



Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Minutes

City Council

Tuesday, March 8, 2016

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 at 11:32 a.m.

B. Invocation to be given by Deacon Michael Mantz, Diocese of Corpus Christi.

Deacon Michael Mantz gave the invocation.

C. Pledge of Allegiance to the Flag of the United States to be led by Annette Rodriguez, Director of Public Health.

Director of Public Health Annette Rodriguez 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 City Council and the required Charter Officers were present to conduct the meeting.

Charter Officers:

City Manager Ron Olson, City Attorney Miles K. Risley, and City Secretary Rebecca Huerta.

Present: 8 - Mayor Nelda Martinez, Council Member Rudy Garza, Council Member Chad Magill, Council Member Colleen McIntyre, Council Member Lucy Rubio, Council Member Brian Rosas, Council Member Mark Scott, and Council Member Carolyn Vaughn

E. Proclamations / Commendations

1. Proclamation declaring March 6-12, 2016, "Harbor Playhouse Week".
Proclamation declaring March 11, 18, & 25, 2016, "Fill-The-Boot for the Muscular Dystrophy Association Days".
Proclamation declaring March 19, 2016, "Vestido Rojo Day".

Mayor Martinez presented the proclamations.

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

Mayor Martinez deviated from the agenda and referred to City Manager's Comments. City Manager Ron Olson reported on the following topic:

a. OTHER

The next "Let's Talk" Event will be held on Wednesday, March 30, 2016, from 6:00 p.m. to 7:00 p.m. at the Garden Senior Center, 5325 Greely Drive. "Let's Talk" is an opportunity for citizens to meet with the City's management team to discuss issues.

H. MINUTES:**2. Regular Meeting of February 23, 2016.**

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

I. BOARD & COMMITTEE APPOINTMENTS:**3. Building Standards Board
Civil Service Commission
Civil Service Board
Committee for Persons with Disabilities
Island Strategic Action Committee
Planning Commission**

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

Building Standards Board

Mayor Martinez made a motion to appoint Mark Flores (At-Large), seconded by Council Member Rubio and passed unanimously.

Council Member Magill made a motion to appoint Dante C. Miller (Home Builder), seconded by Council Member Scott and passed unanimously.

Civil Service Commission

Council Member McIntyre made a motion to accept City Manager Olson's recommendation for the new appointment of Rixio Medina, seconded by Council Member Magill and passed unanimously.

Civil Service Board

Mayor Martinez made a motion to appoint Rixio Medina, seconded by Council Member McIntyre and passed unanimously.

Committee for Persons with Disabilities

Council Member McIntyre made a motion to reappoint Marshall Burns and Dalia Gutierrez, seconded by Council Member Magill and passed unanimously.

Council Member Magill made a motion to appoint Tracy Ferezan, Ernest Herrera, and Anthony Zoccolillo, seconded by Council Member McIntyre and passed unanimously.

Island Strategic Action Committee

City Secretary Huerta announced that the Padre Island Business Association is recommending the appoint of Cheri Sperling as their nominee. City Secretary Huerta announced that Council Member McIntyre would be abstaining on the vote regarding the new At-Large member and the Padre Island Business Association Member appointments.

Council Member Magill made a motion to appoint Cheri Sperling (Padre Island Business Association), seconded by Council Member Scott and passed unanimously; Council Member McIntyre abstained.

Council Member McIntyre made a motion to appoint Charles L. Knoll (Commercial Property Owner), seconded by Council Member Magill and passed unanimously.

Council Member Magill made a motion to appoint Aaron B. Huffman (At-Large), seconded by Council Member Rubio and passed unanimously; Council Member McIntyre abstained.

Mayor Martinez made a motion to reappoint Kathleen Pratt (At-Large) and Rick Sowash (At Large), seconded by Council Member Magill. There was a brief discussion regarding the loss of representation of a representative residing on Mustang or Padre Island and a hotel operator. The motion passed unanimously.

Council Member Scott made a motion to reappoint Stan Hulse (Padre Isles Property Owners Association) and Carter Tate (Realtor), seconded by Council Member McIntyre and passed unanimously.

Planning Commission

Council Member Garza made a motion to table the appointment to the Planning Commission, seconded by Council Member Magill and passed unanimously.

