



City of Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Minutes

City Council

Tuesday, January 28, 2025

11:30 AM

Council Chambers

Addendums may be added on Friday.

A. Mayor Paulette Guajardo to call the meeting to order.

Mayor Guajardo called the meeting to order at 11:37 a.m.

B. Invocation to be given by Reverend Claude Axel with Mount Pilgrim Baptist Church.

Reverend Claude Axel with Mount Pilgrim Baptist Church gave the invocation.

C. Pledge of Allegiance to the Flag of the United States and to the Texas Flag to be led by Leslie Rose Davis , 12th grader from West Oso High School.

Leslie Rose Davis, 12th grader from West Oso High School, led the Pledge of Allegiance to the Flag of the United States of America and to the Texas Flag.

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

City Secretary Rebecca 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 Risley and City Secretary Rebecca Huerta

Present: 9 - Council Member Roland Barrera, Council Member Carolyn Vaughn, Council Member Gil Hernandez, Council Member Sylvia Campos, Council Member Everett Roy, Mayor Paulette Guajardo, Council Member Eric Cantu, Council Member Mark Scott, and Council Member Kaylynn Paxson

E. CITY MANAGER'S COMMENTS / UPDATE ON CITY OPERATIONS: (ITEMS 1 - 2)

1. [25-0088](#) Retirement Announcement: David Lehfeldt, Director of Solid Waste Services and Eddie Houlihan, Director of the Office of Management and Budget

City Manager Peter Zanoni announced the retirement of David Lehfeldt, Director of Solid Waste Services and Eddie Houlihan, Director of the Office of Management and Budget.

2. [25-0058](#) Overview of services delivered during Arctic Cold Front (Sunday, January 19 to Friday, January 24)

City Manager Peter Zanoni presented an overview of services delivered during Arctic

Cold Front (Sunday, January 19 to Friday, January 24) as follows: summary; homeless shelters-services offered; and emergency refuge center.

Emergency Management Coordinator Jace Johnson and Fire Chief Brandon Wade presented information on the following topics: emergency response overview; operational highlights; transportation and partnerships; city resources; and looking ahead.

F. PUBLIC COMMENT

Mayor Guajardo opened public comment.

The following citizens commended the City for their services during the Arctic Cold Front: Tony Reyes, Corpus Christi, TX, Carole Murphrey, Corpus Christi, TX, Ruben Galvan, Corpus Christi, TX, and Donna Lamonte, Corpus Christi, TX.

Alan Rickertsen, Corpus Christi, TX, stated he filed an ethics complaint against Alice Upshaw Hawkins.

Rachel Caballero, Corpus Christi, TX, expressed concern about emergency services during the cold front and about the drought contingency plan.

Robert Schmitchel, Corpus Christi, TX, encouraged a drip irrigation system to protect foundations.

Dara Rittgers, Corpus Christi, TX, spoke about the library board appointments and placement of books in libraries.

John Weber, Corpus Christi, TX, Beatriz Alvarado, Corpus Christi, TX, and Mark Muenster, Corpus Christi, TX, spoke in opposition to the current drought contingency plan and in support of Item 30, alternative water supply workshop.

Jennifer Espino, Corpus Christi, TX, advocated for homelessness services and in opposition to desalination.

Laramie Fain, Corpus Christi, TX and Jake Hernandez, Corpus Christi, TX, spoke in support of Item 30, alternative water supply workshop.

Henry Williams, Corpus Christi, TX, spoke in opposition to the Inner Harbor desalination and in support of appointing Samuel Fryer to the Library Board.

The following citizens recommend appointing Samuel Fryer and Marcus Haas to the Library Board: Daniel Resley, Corpus Christi, TX, Patricia Anderson, Corpus Christi, TX, Shannon Ross, Corpus Christi, TX, Shawn Flanagan, Corpus Christi, TX, Vincent Ward, Corpus Christi, TX, and Juan Rodriguez, Corpus Christi, TX.

The following citizens recommend appointing Jennifer Anderson, Alice Hawkins, Carroll Matthews and Dora Wilburn to the Library Board: Jesus Wong, Corpus Christi, TX, Tom Tagliabue, Corpus Christi, TX, Jazymyne Evans, Corpus Christi, TX, and Guillermo Gallegos, Corpus Christi, TX.

The following citizens spoke in opposition to desalination: Claudia Mushel, Corpus Christi, TX, Brendan Heselton, Corpus Christi, TX, Becky Moeller, Corpus Christi, TX, and Lamont Taylor, Corpus Christi, TX.

Ron Graban, Corpus Christi, TX and Carrie Meyer, Corpus Christi, TX, spoke about North Beach priority improvements.

The following citizens spoke in opposition to the current Drought Contingency Plan: Shawna Holsonback, Corpus Christi, TX, Jason Hale, Corpus Christi, TX, Alycia Kasperitis, Corpus Christi, TX, and Blanca Parkinson, Corpus Christi, TX.

The following citizens spoke in support of the Drought Contingency Plan: Jesse Jenkins, Corpus Christi, TX, Michael Garcia, Corpus Christi, TX, and Shawn Christopher, Corpus Christi, TX.

Marcus Haas, Corpus Christi, TX, Samuel Fryer, Corpus Christi, TX, and Josh Shelton, Corpus Christi, TX, asked to be appointed to the Library Board.

Adam Rios, Corpus Christi, TX, spoke about homelessness and about Adopt a Park.

Autumn Hensiek, Corpus Christi, TX, thanked the City for their services during the Arctic Cold Front, in support of Item 30, alternative water supply workshop, supports Jim Klein to the Port committee, and supports Alice Hawkins and Dora Wilburn to the library board.

Marilena Garza, Corpus Christi, TX, expressed concern about homelessness and about how the City handled services during the Arctic Cold Front.

Jan Kettenring, Corpus Christi, TX, expressed concern about the placement of all explicit books in libraries.

Shirin Delsooz, Corpus Christi, TX, advocated for a healthier community.

Emily Greer, Houston, TX, spoke about the City working with Quick Quack Car Wash on the Drought Contingency Plan.

The following individuals submitted a written public comment which is attached to the minutes: John Weber, Corpus Christi, TX, Lowell Gaut, Corpus Christi, TX, Cheryl Martinez, Corpus Christi, TX, Lisa Gerdes, Corpus Christi, TX, Jason Hale, Corpus Christi, TX, Alexandra Flucke, Corpus Christi, TX, Amanda Breland, Corpus Christi, TX, and Maggie Peacock, Portland, OR.

G. BOARD & COMMITTEE APPOINTMENTS: (ITEM 3)

3. [25-0061](#) Corpus Christi Regional Economic Development Corporation
Landmark Commission
Library Board
Port of Corpus Christi
Reinvestment Zone No. 3 (Downtown) Board
Reinvestment Zone No. 6 (Barisi Villiage) Board

Mayor Guajardo referred to Item 3.

Corpus Christi Regional Economic Development Corporation:

Reappointed: Vishnu V. Reddy

Appointed: Larry R. Elizondo Sr.

Landmark Commission:

Reappointed: James H. Pruitt II

Appointed: Amanda M. Lesinski (At-Large), Bobby D. Moreno (At-Large Historian) and Destiny Wilson (At-Large)

Library Board:

Appointed: Jennifer Anderson, Alice U. Hawkins, and Carroll P. Matthews

Port of Corpus Christi Authority of Nueces County, Texas:

Reappointed: Gabe Guerra

Reinvestment Zone No. 3 (Downtown) Board:

Reappointed: Council Member Everett Roy

Reinvestment Zone No. 6 (Barisi Village) Board

Appointed: Council Member Kaylynn Paxson, Assistant City Manager Heather Hurlbert, Steven D. May (Developer), Jeffory D. Blackard (Developer) and Steve D. Moody

Appointed: Council Member Kaylynn Paxson as Chair

H. BRIEFINGS: (ITEM 4)

4. [25-0090](#) 89th Texas Legislative Session Update

Director of Intergovernmental Relations Ryan Skrobarczyk presented information on the following topics: Texas Legislative session key dates; comptroller biennial revenue estimate; House and Senate base budget bill; Lt. Governor appoints Senate committees; House passes rules creating committees; and legislation filed to date.

Council Members and Director Skrobarczyk discussed the following topics: visits with Senator Perry regarding water projects and how funds are allocated; and the state's

perspective of evaluating different sources of water.

