



Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Minutes City Council

Tuesday, March 31, 2015

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 Elder Henry Williams, Corpus Christi Christian Fellowship.

Elder Henry Williams gave the invocation.

C. Pledge of Allegiance to the Flag of the United States to be led by Rebecca Huerta, City Secretary.

City Secretary Rebecca Huerta 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 verified that a quorum of the Council and the required Charter Officers were present to conduct the meeting.

Charter Officers:

City Manager Ron Olson, City Attorney Miles K. Risley, and City Secretary Rebecca Huerta.

Present: 9 - Mayor Nelda Martinez, Council Member Rudy Garza, Council Member Chad Magill, Council Member Colleen McIntyre, Council Member Lillian Riojas, Council Member Lucy Rubio, Council Member Brian Rosas, Council Member Mark Scott, and Council Member Carolyn Vaughn

E. Proclamations / Commendations

1. Proclamation declaring March 31, 2015, Centennial Commemoration of the Navy Reserve Day
Proclamation declaring April 7, 2015, Mayor's Day of Recognition for National Services
Proclamation declaring April 2015, Earth Month and April 11, 2015, Earth Day-Bay Day
Proclamation declaring April 12-18, 2015, National Public Safety Telecommunicators Week

Swearing-in Ceremony for Newly Appointed Board, Commission and Committee Members

Mayor Martinez presented the proclamations and conducted the swearing-in ceremony for newly appointed board and committee members.

- 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 called for comments from the public. Eloy Garza and Benjamin Graham spoke regarding issues with Municipal Court and Code Enforcement. Erica Kemm, Fonzie Munoz, and Lori Garza spoke regarding Item 36, Residential/Local Street Reconstruction and the need for street and drainage improvements in the Lindale Subdivision. Joan Veith thanked the City Council for their service and requested consideration for low income residents when addressing the water rates.

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

Mayor Martinez referred to City Manager's Comments. City Manager Olson reported on the following topics:

a. OTHER

1) City Manager Olson recognized the success of the Municipal Court Warrant Roundup and stated that 524 warrants were cleared and brought in direct and deferred revenue. 2) Item 12 on today's agenda is an appropriation of \$1,000,000 in the General Fund that will be transferred to the Street fund for the residential and local street program. City Manager Olson stated approval of this \$1,000,000 will be the first major step in addressing the residential/local streets problem. 3) City Manager Olson recognized the performance of the Utilities Department for their work on an emergency repair at the Laguna Madre Wastewater Treatment Plant. 4) City Manager Olson advised the City Council on the following upcoming community events: April 17-18, 2015 "Fiesta de la Flor" in recognition of Selena and April 18-19, 2015 Naval Air Station - Corpus Christi will host the Blue Angels.

I. MINUTES:

4. Regular Meeting of March 24, 2015

Mayor Martinez referred to approval of the minutes. Council Member Magill made a motion to amend Item 6, Board and Committee appointments, to include the new appointments of Veronica Suniga (At-Large) and Veronica Marcello (At-Large) to the Senior Companion Program Advisory Committee, seconded by Council Member Rubio and passed unanimously. Council Member McIntyre made a motion to approve the minutes as amended, seconded by Council Member Scott. The Minutes were passed as amended.

J. BOARD & COMMITTEE APPOINTMENTS: (NONE)**K. EXPLANATION OF COUNCIL ACTION:****L. CONSENT AGENDA: (ITEMS 5 - 16)****Approval of the Consent Agenda**

Mayor Martinez referred to the Consent Agenda. There were no comments from the public. Council members requested that Items 5, 6 and 12 be pulled for individual consideration. The consent agenda was passed with the following vote:

Aye: 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Abstained: 0

7. Second Reading Ordinance - Rezoning from Multifamily to Resort Commercial at 221 Hotel Place (1st Reading 3/24/15)

Case No. 0115-07 North Beach Holdings, LLC: A change of zoning from the "RM-AT" Multifamily AT District to the "CR-3" Resort Commercial District. The property to be rezoned is described as Lot 52A, Block III, Corpus Beach Hotel Addition, located along the south side of Hotel Place approximately 180 feet east of Surfside Boulevard and along the beach frontage.

Planning Commission and Staff Recommendation (February 25, 2015):

Approval of the change of zoning rezoning from the "RM-AT" Multifamily AT District to the "CR-3" Resort Commercial District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by North Beach Holdings, LLC ("Owner"), by changing the UDC Zoning Map in reference to Lot 52A, Block III, Corpus Beach Hotel Addition, from the "RM-AT" Multifamily AT District to the "CR-3" Resort Commercial 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: 030454

8. Second Reading Ordinance - Rezoning from Neighborhood

Commercial to General Commercial at 4655 Kostoryz Road (1st Reading 3/24/15)

Case No. 0115-08 David A. Montero Fonseca: A change of zoning from the "CN-1" Neighborhood Commercial District to the "CG-2" General Commercial District, not resulting in a change to the Future Land Use Plan. The property is described as Block B, Sunnybrook Addition, located at the northwest corner of Kostoryz Road and Sunnybrook Road.

