



# City of Corpus Christi

1201 Leopard Street  
Corpus Christi, TX 78401  
cctexas.com

## Meeting Minutes

### City Council

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Tuesday, June 16, 2020

11:30 AM

Council Chambers

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**Addendums may be added on Friday.**

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

Mayor McComb called the meeting to order at 11:45 a.m.

**B. Invocation to be given by Police Chaplain Mike Ilse of the Corpus Christi Police Department.**

Police Chaplain Mike Ilse gave the invocation.

**C. Pledge of Allegiance to the Flag of the United States and to the Texas Flag.**

Police Chaplain Mike Ilse led the Pledge of Allegiance to the flag of 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: City Manager Peter Zanoni, City Attorney Miles K. Risley and City Secretary Rebecca L. Huerta.

**Note:** Council Members Gil Hernandez, Rudy Garza and Ben Molina participated by video conference. Council Member Michael Hunter participated telephonically.

**Present:** 9 - Mayor Joe McComb, Council Member Roland Barrera, Council Member Rudy Garza, Council Member Paulette Guajardo, Council Member Gil Hernandez, Council Member Michael Hunter, Council Member Ben Molina, Council Member Everett Roy, and Council Member Greg Smith

- 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](https://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](https://cctexas.com/departments/city-secretary).

Mayor McComb referred to comments from the public.

The following citizens called in support of Item 4:

Regie Panganiban, 4214 S. Alameda; Jason Rodriguez, 401 Colony; and David Loeb, 425 Del Mar Blvd.

The following citizens submitted written testimony in support of Item 4:

Monica Sawyer, 302 Haroldson Dr.; Benny Mota, 8221 Tango Circle; David Loeb, 425 Del Mar Blvd.; Rod Lewis, 5862 Everhart Rd.; Sandra Martinez, 5876 Everhart Rd.; Judy Shin, 5898 Everhart Rd.; Joseph Steel, 3819 S. Staples St.; Kristi Phillips, 3833 S. Staples St.; Robert Turnage, 5807 Weber Rd.; Bee Carstetter, 509 Pasadena Pl.; Margarita Castillo, 2847 Lawnview St.; Rachel Davis, 3833 S. Staples St.; Linda Colwell, 5817 Weber Rd.; Diana Villarreal, 4028 Weber Rd.; and Albert Vega, 5888 Everhart Rd.

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

Mayor McComb referred to City Manager's Comments. City Manager Peter Zaroni reported on the following topics:

1) Financial Updates. 2) The City's credit rating was upgraded despite the economic downturn; the utility revenue bond has been upgraded and the City's credit worthiness is in the highest rate category; the upgrade will help keep the City's interest rates low as we borrow money to improve our water and

sewer systems, as well as capital maintenance; the low interest rate will also help the City to refinance about \$23 million in existing debt. 3) Financial Policies are reviewed annually as the City develops a budget; reserve requirements; funding levels and street maintenance; Capital Improvement Plan; and beach maintenance funding and hotel occupancy tax funds. 4) Northwest Boulevard Corridor plan in Calallen includes three schools and shopping attractions; the corridor covers the 3 mile stretch from Interstate 69 to CR73; will provide opportunities to improve safety and influence future public investment; the City is partnering with TXDOT to get it done; and a survey can be completed online at [corridorscc.com](http://corridorscc.com).

Visit Corpus Christi CEO Brett Oetting presented information on the following topics: Billboards; Strategic Plan 2021-2024; Timeline; Scenario Models & Assessment Tool; and Assessment Date.

**a. GOVERNMENT ACTIONS RELATED TO CORONA VIRUS**

Director of Public Health District Annette Rodriguez presented an update on COVID 19: COVID-19 testing; additional testing capacity; notable cases in Nueces County; and public health prevention strategies.

**G. MINUTES:**

**1. Regular Meeting of June 9, 2020**

A motion was made by Council Member Roy, seconded by Council Member Barrera that the Minutes be approved. The motion carried by a unanimous vote.

