



# City of Corpus Christi

1201 Leopard Street  
Corpus Christi, TX 78401  
cctexas.com

## Meeting Minutes

### City Council

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Tuesday, June 19, 2018

11:30 AM

Council Chambers

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**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.

- A. Mayor Joe McComb to call the meeting to order.**

Mayor McComb called the meeting to order at 11:33 a.m.

- B. Invocation to be given by Pastor Jerry Ward, Lighthouse Tabernacle.**

Pastor Jerry Ward gave the invocation.

- C. Pledge of Allegiance to the Flag of the United States to be led by Rudy Bentancourt, Director of Housing/Community Development.**

Director of Housing and Community Development Rudy Bentancourt led the Pledge of Allegiance.

- D. City Secretary Rebecca L. Huerta to call the roll of the required Charter Officers.**

City Secretary Rebecca L. Huerta called the roll and verified that a quorum of the City Council and the required Charter Officers were present to conduct the meeting.

Charter Officers:

Interim City Manager Keith Selman, City Attorney Miles K. Risley, and City Secretary Rebecca L. Huerta.

**Present:** 9 - Mayor Joe McComb, Council Member Rudy Garza, Council Member Paulette Guajardo, Council Member Michael Hunter, Council Member Debbie Lindsey-Opel, Council Member Ben Molina, Council Member Everett Roy, Council Member Lucy Rubio, and Council Member Greg Smith

**E. Proclamations / Commendations**

1. Swearing-In Ceremony for Newly Appointed Board, Commission, Committee and Corporation Members.

Mayor McComb conducted the swearing-in ceremony.

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

Mayor McComb referred to City Manager's Comments. Interim City Manager Keith Selman reported on the following topics:

**c. OTHER**

1) The Federal Aviation Administration has approved the Elevated Water Storage Tank in the Flour Bluff area and it should be on-line by 2021. 2) The Parks and Recreation Department is sponsoring the Summer Bay Jammin' Concert Series and Cinema Series every Thursday and Friday now through August 17, 2018.

A council member thanked staff for their participation at the 2018 Storm Expo.

**a. CITY PERFORMANCE REPORT - FIRE DEPARTMENT**

Interim City Manager Selman introduced Fire Chief Robert Rocha who provided a briefing on the mission statement, operational profile, baseline information and performance indicators of the Fire Department.

Council members and staff discussed the following topics: the number of medical calls for service; the number of structure fire calls; the number of other calls responded to by the Fire Department; and public outreach and communication to the public.

**b. STRATEGIC FUTURE ISSUES**

None.

**G. MINUTES:**

2. Regular Meeting of June 12, 2018.

Mayor McComb referred to approval of the minutes. Council Member Hunter made a motion to approve the minutes, seconded by Council Member Rubio and passed unanimously.

**I. EXPLANATION OF COUNCIL ACTION:**

**K. CONSENT AGENDA: (ITEMS 4 - 22)****Approval of the Consent Agenda**

Mayor McComb deviated from the agenda and referred to the Consent Agenda. A citizen requested that Item 7 be pulled for individual consideration. There were no comments from the Council.

A motion was made by Council Member Lindsey-Opel, seconded by Council Member Rubio, to approve the Consent Agenda. The consent agenda items were passed and approved by one vote as follows:

**Aye:** 9 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy, Council Member Rubio and Council Member Smith

**Abstained:** 0

**4. Five-year contract for access to the DSHS Vital Event Electronic Registration System for issuing birth certificates for the period of 9/1/18 through 8/31/23**

Motion authorizing a five-year contract with the Department of State Health Services (DSHS) to provide the Corpus Christi-Nueces County Public Health District access to the DSHS Vital Event Electronic Registration System to issue individual birth certificates for \$1.83 per printed record.

**This Motion was passed on the consent agenda.**

Enactment No: M2018-096

**5. One-Year Supply Agreement for the purchase of firefighting clothing for Fire Department**

Resolution authorizing the purchase of firefighting clothing for a one-year supply agreement with Casco Industries, Inc., Houston, Texas for a total amount not to exceed \$174,679.10, with two one year options for a total potential multi-year amount of \$524,037.30.

**This Resolution was passed on the consent agenda.**

Enactment No: 031449

**6. Two, three-year service agreements for mowing street right-of-ways for Flour Bluff Groups FB1 and FB3**

Motion authorizing two, three-year service agreements with CML Services, LLC of Corpus Christi, Texas, for mowing and grounds

maintenance services for street right-of-ways for Flour Bluff groups FB1 and FB3 for a total amount not to exceed of \$135,684.

