



City of Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Minutes

City Council

Tuesday, January 10, 2023

11:30 AM

Council Chambers

Addendums may be added on Friday.

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

Mayor Guajardo called the meeting to order at 11:35 a.m.

B. Invocation to be given by Father Pete Elizardo, Corpus Christi Cathedral.

Father Pete Elizardo, Corpus Christi Cathedral, gave the invocation.

C. Pledge of Allegiance to the Flag of the United States and to the Texas Flag to be led by Victoria Gonzales, Senior at W. B. Ray High School.

Victoria Gonzales, Senior at W. B. Ray High School, led the Pledge of Allegiance to the Flag of the United States of America and to the Texas Flag.

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

City Secretary Rebecca 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 Risley and City Secretary Rebecca Huerta

Present: 9 - Mayor Paulette Guajardo, Council Member Roland Barrera, Council Member Gil Hernandez, Council Member Michael Hunter, Council Member Mike Pusley, Council Member Dan Suckley, Council Member Everett Roy, Council Member Jim Klein, and Council Member Sylvia Campos

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

Mayor Guajardo referred to City Manager's comments.

1. [23-0124](#) Flint Hills Oil Spill Clean Up Status Update

City Manager Peter Zanoni presented information on the Flint Hills Oil Spill Clean Up as follows: the clean up efforts are ongoing; the oil spill was in the city limits; a cracked pipeline caused 335 barrels of crude oil to spill into the La Quinta Channel; Corpus Christi Channel Map #1; Ingleside Map #2; Nueces Bay Map #3; and TAMUCC Map #4.

Flint Hills was in charge of the clean up, along with the U.S. Coast Guard, Texas General

Land Office (GLO), Texas Parks and Wildlife, and City of Corpus Christi Emergency Operations Center. The beaches did not close and there were no fishing or swimming bans due to the spill.

Council Members, City Manager Zanoni, Public Affairs Director for Flint Hills Resources Andy Saenz, and Regional Operations Manager for Flint Hills Resources Thomas Baldassare discussed the following topics: the cause of the oil spill is still being investigated; better communication methods will be implemented for future incidents; in response to a Council Member's question regarding an oil spill effect on a future desalination plant in the Inner Harbor, City Manager Zanoni stated the engineers designing the desalination plant are aware of the risk and are putting safeguards in place; none of the oil reached the gulf beaches; the accumulation of tar is not expected from this crude oil spill; the Flint Hills team is continuing the investigation and clean up process; a Council Member's concern that our state representative was not notified immediately by the GLO; and the importance of taking samples of the oil to keep track of where it is originating from.

2. [23-0125](#) Mud Bridge Restoration Update

Director of Public Works Ernesto De La Garza presented information on the following topics: background and history; timeline of events; project plan; estimated completion date is April 6; and next steps.

Council Members, City Manager Peter Zanoni, and Director De La Garza discussed the following topics: the TxDOT bridge report from 2021 did show four deficiencies, but the City currently does not have any bridge experts to verify the report; a Council Member's request that this bridge be a priority for the City; TxDOT is funding the replacement bridge of about \$20 million; a Council Member's request for the City to work with TxDOT as soon as possible with estimated completion date of April 6; TxDOT is handling the environmental work; in the event of a hurricane, the bridge could still be used; if one side of the bridge can be open while work is being done; and the contractor is hesitant to open any portions of the bridge as they work on it.

3. [23-0126](#) 37th Annual MLK 2023 Events Calendar Overview

City Manager Peter Zanoni announced the 37th Annual MLK Commemorative March on January 16, 2023.

President of Corpus Christi Alumnae Chapter of Delta Sigma Theta Sorority, Inc. Nikela Pradier presented information on the 37th Annual MLK events: annual commemorative march; and schedule of events.

A Council Member inquired about transportation for persons with disabilities during the march.

F. PUBLIC COMMENT

Mayor Guajardo opened public comment.

The following citizens spoke about the Flint Hills oil spill and bay concerns: Rachel Caballero, 522 Hancock Ave.; Armon Alex, 1610 La Joya St.; Maggie Peacock, 7037 Islander Way; Alyssa Alaniz, 11326 Guess Dr.; Chloe Torres, 5430 Saratoga Blvd.; and Isabel Araiza, 326 Poenisch Dr.

