



# City of Corpus Christi

1201 Leopard Street  
Corpus Christi, TX 78401  
cctexas.com

## Meeting Minutes

### City Council

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Tuesday, December 4, 2018

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.**

- A. Mayor Joe McComb to call the meeting to order.**

Mayor McComb called the meeting to order at 11:33 a.m.

- B. Invocation to be given by Pastor Kevin Jennings, Mt. Olive Lutheran Church.**

Pastor Kevin Jennings gave the invocation.

- C. Pledge of Allegiance to the Flag of the United States to be led by Bill Uhlarik, Assistant Director of Public Health.**

Assistant Director of Public Health Bill Uhlarik led the Pledge of Allegiance.

- D. City Secretary Rebecca L. Huerta to call the roll of the required Charter Officers.**

City Secretary Rebecca L. Huerta called the roll and verified that a quorum of the City Council and the required Charter Officers were present to conduct the meeting.

Charter Officers:

Interim City Manager Keith Selman, City Attorney Miles K. Risley and City Secretary Rebecca L. Huerta.

**Present:** 8 - Mayor Joe McComb, Council Member Rudy Garza, Council Member Paulette Guajardo, Council Member Michael Hunter, Council Member Debbie Lindsey-Opel, Council Member Ben Molina, Council Member Everett Roy, and Council Member Greg Smith

**E. Proclamations / Commendations**

1. Proclamation declaring December 1, 2018, "World AIDS Day".  
Proclamation declaring December 8, 2018, "Martial Arts Recognition Day".  
Mayor McComb presented the proclamations.

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

Mayor McComb referred to City Manager's Comments. Interim City Manager Keith Selman reported on the following topics:

**d. OTHER**

1) The City is currently looking at the pilot program for scooter usage in the City. Business Liaison Arlene Medrano is receiving comments, questions and input regarding the scooters at ArleneM@cctexas.com. 2) The Library Department received a grant in the amount of \$200,000 for the expansion and enhancement of internet services at the branch libraries. 3) "Sounds of the Season" performances will begin at City Hall Wednesday, December 5, 2018 through Friday, December 21, 2018 featuring local school choirs and musicians. 4) Interim City Manager Selman recognized the Planning Department for receiving an award from the Texas Chapter of the American Planning Association for the City's Downtown Area Development Plan.

A council member recognized Senior City Planner Keren Costanzo and Director of Planning Daniel McGinn for their work on the Eco-Park Grant.

**a. UTILITY BILLING UPDATE**

Interim City Manager Keith Selman introduced Peter Collins, independent information technology contractor, who is leading the team to address issues with the City's utility billing system. Mr. Collins provided the following information: the progress regarding General Ledger journal entries; the Development Services portal; bill-related issues related to sporadic payments; data portal performance issues; and addressing unbilled revenue.

Council members discussed the following topics: Infor's responsiveness to address utility billing issues; the accuracy of current utility bills; scheduled maintenance and replacement of the meter transmission units (MTU); progress regarding General Ledger journal entries; the Development Services module; a request from a council member for staff to provide a graph regarding customer services' call volume; revenue impact; and the estimated timeframe to begin the no-bills project.

- 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. All items on this agenda are considered public hearings.

Mayor McComb deviated from the agenda and referred to comments from the public. City Attorney Miles K. Risley read the Rules of Decorum for the Council Chambers. City Secretary Rebecca L. Huerta conducted the public comment period. Flo East, 1605 Yorktown, and Anne Danysh, President of the Coastal Bend Friends of Aquatics, 3431 Bali, spoke in support of Item 38 regarding conveyance of Parker Pool to Nueces County.

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

Mayor McComb returned to City Manager's Comments.

**b. STRATEGIC FUTURE ISSUES**

None.

**c. CITY PERFORMANCE REPORT - LEGAL DEPARTMENT**

City Attorney Miles K. Risley provided a briefing on the Legal Department, including the operational profile; baseline information; and performance indicators.

A council member spoke regarding the specialized, expertise of outside legal counsel.

**G. MINUTES:**

- 2.** Regular Meeting of November 27, 2018 and Special Meeting of November 19, 2018.

Mayor McComb referred to approval of the minutes. Council Member Lindsey-Opel made a motion to approve the minutes, seconded by Council Member Garza and passed unanimously.

**H. BOARD & COMMITTEE APPOINTMENTS: (NONE)**

**I. EXPLANATION OF COUNCIL ACTION:**

**K. CONSENT AGENDA: (ITEMS 3 - 29)**

**Approval of the Consent Agenda**

Mayor McComb referred to the Consent Agenda. Council Member Garza requested that Item 10 be pulled for individual consideration. Council Member Hunter requested that Item 27 be pulled for individual consideration. Council Member Lindsey-Opel announced she was abstaining on Item 3. Council Member Guajardo abstained on Item 3. There were no comments from the public.

A motion was made by Council Member Garza, seconded by Council Member Lindsey-Opel, to approve the Consent Agenda. The consent agenda items were passed and approved by one vote as follows:

**Aye:** 8 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy and Council Member Smith

**Abstained:** 0

**4. Resolution authorizing developer participation agreement for the City's share of the cost to extend Oso Parkway south of Yorktown Boulevard & east of Cimarron Boulevard (Requires 2/3 Vote)**

Resolution authorizing developer participation agreement with MPM Development, LP, to reimburse developer up to \$185,005.37 for City's share of cost to extend Oso Parkway.