**This Motion was passed on the consent agenda.**

Enactment No: M2018-097

**8. Work Gloves 36-month Supply Agreement**

Motion authorizing a 36-month supply agreement with Gulf Coast Nut & Bolt, LLC, of Corpus Christi, Texas, for Work Gloves for various departments for a total amount not to exceed \$237,739.11.

**This Motion was passed on the consent agenda.**

Enactment No: M2018-099

**9. Purchase of Nine Mini Excavators for Utilities Department**

Motion authorizing the purchase of nine mini excavators from Doggett Heavy Machinery Services of Corpus Christi, Texas, via BuyBoard cooperative, for a total amount of \$378,115.00.

**This Motion was passed on the consent agenda.**

Enactment No: M2018-100

**10. Resolution for a One-Year Supply Agreement for Ecosorb for Greenwood Wastewater Treatment Plant**

Resolution authorizing a one-year supply agreement with OMI Industries from Long Grove, Illinois for the purchase of Ecosorb 505 for a total amount of \$111,331.75.

**This Resolution was passed on the consent agenda.**

Enactment No: 031450

**11. Master Services Agreement for Citywide Storm Water Infrastructure**

Motion authorizing a Master Services Agreement (MSA) with LJA Engineering of Corpus Christi, Texas in the amount of \$500,000 for Citywide Storm Water Infrastructure Rehabilitation/Replacement project.

**This Motion was passed on the consent agenda.**

Enactment No: M2018-101

**12. Resolution to execute construction contract for the JC Elliott Landfill Site Improvements project**

Resolution rejecting the apparent low bid of Abel's Paving & Construction as non-responsive and authorizing execution of a construction contract with Bridges Specialties, Inc. as the lowest responsive bidder in the amount of \$394,545.05 for the JC Elliott Landfill Site Improvements project.

**This Resolution was passed on the consent agenda.**

Enactment No: 031451

**13. Purchase of Refuse and Recycling Carts for Solid Waste**

Motion authorizing the purchase of refuse and recycling carts from Cascade Engineering of Grand Rapids, Michigan, via Houston-Galveston Area Cooperative, in the total amount of \$120,019.20.

**This Motion was passed on the consent agenda.**

Enactment No: M2018-102

**14. Resolution for Renewal of Service Agreement with Sprout Social for an Integrated Social Media Platform**

Resolution finding that the renewal of a service agreement with Sprout Social, Inc. for the Communication Department is a sole source procurement; and authorizing a one-year renewal with Sprout Social Inc. for \$15,300, with an option to extend for an additional one-year term, for a total renewal amount not to exceed \$30,600.

**This Resolution was passed on the consent agenda.**

Enactment No: 031452

**15. Second Reading Ordinance - Lease Agreement for Helicopter Air Tours at The Water's Edge (1st Reading 1/12/18)**

Ordinance authorizing a 17-month lease agreement with Espejo Helicopters, LLC for use of area of The Water's Edge Park located along Shoreline Blvd. near Kinney Street to conduct helicopter air tours with monthly rent payment of five percent of gross revenues.

**This Ordinance was passed on second reading on the consent agenda.**

Enactment No: 031453

**16. Second Reading Ordinance - Rezoning property located at or near 6665 Lipes Boulevard. (3/4 Vote Required) (Reconsideration Item from 5/8/18) (1st Reading 6/12/18)**

Case No. 0218-01 Dorsal Development, LLC.: Ordinance rezoning property at or near 6665 Lipes Boulevard from "FR" Farm Rural District

to the “RM-1” Multifamily 1 District.

Planning Commission and Staff Recommendation (March 21, 2018):

Approval of the change of zoning from “FR” to the “RM-1”.

**This Ordinance was passed on second reading on the consent agenda.**

Enactment No: 031454

**17. Second Reading Ordinance - Establishing a Flood Hazard Mitigation Information Committee (1st Reading 6/12/18)**

Ordinance amending the Corpus Christi Code to establish Flood Hazard Mitigation Information Committee.

**This Ordinance was passed on second reading on the consent agenda.**

Enactment No: 031455

**18. Second Reading Ordinance - Amending City Code to adopt TCEQ standards for inspection and testing of backflow preventer assemblies for residential irrigation systems (1st Reading 6/12/18)**

Ordinance amending Corpus Christi Code to adopt Texas Commission on Environmental Quality regulations for the inspection and testing of backflow preventer assemblies for residential irrigation systems; and providing for penalty.

**This Ordinance was passed on second reading on the consent agenda.**

Enactment No: 031456

**19. Second Reading Ordinance - Closing of two utility easements located at 14229 Northwest Boulevard (1st Reading 6/12/18)**

Ordinance abandoning and vacating a 15-foot utility easement (2,033-square feet) and abandoning and vacating a 10-foot utility easement (1,355-square feet) out of Taylor’s Best Plaza Block 1 Lot 2, located at 14229 Northwest Boulevard; and requiring the owner, MTM Northwest Management, Ltd., to comply with the specified conditions that include the dedication of a new 15-foot utility easement (2,199-square feet).

