



Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Minutes City Council

Tuesday, December 16, 2014

11:30 AM

Council Chambers

Public Notice - - THE USE OF CELLULAR PHONES AND SOUND ACTIVATED PAGERS ARE PROHIBITED IN THE CITY COUNCIL CHAMBERS DURING MEETINGS OF THE CITY COUNCIL.

A. Mayor Nelda Martinez to call the meeting to order.

Mayor Martinez called the meeting to order.

B. Invocation to be given by Pastor Jason Teague, Asbury United Methodist Church.

Pastor Jason Teague gave the invocation.

C. Pledge of Allegiance to the Flag of the United States to be led by Bill Green, Interim Director of Environmental & Strategic Initiatives.

Interim Director of Environmental & Strategic Initiatives Bill Green led the Pledge of Allegiance.

D. City Secretary Rebecca Huerta to call the roll of the required Charter Officers.

City Secretary Rebecca Huerta called the roll and stated that a quorum of the Council and the required Charter Officers were present to conduct the meeting. City Secretary Huerta announced that Council Member Leal has been granted a leave of absence.

(Note: Council Member McIntyre arrived at 11:34 a.m. Council Member Riojas arrived at 11:38 a.m. Council Member Scott arrived at 12:16 p.m.)

Present: 8 - Mayor Nelda Martinez, Council Member Kelley Allen, Council Member Rudy Garza, Council Member David Loeb, Council Member Chad Magill, Council Member Colleen McIntyre, Council Member Lillian Riojas, and Council Member Mark Scott

Absent: 1 - Council Member Priscilla Leal

E. Proclamations / Commendations: (NONE)

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

Mayor Martinez deviated from the agenda and referred to City Manager's Comments.

a. Employee Recognition: INFOR Software Implementation Team

City Manager Olson recognized the employees who worked and continue to work on the implementation of the City's new INFOR Software System and extended a personal thank you for all the hard work they have been doing.

b. Other

1) City Manager Olson announced the completion of Fire Station No. 5 and the ribbon cutting ceremony to be held on Wednesday, December 17, 2014. City Manager Olson said the fire station is a replacement station associated with the joint use between the Corpus Christi Independent School District and Del Mar College and will be a training and active fire station.

I. MINUTES:

6. Regular Meeting of December 9, 2014.

Mayor Martinez deviated from from the agenda and referred to approval of the minutes. Council Member Loeb made a motion to approve the minutes, seconded by Council Member McIntyre and passed unanimously.

J. BOARD & COMMITTEE APPOINTMENTS: (NONE)

K. EXPLANATION OF COUNCIL ACTION:

L. CONSENT AGENDA: (ITEMS 7 - 50)

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

Absent: 2 - Council Member Leal and Council Member Scott

Abstained: 0

Approval of the Consent Agenda

Mayor Martinez referred to the Consent Agenda. There were no comments from the Council or the public. The consent agenda items were approved by one vote as follows:

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

Absent: 2 - Council Member Leal and Council Member Scott

Abstained: 0

7. **Authorizing the appointment of a financial advisor for the issuance of Marina revenue bonds to fund the replacement of the "R" pier (Requires 2/3 vote)**

Motion authorizing the appointment of M. E. Allison, & Co., as

Financial Advisor for the City of Corpus Christi, Texas Marina System Revenue Bonds, Taxable Series 2014 in an aggregate principal amount not to exceed \$2,600,000.

This Motion was passed on the Consent Agenda.

Enactment No: M2014-161

8. Approving a supply agreement for white PVC pipe (Requires 2/3 vote)

Motion approving a supply agreement with HD Supply Waterworks, Corpus Christi, Texas for white PVC pipe in accordance with Bid Invitation No. BI-0259-14 based on lowest responsible bid for an estimated annual expenditure of \$51,360.00, of which \$42,800.00 is required for the remainder of FY 2014-2015. 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. These items are purchased into the Warehouse Inventory and charged out to the Utilities Department.

This Motion was passed on the Consent Agenda.

Enactment No: M2014-162

9. Approving a supply agreement for blue PVC pipe (Requires 2/3 vote)

Motion approving a supply agreement with HD Supply Waterworks, Corpus Christi, Texas for blue PVC pipe in accordance with Bid Invitation No. BI-0260-14 based on lowest responsible bid for an estimated annual expenditure of \$55,412.00, of which \$46,176.66 is required for the remainder of FY 2014-2015. 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. These items are purchased into the Warehouse Inventory and charged out to the Utilities Department.

This Motion was passed on the Consent Agenda.

Enactment No: M2014-163

10. Approving a supply agreement for manhole covers (Requires 2/3 vote)

Motion approving a supply agreement with Ferguson Enterprises, Corpus Christi, Texas for manhole covers in accordance with Bid Invitation No. BI-0264-14 based on lowest responsible bid for an estimated annual expenditure of \$70,415.50, of which \$58,679.58 is

required for the remainder of FY 2014-2015. 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. These items are purchased into the Warehouse Inventory and charged out to the Utilities Department.

This Motion was passed on the Consent Agenda.

Enactment No: M2014-164

11. Approving a supply agreement for meter boxes and lids (Requires 2/3 vote)

Motion approving a supply agreement with Ferguson Enterprises, Corpus Christi, Texas for meter boxes and lids in accordance with Bid Invitation No. BI-0271-14 based on lowest responsible bid for an estimated annual expenditure of \$87,913.00, of which \$73,260.83 is required for the remainder of FY 2014-2015. 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. These items are purchased into the Warehouse Inventory and charged out to the Utilities Department.

This Motion was passed on the Consent Agenda.

Enactment No: M2014-165

12. Approving a supply agreement for brass service fittings (Requires 2/3 vote)

Motion approving a supply agreement with Ferguson Enterprises, Corpus Christi, Texas for brass service fittings in accordance with Bid Invitation No. BI-0272-14 based on lowest responsible bid for an estimated annual expenditure of \$200,860.00, of which \$167,383.33 is required for the remainder of FY 2014-2015. 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. These items are purchased into the Warehouse Inventory and charged out to the Utilities Department.

This Motion was passed on the Consent Agenda.

Enactment No: M2014-166

13. Approving a supply agreement for liquid chlorine for use at O.N. Stevens Water Treatment Plant (Requires 2/3 vote)

Motion approving a supply agreement with DPC Industries, Inc.,

Corpus Christi, Texas for liquid chlorine in accordance with Bid Invitation No. BI-0215-14 based on lowest responsible bid for an estimated semi-annual expenditure of \$120,744.00. The term of the agreement shall be for six (6) months with options to extend for up to nine (9) additional six-month periods, subject to the approval of the supplier and the City Manager or designee. Funds have been budgeted by the Utilities Department in FY 2014-2015.