John Weber, 609 Naples St., spoke regarding his concern about gas industry.

Marilena Garza, 1008 Marguerite St., spoke regarding the need for a low barrier shelter option.

Dustin Cronan, 5026 Yorktown Blvd., spoke regarding educating the public about autism awareness.

Adam Rios, 7301 Tangled Ridge Court, advocated for skate and BMX bike parks.

Errol Summerlin, 1017 Diomede, Portland, TX, stated that mistakes are made when a project is rushed.

Shirin Delsooz, 6030 Tapestry Dr., spoke regarding the need for protected bike paths in Corpus Christi.

Conor Rice, 714 Robert Dr., advocated for hate crime awareness.

G. SPECIAL APPOINTMENTS: (ITEMS 4 - 6)

4. [23-0034](#) Mayoral Appointments to Audit Committee and Municipal Court Committee

Mayor Guajardo referred to Item 4.

Audit Committee

Chair: Council Member Gil Hernandez

Members: Council Members Jim Klein, Everett Roy, and Dan Suckley

Municipal Court Committee

Chair: Council Member Roland Barrera

Members: Council Members Sylvia Campos, Michael Hunter, and Mike Pusley

5. [23-0048](#) Motion appointing Mayor Paulette M. Guajardo and Council Members Roland Barrera, Gil Hernandez, Michael Hunter, Mike Pusley, Jim Klein, Everett Roy, Sylvia Campos and Dan Suckley as the Board of Directors of the Corpus Christi Housing Finance Corporation and the Corpus Christi Industrial Development Corporation.

Mayor Guajardo referred to Item 5.

Corpus Christi Housing Finance Corporation and Corpus Christi Industrial Development Corporation

Appointed: Mayor Paulette M. Guajardo, Council Members Roland Barrera, Gil Hernandez, Michael Hunter, Mike Pusley, Jim Klein, Everett Roy, Sylvia Campos and Dan Suckley

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

Aye: 9 - Mayor Guajardo, Council Member Barrera, Council Member Hernandez, Council Member Hunter, Council Member Pusley, Council Member Suckley, Council Member Roy, Council Member Klein and Council Member Campos

Abstained: 0

Enactment No: M2023-001

6. [23-0033](#) Motion to approve the 2022-2024 Mayor Pro Tem service schedule.

Mayor Guajardo referred to Item 6.

There were no comments from the Council.

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

Aye: 9 - Mayor Guajardo, Council Member Barrera, Council Member Hernandez, Council Member Hunter, Council Member Pusley, Council Member Suckley, Council Member Roy, Council Member Klein and Council Member Campos

Abstained: 0

Enactment No: M2023-002

H. **BOARD & COMMITTEE APPOINTMENTS:**

7. [23-0043](#) Reinvestment Zone No.3 (Downtown) Board

Mayor Guajardo referred to Item 7.

Reinvestment Zone No. 3 (Downtown) Board

Reappointed: Mayor Paulette Guajardo, Council Members Gil Hernandez, Roland Barrera, Michael Hunter and Mike Pusley

Appointed: Council Members Jim Klein, Sylvia Campos, Dan Suckley and Everett Roy

Chair: Council Member Mike Pusley

J. **CONSENT AGENDA: (ITEMS 8 - 19)**

Approval of the Consent Agenda

Mayor Guajardo referred to the Consent Agenda. Council Members pulled Items 12, 13, 14, 15 and 16 for individual consideration.

A motion was made by Council Member Klein, seconded by Council Member Roy to approve the Consent Agenda with the exception of Items 12, 13, 14, 15 and 16. The motion carried by the following vote:

Aye: 9 - Mayor Guajardo, Council Member Barrera, Council Member Hernandez, Council Member Hunter, Council Member Pusley, Council Member Campos, Council Member Klein, Council Member Roy and Council Member Suckley

Abstained: 0

8. [23-0072](#) Approval of the December 20, 2022 Regular Meeting Minutes

The Minutes were approved on the consent agenda.

Consent - Second Reading Ordinances

9. [22-2079](#) Ordinance accepting two Federal Emergency Management Agency (FEMA) - Public Assistance (PA) reimbursement grants in the amount of \$276,171.44 (Category B - emergency measures and Category Z - management costs) including local match of \$26,302.04 from the Texas Division of Emergency Management (TDEM).