Planning Commission and Staff Recommendation (February 25, 2015):

Approval of the change of zoning from the, "CN-1" Neighborhood Commercial District to the "CG-2" General Commercial District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by David A. Montero Fonseca ("Owner"), by changing the UDC Zoning Map in reference to Block B, Sunnybrook Addition, from the "CN-1" 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.

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

Enactment No: 030455

9. Second Reading Ordinance - Rezoning from Multifamily to Townhouse at 14101 Commodores Drive (1st Reading 3/24/15)

Case No. 0115-09 Oceanic B.C., LLC: A change of zoning from the "RM-AT" Multifamily AT District to the "RS-TH/PUD" Townhouse District with a Planned Unit Development Overlay. The property to be rezoned is described as Lot 21, Block 34, Island Fairway Estates, located south of the intersection of Commodores Drive and Aquarius Street (formerly Estrada Drive).

Planning Commission and Staff Recommendation (February 25, 2015): Approval of the change of zoning from the "RM-AT" Multifamily AT District to the "RS-TH/PUD" Townhouse with a Planned Unit Development Overlay, subject to ten conditions.

Ordinance:

Ordinance amending the Unified Development Code ("UDC") upon application by Oceanic B.C., LLC ("Owner"), by changing the UDC Zoning Map in reference to Lot 21, Block 34, Island Fairway Estates, from the "RM-AT" Multifamily AT District to the "RS-TH/PUD" Townhouse District with a Planned Unit Development Overlay;

amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause, penalties, and publication.

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

Enactment No: 030456

10. Second Reading Ordinance - Amending the Budget Ordinance to increase the number of Police Captain positions by one (1st Reading 3/24/15)

Ordinance amending Ordinance No. 030294 to increase the number of positions authorized for the classification of "Police Captain" from fifteen (15) to sixteen (16).

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

Enactment No: 030457

11. Second Reading Ordinance - Appropriating Funds to Cover Additional Estimated Costs Related to Runoff Election held in December 2014 (1st Reading 3/31/15)

Ordinance appropriating a total of \$176,712 from the unreserved fund balance in the No. 1020 General Fund for additional estimated costs related to the runoff election held in December 2014; and changing the operating budget adopted by Ordinance No. 030294 by increasing expenditures by \$176,712.

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

Enactment No: 030458

13. Second Reading Ordinance - Appropriating funds for the Facilities and Property Management Maintenance Consolidation (1st Reading 3/24/15)

Ordinance transferring \$459,104.37 from the No. 1020 General Fund to and appropriating in the No. 5115 Facilities Fund; transferring \$53,206.02 from the No. 4130 Gas Fund to and appropriating in the No. 5115 Facilities Fund; appropriating \$1,100,000 from the unreserved fund balance in the No. 5115 Facilities Fund to consolidate maintenance related costs in the No. 5115 Facilities Fund; and amending the FY2014-2015 Operating Budget adopted by Ordinance No. 030294 by increasing revenue by \$512,310.39 and expenditures by \$1,612,310.39.

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

Enactment No: 030460

14. Second Reading Ordinance - Accepting and appropriating funds

from the Texas Law Enforcement Standards and Education (LEOSE) Account for training and equipment (1st Reading 3/24/15)

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept an annual allocation payment from the State of Texas - Law Enforcement Officer Standards and Education Account in the amount of \$28,936.41; and appropriating funds from the State of Texas - Law Enforcement Officer Standards and Education Account in the amount of \$28,936.41 in the No. 1061 Police Grants Fund for training of police personnel and purchase of training equipment.

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

Enactment No: 030461

15. Second Reading Ordinance - Use Privilege Agreement for Underground Communications Cable to cross Williams Drive right-of-way (1st Reading 3/24/15)

Ordinance authorizing the City Manager or designee, to execute a use privilege agreement with Breckenridge Group Corpus Christi Phase II, LP. ("Permittee"), to install, operate, maintain, and remove a private underground fiber optic communications cable from the existing Phase 1 property (Oso River Estates Subdivision) located on the north side of Williams Drive and crossing approximately 70 linear feet of the Williams Drive public street right-of-way, to the Phase 2 property (Oso River Estates Unit 2 Subdivision) located on the south side of Williams Drive, subject to Permittee' compliance with specified conditions.