- 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 choose to speak during this public comment period regarding an item on the agenda, you may do so. You will not be allowed to speak again, however, when the Council is considering the item. 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. City Attorney Miles K. Risley read a portion of the Council Chamber Rules of Decorum. Carrie Robertson Meyer, 4401 Gulf Breeze Boulevard and on behalf of the North Beach Community Association, provided the City Council with a list of new priorities identified to address improvements to the neighborhood and the beach. Ms. Meyer requested that the City Council consider the use of hotel occupancy tax (HOT) funds when appropriate for the improvements and to prioritize Beach Avenue. Kim Novack, 2901 W. Surfside Boulevard, requested that the City Council consider supporting the North Beach Community Associations' priority list of improvements to improve the curb appeal of North Beach. Rosie Collin, 7821 Etienne, advocated for the selection of Michael Hunter to fill the vacant at-large council member position. Gary Adams, 1929 Sandy Way, thanked the City of Corpus Christi and Nueces County staff for uncovering the history of Sandy Way Street and requested a meeting with one or more council members to meet with residents to address the condition of the street. Libby Edwards, 14158 Cutlass, provided an update on the Island Strategic Action Committee's last meeting: the large attendance and public comment interest in the beach; City staff assistance for the committee; and concern regarding the Park Road 22 Bridge project and the status of the Memorandum of Understanding and environmental assessment.

Gloria Scott, 4422 S. Alameda, spoke regarding recommendations for consideration of Guy Nickleson to fill the vacant at-large council member position and requested to review all the applications for the 16 applicants. Zachary Ramirez, spoke on behalf of Michael Hunter and requested that the City Council consider him for the vacant at-large council member position. Susie Luna Saldana, 4710 Hakel and on behalf of LULAC Council #1 spoke on behalf of Michael Hunter to represent the community in the at-large council member position. Sam Longoria, 3641 W. L. Breeding Drive, recommended the appointment of Michael Hunter to the vacant at-large council member position. Linda Gibeaut, 14158 Southern, thanked Animal Care Services for re-initiating neighborhood sweeps and educating the community about animal care, leash laws, and the need to spay and neuter. Ms. Gibeaut addressed the need for adequate funding for Animal Care Services to help support Corpus Christi being a "No Kill" city. Marisol Ramirez, 6925 SPID, asked for consideration that Michael Hunter be selected for the at-large council member position.

The following individuals spoke in support of creating regulations and permit requirements for transportation network companies (Agenda Item 14): Mark Tandy, 1330 Peterson; Anna Valenti, 4102 Lowman Street, Walter Losh, 2921 Waldron Road; Julie Tandy, 1330 Peterson; Felix Jimenez, 2013 Treyway; Laura Pena, 3535 Cottonwood; Ray Nelson, 1110 Shiels; Homer Palacios, 3410 Kay Street; Cody Little, Sparkling City Pools; Cody Coronado, 2913 Islander; Ken Hobbs, 7201 Windwillow Drive; Dillon Stiefel, 3025 Quail Springs; Jeremy Hillis,

413 Mediterranean; and Hector Sanchez, 4433 Teak.

The following individuals spoke in opposition to approving an ordinance that overregulates transportation network companies and requires drivers to be fingerprinted (Agenda Item 14): Rachel Caballero, 4021 Wood River Drive; Marshall Burns, 538 De Forrest; Rick Gomez, 5022 Bonner; Stephen McMains, 252 Circle; Damian Tabor, 1455 Corban; Kyle Hoelscher, 529 Naples; William Thompson, 8326 Salsa Drive; Joe Hilliard, 510 McClendon; Edward Espino, 5826 S. Alameda; Louis Williams, 317 Peoples; Jason Vela, 6947 Everhart; Aislynn Campbell, 510 McClendon; Adolfo Garcia, 5338 Bonham Street; Craig Jamison, 4609 Snead Drive; Marcus Haas, 4530 Driftwood; and Duane Baker, 626 Catalina.

L. EXECUTIVE SESSION: (ITEMS 11 - 13)

Mayor Martinez deviated from the agenda and referred to the day's executive session items. The Council went into executive session.

- 11. Executive session pursuant to Texas Government Code § 551.071** for consultation with attorneys regarding collective bargaining matters 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.

- 12. Executive Session pursuant to Texas Government Code § 551.071** and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning litigation and other legal matters related to *Adam Balle vs. City of Corpus Christi, Nueces County, Texas, CCPD Officer A Salinas or A. Salinas #9163 and CCPD Officer Perriraz #8738 and CCPD Officer A Salinas #1362 Ten John Doe Defendants and Ten Jane Doe Defendants*, pending in the District Court of the U.S. Southern District of Texas Corpus Christi Division.

