



City of Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final-revised

City Council

Tuesday, June 9, 2020

11:30 AM

Council Chambers

Addendums may be added on Friday.

- A. Mayor Joe McComb to call the meeting to order.
- B. Invocation to be given by Mayor Joe McComb.
- C. Pledge of Allegiance to the Flag of the United States and to the Texas Flag.
- D. City Secretary Rebecca L. Huerta to call the roll of the required Charter Officers.
- E. **PUBLIC COMMENT - AUDIENCE AND PRESENTER SOCIAL DISTANCING AND PUBLIC TESTIMONY AND PUBLIC HEARING INPUT AT PUBLIC MEETINGS OF THE CITY COUNCIL.** To reduce the chance of COVID-19 transmission, public meetings will be held in a manner intended to separate, to the maximum practical extent, audience and presenters from personal contact with members of Community, City Staff, and City Council. This meeting will be broadcast at cctexas.com/services/council-meeting-agendas-minutes-video. Public testimony and public hearing input for Public Comment and all items on the agenda at public meetings of the City Council should be provided in written format and presented to the City Secretary and/or designee no later than five minutes after the start of each meeting of the City Council. Testimony and/or public input shall be in accordance with the City Secretary's instructions, which shall be posted on the City Secretary's door and on the City website, and allow for electronic submission. The written public testimony shall be provided to members of City Council prior to voting on measures for that meeting. Written testimony shall be limited in accordance with the City Secretary requirements and shall be placed into the record of each meeting. This testimony shall serve as the required public testimony pursuant to Texas Government Code 551.007 and shall constitute a public hearing for purposes of any public hearing requirement under law. The meeting may be held telephonically or via videoconference. The public may participate remotely by following the instructions of the City Secretary at cctexas.com/departments/city-secretary.
- F. **CITY MANAGER'S COMMENTS / UPDATE ON CITY OPERATIONS:**
 - a. **GOVERNMENT ACTIONS RELATED TO CORONA VIRUS**

b. OTHER**G. MINUTES:**

1. [20-0585](#) Regular Meetings of May 12, 2020 and May 19, 2020

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. CONSENT AGENDA: (ITEMS 2 - 20)

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. Unless otherwise stated below, Ordinances should be presumed to be second readings.

2. [20-0607](#) One-Reading Ordinance authorizing the acceptance of a grant from the Department of Justice for the FY 2020 Coronavirus Emergency Supplemental Funding Program in an amount of \$521,426.00 to fund overtime, equipment, and supplies related to the public safety response to Coronavirus for the Police and Fire Departments; and appropriating \$260,731.00 in the Police Grants Fund and \$260,695.00 in the Fire Grants Fund.

Sponsors: Police Department

3. [20-0536](#) One-Reading Ordinance authorizing the acceptance of a grant in an amount of \$121,850.26 from the Public Health and Social Services Emergency Fund to respond to coronavirus; and appropriating \$121,850.26 into Fire Grant Fund.

Sponsors: Fire Department

4. [20-0656](#) One-Reading Ordinance approving an agreement between the City of Corpus Christi and the Corpus Christi Business and Job Development Corporation in an amount not to exceed \$500,000 for Type A funding of arterial and collector streets within the City; approving a Chapter 380 agreement in an amount not to exceed \$500,000 with Lift Fund, Inc. for a

small business recovery program; appropriating \$500,000 from the unreserved fund balance of the Business and Job Development Fund for use on the arterial and collector street improvements; amending the operating and capital budget.

