



# City of Corpus Christi

1201 Leopard Street  
Corpus Christi, TX 78401  
cctexas.com

## Meeting Minutes

### City Council

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Tuesday, May 14, 2019

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 11:31 a.m.

- B. Invocation to be given by Pastor Claude Axel, Mount Pilgrim Baptist Church.**

Pastor Claude Axel gave the invocation.

- C. Pledge of Allegiance to the Flag of the United States and the Texas Flag to be led by RudyTejano Pena, United States Navy, Retired, Tejano Cultural Historian.**

Mr. RudyTejano Pena led the Pledge of Allegiance to the flag the United States and the Texas Flag.

- 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:** 8 - Mayor Joe McComb, Council Member Roland Barrera, Council Member Rudy Garza, Council Member Paulette Guajardo, Council Member Gil Hernandez, Council Member Ben Molina, Council Member Everett Roy, and Council Member Greg Smith

**Absent:** 1 - Council Member Michael Hunter

## **E. Proclamations / Commendations**

1. Proclamation declaring May 16, 2019, "Dr. Hector P. Garcia and Dr. Clotilde P. Garcia, American GI Forum Chapters of Texas, 'Stand Up for Veterans', 8th Annual Scholarship Awards Banquet".  
Proclamation declaring May 13-19, 2019, "National Salvation Army Week".  
Proclamation declaring May 2019, "National Preservation Month".  
Proclamation declaring May 2019, "Navy Gold Star Awareness Month".  
Commendation for Kent Ullberg.

Mayor McComb presented the proclamations and a commendation.

- ## **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. All items on this agenda are considered public hearings.**

Mayor McComb referred to comments from the public. City Attorney Miles K. Risley read the Rules of Decorum for the Council Chambers. City Secretary Rebecca L. Huerta conducted the public comment period.

Alissa Magrum, Austin Texas, Executive Director of Colin's Hope, a non-profit organization focused on water safety awareness and drowning prevention, spoke regarding the mission of Colin's Hope and provided water safety cards to the City, challenging citizens to be water guardians by watching children around water and changing behaviors to be safer around water. Adam Carrington, 2949 Riverbend Court, spoke regarding the display of the Confederate flag at the Buc Days Parade and what the flag symbolizes. Gary Cornett, Commander of the A.M. Hobby Camp Sons of the Confederate Veterans, stated that the organization has had a float in the Buc Days parade for the last 10 years and displays the flag as a symbol to honor the heritage of their Confederate ancestors. John Medina, 4931 Mokry, spoke regarding the City's contract with the Interim Director of IT Peter Collins and the end of the

grace period for delinquent utility accounts. Esteban Martinez, 1506 Daytona, spoke in support of Sons of the Confederate Veterans displaying the Confederate flag at the Buc Days parade to honor the history of the people who fought for the confederacy. Ali Bailey, 8119 Datapoint, San Antonio, Texas, Marketing Executive for Humana, invited the City Council to a pinning ceremony honoring the Vietnam Era Veterans on Thursday, May 23, 2019 at 6:00 p.m. at the Corpus Christi Hooks game. Mike Bavosa spoke regarding homelessness. Anissa Hernandez, 441 Lake Superior, spoke regarding: her mission to promote water safety and drowning prevention through Colin's Hope; advocated for citizens to act as water guardians; and informed the City Council of the Third Annual Swimraiser for Colin's Hope hosted by the Veterans Memorial High School Swimming and Diving Team. Gloria Scott, 4422 S. Alameda, spoke regarding the upcoming 2019 Juneteenth Freedom of Emancipation Celebration. Love Sanchez, 6130 Wooldridge, spoke regarding acts of discrimination in the City. Ray Madrigal de Pancho Villa, 4253 Dody, spoke regarding danger signs located at McGee Beach. Deanna King, 4040 Schanen, and Claude Axel, 741 Crestview, spoke regarding the display of the Confederate flag during the Buc Days parade.

**Q. BRIEFINGS: (ITEM 33)**

**33. Seawater Desalination Siting and Permitting Project**

Mayor McComb deviated from the agenda and referred to Item 33. Water Resource Manager Steve Ramos stated that the purpose of this item is to provide an update on the seawater desalination siting and permitting project. Mr. Ramos introduced Nikolay Voutchkov, President of Water Globe Consultants, a consultant with Freese and Nichols, who presented the following information: the objectives of the update; overall goals and major tasks; a history of the project; major events and schedules; project definitions; the site selection process; screening steps; site selection updates; ongoing efforts; environmental surveys; outreach and key meetings; and next steps.