**This Ordinance was passed on second reading on the consent agenda.**

Enactment No: 031457

**20. Second Reading Ordinance - Five-Year Lease for Lichtenstein House (1st Reading 6/12/18)**

Ordinance approving a five- year lease with the Instituto de Cultura Hispanica for Lichtenstein House at 1616 N. Chaparral Street, for monthly rent of \$365.

**This Ordinance was passed on second reading on the consent agenda.**

Enactment No: 031458

**21. Second Reading Ordinance - Lease Agreement Extension for Lake Corpus Christi Campground (1st Reading 6/12/18)**

Ordinance authorizing lease extension with Kamping Pleasures, Inc. for up to 6 months to operate a 40-acre campground on Lake Corpus Christi, for \$1500 monthly rent or 8% of gross sales, whichever is greater.

**This Ordinance was passed on second reading on the consent agenda.**

Enactment No: 031459

**22. Second Reading Ordinance - Appropriating funds and authorizing a six-month service agreement for document imaging of vital records (1st Reading 6/12/18)**

Ordinance appropriating \$250,000 from the Vital Statistics Record Retention Committed Fund Balance in the General Fund; amending the budget; and authorizing a six-month service agreement with MCCi, of Tallahassee, Florida, for document imaging of vital records for the Corpus Christi-Nueces County Public Health District for a total amount not to exceed \$250,000, via BuyBoard cooperative.

**This Ordinance was passed on second reading on the consent agenda.**

Enactment No: 031460

**7. Amendment for Meal Delivery Service Agreement**

Motion approving Third Amendment to Meal Delivery Service Agreement with R&R Delivery Service for 3 months in estimated amount of \$107,305.14.

**Mayor McComb referred to Item 7. Rick Milby, 4412 High Ridge Drive, asked if this item was related to the free lunch program offered this summer by Parks and Recreation. Director of Parks and Recreation Jay Ellington stated that the contract is for the Senior Community Services Program.**

**Council Member Rubio made a motion to approve the motion, seconded by Council Member Lindsey-Opel. This Motion was passed and approved with the following vote:**

**Aye:** 9 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy, Council Member Rubio and Council Member Smith

**Abstained:** 0

Enactment No: M2018-098

## **H. BOARD & COMMITTEE APPOINTMENTS:**

- 3.** Airport Board  
Corpus Christi Convention and Visitors Bureau  
Corpus Christi Regional Transportation Authority  
Human Relations Commission

**Mayor McComb referred to board and committee appointments. The following appointments were made:**

### **Airport Board**

**Council Member Lindsey-Opel made a motion to reappoint Donald M. Feferman as an Ex-Officio, No-Voting member to a one-year term, seconded by Council Member Hunter and passed unanimously.**

### **Corpus Christi Convention and Visitors Bureau**

**Council Member Rubio nominated Christina A. Cisneros (Community At-Large). Council Member Lindsey-Opel nominated Michelle M. Maresh-Fuehrer (Community At-Large). Council Member Michael Hunter nominated Edwin A. McCampbell, III (Community At-Large).**

**Christina A. Cisneros (Community At-Large) was appointed with Mayor McComb and Council Members Molina, Rubio, Guajardo, Smith, Garza, and Roy voting for Christina A. Cisneros; Council Member Lindsey-Opel voting for Michelle M. Maresh-Fuehrer; and Council Member Hunter voting for Edwin A. McCampbell, III.**

### **Corpus Christi Regional Transportation Authority Board**

**City Secretary Rebecca L. Huerta announced that Council Member Hunter abstained from appointments to the Corpus Christi Regional Transportation Authority Board.**

**Council Member Rubio made a motion to reappoint George B. Clower, Patricia B. Dominguez, Philip C. Skrobarczyk, Larry D. Young, Sr., and Anne Bauman (Transportation Disadvantaged), seconded by Council Member Lindsey-Opel. The motion failed with the following vote: Council Members Lindsey-Opel and Rubio voting "Aye"; Mayor McComb and Council Members Molina, Roy, Smith, Garza, and Guajardo voting "No"; Council Member Hunter abstained.**

**Council Member Smith made a motion to reappoint George B. Clower, Patricia**



B. Dominguez, Philip C. Skrobarczyk, and Anne Bauman (Transportation Disadvantaged), seconded by Council Member Guajardo and passed unanimously; Council Member Hunter abstained.

