



Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Minutes City Council

Tuesday, September 15, 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 Pastor Rod Young, Church of Hope.

Pastor Rod Young gave the invocation.

C. Pledge of Allegiance to the Flag of the United States to be led by Jay Ellington, Director of Parks and Recreation.

Jay Ellington 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.

(Note: Council Member Magill arrived at 11:36 a.m.)

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 September 13-19, 2015, "United States Constitution Week".
Proclamation declaring September 17, 2015, "Mission of Mercy Mobile Medical Program Clinic Day".
Commendation recognizing Carl's Flowers and the Muenzenberger Family for 43 years of dedicated service to the citizens of Corpus Christi and the Coastal Bend.

Mayor Martinez presented a Certification of Commendation recognizing Carl's Flowers and the proclamations.

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

a. OTHER

City Manager Olson stated that Executive Director of Utilities Mark Van Vleck would report on the status of water system. Mr. Van Vleck discussed the use of disinfectant in the city's water system, and how it could have affected the chlorine levels in the water. Under normal conditions, the disinfectant used is chloramine, a mixture of chlorine and ammonia. He discussed the benefits of using chloramine: better taste, promotes growth of biofilm that protects pipes, and it is longer lasting. The byproduct of the mixture is nitrogen, which keeps the biofilm alive. The rate at which the nitrogen is released into the system is dependent upon the water temperature and the rate at which the water moves through the system. If nitrogen levels are too high, the biofilm could thicken and hide bacteria. He said staff suspects that the low chlorine levels in the water system could have been caused by a combination of factors, including closed valves that reduced water flow, continuous rain events that reduced water usage, and the thickening of the biofilm. Due to the low chlorine levels, the water boil advisory was issued. To address the issue, Mr. Van Vleck stated that the disinfectant has been switched to free chlorine, which will remove the biofilm entirely because without nitrogen, it will die. The city is also increasing the water flow through the system by flushing out hydrants, opening valves, and allowing citizens to water grass more frequently. He said the data indicates the whole city should be released from the water boil notice by the end of the week. Mr. Van Vleck stated that the free chlorine would stay in the system for 45-60 days. Moving forward, he said staff would be systematically flushing out more dead end mains, and considering whether to occasionally switch to free chlorine for a 45-60 day period beginning in January 2017. Other ideas would be to switch to pure chlorine if a trigger was present, such as after a continuous rain event that extended for a 60-90 day period.

Council members spoke regarding the following issues: a strategic plan; distribution of a water nitrification report; why valves were closed unknown to staff; citizen complaints about the taste and odor of the water; concern the water boil notice would cause citizens to lose confidence in the city; how many other cities have undergone a water boil; citizen concerns that the chlorine in the water system was a health risk.

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. Jack Gordy, 4118 Bray, spoke regarding Americans with Disabilities Act (ADA)-related mediation regarding palm trees located on Airline Road. City Manager Olson clarified that: previous presentations related to this ADA issue have been provided to the City Council; a booklet relating to this subject was to be provided to

Council Members today; and that the City is not in violation of, but in compliance with the ADA. Gloria Scott, 4422 South Alameda, spoke regarding Plan CC 2035 and requested that City Manager Ron Olson meet with the residents in the Washington Coles/Hillcrest neighborhood regarding the negative effects that the proposed red route to replace the Harbor Bridge will have on those neighborhoods. City Manager Olson clarified that, before such a meeting may be held, resolution to legal complications regarding this issue need to be reached in order that the City's legal position is not compromised. Susie Luna Saldana, 4710 Hakel, spoke regarding taxes related to recent bond issuances; in opposition to city council increasing water rates; and late charges on citizens' water bills. City Manager Olson clarified that increases in water and sewer rates related to utility work required under streets to be repaired in recent bond issuances were disclosed in the information made public regarding the election. Abel Alonzo, 1701 Thames, spoke regarding the agenda of a minority of the community and the necessity of taxes to fund city government. Walter Saganice, 3449 Picadilly Lane, spoke in support of the City Council; the cost of and funding sources for street repairs; and in opposition to City Council-initiated referendums.

I. MINUTES:

3. Regular Meeting of September 8, 2015

Mayor Martinez referred to approval of the minutes.