Council members and Mr. Voutchkov discussed the following topics: the location of the four candidate sites; if an existing permit for a desalination plant with an industrial company that is out of business would prevent the City from receiving a permit in the Inner Harbor; the maximum capacity for the Inner Harbor; discharges; the possibility of creating effluent water; environmental impacts; the creation of a technical committee once a permit is in place; timing of the project; the number of desalination plants currently producing potable water in Texas; regulation by the Texas Commission on Environmental Quality (TCEQ); and if it is easier to build and operate a non-brackish plant.

**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:

**d. OTHER**

1) Interim City Manager Selman clarified misinformation provided by local media regarding the recent water release from Wesley Seale Dam. Wesley

Seale Dam has 60 gates and the City opened only one gate at 25% to release pass-through water. The City's objective is to protect lives and property; maintain the integrity of the dam; and to preserve the water in the reservoirs. 2) Personnel from the Office of Emergency Management will be in the City Hall atrium today until 3:00 p.m. to provide information regarding hurricane preparedness. 3) The Solid Waste Department collected 11 tons of waste before, during and after the Buc Days Parade. 4) Interim City Manager Selman recognized Employee of the Quarter Andrew Garcia, Code Enforcement Compliance Officer.

**a. UTILITY BILLING UPDATE**

Interim City Manager Selman introduced Interim IT Director Peter Collins who provided the following information regarding the City's Infor Software and utility billing system: the Development Services portal; integration of the Bentley System; training manuals; and that the grace period for disconnects of utility bills ends May 31, 2019.

Council members discussed the following topics: a council member requested an update on Choke Canyon; the progress on the meter transmission units (MTU) for gas and water; the use of Maximo software for preventative maintenance; and the number of delinquent accounts.

**b. COMPREHENSIVE ANNUAL FINANCIAL REPORT AUDIT RESULTS FOR 2018**

Mark Sewell, RSM, stated that the purpose of this item is to provide the results of the audit conducted regarding the Comprehensive Annual Financial Report (CAFR) for 2018. Mr. Sewell presented the following information: an overview of the service team; a summary of the opinions regarding financial statements and federal and state compliance audits; reports on compliance with laws and regulations and internal control over financial reporting; internal control comments; federal and state compliance findings; required communications; and uncorrected and corrected adjustments.

Council Member Smith, Chair of the Audit Committee, thanked the service team and the Financial Services Department for their work.

**c. CITY PERFORMANCE REPORT - COMMUNICATION DEPARTMENT**

Director of Communication Kim Womack provided a briefing on the Communication Department, including the mission statement, new features of the annual communication's report; baseline information; and key performance indicators.

A council member discussed wait times regarding resolutions for utility billing.

**G. MINUTES:**

**2. Regular Meeting of April 30, 2019 and Joint Workshop with the Corpus Christi Business and Job Development Corporation of April 18, 2019.**

Mayor McComb referred to approval of the minutes. Council Member Garza made a motion to approve the minutes, seconded by Council Member Molina

and passed unanimously.

**S. EXECUTIVE SESSION: (ITEMS 36 - 38)**

Mayor McComb deviated from the agenda and referred to the day's executive sessions. The Council went into executive session at 1:43 p.m. The Council returned from executive session at 3:27 p.m.

- 36. 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 Slough Road & County Road 7B and funding mechanisms related to the construction of Amertrane Drive and related infrastructure or legal actions related thereto 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 Slough Road & County Road 7B) 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.**

- 37. Executive session pursuant to Texas Government Code § 551.074** (Personnel Matters) to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of judge(s) of the Municipal Court.

**This E-Session Item was discussed in executive session.**

- 38. 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 City's contracts related to waste management, handling, and disposal and state and federal regulations related to landfill management, disposal of solid waste, and/or recycling, including but not limited to, the City's contracts with Republic Services, Cefe Landfill Tx, LP, BFI Waste Services of North America, Inc. and BFI Waste Systems of Texas, LP. and related entities, and provisions related to mediation, arbitration, and termination of agreements for the aforementioned functions.

**This E-Session Item was discussed in executive session.**

**M. RECESS FOR LUNCH**

The recess for lunch was held during executive session.

