



Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final City Council

Tuesday, April 28, 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 Pastor Scott McDonald, Corpus Christi Community Church.**
- C. Pledge of Allegiance to the Flag of the United States to be led by Police Chief, Floyd Simpson.**
- D. City Secretary Rebecca Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
 - 1. [15-0414](#) Proclamation declaring April 21, 2015, "MADD Power of Parents Talk Day"
Proclamation declaring May 1, 2015, "Generation Texas Signing Day"
Proclamation declaring May 1, 2015, "Cinco De Mayo Celebration Day"
Proclamation declaring May 8, 2015, "Corpus Christi Technology Olympics Day"
Proclamation declaring May 9, 2015, "Corpus Christi Lemonade Day"
Proclamation declaring May 11, 2015, "National Peace Officers' Memorial Day" and May 11-17, 2015, "National Police Officers' Week"

- 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. [15-0417](#) **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. [15-0415](#) Regular Meeting of April 21, 2015

J. **BOARD & COMMITTEE APPOINTMENTS:**

4. [15-0413](#) Advisory Committee on Community Pride
Coastal Bend Council of Governments
Transportation Advisory Commission
Water Resources Advisory Committee

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 - 16)**

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. [15-0325](#) **Purchase and Installation of Casework, Lab Benches, Cabinetry, and a Chemical Hood**

Motion approving the purchase and installation of the casework, lab benches, cabinetry, and the chemical hood necessary to renovate three (3) laboratory rooms at the Water Utilities Laboratory from VWR International, LLC, Irving, Texas in accordance with the State of Texas Cooperative Purchasing Program for a total expenditure of \$72,820.63. Funds have been budgeted by the Utilities Department in FY 2014-2015.

Sponsors: Purchasing Division and Office of Public Utilities

6. [15-0319](#) **Approving Amendment No. 1 to Professional Services Contract for Signal Improvements and Street Lighting Project (Bond 2012)**

Motion authorizing the City Manager, or designee, to execute Amendment No. 1 to a Contract for Professional Services with Maldonado-Burkett Intelligent Transportation Systems, LLP of Austin, Texas in the amount of \$30,321.74 for a re-stated fee not to exceed \$79,833.85 for the Signal Improvements and Street Lighting BOND 2012 project.

Sponsors: Capital Programs and Office of Public Works

7. [15-0332](#) **Engineering Construction Contract and Design Contract
Amendment No. 1 Indefinite Delivery/Indefinite Quantity Minor
Street Pavement Improvements**

Motion authorizing the City Manager, or designee, to execute a construction contract with Grace Paving and Construction, Inc. of Corpus Christi, Texas in the amount of \$1,880,404.50 for the Indefinite Delivery/Indefinite Quantity Minor Street Pavement Improvements and to execute Amendment No. 1 to a Contract for Professional Services with Engineering & Construction Management Services, LLC (ECMS, LLC) in the amount of \$97,440.00 for a restated fee of \$114,940.00 for the Indefinite Delivery/Indefinite Quantity Minor Street Pavement Improvements.

Sponsors: Capital Programs and Office of Public Works

8. [15-0297](#) **Interlocal Agreement with the Port of Corpus Christi for Sam
Rankin Street from Port Avenue to West Broadway Street**

Motion authorizing the City Manager or designee to execute an Interlocal Agreement with the Port of Corpus Christi Authority of Nueces County, Texas (PCCA) for improvements to Sam Rankin Street from Port Avenue to West Broadway Street.

Sponsors: Capital Programs and Intergovernmental Relations

9. [15-0321](#) **Interlocal Agreement with Texas A&M University Kingsville for a
decision support modeling system for modeling the water
resources around Choke Canyon Reservoir Region**

Resolution authorizing the City Manager or designee to execute an Interlocal Agreement with Texas A&M University Kingsville in the amount of \$59,697 for a decision support modeling system for modeling the water resources around the Choke Canyon Reservoir Region of the Nueces River Basin.

Sponsors: Environmental and Strategic Initiatives and Capital Programs

10. [15-0327](#) **Interlocal agreement with Tuloso-Midway Independent School
District for public infrastructure**

Resolution authorizing the City Manager or designee to execute all documents necessary to resolve the future funding of streets on the City's Street Master Plan by Tuloso-Midway Independent School District by Interlocal Agreement in relation to a subdivision plat for a new Agricultural Building.