This Motion was passed on the Consent Agenda.

Enactment No: M2014-167

14. Purchase of four (4) Pickup Trucks (Requires 2/3 vote)

Motion approving the purchase of four (4) 2015 Ford F150 Supercrew pickup trucks from Caldwell Country Ford-Chevrolet, Caldwell, Texas for a total amount of \$127,776.00. The award is based on the cooperative purchasing agreement with the Texas Local Government Purchasing Cooperative (TLGPC). Funds have been budgeted in FY 2014-2015.

This Motion was passed on the Consent Agenda.

Enactment No: M2014-168

15. Lease purchase of Curbside Refuse and Recycle Containers (Requires 2/3 vote)

Motion approving the lease purchase of 8,112 96-gallon curbside refuse containers and 1,870 96-gallon curbside recycle containers from Toter Incorporated, Statesville, NC for the total amount of \$548,223.96. 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 passed on the Consent Agenda.

Enactment No: M2014-169

16. Approving the third amendment to the Municipal Lease Line of Credit Agreement with Frost Bank (Requires 2/3 vote)

Motion authorizing the City Manager or designee to execute a third amendment to the existing Municipal Lease Line of Credit Agreement between the City of Corpus Christi and Frost Bank for an estimated annual expenditure of \$496,704.13 and authorizing the City Manager or designee to execute future amendments necessary to adjust the annual amount financed as agreed to by the parties.

This Motion was passed on the Consent Agenda.

Enactment No: M2014-170

17. Authorizing grant application submission for Speed and Driving While Intoxicated (DWI) overtime enforcement (Requires 2/3 vote)

Resolution authorizing the City Manager, or designee, to submit a grant application to the Texas Department of Transportation (TXDOT) in the amount of \$98,081.50 for the 2016 Comprehensive Selective Traffic Enforcement Project (STEP) within the Police Department, for overtime Driving While Intoxicated (DWI) and Speed enforcement, with a city match of \$41,247.45, for a total project cost of \$139,328.95, and authorizing the City Manager or designee to accept, reject, alter, or terminate the grant.

This Resolution was passed on the Consent Agenda.

Enactment No: 030363

18. Approving a professional monitoring contract for Packery Channel Monitoring 2014-2015 (Requires 2/3 vote)

Motion authorizing the City Manager, or his designee, to execute a Amendment No.10 to the contract between the City of Corpus Christi and Texas A & M University-Corpus Christi in the amount of \$277,084 for a restated fee not to exceed \$2,174,867 for Packery Channel Monitoring Fiscal Year 2014-2015.

This Motion was passed on the Consent Agenda.

Enactment No: M2014-171

19. Approving a Professional Services Contract for engineering review of City Public Works Projects (Requires 2/3 vote)

Motion authorizing the City Manager, or his designee, to execute a Professional Services contract between the City of Corpus Christi and Linda Webster Gurley, P.E. in the amount of \$88,000 for the professional engineering review of plans, drawings and specifications of City Public Works Projects on behalf of the City Capital Programs Department.

This Motion was passed on the Consent Agenda.

Enactment No: M2014-172

20. Engineering support services contract for the wastewater collection and treatment system's performance and compliance requirements (Requires 2/3 vote)

Motion authorizing the City Manager or designee to execute an engineering support services contract with Pipeline Analysis, LLC of Garland, Texas in the amount of \$1,200,000 for services to support the wastewater collection and treatment system's performance and compliance requirements.

This Motion was passed on the Consent Agenda.

Enactment No: M2014-173

21. Engineering design contract for Allison Wastewater Treatment Plant Lift Station and Plant Improvements (Requires 2/3 vote)

Motion authorizing the City Manager or designee to execute an engineering design contract with Urban Engineering of Corpus Christi, Texas in the amount of \$244,020 for the Allison Wastewater Treatment Plant Lift Station and Plant Improvements for design, bid, and construction administration phase services.

This Motion was passed on the Consent Agenda.

Enactment No: M2014-174

22. Engineering design contract amendment no. 1 for SH286 water lines and valves adjustments (Requires 2/3 vote)

Motion authorizing the City Manager, or designee, to execute Amendment No. 1 with RVE, Inc. of Corpus Christi, Texas in the amount of \$10,015.00 for a restated fee of \$59,875.00 for the Indefinite Delivery/Indefinite Quantity (ID/IQ) TXDOT Participation Projects - Task Order No. 4 - SH286 Water Lines and Valves Adjustments.

This Motion was passed on the Consent Agenda.

Enactment No: M2014-175

23. Construction contract for Old Broadway Wastewater Treatment Plant Decommissioning Trickling Filter Media Removal (Requires 2/3 vote)

Motion authorizing the City Manager or designee to execute a construction contract with J.S. Haren Company of Athens, Tennessee in the amount of \$1,024,000 for the Old Broadway Wastewater Treatment Plant Decommissioning Trickling Filter Media Removal Re-bid for the Base Bid.

This Motion was passed on the Consent Agenda.

Enactment No: M2014-176

24. Approving an amendment and extension to the agreement with

Valero Refining - Texas, L.P. for recycled water (Requires 2/3 vote)

Motion authorizing the City manager or designee to execute an Amendment and Extension to the Agreement for Exclusive Reservation of Recycled water with Valero Refining -- Texas L.P. (Valero) for 4 million gallons per day (MGD).

This Motion was passed on the Consent Agenda.

Enactment No: M2014-177

25. Approving the purchase of Laserfiche Rio software maintenance and support (Requires 2/3 vote)

Motion authorizing the City Manager, or designee, to approve the purchase of twelve months Laserfiche Rio software maintenance and support from MCCI, LLC of Tallahassee, Florida, DIR-SDD-2502, for a total expenditure of \$74,666.00 for Fiscal Year 2014-2015, with option to purchase continued Laserfiche Rio software maintenance and support from MCCI, LLC annually upon payment of annual fees, subject to appropriation of funds. Funds are available in the Municipal Information systems Department FY2014-2015 budget and will be requested in future budget years.

This Motion was passed on the Consent Agenda.

Enactment No: M2014-178

26. Approving the purchase of Tropos Annual Maintenance for Wireless Network (Requires 2/3 vote)

Motion authorizing the City Manager or designee to approve the purchase of twelve months Tropos maintenance from ABB Tropos Networks Inc. of Sunnyvale, California, manufacturers of the Tropos radios in use for the wireless network in Corpus Christi, for a total expenditure of \$110,000.00. Funds are available in the Municipal Information Systems Department FY2014-2015 budget.

