



Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Minutes

City Council

Tuesday, April 25, 2017

11:30 AM

Council Chambers

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 Pro Tem Lucy Rubio to call the meeting to order.

Mayor Pro Tem Rubio called the meeting to order at 11:31 a.m.

B. Invocation to be given by Rabbi Mary Ekroos, Kehilat B'nai Shalom.

Rabbi Mary Ekroos gave the invocation.

C. Pledge of Allegiance to the Flag of the United States to be led by Myranda Flores, West Oso High School, Student Council President.

Ms. Myranda Flores led the Pledge of Allegiance.

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

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

Charter Officers:

City Manager Margie C. Rose, City Attorney Miles K. Risley and City Secretary Rebecca L. Huerta.

Present: 8 - Council Member Rudy Garza, Council Member Paulette Guajardo, Council Member Michael Hunter, Council Member Joe McComb, Council Member Ben Molina, Council Member Lucy Rubio, Council Member Greg Smith, and Council Member Carolyn Vaughn

E. Proclamations / Commendations

1. Proclamation declaring April 23 - 29, 2017, "Laboratory Professionals Week".
Proclamation declaring April 30 - May 6, 2017, "National Small Business Week".
Proclamation declaring May 1-7, 2017, "National Children's Mental Health Awareness Week".
Proclamation declaring May 12, 2017, "Relay For Life Day".
Proclamation declaring May 13, 2017, "Lemonade Day".

Mayor Pro Rubio presented the proclamations.

- J. PUBLIC COMMENT FROM THE AUDIENCE ON MATTERS NOT SCHEDULED ON THE AGENDA WILL BE HEARD AT APPROXIMATELY 12:00 P.M.** A recording is made of the meeting; therefore, please speak into the microphone located at the podium and state your name and address. If you choose to speak during this public comment period regarding an item on the agenda, you may do so. You will not be allowed to speak again, however, when the Council is considering the item. Citizen comments are limited to three minutes. If you have a petition or other information pertaining to your subject, please present it to the City Secretary. Any electronic media (e.g. CD, DVD, flash drive) that the Public would like to use while they speak **MUST** be submitted a minimum of 24 hours prior to the Meeting. Please contact the Public Communications department at 361-826-3211 to coordinate.

Mayor Pro Tem Rubio deviated from the agenda and referred to comments from the public. Sir Frederick von USA King, PO Box 1181, spoke regarding jury duty pay for Municipal Court and Agenda Item 14, accepting a grant to assist the Police Department in its effort to eradicate the synthetic cannabinoid epidemic. Jack Gordy, 4418 Bray, spoke regarding the blocked sidewalks located on Airline and Ayers Streets. William Goldston, 13721 Tajamar and on behalf of the Corpus Christi Chapter of the American Council of Engineering Companies, recommended the City Council proceed with planning a Bond 2018 package with two propositions and identify a funding source for residential street improvements. Rick Milby, 4412 High Ridge Drive, spoke in opposition to fees for existing carports. Carrie Robertson Meyer, 4401 Gulfbreeze, and Barbara Welder, 202 Reef Avenue, spoke regarding Agenda Item 18, Hotel Occupancy Tax (HOT) and the use of the HOT funds to fund the North Beach Historic Plaza. Mike Herring, 6908 Crosstimbers, spoke regarding the issues related to the Development Services' on-line inspection process. Shirley Thornton, 1917 Woodcrest and on behalf of the Flour Bluff Citizens Council, provided an update on the Litter Critter Program. GiGi Guinn, 5210 Cedar Pass, spoke regarding commercial traffic on residential roads and wanting additional police officers. Priscilla Ramos, 2920 S. Alameda; Israel Garcia, 4609 Stonegate Way; Abel Alonzo, 1701 Thames; and Cristine Braugh, 802 N. Carancahua, spoke regarding wanting more police officers. Liz Gutierrez, 1033 Greenview

Drive, spoke in support of Items 3 and 4 regarding West Haven Park. Ken Baker, 4421 Idle Hour, spoke regarding the City's Building Codes and windstorm certification requirements.