I. EXPLANATION OF COUNCIL ACTION:

J. CONSENT AGENDA: (ITEMS 5 - 25)

Approval of the Consent Agenda

Mayor Guajardo referred to the Consent Agenda. No items were pulled for individual consideration.

Council Member Hernandez moved to approve the consent agenda, seconded by Council Member Barrera. The motion carried by the following vote:

Aye: 9 - Council Member Barrera, Council Member Vaughn, Council Member Hernandez, Council Member Campos, Council Member Roy, Mayor Guajardo, Council Member Cantu, Council Member Scott and Council Member Paxson

Abstained: 0

5. [25-0082](#) Approval of the January 14, 2025 Special Meeting and Regular Meeting Minutes

The Minutes were approved on the consent agenda.

Consent - Second Reading Ordinances

6. [24-2067](#) Ordinance authorizing the acceptance of a grant totaling \$32,016.60 from Gulf of Mexico Alliance for the 2024 Gulf Star Program Grant for the purchase of 13 new L3Harris inter-operational radios and related accessories for the Corpus Christi Fire Department's Office of Emergency Management; and appropriating \$32,016.60 in the FY 2025 Fire Grants Fund.

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

Enactment No: 033557

7. [24-2085](#) Ordinance authorizing the acceptance of a grant from the State of Texas, Criminal Justice Division, under the FY 2025 Edward Byrne Memorial Justice Assistance Grant Program in the amount of \$39,993.25 for the purchase of 10 additional Panasonic in-car video systems for the Corpus Christi Police Department; and appropriating \$39,993.25 into the Police Grants Fund.

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

Enactment No: 033558

8. [24-2068](#) Ordinance authorizing the acceptance of a grant from the U. S. Department of Justice, Bureau of Justice Assistance, in the amount of \$186,309.00 for FY 2024 Edward Byrne Memorial Justice Assistance Grant Program for the Corpus Christi Police Department; and appropriating \$186,309.00 in the Police Grants

Fund with \$93,154.00 to be distributed to Nueces County based on an interlocal agreement, and the remaining \$93,155.00 to be used by the City.

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

Enactment No: 033559

9. [24-2075](#) Ordinance authorizing acceptance of grant funds from the State of Texas, Criminal Justice Division, under the FY 2025 Body-Worn Camera Grant Program in the amount of \$106,017.00 for the purchase of 70 body-worn cameras and related equipment for the Corpus Christi Police Department; and appropriating \$106,017.00 in the Police Grants Fund with a cash match of \$35,339.00 from the Law Enforcement Trust Fund.

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

Enactment No: 033560

10. [24-2092](#) Ordinance authorizing the acceptance of grant from the American Society for the Prevention of Cruelty to Animals (ASPCA) under the 2024 National Shelter Initiative Grants - Animal Outcomes for \$94,634.00 with a City cash match of \$14,192.00 to replace a split-system air conditioning unit for the cattery building and to repair all damaged kennel partitions in two of the five kennel buildings; and amending the Animal Care Services Grant Fund.

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

Enactment No: 033561

11. [24-2090](#) Ordinance authorizing a Wastewater Trunk Line Construction and Reimbursement Agreement up to \$77,285.28 with MPM Development, LP to construct a wastewater trunk line related to King's Landing Unit 9 subdivision located north of the Lady Alexa Dr. and Lady Claudia St. intersection; and authorizing future transfer and appropriation of Water and Wastewater Trust Fund revenue up to \$77,285.28 to reimburse the developer in accordance with the agreement. (District 3).

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

Enactment No: 033562

12. [24-2089](#) Zoning Case No. ZN8425, Judy Lynn Reuthinger (District 2). Ordinance rezoning a property at or near 4222 Avalon Street from the "CN-1" Neighborhood Commercial District to the "CN-1/SP" Neighborhood Commercial District with a Special Permit; providing for a penalty not to exceed \$2,000 and publication. (Planning Commission and Staff recommend approval)

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

Enactment No: 033563

Consent - Contracts and Procurement

13. [24-1944](#) Motion authorizing execution of a cooperative agreement for a five-year renewal with Paradigm Traffic Systems, Inc., located in Arlington, Texas, for communication services sent from modems to the City's Traffic Management Center, through the BuyBoard Purchasing Cooperative, for continued connectivity and communication with 175 flashing beacons managed by the Public Works Department for \$203,000.00, with FY 2025 funding from the Street Fund.

This Motion was passed on the consent agenda.

Enactment No: M2025-008

14. [24-2049](#) Motion authorizing execution of a three-year service agreement with Russell Paul James, dba R & R Delivery Service, of Corpus Christi in an amount up to \$738,000.00, to provide meal delivery service for the Elderly Nutrition Program - Home Delivered Meals for the Parks & Recreation Department, with FY 2025 funding of \$162,000.00 from the Elderly Nutrition Program Grant Fund.

This Motion was passed on the consent agenda.

Enactment No: M2025-009

15. [24-1910](#) Resolution authorizing the purchase of a mainline control system from Groebner & Associates, Inc., of Rogers, Minnesota, for use by the Gas Department to repair pipelines and isolate sections of gas mains in the absence of pressure control fittings in cases of emergency, for \$169,037.77, with FY 2025 funding from the Gas Operations Fund.

This Resolution was passed on the consent agenda.

Enactment No: 033564

Consent - Capital Projects

16. [24-1945](#) Motion to award a construction contract to McDonald Municipal & Industrial, located in Houston, Texas, to replace two 100kW diesel backup generators and the current concrete at the Cefe Valenzuela landfill, in the amount not to exceed \$298,469.00 with FY 2024 funding available from the Solid Waste's Capital Improvement Plan (CIP) fund.

This Motion was passed on the consent agenda.

Enactment No: M2025-010

General Consent Items

17. [25-0033](#) Motion appointing Mayor & Council as the Board of Directors of the Corpus Christi Housing Finance Corporation and the Corpus Christi Industrial Development Corporation.

This Motion was passed on the consent agenda.

Enactment No: M2025-011

18. [24-1594](#) Resolution authorizing the submission of a grant application to Plains All American Pipeline for the 2024 Plains First Responder Grant Program in the amount of \$5,037.00 for hazardous materials equipment for the Corpus Christi Fire Department.

This Resolution was passed on the consent agenda.

Enactment No: 033565

19. [24-1936](#) Motion authorizing a Joint Funding Agreement with the United States Geological Survey (USGS), United States Department of the Interior to maintain automated river gauging stations that record stream flows and water quality parameters associated with the Frio and Nueces Rivers and associated tributaries and to provide the delivery of the Choke Canyon/Lake Corpus Christi Reservoir and Nueces Estuary Pass-Through (or Passthu) Status Report. The data is used by the City daily to manage releases from the City's reservoir system and for water treatment operations, whereby the USGS contributes \$28,950.00 and the City contributes \$265,450.00.

This Motion was passed on the consent agenda.

Enactment No: M2025-012

20. [24-2038](#) Resolution authorizing the submission of a grant application to the U.S. Department of Transportation, Office of the Secretary, to the FY 2025 Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Program in the amount of \$12,223,173.00, with a cash match of \$3,055,793.25, to complete rehabilitation to International Drive and construction of mixed-use paths for the Corpus Christi Aviation Department.

This Resolution was passed on the consent agenda.

Enactment No: 033566

21. [25-0066](#) Resolution authorizing submission of a grant application to the Texas Parks & Wildlife Department under its Recreational Trails Grant Program in the amount of \$240,000.00, with a required cash match of \$60,000.00, for improvements to the Hans & Pat Suter Wildlife Refuge.

This Resolution was passed on the consent agenda.

Enactment No: 033567

Consent - First Reading Ordinances

22. [24-2095](#) Ordinance authorizing the acceptance of a \$2,500.00 grant from the Banfield Foundation for the purchase of supplies and equipment for the Corpus Christi

Animal Care Services Department; and appropriating \$2,500.00 into the Animal Care Services Grant Fund.

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

23. [24-2073](#) Ordinance authorizing the acceptance of a \$322,260.00 grant from the U.S. Department of Energy's FY 2023-2024 Energy Efficiency and Conservation Block Grant Program to replace existing lighting with energy efficient lighting for the Aviation Department and the Parks & Recreation Department; and appropriating \$322,260.00 into the Department of Energy Grant Fund.

