



City of Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Minutes

City Council

Tuesday, August 24, 2021

11:30 AM

Council Chambers

Addendums may be added on Friday.

A. Mayor Paulette M. Guajardo to call the meeting to order.

Mayor Guajardo called the meeting to order at 11:46 a.m.

B. Invocation to be given by Senior Pastor Pamela Dykehouse, First United Methodist Church.

Senior Pastor Pamela Dykehouse, First United Methodist Church, gave the invocation.

C. Pledge of Allegiance to the Flag of the United States and to the Texas Flag to be led by Andrea Reyes, Mayor's Office Intern.

Andrea Reyes, Mayor's Office Intern, led the Pledge of Allegiance to the Flag of the United States and to the Texas Flag.

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

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 Member Hunter participated by telephone conference.

Present: 8 - Mayor Paulette M. Guajardo, Council Member Roland Barrera, Council Member Gil Hernandez, Council Member Michael Hunter, Council Member Billy A. Lerma, Council Member Ben Molina, Council Member Mike Pusley, and Council Member Greg Smith

Absent: 1 - Council Member John Martinez

E. Proclamations / Commendations

- [21-1082](#) Proclamation declaring August 26, 2021 as "Women's Equality Day".
Commendation recognizing Fish for Life a nonprofit organization.
Swearing-In Ceremony for Newly Appointed Board, Commission, Committee and Corporation Members.

The Proclamation, Commendation and Swearing-In Ceremony were presented.

F. PUBLIC COMMENT:

Mayor Guajardo opened the public comment period.

The following citizens called in:

Paul Choules, 332 Pebble Beach Dr., Portland, TX, spoke in support of the desalination plant funding in the proposed budget.

Julie Rogers, 710 Furman Ave., spoke in support of libraries and requested that citizens vote on the desalination plant.

Guillermo Gallegos, 7621 Cedar Brook Dr., spoke in support of reinstating phone-in public comment and in opposition to the desalination plant funding in the proposed budget.

The following citizens spoke in opposition to the desalination plant funding in the proposed budget: Love Sanchez, 6130 Wooldridge Rd., Eduardo Canales, 7021 Bevington Dr., Sylvia Campos, 4410 Fir St., Melissa Zamora, 3917 Brawner Parkway, and Jim Klein, 3501 Monterrey St.

Shawn Ybarra, 1938 Ennis Joslin Rd., spoke regarding implementing trees into the city's infrastructure.

Susie Saldana, 4710 Hakel Dr., stated that City leadership is not taking care of the children.

Michael Kennedy, 202 Reef Ave. and Barbara Welder, 202 Reef Ave., spoke in support of development on North Beach.

Ricardo Elizondo, 723 5th St., spoke in support of the parking permit ordinance that passed at Council and the lack of code enforcement on his street.

Josh Richline, 1806 3rd St., spoke in support of the sailing program that was discussed in the budget workshop.

G. CITY MANAGER'S COMMENTS / UPDATE ON CITY OPERATIONS:

Mayor Guajardo referred to City Manager's comments.

a. COVID-19 Update

Director of Public Health Annette Rodriguez presented an update on COVID-19: Nueces County COVID-19 cases; COVID-19 weekly cases; new COVID cases for August; hospitalization/ICU August 2021; vaccine breakthrough cases in Nueces County; new CDC booster information; and FDA gives Pfizer-BioNTech full approval.

Council Members, Director Rodriguez and City Manager Peter Zanoni discussed the following topics: in response to a Council Member's question regarding the percentage of Delta Variant cases, Director Rodriguez stated that over 93% of COVID positive cases are due to the Delta Variant; beginning in September healthy citizens can receive a booster shot vaccine 8 months after receiving their second vaccination; the Health Department highly encourages everyone to get fully vaccinated; a Council Member's request for the total number of deaths in Nueces County since January 2021; and the City has an \$18 million grant to add temporary personnel to administer more vaccinations.

b. Community Budget Input Sessions Wrap Up

City Manager Peter Zanoni reported that the Community Budget Input Sessions were held virtually from August 9th to August 18th, with over 330 residents attending.

c. Connections to Assistance Event by Neiman Young, Assistant City Manager

Assistant City Manager Neiman Young presented information on the following topics: Connections to Assistance Event to be held in Flour Bluff on August 28th from 9:00 a.m. to 12:00 p.m.; divisions and partner agencies; and location-Ethel Eyerly Senior Center (654 Graham Rd.)