**This Resolution was passed on the consent agenda.**

Enactment No: 031609

**5. Purchase additional Kronos Time System subscription licenses (Requires 2/3 Vote)**

Motion authorizing the purchase of additional licenses necessary for electronic leave requests from Kronos, Inc., for \$83,352.50, pursuant to the terms of the parties' existing renewable subscription agreement.

**This Motion was passed on the consent agenda.**

Enactment No: M2018-227

**6. Type A Agreement - Corpus Christi Regional Economic Development Corporation Program Management and Funding (Requires 2/3 Vote)**

Motion to approve an agreement between the Corpus Christi Business and Job Development Corporation and the City of Corpus Christi for the management of the Corporation's economic development funds.

**This Motion was passed on the consent agenda.**

Enactment No: M2018-228

**7. Service Agreement for Backflow Testing Services for Utilities Department (Requires 2/3 Vote)**

Motion authorizing a two-year service agreement for the backflow prevention testing services with Smart Plumbing, Inc of Corpus Christi, Texas for an amount not to exceed \$299,130 with a one-year option for a total potential multi-year amount up to \$448,695.00.

**This Motion was passed on the consent agenda.**

Enactment No: M2018-229

**8. Supply Agreement to purchase water meters for Utilities Department (Requires 2/3 Vote)**

Motion authorizing a two-year supply agreement to purchase water meters from Neptune Technology Group Inc., of Tallassee, Alabama, via Houston-Galveston Area Council for a total amount not to exceed \$782,810.23.

**This Motion was passed on the consent agenda.**

Enactment No: M2018-230

**9. Supply Agreement for the purchase of liquid cationic polymer for water treatment at the O.N. Stevens Water Treatment Plant (Requires 2/3 Vote)**

Motion authorizing a one-year supply agreement for the purchase of liquid cationic polymer from Polydyne, Inc. of Riceboro, Georgia for a total not to exceed amount of \$730,800.00.

**This Motion was passed on the consent agenda.**

Enactment No: M2018-231

**11. Construction Contract for the McBride Lift Station and Force Main Improvements Project (Requires 2/3 Vote)**

Motion to authorize execution of a construction contract with J.S. Haren Construction Company of Athens, Tennessee in the amount of \$3,437,000 for the McBride Lift Station and Force Main Improvements

project.

**This Motion was passed on the consent agenda.**

Enactment No: M2018-233

**12. Construction Contract for the Downtown Road and Streetscape Improvements Project (Requires 2/3 Vote)**

Motion to authorize execution of a construction contract with Mako Contracting of Corpus Christi, Texas in the amount of \$736,683.85 for the Downtown Road and Streetscape Improvements project for the base bid.

**This Motion was passed on the consent agenda.**

Enactment No: M2018-234

**13. Resolution for a Service Agreement for Hoopla Digital Media Platform Services for the Public Libraries (Requires 2/3 Vote)**

Resolution authorizing a one-year service agreement, for Hoopla digital media platform services for the Corpus Christi Public Libraries with Midwest Tape, LLC, of Holland, Ohio for an amount not to exceed \$60,000, with four additional one-year renewal options for a potential total amount not to exceed \$300,000.

**This Resolution was passed on the consent agenda.**

Enactment No: 031610

**14. Resolution amending and reaffirming the City's Investment Policy and Investment Strategies for Fiscal 2018-2019**

Resolution amending and reaffirming the City of Corpus Christi's Investment Policy and Investment Strategies for Fiscal Year 2018-2019.

**This Resolution was passed on the consent agenda.**

Enactment No: 031611

**15. Second Reading Ordinance - Rezoning for a Property located at or near 10059, 10067, and 10075 Leopard Street (Requires 2/3 Vote) (1st Reading 12/4/18)**

Case No. 1018-02 Southern Builders Co., LLC: Request for rezoning property at or near 10059, 10067, and 10075 Leopard Street from "RS-6" Single-Family 6 District to the "CG-2" General Commercial District.

Planning Commission and Staff Recommendation (October 17, 2018):

Approval of the change of zoning from the "RS-6" Single-Family 6 District to the "CG-2" General Commercial District.

Ordinance rezoning property at or near 10059, 10067, and 10075 Leopard Street from "RS-6" Single-Family 6 District to the "CG-2" General Commercial District.

**This Ordinance was passed on second reading on the consent agenda.**

Enactment No: 031612

**16. Second Reading Ordinance - Rezoning for a Property located at or near 3426 County Road 52 (Requires 2/3 Vote) (1st Reading 11/27/18)**

Case No. 1018-03 Rick's Homes, LLC: Request for rezoning property at or near 3426 County Road 52 from "FR" Farm Rural District to the "RS-6" Single-Family 6 District.

Planning Commission and Staff Recommendation (October 17, 2018): Approval of the change of zoning from the "FR" Farm Rural District to the "RS-6" Single-Family 6 District.

Ordinance rezoning property at or near 3426 County Road 52 from "FR" Farm Rural District to the "RS-6" Single-Family 6 District.

**This Ordinance was passed on second reading on the consent agenda.**

Enactment No: 031613

**17. Second Reading Ordinance - Rezoning for a Property located at or near 6502 and 6630 Agnes Street (Requires 2/3 Vote) (1st Reading 11/27/18)**

Case No. 0318-02 Hooten Family Trust A: Request for rezoning property at or near 6502 and 6630 Agnes Street from "IL" Light Industrial District to the "IL/SP" Light Industrial District with a Special Permit with conditions.