Council Member McIntyre made a motion to approve the minutes, seconded by Council Member Magill and passed unanimously.

J. BOARD & COMMITTEE APPOINTMENTS:

**4. Committee for Persons with Disabilities
Corpus Christi Convention and Visitors' Bureau**

Mayor Martinez referred to board and committee appointments. The following appointments were made:

Committee for Persons with Disabilities

Council Member Magill made a motion to appoint Donnie Contreras and Dalia Gutierrez, seconded by Council Member McIntyre and passed unanimously.

Corpus Christi Convention & Visitors Bureau

Council Member McIntyre made a motion to reappoint Kaushik Bhakta (Hotel Industry), Angie Flores Granado (At-Large), and Rakesh Patel (Hotel Industry), seconded by Council Member Magill and passed unanimously.

Council Member McIntyre made a motion to appoint Richard Glover (Attraction Industry), Brooke Senterfitt-Montes (Restaurant Industry), and Eduardo (Eddie) Garcia (At-Large), seconded by Council Member Riojas and passed unanimously.

K. EXPLANATION OF COUNCIL ACTION:

L. CONSENT AGENDA: (ITEMS 5 - 13)

Mayor Martinez referred to the Consent Agenda Items. There were no comments from the public. Council Member McIntyre requested that Item 9 be pulled for individual consideration.

Approval of the Consent Agenda

A motion was made by Council Member McIntyre, seconded by Council Member Riojas, to approve the Consent Agenda with the exception of Item 9. The motion carried by 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

5. Contract for 9-1-1 Location Data Management

Motion authorizing the City Manager or his designee to execute a contract with Intrado Systems Corporation in the amount of \$465,312.85 of which \$27,954.25 for one time cost is required for the remainder of FY2014-2015 for 9-1-1 Location Data Management software and services. The term of the contract is three years with two automatic 12 month renewals. The award is based on the cooperative purchasing agreement with the Houston-Galveston Area Council of Governments (HGAC).

This Motion was passed on the Consent Agenda.

Enactment No: M2015-097

6. Developer Participation Agreement to reimburse developer for the City's portion of extending Brockhampton Street located along Brockhampton, south of Saratoga Boulevard (SH 357) and east of Cimarron

Resolution authorizing the City Manager to execute a developer participation agreement with MPM Development, LP., ("Developer"), to reimburse the Developer up to \$135,766.13 for the City's share of the cost to extend Brockhampton Street, in accordance with the Unified Development Code.

This Resolution was passed on the Consent Agenda.

Enactment No: 030606

7. Engineering Construction Contract for Santa Fe Street from Elizabeth Street to Hancock Street (Bond 2014)

Motion authorizing the City Manager, or designee, to execute a construction contract with Haas-Anderson, Inc. of Corpus Christi, Texas in the amount of \$1,240,447.35 for Santa Fe Street from Elizabeth Street to Hancock Avenue for the total Base Bid for a mill and overlay roadway with full depth repairs as required and recommended by the design engineer. (Bond 2014)

This Motion was passed on the Consent Agenda.

Enactment No: M2015-098

8. Second Reading Ordinance - Rezoning property located at 14333 Northwest Boulevard (FM 624)(1st Reading 9/8/15)

Case No. 0815-01 Balusek-Frankson: A change of zoning from the "FR" Farm Rural District to the "CG-2" General Commercial District, resulting in a change to the Future Land Use Plan from medium density residential to commercial uses. The property is described as being 2.968 acres out of Lot 1, Encino Park, located south of Northwest Boulevard (FM 624) between River Hill Drive and County Road 69.

Planning Commission and Staff Recommendation (August 12, 2015): Approval of the change of zoning from the "FR" Farm Rural District to the "CG-2" General Commercial District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Balusek-Frankson on behalf of Fox Tree and Landscape Nursery, Inc. ("Owner"), by changing the UDC Zoning Map in reference to 2.968 acres out of Lot 1, Encino Park, from the "FR" Farm Rural District to the "CG-2" General Commercial District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

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

Enactment No: 030607

10. Second Reading Ordinance - Amending City Code for Animal Care to modify dangerous dog regulations and to adopt tethering standards (1st Reading 9/8/15)

Ordinance amending Chapter 6 of the Corpus Christi Code of Ordinance modifying the collar requirements for dangerous dogs; Requiring security fencing and leashes for dangerous dogs; Establishing tethering standards; Providing for severance; Providing for publication; Providing for penalty; and Providing an effective date.

