



# City of Corpus Christi

1201 Leopard Street  
Corpus Christi, TX 78401  
cctexas.com

## Meeting Agenda - Final-revised

### City Council

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Tuesday, September 22, 2020

11:30 AM

Council Chambers

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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](http://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](http://cctexas.com/departments/city-secretary).
- F. **CITY MANAGER'S COMMENTS / UPDATE ON CITY OPERATIONS:**
  - a. **GOVERNMENT ACTIONS RELATED TO CORONA VIRUS**

**G. MINUTES:**

1. [20-1159](#) Regular Meeting of September 15, 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 - 21)**

*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*

2. [20-1042](#) Ordinance authorizing Wastewater Collection Line Construction Reimbursement Agreement with Mostaghasi Enterprises, LLC for a planned residential subdivision named Empire Subdivision with completion within 18 months; transferring \$110,000 from the Sanitary Sewer Trunk Main Trust Fund to the Sanitary Sewer Collection Line Trust Fund; and appropriating \$133,620 from the Sanitary Sewer Collection Line Trust Fund, to reimburse the developer per the agreement. (District 5)

**Sponsors:** Development Services

3. [20-0961](#) Ordinance authorizing the acceptance and appropriation of a grant contract to the Women, Infant and Children's Nutrition Program (WIC) for a total contract amount of \$1,006,829.00 for the period of October 1, 2020, through September 30, 2021, with a contract duration to September 30, 2025, subject to appropriation from the Health and Human Services Commission, and authorizing a staff complement of 21 positions.

**Sponsors:** Health Department

*Consent - Contracts and Procurement*

4. [20-0983](#) Motion authorizing a six-month service agreement with Lone Star Game Courts, LLC dba South Texas Sport Court Flooring of San Antonio, Texas, for a total amount not to exceed \$115,590.00 to replace the basketball court floor at Ben Garza Gym, with FY2020 funding available from the Community Development Block Grants and General Funds.  
*Sponsors:* Parks and Recreation Department and Contracts and Procurement
5. [20-1107](#) Motion authorizing a four-month service agreement with Olympia Landscape Development, Inc. for a total amount not to exceed \$197,800.00 to provide landscaping services to install trees for Labonte Park, West Guth Park, Los Encinos Park, Lincoln Park, Lions Park, and Mike Zapada Park with funding available through the FY 2020 Community Enrichment Funds.  
*Sponsors:* Parks and Recreation Department and Contracts and Procurement
6. [20-1078](#) Motion authorizing a three-year service agreement with Servando Guerra, dba Guerra's Maintenance Management, for a total amount not to exceed \$464,520.00, for mowing and grounds maintenance services for the Wastewater Treatment Plants, Lift Stations, and miscellaneous city-owned lots, effective upon issuance of notice to proceed on or after October 1, 2020, with funding requested in the FY 2021 Proposed Budget through the Wastewater Fund.  
*Sponsors:* Utilities Department and Contracts and Procurement
7. [20-0892](#) Resolution authorizing a three-year service agreement for Mowing Services for Storm Water Street Right of Ways at Padre Island with 2Chainz Brush Clearing, LLC., from Corpus Christi, for a total amount not to exceed of \$63,984.00; with FY 2020 funding available from the Storm Water Fund.  
*Sponsors:* Public Works/Street Department and Contracts and Procurement
8. [20-0893](#) Resolution authorizing a three-year service agreement for mowing and grounds maintenance of Storm Water Group 1B for the City's Calallen area with WCD Enterprises, LLC, is a local company from Corpus Christi in an amount not to exceed \$82,365.00, with FY 2020 funding in an amount of \$2,287.91 available from the Storm Water Fund.  
*Sponsors:* Public Works/Street Department and Contracts and Procurement
9. [20-0894](#) Resolution authorizing a three-year service agreement for mowing and grounds maintenance for Storm Water Groups 1C for the City's Central area with Dan V. Hinojosa dba Kustom Clean Up, Corpus Christi, TX in an amount not to exceed \$79,329.60, with FY 2020 funding available from the Storm Water Fund.  
*Sponsors:* Public Works/Street Department and Contracts and Procurement
10. [20-1119](#) Motion authorizing the purchase of five ½ ton light duty pickup trucks, in which three trucks are additions and two trucks are replacements, from Silsbee Ford, Inc. in an amount of \$159,650.75, for Gas Operations,

effective upon issuance of letter of acceptance with FY 2020 funding available through the Gas Operations Fund in the amount of \$159,650.75.