This Motion was passed on the Consent Agenda.

Enactment No: M2014-179

27. Approving the purchase of Tropos professional services (Requires 2/3 vote)

Motion authorizing the City Manager or designee to approve the purchase of professional services from ABB Tropos Networks Inc. of Sunnyvale, California, manufacturers of the Tropos wireless network installed in Corpus Christi, for a total expenditure of \$94,500.00. Funds are available in the Municipal Information Systems Department

FY2014-2015 budget.

This Motion was passed on the Consent Agenda.

Enactment No: M2014-180

28. Type A Grant for Del Mar College's Procurement Technical Assistance Center (PTAC) for 2015 (Requires 2/3 vote)

Resolution Approving a Small Business Incentives Agreement between the Corpus Christi Business and Job Development Corporation and Del Mar College Procurement Technical Assistance Center (PTAC) to provide grant up to \$37,500 to assist small businesses and authorizing the City Manager, or designee, to execute a Project Support Agreement with the Corpus Christi Business and Job Development Corporation to administer the PTAC Small Business Incentives Agreement.

This Resolution was passed on the Consent Agenda.

Enactment No: 030364

29. Resolution amending City Council Policy No. 9

Resolution amending City Council Policy No. 9, entitled Community Development Block Grant and HOME Programs by revising the language regarding housing to include "affordable" housing in the opening paragraph and section d., and by changing the department name in section g.; and reaffirming the objectives and guidelines of the policy.

This Resolution was passed on the Consent Agenda.

Enactment No: 030365

30. Approving an Affordable Housing Agreement between the City of Corpus Christi and the Corpus Christi Business & Job Development Corporation (Requires 2/3 vote)

Motion to approve the agreement between the City of Corpus Christi and the Corpus Christi Business and Job Development Corporation for the Type A Affordable Housing Program Services.

This Motion was passed on the Consent Agenda.

Enactment No: M2014-181

31. Second Reading Ordinance - Rezoning for Residential and Neighborhood Commercial Uses at 10125 Up River Road (1st Reading 12/9/14) (Requires 2/3 vote)

Case No. 1114-01 MVR Construction Company: A change of zoning

from the "CN-1" Neighborhood Commercial District, "RS-6" Single-Family 6 District, "RS-TF" Two-Family District to the "RS-4.5" Single-Family 4.5 District on Tract 1; and from the "RS-6" Single-Family 6 District to the "CN-1" Neighborhood Commercial District on Tract 2. The property is described as Tract 1: Being 14.47 acres out of Tract 3, McKinzie Partition and a portion of Lot 2, Block 7, Maple Hills Subdivision Unit 2 and all of Lot 4, Block 7, Maple Hills Subdivision Unit 2; and Tract 2: Being 2.86 acres out of Tract 3, McKinzie Partition, located along the east side of Deer Run Drive and south of Up River Road.

Planning Commission and Staff Recommendation (November 5, 2014):

Approval of the change of zoning from the "CN-1" Neighborhood Commercial District, "RS-6" Single-Family 6 District, "RS-TF" Two-Family District to the "RS-4.5" Single-Family 4.5 District on Tract 1; and from the "RS-6" Single-Family 6 District to the "CN-1" Neighborhood Commercial District on Tract 2

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by MVR Construction Company ("Owner"), by changing the UDC Zoning Map in reference to Tract 1: Being 14.47 acres out of Tract 3, McKinzie Partition and a portion of Lot 2, Block 7, Maple Hills Subdivision Unit 2 and all of Lot 4, Block 7, Maple Hills Subdivision Unit 2 and Tract 2: Being 2.86 acres out of Tract 3, McKinzie Partition, from the "CN-1" Neighborhood Commercial District, "RS-6" Single-Family 6 District, "RS-TF" Two-Family District to the "RS-4.5" Single-Family 4.5 District on Tract 1; and from the "RS-6" Single-Family District to the "CN-1" Neighborhood Commercial District on Tract 2; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030366

32.

Second Reading Ordinance - Rezoning from Farm-Rural to Residential Estate at 1728 Rand Morgan Road (1st Reading 12/9/14) (Requires 2/3 vote)

Case No. 1114-04 Benjamin Bearden and Karri Davis: A change of zoning from the "FR" Farm-Rural District to "RE" Residential Estate District. The property is described as being a 1.62-acre tract of land out of the original 58.07-acre F.J. Picha Tract, located on the east side of Rand Morgan Road between Goodnight Loving Trail and McNorton Road.

Planning Commission and Staff Recommendation (November 5, 2014):

Approval of the change of zoning from the "FR" Farm-Rural District to "RE" Residential Estate District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Benjamin Bearden and Karri Davis, ("Owners"), by changing the UDC Zoning Map in reference to a 1.62-acre tract of land out of the original 58.07-acre F.J. Picha Tract, from the "FR" Farm-Rural District to the "RE" Residential Estate District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030367

33.

Second Reading Ordinance - Rezoning from Farm Rural to Single-Family at Rancho Vista Subdivision, South of Yorktown Boulevard, East of Rodd Field Road (1st Reading 12/9/14) (Requires 2/3 vote)

Case No. 1114-03 Related Investors, Ltd.: A change of zoning from the "FR" Farm Rural District to the "RS-4.5" Single-Family 4.5 District, not resulting in a change to the Future Land Use Plan. The property is described as being 13.18 acres out of Lots 3 and 4, Section 24, Flour Bluff and Encinal Farm and Garden Tracts, located east of Rodd Field Road and south of Idle Hour Drive.

Planning Commission and Staff Recommendation (November 5, 2014):

Approval of the change of zoning from the "FR" Farm Rural District to the "RS-4.5" Single-Family 4.5 District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Related Investors, Ltd. ("Owner"), by changing the UDC Zoning Map in reference to a 13.18-acre tract of land out of Lots 3 and 4, Section 24, Flour Bluff and Encinal Farm and Garden Tracts, from the "FR" Farm Rural District to the "RS-4.5" Single-Family 4.5 District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030368

34.

Second Reading Ordinance - Amending the Unified Development

Code: Trust Fund Policy (1st Reading 12/9/14) (Requires 2/3 vote)

Ordinance amending the Unified Development Code (UDC) revising subsections 8.5.1.C and 8.5.2.I clarifying the transfer of monies from trust funds; providing for severance, publication, and effective date.

