



# City of Corpus Christi

1201 Leopard Street  
Corpus Christi, TX 78401  
cctexas.com

## Meeting Agenda - Final

### City Council

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Tuesday, April 16, 2019

10:00 AM

Council Chambers

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**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 12:30 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 Claude Axel, Mount Pilgrim Baptist Church.**
- C. Pledge of Allegiance to the Flag of the United States to be led by Annette Rodriguez, Director of Public Health.**
- D. City Secretary Rebecca L. Huerta to call the roll of the required Charter Officers.**
- E. PUBLIC INTERVIEWS FOR THE CITY MANAGER POSITION**

*The City Council will conduct public interviews of the finalists for the vacant City Manager position. No public comment will be solicited.*

**F. Proclamations / Commendations**

- 1. [19-0520](#) Proclamation declaring April 25 - May 12, 2019, "The 82nd Buccaneer Days Celebration".  
Presentation from CITGO.**

**G. SPECIAL RECOGNITION:**

2. [19-0483](#) Resolution in recognition of David G. Noyola, honoring his many years of service to Corpus Christi.

Sponsors: City Secretary's Office

**H. MINUTES:**

3. [19-0519](#) Regular Meeting of April 9, 2019.

**I. BOARD & COMMITTEE APPOINTMENTS: (NONE)****J 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.*

- K. PUBLIC COMMENT FROM THE AUDIENCE ON MATTERS NOT SCHEDULED ON THE AGENDA WILL BE HEARD AT APPROXIMATELY 12:30 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.

**L. CONSENT AGENDA: (ITEMS 4 - 11)**

*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. [19-0269](#) Emergency Medical and Police Priority Dispatch Call Center System Software**

Resolution authorizing a six-year service agreement for the purchase of emergency medical and police priority dispatch call center system software from Priority Dispatch Corp., of Salt Lake City, Utah for a total amount not to exceed \$396,260.

**Sponsors:** Police Department and Contracts and Procurement

**5. [19-0453](#) Eventide Recorder Maintenance for MetroCom**

Resolution authorizing a five-year maintenance agreement for Eventide Recorder Maintenance with DigitalMarkets, Inc., dba Vista Com of Houston, Texas for a total amount not to exceed \$49,901.

**Sponsors:** Police Department and Contracts and Procurement

**6. [19-0404](#) Plumbing Services for the Corpus Christi Fire Department**

Motion authorizing a one-year service agreement for plumbing services with Smart Plumbing Inc., of Corpus Christi, Texas for an amount not to exceed \$48,367.50 with two one-year options for a total potential multi-year amount of \$145,102.50.

**Sponsors:** Fire Department and Contracts and Procurement

7. [19-0437](#) **Light Vehicle Repair & Services for the Corpus Christi Fire Department**

Motion authorizing a one-year service agreement for light vehicle repair & services for the Corpus Christi Fire Department with Sylvia Ann Barton, dba Leroy and Richards Automotive of Corpus Christi, Texas for an amount not to exceed \$70,785.90 with two one-year options for a total potential multi-year amount of \$212,357.70.

**Sponsors:** Fire Department and Contracts and Procurement

8. [19-0342](#) **Professional Services Contract for O.N. Stevens Water Treatment Plant (ONSWTP) Clearwell No.3 (Capital Improvement Program)**

Motion to authorize execution of a professional services contract with LNV, Inc. of Corpus Christi, Texas in the amount of \$1,803,753 for design of O.N. Stevens Water Treatment Plant Clearwell No. 3.

**Sponsors:** Water Utilities Department and Engineering Services

9. [19-0451](#) **Second Reading Ordinance - Rezoning for a Property located at or near 5813 and 6001 Old Brownsville Road (1st Reading 4/9/19)**

Case No. 0319-01 Greer Evans and Halaj Trust: Request for rezoning property at or near 5813 and 6001 Old Brownsville Road from the "FR" Farm Rural District and the "RS-6" Single-Family District to the "IL" Light Industrial District.

Planning Commission and Staff Recommendation (March 6, 2019):

Tract 1: Denial of the change of zoning from the "FR" Farm Rural District and the "RS-6" Single-Family District to the "IL" Light Industrial District, in lieu thereof, approval of the "IC" Industrial Compatible District.

