



City of Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Minutes

City Council

Tuesday, January 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.**

Mayor Guajardo called the meeting to order at 11:34 a.m.

- B. Invocation to be given by The Most Reverend Edmond Carmody, DD, Bishop Emeritus of Corpus Christi.**

The Most Reverend Edmond Carmody, DD, Bishop Emeritus of Corpus Christi gave the invocation.

- C. Pledge of Allegiance to the Flag of the United States and to the Texas Flag to be led by Jude Victor Guajardo.**

Jude Victor Guajardo led the Pledge of Allegiance to the flag of the United States and the Texas Flag.

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: City Manager Peter Zanoni, City Attorney Miles K. Risley and

City Secretary Rebecca L. Huerta.

Note: Council Members Roland Barrera and Michael Hunter participated by video conference.

Present: 9 - Mayor Paulette M. Guajardo, Council Member Roland Barrera, Council Member Gil Hernandez, Council Member Michael Hunter, Council Member Billy A. Lerma, Council Member John Martinez, Council Member Ben Molina, Council Member Mike Pusley, and Council Member Greg Smith

- E. PUBLIC COMMENT - AUDIENCE AND PRESENTER SOCIAL DISTANCING AND PUBLIC TESTIMONY AND PUBLIC HEARING INPUT AT PUBLIC MEETINGS OF THE CITY COUNCIL.** To reduce the chance of COVID-19 transmission, public meetings will be held in a manner intended to separate, to the maximum practical extent, audience and presenters from personal contact with members of Community, City Staff, and City Council. This meeting will be broadcast at cctexas.com/services/council-meeting-agendas-minutes-video. Public testimony and public hearing input for Public Comment and all items on the agenda at public meetings of the City Council should be provided in written format and presented to the City Secretary and/or designee no later than five minutes after the start of each meeting of the City Council. Testimony and/or public input shall be in accordance with the City Secretary's instructions, which shall be posted on the City Secretary's door and on the City website, and allow for electronic submission. The written public testimony shall be provided to members of City Council prior to voting on measures for that meeting. Written testimony shall be limited in accordance with the City Secretary requirements and shall be placed into the record of each meeting. This testimony shall serve as the required public testimony pursuant to Texas Government Code 551.007 and shall constitute a public hearing for purposes of any public hearing requirement under law. The meeting may be held telephonically or via videoconference. The public may participate remotely by following the instructions of the City Secretary at cctexas.com/departments/city-secretary.

Mayor Guajardo referred to comments from the public.

The following citizen called in opposition to desalination which is attached to the Minutes: James Klein, 3501 Monterrey St.

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

Mayor Guajardo referred to City Manager's Comments. City Manager Peter Zaroni reported on the following topics: 1) The success of the first Mega COVID-19 Vaccination Drive-Thru Clinic. 2) Martin Luther King, Jr. march will not be held this year, but an MLK Day of Service event will be held via Zoom at noon on January 18th. 2) Recognition of Fire Chief Robert Rocha and Police Chief Mike Markle for their diverse hiring practices.

a. GOVERNMENT ACTIONS RELATED TO CORONA VIRUS AND VACCINE DISTRIBUTION

Director of Public Health District Annette Rodriguez presented the following update on COVID-19: current COVID-19 statistics; December COVID weekly deaths; seasonal flu cases comparing 2019 to 2020; Mega COVID-19 vaccine clinic update; COVID-19 vaccines administered in Mega COVID-19 vaccine drive-thru; Texas COVID-19 Nueces County rollout; Texas COVID-19 rollout; current COVID-19 vaccines in Nueces County; weekly COVID-19 vaccines received; COVID-19 severe allergic reaction; and B.1.1.7 coronavirus variant in Nueces County.

Council Members, City Manager Peter Zanoni, Fire Chief Robert Rocha and Director Rodriguez discussed the following topics: a Council Member's concern that the information to the public regarding the vaccination distribution was inaccurate; Council Members thanked Director Rodriguez and the health care workers for their work at the vaccine drive thru; no vials were lost during the drive thru vaccinations; other drive thru locations are still being determined; the plan for the homebound is for the Corpus Christi Fire Department to administer the vaccinations; about 67% of first responders have received the vaccination; in response to allergic reactions, the list of ingredients in the vaccine are listed on the City's website, as well as being given to each individual receiving the vaccination; and the state restricts the 4,000 doses to be used only at the location that the City chooses.