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030369

35. Second Reading Ordinance - Accepting and appropriating additional grant funding for Police Departments role in the High Intensity Drug Trafficking Area (HIDTA) (1st Reading 12/9/14) (Requires 2/3 vote)

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept additional grant funding in the amount of \$3,000 from the Executive Office of the President, Office of National Drug Control Policy, to support the Police Departments role in the Texas Coastal Corridor Initiative in the Houston High Intensity Drug Trafficking Area (HIDTA); and appropriating the \$3,000 in the No. 1061 Police Grants Fund.

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030370

36. Second Reading Ordinance - Accepting and Appropriating donation for Smoke Alarm Program (1st Reading 12/9/14) (Requires 2/3 vote)

Ordinance authorizing the City Manager or designee to accept a donation from HEB Grocery Company LP in the amount of \$10,000.00 to be used to support the Corpus Christi Smoke Alarm Program; and appropriating \$10,000.00 from HEB Grocery Company LP into the Fire Grant Fund No 1062

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030371

37. Second Reading Ordinance - Accepting and appropriating donation for training firefighter in ship board training (1st Reading 12/9/14) (Requires 2/3 vote)

Ordinance authorizing the City Manager or designee to accept a grant for Koch Companies Public Sector, LLC 2014 Helping Heroes Grant Program in the amount of \$10,000.00 to be used to train firefighters in ship board firefighting; and appropriating \$10,000.00 from Koch Companies Public Sector, LLC into the Fire Grant Fund No. 1062.

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030372

38. Second Reading Ordinance - Accepting and appropriating State grant for Women, Infants, and Children (WIC) program (1st Reading 12/9/14) (Requires 2/3 vote)

Ordinance authorizing the City Manager, or his designee, to execute all documents necessary to accept and appropriate a grant in the amount of \$963,369.00 from the Texas Department of State Health Services in the Health Grants Fund No. 1066, to provide funds for the Women, Infants, and Children (WIC) program for the contract period of October 1, 2014 to September 30, 2015; and to ratify acceptance of the grant to begin as of October 1, 2014.

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030373

39. Second Reading Ordinance - Accepting and appropriating State grant for Health Education (1st Reading 12/9/14) (Requires 2/3 vote)

Ordinance authorizing the City Manager, or his designee to execute all documents necessary to accept and appropriate a grant in the amount of \$50,000 from the Texas Department of State Health Services in the Health Grants Fund No. 1066 to provide funds for evidence-based community systems and environmental change strategies that address one or more Texas Healthy Communities priority indicators for the contract period of October 1, 2014, through September 30, 2015; and to ratify acceptance of the grant to begin as of October 1, 2014.

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030374

40. Second Reading Ordinance - Approving grant award and appropriation of funds for the Texas Medicaid Managed Care Initiative 1115 Waiver - Obesity Project (1st Reading 12/9/14) (Requires 2/3 vote)

Ordinance authorizing the advance of up to \$885,000 from the No.1020 General Fund to the Texas Health and Human Services Commission (TX HHSC) and in turn the Centers for Medicare and Medicaid Services (CMS) for the City's local match for City projects under the Corpus Christi -Nueces County Public Health District's (CCNCPHD) 1115 Transformation Waiver; funds to be repaid from the CMS within 2 months of the advance for the City's local match;

Additionally, authorizing the City Manager, or his designee, to execute all documents necessary to accept and appropriate the award fund upon receipt in the amount of approximately \$885,000 from CMS and the TXHHSC to implement a program to reduce and prevent obesity in children and adolescents for the period of October 1, 2014 through September 30, 2015; and to ratify acceptance of the award fund to begin as of October 1, 2014.

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030375

41. Second Reading Ordinance - Accepting and appropriating State reimbursement grant funds for Title XX Meals on Wheels program (1st Reading 12/9/14) (Requires 2/3 vote)

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a \$229,140 reimbursement grant awarded by the Texas Department of Aging and Disability Services, Title XX Meals on Wheels Program and appropriating it in the No. 1067 Parks and Recreation Grants Fund for the FY 2015 Senior Community Services, Title XX Meals on Wheels Program.

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030376

42. Second Reading Ordinance - Authorizing the issuance of Marina revenue bonds to fund the replacement of the "R" pier (1st Reading 12/9/14) (Requires 2/3 vote)

Ordinance authorizing the issuance of City of Corpus Christi, Texas Marina System Revenue Bonds, Taxable Series 2014 in an aggregate principal amount not to exceed \$2,600,000; providing for the payment of the principal of and interest on the bonds by a first and prior lien on and pledge of the net revenues of the City's Marina System; stipulating the terms and conditions for the issuance of additional revenue bonds on a parity therewith; providing the terms and conditions of such bonds and resolving other matters incident and relating to the issuance, payment, security, sale, and delivery thereof; authorizing the execution of a paying agent/registrars agreement, an escrow agreement, and a purchase and investment letter; and providing an effective date.

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030377

43. Second Reading Ordinance - Design-Build Agreement for Pier R Replacement at the Marina (1st Reading 12/9/14) (Requires 2/3 vote)

Ordinance appropriating \$502,496 from a Texas Parks and Wildlife Department Grant for transient boat slips and \$162,770 from a separate Texas Parks and Wildlife Department Grant for a wastewater pump out station in the No. 1058 Marina Grant Fund; changing the FY 2015 Capital Improvement Budget adopted by Ordinance No. 030303 to increase revenues and expenditures by \$665,266 each; and authorizing the City Manager, or designee, to execute a Design/Build agreement with Jacob White Construction Company of Friendswood, Texas in the amount of \$3,208,065.32 for the Marina Pier R Replacement project for the total base bid only.

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030378

44. Second Reading Ordinance - Granting two revocable Easements to Eagle Ford Pipeline, LLC for constructing two pipelines across the northern edge of the City's park (1st Reading 12/9/14) (Requires 2/3 vote)

Ordinance granting two Revocable Easements to Eagle Ford Pipeline, LLC to construct, operate, maintain, repair and remove two (2) 20-inch pipelines across the north edge of a City park known as Hudson Park located south of Leopard Street and west of Main Drive; for the amount of \$38,412 as compensation to the City; authorizing the City Manager or designee to execute the two Revocable Easement instruments and other related documents for the conveyance of the revocable easements.

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030379

45. Second Reading Ordinance - Amending a Revocable Easement to allow an additional pipeline in easement (1st Reading 12/9/14) (Requires 2/3 vote)

Ordinance amending the Revocable Easement conveyed to TexStar Midstream Utility, LP under Ordinance No. 029956 approved by City Council on September 17, 2013, to allow an additional six (6) inch pipeline in the existing easement area that crosses two tracts of City owned land located southwest of the O.N. Stevens Water Treatment Plant; providing for compensation in the amount of \$26,250 paid to the City; authorizing the City Manager or designee to execute the amended Revocable Easement instrument and other related documents for the conveyance of the amended easement.