Planning Commission and Staff Recommendation (October 17, 2018): Approval of the change of zoning from the "IL" Light Industrial District to the "IL/SP" Light Industrial District with a Special Permit with conditions.

Ordinance rezoning property at or near 6502 and 6630 Agnes Street from the "IL" Light Industrial District to the "IL/SP" Light Industrial District with a Special Permit with conditions.

**This Ordinance was passed on second reading on the consent agenda.**

Enactment No: 031614

**18. Second Reading Ordinance - Amending the Urban Transportation Plan to accomodate a proposed industrial development in the area north of Corpus Christi International Airport (Requires 2/3 Vote) (1st Reading 11/27/18)**

Ordinance amending the Urban Transportation Plan map of Mobility CC, a transportation element of the Comprehensive Plan of the City of Corpus Christi, for Alpine Street, Corn Products Road, Sedwick Road, Diamond Cut Drive, Hopkins Road, and Joe Mireur Road; amending related elements of the Comprehensive Plan of the City; providing for severance; and providing for publication.

**This Ordinance was passed on second reading on the consent agenda.**

Enactment No: 031615

**19. Second Reading Ordinance - Changing the Operating Budget regarding the number of Police Officer positions budgeted (Requires 2/3 Vote) (1st Reading 11/27/18)**

Ordinance amending Ordinance No. 031548 by increasing the number of positions authorized for classification of "Police Commanders (Deputy Chief)" from four to five and decreasing the number of positions authorized for classification of "Police Captain" from 16 to 15.

**This Ordinance was passed on second reading on the consent agenda.**

Enactment No: 031616

**20. Second Reading Ordinance - Accepting and appropriating FEMA reimbursements for Hurricane Harvey repairs and for the direct administrative costs for FEMA reporting (Requires 2/3 Vote) (1st Reading 11/27/18)**

Ordinance accepting and appropriating \$720,879.31 in FEMA reimbursements for Hurricane Harvey repairs as follows: \$396,518.92 in the No. 1020 General Fund; \$37,440.87 in the No. 4010 Water Fund; \$192,917.10 in the No. 4200 Wastewater Fund; \$26,426.38 in the No. 4610 Airport Fund; and \$67,576.04 in the No. 5115 Assets Management - Facilities Fund; appropriating \$75,000 from the General Fund unreserved fund balance for the direct administrative costs for FEMA reporting; and amending the Operating Budget by increasing expenditures by \$795,879.31.

**This Ordinance was passed on second reading on the consent agenda.**

Enactment No: 031617



**21. Second Reading Ordinance - Exempting owner from wastewater lot or acreage fee for property located east of Flour Bluff Drive and south of Glenoak Drive subject to a sanitary sewer connection agreement (Requires 2/3 Vote) (1st Reading 11/27/18)**

Ordinance exempting Kenley Estates, located east of Flour Bluff Drive and south of Glenoak Drive, from the payment of the wastewater lot or acreage fees under Section 8.5.2.G.1 of the Unified Development Code; requiring sanitary sewer connection agreement.

**This Ordinance was passed on second reading on the consent agenda.**

Enactment No: 031618

**22. Second Reading Ordinance - Exempting owner from wastewater lot or acreage fee for property located south of Yorktown Boulevard and west of Waldron Road subject to a sanitary sewer connection agreement (Requires 2/3 Vote) (1st Reading 11/27/18)**

Ordinance exempting Trail Blazer Addition, Block 1, Lot 5, located south of Yorktown Boulevard and west of Waldron Road, from the payment of the wastewater lot or acreage fee under Section 8.5.2.G.1 of the Unified Development Code; requiring the owner/developer to comply with the specified conditions.

**This Ordinance was passed on second reading on the consent agenda.**

Enactment No: 031619

**23. Second Reading Ordinance - Exempting owner from wastewater lot or acreage fee for property located south of Northwest Boulevard and east of County Road 73 subject to a sanitary sewer connection agreement (Requires 2/3 Vote) (1st Reading 11/27/18)**

Ordinance exempting Puerto Los Caballeros Tract, Block 1, Lot 1 located south of Northwest Boulevard and east of County Road 73, from the payment of the wastewater lot or acreage fee under Section 8.5.2.G.1 of the Unified Development Code; requiring the owner/developer to comply with the specified conditions.

**This Ordinance was passed on second reading on the consent agenda.**

Enactment No: 031620

**24. Second Reading Ordinance - Approval of agreement and appropriating funds for a Water Arterial Transmission and Grid Main Construction and Reimbursement Agreement (Requires 2/3 Vote) (1st Reading 11/27/18)**

Ordinance authorizing a Water Arterial Transmission and Grid Main Construction and Reimbursement Agreement with MPM Development, LP; and appropriating \$183,810.74 from Water Arterial Transmission & Grid Main Trust Fund to reimburse Developer.

**This Ordinance was passed on second reading on the consent agenda.**

Enactment No: 031621

**25. Second Reading Ordinance - Service Agreement for Repair of Municipal Marina Piers (Requires 2/3 Vote) (1st Reading 11/27/18)**

Ordinance authorizing a service agreement for repairs to damaged piers and docks at the Marina with Meeco Sullivan, LLC, of McAlester, Oklahoma, in the amount of \$144,019.28; appropriating the funds from the unreserved fund balance of the Marina Fund; and amending the budget.