Sponsors: Economic Development

Consent - Second Reading Ordinances

5. [20-0456](#) Zoning Case No. 0320-02, Juan Romero (District 5). Ordinance rezoning property at or near 7614 Slough Road from the “FR” Farm Rural District to the “RS-6” Single-Family 6 District. Planning Commission and Staff recommend Approval.
Sponsors: Development Services
6. [20-0505](#) Zoning Case No. 0320-03, Mostaghasi Investment Trust (District 1). Ordinance rezoning property at or near 14206 Leos Court from the “CN-1” Neighborhood Commercial District to the “RS-6” Single-Family 6 District. Planning Commission and Staff recommend Approval.
Sponsors: Development Services
7. [20-0547](#) Ordinance authorizing the transfer of \$590,000.00 from the Sanitary Sewer Collection Line Trust Fund, \$310,000.00 from the Water Distribution Main Trust Fund and \$375,000.00 from the Water Arterial Transmission and Grid Main Trust Fund to the Sanitary Sewer Trunk Main Trust Fund to meet the funding obligation for a Wastewater Force Main and Lift Station Construction and Reimbursement Agreement with Tamez Development approved by Council on February 18, 2020.
Sponsors: Development Services
8. [20-0540](#) Ordinance abandoning and vacating a utility easement (5,469 square feet), with dimensions of 10-foot wide for approximately 108-feet and a 20-foot wide for approximately 220-feet, out of Block B-2E, in Cullen Place, located at 542 Airline Road for the construction of a new carwash business on the property. (District 4)
Sponsors: Development Services
9. [20-0564](#) Ordinance authorizing the resale of 30 properties for \$253,545.00 which were foreclosed upon for failure to pay ad valorem taxes, of which the City shall receive \$29,268.51 plus \$55,116.93 for partial payment of City paving and demolition liens.
Sponsors: Finance & Business Analysis
10. [20-0588](#) Ordinance adding Corpus Christi Bay, Nueces Bay, and recently annexed territory to City Council Districts; and providing for an effective date.
Sponsors: City Secretary's Office
11. [20-0561](#) Ordinance appropriating \$3,550,000 from the Public Works reserves fund

balance to the Public Works General Fund Operating Budget; amending the FY 2020 Public Works Arterial and Collector Street Preventative Maintenance Program (SPMP) Budget from \$3,440,000 to \$6,990,000 and approving the general work plan for FY 2020 for a total amended budget of \$6,990,000; with funding available from the FY 2020 Street, Stormwater, Water and Wastewater Funds.

Sponsors: Public Works/Street Department

Consent - Contracts and Procurement

12. [20-0565](#) Motion authorizing a one-year service agreement, with two additional one-year option periods with Unified Service Associates in an amount not to exceed \$93,143.76 and a three year total not to exceed \$279,431.29, for custodial services within the Police Department, with FY 2020 in the amount of \$31,047.92 available in the General Fund.
- Sponsors:** Police Department and Contracts and Procurement
13. [20-0555](#) Motion authorizing supply agreements with four vendors for a two-year period with each vendor, with one additional one-year option period to provide veterinary medicines and supplies with the following vendors: Miller Veterinary Supply in an amount not to exceed \$99,828.45 for surgery supplies; Butler Animal Health Holding Company, LLC in an amount not to exceed \$33,954.25 for anesthetics; Elanco US, Inc. in an amount not to exceed \$122,921.00 for vaccinations; and, Midwest Veterinary Supply, Inc. in an amount not to exceed \$112,923.92 for medical supplies, with FY 2020 funding in an amount of \$46,203.45 available in the General Fund.
- Sponsors:** Police Department and Contracts and Procurement
14. [20-0543](#) Motion authorizing a three-year service agreement with Ranger Fire Inc. in an amount not to exceed \$180,750.00 for Fire Sprinkler Inspection, Testing and Maintenance Services at 11 City owned facilities, effective upon issuance of notice to proceed, with FY 2020 funding in the amount of \$20,083.33 available through the Facilities Fund.
- Sponsors:** Asset Management Department and Contracts and Procurement
15. [20-0568](#) Motion authorizing a three-year license agreement with Great South Texas Corp dba Computer Solutions for the amount of \$162,849.00 for the purchase of Cisco Cloud Email Security (CES) subscription license, effective upon issuance of a notice to proceed, with FY 2020 funding in the amount of \$162,849.00 available through the Information Technology fund.
- Sponsors:** Information Technology Services and Contracts and Procurement

Consent - Capital Projects

16. [20-0302](#) Motion awarding a construction contract to Mako Contracting, LLC, for reconstruction of Lipes Boulevard from Yorktown Boulevard to Sun Wood Drive, located in Council District 5, with new asphalt pavement and minor

utility improvements in the amount of \$2,023,240.09, with funding available from the Street Bond 2018 Program, and FY2020 Storm Water, Wastewater, Water and Gas Funds.

Sponsors: Engineering Services, Public Works/Street Department and Contracts and Procurement

17. [20-0308](#) Resolution authorizing four construction contracts totaling \$13,718,317.62 for the Residential Street Rebuild Program as follows: for street reconstruction with Rovam Texas LLC in an amount of \$4,540,292.03, for street rehabilitation with JE Construction Service in an amount of \$3,081,597.49, Haas-Anderson Construction Ltd. in an amount of \$3,131,483.15, and Haas-Anderson Construction Ltd. in an amount of \$2,964,944.95, located City-wide, with funding available from the Street Bond 2018 Program and FY2020 Storm Water, Wastewater, Water and Gas Funds.

