



# City of Corpus Christi

1201 Leopard Street  
Corpus Christi, TX 78401  
cctexas.com

## Meeting Agenda - Final

### City Council

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Tuesday, May 14, 2019

11:30 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 12:00 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 Claude Axel, Mount Pilgrim Baptist Church.**
- C. Pledge of Allegiance to the Flag of the United States and the Texas Flag to be led by RudyTejano Pena, United States Navy, Retired, Tejano Cultural Historian.**
- D. City Secretary Rebecca L. Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
  - 1. [19-0675](#)** Proclamation declaring May 16, 2019, "Dr. Hector P. Garcia and Dr. Clotilde P. Garcia, American GI Forum Chapters of Texas, 'Stand Up for Veterans', 8th Annual Scholarship Awards Banquet".  
Proclamation declaring May 13-19, 2019, "National Salvation Army Week".  
Proclamation declaring May 2019, "National Preservation Month".  
Proclamation declaring May 2019, " Navy Gold Star Awareness Month".  
Commendation for Kent Ullberg.

**F. CITY MANAGER'S COMMENTS / UPDATE ON CITY OPERATIONS:****a. UTILITY BILLING UPDATE****b. [19-0700](#) COMPREHENSIVE ANNUAL FINANCIAL REPORT AUDIT RESULTS FOR 2018****c. CITY PERFORMANCE REPORT - COMMUNICATION DEPARTMENT****d. OTHER****G. MINUTES:****2. [19-0687](#) Regular Meeting of April 30, 2019 and Joint Workshop with the Corpus Christi Business and Job Development Corporation of April 18, 2019.****H. BOARD & COMMITTEE APPOINTMENTS:****3. [19-0674](#) Animal Care Advisory Committee  
Corpus Christi Commission on Children & Youth  
Mayor's Fitness Council  
Transportation Advisory Commission**

**Sponsors:** City Secretary's Office

**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 - 5)**

*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. [19-0534](#) Second Reading Ordinance - Alley Closure between Gulfbreeze Boulevard and Surfside Boulevard (1st Reading 4/30/19)**

Ordinance closing, abandoning and vacating of a section of the 20-foot-wide alley adjoining lots 1 and 3, Block 27, Corpus Beach North Addition and Lot 2R, Block 27, Brooklyn Addition, requiring petitioner, Carrie Robertson Meyer, to comply with specified conditions.

**Sponsors:** Development Services

5. [19-0593](#) **Second Reading Ordinance - Declaring City Property as Surplus and Permitting its Sale to the Public (1st Reading 4/30/19)**

Ordinance declaring City owned land at 4830 Williams Drive as surplus property; authorizing its sale to the public by sealed bid; and authorizing execution of the deed and any related documents necessary to complete the sale and convey the property.

**Sponsors:** Engineering Services

L. **FUTURE AGENDA ITEMS: (ITEMS 6 - 20)**

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

6. [19-0448](#) **Service Agreement for Dispatch and Lot Management System Software for Impound and Rotation Tows**

Motion authorizing a five-year service agreement for Dispatch and Lot Management System software for impound and rotation tows with UR International, Inc. of Sugar Land, Texas for a total amount not to exceed \$135,000.

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

7. [19-0683](#) **Resolution Authorizing an Interlocal Cooperation Agreement for Radio System Consulting Services for Police Department**

Resolution authorizing an interlocal cooperation agreement with the Regional Transportation Authority and Nueces County to provide payment to Trott Communications for radio system consulting services.

**Sponsors:** Police Department

8. [19-0590](#) **Radio System Consulting Services for Police Department**

Motion authorizing a two-year service agreement for radio system consulting with Trott Communications Group, Inc. of Irving, Texas for a total amount not to exceed \$129,010.

**Sponsors:** Information Technology Services, Police Department and Contracts and Procurement

9. [19-0640](#) **Supply Agreement for Automotive Parts for the Fire Department**

Motion authorizing a three-year supply agreement for automotive parts with Advance Stores Company of Raleigh, North Carolina via U.S. Communities cooperative for an amount not to exceed \$105,000.