**H. BOARD & COMMITTEE APPOINTMENTS:**

3.                   Animal Care Advisory Committee  
                      Corpus Christi Commission on Children & Youth  
                      Mayor's Fitness Council  
                      Transportation Advisory Commission

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

**Animal Care Advisory Committee**

Council Member Garza made a motion to realign Sharon Ray from Community At-Large to Animal Welfare/Shelter, seconded by Council Member Molina and passed unanimously (Council Member Hunter – absent).

Council Member Garza made a motion to reappoint Margaret R. Obregon (Community At-Large), seconded by Council Member Molina and passed unanimously (Council Member Hunter – absent).

Council Member Garza nominated Juliana Carlisle (Community At-Large).  
Council Member Guajardo nominated Paulo Salazar (Community At-Large).  
Council Member Molina nominated Jarvis J. Amaya (Community At-Large).

Juliana Carlisle (Community At-Large) and Paulo Salazar (Community At-Large) were appointed with Mayor McComb and Council Members Guajardo, Barrera, Garza, Smith, Roy and Hernandez voting for Juliana Carlisle; Mayor McComb and Council Members Guajardo, Barrera, Garza, Smith, Molina, Roy, and Hernandez voting for Paulo Salazar; and Council Member Molina voting for Jarvis J. Amaya (Council Member Hunter – absent).

Council Member Garza made a motion to appoint Deborah Shores (Veterinarian), seconded by Council Member Hernandez and passed unanimously (Council Member Hunter – absent).

**Corpus Christi Commission on Children & Youth**

Council Member Barrera made a motion to reappoint Priscila Baldillez (At-Large) and Gilbert Z. Trevino (Youth Representative), seconded by Council Member Roy and passed unanimously (Council Member Hunter – absent).

Council Member Molina made a motion to reinstate Melissa Hofstetter (Health & Human Services), seconded by Council Member Garza and passed unanimously (Council Member Hunter – absent).

Council Member Molina made a motion to appoint Angelica Vela (At-Large) and Clarissa B. Mora (At-Large), seconded by Council Member Garza and passed unanimously (Council Member Hunter – absent).

Council Member Barrera nominated Christina R. Harrison (Education). Council Member Roy nominated Kristen J. Ross (Education).

Kristen J. Ross (Education) was appointed with Mayor McComb and Council Members Hernandez, Roy, Molina, and Smith voting for Kristen J. Ross and

Council Members Garza, Barrera, and Guajardo voting for Christina R. Harrison (Council Member Hunter – absent).

#### **Mayor's Fitness Council**

Mayor McComb made a motion to reappoint Rhonda Carlisle-Castillo (Senior Initiatives) and Misty Kesterson (Worksite Wellness) and to appoint Lynn Mutz (Community Outreach) and George W. Woods III (At-Large), seconded by Council Member Garza and passed unanimously (Council Member Hunter – absent).

#### **Transportation Advisory Commission**

Council Member Garza made a motion to reappoint Robert Saldana, seconded by Council Member Guajardo and passed unanimously (Council Member Hunter – absent).

Council Member Molina nominated Jeffrey Pollack (Bicycle Community Representative). Council Member Hernandez nominated Judy A. Telge (Bicycle Community Representative).

Jeffrey Pollack (Bicycle Community Representative) was appointed with Council Members Smith, Molina, Guajardo, Barrera, and Garza voting for Jeffrey Pollack and Mayor McComb and Council Members Roy and Hernandez voting for Judy A. Telge (Council Member Hunter – absent).

Council Member Molina made a motion to appoint Judy A. Telge, Brandon W. Herridge and Jonathan W. Aman, seconded by Council Member Garza and passed unanimously (Council Member Hunter – absent).

#### **I. EXPLANATION OF COUNCIL ACTION:**

#### **K. CONSENT AGENDA: (ITEMS 4 - 5)**

##### **Approval of the Consent Agenda**

Mayor McComb referred to the Consent Agenda. There were no comments from the Council.

Michael Bridges, 4534 Oso Parkway, spoke regarding Item 5, an ordinance declaring City property as surplus and permitting its sale to the public, and requested that the City Council reduce the minimum bid for the property.