G. MINUTES:

- 1. Regular Meeting of December 8, 2020 and Special Meeting of December 22, 2020

A motion was made by Council Member Molina, seconded by Council Member Smith that the Minutes be approved. The motion carried by a unanimous vote.

H SPECIAL APPOINTMENTS:

- 2. Selection of Mayor Pro Tem

Mayor Guajardo referred to appointment of Mayor Pro Tems. Mayor Guajardo recommended the following Mayor Pro Tem service schedule:

- Roland Barrera (District 3) 1/12/21 – 4/05/21
- Gil Hernandez (District 5) 4/06/21 – 6/28/21
- Michael Hunter (At-Large) 6/29/21– 9/30/21
- Billy Lerma (District 1) 10/01/21 – 12/13/21
- John Martinez (At-Large) 12/14/21 – 3/07/22
- Ben Molina (District 2) 3/08/22 – 5/30/22
- Mike Pusley (At-Large) 5/31/22 – 8/22/22
- Greg Smith (District 4) 8/23/22 – End of Term

Council Member Molina made a motion to approve the motion, seconded by Council Member Hernandez and passed unanimously.

- 3. Mayoral Council Committee Appointments: Audit Committee and Municipal Court Committee

Mayor Guajardo referred to City Council Committee Assignments and made the

following appointments:

Audit Committee

Chair: Council Member Gil Hernandez

Members: Council Members Greg Smith, Billy Lerma and Mike Pusley

Municipal Court Committee

Chair: Council Member John Martinez

Members: Council Members Ben Molina, Michael Hunter and Roland Barrera

I. BOARD & COMMITTEE APPOINTMENTS:

4. Reinvestment Zone No. 3 (Downtown) Board (7 vacancies)

Mayor Guajardo referred to Item 4.

Reinvestment Zone No. 3 (Downtown) Board

Reappointment of Council Members

Council Member Pusley made a motion to reappoint Council Members Roland Barrera, Paulette Guajardo, Gil Hernandez and Greg Smith to new term of 2-28-2023, seconded by Council Member Molina and passed unanimously.

New Appointment of Council Members

Council Member Hernandez made a motion to appoint Council Members Billy Lerma, Mike Pusley and John Martinez, seconded by Council Member Molina and passed unanimously.

Chairman for a one-year term

Mayor Guajardo nominated Council Member Billy Lerma as Chair for Reinvestment Zone No. 3 (Downtown).

Council Member Molina made a motion to appoint Council Member Billy Lerma as Chair for Reinvestment Zone No. 3 (Downtown), seconded by Council Member Smith and passed unanimously.

J. EXPLANATION OF COUNCIL ACTION:

K CONSENT AGENDA: (ITEMS 5 - 19)

Consent - Second Reading Ordinances

Approval of the Consent Agenda

Mayor Guajardo referred to the Consent Agenda. Council Members requested that Items 11, 15 and 16 be pulled for individual consideration.

A motion was made by Council Member Smith, seconded by Council Member Hernandez to approve the Consent Agenda with the exception of Items 11, 15 and 16. The motion carried by the following vote:

Aye: 9 - Mayor Guajardo, Council Member Barrera, Council Member Hernandez, Council Member Hunter, Council Member Lerma, Council Member Martinez, Council Member Molina, Council Member Pusley and Council Member Smith

Abstained: 0

5. Zoning Case No. 0920-02, GMG Partners, LP. (District 3). Ordinance rezoning property at or near 702 South Navigation Boulevard from the "IL/SP" Light Industrial District with a Special Permit to the "RS-4.5/PUD" Single-Family 4.5 District with a Planned Unit Development. (Planning Commission and Staff recommend Approval) (Requires 3/4 vote due to public opposition)

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

Enactment No: 032315

6. Ordinance authorizing the renewal of a five year ground lease with Haas-Anderson Construction, Ltd., Corpus Christi, TX, for a 3.89-acre City-owned tract of land located on the former Hala Pit Landfill, next to the City's vehicle impound yard off of Greenwood Drive, and authorizing an annual rental fee of \$9,600.00.

