



City of Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final

City Council

Tuesday, August 28, 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 Adam Carrington, Brooks AME Worship Center.**
- C. Pledge of Allegiance to the Flag of the United States to be led by Reba George, Assistant Director of Support Services, Water Utilities Department.**
- D. City Secretary Rebecca L. Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
 - 1. [18-1077](#) Proclamation declaring August 28, 2018, "Women's Equality Day".
Commendation for Chris D. Caron, P.E., Corpus Christi District Engineer,
Texas Department of Transportation.**
- F. CITY MANAGER'S COMMENTS / UPDATE ON CITY OPERATIONS:**
 - a. STRATEGIC FUTURE ISSUES**

b. CITY PERFORMANCE REPORT - HEALTH DEPARTMENT**c. OTHER****G. MINUTES:**

2. [18-1070](#) Regular Meeting of August 21, 2018.

H. BOARD & COMMITTEE APPOINTMENTS:

3. [18-1083](#) Crime Control and Prevention District
Library 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. All items on this agenda are considered public hearings.**

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 - 15)

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. [18-0952](#) Amendment No. 1 to American Bank Center Service Agreement

Motion authorizing Amendment No. 1 to the Service Agreement for Management of the American Bank Center with SMG for additional expenditures in the amount of \$250,000, with a restated total estimated contract value of \$16,807,717.15.

Sponsors: City Manager's Office

5. [18-0977](#) Service Agreement for Disaster Recovery Management Services

Motion authorizing a two-year service agreement for Disaster Recovery Management Services with Langford Community Management Services, Inc., Leander, Texas, for \$50,000, with three one-year options for a total potential multi-year amount not to exceed \$125,000.

Sponsors: Assistant City Manager and Purchasing Division

6. [18-0930](#) Renewal of State and Federal External Legislative Consultant Contracts

Motion to execute 24-month renewal agreements for governmental relations services with Focused Advocacy for state governmental relations services for \$108,000 per year plus reasonable expenses and with Meyers

& Associates for federal governmental relations services for \$78,000 per year plus reasonable expenses.

Sponsors: Intergovernmental Relations

7. [18-0961](#) **Uniform Rentals for Beach operations, Tourist District and Park Operations**

Motion authorizing a two-year service agreement with Cintas Corporation No. 2 of Corpus Christi, Texas for Parks & Recreation uniform rentals for a total amount not to exceed \$105,007.76.

Sponsors: Parks and Recreation Department and Purchasing Division

8. [18-0845](#) **Two Contracts for Wastewater Service Line Repair and Clean-out Installation and Manhole Ring and Cover Adjustment Program FY 2018-2019**

Motion authorizing Amendment No. 1 to the Professional Services Contract with Alan Plummer Associates, Inc. of Corpus Christi, Texas in the amount of \$120,946 for a total amount of \$159,526 for the base year and a construction contract with Abel's Paving & Construction, Inc. of Corpus Christi, Texas in the amount of \$764,707 for the base year of the Wastewater Service Line Repair and Clean-out Installation and Manhole Ring and Cover Adjustment Program FY 2018-2019 with a total expenditure not to exceed \$401,418 and \$2,294,121 respectively over the three-year life of the contract.

Sponsors: Engineering Services and Water Utilities Department

9. [18-0956](#) **Land Purchase for Nueces Bay Boulevard Tank Site for Elevated Storage Tank**

Resolution determining the fair market value of industrial property and authorizing execution of a real estate sales contract with Flint Hills Resources Corpus Christi, LLC for \$127,513.75 plus estimated closing costs of \$2,500 for Nueces Bay Boulevard elevated tank site.

Sponsors: Water Utilities Department and Engineering Services

10. [18-0923](#) **Service Agreement for Blower Repairs and Motor Alignment Services at Wastewater Treatment Plant**

Motion authorizing a one year Service Agreement with two one-year options with Massengale Armature Works Inc, of San Antonio, Texas, for the Blower Repairs and Motor Alignment services at Waste Water Treatment Plant for an amount not to exceed \$107,700 with a total potential Multi-Year amount up to \$323,100.

Sponsors: Water Utilities and Purchasing Division

11. [18-1031](#) **San Patricio Municipal Water District Treated Water Contract**

Amendment

Motion authorizing the Second Amendment and Extension to the Treated Water Supply Contract with San Patricio Municipal Water District.

Sponsors: Water Utilities

12. [18-0932](#) **Second Reading Ordinance - Adoption of Proposed Unified Development Code Text Amendments: Section 7.5 Signs (1st Reading 8/21/18)**

Ordinance amending Section 7.5 "Signs" of the Unified Development Code; and providing for penalty.

