



City of Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final

City Council

Tuesday, July 31, 2018

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. CITIZEN COMMENTS WILL BE LIMITED TO THREE MINUTES. 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. Any electronic media (e.g. CD, DVD, flash drive) that the Public would like to use while they speak to the City Council MUST be submitted a minimum of 24 hours prior to the meeting. Please contact the Public Communications department at 361-826-3211 to coordinate.

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 Joe McComb to call the meeting to order.**
- B. Invocation to be given by Pastor Claude Axel, Mount Pilgrim Baptist Church.**
- C. Pledge of Allegiance to the Flag of the United States to be led by Aurora Parlamas, Assistant Director of Support Services, Engineering Services Department.**
- D. City Secretary Rebecca L. Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
 - 1. [18-0903](#) Proclamation declaring July 30 - August 3, 2018, "61st National Pan American Golf Association Convention and Tournament Week".
Commendation for Corpus Christi Police Foundation.
Commendations recognizing the Corpus Christi National Little League Baseball Team.
Presentation of Honorary Citizen Certificates to 2018 Sister City Exchange Students.**

Swearing-In Ceremony for Newly Appointed Board, Commission, Committee and Corporation Members.

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

- a. STRATEGIC FUTURE ISSUES
- b. CITY PERFORMANCE REPORT - LIBRARIES
- c. OTHER

G. MINUTES:

- 2. [18-0904](#) Regular Meeting of July 24, 2018.

H. BOARD & COMMITTEE APPOINTMENTS: (NONE)

I. 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.

- J. PUBLIC COMMENT FROM THE AUDIENCE ON MATTERS NOT SCHEDULED ON THE AGENDA WILL BE HEARD AT APPROXIMATELY 12:00 P.M. 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. Citizen comments are limited to three minutes. If you have a petition or other information pertaining to your subject, please present it to the City Secretary. Any electronic media (e.g. CD, DVD, flash drive) that the Public would like to use while they speak MUST be submitted a minimum of 24 hours prior to the Meeting. Please contact the Public Communications department at 361-826-3211 to coordinate.**

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.

K. CONSENT AGENDA: (ITEMS 3 - 9)

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.

- 3. [18-0809](#) Professional Services Contract for Programmed Water Line Service Life Extension Indefinite Delivery / Indefinite Quantity Program (Capital Improvement Program)**

Motion executing a professional services contract with Urban Engineering of Corpus Christi, Texas in the amount of \$350,510 for Programmed Water Line Service Life Extension Indefinite Delivery / Indefinite Quantity (IDIQ) Project. (Capital Improvement Program)

Sponsors: Water Utilities Department and Engineering Services

- 4. [18-0806](#) Resolution approving submission of five traffic safety improvement projects for Highway Safety Improvement grants (Bond 2016, TxDOT Participation)**

Resolution supporting the submission of multiple project proposals for Texas Department of Transportation Highway Safety Improvement Program grants for traffic signals.

Sponsors: Street Department and Engineering Services

- 5. [18-0726](#) Three Supply Agreements for Purchase of Tires for Fleet Maintenance**

Motion authorizing three, one-year supply agreements for the purchase of Goodyear tires from Goodyear Tire and Rubber Co. of Corpus Christi, Texas; Pursuit tires from GCR Tire and Service of Corpus Christi, Texas; and, Dunlop tires from Southern Tire Mart of Corpus Christi, Texas via BuyBoard cooperative for a total amount not to exceed \$272,376.85.

Sponsors: Asset Management Department

6. [18-0832](#) **Second Reading Ordinance - Special Permit Time Extension for a property at or near 7442 Wooldridge Road (1st Reading 7/24/18)**

Case No. 0618-01 Dorsal Development, LLC.:

Ordinance granting a time extension of the "RM-1/SP" Multifamily 1 District with a Special Permit on a property at or near 7442 Wooldridge Road.

Planning Commission and Staff Recommendation (June 13, 2018):

Approval of the requested Special Permit time extension for a period of 6 months.