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030380

46. Second Reading Ordinance - Engineering construction contract for Citywide Signage Upgrade (1st Reading 12/9/14) (Requires 2/3 vote)

Ordinance appropriating \$189,229.31 of anticipated revenues from the Texas Department of Transportation in the No. 1041 Street Fund; amending FY 2014-2015 Operational Budget adopted by Ordinance No. 030294 to increase revenues and expenditures by \$189,229.31 each; and authorizing the City Manager, or designee, to execute a construction contract with ACM HUB, LLC of San Antonio, Texas in the amount of \$236,536.64 for the Citywide Signage Upgrade (Street Preventative Maintenance Program Project) for the total base bid.

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030381

47. Second Reading Ordinance - Engineering construction contract for Citywide Street Overlay (1st Reading 12/9/14) (Requires 2/3 vote)

Ordinance appropriating \$814,471.04 of anticipated revenues from the Texas Department of Transportation in the No. 1041 Street Fund; amending FY 2014-2015 Operational Budget adopted by Ordinance No. 030294 to increase revenues and expenditures by \$814,471.04 each; and authorizing the City Manager, or designee, to execute a construction contract with Haas-Anderson Construction, LTD of Corpus Christi, Texas in the amount of \$1,018,088.80 for the Citywide Street Overlay (Street Preventative Maintenance Program) project for the total base bid.

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030382

48. Second Reading Ordinance - Contribution Agreement with TxDOT for US 181 Harbor Bridge Replacement Project (1st Reading 12/9/14) (Requires 2/3 vote)

Ordinance authorizing the City Manager or designee to execute a Contribution Agreement with the Texas Department of Transportation for the U.S. 181 Harbor Bridge Replacement Project to establish terms for the dedication and conveyance of City property at T. C. Ayers Park, a portion of Oveal Williams Senior Center parking lot, and other rights-of-way, and to provide certain terms regarding utility relocations and adjustments.

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030383

49. Second Reading Ordinance - Continuing Texas Municipal Retirement System (TMRS) Updated Service Credits for Current Participants and Increases for Prior and Current Annuities (1st Reading 12/9/14) (Requires 2/3 vote)

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.

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030384

50. Second Reading Ordinance - Appropriating funds for the Infor Enterprise Resource Planning (ERP) implementation (1st Reading 12/9/14) (Requires 2/3 vote)

Ordinance appropriating \$1,205,587 from the Unreserved Fund Balance in the Utility Funds and \$1,077,424 in the Unreserved Fund Balance in the General Fund No. 1020, and transferring to and appropriating in the MIS Fund No. 5210 for the Infor Enterprise Resource Planning (ERP) implementation; changing the FY 2014-2015 Budget adopted by Ordinance No. 030294 to increase appropriations by \$2,283,011.

This Ordinance was passed on second reading on the Consent Agenda.

Enactment No: 030385

M. PUBLIC HEARINGS: (ITEMS 51 - 52)

51. Public Hearing and First Reading Ordinance - Rezoning from Farm Rural to Commercial located at 3718 Airline Road (Requires 2/3 vote)

Case No. 1114-06 Robert S. Browning: A change of zoning from the "FR" Farm Rural District to the "CG-2" General Commercial District, not resulting in a change to the Future Land Use Plan. The property is described as being a 19.27-acre tract of land out of Lots 25 and 26, Section 20, Flour Bluff and Encinal Farm and Garden Tracts, located along the north side of Slough Road between Airline Road and Rodd Field Road.

Planning Commission and Staff Recommendation (November 19, 2014): Approval of the change of zoning from the "FR" Farm Rural

District to the "CG-2" General Commercial District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Ronald S. Browning ("Owner"), by changing the UDC Zoning Map in reference to a 19.27-acre tract of land out of Lots 25 and 26, Section 20, Flour Bluff and Encinal Farm and Garden Tracts from the "FR" Farm Rural District to the "CG-2" General Commercial District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Mayor Martinez referred to Item 51. Director of Development Services Dan Grimsbo stated that the purpose of this item is to rezone the subject property to allow for the construction of a retail shopping center. Mr. Grimsbo stated that the Planning Commission and staff are in favor of the zoning change. Council Member McIntyre made a motion to open the public hearing, seconded by Council Member Garza and passed. There were no comments from the Council or the public. Council Member Garza made a motion to close the public hearing, seconded by Council Member McIntyre and passed. This Ordinance was passed on first reading and approved with the following vote:

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

Absent: 2 - Council Member Leal and Council Member Scott

Abstained: 0

52.

Public Hearing and First Reading Ordinance- Rezoning from Residential to Light Industrial at 4017 Waldron Road (Requires 3/4 vote)

Case No. 1114-02 James D. Preis: A change of zoning from the "RS-6" Single-Family 6 District and the "RMH" Manufactured Home District to the "IL" Light Industrial District, resulting in a change to the Future Land Use Plan. The property is described as being a 5.007-acre tract of land out of Lot 17, Section 52, Flour Bluff & Encinal Farm & Garden Tracts, located on the southeast corner of Yorktown Boulevard and Waldron Road.

Planning Commission and Staff Recommendation (November 19, 2014): Denial of the change of zoning from the "RS-6" Single-Family 6 District and "RMH" Residential Manufactured Home District to the "IL" Light Industrial District, and in lieu thereof, approval of a change of zoning to the "CN-1/SP" Neighborhood Commercial District with Special Permit for a boat storage facility subject to a site plan and seven conditions.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon

application by James D. Preis ("Owner"), by changing the UDC Zoning Map in reference to a 5.007-acre tract of land out of Lot 17, Section 52, Flour Bluff & Encinal Farm & Garden Tracts, from the "RS-6" Single-Family 6 District and the "RMH" Manufactured Home District to the "CN-1/SP" Neighborhood Commercial District with a Special Permit; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Mayor Martinez referred to Item 52. Interim Assistant Director of Development Services Julio Dimas stated that the purpose of this item is to rezone the subject property to allow for the development of a boat and recreational vehicle storage facility. Mr. Dimas stated that the Planning Commission and staff recommend denial of the "IL" Light Industrial District, and in lieu thereof, approval of a change of zoning to the "CN-1/SP" Neighborhood Commercial District with a Special Permit for a boat storage facility subject to a site plan and seven conditions. Council Member McIntyre made a motion to open the public hearing seconded by Council Member Magill and passed. Mayor Martinez called for comments from the public. Wayne Meyer, Matthew Kelly Bussard, and David Gurlock spoke in opposition to the zoning change. Council Member Loeb made a motion to close the public hearing, seconded by Council Member McIntyre and passed. Council members spoke regarding the following topics: the location of a previous zoning application request by Bryan Johnson for a storage facility that was denied; the distinction between Mr. Johnson's request and the current application by including several limitations to make the property neighborhood-friendly; the future land map for this site and whether the future land use map calls for any commercial zoning south of Yorktown; the amount of vacant, commercial-zoned property located around Waldron Road; the development of a zoning district that would allow for water-oriented commercial development that would be consistent with nearby residential; and traffic concerns at Waldron and Yorktown. This Ordinance failed with the following vote:

