



# City of Corpus Christi

1201 Leopard Street  
Corpus Christi, TX 78401  
forward.cctexas.com

## Meeting Agenda - Final

### City Council

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Tuesday, August 22, 2017

11:30 AM

Council Chambers

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**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 David Bendett, Rock City Church.**
- C. Pledge of Allegiance to the Flag of the United States to be led by Gilbert Trevino, Roy Miller High School Senior.**
- D. City Secretary Rebecca L. Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
  - 1. [17-1045](#)** Proclamation declaring August 23, 2017, "Inspire Coastal Bend Magazine's Celebration 100 Day".  
Proclamation declaring August 26, 2017, "Women's Equality Day" in Honor of The League of Women Voters of Corpus Christi and the 97th Anniversary of Women's Right To Vote.  
Proclamation declaring August 2017, "National Breastfeeding Month".  
Proclamation declaring September 9, 2017, "Operation K.E.Y.S. - Keeping Every Youth in School Day".

**F. CITY MANAGER'S COMMENTS / UPDATE ON CITY OPERATIONS:****a. T. C. AYERS POOL****b. OTHER****G. MINUTES:****2. [17-1046](#) Regular Meeting of August 15, 2017 and Workshop of August 15, 2017.****H. BOARD & COMMITTEE APPOINTMENTS:****3. [17-1047](#) Corpus Christi Regional Transportation Authority  
Human Relations Commission****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 4 - 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.*

**4. [17-0863](#) Service Agreements for Temporary Staffing Services**

Motion authorizing the City Manager or designee to execute service agreements with Advance'd Temporaries, Inc. of Corpus Christi, Texas and Genesis Professional Solutions of San Antonio, Texas for temporary staffing services in accordance with Request for Proposal (RFP) No. 1096, based on best value for a total amount not to exceed \$250,000 for each agreement for a grand total of \$500,000. The term of these agreements is for one year with option to extend for up to three additional one-year periods, subject to the sole discretion of the City.

Sponsors: Human Resources and Purchasing Division

**5. [17-0951](#) Resolution to execute Advance Funding Agreement for a High-Intensity Crosswalk at the intersection of Ocean Drive and Del Mar Boulevard (Bond 2012, Proposition 1)**

Resolution authorizing the City Manager, or designee, to execute an Advance Funding Agreement (AFA) with the Texas Department of Transportation (TxDOT) for a High-Intensity Activated Cross Walk (HAWK) traffic signal, at the intersection on Ocean Drive and Del Mar Boulevard with the City's required payment to TxDOT in the amount of \$11,800 for reimbursement of direct state costs. This is related to the Ocean Drive from Buford to Louisiana Project (Bond 2012, Proposition 1).

**Sponsors:** Engineering Services and Street Department

6. [17-0956](#) **Construction Contract for Chaparral Street Phase 2 Development Master Plan (Bond 2014, Proposition 2)**

Motion authorizing the City Manager, or designee, to execute a construction contract with Reytec Construction Resources, Inc. of Houston, Texas in the amount of \$4,889,551.60 for the Chaparral Street Phase 2 Downtown Development Master Plan project for Base Bid 2 and Additive Alternate No. 1. (Bond 2014 Proposition 2)

**Sponsors:** Engineering Services

7. [17-0964](#) **Office Lease Extension Agreement for the City Detention Center**

Motion to authorize the City Manager or designee to execute an Office Lease Extension Agreement for 2 years with Wilson Plaza Associates L.P. Corpus Christi, Texas as Landlord for the operation of the City Detention Center.

**Sponsors:** Municipal Court Administration

8. [17-1001](#) **Resolution supporting the approval of bonds and a project relative to Texas A&M University-Corpus Christi (TAMUCC)**

A resolution of the City Council of the City of Corpus Christi, Texas, authorizing the Mayor to approve the issuance of (1) the New Hope Cultural Education Facilities Finance Corporation student housing revenue bonds (CHF - Collegiate Housing Island Campus, L.L.C. - Texas A&M University - Corpus Christi Island Campus Project) Series 2017a and to approve the project to be acquired with the proceeds of such bonds.

**Sponsors:** Intergovernmental Relations

9. [17-0967](#) **Second Reading Ordinance - Amending City Code to establish guidelines for license applicants with criminal convictions (1st Reading 8/15/17)**

Ordinance amending Chapter 1 of the Corpus Christi Code of Ordinances by adding Section 1-14 to establish Guidelines for License Applicants with Criminal Convictions; and providing an effective date, for severance, and for publication.

