



City of Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final

City Council

Tuesday, May 21, 2019

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 Deacon Michael Mantz, Diocese of Corpus Christi.**
- C. Pledge of Allegiance to the Flag of the United States and to the Texas Flag to be led by Margaret Morin, Utility Business Office Manager, Finance Department.**
- D. City Secretary Rebecca L. Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
 - 1. [19-0723](#)** Proclamation declaring May 19-25, 2019, "Emergency Medical Services Week".
Proclamation declaring May 19-25, 2019, "National Public Works Week".
Proclamation declaring May 2019, "Motorcycle Safety and Awareness Month".
Proclamation declaring June 3-9, 2019, "PRIDE Week".
Proclamation declaring June 9-19, 2019, "154th Anniversary of the Juneteenth Celebration, the Spirit of Emancipation Days".

Recognition of Drue Jones, Goodwill Ambassador.
Swearing-In Ceremony for Newly Appointed Board, Commission,
Committee and Corporation Members.

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

a. UTILITY BILLING UPDATE

b. OTHER

G. MINUTES:

- 2. [19-0735](#)** Regular Meeting of May 14, 2019.

H. BOARD & COMMITTEE APPOINTMENTS: (NONE)

I. EXPLANATION OF COUNCIL ACTION:

For administrative convenience, certain of the agenda items are listed as motions, resolutions, or ordinances. If deemed appropriate, the City Council will use a different method of adoption from the one listed; may finally pass an ordinance by adopting it as an emergency measure rather than a two reading ordinance; or may modify the action specified. A motion to reconsider may be made at this meeting of a vote at the last regular, or a subsequent special meeting; such agendas are incorporated herein for reconsideration and action on any reconsidered item.

J. PUBLIC COMMENT FROM THE AUDIENCE ON MATTERS NOT SCHEDULED ON THE AGENDA WILL BE HEARD AT APPROXIMATELY 12:00 P.M. A recording is made of the meeting; therefore, please speak into the microphone located at the podium and state your name and address. If you choose to speak during this public comment period regarding an item on the agenda, you may do so. You will not be allowed to speak again, however, when the Council is considering the item. Citizen comments are limited to three minutes. If you have a petition or other information pertaining to your subject, please present it to the City Secretary. Any electronic media (e.g. CD, DVD, flash drive) that the Public would like to use while they speak **MUST be submitted a minimum of 24 hours prior to the Meeting. Please contact the Public Communications department at 361-826-3211 to coordinate. 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 - 23)

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. [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

4. [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

5. [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

6. [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

7. [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

8. [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

9. [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

10. [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

11. [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

12. [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

13. [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

14. [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

15. [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

16. [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

17. [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

18. [19-0456](#) **Second Reading Ordinance - Urban Transportation Plan Amendment for the Regional Parkway (1st Reading 5/14/19)**

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

19. [19-0671](#) **Second Reading Ordinance - Appropriating funds for a Construction Contract for Slough Road (Rodd Field Road to Amethyst Drive) (Type B) (1st Reading 5/14/19)**

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

20. [19-0563](#) **Second Reading Ordinance - Authorizing a Professional Services Project contract for the Restoration of SEA District Water Features Project (1st Reading 5/14/19)**

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

21. [19-0689](#) **Second Reading Ordinance - Partial easement closure for property located at 10329 Creek Bottom Drive (1st Reading 5/14/19)**

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

22. [19-0196](#) **Second Reading Ordinance - Authorizing Lease Amendment No. 7 to Lease Agreement for Office Space at the Airport for the Transportation Security Administration (TSA) (1st Reading 5/14/19)**

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

23. [19-0645](#) **Second Reading Ordinance - Appointing Municipal Court Judges (1st Reading 5/14/19)**

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

L. **FUTURE AGENDA ITEMS: (ITEMS 24 - 26)**

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

24. [19-0716](#) **Resolution Approving Street Preventative Maintenance Program (SPMP) 2019 SPMP Work Plan (Year - 6)**

Resolution approving the concepts, direction, and general work plan for the sixth year of the Street Preventative Maintenance Program (SPMP) - "2019 SPMP Work Plan (Year - 6)."

Sponsors: Street Department and Engineering Services

25. [19-0718](#) **Professional Services Contract Amendment No. 1 for Street Preventative Maintenance Program (SPMP) FY 19**

Motion authorizing the City Manager, or designee, to execute Amendment No. 1 to the professional services contract with J. Schwarz & Associates, Inc. of Corpus Christi, Texas in the amount of \$846,500 for a restated fee not to exceed \$874,250 for continued implementation of the 2019 *Citywide Street Preventative Maintenance Program* (SPMP).

Sponsors: Street Department and Engineering Services

26. [19-0633](#) **Service Agreements for Backflow Preventer Services for Commercial Accounts**

Motion authorizing six two-year service agreements for non-fire backflow preventer services for commercial accounts with Koetter Fire Protection, Hebert Irrigation, Graf Plumbing, Smart Plumbing, KimJon Backflow Service all of Corpus Christi, Texas, and TD Backflow Services of Orange Grove, Texas for an amount not to exceed \$142,800 for each contract; and, one two-year service agreement for fire backflow preventer for commercial accounts with Koetter Fire Protection of Corpus Christi, Texas for an amount not to exceed \$142,800, for a combined total amount not to exceed \$999,600, each with one two-year option for a total potential multi-year amount not to exceed \$1,999,200.