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

Enactment No: 030609

11. Second Reading Ordinance - Accepting and appropriating grant funds for the FY 2015 Edward Byrne Memorial Justice Assistance Grant (JAG) Program (1st Reading 9/8/15)

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant from the U. S. Department of Justice, Bureau of Justice Assistance, in the amount of \$149,112 for the FY 2015 Edward Byrne Memorial Justice Assistance Grant (JAG) Program; and Appropriating the \$149,112 in the No. 1061 Police Grants Fund to fund the enhancement of law enforcement efforts by the Police Department and Nueces County under an established interlocal agreement which provides that 50% of the funds be distributed to Nueces County.

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

Enactment No: 030610

12. Second Reading Ordinance - Joint-Use Agreement for Zavala Senior Center and Joe Garza Recreation Center (1st Reading 9/8/15)

Ordinance authorizing the City Manager or designee to execute a five-year Joint Use Agreement with WellMed Charitable Foundation for operation and use of the Zavala Senior Center located at 510 Osage Street and Joe Garza Recreation Center located at 3204 Highland Avenue.

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

Enactment No: 030611

13. Second Reading Ordinance - Interlocal Agreement for Gap Analysis in programs and services for families and youth (1st Reading 9/8/15)

Ordinance authorizing the City Manager or designee to execute an Interlocal Agreement in the amount of \$31,192.80 with Texas A&M University - Corpus Christi for the development of an action plan to identify gaps in locally available programs and services to strengthen families and youth development; accepting and appropriating \$5,000 donation from Port Industries of Corpus Christi into the No. 1020 General Fund to be used by the City for payment of services provided under the Interlocal Agreement; and changing the FY 2014-2015 Operating Budget adopted by Ordinance number 030294 to increase revenues and expenditures.

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

Enactment No: 030612

9. Second Reading Ordinance - To allow golf cart operation on North Beach (1st Reading 9/8/15)

Ordinance amending Chapter 53, Section 53-109 "Operation of golf cart" to allow golf cart operation on North Beach; Providing for severance; Providing for publication; Providing for penalty; and Providing an effective date.

Mayor Martinez referred to Item 9. Council Member McIntyre requested that Interim Police Chief Mike Markle address the need for signs to be erected in key locations notifying the public of the age restriction of golf cart drivers and, that golf carts are restricted from operating on the park road on Padre Island and, should this ordinance pass, perhaps, on the frontage road on North Beach.

Council Member McIntyre made a motion to approve the Ordinance, seconded by Council Member Riojas. 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: 030608

M. PUBLIC HEARINGS: (ITEM 14)

14. Public Hearing and First Reading Ordinance - Street Closure at Navigation Industrial Park, located west of N Omaha Drive and north of Agnes Street.

Ordinance abandoning and vacating an undeveloped and unsurfaced 22,021-square foot (0.51 acres) portion of a 60-foot wide public right-of-way, portion out of Navigation Industrial Park Section 2, a map which is recorded in Volume 27, Page 90, Map records of Nueces County, Texas Tracts, and requiring the owner, Omaha Drive Capital Partners, LTD to comply with specified conditions.

Mayor Martinez called for Item 14, a public hearing and first reading ordinance related to a street closure at Navigation Industrial Park. Director of Development Services Dan Grimsbo reported that the purpose of the item was to abandon and vacate a portion of a 60-foot wide public right-of-way (ROW) to replat and incorporate the northern half of the requested ROW vacation with the replat. Staff recommends approval of the easement closure. Mayor Martinez opened the public hearing. There were no comments from the public. Mayor Martinez closed the public hearing. There were no comments from the Council.