Tract 2: Approval of the change of zoning from the "RS-6" Single-Family District to the "IL" Light Industrial District.

Ordinance rezoning property at or near 5813 and 6001 Old Brownsville Road from the "FR" Farm Rural District and the "RS-6" Single-Family District to the "IC" Industrial Compatible District on Tract 1 and from the RS-6" Single-Family District to the "IL" Light Industrial District on Tract 2.

**Sponsors:** Development Services

10. [19-0452](#) **Second Reading Ordinance - Amending City Code to revise regulatory standards related to freeboard, limit of moderate-wave action, and non-conversion agreement (1st Reading 4/9/19)**

Ordinance amending the Code of Ordinances, Chapter 14, Article V, Flood Hazard Prevention adopting higher standards, and providing for penalties'.

Sponsors: Development Services

11. [19-0406](#) **Second Reading Ordinance - Urban Transportation Plan Amendment for Oso Parkway and Brezina Road (1st Reading 4/9/19)**

Ordinance amending Urban Transportation Plan map of Mobility CC, a transportation element of the Comprehensive Plan of the City of Corpus Christi, by removing a segment of Oso Parkway and Brezina Road.

Sponsors: Planning and Environmental/Strategic Initiatives

**M. FUTURE AGENDA ITEMS: (ITEMS 12 - 13)**

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

12. [19-0475](#) **Payment for Cleaning of Sanitary Sewer Mains in the Downtown Area**

Motion authorizing the City Manager, or designee, to ratify payment to Ace Pipe Cleaning, Inc., in the amount of \$194,768.75 for the cleaning of 8,044.9 linear feet of sanitary sewer mains in the downtown area (Broadway Basin).

Sponsors: Water Utilities Department

13. [19-0486](#) **Service Agreement for Information Technology Consulting Services**

Motion authorizing a professional service agreement for IT consulting services with Peter Collins of Corpus Christi, Texas for a not to exceed value of \$160,000.

Sponsors: City Manager and Contracts and Procurement

**N. FUTURE CORPORATION MEETING: (ITEM 14)**

14. [19-0488](#) **Special Meeting of the North Padre Island Development Corporation**

Sponsors: Business Liaison

**O. RECESS FOR LUNCH**

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

**P. PUBLIC HEARINGS: (ITEMS 15 - 16)**

15. [19-0457](#) **Public Hearing and First Reading Ordinance - Amending the Wastewater Collection System Master Plan by relocating lift station 13 to the as-built location**

Ordinance amending the Wastewater Collection System Master Plan, an element of the Comprehensive Plan of the City of Corpus Christi, Texas, by relocating Lift Station 13 to the as-built location and adjusting alignment/size of the collection lines as identified in the Wastewater Collection System Master Plan, Oso W.R.P. Service Area, Area 1, as identified in the Master Sanitary Sewer Plan for the Southern Portion of Corpus Christi, Texas 1983; amending related elements of the City's Comprehensive Plan; providing for severance; and providing for publication.

Sponsors: Water Utilities Dept.

16. [19-0507](#) **Public Hearing for the Annexation of 161.56 acres in the London Area**

Public hearing on a proposed annexation of land generally located on both sides of County Road 33 and to the north of FM 43.

Sponsors: Planning and Environmental/Strategic Initiatives

Q. **REGULAR AGENDA: (NONE)**

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

R. **FIRST READING ORDINANCES: (ITEMS 17 - 22)**

17. [19-0493](#) **First Reading Ordinance - Dedicating Wetland Preserve for Harbor Bridge Replacement Project (HBRP)**

Ordinance declaring and dedicating 16.744 acres of land located on North Beach as a wetland preserve; authorizing execution of the deed restriction and actions necessary to maintain the protected property as a wetland preserve subject to the conditions of U.S. Army Corps of Engineers Permit and Final Mitigation Plan for the US 181 Harbor Bridge Replacement Project filed by Flatiron-Dragados, LLC.

