



# Corpus Christi

1201 Leopard Street  
Corpus Christi, TX 78401  
cctexas.com

## Meeting Agenda - Final City Council

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Tuesday, May 26, 2015

11:30 AM

Council Chambers

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

*Members of the audience will be provided an opportunity to address the Council at approximately 12:00 p.m., or the end of the Council Meeting, whichever is earlier. Please speak into the microphone located at the podium and state your name and address. Your presentation will be limited to three minutes. If you have a petition or other information pertaining to your subject, please present it to the City Secretary.*

*Si Usted desea dirigirse al Concilio y cree que su inglés es limitado, habrá un intérprete inglés-español en todas las juntas del Concilio para ayudarle.*

*Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services are requested to contact the City Secretary's office (at 361-826-3105) at least 48 hours in advance so that appropriate arrangements can be made.*

- A. Mayor Nelda Martinez to call the meeting to order.**
- B. Invocation to be given by Mr. Chuck Goodwin, Fish for Life Ministries.**
- C. Pledge of Allegiance to the Flag of the United States to be led by Annette Rodriguez, Director of Public Health.**
- D. City Secretary Rebecca Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
  - 1. [15-0519](#) Proclamation declaring May 30, 2015, "Nueces County I Believe in Me Foundation Day"**
- 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.**

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

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

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

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

- a. OTHER

H. CITY SECRETARY'S REPORT

- a. Public Comment Sign-Up
- b. Board and Commission Webpage

I. EXECUTIVE SESSION: (ITEM 2)

*PUBLIC NOTICE is given that the City Council may elect to go into executive session at any time during the meeting in order to discuss any matters listed on the agenda, when authorized by the provisions of the Open Meeting Act, Chapter 551 of the Texas Government Code, and that the City Council specifically expects to go into executive session on the following matters. In the event the Council elects to go into executive session regarding an agenda item, the section or sections of the Open Meetings Act authorizing the executive session will be publicly announced by the presiding officer. The description of an item in "Executive Sessions" constitutes the written interpretation by the City Attorney of Chapter 551 of the Texas Government Code and his determination that said item may be legally discussed in Closed Meeting in compliance with Chapter 551 the Texas Government Code.*

2. [15-0534](#) **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.

J. MINUTES:

3. [15-0520](#) Regular Meeting of May 19, 2015

K. **BOARD & COMMITTEE APPOINTMENTS: (NONE)**

L. **EXPLANATION OF COUNCIL ACTION:**

*For administrative convenience, certain of the agenda items are listed as motions, resolutions, or ordinances. If deemed appropriate, the City Council will use a different method of adoption from the one listed; may finally pass an ordinance by adopting it as an emergency measure rather than a two reading ordinance; or may modify the action specified. A motion to reconsider may be made at this meeting of a vote at the last regular, or a subsequent special meeting; such agendas are incorporated herein for reconsideration and action on any reconsidered item.*

M. **CONSENT AGENDA: (ITEMS 4 - 9)**

*NOTICE TO THE PUBLIC: The following items are consent motions, resolutions, and ordinances of a routine or administrative nature. The Council has been furnished with background and support material on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Council Member or a citizen, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.*

4. [15-0216](#) **Service Agreement for Utility Worksite Restoration**

Motion approving a service agreement with Dorame General Repair and Lawn, LLC, Corpus Christi, Texas for Utility Worksite Restoration Services in accordance with Bid Event No. 13, based on lowest responsible bid for an estimated annual expenditure of \$364,225.00, of which \$182,112.50 is required for the remainder of FY 2014-2015. The term of the contract 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 Contractor and the City Manager or designee. Funds have been budgeted by the Utilities Department in FY 2014-2015.

**Sponsors:** Purchasing Division and Office of Public Utilities

5. [15-0446](#) **Interlocal Agreement for workers' compensation panel**

Resolution authorizing the City Manager or designee to execute an Interlocal Agreement to participate in My Texas Direct with other Texas local governments to provide for a physician panel for workers' compensation medical benefits as authorized by Chapter 504 of the Texas Labor Code, and provide for expenditures pursuant to said agreement in an amount of \$11.50 per medical bill, estimated to be \$39,433 per year

**Sponsors:** Legal Department

6. [15-0392](#) **Purchase of Chlorine Gas Monitoring and Detection System**

Motion approving the purchase of one (1) chlorine gas monitoring and detection system from Ranger Analytics, Inc., Stafford, Texas in accordance with Bid Event No. 36, based on only bid for an expenditure of \$51,550.00. Funds have been budgeted by the Utilities Department in FY 2014-2015.