Council Member Guajardo made a motion to approve the Consent Agenda, seconded by Council Member Garza. The consent agenda items were passed and approved by one vote as follows:

**Aye:** 8 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Hunter

Abstained: 0

**4. Second Reading Ordinance - Alley Closure between Gulfbreeze Boulevard and Surfside Boulevard (1st Reading 4/30/19)**

Ordinance closing, abandoning and vacating of a section of the 20-foot-wide alley adjoining lots 1 and 3, Block 27, Corpus Beach North Addition and Lot 2R, Block 27, Brooklyn Addition, requiring petitioner, Carrie Robertson Meyer, to comply with specified conditions.

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

Enactment No: 031757

**5. Second Reading Ordinance - Declaring City Property as Surplus and Permitting its Sale to the Public (1st Reading 4/30/19)**

Ordinance declaring City owned land at 4830 Williams Drive as surplus property; authorizing its sale 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.

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

Enactment No: 031758

**L. FUTURE AGENDA ITEMS: (ITEMS 6 - 20)**

Mayor McComb referred to Future Agenda Items. Interim City Manager Keith Selman stated that staff did not have planned presentations. A council member requested information on Items 10, 13, and 20.

**6. Service Agreement for Dispatch and Lot Management System Software for Impound and Rotation Tows**

Motion authorizing a five-year service agreement for Dispatch and Lot Management System software for impound and rotation tows with UR International, Inc. of Sugar Land, Texas for a total amount not to exceed \$135,000.

**This Motion was recommended to the consent agenda.**

**7. Resolution Authorizing an Interlocal Cooperation Agreement for Radio System Consulting Services for Police Department**

Resolution authorizing an interlocal cooperation agreement with the Regional Transportation Authority and Nueces County to provide payment to Trott Communications for radio system consulting services.

**This Resolution was recommended to the consent agenda.**



**8. Radio System Consulting Services for Police Department**

Motion authorizing a two-year service agreement for radio system consulting with Trott Communications Group, Inc. of Irving, Texas for a total amount not to exceed \$129,010.

**This Motion was recommended to the consent agenda.**

**9. Supply Agreement for Automotive Parts for the Fire Department**

Motion authorizing a three-year supply agreement for automotive parts with Advance Stores Company of Raleigh, North Carolina via U.S. Communities cooperative for an amount not to exceed \$105,000.

**This Motion was recommended to the consent agenda.**

**10. Construction Contract for HEB Tennis Center Improvements (Bond 2012, Proposition 4)**

Motion to authorize execution of a construction contract with D&SS Construction, Inc., of Corpus Christi, Texas in the amount of \$558,527.21 for the Base Bid and Additive Alternate No. 1 for the HEB Tennis Center Improvements project.

**This Motion was recommended to the consent agenda.**

**11. Professional Services Contract Amendment No. 4 for the Central Library Roof Replacement (Bond 2012 and Bond 2018)**

Motion authorizing the City Manager, or designee, to execute professional services contract Amendment No. 4 with Solka, Nava, Torno, LLC, of Corpus Christi, Texas, in the amount of \$75,740 for a total restated fee of \$125,030 for Central Library Roof Replacement project.

**This Motion was recommended to the consent agenda.**

**12. Amendment No. 1 for the Laguna Madre Wastewater Treatment Plant Rehabilitation Project**

Motion to authorize execution of Amendment No. 1 to a contract for professional services with Urban Engineering of Corpus Christi, Texas in the amount of \$392,210 for a total restated fee of \$419,070 for the Laguna Madre Wastewater Treatment Plant Rehabilitation project.

**This Motion was recommended to the consent agenda.**

**13. Construction Contract for City-wide Wastewater Indefinite Delivery/Indefinite Quantity (IDIQ) Program 2019**

Motion to authorize execution of an IDIQ construction contract with PM Construction & Rehab LLC, dba IPR South Central of Pasadena, Texas in the amount of \$10,000,000 per year for a total not to exceed \$30,000,000 in three years for the City-Wide Wastewater IDIQ 2019 project for base bid plus additive alternate No. 1. This is a one (1) year base contract with two (2) one-year renewals to be approved administratively subject to availability of funding and satisfactory contractor performance.

**This Motion was recommended to the consent agenda.**

**14. Resolution authorizing an Interlocal Cooperation Agreement for Water Line Improvements**

Resolution authorizing an Interlocal Cooperation Agreement with San Patricio Municipal Water District (SPMWD) for the City to accept approximately 3,600 linear feet (LF) of water pipeline constructed by SPMWD, and to pay SPMWD an amount not to exceed \$300,000 for installing two tees, two valves, two utility vaults, and approximately 3,600 linear feet of fiber-optic cable for the City's future water distribution development.