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

24. [25-0032](#) Ordinance appropriating \$50,000.00 from the Airport Unreserved Operating Fund Balance for the Construction Contract Closeout Audit of Terminal Building Rehabilitation Phase II by Talson Solutions, LLC, and amending the operating budget.

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

25. [25-0074](#) Ordinance amending the Capital Improvement Program to add the North Padre Island Force Main Bypass Project; appropriating \$970,624.05 from the unreserved fund balance in the TIRZ #2 Fund; and amending the FY 2024-25 Operating and Capital Budgets.

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

K. RECESS FOR LUNCH

Mayor Guajardo recessed the Council meeting for lunch at 2:34 p.m. Executive Session Items 32, 33, and 36 were held during the lunch recess. Mayor Guajardo reconvened the meeting at 4:03 p.m.

L. PUBLIC HEARINGS: (ITEM 26)

26. [25-0080](#) Ordinance authorizing a Wastewater Trunk Line Construction and Reimbursement Agreement up to \$524,660.00 with Horizon Land Properties, LLC to construct a wastewater trunk line related to Waldron Estates located south of Graham Road & west of Waldron Road intersection; and authorizing future transfer and appropriation of Water and Wastewater Trust Fund revenue up to \$524,660.00 to reimburse the developer in accordance with the agreement. (District 4).

Mayor Guajardo referred to Item 26.

Director of Development Services Michael Dice presented information on the following topic: location map.

Mayor Guajardo opened the public hearing.

There were no comments from the Council or the public.

Mayor Guajardo closed the public hearing.

Council Member Barrera moved to approve the ordinance, seconded by Council Member Campos. This Ordinance was passed on first reading and approved with the following vote:

Aye: 9 - Council Member Barrera, Council Member Vaughn, Council Member Hernandez, Council Member Campos, Council Member Roy, Mayor Guajardo, Council Member Cantu, Council Member Scott and Council Member Paxson

Abstained: 0

M. RECESS TO THE CORPUS CHRISTI HOUSING FINANCE CORPORATION MEETING: (ITEM 27)

Mayor Guajardo recessed the Council meeting to the Corpus Christi Housing Finance Corporation meeting at 5:04 p.m.

27. [24-1729](#) Special Board Meeting of the Corpus Christi Housing Finance Corporation (CCHFC) to elect officers and consider terms for future participation in Costa Tarragona I and II.

This Corporation Meeting was held.

N. RETURN TO THE CITY COUNCIL MEETING

Mayor Guajardo reconvened the Council meeting at 5:23 p.m.

O. INDIVIDUAL CONSIDERATION ITEMS: (ITEMS 28 - 31)

28. [25-0064](#) One-reading ordinance authorizing the acceptance of a donation from the OxyChem First Responder Donation Program in the amount of \$25,000.00 for the refurbishment and repair of an Aerial Ladder Fire Truck for the Corpus Christi Fire Department; and appropriating \$25,000.00 into the Fire Grants Fund.

Mayor Guajardo referred to Item 28.

Council Members, Fire Chief Brandon Wade, and OxyChem Site Manager Todd Behne discussed the following topic: this is a good news item in that the donation will assist with repairs and refurbishment for Aerial Ladder Fire Truck #7.

Mayor Guajardo opened public comment.

There were no comments from the public.

Mayor Guajardo closed public comment.

Council Member Barrera moved to approve the ordinance, seconded by Mayor Guajardo. This Ordinance was passed on emergency and approved with the following vote:

Aye: 9 - Council Member Barrera, Council Member Vaughn, Council Member Hernandez, Council Member Campos, Council Member Roy, Mayor Guajardo, Council Member Cantu, Council Member Scott and Council Member Paxson

Abstained: 0

Enactment No: 033568

29. [24-1126](#) Presentation on the City's Drought Contingency Plan and ordinance amending City Code of Ordinances Chapter 55, Article XII Water Resource Management sections 55-151,55-152,55-153,55-154; updating the City's Drought Contingency Plan, providing an effective date of February 17, 2025, and providing for penalties and publication.

Mayor Guajardo referred to Item 29.

Chief Operating Officer of Corpus Christi Water Drew Molly and Water Resource Manager Esteban Ramos presented information on the following topics: presentation overview; water supply projects and current status; next steps for Drought Contingency Plan (DCP) update; water supply sources; historic and monthly usage by customer class; history and timeline; purpose overview; proposed revisions; stage 1; stage 2; stage 3; changed name of stage 4 to water emergency; restructuring optional surcharges; drought surcharge exemption fee; public engagement; and staff recommendation.

Council Members, City Manager Peter Zanoni, Chief Operating Officer Molly, and Water Resource Manager Ramos discussed the following topics: to re-prioritize water usage data; how to keep the community engaged; whether TCEQ will approve the DCP; a request for Council to have additional time to review the DCP; a desire to amend the language under the authorization section; staff does not recommend drip irrigation; clarification about what companies will get relief with the drought plan; and whether small businesses are applying for exemptions.

Mayor Guajardo opened public comment.

Bob Paulison, Corpus Christi, TX, spoke on behalf of the Coastal Bend Industry Association in support of the DCP, but has concerns about the impact of surcharges.

Trey Summers, Corpus Christi, TX, spoke on behalf of Hogan Homes in support of the DCP, but concerns with eliminating water meters, and how the plan could affect surrounding areas.

Mayor Guajardo closed public comment.

Council Member Barrera moved to amend the ordinance with the effective date from March 1 to February 17, seconded by Council Member Roy.

Council Member Barrera moved to approve the ordinance as amended, seconded by Council Member Scott. This Ordinance was passed on first reading as amended and approved with the following vote:

Aye: 8 - Council Member Barrera, Council Member Vaughn, Council Member Campos, Council Member Roy, Mayor Guajardo, Council Member Cantu, Council Member Scott and Council Member Paxson

Nay: 1 - Council Member Hernandez

Abstained: 0

30. [25-0111](#) Motion to hold Public Alternative Water Supply Workshop in Council Chambers on February 4, 2025 at 11 AM, **as requested by Council Members Sylvia Campos, Eric Cantu, and Gil Hernandez.**

Mayor Guajardo referred to Item 30.

Council Members, City Manager Peter Zaroni, and Chief Operating Officer of Corpus Christi Water Drew Molly discussed the following topic: the purpose of the workshop is to consider an alternative water supply for immediate solutions.

Council Member Paxson moved to amend the motion to schedule the workshop no later than 45 days from today, with city staff coordinating with council to select the date, time and topics, seconded by Council Member Roy.

Mayor Guajardo opened public comment.

David Pena, Corpus Christi, TX, asked for clarification whether this workshop is to exclude the current project.

Jason Hale, Corpus Christi, TX, spoke in opposition to the desalination plant in the Inner Harbor.

Conor Rice, Corpus Christi, TX, encouraged Council to hold the workshop prior to the Coastal Bend Legislative Day in Austin.

Mayor Guajardo closed public comment.

Council Member Paxson moved to approve the motion as amended, seconded by Mayor Guajardo. This Motion was passed as amended and approved with the following vote:

Aye: 7 - Council Member Barrera, Council Member Vaughn, Council Member Roy, Mayor Guajardo, Council Member Cantu, Council Member Scott and Council Member Paxson

Nay: 2 - Council Member Hernandez and Council Member Campos

Abstained: 0

Enactment No: M2025-013

31. [25-0123](#) Discussion and possible action on future preparation for severe weather emergency operations. Review of current issues and complaints associated with temporary homeless shelter use at the Natatorium, **as requested by Council Members Sylvia Campos, Eric Cantu, and Gil Hernandez.**

Mayor Guajardo referred to Item 31.

Council Members, City Manager Peter Zanoni, Fire Chief Brandon Wade, Emergency Management Coordinator Jace Johnson, and CEO of Corpus Christi Regional Transportation Authority (CCRTA) Mike Rendon discussed the following topics: a Council Member expressed concern about the emergency operations during the Arctic Cold Front; a desire for the City to explore additional funding for homelessness; Council Members commended City staff for their efforts during the emergency, but improvements can be made on future preparation; and the CCRTA worked diligently with fire, police and emergency management during this critical time.