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

Absent: 1 - Council Member Garza

Abstained: 0

N. REGULAR AGENDA: (ITEMS 15 - 17)

15. Collective Bargaining Agreement - Corpus Christi Police Officers' Association

Motion authorizing the City Manager to enter into a collective bargaining agreement with the Corpus Christi Police Officers' Association for wages, benefits and working conditions based on the Tentative Agreement

Mayor Martinez referred to Item 15, a motion approving a collective bargaining agreement with the Corpus Christi Police Officers' Association. Deputy City Manager Margie Rose stated that the purpose of the item was to authorize the City Manager to enter into a collective bargaining agreement with the Corpus Christi Police Officers' Association (CCPOA) for the period of August 1, 2015 through September 30, 2019. The police and city negotiating teams began meeting on April 30 and on July 23 entered into a tentative agreement. On August 28, the association ratified the contract by a 176-12 vote.

Mayor Martinez asked for public comment. Abel Alonzo, 1701 Thames, thanked the CCPOA for their professionalism and willingness to compromise, and hoped that the Corpus Christi Firefighters' Association would follow their lead.

Council Member McIntyre made a motion to approve the motion, seconded by Council Member Riojas. 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: M2015-099

16. Resolution in support of the proposed Barisi Village project

Resolution in support of the proposed Barisi Village Project, which will result in the redevelopment of the vacant Pharaoh Valley Golf Course.

Mayor Martinez called for Item 16, a resolution in support of the proposed Barisi Village project. City Secretary Huerta announced that Council Members

Magill and Scott would be abstaining on this item. Assistant City Manager Wes Pierson stated that the purpose of the item was to support Blackard Global's planned development, Barisi Village, located at the Pharaoh Valley Country Club Golf Course. He stated that on August 12, 2014, the Council passed Ordinance No. 030249 amending the Unified Development Code to allow for a Planned Unit Development overlay rezoning for the area. The Council also amended the City's comprehensive plan to account for the zoning change in the future land use map.

Mayor Martinez thanked Council Member McIntyre for her leadership on this issue and spoke in support of the development. Council members asked questions about the following issues: responsibility for building infrastructure; whether the area was a flood plain; code enforcement violations at the golf course; and the pending lawsuit filed by some homeowner association residents against the State.

Mayor Martinez asked for public comment. Abel Alonzo, 1701 Thames, asked Assistant City Manager Pierson to confirm that this is a credible development. Jeannie Hunter and Chris Kuhn, members of the Pharaoh Valley Homeowners Association thanked the Council for their support of this development.

Council Member McIntyre made a motion to approve the resolution, seconded by Council Member Riojas. This Resolution was passed and approved with the following vote:

Aye: 7 - Mayor Martinez, Council Member Garza, Council Member McIntyre, Council Member Riojas, Council Member Rubio, Council Member Rosas and Council Member Vaughn

Abstained: 2 - Council Member Magill and Council Member Scott

Enactment No: 030613

17. **Amending Type A Guidelines adopted in 2010**

Resolution adopting amended Corpus Christi Business and Job Development Corporation Guidelines and Criteria for Granting Business Incentives

Mayor Martinez referred to Item 17, amending the Type A guidelines adopted in 2010. Iain Vasey, President/CEO of the Corpus Christi Regional Economic Development Corporation, reported on a couple of amendments and corrections to Sections 8(e) and 10(e) of the guidelines since last Council meeting. Mr. Vasey highlighted the revisions to the guidelines. There were no comments from the public. Council members spoke regarding the following topics: having all projects be vetted by the EDC; the gradual scale for deadlines; the definition of primary employees; the definition of completion of facility construction; clarification on the section regarding the small business interns; and the term "local" regarding utilization of disadvantaged business enterprises, defined as a 50-mile radius from the intersection Leopard and Staples Streets.

Council Member McIntyre made a motion to amend Section 8(3) by deleting the word "but" after the words "economic impact" and before "awarded" and also change "or" to "nor" before "exceed"; Section 10(3) by adding in parenthesis after "personal financial statements" "(may include audited financial

statements"); and Section 9(f) to change "Nueces County" to "the intersection of Leopard and Staples", seconded by Council Member Scott and passed unanimously.

Council Member Scott made a motion to approve the resolution as amended, seconded by Council Member Riojas. This Resolution was passed 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

Enactment No: 030615

H. EXECUTIVE SESSION: (ITEM 2)

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 and/or the collective bargaining agreements between the City of Corpus Christi and the Corpus Christi Firefighters' Association.