**This Ordinance was passed on second reading on the consent agenda.**

Enactment No: 031622

**26. Second Reading Ordinance - Purchase of Electrical Pedestals for the Repair of the Municipal Marina Morf Pier (Requires 2/3 Vote) (1st Reading 11/27/18)**

Ordinance authorizing the purchase of 60 electrical pedestals for Morf Pier from HydroHoist Marine Group, dba HyPower, of Claremore, Oklahoma, in the amount of \$51,325.42; appropriating the funds from the unreserved fund balance of the Marina Fund; and amending the budget.

**This Ordinance was passed on second reading on the consent agenda.**

Enactment No: 031623

**28. Second Reading Ordinance - Transferring Unspent Funds from Capital Budget to the General Fund (Requires 2/3 Vote) (1st Reading 11/27/18)**

Ordinance transferring \$88,459.57 from the unspent project balance in the Parks and Recreation Capital Improvement Program Fund No. 3280 to General Fund No. 1020 for unexpended renovation/repair funds from the T.C. Ayers Pool project; and amending the operating budget.

**This Ordinance was passed on second reading on the consent agenda.**

Enactment No: 031625

**29. Second Reading Ordinance to Approve the 2019 Annual Audit**

**Plan (1st Reading 11/27/18)**

Ordinance to Approve the 2019 Annual Audit Plan.

**This Ordinance was passed on second reading on the consent agenda.**

Enactment No: 031626

**3. Renewal of a Type A Grant for Texas A&M University - Corpus Christi Internship Program (Requires 2/3 Vote)**

Resolution approving the renewal of the Small Business Incentives Agreement between the Corpus Christi Business and Job Development Corporation and Texas A&M University - Corpus Christi (TAMU-CC) to provide grant up to \$150,000 for their internship program.

**Mayor McComb referred to Item 3, renewal of a Type A Grant for Texas A&M University - Corpus Christi's Internship Program. City Secretary Rebecca L. Huerta announced that Council Members Guajardo and Lindsey-Opel abstained on this item. There were no comments from the public.**

**Council Member Smith made a motion to approve the resolution, seconded by Council Member Hunter. This Resolution was passed and approved with the following vote:**

**Aye:** 6 - Mayor McComb, Council Member Garza, Council Member Hunter, Council Member Molina, Council Member Roy and Council Member Smith

**Abstained:** 2 - Council Member Guajardo and Council Member Lindsey-Opel

Enactment No: 031608

**10. Amendment to Service Agreement for Closed Circuit Televised (CCTV) Cleaning and Inspection of Large Diameter Wastewater Lines (Requires 2/3 Vote)**

Motion authorizing an amendment to Service Agreement No. 1004 to allow a contract increase with CSI Consolidated, LLC dba Clean Service, LLC of Pearland, Texas for a not to exceed amount of \$268,276.87 for revised contract total not to exceed \$1,341,284.37.

**Mayor McComb referred to Item 10, an amendment to a service agreement regarding closed circuit televised (CCTV) cleaning and inspection of large diameter wastewater lines. Executive Director of Utilities Dan Grismbo and council members discussed the following topics: a previous presentation regarding drone cameras utilized by the Utilities Department; and an analysis to procure CCTV cameras and vehicles and determine ongoing costs associated with the cleaning and inspection of wastewater lines in-house. There were no comments from the public.**

**Council Member Garza made a motion to approve the motion, seconded by Council Member Molina. This Motion was passed and approved with the following vote:**

**Aye:** 8 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy and Council Member Smith

**Abstained:** 0

Enactment No: M2018-232

**27. Second Reading Ordinance - Purchase of Dock Materials for Repair of Municipal Marina Morf Pier (Requires 2/3 Vote) (1st Reading 11/27/18)**

Ordinance authorizing the purchase of dock materials for Morf Pier from Meeco Sullivan, LLC, of McAlester, Oklahoma, in the amount of \$320,037; appropriating the funds from the unreserved fund balance of the Marina Fund; and amending the budget.

**Mayor McComb referred to Item 27, the purchase of dock materials for Morf Pier. A council member spoke in support of this item. There were no comments from the public.**

**Council Member Hunter made a motion to approve the ordinance, seconded by Council Member Molina. This Ordinance was passed on second reading and approved with the following vote:**

**Aye:** 8 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy and Council Member Smith

**Abstained:** 0

Enactment No: 031624

**M. PUBLIC HEARINGS: (ITEM 30)**

**30. Public Hearing and First Reading Ordinance - Rezoning for a Property located at or near 10001 and 10009 Compton Road (Requires 2/3 Vote)**

Case No. 1018-04 MVR Construction Company: Request for rezoning property at or near 10001 and 10009 Compton Road from the "RE" Residential Estate District to the "RS-15" Single-Family 15 District.

Planning Commission and Staff Recommendation (October 31, 2018): Approval of the change of zoning from the "RE" Residential Estate District to the "RS-15" Single-Family 15 District.

Ordinance rezoning property at or near 10001 and 10009 Compton Road from "RE" Residential Estate District to the "RS-15" Single-Family 15 District.

Mayor McComb referred to Item 30. Director of Development Services Nina Nixon-Mendez stated that the purpose of this item is to rezone the subject property to allow for the construction of single-family homes. Ms. Nixon-Mendez presented the following: an aerial view of the subject property; zoning pattern; and the public notification process. Ms. Nixon-Mendez stated that 50.4% opposition was received and will require a three-fourths vote for passage. Ms. Nixon-Mendez stated that the Planning Commission and staff recommend approval of the zoning change.

