



City of Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final-revised

City Council

Tuesday, August 18, 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**

G. MINUTES:

1. [20-0991](#) Regular Meeting of August 11, 2020 and Budget Workshop of August 6, 2020

H. BOARD & COMMITTEE APPOINTMENTS:

2. [20-0968](#) Arts & Cultural Commission (3 vacancies)
Parks and Recreation Advisory Committee (5 vacancies)

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 3 - 13)

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.

Consent - Second Reading Ordinances

3. [20-0839](#) Zoning Case No. 0620-01, Camacho Resources, LLC (District 1). Ordinance rezoning property at or near 7585 Leopard Street from the "IL" Light Industrial District and "RMH" Manufactured Home District to the "IH" Heavy Industrial District. Planning Commission and Staff recommend Denial of the change of zoning from the "IL" Light Industrial District and "RMH" Manufactured Home District to the "IH" Heavy Industrial District, in lieu thereof, approval of the "IL/SP" Light Industrial District with a Special Permit (SP) with conditions. (3/4 vote required to overrule the recommendation of the Planning Commission).
Sponsors: Development Services
4. [20-0879](#) Ordinance designating 258.9 acres within the jurisdiction of the City of Corpus Christi as a Tax Increment Financing District to be known as "Reinvestment Zone Number Five, City Of Corpus Christi, Texas" pursuant to petition by owners of Crosstown Commons subdivision; setting a maximum City financial participation of 75% over 20 years and a maximum

contribution of \$9,000,000; and establishing a Board of Directors for the Reinvestment Zone.

Sponsors: Finance & Business Analysis

5. [20-0437](#) Ordinance authorizing an Interlocal Cooperation Agreement with Nueces County to reimburse \$200,000 to the City related to the engineering design cost associated with the extension of Junior Beck Drive from Dead End to Old Brownsville Road and accepting and appropriating a Financial Assistance Award in an amount of \$3,000,000 from the United States Department of Commerce-Economic Development Administration for the design and construction of Junior Beck Drive located in City Council District 3, with a City match of \$750,000 with funding available through the 2018 Bond Program and amending the Capital Improvement Program Budget and appropriating grant Funds in the Street CIP Fund.

Sponsors: Engineering Services and Public Works/Street Department

6. [20-0854](#) Ordinance authorizing execution of all documents necessary to enter into a Consent Decree with the United States of America and State of Texas regarding improvements, operation and maintenance of the City wastewater system and appropriating \$1,187,000 for civil penalty for the United States, attorney fees for the State of Texas, and City legal and consultant services related to finalizing and obtaining court approval of said decree.

Sponsors: Water Utilities Department

Consent - Contracts and Procurement

7. [20-0649](#) Motion authorizing a two-year service agreement with Cintas Corporation No. 2 of Corpus Christi, Texas in an amount not to exceed \$161,399.41, for uniform rentals for the Utilities Department, effective upon issuance of notice to proceed with FY2020 funding in an amount of \$10,000.00 available in the Wastewater Fund and \$10,300.00 available in the Water Fund.

Sponsors: Utilities Department and Contracts and Procurement

8. [20-0700](#) Motion authorizing a three-year service agreement with Neal Flanagan, dba Flanagan's Muffler Shop No 2 in Corpus Christi, Texas, in an amount not to exceed \$72,800.00, for vehicle exhaust system repairs for Asset Management, effective upon issuance of notice to proceed, with FY 2020 funding in the amount of \$6,000.00 available in the Fleet Maintenance Service Fund.

Sponsors: Asset Management Department and Contracts and Procurement

Consent - Capital Projects

9. [20-0110](#) Motion awarding a professional services contract to Plummer Associates, Inc., of Corpus Christi, Texas to design and prepare construction

documents for the Broadway Wastewater Treatment Plant Rehabilitation in an amount not to exceed \$926,936, located in City Council District 1, with funding available from the FY 2020 Wastewater Capital Improvement Program budget.

Sponsors: Engineering Services, Utilities Department and Contracts and Procurement

10. [20-0304](#) Motion awarding a construction contract to Jhabores Construction Company, Inc., of Corpus Christi, Texas for the rehabilitation of Holly Road from Crosstown Expressway to Greenwood Drive, located in Council District 3, with asphalt pavement rehabilitation and utility improvements in the amount of \$3,349,518.32 with funding available from the 2012 and 2016 Street Bond Program and FY 2020 Stormwater, Water, and Wastewater Funds.

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

11. [20-0613](#) Motion awarding a Master Services Agreement for Construction Claims Resolution Services to Consor Engineers, LLC, of Pharr, Texas, for one year in an amount up to \$100,000 with a one-year renewal option to be administratively authorized for a total amount not to exceed \$200,000, with projects located Citywide, and with funding available from the FY 2020 Utility Capital Program and Bond Program Funds.

Sponsors: Engineering Services and Contracts and Procurement

General Consent Items

12. [20-0886](#) Motion authorizing the purchase of approximately 92.241 acres of farmland located on State Highway 286 south of and abutting the J.C. Elliott Transfer Station for \$3,000,000 funded through reserve balances in the Solid Waste Certificates of Obligation issued in 2008, 2015, 2017, and 2018; and authorizing the City Manager or his designee to execute all documents necessary for the purchase.

Sponsors: Solid Waste Operations

13. [20-1022](#) Resolution to consider a proposed future property tax rate of \$0.646264 per one hundred dollars valuation for the upcoming 2020-2021 fiscal year at the public hearing scheduled for September 8, 2020, with final approval on the property tax rate of \$0.646264 set to occur on September 15, 2020.

Sponsors: Finance & Business Analysis

K. RECESS FOR LUNCH

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

L. PUBLIC HEARINGS: (NONE)

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

M. REGULAR AGENDA:

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

N. FIRST READING ORDINANCES: (ITEM 14)

14. [20-0896](#) Ordinance approving a five-year Business Incentive Agreement between the Corpus Christi B Corporation and the United Service Organization of South Texas ("USO") in the amount of \$250,000 for the creation and retention of jobs and improvements to the facility leased to the USO by the United States Navy, effective upon signature of the City Manager or designee; appropriating funds in the amount of \$250,000 from the Type B Economic Development Fund; and amending the budget.

Sponsors: Chief Financial Officer

O. BRIEFINGS: (ITEM 15)

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.

15. [20-0928](#) Corpus Christi Regional Economic Development Corporation (CCREDC) Quarterly Update to City Council (Q2 2020)

Sponsors: Corpus Christi Regional Economic Development Corporation

P. EXECUTIVE SESSION: (ITEMS 16 - 18)

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.

16. [20-0996](#) **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 sanitary sewer overflows and the City's sanitary sewer system, water system, and/or drainage system and/or potential future litigation involving the U.S. Environmental Protection Agency, State of Texas, and/or U.S. Department of Justice and the potential approval of attorney's fees, expert fees, and expenses for

negotiations and/or litigation with the aforesaid entities.

17. [20-0997](#) **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 matters in collective bargaining agreement(s) with the Corpus Christi Professional Firefighters' Association, pension matters involving City employees, other potential collective bargaining matters, and potential approval in open session of a collective bargaining agreement with the Corpus Christi Professional Firefighters' Association.
18. [20-1006](#) **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 potential lease, license, interlocal agreement, and other legal documents related to the potential placement of the police academy at or near Rodd Field Road and Yorktown Blvd, and pursuant to **Texas Government Code § 551.072** to discuss and deliberate the potential lease and/or value of real property to be leased, licensed, or otherwise acquired at or near the aforementioned locations.

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 ayudarlo.

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.