**Sponsors:** Police Department

10. [17-0980](#) **Second Reading Ordinance - Approving Amendment to the Tax Increment Reinvestment Zone No. 3 Project & Financing Plan (1st Reading 8/15/17)**

Ordinance approving the amendment to the Tax Increment Reinvestment Zone #3 Amended Project & Financing Plan approved by the Board of Directors of Reinvestment Zone Number Three, Corpus Christi, Texas on July 25, 2017.

**Sponsors:** Business Liaison

**L. RECESS FOR LUNCH**

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

**M. PUBLIC HEARINGS: (ITEMS 11 - 12)**

**11. [17-1032](#) Public Hearing on Fiscal Year 2018 Ad Valorem Tax Rate**

**Sponsors:** Financial Services Department

**12. [17-1080](#) Public Hearing and First Reading for Fiscal Year 2017-2018 Capital Budget and Capital Improvement Planning Guide**

Ordinance approving the Fiscal Year 2017 - 2018 Capital Budget and Capital Improvement Planning Guide in the amount of \$174,057,200.

**Sponsors:** Assistant City Manager

**N. REGULAR AGENDA: (ITEMS 13 - 15)**

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

**13. [17-1012](#) Second Reading Ordinance - Adjusting Water and Wastewater Utility Rates (1st Reading 8/15/17)**

Ordinance amending the Code of Ordinances, City of Corpus Christi, Chapter 55, Utilities, regarding water and wastewater rates; providing for publication and effective date of January 1, 2018.

**Sponsors:** Water Utilities Department

**14. [17-0999](#) Resolution approving the FY 2017-2018 budget for the Corpus Christi Crime Control and Prevention District. (Public Hearing held 8/15/17)**

**Sponsors:** Police Department

**15. [17-1081](#) Contract Amendment for the North Beach Redevelopment Initiative**

Motion authorizing the City Manager, or designee, to execute an amendment to a contract for planning services with Gateway Planning, Inc. of Dallas, Texas in an amount not to exceed \$10,000 for a total restated fee of \$59,900.

**Sponsors:** Environmental and Strategic Initiatives

**O. RECESS TO CORPORATION MEETING: (ITEM 16)**

16. [17-0970](#) Special North Padre Island Development Corporation Meeting

Sponsors: Assistant City Manager

**P. RECONVENE CITY COUNCIL MEETING****Q. FIRST READING ORDINANCES: (ITEMS 17 - 26)**

17. [17-1027](#) **First Reading Ordinance - Accepting and Appropriating the FY 2018 Texas Automobile Burglary Theft Prevention Authority (ABTPA) Grant**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant from the Texas Automobile Burglary Theft Prevention Authority (ABTPA) grant in the amount of \$410,973 to continue the motor vehicle theft enforcement grant within the Police Department for Year 17, with a City match of \$675,542, in-kind match of \$48,889 in the No. 1020 Police General Fund, and program income match of \$9,517 for a total project cost of \$1,144,924; designating the Chief of Police as Program Director and Director of Finance as financial officer for this ABTPA grant; appropriating \$410,973 from the ABTPA in the No. 1061 Police Grants Fund; and appropriating \$9,517 in program income match in the No. 1061 Police Grants Fund to continue the motor vehicle theft enforcement grant within the Police Department.

Sponsors: Police Department

18. [17-1011](#) **First Reading Ordinance - Accepting and Appropriating the FY2017 Local Border Security Program (LBSP) Grant for the Police Department**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant in the amount of \$28,000 from the Texas Department of Public Safety, Texas Homeland Security State Administrative Agency for funding eligible under the FY2017 Local Border Security Program (LBSP) grant to reimburse overtime and fringe benefits; and appropriating the \$28,000 in the No. 1061 Police Grants Fund.

Sponsors: Police Department

19. [17-1022](#) **First Reading Ordinance - Accepting and Appropriating grant funds for the Tuberculosis Prevention and Control-State (TBPC-STATE) Grant**

Ordinance authorizing the City Manager or designee to execute all

documents necessary to accept, amend, and appropriate a grant contract for the Tuberculosis Prevention and Control-State (TB/PC-STATE) grant in the amount of \$61,645.00, from the Texas Department of State Health Services in the No. 1066 Health Grants Fund with a City match of \$12,329.00, from 1020 General Fund to provide tuberculosis prevention and control services for the contract period September 1, 2017, through August 31, 2018 for a total project cost of \$73,974.00.

