



Corpus Christi

1201 Leopard St
Corpus Christi, TX 78401
CCtexas.com

Meeting Agenda - Final City Council

Tuesday, July 24, 2012

12:00 PM

Council Chambers

10:00 AM Public Notice is hereby given that the City Council will meet in Workshop Session on Tuesday, July 24, 2012 at 10:00 a.m. in the Council Chambers, 1201 Leopard, Corpus Christi, Texas to discuss Bond 2012 Project Recommendations / Street Improvement Funding Recommendations.

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 4:00 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 Joe Adame to call the meeting to order.**
 - B. Invocation to be given by Pastor Kyle Livingston, Southside Community Church.**
 - C. Pledge of Allegiance to the Flag of the United States.**
 - D. City Secretary Armando Chapa to call the roll of the required Charter Officers.**
 - E. Proclamations / Commendations**
- 1 [12-00524](#) Proclamation declaring July 24-29, 2012 as "TAAF Summer Games of Texas Week"
Proclamation declaring August 3-5, 2012 as "Texas A&M Health Science Central Coastal Bend Health Education Center 8th Annual Diabetes Conference Weekend"
Proclamation declaring July 28, 2012 as "Feria de las Flores Day"
Presentation to Jazmine Lawrence, Local Winner of the U.S. Conference

of Mayors National Contest "DollarWi\$e - Mayors for Financial Literacy"

F. MINUTES:

- 2 [12-00525](#) Approval of Meeting Minutes - July 17, 2012.

G. BOARDS & COMMITTEE APPOINTMENTS: (NONE)

H. 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.

I. CONSENT AGENDA: (ITEMS 3-8)

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.

- 3 [12-00478](#) **Acceptance of grant and appropriation of funds for Marina boat pump-out system**

First Reading Ordinance - Authorizing the City Manager or designee to execute all documents necessary to accept a grant from the Texas Parks and Wildlife Department in the amount of \$12,457.00 for the Corpus Christi Marina boat pump-out system, with a City match of \$4,152.50 in the No. 4700 Marina Fund for a total project cost of \$16,609.50; and appropriating the \$12,457.00 grant in the No. 1058 Marina Grants Fund for a boat pump-out system for the Corpus Christi Marina.

Sponsors: Municipal Marina

- 4 [12-00485](#) **Agreement with CCISD for juvenile assessment center services**

Resolution authorizing the City Manager or designee to execute an Interlocal Agreement with the Corpus Christi Independent School District to provide Juvenile Assessment Center services.

Sponsors: Parks and Recreation Department

- 5 [12-00483](#) **Professional services contract for third party review of FEMA data and model analysis of seawall area (Related items 5-6)**

Ordinance approving and appropriating the transfer of \$175,000 from Unreserved Fund balance in No. 1120 Seawall Improvement Fund to and appropriating in the No. 3271 Seawall Type A CIP Fund for the Preliminary FEMA Bayfront Flood Insurance Rate Maps Assessment Project; and declaring an emergency.

Sponsors: Engineering Department

- 6 [12-00482](#) Ordinance amending the FY 2012 Capital Improvement Budget adopted by Ordinance No. 029135 to add Project No. E12070 Preliminary FEMA Bayfront Firm Assessment; increasing revenues and expenditures in the amount of \$175,000 each; and declaring an emergency.

Sponsors: Engineering Department

- 7 [12-00484](#) Motion authorizing the City Manager, or designee, to execute a Professional Services Contract with HDR Engineering, Inc. of Corpus Christi, Texas in the amount of \$168,312.00 for the Preliminary FEMA Bayfront Flood Insurance Rate Maps Assessment project

Sponsors: Engineering Department

- 8 [12-00477](#) **Ordinance renaming North Beach**

Second Reading Ordinance - To rename certain areas in the City of Corpus Christi as "North Beach". (1st Reading - 7/17/12)

Sponsors: Parks and Recreation Department

J. **EXECUTIVE SESSION: (NONE)**

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 office.

K. **PUBLIC HEARINGS:**

- 9 [12-00490](#) **Amend Consolidated Annual Action Plan for Community Development Block Grant project**

Public hearing to consider a motion regarding an amendment to the 2005 and 2010 Consolidated Annual Action Plans (CAAP) approved by the U.S. Department of Housing and Urban Development (HUD) to change the location and scope of work for a FY05 and FY10 Community Development Block Grant project for AVANCE; and to authorize the City Manager or designee, following the conclusion of the public comment period required

by HUD, to amend the FY05 and FY10 CAAP, by changing the location and scope of work for a Community Development Block Grant project for AVANCE; and to execute all necessary documents with HUD and the CAAP grantee as may be required to complete the project.

