

**Ordinance authorizing two amendments to the service agreement with Sec-Ops, Inc. for citywide security guard services for an amount not to exceed \$230,114.40, Amendment No. 3 for additional services in an amount not to exceed \$91,980.00 for Solid Waste's J.C. Elliott Transfer Station and Amendment No. 4 for additional services in an amount not to exceed \$138,134.40 for security at Cole Park; ratifying the effective date of Amendment No. 3 to October 25, 2021, with FY 2022 funding from the General Fund, and the effective date of Amendment No. 4 to March 1, 2022; and appropriating \$138,134.40 from the State Hotel Occupancy Tax Fund balance for 24-hour security guard services at Cole Park, including the Cole Park Pier.**

**WHEREAS**, the City entered into Service Agreement No. 2436 on October 16, 2019, for citywide security guard services with a three-year term ("Agreement");

**WHEREAS**, City staff intended to enter into Amendment No. 3 to the Agreement on October 25, 2021, for additional security guard services at Solid Waste facilities in the amount of \$91,980.00;

**WHEREAS**, additional services are needed for Cole Park and for library facilities with a service date beginning on March 1, 2022;

**WHEREAS**, the new Cole Park Pier opened on December 17, 2021, and experienced vandalism shortly thereafter;

**WHEREAS**, the Cole Park Pier is located along the bay shores owned by the City of Corpus Christi ("City") and is a valuable asset to the City's Bayshore;

**WHEREAS**, the City is authorized to use State Hotel Occupancy Tax ("SHOT") funds to "clean and maintain bay shores owned by that municipality or leased by that municipality from this state" in accordance with Sec. 156.2512 of the Texas Tax Code;

**WHEREAS**, the definition of "clean and maintain" for purposes of SHOT use includes "supervision and elimination of ... safety conditions that would pose a threat to personal health or safety if not removed or otherwise corrected" as defined by Sec. 61.063 of the Texas Natural Resources Code;

**WHEREAS**, the duties of the Security Guard contractor will include supervision and elimination of safety conditions on the Cole Park Pier that would pose a threat to the safety of the City's residents and visitor if not corrected; and

**WHEREAS**, the City Council of the City believes that it is in the best interests of the residents of the City to use SHOT funds for this purpose to protect the public health and safety of the City's residents along the bay shores owned by the City.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF CORPUS CHRISTI, TEXAS:**

**SECTION 1.** The City Council specifically finds that the foregoing statements included in the preamble of this ordinance are true and correct and adopts such findings for all intents and purposes related to the authorization of this ordinance.

**SECTION 2.** That funds in the amount of \$138,134.40 are appropriated from the unreserved fund balance of the SHOT Fund No. 1032 to increase security presence at Cole Park as a method of cleaning and maintaining the bay shores owned by the City.

**SECTION 3.** That the FY2021-22 Operating Budget adopted by Ordinance No. 032539 is amended to increase expenditures by \$138,134.40.

**SECTION 4.** That Amendment No. 3 to the Agreement is hereby authorized with an effective date ratified back to October 25, 2021.

**SECTION 5.** That the City Manager or designee is authorized to execute all documents necessary to enter into Amendment No. 4 to the Agreement for additional services for Cole Park in the amount of \$138,134.40 with an effective date ratified back to March 1, 2022.

That the foregoing ordinance was read for the first time and passed to its second reading on this the \_\_\_\_\_ day of \_\_\_\_\_, 2022, by the following vote:

Paulette M. Guajardo \_\_\_\_\_

John Martinez \_\_\_\_\_

Roland Barrera \_\_\_\_\_

Ben Molina \_\_\_\_\_

Gil Hernandez \_\_\_\_\_

Mike Pusley \_\_\_\_\_

Michael Hunter \_\_\_\_\_

Greg Smith \_\_\_\_\_

Billy Lerma \_\_\_\_\_

That the foregoing ordinance was read for the second time and passed finally on this the \_\_\_\_\_ day of \_\_\_\_\_ 2022, by the following vote:

Paulette M. Guajardo \_\_\_\_\_

John Martinez \_\_\_\_\_

Roland Barrera \_\_\_\_\_

Ben Molina \_\_\_\_\_

Gil Hernandez \_\_\_\_\_

Mike Pusley \_\_\_\_\_

Michael Hunter \_\_\_\_\_

Greg Smith \_\_\_\_\_

Billy Lerma \_\_\_\_\_

PASSED AND APPROVED on this the \_\_\_\_\_ day of \_\_\_\_\_, 2022.

ATTEST:

\_\_\_\_\_  
Rebecca Huerta  
City Secretary

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Paulette M. Guajardo  
Mayor