



City of Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final

City Council

Tuesday, October 10, 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 Joe McComb to call the meeting to order.**
- B. Invocation to be given by Deacon Michael Mantz, Diocese of Corpus Christi.**
- C. Pledge of Allegiance to the Flag of the United States to be led by Sylvia Wilson, Human Relations Administrator.**
- D. City Secretary Rebecca L. Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
 - 1. [17-1282](#) Proclamation declaring October 8 - 14, 2017, "Court Observance Week".
Proclamation declaring October 12, 2017, "Hispanic Women's Network of Texas - Corpus Christi Chapter 'Carnaval de las Estrellas Gala' Day".**
- F. CITY MANAGER'S COMMENTS / UPDATE ON CITY OPERATIONS:**
 - a. STREETS RELATED TO NEW HARBOR BRIDGE**

b. OTHER**G. MINUTES:**

2. [17-1281](#) Regular Meeting of September 26, 2017 and Special Meetings of September 22, 25 and 28, 2017.

H. BOARD & COMMITTEE APPOINTMENTS:

3. [17-1283](#) Corpus Christi B Corporation
Corpus Christi Convention and Visitors Bureau
Ethics Commission
Nueces County Tax Appraisal District

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 - 12)

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. [17-1141](#) Small Business Agreement for Del Mar College Internship Program

Resolution to approve a Small Business Incentives Agreement between the Corpus Christi Business and Job Development Corporation and Del Mar College (Del Mar) to provide grant up to \$150,000 for their internship program to assist small businesses.

Sponsors: Economic Development

5. [17-1142](#) Small Business Agreement for Texas A&M University - Corpus Christi Internship Program

Resolution to approve a Small Business Incentives Agreement between the Corpus Christi Business and Job Development Corporation and Texas A&M University - Corpus Christi (TAMU-CC) to provide grant up to \$150,000 for their internship program to assist small businesses.

Sponsors: Economic Development

6. [17-1143](#) Small Business Agreement for LiftFund, Inc.

Resolution to approve the Small Business Incentives Agreement between the Corpus Christi Business and Job Development Corporation and LiftFund, Inc. (LiftFund) to provide a grant up to \$250,000 for their loan

buy-down program to assist small business.

Sponsors: Economic Development

7. [17-1144](#) **Small Business Agreement for Service Corps of Retired Executives (SCORE) Chapter 221**

Resolution to approve a Small Business Incentives Agreement between the Corpus Christi Business and Job Development Corporation and Service Corps of Retired Executives (SCORE) Chapter 221 to provide a grant up to \$52,600 for their small business assistance program.

Sponsors: Economic Development

8. [17-1145](#) **Small Business Agreement for Del Mar College Procurement Technical Assistance Center**

Resolution approving a Small Business Incentives Agreement between the Corpus Christi Business and Job Development Corporation and Del Mar College (Del Mar) to provide a grant up to \$48,490 for their Procurement Technical Assistance Center (PTAC) to assist small business.

Sponsors: Economic Development

9. [17-1156](#) **Supply Agreement for the Purchase of Liquid Ammonium Sulfate Solution for the O.N. Stevens Water Treatment Plant for a not to exceed amount of \$350,941.00 with a potential multi-year amount of up to \$2,105,646.00**

Motion authorizing the City Manager, or designee, to execute a supply agreement with Chemtrade Chemicals US, LLC, of Parsippany, New Jersey for the purchase of liquid ammonium sulfate solution in response to Request for Bid (RFB) No. 1261, based on the lowest responsive, responsible bid, for a total amount not to exceed \$ 350,941.00, of which \$175,470.50 will be funded by the Water Fund in FY2017-18. The term of the agreement is for two years with an option to extend for two additional two-year periods, subject to the sole discretion of the City, with a total potential multi-year amount of up to \$2,105,646.00.

Sponsors: Water Utilities and Purchasing Division

10. [17-1170](#) **Resolution for a Supply Agreement for the Purchase of Chemkeys and Reagents for O.N. Stevens Water Treatment Plant for a total not to exceed amount of \$825,780.23 for the three-year term**

Resolution finding that the purchase of chemkeys and reagents for O.N. Stevens Water Treatment Plant is a sole source procurement; and authorizing the City Manager, or designee, to execute a supply agreement with Hach Company of Loveland, Colorado, for the purchase of chemkeys and reagents for a total amount not to exceed \$825,780.23 for a three-year

term, with an annual step price increase.

Sponsors: Water Utilities and Purchasing Division

11. [17-1194](#) **Resolution authorizing the submission of a grant application for the Texas Military Preparedness Commission's Defense Economic Adjustment Assistance Grant Program**

Resolution authorizing the City Manager, or designee, to submit a grant application in the amount of up to five million dollars (\$5,000,000) to the Office of the Governor for funding from the Texas Military Preparedness Commission's Defense Economic Adjustment Assistance Grant Program.

