



Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final-revised

City Council

Tuesday, September 27, 2016

11:30 AM

Council Chambers

Public Notice - - THE USE OF CELLULAR PHONES AND SOUND ACTIVATED PAGERS ARE PROHIBITED IN THE CITY COUNCIL CHAMBERS DURING MEETINGS OF THE CITY COUNCIL.

Members of the audience will be provided an opportunity to address the Council at approximately 12:00 p.m., or the end of the Council Meeting, whichever is earlier. Please speak into the microphone located at the podium and state your name and address. Your presentation will be limited to three minutes. If you have a petition or other information pertaining to your subject, please present it to the City Secretary.

Si Usted desea dirigirse al Concilio y cree que su inglés es limitado, habrá un intérprete inglés-español en todas las juntas del Concilio para ayudarle.

Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services are requested to contact the City Secretary's office (at 361-826-3105) at least 48 hours in advance so that appropriate arrangements can be made.

- A. Mayor Nelda Martinez to call the meeting to order.**
- B. Invocation to be given by Rabbi Emeritus Kenneth Roseman, Congregation Beth Israel.**
- C. Pledge of Allegiance to the Flag of the United States to be led by Arlena Sones, City Auditor.**
- D. City Secretary Rebecca Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
 - 1. [16-1151](#)** Proclamation declaring October 4, 2016, "National Night Out".
Proclamation declaring October 8, 2016, "Corpus Christi Out of the Darkness Walk".
Proclamation declaring October 9-15, 2016, "National Fire Prevention Week".
Proclamation declaring October 2016, "Wildlife in Focus Month".
Swearing-in ceremony for newly appointed Board, Commission and Committee members.

- F. PUBLIC COMMENT FROM THE AUDIENCE ON MATTERS NOT SCHEDULED ON THE AGENDA WILL BE HEARD AT APPROXIMATELY 12:00 P.M. PLEASE LIMIT PRESENTATIONS TO THREE MINUTES. A recording is made of the meeting; therefore, please speak into the microphone located at the podium and state your name and address. If you choose to speak during this public comment period regarding an item on the agenda, you may do so. You will not be allowed to speak again, however, when the Council is considering the item. If you have a petition or other information pertaining to your subject, please present it to the City Secretary.**

PLEASE BE ADVISED THAT THE OPEN MEETINGS ACT PROHIBITS THE CITY COUNCIL FROM RESPONDING AND DISCUSSING YOUR COMMENTS AT LENGTH. THE LAW ONLY AUTHORIZES THEM TO DO THE FOLLOWING:

- 1. MAKE A STATEMENT OF FACTUAL INFORMATION.**
- 2. RECITE AN EXISTING POLICY IN RESPONSE TO THE INQUIRY.**
- 3. ADVISE THE CITIZEN THAT THIS SUBJECT WILL BE PLACED ON AN AGENDA AT A LATER DATE.**

PER CITY COUNCIL POLICY, NO COUNCIL MEMBER, STAFF PERSON, OR MEMBERS OF THE AUDIENCE SHALL BERATE, EMBARRASS, ACCUSE, OR SHOW ANY PERSONAL DISRESPECT FOR ANY MEMBER OF THE STAFF, COUNCIL MEMBERS, OR THE PUBLIC AT ANY COUNCIL MEETING. THIS POLICY IS NOT MEANT TO RESTRAIN A CITIZEN'S FIRST AMENDMENT RIGHTS.

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

- a. OTHER**

H. MINUTES:

- 2. [16-1149](#) Regular Meeting of September 20, 2016**

I. BOARD & COMMITTEE APPOINTMENTS:

- 3. [16-1152](#)** Arts and Cultural Commission
Committee for Persons with Disabilities
Community Youth Development (78415) Program Steering Committee
Corpus Christi Downtown Management District
Mayor's Fitness Council
Oil and Gas Advisory Committee
Parking Advisory Committee
Senior Companion Program Advisory Committee
Sister City Committee
Transportation Advisory Commission
Water Resources Advisory Committee

J. EXPLANATION OF COUNCIL ACTION:

For administrative convenience, certain of the agenda items are listed as motions, resolutions, or ordinances. If deemed appropriate, the City Council will use a different method of adoption from the one listed; may finally pass an ordinance by adopting it as an emergency measure rather than a two reading ordinance; or may modify the action specified. A motion to reconsider may be made at this meeting or a vote at the last regular, or a subsequent special meeting; such agendas are incorporated herein for reconsideration and action on any reconsidered item.