Sponsors: Neighborhood Services

- 10 [12-00467](#) Public Hearing for the Proposed Bond Issue 2012

Sponsors: Planning/Environmental Services

L. REGULAR AGENDA: (ITEMS 11-15)

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

- 11 [12-00464](#) **Approval of FY 2012-13 Capital Budget**

Second Reading Ordinance - Approving the Fiscal Year 2012-2013 Capital Budget and Capital Improvement Planning Guide in the amount of \$212,844,400. (1st Reading - 7/17/12)

Sponsors: Office of Management and Budget and Planning/Environmental Services

- 12 [12-00451](#) **Award of construction contract and amendments to professional services contracts for Williams Drive phase 1 and 2 (Bond 2008) (Related items 12 - 14)**

Motion authorizing the City Manager, or designee, to execute a Construction Contract with Reytec Construction Resources, Inc of Houston, Texas in the amount of \$17,714,384.10 for Williams Drive Phases 1 & 2 from Rodd Field to Nile Drive and Nile Drive to Airline Road for the Base Bid and Additive Alternates No. 1 & 2. (Bond 2008)

Sponsors: Engineering Department and Street Department

- 13 [12-00453](#) Motion authorizing the City Manager, or designee, to execute Amendment No. 3 to a Contract for Professional Services with RVE, Inc. of Corpus Christi, Texas in the amount of \$85,160.00 for a restated fee of \$1,115,640.00 for Williams Drive Phase 1 from Rodd Field to Nile Drive for TxDOT assistance, plan revisions, and additional construction observation services. (Bond 2008)

Sponsors: Engineering Department and Street Department

- 14 [12-00454](#) Motion authorizing the City Manager, or designee, to execute Amendment No. 1 to a Contract for Professional Services with Naismith Engineering, Inc. of Corpus Christi, Texas in the amount of \$126,540.00 for a restated fee of \$1,232,714.00 for Williams Drive Phase 2 from Nile Drive to Airline Road for additional construction observation services. (Bond 2008)

Sponsors: Engineering Department and Street Department

15 [12-00457](#) **Amendment to professional services contract to elevate and redesign Corpus Christi Beach bath house**

Motion authorizing the City Manager, or designee, to execute Amendment No. 2 to a Contract for Professional Services with Chuck Anastos Associates, LLC. of Corpus Christi, Texas in the amount of \$49,699.00 for a total re-stated fee of \$99,524.00 for the Corpus Christi Beach New Bath House (Bond 2008).

Sponsors: Parks and Recreation Department and Engineering Department

M. FIRST READING ORDINANCES: (ITEMS 16 - 22)

16 [12-00508](#) **Ordinance appropriating and transferring Raw Water Supply Development Fund balance to consolidate revenues into one fund**

Ordinance appropriating July 31, 2012 balance in the Raw Water Supply Development Fund, currently estimated to be \$4,751,216, in the Fund 4010 Water Fund; transferring to Fund 4041 Raw Water Supply Development Fund.

Sponsors: Water Department, Financial Services Department and Office of Management and Budget

17 [12-00511](#) **Ordinances appropriating fund proceeds and correcting a prior appropriation (Related items 17 - 22)**

Ordinance appropriating \$3,917.52 in AIRPORT CIP interest earnings in the funds as listed in Attachment 1, Section 1 for the City's match for future FAA Grant Projects; Changing the FY 2012 Capital Improvement Budget adopted by Ordinance No. 029135 to increase expenditures by \$3,917.52.

Sponsors: Financial Services Department and Engineering Department

18 [12-00512](#) Ordinance appropriating \$164,518.87 in BOND PROCEED interest earnings for Bayfront, Public Health and Safety, Fire, Police, Sanitary Landfill, Library, Convention Center, Parks, and Streets in the funds as listed in Attachment 1, Section 2 for the stated bond projects not yet complete, similar projects to be approved by City Council or the payment of debt service; Changing the FY 2012 Capital Improvement Budget adopted by Ordinance No. 029135 to increase expenditures by \$164,518.87.

Sponsors: Financial Services Department and Engineering Department

19 [12-00513](#) Ordinance appropriating \$68,927.94 in UTILITY REVENUE BOND interest earnings as listed in Attachment 1, Section 3 for the support of the City's approved Capital Improvement Program; Changing the FY 2012 Capital

Improvement Budget adopted by Ordinance No. 029135 to increase expenditures by \$68,927.94.

