



Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final City Council

Tuesday, April 14, 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.**

Members of the audience will be provided an opportunity to address the Council at approximately 12:00 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 Nelda Martinez to call the meeting to order.**
- B. Invocation to be given by Chaplain Lynne Blackler, CHRISTUS Spohn Health System.**
- C. Pledge of Allegiance to the Flag of the United States to be led by Stacie Talbert-Anaya, Interim Director of Parks and Recreation.**
- D. City Secretary Rebecca Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
 - 1. [15-0354](#) Proclamation declaring April 14, 2015, "Ben Mostafa Memorial Mural Day"
Proclamation declaring April 15, 2015, "80th Anniversary of the CITGO Corpus Christi Refinery Day"
Proclamation declaring April 12-18, 2015, "The Week of the Young Child"
Proclamation declaring April 17-18, 2015, "1st Annual Fiesta de la Flor Weekend"
Proclamation declaring April, "Distracted Driving Awareness Month"

- 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.

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.

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

- a. OTHER

H. EXECUTIVE SESSION: (ITEM 2)

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 officer. The description of an item in "Executive Sessions" constitutes the written interpretation by the City Attorney of Chapter 551 of the Texas Government Code and his determination that said item may be legally discussed in Closed Meeting in compliance with Chapter 551 the Texas Government Code.

2. [15-0355](#) **Executive session pursuant to Texas Government Code § 551.071** for consultation with attorneys regarding collective bargaining negotiations, the collective bargaining agreements between the City of Corpus Christi and the Corpus Christi Firefighters Association and/or Corpus Christi Police Officers' Association, with possible discussion, resolution(s), and other actions in open session concerning any matters related thereto.

I. MINUTES:

3. [15-0353](#) Regular Meeting of March 31, 2015

J. **BOARD & COMMITTEE APPOINTMENTS:**

4. [15-0352](#) Airport Board
Island Strategic Action Committee
Parking Advisory Board

K. **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.

L. **CONSENT AGENDA: (ITEMS 5 - 17)**

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.

5. [15-0218](#) **Purchase of Patterson Pump Rotor Assembly**

Motion approving the purchase of one (1) Patterson pump rotor assembly from The Scruggs Co., Houston, Texas based on sole source for a total amount of \$73,655.00. Funds have been budgeted by the Utilities Department in FY 2014-2015.

Sponsors: Purchasing Division and Office of Public Utilities

6. [15-0272](#) **Approving the submission of a grant application to the Texas Department of Transportation Aviation Division for airport maintenance**

Resolution authorizing the submission of a grant application in the amount of \$50,000 to the Texas Department of Transportation, Aviation Division, with a matching amount of \$50,000 for funding of airport maintenance at Corpus Christi International Airport; and authorizing the City Manager or designee to accept, reject, alter, or terminate the grant and execute all related documents.

Sponsors: Aviation Department

7. [15-0022](#) **Approving Change Order No. 13 for Bayfront Development Plan, Phase 3 (Bond 2008) - Shoreline Boulevard Realignment**

Motion authorizing the City Manager or designee to execute Change Order No. 13 with Bay, Ltd. of Corpus Christi, Texas in the amount of \$373,337.25 for a total restated fee of \$7,540,461.64, for the Bayfront Development Plan, Phase 3, Shoreline Boulevard Realignment project (Bond 2008).

Sponsors: Capital Programs and Office of Public Works

8. [15-0309](#) **Approving Change Order No. 14 for Bayfront Development Plan, Phase 3 (Bond 2008) - Shoreline Boulevard Realignment**

Motion authorizing the City Manager or designee to execute Change Order No. 14 with Bay, Ltd. of Corpus Christi, Texas in the amount of \$351,776.51 for a total restated fee of \$7,892,238.16, for the Bayfront Development Plan, Phase 3, Shoreline Boulevard Realignment project (Bond 2008).

Sponsors: Capital Programs and Office of Public Works

9. [15-0271](#) **Second Reading Ordinance - Accepting and appropriating the Houston High Intensity Drug Trafficking Area (HIDTA) grant (1st Reading 3/31/15)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant award in the amount of \$168,200 from the Executive Office of the President, Office of National Drug Control Policy, to support the Police Department's role in the Texas Coastal Corridor Initiative in the Houston High Intensity Drug Trafficking Area (HIDTA) for the salary and benefits of a full-time program coordinator, one administrative assistant, overtime for 4 Corpus Christi Police Officers, and 4 lease vehicles; and appropriating the \$168,200 in the No. 1061 Police Grants Fund.

