



Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Minutes City Council

Tuesday, April 29, 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 Dr. Bob Eckhert.

Dr. Bob Eckhert gave the invocation.

C. Pledge of Allegiance to the Flag of the United States.

Director of Gas Operations Debbie Marroquin lead 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 required Charter Officers were present to conduct the meeting. City Secretary Huerta announced that Mayor Pro Tem Priscilla Leal has been granted a leave of absence.

Charter Officers:

Assistant City Manager Susan Thorpe, Interim City Attorney Barney L. Knight, and City Secretary Rebecca Huerta.

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

Absent: 1 - Council Member Priscilla Leal

E. Proclamations / Commendations

1. Proclamation declaring April 29, 2014 as "National Mayor's Challenge for Water Conservation Day"
Proclamation declaring May 3, 2014 as "CASA 5K SuperHero Run Walk"
Proclamation declaring May 4-10, 2014 as "National Children's Mental Health Awareness Week"

Proclamation declaring May 4-10, 2014 as "Goodwill Industries Week"
Proclamation declaring May 5-11, 2014 as "National Tourism Week"
Proclamation declaring May 10, 2014 as "Lemonade Day Corpus Christi"

Proclamation declaring May 12, 2014 as "National Peace Officers' Memorial Day" & May 11-17, 2014, as "National Police Week"
Certificate of Commendation- Carroll & Moody High Schools, Baker & South Park Middle Schools, and Sam Houston Elementary School for Their Students' Outstanding Leadership in Raising Funds for the Triumph Over Kid Cancer Foundation

Mayor Martinez presented the proclamations.

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 audience. Joan Veith encouraged the community to thank police officers for their service to the community. Jack Gordy spoke regarding the City's policy for transporting opossums and requested this item be placed on the agenda to reverse the current policy. Foster Edwards, CEO of the Corpus Christi Chamber of Commerce provided highlights from the Chamber's recent "CB to DC" trip and thanked Council Member Magill for attending. Tim Dowling spoke regarding a future rezoning project that is scheduled for May 13th and spoke in opposition to the location of the project. Tom Corbin also spoke in opposition to the upcoming zoning project because of the location and negative impact it would have on the neighborhood. Camille Thomason requested a full accounting of the Waiver 1115 funds. Johnny French expressed concern regarding the opossum release locations and the affect the releases will have on migratory birds and endangered species.

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

Mayor Martinez referred to City Manager's Comments.

a. City Performance Report - Capital Programs

Interim Director of Capital Programs Natasha Fudge provided a briefing on the operations, mission, and goals of the Capital Programs Department.

b. Other

None.

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 Sections 551.071 and 551.072, Texas Government Code, and Rule 1.05 Texas Disciplinary Rules of Professional Conduct, regarding acquisition of permits and easements related to Mary Rhodes Pipeline Phase II, with possible discussion and action in open session.

This E-Session Item was discussed in executive session

3. Executive session pursuant to Texas Government Code Section 551.074 Personnel Matters to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of all Municipal Court Judges with possible discussion and action in open session.

The Council returned from executive session. Mayor Martinez stated that the following motion was discussed in executive session for Council consideration:

Motion granting step increases for all Municipal Court Judges (Judge Patrick O'Hare, Step 7, \$90,674; Judge Rodolfo Tamez, Step 11, \$100,087; Judge Inna Rogoff-Klein, Step 7, \$90,674; Judge Julianna Rivera, Step 7, \$90,674; Judge Mike Alaniz, Step 7, \$90,674; Presiding Judge Margie Flores, Step 9, \$105,018; Part-time Judge Todd Anthony Robinson, Step 7, \$15,868; Part-time Judge Ray Anthony Gonzalez, Step 7, \$15,868; Part-time Judge Jerry L. Batek, Step 7, \$15,868; Part-time Judge Christopher Elder Matt, Step 7, \$15,868; and Part-time Judge Craig Henderson, Step 7, \$15,868).

Council Member Loeb made a motion to approve the motion as presented, seconded by Council Member McIntyre. The motion was passed with the following vote:

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

Absent: 1 - Council Member Leal

Abstained: 0

Enactment No: M2014-051

I. **MINUTES:**

4. Regular meeting of April 22, 2014

Mayor Martinez called for the approval of the minutes. Council Member Garza made a motion to approve the minutes, seconded by Council Member Magill and passed unanimously.