Sponsors: Financial Services Department and Engineering Department

- 20 [12-00514](#) Ordinance appropriating \$91,997.53 in SPECIALTY BOND PROCEED interest earnings, contributions for Buddy Lawrence house moving, downtown clean-up, and to aid construction, Texas Department of Transportation refund, Public Right of Way fees, reimbursement from the Regional Transportation Authority, Sales Tax Bonds for the Seawall and Arena, Packery Channel Bonds, and Generic Capital Improvement Funds as listed in Attachment 1, Section 4 for the stated bond projects not yet complete, the support of the City's approved Capital Improvement Program, specific military supported projects and as determined by the Type A Board; Changing the FY 2012 Capital Improvement Budget adopted by Ordinance No. 029135 to increase expenditures by \$91,997.53.

Sponsors: Financial Services Department and Engineering Department

- 21 [12-00516](#) Ordinance appropriating \$166,826.76 in STREET ASSESSMENTS as listed in Attachment 1, Section 5 for the repayment of approved assessment projects; Changing the FY 2012 Capital Improvement Budget adopted by Ordinance No. 029135 to increase expenditures by \$166,826.76.

Sponsors: Financial Services Department and Engineering Department

- 22 [12-00517](#) Ordinance amending Ordinance No 029144 to reduce the amount appropriated of bond proceeds interest earnings and bond company settlement proceeds to \$459,138.91; revising the amount of increase in FY 2010-2011 Capital Improvement Budget expenditure to \$459,138.91; amending Ordinance No. 029146 to reduce the amount appropriated of Specialty Bond Proceeds interest earnings to \$32,929.58; revising the amount of increase in FY 2010-2011 Capital Improvement Budget expenditures to \$32,929.58.

Sponsors: Financial Services Department and Engineering Department

N. FUTURE AGENDA ITEMS: (ITEMS 23 - 35)

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

- 23 [12-00537](#) **Resolution for adding recreational fees for FY 2012-2013**

Resolution adding new rental fees and recreational fees for fiscal year 2012-2013; providing for publication; providing for effective date; and providing for severance.

Sponsors: Parks and Recreation Department

24 [12-00498](#) **Supply agreement for unleaded gasoline and diesel purchased at commercial locations**

Motion approving a supply agreement with Stripes LLC, Corpus Christi, Texas for standard gasoline and ultra-low sulfur diesel fuel in accordance with Bid Invitation No. BI-0194-12 based on only bid for an estimated annual expenditure of \$4,435,881.68. 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 supplier and the City Manager, or designee. Funds have been budgeted by Maintenance Services and the Fire Department in FY [2011-2012](#) and requested for FY [2012-2013](#).

Sponsors: Purchasing Division and Fleet Maintenance Services

25 [12-00479](#) **Lease-Purchase and Purchase of Heavy Trucks**

Motion approving the lease-purchase of eleven (11) heavy trucks and the purchase of four (4) heavy trucks for the total amount of \$1,523,536.00, of which \$388,110.00 is required for the remainder of FY [2011-2012](#) . The heavy trucks are awarded to the following companies for the following amounts in accordance with Bid Invitation No. BI-0175-12, based on lowest responsible bid. Funding for the purchase of the heavy trucks is available in the Capital Outlay Budget of the Fleet Maintenance Services Fund. Financing for the lease-purchase of the heavy trucks will be provided through the City's lease/purchase financing contractor.

Sponsors: Purchasing Division and Fleet Maintenance Services

26 [12-00538](#) **Resolution authorizing Staffing for Adequate Fire and Emergency Response grant application**

Resolution authorizing the City Manager, or designee, to submit a grant application in the amount of \$3,380,824 to the United States Department of Homeland Security - Staffing for Adequate Fire and Emergency Response (SAFER) Grants Program to hire 34 firefighters within the Fire Department and authorizing the City Manager, or designee, to apply for, accept, reject, alter or terminate the grant.

Sponsors: Fire Department

27 [12-00486](#) **Rescinding purchase approval of a software interface to Starlims and approving purchase for Intergraph Corporation**

Motion approving the lease-purchase of eleven (11) heavy trucks and the purchase of four (4) heavy trucks for the total amount of \$1,523,536.00, of which \$388,110.00 is required for the remainder of FY [2011-2012](#) . The

heavy trucks are awarded to the following companies for the following amounts in accordance with Bid Invitation No. BI-0175-12, based on lowest responsible bid. Funding for the purchase of the heavy trucks is available in the Capital Outlay Budget of the Fleet Maintenance Services Fund. Financing for the lease-purchase of the heavy trucks will be provided through the City's lease/purchase financing contractor.

Sponsors: Police Department

28 [12-00319](#) **Purchase of the Source Water Contaminant Event Detection System on the Nueces River**

Motion authorizing the City Manager or his designee to execute documents to purchase the Source Water Contaminant Event Detection System for the Nueces River below Lake Corpus Christi from Hach Company in the amount of \$243,429.59.

