



# Corpus Christi

1201 Leopard Street  
Corpus Christi, TX 78401  
forward.cctexas.com

## Meeting Agenda - Final

### City Council

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Tuesday, June 13, 2017

11:30 AM

Council Chambers

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**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 Joe McComb to call the meeting to order.**
- B. Invocation to be given by Pastor Rick Barrera, Cornerstone Church.**
- C. Pledge of Allegiance to the Flag of the United States to be led by Keith Selman, Assistant City Manager.**
- D. City Secretary Rebecca L. Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
  - 1. [17-0710](#)** Proclamation declaring June 9-19, 2017, "152nd Anniversary of the Juneteenth Celebration, The Spirit of Emancipation Days".  
Proclamation declaring June 15-18, 2017, "88th League of United Latin American Citizens State Convention Week".  
Commendation for Amador Ysassi Duran - Vietnam War Veteran Earns High School Diploma at Age 70.

**F. CITY MANAGER'S COMMENTS / UPDATE ON CITY OPERATIONS:****a. OTHER****G. MINUTES:**

2. [17-0717](#) Regular Meeting of May 30, 2017 and Workshops of June 1, 2017 and June 6, 2017.

**H. BOARD & COMMITTEE APPOINTMENTS:**

3. [17-0711](#) Airport Board  
Animal Care Advisory Committee  
Marina Advisory Committee  
Mechanical Plumbing Advisory Board

**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 4 - 9)**

*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. [17-0607](#) Purchase of Wavetronix Radar Detection Systems for Traffic Signal Systems (Council Priority - Streets)**

Motion authorizing City Manager, or designee, to execute a purchase from Twincrest Technologies, of Fort Worth, Texas for six Wavetronix radar detection systems in accordance with the cooperative purchasing agreement with the Houston-Galveston Area Council for a total amount of \$99,400.00 and funded by the Redlight Photo Fund. This item is a one-time purchase.

**Sponsors:** Street Department and Purchasing Division

**5. [17-0601](#) Supply Agreement for Saddle Service Taps for Waterlines**

Motion authorizing City Manager, or designee, to execute a supply agreement with HD Supply Waterworks of Corpus Christi, Texas for the purchase of saddle service taps for waterlines in response to RFB 1069 based on the lowest, responsive, responsible bid for a total amount not to exceed \$35,559.17, with an estimated expenditure of \$11,853.00 in FY2016-2017 and funded by the Warehouse Stores 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:** Water Utilities Department and Purchasing Division

6. [17-0567](#) **Service Agreement for Electrical Repair for Sunrise Beach, Rincon Pump Station and Wesley Seale Dam (Council Priority - Water)**

Motion authorizing City Manager, or designee, to execute a service agreement with Advantage Electrical Contracting & Maintenance, Inc., of Corpus Christi, Texas for the Electrical Services for Sunrise Beach, Rincon Pump Station and Wesley Seale Dam in response to RFB 1056 based on the lowest, responsive, responsible bid for a total amount not to exceed \$49,475 with an estimated expenditure of \$16,492 in FY2016-2017 and funded by the Water 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:** Water Utilities Department and Purchasing Division

7. [17-0643](#) **Purchase of four Kubota RTV 900 Series for Parks and Recreation and Utilities**

Motion approving the purchase of four Kubota RTV 900 Series from Kubota Tractor Corporation, from Torrance, California, based on the cooperative purchasing agreement with Texas Local Government Purchasing Cooperative, dba BuyBoard for the total amount not to exceed \$62,923.16. Funds are budgeted in FY2016-2017.

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

8. [17-0572](#) **Amendment of Subscription Service Licenses for the Human Resources Department - Elearning**

Motion authorizing the City Manager or designee to execute an amendment for the continuation of subscription service licenses with OpenSesame, Inc., of Portland Oregon, based on a sole source for a total amount not-to-exceed \$203,400 for the subscription service of three years. Funds are available in the Human Resources FY 2016-2017 budget for the first of three annual expenditures of \$67,800.

**Sponsors:** Human Resources and Purchasing Division

9. [17-0615](#) **Second Reading Ordinance - Amending the Unified Development Code - Adding a Non-Voting Ex-Officio Navy Representative to the Planning Commission (1st Reading 5/30/17)**

Ordinance amending the Unified Development Code by adding a non-voting ex-officio Navy representative to the Planning Commission; providing for severance; providing for penalty; providing for publication; and effective date.

**Sponsors:** 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: (ITEMS 10 - 11)**

**10. [17-0681](#) Public Hearing and First Reading Ordinance - Rezoning property located at 4540 Tribble Lane**

Case No. 0517-03 Magellan Terminal Holdings, LP.: A change of zoning from the "CG-1" General Commercial District to the "IH" Heavy Industrial District. The property is described as Webb Tract Port View 101.58 acres, located along the west side of Poth Lane, south of Tribble Lane, and north of Interstate 37.