Sponsors: Engineering Services and Utilities Department

General Consent Items

18. [20-0581](#) Resolution authorizing the submission of a grant application in an amount of \$410,973.00 to the Automobile Burglary and Theft Prevention Authority to continue the Motor Vehicle Theft Unit activities in the Police Department with a City cash match of \$746,168.00 to fund three sworn officers and two civilians, an in-kind match of \$63,727.00 and a program income match of \$2,161.00 for a total budget of \$1,223,029.00.

Sponsors: Police Department

19. [20-0617](#) Resolution approving FY 2020-2021 grant application for the Beach Cleaning and Maintenance Assistance Program from the Texas General Land Office for an estimated amount of \$70,000 to provide beach cleaning and maintenance on North Padre Island and Mustang Island.

Sponsors: Parks and Recreation Department

20. [20-0619](#) Resolution approving participation in the Nueces County Community Action Agency programs to provide utility assistance to eligible City utility customers.

Sponsors: Water Utilities Department

K. RECESS FOR LUNCH

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

L. PUBLIC HEARINGS: (ITEMS 21 - 23)

The following items are public hearings and public hearings with first reading ordinances. Each item will be considered individually.

21. [20-0566](#) Zoning Case No. 0420-01, Mostaghasi Enterprises, Inc. (District 5). Ordinance rezoning property at or near 8102 Yorktown Boulevard from the

“FR” Farm Rural District to the “RS-6” Single-Family 6 District and “CG-2” General Commercial District. Planning Commission and Staff recommend Approval.

Sponsors: Development Services

22. [20-0567](#) Zoning Case No. 0420-02, Branch Towers III. LLC. (District 3). Ordinance rezoning property at or near 4701 Ayers Street from the “IL” Light Industrial District to the “IL/SP” Light Industrial District with a Special Permit. Planning Commission and Staff recommend Approval.

Sponsors: Development Services

23. [20-0598](#) Ordinance closing, abandoning and vacating an unimproved 1.8-acre portion of Starry Road out of Flour Bluff and Encinal Farm and Garden Tracts for development of a new subdivision. (District 5)

Sponsors: Development Services

M. REGULAR AGENDA:

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

N. FIRST READING ORDINANCES: (ITEMS 24 - 27)

24. [20-0583](#) Ordinance accepting a grant in the amount of \$228,129.00 from the State of Texas Governor’s Homeland Security Grants Division for Operation Stonegarden for border security; and appropriating \$228,129.00 in the Police Grants Fund.

Sponsors: Police Department

25. [20-0600](#) Ordinance authorizing the acceptance of a grant from the Office of the Attorney General-Office of Juvenile Justice and Delinquency Prevention for the Internet Crimes Against Children (ICAC) Task Force program, in the amount of \$10,000.00 to purchase equipment and supplies for the ICAC program within the Police Department; and appropriating the \$10,000.00 in the Police Grants Fund.

Sponsors: Police Department

26. [20-0513](#) Ordinance authorizing acceptance of \$15,000 grant from the Coastal Bend Regional Advisory Council for the City's WebEOC operations; and appropriating \$15,000 into Fire Grant Fund.

Sponsors: Fire Department

27. [20-0629](#) Ordinance authorizing the Interlocal Agreement with Nueces County for City Lifeguard Services. The City will provide 4 lifeguards at the public beach within Nueces County Padre Balli Park from 3 lifeguard stands dispersed between Access Roads 5 and 6 for the period of May 22 through September 7, 2020. Nueces County will reimburse the City for the costs of lifeguard services, equipment and supplies at a cost of \$40,700 to be

appropriated into the General Fund.

Sponsors: Parks and Recreation Department

O. BRIEFINGS:

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.

P. EXECUTIVE SESSION: (ITEM 28)

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.

- 28. [20-0654](#) **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 sales taxes remitted by Comptroller, refund required pursuant to audit of sales tax payments, legal remedies, rights, and applicable laws, and potential litigation related thereto.

Q. 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.

R. ADJOURNMENT

ADDITIONAL INSTRUCTIONS / INSTRUCCIONES ADICIONALES

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.

This meeting may be held via videoconference call pursuant to Texas Government Code § 551.127. If this meeting is held via videoconference call or other remote method of

meeting, then a member of this governmental body presiding over this meeting will be physically present at the location of this meeting unless this meeting is held pursuant to Texas Government Code § 551.125 due to an emergency or other public necessity pursuant to Texas Government Code § 551.045.