This E-Session Item was discussed in executive session.

O. ONE READING ACTION ITEM: (ITEM 18)

18. Action item - Adopting the Fiscal Year 2016 Property Tax Rate

Ordinance setting a property tax rate of \$0.606264 per \$100 valuation which is effectively a 9.37% increase over the effective tax rate; and declaring an emergency.

Assistant City Manager Wes Pierson made a clarification on Item 16, the proposed Barisi Village Project, by stating that a portion of the property is in a flood zone. The development regulations do not allow for development in a flood plain. At this time, staff is not aware of how the buildings are situated in relation to the flood plain and will share the details with the City Council.

Mayor Martinez referred to Item 18. Assistant City Manager Wes Pierson stated that the purpose of this item is to set the property tax rate of \$0.606264 per \$100 valuation. The City Council voted on August 18, 2015 to schedule two public hearings which were held on September 1, 2015 and September 8, 2015. Assistant City Manager Pierson stated that the proposed tax rate is 2.1 cents higher than the prior year's property tax rate due to a voter-approved increase as a result of the Bond 2014 propositions approved in November 2014.

Mayor Martinez called for comments from the public. Jack Gordy, Vice President of the Taxpayers' Association, stated that no other taxing entity was raising the tax rate and spoke in opposition to a tax increase. Abel Alonzo,

1701 Thames, thanked the City Council for clarifying the economic impact issues and stated that it costs money to run the City. Walter Saganice, 3449 Picadilly Lane, asked for clarification on the ordinance language declaring an emergency. Council members spoke regarding the following topics: the taxing entities that have a tax revenue component; lower sales tax projections than expected due to a slower economy; the voter-approved increase as a result of the Bond 2014 propositions; the voters not being aware of the tax increase based on the bond language that was presented on the ballot; operating and debt services rates per \$100 valuation; and the property tax rate comparison with other Texas cities.

Council Member Scott made a motion that the property tax rate be increased by the adoption of a tax rate of \$0.606264 per \$100 valuation, which is effectively a 9.37% increase in the tax rate, 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: 030614

P. FIRST READING ORDINANCES: (ITEM 19 - 21)

19. First Reading Ordinance - Adopting Proposed FY 2015-2016 Operating Budget

Ordinance adopting the City of Corpus Christi budget for the ensuing fiscal year beginning October 1, 2015; to be filed with the County Clerk; appropriating monies as provided in the budget; and providing for severance.

Mayor Martinez referred to Item 19. Assistant City Manager Wes Pierson stated that the purpose of this item is to hold the first reading on the adoption of the proposed FY2015-2016 Operating Budget. Assistant City Manager Pierson reported that staff made presentations on the General Fund, Internal Services Fund, Enterprise Funds, Special Revenue Funds, and Debt Service Funds on August 11, 2015 and August 18, 2015. The public hearing was held on September 8, 2015 and the second reading will be held on September 22, 2015. Upon approval of the Operating Budget, the budget will take effect on October 1, 2015. Mayor Martinez called for comments from the public and there were none.

Council Member Magill presented several options to remove funding from the following FY2016 recommended decision packages to allocate to residential/local street reconstruction and fund seven (7) additional police officers: employee step increase (2.5%); Finance Comprehensive Annual Financial Report (CAFR) software; Human Resources HR Analyst - Lease Worker Program, Municipal Court Administration Salary increase - City Marshal, Certification Training, Detention Center Overtime, and increase

Professional Services - contract; Solid Waste Salary adjustments for CDL Drivers; and reserve appropriation adjustment.

Council members spoke regarding the following topics: the employee step increase compensation system; the CAFR software being a one-time expense; the need and future commitment to fund additional police officers in a phased approach; the number of departments adequately staffed; the number of departments with vacancies due to the lack of adequate wages; a history of the cost of living increases and raises for the civilian workforce; potential liability at the City Detention Center if not staffed properly; the assessment on CDL drivers; the number of positions affected by the CDL salary adjustment; the number of CDL vacancies in Solid Waste; rate of pay for CDL drivers in the various departments; whether the CDL salary adjustment is an internal or external market reference; requests by individual council members to the City Manager to reduce the budget; vehicle allowance for employees; the impact to city services of reducing the budget; the benefits provided to City employees; funding residential streets; the audit on the Utility Division in the Finance Department; the difference between an audit and the CAFR; the process for hiring police officers and the next scheduled police academy; budget reductions going back to the general fund balance; funding the retirement system; future discussions on the industrial district revenues to fund residential streets; augmenting CNG stations as a possible revenue source; the opportunity to hire grant writers; needs versus wants; the City Council's priority to fund residential streets; and a future conversation on the general fund balance.

