



City of Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final

City Council

Tuesday, November 13, 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 Rob Bailey, Southside Community Church.**
- C. Pledge of Allegiance to the Flag of the United States to be led by Assistant Chief Rick Trevino, Corpus Christi Fire Department.**
- D. City Secretary Rebecca L. Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
 - 1. [18-1432](#) Proclamation declaring November 13, 2018, "Corpus Christi Be-the-Match Day" and November 2018, "National Marrow Awareness Month".
Proclamation declaring November 13, 2018, "Coastal Bend Day of Giving".
Proclamation declaring November 17, 2018, "Corpus Christi Black Chamber of Commerce Day and Celebration with a 75th Anniversary Gala".
Proclamation declaring November 17, 2018, "Run the Runway 5K Day".

Proclamation declaring November 10-18, 2018, "National Hunger and Homelessness Awareness Week".

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

a. UTILITY BILLING UPDATE

b. STRATEGIC FUTURE ISSUES

c. CITY PERFORMANCE REPORT - HOUSING AND COMMUNITY DEVELOPMENT

d. OTHER

G. MINUTES:

2. [18-1431](#) Regular Meeting of October 30, 2018.

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. 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 3 - 10)

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. [18-1320](#) Resolution ratifying grant application submission for the Emergency Operations Center and Transportation Management Center Assessment project**

Resolution ratifying submission of a grant application for \$37,573.61 to the Office of the Governor for the Emergency Operations Center and Transportation Management Center Assessment project; and authorizing acceptance, rejection, alteration, or termination of grant.

Sponsors: Fire Department

- 4. [18-1302](#) Supply Agreement for Medications for Emergency Medical Services (EMS) (Requires 2/3 Vote)**

Motion authorizing a one-year supply agreement for the purchase of EMS Medications with Life-Assist, Inc. of Rancho Cordova, California for a total amount of \$146,964.04 with two one-year options for a total potential multi-year amount of \$440,892.12.

Sponsors: Fire Department and Purchasing Division

- 5. [18-1267](#) Professional Services Contract Amendment No. 2 for North Padre Island Beach Access Roads Project (Bond 2014, Proposition 2) (Requires 2/3 Vote)**

Motion to authorize execution of Amendment No. 2 to a professional services contract with Govind Development, LLC. of Corpus Christi, Texas in the amount of \$59,350 for a total restated fee of \$149,435 for the North Padre Island Beach Access Roads project (Bond 2014, Proposition 2).

Sponsors: Street Department and Engineering Services

6. [18-1293](#) **Professional Services Contract Amendment No. 1 for Greenwood Wastewater Treatment Plant Flood Mitigation (Capital Improvement Program) (Requires 2/3 Vote)**

Motion to authorize execution of Amendment No. 1 to a contract for professional services with Alan Plummer Associates, Inc. of Corpus Christi, Texas in the amount of \$339,895 for a total restated fee of \$389,595 for the Greenwood Wastewater Treatment Plant Flood Mitigation project.

Sponsors: Engineering Services and Water Utilities

7. [18-1301](#) **Construction Contract Change Order No. 1 for Oso Water Reclamation Plant Headworks and Lift Station (Capital Improvement Project) (Requires 2/3 Vote)**

Motion to authorize execution of Change Order No. 1 with CSA Construction Inc., of Houston, TX in the amount of \$381,427 for a total restated fee of \$23,246,967 for the Oso Water Reclamation Plant Headworks and Lift Station project.

Sponsors: Engineering Services and Water Utilities Department

8. [18-1290](#) **Service Agreement for Motor and Clutch Repairs for Wastewater Treatment Plants (Requires 2/3 Vote)**

Motion authorizing a one-year service agreement for motor and clutch repairs with Massengale Armature Works Inc. from San Antonio, Texas for a total not to exceed amount of \$146,350.00.

Sponsors: Water Utilities and Purchasing Division

9. [18-1333](#) **Second Reading Ordinance - Alley Right-of-Way and Easement Closure located between Morgan Avenue and Elizabeth Street and between Ocean Drive and Third Street (1st Reading 10/30/18)**

Ordinance closing, abandoning and vacating two public alleys totaling 5,767 square feet located between Morgan Avenue and Elizabeth Street and between Ocean Drive and Third Street, 1,654 square feet of an existing 5-foot wide drainage easement, and partial closure, abandonment and vacation of 10,618 square feet of an existing 30-foot wide utility and drainage easement dedicated by separate instrument and shown on the

Plat of Ocean View Addition Volume 1, Page 11 and Volume 62, Page 130 and 131 Deed and Map Records of Nueces County, located at 600 Elizabeth Street; and requiring the Owner, Christus Spohn Health System Corporation, to comply with specified conditions.

