



City of Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final

City Council

Tuesday, February 27, 2018

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 Pastor Chuck Goodwin, Fish for Life Ministries.**
- C. Pledge of Allegiance to the Flag of the United States to be led by Robert Rocha, Fire Chief.**
- D. City Secretary Rebecca L. Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
 - 1. [18-0251](#) Proclamation declaring February 27, 2018, "IHOP's National Pancake Day and Shriners' Hospitals for Children Day".
Proclamation declaring March 3, 2018, "10th Annual Festival of India and Community Health Fair Day".
Proclamation declaring the week of March 4-10, 2018, "Women in Construction (WIC) Week".
Proclamation declaring March 6, 2018, "Lymphedema Awareness Day".
Proclamation declaring March 9th, 16th and 23rd, 2018, "Fill-The-Boot for

the Muscular Dystrophy Association Days".
Arts and Cultural Commission Will Recognize the 2018 Arts Grant Recipients with a Check Presentation.
Swearing-In Ceremony for Newly Appointed Board, Commission, Committee and Corporation Members.

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

a. WASTEWATER RATE UPDATE

b. OTHER

G. MINUTES:

- 2. [18-0249](#)** Regular Meeting of February 20, 2018 and Workshop Session of February 15, 2018.

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 - 7)

NOTICE TO THE PUBLIC: The following items are consent motions, resolutions, and ordinances of a routine or administrative nature. The Council has been furnished with background and support material on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Council Member or a citizen, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.

- 3. [18-0194](#) Resolution recommending restoration of funding to the Texas Commission on Environmental Quality for air quality monitoring and mitigation programs for near non-attainment communities to remain in compliance of federal ozone standards**

Resolution to recommend restoration of funding to the Texas Commission on Environmental Quality for air quality monitoring and mitigation programs for near non-attainment communities essential to remain in compliance with the National Ambient Air Quality Standards (NAAQS) for ozone established by the United States Environmental Protection Agency through the Clean Air Act.

Sponsors: Intergovernmental Relations

- 4. [18-0179](#) Eight-Month Service Agreement for the purchase and installation of field lights for Ben Garza Park**

Motion authorizing an eight-month service agreement with Musco Sports Lighting, LLC, of Oskalossa, Iowa, for the purchase and installation of field lights at Ben Garza Park for an amount not to exceed \$303,680 via BuyBoard.

Sponsors: Parks and Recreation Department and Purchasing Division

5. [18-0205](#) **Resolution authorizing an Interlocal Agreement for a city-wide storm water survey**

Resolution authorizing the execution of an Interlocal Agreement with Texas A & M University - Corpus Christi in the amount of \$8,450 for a city-wide storm water survey.

Sponsors: Water Utilities Department

6. [18-0151](#) **Construction Contract for the Naval Air Station Corpus Christi (NASCC) Fence Replacement Project (Military Revolving Fund)**

Motion authorizing a construction contract with Clearfield Construction, LLC of San Antonio, Texas in the amount of \$298,007.40 for the Naval Air Station Corpus Christi (NASCC) Fence Replacement project for Base Bid and Additive Alternate No. 1 (Military Revolving Fund)

Sponsors: Engineering Services

7. [17-1003](#) **Second Reading Ordinance - Accepting and appropriating two grant agreements from the State to construct a new water pipeline to Naval Air Station Corpus Christi and perimeter fencing and access control gates for the Corpus Christi Army Depot (1st Reading 2/20/18)**

Ordinance authorizing acceptance of two grant agreements totaling \$6,016,014 from the Office of the Texas Governor to construct a new water pipeline to Naval Air Station Corpus Christi and construct perimeter fencing and access control gates at the Corpus Christi Army Depot, appropriating into the Water Grants Fund and the Community Development Grant Funds and providing \$270,001 as in-kind local match.

Sponsors: Intergovernmental Relations

L. **RECESS FOR LUNCH**

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

M. **PUBLIC HEARINGS: (ITEM 8)**

8. [18-0254](#) **Public Hearing and First Reading Ordinance - Rezoning for a Property located at 12750 Hearn Road**

Case No. 0118-01 AEP Texas, Inc.: A change of zoning "RS-6" Single-Family 6 District to the "IH" Heavy Industrial District. The property is described as Hearn Addition Annex, Lot 1, located on the north side of Hearn Road, west of Callicoatte Road, and east of Leopard Street.

Planning Commission and Staff Recommendation (January 24, 2018):

Approval of the change of zoning from the "RS-6" Single-Family 6 District to the "IH" Heavy Industrial District.

Ordinance:

Case No. 0118-01: Ordinance rezoning property at 12750 Hearn Road from "RS-6" to "IH" and amending the Comprehensive Plan.

Sponsors: Development Services

N. REGULAR AGENDA: (ITEMS 9 - 10)

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

9. [18-0117](#) **Second Reading Ordinance - Amending the Wastewater Collection System Master Plan to move flows to Airline Lift Station (1st Reading 2/20/18)**

Ordinance amending Wastewater Collection System Master Plan, Oso W.R.P. Service Area, Sub Basin SPA 30; amending Comprehensive Plan; and providing publication.

Sponsors: Development Services

10. [18-0237](#) **Resolution to amend 2016 Resolution authorizing emergency procurement for water quality improvements**

Resolution amending Resolution 030905 to increase amount authorized for water quality improvements by \$199,065 for revised total of \$2,919,065.