Mayor Martinez referred to Item 12 and the following motion was considered:

Motion to authorize the City Manager to execute all documents necessary to settle *Adam Balle vs. City of Corpus Christi, Nueces County, Texas, CCPD Officer A Salinas or A. Salinas #9163 and CCPD Officer Perriraz #8738 and CCPD Officer A Salinas #1362, Ten John Doe Defendants and Ten Jane Doe Defendants*, pending in the District Court of the U.S. Southern District of Texas Corpus Christi Division in an amount not to exceed \$378,300.

Council Member Garza made a motion to approve the motion, seconded by Council Member Rosas. This Motion was passed and approved with the following vote:

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

Abstained: 0

Enactment No: M2016-027

- 13. Executive Session pursuant to Texas Government Code § 551.074**
(Personnel Matters) to discuss the evaluation and duties of public officers or employees, including, but not limited to, Judges of the Corpus Christi Municipal Court.

Mayor Martinez referred to Item 13 and the following ordinance was considered on emergency reading:

Ordinance amending Ordinance No. 030438 to modify salaries of the Presiding Judge, full-time and part-time municipal judges; declaring an effective date of April 4, 2016; and declaring an emergency.

Council Member McIntyre made a motion to approve the ordinance, seconded by Council Member Garza. This ordinance was passed on emergency and approved with the following vote:

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

Abstained: 0

Enactment No: 030787

R. PUBLIC INTERVIEWS FOR COUNCIL MEMBER AT-LARGE VACANCY
(To be held at approximately 3:00 p.m.)

Mayor Martinez deviated from the agenda and referred to Item R. City Secretary Rebecca Huerta stated that the purpose of this item is to conduct public interviews for the Council Member At-Large Vacancy. City Secretary Huerta introduced the four (4) finalists: Gil Hernandez, Michael Hunter, Bob Jones, and Joe McComb.

City Secretary Huerta explained the interview process. The finalists will be asked the four (4) questions that were filed with their application packets. The finalists will draw lots to see which candidate will answer each of the four (4) questions first, and then will rotate through each question. The candidates will have two (2) minutes to answer each question. Additionally, each candidate will have one (1) minute to make introductory comments before the interviews begin, starting alphabetically, and one (1) minute to make closing comments at the end of the interview in the reverse order. City Secretary Huerta stated that at the completion of the interviews, the City Council will go into executive session to deliberate and will discuss in open session prior to voting on the appointment.

The candidates drew lots for the rotation order as follows: 1) Joe McComb; 2) Michael Hunter; 3) Bob Jones; and 4) Gil Hernandez. The candidates provided responses to the following interview questions:

- 1) Why do you want to be a City Council member and what makes you the most qualified candidate?
- 2) What do you believe should be Council priorities?
- 3) What would your priorities be as an At-Large Member?
- 4) What is your understanding of the council-manager form of government?

After completing the interview process, Mayor Martinez thanked each finalist

for stepping up and showing commitment, passion and love for this community.

- 24. Executive Session pursuant to Texas Government Code § 551.074** (Personnel Matters) to discuss the appointment, employment, and duties of public officers or employees, including, but not limited to, members of the City Council.

Mayor Martinez referred to Item 24, an executive session item regarding the council member at-large vacancy. The Council went into executive session.

The Council returned from executive session and the following motion was considered:

Motion appointing Michael Hunter to fill the vacant At-Large Council Member seat.

Council Member Rubio made a motion to approve the motion, seconded by Council Member Rosas. This Motion was passed and approved with the following vote:

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

Abstained: 0

Enactment No: M2016-028

J. EXPLANATION OF COUNCIL ACTION:

K. CONSENT AGENDA: (ITEMS 4 - 10)

Approval of the Consent Agenda

Mayor Martinez referred to the Consent Agenda. There were no comments from the Council or the public.

Council Member Magill made a motion to approve the consent agenda items, seconded by Council Member Rubio. The consent agenda was approved by one vote as follows:

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

Abstained: 0

- 4. Approving a Developer Participation Agreement to reimburse the developer for the City's cost to extend North Oso Parkway located south along Holly Road, east of Ennis Joslin Road and south of Paul Jones Avenue.**

Resolution authorizing the City Manager or designee to execute a

developer participation agreement with MPM Development, L.P., ("Developer"), to reimburse the Developer up to \$208,946.10 for the City's share of the cost to extend North Oso Parkway, in accordance with the Unified Development Code.

This Resolution was passed on the Consent Agenda.