Mayor Martinez allowed for an opportunity for public comment. Abel Alonzo, 1701 Thames, spoke regarding the following topics: the City Manager providing a memo to City Council to provide input on budget considerations; communication between City Council and city employees; and the challenges the City Manager has to reduce the budget.

Council Member Magill made a motion to approve the ordinance, seconded by Council Member Riojas. 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 Rosas, Council Member Scott and Council Member Vaughn

Nay: 1 - Council Member Rubio

Abstained: 0

Mayor Martinez called for a recess until 6:25 p.m.

20.

First Reading Ordinance - Approving the Fiscal Year 2015 - 2016 Capital Budget and Capital Improvement Planning Guide

Ordinance approving the Fiscal Year 2015 - 2016 Capital Budget and Capital Improvement Planning Guide in the amount of \$190,587,200.

Mayor Martinez referred to Item 20. Assistant City Manager Gus Gonzalez

stated that the purpose of this item is to hold the first reading on the FY2015-2016 Capital Budget and Capital Improvement Planning Guide. Assistant City Manager Gonzalez provided information on the purpose of the budget and planning guide; the sections of the document consisting of Year-One priorities, the short-range program and the long-range forecast; and the proposed CIP for Year 1. Assistant City Manager Gonzalez presented a proposed schedule of adjustments to remove the Cefe Valenzuela Wind Energy Development and the Citizens' Collection Center Flour Bluff Area.

Council members spoke regarding the following topics: the permitting process, funding, and timeframe for the Park Road 22 Bridge project; a comparison of previous CIP budgets and sequential permitting documentation regarding the Park Road 22 Bridge; the determination letter from the Texas Department of Transportation (TxDOT) regarding the Park Road 22 Bridge; and the Cefe Valenzuela Wind Energy project. There were no comments from the public.

Council Member Magill made a motion to amend the ordinance to accept Attachment A, Schedule of Adjustments, seconded by Council Member McIntyre and passed unanimously.

Council Member Magill made a motion to approve the ordinance as amended, seconded by Council Member Riojas. 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

21. First Reading Ordinance - Accepting and appropriating grant funds for Public Health Emergency Preparedness Laboratory Response Program

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept, amend, and appropriate a grant contract for the CPS-LABORATORY RESPONSE NETWORK-PHEP grant in the amount of \$201,123, from the Texas Department of State Health Services in the Health Grants Fund No. 1066, to provide continued emergency preparedness and response laboratory activities for the contract period July 1, 2015, through June 30, 2016; and ratifying acceptance of the grant agreement to begin as of July 1, 2015.

Mayor Martinez referred to Item 21. Assistant Director of Public Health William Uhlarik stated that the purpose of this item is to accept and appropriate the Public Health Emergency Preparedness (PHEP) Grant in the amount of \$201,123 to plan for responding to an act of bio-terrorism. There were no comments from the Council or the public.

Council Member McIntyre made a motion to approve the ordinance, seconded by Council Member Riojas. 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

Q. FUTURE AGENDA ITEMS: (ITEMS 22 - 28)

Mayor Martinez referred to Future Agenda Items. City Manager Olson stated that staff had planned presentations on Items 22, 25, 26, and 28. A council member requested information on Item 24.

22. Proposed FY2015-2016 Parks and Recreation Fees

Resolution adding new rental and recreational use fees for fiscal year 2015-2016 and providing for publication; effective date; and severance of the same.

This Resolution was recommended to the consent agenda.

23. Authorizing an outside city limits water contract, located at 746 Mckinzie Road

Resolution authorizing the City Manager or his designee to enter into an outside city limits water contract with Richard & Vicky Ranly to provide public water to their property located outside the city limits described as Rowena Shaeffer Lands, 21.00 Acres of Land out of a 100 Acre Tract out of B.S. & F., Lots 1 & 2; also commonly known by its street address as 746 Mckinzie Road under Section 55-111, Code of Ordinances.