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

Enactment No: 032958

10. [22-1997](#) Ordinance authorizing the Second Amended and Restated Addendum No. 1 to Lease Agreement with Foresight Corpus Christi Golf, L.L.C. a Texas Limited Liability Company, which provides for \$412,000.00 from the Golf Fund and \$1,160,000 from the anticipated Certificates of Obligation for increased construction costs for improvements to the Lozano Golf Center Executive Nine Hole Course and practice range; appropriating \$412,000 from the Golf Fund; and amending the operating and capital budgets.

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

Enactment No: 032959

11. [22-2095](#) Ordinance adopting a new Westside Area Development Plan, an element of the Plan CC Comprehensive Plan; rescinding the former Westside Area Development Plan adopted by ordinance #22166; and amending the Plan CC Comprehensive Plan.

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

Enactment No: 032960

12. [23-0005](#) Ordinance authorizing a Water Arterial Transmission Grid Main Construction Reimbursement Agreement (“Agreement”) up to \$471,488.10 with Cypress Point Capital, LLC (“Developer”) to construct a required water arterial transmission grid main line for the proposed residential development located South of Farm Road 2444 on County Road 43, otherwise known as Caroline’s Heights Unit 1; and authorizing future transfer and appropriation of Water and Wastewater Trust Fund revenue up to \$471,488.10 to reimburse the developer in accordance with the agreement.

Mayor Guajardo referred to Item 12.

A Council Member and Director Raymond discussed the following topic: whether an organization that paid out-of-pocket for a project can request reimbursement from the City.

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

Aye: 9 - Mayor Guajardo, Council Member Barrera, Council Member Hernandez, Council Member Hunter, Council Member Pusley, Council Member Suckley, Council Member Roy, Council Member Klein and Council Member Campos

Abstained: 0

Enactment No: 032961

Consent - Contracts and Procurement

13. [22-1395](#) Motion authorizing a three-year service agreement with Miller Environmental Services, LLC, of Corpus Christi, for an amount not to exceed \$136,900.00, for emergency spill response and remediation services for the Public Works Department with FY2023 funding of \$45,635.00 from the Storm Water Fund.

Mayor Guajardo referred to Item 13.

Council Members and Assistant Director of Public Works Gabriel Hinojosa discussed the following topics: Miller Environmental Services was the last contractor hired and is currently the low bidder; and if an individual or entity is responsible for a spill, they will be billed for it.

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

Aye: 9 - Mayor Guajardo, Council Member Barrera, Council Member Hernandez, Council Member Hunter, Council Member Pusley, Council Member Suckley, Council Member Roy, Council Member Klein and Council Member Campos

Abstained: 0

Enactment No: M2023-003

14. [22-1811](#) Motion authorizing a one-year service agreement with Viking Painting, LLC, of La Vista, Nebraska, for \$212,500.00 to paint Corpus Christi Water's new logo on four water storage tanks, with FY 2023 funding from the Water 2023 Revenue Bonds Fund.

Mayor Guajardo referred to Item 14.

A Council Member and Chief Operations Officer for Water Utilities Mike Murphy discussed the following topic: this item authorizes a contractor to paint the new Corpus Christi Water logo on four water tanks.

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

Aye: 8 - Mayor Guajardo, Council Member Barrera, Council Member Hunter, Council Member Pusley, Council Member Suckley, Council Member Roy, Council Member Klein and Council Member Campos

Nay: 1 - Council Member Hernandez

Abstained: 0

Enactment No: M2023-004

15. [22-1921](#) Motion authorizing the purchase of an additional, new playground unit and a new three-bay swing set for West Guth Park from Cunningham Recreation of Charlotte, North Carolina, for a total amount of \$63,719.44, with funding from Bond 2020

Mayor Guajardo referred to Item 15.

Council Members, City Manager Peter Zaroni, Assistant Director of Park Operations and Development Kevin Johnson, and Assistant Director of Finance and Procurement Josh Chronley discussed the following topics: this equipment was included in the 2020 bond program and is replacing a dilapidated structure; the neighborhood groups were engaged in the 10 year Park Master Plan; a Council Member's request to include specific items from the Master Plan that need to be improved; and a Council Member's desire for better marketing in the City.