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

Mayor Pro Tem Rubio deviated from the agenda and referred to City Manager's Comments. City Manager Margie C. Rose reported on the following topics:

a. OTHER

1) Texas Comptroller Glenn Hegar recognized the City of Corpus Christi as the latest government entity to achieve the specific transparency goals of the Texas Comptroller's Transparency Stars program, which acknowledges outstanding efforts in making spending and revenue information available. City Manager Rose recognized the Finance Department's Comptroller Judy Sandroussi for her efforts in coordinating the documentation and submission of the City's financial information to achieve this honor. 2) City Manager Rose recognized Director of Information Technology Belinda Mercado who was recently honored with the President's Award from the Texas Association of Government IT Managers. The award was presented to a member that has made an exemplary and lasting contribution to the organization. 3) City Manager Rose provided an update on the chloramine water disinfectant conversion.

G. MINUTES:

2. Regular Meeting of April 18, 2017 and Workshop of April 13, 2017.

Mayor Pro Tem Rubio referred to approval of the minutes. Council Member Garza made a motion to approve the minutes, seconded by Council Member Carolyn Vaughn and passed unanimously.

H. BOARD & COMMITTEE APPOINTMENTS: (NONE)

K. CONSENT AGENDA: (ITEMS 3 - 7)

Approval of the Consent Agenda

Mayor Pro Tem Rubio referred to the Consent Agenda. There were no comments from the Council or the public.

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

Aye: 8 - Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member McComb, Council Member Molina, Council Member Rubio, Council Member Smith and Council Member Vaughn

Abstained: 0

3. Purchase and installation of playground equipment at West

Haven Park

Motion approving the purchase and installation of playground equipment at West Haven Park from Park Place Recreation Designs, Inc., of San Antonio, Texas for a total amount not to exceed \$83,200.00, based on the cooperative purchasing agreement with Texas Local Government Purchasing Cooperative dba BuyBoard.

This Motion was passed on the consent agenda.

Enactment No: M2017-057

4. Resolution authorizing Interlocal Agreement with West Oso ISD for West Haven Park Maintenance

Resolution authorizing the City Manager or designee to execute an Interlocal Agreement with West Oso Independent School District regarding operation and maintenance of Westhaven Park located near intersection of Cliff Maus Drive at Rockford Drive.

This Resolution was passed on the consent agenda.

Enactment No: 031123

5. Second Reading Ordinance - Rezoning property located at 4325 South Padre Island Drive (State Highway 358) (1st Reading 4/18/17)

Case No. 0317-05 Vishal Hotel, LP: A change of zoning from the "IL" Light Industrial District to the "CG-2" General Commercial District. The property to be rezoned is described as Byron Willis, Block 2-A, Lot I, less a portion to right-of-way, located on the south side of South Padre Island Drive (State Highway 358) between Oakhurst Drive and Flynn Parkway.

Planning Commission and Staff Recommendation (March 22, 2017): Approval of the change of zoning from the "IL" Light Industrial District to the "CG-2" General Commercial District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Vishal Hotel, LP ("Owner"), by changing the UDC Zoning Map in reference to Byron Willis, Block 2-A, Lot I, less a portion to right-of-way, from the "IL" Light Industrial District to the "CG-2" General Commercial District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

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

Enactment No: 031124

6. Second Reading Ordinance - Rebranding of Bayshore Park Development to The Water's Edge and adding "Veterans' Memorial" to Sherrill Park (1st Reading 4/18/17)

Ordinance to name and rebrand the Bayshore Park Development along Shoreline Blvd. generally from Furman Ave. to Cooper's Alley to "The Water's Edge", and to rename Sherrill Park as "Sherrill Veterans' Memorial Park".

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

Enactment No: 031125

7. Second Reading Ordinance - Establishing a school zone for Tuloso-Midway High School (1st Reading 4/18/17)

Ordinance amending the Code of Ordinances, Chapter 53, Section 53-254 Schedule V - Increase of State Speed Limit in Certain Zones; designating a school speed zone; providing for severance; and providing for publication.

