



Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final

City Council

Tuesday, January 10, 2017

2:00 PM

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 5:30 P.M. ON CITY-RELATED MATTERS THAT ARE NOT SCHEDULED ON THE AGENDA. PUBLIC COMMENT ON AGENDA ACTION ITEMS WILL BE HEARD AT THE TIME THE COUNCIL CONSIDERS THE AGENDA ITEM. CITIZEN COMMENTS WILL BE LIMITED TO THREE MINUTES. Please speak into the microphone located at the podium and state your name and address. If you have a petition or other information pertaining to your subject, please present it to the City Secretary. Any electronic media (e.g. CD, DVD, flash drive) that the Public would like to use while they speak to the City Council **MUST** be submitted a minimum of 24 hours prior to the meeting. Please contact the Public Communications department at 361-826-3211 to coordinate.

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 Dan McQueen to call the meeting to order.**
- B. Invocation to be given by Pastor Adam Carrington, Brooks AME Worship Center.**
- C. Pledge of Allegiance to the Flag of the United States to be led by Enrique Eliseo (Leo) Gonzalez - Protocol Office, Corpus Christi Army Depot.**
- D. City Secretary Rebecca Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations: (NONE)**
- F. CITY MANAGER'S COMMENTS / UPDATE ON CITY OPERATIONS:**
 - a. Staff Update - Water Crisis**

b. Other**G. MINUTES:**

1. [17-0017](#) Emergency Meeting of December 15, 2016 and Regular Meeting of December 20, 2016.

H. BOARD & COMMITTEE APPOINTMENTS:

2. [17-0022](#) Corpus Christi Convention and Visitors Bureau
Corpus Christi Regional Economic Development Corporation
Corpus Christi Regional Transportation Authority
Port of Corpus Christi Authority of Nueces County, TX

I. 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 of a vote at the last regular, or a subsequent special meeting; such agendas are incorporated herein for reconsideration and action on any reconsidered item.

J. CONSENT AGENDA: (ITEMS 3 - 7)

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.

3. [16-1362](#) **Resolution authorizing the City Manager or designee to enter into an Outside City Limit Water Contract for property located at 6917 Jurica Road**

Resolution authorizing the City Manager or designee to enter into an outside city limits water contract with John C. Avila to provide public water to property located outside the city limits described as Robertson William J. Farm Tracts, 1 Acre out of Lot 5-A Tract 20; also commonly known by its street address as 6917 Jurica Road under Section 55-111, Code of Ordinances.

Sponsors: Development Services

4. [16-1391](#) **Engineering Construction Contract for Staples Street Pump Station Improvements (Capital Improvement Program)**

Motion authorizing the City Manager, or designee, to execute a

construction contract with Associated Construction Partners, Ltd. of Boerne, Texas in the amount of \$1,923,430 for the Staples Street Pump Station Improvements for the Total Base Bid. (Capital Improvement Program)

Sponsors: Engineering Services and Water Utilities Department

5. [16-1392](#) **Engineering Design Contract for Lift Station Repairs Citywide 2017-2018 (Capital Improvement Program)**

Motion authorizing the City Manager, or designee, to execute an engineering design contract with Urban Engineering of Corpus Christi, Texas in the amount of \$145,500 for the Lift Station Repairs Citywide 2017-2018 for design, bid and construction phase services. (Capital Improvement Program)

Sponsors: Engineering Services and Water Utilities Department

6. [16-1386](#) **Second Reading Ordinance - Accepting and appropriating Regional Grant to support delivery of emergency medical services (1st Reading 12/20/16)**

Ordinance authorizing the City Manager or designee to accept a grant from the Coastal Bend Regional Advisory Council in the amount of \$2,831; and appropriating \$2,831 from the Coastal Bend Regional Advisory Council into the No. 1056 Ambulance Grant Fund to purchase supplies to support the delivery of emergency medical services for the Corpus Christi Fire Department.

Sponsors: Fire Department

7. [16-1389](#) **Second Reading Ordinance - Accepting and appropriating a Helping Heroes grant for the Fire Department (1st Reading 12/20/16)**

Ordinance authorizing the City Manager or designee to accept a grant from Koch Companies Public Sector, LLC 2016 Helping Heroes Grant Program in the amount of \$10,000.00 to be used to purchase a hydrofluoric acid monitor, a hazmat training simulator and a MagPatch system; and appropriating \$10,000.00 from Koch Companies Public Sector, LLC into the Fire Grant Fund No. 1062.