Sponsors: Development Services and Legal Department

11. [15-0348](#) **Second Reading Ordinance - Accepting a donation from the Port of**

Corpus Christi Authority for training firefighters in marine firefighting (1st Reading 4/21/15)

Ordinance authorizing the City Manager or designee to accept a donation from the Port of Corpus Christi Port Authority for \$20,000.00 to be used to train firefighters in marina firefighting from the landside; and appropriating \$20,000.00 from the Port of Corpus Christi Authority into the Fire Grant Fund No. 1062.

Sponsors: Fire Department

12. [15-0127](#) **Second Reading Ordinance - Amending City Code regarding park and beach vendors (1st Reading 4/21/14)**

Ordinance amending Chapter 38 of the City Code of Ordinances regarding park and beach vendors.

Sponsors: Parks and Recreation Department

13. [15-0267](#) **Second Reading Ordinance - Lease Agreement renewal for Ben Garza Field and Clara Driscoll Field (1st Reading /21/14)**

Ordinance authorizing the City Manager, or his designee, to execute five-year lease agreement with Corpus Christi Police Athletic League for the use of Ben Garza field located at 1815 Howard, including sublease of Driscoll Field located at 4235 Baldwin, for baseball program.

Sponsors: Parks and Recreation Department

14. [15-0323](#) **Second Reading Ordinance - Approving the sale of a narrow strip of land for a future street right-of-way (1st Reading 4/21/14)**

Ordinance approving the sale of a narrow strip of land -- 0.169 acres out of the City's 4.39 acre tract to MPM Development, LP (Developer) for the amount of \$7,600.00, for the use in constructing future street right-of-way necessary for Developer's proposed Bordeaux Place Unit 4 Subdivision development and associated plat; and authorizing the City Manager or designee to execute a Real Estate Sales Contract, Special Warranty Deed, and all closing documents necessary for the sale and conveyance.

Sponsors: Capital Programs

15. [15-0254](#) **Second Reading Ordinance - Approving a Real Estate Sales Contract for the Citizen's Collection Center for Flour Bluff/Padre Island (1st Reading 4/21/14)**

Ordinance amending the FY 2015 Capital Improvement Program Budget adopted by Ordinance No. 030303 by transferring \$78,000.00 from Fund 3365 Sanitary Landfill 2008 Certificate of Obligation Project Reserves to Project #E12190 Citizens Collection Center - Flour Buff/Padre Island; increasing expenditures in the amount of \$78,000.00;

and authorizing the City Manager or designee to execute a Real Estate Sales Contract with Alamo Concrete Products Company in the amount of \$275,000 plus \$3,000 in estimated closing costs for a total expenditure of \$278,000, for the purpose of acquiring a tract of land containing 5.320 acres located at the northeast corner of the intersection of Flour Bluff Drive and Division Road, to be used for the Citizens Collection Center - Flour Bluff/Padre Island Area Project #E12190.

Sponsors: Capital Programs and Solid Waste Operations

16. [15-0202](#) **Second Reading Ordinance - Amendment No. 1 to Lease for Real Property for U.S. Coast Guard Navigational Marker ACLL 7817 (1st Reading 4/21/14)**

Ordinance authorizing the City Manager or designee to execute Amendment No. 1 to the US Government Lease for Real Property for the US Coast Guard Aid to Navigation Marker ACLL 7817, amending Paragraph four (4) NOTICE section, of the current lease of real property to the U.S. Government in connection with a navigation marker mounted on the east wall of the South Texas Institute for the Arts building, an aid to navigation (ATON) structure known as the "Corpus Christi Channel Cut "B" West Range Front Light (ACLL 7817)"; and providing for publication.

Sponsors: Capital Programs

M. PUBLIC HEARINGS: (NONE)

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 17 - 20)

17. [15-0378](#) **First Reading Ordinance - Accepting and appropriating the Click It or Ticket Grant from the State of Texas, Department of Transportation (TXDOT)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant in the amount of \$19,988.20 from the State of Texas, Department of Transportation for the FY2014 Click It Or Ticket program grant; and appropriating the \$19,988.20 in the No. 1061 Police Grants Fund.