P. EXECUTIVE SESSION: (ITEMS 32 - 36)

32. [25-0115](#) **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 Articles II (including Sections 16, 17, and 18), III, and IV of the Corpus Christi City Charter; Texas Local Gov't Code § 102.001, et. seq.; Corpus Christi City Code § 2-51, et seq., 16-1, et. seq., Texas Gov't Code § 418.108, et seq., legal authority for response to emergencies and operation of emergency shelters, other provisions of the City Code and/or City Charter, and other legal matters related to the administration of emergency responses and shelters.

This E-Session Item was discussed in executive session.

33. [25-0092](#) **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 potential purchase of desalinated water from CC Polymers, including, but not limited to, state and federal laws and EPA and TCEQ regulations related to the intake and transfer of water

This E-Session Item was discussed in executive session.

34. [24-2083](#) **Executive session briefing 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 SOAH Docket No. 473-24-19854, PUC Docket No. 56427, *Petition by Outside City Ratepayers Appealing the Water Rates of the City of Corpus Christi*, including potential

consideration of settlement offer(s) and actions related thereto

This E-Session Item was postponed.

35. [25-0093](#) **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 personnel matters, the FMLA, federal & state antidiscrimination laws, and other laws and regulations

This E-Session Item was postponed.

36. [25-0089](#) **Executive session briefing 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 *Samantha Huerta v. City of Corpus Christi et al*, including potential consideration of settlement offer(s) and actions related thereto

The following motion was considered:

Motion to authorize the City Manager or designee to execute all documents necessary to settle the case of Samantha Huerta v City of Corpus Christi and Nancy Ruedo in an amount not to exceed \$198,500.

Council Member Barrera moved to approve the motion, seconded by Council Member Roy. This Motion was passed and approved with the following vote:

Aye: 9 - Council Member Barrera, Council Member Vaughn, Council Member Hernandez, Council Member Campos, Council Member Roy, Mayor Guajardo, Council Member Cantu, Council Member Scott and Council Member Paxson

Abstained: 0

Enactment No: M2025-014

Q. ADJOURNMENT

There being no further business, Mayor Guajardo adjourned this meeting at 9:27 p.m.



Monday, January 27, 2025

Public Comment & Input Form

For City Council Meetings, Board Meetings, & Commission Meetings

To submit a service request, ask a question, report a violation, browse city-required permit forms or access services online, click here:

[Access Online Services](#)

To continue submitting a **written public comment** click Next below.

Public Comment & Input Form

For City Council Meetings, Board Meetings, & Commission Meetings

Date of Meeting Tuesday, January 28, 2025

Name John Weber

Address 609 Naples St
Corpus Christi, TX, 78404

Please select the Board, Committee, or governing body that your comments are directed to:

Are you a resident of Corpus Christi?

What district do you reside in?

Topic Water

Agenda Item Number Public comment

Comment

Please see attached document for your reference. Thank you.

Upload supporting images or documents.



1.28.25 Written_7868.docx

Provide an email to receive a copy of your submission. js_weber@hotmail.com

SUBJECT: City of Corpus Christi Master Planning and Impact Fee Study
PD Project # 12383-00
Wastewater Treatment Plant Asset Evaluation (LAN Project 130-10987-000)

DATE: August 2023

TO: Kim Keefer, P.E.
Pape-Dawson Engineers, Inc.
2000 NW Loop 410, San Antonio, TX 78213

FROM: Scott Harris, P.E., ENV SP



10AUG23

Scope of Services

In support of the City of Corpus Christi's Impact Fee Study, Pape-Dawson Engineers are updating / developing master plans for the City's water, wastewater, stormwater, and roadway infrastructure. LAN supported Pape-Dawson by completing this asset evaluation of the existing wastewater treatment plant facilities. This asset evaluation included a condition / capacity assessment of six (6) wastewater treatment plants: Allison, Broadway, Greenwood, Laguna Madre, Oso, and Whitecap.

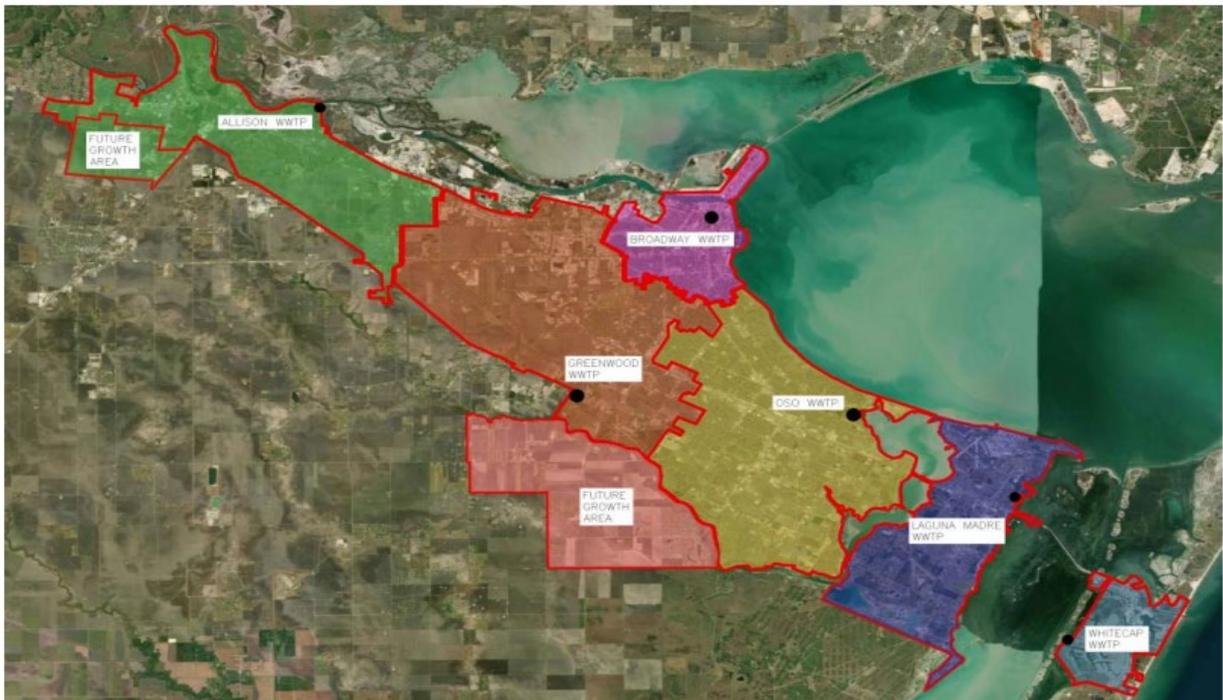


Figure 1: City of Corpus Christi Wastewater Service Areas and Treatment Plant Locations

Allison Wastewater Treatment Plant

The Allison WWTP facility currently has a capacity of 5 MGD with a 15 MGD 2-hour peak flow. The plant is able to discharge to two locations: the Nueces River or Nueces Bay. The plant was originally constructed in 1966 with a major expansion in 1984 to the current capacity. It operates as a conventional activated sludge process with lift station, screening, grit removal, aeration basins, final clarifiers, tertiary cloth filter, chlorine disinfection, solids pump station, aerobic digester, and belt filter press.

Broadway Wastewater Treatment Plant

The Broadway WWTP currently has a capacity of 8 MGD with a 20 MGD 2-hour peak flow. It discharges to the Corpus Christi inner harbor. The plant constructed from 2013 to 2016 replaced the original plant built in 1938. The plant operates as a conventional activated sludge process and includes influent pumping, screening, grit removal, four aeration basins, two secondary clarifiers, and UV disinfection.