Sponsors: Development Services

7. [18-0684](#) **Second Reading Ordinance - Accepting and appropriating developer contributions, other donations and interest earnings for park improvements (1st Reading 7/24/18)**

Ordinance to accept and appropriate \$846,228.34 in developer contributions, other donations and interest earnings in the Community Enrichment Fund for park improvements.

Sponsors: Parks and Recreation Department

8. [18-0625](#) **Second Reading Ordinance - Lease Agreement for Tom Graham Park (1st Reading 7/24/18)**

Ordinance authorizing a five-year lease with an option to extend for an additional five year term with Grow Local South Texas, Inc. for use of Tom Graham Park at 3914 Up River Road for a public gardening program.

Sponsors: Parks and Recreation Department

9. [18-0833](#) **Second Reading Ordinance - Exemption from the Wastewater Lot or Acreage Fees for Water's Edge at Kitty Hawk Unit 2 (1st Reading 7/24/18)**

Ordinance exempting Water's Edge at Kitty Hawk Unit 2, located south of South Staples Street and west of Kitty Hawk Drive, from the payment of the wastewater lot or acreage fees under Section 8.5.2.G.1 of the Unified Development Code; requiring the owner/developer to comply with the specified conditions.

Sponsors: Development Services

L. RECESS FOR LUNCH

The City Council will take a lunch break at approximately 1:30 p.m.

M. PUBLIC HEARINGS: (ITEMS 10 - 11)

10. [18-0805](#) Public Hearing and First Reading Ordinance - Rezoning property at or near 6000 Yorktown Boulevard

Case No. 0218-03 William B. Miller, Jr.: Ordinance rezoning property at or near 6000 Yorktown Boulevard from "RS-6" Single-Family 6 District to the "IL" Light Industrial District.(3/4 vote required)

Planning Commission and Staff Recommendation (June 27, 2018):
Approval of the change of zoning from the "RS-6" Single-Family 6 District to the "IL" Light Industrial District (Tract 1). Denial of the change of zoning from the "RS-6" Single-Family 6 District to the "IL" Light Industrial District (Tract 2), in lieu thereof approval of "CN-1/SP" Neighborhood Commercial District with a Special Permit (Tract 2).

Ordinance rezoning property at or near 6001 Yorktown Boulevard from "RS-6" Single-Family 6 District to the "IL" Light Industrial District (Tract 1) and "CN-1/SP" Neighborhood Commercial District with a Special Permit (Tract 2).

Sponsors: Development Services

11. [18-0897](#) Public Hearing and First Reading Ordinance - Urban Transportation Plan Amendment

Ordinance amending the Urban Transportation Plan map by Realigning proposed Yellow Oak Avenue and at the intersection with CR 48, extend southward as an RA1 Minor Rural Arterial to intersect with proposed east/west RA1 Minor Rural Arterial; realigning proposed arterial CR 48 between FM 1694 (Callicoate Rd) and FM 24 (Violet Rd) to the northeast and redesignate as a Local Rural Street; deleting a segment of proposed C1 Collector Oregon Trail; designating a segment of Haven Road from FM 24 to proposed point near north/south Collector west of Warrior Drive as a C1 Collector; deleting a proposed C1 Collector segment from Oregon trail to the intersection near FM 1694; adding an RA1 Minor Rural Arterial between IH 69 and FM 24, redesignating proposed C1 Collector to an RA1 Minor Rural Arterial between IH 69 and FM 24; and, adding a proposed rural street designation of (RA1) Local Rural Street to the UTP.

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 12 - 16)

12. [18-0905](#) First Reading Ordinance - Ordering a General Election to elect Mayor and Eight Council Members - November 6, 2018

Ordinance ordering a general election to be held on November 6, 2018, in the City of Corpus Christi for the election of Mayor and Eight Council Members; providing for procedures for holding such election; providing for notice of election and publication thereof; providing for establishment of branch early polling places; designating polling place locations; authorizing a joint election with Nueces County, and a runoff election, if one is necessary; and enacting provisions incident and relating to the subject and purpose of this ordinance.