Council Member Guajardo nominated Matthew Woolbright. Council Member Roy nominated Lamont C. Taylor. Matthew Woolbright was appointed with Mayor McComb and Council Members Garza, Smith, Guajardo, and Rubio voting for Matthew Woolbright and Council Members Roy, Lindsey-Opel and Molina voting for Lamont C. Taylor; Council Member Hunter abstained.

#### Human Relations Commission

Mayor McComb made a motion to reappoint April Bassett (Regular Member) and Nora Mireles (Rental of Dwellings); appoint Richard Bailey (Regular Member), Rachel Benavides (Regular Member) and June Martinez (Regular Member); and appoint Laura Commons (Selling of Dwellings) as Chair for a one year term, seconded by Council Member Lindsey-Opel and passed unanimously.

- 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.

Mayor McComb referred to comments from the public. Jack Gordy, 4118 Bray, spoke regarding illegal signs throughout the City. Lamont Taylor, 701 Stillman and Barbara Major thanked the City Council and the Port of Corpus Christi for responding to the concerns raised during public comment at the June 12, 2018 Council meeting regarding the issues in the Hillcrest community. Sherry Sells, 5014 Wingfoot, spoke regarding the City's enforcement of code violations. Andrea Montalvo-Hamid, 7030 Wakeforest, thanked the City Council for listening to the public's opposition to the closure of Broadmoor Senior Center and spoke in support of continuing to invest in parks and submission of a letter by the City of Corpus Christi requesting that the entities in the City's industrial districts pay their share of taxes. Sylvia Campos, 4410 Fir, thanked the City Council for listening to the public regarding opposition to cuts to libraries, the closure of the Broadmoor Senior Center and spoke regarding: opposition to any cuts to the Parks and Recreation budget; in support of the City submitting a letter to the entities in the City's industrial districts requesting that they pay their fair share of taxes; and the delinquent utility accounts. Rick Milby, 4412 High Ridge Drive, asked the City Council to research the free summer lunch program being sponsored by the Parks and Recreation Department which provides free lunch for youth ages 1 through 18 at 21 sites throughout the City.

Emily Munoz, 315 Rosebud, expressed concern regarding the condition of public parks. Melissa Zamora, 3917 Brawner Parkway, spoke in support of the City submitting a letter to the entities in the City's industrial districts requesting that they pay their fair share of taxes and the City investing in parks.

**Q. BRIEFINGS: (ITEM 42)**

**42. Hillcrest Washington-Coles Voluntary Acquisition and Relocation Program Update from Sean Strawbridge, Chief Executive Officer for the Port of Corpus Christi (*\*This item will be presented at approximately 12:30 pm*)**

Mayor McComb deviated from the agenda and referred to Item 42. Sean Strawbridge, Chief Executive Officer of the Port of Corpus Christi, stated that the purpose of this item is to provide an update on the Hillcrest Washington-Coles Voluntary Acquisition and Relocation Program. Mr. Strawbridge presented the following information: an overview of the program; the project timeline; the program's funding sources and uses; the program participants; the Port Authority's responsibilities; the four key program precepts; program administration; the program field office location; a map of the program eligible neighborhood area; the potential eligible participants and parcels; the acquisition and relocation progress; maps reflecting the acquisitions, relocation assistance, and demolition; and the corrective actions taken by the Port of Corpus Christi to address the concerns made by the community regarding: the cutting down of trees; demolition; the increase in loose animals; and vandalism.

Council members and Mr. Strawbridge discussed the following topics: the Port of Corpus Christi's (Port) long-term plans for the properties acquired; the timeline for the program; the Port's actions to increase safety since the inception of the program; the corrective actions taken by the Port to address the community's concerns; the settlement agreement reached between the Texas Department of Transportation (TXDOT) and the Federal Highway Administration that saved the funding for the new Harbor Bridge; the City relying on the economic activity and sales tax generated by the industrial districts; the potential impact to the Metropolitan Planning Organization for agreeing to a TXDOT reimbursement process for expenditures over the Port's \$20 million commitment; if the program area is in the City of Corpus Christi; the Port of Corpus Christi is not a taxable entity; the funding committed by the Port for the relocation program; Port Industries providing police and fire protection in the industrial district; and demolition procedures.

Charlie Zahn, Chairman of the Port of Corpus Christi Authority, spoke regarding the relationship between the Port of Corpus Christi and the City of Corpus Christi.

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Mayor McComb deviated from the agenda and returned to comments from the public. Julie Rogers, 710 Furman, read a letter by Dr. Isabel Ariaza regarding the proposed budget cuts to the Libraries and Parks and Recreation Departments and in support of the City of Corpus Christi requesting that the entities in the City's industrial districts pay their fair share of taxes.

