by law, for the payment of the Bonds; 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; a purchase contract, and an escrow and trust agreement; complying with the letter of representations on file 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.

**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: 029695

**23.**

Ordinance by the City Council of the City of Corpus Christi, Texas authorizing the issuance of "City of Corpus Christi, Texas General Improvement Refunding Bonds, Taxable Series 2012", levying an annual ad valorem tax, within the limitations prescribed by law, for the payment of the Bonds; 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; a purchase contract, and an escrow and trust agreement; complying with the letter of representations on file 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.

**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: 029696

**M. FIRST READING ORDINANCES: (ITEMS 24 - 30)**

**24.** Second Reading Ordinance - City reimbursement for costs incurred prior to receipt of bond proceeds for approved projects relating to Bond 2012 (1st Reading 12/11/12)

Ordinance relating to establishing the City's intention to reimburse itself for the prior lawful expenditure of funds relating to constructing various City improvements from the proceeds of tax-exempt obligations to be issued by the City for authorized purposes; authorizing other matters incident and related thereto; and providing an effective date. (BOND 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

Enactment No: 029699

**25.** Second Reading Ordinance - Amending the Capital Improvement Program Budget to add the voter-approved Bond 2012 Projects (1st Reading 12/11/12)

Ordinance amending the FY 2013 Capital Improvement Budget adopted by Ordinance No. 029565 to add the voter-approved Bond 2012 projects as listed in Attachment 1; increasing revenues and expenditures in the amount of \$30,674,000.

**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

Enactment No: 029700

**26.** Second Reading Ordinance - Amending City code to increase fares/fees for taxicabs, and modifying enforcement procedures and

regulations to meet industry standards (1st Reading 12/11/12)

Ordinance amending Chapter 57, Article II "TAXICABS" of the Corpus Christi Code by modifying, clarifying and expanding taxicab inspector's duties, modifying and clarifying enforcement, procedures, and regulations for owners, operators, and drivers of vehicles for hire, repealing section 57-34 public notice of application, increasing fees for taxicab certificates, permits, and street user fees, and increasing fares for taxicabs; Amending Chapter 57, Article IIIA "LIMOUSINE AND SIGHTSEEING SERVICE" of the Corpus Christi Code by modifying and clarifying enforcement, procedures, and regulations for limousines and sightseeing services and increasing fees for permits and street user fees.

**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

Enactment No: 029705

- 27.** Second Reading Ordinance - Accepting and appropriating State grant for collaborative enforcement efforts with Nueces County Sheriff's office (1st Reading 12/11/12)

Authorizing the City Manager or designee to execute all documents necessary to accept a grant in the amount of \$245,503 from Nueces County for funding eligible under the FY2011 Department of Homeland Security Grant Program Operation Stonegarden to reimburse fuel, overtime, fringe benefits, and equipment expenditures for the Police Department's collaborative enforcement efforts with Nueces County along routes of ingress and egress to including (but not limited to) U. S, Highway 77 and State HY44; and appropriating the \$245,503 in the No. 1061 Police Grants Fund.

**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

Enactment No: 029701

- 28.** First Reading Ordinance - Accepting and appropriating State grant for Meals on Wheels Program

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a \$248,663.25 grant awarded by the Texas Department of Aging and Disability Services and appropriating in No. 1067 Parks and Recreation Grants Fund for the FY 2013 Senior Community Services, Title XX Meals on Wheels Program.

**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

Enactment No: 029702

- 29.** Second Reading Ordinance - Accepting and appropriating federal grant and authorizing execution of agreements for homeless prevention and rapid re-housing (1st Reading 12/11/12)

Ordinance authorizing the City Manager, or designee, to execute all documents necessary to accept and appropriate a grant in the amount of \$83,495 from the U.S. Department of Housing and Urban Development in Grant Fund No. 1059 for the 2011 Consolidated Annual Action Plan's Emergency Solutions Grant Program.