**This Resolution was recommended to the consent agenda.**

**15. Resolution authorizing a Supply Agreement for the purchase of scientific water lab testing reagents and consumables**

Resolution authorizing a five-year supply agreement for the purchase of scientific water lab testing reagents and consumables with IDEXX Distribution, Inc. of Westbrook, Maine for an amount not to exceed \$332,411.

**This Resolution was recommended to the consent agenda.**

**16. Supply Agreement for the purchase of liquid chlorine for O.N. Stevens Water Treatment Plant**

Motion authorizing a two-year supply agreement for the purchase of liquid chlorine 1-ton cylinders from DPC Industries, Inc. of Houston, Texas for a total amount not to exceed \$102,000.

**This Motion was recommended to the consent agenda.**

**17. Resolution authorizing the purchase of trailer mounted manhole rehabilitation equipment**

Resolution authorizing the purchase of trailer mounted manhole

rehabilitation equipment from Action Products Marketing Corp, of Johnston, Iowa for a total amount not to exceed \$131,160.

**This Resolution was recommended to the consent agenda.**

**18. Service Agreement for Welding Services for Asset Management**

Motion authorizing a three-year service agreement for welding services with Carrillo's Welding Services, of Corpus Christi, Texas, for an amount not to exceed \$228,000.

**This Motion was recommended to the consent agenda.**

**19. Service Agreement for the Lease Purchase of Articulating Boom Lift for Corpus Christi International Airport (CCIA)**

Motion authorizing a three-year service agreement with All Around Access LLC of Naples, Florida for the lease purchase of an articulating boom lift including a three-year extended warranty service for a total amount not to exceed \$99,889.59.

**This Motion was recommended to the consent agenda.**

**20. Resolution suspending the date of AEP Texas Inc.'s requested rate change**

Resolution of the City of Corpus Christi, Texas suspending the June 5, 2019 effective date of AEP Texas Inc.'s requested rate change to permit time to study the request and to establish reasonable rates; approving cooperation with the cities served by AEP Texas and authorizing intervention proceedings before the Public Utility Commission; hiring attorneys and consulting services; and requiring reimbursement of cities' rate case expenses.

**This Resolution was recommended to the consent agenda.**

**N. PUBLIC HEARINGS: (ITEMS 21 - 22)**

**21. Public Hearing and First Reading Ordinance - Zoning for a Property located at or near 0 County Road 33.**

Case No. 0419-02 Braselton Development Company, Ltd: Request for zoning a property at or near 0 County Road 33 that is currently being annexed into the City of Corpus Christi to the "RS-4.5" Single-Family 4.5 District.

Planning Commission and Staff Recommendation (April 17, 2019):  
Approval of the zoning to the "RS-4.5" Single-Family 4.5 District.

Ordinance rezoning property at or near 0 County Road 33 to the "RS-4.5" Single-Family 4.5 District.

Mayor McComb referred to Item 21. Director of Development Services Nina Nixon-Mendez stated that the purpose of this item is to rezone the subject property to allow for the construction of single-family homes. Ms. Nixon-Mendez stated that the Planning Commission and staff are in favor of the zoning change.

Mayor McComb opened the public hearing. A council member asked if gas would be provided to the subject property. Bart Braselton, Braselton Homes, stated that he would appreciate gas service to the area. Director of Planning Daniel McGinn stated that gas service could be run down through County Road 43. Mayor McComb closed the public hearing.

Council Member Barrera 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:** 8 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Hunter

**Abstained:** 0

**22.**

### **Public Hearing and First Reading Ordinance - Urban Transportation Plan Amendment for the Regional Parkway**

Ordinance amending the Urban Transportation Plan map of Mobility CC, a transportation element of the Comprehensive Plan of the City of Corpus Christi, by adding the Regional Parkway, located between Park Road 22 and State Highway 286, with a designation of RA3 Primary Rural Arterial.

Mayor McComb referred to Item 22. Senior City Planner Annika Yankee stated that the purpose of this item is to amend the Urban Transportation Plan by adding an alignment for the Regional Parkway, located between State Highway 826 and Park Road 22. Ms. Yankee presented the following information: an overview of the 2013 study of the Regional Parkway Mobility Corridor; the purpose and need for a regional parkway; potential vision; the City's plan amendment; and that the amendment was approved by the Metropolitan Planning Organization (MPO); the Transportation Advisory Commission, and Planning Commission.