**Aye:** 9 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Hunter, Council Member Molina, Council Member Roy and Council Member Smith

**Abstained:** 0

**H. BOARD & COMMITTEE APPOINTMENTS:**

- 2.** Airport Board (4 vacancies)  
Animal Care Advisory Committee (2 vacancies)  
Board of Adjustment (7 vacancies)  
Transportation Advisory Commission (3 vacancies)

Mayor McComb referred to Item 2.

**Airport Board**

Council Member Molina made a motion to reappoint Luis Buentello and Jon Reily, seconded by Council Member Hernandez and passed unanimously.

Council Member Guajardo made a motion to appoint Donald Feferman and Robert Williams, seconded by Council Member Smith and passed unanimously.

Council Member Guajardo nominated Randall Hicks, seconded by Council

Member Smith and passed unanimously.

**Animal Care Advisory Committee**

Council Member Guajardo made a motion to reappoint Linda Gibeaut and Sharon Ray, seconded by Council Member Barrera and passed unanimously.

**Board of Adjustment**

Council Member Smith made a motion to reappoint Shawn Karaca, Burris McRee and David Lee Walker, and to reappoint and realign Gordon Robinson from alternate to regular member, seconded by Council Member Garza and passed unanimously.

Council Member Hernandez nominated Ricardo Barrera, Jr., seconded by Council Member Garza and passed unanimously.

Council Member Hernandez nominated Kenton Mullins as an alternate, seconded by Council Member Smith and passed unanimously.

**Transportation Advisory Commission**

Council Member Hunter made a motion to reappoint Jeffrey Pollack and Leo Rios, seconded by Council Member Smith and passed unanimously.

**I. EXPLANATION OF COUNCIL ACTION:**

**J. CONSENT AGENDA: (ITEMS 3 - 15)**

**Approval of the Consent Agenda**

Mayor McComb referred to the Consent Agenda. City Manager Peter Zanoni requested that Item 3 be postponed due to the passing of Charles Kaffie, the husband of United Way CEO Libby Aveyrt. Council members requested that Item 4 be pulled for individual consideration.

There were no comments from the Council.

A motion was made by Council Member Molina, seconded by Council Member Guajardo to approve the Consent Agenda with the exception of Items 3 and 4. The consent agenda was approved with the following vote:

**Aye:** 9 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Hunter, Council Member Molina, Council Member Roy and Council Member Smith

**Abstained:** 0

- 3.** One-Reading Ordinance approving an agreement between the City of Corpus Christi and the Corpus Christi Business and Job Development Corporation in an amount up to \$500,000 for Type A funding of arterial and collector streets within the City; approving a Chapter 380 agreement in an amount up to \$500,000 with United Way of the Coastal Bend for

nonprofit organizations; appropriating an amount up to \$500,000 from the unreserved fund balance of the Business and Job Development Fund for use on the arterial and collector street improvements; amending the operating and capital budget.

**This Emergency Ordinance was withdrawn.**

**4.**

One-Reading Ordinance approving an agreement between the City of Corpus Christi and the Corpus Christi Business and Job Development Corporation in an amount up to \$500,000 for Type A funding of arterial and collector streets within the City; approving a Chapter 380 agreement with the United Corpus Christi Chamber of Commerce in an amount up to \$500,000 to administer a utility assistance program for small businesses in Corpus Christi impacted by the COVID-19 pandemic; appropriating an amount up to \$500,000 from the unreserved fund balance of the Business and Job Development Fund for use on the arterial and collector street improvements; amending the operating and capital budget.