Aye: 0

Nay: 7 - Mayor Martinez, Council Member Allen, Council Member Garza, Council Member Loeb, Council Member Magill, Council Member McIntyre and Council Member Riojas

Absent: 2 - Council Member Leal and Council Member Scott

Abstained: 0

F. PUBLIC COMMENT FROM THE AUDIENCE ON MATTERS NOT SCHEDULED ON THE AGENDA WILL BE HEARD AT APPROXIMATELY 12:00 P.M. PLEASE LIMIT PRESENTATIONS TO THREE MINUTES. A recording is made of the meeting; therefore, please speak into the microphone located at the podium and state your name and address. If you have a petition or other information pertaining to your subject, please present it to the City Secretary.

Mayor Martinez deviated from the agenda and called for comments from the public. Jim Landale spoke regarding the ongoing labor issues at Sherwin Alumina and asked the City Council to support both sides coming back to the table to reach resolution. Carrie Robertson Meyer asked the Council to fund improvements on North Beach. Priscilla Waller and Gary Allsup with the Corpus Christi Housing Authority spoke regarding the affordable housing

crisis in Corpus Christi and the two items removed from the agendas of the Corpus Christi Business and Job Development Corporation and the City Council regarding consideration of funding and supporting the renovation of La Armada. Rudy Medina spoke regarding code enforcement issues not being addressed at 5421 Cain Drive. Jack Gordy spoke regarding the City's enforcement of the Texas Highway Beautification Act. Rocco Montensano thanked the City Council and staff for addressing the water issues at the U.S.S. Lexington and North Beach area. Susie Luna Saldana wished the City Council a Merry Christmas and Happy Hanukkah and stated that the Council has done good things throughout the year. Ms. Saldana also spoke regarding rumors of Destination Bayfront resurfacing and asked the Council to get away from annexation.

M. PUBLIC HEARINGS: (ITEM 53)

53. Public Hearing and First Reading Ordinance - Rezoning from Neighborhood Commercial to General Commercial at 5657 South Staples Street (Requires 2/3 vote)

Case No. 1114-05 Old Lipan Ltd.: A change of zoning from "CN-1" Neighborhood Commercial District and "CN-2" Neighborhood Commercial District to the "CG-2" General Commercial District, resulting in a change to the Future Land Use Plan from Public Semi-Public to Commercial uses. The property is described as Lot 13C, Block 10, Gardendale Subdivision, located at the northwest corner of Holly Road and South Staples Street.

Planning Commission and Staff Recommendation (November 19, 2014): Approval of the change of zoning from the "CN-1" Neighborhood Commercial District and "CN-2" Neighborhood Commercial District to the "CG-2" General Commercial District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Old Lipan, Ltd. ("Owner"), by changing the UDC Zoning Map in reference to Lot 13C, Block 10, Gardendale Subdivision, from the "CN-1" Neighborhood Commercial District and the "CN-2" Neighborhood Commercial District to the "CG-2" General Commercial District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Mayor Martinez referred to Item 53. City Secretary Huerta announced that Council Member Allen would be abstaining from this item. Interim Assistant Director of Development Services Julio Dimas stated that the purpose of this item is to rezone the subject property to allow for construction of a single-story, 18,455-square foot restaurant/bar with an additional 7,695 square feet of exterior deck space. Mr. Dimas stated that the Planning Commission and staff are in favor of the zoning change. Council Member McIntyre made a motion to open the public hearing, seconded by Council Member Garza and passed. There were no comments from the Council or the public. Council Member McIntyre made a motion to close the public hearing, seconded by

Council Member Garza and passed. This Ordinance was passed on first reading and approved with the following vote:

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

Absent: 1 - Council Member Leal

Abstained: 1 - Council Member Allen

H. EXECUTIVE SESSION: (ITEMS 1 -5)

Mayor Martinez deviated from the agenda and referred to the day's executive sessions. The Council went into executive session.

1. Executive Session pursuant to Section 551.071 of the Texas Government Code and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning legal issues related to renovations and improvements to the Broadway Waste Water Treatment Plant and other parts of the City's Sanitary Sewer Collection System, including employment of attorneys, expert witnesses, and consultants with respect to said renovations and improvements, with possible action and discussion in open session.

Mayor Martinez referred to Item 1 and stated that the following motion was discussed for consideration:

Motion to authorize the City Attorney or his authorized representative to execute a professional services agreement with Navigant Consulting, Inc. to provide consulting services related to construction of the New Broadway Wastewater Treatment Plant in an amount not to exceed \$350,000.

Council Member Loeb made a motion to approve the motion, seconded by Council Member Scott. This Motion was passed and approved with the following vote:

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

Absent: 1 - Council Member Leal

Abstained: 0

Enactment No: M2014-159

2. Executive Session pursuant to Section 551.071 of the Texas Government Code and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning legal issues related to annexation(s), with possible action and discussion in open session.

City Secretary Huerta announced that Council Member Magill recused himself from the discussion on this item. This E-Session Item was discussed in executive session.

3. Executive Session pursuant to Section 551.071 of the Texas Government Code to deliberate the lease and/or value of real property where deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person, including, but not limited to, existing or proposed lease agreements with Signature Flight Support Corporation, Atlantic Aviation FBO Holdings, LLC, and Mercury Air Center - Corpus Christi, Inc. for property at the Corpus Christi International Airport.

This E-Session Item was discussed in executive session.

4. Executive Session pursuant to Section 551.071 of the Texas Government Code and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning *Honorable Melissa Madrigal vs. City of Corpus Christi*, with possible action and discussion in open session.

Mayor Martinez referred to Item 4 and stated that the following motion was discussed for consideration:

Motion to authorize the City Manager or his authorized representative to execute all documents necessary to settle the lawsuit against the City titled *Melissa Madrigal vs. City of Corpus Christi* and claims related thereto in an amount not to exceed \$100,000.

