



City of Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Agenda - Final-revised

City Council

Tuesday, January 26, 2021

11:30 AM

Council Chambers

Addendums may be added on Friday.

Public Notice: 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.

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.

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.

- A. Mayor Paulette M. Guajardo to call the meeting to order.**
- B. Invocation to be given by Reverend Paul Hesse, St. Pius X Catholic Church.**
- C. Pledge of Allegiance to the Flag of the United States and to the Texas Flag to be led by Anna Kretsinger.**
- 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. [21-0027](#) Regular Meeting of January 12, 2021 and Two Special City Council Meetings of January 12, 2021

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 or 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. BRIEFINGS: (ITEM 2)

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.

2. [21-0110](#) North Beach Canal Project Report by Lockwood, Andrews, and Newman Inc on Phase I services which include a determination of the project scope and limits and whether or not the canal will function as a major drainage facility and be navigable.

K. CONSENT AGENDA: (ITEMS 3 - 16)

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.

3. [20-1442](#) Ordinance authorizing acceptance of a grant in an amount of \$104,013.20 from the State of Texas, Criminal Justice Division for Victims of Crime Community Outreach Program with a cash match of \$5,265.79 and in-kind match of \$23,360.00; appropriating \$104,013.20 in the Police Grants Fund; authorizing two Full Time Employee positions; and authorizing a transfer of \$5,265.79 from the General Fund to the Police Grants Fund.

Sponsors: Police Department

4. [20-1441](#) Ordinance authorizing the acceptance of five grants totaling \$332,809.19 from the Texas Office of the Governor - Homeland Security Grant Division, Homeland Security Grant Program for Bomb Squad Detection for \$116,151.38, Dive Trailer for \$44,063.76, Incident Command Training Program for \$88,134.05, Airport Medical Response Equipment for \$4,585.00, and Regional Hazmat Response Enhancement for \$79,875.00; and appropriating \$332,809.19 in the FY 2021 Fire Grants Fund.

Sponsors: Fire Department

5. [21-0005](#) Ordinance authorizing acceptance of a \$2,500 donation from ExxonMobil Pipeline Company to support the Corpus Christi Fire Department's emergency response capabilities; and appropriating \$2,500 into the Fire Grants Fund.

Sponsors: Fire Department

6. [21-0003](#) Ordinance authorizing the resale, by Nueces County as the City's trustee, of 16 properties, which were foreclosed upon for failure to pay ad valorem taxes, for the total price of \$89,225.00. The City accepts total proceeds of \$29,379.07 from the sale of which \$7,988.22 is allocated to the settlement

of past due ad valorem taxes and \$21,390.85 is allocated to the settlement of amounts due for City paving and demolition liens.

Sponsors: Finance & Business Analysis

Consent - Contracts and Procurement

7. [21-0067](#) Motion authorizing a three-year service agreement with Cellco Partnership dba Verizon Wireless in an amount not to exceed \$1,242,409.32 for cellular phones and phone services, effective upon issuance of a notice to proceed, with FY 2021 funding in an amount of \$414,136.39 available in various funds.
Sponsors: Information Technology Services and Contracts and Procurement
8. [20-1454](#) Resolution authorizing a three-year service agreement in an amount not to exceed \$113,274.00, with William Charlton dba Lawn in Order of Corpus Christi, Texas for Mowing and Landscape Maintenance for Downtown Group 3, with FY 2021 funding in an amount of \$25,172.00 funded in the General Fund.
Sponsors: Parks and Recreation Department and Contracts and Procurement
9. [20-1456](#) Resolution authorizing a two-year service agreement in an amount not to exceed \$134,400.00 with Manning Lawn Care and Landscaping, LLC of Corpus Christi, Texas, for Mowing and Grounds Maintenance for Downtown Group 2, with FY 2021 funding in an amount of \$44,800.00 funded in the Visitor Facility Fund.
Sponsors: Parks and Recreation Department and Contracts and Procurement
10. [20-1131](#) Motion authorizing a three-year supply agreement with Lubrication Specialist, Inc. of Houston, Texas in an amount not to exceed \$450,000.00, for the purchase of additives such as transmission fluid, power steering fluid, and diesel system fluids for fleet vehicles, with FY 2021 funding in an amount not to exceed \$150,000.00 available in the Fleet Maintenance Service Fund.
Sponsors: Asset Management Department and Contracts and Procurement