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

Enactment No: 032316

Consent - Contracts and Procurement

7. Resolution authorizing a three-year agreement with Environmental Systems Research Institute (ESRI), Inc. in an amount not to exceed \$450,000.00 for license and support maintenance of the City's Geographic Information System (GIS), effective upon issuance of a notice to proceed, with FY 2021 funding in the amount of \$125,000.00 available in the Information Technology Fund.

This Resolution was passed on the consent agenda.

Enactment No: 032317

8. Motion authorizing a three-year service agreement with Great South Texas Corp, dba Computer Solutions of San Antonio, Texas, in an amount not to exceed \$251,262.00 for Cisco Umbrella which provides internet content filtering effective upon issuance of notice to proceed, with funding in an estimated amount of \$83,800.00 available in the FY 2021 Information Technology Fund.

This Motion was passed on the consent agenda.

Enactment No: M2021-001

9. Motion authorizing a three-year rental and service agreement with BP Rental Services, LLC dba CC Rentals, in an amount not to exceed \$80,750.00 for Portable Toilet Rentals for Beach Operations. The amount for FY 2021 for the remaining 8 months is \$17,944.45 that is available in the FY 2021 State Hotel Occupancy Tax (HOT) Beach Fund.

This Motion was passed on the consent agenda.

Enactment No: M2021-002

10. Motion authorizing a three-year service agreement with Hub City Overhead Door Co., Inc. in an amount not to exceed \$200,000.00 to perform on-call overhead door maintenance and repair services to City owned facilities for the Asset Management Department, effective upon issuance of notice to proceed, with FY 2021 funding in an amount not to exceed \$47,000.00 available in the Facility and Property Management Fund.

This Motion was passed on the consent agenda.

Enactment No: M2021-003

11. Motion authorizing a three-year service agreement with South Texas Metal Roofing, Inc., of Corpus Christi, Texas, for an amount not to exceed \$3,000,000.00 to perform on-call roof repair services to City owned facilities, effective upon issuance of a notice to proceed, with FY 2021 funding available through the Facility and Property Management funds.

Mayor Guajardo referred to Item 11.

Council Members and Director of Asset Management Charles Mendoza discussed the following topics: the multiple funding sources come from facility maintenance, Type A, and bonds.

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

Aye: 8 - Mayor Guajardo, Council Member Barrera, Council Member Hernandez, Council Member Hunter, Council Member Lerma, Council Member Martinez, Council Member Pusley and Council Member Smith

Abstained: 1 - Council Member Molina

Enactment No: M2021-004

12. Motion authorizing the lease-purchase of one Diamond Z horizontal grinder from Bane Machinery, Inc., of Dallas, Texas in an amount of \$983,781.64, for grinding brush at the Solid Waste compost facility, effective upon issuance of letter of acceptance, with FY 2021 funding in the amount of \$32,793.00 available in the General Fund.

This Motion was passed on the consent agenda.

Enactment No: M2021-005

13. Motion authorizing an Amendment to Service Agreement No. 2931 with 2Chainz Brush Clearing, LLC, for a total amount not to exceed \$165,992.00 for years two and three, increasing the service agreement value to \$1,215,968.00 for Mowing for Storm Water and Street Rights-of-Way for Public Works, with funding available in FY 2021 Storm Water Fund.

This Motion was passed on the consent agenda.

Enactment No: M2021-006

Consent - Capital Projects

14. Resolution authorizing the execution of an Advance Funding Agreement with the Texas Department of Transportation for the 2018 Highway Safety Improvements Program that include upgrading traffic signal components, existing traffic signals, safety lighting and pedestrian improvements at multiple locations Citywide, with a City required funding match of 10% in an amount of \$120,000.00, with FY 2021 funding available from the Bond 2016 program.

This Resolution was passed on the consent agenda.

Enactment No: 032318

15. Motion awarding a Master Services Agreement for Traffic Improvement Projects to include traffic signalization and synchronization to Freese and Nichols, Corpus Christi, TX, for an initial amount up to \$250,000.00 per year and one renewal option to be administratively authorized for a total amount not to exceed \$500,000.00, with projects located Citywide, and funding available through the 2018 Bond Program Fund.