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

Enactment No: 030462

16. Second Reading Ordinance - to reimburse developer for shared cost of bridge construction (1st Reading 3/24/15)

Ordinance appropriating \$3,294.94 of interest earned in the No. 4730 Infrastructure Fund and transferring to and appropriating in No. 3530 Streets CIP Fund; and appropriating \$28,783.91 from the No. 4730 Infrastructure Fund to reimburse VOJO Ventures, LLC.; and approving \$28,783.91 to reimburse the VOJO Ventures, LLC. from the No. 4730 Infrastructure Fund for the proportionate share of a future bridge construction and supporting public utility infrastructure as required to plat The Coves at Lago Vista Unit 1.

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

Enactment No: 030463

5. Approving amended Type A Board Affordable Housing Goals and Strategies

Motion to approve amended Type A Board Affordable Housing Goals and Strategies

Mayor Martinez referred to Item 5. Director of Housing and Community Development Eddie Ortega stated that the purpose of this item is to approve the amended Type A Board Affordable Housing Goals and Strategies. Mr. Ortega said the amended included language under Desired results for Affordable Housing "with a first priority on home ownership and secondary priority on home rental". In response to Council Member McIntyre, Mr. Ortega said he would provide an update on all of the goals and strategies tasks. Council Member McIntyre made a motion to approve the motion, seconded by Council Scott. This Motion was passed and approved with the following vote:

Aye: 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Abstained: 0

Enactment No: M2015-029

6. Approving Amendment No. 5 and Amendment No. 1 to the Engineering Contracts for the City-Wide Collection System Replacement and Rehabilitation Indefinite Delivery/Indefinite Quantity (IDIQ) Program for Wastewater

Motion authorizing the City Manager or designee to execute Amendment No. 5 to the engineering contract with LNV, Inc. of Corpus Christi, Texas in the amount of \$238,550 for a total restated fee not to exceed \$542,470 and to execute Amendment No. 1 to the engineering contract with Urban Engineering of Corpus Christi, Texas in the amount of \$120,880 for a total restated fee not to exceed \$241,760 for the City-Wide Collection System Replacement and Rehabilitation Indefinite Delivery/Indefinite Quantity (IDIQ) Program.

Mayor Martinez referred to Item 6. Council Member Rubio asked staff how many effluent lines there are in the City. Executive Director of Public Works Valerie Gray said staff will research and provide that information. Council Member Rubio made a motion to approve Item 6, seconded by Council Member Garza. This Motion was passed and approved with the following vote:

Aye: 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Abstained: 0

Enactment No: M2015-030

12. Second Reading Ordinance - Appropriating funds for the

Residential/Local Street Capital Fund for Residential/Local Street Reconstruction (1st Reading 3/24/15)

Ordinance appropriating \$1,000,000 from the Unreserved Fund Balance in the No. 1020 General Fund; transferring to and appropriating in the No. 1042 Street Fund for the residential and local street program; changing the FY 2014-2015 Operating Budget adopted by ordinance no. 030294 to increase appropriations by \$1,000,000 in the No. 1020 General Fund and \$1,000,000 in the No. 1042 Street Fund and to increase revenue by \$1,000,000 in the No. 1042 Street Fund.

Mayor Martinez referred to Item 12. Council Member Riojas commented that she is proud that the City Council is taking this step to improve Residential/Local streets and prioritized this problem as one of their top Council goals. There were no comments from the Council or the public. Council Member Scott made a motion to approve the ordinance, seconded by Council Member McIntyre. This Ordinance was passed and approved with the following vote:

Aye: 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Abstained: 0

Enactment No: 030459

M. PUBLIC HEARINGS: (NONE)**N. REGULAR AGENDA: (ITEMS 17 - 20)****17. Appointment of Financial Advisor for Issuance of General Improvement Bond (Bond 2014 Projects) and General Improvement Refunding Bonds**

Motion authorizing the appointment of M. E. Allison, & Co., as Financial Advisor for one or more series of "City of Corpus Christi, Texas General Improvement Bonds" in an aggregate principal amount not to exceed \$99,495,000, and for one or more series of "City of Corpus Christi, Texas General Improvement Refunding Bonds" in an amount not to exceed \$85,000,000.

Mayor Martinez referred to Item 17. Director of Financial Services Constance Sanchez stated that the purpose of this item is to appoint M.E. Allison & Co. as Financial Advisor for the issuance of General Improvement Bonds and General Improvement Refunding Bonds. Ms. Sanchez stated that she previously informed the Council that staff is currently in the evaluation phase of the RFP for the Financial Advisor. Since the RFP is not complete, staff is recommending the appointment of M.E. Allison & Co. for both transactions. There were no comments from the Council or the public. Council Member Garza made a motion to approve the motion, seconded by Council Member

McIntyre. This Motion was passed and approved with the following vote:

Aye: 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Abstained: 0

Enactment No: M2015-031

18. Second Reading Ordinance - To allow the City to reimburse itself for costs incurred prior to receipt of bond proceeds for Bond 2014 Projects (1st Reading 3/24/15)

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 one or more series of tax-exempt obligations to be issued by the City for authorized purposes in an amount not to exceed \$99,495,000; authorizing other matters incident and related thereto; and providing an effective date.