Sponsors: Police Department

10. [15-0263](#) **Second Reading Ordinance - Accepting and appropriating grant funds for the Retired Senior Volunteer Program (RSVP)(1st Reading 3/31/15)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a \$21,671 State grant awarded by the Corporation for National and Community Service for the Retired and Senior Volunteer Program; appropriating the \$21,671 State grant in the No. 1067 Parks and Recreation Grants Fund; transferring \$79,173 from the No. 1020 General Fund to the No. 1067 Parks and Recreation Grant Fund as City matching funds for the Retired Senior Volunteer program and appropriating the \$79,173 in the No. 1067 Parks and Recreation

Grant fund.

Sponsors: Parks and Recreation Department

11. [15-0264](#) **Second Reading Ordinance - Accepting and appropriating grant for the Latchkey After School Snack Program (1st Reading 3/31/15)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant in the amount of \$166,173 from the Texas Department of Agriculture; appropriating grant in the No. 1067 Parks and Recreation Grants Fund for the Latchkey After School Snack Program.

Sponsors: Parks and Recreation Department

12. [15-0265](#) **Second Reading Ordinance - Accepting and appropriating the Texans Feeding Texans Grant funds for the Home Delivered Meals Program (1st Reading 3/31/15)**

Ordinance authorizing the City Manager or designee to ratify the execution of all documents necessary to accept and appropriate a \$49,795.82 grant from the Texas Department of Agriculture Texans Feeding Texans Program in the No. 1067 Parks and Recreation Grants Fund for the FY 2015 Senior Community Services - Texans Feeding Texans.

Sponsors: Parks and Recreation Department

13. [15-0266](#) **Second Reading Ordinance - Accepting and appropriating grant amendment for additional funding to the Oso Bay Wetland Preserve Restoration project (1st Reading 3/31/15)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a \$3,000 grant awarded by the Texas General Land Office Coastal Management Program for the Oso Bay Wetland Preserve Habitat Restoration project; appropriating the \$3,000 grant in the No. 1067 Parks and Recreation Grants Fund for the Oso Bay Wetland Preserve Habitat Restoration project.

Sponsors: Parks and Recreation Department

14. [15-0100](#) **Second Reading Ordinance - Accepting and appropriating grant funds for the Senior Companion Program (SCP) (1st Reading 3/31/15)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a \$5,756 grant awarded by the Corporation for National and Community Service and appropriating grant in the No. 1067 Parks and Recreation Grants Fund for the Senior Companion Program; transferring \$76,903 from the No. 1020 General Fund to the No. 1067 Parks and Recreation Grants Fund as City matching funds for the Senior Companion Program and appropriating

the \$76,903 in the No. 1067 Parks and Recreation Grant fund.

Sponsors: Parks and Recreation Department

15. [15-0211](#) **Second Reading Ordinance - Amending City Code relating to the Transportation Advisory Board (1st Reading 3/31/15)**

Ordinance amending Chapter 2, ARTICLE IV, Division 9. TRANSPORTATION ADVISORY BOARD of the Corpus Christi Code in its entirety; providing for severance; and providing an effective date.

Sponsors: Capital Programs and Street Department

16. [15-0282](#) **Second Reading Ordinance - Appropriating additional Federal grant funds for upgrades to security and perimeter road systems at the airport (1st Reading 3/31/15)**

Ordinance appropriating \$33,250 from Federal Aviation Administration Grant No. 3-48-0051-048-2011 Amendment No. 3 in the No. 3020 Airport Capital Improvement Fund to upgrade security and perimeter road systems at Corpus Christi International Airport; and changing the FY2014-2015 Capital Budget adopted by Ordinance No. 030303 by increasing both revenues and expenditures by \$33,250.

Sponsors: Aviation Department

17. [15-0280](#) **Second Reading Ordinance - Assignment of Trinity Towers Skywalk and Improvements Lease (1st Reading 3/31/15)**

Ordinance approving the assignment of the Skywalk and Improvements Lease Agreement regarding City property interests located along Carancahua Street and Tanchua Street near Coopers Alley, from NH Texas Properties Limited Partnership to BKD Shoreline, LLC; consenting to the sublease of Trinity Towers Limited Partnership; and authorizing the City Manager or designee, to execute all documents related to the assignment and assumption agreement.

Sponsors: Development Services and Legal Department

M. **PUBLIC HEARINGS: (ITEMS 18 - 21)**

18. [15-0273](#) **Public Hearing and First Reading Ordinance - Closing a portion of an undeveloped and unsurfaced 20-foot wide public right-of-way, located south of and adjacent to Williams Drive and north of Holly Road.**

Ordinance abandoning and vacating an undeveloped and unsurfaced 11,420-square foot portion (0.262 acres) of a 20-foot wide public right-of-way, out of Lot 1, Block 1, Oso River Estates Unit 2.

