



Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final

City Council

Tuesday, May 16, 2017

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. 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 Pro Tem Lucy Rubio to call the meeting to order.**
- B. Invocation to be given by Pastor Rob Bailey, Southside Community Church.**
- C. Pledge of Allegiance to the Flag of the United States to be led by Joey Gold, W. B. Ray High School Senior, Navy Junior Reserve Officers Training Corps.**
- D. City Secretary Rebecca L. Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
 - 1. [17-0605](#)** Proclamation declaring May 15-21, 2017, "National Salvation Army Week".
Proclamation declaring May 18, 2017, "Dr. Hector P. Garcia & Dr. Cleo Garcia, American GI Forum Chapters of Texas, 'Stand Up for Veterans', 6th Annual Scholarship Awards Banquet".
Proclamation declaring May 19, 2017, "Bike to Work Day", May 15-19, 2017, "Bike to Work Week" and May 2017, "National Bike Month".
Proclamation declaring May 2017, "Motorcycle Safety & Awareness Month".

Swearing-In Ceremony for Newly Appointed Board, Commission and Committee Members.

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

a. OTHER

G. MINUTES:

- 2. [17-0609](#)** Regular Meeting of May 9, 2017 and Workshop of May 4, 2017.

H. BOARD & COMMITTEE APPOINTMENTS: (NONE)

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. PUBLIC COMMENT FROM THE AUDIENCE ON MATTERS NOT SCHEDULED ON THE AGENDA WILL BE HEARD AT APPROXIMATELY 12:00 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. 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. Citizen comments are 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.

K. CONSENT AGENDA: (ITEMS 3 - 14)

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. [17-0508](#) Supply Agreement for Aggregate Trap Rock for the City's Street Seal Coat Program

Motion authorizing City Manager, or designee, to execute a supply agreement with Vulcan Construction Materials, LLC, of San Antonio, Texas for the purchase of aggregate trap rock in response to Request for Bid No. 938 based on the lowest, responsive, responsible bid for a total amount not-to-exceed \$243,720.00, with an estimated expenditure of \$81,240.00 in FY2016-2017 and funded by the Street Fund. 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 sole discretion of the City.

Sponsors: Street Department and Purchasing Division

4. [17-0541](#) Resolution to intervene in AEP's filing at the Public Utility Commission for an amendment to its Distribution Cost Recovery Factors

Resolution of the City of Corpus Christi, Texas authorizing intervention in the Public Utility Commission of Texas Docket No. 47015 regarding AEP Texas Inc.'s application to amend its distribution cost recovery factors to increase distribution rates within the City; finding that the City's reasonable rate case expenses shall be reimbursed by the company; finding that the meeting at which this resolution is passed is

open to the public as required by law; requiring notice of this resolution to the company and legal counsel.

Sponsors: Legal Department

5. [17-0552](#) **Reimbursement Resolution for Bond 2016 General Obligation Bonds**

Resolution relating to establishing the City's intention to reimburse itself for the prior lawful expenditure of funds relating to constructing various City improvements from the proceeds of tax-exempt obligations to be issued by the City for authorized purposes in an amount not to exceed \$18,350,000; authorizing other matters incident and related thereto; and providing an effective date.

Sponsors: Financial Services Department

6. [17-0527](#) **Second Reading Ordinance - Rezoning property located at 3825 County Road 69 (1st Reading 5/9/17)**

Case No. 0317-06 Prosperity Bank: A change of zoning from the "RS-6" Single-Family 6 District to the "CG-2" General Commercial District. The property to be rezoned is described as a 0.629-acre tract of land out of River Ridge Unit 2, Block 1, Lot 1A, as recorded in Volume 68, Page 509, Map Records of Nueces County, Texas, located on the west side of Hazel Bazemore Parkway (County Road 69) between Northwest Boulevard (FM 624) and Riverway Drive.

Planning Commission and Staff Recommendation (April 5, 2017): Approval of the change of zoning from the "RS-6" Single-Family 6 District to the "CG-2" General Commercial District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Prosperity Bank ("Owner"), by changing the UDC Zoning Map in reference to a 0.629-acre tract of land out of River Ridge Unit 2, Block 1, Lot 1A, as recorded in Volume 68, Page 509, Map Records of Nueces County, Texas, from the "RS-6" Single-Family 6 District to the "CG-2" General Commercial District; amending Plan CC to account for any deviations; and providing for a repealer clause and publication.