Mayor Martinez referred to item 18. Director of Financial Services Constance Sanchez stated that the purpose of this item is to authorize the City to reimburse itself for costs incurred associated with Bond 2014 projects prior the receipt of bond proceeds. There were no comments from the Council or the public. Council Member Rubio made a motion to approve the ordinance, seconded by Council Member Garza. This Ordinance was passed on second reading and approved with the following vote:

Aye: 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Abstained: 0

Enactment No: 030464

19. Second Reading Ordinance - Authorizing Issuance of General Improvement Bonds to finance voter-approved Bond 2014 Projects (1st Reading 3/24/15)

Ordinance authorizing the issuance of one or more series of "City of Corpus Christi, Texas General Improvement Bonds", as further designated by series, in an aggregate principle amount not to exceed \$99,495,000; levying a continuing direct 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 and a purchase contract; complying with the letter of

representations on file with the depository trust company; delegating the authority to certain members of the City staff to execute certain documents relating to the sale of the bonds; and providing an effective date.

Mayor Martinez referred to item 19. Director of Financial Services Constance Sanchez stated that the purpose of this item is to authorize the issuance of General Improvement Bonds in an amount not to exceed \$99,495,000 to finance projects approved by the voters in November 2014. There were no comments from the Council or the public. Council Member Scott made a motion to approve the ordinance, seconded by Council Member McIntyre. This Ordinance was passed on second reading and approved with the following vote:

Aye: 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Abstained: 0

Enactment No: 030465

20. Second Reading Ordinance - Authorizing the Issuance of General Improvement Refunding Bonds (1st Reading 3/24/15)

Ordinance authorizing the issuance of one or more series of "City of Corpus Christi, Texas General Improvement Refunding Bonds", as further designated by series, in an aggregate principal amount not to exceed \$85,000,000, levying a continuing direct 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 agreement; complying with the letter of representations on file with the depository trust company; delegating the authority to certain members of the City staff to execute certain documents relating to the sale of the bonds; and providing an effective date.

Mayor Martinez referred to Item 19. Director of Financial Services Constance Sanchez stated that the purpose of this item is to authorize the issuance of General Improvement Refunding Bonds in an amount not to exceed \$85,000,000. If all eligible outstanding bonds are refunded at today's interest rate, a net present value savings of \$4,816,538 or 5.835% would be realized. There were no comments from the Council or the public. Council Member McIntyre made a motion to approve the ordinance, seconded by Council Member Scott. This Ordinance was passed on second reading and approved with the following vote:

Aye: 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Abstained: 0

Enactment No: 030466

H. **EXECUTIVE SESSION: (ITEMS 2 - 3)**

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

2. **Executive session pursuant to Texas Government Code § 551.071** for consultation with attorneys regarding collective bargaining negotiations, the collective bargaining agreements between the City of Corpus Christi and the Corpus Christi Firefighters Association and/or Corpus Christi Police Officers' Association, 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.

3. **Executive Session pursuant to Texas Government Code § 551.071** and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning legal requirements of the Texas Local Government Code and other Texas laws regarding the legally allowed methods of purchasing financial advisory services, with additional discussion and possible action in open session concerning any matters related thereto.

This E-Session Item was discussed in executive session.

O. **FIRST READING ORDINANCES: (ITEMS 21 - 29)**

21. **First Reading Ordinance - Accepting and appropriating the Houston High Intensity Drug Trafficking Area (HIDTA) grant**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant award in the amount of \$168,200 from the Executive Office of the President, Office of National Drug Control Policy, to support the Police Department's role in the Texas Coastal Corridor Initiative in the Houston High Intensity Drug Trafficking Area (HIDTA) for the salary and benefits of a full-time program coordinator, one administrative assistant, overtime for 4 Corpus Christi Police Officers, and 4 lease vehicles; and appropriating the \$168,200 in the No. 1061 Police Grants Fund.

Mayor Martinez referred to Item 21. Police Management Services Director Pat Eldridge stated that the purpose of this item is to accept and appropriate the Houston High Intensity Drug Trafficking Area (HIDTA) grant in the amount of \$168,200 for the overtime of police officers, the salary of (2) two civilians, and the lease of four (4) vehicles. There were no comments from the Council or the public. Council Member McIntyre made a motion to approve the ordinance,

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

Aye: 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Abstained: 0

22. First Reading Ordinance - Accepting and appropriating grant funds for the Retired Senior Volunteer Program (RSVP)

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a \$21,671 State grant awarded by the Corporation for National and Community Service for the Retired and Senior Volunteer Program; appropriating the \$21,671 State grant in the No. 1067 Parks and Recreation Grants Fund; transferring \$79,173 from the No. 1020 General Fund to the No. 1067 Parks and Recreation Grant Fund as City matching funds for the Retired Senior Volunteer program and appropriating the \$79,173 in the No. 1067 Parks and Recreation Grant fund.