K. CONSENT AGENDA: (ITEMS 4 - 33)

NOTICE TO THE PUBLIC: The following items are consent motions, resolutions, and ordinances of a routine or administrative nature. The Council has been furnished with background and support material on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Council Member or a citizen, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.

4. [16-1144](#) Resolution to submit a proposal for the FY2016-2017 Community Youth Development Program

Resolution authorizing the City Manager to submit a proposal to the Texas Health and Human Services Commission for the Community Youth Development Program.

Sponsors: Parks and Recreation Department

5. [16-1077](#) Purchase of ammunition for the Police Department

Motion approving the purchase of ammunition from Precision Delta, of Ruleville, Mississippi and GT Distributors, Inc., of Austin, Texas for a total amount of \$74,732.40. The award is based on the cooperative purchasing agreement with Texas Local Government Purchasing Cooperative, dba BuyBoard.

| | | |
|-----------------------|------------------------|--------------------|
| Precision Delta | .40 caliber ammunition | \$24,960.00 |
| GT Distributors, Inc. | .223 rifle ammunition | <u>\$49,772.40</u> |
| | Total | \$74,732.40 |

Sponsors: Police Department and Purchasing Division

6. [16-1082](#) Resolution authorizing the purchase of Handheld Ticket Writers, Printers and Components for the Police Department

Resolution authorizing the City Manager, or designee, to purchase handheld ticket writers, related components, and licenses for Police Department vehicles from Tyler Technologies, of Dallas, Texas, for a total cost of \$81,252.00 with funding available in the FY2015-2016 Crime Control and Prevention District Fund, and additionally authorizing payment and continual renewal of necessary software licenses in an

amount not to exceed \$25,000.00 annually, subject to budget approval and sufficient future appropriations.

Sponsors: Police Department and Purchasing Division

7. [16-1066](#) Purchase of playground equipment and installation for Parker Park (Bond 2012)

Motion approving the purchase of playground equipment and installation for Parker Park from T.F. Harper & Associates LP, of Austin, Texas for a total amount not to exceed \$157,794.00. The award is based on the cooperative purchasing agreement with Texas Local Government Purchasing Cooperative, dba BuyBoard. Funding for this purchase is from Bond 2012 for Parker Park funds and FY 2015-2016 Community Enrichment funds.

Sponsors: Parks and Recreation Department and Purchasing Division

8. [16-1065](#) **Purchase of two Ford Transit Cargo Vans for the Police Department**

Motion approving the purchase of two Ford Transit Cargo Vans from Caldwell Country Ford, of Caldwell, Texas for a total amount of \$96,381.06. The award is based on the cooperative purchasing agreement with Texas Local Government Purchasing Cooperative, dba BuyBoard. Funds have been set aside by Fleet Maintenance Service in FY15-16.

Sponsors: Fleet Maintenance Services, Police Department and Purchasing Division

9. [16-1083](#) Purchase of six 2017 Ford Fusions for the Fire Department

Motion approving the purchase of six 2017 Ford Fusions from Caldwell Country Ford, of Caldwell, Texas for a total amount of \$151,617.10. The award is based on the cooperative purchasing agreement with Texas Local Government Purchasing Cooperative, dba BuyBoard.

Sponsors: Fleet Maintenance Services, Fire Department and Purchasing Division

10. [16-1084](#) **Lease-Purchase of two Slope Tractor Mowers for the Parks and Recreation Department**

Motion approving the lease-purchase of two Slope Tractor Mowers from Alamo Industrial, of Seguin, Texas for a total amount of \$365,600.00. \$51,000.00 will be paid out of FY2015-2016 funds, leaving \$314,600.00 to be lease-purchased with allowing interest of \$23,706.00 for a total not to exceed \$389,306.00. The award is based on the cooperative purchasing agreement with Texas Local Government Purchasing Cooperative, dba BuyBoard.