A Council Member spoke in support of the program, saying the first event had a good turnout for animal care services.

d. Seawater Desalination Update by Mike Murphy, Chief Operating Officer

Chief Operating Officer Mike Murphy presented information on the following topics: Seven Seas and the Port of Corpus Christi Authority and Harbor Island; another workshop or briefing with Council Members will be held in the future; and a public meeting will be held in September or October.

H. BOARD & COMMITTEE APPOINTMENTS: None

I. EXPLANATION OF COUNCIL ACTION:

J. CONSENT AGENDA: (ITEMS 2 - 11)

Approval of the Consent Agenda

Mayor Guajardo referred to the Consent Agenda. Council Members requested that Item 8 be pulled for individual consideration.

A motion was made by Council Member Pusley, seconded by Council Member Lerma to approve Consent Agenda Items 2 and 4-11, with the exception of Item 8. The motion carried by the following vote:

Aye: 8 - Mayor Guajardo, Council Member Barrera, Council Member Hernandez, Council Member Hunter, Council Member Lerma, Council Member Molina, Council Member Pusley and Council Member Smith

Absent: 1 - Council Member Martinez

Abstained: 0

2. [21-1083](#) Approval of the August 5, 2021 Budget Workshop, August 16, 2021 Emergency Meeting, and August 17, 2021 Regular Meeting Minutes.

The Minutes were approved on the consent agenda.

Consent - Second Reading Ordinances

4. [21-0861](#) Zoning Case No. 0621-04, Date Tree Holdings, LLC. (District 1). Ordinance rezoning a property located at or near 4606 Gulfbreeze Boulevard from the "RM-AT" Multifamily AT District to the "RM-AT/PUD" Multifamily AT District with a Planned Unit Development. (Planning Commission and Staff recommend Approval)

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

Enactment No: 032526

5. [21-0862](#) Zoning 0621-05, MVR Construction Company: (District 3) Ordinance rezoning property at or near 6002 Greenwood Drive from the "RS-6" Single-Family 6 District to the "RS-4.5" Single-Family 4.5 District. (Planning Commission and Staff recommend Approval)

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

Enactment No: 032527

6. [21-1005](#) Ordinance appropriating Airport Grant No. 65 for \$4,103,307 from the Federal Aviation Administration pursuant to the American Rescue Plan Act (ARPA) to mitigate the fiscal effects stemming from the public health emergency caused by the COVID-19 pandemic for costs related to operations, personnel, combating the spread of the COVID-19 virus at the airport, debt service payments, and other authorized ARPA uses at the Corpus Christi International Airport; and amending the FY 2020-2021 budget.

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

Enactment No: 032528

Consent - Contracts and Procurement

7. [21-1008](#) Motion authorizing a one-year professional service agreement with Dailey & Wells Communications, Inc., of San Antonio, Texas for Phase I P25 upgrade to the Public Safety Harris Radio System in an amount not to exceed \$1,500,000

where the City of Corpus Christi will pay \$1,125,000 based on 75% ownership, Nueces County will pay \$285,000 based on 19% ownership, and the Regional Transportation Authority (RTA) will pay \$90,000 based on 6% ownership per the Interlocal Cooperation Agreement for the Radio System P25 upgrade.

This Motion was passed on the consent agenda.

Enactment No: M2021-168

8. [21-0580](#) Motion authorizing a five-year service agreement with SWCA, Incorporated, dba SWCA Environmental Consultants, of San Antonio, Texas to provide permitting services, such as reporting, training, and compliance for the Texas Commission on Environmental Quality in an amount not to exceed \$104,879.00, with FY 2021 funding in an amount not to exceed \$6,992.00, available through the Water Fund.

Mayor Guajardo referred to Item 8.

Assistant Director of Public Works Gabriel Hinojosa stated that the City has storm water permits at several city facilities. Each permit is for five years and they are set to expire soon. The consultant will renew the permits for another five years, and will also maintain the permits over the five-year term.

Council Member Hernandez made a motion to approve the motion, seconded by Council Member Barrera. This Motion was passed and approved with the following vote:

Aye: 8 - Mayor Guajardo, Council Member Barrera, Council Member Hernandez, Council Member Hunter, Council Member Lerma, Council Member Molina, Council Member Pusley and Council Member Smith

Absent: 1 - Council Member Martinez

Abstained: 0

Enactment No: M2021-169

9. [21-0890](#) Motion authorizing a two-year service agreement with Unique Employment I, LTD., of Corpus Christi, Texas, in an amount not to exceed \$1,000,000.00 for temporary staffing for health clinic services related to COVID-19 for the Corpus Christi - Nueces County Public Health District with FY 2021 funding in the amount of \$83,333.00 available through the 1066 - Health Grants Fund.