Sponsors: Development Services

19. [15-0274](#) **Public Hearing and First Reading Ordinance - Closing a portion of a**

public right-of-way, located south of Williams Drive and north of Holly Road.

Ordinance abandoning and vacating an undeveloped and unsurfaced 39,530-square foot portion (0.91 acres) of a 20-foot wide public right-of-way, out of Lots 23-24, Section 28, Flour Bluff & Encinal Farm & Garden Tracts.

Sponsors: Development Services

20. [15-0310](#)

Public Hearing and First Reading Ordinance - Rezoning for a Special Permit for a Transitional Housing Facility at 1508 Leopard Street

Case No. 0215-01 The Salvation Army: From the "CI" Intensive Commercial District to the "CI/SP" Intensive Commercial District with a Special Permit for a transitional housing facility. The property to be rezoned is described as Lots 1 thru 9, Block 2, West End Addition and portion of alley, between Antelope and Leopard Streets and between Mexico and Josephine Streets.

Planning Commission and Staff Recommendation (March 11, 2015): Approval of the change of zoning from the "CI" Intensive Commercial District to the "CI/SP" Intensive Commercial District with a Special Permit for a transitional housing facility, subject to 11 conditions.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by The Salvation Army ("Owner"), by changing the UDC Zoning Map in reference to Lots 1 thru 9, Block 2, West End Addition and portion of alley, from the "CI" Intensive Commercial District to the "CI/SP" Intensive Commercial District with a Special Permit for a transitional housing facility; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Sponsors: Development Services

21. [15-0315](#)

Public Hearing and First Reading Ordinance - Amending the Wastewater Collection System Master Plan

Ordinance amending the Wastewater Collection System Master Plan, an element of the Comprehensive Plan of the City of Corpus Christi, Texas, by relocating approximately 17 acres of land from the Wooldridge II Lift Station 48 service area as identified in the Wastewater Collection System Master Plan, Oso W.R.P. Service Area, Area 1, to the Wooldridge Lift Station 61 service area as identified in the Master Sanitary Sewer Plan for the Southern Portion of Corpus Christi, Texas 1983; amending related elements of the City's Comprehensive Plan; providing for severance; and providing for publication.

Sponsors: Development Services

N. REGULAR AGENDA: (NONE)

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

O. FIRST READING ORDINANCES: (ITEMS 22 - 27)

22. [15-0322](#) First Reading Ordinance - Appropriating funds from back filing of E911 fees from Vonage

Ordinance appropriating \$39,533.05 in General Fund No. 1020 from the back filing of E911 fees from Vonage; and changing the FY 2014-2015 Operating Budget adopted by Ordinance No. 030294 by increasing revenue and expenditures in the General Fund No. 1020 by \$39,533.05 each.

Sponsors: Police Department

23. [15-0349](#) First Reading Ordinance - Adopting the Corpus Christi Maintenance Code (CCPMC) and approving licensing agreement with the International Code Council

Ordinance amending the Corpus Christi Code of Ordinances Chapter 13, Article II to repeal the adoption of the Southern Standards Housing Code, 1973 Edition and to adopt the Corpus Christi Property Maintenance Code; amending Chapter 13, Article II to extend the time to appeal Building Standard Board decisions and allow for the recoupment of title search expenses; amending Chapter 13, Article II, Division II to modify the definition and procedures for junk vehicles; amending §13-3002 to add the definition of hearing officer; repealing Chapter 13, Article IV in its entirety; repealing in its entirety Ordinance No. 12826 regarding fire breaks; authorizing the City Manager or his designee to execute a licensing agreement with the International Code Council for copyright use of the International Property Maintenance Code; providing for severance; providing for penalties; providing for publication; and providing for effective date.

Sponsors: Police Department

24. [15-0278](#) First Reading Ordinance - Approving agreement and appropriating funds to reimburse developer for the construction of water arterial transmission and grid main line located south along Holly Road, east of Rodd Field Road and west of Paul Jones Avenue

Ordinance authorizing city manager or designee to execute a water arterial transmission and grid main construction and reimbursement agreement ("Agreement") with MPM Development, LP ("Developer"), for the construction of a water arterial transmission and grid main line and appropriating \$49,980.11 from the No. 4030 Arterial Transmission and

Grid Main Trust Fund to reimburse the Developer in accordance with the Agreement.