J. **BOARDS & COMMITTEE APPOINTMENTS: (NONE)**

K. EXPLANATION OF COUNCIL ACTION:**L. CONSENT AGENDA: (ITEMS 5 - 20)****Approval of the Consent Agenda**

Mayor Martinez referred to the consent agenda. Council Member Riojas requested that Item 6 be pulled for individual consideration. There were no comments from the public. The remaining consent items were passed by one vote as follows:

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

Absent: 1 - Council Member Leal

Abstained: 0

5. Approval to submit a grant application to the Automobile Burglary and Theft Prevention Authority for motor vehicle theft enforcement

Resolution authorizing the City Manager or designee to submit a grant application in the amount of \$645,331 to the Automobile Burglary Theft Prevention Authority (ABTPA) to continue the motor vehicle theft enforcement grant within the Police Department for Year 14 with a City cash match of \$485,161, in-kind match of \$52,045, and program income match of \$7,687 for a total project cost of \$1,190,224 and authorizing the City Manager or the City Manager's designee to apply for, accept, reject, alter or terminate the grant.

This Resolution was passed on the Consent Agenda.

Enactment No: 030161

7. Approving an advance funding agreement for median landscaping on Holly Road from State Highway 286 to Greenwood Drive (Bond 2012)

Resolution authorizing the City Manager, or designee, to execute an Advance Funding Agreement with the Texas Department of Transportation (TXDOT) for approximately 3,800 linear feet of median landscaping on Holly Road from State Highway (SH) 286 to Greenwood Drive (Bond 2012) with the City's participation in the amount of \$37,361.

This Resolution was passed on the Consent Agenda.

Enactment No: 030162

8. Approving architectural design contract amendment no. 1 for aquatic facility upgrades and improvements

Motion authorizing the City Manager or designee to execute Amendment No. 1 to an Architectural Design Contract with Turner Ramirez Associates, Inc. from Corpus Christi, Texas in the amount of \$280,050, for a total re-stated fee of \$329,550, for Aquatic Facility Upgrades and Improvements for the design, bid, and construction phase services. BOND 2012.

This Motion was passed on the Consent Agenda.

Enactment No: M2014-053

9. Professional Service Agreement for Consulting Services related to the RESTORE Act

Motion approving a professional service agreement with Tim Richardson, Rockville, Maryland to provide consulting assistance to the Environmental & Strategic Initiatives Department to secure Deepwater Horizon (DWH) restoration funding, for a total expenditure of \$80,050, of which \$40,025 is required in FY 2013-2014. The term of the agreement will be for twelve months with options to extend for up to two additional twelve-month periods, subject to the approval of the service provider and the City Manager, or designee. Funds have been budgeted by the using Department in FY 2013-2014.

This Motion was passed on the Consent Agenda.

Enactment No: M2014-054

10. Construction contract for facilities ADA improvements at the South Texas Art Museum and barge dock parking lot (Bond 2012)

Motion authorizing the City Manager, or designee, to execute a construction contract with JE Construction Services of Corpus Christi, Texas in the amount of \$294,386.80 for Facilities ADA Improvements: South Texas Art Museum and Barge Dock Parking Lot for the Base Bid plus Additive Alternate No. 1. (Bond 2012)

This Motion was passed on the Consent Agenda.

Enactment No: M2014-055

11. Second Reading Ordinance - Rezoning from the "CG-2" General Commercial District to the "IL" Light Industrial District, on property located at 5650 Wooldridge Road (1st Reading 4/22/14)

Case 0314-02 - Morent, LLC - Series A: A rezoning from the "CG-2" General Commercial District to the "IL" Light Industrial District, resulting in a change to the Future Land Use Plan from commercial to

light industrial. The property is described as Lot 4, Block 16-D, Lokey Subdivision, located along the north side of Wooldridge Road, approximately 530 feet east of South Staples Street.

