



City of Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final

City Council

Thursday, November 30, 2017

4:00 PM

Council Chambers

TEST AGENDA

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 ____.**
- C. Pledge of Allegiance to the Flag of the United States to be led by .**
- D. City Secretary Rebecca L. Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
- F. CITY MANAGER'S COMMENTS / UPDATE ON CITY OPERATIONS:**
 - a. OTHER**
- G. MINUTES:**

H. BOARD & COMMITTEE APPOINTMENTS:**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:

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. [17-1342](#) **Supply Agreement for Street Operations for Traffic Signs, three-year agreement for a total amount not to exceed \$226,141.86, with an option to extend for up to two additional one-year periods, and a total potential multi-year amount of \$376,903.10**

Motion authorizing City Manager, or designee, to execute a supply agreement with Custom Products Corporation, of Jackson, Mississippi for the purchase of traffic signs for Street Operations in response to Request for Bid (RFB) No. 1061, based on the lowest responsive, responsible bid for a total amount not to exceed \$226,141.86, of which \$75,380.62 is funded in FY2017-18 in the Street Fund. The term of the agreement is for three years with an option to extend for up to two additional one-year periods, subject to the sole discretion of the City, with a total potential multi-year amount of \$376,903.10.

Sponsors: Street Department and Purchasing Division

1. [17-1375](#) **Motion ratifying a notice to proceed issued to CrowderGulf, LLC, for services related to Hurricane Harvey, pursuant to a contingency service agreement; authorizing payment to CrowderGulf for an amount not to exceed \$5,946,096.07 for debris removal; authorizing the City Manager to execute Amendment No. 1 to the agreement to include a price for mulched debris and issuance and payment of a task order for an amount not to exceed \$236,875 for transportation of mulched debris for a restated fee not to exceed \$6,182,971.07**

Motion ratifying a notice to proceed issued to CrowderGulf, LLC ("CrowderGulf"), of Theodore, Alabama, for services related to Hurricane Harvey, pursuant to a contingency service agreement; authorizing payment by the City Manager or designee ("City Manager") to CrowderGulf for an amount not to exceed \$5,946,096.07 for debris removal; authorizing the City Manager to execute Amendment No. 1 to the agreement to include a price for mulched debris and issuance and payment of a task order for an amount not to exceed \$236,875 for transportation of mulched debris for a restated fee not to exceed \$6,182,971.07.

Sponsors: Solid Waste Operations

2. [17-1376](#) **Motion ratifying a notice to proceed issued to Tetra Tech, Inc. for services related to Hurricane Harvey for Task Order No. 1 in an amount not to exceed \$1,570,041 and Task Order No. 2 in an amount not to exceed \$90,427 issued pursuant to the contingency service agreement for disaster monitoring and recovery services for a total amount not to exceed \$1,660,468**

Motion ratifying a notice to proceed issued to Tetra Tech, Inc. (formerly, Science Applications International Corporation), of Maitland, Florida, for services related to Hurricane Harvey; authorizing payment by the City Manager, or designee, for Task Order No. 1 in an amount not to exceed \$1,570,041 and for Task Order No. 2 in an amount not to exceed \$90,427 issued pursuant to the contingency service agreement for disaster debris monitoring and recovery services for a total amount not to exceed \$1,660,468; and to execute all necessary documents with Tetra Tech.

Sponsors: Solid Waste Operations

5. [17-1431](#) **Type A Agreement - CCREDC Program Management and Funding**

Motion authorizing and approving an Agreement between the Corpus Christi Regional Economic Development Corporation and the Corpus Christi Business and Job Development Corporation for management of the Business and Job Development Incentive Program. The Agreement runs from October 1, 2017 to September 30, 2018 and includes an annual payment of \$125,000.00.

Sponsors: Assistant City Manager

6. [17-1399](#) **Second Reading Ordinance - Street Closure at 3601 Saratoga Boulevard (1st Reading 11/14/17)**

Ordinance closing, abandoning and vacating an undeveloped and unsurfaced 479.16-square foot (0.011 acre) parcel of public right-of-way, portion out of Bohemian Colony Lands, Section 12, Lot 1, a map of which is recorded in Volume A, Page 48, Map Records of Nueces County, Texas and requiring the owner, VMB Equity Properties, LLC., to comply with specified conditions.