Council members and Ms. Yankee discussed the following topics: the environmental impact, specifically wetlands in the area; outreach to the Coastal Bend Audubon Society; if the environmental study includes the Rodd Field Road extension; that according to the MPO's Transportation Plan, Rodd Field Road, along with Segment B, is not currently funded, however is in their long-range plan ranging from 2027 to 2040; bike lanes; and if the King Ranch was consulted on the amendment.

Mayor McComb opened the public hearing. There were no comments from the public. Mayor McComb closed the public hearing.

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

**Aye:** 8 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Hunter

**Abstained:** 0

**O. REGULAR AGENDA: (ITEMS 23 - 26)**

**23. Resolution Approving Settlement Agreement with BFI/Republic and Amendments to Landfill Services Agreement to Terminate Contract on December 31, 2019**

Resolution approving contracts with Cefe Landfill TX, LP ("Operator"), and BFI Waste Services of Texas, LP ("BFI/Republic"); authorizing execution of a settlement agreement between City, Operator, and BFI/Republic; and authorizing amendments to the landfill services agreement with operator and to the waste disposal agreement with BFI/Republic to provide for termination of both agreements.

Mayor McComb referred to Item 23 and requested that this item be tabled to allow the new City Manager an opportunity to review.

Council Member Barrera made a motion to table the item to June 11, 2019, seconded by Council Member Garza. This Item was tabled with the following vote:

**Aye:** 8 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Hunter

**Abstained:** 0

**H. BOARD & COMMITTEE APPOINTMENTS:**

**3. Animal Care Advisory Committee  
Corpus Christi Commission on Children & Youth  
Mayor's Fitness Council  
Transportation Advisory Commission**

Mayor McComb deviated from the agenda and returned to Item 3, board and committee appointments. City Secretary Rebecca L. Huerta announced that Angelica Vela, previously appointed to the Corpus Christi Commission on

Children & Youth, is moving out of the City and will not accept her appointment.

Council Member Molina made a motion to reconsider the appointment of Angelina Vela, seconded by Council Member Guajardo and passed unanimously (Council Member Hunter - absent).

Corpus Christi Commission on Children & Youth

Council Member Barrera nominated Christina R. Harrison (At-Large) and Ms. Harrison was appointed by acclamation (Council Member Hunter - absent).

**O. REGULAR AGENDA: (ITEMS 24 - 26)**

Mayor McComb referred to Items 24 and 25. There were no comments from the Council or the public.

Council Member Guajardo made a motion to approve Items 24 and 25, seconded by Council Member Barrera. These items were passed and approved with one vote.

**24. Resolution Authorizing Agricultural Development Agreements in Lieu of Annexation in the Area North of Corpus Christi Bay**

Resolution authorizing an Agricultural Development Agreement with owners of property within the City's proposed annexation of 1,500 acres of land and proposed annexation of 5,700 acres of land.

**This Resolution was passed and approved with the following vote:**

**Aye:** 8 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Hunter

**Abstained:** 0

Enactment No: 031759

**25. One Reading Ordinance - Appropriation of Funds for IT Purchases**

Ordinance appropriating \$1,835,000 from Reserved for Major Contingencies balance in General Fund No. 1020 and transferring to and appropriating in the Information Technology Operating Fund No. 5210 for City infrastructure hardware, software, IT services, security, and licenses; amending the operating budget; and declaring an emergency.

**This Ordinance was passed on emergency and approved with the following vote:**

**Aye:** 8 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Hunter

**Abstained:** 0

Enactment No: 031760

**26.**

**Discussion with possible action regarding the process for City Charter Review.**

Mayor McComb referred to Item 26. City Secretary Rebecca L. Huerta stated that the purpose of this item is to discuss the process for reviewing the City Charter. In January 2019, a council member requested an agenda item to begin discussing the creation of a Charter Review Commission. City Secretary Huerta presented the following information: background regarding the November 4, 2016 Charter Amendment Election and the 2008-2009 Charter Review Ad Hoc Committee; that the City Charter cannot be amended more often than every two years, 730 days; that the first available election date is November 2019; that historically, the committee review has taken approximately 10 to 12 months; pros and cons of uniform election dates in 2019 or 2020; and discussion topics for City Council input: who would lead the review, the proposal process, council action or create a committee, the process to appoint committee members, if desired, scope of the review, and the target election date.