Mayor Martinez referred to Item 22. Acting Director of Parks and Recreation Stacie Talbert Anaya stated that the purpose of this item is to accept and appropriate grant funding from the Corporation for National and Community Service for the Retired Senior Volunteer Program (RSVP). There were no comments from the Council or the public. Council Member Rubio made a motion to approve the ordinance, seconded by Council Member Garza. This Ordinance was passed on first reading and approved with the following vote:

Aye: 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Abstained: 0

23. First Reading Ordinance - Accepting and appropriating grant for the Latchkey After School Snack Program

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant in the amount of \$166,173 from the Texas Department of Agriculture; appropriating grant in the No. 1067 Parks and Recreation Grants Fund for the Latchkey After School Snack Program.

Mayor Martinez referred to Item 23. Acting Director of Parks and Recreation Stacie Talbert Anaya stated that the purpose of this item is to accept a grant from the Texas Department of Agriculture to allow for the continuation of the Latchkey After School Snack Program. There were no comments from the Council or the public. Council Member Garza made a motion to approve the ordinance, seconded by Council Member Rosas. This Ordinance was passed on first reading and approved with the following vote:

Aye: 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Abstained: 0

24. First Reading Ordinance - Accepting and appropriating the Texans Feeding Texans Grant funds for the Home Delivered Meals Program

Ordinance authorizing the City Manager or designee to ratify the execution of all documents necessary to accept and appropriate a \$49,795.82 grant from the Texas Department of Agriculture Texans Feeding Texans Program in the No. 1067 Parks and Recreation Grants Fund for the FY 2015 Senior Community Services - Texans Feeding Texans.

Mayor Martinez referred to Item 24. Acting Director of Parks and Recreation Stacie Talbert Anaya stated that the purpose of this item is to accept and appropriate a grant in the amount of \$49,795.82 from the Texas Department of Agriculture Texans Feeding Texans Program for Senior Community Services. There were no comments from the public. Council Member McIntyre requested that staff look into the option to private pay for seniors who do not qualify for the Meals on Wheels Program. Council Member McIntyre made a motion to approve the ordinance, seconded by Council Member Rubio. This Ordinance was passed on first reading and approved with the following vote:

Aye: 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Abstained: 0

25. First Reading Ordinance - Accepting and appropriating grant amendment for additional funding to the Oso Bay Wetland Preserve Restoration project

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a \$3,000 grant awarded by the Texas General Land Office Coastal Management Program for the Oso Bay Wetland Preserve Habitat Restoration project; appropriating the \$3,000 grant in the No. 1067 Parks and Recreation Grants Fund for the Oso Bay Wetland Preserve Habitat Restoration project.

Mayor Martinez referred to Item 25. Acting Director of Parks and Recreation Stacie Talbert Anaya stated that the purpose of this item is to accept an additional \$3,000 grant for a previously awarded grant from the Texas General Land Office Coastal Management Program for the Oso Bay Wetland Preserve Habitat Restoration project. There were no comments from the Council or the public. Council Member Garza made a motion to approve the ordinance, seconded by Council Member Scott. This Ordinance was passed on first

reading and approved with the following vote:

Aye: 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Abstained: 0

26. First Reading Ordinance - Accepting and appropriating grant funds for the Senior Companion Program (SCP)

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a \$5,756 grant awarded by the Corporation for National and Community Service and appropriating grant in the No. 1067 Parks and Recreation Grants Fund for the Senior Companion Program; transferring \$76,903 from the No. 1020 General Fund to the No. 1067 Parks and Recreation Grants Fund as City matching funds for the Senior Companion Program and appropriating the \$76,903 in the No. 1067 Parks and Recreation Grant fund.

Mayor Martinez referred to Item 26. Acting Director of Parks and Recreation Stacie Talbert Anaya stated that the purpose of this item is to accept grant funding from the Corporation for National and Community Service for the Senior Companion Program. There were no comments from the Council or the public. Council Member Scott made a motion to approve the ordinance, seconded by Council Member Rubio. This Ordinance was passed on first reading and approved with the following vote:

Aye: 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Abstained: 0

27. First Reading Ordinance - Amending City Code relating to the Transportation Advisory Board

Ordinance amending Chapter 2, ARTICLE IV, Division 9. TRANSPORTATION ADVISORY BOARD of the Corpus Christi Code in its entirety; providing for severance; and providing an effective date.

