



City of Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final-revised

City Council

Tuesday, June 8, 2021

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 M. Guajardo to call the meeting to order.**
- B. Invocation to be given by Deacon Jesse Hinojosa, Diocese of Corpus Christi.**
- C. Pledge of Allegiance to the Flag of the United States and to the Texas Flag to be led by Libby Foster, Richard King High School.**
- D. City Secretary Rebecca L. Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**

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 per meeting. 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. South Texas Military Task Force Briefing - Colonel Joseph H. Parker, Commander, Corpus Christi Army Depot

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

- a. **Memorial Day Recap**
- b. **Summer Hours for City Pools and Splash Pads**
- c. **Science & History Museum Parking Lot Update**
- d. **Duke It Out Boxing Program Overview by Coach Joe**
- e. **Hurricane Preparedness Sandbag Distribution**
- f. **Litter Critter Program Schedule**
- g. **Update on Stage 1 Drought Response**
- h. **Seawater Desalination Update**

I. BOARD & COMMITTEE APPOINTMENTS:

- 1. [21-0634](#) Animal Care Advisory Committee (3 vacancies)
Civil Service Board (1 vacancy)
Civil Service Commission (1 vacancy)
Crime Control & Prevention District (1 vacancy)

J. 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.

K. CONSENT AGENDA: (ITEMS 2 - 12)

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. Unless otherwise stated below, Ordinances should be presumed to be second readings.

2. [21-0647](#) Approval of the Minutes of the May 25, 2021 Regular Meeting.

Sponsors: City Secretary's Office

Consent - Second Reading Ordinances

3. [21-0447](#) Zoning Case No. 0321-04, ERF Real Estate, Inc.: (District 4) Ordinance amending Zoning Ordinance number 031728 by adding a 24-month time extension to the special permit time limit initially approved by City Council (Planning Commission and Staff recommend Approval)
Sponsors: Development Services
4. [21-0553](#) Zoning Case No. 0321-01, Mc J's and Associates, LLC. (District 4). Ordinance zoning a property located at or near 14493 Running Light Drive from the "RS-6/IO" Single-Family 6 District with the Island Overlay to the "RM-AT/IO/PUD" Multifamily AT District with the Island Overlay and a Planned Unit Development. (Planning Commission and Staff recommend Approval)
Sponsors: Development Services
5. [21-0554](#) Zoning Case No. 0421-01, Steven Bernal, Rachel Garcia Pena, and Rick Kyle Caron. (District 1). Ordinance zoning a property located at or near 4421 and 4427 Violet Road from the "RS-6" Single-Family 6 District to the "CN-1" Neighborhood Commercial District. (Planning Commission and Staff recommend Approval)
Sponsors: Development Services
6. [21-0593](#) Ordinance approving Amendment number three to the Tax Increment Reinvestment Zone (TIRZ) #4 Project & Financing Plans approved by the Board of Directors of Reinvestment Zone #4, City of Corpus Christi to make adjustments to the Project Specific Development and North Beach Living Initiative.
Sponsors: Finance & Business Analysis
7. [21-0536](#) Ordinance amending Corpus Christi Code to decrease the speed limit on Park Road 22 from 55 miles per hour to 35 miles per hour on school days

and hours for a school zone adjacent to Seashore Learning Center.

Sponsors: Public Works/Street Department

Consent - Contracts and Procurement

8. [21-0357](#) Motion authorizing a five-year service agreement with Sherloq Financial for debt collection services for the Utility Business Office for collection of customers' delinquent utility bills that are past due for 90 days or longer, for a total estimated amount of \$261,250.00, with \$17,417.00 required in FY 2021 from the Water Fund.

Sponsors: Utilities Department and Contracts and Procurement

9. [21-0413](#) Motion authorizing a design-build agreement with Barcom Construction, Inc. of Corpus Christi, Texas, for an amount not to exceed \$65,000.00 to add a 1,000 square foot metal awning to a maintenance building at the Wesley Seale Dam, effective upon issuance of notice to proceed, with funding in the FY 2021 Water Fund.

Sponsors: Utilities Department and Contracts and Procurement

10. [21-0530](#) Motion authorizing a three-year supply agreement, with two additional one-year period options, for Crushed Limestone to be used by Public Works in the City's street maintenance programs with Vulcan Construction Materials, LLC. of San Antonio, Texas for an estimated amount of \$810,000.00 and a potential total cost \$1,382,000.00 if all options are exercised with FY 2021 funding in an amount not to exceed \$90,000.00 available through the Street Maintenance Fund.

Sponsors: Public Works/Street Department and Contracts and Procurement

11. [21-0550](#) Motion authorizing a one-year supply agreement with Arnold Oil Company, Inc. of Corpus Christi, Texas in amount not to exceed \$189,806.40, for Bulk Oil and Lubricants for the Asset Management Department, Fleet Division, with FY 2021 funding in the amount of \$79,086.00 available through the Fleet Maintenance Service Fund.