Sponsors: Development Services

7. [17-0532](#) **Second Reading Ordinance - Amending the Urban Transportation Plan by removing the proposed extension of Delgado Street between Greenwood Drive and Castenon Street (1st Reading 5/9/17)**

Ordinance amending the Urban Transportation Plan Map of MobilityCC, a transportation element of the comprehensive plan of the City of Corpus Christi (the "City"), by deleting the proposed extension of

Delgado Street, between Greenwood Drive and Castenon Street; amending related elements of the comprehensive plan of the City; providing for severance; and providing for publication.

Sponsors: Development Services

8. [17-0540](#) **Second Reading Ordinance - Accepting and appropriating funds for the FY 2016 Operation Stonegarden Grant Program within the Police Department (1st Reading 5/9/17)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant in the amount of \$310,000 from the State of Texas Governor's Homeland Security Grants Division for funding eligible under the FY2016 Department of Homeland Security Grant Program Operation Stonegarden to reimburse fuel, overtime, fringe benefits, and equipment expenditures for the Police Department's enforcement efforts to reduce border-security risk; and appropriating the \$310,000 in the No. 1061 Police Grants Fund.

Sponsors: Police Department

9. [17-0557](#) **Second Reading Ordinance - Accepting and appropriating grant funds for the FY 2017 Click It Or Ticket Program within the Police Department (1st Reading 5/9/17)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant in the amount of \$27,964.96 from the State of Texas, Department of Transportation for the FY2017 Click It Or Ticket program grant; and appropriating the \$27,964.96 in the No. 1061 Police Grants Fund.

Sponsors: Police Department

10. [17-0478](#) **Second Reading Ordinance - Accepting and appropriating funds for the Community Preparedness Section - Laboratory Response Network - Public Health Emergency Preparedness (CPS-LRN-PHEP) grant within the Health Department (1st Reading 5/9/17)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept, amend, and appropriate a grant contract for the Community Preparedness Section - Laboratory Response Network - Public Health Emergency Preparedness (CPS-LRN-PHEP) grant in the amount of \$201,123.00, from the Texas Department of State Health Services in the No. 1066 Health Grants Fund, to provide continued emergency preparedness and response laboratory activities for the contract period July 1, 2017, through June 30, 2018.

Sponsors: Health Department

11. [17-0479](#) **Second Reading Ordinance - Accepting and appropriating funds for grant amendment for the Women, Infant and Children's Nutrition Program (WIC) grant within the Health Department (1st Reading 5/9/17)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept an amendment to a grant contract for the Women, Infant and Children's Nutrition Program (WIC) grant in the amount of \$1,012,631.00, increasing the total amount to \$2,025,262.00, from the Texas Department of State Health Services in the No. 1066 Health Grants Fund, to provide funds for the WIC program for the amended contract period October 1, 2016, through September 30, 2018; appropriating the increased grant amount; and ratifying acceptance of the grant agreement to begin February 15, 2017.

Sponsors: Health Department

12. [17-0525](#) **Second Reading Ordinance - Closing a portion of a utility easement located at 3733 South Port Avenue (1st Reading 5/9/17)**

Ordinance abandoning and vacating a 268-square foot portion of an existing utility easement out of a part of Great Gulf Corporation, Block 1, Lot 3, located at 3733 South Port Ave. and requiring the owner, Nueces County Health and Retardation Community Center, to comply with the specified conditions.

Sponsors: Development Services

13. [17-0492](#) **Second Reading Ordinance - Appropriating funds bequeathed from Paralee Price estate for Library (1st Reading 5/9/17)**

Ordinance appropriating \$20,000 bequeathed from Paralee Price into the Library Grants fund No 1068 to provide the opportunity for all children to have access to cost-free educational materials at Corpus Christi Public Libraries; and appropriating \$5,000 bequeathed from Paralee Price into the Library Grants fund No 1068 for the designated purpose of purchasing reading materials in large print format for the Anita & W.T. Neyland library branch.

Sponsors: Libraries

14. [17-0556](#) **Second Reading Ordinance - Creation of new Industrial District Agreement for Basic Equipment Co. Owned Property (1st Reading 5/9/17)**

Ordinance disannexing from the City of Corpus Christi, Texas, an approximately 3.41-acre tract of land owned by Basic Equipment Company and located in Nueces County; adjusting the City boundaries; amending Ordinance no. 029958 by adjusting the boundary of the City's Industrial District No. 1 to include the disannexed tract; authorizing the

City Manager, or designee, to execute an Industrial District Agreement with Basic Equipment Company, requiring the payment of 100 percent of the ad valorem taxes that would be due if the tract was in city limits, and to file the Industrial District Agreement in the official records of Nueces County; providing for publication; and providing for severance.