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

10. [19-0597](#) **Construction Contract for HEB Tennis Center Improvements (Bond**

**2012, Proposition 4)**

Motion to authorize execution of a construction contract with D&SS Construction, Inc., of Corpus Christi, Texas in the amount of \$558,527.21 for the Base Bid and Additive Alternate No. 1 for the HEB Tennis Center Improvements project.

**Sponsors:** Engineering Services and Parks and Recreation Department

11.     [19-0592](#)     **Professional Services Contract Amendment No. 4 for the Central Library Roof Replacement (Bond 2012 and Bond 2018)**

Motion authorizing the City Manager, or designee, to execute professional services contract Amendment No. 4 with Solka, Nava, Torno, LLC, of Corpus Christi, Texas, in the amount of \$75,740 for a total restated fee of \$125,030 for Central Library Roof Replacement project.

**Sponsors:** Engineering Services, Asset Management Department and Libraries

12.     [19-0606](#)     **Amendment No. 1 for the Laguna Madre Wastewater Treatment Plant Rehabilitation Project**

Motion to authorize execution of Amendment No. 1 to a contract for professional services with Urban Engineering of Corpus Christi, Texas in the amount of \$392,210 for a total restated fee of \$419,070 for the Laguna Madre Wastewater Treatment Plant Rehabilitation project.

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

13.     [19-0609](#)     **Construction Contract for City-wide Wastewater Indefinite Delivery/Indefinite Quantity (IDIQ) Program 2019**

Motion to authorize execution of an IDIQ construction contract with PM Construction & Rehab LLC, dba IPR South Central of Pasadena, Texas in the amount of \$10,000,000 per year for a total not to exceed \$30,000,000 in three years for the City-Wide Wastewater IDIQ 2019 project for base bid plus additive alternate No. 1. This is a one (1) year base contract with two (2) one-year renewals to be approved administratively subject to availability of funding and satisfactory contractor performance.

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

14.     [19-0659](#)     **Resolution authorizing an Interlocal Cooperation Agreement for Water Line Improvements**

Resolution authorizing an Interlocal Cooperation Agreement with San Patricio Municipal Water District (SPMWD) for the City to accept approximately 3,600 linear feet (LF) of water pipeline constructed by SPMWD, and to pay SPMWD an amount not to exceed \$300,000 for installing two tees, two valves, two utility vaults, and approximately 3,600 linear feet of fiber-optic cable for the City's future water distribution

development.

Sponsors: Water Utilities

15.     [19-0554](#)     **Resolution authorizing a Supply Agreement for the purchase of scientific water lab testing reagents and consumables**

Resolution authorizing a five-year supply agreement for the purchase of scientific water lab testing reagents and consumables with IDEXX Distribution, Inc. of Westbrook, Maine for an amount not to exceed \$332,411.

Sponsors: Water Utilities and Contracts and Procurement

16.     [19-0637](#)     **Supply Agreement for the purchase of liquid chlorine for O.N. Stevens Water Treatment Plant**

Motion authorizing a two-year supply agreement for the purchase of liquid chlorine 1-ton cylinders from DPC Industries, Inc. of Houston, Texas for a total amount not to exceed \$102,000.

Sponsors: Water Utilities and Contracts and Procurement

17.     [19-0614](#)     **Resolution authorizing the purchase of trailer mounted manhole rehabilitation equipment**

Resolution authorizing the purchase of trailer mounted manhole rehabilitation equipment from Action Products Marketing Corp, of Johnston, Iowa for a total amount not to exceed \$131,160.

Sponsors: Water Utilities and Contracts and Procurement

18.     [19-0644](#)     **Service Agreement for Welding Services for Asset Management**

Motion authorizing a three-year service agreement for welding services with Carrillo's Welding Services, of Corpus Christi, Texas, for an amount not to exceed \$228,000.

Sponsors: Asset Management Department and Contracts and Procurement

19.     [19-0589](#)     **Service Agreement for the Lease Purchase of Articulating Boom Lift for Corpus Christi International Airport (CCIA)**

Motion authorizing a three-year service agreement with All Around Access LLC of Naples, Florida for the lease purchase of an articulating boom lift including a three-year extended warranty service for a total amount not to exceed \$99,889.59.