 <h2>Ceramic Duck</h2> <p>Unlimited Wash \$37⁹⁹ Per Month</p> <p>You Get The Lucky Duck Wash, Plus...</p> <ul style="list-style-type: none">✓ Ceramic Coating <p>Enhance the look and durability of your vehicle with our ceramic coating, offering a deeper shine, a smoother finish, and unparalleled protection.</p>	 <h2>Lucky Duck</h2> <p>Unlimited Wash \$32⁹⁹ Per Month</p> <p>You Get The Good Wash, Plus...</p> <ul style="list-style-type: none">✓ 3-Step Paint Sealant✓ Duck Bath✓ Ultra Shine✓ Wax to Seal <p>... And many more!</p>	 <h2>Good</h2> <p>Unlimited Wash \$22⁹⁹ Per Month</p> <ul style="list-style-type: none">✓ Bug Breakdown✓ Foam Wash✓ Power Blow Dry
---	--	--

Home Tools Receipt-2012-1216-... x

Quick Quack Car Wash
 1380 Lead Hill Blvd #260
 Roseville, California 95661
 United States
 +1 888-772-2792
 info@dontdrivedirty.com

Bill to
 anselmom@cctexas.com

\$35.99 paid on July 21, 2024

Description	Qty	Unit price	Amount
Ceramic 30 Day Subscription Jul 21 – Aug 21, 2024	1	\$35.99	\$35.99
Subtotal			\$35.99
Total			\$35.99
Amount paid			\$35.99

Name	Date modified	Type	Size
✉ Your receipt from Quick Quack Car Wash #2056-5089-0439	1/9/2025 4:27 PM	Outlook Item	662 KB
✉ Your receipt from Quick Quack Car Wash #2068-0231-7960	1/9/2025 4:27 PM	Outlook Item	662 KB
✉ Your receipt from Quick Quack Car Wash #2073-6573-1691	1/9/2025 4:27 PM	Outlook Item	659 KB
✉ Your receipt from Quick Quack Car Wash #2118-0842-4254	1/9/2025 4:27 PM	Outlook Item	667 KB
✉ Your receipt from Quick Quack Car Wash #2158-6389-2794	1/9/2025 4:27 PM	Outlook Item	676 KB
✉ Your receipt from Quick Quack Car Wash #2207-8410-4864	1/9/2025 4:27 PM	Outlook Item	670 KB
✉ Your receipt from Quick Quack Car Wash #2258-8439-9355	1/9/2025 4:27 PM	Outlook Item	679 KB
✉ Your receipt from Quick Quack Car Wash #2291-6807-9997	1/9/2025 4:27 PM	Outlook Item	684 KB
✉ Your receipt from Quick Quack Car Wash #2304-4778-5042	1/9/2025 4:27 PM	Outlook Item	671 KB
✉ Your receipt from Quick Quack Car Wash #2352-1120-3448	1/9/2025 4:27 PM	Outlook Item	670 KB
✉ Your receipt from Quick Quack Car Wash #2361-1554-4116	1/9/2025 4:27 PM	Outlook Item	671 KB
✉ Your receipt from Quick Quack Car Wash #2364-8539-1103 (2)	1/9/2025 4:27 PM	Outlook Item	689 KB
✉ Your receipt from Quick Quack Car Wash #2364-8539-1103	1/9/2025 4:27 PM	Outlook Item	685 KB
✉ Your receipt from Quick Quack Car Wash #2376-1045-0491	1/9/2025 4:27 PM	Outlook Item	670 KB
✉ Your receipt from Quick Quack Car Wash #2422-9688-1316	1/9/2025 4:27 PM	Outlook Item	661 KB
✉ Your receipt from Quick Quack Car Wash #2475-1127-6673	1/9/2025 4:27 PM	Outlook Item	671 KB
✉ Your receipt from Quick Quack Car Wash #2522-8331-6072	1/9/2025 4:27 PM	Outlook Item	678 KB

667 KB

FW: Please add to Contract Manager: Quick Quack Car Wash Agreement 6025



David Thornburg

To: mverdugo@dontdrivedirty.com

Reply Reply All Forward

Wed 8/21/2024 3:42 PM



RE: Changes to agreement for City of Corpus Christi Engineering Car Wash Agmt 6025
Outlook item

Sent: Wednesday, July 31, 2024 2:23 PM

To: Debbie Garza <deborahg@cctexas.com>

Cc: Joseph Johnson <josephj2@cctexas.com>; David Thornburg <DavidTh@cctexas.com>

Subject: Please add to Contract Manager: Quick Quack Car Wash Agreement 6025

Debbie, please update Contract Manager for the attached agreement.

The total should be \$12,402.36 for the year, \$1,033.53 a month.

John DeLaGarza

Buyer - Finance-Procurement

City of Corpus Christi

1201 Leopard St.

Corpus Christi, TX 78401

361-826-3196



Monday, January 27, 2025

Public Comment & Input Form

For City Council Meetings, Board Meetings, & Commission Meetings

To submit a service request, ask a question, report a violation, browse city-required permit forms or access services online, click here:

[Access Online Services](#)

To continue submitting a **written public comment** click Next below.

Public Comment & Input Form

For City Council Meetings, Board Meetings, & Commission Meetings

Date of Meeting Tuesday, January 28, 2025

Name Lowell Gaut

Address 3431 Ocean Dr
Corpus Christi, Texas, 78411

Please select the Board, Committee, or governing body that your comments are directed to:

Are you a resident of Corpus Christi?

What district do you reside in?

Topic Public Library

Agenda Item Number unknown

Comment

I urge you to Please support reappointment of the 4 current Library Board members requesting Reappointment.
Thank you.



Monday, January 27, 2025

Public Comment & Input Form

For City Council Meetings, Board Meetings, & Commission Meetings

To submit a service request, ask a question, report a violation, browse city-required permit forms or access services online, click here:

[Access Online Services](#)

To continue submitting a **written public comment** click Next below.

Public Comment & Input Form

For City Council Meetings, Board Meetings, & Commission Meetings

Date of Meeting Tuesday, January 28, 2025

Name CHERYL MARTINEZ

Address 326 COUNTRY CLUB DRIVE
CORPUS CHRISTI, TX, 78412

Please select the Board, Committee, or governing body that your comments are directed to:

Are you a resident of Corpus Christi?

What district do you reside in?

Topic ANIMAL CONTROL

Agenda Item Number n/a

Comment

I will be at council since animal control has yet to respond to me about the report requested. I also submitted an open records item for a different item weeks ago and have not received it.

Provide an email to receive a copy of your submission. cmmutt70@aol.com



Tuesday, January 28, 2025

Public Comment & Input Form

For City Council Meetings, Board Meetings, & Commission Meetings

To submit a service request, ask a question, report a violation, browse city-required permit forms or access services online, click here:

[Access Online Services](#)

To continue submitting a **written public comment** click Next below.

Public Comment & Input Form

For City Council Meetings, Board Meetings, & Commission Meetings

Date of Meeting Tuesday, January 28, 2025

Name Lisa Gerdes

Address 9841 SPID
Corpus Christi, TX, 78418

Please select the Board, Committee, or governing body that your comments are directed to:

Are you a resident of Corpus Christi?

What district do you reside in?

Topic Emergency Refuge Center

Agenda Item Number 25-0058

Comment

We at Rising Tide Ministries want to thank the Mayor, all city council members and city staff for their hard work in providing the Emergency Refuge Center for our homeless community during the recent freezing weather. It is a huge undertaking to provide for a group of people with diverse needs while at the same time addressing safety and budget concerns. With such a large project and the number of people involved we believe they did a great job.

We have worked with the Mayor, city council and staff over the past 4 years and have found them to be professional and responsive to the needs of the community. On countless occasions we have reached out and received assistance or clarity on an issue.

Through Rising Tide Ministries A Way Home Program, working together with city staff, we were able to send two homeless individuals by Greyhound bus to their families.

We would like to take this opportunity to say thank you for your efforts.

Provide an email to receive a copy of your submission. RisingTideMin@gmail.com



Tuesday, January 28, 2025

Public Comment & Input Form

For City Council Meetings, Board Meetings, & Commission Meetings

To submit a service request, ask a question, report a violation, browse city-required permit forms or access services online, click here:

[Access Online Services](#)

To continue submitting a **written public comment** click Next below.

Public Comment & Input Form

For City Council Meetings, Board Meetings, & Commission Meetings

Date of Meeting

Tuesday, January 28, 2025

Name

Jason Hale

Address

4421 HAMLIN DR
CORPUS CHRISTI, TX, 78411-3059

Please select the Board, Committee, or governing body that your comments are directed to:

City Council

Are you a resident of Corpus Christi?

Yes

What district do you reside in?

District 1

Topic

Drought Contingency Plan

Agenda Item Number

29, file # 24-1126

Comment

Please see attached

Upload supporting images or documents.