**Sponsors:** Gas Department and Contracts and Procurement

11. [20-0875](#) Motion authorizing a three-year supply agreement with CC Distributors, Inc. in an amount not to exceed \$128,031.21 to purchase black and galvanized pipe fittings for the City Warehouse as a central distribution, with an effective date of the agreement on or after October 1, 2020 with funding requested in the FY 2021 Proposed Budget through the Stores Fund.

**Sponsors:** Contracts and Procurement

12. [20-1049](#) Motion authorizing a replacement lease-purchase of one motor grader and one wheeled material handling excavator from HOLT Texas, Ltd., dba HOLT CAT, for a total amount of \$702,355.44 to be used by Solid Waste Services at the landfills to maintain roads and load refuse, respectively, on or after October 1, 2020, with funding requested in the FY 2021 Proposed Budget through the General Fund.

**Sponsors:** Solid Waste Operations and Contracts and Procurement

13. [20-1083](#) Resolution authorizing a three-year supply agreement with Texas Packer and Loader Sales, Inc./D.B.A Texas Pack and Load in an amount not to exceed \$402,150.00 for the purchase of Petersen and New Way equipment parts for heavy equipment within Asset Management such as brush trucks, with FY 2020 funding in an amount of \$11,170.83 available in the Fleet Maintenance Service Fund.

**Sponsors:** Asset Management Department and Contracts and Procurement

*Consent - Capital Projects*

14. [20-0279](#) Motion awarding a construction contract to CSA Construction, Inc., Houston, Texas, for Greenwood Wastewater Treatment Plant Electrical Improvements to Ultraviolet Disinfection System in an amount of \$5,990,000, located in City Council District 3, with funds available from FY 2020 Wastewater Capital Improvement Program budget.

**Sponsors:** Engineering Services, Utilities Department and Contracts and Procurement

*General Consent Items*

15. [20-1068](#) Resolution authorizing payment of \$754,787.85 for the annual renewal of Excess Liability and Excess Worker's Compensation insurance coverage through the Broker of Record, Carlisle Insurance Agency for upcoming policy year October 1, 2020-September 30, 2021.

**Sponsors:** Legal Department

16. [20-1145](#) Motion approving Amendment No. 1 to the Management Services Agreement with the Corpus Christi Area Convention and Visitors' Bureau ("CCCVB"), which amends the composition of the CCCVB's Board of

Directors; and approving the CCCVB amended bylaws.

**Sponsors:** Finance & Business Analysis

17. [20-1069](#) Motion authorizing a five-year service agreement with MUNIRevs, Inc., dba LODGINGRevs in an amount not to exceed \$843,294.00 for local hotel occupancy tax reporting, collection, and auditing services for the Finance Department, with an effective date on or after October 1, 2020 with FY 2021 funding requested through the Hotel Occupancy Fund.

**Sponsors:** Finance & Business Analysis and Contracts and Procurement

18. [20-1082](#) Resolution confirming compliance with federal rules and regulations including Civil Rights protections with acceptance of the Community Development Block Grant Disaster Recovery (CDBG-DR) grant administered by the Texas General Land Office (GLO) for post-Harvey disaster related recovery.

**Sponsors:** Development Services

19. [20-1200](#) Resolution authorizing a joint application with Nueces County to the Texas General Land Office for CDBG-MIT Hurricane Harvey State Mitigation Competition funds for the North Beach Canal Projects, and a Memorandum of Understanding with Nueces County to provide for management of the grant and City maintenance of the project.

**Sponsors:** Development Services

20. [20-1104](#) Resolution adopting a substantial amendment to the City of Corpus Christi's FY2018-2019 Consolidated Annual Action Plan (CAAP) by cancelling the Homebuyer Gap Financing Assistance Program in the amount of \$500,000 previously adopted by Ordinance No. 031483 for the HOME Investment Partnerships (HOME) Program funded by the United States Department of Housing and Urban Development (HUD); and authorizing the addition of \$500,000 to the FY 2020-2021 Village at McArdle Project.