Sponsors: Business Liaison and Environmental and Strategic Initiatives

L. RECESS FOR LUNCH

The City Council will take a lunch break at approximately 1:30 p.m.

M. PUBLIC HEARINGS: (ITEM 15)

15. [17-0542](#) Public Hearing and First Reading Ordinance - Street Closure of Airheart Point Road and a portion of Ocean Drive located east of Ocean Drive

Ordinance closing, abandoning, and vacating 0.737 Acre portion of a public right-of-way tract containing partially developed and surfaced street of Airheart Point Road and adjacent .071 and .017 acre portions of the existing right-of-way adjacent to Ocean Drive, as shown on the Plat of Alta-Vista on the Bay, a map of which is recorded in Volume 1, Page 22, Map Records of Nueces County, Texas, and requiring the abutting owners (Matthew A Comay, Sandra McKinnon and George and Gippie Hawn), to comply with specified conditions.

Sponsors: Development Services

N. REGULAR AGENDA: (ITEMS 16 - 19)

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

16. [17-0610](#) Second Reading Ordinance - Appointing Part-Time Judge to Municipal Court

Ordinance appointing Robert R. Garcia as a part-time judge of the Municipal Court of Record in the City of Corpus Christi; determining salary; providing a term of office; and declaring an effective date.

Sponsors: City Secretary's Office

17. [17-0606](#) Discussion and consideration of the process to fill a vacancy in the office of council member.

Sponsors: City Secretary's Office

18. [17-0524](#) Construction Contract for Community Park Development and Improvements - Salinas Park (Bond 2012, Proposition 4)

Motion authorizing the City Manager, or designee, to execute a construction contract with D&SS Construction, Inc. of Corpus Christi, Texas in the amount of \$424,853 for the Community Park Development

and Improvements - Salinas Park. (Bond 2012, Proposition 4).

Sponsors: Engineering Services and Parks and Recreation Department

19. [17-0568](#) **Second Reading Ordinance - Authorizing a Service Agreement for Temporary Management and Operation of Al Kruse Tennis Center (1st Reading 5/9/17)**

Ordinance authorizing the City Manager or designee to execute a Service Agreement with Sweet Spot Tennis, LLC ("Contractor") for management and operations of Al Kruse Tennis Center for a term of 4 months at \$3,166 per month, with up to four additional one-month extension option periods; and the Contractor will receive 95% of all Pro Revenue and 50% of collected City Revenue at Al Kruse Tennis Center and the City will receive 5% of all Pro Revenue and 50% of collected City Revenue at Al Kruse Tennis Center.

Sponsors: Parks and Recreation Department

O. **FIRST READING ORDINANCES: (ITEMS 20 - 23)**

20. [17-0591](#) **First Reading Ordinance - Amending Fire Prevention Code to Allow a Third-Party Reporting System**

Ordinance amending Corpus Christi Code of Ordinances, Fire Prevention Code to allow third-party inspection reporting system; authorizing the City Manager or designee to execute a one year agreement with Brycer, LLC, of Warrenville, IL for a third-party inspection reporting system; providing for penalties; providing for severance; and providing for publication.

Sponsors: Fire Department

21. [17-0565](#) **First Reading Ordinance - Accepting and appropriating Local Emergency Planning Committee grant through Texas Commission on Environmental Quality (TCEQ)**

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant to the City of Corpus Christi/Nueces County Local Emergency Planning Committee (LEPC) in the amount of \$92,662.80 from the Texas Commission on Environmental Quality (TCEQ) for reimbursement of expenses for Purchase of a Hazmat ID Detection Device for the Corpus Christi Fire Department, Update First Responder Service Areas in Nueces County, and City of Bishop Dispatch and EOC Enhancement Project; and appropriating the \$92,662.80 in the No. 1062 Fire Grants Fund.