**M. PUBLIC HEARINGS: (ITEMS 23 - 24)**

**23. Public Hearing and First Reading Ordinance - Rezoning for a Property located at or near 4821 Ayers Street**

Case No. 0418-01 4821 Ayers, LLC. & Tawil Enterprises, LLC:  
Ordinance rezoning property at or near 4821 Ayers Street from "IL" Light Industrial District to the "CG-2" General Commercial District.

Planning Commission and Staff Recommendation (May 2, 2018):  
Approval of the change of zoning from the "IL" to "CG-2".

Mayor McComb referred to Item 23, rezoning property at or near 4821 Ayers Street. Director of Development Services Nina Nixon-Mendez stated that the applicant has withdrawn their request.

**24. Public Hearing and First Reading Ordinance - Rezoning for a Property located at or near 4001 Leopard Street**

Case No. 0418-02 Corpus Christi's Limousine's Unlimited, Inc.:  
Ordinance rezoning property at or near 4001 Leopard Street from "CG-2" General Commercial District to the "IL" Light Industrial District.(3/4 vote required)

Planning Commission and Staff Recommendation (May 2, 2018):  
Denial of the change of zoning from the "CG-2" General Commercial District to the "IL" Light Industrial District, in lieu thereof approval of:  
Ordinance rezoning property at or near 4001 Leopard Street from "CG-2"

General Commercial district to "CG-2/SP" General Commercial District with a Special Permit

Mayor McComb referred to Item 24. Director of Development Services Nina Nixon-Mendez stated that the purpose of this item is to rezone the subject property to allow for the installation and operation of a crematorium in addition to the existing funeral home. Ms. Nixon-Mendez stated that the Planning Commission and staff recommended denial of the change of zoning to the "IL" Light Industrial District, and in lieu thereof, approval of the "CG-2/SP" General Commercial District with a Special Permit.

Mayor McComb opened the public hearing. Miguel Saldana, 4553 Moonlake Ridge Drive, representative for the applicant, requested that the City Council support the Planning Commission and staff's recommendation. Mayor McComb closed the public hearing.

A council member spoke in support of Planning Commission's and staff's recommendation based on the following: the "IL" Light Industrial District not being compatible with the neighborhood and the subject property having a sufficient buffer from the neighborhood.

Council Member Garza made a motion to approve Planning Commission's and staff's recommendation, seconded by Council Member Lindsey-Opel. This Ordinance was passed on first reading and approved with the following vote:

**Aye:** 9 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy, Council Member Rubio and Council Member Smith

**Abstained:** 0

## **N. REGULAR AGENDA: (ITEMS 25 - 26)**

### **25. Second Reading Ordinance - Lease Agreement with the U.S. Coast Guard for a parking lot and storage area at the Corpus Christi International Airport (1st Reading 6/12/18)**

Ordinance authorizing a lease with the U.S. Coast Guard for 1.61 acres to construct a parking lot and storage area at Corpus Christi International Airport, with a term of up to five years, in exchange for a monthly lease payment of \$469.69.

Mayor McComb referred to Item 25, a lease agreement with the U.S. Coast Guard for a parking lot and storage area at the Corpus Christi International Airport. Director of Aviation Fred Segundo stated that the lease agreement required an amendment to Section 7 to read June 30, 2023 instead of June 30, 2028. There were no comments from the Council or the public.

Council Member Lindsey-Opel made a motion to amend section 7 of the 1.61-acre land lease with the U.S. Coast Guard to read June 30, 2023, seconded by Council Member Hunter and passed unanimously.

**Council Member Lindsey-Opel made a motion to approve the ordinance as amended, seconded by Council Member Hunter. This Ordinance was passed on second reading as amended and approved with the following vote:**

**Aye:** 9 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy, Council Member Rubio and Council Member Smith

**Abstained:** 0

Enactment No: 031461

**26.**

**Amendment No. 1 to a professional services contract for the Greenwood Wastewater Treatment Plant Dissolved Air Flotation Unit Rehabilitation & Odor Control project**

Motion authorizing Amendment No. 1 to a professional services contract with Hazen and Sawyer of Corpus Christi, Texas in the amount of \$612,500 for a total restated fee of \$661,800 for the Greenwood Wastewater Treatment Plant Dissolved Air Flotation Unit Rehabilitation & Odor Control project. (Capital Improvement Program - CIP).