Sponsors: Development Services

7. [17-1400](#) **Second Reading Ordinance - Rezoning for a Property located at 3006 Niagara Street (1st Reading 11/14/17)**

Case No. 1017-03 Trevino Mortuary Services, Inc. A change of zoning from the "CN-1" Neighborhood Commercial District to the "IL" Light Industrial District. The property is described as Broadmoor Park, Block 5, Lots 19 thru 24 less portion to right-of-way, located on the east side of Niagara Street, north of Tarlton Street, and east of South Port Avenue.

Planning Commission and Staff Recommendation (October 18, 2017): Denial of the change of zoning from the "CN-1" Neighborhood Commercial District to the "IL" Light Industrial 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 Trevino Mortuary Services, Inc. (“Owner”), by changing the UDC Zoning Map in reference to the property described as Broadmoor Park, Block 5, Lots 19 thru 24 less portion to right-of-way, from the “CN-1” Neighborhood Commercial District to the “CN-1/SP” Neighborhood Commercial District with a Special Permit; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Sponsors: Development Services

8. [17-1404](#)

Second Reading Ordinance - Rezoning property located at 3046 Holly Road (1st Reading 11/14/17)

Case No. 1017-02 Rogerio & Maria Lopez: A change of zoning from the “RS-6” Single-Family 6 District to the “CN-1” Neighborhood Commercial District. The property is described as being a two acre tract of land out of Lot 4, Section 3, Bohemian Colony Lands, located on the northeast corner of Holly Road and Santa Olivia Street, west of Kostoryz Road and east of Ayers Street.

Planning Commission and Staff Recommendation (October 18, 2017):

Approval of the change of zoning from the “RS-6” Single-Family 6 District to the “CN-1” Neighborhood Commercial District.

Ordinance:

Ordinance amending the Unified Development Code (“UDC”), upon application by Rogerio and Maria Lopez (“Owners”), by changing the UDC Zoning Map in reference to a two-acre tract of land out of Lot 4, Section 3, Bohemian Colony Lands, from the “RS-6” Single-Family 6 District to the “CN-1” Neighborhood Commercial District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Sponsors: Development Services

9. [17-1408](#)

Second Reading Ordinance - Rezoning for property located at 1902 Rodd Field Road (1st Reading 11/14/17)

Case No. 1017-05 Hunt Enterprises, Ltd.: A change of zoning from the “RM-3” Multifamily 3 District to the “CG-2” General Commercial District for Tract 1 and “CG-2” General Commercial District to “RM-3” Multifamily 3 District for Tract 2. The property is described as being 2.25 acres out of Lot 32, Section 28, Flour Bluff and Encinal Farm and Garden Tracts, located on the north side of Corsair Drive, east of Rodd Field Road, and west of Blue Angel Street.

Planning Commission and Staff Recommendation (October 18, 2017):

Approval of the change of zoning from the "RM-3" Multifamily 3 District to the "CG-2" General Commercial District for Tract 1 and "CG-2" General Commercial District to "RM-3" Multifamily 3 District for Tract 2.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Hunt Enterprises, Ltd. ("Owner"), by changing the UDC Zoning Map in reference to 2.25 acres out of Lot 32, Section 28, Flour Bluff and Encinal Farm and Garden Tracts, from the "RM-3" Multifamily 3 District to the "CG-2" General Commercial District for Tract 1 and "CG-2" General Commercial District to "RM-3" Multifamily 3 District for Tract 2; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Sponsors: Development Services

19. [17-1353](#) **Second Reading Ordinance - Amendment to Lease with Padre Island Yacht Club (28-Day Delay Required) (1st Reading 11/7/17)**

Ordinance authorizing the City Manager to execute an amendment to the Lease Agreement with Padre Island Yacht Club for expanded leased area near the Wastewater Treatment Plant on Whitecap Blvd to include additional area of 50 feet by 300 feet and amendment of renewal term provisions.

Sponsors: Water Utilities

15. [17-1373](#) **Second Reading Ordinance - Appropriating Funds and accepting a grant from FEMA for hurricane disaster assistance (1st Reading 11/14/17)**

Ordinance appropriating \$5,000,000 from the fund balance for major contingencies in the No. 1020 General Fund for Hurricane Harvey debris removal and related activities; authorizing the City Manager, or designee, to execute all documents necessary to accept a partial grant from the Federal Emergency Management Agency for hurricane disaster assistance in the amount of \$4,069,836.99 and appropriating in the No. 1020 General Fund; and amending the FY2017-2018 Operating Budget adopted by Ordinance No. 031255 to increase revenues by \$4,069,836.99 and appropriations by \$9,069,836.99.

Sponsors: Solid Waste Operations

18. [17-1385](#) **Second Reading Ordinance - Approving the 2018 Annual Audit Plan (1st Reading 11/7/17)**

Ordinance to approve the 2018 Annual Audit Plan.