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

Enactment No: 031126

M. PUBLIC HEARINGS: (NONE)

N. REGULAR AGENDA: (ITEMS 8 - 9)

8. Second Reading Ordinance - Lease Agreement with Nueces County Community Action Agency for Birth-to-Five Head Start Program City-Owned Properties (1st Reading 3/28/17) (28 day delay required)

Ordinance authorizing the City Manager or designee to execute a ten year lease, with an option to renew for 10 years, with Nueces County Community Action Agency (NCCAA) for eight real and personal properties identified on the attached and incorporated Exhibit A, in consideration of NCCAA operating Head Start Programs for eligible citizens of Corpus Christi and maintaining the properties; and providing for publication.

Mayor Pro Tem Rubio referred to Item 8. Director of Housing and Community Development Rudy Bentancourt stated that the purpose of this item is to execute a ten year lease agreement with Nueces County Community Action Agency (NCCAA) for eight City-owned properties which have eight Head Start Programs on the property. There were no comments from the Council or the public.

Council Member Smith made a motion to approve the ordinance, seconded by Council Member Hunter. This Ordinance was passed on second reading and

approved with the following vote:

Aye: 8 - Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member McComb, Council Member Molina, Council Member Rubio, Council Member Smith and Council Member Vaughn

Abstained: 0

Enactment No: 031127

9. Second Reading Ordinance - Accepting and appropriating donations for the dog park at Bayshore park (1st Reading 4/18/17)

Ordinance authorizing the City Manager or designee to execute a donation agreement with the Coastal Bend Community Foundation and accept \$51,000 in donated funds from the Coastal Bend Community Foundation; authorizing the City Manager or designee to execute a donation and naming agreement with the Vishal Raju Bhagat Foundation and accept \$75,000 in donated funds from the Vishal Raju Bhagat Foundation; appropriating \$126,000 in the No. 4720 Community Enrichment Fund for construction of a dog park at Bayshore Park; and naming the dog park the "Vishal Bhagat Dog Park."

Mayor Pro Tem Rubio referred to Item 9. Director of Parks and Recreation Jay Ellington stated that the purpose of this item is to accept and appropriate donations for the dog park at Bayshore Park from two local foundations. There were no comments from the public.

Council members and staff discussed the following topics: the square footage of the dog park; where the dog park will be in Bayshore Park; the maintenance plan for the dog park; concern regarding liability; whether all dogs would be allowed; signage related to dog etiquette rules; concern with creating a dog park on Shoreline Boulevard; transparency related to information provided by staff to City Council regarding the donors of the funds and their relationship to Destination Bayfront; the cost to build the dog park; the City's portion of funding for the project; whether the land was donated to the City or is City-owned; the sale of park land; the responsibility of the dog owners and enforcement of violations; and the dog park being a great amenity for the community.

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

Aye: 6 - Council Member Garza, Council Member Hunter, Council Member Molina, Council Member Rubio, Council Member Smith and Council Member Vaughn

Nay: 2 - Council Member Guajardo and Council Member McComb

Abstained: 0

Enactment No: 031128

L. RECESS FOR LUNCH

Mayor Pro Tem Rubio recessed the Council meeting at 1:53 p.m. Mayor Pro Tem Rubio reconvened the Council meeting at 2:25 p.m.

N. REGULAR AGENDA: (ITEMS 10 - 12)**10. Construction Contract for Yorktown Boulevard from Everhart Road to Staples Street (Bond 2014, Proposition 1)**

Motion authorizing the City Manager, or designee, to execute a construction contract with Berry Contracting, LLC dba Bay, Ltd of Corpus Christi, Texas in the amount of \$8,838,277 for Yorktown Boulevard from Everhart Road to Staples Street for Base Bid Part 2 and to execute a construction materials testing agreement with Rock Engineering and Testing Laboratory, Inc. in the amount of \$99,071 for Yorktown Boulevard from Everhart Road to Staples Street. (Bond 2014 Proposition 1)

Mayor Pro Tem Rubio referred to Item 10. Director of Engineering Jeff Edmonds stated that the purpose of this item is to execute a construction contract for Bond 2014, Proposition 1 project for improvements to Yorktown Boulevard from Everhart Road to Staples Street. Mr. Edmonds reported that staff was directed to provide additional information to City Council which was provided by the City Manager on Friday through a memorandum. There were no comments from the public.

