



City of Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final-revised

City Council

Tuesday, March 28, 2023

11:30 AM

Council Chambers

Addendums may be added on Friday.

Public Notice: 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.

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.

This meeting may be held via videoconference call pursuant to Texas Government Code § 551.127. If this meeting is held via videoconference call or other remote method of meeting, then a member of this governmental body presiding over this meeting will be physically present at the location of this meeting unless this meeting is held pursuant to Texas Government Code § 551.125 due to an emergency or other public necessity pursuant to Texas Government Code § 551.045.

- A. Mayor Paulette Guajardo to call the meeting to order.
- B. Invocation to be given by Pastor David Bendett, Rock City Church.
- C. Pledge of Allegiance to the Flag of the United States and to the Texas Flag to be led by Lathaniel Trae Johnson, Junior at Moody High School.
- D. City Secretary Rebecca L. Huerta to call the roll of the required Charter Officers.
- E. **CITY MANAGER'S COMMENTS / UPDATE ON CITY OPERATIONS:**
 - 1. [23-0591](#) Stage 1 Drought Update and Update on the Barney Davis Site Evaluation for Potential Desalination Plant - Michael Murphy, Chief Operating Officer of Corpus Christi Water.
 - 2. [23-0599](#) North Beach Eco Park Update
 - 3. [23-0593](#) Annual Public Health Fair on April 5, 2023 - Dr. Fauzia Khan, Public Health Director

F. PUBLIC COMMENT - APPROXIMATELY 12:00 P.M. To speak during this public comment period, you must sign up before the meeting begins. Each speaker is limited to a total of no more than 3 minutes per speaker. You will not be allowed to speak again on an item when the Council is considering the item. Time limits may be restricted further by the Mayor at any meeting. If you have a petition or other information pertaining to your subject, please present it to the City Secretary. Written comments may be submitted at cctexas.com/departments/city-secretary. Electronic media that you would like to use may only be introduced into the City system IF approved by the City's Information Technology (IT) Department at least 24 hours prior to the Meeting. Please contact IT at 826-3211 to coordinate. This is a public hearing for all items on this agenda.

G. APPOINTMENT OF NEW FIRE CHIEF

4. [23-0588](#) Motion confirming the City Manager's appointment of Brandon Wade as Fire Chief.

Sponsors: City Manager's Office

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.

J. CONSENT AGENDA: (ITEMS 5 - 10)

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.

Consent - Second Reading Ordinances

5. [23-0392](#) Case No. 0223-01 Mehran and Sepideh Vatanikhah (District 1):
Ordinance rezoning a property at or near 12102 Leopard Street, located along the north side of Leopard Street, east of Callicoatte Road, and south of Interstate Highway 37 (IH-37), from the "RS-6" Single-Family 6 District to the "CG-2" General Commercial District. (Planning Commission and Staff recommend approval of the rezoning request from the "RS-6" Single-Family 6 District to the "CG-2" General

Commercial District).

Sponsors: Development Services

6. [23-0485](#) Ordinance amending Chapter 29 of the Corpus Christi Code to replace terms that are "coterminous with the term of the appointing City Council" with definite two-year terms for Municipal Judge Appointments.

Sponsors: Municipal Court Committee and City Secretary's Office

Consent - Contracts and Procurement

7. [23-0400](#) Motion authorizing a one-year supply agreement, with a one-year option, with ProForce Marketing, Inc., of Prescott, Arizona, for the purchase of training ammunition for the Corpus Christi Police Department in an amount not to exceed \$138,270.00, and a potential total amount of \$276,540.00 if the one-year option is exercised, with FY 2023 funding of \$138,270.00 from the Law Enforcement Trust Fund, the Crime Control and Prevention District Fund, and the General Fund.

Sponsors: Police Department and Finance & Procurement

8. [23-0367](#) Motion authorizing execution of a two-year service agreement with CAP Fleet Upfitters, LLC of Houston in an amount not to exceed \$557,980.28, through the BuyBoard Cooperative, for the purchase and installation of parts and equipment for 30 new police vehicles, with FY2023 funding of \$425,775.46 from the Fleet Equipment Replacement Fund and \$132,204.82 from the Crime Control Fund.