Mayor Guajardo referred to Item 15.

Council Members, Director of Engineering Jeff Edmonds, City Manager Peter Zaroni and Director of Public Works Richard Martinez discussed the following topics: the City has a maintenance list of projects that this contract with Freese and Nichols will prioritize; and a Council Member's request to have more than one Master Service Agreement (MSA) made available for other engineering companies.

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

Aye: 9 - Mayor Guajardo, Council Member Barrera, Council Member Hernandez, Council Member Hunter, Council Member Lerma, Council Member Martinez, Council Member Molina, Council Member Pusley and Council Member Smith

Abstained: 0

Enactment No: M2021-007

- 16.** Motion awarding a Master Services Agreement for Geotechnical Testing and Construction Materials Testing to Professional Service Industries, Inc., Rock Engineering and Testing Laboratory, Inc., Terracon Consultants, Inc., and Arias & Associates Inc, all from Corpus Christi, Texas, in an amount up to \$750,000.00 each, with a one-year renewal option to be administratively authorized for a total amount not to exceed \$1,500,000.00 each, with projects located Citywide, and FY 2021 funding available from the Utility Capital Program and Bond Program.

Mayor Guajardo referred to Item 16.

Council Members and Director of Engineering Jeff Edmonds discussed the following topics: a Council Member's caution that for large projects, the engineering firm of record should own the geotechnical survey rather than the City.

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

Aye: 9 - Mayor Guajardo, Council Member Barrera, Council Member Hernandez, Council Member Hunter, Council Member Lerma, Council Member Martinez, Council Member Molina, Council Member Pusley and Council Member Smith

Abstained: 0

Enactment No: M2021-008

General Consent Items

- 17.** Motion to authorize execution of a 24-month Lease Agreement with Bayview Tower, LLC, for the operation of the City Customer Service Call Center for a total cost of \$111,111.35 of which \$57,209.75 is for the first twelve and \$53,901.60 is for the second twelve months with the FY 2021 expense of \$39,606.75 being paid from the Call Center's FY 2021 budget in the General Fund.

This Motion was passed on the consent agenda.

Enactment No: M2021-009

- 18.** Resolution authorizing 6-month extensions for a Water Arterial Transmission and Grid Main Construction and a Reimbursement Agreement up to \$147,999.99, a Distribution Main Line Extension Construction and a Reimbursement Agreement up to \$43,010.00, and a Wastewater Collection Line Extension Construction and a Reimbursement Agreement up to \$139,341.76 with Dorsal Development,

LLC for a planned residential development, Azali Estates Unit 1, located at the intersection of Yorktown Boulevard and Starry Road, east of Rodd Field Road. (District 5)

This Resolution was passed on the consent agenda.

Enactment No: 032319

- 19. Resolution authorizing outside city limits water contract with GTHH Development, LLC (Hossein Mostaghasi) to provide public water to his property located outside the city limits described as Swan Village Phase 1 Subdivision, also commonly known by its street address as FM 2444 (South Staples Street) under Corpus Christi Code Section 55-113. (OCL)

This Resolution was passed on the consent agenda.

Enactment No: 032320

L. RECESS FOR LUNCH

M. PUBLIC HEARINGS: NONE

N. REGULAR AGENDA:

O. FIRST READING ORDINANCES: (ITEMS 20 - 24)

- 20. Ordinance authorizing acceptance of a grant in an amount of \$104,013.20 from the State of Texas, Criminal Justice Division for Victims of Crime Community Outreach Program with a cash match of \$5,265.79 and in-kind match of \$23,360.00; appropriating \$104,013.20 in the Police Grants Fund; authorizing two Full Time Employee positions; and authorizing a transfer of \$5,265.79 from the General Fund to the Police Grants Fund.

Mayor Guajardo referred to Items 20-24.