Sponsors: Aviation Department and Contracts and Procurement

20.     [19-0680](#)     **Resolution suspending the date of AEP Texas Inc.'s requested rate change**

Resolution of the City of Corpus Christi, Texas suspending the June 5, 2019 effective date of AEP Texas Inc.'s requested rate change to permit time to study the request and to establish reasonable rates; approving cooperation with the cities served by AEP Texas and authorizing intervention proceedings before the Public Utility Commission; hiring attorneys and consulting services; and requiring reimbursement of cities' rate case expenses.

Sponsors: Legal Department

**M. RECESS FOR LUNCH**

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

**N. PUBLIC HEARINGS: (ITEMS 21 - 22)**

**21. [19-0638](#) Public Hearing and First Reading Ordinance - Zoning for a Property located at or near 0 County Road 33.**

Case No. 0419-02 Braselton Development Company, Ltd.: Request for zoning a property at or near 0 County Road 33 that is currently being annexed into the City of Corpus Christi to the "RS-4.5" Single-Family 4.5 District.

Planning Commission and Staff Recommendation (April 17, 2019):  
Approval of the zoning to the "RS-4.5" Single-Family 4.5 District.

Ordinance rezoning property at or near 0 County Road 33 to the "RS-4.5" Single-Family 4.5 District.

Sponsors: Development Services

**22. [19-0456](#) Public Hearing and First Reading Ordinance - Urban Transportation Plan Amendment for the Regional Parkway**

Ordinance amending the Urban Transportation Plan map of Mobility CC, a transportation element of the Comprehensive Plan of the City of Corpus Christi, by adding the Regional Parkway, located between Park Road 22 and State Highway 286, with a designation of RA3 Primary Rural Arterial.

Sponsors: Planning and Environmental/Strategic Initiatives

**O. REGULAR AGENDA: (ITEMS 23 - 26)**

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

**23. [19-0699](#) Resolution Approving Settlement Agreement with BFI/Republic and Amendments to Landfill Services Agreement to Terminate Contract on December 31, 2019**

Resolution approving contracts with Cefe Landfill TX, LP ("Operator"), and BFI Waste Services of Texas, LP ("BFI/Republic"); authorizing execution of a settlement agreement between City, Operator, and BFI/Republic; and authorizing amendments to the landfill services agreement with operator and to the waste disposal agreement with BFI/Republic to provide for termination of both agreements.

Sponsors: Solid Waste Operations

24. [19-0672](#) **Resolution Authorizing Agricultural Development Agreements in Lieu of Annexation in the Area North of Corpus Christi Bay**

Resolution authorizing an Agricultural Development Agreement with owners of property within the City's proposed annexation of 1,500 acres of land and proposed annexation of 5,700 acres of land.

Sponsors: Planning and Environmental/Strategic Initiatives

25. [19-0661](#) **One Reading Ordinance - Appropriation of Funds for IT Purchases**

Ordinance appropriating \$1,835,000 from Reserved for Major Contingencies balance in General Fund No. 1020 and transferring to and appropriating in the Information Technology Operating Fund No. 5210 for City infrastructure hardware, software, IT services, security, and licenses; amending the operating budget; and declaring an emergency.

Sponsors: Information Technology Services

26. [19-0482](#) **Discussion with possible action regarding the process for City Charter Review.**

Sponsors: City Secretary's Office

P. **FIRST READING ORDINANCES: (ITEMS 27 - 32)**

27. [19-0575](#) **First Reading Ordinance - Annexation of 161.56 acres in the London Area**

Ordinance annexing for full purpose approximately 161.56 acres of land into the territorial limits of the City of Corpus Christi and extending the boundary limits of said city so as to include said hereinafter described property within said city limits, and granting to all the inhabitants of said property all the rights and privileges of other citizens and binding said inhabitants by all of the acts, ordinances, resolutions, and regulations of said city; and adopting a service plan.