**Mayor McComb referred to Item 26. Director of Engineering Services Jeff Edmonds stated that the purpose of this item is to execute Amendment No. 1 to a professional services contract with Hazen and Sawyer for design of the Greenwood Wastewater Treatment Plant Dissolved Air Flotation Unit Rehabilitation and Odor Control Project. There were no comments from the public.**

**Council members and staff discussed the following topics: how long the process will take to eliminate odor coming from the plant; the five projects identified to improve operations at the plant and keep the plant in compliance; the status of the berm; the selection process for administrative contracts; the conversion from anaerobic to aerobic treatment process; and the status regarding the clearing of La Volla Creek.**

**Council Member Rubio made a motion to approve the motion, seconded by Council Member Lindsey-Opel. This Motion was passed and approved with the following vote:**

**Aye:** 9 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy, Council Member Rubio and Council Member Smith

**Abstained:** 0

Enactment No: M2018-103

**R. EXECUTIVE SESSION: (ITEM 43)**

**Mayor McComb deviated from the agenda and referred to Executive Session Item 43. The Council went into executive session at 1:32 p.m. The Council returned from executive session at 2:19 p.m.**

- 43. Executive Session pursuant to Texas Government Code § 551.071** and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning claims, pending litigation, potential settlement, attorney's fees, and/or other potential legal matters regarding lawsuit of *Ray Rosas, Virginia Rosas, Individually and on Behalf of Brenda Rosas, Isabel Rocha And Jose Maria Pena, vs. The City of Corpus Christi, Andy Trevino, Justin Sanders, Adam Villarreal, Ross Murray, Heriberto Martinez, Michael Landino, Roger Arevalo, Yezenia Banuelos and John Villarreal* and other lawsuits against the City and the City's officers and employees.

Mayor McComb referred to Item 43 and the following motion was considered:

Motion to authorize the City Manager or designee to amend the contract with the Law Office of McKibben, Martinez, Jarvis & Wood, LLP to defend City police officers in the lawsuit of Ray Rosas, Virginia Rosas, individually and on behalf of Brenda Rosas, Isabel Rocha, and Jose Maria Pena vs. City of Corpus Christi, Andy Trevino, Justin Sanders, Adam Villarreal, Ross Murray, Heriberto Martinez, Roger Arevalo, Michael Landino, Yezenia Banuelos and John Villarreal to provide an additional \$295,255 of funding for said defense.

Council Member Lindsey-Opel made a motion to approve the motion, seconded by Council Member Garza. This Motion was passed and approved with the following vote:

**Aye:** 8 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Rubio

**Abstained:** 0

Enactment No: M2018-104

**L. RECESS FOR LUNCH**

The recess for lunch was held during Executive Session Item 43.

**O. FIRST READING ORDINANCES: (ITEMS 27 - 30)**

- 27. First Reading Ordinance - Accepting and Appropriating a Regional grant to support the Web Based Emergency Operations Center (WebEOC)**

Ordinance authorizing acceptance of grant from Coastal Bend Regional Advisory Council (CBRAC) in amount of \$15,000 for City's WebEOC operations; and appropriating \$15,000 from CBRAC into No. 1062 Fire Grant Fund to purchase equipment, services, technical support and training for City's WebEOC.

Mayor McComb referred to Item 27. Fire Chief Robert Rocha stated that the purpose of this item is to accept and appropriate a grant from the Coastal Bend Regional Advisory Council in the amount of \$15,000 to support the Web-Based Emergency Operations Center. There were no comments from the Council or the public.

Council Member Molina made a motion to approve the ordinance, seconded by Council Member Hunter. This Ordinance was passed on first reading and approved with the following vote:

**Aye:** 8 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Rubio

**Abstained:** 0

**28. First Reading Ordinance - Accepting and appropriating State grant for Immunization/Locals Grant Program for the contract period September 1, 2018 through August 31, 2019**

Ordinance accepting grant from the Texas Department of State Health Services for the Immunization/Locals Grant Program in the amount of \$241,637.00 and appropriating \$70,000.00 in estimated program income.

Mayor McComb referred to Item 28. Assistant Director of Public Health Bill Uhlarik stated that the purpose of this item is to accept and appropriate a grant from the Texas Department of State Health Services for the Immunization/ Local Grant Program for the contract period September 1, 2018 through August 31, 2019 in the amount of \$241,637 with an estimated program income amount of \$70,000. There were no comments from the Council or the public.

Council Member Lindsey-Opel made a motion to approve the ordinance, seconded by Council Member Molina. This Ordinance was passed on first reading and approved with the following vote:

**Aye:** 8 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Rubio

**Abstained:** 0

**29. First Reading Ordinance - Accepting and appropriating State grant amendment for Tuberculosis Prevention and Control services for the contract period of September 1, 2018 through August 31, 2019**

Ordinance authorizing an amendment to the Tuberculosis Prevention and Control-State (TB/PC-STATE) grant contract in the amount of \$61,645.00 with a City match of \$12,329.00 to provide tuberculosis prevention and

control services.