Sponsors: Intergovernmental Relations

12. [17-1195](#) **First Reading Ordinance - Closing of a utility easement located at 6024 Crosstown Expressway**

Ordinance abandoning and vacating 0.303 acre of an existing utility easement out of a part of Bohemian Colony Lands, Block 7, Lot 2, located at 6024 Crosstown Expressway and requiring the owner, AEP Texas Central Company, to comply with the specified conditions.

Sponsors: Development Services

L. RECESS FOR LUNCH

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

M. PUBLIC HEARINGS: (ITEMS 13 - 15)

13. [17-1241](#) **Public Hearing and First Reading Ordinance - Rezoning property located at 7601 Yorktown Boulevard**

Case No. 0617-04 Gulfway Shopping Center: A change of zoning from the "FR" Farm Rural District to the "RS-4.5" Single Family 4.5 District. The property is described as being 27.20 acres out of Lot 5, Section 24 and Lots 21 and 28, Section 25, Flour Bluff and Encinal Farm and Garden Tracts, located on the south side of Yorktown Boulevard, east of Rodd Field Road, and west of Starry Road.

Planning Commission and Staff Recommendation (August 23, 2017): Approval of the change of zoning from the "FR" Farm Rural District to the "RS-4.5" Single-Family 4.5 District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Gulfway Shopping Center ("Owner"), by changing the UDC Zoning Map in reference to 27.20 acres out of Lot 5, Section 24 and Lots 21 and 28, Section 25, Flour Bluff and Encinal Farm and Garden Tracts,

from the “FR” Farm Rural 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

14. [17-1253](#) Public Hearing and First Reading Ordinance - Rezoning property located at 4502 Kasper Street

Case No. 0317-03 Bruce Callaway: A change from the “RS-6” Single-Family 6 District to the “CG-2” General Commercial District. The property is described as a 2.95 acre tract of land being the Easterly 205 feet of Lot Two (2), W. C. Lowery Park, a Subdivision of Corpus Christi, Nueces County, Texas, located along the south side of Gollihar Road east of the intersection with Kasper Street, east of Carroll Lane, and west of Weber Road.

Planning Commission and Staff Recommendation (May 3, 2017):
Denial of the change of zoning from the “RS-6” Single-Family 6 District to the “CG-2” General Commercial District, in lieu thereof approval of the “CN-1/SP” Neighborhood Commercial District with a Special Permit (SP) with conditions.

Ordinance:
Ordinance amending the Unified Development Code (“UDC”), upon application by Bruce Callaway (“Owner”), by changing the UDC Zoning Map in reference to a 2.95 acre tract of land being the Easterly 205 feet of Lot Two (2), W. C. Lowery Park, from the “RS-6” Single-Family 6 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

15. [17-1254](#) Public Hearing and First Reading Ordinance - Rezoning property located at 5801 Patton Street

Case No. 0817-01 Plains Capital Bank: A change of zoning from “IL” Light Industrial District to the “CG-1” General Commercial District. The property is described as Wooldridge Creek Center, Block 4, Lot 1D, located on the west side of Patton Street, south of Holly Road, and north of Wooldridge Road.

Planning Commission and Staff Recommendation (August 23, 2017):
Approval of the change of zoning from the “IL” Light Industrial District to the “CG-1” General Commercial District

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Plains Capital Bank ("Owner"), by changing the UDC Zoning Map in reference to Wooldridge Creek Center, Block 4, Lot 1D, from the "IL" Light Industrial District to the "CG-1" General Commercial 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 16 - 17)

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

16. [17-1223](#) Resolution Adopting the Nueces County Multi-Jurisdictional Hazard Mitigation Action Plan

A resolution of the City Council of the City of Corpus Christi, Texas adopting the Nueces County Multi-Jurisdictional Hazard Mitigation Action Plan.

Sponsors: Development Services

17. [17-1246](#) Ordinance - Appropriating Program Income for the Regional Local Services System/Local Public Health System (RLSS/LPHS) grant for use by the Health Department

Ordinance appropriating \$200,000.00 from the estimated program revenue in Health Grants Fund No. 1066 as State fiscal year 2016-17 program revenue to fund laboratory and public health services at the Corpus Christi-Nueces County Public Health District for the contract period September 1, 2016 through August 31, 2017; and declaring an emergency.

Sponsors: Health Department

O. FIRST READING ORDINANCES: (ITEMS 18 - 20)

18. [17-1238](#) First Reading Ordinance - Accepting and appropriating grant funds for the Victims of Crime Act (VOCA) grant within the Police Department

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 \$281,860.18 to continue the Victims of Crime Act (VOCA) Grant within the Police Department for Year 18 and 19 with a City match of \$60,865.04 and an in-kind match of \$9,600 from the No. 1020 Police General Fund; appropriating the \$281,860.18 in the No. 1061 Police Grants Fund to continue the VOCA grant in the Police Department; and authorizing the transfer of \$60,865.04 from the No. 1020

General Fund to the No. 1061 Police Grants Fund and appropriating the same for a total project cost of \$352,325.22.