Sponsors: Fire Department

22. [17-0566](#) **First Reading Ordinance - Appropriating funds for the Community Youth Development Program (CYD) Contract and subcontracts for CYD Program**

Ordinance authorizing the City Manager to execute the Community Youth Development program contract with the Texas Department of Family and Protective Services from June 1, 2017 to August 31, 2021 in the amount of \$1,808,168.54, and appropriation of the funds in the No. 1060 Grants Fund for the Community Youth Development Program; and authorizing subcontracts with Boys & Girls Club of Corpus Christi, Communities in Schools of the Coastal Bend, Youth Odyssey, Inc. and the Y.W.C.A.

Sponsors: Parks and Recreation Department

23. [17-0616](#) **First Reading Ordinance - Mid-Year Budget Adjustment**

Ordinance amending current Operating Budget adopted by Ordinance No. 030965 as follows: a) increase revenues by \$2,423,308 due to increased stop loss reimbursements and increase appropriations by \$6,000,000 due to increased health care costs in the Citicare Group Health Fund; (b) increase revenues by \$1,770,576 due to increased stop loss reimbursements and increase appropriations by \$3,800,000 due to increased health care costs in the Police Group Health Fund; (c) increase revenues by \$246,476 due to increased stop loss reimbursements and increase appropriations by \$800,000 due to increased health care costs in the Fire Group Health Fund.

Sponsors: Office of Management and Budget

P. FUTURE AGENDA ITEMS: (ITEMS 24 - 32)

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

24. [17-0544](#) **Supply Agreements for Veterinary Medicine and Supplies for the Animal Care Services Division within the Police Department**

Motion authorizing City Manager, or designee, to execute 12-month supply agreements with Patterson Veterinary Supply, Inc. of San Antonio, Texas, not to exceed \$197,542.19, and Zoetis, Inc. of Parsippany, New Jersey, not to exceed \$70,250.00, for veterinary medicine and supplies for the Corpus Christi Police Department, Animal Care Services Division, in accordance with Request for Bid No. 181, based on the lowest, responsive, responsible bids by grouped item for a total amount not to exceed \$267,792.19, with an estimated expenditure of \$30,000.00 in FY 2016-2017.

Sponsors: Police Department and Purchasing Division

25. [17-0493](#) **Resolution authorizing a Service Agreement for Fire Apparatus Maintenance for Parts and Services for the Fire Department**

Resolution finding that the purchase of parts and services for Fire Department apparatus is necessary to preserve and protect the public

health and safety of the City's residents and is also a sole source procurement; and authorizing the City Manager, or designee, to execute a service agreement with Siddons-Martin Emergency Group of Katy, Texas, to provide parts and services for a total amount not to exceed \$200,000.00; and finding that the program is critical in sustaining fire apparatus' reliability for service.

Sponsors: Fire Department and Purchasing Division

26. [17-0481](#) **Software Licensing Agreement for 1 Year Maintenance, Licenses and Cloud Services for LANdesk Software**

Motion authorizing the City Manager, or designee, to execute a software licensing agreement with Ivanti, Inc. (owner of LANdesk software) and purchase 12 months of software services and related licenses from SHI, Inc., of Austin, Texas, in accordance with the cooperative purchasing agreement of the Texas Department of Information Resources (DIR-SDD-2500), for an estimated expenditure of \$77,090.

Sponsors: Information Technology Services

27. [17-0526](#) **Purchase of Four 2017 Ford F-250 CNG Service Trucks for Water Utilities Department**

Motion approving the purchase of four 2017 Ford F-250 CNG service trucks from Rush Truck Centers of Texas, LP, of New Braunfels, Texas, based on the cooperative purchasing agreement with Texas Local Government Purchasing Cooperative, dba BuyBoard for the total amount not-to-exceed \$180,996.00. Funds have been approved for FY2016-2017.

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

28. [17-0483](#) **Lease-Purchase of One Peterbilt 348 Truck with Roll-Off Chassis for Solid Waste Department**

Motion authorizing the City Manager, or designee, to lease-purchase one Peterbilt 348 truck, with a roll-off chassis from Rush Truck Centers of Texas, L.P., of Houston, Texas, based on the cooperative purchasing agreement with Houston-Galveston Area Council, for a total amount not-to-exceed \$207,042.07, with an estimated expenditure of \$6,901.40 in FY2016-2017.

Sponsors: Fleet Maintenance Services, Solid Waste Operations and Purchasing Division

29. [17-0528](#) **Service Agreement for Dumpster Collection Services**

Motion authorizing City Manager, or designee, to execute a service agreement with Mark Dunning Industries, Inc., of Dothan, Alabama for dumpster collection services, in accordance with Request for Bid No. 1013, based on the lowest, responsive, responsible bid for a total

amount not to exceed \$110,454.59, with an estimated expenditure of \$42,581.31 in FY 2016-2017. The term of this contract will be for one year with options to extend for two additional one-year periods at the sole discretion of the City.