Sponsors: Asset Management Department and Contracts and Procurement

12. [21-0568](#) Motion authorizing the purchase of one Ditch Witch vacuum excavator as an addition to the fleet from DWST Acquisition Company, LLC, dba Ditch Witch South Texas of Corpus Christi, Texas, through the Sourcewell Cooperative for Gas Operations, in an amount not to exceed \$54,956.68 for the Gas Operations effective upon issuance of vehicle acceptance letter with funding available from the FY 2021 Gas Operations Funds.

Sponsors: Gas Department and Contracts and Procurement

Consent - Capital Projects

L. LEGISLATIVE UPDATE:

This item is for Council's informational purposes only. No action will be taken and no

public comment will be solicited.

M. RECESS FOR LUNCH

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

N. PUBLIC HEARINGS: (ITEM 13 - 14)

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

13. [21-0590](#) Zoning Case No. 0321-02: Ordinance rezoning a property located at or near 1402 Flour Bluff Drive (District 4) from the "RE" Residential Estate District to the "CG-2" General Commercial District and "RM-2" Multifamily District. The applicant is The Estate of Hart F. Smith and Juliana Dunn Smith. (3/4 vote needed to approve applicant's request because Planning Commission recommends approval of an alternative proposal and Staff recommends Denial of the original request, in lieu thereof approval of an alternative rezoning request including a special permit between the Navy, applicant, and City Staff)

Sponsors: Development Services

14. [21-0591](#) Zoning Case No. 0421-03: Ordinance rezoning a property located at or near 3030 Buffalo Avenue and 902 Nueces Bay Boulevard (District 1) from the "CN-1" Neighborhood Commercial District, "CG-1" General Commercial District, and "CG-2" General Commercial District to the "CG-1/SP" General Commercial District with a Special Permit. The applicant is ERF West Side, Inc. (Planning Commission and Staff recommend Approval)

Sponsors: Development Services

O. INDIVIDUAL CONSIDERATION ITEMS: (ITEMS 15 - 17)

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

15. [21-0303](#) Resolution authorizing a five-year service agreement with WinCan LLC, dba Pipeline Analytics, of Pittsburgh, Pennsylvania for a total amount not to exceed \$174,200.00 for the purchase of Wastewater WinCan software and support for the Utilities Department, with funding in the amount of \$128,052.00 available through the FY 2021 Water and Wastewater Funds.

Sponsors: Utilities Department and Contracts and Procurement

16. [21-0083](#) Ordinance awarding a construction contract to EMR Elevator, Inc., Corpus Christi, Texas, to upgrade the passenger elevator for the Art Museum of South Texas, located in Council District 1, in an amount of \$228,056.00 with FY 2021 funding available from the Bond 2018 Fund, and amending the FY 2020-2021 Capital Budget and Capital Improvement Program.

Sponsors: Engineering Services, Asset Management Department and Contracts and Procurement

17. [21-0598](#) Resolution authorizing a service agreement with Pfeiffer & Son, LTD of LaPorte, Texas in the amount of \$448,725.00 for the removal of the Harbor Bridge Decorative Lighting System effective upon issuance of a notice to proceed with FY 2021 funding in the amount of \$448,725.00 available in the General Fund; and authorizing the City Manager or designee to negotiate a Memorandum of Understanding for in kind services with the Port of Corpus Christi and Texas Department of Transportation (TXDOT) for a value of approximately \$150,000 from each entity.

Sponsors: Information Technology Services and Contracts and Procurement

P. FIRST READING ORDINANCES: (NONE)

Q. BRIEFINGS: (NONE)

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.

R. APPEAL OF A DECISION OF THE BUILDING STANDARDS BOARD (Tabled and continued from 4-27-2021): (ITEM 18)

The Appeal will proceed using the following format:

- a. Requestor's presentation of appeal (up to three minutes)(Requestor subject to questioning)
- b. Explanation of applicable law
- c. Staff Response to requestor's complaint about errors of board
- d. Council Action - Three options:
 1. Deny the appeal (uphold the Building Standards Board's decision)
 2. Sustain the appeal (reverse the Board's decision)
 3. Amend the Board's decision (in whole or in part)

18. [21-0495](#) Consideration of an appeal filed by Ms. Raquel Ordonez of the Building Standards Board's Decision to require demolition of the substandard structure on property located at 309 Hiawatha Street in City Council District 1 (Tabled and continued from 4-27-2021).

Sponsors: Neighborhood Services

S. EXECUTIVE SESSION: (ITEMS 19 - 20)

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.

19. [21-0648](#) **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 and litigation in the case of *Terry Henderson v. City of Corpus Christi* and other lawsuits and potential lawsuits, including potential consideration of documents related to settlement of the aforementioned case.
20. [21-0655](#) **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 the City Manager evaluation and the employment agreement therewith and **Texas Government Code § 551.074** (personnel matters) to deliberate the appointment, employment, evaluation, reassignment, duties, or discipline of a public officer or employee (including, but not limited to, the City Manager).

T. **ADJOURNMENT**