This Resolution was recommended to the consent agenda.

24. Professional Services Contract - Amendment No. 1 for the Ocean Drive Park Improvements - Swantner Park (Bond 2012)

Motion authorizing the City Manager, or designee, to execute Amendment No. 1 to the Contract for Professional Services with HDR Engineering, Inc. of Corpus Christi, Texas in the amount of \$113,900.00, for a total revised fee of \$150,900.00 for Ocean Drive Park Improvements - Swantner Park, for design and bid phase services. (Bond 2012)

This Motion was recommended to the consent agenda.

25. Engineering Change Order No. 1 for Navigation Boulevard from Up River Road to Leopard Street (Bond 2012)

Motion authorizing the City Manager, or designee, to execute Change

Order No. 1 to a construction contract as a final settlement with ReYTEC Construction Resources, Inc. of Houston, Texas in the amount of \$235,000.00 for the Navigation Boulevard from Up River Road to Leopard Street project. (Bond 2012)

This Motion was recommended to the consent agenda.

26. Approval of Professional Services Contracts, Capital Programs Staff Augmentation

Motion authorizing the City Manager, or designee, to execute Professional Services Agreements (PSAs) totaling in the amount of \$2,596,695 to provide necessary staff augmentation to the Capital Programs Department.

This Motion was recommended to the consent agenda.

27. Upgrade Kronos Time Reporting System to Version 8

Resolution authorizing the City Manager, or designee, to execute a conversion implementation agreement and a 36-month hosting services agreement with Kronos for a combined total of \$366,421.78, (\$118,394.76 annually for three years and a one-time cost of \$11,237.50) to upgrade the existing Kronos time reporting system, with the hosting agreement to renew annually subject to sufficient appropriations and payment of hosting fees. Funds are available in the Municipal Information Systems Department FY2014-2015 budget.

This Resolution was recommended to the consent agenda.

28. Assessment of the Efficiency and Effectiveness of the City of Corpus Christi's Financial Services Department

Motion authorizing the City Manager or designee to execute a consultant agreement with CliftonLarsonAllen LLP. (CLA) to assess the efficiency and effectiveness of the City of Corpus Christi Financial Services Department for an amount not to exceed \$168,000. Funding is available in the Financial Services Department Budget for fiscal year 2014/2015.

This Motion was recommended to the consent agenda.

R. BRIEFINGS: (ITEM 29)

29. RESTORE Act

Mayor Martinez referred to Item 29. Director of Intergovernmental Relations Tom Tagliabue stated that the purpose of this item is to provide a briefing on the status of the RESTORE act in anticipation of a call for projects later this

year and project selection by the summer of 2016. The act was enacted on July 6, 2012 and dedicates 80% of all administrative and civil penalties related to the Deepwater Horizon spill to a Gulf Coast Restoration Trust Fund and outlines how funds can be used to restore and protect the natural resources, ecosystems, fisheries, marine and wildlife habitats, beaches, coastal wetlands, and economy of the Gulf Coast Region. The Act is limited to five coastal states on the Gulf of Mexico - Florida, Alabama, Mississippi, Louisiana and Texas. A common misperceptions of the RESTORE Act is that only areas directly impacted by the Deepwater Horizon spill are eligible for project funding. That is incorrect. Congressional intent was also to address environmental and economic impacts as a result of decades of oil and gas development in the Gulf of Mexico.

Environmental Program Specialist Sharon Bailey Lewis provided information on the following: the allocation of RESTORE Act funding; state funding priorities and timeline (Bucket 1 grants); and the City of Corpus Christi submitted projects. Mr. Tagliabue presented issues for council consideration: confirmation of priorities, prioritization of previously submitted projects, and suggestions for additional projects.

Council members spoke regarding the following topics: La Volla Creek drainage problems; storm water improvement water quality improvements; and affordable housing incentives.

S. LEGISLATIVE UPDATE:

None.

T. ADJOURNMENT

The meeting was adjourned at 8:07 p.m.