Sponsors: City Secretary's Office

13. [18-0881](#) First Reading Ordinance - Professional Services Contract for Residential Reconstruction Project - \$3.4M

Ordinance appropriating \$680,000 from Fund balance in Residential Street Reconstruction Fund No. 1042, amend the Operating Budget, and execute a professional services contract with Hanson Professional Services, Inc. of Corpus Christi, Texas in the amount of \$463,656.50 for the Residential Street Reconstruction Project - \$3.4M project.

Sponsors: Street Department and Engineering Services

14. [18-0844](#) First Reading Ordinance - Construction Contract for Schanen Ditch Hike and Bike Trail - Saratoga to Killarmet Project (Bond 2012, Proposition 4)

Ordinance appropriating into Park CIP Fund and changing the Capital Improvement Program Budget by \$355,643.32 and authorizing a construction contract with Mo-Con Services, Inc. of Corpus Christi, Texas in the amount of \$444,554.15 for Schanen Ditch Hike and Bike Trail - Saratoga to Killarmet project for the base bid.

Sponsors: Engineering Services and Parks and Recreation Department

15. [18-0595](#) First Reading Ordinance - Adopting Downtown Vacant Building Regulations

Ordinance amending Corpus Christi Code to adopt Downtown Vacant Building Regulations including registration; and Providing for penalties.

Sponsors: Business Liaison

16. [18-0889](#) **First Reading Ordinance - Authorizing a Use Privilege Agreement for installation of a private wastewater collection system and conveyance system force main**

Ordinance authorizing a Use Privilege Agreement with Valls Wildcat II, LLC, ("Permittee") to install a private wastewater collection system and conveyance system force main.

Sponsors: Development Services

P. FUTURE AGENDA ITEMS: (ITEMS 17 - 28)

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

17. [18-0804](#) **Resolution authorizing outside city limits water contract with property owners in Mokry Estates.**

Sponsors: Development Services

18. [18-0843](#) **Purchase and Installation of Upfitting Equipment for Police Vehicles**

Motion authorizing the purchase and installation of upfitting equipment on police vehicles, with a two-year service agreement for \$365,362.75 from Cap Fleet Upfitters of Temple, Texas, via the BuyBoard Cooperative.

Sponsors: Fleet Maintenance Services, Police Department and Purchasing Division

19. [18-0801](#) **Amendment No. 1 to Master Services Agreement for engineering and technical support for project development in Solid Waste Operations**

Motion authorizing Amendment No. 1 to a 3-year Master Services Agreement with Hanson Professional Services of Corpus Christi, Texas in the amount of \$712,501 for a total restated fee of \$750,000.

Sponsors: Engineering Services and Solid Waste Operations

20. [18-0794](#) **Supply Agreement for Crushed Limestone for Street Operations**

Motion authorizing a three-year supply agreement with Vulcan Construction Materials, LLC of San Antonio, Texas, for the purchase of crushed limestone, for the total amount not to exceed \$423,000.00.

Sponsors: Street Department and Purchasing Division

21. [18-0795](#) **Supply Agreement for Cold Mix-cold Laid asphalt and Pre-Coated Aggregate for Street Operations**

Motion authorizing a three-year supply agreement with Vulcan Construction Materials, LLC of San Antonio, Texas, for the purchase of cold mix- cold laid asphalt and pre-coated aggregate, for the total amount not to exceed \$2,087,700.00.

Sponsors: Street Department and Purchasing Division

22. [18-0846](#) **Supply Agreement for Purchase of Hot Tap Fittings**

Motion authorizing a three-year supply agreement with M.T. Deason Company Inc, of Birmingham, Alabama, for the purchase of hot tap fittings for a total amount not to exceed \$249,721.80.

Sponsors: Gas Department and Purchasing Division

23. [18-0868](#) **Service Agreement for Brush Grinding Services for Solid Waste Operations**

Motion authorizing a four-year service agreement with Austin Wood Recycling, of Cedar Park, Texas for brush grinding services for a total amount not to exceed \$345,000.00.