Sponsors: Purchasing Division and Office of Public Utilities

7. [15-0439](#) **Second Reading Ordinance - Rezoning property located at 520 Naval Air Station Drive (1st Reading 5/19/15)**

Case No. 0415-08 Corpus Bayside Investments, LLC: A change of zoning from the "CG-1" General Commercial District to the "IL" Light Industrial District, resulting in a change to the Future Land Use Plan. The property to be rezoned is described as Lot 15, Block 2, Flour Bluff Estates #2, located at the northwest corner of Scotland Drive and Naval Air Station Drive.

Planning Commission and Staff Recommendation (April 22, 2014): Denial of the change of zoning from the "CG-1" General Commercial District to the "IL" Light Industrial District and, in lieu thereof, approval of the "CG-1/SP" General Commercial District with a Special Permit for a microbrewery subject to a site plan and five conditions.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Corpus Bayside Investments, LLC ("Owner"), by changing the UDC Zoning Map in reference to Lot 15, Block 2, Flour Bluff Estates #2, from the "CG-1" General Commercial District to the "CG-1/SP" General Commercial District with a Special Permit for a microbrewery; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Sponsors: Development Services

8. [15-0441](#) **Second Reading Ordinance - Rezoning property located at 718 South Navigation Boulevard (1st Reading 5/19/15)**

Case No. 0415-06 GMG Partners, LP: A change of zoning from the "IL" Light Industrial District to the "IL/SP" Light Industrial District with a Special Permit for Resource Extraction, not resulting in a change to the Future Land Use Plan. The Special Permit is requested to allow the extraction of sand and gravel. The property to be rezoned is described as 34.12 acres out of Lot 1, Block 10, J.C. Russell Farm Blocks, located on the east side of South Navigation Boulevard and north of Bates Drive.

Planning Commission and Staff Recommendation (April 22, 2014):  
Approval of the "IL/SP" Light Industrial District with a Special Permit for Resource Extraction, subject to compliance with the site plan and six conditions.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by GMG Partners, LP ("Owner"), by changing the UDC Zoning Map in reference to 34.12 acres out of Lot 1, Block 10, J.C. Russell Farm Blocks, from the "IL" Light Industrial District to the "IL/SP" Light Industrial District with a Special Permit for Resource Extraction; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Sponsors: Development Services

9. [15-0412](#) **Second Reading Ordinance - Appropriating Funds for the Regional Health Awareness Board (1st Reading 5/19/15)**

Ordinance appropriating payments from Nueces County, in the amount of \$31,000, and from the City of Corpus Christi, in the amount of \$31,000.00, and San Patricio County, in the amount of \$21,000.00 in the No. 1066 Health Grants Fund, as the fiduciary agent on behalf of the Regional Health Awareness Board, for services to be provided by the Board.

Sponsors: Health Department

N. **PUBLIC HEARINGS: (ITEMS 10 - 11)**

10. [15-0523](#) **Public Hearing and First Reading Ordinance - Annexing land located at the intersection of Leopard Street and Clarkwood Road**

Ordinance annexing 70.25 acres of land owned by the SKB Acquisition LLC, formerly known as the Sam Kane Beef Processors, located at the intersection of Leopard Street and Clarkwood Road; providing that the owners and inhabitants are entitled to all rights, privileges, and burdens of other citizens and property owners of the City of Corpus Christi and are subject to and bound by the City Charter, ordinances, resolutions, and rules; providing for amendment of the official maps of the City of Corpus Christi; providing for severance; providing an effective date; and providing for publication.

Sponsors: Development Services

11. [15-0492](#) **Public Hearing and First Reading Ordinance - Rezoning property located at 7321 South Staples Street (FM 2444)**

Case No. 0315-01 Doxa Enterprises, LP: 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 to be

rezoned is described as 0.826 acres out of Lots 7 and 8, Section 6, Flour Bluff and Encinal Farm and Garden Tract, located west of South Staples Street (FM 2444) and south of Henderson Street.