Council members and staff discussed the following topics: the public notification process; if there are regulations regarding the sign placed on properties where rezoning is being sought; a future item to amend the City's Code of Ordinances regarding placement and size of notification signage; traffic calming devices on Compton Road; an update on the boat barn; if the zoning request is consistent with surrounding properties; the difference between "RE" Residential Estate and "RS-15" Single-Family 15 zoning; an analysis regarding the cost of signage versus certified mail to notify citizens of a zoning change; the number of dwellings allowed on "RS-15" zoning; and that the property owner is responsible for placing notification signs on property where rezoning is being sought.

Mayor McComb opened the public hearing. Victor Nazari, MVR Construction, applicant, spoke in support of the zoning change stating that the property would be a transition between commercial and "RE" zoning and that the 11 lots proposed to be built would be consistent with the neighborhood, with the exception of the size of the lot. Charles Patrick, 9726 Compton Road; Stewart Keen, 9853 Compton, Kevin Sharp, 9802 Compton, spoke in opposition to the zoning change including: the lack of proper notification; flooding issues; that the proposed rezoning is not consistent with the neighborhood; increased crime and traffic. Mayor McComb closed the public hearing.

Council members discussed the following topics: Planning Commission and staff's recommendation; that the property would create a transition/buffer from commercial to residential estate; when the City annexed Flour Bluff; that the property may have increased density in the future; drainage issues; the implications should City Council not support the zoning change; and the estimated number of homes to be built on the subject property.

Council Member Smith made a motion to deny the ordinance, seconded by Mayor McComb. The motion to deny was passed and approved with the following vote:

**Aye:** 6 - Mayor McComb, Council Member Guajardo, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy and Council Member Smith

**Nay:** 2 - Council Member Garza and Council Member Hunter

**Abstained:** 0

**N. REGULAR AGENDA: (NONE)**

**O. FIRST READING ORDINANCES: (ITEMS 31 - 41)**

**31. First Reading Ordinance - Service Agreement for security alarm permitting and false alarm management system services (Requires 2/3 Vote)**

Ordinance authorizing a five-year service agreement with PM AM Corporation, Dallas, Texas, for security alarm permitting and false alarm management system services for an estimated amount of \$575,000; appropriating \$115,000 in additional revenue into the General Fund; and amending the budget.

**Mayor McComb referred to Item 31. Pat Eldridge, Police Management Services Director, stated that the purpose of this item is to authorize a five-year service agreement with PM AM Corporation for security alarm permitting and false alarm management services in the amount of \$575,000. There were no comments from the public.**

**Council Member Lindsey-Opel made a motion to approve the ordinance, seconded by Council Member Guajardo. This Ordinance was passed on first reading and approved with the following vote:**

**Aye:** 7 - Mayor McComb, Council Member Garza, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Guajardo

**Abstained:** 0

**32. First Reading Ordinance - Alarm Permit related charges**

Ordinance amending Corpus Christi Code to add credit card fees for alarm permit-related charges and to clarify the time-period for false alarm fees.

**Mayor McComb referred to Item 32. Pat Eldridge, Police Management Services Director, stated that the purpose of this item is to amend the City's Code of Ordinances to add credit card fees for alarm permit-related charges and clarify the time period for false alarm fees. There were no comments from the public.**

**In response to a council member, Police Chief Mike Markle explained the amendment to the time period.**

**Council Member Molina made a motion to approve the ordinance, seconded by Council Member Smith. This Ordinance was passed on first reading and approved with the following vote:**

**Aye:** 7 - Mayor McComb, Council Member Garza, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Guajardo

**Abstained:** 0

**33. First Reading Ordinance - Accepting and appropriating tuberculosis prevention funds for the contract period January 1, 2019 through December 31, 2019 (Requires 2/3 Vote)**

Ordinance authorizing an amendment to the Tuberculosis Prevention and Control-Federal (TB/PC-FED) grant in the amount of \$48,345 with a City match of \$9,669 to provide tuberculosis prevention and control services.

**Mayor McComb referred to Item 33. Assistant Director of Public Health Bill Uhlarik stated that the purpose of this item is to authorize an amendment to the Tuberculosis Prevention and Control-Federal grant contract in the amount of \$48,345, with a grant match of \$9,669, for the contract period January 1, 2019 through December 31, 2019. There were no comments from the Council or the public.**

**Council Member Smith made a motion to approve the ordinance, seconded by Council Member Garza. This Ordinance was passed on first reading and approved with the following vote:**

**Aye:** 7 - Mayor McComb, Council Member Garza, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Guajardo

**Abstained:** 0

**34. First Reading Ordinance - Exemption from the Wastewater Lot or Acreage Fee for property located south of Northwest Boulevard and west of Hazel Bazemore Road (Requires 2/3 Vote)**

Ordinance exempting Park Springs IHS, Block 1, Lots 1 through 3, located south of Northwest Boulevard and west of Hazel Bazemore Road, from the payment of the wastewater lot or acreage fee under Section 8.5.2.G.1 of the Unified Development Code; requiring the owner/developer to comply with the specified conditions.