Sponsors: Planning and Environmental/Strategic Initiatives

13. [18-0911](#) **Second Reading Ordinance - Accepting and Appropriating Grant Funds for FY2019 Local Border Security Program (1st Reading 8/21/18)**

Ordinance authorizing acceptance of \$40,000 grant from Office of the Governor's Homeland Security Grants Division for FY2019 Local Border Security Program; and appropriating \$40,000 in Police Grants Fund.

Sponsors: Police Department

14. [18-0856](#) **Second Reading Ordinance - Adoption of City of Corpus Christi Small Cell Network Fees, regulations and Design Manual (1st Reading 8/21/18)**

Ordinance amending Corpus Christi Code to adopt small cell network fees, regulations, and Design Manual; and providing for penalty.

Sponsors: Planning and Environmental/Strategic Initiatives

15. [18-0935](#) **Second Reading Ordinance - Appropriating Fund Proceeds for Fiscal Year 2017-2018 (1st Reading 8/21/18)**

Ordinance to appropriate (a) \$62,420.48; (b) \$1,624,968.22; (c) \$2,160,863.62; (d) \$143,594.59; and (e) \$65,406.99; into the Airport CIP, Bond Proceeds, Utility Revenue Bond, Specialty Bond Proceeds and other Unappropriated Funds, respectively, for the following purposes: City's match for future FAA Grant Projects, Bayfront, Public Facilities, Fire, Police, Public Health and Safety, Sanitary Landfill, Library, Convention Center, Parks, Streets, and Utilities, and as further detailed in Attachment 1; changing the FY 2018 Capital Improvement Budget adopted by Ordinance No. 031249 to increase expenditures accordingly.

Sponsors: Financial Services Department and Engineering Services

L. RECESS FOR LUNCH

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

M. BUDGET PRESENTATION: (ITEM 16)

16. [18-1022](#) Proposed FY2019 Budget Overview

Sponsors: Water Utilities Department

M. PUBLIC HEARINGS: (ITEMS 17 - 18)

17. [18-1008](#) Public Hearing on Fiscal Year 2019 Ad Valorem Tax Rate

Sponsors: Financial Services Department

18. [18-1029](#) Public Hearing on Fiscal Year 2018-2019 Operating Budget

Public hearing for the City of Corpus Christi Fiscal Year 2018-2019 Operating Budget for August 28, 2018 during the regular City Council meeting beginning at 11:30 am at City Hall, 1201 Leopard Street, Corpus Christi, Texas. This budget will raise more total property taxes than last year's budget by \$7,680,380 (General Fund \$4,304,431 Debt Service Fund \$(484,193), Residential Street Reconstruction Fund \$3,860,142), or 6.8%, and of that amount an estimated \$2,127,240 is tax revenue to be raised from new property added to the tax roll this year.

Sponsors: Office of Management and Budget

N. REGULAR AGENDA: (ITEM 19 - 26)

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

19. [18-0980](#) Museum of Science and History Management Services

Motion authorizing a five year service agreement for the management of the Museum of Science and History with Friends of the Museum of Science and History, Corpus Christi, Texas for a not to exceed value of \$1,300,000.00 plus revenue/incentive fee and marketing funds.

Sponsors: City Manager's Office and Purchasing Division

20. [18-0798](#) Second Reading Ordinance - Conveyance of Parker Pool to Nueces County (1st Reading 8/21/18)

Ordinance authorizing the conveyance of Parker Pool property located at 654 Graham Road to Nueces County.

Sponsors: Parks and Recreation Department

21. [18-0595](#) Second Reading Ordinance - Adopting Downtown Vacant Building Regulations (1st Reading 7/31/18)

Ordinance amending Corpus Christi Code to adopt Downtown Vacant

Building Regulations; and Providing for penalties.

Sponsors: Business Liaison

22. [18-1064](#) **Resolution to Submit One or More Grant Applications for Funding from the Texas Military Preparedness Commission's Defense Economic Adjustment Assistance Grant Program.**

Resolution authorizing the City Manager, or designee, to submit one or more grant applications totaling up to two million dollars (\$2,000,000) to the Office of the Governor for funding from the Texas Military Preparedness Commission's Defense Economic Adjustment Assistance Grant Program.

Sponsors: Intergovernmental Relations

23. [18-1019](#) **Resolution requesting the Commissioner of Insurance to Reject the Proposed Premium Rate Increase Proposed by the Texas Windstorm Insurance Association.**

Resolution requesting the Commissioner of Insurance to reject the proposed premium rate increase proposed by the Texas Windstorm Insurance Association.

Sponsors: Intergovernmental Relations

24. [18-0979](#) **Service Agreement for HEB Tennis Center**

Motion authorizing a service agreement with Sweet Spot Tennis, LLC for management and operations service for HEB Tennis Center.