Sponsors: Development Services

25. [15-0284](#) **First Reading Ordinance - Closing a portion of a utility easement located north of the Saratoga Boulevard (SH 357) state right-of-way, and east of the Airline Road public street right-of-way.**

Ordinance abandoning and vacating a 3,066.16-square foot portion of an existing 15-foot wide utility easement out of a part of Lot 29, Tract N, Bass Subdivision, located north of the Saratoga Boulevard (SH 357) state right-of-way, and east of the Airline Road public street right-of-way; and requiring the owner, George V. Piperis, to comply with the specified conditions

Sponsors: Development Services

26. [15-0304](#) **First Reading Ordinance - Exemption from the Wastewater Acreage/Lot Fees for Wedgewood Terrace Unit 3 located north of Yorktown Drive and West of Flour Bluff Drive, in the southwest portion of Flour Bluff**

Ordinance exempting Wedgewood Terrace Unit 3 from the payment of wastewater lot and acreage fees pursuant to Section 8.5.2.G.1. of the Unified Development Code; requiring the owner/developer to comply with the specified conditions.

Sponsors: Development Services

27. [15-0298](#) **First Reading Ordinance - Amending City Code regarding disbanding the Cable Communications Commission**

Ordinance amending the Code of ordinances, City of Corpus Christi, Chapter 2 and Chapter 55 regarding disbanding of the Cable Communications Commission

Sponsors: Communications and Media Relations & eGovernment

P. FUTURE AGENDA ITEMS: (ITEMS 28 - 31)

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

28. [15-0281](#) **Engineering Construction Contract for the Laguna Madre Wastewater Treatment Plant Head Works and Bar Screen Improvements**

Motion authorizing the City Manager or designee to execute a construction contract with Associated Construction Partners LTD of Boerne, Texas in the amount of \$2,895,000 for the Laguna Madre Wastewater Treatment Plant Head Works and Bar Screen Improvements for the Base Bid.

Sponsors: Office of Public Utilities and Capital Programs

29. [15-0361](#) Direction regarding 2012 Bond Projects

Resolution directing staff to proceed with bidding remaining Bond 2012 Projects; and providing direction on specific projects.

Sponsors: Capital Programs and Office of Public Works

30. [15-0324](#) Authorizing Agreement for All Risk Property Insurance Coverage

Motion authorizing the City Manager to execute a one-year agreement, with Borden Insurance and McGriff, Seibels & Williams of Texas, Inc., for the purchase of all risk property insurance coverages totaling \$2,752,388 of which \$1,131,117.95 is required for the remainder of FY2014-2015. Funds have been budgeted by the Legal Department in FY2014-2015.

Sponsors: Purchasing Division and Legal Department

31. [15-0333](#) Appointing Board Members to the Coastal Bend Health Facilities Development Corporation and the Coastal Bend Cultural Education Facilities Finance Corporation

Motion appointing City Council Members Nelda Martinez, Rudy Garza, Chad Magill, Colleen McIntyre, Lillian Riojas, Brian Rosas, Lucy Rubio, Mark Scott and Carolyn Vaughn as board members to the Coastal Bend Health Facilities Development Corporation and the Coastal Bend Cultural Education Facilities Finance Corporation.

Sponsors: City Secretary's Office

Q. FUTURE CORPORATION MEETING: (ITEMS 32 - 33)

32. [15-0334](#) Future Corporation Meeting of the Coastal Bend Health Facilities Development Corporation

Annual Meeting of the Coastal Bend Health Facilities Development Corporation

Sponsors: City Secretary's Office

33. [15-0335](#) Future Corporation Meeting of the Coastal Bend Cultural Education Facilities Finance Corporation

Annual Board Meeting of the Coastal Bend Cultural Education Facilities Finance Corporation

Sponsors: City Secretary's Office

R. BRIEFINGS: (ITEMS 34 - 37)

Briefing information will be provided to the City Council during the Council meeting. Briefings are for Council information only. Council may give direction to the City

Manager, but no other action will be taken and no public comment will be solicited.

34. [15-0326](#) **Overview of Plan CC Comprehensive Plan 2035**
 Sponsors: Development Services
35. [15-0357](#) **Overview of the Downtown Area Development Plan and
Development Incentives**
 Sponsors: Development Services
36. [15-0347](#) **Residential/Local Street Reconstruction Plan - Funding Options**
 Sponsors: Financial Services Department
37. [15-0320](#) **Recommendation from Citizens Advisory Health Board (CAHB)
regarding City-County Health District**
 Sponsors: ACM - Safety, Health and & Neighborhoods

S. **LEGISLATIVE UPDATE:**

This item is for Council's informational purposes only. Council may give direction to the City Manager, but no other action will be taken and no public comment will be solicited.

T. **ADJOURNMENT**