Enactment No: 030782

5. Approving a contract for Texas Electronic Registration Remote System access for issuing birth certificates

Motion authorizing the City Manager or his designee to execute a contract with the Department of State Health Services (DSHS) for the period 9/1/2015 through 8/31/2017 to provide the Corpus Christi-Nueces County Public Health District (CCNCPHD) access to the Texas Electronic Registration Remote System (TER Remote System) for the purpose of issuing individual birth certificates, and pay DSHS a fee of \$1.83 for each Certification of Vital Record printed as a result of searches of the database; and ratifying acceptance of the contract to begin September 1, 2015.

This Motion was passed on the Consent Agenda.

Enactment No: M2016-025

6. Resolution approving a Data Usage Agreement (DUA) with the Texas Health and Human Services Enterprise agencies to facilitate creation, receipt, maintenance, use, disclosure or access to confidential information with the Health District

Resolution authorizing the Director of the Corpus Christi Nueces County Public Health District (CCNCPHD), to sign on behalf of the City of Corpus Christi for the CCNCPHD, a Data Use Agreement and its Attachment A with the Texas Health and Human Services Enterprise agencies to facilitate creation, receipt, maintenance, use, disclosure or access to confidential information with the CCNCPHD and describe the CCNCPHD's rights and obligations with respect to the confidential information pursuant to 45 CFR 164.504(e)(1)-(3), for the contract period beginning on the date of execution and ending upon termination of the base contracts listed in Exhibit A.

This Resolution was passed on the Consent Agenda.

Enactment No: 030783

7. Approving Amendment No. 1 to the Engineering contract for the Laguna Shores Road Force Main Replacement

Motion authorizing the City Manager or designee to proceed with design phase work by executing Amendment No. 1 with LJA

Engineering, Inc. of Corpus Christi, Texas in the amount of \$479,977.31 for a total restated fee not to exceed \$529,817.31 for Laguna Shores Road Force Main Replacement.

This Motion was passed on the Consent Agenda.

Enactment No: M2016-026

8. Second Reading Ordinance - Amending the City Code regarding campfires on Gulf of Mexico Beaches (1st Reading 2/23/16)

Ordinance Amending the Code of Ordinances Section 10-67 regarding campfires on Gulf of Mexico Beaches; providing for penalties; providing for severance; and providing for publication.

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

Enactment No: 030784

9. Second Reading Ordinance - Appropriating funds for the purchase of security equipment at the American Bank Center (1st Reading 2/23/16)

Ordinance appropriating \$176,500 from the unreserved fund balance in the No. 1130 Arena Facility Fund and transferring to and appropriating in the No. 4710 Visitors Facility Fund for the purchase of security equipment at the American Bank Center; and amending the FY 2015-2016 operating budget adopted by Ordinance No. 030620 to increase expenditures in the Arena Facility Fund by \$176,500 and increase expenditures in the Visitors Facility Fund by \$176,500 each.

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

Enactment No: 030785

10. Second Reading Ordinance - Approving a Reimbursement Agreement and appropriating funds for the construction of water arterial transmission and grid main line located south along Holly Road, east of Ennis Joslin Road and south of Paul Jones Avenue (1st Reading 2/23/16)

Ordinance authorizing city manager or designee to execute a water arterial transmission and grid main construction and reimbursement agreement ("Agreement") with MPM Development, L.P. ("Developer"), for the construction of a water arterial transmission and grid main line and appropriating \$97,133.33 from the No. 4030 Arterial Transmission and Grid Main Trust Fund to reimburse the Developer in accordance with the Agreement.

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

Enactment No: 030786

M. PUBLIC HEARINGS: (NONE)**N. REGULAR AGENDA: (ITEM 14)****14. Second Reading Ordinance - Amending the City Code to establish Article VI. - Transportation Network Companies (1st Reading 2/23/16)**

Ordinance Amending Chapter 57 of the Corpus Christi Code of Ordinances to establish Article VI. - Transportation Network Companies; and providing for severance, publication, penalty, and an effective date.

Mayor Martinez referred to Item 14. City Attorney Miles K. Risley stated that the purpose of this item is the amend Chapter 57 of the Corpus Christi Code of Ordinances to establish Article VI. - Transportation Network Companies. This ordinance effectively makes the City's vehicle-for-hire ordinance easier to comply with by adopting regulations for transportation network companies like Uber and Lyft. The regulations are similar to the City of Houston, Texas. The presentation team included: Police Chief Mike Markle; Assistant City Attorney Buck Brice, and Director of Intergovernmental Relations Tom Tagliabue.