Sponsors: Asset Management Department, Police Department and Finance & Procurement

Consent - First Reading Ordinances

9. [23-0432](#) Ordinance accepting \$20,169.56 from the State of Texas - Law Enforcement Officer Standards and Education Account for training courses and training-related travel for approximately 25 full-time sworn and civilian Corpus Christi Police Department personnel; and appropriating \$20,169.56 in the FY 2023 in the Police Grants Fund.

Sponsors: Police Department

10. [23-0444](#) Ordinance authorizing the acceptance and appropriation of a \$25,000 grant from the Texas Historical Commission Certified Local Government program for the Upper Westside Historic Resource Survey project with a City match of \$25,000 budgeted and coming from the Development Services fund.

Sponsors: Development Services

K. RECESS FOR LUNCH

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

L. PUBLIC HEARINGS: (ITEMS 11 - 12)

The following items are public hearings and public hearings with first reading ordinances. Each item will be considered individually.

11. [22-2109](#) Case No. 1022-07 Arriba Development (District 1): Ordinance rezoning property at or near 10902 Interstate Highway 37, located along the north side of Interstate 37, west of Sessions Road from the “RS-6” Single-Family 6 District and the “CN-1” Neighborhood Commercial District to the “RM-1” and “RM-2” Multifamily Districts. (Planning Commission and Staff recommend denial of the rezoning request, and in lieu, approval of a change of zoning a “RS-6/SP” Single-Family 6 District with a Special Permit) (3/4 favorable vote required due to protest by surrounding owners)

Sponsors: Development Services

12. [23-0459](#) Ordinance authorizing and approving a Substantial Amendment to the Corpus Christi FY2022/PY2021 Consolidated Annual Action Plan for the U.S. Department of Housing and Urban Development and approval of the Corpus Christi HOME-ARPA Allocation Plan.

Sponsors: Neighborhood Services

M. INDIVIDUAL CONSIDERATION ITEMS: (ITEMS 13 - 22)

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

13. [23-0590](#) Ordinance amending Ordinance 17150 by increasing the exemption for ad valorem taxes for all qualified homesteads from 10% to 20% of assessed value but not less than \$5,000 for all qualified resident homesteads; and increasing the exemption for ad valorem taxes for persons' residence who are disabled or 65 years of age or older from \$50,000 as approved by the citizens of Corpus Christi on April 4, 1987 to \$62,500; Commencing Tax Year 2023.

Sponsors: City Manager's Office

14. [23-0589](#) Resolution amending City Council Policy Section 16 to reduce the number of City Council Members required to place an item on the agenda from four members to one member.

Sponsors: Legal Department

15. [23-0585](#) Resolution concurring with TXDOT'S plan to close the Power Street and Padre Street exits/ramps off US Highway 181 South and restoring Padre Street as a two-way roadway between Tanchua and Ramirez streets.

Sponsors: Public Works/Street Department

16. [23-0457](#) Motion authorizing the approval of Change Order No. 2 with Reytec, Corpus Christi, Texas, for the reconstruction of Junior Beck Road from Bear Lane to Old Brownsville Road Project, in an amount of \$750,000.00 for a total amount not to exceed \$5,636,738.25 with FY 2022 funding available from the Storm Water Capital Improvement Project (CIP) Funds.

Sponsors: Engineering Services, Public Works/Street Department and Contracts and Procurement

17. [23-0236](#) Motion awarding a construction contract to Reytec Construction Resources, Inc., Corpus Christi, Texas, for Nueces River Raw Water Pump Station Transmission Main project in an amount of \$7,421,783.00, located in Council District 1, with FY 2023 funding available from the Water Capital Fund.

Sponsors: Engineering Services, Corpus Christi Water and Contracts and Procurement

18. [23-0455](#) Motion awarding a construction contract to JE Construction Services, LLC., Corpus Christi, Texas, for reconstruction of Trinity River Drive from FM 624 to Wood River Drive, with new asphalt pavement and utility improvements, in the amount of \$1,777,485.00, located in Council District 1, with FY 2023 funding available from the Street Bond 2020, Storm Water, Water and Waste Water Funds.

