

One-reading ordinance approving a seawall improvement project for the demolition of K-Pier at the Corpus Christi Municipal Marina in an amount up to \$175,000.00; appropriating \$175,000 from the Seawall Improvement Fund; transferring funds in the amount of \$175,000.00 from the Seawall Improvement Fund to the Capital Improvement Program Fund; amending the operating and capital budgets; and declaring an emergency.

WHEREAS, on November 7, 2000, residents of the City of Corpus Christi ("City") passed Proposition 4, Seawall Improvement, which authorized the adoption of a sales and use tax for the promotion and development improvements to the downtown seawall and for maintenance and operating costs of said seawall improvements for the life thereof to be imposed for 25 years;

WHEREAS, the 1/8th cent sales tax authorized by passage of Proposition 4 was subsequently enacted by the City Council and filed with the State Comptroller of Texas, effective April 1, 2001, to be administered by the Corpus Christi Business and Job Development Corporation Board ("Board");

WHEREAS, the Board has determined that it is in the best interest of the citizens of the City that Seawall improvement funds be used to pay for a certain public improvement, namely the demolition of K-Pier at the Corpus Christi Municipal Marina (the "Marina");

WHEREAS, the Project is consistent with the purposes for which the Seawall Improvement Fund was created and approved by the voters of the City;

WHEREAS, the Marina is an integral part of the seawall complex that enhances the tourism or economic development value thereof;

WHEREAS, K-Pier in its current state of disrepair has become a blight on the Marina and a detriment to the economic development and tourist value of the downtown seawall, necessitating demolition of the structure;

WHEREAS, demolition of K-Pier will serve to beautify the seawall complex, increase safety, and eliminate an impediment to the commercial use of the Marina, thereby enhancing the value of the seawall as a facility that promotes new or expanded business development;

WHEREAS, the Marina was constructed as part of the original seawall project, connects directly to the seawall, and is surrounded by seawall improvements, including the Seawall breakwaters;

WHEREAS, the Marina is part of the downtown seawall and was included in seawall improvement project at the time that Proposition 4 was approved by voters; and

WHEREAS, the demolition of K-Pier is a Seawall improvement for purposes of the

Seawall Improvement sales tax approved by the City's voters.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF CORPUS CHRISTI, TEXAS:

SECTION 1. The City Council specifically finds that the foregoing statements included in the preamble of this ordinance are true and correct and adopts such findings for all intents and purposes related to the authorization of this project.

SECTION 2. That funds in the amount of up to \$175,000.00 are appropriated from the Seawall Improvement Fund 1120 unreserved fund balance for use on a seawall improvement project for the demolition of K-Pier at the Corpus Christi Municipal Marina (the "Project").

SECTION 3. The FY2019-20 Operating Budget and Capital Budget adopted by Ordinance No. 031870 are amended to increase expenditures by \$175,000.00.

SECTION 4. That funds in the amount of up to \$175,000.00 are transferred from the Seawall Improvement Fund 1120 to the CIP fund 3278 for the Project.

SECTION 5. The FY 2019-2020 Operating and Capital Budget adopted by Ordinance No. 031870 is amended to add the Project to the FY 2019-2020 CIP project list.

SECTION 6. Upon written request of the Mayor or five City Council members, copy attached, the City Council: (1) finds and declares an emergency due to the need for immediate action necessary for the efficient and effective administration of City affairs and (2) suspends the Charter rule that requires consideration of and voting upon ordinances at two regular meetings so that this ordinance is passed and takes effect upon first reading as an emergency measure on this 10th day of December, 2019.

ATTEST:

CITY OF CORPUS CHRISTI

Rebecca Huerta
City Secretary

Joe McComb
Mayor

_____ day of _____, 2019.

Corpus Christi, Texas

PASSED AND APPROVED on this the _____ day of _____, _____

TO THE MEMBERS OF THE CITY COUNCIL
Corpus Christi, Texas

For the reasons set forth in the emergency clause of the foregoing ordinance, an emergency exists requiring suspension of the Charter rule as to consideration and voting upon ordinances at two regular meetings: I/we, therefore, request that you suspend said Charter rule and pass this ordinance finally on the date it is introduced or at the present meeting of the City Council.

Respectfully,

Respectfully,

Joe McComb
Mayor

Council Members

The above ordinance was passed by the following vote:

| | |
|----------------------|-------|
| Joe McComb | _____ |
| Roland Barrera | _____ |
| Rudy Garza | _____ |
| Paulette M. Guajardo | _____ |
| Gil Hernandez | _____ |
| Michael Hunter | _____ |
| Ben Molina | _____ |
| Everett Roy | _____ |
| Greg Smith | _____ |