Mayor McComb referred to Item 29. Assistant Director of Public Health Bill Uhlarik stated that the purpose of this item is to accept an amendment to extend the tuberculosis prevention and control services for the contract period of September 1, 2018 through August 31, 2019 in the amount of \$61,645 with a City match of \$12,329. There were no comments from the Council or the public.

Council Member Hunter made a motion to approve the ordinance, seconded by Council Member Rubio. This Ordinance was passed on first reading and approved with the following vote:

**Aye:** 9 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy, Council Member Rubio and Council Member Smith

**Abstained:** 0

**30. First Reading Ordinance - Appropriating funds and authorizing execution of Advance Funding Agreement for Region-wide Bike Boulevard Wayfinding Initiative**

Ordinance appropriating into Street CIP Fund and changing the Capital Improvement Program Budget by \$418,000 and authorization to execute an Advance Funding Agreement with the Texas Department of Transportation for the Region-wide Bike Boulevard Wayfinding Initiative with the City's contribution of \$64,500.

Mayor McComb referred to Item 30. Executive Director of Public Works Valerie Gray stated that the purpose of this item is to execute an Advanced Funding Agreement with the Texas Department of Transportation (TXDOT) for the Region-Wide Bike Boulevard Wayfinding Initiative Project. Ms. Gray provided information on the scope of work. There were no comments from the public.

Council members and staff discussed the following topics: the project improving innerconnectivity and mobility around the community; improvements to existing bike paths; improving roadway striping on Padre Island to identify bike paths; and the 80%/20% match between TXDOT and the City.

Council Member Hunter made a motion to approve the ordinance, seconded by Council Member Guajardo. This Ordinance was passed on first reading and approved with the following vote:

**Aye:** 9 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Roy, Council Member Rubio and Council Member Smith

**Abstained:** 0

**P. FUTURE AGENDA ITEMS: (ITEMS 31 - 39)**

Mayor McComb referred to Future Agenda Items. Interim City Manager Keith



Selman stated that staff did not have planned presentations. Council members requested information on Item 32, 34, and 37.

**31. Purchase of Tasers for Police Department**

Resolution authorizing a five-year supply agreement for the purchase of Tasers from Axon Enterprise, Inc. of Scottsdale, Arizona, for a total amount of \$260,000.

This Resolution was recommended to the consent agenda.

**32. Service Agreement for the Purchase and Installation of MetroCom 911 Dispatch Consoles**

Motion authorizing the purchase and installation of MetroCom 911 Dispatch Consoles, with a one-year service agreement for \$305,346 from Russ Bassett of Whittier, California, via Houston-Galveston Area Council Cooperative.

This Motion was recommended to the consent agenda.

**33. Resolution authorizing submission of 6 grant applications for State Homeland Security Program and Law Enforcement Terrorism Activity.**

Resolution authorizing submission of 6 grant applications to the Office of the Governor for State Homeland Security Program and Law Enforcement Terrorism Activity.

This Resolution was recommended to the consent agenda.

**34. Playground Equipment and Installation at Ben Garza Park, Moody Park and South Bluff Park**

Motion authorizing an eight-month service agreement for the purchase and installation of playground equipment at Ben Garza Park, Moody Park and South Bluff Park from GameTime by Total Recreation Products, Inc. of Cypress, Texas via U.S. Communities Cooperative for a total amount not to exceed \$222,281.91.

This Motion was recommended to the consent agenda.

**35. Supply Agreement Amendment No. 3 for Liquid Aluminum Sulfate**

Motion authorizing Amendment No. 3 to Supply Agreement No. 1072 with Chemtrade Chemicals US, LLC of Parsippany, New Jersey, for the purchase Liquid Aluminum Sulfate for the Utilities Department, for a total increased amount not to exceed \$63,180 and a restated total not to exceed \$3,363,260.

This Motion was recommended to the consent agenda.

**36. Amendment No. 1 to a professional services contract for Whitecap Wastewater Treatment Plant Odor Control, Process & Bulkhead Improvements (Capital Improvement Program - CIP)**

Motion authorizing Amendment No. 1 to a professional services contract with LJA Engineering, Inc. of Corpus Christi, Texas in the amount of \$229,110 for a total restated fee of \$278,596 for Whitecap Wastewater Treatment Plant Odor Control, Process & Bulkhead Improvements for design, bid and construction phase services. (Capital Improvement Program - CIP)

This Motion was recommended to the consent agenda.

**37. Professional Services Contract Amendment No. 1 for Old Broadway Wastewater Treatment Plant Decommissioning (Capital Improvement Program)**

Motion authorizing Amendment No. 1 to the professional services contract with Freese and Nichols, Inc., of Corpus Christi, Texas in the amount of \$290,447 for a total restated fee of \$881,334 for the Old Broadway Wastewater Treatment Plant Decommissioning. (Capital Improvement Program - CIP)

This Motion was recommended to regular agenda.