Sponsors: Solid Waste Operations and Purchasing Division

24. [18-0851](#) **Resolution requesting the Texas General Land Office (GLO) to allocate a portion of federal GOMESA funds to coastal cities**

Resolution of the City of Corpus Christi, Texas requesting that the State of Texas and the Texas General Land Office annually set aside a portion of the State Gulf of Mexico Energy Security Act (GOMESA) funds for Texas coastal cities and continue to fully fund the Coastal Erosion Protection Response Act (CEPRA) program with state revenues.

Sponsors: Intergovernmental Relations

25. [18-0864](#) **Utility Bill Printing and Mailing Services**

Motion approving a one-year service agreement for utility bill printing, mailing, and insert printing services with Information Management Solutions, L.L.C. of San Antonio, Texas for an estimated expenditure of \$886,886.48, with four one-year options for a total potential multi-year amount of \$4,434,432.40.

Sponsors: Financial Services Department and Purchasing Division

26. [18-0907](#) **Setting the City Council Meeting Date to Adopt the Property Tax Rate**

Motion setting September 18, 2018 as the date of the adoption of the ad valorem tax rate of \$0.626264 per \$100 valuation.

Sponsors: Financial Services Department

27. [18-0908](#) **Scheduling Two Public Hearings Related to Fiscal Year 2018-2019 Property Tax**

Motion setting a public hearing on the ad valorem tax rate for August 28,

2018 and a second public hearing for September 11, 2018 during the City Council meeting beginning at 11:30 a.m. at City Hall, 1201 Leopard Street, Corpus Christi, Texas.

Sponsors: Financial Services Department

28. [18-0916](#) **Scheduling Public Hearing on Fiscal Year 2018-2019 Operating Budget**

Motion setting a public hearing for the City of Corpus Christi Fiscal Year 2018-2019 Operating Budget for August 28, 2018 during the regular City Council meeting beginning at 11:30 a.m. at City Hall, 1201 Leopard Street, Corpus Christi, Texas.

Sponsors: Office of Management and Budget

Q. **BRIEFINGS: (NONE)**

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. The City Manager or City Council Liaison for any city board, commission, committee or corporation (including Type A or B Corporation) may report on the action(s) or discussion(s) of any such body's public meeting that occurred within one month prior to this City Council meeting.

R. **EXECUTIVE SESSION: (ITEMS 29 - 31)**

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. If 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 City Council may deliberate and take action in open session on any issue that may be discussed in executive session. 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.

29. [18-0912](#) **Executive Session pursuant to Texas Government Code § 551.071** and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning claims, pending litigation, potential settlement, attorney's fees, and/or other potential legal matters regarding lawsuits of *Salinas Construction Technologies, Ltd. and Salinas and Sons, Inc. v. City of Corpus Christi*, and other lawsuits against the City and the City's officers and employees.

30. [18-0895](#) **Executive Session pursuant to Texas Government Code § 551.071** and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning legal issues related to potential violations of the City's commercial and industrial waste disposal and pretreatment

ordinance [Section 55-140, et. Seq., of the Corpus Christi Code of Ordinances] by wastewater customer(s), potential wastewater plant excursions, negotiations and potential litigation with the U.S. Environmental Protection Agency, Texas Commission on Environmental Quality, Texas Attorney General, and/or U.S. Department of Justice concerning the City's sanitary sewer system and/or water system, including consideration of fees for attorneys, engineers, and other expert witnesses assisting in defense of potential lawsuit(s) and other legal matters related to the provision of water and wastewater services and the regulations related to said services.

31. [18-0896](#) **Executive Session pursuant to Texas Government Code § 551.071** and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning legal issues related to Harbor Bridge construction and the Agreement for the Adjustment of City of Corpus Christi Municipal Utilities in Connection with the U.S. 181 Harbor Bridge Replacement Project.

S. **IDENTIFY COUNCIL FUTURE AGENDA ITEMS**

Per Council Policies, an item may be added to the agenda by four members of the City Council. Council may give direction to the City Manager to add an item to a future agenda, but no other action will be taken, and no public comment solicited.

T. **ADJOURNMENT**