Sponsors: Parks and Recreation Department

25. [18-0990](#) **Service Agreement for Al Kruse Tennis Center**

Motion authorizing a service agreement with Sweet Spot Tennis for management and operations service for Al Kruse Tennis Center.

Sponsors: Parks and Recreation Department

26. [18-0632](#) **Resolution Adopting an Affordable Housing Policy and Program Initiatives for the City of Corpus Christi, Texas**

Resolution Adopting an Affordable Housing Policy and Program Initiatives for the City of Corpus Christi, Texas

Sponsors: Housing and Community Development and Development Services

O. **FIRST READING ORDINANCES: (ITEMS 27 - 31)**

27. [18-0631](#) **Ordinance Amending Corpus Christi Code of Ordinance to Adopt Affordable Housing Fee Reimbursement Program**

Ordinance amending Corpus Christi Code of Ordinance to adopt Affordable Housing Fee Reimbursement Program.

Sponsors: Development Services

28. [18-0443](#) **First Reading Ordinance - Rezoning for a Property located at or near 718 South Navigation Boulevard. (Tabled from 4/17/18) (3/4 Vote Required)**

Case No. 1117-01 GMG Partners, LP.: Ordinance amending Zoning Ordinance 030511 on a property at or near 718 South Navigation Boulevard by adding a 36-month time extension to the special permit time limit initially approved.

Planning Commission and Staff Recommendation (February 21, 2018): Approval of the extension of the Special Permit for an additional 36 months (3 years).

Sponsors: Development Services

29. [18-0863](#) **First Reading Ordinance - Drought Contingency Plan Amendments for Large-Volume Industrial Customers**

Ordinance amending the Corpus Christi Code of Ordinances to modify Sections 55-150 and 55-154 and add Section 55-159.1, which will provide an exemption from drought surcharges for large-volume industrial customers who pay a drought surcharge exemption fee, provide a mechanism to opt-out of said fee, dedicate the use of the exemption fee to development of a drought-resistant water supply, and authorize the City Manager to execute a standard form agreement with customers who request a City commitment regarding use of the fee; effective October 1, 2018; and providing for penalties.

Sponsors: Water Utilities Department

30. [18-0894](#) **First Reading Ordinance - Changing Carson Street to One-way Traffic Pattern**

City Code of Ordinances, Chapter 53 Traffic, Article VIII Schedules, Section 53-250 Schedule I - One-way streets and alleys, subsection (a) is revised to add a one-way designation for a portion of Carson Street.

Sponsors: Office of Public Works and Engineering Services

31. [18-1054](#) **First Reading Ordinance - Amendment to Remove a Portion of the One-Way Designation on Chaparral Boulevard (Bond 2008 & 2014)**

City Code of Ordinances, Chapter 53 Traffic, Article VIII Schedules, Section 53-250 Schedule I - One-way streets and alleys, subsection (a) is

revised to remove a portion of the one-way designation on Chaparral Boulevard between Coopers Alley and IH-37.

Sponsors: Street Department and Engineering Services

P. FUTURE AGENDA ITEMS: (ITEMS 32 - 41)

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

32. [18-0914](#) Four-Year Service Agreement for Pressure Washing Equipment Services

Motion authorizing a four-year service agreement with Kingdom Sowers, LLC, of Corpus Christi, Texas for pressure washing equipment services for a total amount not to exceed \$111,840.00.

Sponsors: Solid Waste Operations and Purchasing Division

33. [18-0926](#) Professional Services Contract Amendment No.1 for Defense Economic Adjustment Assistance Grant (DEAGG) Corpus Christi Security Enclave Project

Motion to authorize execution of a professional services contract Amendment No. 1 with LNV Inc. of Corpus Christi, Texas in the amount of \$211,270 for a total restated fee of \$248,769 for Defense Economic Adjustment Assistance Grant (DEAAG) Corpus Christi Security Enclave project.

Sponsors: Intergovernmental Relations and Engineering Services

34. [18-0968](#) Contribution-In-Aid-of Construction Agreement and Contract for Rodd Field Road Improvements from Yorktown Blvd. to Saratoga Blvd., (Bond 2014, Proposition 2)

Motion to authorize execution of a construction contract with Haas-Anderson Construction of Corpus Christi, Texas in the amount of \$15,236,240.05 for base bid No. 1 plus Additive Alternate No. 1, and execute a Contribution-In-Aid-of-Construction (CIAC) Agreement with AEP for street lighting (illumination) in the amount of \$207,369.75 for the Rodd Field Road Improvements from Yorktown Blvd to Saratoga Blvd project.

Sponsors: Street Department and Engineering Services

35. [18-0969](#) Professional Services Contract for Kinney & Power Street Pump Station Improvements Project

Motion to authorize execution of a professional services contract with Urban Engineering of Corpus Christi, Texas in the amount \$162,527 for Kinney & Power Street Pump Station Improvements project.