Staff Recommendation: Approval of the rezoning to the "CG-2" General Commercial District (Requires 3/4 vote for approval).

Planning Commission Recommendation (March 25, 2015): Denial of the "CG-2" General Commercial District and, in lieu thereof, approval of the "CN-1" Neighborhood Commercial District

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Doxa Enterprises, LP ("Owner"), by changing the UDC Zoning Map in reference to 0.826 Acres out of Lots 7 and 8, Section 6, Flour Bluff and Encinal Farm and Garden Tract, from the "FR" Farm Rural District to the "CN-1" Neighborhood Commercial District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Sponsors: Development Services

**O. REGULAR AGENDA: (ITEM 12)**

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

**ONE READING ACTION ITEM**

**12. [15-0479](#) One Reading Ordinance - Accepting and Appropriating additional grant funds for collaborative enforcement efforts**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept additional grant funds in the amount of \$104,108.13 from Nueces County for funding eligible under the FY 2013 Department of Homeland Security Grant Program Operation Stonegarden to reimburse overtime, fringe benefits, and equipment expenditures for the Police Department's collaborative enforcement efforts with Nueces County along routes of ingress and egress to include (but not limited to) U. S. Highway 77 and State Highway 44; appropriating the \$104,108.13 in the No. 1061 Police Grants Fund; and declaring an emergency.

Sponsors: Police Department

**P. FIRST READING ORDINANCES: (ITEMS 13 - 17)**

**13. [15-0427](#) First Reading Ordinance - Appropriating funds for Women, Infants and Children (WIC) grant amendment**

Ordinance authorizing the City Manager, or his designee, to execute all documents necessary to accept and appropriate additional funding in the amount of \$88,902.00 to the current contract amount of \$963,369.00 for a total grant in the amount of \$1,052,271.00 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; and to ratify acceptance of the grant to begin as of January 1, 2015.

**Sponsors:** Health Department

14. [15-0436](#) **First Reading Ordinance - Construction contract and appropriating funds for Hike and Bike Trail Development - Schanen Ditch Project (BOND 2012)**

Ordinance appropriating \$721,182 of anticipated revenues from the Texas Department of Transportation in Fund No. 3280 for the Hike and Bike Trail Development - Schanen Ditch project (BOND 2012); changing the FY 2015 Capital Improvement Budget adopted by Ordinance No. 030303 to increase revenues and expenditures by \$721,182; and authorizing the City Manager, or designee, to execute a construction contract with LNV, Inc. of Corpus Christi, Texas in the amount of \$1,194,858.16 for the Hike and Bike Trail Development - Schanen Ditch project (BOND 2012) for the Base Bid.

**Sponsors:** Parks and Recreation Department and Capital Programs

15. [15-0489](#) **First Reading Ordinance - Closing a utility easement located north of South Padre Island Drive and east of Admiral Drive**

Ordinance abandoning and vacating a 1,450-square foot portion of an existing 10-foot wide utility easement out of a part of Lot 8, and Lots 15-17, Block J, Flour Bluff Estates, located north of the South Padre Island Drive (SH 358) state right-of-way, and east of the Admiral Drive public street right-of-way; and requiring the owner, Blue Sand Development, LLC., to comply with the specified conditions.

**Sponsors:** Development Services

16. [15-0474](#) **First Reading Ordinance - Appropriating Funds and Amending the Service Agreement for Strategic Planning Services**

Ordinance appropriating \$53,997 from the unreserved fund balance in the No. 4610 Airport Fund for the Airport's share of Goody Clancy Amendment No. 2 for strategic planning services project at Corpus Christi International Airport; and amending the FY2014-2015 Operating Budget adopted by Ordinance No. 030294 to increase expenditures by \$53,997; authorizing the City Manager, or designee, to execute Amendment No. 2 to a contract with Goody Clancy and Associates Inc., of Boston, Massachusetts in the amount of \$72,835 for a total re-stated fee not to exceed \$1,409,641 for Strategic Planning Services.