Two Slope Tractor Mowers
Total Non-financed: \$51,000.00

| | |
|-------------------------------------|--------------------|
| Total Lease-Purchase: | \$314,600.00 |
| Total Allowable Interest for Lease: | <u>\$23,706.00</u> |
| Not To Exceed Grand Total: | \$389,306.00 |

Sponsors: Fleet Maintenance Services, Parks and Recreation Department and Purchasing Division

11. [16-1101](#) **Purchase of four John Deere Mowers for the Parks and Recreation Department**

Motion approving the purchase of four John Deere Mowers from Deere and Company, of Cary, North Carolina, for a total amount of \$73,319.40. The award is based on the cooperative purchasing agreement with Texas Local Government Purchasing Cooperative, dba BuyBoard.

Sponsors: Fleet Maintenance Services, Parks and Recreation Department and Purchasing Division

12. [16-1078](#) **Purchase of one Truck Mounted Excavator for Utilities and Streets Operations**

Motion approving the purchase of one Truck Mounted Excavator from Waukesha-Pearce Industries Inc., of Corpus Christi, Texas for a total amount of \$311,357.98. The award is based on the cooperative purchasing agreement with Texas Local Government Purchasing Cooperative, dba BuyBoard.

Sponsors: Fleet Maintenance Services, Office of Public Utilities, Street Department and Purchasing Division

13. [16-1080](#) **Purchase of 15 Vehicles for Utilities and Street Operations**

Motion approving the purchase of 15 vehicles from Caldwell Country Automotive, of Caldwell, Texas for a total amount of \$461,870.00. The award is based on the cooperative purchasing agreement with the Texas Local Government Purchasing Cooperative, dba Buyboard. Funds for the purchase of the vehicles have been budgeted in FY 2015-2016.

Sponsors: Fleet Maintenance Services, Street Department, Office of Public Utilities and Purchasing Division

14. [16-1058](#) **Purchase of one 2016 Self-Propelled Chipspreader for Street Operations**

Motion approving the purchase of one 2016 Etnyre Self-Propelled Chipspreader from Cooper Equipment Company, of San Antonio, Texas for a total amount of \$282,633.00. The award is based on the cooperative purchasing agreement with Texas Local Government Purchasing Cooperative, dba BuyBoard.

Sponsors: Fleet Maintenance Services, Street Department and Purchasing Division

15. [16-1057](#) **Purchase of one Deere 410L, Backhoe with a Jackhammer for Street Operations**

Motion approving the purchase of one Deere 410L, Backhoe with a Jackhammer from Doggett Heavy Machinery Services LTD., of Corpus Christi, Texas for a total amount of \$100,673.00. The award is based on the cooperative purchasing agreement with Texas Local Government Purchasing Cooperative, dba BuyBoard.

Sponsors: Fleet Maintenance Services, Street Department and Purchasing Division

16. [16-1041](#) **Lease-Purchase of two Truck Mounted Excavators for Storm Water Department**

Motion approving the lease-purchase of two Truck Mounted Excavators from Waukesha-Pearce Industries Inc., of Corpus Christi, Texas for a total amount not to exceed \$735,750.04. The award is based on the cooperative purchasing agreement with Texas Local Government Purchasing Cooperative (TLGPC), dba BuyBoard.

| | |
|-------------------------------------|--------------------|
| Total Lease-Purchase Price: | \$690,478.26 |
| Total Allowable Interest for Lease: | <u>\$45,271.78</u> |
| Grand Total: | \$735,750.04 |

Sponsors: Fleet Maintenance Services, Storm Water Department and Purchasing Division

17. [16-1081](#) **Purchase of one Deere 524K, Front End Loader for the Storm Water Department**

Motion approving the purchase of one Deere 524K, Front End Loader from Doggett Heavy Machinery Services LTD., of Corpus Christi, Texas for a total amount of \$119,882.00. The award is based on the cooperative purchasing agreement with Texas Local Government Purchasing Cooperative, dba BuyBoard.

Sponsors: Fleet Maintenance Services, Storm Water Department and Purchasing Division

18. [16-1095](#) **Purchase of Vehicle Alignment Equipment for Fleet Maintenance Services**

Motion approving the purchase of Vehicle Alignment Equipment from Mohawk Resources LTD, of Amsterdam, New York for a total amount of \$56,167.93. The award is based on the cooperative purchasing agreement with Houston-Galveston Area Council. Funds have been set aside by Fleet Maintenance Services in FY15-16.