Sponsors: Fire Department

K. **PUBLIC HEARINGS: (NONE)**

L. **REGULAR AGENDA: (ITEMS 8 - 9)**

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

8. [16-1241](#) **Resolution Adopting the City of Corpus Christi's State Legislative Agenda for the 85th Texas Legislature and the Federal Legislative**

Agenda for the 115th U.S. Congress

Resolution adopting the City of Corpus Christi's State Legislative Priorities for the 85th Texas Legislature and Federal Legislative Priorities for the 115th U.S. Congress.

Sponsors: Intergovernmental Relations

9. [16-1377](#) **Engineering Construction Contract for O.N. Stevens Water Treatment Plant Fluoride Feed System Improvements (Capital Improvement Program)**

Motion authorizing the City Manager, or designee, to execute a construction contract with J.S. Haren Company of Athens, Tennessee in the amount of \$1,073,000 for the O.N. Stevens Water Treatment Plant Fluoride Feed System Improvements for the Total Base Bid, Additive Alternate No.1, and Allowance. (Capital Improvement Program)

Sponsors: Engineering Services and Water Utilities Department

M. FIRST READING ORDINANCES: (ITEMS 10 - 15)

10. [16-1431](#) **First Reading Ordinance - Accepting and appropriating additional grant funding for Police support in the Houston High Intensity Drug Trafficking Area (HIDTA)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept additional grant funding in the amount of \$28,898.82 from the Executive Office of the President, Office of National Drug Control Policy, to support the Police Departments role in the Texas Coastal Corridor Initiative in the Houston High Intensity Drug Trafficking Area (HIDTA); and appropriating the \$28,898.82 in the No. 1061 Police Grants Fund.

Sponsors: Police Department

11. [16-1385](#) **First Reading Ordinance - Amending the Ethics Code as recommended by the Ethics Commission**

Ordinance amending the City Code of Ethics by revising sections to expand conflict of interest prohibitions; to prohibit disclosure or use of confidential information; to prohibit City Councilmember from participating in appointment of a person who contributed \$2700 or more to the Councilmember's campaign; to prohibit registration as a lobbyist within 2 years of leaving City service; to provide clarification of Ethics Commission review of Financial Disclosure Reports; providing for severance and providing for publication.

Sponsors: Legal Department

12. [16-1318](#) **First Reading Ordinance - Closing a utility easement located at 3749 Pope Drive**

Ordinance closing, abandoning, and vacating a 0.028-Acre portion of an existing utility easement out of a part of Lot 16, Block 8 of Hopper Addition No. 2, located at 3749 Pope Drive and requiring the owner, Fernando Fernandez, to comply with the specified conditions; authorizing the City Manager or designee to execute a Utility Relocation Agreement; appropriating \$31,000 into Gas Fund #4130 to be used to cap an 8-inch wrapped steel line and construct a new 8-inch wrapped steel line, and changing the FY 2016-2017 Operating Budget adopted by Ordinance number 030965- to increase revenues and expenditures each by \$31,000.

Sponsors: Development Services

13. [16-1390](#) **First Reading Ordinance - Appropriating funds for the Advance Funding Agreement and Interlocal Agreement for the Strategic Integration (Traffic Demand Model) Feasibility Study (Bond 2014, Proposition 2)**

Ordinance appropriating \$368,000 of anticipated revenues from the Texas Department of Transportation (TXDOT); authorizing the City Manager, or designee, to execute an Advance Funding Agreement with TXDOT for the Strategic Integration (Travel Demand Model) Feasibility Study with a payment of \$18,400 due to TXDOT for reimbursement of direct state costs, and to execute an Interlocal Agreement with the Regional Transportation Authority (RTA) for their participation (\$55,200) in this project. (Bond 2014, Proposition 2)

Sponsors: Engineering Services

14. [17-0006](#) **First Reading Ordinance - Appropriating Funds for the Collier Pool Renovations Rebid Package B (Restroom and Office Building) (Bond 2012, Proposition 4)**

Ordinance appropriating \$29,943.70 from forfeited bid bond proceeds in the No. 3280 Park CIP Fund for the Collier Pool Renovations Rebid Package B (Restroom and Office Building) Project E14008; changing the FY 2017 Capital Improvement Budget adopted by Ordinance No. 030936; increasing revenues and expenditures in the amount of \$29,943.70. (Bond 2012, Proposition 4)

Sponsors: Parks and Recreation Department and Engineering Services

15. [17-0014](#) **First Reading Ordinance - Aligning Funds after Debt Refunding**

Ordinance authorizing the appropriation and transfer of approximately \$2,781,207.34 of bond proceeds from various City Utility System CIP funds to Fund 3543 Streets TMPC CO CIP Fund; and the appropriation and transfer of approximately \$2,781,207.34 of related debt liability from various City Utility System operating funds to Fund 2010 General Obligation Debt Service Fund; amending the Fiscal Year 2017 operating budget adopted by Ordinance No. 030965 to increase revenues and

expenditures by approximately \$2,781,207.34 each; and providing an effective date.