**Mayor McComb referred to Item 4.**

**Chief Financial Officer Constance Sanchez presented information on the following topics: this program will help support small businesses experiencing hardship due to COVID-19 by providing a one-time \$500 utility bill credit to qualified small businesses; the Port of Corpus Christi has committed \$250,000 and will give a \$500 cash match to qualifying businesses; the eligibility requirements are as follows: must employ 3 to 20 full or part-time employees; must have been in business for at least 12 months; gross revenue of no more than a million dollars; must be located in Corpus Christi; loss of 25% revenue beginning March 1, 2020 as compared to this time last year; and businesses must remain open for at least three months after accepting this grant award.**

**Council Members, City Manager Peter Zanoni and Chief Financial Officer Sanchez discussed the following topics: a Council Member's concern that \$500 is not going to keep a business open; about 1,600 small businesses could qualify; this money is not only for businesses with delinquent accounts; a Council Member's concern that some small business owners can't afford to get a loan and become more in debt; \$500 is a lot of money to some businesses by helping pay for their utility bills; the \$500 is to assist small businesses, not to bail them out; the small businesses must be a commercial account; the mom-and-pop businesses are the ones hurting the most; and a Council Member's comment that some small business owners work alone without any other staff.**

**Council Member Barrera made a motion to amend the 380 Agreement to employ no more than 20 employees, seconded by Council Member Guajardo. The motion carried by a unanimous vote.**

**Council Member Guajardo made a motion to approve this ordinance as presented, seconded by Council Member Barrera. This Ordinance was passed on emergency with the following vote:**

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

**Nay:** 1 - Council Member Smith

**Abstained:** 0

Enactment No: 032135

*Consent - Second Reading Ordinances*

5. Zoning Case No. 0420-01, Mostaghasi Enterprises, Inc. (District 5). Ordinance rezoning property at or near 8102 Yorktown Boulevard from the "FR" Farm Rural District to the "RS-6" Single-Family 6 District and "CG-2" General Commercial District. Planning Commission and Staff recommend Approval.
- This Ordinance was passed on second reading on the consent agenda.**
- Enactment No: 032136
6. Zoning Case No. 0420-02, Branch Towers III. LLC. (District 3). Ordinance rezoning property at or near 4701 Ayers Street from the "IL" Light Industrial District to the "IL/SP" Light Industrial District with a Special Permit. Planning Commission and Staff recommend Approval.
- This Ordinance was passed on second reading on the consent agenda.**
- Enactment No: 032137
7. Ordinance closing, abandoning and vacating an unimproved 1.8-acre portion of Starry Road out of Flour Bluff and Encinal Farm and Garden Tracts for development of a new subdivision. (District 5)
- This Ordinance was passed on second reading on the consent agenda.**
- Enactment No: 032138
8. Ordinance accepting a grant in the amount of \$228,129.00 from the State of Texas Governor's Homeland Security Grants Division for Operation Stonegarden for border security; and appropriating \$228,129.00 in the Police Grants Fund.
- This Ordinance was passed on second reading on the consent agenda.**
- Enactment No: 032139
9. Ordinance authorizing the acceptance of a grant from the Office of the Attorney General-Office of Juvenile Justice and Delinquency Prevention for the Internet Crimes Against Children (ICAC) Task Force program, in the amount of \$10,000.00 to purchase equipment and supplies for the

ICAC program within the Police Department; and appropriating the \$10,000.00 in the Police Grants Fund.

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

Enactment No: 032140

10. Ordinance authorizing acceptance of \$15,000 grant from the Coastal Bend Regional Advisory Council for the City's WebEOC operations; and appropriating \$15,000 into Fire Grant Fund.

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

Enactment No: 032141

11. Ordinance authorizing the Interlocal Agreement with Nueces County for City Lifeguard Services. The City will provide 4 lifeguards at the public beach within Nueces County Padre Balli Park from 3 lifeguard stands dispersed between Access Roads 5 and 6 for the period of May 22 through September 7, 2020. Nueces County will reimburse the City for the costs of lifeguard services, equipment and supplies at a cost of \$40,700 to be appropriated into the General Fund.