Sponsors: Fleet Maintenance Services and Purchasing Division

19. [16-0624](#) **Engineering Design Contract for Elevated Water Storage Tanks - Citywide (Alternative Capacity Requirement Implementation)**

Motion authorizing the City Manager or designee to execute an Engineering Design contract with LNV, Inc. of Corpus Christi, Texas in the amount of \$672,034 for the Elevated Water Storage Tanks - Citywide (Alternative Capacity Requirement Implementation) for design, bid and construction phase services.

Sponsors: Engineering Services and Water Utilities Department

20. [16-1117](#) **Engineering Services for Street Preventative Maintenance Program (SPMP) for FY 2016-2017**

Motion authorizing the City Manager, or designee, to execute a construction materials testing agreement with Rock Engineering of Corpus Christi, Texas for \$98,035 and professional services contract with LNV, Inc. of Corpus Christi, Texas in the amount of \$676,269 for 2016 and 2017 projects in the *Citywide Street Preventative Maintenance Program*. (SPMP)

Sponsors: Street Department and Engineering Services

21. [16-1146](#) **Resolution approving a service agreement for Police and Municipal Court Parking Lot Improvements Phase 2**

Resolution authorizing the City Manager, or designee, to execute a service agreement with Total Protection, of Corpus Christi, to furnish and install access control gates for the parking area at the Police and Municipal Court Building for a not to exceed amount of \$114,543.32, with funding available in the FY2015-2016 General Fund and Facilities/Property Mgmt Fund.

Sponsors: Engineering Services, Police Department, Facilities Management Services and Purchasing Division

22. [16-0934](#) **Purchase of one DRI-Rime CD300M Electric Pump and one 200 HP Variable Frequency Drive for O.N. Stevens Water Treatment Plant**

Motion approving the purchase of one DRI-Prime CD300M Electric Pump and one 200 HP Variable Frequency Drive from Godwin Pumps of Corpus Christi, Texas for a total amount not to exceed \$88,299.45. The award is based on the cooperative purchasing agreement with the Houston-Galveston Area Council (H-GAC). Funds have been set aside by the Water Department in FY2015-2016.

| | |
|--------------------------------|---------------------------------|
| DRI-Prime CD300M Electric Pump | 200 HP Variable Frequency Drive |
| \$54,969.20 | \$30,930.25 |

Purchase Price: \$85,899.45
Inbound Freight: \$2,400.00

Total Amount: \$88,299.45

Sponsors: Water Utilities Department and Purchasing Division

23. [16-1108](#) One Year Microsoft Office License Subscription Purchase

Motion authorizing the City Manager, or designee, to execute a one-year Microsoft Office E3 license subscription with Software House International (DIR-SDD-2503) for \$133,747.20.

Sponsors: Information Technology Services

24. [16-1027](#) Passenger Facility Charge (PFC) Application No.3 for Runway Extension and Taxiway Project Grant

Motion authorizing the City Manager or designee to submit Passenger Facility Charge (PFC) Application No.3 to the Federal Aviation Administration to allow for reimbursement of \$9.3 million dollars in airport operating funds used to match Runway Extension and Taxiway Project grant monies.

Sponsors: Aviation Department

25. [16-1025](#) Interlocal Agreement for the development of a Regional Hazard Mitigation Plan

Motion authorizing the City Manager or designee to execute an Interlocal Agreement between the City, Nueces County and other participating local governments for the development of a Regional Hazard Mitigation Plan with a financial commitment not to exceed \$6,500 for the development of the plan.

Sponsors: Intergovernmental Relations

26. [16-1063](#) Second Reading Ordinance - Rezoning property located at 1617 Paul Jones Avenue (1st Reading 9/20/16)

Case No. 0816-04 MBA-Mi Mundo Daycare, LLC: A change in zoning from the "RS-6" Single-Family 6 District to the "CN-1" Neighborhood Commercial District in reference to Peary Place Annex "D", located on the west side of Paul Jones Avenue between Brittany Drive and Argonne Drive.