Planning Commission and Staff Recommendation (May 17, 2017): Approval of the change of zoning from the "CG-1" General Commercial District to the "IH" Heavy Industrial District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Magellan Terminal Holdings, LP. ("Owner"), by changing the UDC Zoning Map in reference to Webb Tract Port View 101.58 acres, from the "CG-1" General Commercial District to the "IH" Heavy Industrial District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Sponsors: Development Services

**11. [17-0682](#) Public Hearing and First Reading Ordinance - Rezoning property located at 2121 Rand Morgan Road**

Case No. 0517-04 MPM Development, LP: A change of zoning from the "RS-6" Single-Family 6 District to the "RS-4.5" Single-Family 4.5 District. The property is described as being a Roberts Tract 2.064 acres out of Lots 3, 6, 11, 14 and 15 also known as Tract 1F, Roberts Tract 31.119 acres out of Lots 3, 6, and 11, and Roberts Tract 6.517 acres out of Lots 3, 6, 11, and 14, and Roberts Tract 4.391 acres out of Lots 3, 6, 11, 14 and 15 also known as Tract 1F, located along the west side of Rand Morgan Road, south of Leopard Street, and north of Oregon Trail.

Planning Commission and Staff Recommendation (March 19, 2017): Approval of the change of zoning from the "RS-6" Single-Family 6 District to the "RS-4.5" Single-Family 4.5 District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by MPM Development, LP. ("Owner"), by changing the UDC Zoning Map in reference to Roberts Tract 2.064 acres out of Lots 3, 6, 11, 14 and 15 also known as Tract 1F, Roberts Tract 31.119 acres out of Lots 3, 6, and 11, and Roberts Tract 6.517 acres out of Lots 3, 6, 11,

and 14, and Roberts Tract 4.391 acres out of Lots 3, 6, 11, 14 and 15 also known as Tract 1F, from the "RS-6" Single-Family 6 District to the "RS-4.5" Single-Family 4.5 District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

**Sponsors:** Development Services

**N. REGULAR AGENDA: (ITEMS 12 - 15)**

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

**12. [17-0634](#) Resolution supporting the Downtown Management District's application for Cultural District Designation (Council Priority - Economic Development)**

Resolution supporting the Downtown Management District's application for the designation of a Cultural District and authorizing the certification of a Cultural District to be named Downtown Corpus Christi Cultural District for at least ten (10) years.

**Sponsors:** Business Liaison and Parks and Recreation Department

**13. [17-0650](#) Lease-Purchase One Peterbilt 320 Chassis with Roll-Off and Three Peterbilt 367 Transfer Tractors for Solid Waste Operations**

Motion authorizing the City Manager, or designee, to lease-purchase one Peterbilt 320 chassis, with a roll-off and three Peterbilt 367 transfer tractors 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 \$799,455 of which \$13,274 is budgeted in General Fund for FY2016-17. Remaining payments will be requested in future years during the normal budget process.

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

**14. [17-0024](#) Resolution approving the Wastewater Management Plan**

Resolution approving the City of Corpus Christi Wastewater Management Plan Final Report ("Final Report") regarding options for improvements to the City's wastewater treatment plants ("WWTPs") and adopting Option 1 as stated by City Council on May 23, 2017, which provides for maintaining all existing WWTPs, not relocating the Greenwood WWTP, and flood proofing Greenwood WWTP instead.

**Sponsors:** Water Utilities Department

**15. [17-0656](#) Approving an Extension to the Agreement with Valero Refining - Texas, L.P. for recycled water (Council Priority - Water)**

Motion authorizing the City Manager or designee to execute a Sixty-day Extension to the Agreement for Exclusive Reservation of Recycled Water with Valero Refining - Texas, L.P. (Valero) for 4 million gallons per day (mgd).

**Sponsors:** Water Utilities Department

**O. FIRST READING ORDINANCES: (ITEMS 16 - 20)**

**16. [17-0684](#) First Reading Ordinance - Billish Park Agreement for construction of park improvements and ongoing park maintenance**

Ordinance authorizing the City Manager or designee to execute an Agreement with the Padre Isles Property Owners Association ("PIPOA") for the Lease, Construction of Improvements and Operation of Billish Park located at 15601 Gypsy Street, to allow construction of park improvements, with City funding not to exceed \$400,000 and PIPOA funding not to exceed \$200,000, and providing for ongoing park maintenance by PIPOA.

**Sponsors:** Parks and Recreation Department

**17. [17-0673](#) First Reading Ordinance - Approval of agreement and appropriating funds for developer for the construction of a water grid main extension line located at the southeast corner of Fred's Folly Drive and Yorktown Boulevard**

Ordinance authorizing City Manager or designee to execute a Water Arterial Transmission and Grid Main Construction and Reimbursement Agreement ("Agreement") with Oso Bend Development Company ("Developer"), for the construction of a water grid main extension line and appropriating \$117,667.45 from the No. 4030 Water Arterial Transmission and Grid Main Trust Fund to reimburse the Developer in accordance with the Agreement.