Mayor Martinez called for comments from the public. Mary Afuso, 602 Bermuda; Sara Baker, 626 Catalina; Steve deAses, 6314 Penny Lane; and Richard Torres; and John Kelley, 3621 spoke in opposition to approving an ordinance that overregulates the transportation network companies. Dan Steifel, 6773 Wood Iron Drive, spoke in support of the transportation network company regulations.

Council members spoke regarding the following topics: biometric fingerprinting providing a comprehensive background check of the criminal justice database; the argument between individual safety and reducing driving while intoxicated (DWI); Uber currently operating in Houston and Austin, Texas; the original intent of the ordinance to allow transportation network companies to operate legally; not requiring Uber to have a local office; the timeframe that city representatives have been working with Uber/Lyft; having equity in the market place for all vehicle-for-hire companies; Uber's decision to leave Corpus Christi should the ordinance pass in its current state; the cost for biometric fingerprinting; the ordinance overregulating transportation network companies; review of the entire vehicle-for-hire ordinance to reduce regulations on the whole industry; consideration to delay the second reading to look at what San Marcos and College Station are doing; Uber operating in 200 cities; the City of Beaumont passing an ordinance to inspire Uber to come to their city; the ability to make alternative transportation available both economically and as a lifestyle opportunity for the community; fingerprinting not being a predictor of crime; use of Uber allowing individuals to take responsibility for their own safety; the issue being addressed at the state legislative level; the advantage of fingerprinting including: biometric association, data being provided from the federal and state criminal justice system, and continuous updating to the originating agency; whether there was a representative from Uber present; the reason a national company wouldn't want fingerprinting; the companies maneuvering the public policy process;

when Uber began operating in Corpus Christi; the transportation network companies' contribution to the street fee; how the City will be adaptable to the future; whether drivers or users represented are subject to any citation retroactively; and consideration to contract with the transportation companies for a specified time period.

MOTION OF DIRECTION

Council Member Magill made a motion directing the City Manager to bring back the entire vehicle-for-hire ordinance, Chapter 57, to City Council for a workshop review in one year, seconded by Mayor Martinez and passed (Council Member Scott voting "No").

Council Member Magill made a motion to approve the ordinance, seconded by Council Member Garza. Council Member McIntyre stated that she would support the ordinance to allow Uber to operate legally. This Ordinance was passed on second reading and approved with the following vote:

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

Nay: 1 - Council Member Scott

Abstained: 0

Enactment No: 030788

O. FIRST READING ORDINANCES: (ITEMS 15 - 17)

15. First Reading Ordinance - Second Amendment to Lease for Atlantic Aviation to extend term for fifteen years (Requires 28 Day Delay)

Ordinance authorizing the City Manager, or designee, to execute a second amendment to the lease between Mercury Air Center - Corpus Christi, Inc., dba Atlantic Aviation ("Atlantic"), Atlantic Aviation FBO Holdings, LLC ("Atlantic Holdings"), and the City for completion of \$3,300,000 in capital improvements for an additional 15-year lease term; authorizing the execution of a short-term license agreement as part of the second amendment; and providing for severance, publication, and an effective date.

Mayor Martinez referred to Item 15. Director of Aviation Fred Segundo stated that the purpose of this item is to authorize the second amendment to the original five-year lease agreement with Atlantic Aviation to extend the term for an additional 15-years of operation of a Fixed Base Operator lease on the west side of the airfield at the Corpus Christi International Airport. Mr. Segundo provided information on the terms of the agreement and the areas of renovation. There were no comments from the Council or the public.

Council Member Garza made a motion to approve the ordinance, seconded by Council Member McIntyre. 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 Rubio, Council Member Rosas, Council Member Scott and Council Member Vaughn

Abstained: 0

16. First Reading Ordinance - Appropriating funds and executing agreement for replacement of the covered parking canopy and hardware at the Corpus Christi International Airport

Ordinance appropriating \$178,000 from the unreserved fund balance in the No. 4610 Airport Fund for replacement of the covered parking canopy fabric and hardware at the Corpus Christi International Airport ("Airport"); amending the FY2016 Operating Budget adopted by Ordinance No. 030620 to increase expenditures by \$178,000; and authorizing the City Manager or designee to execute an agreement for \$177,132 with USA Shade & Fabric Structures for this turnkey project at the Airport.