Sponsors: Development Services

10. [18-1332](#) **Second Reading Ordinance - Ordinance authorizing a License Agreement with Christus Spohn Health System Corporation to cross Elizabeth Street with private utilities (Requires 2/3 Vote) (1st Reading 10/30/18)**

Ordinance authorizing a License Agreement with Christus Spohn Health System Corporation, A Texas Non-Profit Corporation, to cross Elizabeth Street with private utilities.

Sponsors: Development Services

L. **RECESS FOR LUNCH**

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

M. **PUBLIC HEARINGS: (NONE)**

N. **REGULAR AGENDA: (ITEM 11)**

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

11. [18-1417](#) **Resolution for a Memorandum of Agreement with Nueces County for a Countywide Drainage Study**

Resolution authorizing the City Manager to enter into a Memorandum of Agreement with Nueces County to pursue countywide drainage study.

Sponsors: Intergovernmental Relations

O. **FIRST READING ORDINANCES: (ITEMS 12 - 18)**

12. [18-1221](#) **First Reading Ordinance - Type B Grant for LaVista Pointe, LP (Requires 2/3 Vote)**

Ordinance approving a Business Incentive Agreement between the Corpus Christi B Corporation and LaVista Pointe, LP, to provide a grant of up to \$625,000, for infrastructure improvements to enhance economic development; appropriating said funds from the Type B Fund; and amending the budget.

Sponsors: Economic Development

13. [18-1398](#) **First Reading Ordinance - Approving the sale of Creekway Park**

(Requires 2/3 Vote)

Ordinance approving the sale of Creekway Park (7306 Prairie) to Abel Garza, Jr. and Cynthia P. Garza for \$85,000.

Sponsors: Parks and Recreation Department

14. [18-1394](#) **First Reading Ordinance - Texas Municipal Retirement System (TMRS) Annual Repeating Updated Service Credits, Increase in Retirement Annuities and Increased Deposit Rate of 7% (Requires 2/3 Vote)**

Ordinance authorizing and allowing, under the Act governing the Texas Municipal Retirement System, "Updated Service Credits" in said system on an annual basis for service performed by qualifying members of such system who at the effective date of the allowance are members of the City of Corpus Christi; providing for increased prior and current service annuities for retirees and beneficiaries of deceased retirees of the City; to increase the rate of deposits to the Texas Municipal Retirement System by the employees of the City; and establishing an effective date for the ordinance.

Sponsors: Human Resources

15. [18-1395](#) **First Reading Ordinance - Supplemental Lease Agreement with U.S. Coast Guard to construct additional parking and storage area and extend the term of the lease at Corpus Christi International Airport (Requires 28 Day Delay) (Requires 2/3 Vote)**

Ordinance authorizing execution of an amendment to the lease with the U.S. Coast Guard for 1.61 acres at Corpus Christi International Airport to extend the term of the lease up to 20 years at an initial annual rate of \$5,610.56 and ratifying language in the lease documents as may be necessary to be consistent with requirements of the U.S. Coast Guard.

Sponsors: Aviation Department

16. [18-0808](#) **First Reading Ordinance - Amending One-Way Street Designations in the Downtown Area**

Corpus Christi Code is revised to remove the one-way designation on portions of Starr Street, Peoples Street, Schatzell Street, William Street and John Sartain Street.

Sponsors: Street Department and Engineering Services

17. [18-1329](#) **First Reading Ordinance - Transfer of Surplus City Properties to the Community Development Corporation of Brownsville (Requires 2/3 Vote)**

Ordinance approving an Affordable Housing Agreement between the City and Community Development Corporation of Brownsville and authorizing the execution of the Agreement and any other necessary documents to carry out the terms of the Agreement.

Sponsors: Housing and Community Development

18. [18-1370](#) **First Reading Ordinance - Closing of a portion of a utility easement located at 6024 Crosstown State Highway 286**

Ordinance abandoning and vacating a 0.300 acre portion of an existing utility easement out of Cabaniss Acres No. 2 Subdivision, Lot 6, located at 6024 Crosstown State Highway 286.