Council members and City Secretary Huerta discussed the following topics: changing the city council terms to staggered, four-year terms; Council involvement in the process; November 2019 as the target election date; limiting the scope of the review; reviewing city council compensation; the timeframe for ordering a November 2019 election; the pros and cons of council action versus creating a committee; the lawsuit regarding the current electoral system and possible legal issues if changes were made to the system; if the courts would rule before or after a Charter amendment was voter-approved; changing the seawall funding to street funding; if the City could petition the court that the intent of the lawsuit is fulfilled; concern with rushing to complete the Charter review for the November 2019 election; the process to appoint committee members; the police collective bargaining referendum; and the cost of an election held in November 2019.

Council Member Molina made a motion to form a charter review committee to discuss the Charter review, with a focus on extending city council terms to four years, city council compensation, and miscellaneous housekeeping items, with a target election date of November 2019, seconded by Council Member Smith.

There was a consensus of the Council to have each council member nominate an individual to the committee, appointed by the Mayor and that the Mayor would appoint the Chairperson.

This Motion was passed and approved with the following vote:

**Aye:** 8 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Hunter

**Abstained:** 0

Enactment No: M2019-068

**P. FIRST READING ORDINANCES: (ITEMS 27 - 32)**

Mayor McComb referred to First Reading Ordinances. There were no comments from the public. A council member requested that Item 27 be pulled for individual consideration.

Council Member Guajardo made a motion to approve Items 28 – 32, seconded by Council Member Barrera. These Ordinances were passed on first reading and approved with one vote.

**28. First Reading Ordinance - Appropriating funds for a Construction Contract for Slough Road (Rodd Field Road to Amethyst Drive) (Type B)**

Ordinance appropriating \$154,430.54 and authorizing execution of a construction contract with Max Underground Construction, LLC of Corpus Christi in the amount of \$5,400,889.65 for base bid plus Additive Alternatives No. 1, 2 and 3 for Slough Road (Rodd Field Road to Amethyst Drive) Improvement Project.

**This Ordinance was passed on first reading and approved with the following vote:**

**Aye:** 8 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Hunter

**Abstained:** 0

**29. First Reading Ordinance - Authorizing a Professional Services Project contract for the Restoration of SEA District Water Features Project**

Ordinance amending the FY 2019 Capital Improvement Program budget to increase the year one budget for Restoration of SEA District Water Features in the amount of \$300,000; and authorizing execution of professional services contract with LNV, Inc., in the amount of \$364,100 for the Restoration of SEA District Water Features project.

**This Ordinance was passed on first reading and approved with the following vote:**



**Aye:** 8 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Hunter

**Abstained:** 0

**30. First Reading Ordinance - Partial easement closure for property located at 10329 Creek Bottom Drive**

Ordinance abandoning and vacating a 1-foot wide by approximately 42-feet in length (42 sq. ft.) portion of an existing utility easement out of Lot 22, Block 4, Maple Hills Unit 7, Phase One, located at 10329 Creek Bottom Drive.

**This Ordinance was passed on first reading and approved with the following vote:**

**Aye:** 8 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Hunter

**Abstained:** 0

**31. First Reading Ordinance - Authorizing Lease Amendment No. 7 to Lease Agreement for Office Space at the Airport for the Transportation Security Administration (TSA)**

Ordinance authorizing Lease Amendment No. 7 to the lease agreement between the City and the U.S. General Services Administration for use of terminal office space at Corpus Christi International Airport by the Transportation Security Administration from March 1, 2019, through February 29, 2024, for minimum annual rent of \$400,345.91; ratifying prior lease amendments; and modifying necessary provisions of the lease.

**This Ordinance was passed on first reading and approved with the following vote:**

**Aye:** 8 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Hunter

**Abstained:** 0

**32. First Reading Ordinance - Appointing Municipal Court Judges**

Ordinance appointing Julianna Siracusa Rivera as a full-time Municipal

Judge of the Municipal Court of Record in the City of Corpus Christi, Texas; appointing William Gregory "Bill" Bonilla as a part-time judge of the Municipal Court of Record in the City of Corpus Christi; determining salary; providing a term of office; and declaring an effective date.