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

Enactment No: 032142

*Consent - Contracts and Procurement*

12. Resolution authorizing a three-year service agreement with Siddons-Martin Emergency Group in an amount not to exceed \$1,200,000.00 to provide fire apparatus parts and maintenance services for the Corpus Christi Fire Department (CCFD), upon notice to proceed, with FY 2020 funding in an amount of \$100,000.00 available through the General Fund.

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

Enactment No: 032143

13. Motion authorizing the purchase of two Ford F350 trucks with air conditioned animal control units from Silsbee Ford, Inc, in an amount of \$123,137.92, for Animal Care Services (ACS), effective upon issuance of letter of acceptance with FY 2020 funding available through the General Fund in the amount of \$123,137.92.

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

Enactment No: M2020-102

14. Motion authorizing a twelve month supply agreement with Ferguson Enterprises LLC for an amount not to exceed \$185,133.20 for the

purchase of water system supply pipes for the City Warehouse as a central distribution for the Utilities Department, effective upon issuance of a notice to proceed, with FY 2020 funding in the amount of \$46,500.00 available through the Stores Fund.

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

Enactment No: M2020-103

15. Motion authorizing a five-year agreement with MCM Technology, LLC in an amount of \$156,467.69 for the purchase of radio inventory management software license for Information Technology, effective upon issuance of a notice to proceed, with FY 2020 funding in the amount of \$116,076.00 available through the Bond 2018 Fund.

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

Enactment No: M2020-104

**K. RECESS FOR LUNCH**

Executive Session Item 21 was held during the lunch recess.

**L. PUBLIC HEARINGS: (ITEMS 16 - 17)**

16. Zoning Case No. 0420-03, Covenant Baptist Church (District 5). Ordinance rezoning property at or near 7001 Williams Drive from the "RS-6" Single-Family 6 District to the "CN-1" Neighborhood Commercial District. Planning Commission and Staff recommend Approval.

**Mayor McComb referred to Item 16.**

**Director of Development Services Al Raymond presented information on the following topics: aerial overview; zoning pattern; and Planning Commission's and staff's recommendation.**

**Mayor McComb opened the public hearing. There was no written testimony from the public. Mayor McComb closed the public hearing.**

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

**Aye:** 9 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Hunter, Council Member Molina, Council Member Roy and Council Member Smith

**Abstained:** 0

17. Ordinance authorizing Developer Participation Agreement with MPM Development, LP, to reimburse developer up to \$874,000 for oversizing required for a master planned water grid main; authorizing Water Grid Main, Water Distribution Main, Wastewater Trunk Main, and Wastewater



Collection Line Extension Construction Reimbursement Agreements with MPM Development, LP to install grid mains, water distribution mains, wastewater trunk main, and wastewater collection lines for a planned residential subdivision with completion within 18 months; appropriating \$154,126.23 from the Water Arterial Transmission & Grid Main Trust Fund, \$16,673.25 from the Water Distribution Main Trust Fund, \$75,706.88 from the Sanitary Sewer Trunk System Main Trust Fund, and \$45,607.42 from the Sanitary Sewer Collection Line Trust Fund to reimburse the developer per the agreements. (District 3)

**Mayor McComb referred to Item 17.**

**Director of Development Services Al Raymond presented information on the following topics: Kings Landing agreements; participation and reimbursement agreements; location map; project map; and staff's recommendation.**

**Council Members, Director Raymond, City Manager Peter Zanoni and Business Manager of Development Services Michael Johnston discussed the following topics: the water line was a 12 inch line and then the developer was approached to extend the line by the water utilities department; at the time this project began, the trust fund had ample funding; and currently there is approximately \$150,000 left in the trust fund.**

**Mayor McComb opened the public hearing. There was no written testimony from the public. Mayor McComb closed the public hearing.**

**Council Member Hernandez made a motion to approve the ordinance, seconded by Council Member Barrera. 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 Hunter, Council Member Molina and Council Member Smith