Sponsors: Health Department

20. [17-1023](#) **First Reading Ordinance - Accepting and Appropriating grant funds for the Laboratory Response Network Influenza Surveillance and Epidemiology Activities (LRN/FLU-LAB) grant**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept, amend, and appropriate a grant contract for the Laboratory Response Network Influenza Surveillance and Epidemiology Activities (LRN/FLU-LAB) grant in the amount of \$10,000.00 from the Texas Department of State Health Services in the No. 1066 Health Grants Fund to provide flu testing for the contract period September 1, 2017, through August 31, 2019.

Sponsors: Health Department

21. [17-1038](#) **First Reading Ordinance - Accepting and Appropriating grant funds for the Regional Local Services System/Local Public Health System (RLSS/LPHS) grant**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept, amend, and appropriate a grant contract for the Regional Local Services System/Local Public Health System (RLSS/LPHS) grant in the amount of \$328,736.00, from the Texas Department of State Health Services in the Health Grants Fund No. 1066, to provide essential public health services for the contract period September 1, 2017, through August 31, 2019; and appropriating related program income in the estimated amount of \$260,000.00 in the Health Grants Fund No. 1066.

Sponsors: Health Department

22. [17-0927](#) **First Reading Ordinance - Closing of a utility easement located at 7313 South Staples Street**

Ordinance abandoning and vacating 0.137 acres of an existing utility easement out of a part of Roger's Subdivision, Block 1, Lot 1B, located at 7313 South Staples Street and requiring the owner, DOXA Enterprises, L.P., to comply with the specified conditions.

**Sponsors:** Development Services

23. [17-0979](#) **First Reading Ordinance - Appropriating funds for the purchase of one waste handler wheel loader and one backhoe loader for use in Solid Waste Operations**

Ordinance appropriating \$326,528.17 from the reserved future replacement account into the capital outlay expenditure account in Maintenance Services Fund No. 5110 for the purchase of one waste handler wheel loader and one backhoe loader; amending the FY2016-17 operating budget adopted by Ordinance No. 030965 by increasing expenditures by \$326,528.17; authorizing the City Manager or designee to execute all necessary documents to purchase a total of one ZBAR waste handler wheel loader for \$250,528.17 from Nueces Power Equipment, of Corpus Christi, Texas, and one backhoe loader for \$76,000.00 from Doggett Heavy Machinery Services, LLC., Corpus Christi, Texas, based on the cooperative purchasing agreements with Houston-Galveston Area Council and Local Government Purchasing Cooperative dba BuyBoard respectively, for a total amount not to exceed \$326,528.17, for use by Solid Waste Operations.

**Sponsors:** Fleet Maintenance Services, Solid Waste Operations and Purchasing Division

24. [17-0982](#) **First Reading Ordinance - Appropriating Funds for the Purchase of two Ford F-550 Trucks with Service Bodies for Solid Waste Operations**

Ordinance appropriating \$210,058.00 from the reserved future replacement account into the capital outlay expenditure account in Maintenance Services Fund No. 5110 for the purchase of two 2017 Ford F-550 trucks with service bodies; amending the FY2016-17 operating budget adopted by Ordinance No. 030965 by increasing expenditures by \$210,058.00; authorizing the City Manager or designee to execute all necessary documents to purchase a total of two 2017 Ford F-550 trucks with service bodies for \$210,058.00 from Grande Truck Center, of San Antonio, Texas, through the Local Government Purchasing Cooperative dba Buyboard, for use by Solid Waste Operations.

**Sponsors:** Fleet Maintenance Services, Solid Waste Operations and Purchasing Division

25. [17-1049](#) **First Reading Ordinance - Donating Surplus Property to Habitat for Humanity**

Ordinance authorizing the conveyance of a tract of land located within the city at 1901 Brennan Street to Habitat for Humanity to be re-platted and rezoned by Habitat for Humanity for construction of a single-family affordable house at 1902 Lipan Street, subject to specified conditions; authorizing the City Manager or designee to execute all necessary documents related to the transaction; and providing for severance.