City Council Comments January 28thpdf

Provide an email to receive a copy of your submission.

jasonhaletx@gmail.com

January 28th, 2025

Submitted electronically via the City's Public Comment / Input Form

Re: Agenda item 29, file # 24-1126, City's Drought Contingency Plan and ordinance amending City Code of Ordinances Chapter 55, Article XII Water Resource Management sections 55-151,55-152,55-153,55-154

Dear Council Members,

Thank you for taking comments on the newly proposed 2025 Drought Contingency Plan (DCP). The new plan is very different from the 2018 DCP plan, containing numerous changes to restrictions and surcharges. I believe it will take residents a few weeks to fully assess the new plan and I hope you will take our input into consideration.

So far, my main concern is that the new plan fails to minimize the adverse impacts of water supply shortages by putting off significant conservation measures until the water emergency stage, which by then may be too little too late. Compounding this issue, the City of Corpus Christi may not qualify for relief from different state and federal agencies unless we have instituted serious drought measures, leading to a possible lack of help when we need it the most. Given the importance of reliable access to water and its impact on public health, welfare, and safety, I urge Council members to consider the comments below regarding the new plan.

1. Surcharges. Industrial surcharge reductions weaken important conservation incentives

Large volume users make up about 50% of Corpus Christi Water's (CCW) municipal sales and CCW's total sales, making this user group very important in terms of conservation potential. Some of these users participate in the drought exemption fee program which exempts them from some surcharge fees, but not all of them do. The surcharge fees are important because they encourage conservation and make up for lost CCW revenue due to lower sales.

The new plan reduces surcharges for non-exempt large volume water users by at least 51% to 71%, possibly more, and will significantly reduce the incentive for large volume users to conserve water in times of drought. In fact, the new changes are so major, they now put surcharges on par with drought exemption fees, something that has already been a source of contention among residents.

For example, under the 2018 DCP, a non-exempt large volume user who used 12.5 million gallons a day (MGD) and received an 80% allocation during Stage 3 would add ~\$18 million to CCW's revenue through surcharges if they did not reduce their use (Exhibit 2). Under the new plan, CCW would lose out on \$9 million of revenue due to the new surcharge changes for this one example alone.

What's great about the older plan is that it uses tiered pricing that gets higher as more water is used, which encourages the customer to stay close to their allocation (*Section 11(g)(1) 2018 DCP*). Under the new plan, the customer pays a fee of \$2 per thousand gallons, on top of their regular rate, during Stage 3 once they've used more than 12,842,000 gallons for that month (*Section 11(c)(iv) proposed 2025 DCP*). The problem with the flat fee rate is that it becomes less impactful as water rates increase and the value of a dollar declines. A tiered ratio of the customer's water rate, like in the 2018 plan, would be much better than the 2025's whole dollar amount surcharge.

Additionally, given the surcharge reductions in the new plan, the customer in the previous example would actually save money by opting out of the drought exemption program as long as the Stage 3 (and above) conditions only happen one out of every seven years, which has been the case for most, if not all of Corpus Christi's history.

2.Target Reductions. The new DCP will not meet target reductions.

Each stage in the drought plan has a target reduction in water demands / water use; however, the 2025 plan is very unlikely to meet these targets. I recommend the Council to require CCW to budget out how they will meet these targets in order to identify any shortfalls or gaps in the current plan. To my knowledge this hasn't been done yet and it could be very beneficial, especially if it's shared with the public so we can all be on the same page.

For example, according to the Texas Water Development Board's Water Intake records, CCW took in 119 MGD of surface water in 2023 (Exhibit 2). To meet a Stage 3 target reduction of 30%, we would have to reduce our demand by 35.7 MGD. In Corpus, the municipal sales for CCW was 73.8 MGD in 2023, resulting in a needed 22.1 MGD reduction to meet Stage 3 targets (Exhibit 3). That is more than what residents used in 2023. So how can we meet these targets if most of the conservation's heavy lifting is being done by residents? The target reductions are just numbers on a page unless we have a real plan to implement them.

3. Monitoring Conservation. The new DCP has no monitoring provisions to inform the public on the effectiveness of ongoing conservation efforts.

In light of the previous comment, a monthly monitoring report of per capita use would be a great way to demonstrate that everyone's conservation efforts are paying off. I believe it would encourage customers to keep conserving and would put pressure on other user groups who aren't doing their part to conserve when levels are low.

Something simple like a monthly update on last month's per capita use versus the previous year's per capita use during that month would be helpful. For example, if residents used 67 gallons per customer per day (GPCD) in January of 2025, but used 65 GPCD in January of 2024, then that would indicate a need for them to make more serious efforts to reduce use. Since we may be in drought conditions for multiple years, an average GPCD for that month during non-drought years may be a better figure to use for comparisons.

4. Pro Rata Water Allocations. The City is not following the current DCP's pro rata water allocation measures.

Water allocations are a significant conservation measure that encourage reduced use by assigning reduced allocations to treated wholesale customers, based on average use. According to Sections 16.8 and 16.9 of the 2018 and 2025 DCP, pro rata water allocations will begin to be planned during Stage 2 and will be implemented at the onset of Stage 3, based on a percentage set by resolution of the City Council. So far, this has not happened despite Stage 3 being initiated over a month ago on December 16th, 2024. Given the enormous potential to save water when levels are low, I recommend the Council to implement these allocations as soon as possible.

5. Drought Measures. Weak conservation measures will reduce the City's ability to request emergency relief.

The Texas Commission of Environmental Quality (TCEQ) has very specific authority to act to grant emergency relief to water rights holders and water users. However, the executive director of the TCEQ is required to ensure that their actions maximize the beneficial use of water while also minimizing the impacts to affected water rights holders. That means if we want the TCEQ to grant us emergency relief, like making priority calls on water rights in the Nueces watershed, we need to first demonstrate that serious drought measures have been instituted and that the feasibility of alternative conservation solutions have been thoroughly explored (Exhibit 1).

I included a couple of pages from 'Essentials of Texas Water Resources' in Exhibit 1 so you can take a look at the laws and case studies relating to the TCEQ and their role of providing emergency relief during extreme drought. My main concern is that if we wait until the water emergency shortage stage to do meaningful conservation, then we won't be able to demonstrate to the TCEQ that we have taken serious measures to preserve reservoir levels, and we may be denied the critical relief we need when we need it the most.

I believe addressing the issues mentioned above would improve the seriousness of our drought response measures by maintaining the previous non-exempt large volume user surcharges during Stage 3 and 4, and by following our current plan of implementing pro rata water allocations at the onset Stage 3 conditions, while also keeping us on track with monthly updates and identifying flaws in our plan through target reduction audits for each stage of drought. Thank you for your consideration.

Respectfully,
Jason Hale

Exhibit 1

because it falls within the category of planning for response rather than strictly reactionary response.

The role of the office of the governor in responding to drought may be categorized as primarily economic or disaster relief. For the most part, statutes and rules that more specifically affect water rights in a time of drought are within the purview of the TCEQ.

C. The Texas Commission on Environmental Quality

When drought occurs, the TCEQ has very specific authority to act to grant emergency relief to water rights holders and water users. The TCEQ's authority generally arises out of section 5.501 of the Texas Water Code, which provides that the TCEQ may issue a temporary or emergency order that is "mandatory, permissive, or prohibitory" and by such an order "issue a temporary permit or temporarily suspend or amend a permit condition." *See* Tex. Water Code § 5.501(a). The TCEQ has codified procedures for emergency and temporary orders. *See* 30 Tex. Admin. Code ch. 35. With respect to water rights and water use, three specific provisions relate to emergency relief measures that the TCEQ may take.

In a drought emergency, the TCEQ may suspend permit conditions "relating to beneficial inflows to affected bays and estuaries and instream uses if the commission finds that an emergency exists that cannot practicably be resolved in another way." *See* Tex. Water Code §§ 5.506(a), 11.148(a); 30 Tex. Admin. Code § 35.101. In the 80th legislative session, the Texas legislature added section 11.1471 to the Texas Water Code, which requires the TCEQ to establish environmental flow standards for each river basin and bay system in the state. *See* Tex. Water Code § 11.1471. The legislature also included a provision to allow these fresh water inflow set-asides to be made available temporarily for other beneficial uses during an emergency. *See* Tex. Water Code § 5.506(a-1). *See* Chapter 11 of this book for further discussion of environmental flows. Finally, the 2011 legislature added Texas Water Code section 11.053, which clarifies that the executive director has the authority to temporarily suspend or adjust water rights during a period of drought or other emergency shortage of water according to the priority of the water rights. *See* Tex. Water Code § 11.053(a). However, the statute also requires the executive director to ensure that the action will maximize beneficial use of the water; minimize impacts on water rights holders; prevent the waste of water; take into consideration the efforts of the affected water rights holders in developing and implementing water conservation plans and drought contingency plans; and, to the greatest extent practicable, conforms to the order of preferences established by section 11.024 of the Texas Water Code. *See* Tex. Water Code § 11.053(b)(1)–(5).