General Consent Items

11. [21-0111](#) Motion appointing Mayor Paulette M. Guajardo and Council Members Roland Barrera, Gil Hernandez, Michael Hunter, Billy A. Lerma, John Martinez, Ben Molina, Mike Pusley and Greg Smith as the Board of Directors of the Corpus Christi Housing Finance Corporation.
Sponsors: City Secretary's Office
12. [21-0050](#) Resolution authorizing the submission of a grant application for \$49,846.33 to the State of Texas under the Violence Against Women Act with a City cash match of \$14,402.72 and \$6,960.00 in-kind services.
Sponsors: Police Department

13. [21-0049](#) Resolution authorizing the submission of a grant application for \$98,964.86 to the State of Texas under the Victims of Crime Act with a City cash match of \$3,300.00 and \$21,500.00 in-kind services to support two full time employees.

Sponsors: Police Department

14. [21-0051](#) Resolution authorizing the submission of a grant application for \$129,212.45 to the State of Texas under the Victims of Crime Act with a city cash match of \$28,000.00 and \$4,320.00 in-kind services to support three full time employees.

Sponsors: Police Department

15. [20-1338](#) Resolution authorizing a one-year Interlocal Agreement with Texas A&M University-Corpus Christi for environmental monitoring for salinity levels in the Nueces Bay system, rain gauges in Corpus Christi, and Oso Creek water levels, for a total amount not to exceed \$ 164,012, with two one-year extension options at 3% increase per year, with a total potential multi-year not to exceed amount of \$506,944.

Sponsors: Utilities Department

16. [21-0058](#) Motion authorizing the City Manager or designee to submit and amend, as necessary, Passenger Facility Charge (PFC) Application No.3 to the Federal Aviation Administration to allow for reimbursement of \$8,025,062 in airport operating funds used to match runway extension and taxiway project grant monies, to affirm all assurances and understandings required in PFC Application No. 3, and to take any actions required in connection with the application.

Sponsors: Aviation Department

L. RECESS FOR LUNCH

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

M. PUBLIC HEARINGS: (ITEMS 17 - 19)

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

17. [20-1216](#) Zoning Case No. 0720-02, MVR Construction Company (District 4). Ordinance rezoning property at or near 10001 Compton Road from the "RE" Residential Estate District to the "RS-15" Single-Family 15 District. Planning Commission and Staff recommend Approval. (3/4 vote required due to public opposition.)

Sponsors: Development Services

18. [20-1223](#) Zoning Case No. 0820-03, Owen A. Norton (District 4). Ordinance rezoning property at or near 2926 Laguna Shores Road from the "RM-1" Multifamily 1 District to the "RV" Recreational Vehicle Park District. (Planning Commission and Staff recommend Approval)

Sponsors: Development Services

19. [21-0061](#) Zoning Case No. 1120-01, Mary Hutchins Triestman Partnership (District 1). Ordinance rezoning property at or near 1902 Rand Morgan from the "FR" Farm Rural District and "RS-6" Single-Family 6 District to the "CN-1" Neighborhood Commercial District and "RS-4.5/PUD" Single-Family District and a Planned Unit Development. (Planning Commission and Staff recommend Approval)

Sponsors: Development Services

N. INDIVIDUAL CONSIDERATION ITEMS: (ITEMS 20 - 23)

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

20. [20-0278](#) Motion awarding a professional services contract to Lockwood, Andrews & Newman, Inc., Corpus Christi, Texas, for the La Volla Creek Drainage Improvements, located in Council District 3, in an amount of \$2,376,995.00, with FY 2021 funding available from the Stormwater Capital Improvement Program Fund.

Sponsors: Engineering Services and Contracts and Procurement

21. [21-0004](#) Motion awarding a construction contract to Reytec Construction Resources, Inc., Corpus Christi, TX, for the reconstruction of the Six Points Intersection to include 10th street from Ayers Street to Staples Street and the rehabilitation of Ayers Street from 10th Street to Six Points Intersection and Staples Street from 10th Street to Six Points Intersection, located in Council District 2, with new asphalt pavement and utility improvements in an amount of \$3,189,239.00, with FY 2021 funding available from the Streets Bond 2016, Storm Water, Wastewater, and Water Funds.