Sponsors: Police Department

18. [15-0363](#) **First Reading Ordinance - Amendment No. 1 to lease agreement with United Airlines for three year extension**

Ordinance ratifying and authorizing the City Manager to execute a first amendment to the lease agreement with United Airlines to extend the term of the lease; providing for an effective date; providing for severance; and providing for publication.

Sponsors: Aviation Department

19. [15-0096](#) **First Reading Ordinance - Type A Grant for Govind Development, LLC Located at 9359 IH 37**

Ordinance approving a Business Incentive Agreement between the Corpus Christi Business and Job Development Corporation ("Type A Corporation") and Govind Development, LLC ("Govind") to provide a grant of up to \$908,000, for the creation and retention of jobs and authorizing the City Manager, or designee, to execute a Business Incentive Project Service Agreement with the Type A Corporation regarding implementation and administration of the Govind Business Incentive Agreement for the creation and retention of jobs; and appropriating \$908,000 from the unreserved fund balance in the No. 1140 Business/Job Development Fund for said business incentive grant from the Type A Corporation to Govind; and changing the FY 2014-2015 operating budget, adopted by Ordinance No. 030294, by increasing expenditures by \$908,000.

Sponsors: Economic Development

20. [15-0277](#) **First Reading Ordinance - Type A Grant for QSROnline.com, Inc. Located at 817 Ayers**

Ordinance approving a Business Incentive Agreement between the Corpus Christi Business and Job Development Corporation ("Type A Corporation") and QSROnline.com, Inc. ("QSROnline") to provide a grant of up to \$129,500, for the creation and retention of jobs and authorizing the City Manager, or designee, to execute a Business Incentive Project Service Agreement with the Type A Corporation regarding implementation and administration of the QSROnline Business Incentive Agreement for the creation and retention of jobs; and appropriating \$129,500 from the unreserved fund balance in the No. 1140 Business/Job Development Fund for said business incentive grant from the Type A Corporation to QSRonline; and changing the FY 2014-2015 operating budget, adopted by Ordinance No. 030294, by increasing expenditures by \$129,500.

Sponsors: Economic Development

P. **FUTURE AGENDA ITEMS: (ITEMS 21 - 24)**

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

21. [15-0377](#) **Approving the submission of a grant application for the Automobile**

Burglary and Theft Prevention Authority to continue the motor vehicle theft enforcement grant in the Police Department

Resolution authorizing the City Manager or designee to submit a grant application in the amount of \$822,504 to the Automobile Burglary Theft Prevention Authority (ABTPA) to continue the motor vehicle theft enforcement grant within the Police Department for Year 15 with a City cash match of \$457,926, in-kind match of \$52,439, and program income match of \$3,546 for a total project cost of \$1,336,415 and authorizing the City Manager or the City Manager's designee to apply for, accept, reject, alter or terminate the grant.

Sponsors: Police Department

22. [15-0360](#) **Interlocal Agreement with Del Mar College for training emergency medical service students**

Resolution authorizing the City Manager, or his designee, to execute an Interlocal Agreement with Del Mar College for the training of emergency medical service students.

Sponsors: Fire Department

23. [15-0331](#) **Engineering Contract Amendment No. 3 for Construction Material Testing for the Citywide Street Preventative Maintenance (SPMP) Program Year 2**

Motion authorizing the City Manager, or designee, to execute Amendment No. 3 with Rock Engineering & Testing Laboratory, Inc. of Corpus Christi, Texas in the amount of \$75,306.00 for a restated fee of \$181,250.00 for the Citywide Street Preventative Maintenance Program (SPMP) Year 2 project.

Sponsors: Street Department and Capital Programs

24. [15-0362](#) **Approving submission of grant applications for Shanen Ditch Hike & Bike Trail Phase II Project and Dr. Hector P. Garcia Hike & Bike Trail Phase I Project**

Resolution approving submission of grant applications with Corpus Christi Metropolitan Planning for the Schanen Ditch Hike & Bike Trail - Phase II Project and Dr. Hector P. Garcia Hike & Bike Trail - Phase I Project.

Sponsors: Street Department and Capital Programs

Q. BRIEFINGS: (ITEM 25)

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.

25. [15-0403](#) **Water Rate - Calculations**

Sponsors: Office of Public Utilities and Water/Wastewater Treatment

R. 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.

S. ADJOURNMENT