Sponsors: Development Services

P. **FUTURE AGENDA ITEMS: (ITEMS 19 - 35)**

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

19. [18-1386](#) **Approval of a Deferment Agreement for Puerto Los Caballeros (Requires 2/3 Vote)**

Motion authorizing execution of Deferment Agreement (“Agreement”) with Puerto Los Caballeros, LLC (“Developer”), for construction of waterline extension.

Sponsors: Development Services

20. [18-1368](#) **Amendment to Service Agreement for Unified Development Code Updating Services (Requires 2/3 Vote)**

Motion authorizing an amendment to Service Agreement No. 1820 Unified Development Code Updating Services with Kendig Keast Collaborative of Sugar Land, Texas in the amount of \$7,250.00 for a revised total contract price of \$53,412.00.

Sponsors: Development Services and Purchasing Division

21. [18-1420](#) **Service Agreement Amendment for Real Estate Brokerage Services for Surplus Properties (Requires 2/3 Vote)**

Motion to authorize extension and amendment of agreement No. 596 for real estate broker services with The Clower Company at a commission rate of 4.5 percent for an estimated amount of \$44,375.00, for a total estimated revised amount of \$221,877.50.

Sponsors: Parks and Recreation Department, Water Utilities Department and Purchasing Division

22. [18-1299](#) **Amendment to Service Agreement for Additional Security Guard Services at O.N. Stevens Water Treatment Plant (Requires 2/3 Vote)**

Motion authorizing an amendment to Service Agreement No. 830 for additional security guard services at O. N. Stevens Water Treatment Plant with BasE Security and Fire Consultants, LLC, of Rosenberg, Texas, in the amount not to exceed of \$208,269.25 for a total revised amount not to exceed \$1,968,755.50.

Sponsors: Water Utilities and Purchasing Division

23. [18-1336](#) Purchase of Anti-Cavitation Hytrol Valve for O.N. Stevens Water Treatment Plant (Requires 2/3 Vote)

Resolution authorizing the purchase of an anti-cavitation hytrol valve from The Scruggs Company of Houston, Texas for a total amount not to exceed \$57,221.59.

Sponsors: Water Utilities and Purchasing Division

24. [18-1342](#) Purchase of Rotary Actuators for O.N. Stevens Water Treatment Plant (Requires 2/3 Vote)

Resolution authorizing the purchase of rotary actuators for O. N. Stevens Water Treatment Plant from Harold Beck & Sons, Inc. of Newtown, Pennsylvania for a total amount not to exceed \$101,741.50.

Sponsors: Water Utilities and Purchasing Division

25. [18-1305](#) Supply Agreements for Hot Mix Asphaltic Concrete for Street Operations (Requires 2/3 Vote)

Motion authorizing two three-year supply agreements for the purchase of hot mix asphaltic concrete, one with Bay Ltd. and one with HAC Materials, Ltd. both of Corpus Christi, Texas for the total combined amount not to exceed \$7,515,516

Bay, Ltd.	HAC Materials, Ltd.
<u>Corpus Christi, Texas</u>	<u>Corpus Christi, Texas</u>
\$5,220,516	\$2,295,000
Primary Supplier	Secondary Supplier

Sponsors: Street Department and Purchasing Division

26. [18-1322](#) Service Agreement Overhead Roll-Up Door Replacements

Motion authorizing a service agreement for the replacement of overhead roll-up doors at various locations with Hub City Overhead Door Co., Inc. of Corpus Christi, Texas, for a total amount not to exceed \$56,214.

Sponsors: Asset Management Department and Purchasing Division

27. [18-1364](#) Service Agreements for Mobile Tire Repairs for Fleet Maintenance (Requires 2/3 Vote)

Motion authorizing three one-year service agreements for mobile tire repair with Southern Tire Mart, LLC of Columbia, Mississippi, E.B. Creager Tire & Battery, Inc. of Corpus Christi, Texas, and Joel Gonzalez, dba Gonzalez Tire Service of Corpus Christi, Texas for the total combined amount of \$140,000 with a one-year option for a total potential multi-year amount of \$280,000.