Planning Commission and Staff Recommendation (August 24, 2016): Approval of the rezoning from the "RS-6" Single-Family 6 District to the "CN-1" Neighborhood Commercial District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by MBA-Mi Mundo Daycare, LLC, on behalf of BAPS Corpus Christi, LLC ("Owner") by changing the UDC Zoning Map in reference to Peary Place Annex "D", from the "RS-6" Single-Family 6 District to the

“CN-1” Neighborhood Commercial District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Sponsors: Development Services

27. [16-1064](#) **Second Reading Ordinance - Rezoning property located at 3113 S. Port Avenue (1st Reading 9/20/16)**

Case No. 0816-01 Maria G. Lopez: A change in zoning from the “RS-6” Single-Family 6 District to the “CN-1” Neighborhood Commercial District in reference to a 0.037 acre tract of land, described as the remainder of lot 2, Block 6 of the San Diego Addition Unit 1, located on the east side of Niagara Street between Guadalupe Street and Nogales Street.

Planning Commission and Staff Recommendation (August 24, 2016): Approval of the change of zoning from the “RS-6” Single-Family 6 District to the “CN-1” Neighborhood Commercial District.

Ordinance:

Ordinance amending the Unified Development Code (“UDC”), upon application by Maria G. Lopez (“Owner”), by changing the UDC Zoning Map in reference to a 0.037 acre tract of land, described as being the remainder Lot 2, Block 6 of the San Diego Addition Unit 1, from the “RS-6” Single-Family 6 District to the “CN-1” Neighborhood Commercial District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Sponsors: Development Services

28. [16-1079](#) **Second Reading Ordinance - Rezoning property located at 5702 Corsica Road (1st Reading 9/20/16)**

Case No. 0716-06 Corner Strong, Ltd.: A change of zoning from the “CN-1” Neighborhood Commercial District and “CG-2” General Commercial District to the “CG-2” General Commercial District. The property is described as being a 4.99-acre tract of land of which 4.52 acres is out of Lots 17, 18, 31 and 32, Section 11, Flour Bluff and Encinal Farm Garden Tracts and 0.47 acres is out of Lot 11, Block 2, Barclay Grove Unit 11, located on the east side of South Staples Street (FM 2444) between Corsica Road and Timbergate Drive.

Planning Commission and Staff Recommendation (August 24, 2016): Denial of the change of zoning from the “CN-1” Neighborhood Commercial District and the “CG-2” General Commercial District to the “CG-2” General Commercial District, and, in lieu thereof, approval of the “CN-1/SP” Neighborhood Commercial District with a Special Permit, subject to the Owner complying with eleven (11) conditions and the conceptual site plan.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Corner Strong, Ltd ("Owner"), by changing the UDC Zoning Map in reference to a 4.99-acre tract of land of which 4.52 acres is out of Lots 17, 18, 31 and 32, Section 11, Flour Bluff and Encinal Farm Garden Tracts and 0.47 acres is out of Lot 11, Block 2, Barclay Grove Unit 11, from the "CN-1" Neighborhood Commercial District and "CG-2" General Commercial District to the "CN-1/SP" Neighborhood Commercial District with a Special Permit; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Sponsors: Development Services

29. [16-1104](#) **Second Reading Ordinance - Accepting and appropriating the Victims Of Crime Act (VOCA) Outreach Program (1st Reading 9/20/16)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant from the State of Texas, Criminal Justice Division in the amount of \$179,149.24 to continue the Victims of Crime Act (VOCA) Outreach Program within the Police Department with a City match of \$21,340 and an in-kind match of \$40,480 from the No. 1020 Police General Fund; appropriating the \$179,149.24 in the No. 1061 Police Grants Fund for the VOCA Outreach grant in the Police Department; and authorizing the transfer of \$21,340 from the No. 1020 General Fund to the No. 1061 Police Grants Fund and appropriating the same for a total project cost of \$240,969.24.

Sponsors: Police Department

30. [16-1097](#) **Second Reading Ordinance - Amending City Code regarding Employee Health Plan (1st Reading 9/20/16)**

Ordinance amending Section 39-309 of the Corpus Christi Code of Ordinances to change employee contribution for health plan coverage and remove Citicare Premium Plan; and providing for severance and an effective date.