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

Aye: 9 - Mayor Guajardo, Council Member Barrera, Council Member Hernandez, Council Member Hunter, Council Member Pusley, Council Member Suckley, Council Member Roy, Council Member Klein and Council Member Campos

Abstained: 0

Enactment No: M2023-005

Consent - Capital Projects

16. [22-1963](#) Motion authorizing a professional services contract with CP&Y Inc., San Antonio, Texas, to provide a 30% Preliminary Engineering Report for the O.N.Stevens Water Treatment Plant Navigation Pump Station Improvements in an amount not to exceed \$280,213.00, with FY 2023 funding available from Water Capital Fund.

Mayor Guajardo referred to Item 16.

Council Members, City Manager Peter Zanoni, Assistant Director of Finance and Procurement Josh Chronley, and Director of Engineering Jeff Edmonds discussed the following topics: a Council Member's concern with the ranking system used for the solicitation when hiring a firm; Ardurra is not a subcontractor with this project; and CP&Y met all of the objective criteria and has extensive knowledge about water distribution systems.

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

Aye: 9 - Mayor Guajardo, Council Member Barrera, Council Member Hernandez, Council Member Hunter, Council Member Pusley, Council Member Suckley, Council Member Roy, Council Member Klein and Council Member Campos

Abstained: 0

Enactment No: M2023-006

General Consent Items

17. [22-1996](#) Motion authorizing agreements between the City of Corpus Christi and South Texas Institute for the Arts, Inc., The Botanical and Nature Center of South Texas, Inc., and Texas State Aquarium Association from October 1, 2022 through September 30, 2023 wherein the City shall provide funding on a reimbursement basis through the FY 2022-23 Hotel Occupancy Tax Fund in a total amount not to exceed \$375,000.00 to South Texas Institute for the Arts, Inc., \$70,000 to The Botanical and Nature Center of South Texas, Inc., and \$310,000.00 to Texas State Aquarium Association with funds available in the Hotel Occupancy Tax Fund.

This Motion was passed on the consent agenda.

Enactment No: M2023-007

Consent - First Reading Ordinances

18. [23-0019](#) Ordinance appropriating \$1,300,000 from the settlement of State of Texas and City of Corpus Christi v. Valero Marketing and Supply Company and Ergon

Asphalt and Emulsion, Inc., which was previously approved by City council on September 21, 2021, and which may only be used for a backflow prevention program in accordance with the settlement documents; and amending the operating budget.

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

19. [23-0098](#) Ordinance authorizing an amendment of the current contract with Sinister, LLC for a monthly rent rate of \$100 for the second option year of the city owned property located at 1401 Leopard Street for a parking lot.

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

K. RECESS FOR LUNCH

Mayor Guajardo recessed the Council meeting for lunch at 1:48 p.m. Mayor Guajardo reconvened the meeting at 2:22 p.m.

L. PUBLIC HEARINGS: (NONE)

M. INDIVIDUAL CONSIDERATION ITEMS: (NONE)

N. BRIEFINGS: (ITEM 20)

20. [22-2017](#) Briefing to City Council on the operational updates from the Art Museum of South Texas.

Mayor Guajardo referred to Item 20.

Director at Art Museum of South Texas Sara Morgan presented information on the following topics: 2019-2022 revenue expenses; 2023 exhibition schedule; 2023 education programs; Antonio Garcia Arts Education Center; community events; building and maintenance; and City Hall installation.

Council Members, City Manager Peter Zaroni, and Director Morgan discussed the following topics: a facility assessment has been done at the Art Museum to assess the most critical projects; a Council Member's request for better signage at the Art Museum; the need to emphasize what the art community brings to the City; a Council Member's request to include more indigenous programs and more involvement for the youth; in response to a Council Member's concern that the capital budget does not include any improvements for the Art Museum for the next three years, City Manager Zaroni stated that there currently is not enough staff to manage the facilities that the City owns; a Council Member's request that the City prioritize how the money will be spent to improve the city-owned facilities; the Water Garden is in the design phase; and a Council Member's request for staff to present a complete historical perspective of the Water Gardens.

O. **EXECUTIVE SESSION: (NONE)**

P. **ADJOURNMENT**

There being no further business, Mayor Guajardo adjourned this meeting at 3:56 p.m.