Southern Tire Mart, LLC.
Columbia, Mississippi
\$80,000

E.B. Creager Tire & Battery, Inc.
Corpus Christi, Texas
\$40,000

Gonzalez Tire Service
Corpus Christi, Texas
\$20,000

Sponsors: Asset Management Department and Purchasing Division

28. [18-1389](#) **Amendment No. 1 to a Service Agreement for Billing System Analysis (Requires 2/3 Vote)**

Motion authorizing an one month amendment to a Service Agreement to continue the billing system analysis and implementation plan to resolve the billing system issues with Peter Collins of Corpus Christi, Texas for a not to exceed value of \$32,000, and a revised Agreement total of \$64,000.

Sponsors: City Manager's Office and Purchasing Division

29. [18-1357](#) **Resolution Approving the Type B Corporation Guidelines**

Resolution approving the Corpus Christi B Corporation Guidelines and Criteria for Granting Business Incentives.

Sponsors: Economic Development

30. [18-1344](#) **Renewal of a Type A Grant for Del Mar College Internship Program (Requires 2/3 Vote)**

Resolution approving the renewal of the Small Business Incentives Agreement between the Corpus Christi Business and Job Development Corporation and Del Mar College to provide grant up to \$150,000 for their internship program.

Sponsors: Economic Development

31. [18-1345](#) **Renewal of a Type A Grant for Texas A&M University - Corpus Christi Internship Program (Requires 2/3 Vote)**

Resolution approving the renewal of the 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.

Sponsors: Economic Development

32. [18-1346](#) **Renewal of a Type A Grant for LiftFund, Inc. (Requires 2/3 Vote)**

Resolution approving the renewal of the Small Business Incentives Agreement between the Corpus Christi Business and Job Development Corporation and LiftFund, Inc. to provide a grant up to \$250,000.

Sponsors: Economic Development

33. [18-1347](#) **Renewal of a Type A Grant for Service Corps of Retired Executives (SCORE) Chapter 221 (Requires 2/3 Vote)**

Resolution approving the renewal of the 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.

Sponsors: Economic Development

34. [18-1348](#) **Renewal of a Type A Grant for Del Mar Procurement Technical Assistance Center (PTAC) Program (Requires 2/3 Vote)**

Resolution approving the renewal of the Small Business Incentives Agreement between the Corpus Christi Business and Job Development Corporation and Del Mar College to provide a grant up to \$99,500 for their Procurement Technical Assistance Center.

Sponsors: Economic Development

35. [18-1416](#) **Resolution Adopting the City of Corpus Christi's State Legislative Priorities for the 86th Texas Legislature and Federal Legislative Priorities for the 116th U.S. Congress**

Sponsors: Intergovernmental Relations

Q. **BRIEFINGS: (ITEMS 36 - 37)**

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.

36. [18-1406](#) **Short Term Rentals**

Sponsors: Convention and Visitors Bureau

37. [18-1421](#) **Drone Camera Technology in City Operations**

Sponsors: Communications, Media Relations and eGovernment, Fire Department, Police Department and Water Utilities Department

R. **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.

38. [18-1392](#) **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 a proposed industrial development by Epic Midstream, LLC and/or Epic Pipeline, LP and/or related entities for petroleum transportation, handling, fractionating, storage, and/or terminal facilities near Violet Road, FM 1604, Highway 44, and/or Industrial District No. 2, **and pursuant to Texas Government 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 involving a proposed industrial development by Epic Midstream, LLC and/or Epic Pipeline, LP and/or related entities for petroleum transportation, handling, fractionating, storage, and/or terminal facilities near Violet Road, FM 1604, Highway 44, and/or Industrial District No. 2.
39. [18-1393](#) **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 Contract among the United States of America, City of Corpus Christi, Texas and the Nueces River Authority for Construction, Operation, and Maintenance of the Nueces River Reclamation Project, Texas, the Bureau of Land Management, Choke Canyon Reservoir, oil and gas royalties produced from properties at or near Choke Canyon Reservoir and the disposition of funds related to the aforesaid matter(s).
40. [18-1418](#) **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 Texas Transportation Code Chapter 52 and other legal matters related to a Deepwater Port License Application from Texas Gulf Terminals, Inc. and other entities for proposed petroleum storage and transportation facilities in Nueces and Kleberg counties, including, but not limited to, facilities at or adjacent to County Road 8, Laguna Madre, and Padre Island.

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