Sponsors: Solid Waste Operations and Purchasing Division

30. [17-0531](#) **Resolution authorizing Advance Funding Agreement with the Texas Department of Transportation (TXDOT) for the adjustment of manholes and water valves on Saratoga Boulevard (SH 357) and Weber Road (FM 43)**

Resolution authorizing the City Manager, or designee, to execute an Advance Funding Agreement with the Texas Department of Transportation (TXDOT) for the adjustment of manholes and water valves on Saratoga Boulevard (SH 357) and Weber Road (FM 43) with the City's payment in the amount of \$42,000.

Sponsors: Engineering Services and Street Department

31. [17-0577](#) **Supply Agreement for library books, audio and visual recordings for City Libraries**

Motion authorizing City Manager, or designee, to execute a supply agreement with Baker & Taylor, LLC, Charlotte, North Carolina for library books, audio and visual recordings based on the cooperative purchasing agreement with TXSmartBuy (TXMAS) for a total amount not-to-exceed \$660,000.00, with an estimated expenditure of \$255,000.00 in FY 2016-2017. The term of the agreement is for 24 months with options to extend for up to two additional 12-month periods at the sole discretion of the City.

Sponsors: Libraries and Purchasing Division

32. [17-0564](#) **Resolution approving a Homebuyer Assistance Program agreement between the Corpus Christi Business and Job Development Corporation and the City of Corpus Christi.**

Resolution approving an agreement in the amount of \$220,000, between the Corpus Christi Business and Job Development Corporation and the City of Corpus Christi for the Type A Affordable Housing Program - Homebuyer Assistance Program, ratifying acceptance of the agreement to begin April 1, 2017, and authorizing the City Manager or designee to execute said agreement.

Sponsors: Housing and Community Development

Q. BRIEFINGS: (ITEM 33)

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.

33. [17-0618](#) O.N. Stevens Water Treatment Plant Sludge Removal

Sponsors: Water Utilities Department

R. LEGISLATIVE UPDATE:

This item is for Council's informational purposes only. Council may give direction to the City Manager, but no other action will be taken and no public comment will be solicited.

S. SPECIAL CONSIDERATION ITEM: (ITEM 34)**34. [17-0592](#) Ordinance canvassing returns of the Special Election for Mayor**

Ordinance canvassing returns and declaring the results of the Special Election held on May 6, 2017 in the City of Corpus Christi for the purpose of electing the Mayor; making appropriate findings; and declaring an emergency.

Sponsors: City Secretary's Office

S. EXECUTIVE SESSION: (ITEMS 35 - 38)

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.

35. [17-0620](#) 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 annexation, disannexation, apportionment of extra-territorial jurisdiction between municipalities, interlocal agreements with water districts and neighboring municipalities, contracts for the potential economic development agreement(s) with entities that are considering the construction, expansion, and/or ownership of industrial facilities that will be consumers of water and wastewater services and pursuant to **Texas Government Code § 551.087 to discuss confidential commercial or financial information pertaining to the aforesaid business prospect(s) that the City seeks to have locate, stay or expand in or near the territory of the City and with which the City may conduct economic development negotiations and/or deliberate possible economic development issues concerning said business prospect(s).**

36. [17-0519](#) 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 disposal of waste in Type IV Landfill (as described in 30 TAC § 330.5) located at/near 1435 County Road 26 (also known as Gulley-Hurst Landfill) and municipal solid waste fees.

37. [17-0612](#) **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 state and federal regulations involving funding for the construction of Holly Road between Crosstown Freeway and Greenwood Drive and the possible need to acquire additional property rights along said corridor to comply with said regulations and pursuant to **Texas Government Code § 551.072** to deliberate the purchase, exchange, lease, or value of real property because deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.
38. [17-0644](#) **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 Municipal Court and **Texas Government Code § 551.074** (Personnel Matters) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of Municipal Court Judges with possible discussion and action in open session.

T. IDENTIFY COUNCIL FUTURE AGENDA ITEMS

Per Council Policies, an item may be added to the agenda by four members of the City Council. Council may give direction to the City Manager to add an item to a future agenda, but no other action will be taken, and no public comment solicited.

U. ADJOURNMENT