**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

Enactment No: 029703

- 30.** Second Reading Ordinance - Repealing and amending cable franchise ordinances to comply with State cable franchising statute (1st Reading 12/11/12)

Ordinance repealing Divisions 1 through 15 of Article XVIII Cable Communications Services of Chapter 55 and amending Chapter 2, Division 17, regarding municipal cable franchises; amending Division 16 regarding public access channels rules and procedures; providing for effective date and publication.

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

**Aye:** 7 - Council Member Leal, Council Member Loeb, Mayor Martinez, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

**Absent:** 2 - Council Member Allen and Council Member Scott

Abstained: 0

Enactment No: 029704

**N. FUTURE AGENDA ITEMS: (31 - 40)**

**Mayor Martinez referred to the Future Agenda, Item Nos. 31 through 40. Mayor Martinez 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 be make a presentation on Item No. 40, and Council requested a presentation on Item Nos. 33 and 37.**

- 31.** Purchase of Tasers for police officers for restraint of aggressive individuals

Motion approving the purchase of TASER brand non-lethal weapons from GT Distributors, Inc., Austin, Texas based on sole source for a total expenditure of \$72,034.10. Funds have been budgeted by the Police Department in FY 2012- 2013.

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

Enactment No: M2012-202

- 32.** Purchase of animal transport shells to replace existing units

Motion approving the purchase of six (6) animal transport shells from Jackson Creek Manufacturing, Inc., Denton, North Carolina based on lowest responsible bid, in accordance with Bid Invitation No. BI-0030-13, for a total expenditure of \$67,302.30. Funds have been budgeted by the Animal Care Department in FY 2012- 2013.

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

Enactment No: M2012-203

- 33.** Lease purchase for ambulances to replace existing units

Motion approving the lease purchase of two (2) ambulances from Knapp, Chevrolet, of Houston, Texas based on the cooperative purchasing agreement with the Houston-Galveston Area Council of Governments (H-GAC), in the amount of \$270,000. The ambulances will be used by the EMS Division of the Fire Department. These units are a replacement to the fleet. Funds for the lease purchase of the ambulances will be provided through the City's lease/financing program.

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

Enactment No: M2012-204

- 34.** Lease purchase of curbside refuse containers for the Solid Waste

automated collection program

Motion approving the lease purchase of 6,500 96-gallon curbside refuse containers from Toter Incorporated, Statesville, NC for the total amount of \$307,420. The award is based on the cooperative purchasing agreement with the Houston-Galveston Area Council of Governments (H-GAC). The containers will be used in the City's automated collection program. Funds for the lease purchase of the curbside collection containers will be provided through the City's lease/purchase financing program.

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

Enactment No: M2012-205

**35.** Supply Agreement for testing reagent that tests water for bacteria

Motion approving a supply agreement with IDEXX Distribution, Inc., Westbrook, Maine for the laboratory testing reagent "Colilert" based on only bid, in accordance with Bid Invitation No. BI-0174-12, for an estimated annual expenditure of \$94,140.00, of which \$62,760.00 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 Health Department and Water Department in FY 2012- 2013.

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

Enactment No: M2012-206

**36.** Amendment to professional services contract for design work solutions to air emissions testing for flare permitting requirements at wastewater treatment plant

Motion authorizing the City Manager, or designee, to execute Amendment No. 1 to the Contract for Professional Services with Naismith Engineering, Inc. of Corpus Christi, Texas in the amount of \$11,250.00, for a total restated fee not to exceed \$57,700.00, for the Greenwood Wastewater Treatment Plant Flare Permitting.

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

Enactment No: M2012-207

**37.** Professional services contract to update licensing for records imaging and management to a city-wide solution

Motion authorizing the City Manager, or designee, to execute a contract with MCCI of Tallahassee, Florida for an expenditure of

\$99,817.92 to update existing Laserfiche licenses to an enterprise solution with the option to extend for up to three 1-year terms for annual maintenance in the amount of \$40,737.74.