Planning Commission and Staff Recommendation (March 26, 2014):
Approval of the change of zoning from the "CG-2" General Commercial District to the "IL" Light Industrial District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Morent, LLC - Series A ("Owner"), by changing the UDC Zoning Map in reference to Lot 4, Block 16-D, Lokey Subdivision, from the "CG-2" General Commercial District to the "IL" Light Industrial 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 and approved with the following vote:

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

Absent: 1 - Council Member Leal

Abstained: 0

Enactment No: 030163

12.

Second Reading Ordinance - Rezoning from the "FR" Farm Rural District to the "CG-2" General Commercial District on Tract 1; to the "RM-2" Multifamily 2 District on Tract 2; to the "RM-1" Multifamily 1 District on Tract 3; to the "RS-4.5" Single-Family 4.5 District on Tract 4; and to the "RS-TF" Two-Family District on Tract 5, on property located at 8010 Yorktown Boulevard (1st Reading 4/22/14)

Case 0314-04 Dorsal Development, LLC: A change of zoning from the "FR" Farm Rural District to the "CG-2" General Commercial District on Tract 1; to the "RM-2" Multifamily 2 District on Tract 2; to the "RM-1" Multifamily 1 District on Tract 3; to the "RS-4.5" Single-Family 4.5 District on Tract 4; and to the "RS-TF" Two-Family District on Tract 5. The property is described as being a 70.201-acre tract of land out of Lots 7, 8, 9 and 10, Section 25 and Lots 1, 2, 5 and 6, Section 34, Flour Bluff and Encinal Farm and Garden Tracts, located along the north side of Yorktown Boulevard at the intersection of Starry Road.

Planning Commission and Staff Recommendation (March 26, 2014):
Approval of the change of zoning for all Tracts.

Ordinance

Ordinance amending the Unified Development Code (“UDC”), upon application by Dorsal Development, LLC (“Owner”), by changing the UDC Zoning Map in reference to a 70.201-acre tract of land out of Lots 7, 8, 9 and 10, Section 25 and Lots 1, 2, 5 and 6, Section 34, Flour Bluff and Encinal Farm and Garden Tracts, from the “FR” Farm Rural District to the “CG-2” General Commercial District on Tract 1; to the “RM-2” Multifamily 2 District on Tract 2; to the “RM-1” Multifamily 1 District on Tract 3; to the “RS-4.5” Single-Family 4.5 District on Tract 4; and to the “RS-TF” Two-Family District on Tract 5; 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: 030164

13. Second Reading Ordinance - Rezoning from the "RS-6" Single-Family 6 District to the "CG-2" General Commercial District, on property located at 11930 Leopard Street (1st Reading 4/22/14)

Case 0314-03 ZEBBA, LLC: A change of zoning from the “RS-6” Single-Family 6 District to the “CG-2” General Commercial District, resulting in a change to the Future Land Use Plan from low density residential to commercial uses. The property is described as being a 5.864-acre tract of land out of Tract 11 of the Partition of the Estate of John B. Harney, located between Leopard Street and Interstate Highway 37, approximately 1,200 feet east of Callicoatte Road.

Planning Commission and Staff Recommendation (March 26, 2014): Approval of the change of zoning from the “RS-6” Single-Family 6 District to the “CG-2” General Commercial District.

Ordinance:

Ordinance amending the Unified Development Code (“UDC”), upon application by ZEBBA, LLC (“Owner”), by changing the UDC Zoning Map in reference to a 5.864-acre tract of land out of Tract 11 of the Partition of the Estate of John B. Harney, from the “RS-6” Single-Family 6 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: 030165

14. Second Reading Ordinance - Accepting and appropriating a Federal grant to combat drug trafficking (1st Reading 4/22/14)

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant modification award in the amount of \$165,700 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 \$165,700 in the No. 1061 Police Grants Fund.