**Mayor McComb referred to Item 34. Director of Development Services Nina Nixon-Mendez stated that the purpose of this item is to exempt the developer of Park Springs IHS Block 1, Lots 1 through 3, located south of Northwest Boulevard and west of Hazel Bazemore Road, from the payment of wastewater lot or acreage fees. There were no comments from the public.**

**Mayor McComb asked questions regarding the location of the subject property and when the area was annexed.**

**Council Member Garza made a motion to approve the ordinance, seconded by Council Member Hunter. This Ordinance was passed on first reading and approved with the following vote:**

**Aye:** 7 - Mayor McComb, Council Member Garza, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Guajardo

**Abstained:** 0

**36. First Reading Ordinance - Lease Agreement for Dog Park located near Whitecap Wastewater Treatment Plant (Requires 2/3 Vote)**

Ordinance authorizing a five-year lease agreement with Riley P. Dog Park, Inc. for use of approximately 2.5 acre tract of City property located near Whitecap Wastewater Treatment Plant to construct, operate and maintain a dog park.

**Mayor McComb deviated from the agenda and referred to Item 36. Executive Director of Utilities Dan Grimsbo stated that the purpose of this item is to authorize a five-year lease agreement with Riley P. Dog Park for the use of an approximately 2.5-acre tract of City property located near Whitecap Wastewater Treatment Plant to construct, operate and maintain a dog park. There were no comments from the public.**

**Council members spoke regarding the following topics: appreciation for the sponsors involved in the project; the location of the dog park; that this dog park is separate from previous discussions with Nueces County regarding a dog park on the island; and the City's ability to expand the treatment plant.**

**Council Member Smith made a motion to approve the ordinance, seconded by Council Member Lindsey-Opel. This Ordinance was passed on first reading and approved with the following vote:**

**Aye:** 8 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy and Council Member Smith

**Abstained:** 0

**R. EXECUTIVE SESSION: (ITEMS 55 - 56)**

**Mayor McComb deviated from the agenda and referred to the day's executive sessions. The Council went into executive session at 1:38 p.m. The Council returned from executive session at 2:32 p.m.**

**55. 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 annexation, disannexation, apportionment of extra-territorial jurisdiction between municipalities, interlocal agreements with water districts and neighboring municipalities, contracts for the potential economic development agreement(s) with entities that are considering the construction, expansion, and/or ownership of industrial facilities (including, but not**



limited to proposed Gulf Coast Growth Ventures' chemical manufacturing facility in San Patricio County, Texas) that will be consumers of water and wastewater services 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)

**This E-Session Item was discussed in executive session.**

- 56. 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 annexation, disannexation, apportionment of extra-territorial jurisdiction between municipalities, interlocal agreements with water districts and neighboring municipalities, contracts for the potential economic development agreement(s) with entities that are considering the construction, expansion, and/or ownership of industrial facilities (including, but not limited to, manufacturing facility in San Patricio County, Texas adjacent to Corpus Christi Bay) that will be consumers of water and wastewater services in areas of San Patricio County 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)

**This E-Session Item was discussed in executive session.**

**L. RECESS FOR LUNCH**

**The recess for lunch was held during Executive Session.**

**FIRST READING ORDINANCES: (ITEMS 31 - 41)**

**35. First Reading Ordinance - Resale Treated Water Rates**

Ordinance amending the Code of Ordinances, Chapter 55, Utilities, Section 55-50 (a)(2)e regarding Resale Treated Water Rates; effective January 1, 2019.

**Mayor McComb referred to Item 35. Assistant Director of Support Services Reba George stated that the purpose of this item is to amend the City's Code of Ordinances regarding Resale Treated Water Rates. Ms. George presented the following information: that per the contracts with certain wholesale customers,**

raw and treated water rates are reviewed and updated on an annual basis; the City's wholesale customers impacted by the rate change; and the rate summary. There were no comments from the public.

Council members discussed the following topics: that the rate increase does not impact residential customers; that the water rates were raised in 2018; that the contract requires an annual review of raw and treated water rates; the rates include the cost of service; and communication with wholesale customers.

Council Member Lindsey-Opel made a motion to approve the ordinance, seconded by Council Member Molina. This Ordinance was passed on first reading and approved with the following vote:

**Aye:** 7 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Hunter

**Abstained:** 0

37.

**First Reading Ordinance - Water Line Easement and Right-of-Way Dedication to San Patricio Municipal Water District (Requires 2/3 Vote)**

Ordinance granting a permanent fifty (50) foot wide Water Line Easement and Right-of-Way plus a variable width temporary work easement to the San Patricio Municipal Water District to construct, operate, maintain, repair and remove one (1) 48-inch water line on City owned property adjacent to U.S. Highway 77 in San Patricio County; authorizing the Water Line Easement and Right-of-Way documents for the conveyance of the easement.

Mayor McComb referred to Item 37. Executive Director of Utilities Dan Grimsbo stated that the purpose of this item is to authorize a permanent 50-foot wide Water Line Easement and Right-of-Way, plus a temporary work easement, on City-owned property adjacent to U.S. Highway 77 in San Patricio County. Mr. Grimsbo presented the following information: a vicinity map; the pipeline route; and project scope. There were no comments from the Council or the public.

Council Member Lindsey-Opel made a motion to approve the ordinance, seconded by Council Member Guajardo. This Ordinance was passed on first reading and approved with the following vote:

**Aye:** 7 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Hunter

**Abstained:** 0

**38. First Reading Ordinance - Agreement for paying utilities for Parker Pool (Requires 2/3 Vote)**

Ordinance amending Ordinance 031525 regarding conveyance of Parker Pool property located at 654 Graham Road to Nueces County and authorizing Agreement for Payment for Utilities.