Sponsors: Housing and Community Development

26. [17-1043](#) **First Reading Ordinance - Authorizing the Issuance of Utility System Revenue Improvement Bonds for State Water Implementation Revenue Fund for Texas (SWIRFT) funding through the Texas Water Development Board (TWDB) for Seawater Desalination**

Ordinance authorizing the issuance of "City of Corpus Christi, Texas Utility System Junior Lien Revenue Improvement Bonds, Series 2017" in an amount not to exceed \$2,750,000; making provisions for the payment and security thereof by a junior and inferior lien on and pledge of the net revenues of the City's Utility System on a parity with certain currently outstanding utility system revenue obligations; stipulating the terms and conditions for the issuance of additional Revenue Bonds on a parity therewith; prescribing the form, terms, conditions, and resolving other matters incident and related to the issuance, sale, and delivery of the Bonds; including the approval of an application to the Texas Water Development Board; authorizing the execution of a paying agent/registrar agreement, a financing agreement, and an escrow agreement; complying with the requirements imposed by the letter of representations previously executed with the depository trust company; complying with the regulations promulgated by the Texas Water Development Board; delegating the authority to certain members of the City staff to execute certain documents relating to the sale of the bonds; enacting other provisions incident and related to the subject and purpose of this ordinance; and providing an effective date.

Sponsors: Financial Services Department and Water Utilities Department

**R. FUTURE AGENDA ITEMS: (ITEMS 27 - 36)**

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

27. [17-1044](#) **Appointing Financial Advisor for the Issuance of the City of Corpus Christi, Texas Utility System Junior Lien Revenue Improvement Bonds, Series 2017"**

Motion authorizing the appointment of and approving the contract for M. E. Allison, & Co., as Financial Advisor for the issuance of the "City of Corpus Christi, Texas Utility System Junior Lien Revenue Improvement Bonds, Series 2017", in an amount not to exceed \$2,750,000.

Sponsors: Financial Services Department

28. [17-1067](#) **Resolution amending the City's Financial Budgetary Policies**

Resolution amending Financial Budgetary Policies adopted by Resolution 031189 and providing financial policy direction on

preparation of the annual budgets.

Sponsors: Office of Management and Budget

29. [17-1005](#) **Resolution Authorizing Submission of a Grant Application for the Edward Byrne Memorial Justice, Bureau of Justice Assistance Grant (JAG) FY 2017 Local Solicitation within the Police Department**

Resolution authorizing the City Manager, or designee, to submit a grant application in the amount of \$157,240 to the U.S. Department of Justice, Bureau of Justice Assistance for funding eligible under the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2017 Local Solicitation with 50% of the funds to be distributed to Nueces County under an Interlocal Agreement; and authorizing the City Manager or designee to execute an Interlocal Agreement between the City of Corpus Christi and Nueces County to establish terms for the sharing of the Edward Byrne Memorial Justice Grant (JAG) Program FY 2017-18 Local Solicitation.

Sponsors: Police Department

30. [17-1042](#) **Vital Records Agreement that allows the Health District to Access the Texas Electronic Registration Remote System**

Motion authorizing the City Manager or designee to execute all documents necessary to accept an amendment to a contract with the Department of State Health Services (DSHS) for the amended contract period 9/1/2015 through 8/31/2018 to provide the Corpus Christi-Nueces County Public Health District (CCNCPHD) access to the Texas Electronic Registration Remote System (TER Remote System) for the purpose of issuing individual birth certificates, and pay DSHS a fee of \$1.83 for each Certification of Vital Record printed as a result of searches of the database.

Sponsors: Health Department

31. [17-0971](#) **Supply Agreement for the Purchase of Traffic Control Thermoplastics Material**

Motion authorizing City Manager, or designee, to execute a supply agreement with Flint Trading, Inc., of Charlotte, North Carolina, for the purchase of traffic control thermoplastics material, based on a cooperative purchasing agreement with The State of Texas SmartBuy (TX SmartBuy) for a total amount not to exceed \$80,689.20. The term of the agreement is for one-year, with the option to extend up to two one-year periods, subject to the sole discretion of the City.

Sponsors: Street Department and Purchasing Division

32. [17-0972](#) **Construction Contract for O.N. Stevens Water Treatment Plant Intermediate Sludge Removal Phase 1 FY 2018 (Capital**

**Improvement Program)**

Motion authorizing the City Manager, or designee, to execute a construction contract with American Process Group, Inc., of Tacoma, Washington in the amount of \$3,750,000 for the O.N. Stevens Water Treatment Plant (ONSWTP) Intermediate Sludge Removal Phase 1 FY 2018 for Base Bid Part A plus Additive Alternate No. 1. (Capital Improvement Program) (CIP)

33. [17-0907](#) **Service Agreement for Unleaded Gasoline and Ultra-Low Sulfur Diesel (TXLED) Fuel Delivery Service**

Motion authorizing City Manager, or designee, to execute a service agreement with Petroleum Traders Corporation, of Fort Wayne, Indiana for unleaded gasoline and ultra-low sulfur diesel (TX LED) fuel delivery services, in accordance with Request for Bid No. 1178, based on the lowest responsive, responsible bid for a total amount not to exceed \$2,559,424.88 with an estimated expenditure of \$427,000.00 in FY 2016-2017. The term of this contract will be for one year with options to extend for two additional one-year periods at the sole discretion of the City.

