



City of Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final-revised

City Council

Tuesday, October 12, 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 Chaplain, Detective Mike Ilse, Corpus Christi Police Department.
- C. Pledge of Allegiance to the Flag of the United States and to the Texas Flag to be led by Aanya Wheat, Mary Carroll High School Student.
- D. City Secretary Rebecca L. Huerta to call the roll of the required Charter Officers.
- E. Proclamations / Commendations
 - 1. [21-1403](#) Proclamations declaring September 8, 2021 as "International Literacy Day" and September 2021 as "National Literacy Month".
Proclamations declaring October 10-16, 2021 as "Court Observance Week".
Proclamation declaring October 2021 as "Domestic Violence Awareness and Prevention Month".
Commendation recognizing International Westside (IWS) Astros Shetland Baseball Team.

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

- a. COVID-19 / Flu Season Update
- b. FY 2022 Adopted Budget Initiatives
- c. Infrastructure Design Standards Manual Update
- d. Potential Impact of Natural Gas Price Surge
- e. Recognition of Service and Retirement of Lisa Aguilar, Sr. Assistant City Attorney

H. BOARD & COMMITTEE APPOINTMENTS:

- 2. [21-1408](#) Corpus Christi Convention & Visitors Bureau (7 vacancies)
Nueces County Tax Appraisal District (2 vacancies)

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 3 - 17)

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. [21-1407](#) Approval of the September 21, 2021 Regular Meeting Minutes and May 21-22, 2021 City Council Retreat.

Sponsors: City Secretary's Office

Consent - Second Reading Ordinances

4. [21-1178](#) Zoning Case No. 0821-01, Jeffery C. Lundquist: (District 4) Ordinance rezoning a property at or near 4121 Waldron Road from the "FR" Farm Rural District to the "RE" Estate Residential District. (Planning Commission and Staff recommend Approval)

Sponsors: Development Services

5. [21-1179](#) Zoning Case No. 0821-03, Sima and Steve, Inc.: (District 2) Ordinance rezoning property at or near 3413 South Staples Street from the "ON" Neighborhood Office District to the "CN-1" Neighborhood Commercial District. (Planning Commission and Staff recommend Approval)

Sponsors: Development Services

6. [21-1189](#) Zoning Case No. 0821-02, Dominga Flores: (District 1) Ordinance rezoning property at or near 3617 Violet Road from the "FR" Farm Rural District to the "RS-22" Single-Family 22 District. (Planning Commission and Staff recommend Approval)

Sponsors: Development Services

7. [21-1222](#) Ordinance amending the Unified Development Code to establish tree requirements in residential street yards for new construction within the City and its extraterritorial jurisdiction, reducing impermeable surface allowed in residential street yards, increasing open space requirements for residential street yards, modifying landscaping requirements for residential districts; modifying alternative compliance for landscaping; and providing for penalty. (Planning Commission and Staff recommend Approval)

Sponsors: Development Services

8. [21-1257](#) Ordinance authorizing a second amendment to the Wastewater Lift Station Construction and Reimbursement Agreement with Peterson Properties, Ltd. to construct the Wastewater Lift Station for the Greenwood Service Area 5 and according to the Wastewater Master Plan approved on July 6, 2020 and located at the intersection of Westpoint Rd. and S. Padre Island Drive (Highway 358 FWY); and appropriating \$33,921.16 from the Wastewater Trunk System Trust Fund to reimburse developer. (District 3)

Sponsors: Development Services

9. [21-1221](#) Ordinance amending Chapter 21 of the Corpus Christi Code by adding compliance provisions pertaining to recyclables, use of recycling carts, and establishing a special collection fee for servicing contaminated carts.

Sponsors: Solid Waste Operations

Consent - Public Safety First Reading Ordinances

10. [21-1325](#) Ordinance accepting a grant in the amount of \$59,000.00 from the State of Texas Governor's Homeland Security Grants Division for overtime and retirement for sworn police officers supporting the FY 2022 Local Border Security Program; and appropriating \$59,000.00 in the Police Grants Fund.

Sponsors: Police Department

Consent - Contracts and Procurement

11. [21-0725](#) Resolution authorizing a two-year service agreement with an additional two-year option period, in an amount not to exceed \$433,890.21 and a maximum amount not to exceed \$883,890.21 if the option period is exercised, for preventative maintenance and repairs of the Breakpoint Chlorination equipment feed system at the Oso Water Reclamation Plant with Grace Water Services, LLC from Katy, Texas, effective upon issuance of notice to proceed, with first-year funding in the amount of \$216,945.11 available from the FY 2022 Wastewater Fund.

Sponsors: Utilities Department and Finance & Procurement

12. [21-0740](#) Resolution authorizing a two-year supply agreement for the purchase of laboratory supplies to conduct enterococci testing at the Greenwood Wastewater Treatment Plant Laboratory with IDEXX Distribution Inc. of Westbrook, Maine for an estimated amount of \$60,749.82, with FY 2022 funding in an amount not to exceed \$30,374.91 available from the Wastewater Fund.