Council Member Loeb made a motion to approve the motion, seconded by Council Member Magill. This Motion was passed and approved with the following vote:

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

Absent: 1 - Council Member Leal

Abstained: 0

Enactment No: M2014-160

5. Executive session pursuant to Section 551.071 of the Texas Government Code for consultation with attorneys regarding fire collective bargaining negotiations, the Agreement between the City of Corpus Christi and the Corpus Christi Firefighters Association and term(s) thereof, and litigation related thereto, with possible discussion, resolution(s), and other actions in open session concerning any matters related thereto.

This E-Session Item was discussed in executive session.

N. REGULAR AGENDA: (NONE)

O. ONE READING ACTION ITEM: (ITEM 54)

54. Resolution authorizing City of Corpus Christi election services contract with Nueces County for runoff election.

Mayor Martinez referred to Item 54. City Secretary Rebecca Huerta stated that the purpose of this item is to approve a contract with Nueces County for election services for conducting the runoff election for City Council Districts One and Two. City Secretary Huerta stated that staff originally budgeted \$370,000 for both the general/special election and the runoff election. The City Secretary's Office received a cost estimate from Nueces County for the general/special election in the amount of \$246,553.74. City Secretary Huerta stated that the cost estimate for the runoff election is \$300,157.99. City Secretary Huerta explained that because the City is the only entity requiring a runoff election, thus not allowing for efficiencies created by cost-sharing with other entities, an additional \$176,711.73 is required to fund the runoff. City Secretary Huerta said these are conservative estimates. City Secretary Huerta said the final invoice will be received in the spring and staff will meet with Nueces County to ensure that the costs are reasonable. Council Members spoke regarding legitimacy of the estimated costs; the cost analysis that will occur in the spring; and discussions with the new County Clerk regarding super precincts. There were no comments from the public. This Resolution was passed and approved with the following vote:

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

Absent: 1 - Council Member Leal

Abstained: 0

Enactment No: 030386

P. FIRST READING ORDINANCES: (ITEMS 55 - 59)

55. First Reading Ordinance - Lease Extension with Landry's Seafood and Steak House (Requires 2/3 vote)

Ordinance authorizing the City Manager, or this designee, to execute an extension to a five year lease agreement with Landry's Seafood and Steakhouse - Corpus Christi, Inc. ("Landry's") to operate a restaurant barge on People's Street T-Head with monthly payments of \$6,657.00 through 2016, \$7,056.00 through 2018, \$7,500.00 through 2019, OR 2.75% of monthly gross sales, whichever is greater.

Mayor Martinez referred to Item 55. Marina Superintendent Peter Davidson stated that the purpose of this item is to approve the execution of a lease extension with Landry's Seafood and Steak House. There were no comments from the Council or the public. This Ordinance was passed on first reading and approved with the following vote:

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

Absent: 1 - Council Member Leal

Abstained: 0

56. First Reading Ordinance - Cefe Valenzuela Landfill Pavement Life Cycle Replacement (Requires 2/3 vote)

Ordinance amending the FY 2015 Capital Improvement Budget adopted by Ordinance No. 030303 by transferring \$3,936,000 from Public Health & Safety 2014 Certificates of Obligation in Fund 3367 Project #E11061 Cefe Valenzuela Landfill Disposal Cells Interim Cover - Cells 3D, 4A and 4B to the Landfill Pavement / Roadway Life Cycle Replacement Project; authorizing the City Manager, or designee, to execute a construction contract with Haas-Anderson Construction, LTD of Corpus Christi, Texas in the amount of \$3,757,566.25 for the Cefe Valenzuela Landfill Pavement Life Cycle Replacement project for the base bid; and authorizing the City Manager, or designee, to execute a construction materials testing contract with Tolunay Wong of Corpus Christi, Texas in the amount of \$147,075 for the Cefe Valenzuela Landfill Pavement Life Cycle Replacement project.

Mayor Martinez referred to Item 56. Interim Executive Director of Public Works Valerie Gray stated that the purpose of this item is to execute an engineering construction contract with Haas-Anderson Construction, LTD and a construction materials testing contract with Tolunay Wong for the Cefe Valenzuela Landfill Pavement Life Cycle Replacement project. There were no comments from the public. In response to council members, Ms. Gray said she would email the City Council a copy of an aerial view designating where this work is located and the roads already replaced. There were no comments from the public. This Ordinance was passed on first reading and approved with the following vote:

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

Absent: 1 - Council Member Leal

Abstained: 0

57. First Reading Ordinance - Addendum No. 1 to Lease agreement with Atlantic Aviation (Requires 2/3 vote)

Ordinance ratifying the addition of Atlantic Aviation FBO Holdings, LLC (the "Lease Guarantor"), as an original party to the lease between the City and Mercury Air Center - Corpus Christi, Inc., doing business as Atlantic Aviation, and authorizing the City Manager, or designee, to execute Addendum No. 1 to the lease in order to join the Lease Guarantor and to correct, clarify, and add specific provisions to the lease; providing for severance; providing for publication; and providing for an effective date.

Mayor Martinez referred to Item 57. Director of Aviation Fred Segundo stated that the purpose of this item is to execute Addendum No. 1 to the Atlantic Aviation lease agreement in order to join the lease guarantor to the existing lease and to correct, clarify and add specific provisions to the lease. There were no comments from the Council or the public. This Ordinance was passed on first reading and approved with the following vote:

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

Absent: 1 - Council Member Leal

Abstained: 0

58. First Reading Ordinance - Authorizing a five year base term lease agreement with Signature Flight Support Coporation (Requires 2/3 vote)

Ordinance authorizing the City Manager, or designee, to execute an Amended and Restated Hangar and Fixed Base Operator's Lease with Signature Flight Support Corporation for the operation of a commercial hangar and fixed base aviation operation on the east side of the airfield at the Corpus Christi International Airport, in consideration of an annual rental fee at fair market value based on the current professional property and land appraisal, for a new term of five (5) years; providing for severance; providing for publication; and providing for an effective date.