Sponsors: Fleet Maintenance Services and Purchasing Division

34. [17-0973](#) **Supply Agreement for Standard Gasoline and Ultra-Low sulfur Diesel with Fuel Cards**

Motion authorizing City Manager, or designee, to execute an agreement with Valero Marketing and Supply Company, of San Antonio, Texas for the purchase of standard gasoline & ultra-low sulfur diesel with fuel cards in response to Request for Bid No. 701 based on the lowest responsive, responsible bid for a total amount not to exceed \$2,999,174.78, with an estimated expenditure of \$249,931.23 funded by various funds in FY 2016-2017. The term of the agreement is for one year with an option to extend for up to two additional one-year periods, subject to the sole discretion of the City.

Sponsors: Fleet Maintenance Services and Purchasing Division

35. [17-0954](#) **Service Agreement for the Purchase and Installation of Six Air Condition Units at Oso Wastewater Treatment Plant**

Motion approving a Service Agreement for the purchase and installation of six air condition units at Oso Wastewater Treatment Plant not to exceed \$67,136.00 from Pro Tech Mechanical, Inc. of Corpus Christi, Texas through the Local Government Purchasing Cooperative dba Buyboard, for use by the Facilities and Property Management Department for Oso Wastewater Treatment Plant. Funds budgeted in FY 2016-17.

Sponsors: Facilities Management Services, Office of Public Utilities and Purchasing

## Division

36. [17-1058](#) **Discussion and consideration regarding the composition of the Corpus Christi B Corporation's Board of Directors**

Resolution Amending City Council Policies Service on More Than One Board, Commission, Committee or Corporation.

Sponsors: Business Liaison and City Secretary's Office

S. **FUTURE CORPORATION MEETING: (ITEM 37)**

37. [17-1028](#) Annual Board of Directors Meeting of the Corpus Christi Community Improvement Corporation (CCCIC)

Sponsors: Housing and Community Development

T. **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.*

U. **EXECUTIVE SESSION: (ITEMS 38 - 40)**

*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.*

38. [17-0968](#) **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 water supplies for industrial and other development, existing or potential agreements with water districts and other governmental entities involving the sale or purchase of water, wastewater, water rights or other utility services, potential economic development agreement(s) with business prospects that are considering the construction, expansion, and/or ownership of industrial facilities that will be consumers of water and/or wastewater services, potential creation of entities that could provide or assist in the provision of the aforementioned services, desalination, water reuse, and state regulations related to the aforementioned topics, and pursuant to Texas Government Code § 551.087 to discuss confidential commercial or financial information pertaining to the aforesaid business prospect(s) that the City seeks to have locate, stay or expand in or near the territory**

of the City and with which the City may conduct economic development negotiations and/or deliberate possible economic development issues concerning said business prospect(s), including, but not limited to, the provision of water to said business prospect(s) and the management, sale, or acquisition of rights to water for said business prospect(s).

39. [17-1050](#) **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 provision of incentives pursuant to any previously executed or proposed economic development / business incentive agreement(s) between the City and/or related entities and Upper Padre Partners, LP, Gulf Shores Ventures, and/or North Padre Waterpark Holdings, Ltd. and possible development agreements or other funding mechanisms related to the construction of Park Road 22 bridge and related infrastructure, including, but not limited to, bridges, culverts, canals, sewers, lift stations, pump stations, revetments, pilings, and ditches, and pursuant to **Texas Government Code § 551.087** to discuss confidential commercial or financial information pertaining to business prospect(s) that the City seeks to have locate, stay or expand in or near the territory of the City and with which the City may conduct economic development negotiations and/or deliberate possible economic development issues concerning said business prospect(s).
40. [17-1064](#) **Executive session pursuant to Texas Government Code § 551.074** (Personnel Matters) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager.

**V. 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.*

**W. ADJOURNMENT**