Sponsors: Planning and Environmental/Strategic Initiatives

28. [19-0671](#) **First Reading Ordinance - Appropriating funds for a Construction Contract for Slough Road (Rodd Field Road to Amethyst Drive) (Type B)**



Ordinance appropriating \$154,430.54 and authorizing execution of a construction contract with Max Underground Construction, LLC of Corpus Christi in the amount of \$5,400,889.65 for base bid plus Additive Alternatives No. 1, 2 and 3 for Slough Road (Rodd Field Road to Amethyst Drive) Improvement Project.

**Sponsors:** Engineering Services and Street Department

**29.     [19-0563](#)     **First Reading Ordinance - Authorizing a Professional Services Project contract for the Restoration of SEA District Water Features Project****

Ordinance amending the FY 2019 Capital Improvement Program budget to increase the year one budget for Restoration of SEA District Water Features in the amount of \$300,000; and authorizing execution of professional services contract with LNV, Inc., in the amount of \$364,100 for the Restoration of SEA District Water Features project.

**Sponsors:** Engineering Services and Parks and Recreation Department

**30.     [19-0689](#)     **First Reading Ordinance - Partial easement closure for property located at 10329 Creek Bottom Drive****

Ordinance abandoning and vacating a 1-foot wide by approximately 42-feet in length (42 sq. ft.) portion of an existing utility easement out of Lot 22, Block 4, Maple Hills Unit 7, Phase One, located at 10329 Creek Bottom Drive.

**Sponsors:** Development Services

**31.     [19-0196](#)     **First Reading Ordinance - Authorizing Lease Amendment No. 7 to Lease Agreement for Office Space at the Airport for the Transportation Security Administration (TSA)****

Ordinance authorizing Lease Amendment No. 7 to the lease agreement between the City and the U.S. General Services Administration for use of terminal office space at Corpus Christi International Airport by the Transportation Security Administration from March 1, 2019, through February 29, 2024, for minimum annual rent of \$400,345.91; ratifying prior lease amendments; and modifying necessary provisions of the lease.

**Sponsors:** Aviation Department

**32.     [19-0645](#)     **First Reading Ordinance - Appointing Municipal Court Judges****

Ordinance appointing Julianna Siracusa Rivera as a full-time Municipal Judge of the Municipal Court of Record in the City of Corpus Christi, Texas; appointing William Gregory "Bill" Bonilla as a part-time judge of the Municipal Court of Record in the City of Corpus Christi; determining salary; providing a term of office; and declaring an effective date.

**Sponsors:** City Secretary's Office and Municipal Court Committee

**Q. BRIEFINGS: (ITEMS 33 - 35)**

*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.*

**33. [19-0690](#) Seawater Desalination Siting and Permitting Project**

**Sponsors:** Water Utilities

**34. [19-0666](#) Review and Discussion on Financial Budgetary Policies**

**Sponsors:** Office of Management and Budget

**35. [19-0682](#) Public Improvement Districts (PIDs) and Municipal Utility Districts (MUDs)**

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

**R. 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.*

**S. EXECUTIVE SESSION: (ITEMS 36 - 38)**

*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.*

**36. [19-0657](#) 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 purchase, exchange, lease, or value of real property rights at or in the vicinity of Slough Road & County Road 7B and funding mechanisms related to the construction of Amertrane Drive and related infrastructure or legal actions related thereto and pursuant to Texas Government Code § 551.072 to deliberate the**

purchase, exchange, lease, or value of real property (including, but not limited to, property rights at or in the vicinity of Slough Road & County Road 7B) because deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

37. [19-0658](#) **Executive session pursuant to Texas Government Code § 551.074** (Personnel Matters) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of judge(s) of the Municipal Court.

38. [19-0684](#) **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 City's contracts related to waste management, handling, and disposal and state and federal regulations related to landfill management, disposal of solid waste, and/or recycling, including but not limited to, the City's contracts with Republic Services, Cefe Landfill Tx, LP, BFI Waste Services of North America, Inc. and BFI Waste Systems of Texas, LP. and related entities, and provisions related to mediation, arbitration, and termination of agreements for the aforementioned functions.

**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**