Mayor Martinez referred to Item 58. Director of Aviation Fred Segundo stated that the purpose of this item is to authorize a five-year base term lease agreement with Signature Flight Support Corporation in order to provide commercial aeronautical services at the east fixed base operation at the airport. Mr. Segundo provided a brief overview of the terms and provision of the lease; the location and leased premises. There were no comments from the Council or the public. This Ordinance was passed on first reading and approved with the following vote:

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

Absent: 1 - Council Member Leal

Abstained: 0

59. First Reading Ordinance - Appropriating Lead Ballast Revenue to Columbus Sailors Association for the Niña Columbus Ship Restoration Fund (Requires 2/3 vote)

Ordinance appropriating \$18,497 of revenue, from the sale of lead ballast from the Santa Maria, in the No. 1020 General Fund for payment to Columbus Sailing Association for the cost associated with the repair and restoration of the Niña or for staging facilities for the

Niña; and changing the FY 2014-2015 operating budget adopted by Ordinance No. 030294 by increasing revenue and expenditures by \$18,497 each.

Mayor Martinez referred to Item 59. Assistant City Manager Wes Pierson stated that the purpose of this item is to appropriate \$18,497 of revenue from the sale of lead ballast from the Santa Maria to be used to restore the Nina Columbus ship. There were no comments from the Council or the public. This Ordinance was passed on first reading and approved with the following vote:

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

Absent: 1 - Council Member Leal

Abstained: 0

Q. FUTURE AGENDA ITEMS: (60 - 63)

Mayor Martinez referred to Future Agenda Items. A council member requested a presentation on Items 61 and 62.

60. Approving a Supply Agreement for Hip and Knee Boots

Motion approving a supply agreement with Northern Safety and Industrial, Corpus Christi, Texas for hip and knee boots in accordance with Bid Invitation No. BI-0245-14 based on lowest responsible bid for an estimated annual expenditure of \$53,963.25, of which \$44,969.37 is required for the remainder of FY 2014-2015. The term of the agreement will 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. These items are purchased into the Warehouse Inventory and charged out to the various City Departments.

This Motion was recommended to the consent agenda.

61. Approving Service Agreement with Child Obesity Prevention Program Provider related to the 1115 Transformation Waiver

Motion approving a service agreement with Catholic Charities of Corpus Christi, Inc., to conduct a child obesity prevention program in accordance with Request for Qualifications No. BI-0015-14, for an estimated nine-month expenditure of \$80,000, with one option to renew, subject to the approval of the contractor and the City Manager or designee. Funds are budgeted in the Corpus Christi - Nueces County Public Health District (CCNCPHD) 1115 Transformation Waiver Fund.

This Motion was recommended to the consent agenda.

62. Approving a Professional Service Amendment No. 1 for Capital Programs Project Management Services

Motion authorizing the City Manager, or his designee, to execute Amendment No. 1 to the Professional Services contract between the City of Corpus Christi and R. H. Shackelford, Inc. in the amount of \$512,577 for a total not to exceed \$542,577 for Capital Programs Project Management Services.

This Motion was recommended to the consent agenda.

63. Approving money transfers between Trust Fund Accounts

Resolution approving the transfer of \$700,000 from the Water Arterial Transmission and Grid Main Fund No. 4030 to the Sanitary Sewer Collection Line Trust Fund No. 4220; and the transfer of \$400,000 from the Water Distribution Main Trust Fund No. 4030 to the Sanitary Sewer Collection Line Trust Fund No. 4220, in accordance with Section 8.5.1.C and 8.5.2.I of the Unified Development Code.

This Resolution was recommended to the consent agenda.

R. BRIEFINGS TO CITY COUNCIL: (ITEMS 64 - 66)

64. Coastal Bend Mitigation Action Plan Annual Update

Mayor Martinez referred to Item 64. Interim Assistant Director of Development Services Julio Dimas stated that the purpose of this item is to provide an annual update on the Coastal Bend Mitigation Action Plan. Mr. Dimas referred to a powerpoint presentation including a background; a history of the action plan and the intent to maintain a process that leads to hazard mitigation actions; the mitigation activities of the plan; and the mitigation items update.

65. Plan CC - Comprehensive Plan 2035

Mayor Pro Tem Garza referred to Item 65. Annika Gunning with Development Services stated that the purpose of this item is to provide an update on Plan CC - the City's Comprehensive Plan 2035. Lead Consultant for the Comprehensive Plan, Larrisa Brown was available to respond to questions. Ms. Gunning referred to a powerpoint presentation including a status on the process; the housing market potential; the current state of the existing residential and new housing market; the demographics of the existing and new housing and people's housing preferences; the number of new units the market can support annually for the next five (5) years by housing type; and the office, retail and hotel market analysis.

Council members spoke regarding the following topics: whether it would affect retail sales if there were more retail options in the downtown area; the types of retail that are attracting visitors in the City; the development of unique retail activities to draw visitors; the reason for the anticipated decrease in single-family detached units for sale; the residential analysis projecting what the market can support, not the demand; the changes in demographics

affecting residential; the demand for rental housing; how the community can begin to attract builders; whether an analysis has been done on property zoned commercial in the area; the types of activities business travelers want to do after the work day; travelers interested in a "sense of place" and connectivity; whether workforce was taken into account on the analysis; historical data on spending power versus sales; addressing affordable housing; and whether there is significant urban renewal in the downtown area.

66. FY2015 Consolidated Annual Action Plan Workshop

Mayor Martinez referred to Item 66. Director of Housing and Community Development Eddie Ortega stated that the purpose of this item is to provide information on the proposed process for the FY2015 Consolidated Annual Action Plan (CAAP). Mr. Ortega provided a briefing on the plan including: goals and objectives, performance measures; the proposed schedule; the Community Development Block Grant (CDBG) Program, Emergency Solutions Grant (ESG) Program, and Home Investment Partnerships (HOME) Program eligible activities, scoring criteria, and evaluation;

Katheryn Saar, Texas Department of Housing and Community Affairs, presented information on the low income housing tax credits program and the role that local governments play in the allocation process. Ms. Saar provided an explanation on the difference between tax credits and tax deductions, the structure of the housing tax credit program, the regional allocation formula that distributes the credits, and options that local governments can do to affect the tax credit awards which includes a resolution of support, facilitating meetings between development teams and communities, or providing a commitment of development funding.

Council members asked questions regarding the low income housing tax credits including: an explanation on how the remaining funds that are allocated collapse into a statewide pool; how the scoring criteria and proportional amounts were determined; whether there will be any future changes; the number of scoring criteria; how often the criteria is updated by the Texas Legislature; the fair housing lawsuit over this program's selection criteria; which communities/developers in Texas do a good job in this process; the City's challenges and asking developers about their strategic plan to communicate the value of affordable housing to school districts; and whether the City Council is subject to the fair housing act regarding how local support is determined.

S. LEGISLATIVE UPDATE:

None.

T. ADJOURNMENT

The meeting was adjourned at 6:06 p.m.