Mayor Martinez referred to Item 16. Director of Aviation Fred Segundo stated that the purpose of this item is to execute an agreement for the replacement of the covered parking canopy and hardware at the Corpus Christi International Airport that sustained damage as a result of recent weather events, including high winds. In response to a council member, Mr. Segundo stated that the new material to be used is more resilient in our climate. There were no comments from the Council or the public.

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

Abstained: 0

Enactment No: 030794

17. First Reading Ordinance - Approving an agreement and appropriating funds to reimburse the developer for the construction of water arterial transmission and grid main line located east of Cimarron Boulevard, south of Yorktown and west of Salsa Drive

Ordinance authorizing city manager or designee to execute a water arterial transmission and grid main construction and reimbursement agreement ("Agreement") with Ata O. Azali, LLC., ("Developer"), for the construction of a water arterial transmission and grid main line and appropriating \$96,617.67 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 17. Assistant Director of Development Services Julio Dimas stated that the purpose of this item is to approve a water arterial transmission and grid main construction and reimbursement agreement and appropriate funds from the Water Arterial Transmission and Grid Main Trust for the construction of a water arterial transmission and grid main line. There were no comments from the Council or the public.

Council Member Garza made a motion to approve the ordinance, seconded by Council Member Magill. This Ordinance was passed on first reading and approved with the following vote:

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

Absent: 1 - Council Member Scott

Abstained: 0

Enactment No: 030795

P. FUTURE AGENDA ITEMS: (ITEMS 18 - 23)

Mayor Martinez referred to Future Agenda Items. Mayor Martinez announced that Item 21 was pulled from the agenda. City Manager Olson stated that staff had planned presentations on Items 19, 20, and 22.

18. Approving a Developer Participation Agreement to reimburse the developer for the City's cost to extend Oso Parkway east of Cimarron Boulevard located south of Yorktown and west of Salsa Drive

Resolution authorizing the City Manager or designee to execute a developer participation agreement with Ata O. Azali, LLC., ("Developer"), to reimburse the Developer up to \$224,662.67 for the City's share of the cost to extend Oso Parkway, in accordance with the Unified Development Code.

This Resolution was recommended to the consent agenda.

Enactment No: 030791

19. Resolution authorizing the execution of an interlocal agreement for park improvements at West Haven Park

Resolution authorizing the City Manager or designee to execute an Interlocal Agreement with Nueces County for park improvements at West Haven Park located near intersection of Cliff Maus Drive at Rockford Drive.

This Resolution was recommended to the consent agenda.

Enactment No: 030792

20. Resolution awarding service agreements for Bayfront Parks and Medians Turf and Grounds Maintenance

Resolution awarding service agreements to the lowest responsible bidder for each acreage group in response to Bid Event No. 82; and authorizing the City Manager or designee to execute all documents related to this bid award totaling up to \$216,279.35. Funds have been budgeted by the Parks and Recreation Departments in FY 2015-2016.

This Resolution was recommended to the consent agenda.

Enactment No: 030793

21. Authorizing execution of Change Order No. 5 for the McArdle Road Improvements from Ennis Joslin Road to Whitaker Drive project (BOND 2012)

Motion authorizing the City Manager, or designee, to provide for the installation of a new traffic signal by executing Change Order No. 5 to a construction contract with Reytec Construction Resources, Inc. of Corpus Christi, Texas in the amount of \$286,512.96 for a restated fee of \$11,098,692.16 for the McArdle Road Improvements from Ennis Joslin Road to Whitaker Drive. (BOND 2012)

This item was pulled from the agenda.

22. Design - Build Agreement for Bayshore Park (Bond 2008 Proposition 7)

Motion authorizing the City Manager, or designee, to execute a Design - Build Agreement with Fulton Coastcon General Contractors of Corpus Christi, Texas in the amount of \$5,080,000 for the Bayshore Park project as part of the Bond 2008 Proposition 7 Bayfront Development Plan Phase 3 project.

This Motion was recommended to the regular agenda.

Enactment No: M2016-031

23. Authorizing execution of an Engineering Design Contract for the design of traffic signals approved in the 2014 Highway Safety Improvement Program grant

Motion authorizing the City Manager or designee to execute the engineering design, bid and construction phase services contract with Maldonado-Burkett Intelligent Transportation Systems, LLP (MBITS) of Corpus Christi, Texas in the amount of \$668,956.56 for the design of traffic signals approved in the 2014 Highway Safety Improvement Program grant.

This Motion was recommended to the consent agenda.

Enactment No: M2016-030

Q. BRIEFINGS: (NONE)

S. ADJOURNMENT

The meeting was adjourned at 7:05 p.m.