Mayor Martinez referred to Item 27. Executive Director of Public Works Valerie Gray stated that the purpose of this item is to amend the ordinance related to the Transportation Advisory Board. Ms. Gray introduced the Chairman of the Transportation Advisory Committee, Scott Harris, to provide an overview of the amendments. Mr. Harris presented information on the purpose of the Transportation Advisory Committee (TAC) and the seven proposed changes are as follows: the ability to appoint ex-officio members, provide advice on traffic operations and transportation planning matters, provide recommendations on mobility access management and traffic safety, provide advice on the transportation aspects of the Capital Improvement Program,

monitor the implementation of mobility-related master plans and report to the Planning Commission and Council, make recommendations on traffic impact analysis per the UDC to the Planning Commission and Council; and changing the name of the committee to the Transportation Advisory Commission; and next steps.

Council members spoke regarding the following topics: the benefit of including both the City Manager and the TAC to appoint ex-officio members; the value of having a representative from the cycling community; the reason the Bicycle and Pedestrian and Mobility Planning subcommittees are not mentioned in the ordinance; if the subcommittees would be named committees; the RTA and MPO as ex-officio members; recruitment issues when designating categories for membership; whether the organizations that have ex-officio members are open to including an ex-officio member from the TAC; communication with Development Services and other affected departments on the stop sign signalization process; an update on the transportation study on the island including Park Road 22, Flour Bluff Drive and Purdue, and McArdle Road and Ennis Joslin; request that the TAC ask the executive director of the MPO, TXDOT or other organizations that are represented by an ex-officio member who they would like to recommend for that position; appropriate staff support for subcommittees; and wayfinding for Shoreline Realignment.

Council Member McIntyre made a motion to amend Section 2-121(4) to include that the City Manager or designee may recommend for appointment, seconded by Council Member Riojas and passed unanimously.

Council Member McIntyre made a motion to amend Section 2-121 to include that one of the nine members shall represent the cycling community, seconded by Council Member Scott and passed unanimously.

Council Member Scott made a motion to codify the representation of the two standing subcommittees as committees in the ordinance, seconded by Council Member Magill and passed unanimously.

There were no comments from the public. Council Member Scott made a motion to approve the ordinance as amended, seconded by Council Member McIntyre. This Ordinance was passed on first reading as amended and approved with the following vote:

Aye: 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Abstained: 0

28. First Reading Ordinance - Appropriating additional Federal grant funds for upgrades to security and perimeter road systems at the airport

Ordinance appropriating \$33,250 from Federal Aviation Administration Grant No. 3-48-0051-048-2011 Amendment No. 3 in the No. 3020 Airport Capital Improvement Fund to upgrade security and perimeter

road systems at Corpus Christi International Airport; and changing the FY2014-2015 Capital Budget adopted by Ordinance No. 030303 by increasing both revenues and expenditures by \$33,250.

Mayor Martinez referred to Item 28. Assistant Director of Aviation Mario Tapia stated that the purpose of this item is to appropriate \$33,250 from Federal Aviation Administration (FAA) Grant No. 48, Amendment No. 3 for security improvements and permit road systems. There were no comments from the Council or the public. Council Member Rubio made a motion to approve the ordinance, seconded by Council Member Rosas. This Ordinance was passed on first reading and approved with the following vote:

Aye: 9 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Abstained: 0

29. First Reading Ordinance - Assignment of Trinity Towers Skywalk and Improvements Lease

Ordinance approving the assignment of the Skywalk and Improvements Lease Agreement regarding City property interests located along Carancahua Street and Tancahua Street near Coopers Alley, from NH Texas Properties Limited Partnership to BKD Shoreline, LLC; consenting to the sublease of Trinity Towers Limited Partnership; and authorizing the City Manager or designee, to execute all documents related to the assignment and assumption agreement.

Mayor Martinez referred to item 29. Assistant City Attorney Lisa Aguilar stated that the purpose of this item is to approve the assignment of the Skywalk and Improvements lease agreement to BKD Shoreline, LLC and consent to the sublease of Trinity Towers Limited Partnership. There were no comments from the Council or the public. Council Member Garza made a motion to approve the ordinance, seconded by Council Member McIntyre. This Ordinance was passed on first reading and approved with the following vote:

Aye: 8 - Mayor Martinez, Council Member Garza, Council Member Magill, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Scott and Council Member Vaughn

Absent: 1 - Council Member Rosas

Abstained: 0

P. FUTURE AGENDA ITEMS: (ITEMS 30 - 34)

Mayor Martinez referred to Future Agenda Items. City Manager Olson stated that staff had planned presentations on Items 33 and 34. A council member requested a presentation on Item 32.

30. Purchase of Patterson Pump Rotor Assembly

Motion approving the purchase of one (1) Patterson pump rotor

assembly from The Scruggs Co., Houston, Texas based on sole source for a total amount of \$73,655.00. Funds have been budgeted by the Utilities Department in FY 2014-2015.

This Motion was recommended to the consent agenda.