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

Enactment No: 030166

15. Second Reading Ordinance - Accepting and appropriating increase in State grant for homeland security (1st Reading 4/22/14)

Ordinance authorizing the Mayor or designee to execute all documents necessary to accept a grant adjustment from the Texas Department of Public Safety/Texas Homeland Security State Administrative Agency (TXHLS-SAA) to increase the amount from \$60,678.80 to \$75,678.80 for FY 2012 Homeland Security Grant Program (HSGP), State Homeland Security Program (SHSP); and appropriating \$15,000.00 from the Texas Department of Public Safety/Texas Homeland Security State Administrative Agency (TXHLS-SAA), FY 2012 Homeland Security Grant Program (HSGP), State Homeland Security Program (SHSP), into the No. 1062 Fire Grants Fund to carry out homeland security projects that will significantly improve local and regional terrorism prevention, preparedness, response, and recovery capabilities.

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

Enactment No: 030167

16. Second Reading Ordinance - Accepting and appropriating a State grant increase for Women, Infants and Children (WIC) grant (1st Reading 4/22/14)

Ordinance authorizing the City Manager, or his designee, to execute all documents necessary to accept and appropriate a six month grant extension amendment in the amount of \$470,578 from the Texas Department of State Health Services in the Health Grant Fund No. 1066, to provide funds for the Women, Infants, and Children (WIC) program for the extended contract period of April 1, 2014 thru September 30, 2014; and to ratify acceptance of the grant extension amendment to begin as of April 1, 2014.

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

Enactment No: 030168

17. Second Reading Ordinance - Participation agreement for the extension of Rancho Vista Boulevard (1st Reading 4/22/14)

Ordinance authorizing the City Manager or designee to execute a developer participation agreement with Yorktown Oso Joint Venture, ("Developer"), to reimburse the Developer up to \$67,952.92 for the City's share of the cost to extend Rancho Vista Boulevard, in accordance with the Unified Development Code.

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

Enactment No: 030169

18. Second Reading Ordinance - Closing a portion of a pipeline easement located north of Saratoga Boulevard and east of Ayers Street (1st Reading 4/22/14)

Ordinance abandoning and vacating a portion of an existing blanket pipeline easement within a 4.07 acre tract, out of a part of Lot 5, Section 8, Bohemian Colony Lands, located north of the Saratoga Boulevard (State Highway 357) state right-of-way, and located east of the Ayers Street public right-of-way; and requiring the owner, Spear Consolidated, Ltd., to comply with the specified conditions.

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

Enactment No: 030170

19. Second Reading Ordinance - Approving the resale of twenty-five (25) foreclosed properties (1st Reading 4/22/14)

Ordinance authorizing the resale of twenty-five (25) properties for \$123,650.00 which were foreclosed upon for failure to pay ad valorem taxes, of which the City shall receive \$15,013.28 plus \$19,505.27 for partial payment of City paving and demolition liens.

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

Enactment No: 030171

20. Second Reading Ordinance - Appropriating funds for repair and maintenance at the American Bank Center & Arena (1st Reading 4/22/14)

Ordinance approving a grant of \$193,375.66 to SMG-American Bank Center for repair and maintenance needs at the Arena; appropriating \$193,375.66 from the unreserved fund balance in the No. 1130 Arena Facility Fund for these needs; amending the FY 2013-2014 Operating Budget adopted by Ordinance No. 029915 to increase expenditures by

\$193,375.66.

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

Enactment No: 030172

6. Service Agreement for Diabetes Care Team

Motion approving a service agreement for a Diabetes Care Team for the Corpus Christi Nueces County Public Health District (CCNCPHD) with Texas A&M Health Science Center (Coastal Bend Health Education Center), Corpus Christi, Texas, in accordance with Request for Proposal No. BI-0020-14 for an estimated three-year expenditure of \$840,000, of which \$100,800 is required for FY 2013-2014. The term of the service agreement will be for three years. Funds are budgeted in the Nueces County Health District Fund.