Sponsors: Water Utilities Department

O. BUDGET RELATED ITEMS: (ITEMS 11 - 14)

11. [18-0250](#) **First Reading Ordinance - Amending the Code of Ordinances to increase alarm permit fees and adopt a new animal care service fee schedule**

Ordinance amending Corpus Christi Code to increase alarm permit fees; and adopting new animal care service fee schedule.

Sponsors: Police Department

12. [18-0271](#) **First Reading Ordinance - Emergency Medical Services Recommended Fee Changes**

Ordinance amending Corpus Christi Code to adopt ambulance rates schedule and to increase ambulance service permitting fees.

Sponsors: Fire Department

13. [18-0274](#) **Resolution for Fiscal Year 2017-2018 Parks and Recreation fees**

Resolution amending and adding new parks and recreational use fees.

Sponsors: Parks and Recreation Department

14. [18-0273](#) **First Reading Ordinance - Amending the Code of Ordinances regarding Library fees to increase the photocopy fee**

Ordinance amending section 2-79 of the code of ordinances regarding library fees to increase the photocopy fee and provision for administrative fee increases.

Sponsors: Libraries

P. FIRST READING ORDINANCES: (ITEMS 15 - 16)

15. [18-0182](#) **First Reading Ordinance - Appropriating \$249,550 from the Arena Facility Fund for the Arena Wi Fi Enhancement Project**

Ordinance appropriating \$249,550 from the unreserved fund balance of the Arena Facility Fund for a wi-fi enhancement project at the American Bank Center; and amending the operating budget.

Sponsors: City Manager's Office and Information Technology Services

16. [18-0244](#) **First Reading Ordinance - Appropriating funds for negotiations related to the City's Sanitary Sewer System**

Ordinance appropriating \$579,860 in the Wastewater Fund and authorizing up to \$325,460 for legal, engineering, and consulting services for negotiations with federal and state regulatory authorities related to the City's sanitary sewer system and a contingency of up to \$254,400 in the event of pre-agreement litigation related to said system; amending the budget; and de-authorizing \$1,142,700 previously authorized as a contingency for said litigation.

Sponsors: Legal Department

Q. FUTURE AGENDA ITEMS: (ITEMS 17 - 20)

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

17. [18-0044](#) **Construction Contract for the new Beach Operations Building**

Motion authorizing a construction contract with Abba Construction, LLC of Laredo, Texas in the amount of \$399,777 for the New Beach Operations Building. (Capital Outlay)

Sponsors: Parks and Recreation Department and Engineering Services

18. [18-0043](#) **Professional Services Contract - Repairs on Marina Breakwater at McGee Beach (Capital Improvement Program)**

Motion to execute a professional services contract with Lockwood, Andrews & Newnam, Inc. of Corpus Christi, Texas in the amount of \$249,215 for the Repairs on Marina Breakwater at McGee Beach project for the Survey, Design, Bid and Construction Phase services (Type A Funds).

Sponsors: Engineering Services

19. [18-0259](#) **Resolution for publication of Notice of Intention to issue Certificates of Obligation for Solid Waste System Improvements**

Resolution by the City Council of the City of Corpus Christi, Texas, authorizing and approving publication of Notice of Intention to issue not more than \$7,500,000 in Certificates of Obligation for Solid Waste System improvements; complying with the requirements contained in Securities and Exchange Commission Rule 15c2-12; and providing an effective date.

Sponsors: Financial Services Department and Solid Waste Operations

20. [18-0260](#) **Resolution for publication of Notice of Intention to issue Certificates of Obligation for Street and Facility Improvements**

Resolution by the City Council of the City of Corpus Christi, Texas, authorizing and approving publication of Notice of Intention to issue not more than \$11,650,000 in Certificates of Obligation for certain street and facility improvements; complying with the requirements contained in Securities and Exchange Commission Rule 15c2-12; and providing an effective date.

Sponsors: Financial Services Department, Engineering Services, Street Department and Facilities Management Services

R. **BRIEFINGS: (ITEMS 21 - 24)**

Briefing information will be provided to the City Council during the Council meeting. Briefings are for Council information only. Council may give direction to the City Manager, but no other action will be taken and no public comment will be solicited.

21. [18-0213](#) **Public Private Partnership by Financial Advisor Noe Hinojosa**

Sponsors: Assistant City Manager

22. [18-0183](#) **United Corpus Christi Chamber of Commerce Recommendations for Funding of Residential Streets**

Sponsors: Office of Public Works

23. [18-0221](#) **North Beach Redevelopment Initiative**

Sponsors: Environmental and Strategic Initiatives

24. [18-0253](#) Affordable Housing Draft Policy

Sponsors: Housing and Community Development

S. EXECUTIVE SESSION: (ITEMS 25 - 27)

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.

25. [18-0256](#) Executive Session pursuant to Section Texas Government Code § 551.071 and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning legal issues related to property in/near Violet Park (4301 Violet) and/or Creekway Park (7306 Prairie) and/or Congress Park (4017 Capital Drive) and pursuant to Texas Government Code § 551.072 to deliberate the purchase, exchange, lease, or value of real property at/near the aforementioned locations if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

26. [18-0258](#) 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 personal injury / wrongful death claims against the City by the surviving family and estate of Al William Grunow as a result of personal injuries sustained by Al William Grunow on or about October 16, 2017.

27. [18-0275](#) 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 collective bargaining matters in the Agreement(s) with the Corpus Christi Professional Firefighters' Association and the Corpus Christi Police Officers Association and/or other legal matters related to health care benefits.

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