Sponsors: City Auditor

20. [17-1386](#) **Second Reading Ordinance - Nueces Electric Cooperative Electric Franchise (28-Day Delay Required) (1st Reading 11/7/17)**

Ordinance Granting To Nueces Electric Cooperative, Its Successors And Assigns, A Non-Exclusive Franchise To Construct, Maintain And Operate Lines And Appurtenances And Appliances For Conducting Electricity In, Over, Under And Through The Streets, Avenues, Alleys And Public Rights-Of-Way Of The City Of Corpus Christi, Texas.

Sponsors: Legal Department

12. [17-1388](#) **Second Reading Ordinance - Appropriating Funds for Purchase and Installation of Playground Equipment at Southfork and Thebeau Parks (1st Reading 11/14/17)**

Ordinance appropriating \$79,376.31 from the unreserved fund balance in the No. 1020 General Fund for the purchase and installation of playground equipment at Southfork and Thebeau Parks; amending the FY2017-18 Operating Budget adopted by Ordinance No. 031255 by increasing expenditures by \$79,376.31; authorizing the City Manager or designee to execute all documents necessary with GameTime by Total Recreation Products, Inc., of Cypress, Texas, to approve the purchase and installation of the equipment for up to \$135,933.85, based on the cooperative purchasing agreement with Local Government Purchasing Cooperative dba Buyboard, and to include payment of an additional contingency amount of up to \$1,000 for unforeseen expenses, for a total amount not to exceed \$136,933.85, of which \$57,557.54 is being provided from the Community Enrichment Fund.

Sponsors: Parks and Recreation Department and Purchasing Division

11. [17-1406](#) **Second Reading Ordinance - Repeal of the City's Joint Airport Zoning Board and establishment of an Airport Zoning Commission (1st Reading 11/14/17)**

Ordinance amending Chapter 2, Division 11 (Joint Airport Zoning Board), of the Code of Ordinances by repealing all provisions related to the Joint Airport Zoning Board; designating the City's Planning Commission as the Airport Zoning Commission for all purposes under the Airport Zoning Act ("Act"), Texas Local Government Code §241.001 et seq.; and investing such Airport Zoning Commission with the powers and duties authorized to be exercised under the provisions of the Act; providing for severability; and providing for publication.

Sponsors: Aviation Department

13. [17-1409](#) **Second Reading Ordinance - Closing of a utility easement located at 7522 Everhart Road (1st Reading 11/14/17)**

Ordinance abandoning and vacating 0.127 acre of an existing utility easement out of a part of St. John the Baptist Tract, Block 1, Lot 1R, located at 7522 Everhart Road and requiring the owner, Most Reverend Wm. Michael Mulvey, S.T.L., D.D., Bishop of the Diocese of Corpus Christi, a Corporate Sole and His Successors in Office, to comply with the specified conditions.

Sponsors: Development Services

27. [17-1424](#) **Second Reading Ordinance - Approval for the resale of 6 foreclosed properties (1st Reading 11/14/17)**

Ordinance authorizing the resale of 6 properties for \$55,999.00 which were foreclosed upon for failure to pay ad valorem taxes, of which the City shall receive \$8,623.22 plus \$4,457.60 for partial payment of City paving and demolition liens.

Sponsors: Financial Services Department

4. [17-1429](#) **Resolution authorizing an Interlocal Agreement with Corpus Christi Independent School District (CCISD) for use of CCISD facilities for City Latchkey and use of City Facilities for CCISD programs and Amendment No. 2 to the Interlocal Agreement with CCISD to amend provisions pertaining to capital improvements for the Natatorium**

Resolution authorizing the City Manager to execute an Interlocal Agreement with Corpus Christi Independent School District (CCISD) regarding use of CCISD facilities for City Latchkey and other City programs and regarding use of City facilities for CCISD programs; and authorizing the City Manager to execute Amendment No. 2 to the Interlocal Agreement with CCISD regarding the Natatorium to amend provisions pertaining to capital improvements for the Natatorium.

Sponsors: Parks and Recreation Department

L. **RECESS FOR LUNCH**

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

M. **PUBLIC HEARINGS:**

N. **REGULAR AGENDA:**

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

O. **FIRST READING ORDINANCES:**

P. **FUTURE AGENDA ITEMS:**

The following items are for Council's informational purposes only. No action will be taken

and no public comment will be solicited.

Q. BRIEFINGS:

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.

S. EXECUTIVE SESSION: (NONE)

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.

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