**Sponsors:** Development Services

**18. [17-0672](#) First Reading Ordinance - for the acquisition of real property rights by eminent domain for the Rodd Field Expansion Project (Bond 2014, Proposition 2) (Council Priority - Streets)**

An ordinance of the City Council of the City of Corpus Christi, Texas (1) determining the public necessity and public use for the acquisition of Right-of-Way Easements, Temporary Construction Easements and fee simple property rights for a street improvement project known as the Rodd Field Road Expansion Project, generally from Saratoga Boulevard to Yorktown Boulevard (Bond 2014); (2) authorizing the City Manager or designee to negotiate and execute all documents necessary to acquire the property interests subject to availability of funds appropriated for such purposes; (3) authorizing the City Manager to institute condemnation by eminent domain proceedings to acquire easement and

fee simple property interests in the properties within the project area depicted on the Project Location Map; (4) authorizing payment pursuant to an award by special commissioners; (5) authorizing acceptance and recording of appropriate legal instruments; and (6) approving condemnation for all units of property to be acquired by condemnation herein by a single record vote of the City Council.

**Sponsors:** Engineering Services

19.     [17-0561](#)     **First Reading Ordinance - Adjusting Speed Zone on Ocean Drive from Sand Dollar Boulevard to North Gate of Air Station Corpus Christi**

Ordinance amending the Code of Ordinances, Chapter 53, Section 53-254 Schedule V, Increase of State Speed Limit in Certain Zones to update portions of Ocean Drive and increase the speed limit on Ocean Drive, from Sand Dollar Boulevard to Naval Air Station Corpus Christi North Gate; providing for severance; and providing for publication.

**Sponsors:** Office of Public Works

20.     [17-0683](#)     **First Reading Ordinance - Approval for the resale of 26 foreclosed properties**

Ordinance authorizing the resale of 26 properties for \$96,850.00 which were foreclosed upon for failure to pay ad valorem taxes, of which the City shall receive \$8,213.35 plus \$15,790.35 for partial payment of City paving and demolition liens.

**Sponsors:** Financial Services Department

**P.     FUTURE AGENDA ITEMS: (ITEMS 21 - 23)**

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

21.     [17-0705](#)     **Purchase of Public Art for Fire Station 18 located at 6226 Ayers Street**

Motion authorizing the City Manager or designee to execute an agreement to purchase a work of art created in mosaic tile, by artist Jeremiah Heye, owner of Heye Mosaics LLC, in the amount of \$22,000.00 for Fire Station #18 to fulfill the public art requirement of Public Art Ordinance No. 21435, Sec 2-109. (Bond 2008)

**Sponsors:** Parks and Recreation Department

22.     [17-0447](#)     **Construction Contract and Real Estate Contract for Creek View Drive extension (Bond 2014, Proposition 2)(Council Priority - Streets)**

Motion authorizing the City Manager, or designee, to execute a construction contract with Max Underground Construction, LLC. of

Corpus Christi, Texas in the amount of \$308,720.50 for the Creek View Drive Extension project for the base bid and to execute a land acquisition purchase agreement for \$94,000 with William E. McKinzie, Jr. Family Limited Partnership, and closing costs of \$3,000. (Bond 2014 Proposition 2)

**Sponsors:** Engineering Services

**23.     [17-0669](#)     Construction Contract and Testing Agreement for Carroll Lane from Houston Street to McArdle Road (Bond 2014, Proposition 1) (Council Priority - Streets)**

Motion authorizing the City Manager, or designee, to execute a construction contract with Haas-Anderson Construction, Ltd. of Corpus Christi, Texas in the amount of \$6,192,097.55 for Carroll Lane from Houston Street to McArdle Road for a total Base Bid plus Additive Alternate No. 1 and to execute a construction materials testing agreement with Tolunay-Wong Engineers, Inc. of Corpus Christi, Texas in the amount of \$59,515 for Carroll Lane from Houston Street to McArdle Road. (Bond 2014 Proposition 1)

**Sponsors:** Engineering Services

**Q.     BRIEFINGS: (NONE)**

*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.*

**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.     EXECUTIVE SESSION: (ITEMS 24 - 25)**

*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.*

**24.     [17-0716](#)     Executive Session pursuant to Texas Government Code § 551.071 and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning claims and litigation including, but not limited to, the case of *Graziella G. Mesa vs. City of Corpus Christi, Texas*.**

25. [17-0709](#) **Executive Session pursuant to Texas Government Code § 551.074**  
(Personnel Matters) to discuss the appointment, employment, and duties of public officers or employees, including, but not limited to, members of the City Council.

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**