Sponsors: Office of Public Works and Parks and Recreation Department

18. [19-0436](#) **First Reading Ordinance - Accepting and appropriating State Grant for Law Enforcement Officer Standards and Education account for training and equipment**

Ordinance accepting \$26,109.20 from State of Texas - Law Enforcement Officer Standards and Education Account; and appropriating \$26,109.20 in Police Grants Fund.

Sponsors: Police Department

**19.     [19-0487](#)     **First Reading Ordinance - Cession agreement to cede extraterritorial jurisdiction of certain areas to the City of Portland****

Ordinance providing for the cession by the City of Corpus Christi to the City of Portland of all annexation rights and police powers over and in certain tracts of land, by mutual agreement; and providing for publication.

**Sponsors:** Planning and Environmental/Strategic Initiatives

**20.     [19-0376](#)     **First Reading Ordinance - Rezoning for a Property located at or near 1401 North Alameda Street (Tabled 3/26/19)****

Case No. 0219-02 HCS 311, LLC: Request for rezoning a property at or near 1401 North Alameda Street from the "RM-1" Multifamily 1 District to the "IL" Light Industrial District.

Planning Commission and Staff Recommendation (February 20, 2019):  
Denial of the change of zoning from the "RM-1" Multifamily 1 District to the "IL" Light Industrial District

Applicants Request (3/4 Vote Required)

Ordinance rezoning property at or near 1401 North Alameda Street from the "RM-1" Multifamily 1 District to the "IL" Light Industrial District.

**Sponsors:** Development Services

**21.     [19-0553](#)     **First Reading Ordinance - Approving amendment to TIRZ #2 Project and Financing Plan****

Ordinance approving the amendment to the Tax Increment Reinvestment Zone #2 amended Project & Financing Plans approved by the Board of Directors of Reinvestment Zone Number Two, Corpus Christi, Texas, regarding the approval of funds up to \$4,000,000 for the Park Road 22 Bridge Project.

**Sponsors:** Business Liaison

**22.     [19-0484](#)     **First Reading Ordinance - Approving a Developer Agreement for Park Road 22 Bridge****

Ordinance appropriating \$4,000,000 from the TIRZ #2 fund for construction of the Park Road 22 Bridge; and approving a developer agreement with Diamond Beach Holdings, LLC and Padre Island Holdings, LLC, which certifies the availability of \$11,696,319.50 for the construction of the Park Road 22 Bridge and requires the award of the construction contract for the bridge after the third-party canal is completed.

**Sponsors:** Assistant City Manager and Engineering Services

**S. BRIEFINGS: (NONE)**

*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.*

**T. LEGISLATIVE UPDATE:**

*This item is for Council's informational purposes only. Council may give direction to the City Manager, but no other action will be taken and no public comment will be solicited.*

**U. EXECUTIVE SESSION: (ITEMS 23 - 25)**

*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.*

- 23. [19-0525](#) 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 contractual obligations pursuant to the lease of property to SQH Sports & Entertainment, Inc. near the intersection of State Highway 286 and Weber Road and areas adjacent thereto and pursuant to **Texas Government Code § 551.072** to discuss and deliberate the lease and value of the aforementioned real property owned by the City when deliberation in open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.**

- 24. [19-0526](#) 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 annexation, disannexation, cession agreements for extraterritorial jurisdiction, apportionment of extra-territorial jurisdiction between municipalities, interlocal agreements with water districts and neighboring municipalities, contracts for potential economic development agreement(s) with entities that are considering the construction, expansion, and/or ownership of industrial facilities (including, but not limited to proposed Gulf Coast Growth Ventures' chemical manufacturing facility in San Patricio County, Texas, proposed fractionator and related facilities in Nueces County, economic**



development agreements relating to property currently or formerly owned by Voestelpine, Corpus Christi Liquefaction, LLC, and other entities and existing and proposed industrial facilities in San Patricio County and Nueces County) that are and/or will be consumers of water and/or wastewater services and connections to the Mary Rhodes Pipeline for facilities to supply water thereto, potential legislation currently being considered in the Texas Legislature related to annexation and other issues, 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).

25. [19-0537](#) **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.

**V. 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.*

**W. ADJOURNMENT**