Mayor McComb referred to item 38. Interim Director of Parks and Recreation Becky Perrin stated that the purpose of this item is to amend Ordinance No. 031525 regarding conveyance of Parker Pool to Nueces County and authorizing an agreement for payment of utilities. The ordinance will be modified to amend the definition of Parker Pool property from .63 acres to .46 acres by excluding the parking lot. The ordinance includes that the City agrees to pay up to \$10,000 annually for electricity, water, and wastewater for 25 years as long as Nueces County continues to operate and provide for operation of the Parker Pool property as a public swimming pool with a general swimming program open to the public, for a minimum of 20 hours per week. There were no comments from the public.

Council members spoke regarding the following topics: the partnership with Nueces County; the services performed by Coastal Bend Aquatics; and the City's commitment to fund \$10,000 annually.

Council Member Smith made a motion to approve the ordinance, seconded by Council Member Lindsey-Opel. This Ordinance was passed on first reading and approved with the following vote:

**Aye:** 7 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Hunter

**Abstained:** 0

**39. First Reading Ordinance - Service Agreement for Marina Office Roof Replacement (Requires 2/3 Vote)**

Ordinance authorizing a two-month service agreement for replacement of the roof at the Marina office with South Texas Metal Roofing, of Corpus Christi, Texas, in the amount of \$79,350; appropriating from the Unreserved Fund Balance in the Marina Fund; and amending the budget.

Mayor McComb referred to Item 39. Marina Superintendent Gina Sanchez stated that the purpose of this item is to authorize a two-month service agreement with South Texas Metal Roofing for replacement of the roof at the Marina Office and Boaters' Facility. There were no comments from the public.

A council member and staff discussed the following topics: the reasons that the procurement process was conducted by the Purchasing Division and not the Engineering Services Department; and inspection of the project.

Council Member Molina made a motion to approve the ordinance, seconded by Council Member Smith. This Ordinance was passed on first reading and

approved with the following vote:

**Aye:** 8 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy and Council Member Smith

**Abstained:** 0

**40. First Reading Ordinance - Appropriation of General Fund unreserved fund balance for repairs at the Museum of Science and History (Requires 2/3 Vote)**

Ordinance appropriating \$335,000 from the General Fund unreserved fund balance for the Museum of Science and History repairs; and amending the Operating Budget by increasing expenditures by \$335,000.

**Mayor McComb referred to Item 40. Director of Management and Budget Eddie Houlihan stated that the purpose of this item is to appropriate \$335,000 from the General Fund unreserved fund balance for the Museum of Science and History repairs. Mr. Houlihan provided the following information: an October 2017 memo declaring an emergency to authorize the mold remediation and roof drainage repairs at the Museum of Science and History; the insurance proceeds received for losses due to water damage; and the project net costs.**

**In response to a council member, Mr. Houlihan stated that this action appropriates funding in this fiscal year.**

**Mayor McComb called for comments from the public. Gloria Scott, 4422 Alameda, spoke in support of the repairs and suggested that the Museum of Science and History develop an exhibit regarding the late President of the United States George Herbert Walker Bush.**

**Council Member Hunter made a motion to approve the ordinance, seconded by Council Member Molina. This Ordinance was passed on first reading and approved with the following vote:**

**Aye:** 8 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy and Council Member Smith

**Abstained:** 0

**41. First Reading Ordinance - Authorizing grant submittal and appropriation of grant match to construct First Responder Dome (Requires 2/3 Vote)**

Ordinance authorizing submittal of grant application to the State of Texas for Hazard Mitigation Grant in amount of \$6,500,000 for construction of a First Responder Dome; appropriating \$1,625,000 as matching grant funds from the General Fund unreserved fund balance; and amending the Operating Budget by increasing expenditures by \$1,625,000.

Mayor McComb referred to Item 41. Director of Management and Budget Eddie Houlihan stated that the purpose of this item is to authorize submittal of a grant application to the State of Texas for Hazard Mitigation Grant in the amount of \$6,500,000 for construction of a First Responder Dome and appropriating a match requirement of 25% which equates to \$1,625,000. The presentation team included: Fire Chief Robert Rocha; Floodplain Manager Yvette Dodd; Accounts Manager Kim Galan-Flores; Emergency Management Coordinator Billy Delgado; Deputy Fire Chief Richie Quintero; and Police Chief Mike Markle.

Council members and the presentation team discussed the following topics: if submission of the grant had previously been discussed; the City's need for the First Responder dome; the size of the First Responder dome; that the Hurricane Harvey after-action review plan performed by Fire, Police, and Emergency Management determined that the Frost Bank Building was not a reliable building for emergency operations and that other options would need to be identified; if the First Responder dome's sole purpose will be for emergencies and disasters; the square footage of the Frost Bank Building; the issues identified with the Frost Bank Building after Hurricane Harvey; the number of domes in the area; the matching funding for the First Responder dome; how the First Responder dome will be utilized; maintenance and operation costs; options for a secondary usage of the dome; that the First Responder dome would be located near the Corpus Christi International Airport; the amount of time the facility will be used for emergency operations; how the domes at Tuloso-Midway and Calallen were used during Hurricane Harvey; refuge of last resort; that the dome would be used for emergencies, disaster and critical incidents; the timeline for the grant; coordination with other jurisdictions to construct a regional dome; how the City will utilize the Frost Bank Building; duplication of Emergency Management operations; and requesting that staff bring back a plan to address the cost, proposed utilization, and secondary usage.