Sponsors: Water Utilities, Development Services and Contracts and Procurement

M. RECESS FOR LUNCH

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

N. PUBLIC HEARINGS: (ITEMS 27 - 29)

27. [19-0639](#) **Public Hearing and First Reading Ordinance - Rezoning for a Property located at or near 2110 Laguna Shores Road.**

Case No. 0319-02 B&A Terra Firma Development, LLC: Request for rezoning a property at or near 2110 Laguna Shores Road from the "RE" Residential Estate District to the "RM-2" Multifamily 2 District.

Planning Commission and Staff Recommendation (April 17, 2019):
Denial of the change of zoning from the "RE" Residential Estate District to the "RM-2" Multifamily 2 District.

Applicant's Request (3/4 Vote Required)

Ordinance rezoning property at or near 2110 Laguna Shores Road from the "RE" Residential Estate District to the "RM-2" Multifamily 2 District.

Sponsors: Development Services

28. [19-0641](#) **Public Hearing and First Reading Ordinance - Rezoning for a Property located at or near 10224 Leopard Street.**

Case No. 0319-03 Corpus Christi Storage Solutions, LLC: Request for rezoning a property at or near 10224 Leopard Street from the "RS-6" Single-Family 6 District to the "CG-2" General Commercial District.

Planning Commission and Staff Recommendation (April 17, 2019):
Denial of the change of zoning from the "RS-6" Single-Family 6 District to the "CG-2" General Commercial District, in lieu thereof, approval of the "RS-6/SP" Single-Family 6 District with a Special Permit (SP) with conditions.

Ordinance rezoning property at or near 10224 Leopard Street from the "RS-6" Single-Family 6 District to the "RS-6/SP" Single-Family 6 District with a Special Permit (SP) with conditions.

Sponsors: Development Services

29. [19-0642](#) **Public Hearing and First Reading Ordinance - Rezoning for a Property located at or near 701 McBride Lane.**

Case No. 0419-01 Vernon and Jennifer Carr: Request for rezoning a property at or near 701 McBride Lane from the "CG-2" General Commercial District and the "RS-6" Single-Family District to the "IL" Light Industrial District.

Planning Commission and Staff Recommendation (April 17, 2019):
Denial of the change of zoning from the "CG-2" General Commercial District and the "RS-6" Single-Family 6 District to the "IL" Light Industrial District, in lieu thereof, approval of the "CG-2/SP" General Commercial District with a Special Permit (SP) with conditions.

Ordinance rezoning property at or near 701 McBride Lane from the "CG-2" General Commercial District and the "RS-6" Single-Family District to the "CG-2/SP" General Commercial District with a Special Permit (SP) with conditions.

Sponsors: Development Services

O. **REGULAR AGENDA: (ITEMS 30 - 34)**

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

30. [19-0685](#) **Resolution authorizing grant submission for Automobile Burglary and Theft Prevention Authority**

Resolution authorizing submission of grant application for \$418,087 to Automobile Burglary and Theft Prevention Authority (ABTPA) to continue the motor vehicle theft enforcement grant with a City cash match of \$702,757, in-kind match of \$62,046, and program income match of \$3,851 for a total project cost of \$1,186,741.

Sponsors: Police Department

31. [19-0632](#) **Resolution for a service agreement for custodial services for outlying police buildings**

Resolution authorizing a 12-month service agreement for custodial services for outlying police buildings with Ernestina Luna, dba Unified Service Associates of San Antonio, Texas for an amount not to exceed \$109,395.96, with two 12-month options for a potential total amount not to exceed \$328,187.88.

Sponsors: Police Department and Contracts and Procurement

32. [19-0730](#) **One-Reading Ordinance - Creation of Industrial Districts No. 5, 6, and 7 in San Patricio County**

Ordinance authorizing the establishment of Industrial Districts No. 5, 6, and 7 within the extraterritorial jurisdiction of the City of Corpus Christi, Texas; and authorizing industrial district agreements with various property owners within the industrial districts in San Patricio County; and declaring an emergency.

Sponsors: Planning and Environmental/Strategic Initiatives

33. [19-0577](#) **One-Reading Ordinance - La Quinta Corridor Annexation**

Ordinance annexing for full purpose up to 1,500 acres of land into the territorial limits of the City of Corpus Christi and extending the boundary limits of said city to include said hereinafter described property within said city limits; adopting a service plan; and declaring an emergency.

Sponsors: Planning and Environmental/Strategic Initiatives

34. [19-0578](#) **One-Reading Ordinance - Annexation of Up to 5,700 Acres Along the North Side of Corpus Christi Bay**

Ordinance annexing for full purpose up to 5,700 acres of land into the territorial limits of the City of Corpus Christi and extending the boundary limits of said city to include said hereinafter described property within said city limits; adopting a service plan; and declaring an emergency.

Sponsors: Planning and Environmental/Strategic Initiatives

P. FIRST READING ORDINANCES: (NONE)

Q. 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.

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 35 - 36)

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.

35. [19-0725](#) Executive Session pursuant to Texas Government Code § 551.071
and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning legal issues related to collective bargaining matters in the Agreement(s) with the Corpus Christi Police Officers' Association and the Corpus Christi Professional Firefighters' Association.

36. [19-0733](#) 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, potential annexation of up to 326 acres of extraterritorial jurisdiction that be ceded by the City of Gregory and potential service plans and actions related thereto, 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).

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