Sponsors: Human Resources

31. [16-1062](#) **Second Reading Ordinance Appropriating Fund Proceeds for Fiscal Year 2015-2016 (1st Reading 9/20/16)**

Ordinance appropriating amounts of: (a) \$12,448.80; (b) \$634,195.66 (c) \$970,898.79; (d) \$87,186.67; and (e) \$66,872.15 into the Airport CIP, Bond Proceeds, Utility Revenue Bond, Specialty Bond Proceeds and other Unappropriated Funds, respectively, for the following purposes: City's match for future FAA Grant Projects, Bayfront, Public Facilities, Fire, Police, Public Health and Safety, Sanitary Landfill, Library, Convention Center, Parks, and Streets, and as further detailed

in Attachment 1; changing the FY 2016 Capital Improvement Budget adopted by Ordinance No. 030621 to increase expenditures accordingly.

Sponsors: Financial Services Department and Engineering Services

32. [16-1045](#) **Second Reading Ordinance - Approving the Second Amendment to TIRZ #3 Amended Project and Financing Plan (1st Reading 9/20/16)**

Ordinance approving the second amendment to the Tax Increment Reinvestment Zone #3 Amended Project & Financing Plan approved by the Board of Directors of Reinvestment Zone Number Three, Corpus Christi, Texas, on August 23, 2016.

Sponsors: Business Liaison

33. [16-1110](#) **Second Reading Ordinance - FY17 Community Youth Development Program Contract Extension Amendment (1st Reading 9/20/16)**

Ordinance ratifying execution of Community Youth Development program contract extension amendment with Texas Department of Family and Protective Services from September 1, 2016 to May 31, 2017 in the amount of \$355,156.38; authorizing appropriation in the No. 1060 Grants Fund for the Community Youth Development Program; and authorizing extension of subcontracts with Youth Odyssey, SERCO of Texas, Communities in Schools, and Boys & Girls Club of Corpus Christi.

Sponsors: Parks and Recreation Department

L. EXECUTIVE SESSION: (ITEMS 34 - 37)

PUBLIC NOTICE is given that the City Council may elect to go into executive session at any time during the meeting in order to discuss any matters listed on the agenda, when authorized by the provisions of the Open Meeting Act, Chapter 551 of the Texas Government Code, and that the City Council specifically expects to go into executive session on the following matters. If the Council elects to go into executive session regarding an agenda item, the section or sections of the Open Meetings Act authorizing the executive session will be publicly announced by the presiding officer. The City Council may deliberate and take action in open session on any issue that may be discussed in executive session. The description of an item in "Executive Sessions" constitutes the written interpretation by the City Attorney of Chapter 551 of the Texas Government Code and his determination that said item may be legally discussed in Closed Meeting in compliance with Chapter 551 the Texas Government Code.

34. [16-1150](#) **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 lawsuit of H2O Construction Services, Inc. vs. City of Corpus Christi.**

35. [16-1093](#) **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 Railroad Commission Applications of Petro Waste Environmental, LP to operate a commercial disposal facility in McMullen County, Texas on a 1500**

acre tract located approximately four miles north of Tilden, Texas.

36. [16-1167](#) **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 extraterritorial jurisdiction and City boundaries, including, but not limited to, annexation of areas north of FM 2444 and in the vicinity of FM 43 and Highway 286 and in other areas of the City's extraterritorial jurisdiction, rights and remedies pursuant to Chapter 43 of the Texas Local Government Code, and certificates of convenience and necessity, and pursuant to **Texas Government Code § 551.087** to discuss financial or other incentives, including incentives involving potential utility services, that could be offered to business prospects that the government body seeks to have locate, stay, or expand in or near the territory of the governmental body.
37. [16-1170](#) **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 extraterritorial jurisdiction and City boundaries, including, but not limited to, annexation of areas south of FM 2444 and the Staples Street Corridor, rights and remedies pursuant to Chapter 43 of the Texas Local Government Code, and certificates of convenience and necessity, and pursuant to **Texas Government Code § 551.087** to discuss financial or other incentives, including incentives involving potential utility services, that could be offered to business prospects that the government body seeks to have locate, stay, or expand in or near the territory of the governmental body.