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

Enactment No: M2012-208

**38.** Certification agreement with State for local historic preservation efforts

Motion approving execution by the Mayor of a Certification Agreement with the Texas Historical Commission for City participation in the Certified Local Government Program regarding local historic preservation.

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

Enactment No: M2012-209

**39.** Resolution of support for the Schanen Hike and Bike trail project allowing a request for State funding

Resolution to certify local funding and support of the Schanen Hike and Bike Trail from Yorktown Blvd to Saratoga Blvd project to the statewide Transportation Enhancement Program for funding competition in the Texas Department of Transportation 2012 program call for projects.

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

Enactment No: 029697

**40.** First Reading Ordinance - Amending city code to clarify areas where waterfowl hunting is prohibited

Ordinance amending section 33-75 of the Corpus Christi Code by clarifying the area where discharge of firearm is prohibited, clarifying unlawful act, clarifying areas where waterfowl hunting is not allowed within 1,000 feet; providing an effective date; providing for severance; and providing for publication.

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

Enactment No: 029707

**O. UPDATES TO CITY COUNCIL: (ITEMS 41 - 43)**

**41.** Flint Hills Permitting Process

**Mayor Martinez referred to Item No. 41, Update regarding Flint Hills Permitting Process. Valerie Pompa, Flint Hills Resources first provided overview of the history of Flint Hills. she stated that Flint Hills has been a community member**

since 1980, has invested \$3.1 billion in assets, and donated \$8 million to local non-profit agencies in the last decade. She reported that Eagle Ford Shale has created 3,900 jobs, \$5 billion in economic impact in Nueces and San Patricio counties. Ms. Pompa announced a \$250 million project in their West Plant which is designed to increase their capability to process domestic crude and reduce emissions. Ms. Pompa stated that Flint Hills has met with community groups and various organizations to receive input on this project. She also stated that they have posted all project information on the Flint Hills website for community access.

**42. Bond Issue 2012 Project Execution Schedule**

Mayor Martinez referred to Item No. 42, Bond 2012 Execution Schedule. Mr. Dan Biles, Director of Engineering provided a brief overview regarding the project execution study, goals, schedule for Proposition 1 (Streets), and Propositions 3 through 8. Mr. Biles added that a Capital Budget Oversight Committee has been created under the direction of the City Manager. Mr. Biles informed the Council that project maps and schedules will be posted on the City's website.

**43. FEMA's Preliminary Flood Insurance Rate Map Update**

Mayor Martinez referred to Item No. 43, FEMA's Preliminary Flood Insurance Rate Map (FIRM) Update. Mr. Dan Biles, Director of Engineering stated that FEMA has provided the City of Corpus Christi with working copies of the draft FIRM maps. He stated that FIRMs are used to enforce state and community flood plain management regulation, calculate flood insurance premiums, and determine whether a property is required to purchase flood insurance. Mr. Biles provided an outline of FEMA's upcoming schedule, and an update on the City of Corpus Christi's efforts towards finalizing and adopting the Draft Storm Water Master Plan.

**P. PUBLIC COMMENT.**

Mayor Martinez referred to Public Comment. Jack Gordy spoke about citations issued regarding illegal political signs, and advertisement on RTA bus benches; Freddy King spoke about the City's bond rating and bond projects; and Mary Lou Huffman spoke about the clean up in the Cesar Chavez area and various other issues.

**Q. CITY MANAGER'S COMMENTS:**

City Manager Olson introduced the new Museum Director, Carol Rehtmeyer. Ms. Rehtmeyer made brief remarks about her plans and goals for the Corpus Christi Museum of Science and History.

**\* Update on City Operations**

**R. ADJOURNMENT**

There being no further business to come before the Council, Mayor Martinez declared the meeting adjourned at 5:00 pm.