31. Approving the submission of a grant application to the Texas Department of Transportation Aviation Division for airport maintenance

Resolution authorizing the submission of a grant application in the amount of \$50,000 to the Texas Department of Transportation, Aviation Division, with a matching amount of \$50,000 for funding of airport maintenance at Corpus Christi International Airport; and authorizing the City Manager or designee to accept, reject, alter, or terminate the grant and execute all related documents.

This Resolution was recommended to the consent agenda.

32. Approving Real Estate Contract for Elevated Water Storage Tank Site located at Rand Morgan and Leopard Street

Motion authorizing the City Manager or designee to execute a Real Estate Sales Contract with Marjak, Inc. in the amount of \$188,000 plus \$2,500 in estimated closing costs for a total expenditure of \$190,500, for the purpose of acquiring a tract of land containing 1.76 acres of land located at the southeast corner of the intersection of Leopard Street and Rand Morgan Road, to be used for the construction of an elevated water storage tank in connection with the CC Elevated Storage Tanks - Citywide Project #E12210, Capital Improvement project.

This Motion was recommended to the consent agenda.

33. Approving Change Order No. 13 for Bayfront Development Plan, Phase 3 (Bond 2008) - Shoreline Boulevard Realignment

Motion authorizing the City Manager or designee to execute Change Order No. 13 with Bay, Ltd. of Corpus Christi, Texas in the amount of \$373,337.25 for a total restated fee of \$7,540,461.64, for the Bayfront Development Plan, Phase 3, Shoreline Boulevard Realignment project (Bond 2008).

This Motion was recommended to the consent agenda.

34. Approving Change Order No. 14 for Bayfront Development Plan, Phase 3 (Bond 2008) - Shoreline Boulevard Realignment

Motion authorizing the City Manager or designee to execute Change Order No. 14 with Bay, Ltd. of Corpus Christi, Texas in the amount of

\$351,776.51 for a total restated fee of \$7,892,238.16, for the Bayfront Development Plan, Phase 3, Shoreline Boulevard Realignment project (Bond 2008).

This Motion was recommended to the consent agenda.

Q. BRIEFINGS : (ITEMS 35 - 38)

35. Bayfront Development Plan Project (Bond 2008) - Bayshore Park

Mayor Martinez referred to Item 35. Acting Director of Parks and Recreation Stacie Talbert Anaya stated that the purpose of this item is to provide an update on the Bayfront Development Plan Project (Bond 2008) - Bayshore Park. Ms. Anaya presented information on the background of the previous discussions regarding Bayshore Park; the location map and concepts; the concept elements; annual operations and maintenance costs; and next steps.

Council members spoke regarding the following topics: the timeframe to complete the project; including the design-build with additive alternate; consideration to remove the \$90,000 for programming and include it as a decision package during the budget; the revenue estimates; whether the City will have an owner's representative assigned to manage the project; the need for programming in order to make the park successful; other entities better suited for programming like the Convention and Visitors Bureau or Buccaneer Commission; stakeholder meetings; specialized custom bollards and attractive entry points; the ability for power and utilities at the special events area; the distinction between an RFQ and RFP; the process to seek out partners and including partners in the RFP process; the cost for mowing; mowing rates for the Bayfront compared to other parks in the city; consideration to use a City employee for mowing; holding mowing contractors accountable for blowing debris in the storm water system and other neighbors' property; consideration for artificial green turf; including Kevin Hill in stakeholder meetings; exploring grant options; the number of people that attend McCaughan Park and Magee Beach and current programming; whether the bollards are permanent or removable and their location; the location of the centralized restrooms; fitness structures; and sponsorship and naming opportunities.

Council Member Magill made a motion to direct the City Manager to move forward with construction with design-build with additive alternative of operations and maintenance and separate programming from operations and maintenance for FY2017, seconded by Council Member Vaughn. The motion was passed with the following vote: Martinez, Garza, Magill, McIntyre, Riojas, Rosas, Rubio, and Vaughn voting "Aye"; Scott voting "No".

36. Residential/Local Street Reconstruction

Mayor Martinez referred to Item 36. Executive Director of Public Works Valerie Gray stated that the purpose of this item is to begin the discussion on residential/local street reconstruction. The presentation will include a review of the magnitude of the problem, a basic overview on identifying streets in need of reconstruction, and the various causes of degradation. Ms. Gray presented information on the total street system; the street condition inventory; pavement condition index (PCI) standard rating scale; infrastructure; the causes of pavement failure; a chart showing streets in "serious" to "failed" PCI

range; residential streets in need of reconstruction and rehabilitation; other cost considerations; utility considerations that could impact utility rates; and next steps.