M. PUBLIC HEARINGS: (ITEM 38)

38. [16-1043](#) **Public Hearing and First Reading Ordinance - Street Closure of Flynn Parkway, located at the southwest corner of Flynn Parkway and Holly Road.**

Ordinance authorizing the City Manager or designee to abandon and vacate an undeveloped and unsurfaced 0.173 portion of a 39-foot wide public right-of-way, as shown and dedicated by Schanen Estates Unit 2 Plat, a map of which is recorded in Volume 22, Page 63, Map Records of Nueces County, Texas, and requiring the owner, AEP Texas to comply with specified conditions.

Sponsors: Development Services

N. REGULAR AGENDA: (ITEM 39)

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

39. [16-1099](#) **Second Reading Ordinance - Plan CC, The City's Proposed Comprehensive Plan (1st Reading 9/20/16)**

Ordinance adopting a new comprehensive plan for the City of Corpus

Christi titled "Plan CC Comprehensive Plan"; providing that the adopted comprehensive plan shall amend, supersede, and replace the previous comprehensive plan titled "City of Corpus Christi Policy Statements: An Element of the Comprehensive Plan"; and providing for severance, publication and effective date.

Sponsors: Development Services

O. FIRST READING ORDINANCES: (ITEMS 40 - 41)

40. [16-1125](#) First Reading Ordinance - Accepting and appropriating a grant for Animal Care Operations

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant from the Duffield Family Foundation, dba Maddie's Fund, in the amount of \$1,000 to support Animal Care operations; and appropriating the \$1,000 in the No. 1061 Police Grants Fund.

Sponsors: Police Department

41. [16-1100](#) First Reading Ordinance - Appropriating funds to reimburse developer for the construction of distribution water main line located on the southeast corner of Old Brownsville Road and South Padre Island Drive

Ordinance authorizing City Manager or designee to execute a distribution main extension and construction and reimbursement agreement ("Agreement") with Peterson Properties, Ltd., ("Developer"), for the construction of a water distribution main line and appropriating \$19,159.00 from the No. 4030 Distribution Main Trust Fund to reimburse the Developer in accordance with the Agreement.

Sponsors: Development Services

P. FUTURE AGENDA ITEMS: (ITEMS 42 - 44)

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

42. [16-1111](#) Resolution for an Advance Funding Agreement for a Hike and Bike Trail in Dr. Hector P. Garcia Park

Resolution authorizing the City Manager, or designee, to execute an Advance Funding Agreement with the Texas Department of Transportation (TXDOT) for a Hike and Bike Trail located in Dr. Hector P. Garcia Park near Greenwood Drive and Horne Road with the City's local participation in the amount of \$4,620 for reimbursement of direct state costs associated with the project.

Sponsors: Engineering Services and Parks and Recreation Department

43. [16-1112](#) Resolution for an Advance Funding Agreement for the next section

of the Schanen Hike and Bike Trail

Resolution authorizing the City Manager, or designee, to execute an Advance Funding Agreement with the Texas Department of Transportation (TXDOT) for the next section of the Schanen Hike and Bike Trail located along Shea Parkway from Saratoga Boulevard to Killarmet Drive with the City's local participation in the amount of \$8,904 for reimbursement of direct state costs associated with the project.

Sponsors: Engineering Services and Parks and Recreation Department

44. [16-0910](#) **Service Agreement for Street Sweeping Services**

Motion approving a service agreement with Coastal Maintenance Concepts, LLC, of Corpus Christi, TX for Street Sweeping Services in accordance with RFB No. 128, based on the lowest, responsive responsible bid. The annual agreement will be for \$466,297.50. The term of the agreement is for one year with an option to extend for up to two additional one year periods, subject to the approval of the contractor and the City Manager, or designee. Funding will be budgeted in FY16-17.

Sponsors: Solid Waste Operations and Purchasing Division

Q. BRIEFINGS: (ITEM 45)

Briefing information will be provided to the City Council during the Council meeting. Briefings are for Council information only. Council may give direction to the City Manager, but no other action will be taken and no public comment will be solicited.

**45. [16-1126](#) **Water Supply
Discovery - Water Management Strategies
Discovery and Discussion - RFI Approach****

Sponsors: Assistant City Manager and Environmental and Strategic Initiatives

R. ADJOURNMENT