Sponsors: Utilities Department and Finance & Procurement

13. [21-1051](#) Motion authorizing two three-year supply agreements with Sames Motor Company, Inc. of Corpus Christi, Texas and Arnold Oil Company of Corpus Christi, Texas, for Original Equipment Manufacturer Ford Parts for Fleet for a total estimated amount not to exceed \$725,000.00, with FY 2022 funding in an amount not to exceed \$241,666.00 available through the Fleet Maintenance Service Fund.

Sponsors: Asset Management Department and Finance & Procurement

14. [21-1210](#) Resolution authorizing a two-year service agreement extension to provide investment advisor services with Meeder Public Funds, Inc., in an amount not to exceed \$60,000.00 for the first of two option periods, effective September 4, 2021, with first year funding available in the FY 2021-2022 Budget through the General Fund.

Sponsors: Finance & Procurement

Consent - Capital Projects

15. [21-1218](#) Motion awarding a construction contract to MAX Underground Construction, LLC, Corpus Christi, Texas, for the Storm Water Infrastructure Indefinite Delivery Indefinite Quantity program, which includes Bridge Rehabilitation, Channel Ditch Improvements, and Citywide Storm Water Infrastructure Rehabilitation/Replacement, in an amount up to \$6,000,000.00 for a one-year term, with FY 2022 funding available from Storm Water Capital Fund.

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

16. [21-1305](#) Motion authorizing the approval of Change Order No. 1 with Jhabores Construction Company, Inc., Corpus Christi, Texas, for the installation of a wastewater main crossing under Crosstown Expressway at Holly Road, located in Council District 3, in a total amount of \$170,108.24, with FY 2022 funding available from the Wastewater Fund.

Sponsors: Engineering Services and Water Utilities Department

General Consent Items

17. [21-1091](#) Motion authorizing seven Corpus Christi B Corporation Small Business Assistance Agreements with the following entities for one year: LiftFund, Inc., Service Corps of Retired Executives, Texas A&M University - Corpus Christi, and Del Mar College for a total amount not to exceed \$701,800 to support small businesses within the City of Corpus Christi.

Sponsors: Corpus Christi Regional Economic Development Corporation

K. **RECESS FOR LUNCH**

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

L. **PUBLIC HEARINGS: (ITEMS 18 - 19)**

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

18. [21-1277](#) Zoning Case No. 0821-04, Michael Gallardo and Nancy Torres: (District 2) Ordinance rezoning property at or near 4110 Molina Drive from the "CN-1" Neighborhood Commercial District to the "RS-6" Single-Family 6 District. (Planning Commission and Staff recommend Approval)

Sponsors: Development Services

19. [21-1278](#) Zoning Case No. 0821-05, Michael McDonough: (District 3) Ordinance rezoning property at or near 6342 Old Brownsville Road from the "RS-6" Single-Family 6 District to the "FR" Farm Rural District. (Planning Commission and Staff recommend Approval)

Sponsors: Development Services

M. INDIVIDUAL CONSIDERATION ITEMS:

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

N. FIRST READING ORDINANCES: (ITEMS 20 - 23)

20. [21-0997](#) Zoning Case No. 0721-01, Southern Builders Co, LLC (District 2). Ordinance rezoning a property located at or near 548 Cole Street from the "CG-2" General Commercial District and "RS-6" Single-Family 6 District to the "RS-TH/PUD" Townhouse District with a Planned Unit Development. (Planning Commission and Staff recommend Approval)
Sponsors: Development Services
21. [21-1213](#) Ordinance authorizing the execution of the First Amended Lease and Operating Agreement with Texas State Aquarium Association to adjust the term to 20 years from the effective date of this amendment and provide up to \$3,000,000.00 for construction of new Wildlife Rescue Center.
Sponsors: Finance & Procurement
22. [21-1395](#) Ordinance amending the City's Film Ordinance to only require permits for filming that excludes the public from public property, providing for fee and insurance waivers, and providing for existing penalties.
Sponsors: Finance & Procurement
23. [21-1185](#) Ordinance authorizing execution of all documents necessary to accept, amend, and appropriate a grant contract between the Department of State Health Services (DSHS) and the Corpus Christi-Nueces County Public Health District in the amount of \$1,550,000 for the period August 18, 2021 through June 30, 2023 for activities to establish, expand, train and sustain public health workforce in support of Coronavirus 2019 (COVID-19) response through the following: hiring four full-time public health positions (two project managers, one public information officer and one accountant), adjusting compensation for current Health District staff who were involved in the pandemic response March 2020 through May 2021, providing indirect cost reimbursement for general government support, and procuring office supplies.
Sponsors: Health Department

O. 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.

P. EXECUTIVE SESSION: (ITEMS 24)

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.

24. [21-1321](#)

Executive Session pursuant to Texas Government Code § 551.071 and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning the acquisition and negotiation of property rights adjacent or near the Laguna Madre, Hustlin' Hornet Drive, Redhead Pond, Debra Lane, and/or Beasley Road and **Texas Government Code § 551.072** to discuss and deliberate the potential purchase, exchange, lease, and/or value of real property rights in the aforesaid area(s) where deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

Q. ADJOURNMENT