**Abstained:** 1 - Council Member Roy

**P. EXECUTIVE SESSION: (ITEM 21)**

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

**Mayor McComb referred to Executive Session Item 21. The Council went into Executive Session at 1:37 p.m. The Council returned from Executive Session at 2:06 p.m. Council Member Smith made the following motion, seconded by Council Member Barrera.**

**Motion to authorize Kimberly Houston, Interim City Auditor, to have until September 30, 2020 to become certified as a Certified Internal Auditor as a result of testing sites being closed because of the COVID-19 pandemic. She shall automatically be considered the City Auditor at such time as she obtains her Certification as a Certified Internal Auditor.**

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

**Aye:** 9 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Hunter, Council Member Molina, Council Member Roy and Council Member Smith

**Abstained:** 0

Enactment No: M2020-105

**M. REGULAR AGENDA:**

**N. FIRST READING ORDINANCES: (ITEMS 18 - 20)**

- 18.** Ordinance authorizing a Professional Services Agreement for design services with Lockwood, Andrews & Newman, Inc. for the North Beach Navigable Canal project in an amount not to exceed \$508,988 for 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, located in City Council District 1, with funding available from financial reserves within the Storm Water Capital Funds.

**Mayor McComb referred to Item 18.**

**Director of Engineering Services Jeff Edmonds presented information on the following topics: North Beach navigable canal; project location; project vicinity; navigable canal exhibit; and project scope.**

**Council Members, Director Edmonds and City Manager Peter Zaroni and Business Group Director of Lockwood, Andrews & Newman, Inc. (LAN) Steve Gilbreath discussed the following topics: the status of North Beach canal project going forward; a pre-bid conference for this project was well attended, but there were no bidders; LAN was the only firm that submitted their qualifications; the presentation outlined the scope of project, but it was not delineated in the scope of the agreement; the purpose of two phases 1) the first phase is for the design study; and 2) the second phase is for staff to figure out if it will work out as they hoped; staff recommends doing it incrementally; can this project be completed in less than six months; this project is not going to be reimbursed by the TIRZ #4 fund; and half of the funds are reserved for phase two.**

**There was no written testimony from the public.**

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

**Aye:** 9 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Hunter, Council Member Molina, Council Member Roy and Council Member Smith

**Abstained:** 0

**19.** Ordinance amending the Corpus Christi Code to codify the Municipal Court Committee

**Mayor McComb referred to Item 19.**

**City Secretary Rebecca Huerta presented the following information: the purpose of this ordinance is to codify the Municipal Court Committee. Municipal Court Committee Chair Rudy Garza spoke in support of the ordinance.**

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

**Aye:** 9 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Hunter, Council Member Molina, Council Member Roy and Council Member Smith

**Abstained:** 0

**20.** Ordinance abandoning and vacating a utility easement (1,502 square feet), with dimensions of 5-foot wide by approximately 300-feet, out of Lots 1, 2, 3 and 7, Block 4, in Ocean Drive Addition located at 5601 Ocean Drive.

**Mayor McComb referred to Item 20.**

**Director of Development Services Al Raymond presented information on the following topics: easement closure; vicinity map; aerial overview; and staff's recommendation.**

**There were no comments from the Council; or written testimony from the public.**

**Council Member Smith 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:** 9 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Hunter, Council Member Molina, Council Member Roy and Council Member Smith

**Abstained:** 0

**O. BRIEFINGS: (NONE)**

**Q. IDENTIFY COUNCIL FUTURE AGENDA ITEMS**

**Mayor McComb referred to Identify Council Future Agenda Items.**

**Council Members and City Manager Peter Zanoni discussed the following topics regarding Item 3 on today's agenda: a Council Member's request for an update of the health of the non-profits in the community; and the status on the money that has been given to non-profits.**

R. ADJOURNMENT

The meeting was adjourned at 2:41 p.m.