Mayor McComb called for comments from the public. Gloria Scott, 4422 S. Alameda, discussed that the City needs to be prepared for emergencies and disasters.

Council Member Lindsey-Opel made a motion to approve the ordinance, seconded by Council Member Hunter. This Ordinance was passed on first reading and approved with the following vote:

**Aye:** 8 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy and Council Member Smith

**Abstained:** 0

**P. FUTURE AGENDA ITEMS: (ITEMS 42 - 54)**

Mayor McComb referred to Future Agenda Items. Interim City Manager Keith Selman stated that staff had revisions to Items 52 and 53. Council members requested information on Items 42 and 45.

**42. Approval of 2019 Council Meeting Calendar**

Motion approving the 2019 Council Meeting calendar.

This Motion was recommended to the consent agenda.

**43. Contract extension with Dailey & Wells Communications Inc. for radio system and equipment maintenance (Requires 2/3 Vote)**

Motion authorizing a two-year extension to contract for maintenance of the City's 800 MHz radio system and radio equipment with Dailey & Wells Communications Inc. for an estimated value of \$840,244.60.

This Motion was recommended to the consent agenda.

**44. Resolution amending TexPool's Authorized Representatives (Requires 2/3 Vote)**

Resolution amending the City's list of authorized representatives for Texas Local Government Investment Pool transactions and authorizing execution of the document by the Mayor.

This Resolution was recommended to the consent agenda.

**45. Lease Agreement for Citywide Copiers (Requires 2/3 Vote)**

Motion authorizing a 36-month Lease agreement for Citywide Copiers with Toshiba America Business Solutions, Lake Forest, California for an estimated amount of \$477,968.76 with two one-year options to extend for an estimated potential total of \$782,396.64.

This Motion was recommended to the consent agenda.

**46. Extension of Service agreements for HEB and Al Kruse Tennis Centers (Requires 2/3 Vote)**

Motion authorizing extension of service agreements with Sweet Spot Tennis, LLC for management and operation of HEB and Al Kruse Tennis Centers.

This Motion was recommended to the consent agenda.

**47. Professional Services Contract Amendment No. 1 for North Padre Island Beach Maintenance Facility (Bond 2014, Proposition 2) (Requires 2/3 Vote)**

Motion to authorize execution of Amendment No. 1 to a professional services contract with LNV, Inc. of Corpus Christi, Texas in the amount of \$106,410 for a restated fee not to exceed \$155,910 for the North Padre Island Beach Maintenance Facility project.

This Motion was recommended to the consent agenda.

**48. Professional Services Agreement for Infor System Analysis Services (Requires 2/3 Vote)**

Motion authorizing a Professional Services Agreement for the project recovery phase of the system analysis of the Infor Enterprise System with Peter Collins of Corpus Christi, Texas for a not to exceed value of \$160,000.

This Motion was recommended to the consent agenda.

**49. Professional Services Contract for the Solid Waste Air Compliance and Gas System Monitoring project (Requires 2/3 Vote)**

Motion authorizing a professional services contract with Stearns, Conrad and Schmidt Consulting Engineers, Inc., (SCS) of Bedford, Texas for a period of 3 years in the amount of \$830,020 for the Solid Waste Air Compliance and Gas System Monitoring project.

This Motion was recommended to the consent agenda.

**50. Lease purchase of a 2 1/2 ton cone (traffic control) truck for Street Operations (Requires 2/3 Vote)**

Motion authorizing the lease purchase of one 2½ ton cone (traffic control) truck from Houston Freightliner Inc., of Houston, Texas, via Houston-Galveston Area Council for a total amount not to exceed \$128,530.84.

This Motion was recommended to the consent agenda.

**51. Service Agreement for Custodial Services for Asset Management Department (Requires 2/3 Vote)**

Motion authorizing a three-year service agreement for custodial services with Ernestina Luna, dba Unified Service Associates of San Antonio, Texas, for an amount not to exceed \$449,199, with two one-year renewal options for a potential total amount not to exceed \$748,665.00.

This Motion was recommended to the consent agenda.

**52. Resolution for grant submittal for Packery Channel Repairs**

Resolution authorizing submittal of application for the Federal Emergency Management Agency Public Assistance Program in the amount of \$7,000,000 for Packery Channel repairs.

This Resolution was recommended to the consent agenda.

**53. Resolution for grant applications submittal for the Community**

**Development Block Grant (CDBG) Disaster Recovery Grant Program**

Resolution authorizing submittal of applications for the Community Development Block Grant Disaster Recovery Grant Program as follows: \$3,675,000 for La Volla Creek Drainage Improvement Plan project; \$4,000,000 for La Volla Creek basin property acquisition project; and \$2,100,000 for North Beach area drainage plan project.

**This Resolution was recommended to the consent agenda.**

**54. Resolution for grant application submittal to the State of Texas Economic Development Administration Office**

Resolution authorizing submittal of application to the State of Texas Economic Development Administration Office in amount of \$3,000,000 for repairs to Cole Park Pier, Dimmit Pier and Corpus Christi Marina in amount of \$1,000,000 each.

**This Resolution was recommended to the consent agenda.**

**Q. BRIEFINGS: (NONE)**

**S. IDENTIFY COUNCIL FUTURE AGENDA ITEMS**

None.

**T. ADJOURNMENT**

**The meeting was adjourned at 3:45 p.m.**