Council members and staff discussed the following topics: clarification on the quote to redesign the project; the total cost of the bid; the alternative to remove the bike lanes and include concrete alternative; the new street design standards; the cost of underground utilities; storm water costs; the reason utilities are underneath the road; the original construction of Yorktown Boulevard; consideration of in-street bike lanes; the reason the project was bid with bike lanes; whether the bidding is open to contractors that construct airport runways; ways to reduce monopolization by contractors; treatment of out-of-town businesses; concrete versus asphalt alternatives; the inspection process; the cost to maintain concrete versus asphalt; a future workshop to re-evaluate the bike plan; the life cycle analysis for concrete versus asphalt; connectivity of bike lanes; whether staff has conducted an analysis of the users of the streets; soil conditions; and the Request for Qualification (RFQ) process for construction materials testing.

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

Aye: 7 - Council Member Garza, Council Member Hunter, Council Member McComb, Council Member Molina, Council Member Rubio, Council Member Smith and Council Member Vaughn

Nay: 1 - Council Member Guajardo

Abstained: 0

Enactment No: M2017-058

11. Second Reading Ordinance - Approving the Amendments to the Tax Increment Reinvestment Zone Number Two Amended Project & Financing Plans (1st Reading 4/18/17)

Ordinance approving the amendments to the Tax Increment Reinvestment Zone #2 amended Project and Financing Plans approved by the Board of Directors of Reinvestment Zone Number Two, Corpus Christi, Texas on July 22, 2014, February 21, 2017, and March 7, 2017, regarding Packery Channel monitoring and improvements, and updated information on other Packery Channel projects;

Mayor Pro Tem Rubio referred to Item 11. Director of Parks and Recreation Jay Ellington stated that the purpose of this item is to approve the amendment to the revised Tax Increment Reinvestment Zone #2 Project and Financing Plans approved by the Board of Directors of the Reinvestment Zone #2. There were no comments from the Council or the public.

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

Aye: 7 - Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member McComb, Council Member Molina, Council Member Rubio and Council Member Smith

Absent: 1 - Council Member Vaughn

Abstained: 0

Enactment No: 031129

12. Resolution of Support for the City of Corpus Christi Application for State Water Implementation Fund for Texas

Resolution requesting financial assistance from the Texas Water Development Board for payment of costs of studying, evaluating, determining feasibility of, and undertaking preliminary design work relating to a Seawater Desalination Project; authorizing City staff and consultants to coordinate the submission of the application to the Texas Water Development Board for funding from the State Water Implementation Fund for Texas; and other matters in connection therewith.

Mayor Pro Tem Rubio referred to Item 12. Water Resource Manager Steve

Ramos stated that the purpose of this item is to approve a resolution of support for the City's State Water Implementation Fund for Texas (SWIFT) application from the Texas Water Development Board in the amount of \$2,750,000 for the cost of evaluating work related to a drought-proof seawater desalination project. There were no comments from the public.

Council members and staff discussed the following topics: dedicating funds to move forward on seawater desalination; terminating the variable salinity study; and an explanation of the project.

Council Member McComb made a motion to approve the resolution, seconded by Council Member Molina. This Resolution was passed and approved with the following vote:

Aye: 8 - Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member McComb, Council Member Molina, Council Member Rubio, Council Member Smith and Council Member Vaughn

Abstained: 0

Enactment No: 031130

O. FIRST READING ORDINANCES: (ITEMS 13 - 17)

13. First Reading Ordinance - Amending City Code to modify the Auto Wrecker Ordinance and appropriating funds related to said modifications

Ordinance amending Chapter 57, Article V "AUTOWRECKERS" of the Corpus Christi Code of Ordinances by adding an impound vehicle administrative fee of \$20 per vehicle and by requiring notification for private property tows; appropriating \$61,000 in General Fund No. 1020 for four full-time equivalent (FTE) personnel and software upgrades; changing the FY 2016-2017 Operating Budget adopted by Ordinance No. 030965 by increasing revenue and expenditures in the General Fund No. 1020 by \$61,000 each; and providing an effective date, for severance, for penalty and for publication.