Sponsors: Engineering Services, Public Works/Street Department and Contracts and Procurement

19. [22-1945](#) Resolution authorizing a one-year supply agreement, with one option, with Chemtrade Chemicals US, LLC, of Parsippany, New Jersey, for the purchase of liquid aluminum sulfate for Corpus Christi Water in an amount not to exceed \$3,358,282.00 for the initial term and in an amount not to exceed \$4,834,282.00 if the option is exercised, for a combined potential amount not to exceed \$8,192,564.00, with FY 2023 funding of \$1,760,750.00 from the Water Fund.

Sponsors: Corpus Christi Water and Finance & Procurement

20. [22-1946](#) Resolution authorizing a one-year supply agreement, with one option, with Chemtrade Chemicals US, LLC, of Parsippany, New Jersey, for the purchase of liquid ammonium sulfate for Corpus Christi Water in an amount not to exceed \$790,532.00, for the initial term and in an amount not to exceed \$1,144,532.00 if the option is exercised, for a combined potential amount not to exceed \$1,935,064.00, with FY 2023 funding of \$422,250.00 from the Water Fund.

Sponsors: Corpus Christi Water and Finance & Procurement

21. [23-0061](#) Motion authorizing a one-year supply agreement with Univar Solutions USA, Inc., of Kent, Washington, in an amount not to exceed \$270,000.00, for Hydrofluorosilicic Acid to be utilized by Corpus Christi Water, with FY 2023 funding of \$75,000.00 from the Water Fund.

Sponsors: Corpus Christi Water and Finance & Procurement

22. [23-0486](#) Ordinance appointing Jacqueline Del Llano Chapa as Presiding Judge, Mike Alaniz as Division 1 Judge, Julianna Siracusa Rivera as Division 2 Judge, David Walsh as Division 3 Judge, William Gregory "Bill" Bonilla as Division 4 Judge, and George Picha as Division 5 Judge of the Municipal

Court; appointing Christopher E. Matt as part-time judge #1, Douglas K. DeFratus as part-time judge #2, William Holt Feemster as part-time judge #3, Mariana Garza as part-time judge #4, Mario A. Olivarez as part-time judge #5, Kali Guttman as part-time judge #6, Robert Reyna as part-time judge #7, and Michael White as part-time judge #8 of the Municipal Court; determining salary; providing a two year term of office; and declaring an effective date.

Sponsors: Municipal Court Committee and City Secretary's Office

N. BRIEFINGS:

Briefing information will be provided to the City Council during the Council meeting. Briefings are for Council information only. No 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.

O. EXECUTIVE SESSION: (ITEMS 23 - 26)

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.

- 23. [23-0473](#) 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 collective bargaining matters in the Agreement with the Corpus Christi Police Officers' Association, Chapters 143 and 172 of the Texas Local Government Code, other collective bargaining agreements as necessary, including potential approval in open session of matters related thereto as necessary.
- 24. [23-0571](#) Executive Session pursuant to Texas Government Code § 551.071** and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning Texas Government Code § 551.007, et seq., Texas Government Code § 551.042, et. Seq, the U.S. Constitution, Applicability and Legality of Selected Rules of Decorum, and other legal matters relating to Chapter 551 of the Texas Government Code.
- 25. [23-0586](#) 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 legislation pending or

contemplated in the 88th Texas Legislature and potential changes to the City's Legislative Agenda, including, but not limited to, legislation involving preservation of local decision-making authority, land use, revenue caps, debt issuance, taxation, use of rights-of-way, communication with legislators & administrative agencies, emergency service districts, navigation districts, school districts, other special districts, public health, military installations (including DEAGG Program grants), tax exemptions, air quality, utilities, appraisal appeals, economic development, school finance, transportation infrastructure, tourism and hotel occupancy tax funding, homelessness, and affordable housing.

26. [23-0587](#) **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 parks on land owned by the City adjacent to Corpus Christi Bay, restrictions on said underlying real property, and the value of said property, **and Texas Government Code § 551.072** to discuss and deliberate the value of the aforementioned areas of said real property.

P. **ADJOURNMENT**