Mayor Martinez referred to Item 6. Interim Procurement Manager Gabriel Maldonado provided information on the Request for Proposal (RFP) process for the diabetes care team program; the qualification requirements set out in the RFP; and the reasons the Food Bank of Corpus Christi did not meet the minimum requirements. Council members asked questions regarding the following topics: the minimum requirement for Certified Diabetes Educators and community health workers at the time of the RFP; the funding for the diabetes program from the 1115 Waiver; concerns that the funding for the diabetes program would be more beneficial by leveraging the funding across the board to diabetes program providers; how the additional funds for the diabetes program will be used; the procurement process and evaluation matrix; whether the funding will be used for administrative costs; whether the Coastal Bend Health Education Center (CBHEC) could allocate funds to other organizations; RFP being drafted based on the requirements from the National Diabetes Association; whether language can be included in the service agreement to specify the exclusion of administration fees and using the funds locally; whether approval of this item could be delayed; the RFP not allowing for subcontracting; the procurement process; the number of patients and funding that will be allocated in years 1 through 3 of the program; the purpose of the 1115 Waiver; the timeframe to re-bid the RFP; and the cost per patient. Starr Flores with CBHEC responded to questions regarding the program requirements; the number of patients the program will target; and the services that will be provided.

Mayor Martinez called for comments from the public. Abel Alonzo spoke in support of approving the service agreement with CBHEC and not delaying the process. Dr. Melissa Wilson spoke regarding the development of the 1115 Waiver; the purpose of the transformation grant and the local requirements established for the RFP. Dr. Wilson stated that she did not think it was wise that the majority of the funding for diabetes care be provided to only one program.

Council Member Riojas made a motion to table this item until May 13th, seconded by Council Member Magill. A discussion ensued regarding the criteria in the RFP and the evaluation matrix. Assistant City Manager Susan Thorpe stated that staff recommends awarding the RFP in the amount of \$840,000 to this organization to move forward and in addition, go out for a

shorter RFP that is more open and flexible allowing health workers and diabetes experts to work in partnership with different agencies. Council Member Riojas withdrew her motion to table and Council Member Magill withdrew his second to the motion.

Council Member Riojas made a motion approving this first phase of the diabetes initiative with Coastal Bend Health Education Center and directing staff to utilize the balance of the \$1.5 million using a collaborate process, to leverage all of the monies to fund different, distinct, and diverse ways to address the diabetes issue in our community, including the use of other processes, including Request for Proposals or Requests for Qualifications, seconded by Council Member Loeb. The motion was passed and approved with the following vote: Martinez, Allen, Garza, Loeb, Magill, McIntyre, Riojas, and Scott, voting "Aye"; Leal was absent., seconded by Council Member Loeb. The motion was passed and approved with the following vote: Martinez, Allen, Garza, Loeb, Magill, McIntyre, Riojas, and Scott, voting "Aye"; Leal was absent.

The motion was passed and approved with the following vote:

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

Absent: 1 - Council Member Leal

Abstained: 0

Enactment No: M2014-052

M. PUBLIC HEARINGS: (NONE)

N. REGULAR AGENDA: (ITEM 21)

21. Second Reading Ordinance - Accepting and appropriating Federal funds for Desalination program and amending engineering contract for Desalination program (1st Reading 4/22/14)

Ordinance amending the FY 2014 Capital Improvement Budget adopted by Ordinance No. 029916 to transfer and appropriate \$1,080,735 from the Unreserved Fund Balance in No. 4041 Raw Water Supply Development Fund to and appropriating in the No. 4080 Water CIP Fund for the City of Corpus Christi Desalination Program; accepting and appropriating a grant in the amount of \$400,000 from the United States Department of Interior Bureau of Reclamation in Fund 1052 Water Grant Fund for Project No. E13063 City of Corpus Christi Desalination Program; amending the FY 2014 Capital Improvement Budget adopted by Ordinance No. 029916 to add Project No. E13063 City of Corpus Christi Desalination Program; increasing expenditures and revenues in the amount of \$1,480,735; authorizing the City Manager, or designee to execute all documents necessary to accept the grant for the City of Corpus Christi

Desalination Program Pilot Study; authorizing the City Manager, or designee, to apply for additional federal and state grants with anticipated use of the City of Corpus Christi Desalination Program Pilot Study funds for any grant matches; and authorizing the City Manager or designee to execute Amendment No. 1 to the engineering contract with Freese and Nichols, Inc. of Corpus Christi, Texas in the amount of \$966,699, for a total restated fee not to exceed \$1,016,047 for Project No. E13063 City of Corpus Christi Desalination Program.