Sponsors: Water Utilities Department and Engineering Services

36. [18-0970](#) **Professional Services Contract for the McGee Beach Nourishment - Boat Basin Dredging Project**

Motion to authorize execution of a professional services contract with Lockwood, Andrews & Newman, Inc. of Corpus Christi, Texas in the amount of \$186,100 for the McGee Beach Nourishment - Boat Basin Dredging project.

Sponsors: Parks and Recreation Department and Engineering Services

37. [18-1010](#) **Service Agreement for Mowing and Grounds Maintenance Services for Storm Water Group 2, Downtown Group 1, and Parks Groups 17 and 18**

Resolution finding the lowest responsive, responsible bidder for mowing and grounds maintenance services for Storm Water Group 2, Downtown Group 1, and Parks Groups 17 and 18, awarding Three-Year Service Agreements for a total amount not to exceed \$231,350.

Sponsors: Parks and Recreation Department and Purchasing Division

38. [18-0994](#) **Agreement for HVAC Services for Facilities Department**

Motion authorizing a three-year Service Agreement with Coastline Refrigeration & Service, LLC of Corpus Christi, Texas for HVAC Services for Facilities Department, for a total amount not to exceed \$397,800.00.

Sponsors: Asset Management Department and Purchasing Division

39. [18-0996](#) **Purchase of Various Vehicles for Street Operations**

Motion authorizing the purchase of one 2019 F-550 bucket truck from Grande Truck Center of San Antonio, Texas; three 2019 5-7 cubic yard dump trucks from Houston Freightliner Inc. of Houston, Texas; and, one 2019 12 cubic yard dump truck from Houston Freightliner Inc. of Houston, Texas; and one 4-6 Ton Steel Wheel Roller from Anderson Machinery Co. of San Antonio, Texas via HGACBUY and BuyBoard for a total amount not to exceed \$764,468.40.

Sponsors: Asset Management Department, Street Department and Purchasing Division

40. [18-1011](#) **Service Agreement for Electrical Repair Services**

Motion authorizing a three-year Service Agreement with Scott Electric Company of Corpus Christi, Texas, for Electrical Repair services, for a total amount not to exceed \$152,380.

Sponsors: Asset Management Department and Purchasing Division

41. [18-1049](#) Resolution for Reimbursement for Utility Capital Projects

Resolution relating to establishing the City's intention to reimburse itself for the prior lawful expenditure of funds relating from the proceeds of one or more series of taxable or tax-exempt obligations to be issued by the City in an aggregate amount not to exceed \$50,000,000 for authorized purposes relating to constructing various City improvements; authorizing other matters incident and related thereto; and providing an effective date.

Sponsors: Financial Services Department

Q. BRIEFINGS: (ITEM 42)

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. The City Manager or City Council Liaison for any city board, commission, committee or corporation (including Type A or B Corporation) may report on the action(s) or discussion(s) of any such body's public meeting that occurred within one month prior to this City Council meeting.

42. [18-1020](#) Corpus Christi Regional Economic Development Corporation (CCREDC) Quarterly Update to City Council (Q2 2018)**R. EXECUTIVE SESSION: (ITEMS 43 - 46)**

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.

43. [18-1072](#) Executive Session pursuant to Texas Gov't Code § 551.071 and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning legal issues related to water supplies for industrial and other development, desalination, potential interlocal agreements with water districts and other governmental entities involving water or other utility services, including potential grants for desalination facilities, utility rate regulation, reuse, provisions of the Texas Utility Code, TCEQ Regulations, EPA regulations, and other laws and regulations, potential agreements for the economic development agreement(s) with business prospects that are considering the construction, expansion, and/or ownership of industrial facilities that will be consumers of water and/or wastewater services, and pursuant to Texas Gov't 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), including, but not limited to, potential contracts for the provision of water to said prospect(s).

44. [18-1076](#) **Executive Session pursuant to Texas Government Code Section 551.071** and Texas Disciplinary rules of Professional Conduct Rule 1.05 to consult with attorneys concerning legal issues related to negotiations and potential litigation with U.S. Environmental Protection Agency, Texas Commission on Environmental Quality, Texas Attorney General and/or U.S. Department of Justice concerning the City's sanitary sewer system.
45. [18-1079](#) **Executive Session pursuant to Texas Gov't Code § 551.071** and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning legal issues related to the case of *Beeville Water Supply District appeal of Raw Water Rates adopted by City of Corpus Christi* filed with the Public Utility Commission of Texas, and other lawsuits, including potential consideration of fees for attorneys, engineers, and other expert witnesses assisting in defense of action(s)
46. [18-1081](#) **Executive Session pursuant to Texas Government Code § 551.074** (Personnel Matters) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager.

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