**38. Resolution for a Three-Year Service Agreement for Dumpster Collection Services**

Resolution authorizing a three-year service agreement with K2 Waste Solutions, LLC, dba Killian Calderon Disposal, of Corpus Christi, Texas for dumpster collection services for a total amount not to exceed \$269,293.14.

This Resolution was recommended to the consent agenda.

**39. Service Agreement for Legislative Management Software (Granicus)**

Motion approving a three year Service Agreement for Legislative Management Software (Granicus) with Carahsoft Technology Corporation of Reston, Virginia for a total not to exceed amount of \$222,682.62, procured in accordance with the Texas Department of Information Resources contract.

This Motion was recommended to the consent agenda.

**Q. BRIEFINGS: (ITEM 40 - 42)****40. Caravel Replica Niña Ship Ownership**

Mayor McComb referred to Item 40. Marina Superintendent Gina Sanchez stated that the purpose of this item is to discuss the Caravel Replica Niña Ship ownership. Ms. Sanchez introduced Marina Dock Master Rene Garza, Ron Mrazek and Kim Mrazek with the Columbus Sailing Association (CSA). Ms. Sanchez presented the following information: a current photograph of the Caravel Replica Niña Ship; the history of the Niña; photographs of the submersion damage due to Hurricane Harvey. Ms. Sanchez reported that CSA is no longer able to conduct the regular maintenance required on the Niña, especially in lieu of recent damage. On May 16, 2018, CSA approached the City requesting permission to pursue other opportunities for the Niña. Three separate interested parties have been identified who could assume ownership and restore the Niña.

Ms. Sanchez recommended that City Council make a motion directing the Interim City Manager to authorize the Columbus Sailing Association, for a period of five months, to solicit offers of new ownership and possible relocation of the Caravel Replica Niña Ship, subject to final City of Corpus Christi review and acceptance of such offers, with all such offers to be presented to the City Manager no later than December 1, 2018.

Council members discussed the following topics: a council member complimented CSA's passion and commitment to preserve the Niña; storm damage impacting the Niña; and the City's ownership of the Niña.

**MOTION OF DIRECTION**

Council Member Lindsey-Opel made a motion directing the Interim City Manager to authorize the Columbus Sailing Association, for a period of five months, to solicit offers of new ownership and possible relocation of the Caravel Replica Niña Ship, subject to final City of Corpus Christi review and acceptance of such offers, with all such offers to be presented to the City Manager no later than December 1, 2018, seconded by Council Member Guajardo and passed unanimously.

**41. Discussion regarding the makeup and functionality of the Type A and Type B Boards.**

Mayor McComb referred to Item 41. Council Member Lindsey-Opel stated that she requested that this item be placed on the agenda to discuss the composition and functionality of the Type A and Type B Boards. Council Member Lindsey-Opel recommended increasing the composition of the Type A Board from five to seven members or to separate the Type A and Type B Boards so that each has its own board.

Council members discussed the following topics: issues regarding meeting times for Type A and Type B Board meetings; the benefits of combining both boards; Type A's sales tax funding remaining in effect until 2026; amendments required to the Type A Board's Articles of Incorporation and bylaws; the Type B's City Council Liaison; and amending the necessary documents to incorporate the City's current budget year.

**MOTION OF DIRECTION**

Council Member Lindsey-Opel made a motion directing the Interim City Manager to bring back the necessary documents to convert the Type A Board from 5 to 7 members, seconded by Council Member Rubio and passed unanimously.

**R. EXECUTIVE SESSION: (ITEMS 44 - 45)**

Mayor McComb referred to Executive Session Items 44 and 45. The Council went into executive session at 3:07 p.m. The Council returned from executive session at 3:40 p.m.

- 44. Executive session pursuant to Texas Government Code § 551.074** (Personnel Matters) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager.

This E-Session Item was discussed in executive session.

- 45. 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 Parker Pool and/or 654 Graham Road in Corpus Christi, Texas, 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.

This E-Session Item was discussed in executive session.

**S. IDENTIFY COUNCIL FUTURE AGENDA ITEMS**

Mayor McComb referred to Identify Council Future Agenda Items. The following items were identified: a discussion item regarding options to reduce illegal dumping, including tires; and a standing agenda item after each Type B Board meeting to allow City Council Liaison Michael Hunter to brief the City Council.

Interim City Manager Keith Selman provided responses to council members' questions regarding: the Utilities Department operations; how the recent rain was impacting the watershed; and removal of illegal signs from rights-of-way.

**T. ADJOURNMENT**

The meeting was adjourned at 3:47 p.m.