**Sponsors:** Grant Monitoring

21. [20-1158](#) Motion authorizing a two-year term extension to an existing Master Service Agreement for Planning Services with Asakura Robinson Company LLC with an increase of up to \$340,000 for the Staples and Leopard Street Corridors Revitalization Plan, Midtown Area Development Plan, and Heritage Park Utilization Plan, for a total contract amount not to exceed \$590,000, effective upon notice to proceed, with funding available in the FY 2020 General Fund and the Visitor's Facility Fund.

**Sponsors:** Planning & Environmental Services

**K. RECESS FOR LUNCH**

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

**L. PUBLIC HEARINGS: (ITEM 22)**

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

22. [20-1039](#) Zoning Case No. 0820-01, High Tide Partnership, Ltd. (District 4). Ordinance rezoning property at or near 10582 State Highway 361 from the "FR" Farm Rural District to the "CR-2" Resort Commercial District. Planning Commission and Staff Recommend approval.

**Sponsors:** Development Services

**M. REGULAR AGENDA: (ITEM 23)**

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

23. [20-1195](#) Motion authorizing City staff to present supplemental information on September 29, 2020 from respondents to the Request for Information (RFI) 2018-08 Alternative Water Supplies. Additionally, information will be provided on other potential water sources from Corpus Christi Polymers Plant/Dimmit Utility and an update will be provided on the Port of Corpus Christi Desal Permit application. This was requested by four Council Members and requires majority approval by City Council.

**Sponsors:** Water Utilities Department

**N. FIRST READING ORDINANCES: (ITEMS 24 - 30)**

24. [20-1080](#) Ordinance authorizing acceptance of a grant from the Executive Office of the President, Office of National Drug Control Policy in an amount of \$144,621.00, for the FY2019 High Intensity Drug Trafficking Area Initiative to fund salary and benefits for one civilian employee and overtime for four sworn officers; and appropriating \$144,621.00 in the Police Grants Fund.

**Sponsors:** Police Department

25. [20-1081](#) Ordinance authorizing acceptance of a grant from the Executive Office of the President, Office of National Drug Control Policy, in an amount of \$89,480.00 for the FY2020 High Intensity Drug Trafficking Area Initiative to fund overtime for four sworn officers; and appropriating \$89,480.00 in the Police Grants Fund.

**Sponsors:** Police Department

26. [20-1087](#) Ordinance amending Section 2 of Ordinance No. 031962 to revise an appropriation of funds in the amount of \$22,892.91 from the General Fund to the Police Grants Fund.

**Sponsors:** Finance & Business Analysis

27. [20-1066](#) Ordinance authorizing the City Manager to execute an amendment of the lease with Tailwind CRP, LLC, to provide space for the operation of a news and gift concession at Corpus Christi International Airport in exchange for payment of a percentage of gross revenues or a minimum annual guarantee, whichever is greater; extending the lease expiration date

to August 14, 2022; and providing for severance.

**Sponsors:** Aviation Department

28. [20-1086](#) Ordinance authorizing an amendment to the Water Arterial Transmission and Grid Main Construction and Reimbursement Agreement with MPM Development, LP to extend a Grid Main Line between CR-33 and FM-43; and appropriating \$20,562.52 from the Water Arterial Transmission and Grid Main Trust Fund to reimburse developer. (District 3)

**Sponsors:** Development Services

29. [20-1137](#) Ordinance authorizing acceptance of a grant totaling \$919,500 from the Office of the Governor from the Texas Military Preparedness Commission's Defense Economic Adjustment Assistance Grant (DEAAG) to complete the Corpus Christi Army Depot Flight Line Security Enhancement Project, authorizing the execution of the grant agreement, and providing \$92,000 as an in-kind contribution for grant administration services.

**Sponsors:** Communications & Intergovernmental Affairs and Chief Financial Officer

30. [20-1140](#) Ordinance accepting and appropriating \$7,268,376.00 from the Coronavirus Relief Fund, established by the CARES Act and provided through the State of Texas, for prevention, preparation for, and response to the COVID-19 pandemic.

**Sponsors:** Finance & Business Analysis

**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: (ITEMS 31 - 32)**

*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.*

31. [20-1155](#) **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 and litigation including various claims, litigation, and potential litigation (general litigation update to answer potential questions from City Council)

32. [20-1156](#)

**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 the Frost Bank Building and/or 2400 Block of Leopard Street, 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 the aforementioned locations) because deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person

**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.*