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

22. [21-0022](#) Motion authorizing execution of a three-year service agreement, with three, three-year renewals, with BFI Waste Services of Texas, L.P., doing business as Republic Services of Corpus Christi, for the processing, marketing, and sale of recyclable commodities for an approximate initial term amount of up to \$3,100,000.00, to be effective February 1, 2021.

Sponsors: Solid Waste Operations

23. [21-0107](#) Ordinance amending Ordinance No. 032311 to increase the appropriation of Type B funding for the Cole Park Pier to \$5,000,000.00 from the unreserved fund balance of the Type B Sales Tax Fund and decrease the appropriation from the unreserved fund balance of the General Fund by \$349,427.00; transferring funds in the amount of \$7,777,670.00 to the Park CIP Fund; and amending the budget.

Sponsors: Finance & Business Analysis

O. FIRST READING ORDINANCES: (ITEMS 24 - 29)

24. [21-0101](#) Ordinance accepting a grant in the amount of \$206,787.00 from the State of Texas Governor's Homeland Security Grants Division for Operation Stonegarden to assist in border patrol operations; and appropriating \$206,787.00 in the Police Grants Fund.
Sponsors: Police Department
25. [21-0012](#) Ordinance accepting a grant in an amount of \$102,248.61 from the Texas Office of the Governor, Criminal Justice Division for Coronavirus Emergency Supplemental Funding Program with no City match; and appropriating \$70,000.00 in the Municipal Court Grant Fund, \$16,124.31 in the Fire Department Grants Fund, and \$16,124.30 in the Police Grants Fund.
Sponsors: Municipal Court Administration
26. [20-1337](#) Ordinance amending City Code Chapter 55, Article XI, Commercial and Industrial Waste Disposal and Pretreatment, to comply with requirements of the U.S. Environmental Protection Agency and Texas Commission on Environmental Quality Pretreatment Program for Industrial User Discharges to the Wastewater System by adding required definitions for best management practices, daily and monthly limits, process wastewater; amending sampling collection requirements, and providing for compliance orders; and providing for civil penalties up to \$1,000 per day and criminal penalties up to \$2,000 per day for violations of the ordinance.
Sponsors: Water Utilities Department
27. [21-0008](#) Ordinance authorizing the acceptance of the Gulf of Mexico Energy Security Act ("GOMESA") grant funding from the Texas General Land Office - Coastal Management Program in an amount of \$253,307.00 for the acquisition of property adjacent to Laguna Madre and in the Redhead Pond area, for stormwater re-route associated with the Bond 2018 Laguna Shores street reconstruction projects, located in Council District 4, and appropriating an amount of \$253,307.00 in the Community Development Grant Fund.
Sponsors: Engineering Services
28. [21-0066](#) Ordinance amending the Code of Ordinances, Chapter 53: One Way Streets and Alleys that will change 10th Street, between Ayers Street and Staples Street, from a two-way traffic flow to a one-way traffic flow.
Sponsors: Engineering Services and Public Works/Street Department
29. [21-0127](#) Ordinance declaring City owned land on Oso Creek at Starry Circle as surplus property; authorizing its sale or exchange 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: Planning & Environmental Services

P. EXECUTIVE SESSION: (ITEMS 30 - 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.

30. [21-0152](#) **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 within the City for potential COVID vaccination sites, and pursuant to **Texas Government Code § 551.072** to deliberate the purchase, exchange, lease, or value of real property rights (including, but not limited to, property rights at or in the vicinity of the aforementioned potential sites) because deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person, including, but not limited to owners of the potential COVID vaccination sites.
31. [21-0113](#) **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 potential annexation of areas at or near the intersection of FM 43 and London Pirate road (formerly County Road 33) and the potential creation of special districts covering all or part of said areas, including tax increment financing district(s), tax increment reinvestment zone(s), municipal management district(s), public improvement district(s), and municipal utility district(s) and pursuant to **Texas Government Code § 551.087** to discuss confidential commercial or financial information pertaining to 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), including but not limited to, The London Proper, LLC.
32. [21-0147](#) **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 legislation being sought or considered in the current Texas Legislative session that could affect the City, the City's contractual, regulatory, and/or taxation relationships, powers, and rights vis-a-vis other governmental bodies, and the City's

purchase, transmission, sale, and treatment of water, sewer, and other services.

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