This Motion was passed on the consent agenda.

Enactment No: M2021-170

General Consent Items

10. [21-1028](#) Resolution authorizing outside city limits water contract for agricultural use with Rito M. Cristan Jr. & Beberlyn J. Carranza Cristan to provide public water to their property located outside the city limits at 1661 FM 665, located nearest City Council District 3, under Corpus Christi Code Section 55-113.

This Resolution was passed on the consent agenda.

Enactment No: 032529

11. [21-1080](#) Resolution to support submission of proposal under Section 7001 of the Water Resources Reform and Development Act of 2014 (WRDA 2014)" to US Army Corps of Engineers (USACE) to modify the North Padre Island Storm Damage Reduction and Ecosystem Restoration project (Packery Channel) to remove Flood Risk Management as an authorized project purpose.

This Resolution was passed on the consent agenda.

Enactment No: 032530

K. RECESS FOR LUNCH

Mayor Guajardo recessed the Council meeting for lunch at 1:48 p.m. Executive Session Item 14 was held during the lunch recess. Mayor Guajardo reconvened the meeting at 2:33 p.m.

L. PUBLIC HEARINGS: None

M. INDIVIDUAL CONSIDERATION ITEMS: None

N. FIRST READING ORDINANCES: (ITEMS 12 - 13)

12. [21-0851](#) Ordinance authorizing execution of the Community Youth Development Program contract with the Texas Department of Family and Protective Services from September 1, 2021 to August 31, 2026 in the amount of \$2,406,250.00, and appropriation of the funds in the No. 1060 Grants Fund for the Community Youth Development Program; and authorizing subcontracts with Boys & Girls Club of the Coastal Bend, Inc., in the approximate annual amount of \$36,453.63, Communities in Schools of the Coastal Bend in the approximate annual amount of \$185,353.18, and the YWCA Corpus Christi in the approximate annual amount of \$37,941.10.

Mayor Guajardo referred to Item 12.

Council Members and Interim Director of Parks and Recreation Dante Gonzalez discussed the following topics: this grant is awarded regularly because of the consistent high numbers of juveniles in the 78415 zip code; what type of metrics does the City maintain to determine the success of the program; and the City publishes the grant using a Request for Proposal process that gets published in the newspaper for a total of 30 days.

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

- Aye:** 7 - Mayor Guajardo, Council Member Barrera, Council Member Hernandez, Council Member Hunter, Council Member Lerma, Council Member Pusley and Council Member Smith
- Absent:** 1 - Council Member Martinez
- Abstained:** 1 - Council Member Molina

13. [21-1073](#) Ordinance adding Section 13-27 to Corpus Christi Code to authorize emergency demolition of dangerous building due to sudden acts; and providing penalty.

Mayor Guajardo referred to Item 13.

Interim Director of Neighborhood Services Tracey Cantu presented information on the following topics: ordinance adds Section 13-27 to Corpus Christi code authoring emergency demolition of dangerous buildings due to sudden acts; when; emergency demolition of dangerous building due sudden acts; what is it; why do we need it; examples of sudden acts; summary; process; notice; demolition; appeal and recommendation.

Council Members, Interim Director Cantu, City Manager Peter Zaroni and City Attorney Miles Risley discussed the following topics: this ordinance protects the environment and uses best practices; Council Members spoke in support allowing three business day to file an appeal rather than 72 hours; and Code Enforcement will attempt three ways to give proper notice before the building is demolished; and a Council Member asked that the ordinance include language waiving the requirements post-hurricane.

Council Member Hernandez made a motion to amend the ordinance to convert hours to business days, seconded by Council Member Lerma and passed unanimously.

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

- Aye:** 8 - Mayor Guajardo, Council Member Barrera, Council Member Hernandez, Council Member Hunter, Council Member Lerma, Council Member Molina, Council Member Pusley and Council Member Smith
- Absent:** 1 - Council Member Martinez
- Abstained:** 0

O. BRIEFINGS: None

P. EXECUTIVE SESSION: (ITEM 14)

Mayor Guajardo referred to Executive Session Item 14. The Council went into Executive Session at 1:48 p.m. The Council returned from Executive Session at 2:33 p.m.

14. [21-1071](#) **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, and/or value of property at or adjacent to the Puerto Del Sol RV Park at Rincon Point, and **Texas Government Code § 551.072** to discuss and deliberate the potential purchase, exchange, and/or value of the aforementioned areas of said real property.

This E-Session Item was discussed in executive session.

Q. ADJOURNMENT

There being no further business, Mayor Guajardo adjourned the meeting at 3:23 p.m.