

One-Reading ordinance awarding a Design-Build contract to Corpus Christi Desalination Partners, LLC for 60% design services, design and construction of the demonstration plant and development and verification of the GMP in an amount up to \$78,610,000.00 for the Inner Harbor Seawater Desalination Treatment Plant Project; appropriating funds and amending the FY 2026 Budget, with funding available from the State Water Implementation Fund for Texas (SWIFT).

WHEREAS, in accordance with Chapter 2269 of the Texas Government Code, the City is procuring a design-build contractor for the Inner Harbor Seawater Desalination Treatment Plant;

WHEREAS, the City received Proposals from the following design-build firms:

Corpus Christi Desal Partners, a Joint Venture of Acciona Agua Corporation and MasTec Industrial;

Corpus Christi Desalination Team, a Joint Venture of CDM Constructors, Inc. and PLW Waterworks, LLC;

Kiewit Infrastructure South Co.

WHEREAS, per section 2269.362 of the Texas Government Code, the City was not able to negotiate a satisfactory contract with the highest ranked firm and has formally and in writing ended all negotiations with that firm.

WHEREAS, there is a statutory exception for this procurement in Local Government Code, Section 252.022(a)(2), as this purchase is necessary to preserve or protect the public health or safety of the City's residents;

WHEREAS, the Inner Harbor Seawater Desalination Treatment Plant will provide a new water source for the City of Corpus Christi and all of its customers, including both treated water customers and raw water customers. Accordingly, all costs for the Inner Harbor Seawater Desalination Treatment Plant are chargeable and attributable to raw water.

WHEREAS, City Council finds that this contract is reasonable and necessary to furnish the ratepayers with water service; and

WHEREAS, City Council finds that recovery of the cost of this contract through the utility rates is reasonable and necessary to preserve the utility's financial integrity.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS:

SECTION 1. The City Council specifically finds that the foregoing statements included in the preamble of this resolution are true and correct and adopts such findings for all intents and purposes related to the authorization of this procurement.

SECTION 2. The Corpus Christi FY2025-2026 Operating Budget adopted by Ordinance No. 033730 is amended to appropriate \$78,610,000 into the Water Capital Fund.

SECTION 3. The Corpus Christi FY2025-2026 Capital Budget adopted by Ordinance No. 033731 is amended to increase revenues and expenditures by \$78,610,000.

SECTION 4. The City Manager or designee is authorized to execute a Design-Build contract with Corpus Christi Desalination Partners, LLC for Phase 1 Services for the Inner Harbor Seawater Desalination Treatment Plant Project in the amount of \$78,610,000.

SECTION 5. This section constitutes a written request by the mayor or majority of the members of the Council for this ordinance to be passed finally on the date of introduction due to emergency. The City Council finds and declares an emergency due to the need for immediate action necessary for the efficient and effective administration of City affairs; and suspends the City Charter rule that requires consideration of and voting upon ordinances at two regular meetings so that this ordinance is passed and takes effect upon first reading as an emergency measure.

PASSED and APPROVED on the _____ day of _____, 2026.

ATTEST:

Paulette Guajardo, Mayor

Rebecca Huerta, City Secretary