Council Member Hernandez made a motion to approve Items 20-24, seconded by Council Member Molina. These Ordinances were passed on first reading with one vote and approved with the following vote:

Aye: 9 - Mayor Guajardo, Council Member Barrera, Council Member Hernandez, Council Member Hunter, Council Member Lerma, Council Member Martinez, Council Member Molina, Council Member Pusley and Council Member Smith

Abstained: 0

- 21. Ordinance authorizing the acceptance of five grants totaling \$332,809.19 from the Texas Office of the Governor - Homeland Security Grant Division, Homeland Security Grant Program for Bomb Squad Detection

for \$116,151.38, Dive Trailer for \$44,063.76, Incident Command Training Program for \$88,134.05, Airport Medical Response Equipment for \$4,585.00, and Regional Hazmat Response Enhancement for \$79,875.00; and appropriating \$332,809.19 in the FY 2021 Fire Grants Fund.

See Item 20 for vote.

22. Ordinance authorizing acceptance of a \$2,500 donation from ExxonMobil Pipeline Company to support the Corpus Christi Fire Department's emergency response capabilities: and appropriating \$2,500 into the Fire Grants Fund.

See Item 20 for vote.

23. Ordinance authorizing the renewal of a 15-year lease agreement with Lady Lex Museum on the Bay Association that authorizes the use of a portion of the submerged lands owned by the City of Corpus Christi and adjoining City property for the U.S.S. Lexington for the operation of the museum and authorizing an annual rental fee of \$1.00. (28-day delay required between readings)

See Item 20 for vote.

24. Ordinance authorizing the resale, by Nueces County as the City's trustee, of 16 properties, which were foreclosed upon for failure to pay ad valorem taxes, for the total price of \$89,225.00. The City accepts total proceeds of \$29,379.07 from the sale of which \$7,988.22 is allocated to the settlement of past due ad valorem taxes and \$21,390.85 is allocated to the settlement of amounts due for City paving and demolition liens.

See Item 20 for vote.

A Council Member discussed the following topics: resale properties are a good opportunity for City to convert to affordable housing; the State of Texas does not forgive taxes owed so properties with many liens are difficult to clear; there are a lack of lots available, and it is important to get lots back on the tax rolls; unemployment rates are high, but there is a shortage of housing available; and request for options on how to use resale properties as affordable housing opportunities.

P. **BRIEFINGS: (ITEM 25)**

25. Corpus Christi Regional Economic Development Corporation (CCREDC) Quarterly Update to City Council (Third and Fourth Quarters of 2020)

Mayor Guajardo referred to Item 25.

President/CEO of Corpus Christi Regional Economic Development Corporation
Iain Vasey presented information on the following topics: unemployment

rates; employment by sector for Corpus Christi MSA; CCREDC COVID-19 response; business retention and business attraction; and Our Coastal Bend.

Council Members, City Manager Peter Zanoni and President Vasey discussed the following topics: about 1,200 citizens completed Our Coastal Bend survey; request for an update on economic development projects on the horizon; and rumored possible merger with San Patricio EDC was decided against.

Q. EXECUTIVE SESSION: NONE

R. IDENTIFY COUNCIL FUTURE AGENDA ITEMS

Mayor Guajardo referred to Identify Future Agenda Items.

The following items were identified: request to schedule City Manager's evaluation; request to schedule an affordable housing workshop; a Council Member's request for information regarding a CCISD board member's correspondence with City staff related to FBI investigation; in response to request for the LAN report on North Beach, City Manager Zanoni said the plan is to present it to Council at the January 26th meeting; and a request for a debrief on short-term rentals.

S. ADJOURNMENT

This meeting was adjourned at 1:52 p.m.

Norma Duran

From: CitySecretary
Sent: Tuesday, January 12, 2021 11:15 AM
To: Rebecca Huerta
Cc: Norma Duran; Sarah Brunkenhoefer
Subject: FW: [EXTERNAL]Call Back: 01-12-2021 - James Klein

See below.

From: JotForm <noreply@jotform.com>
Sent: Tuesday, January 12, 2021 11:10 AM
To: CitySecretary <CitySecretary@cctexas.com>; Norma Duran <NormaD2@cctexas.com>
Subject: [EXTERNAL]Call Back: 01-12-2021 - James Klein

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Request for Call Back Form

Date of meeting	01-12-2021
Name	James Klein
Phone number for call back	(361) 3343908
Address	Street Address: 3501 Monterrey St City: Corpus Christi State / Province: TX Postal / Zip Code: 78411-1709 Country: United States
Topic	desalination
Provide an email to receive a copy of your submission.	jeklein64@yahoo.com