Council members spoke regarding the following topics: other utility considerations including the distribution system for drainage; what other cities are doing to address potholes; the use of pothole patching machines; street damage caused by large city vehicles and buses; whether the Regional Transportation Authority contributes to street repair; the reason the Street Department does not take care of all potholes in a single area; the timeline for funding and resource solutions; staffing in Street Operations; the condition of the street system; the percentage of streets where the PCI is 55 or less; opportunities to rehabilitate streets with a PCI ranging from 40 to 55; consideration to shift allocations more to overlay and less to seal coating in order to not increase the number of streets in the reconstruction/rehabilitation category; the need to address drainage issues on Swantner Street; the residential street vitality program in St. Paul, Minnesota; development of an implementation plan and process; the timetable for automating PCI; sales tax as a potential funding source; discussion with the RTA to partner to receive federal funds for residential streets; and consideration of concrete streets for new subdivisions.

37. City of Corpus Christi - Debt

Mayor Martinez referred to Item 37. Director of Financial Services Constance Sanchez stated that the purpose of this item is to discuss the various types of municipal debt. Ms. Sanchez presented information on the different types of municipal debt; the total outstanding debt categorized by type as of September 30, 2014; general obligation debt; property tax cap; general obligation debt pro forma; existing and projected debt; revenue debt; utility revenue bonds; the current and projected average residential monthly water bill; pro formas for utilities including water, storm water, wastewater and gas; existing and projected utility revenue debt; other debt for the reservoir; the breakdown of the sales tax rate; a summary of the seawall improvement sales tax, arena facility sales tax, and economic development sales tax; the economic development sales tax budget for FY2015 and expenditures; and tax increment financing.

Council members spoke regarding the following topics: whether the sales tax debt can be paid off early; previous action to refinance the sales tax bonds; the fund balance for the seawall fund; whether the capital improvement projects (CIP) are projected in the general obligation debt; what projections are included in the general obligation debt; whether there are other projects not programmed into the CIP; whether the portion of the economic development sales tax for the baseball stadium can be re-purposed for streets; options to re-purpose sales tax for streets and economic development; the difference between Type A and Type B to fund streets; identifying a dedicated funding source for Packery Channel once the TIF expires; the funding generated from Whataburger Field and the area; the total debt including principal and interest; the assumptions and debt factors for total debt payments; whether the City is maintaining debt service ratios; the water debt pro forma assuming 30-year debt; the projected utility revenue debt addressing the wastewater collection system and lift stations; and a request to include anticipated debt by department.

38. Water Rate - Volume

Mayor Martinez referred to item 38. Executive Director of Utilities Mark Van Vleck provided an overview of the previous water presentations including: past and current rate projections; the discovery process; the rate review schedule; the calculation for unit cost; the water system components and customers of the system; and the utility bill breakdown. Mr. Van Vleck stated that the purpose of this item is to discuss water rate - volume, including assumptions incorporated into the current rate model; volume by customer class for raw water only customers, public agency for resale, outside city limits retail, inside city limits retail; volume by water system components which include transmission, distribution, and storm water; and the inside city limit (ICL) residential trend.

Council members spoke regarding the following topics: whether assumptions include commercial consumption, industrial and wholesale; future demands offset by industrial desal and effluent; how much of the 35,000 acre feet is effluent; and volume being based on a consolidated treatment plant.

R. LEGISLATIVE UPDATE: (ITEMS 39 - 40)**39. Federal Legislative Outcomes for 113th Congress (2013-2014)**

Mayor Martinez referred to Item 39. Director of Intergovernmental Relations Tom Tagliabue stated that the purpose of this item is to provide a briefing on the outcomes of the City's legislative agenda for the 113th Congress. Mr. Tagliabue stated that the 113th Congress' performance was considered worse than the "do-nothing Congress" of 1947-1948. Only over 200 bills became law during 2013-2014. In spite of this, the City was able to achieve a successful outcome on half of the Council's approved legislative agenda. The greatest achievements included successful outcomes on all four of the military installation agenda items and transportation. Council members asked questions regarding the Gulf of Mexico items and outcome and support for the re-authorization of MAP 21.

40. State Legislative Update

Mayor Martinez referred to Item 40. Director of Intergovernmental Relations Tom Tagliabue stated that the purpose of this item is to provide an update on the state legislative agenda. Mr. Tagliabue briefly highlighted the following issues being tracked in the state legislature: transportation; desalination; military funding; the hotel occupancy tax (HOT) bill; windstorm insurance; wind farms in the extraterritorial jurisdiction (ETJ); funding for Texas A&M-Corpus Christi's Life Science Building; Texas State Aquarium contingency rider; regulation on oil and gas fracking issues; the state law ban on texting and driving; and bills to eliminate red light cameras. Council members spoke regarding the following topics: military funding; windstorm insurance; a status on Senate Bill 521 regarding water rights; and dredge funding.

S. ADJOURNMENT

The meeting was adjourned at 6:30 p.m.