**Sponsors:** Aviation Department, Purchasing Division and Development Services

17. [15-0433](#) **First Reading Ordinance - Appropriating funds for Airport terminal maintenance**

Ordinance appropriating \$183,000 from the unreserved fund balance in the No. 4610 Airport Fund for a major terminal maintenance and improvement project at the Corpus Christi International Airport; and amending the FY2014-2015 Operating Budget adopted by Ordinance No. 030294 to increase expenditures by \$183,000.

**Sponsors:** Aviation Department

Q. **FUTURE AGENDA ITEMS: (ITEMS 18 - 24)**

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

18. [15-0464](#) **Purchase of Ammunition for Police Department**

Motion approving the purchase of approximately 320,000 rounds of ammunition from Precision Delta Corporation, Rulerville, Mississippi in accordance with Bid Event No. 42 based on only bid for a one-time expenditure of \$66,592. Funds are budgeted in the General Fund and the Crime Control Fund No 9010 in FY 2014-2015.

**Sponsors:** Purchasing Division and Police Department

19. [15-0442](#) **Lease-Purchase of Ambulances**

Motion approving the lease-purchase of two (2) ambulances from Knapp Chevrolet, Houston, Texas for a total amount of \$322,440.88, of which \$5,374.01 is required for the remainder of FY 2014-2015. The award is based on the cooperative purchasing agreement with the Texas Local Government Purchasing Cooperative (TLGPC). Financing for the lease-purchase will be provided through the City's lease-purchase financing contractor.

**Sponsors:** Purchasing Division and Fire Department

20. [15-0455](#) **Approving application submission for Beach Cleaning and Maintenance funding**

Resolution authorizing the City Manager or designee to execute all documents necessary to request continued financial assistance for beach cleaning and maintenance on North Padre Island and Mustang Island during FY 2015-2016 under the Texas General Land Office's Beach Cleaning and Maintenance Assistance Program

**Sponsors:** Parks and Recreation Department

21. [15-0426](#) **Engineering Construction Contracts for ADA Improvements in Community Development Block Grant (CDBG) Areas**

Motion authorizing the City Manager, or designee, to execute a construction contract with Ti-Zack Concrete, Inc. of Le Center, Minnesota in the amount of \$312,267.00 for ADA Improvements in CDBG (Community Development Block Grant) Areas FY 2013 for the total base bid Part A, and to execute a construction contract with A. Ortiz Construction & Paving, Inc. of Corpus Christi, Texas in the amount of \$152,456.25 for Accessible Routes in CDBG Residential Areas Phase 3 for the total base bid Part B.

Sponsors: Office of Public Works and Capital Programs

22. [15-0467](#) **Engineering Construction Contract for Waterline and Gas Line Extension**

Motion authorizing the City Manager or designee to execute a construction contract with Clark Pipeline Services, in the amount of \$2,381,598.50 for the Padre Island Water Line and Gas Line Extension.

Sponsors: Capital Programs, Gas Department and Water/Wastewater Treatment

23. [15-0428](#) **Construction contract for programmed lifecycle replacement and extension of the City's water distribution system**

Motion authorizing the City Manager, or designee, to execute a construction contract with Clark Pipeline Services of Corpus Christi, Texas in the amount of \$2,300,000 for the Programmed Waterline Service Life Extension for Citywide Distribution Repair and Replacement - Indefinite Delivery/Indefinite Quantity (ID/IQ) Procurement for the total base bid.

Sponsors: Capital Programs and Water/Wastewater Treatment

24. [15-0493](#) **Authorizing the City Manager to enter into Water Contracts for properties in Sun George Village Subdivision**

Resolution authorizing the City Manager or designee to enter into outside city limits water contracts with the property owners in the Sun George Village Subdivision to provide public water to their respective properties pursuant to Section 55-113, City Code of Ordinances

Sponsors: Development Services

R. **BRIEFINGS: (ITEM 25)**

*Briefing information will be provided to the City Council during the Council meeting. Briefings are for Council information only. Council may give direction to the City Manager, but no other action will be taken and no public comment will be solicited.*

25. [15-0531](#) **Job Order Contracts Discussion**

Sponsors: Capital Programs and Office of Public Works

**S. LEGISLATIVE UPDATE:**

*This item is for Council's informational purposes only. Council may give direction to the City Manager, but no other action will be taken and no public comment will be solicited.*

[15-0544](#) Legislative Update

**Sponsors:** Intergovernmental Relations

**T. ADJOURNMENT**