Sponsors: Police Department

19. [17-1248](#) **First Reading Ordinance - Approval of the amendment to the previously approved agreement and appropriating Water Distribution Main Trust funds for Vantage at Corpus Christi, LLC.**

Ordinance authorizing the City Manager or designee to execute an amendment to the previously approved Distribution Main Extension Construction and Reimbursement Agreement ("agreement") with Vantage at Corpus Christi, LLC., ("developer"); and appropriating \$34,551.83 from the No. 4030 Distribution Main Trust Fund to reimburse the developer in accordance with the amendment to the agreement.

Sponsors: Development Services

20. [17-1249](#) **First Reading Ordinance - Approval of the amendment to the agreement and appropriating additional Water Distribution Main Trust funds for Peterson Properties, Ltd.**

Ordinance authorizing the City Manager or designee to execute an amendment to the Distribution Main Extension Construction and Reimbursement Agreement ("Agreement") with Peterson Properties, Ltd., ("Developer"), for the additional construction cost of a distribution main line; and appropriating \$64,035.73 from the No.4030 Distribution Main Trust fund to reimburse the developer in accordance with the amendment to the original agreement.

Sponsors: Development Services

P. FUTURE AGENDA ITEMS: (ITEMS 21 - 26)

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

21. [17-1198](#) **Purchase of Tactical Gear for the Special Weapons and Tactics (S.W.A.T.) Team within the Police Department**

Motion approving the purchase of various types of tactical gear for the S.W.A.T. team from GT Distributors, Inc., from Austin, Texas, based on a cooperative purchasing agreement with Local Government Purchasing Cooperative, dba BuyBoard for the total amount not to exceed \$181,871.66. Funds are budgeted in FY2017-18 Fund 1062 Fire Grant.

Sponsors: Police Department and Purchasing Division

22. [17-1205](#) **Service Agreement for School Crossing Guard Services within the Police Department**

Motion authorizing City Manager, or designee, to execute a service agreement with All City Management Services, Inc., Santa Fe Springs, California for school crossing guard services, in accordance with Request for Bid No. 1148, based on the lowest responsive, responsible bid for a total amount not to exceed \$360,864, of which \$333,105 is funded in FY2017-18 Red Light Photo Fund. The term of this contract will be for 13 months.

Sponsors: Police Department and Purchasing Division

23. [17-1199](#) **Purchase of a HazMat Elite Handheld Detection System for the Fire Department**

Motion approving the purchase of a HazMat Elite Handheld Detection System from FarrWest Environmental Supply, Inc., from Schertz, Texas, based on a cooperative purchasing agreement with Local Government Purchasing Cooperative, dba BuyBoard for the total amount not to exceed \$59,950.00. Funds are budgeted in FY 17-18 Fund 1062 Fire Grant.

Sponsors: Fire Department and Purchasing Division

24. [17-1291](#) **Resolution authorizing Oso Golf Course Claim Settlement**

Resolution authorizing payment to Foresight Corpus Christi Golf LLC for claim settlement of \$74,653.67 in replacement expenses for the Oso Golf Course cart barn damaged by fire on September 30, 2016.

Sponsors: Parks and Recreation Department

25. [17-1224](#) **Engineering Design Contract for Corpus Christi Museum of Science and History Floodwall from Type A Funds**

Motion authorizing the City Manager, or designee, to execute a professional services contract with HDR Engineering, Inc. of Corpus Christi, Texas in the amount of \$216,871 for the Corpus Christi Museum of Science and History Floodwall project for survey, design, permitting, bid and construction phase services.

Sponsors: Engineering Services

26. [17-1252](#) **Disbursement of Council Member Paulette M. Guajardo's FY2017/2018 Salary**

Motion authorizing the City Manager or designee to execute an agreement with 911 Park Place d.b.a. Mission 911, a Texas non-profit corporation, of Corpus Christi Texas, in the amount of \$6,459.00, to be funded by Council Member Paulette M. Guajardo's FY2017/2018 budgeted city council salary and associated payroll taxes, which are not to be received by Council Member Guajardo, in support of programs provided by 911 Park Place d.b.a. Mission 911 in the City of Corpus Christi, Texas.

Sponsors: City Secretary's Office

Q. BRIEFINGS: (ITEM 27)

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.

27. [17-1202](#) Control Network Architecture Upgrade for ONSWTP High Service Number 3

Sponsors: Water Utilities

R. EXECUTIVE SESSION: (ITEMS 28 - 29)

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.

28. [17-1236](#) 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, pending litigation, potential settlement, attorney's fees, and/or other potential legal matters regarding lawsuit of Ray Rosas, Virginia Rosas, Individually and on Behalf of Brenda Rosas, Isabel Rocha And Jose Maria Pena, vs. The City of Corpus Christi, Andy Trevino, Justin Sanders, Adam Villarreal, Ross Murray, Heriberto Martinez, Michael Landino, Roger Arevalo, Yezenia Banuelos and John Villarreal.**29. [17-1180](#) 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 representation of the City for issuance of debt, including, but not limited to, potential conflict of interest matters related to bond counsel duties.****S. 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.

T. ADJOURNMENT