During a period of drought in 2006, the Lower Colorado River Authority (LCRA) filed an application for an emergency order to suspend the instream flow requirements for its Permit No. 5715. *See* Texas Commission on Environmental Quality, TCEQ Docket No. 2006-1091-WR. If granted, this emergency order would have allowed the LCRA, by reducing its required instream flows, to divert more water out of the Colorado River into the Lometa Reservoir, which supplied LCRA customers in the City of Lometa. The LCRA estimated in July 2006 that the Lometa Reservoir had only ninety to one hundred days of usable water supply. In a July 18, 2006, letter to the LCRA, the executive director of the TCEQ declined the request and, in doing so, commented that the LCRA had implemented only the first stage of its drought contingency plan. The executive director also concluded that because the LCRA had not taken steps to limit nonessential water usage, the LCRA had not shown that there was an "imminent threat to public health, safety, and welfare that overrides the necessity to com-

ply with general procedures for changing a water right.” Essentially, the executive director determined that the LCRA had failed to meet its burden under 30 Texas Administrative Code section 35.101(a)(1) and (2) by not instituting sufficient drought conservation measures and by failing to explore other feasible alternatives.

The LCRA then took its request to the TCEQ commissioners. After several months, the matter was finally resolved when the LCRA withdrew its request for the emergency order in a May 4, 2007, letter to the TCEQ. The LCRA cited an emergency interconnect agreement with the City of Lampasas and higher than average rains in the spring of 2007 as the reasons the emergency situation was abated. Although the commissioners did not have an opportunity to comment on the request for the emergency order, the executive director’s response at least gives guidance to the water rights community that a request for extraordinary emergency relief must be accompanied by a demonstration that serious drought measures have been instituted and the feasibility of alternative solutions has been thoroughly explored. This interpretation by the executive director seems to have been codified in section 11.053 of the Texas Water Code, which was enacted by the 2011 legislature. *See* Tex. Water Code § 11.053.

Although section 11.053 did not take effect until September 1, 2011, the executive director nonetheless received and acted on several priority calls in recent droughts. Section 11.053 seems to codify the executive director’s recent use of authority as demonstrated by recent decisions. On May 18, 2011, the executive director suspended certain junior water rights after a priority call in the Brazos River Basin by DOW Chemical Company. However, the executive director specifically noted “[i]n order to protect public health and welfare, water rights with municipal uses or for power generation have not been suspended. Land owners with property adjacent to the Brazos River may also continue to divert water for domestic and livestock use as part of their inherent riparian rights.” *See* News Release, Texas Commission on Environmental Quality, *TCEQ Restricts Junior Water Rights* (May 18, 2011). Subsequent orders modified or suspended municipal water rights based on factors such as whether the municipality had access to emergency sources of water and whether the municipality had implemented its drought contingency plan. The executive director adopted rules to implement section 11.053 effective May 3, 2012, which codified the executive director’s “public welfare” approach to priority calls. *See* 37 Tex. Reg. 3096 (2012). The adopted rules specifically allow the executive director to determine not to suspend junior water rights “based on public health, safety, and welfare concerns.” 30 Tex. Admin. Code § 36.5(c). However, the Texas Farm Bureau, representing farmers holding junior water rights, sued the TCEQ, challenging a later order that suspended the farmers’ rights, but not municipalities. The court granted plaintiff’s motion for summary judgment, which found the drought curtailment rules to be invalid because they allowed exemption of preferred uses from a curtailment or suspension order and were not in accordance with the priority of water rights system established by Texas Water Code section 11.027. *Texas Farm Bureau v. Texas Commission on Environmental Quality*, No. D-1-GN-12-003937 (53rd Dist. Ct., Travis County, Tex. Jun. 6, 2013). An appeal was filed by the TCEQ.

D. The Texas Water Development Board

The Texas Water Development Board (TWDB) also has some authority to provide water rights-related relief during times of water shortage. Under the storage acquisition fund, the TWDB is authorized to use state treasury dollars for projects “including the design, acquisition,

Exhibit 2

**The City of Corpus Christi's
2025 Drought Exemption Plan**

The 2025 DCP fails to protect public health, safety, and welfare

1. Industrial surcharge reductions weakens important conservation incentives
2. New DCP will not meet target reductions
3. New DCP has no monitoring provision to inform public on efficacy of conservation efforts
4. The City is not following the current DCP's pro rata water allocation measures
5. Weak conservation measures reduces the City's ability to request emergency relief

2018 DCP Industrial Surcharges (1/2)

1. Industrial surcharge reductions weakens important conservation incentives

A.	Normal Use	12.5	MGD
	Drought Allocation	80%	
	Drought Allocation Total	10	MGD

B.	Block Rates¹		
	<5%	3	times the regular water rate
	5 to 10%	6	
	10 to 15%	9	
	> 15%	12	

C.	Wholesale Rate	\$3.94	per thousand gallons
	First Block	\$5,910	per day
	Second Block	\$11,820	
	Third Block	\$17,730	
	Fourth Block	\$23,640	

¹ Section 11(g)(1) of the 2018 Drought Contingency Plan

2018 DCP Industrial Surcharges (2/2)

1. Industrial surcharge reductions weakens important conservation incentives

D.	Estimated Surcharges for no change in use scenario	
	Daily Surcharge Total	\$49,250
	Yearly Surcharge Total	\$17,976,250

E.	Changes in costs	
	Normal Charge (pre-allocation)	\$49,250
	New Charge (base + surcharges)	\$98,500
	Change in Costs	100%

F.	Drought Exemption Fees	
	Drought exemption fee (per thousand gallons)	0.31
	Daily Total	\$3,875
	Yearly Total	\$1,414,375

2025 DCP Industrial Surcharges (1/2)

1. Industrial surcharge reductions weakens important conservation incentives

A.	Normal Use	12.5	MGD
	Drought Allocation	100%	
	Drought Allocation Total	12.5	MGD

B. *	Surcharge amount ¹		
	Over 0.43 MGD	\$2.00	per thousand gallons

C. *	Wholesale Rate	\$3.94	per thousand gallons
	First Block (below 0.43 MGD)	\$1,694	per day
	Second Block (above 0.43 MGD)	\$71,696	per day

¹ Section 11(c)(iv) of the proposed 2025 Drought Contingency Plan

2025 DCP Industrial Surcharges (2/2)

1. Industrial surcharge reductions weakens important conservation incentives

D.*	Estimated Surcharges for no change in use scenario	
	Daily Surcharge Total	\$24,140
	Yearly Surcharge Total	\$8,811,100

E. *	Changes in costs	
	Normal Charge (pre-allocation)	\$49,250
	New Charge (base + surcharges)	\$73,390
	Change in Costs	49%

F.	Drought Exemption Fees	
	Drought exemption fee (per thousand gallons)	0.31
	Daily Total	\$3,875
	Yearly Total	\$1,414,375

DCP Industrial Surcharges: 2018 plan vs 2025 plan

1. Industrial surcharge reductions weakens important conservation incentives

Water Cost Increase due to surcharges (non-exempt large volume users assuming normal use during 80% allocation)		
	12.5 MGD scenario	1 MGD scenario
2018 DCP	100%	80%
2025 DCP	49%	29%

Target Reductions

2. New DCP will not meet target reductions

Stage 3 reduction is 30%

- CCW total intake
 - was 119 MGD for 2023 (TWDB) and
 - needs a 35.7 MGD reduction in demand to meet 30% target.
- CCW Municipal Sales
 - were 73.8 MGD for 2023 (TWDB) and
 - needs a 22.1 MGD reduction in demand to meet 30% target.