**This Ordinance was passed on first reading and approved with the following vote:**

**Aye:** 8 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Hunter

**Abstained:** 0

**27. First Reading Ordinance - Annexation of 161.56 acres in the London Area**

Ordinance annexing for full purpose approximately 161.56 acres of land into the territorial limits of the City of Corpus Christi and extending the boundary limits of said city so as to include said hereinafter described property within said city limits, and granting to all the inhabitants of said property all the rights and privileges of other citizens and binding said inhabitants by all of the acts, ordinances, resolutions, and regulations of said city; and adopting a service plan.

**Mayor McComb referred to Item 27, annexation of 161.56 acres in the London Area. Interim City Manager Keith Selman stated that there is an issue regarding access from County Road 33 to the subdivision to ensure that the roadway can handle City emergency and service vehicles. Staff is recommending approval of this item. The City has 90 days to give the developer an opportunity to work through the roadway issue and come back with recommendations on how the subdivision will be accessed. Director of Planning and ESI Daniel McGinn responded to questions.**

**Council members and staff discussed the following topics: the condition of County Road 33; the similarities between County Road 33 and Slough Road; the cost to improve Slough Road; the cost to developers for delaying the annexation for 90 days; the creation of a policy regarding public improvement districts (PID) or municipal utility districts (MUD) to pay for infrastructure; and that Slough Road is being paid for by developer trust funds, Type B and bond funds.**

**Council Member Smith 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:** 8 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Molina, Council Member Roy and Council Member Smith

**Absent:** 1 - Council Member Hunter

**Abstained:** 0

**Q. BRIEFINGS: (ITEMS 34 - 35)**

**34. Review and Discussion on Financial Budgetary Policies**

Mayor McComb referred to Item 34. Director of Management and Budget Eddie Houlihan provided an overview of the changes recommended to the Financial Budgetary Policies during the March 28, 2019 budget workshop.

Council members and staff discussed the following topics: the Texas Municipal Retirement System (TMRS) updated service credits and cost of living adjustments; zero-based budgeting; clarity regarding contingency funds; if the fund balances need a 5% contingency; amendments to the budget and how transfers are done; funding levels dedicated to streets; that reducing reserves would have an effect on the City's bond rating; that reserves were used during the recent Hurricane Harvey event; moving Engineering from the Internal Services Fund to the General Fund; and incorporating state legislative changes into Section 6. Property Tax Rate for Operations and Maintenance after the legislative session.

**35. Public Improvement Districts (PIDs) and Municipal Utility Districts (MUDs)**

Mayor McComb referred to Item 35. Senior City Planner Keren Costanzo stated that the purpose of this item is to discuss Public Improvement Districts (PID) and Municipal Utility Districts (MUD). The presentation team included: Director of Planning and ESI Daniel McGinn and Director of Development Services Nina Nixon-Mendez. Ms. Costanzo presented the following information: Texas Infrastructure Financing Options; a PID and MUD comparison; the PID process; risks associated with PIDs; PID policy components; and an example of a PID in Deep Ellum, Dallas. Ms. Nixon-Mendez provided a review of a case study of a PID established by a county to fund road improvements in Bexar County.

Council members and the presentation team discussed the following topics: creation of a policy to fund infrastructure in the City's extraterritorial jurisdiction (ETJ), requiring that a petition for annexation be included at the end of the PID's lifespan; and legislation related to annexation.

Council Member Hernandez made a motion directing the City Manager to create a policy regarding PIDs and MUDs, with specific requirements for a petition for annexation within the ETJ, at the end of the district's life span.

Council members and staff discussed the following: that the City can create a PID within the ETJ; if bonds are tax exempt; the mechanisms used to determine assessed values; the entity responsible for collecting and enforcement ad valorem; data regarding the success of PIDs and MUDs; challenges with funding police and fire services; if the City Council wants to continue to encourage southward growth; putting tools in place to encourage redevelopment of older areas of the City; and the difference between MUDs and PIDs.

**MOTION OF DIRECTION**

Council Member Hernandez made a motion directing the City Manager to create a policy regarding PIDs, with specific requirements for a petition for annexation within the ETJ, at the end of the district's life span, seconded by Council Member Smith.

The motion of direction was passed and approved with the following vote: Council Members Molina, Roy, Smith, Garza, Guajardo, Hernandez voting "Aye"; Mayor McComb and Council Member Barrera voting "No" (Council Member Hunter - absent).

**R. LEGISLATIVE UPDATE:**

None.

**T. IDENTIFY COUNCIL FUTURE AGENDA ITEMS**

None.

**U. ADJOURNMENT**

The meeting was adjourned at 6:46 p.m.