Sponsors: Water Department

29 [12-00527](#) **Agreements for disbursement of council members annual salary**

Motion authorizing the City Manager or his designee to execute an agreement with South Texas Council of Boy Scouts in the amount of \$1,500, Tennis for Success in the amount of \$500; and funds to be distributed to the following City projects: HEB Tennis Center in the amount of \$2,000 and Parks, Arts, Leisure & Seniors (P.A.L.S.) - Lindale Park in the amount of \$2,000, to receive the FY2011-2012 council salary funds not receivable by Council Member John Marez in support of programs provided by their organizations in the City of Corpus Christi.

Sponsors: City Secretary's Office

30 [12-00474](#) **Agreement renewing state and federal external legislative consultant contracts**

Motion authorizing the City Manager to execute renewal agreements for governmental relation services with Focused Advocacy for state governmental relations services and with Meyers & Associates for federal governmental relations services.

Sponsors: ACM - Business Support Services and Intergovernmental Relations

31 [12-00519](#) **Motion setting the city council meeting date to adopt the Property Tax Rate and schedule public hearings (Related items 31 - 32)**

Motion setting August 28, 2012 as the date of the adoption of the ad valorem tax rate of \$0.570557 per \$100 valuation.

Sponsors: Financial Services Department

- 32 [12-00520](#) Motion setting a public hearing on the ad valorem tax rate for August 14, 2012 and a second public hearing for August 21, 2012, during the regular City Council meeting beginning at 12:00 p.m. at City Hall, 1201 Leopard Street, Corpus Christi, Texas.

Sponsors: Financial Services Department

- 33 [12-00522](#) **Ordinance authorizing the issuance of Airport Certificates of Obligation**

Ordinance authorizing the issuance of "City of Corpus Christi, Texas Combination Tax and Surplus Airport Revenue Certificates of Obligation, Series 2012 (AMT)" in an amount not to exceed \$6,000,000 for the purpose of financing costs associated with making permanent public improvements to the City's Airport System; providing for the payment of said Certificates by the levy of an ad valorem tax upon all taxable property within the City and further securing said Certificates by a lien on and pledge of the pledged revenues of the Airport System; providing the terms and conditions of said Certificates and resolving other matters incident and relating to the issuance, payment, security, sale, and delivery of said Certificates, including the approval and distribution of an Official Statement; authorizing the execution of a paying agent/registrar agreement and a purchase contract; complying with the requirements of the letter of representations with the depository trust company; delegating the authority to the Mayor and certain members of the City staff to execute certain documents relating to the sale of the Certificates; enacting other provisions incident and related to the subject and purpose of this ordinance; and providing an effective date.

Sponsors: Financial Services Department and Aviation Department

- 34 [12-00500](#) **Resolution approving Texas South - International Alliance Memorandum of Understanding**

Resolution approving the Texas South - International Alliance Memorandum of Understanding between the cities of San Antonio, Brownsville, Edinburg, Laredo, San Marcos and Corpus Christi.

Sponsors: Economic Development and ACM - Business Support Services

- 35 [12-00471](#) **Professional services contract to study the need for new restrictions to protect aquatic life in Oso Bay**

Motion authorizing the City Manager, or designee, to execute a Contract for Professional Services contract with RPS Espey of Austin, Texas in the amount of \$538,680.00 for the Oso Water Reclamation Plant Dissolved Oxygen Modeling for Oso Bay.

Sponsors: Engineering Department and Water Department

O. UPDATES TO CITY COUNCIL: (ITEM 36)

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

- 36 [12-00523](#) Operation Proud Partnership
- Sponsors: Libraries, Police Department and Neighborhood Services

RECESS THE CITY COUNCIL MEETING:

37 [12-00539](#) **Meeting of the Corpus Christi Housing Finance Corporation (CCHFC)**

1. Call meeting to order
2. Secretary Armando Chapa calls roll.
3. Approve minutes from Board meeting of February 28, 2012.
4. Treasurer's Report
5. Election of officers
6. Consider a resolution authorizing the General Manager to designate a person to act as his designee for executing documents of the CCHFC.
7. Public comment
8. Adjourn

Sponsors: Neighborhood Services

RECONVENE THE CITY COUNCIL MEETING

- P. PUBLIC COMMENT FROM THE AUDIENCE ON MATTERS NOT SCHEDULED ON THE AGENDA WILL BE HEARD AT APPROXIMATELY 4:00 P.M., OR AT THE END OF THE COUNCIL MEETING, WHICHEVER IS EARLIER. 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.

Q. CITY MANAGER'S COMMENTS:

* Update on City Operations

R. ADJOURNMENT