CCW Intake (TWDB)	2023 (MGD)
Lake Texana	35.2
Colorado River	7.0
Choke Canyon Reservoir	18.6
Lake Corpus Christi	57.8
Total	119

Monitoring Conservation

3. New DCP has no monitoring provision to inform public on efficacy of conservation efforts

- How do we know if conservation efforts are effective?
- Monthly reports on per capita use would demonstrate response effectiveness
 - Could be broken up by user group (residential, commercial, industrial, etc.)

CCW Municipal Water Sales (TWDB)			
User Group	2022 (GPCD)	2023 (GPCD)	Change in use
Residential	65	67	3.41%
Industrial	99	108	9.46%
Commercial & Institutional	37	42	12.72%
Water Loss <i>(not in total sales)</i>	4.7	5.4	14.89%
Total	201	217	8.10%

Pro Rata Water Allocations

4. The City is not following the current DCP's pro rata water allocation measures

Section 16.9 of the DCP

- A raw water or wholesale treated water customer's monthly allocation shall be a percentage of the customer's water usage baseline.
- The percentage will be set by resolution of the City Council based on the City Manager's assessment of the severity of the water shortage condition and the need to curtail water diversions and deliveries...

Section 16.8 of the DCP

- Stage 2: Begin pro rata allocation planning
- Stage 3: Initiate pro rata curtailment

Drought measures

5. Weak conservation measures reduces the City's ability to request emergency relief

- Texas Water Code section 11.053 clarifies “that the executive director of the TCEQ has the authority to temporarily suspend or adjust water rights during a period of drought or other emergency shortage of water according to the priority of the water rights”.¹
- In 2006, the LCRA requested an emergency order to divert more water into their Lometa Reservoir. The executive director denied the order after determining the LCRA had “failed to meet its burden under 30 Texas Administrative Code section 35.101(a)(1) and (2) by not instituting sufficient drought conservation measures and by failing to explore other feasible alternatives”.¹

¹. Mary K. Sahs, Essentials of Texas Water Resources, Drought Planning and Response, 2014

Exhibit 3

All data in this sheet is from CCW's TWDB Water Conservation Reports

Corpus Christi Water Department					
TWDB Water Conservation Reports					
(in gallons per year)					
	2019	2020	2021	2022	2023
Residential Population	326,554	326,000	327,673	317,863	314,204
Total Water Loss (gal)	1,770,594,834	173,781,240	1,044,244,942	1,727,027,086	1,980,503,072
Residential Use (gal)	7,041,510,000	7,439,070,640	8,017,726,000	7,526,000,000	7,693,000,000
Total Municipal Sales	23,980,034,792	22,779,357,780	25,485,482,363	25,122,480,263	26,938,743,072
Gallons Conserved	20,000	0	25,000	30,000	135,000
Gallons Recycled/Reused	273,000	0	0	0	125,000
Residential - Single Family (gal)	5,651,209,000	6,013,530,333	5,723,642,000	5,971,000,000	6,026,000,000
Residential - Multi-family (gal)	1,390,301,000	1,425,540,307	2,294,084,000	1,555,000,000	1,667,000,000
Industrial	10,875,600,000	11,192,854,254	12,096,031,000	11,500,000,000	12,443,000,000
Commercial	3,336,177,000	3,140,036,697	3,273,853,000	3,364,000,000	3,829,000,000
Institutional	785,524,000	717,169,863	677,565,000	908,000,000	931,000,000

Corpus Christi Water Department					
TWDB Water Conservation Reports					
(in million gallons per day)					
	2019	2020	2021	2022	2023
Residential Population	326,554	326,000	327,673	317,863	314,204
Total Water Loss	4.9	0.5	2.9	4.7	5.4
Residential Use	19.3	20.4	22.0	20.6	21.1
Total Municipal Sales	65.7	62.4	69.8	68.8	73.8
Gallons Conserved	0.0	0.0	0.0	0.0	0.0
Gallons Recycled/Reused	0.0	0.0	0.0	0.0	0.0
Residential - Single Family (gal)	15.5	16.5	15.7	16.4	16.5
Residential - Multi-family (gal)	3.8	3.9	6.3	4.3	4.6
Industrial	29.8	30.7	33.1	31.5	34.1
Commercial	9.1	8.6	9.0	9.2	10.5
Institutional	2.2	2.0	1.9	2.5	2.6

Stats					
	2019	2020	2021	2022	2023
Number of industrial connections	27	28	26	20	20
Number of commercial conecction	7612	8402	6888	6920	6920
Number of institutional connectio	1245	994	973	986	995
	2019	2020	2021	2022	2023
Resident GPCD	59	63	67	65	67
Industrial GPCD	91	94	101	99	108
Other GPCD	35	32	33	37	42
Total GPCD	185	189	201	201	217
Residential Percentage	32%	33%	33%	32%	31%



Tuesday, January 28, 2025

Public Comment & Input Form

For City Council Meetings, Board Meetings, & Commission Meetings

To submit a service request, ask a question, report a violation, browse city-required permit forms or access services online, click here:

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To continue submitting a **written public comment** click Next below.

Public Comment & Input Form

For City Council Meetings, Board Meetings, & Commission Meetings

Date of Meeting Tuesday, January 28, 2025

Name Alexandra Flucke

Address 729 Sam Street
Corpus Christi, Texas, 78412

Please select the Board, Committee, or governing body that your comments are directed to:

Are you a resident of Corpus Christi?

What district do you reside in?

Topic Library Board Appointments

Agenda Item Number 4

Comment

My name is Alex Flucke and I live in District 2. I am writing to advocate for the reappointment of Jennifer Anderson, Carroll Matthews, Dora Wilburn, and Alice Upshaw Hawkins to the Advisory Library Board. All four of these board members have shown that they are more than qualified to continue in their positions. They all support the mission of our public libraries to improve literacy, enhance knowledge and create a sense of community by making information easily accessible to the Corpus Christi area. It would be a mistake for city council members to repeat what happened the last time positions on this board were filled. Over the last year some board members have worked to silence and remove diverse perspectives from our public libraries. At the same time, Jennifer Anderson, Carroll Matthews, Dora Wilburn, and Alice Upshaw Hawkins have worked to support the mission of our libraries while treating library staff with respect as experts in their field.

Provide an email to receive a copy of your submission. alexandra@tfn.org



Tuesday, January 28, 2025

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Public Comment & Input Form

For City Council Meetings, Board Meetings, & Commission Meetings

Date of Meeting Tuesday, January 28, 2025

Name Maggie Peacock

Address 4407 SE 28th Ave
Portland, OR, 97202

Please select the Board, Committee, or governing body that your comments are directed to:

City Council

Are you a resident of Corpus Christi?

No

Topic Desalination

Agenda Item Number item 30

Comment

I am in favor of Item 30, which allows the city council to schedule a Public Alternative Water Supply Workshop. Community members deserve to know alternatives, as desalination world skyrocket resident's water rates AND kill the gorgeous Corpus Christi Bay.

Speaking of keeping information from residents, I am also speaking against Item 29, which prioritizes industry over the people. Industry is already exacerbating the climate crisis and drought conditions in the Coastal Bend, perpetuating an artificial demand for desalination.

To the new city council -- please take this opportunity to prioritize people and planet over profits and pollution.

Provide an email to receive a copy of your submission. maggiegpeacock@gmail.com



Tuesday, January 28, 2025

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Public Comment & Input Form

For City Council Meetings, Board Meetings, & Commission Meetings

Date of Meeting	Tuesday, January 28, 2025
Name	Amanda Breland
Address	Leopard St Corpus Christi, TX, 78410
Please select the Board, Committee, or governing body that your comments are directed to:	<input type="button" value="City Council"/>
Are you a resident of Corpus Christi?	<input type="button" value="Yes"/>
What district do you reside in?	<input type="button" value="District 1"/>
Topic	Desalination and Library Board
Agenda Item Number	3. 25-0061; 30. 25-0111

Comment

Hi!

I'm going to make this quick as I have to get to work. I would like to call on my city council rep Everette Roy to grow a backbone and not allow these christian extremists to sit on the library board and control what is in our libraries. These public libraries are for EVERYONE. Book bans are one of the first steps into fascism. Go to the library and check out a history book if you don't believe that.

Also, i believe it would be in the best interest of this city for the city council members to have a presentation of the effects desalination will have on our bay as well as our city as a whole. It would be idiotic to oppose this.

Thanks!

Provide an email to receive a copy of your submission. amkbre@gmail.com