Mayor Martinez referred to Item 21. Executive Director of Public Works Dan Biles stated that the purpose of this item is to amend the Capital Improvement Budget and award the design contract to Freese and Nichols Inc. for the City of Corpus Christi Desalination Program. Mr. Biles presented information to amend the contract to allow for more flexibility of technology. Council Member McIntyre made a motion to amend the contract, seconded by Council Member Magill. There were no comments from the Council or the public. This Ordinance was passed on second reading as amended and approved with the following vote:

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

Absent: 1 - Council Member Leal

Abstained: 0

Enactment No: 030173

O. FIRST READING ORDINANCES: (ITEMS 22 - 23)

22. First Reading Ordinance - Participation agreement with developer and reimbursement for the City's cost of South Oso Parkway

Ordinance authorizing the City Manager or designee to execute a developer participation agreement with MPM Development, LP., ("Developer"), to reimburse the Developer up to \$215,861.52 for the City's share of the cost to extend South Oso Parkway, in accordance with the Unified Development Code.

Mayor Martinez referred to Item 22. Interim Assistant Director of Development Services Julio Dimas stated that the purpose of this item is to authorize a developer participation agreement with MPM Development LP to reimburse the developer for the City's share of the cost to extend South Oso Parkway. 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 - Council Member Allen, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

Absent: 1 - Council Member Leal

Abstained: 0

23. First Reading Ordinance - Approving an agreement and appropriating funds to reimburse developer for the construction of water arterial transmission and grid main line located south of Leopard Street and east of McKinzie Road

Ordinance authorizing city manager or designee to execute a water arterial transmission and grid main construction and reimbursement agreement ("Agreement") with First Landmark Development Inc., ("Developer"), for the construction of a water arterial transmission and grid main line and appropriating \$104,218.24 from the No. 4030 Arterial Transmission and Grid Main Trust Fund to reimburse the Developer in accordance with the Agreement.

Mayor Martinez referred to Item 23. Interim Assistant Director of Development Services Julio Dimas stated that the purpose of this item is to execute a water arterial transmission and grid main construction and reimbursement agreement for Overland Meadows Unit 6 subdivision to construct a water arterial transmission and grid main line. 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 - Council Member Allen, Council Member Loeb, Mayor Martinez, Council Member Scott, Council Member Magill, Council Member McIntyre, Council Member Riojas and Council Member Garza

Absent: 1 - Council Member Leal

Abstained: 0

P. RECESS TO THE CORPORATION MEETING: (ITEM 24)

24. Special Board Meeting of the Corpus Christi Housing Finance Corporation.

Mayor Martinez recessed the regular Council meeting to hold a meeting a of the Corpus Christi Housing Finance Corporation.

Q. RECONVENE THE CITY COUNCIL MEETING:

Mayor Martinez reconvened the regular Council meeting.

R. FUTURE AGENDA: (ITEMS 25 - 26)

Mayor Martinez referred to the Future Agenda. Assistant City Manager Susan Thorpe stated that staff did not have any planned presentations.

25. Supply agreement for cement stabilized sand and cushion sand for backfill of utility trenches after repairs are complete

Motion approving a supply agreement with G.P Transport Inc., Corpus Christi, Texas for cement stabilized sand and cushion sand in accordance with Bid Invitation No. BI-0124-14, based on only bid for

an estimated twelve month expenditure of \$167,250.00 of which \$69,687.50 is required for the remainder of FY 2013-2014. The term of the supply agreement will be for twelve months with an option to extend for up to two additional twelve-month periods subject to the approval of the supplier and the City Manager or designee. Funds are available in the Utilities Operations Budget in FY 2013-2014.

This Motion was recommended to consent agenda.

26. Landscape maintenance agreement for landscape improvements on State Highway 286 at J. C. Elliott Landfill Transfer Station

Resolution authorizing the City Manager, or designee, to execute a Landscape Maintenance Agreement with the Texas Department of Transportation (TXDOT) for landscape improvements within the project's scope of SH 286 (Crosstown Expressway) at J. C. Elliott Landfill Transfer Station.

This Resolution was recommended to consent agenda.

S. BRIEFINGS TO CITY COUNCIL: (NONE)

T. ADJOURNMENT

The meeting was adjourned at 3:11 p.m.