Sponsors: Financial Services Department

N. FUTURE AGENDA ITEMS: (ITEMS 16 - 20)

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

16. [16-1380](#) Reimbursement Resolution for Certificates of Obligation

Resolution relating to establishing the City's intention to reimburse itself for the prior lawful expenditure of funds from the proceeds one or more series of tax-exempt or taxable obligations to be issued by the City in an aggregate amount not to exceed \$2,500,000 for authorized purposes relating to constructing various City improvements; authorizing matters incident and related thereto; and providing an effective date.

Sponsors: Financial Services Department, Street Department and Solid Waste Operations

17. [16-1311](#) Resolution Waiving Qualified Energy Conservation Bond (QECB) Allocation

Resolution of the City Council of the City of Corpus Christi, Texas, waiving the City's Qualified Energy Conservation Bond allocation and releasing the City's allocation to the State of Texas for reallocation; authorizing matters incident and related thereto; and providing an effective date.

Sponsors: Financial Services Department and Facilities Management Services

18. [16-1430](#) Service Agreement for On-Call Plumbing Services for the Corpus Christi Fire Department

Motion authorizing City Manager, or designee, to execute a service agreement with Smart Plumbing, Inc., of Corpus Christi, Texas, for plumbing services, in accordance with Request for Bids No. 176, based on lowest, responsive and responsible bid for a total amount not to exceed \$76,115.00, with an estimated expenditure of \$51,000 in FY2016- 2017. The term of the agreement is for one year with option to extend for up to one additional one year period, subject to the approval of the Contractor and the City Manager, or designee.

Sponsors: Fire Department and Purchasing Division

19. [16-1428](#) Amending Service Agreement to include Actuarial Services for the Human Resources Department

Motion authorizing the City Manager or designee to amend a service agreement with Foster & Foster Actuaries and Consultants of Ft. Meyers, Florida to provide professional actuarial services for the Human

Resources Department for a total amount not to exceed \$34,500.00 of which \$7,666.67 is required in FY 2016-2017. The agreement is established for a three year period and includes an option to extend for one additional two year period, subject to the approval of the City Manager or designee.

Sponsors: Human Resources and Purchasing Division

20. [16-1437](#) **Resolution approving Service Agreements for Wrecker Services for City-Owned Vehicles and Equipment**

Resolution finding the lowest, responsive, responsible bidder for wrecker services for City-owned vehicles and equipment by group in response to Request for Bids No. 167; awarding a one-year service agreement, with two one-year renewal options, to the lowest responsible bidder per group; and authorizing the City Manager or designee to execute the service agreements.

Momento Towing, LLC	DDR & RS, Inc. dba Apollo Towing Service
Corpus Christi, Texas	Corpus Christi, Texas
Group 1	Group 2
\$101,775.50	\$47,325.00

Grand Total: \$149,100.50

Sponsors: Fleet Maintenance Services and Purchasing Division

O. **BRIEFINGS: (ITEM 21)**

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.

21. [17-0023](#) **Proposed Backflow Prevention - Backflow Cross Connection Program**

Sponsors: Development Services

P. **PUBLIC COMMENT FROM THE AUDIENCE ON MATTERS NOT SCHEDULED ON THE AGENDA WILL BE HEARD AT APPROXIMATELY 5:30 P.M. A recording is made of the meeting; therefore, please speak into the microphone located at the podium and state your name and address. This Public Comment period is for items that are NOT on the Agenda. 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. Any electronic media (e.g. CD, DVD, flash drive) that the Public would like to use while they speak MUST be submitted a minimum of 24 hours prior to the Meeting. Please contact the Public Communications department at 361-826-3211 to coordinate.**

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.

Q. EXECUTIVE SESSION: (ITEMS 22 - 23)

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.

22. [17-0001](#) **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.
23. [17-0003](#) **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 possible
development agreements or other funding mechanisms related to the
construction of Park Road 22 and related infrastructure, including, but
not limited to, bridges, culverts, canals, sewers, lift stations, pump
stations, revetments, pilings, and ditches.

R. ADJOURNMENT