Mayor Pro Tem Rubio referred to Item 13. Police Chief Mike Markle stated that the purpose of this item is to amend the City's Code of Ordinances, Chapter 57 to modify the auto wrecker ordinance. The changes include: an administrative fee of \$20 per vehicle, recovered from the owner, to provide for the processing of paperwork and requiring auto wreckers to call the Police Department when towing a vehicle from private property. The revenue generated from the administrative fee will be used to improve fencing at the vehicle impound facility, improve software, and increase staffing in the new fiscal year to allow for 24 hour a day, 7 days a week coverage at the vehicle impound lot. The amendment regarding the notification to the Police Department is to avoid entering false, stolen vehicle reports when the vehicle has been subjected to a private property impound.

Mayor Pro Tem Rubio called for comments from the public. Jeff Lehrman, 6910 Wind Chime Drive, representing Lone Star Wrecker Service, stated that the requirement to notify the Police Department prior to a private property tow,

places an extra burden and safety hazard on the wrecker company. Norma Rivera, 7526 Exeter Court, representing Texas Wrecker Service, stated that Texas Wrecker Service was not notified of the ordinance changes and spoke in opposition to prior notification to the Police Department.

Council members and staff discussed the following topics: safety issues for wrecker companies; the duties of a vehicle impound control officer; the charge for impounding a vehicle; the \$20 administration fee; the number of vehicles impounded per month; the request to increase personnel to be able to have coverage at the vehicle impound lot and release vehicles 24 hours a day, 7 days a week; the mechanics of calling in a private property impound; the requirement to photograph the vehicle and signs posted; whether notification can be submitted via text message and finding more efficient technology for notification; the current hours at the impound lot; fencing at the vehicle impound lot; and consideration to table this item to allow the Police Department to meet with autowrecker companies.

Council Member Rubio made a motion to table this ordinance, seconded by Council Member Garza. This Ordinance was tabled with the following vote:

Aye: 8 - Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member McComb, Council Member Molina, Council Member Rubio, Council Member Smith and Council Member Vaughn

Abstained: 0

14. First Reading Ordinance - Accepting and appropriating grant funds for the Houston High Intensity Drug Trafficking Area (HIDTA) program

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept a grant subaward in the amount of \$20,000 from the Executive Office of the President, Office of National Drug Control Policy, to support the Police Department's role in the Texas Coastal Corridor Initiative in the Houston High Intensity Drug Trafficking Area (HIDTA) for additional overtime in an effort to eradicate the synthetic cannabinoid epidemic; and appropriating the \$20,000 in the No. 1061 Police Grants Fund.

Mayor Pro Tem Rubio referred to Item 14. Assistant Police Chief Mike Alanis stated that the purpose of this item is to accept and appropriate a grant subaward in the amount of \$20,000 from the Executive Office of the President, Office of the President, Office of National Drug Control Policy to support the Police Department's role in the Texas Coastal Corridor Initiative in the Houston High Intensity Drug Trafficking Area (HIDTA) for additional overtime in an effort to eradicate the synthetic cannabinoid epidemic. There were no comments from the public.

In response to a council member, Assistant Police Chief Alanis stated that the funds will be used to target dealers of synthetic cannabinoid through undercover operations.

Council Member Hunter 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 - Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member McComb, Council Member Molina, Council Member Rubio, Council Member Smith and Council Member Vaughn

Abstained: 0

15. First Reading Ordinance - Amending the City Code to update the Hazardous Substance Pipeline Ordinance

Ordinance amending Chapter 35 of the Corpus Christi Code of Ordinances to revise Article VII. - HAZARDOUS SUBSTANCES, LIQUIDS, AND GAS PIPELINES AND DISTRIBUTION SYSTEM; and providing for severance, publication, penalty, and an effective date.

Mayor Pro Tem Rubio referred to Item 15. Fire Chief Robert Rocha stated that the purpose of the item is to amend the City's Code of Ordinances, Chapter 15, to revise Article VII. Hazardous Substances, Liquids, and Gas Pipelines and Distribution System. The amendment includes: adopting minor changes that have been made by the U.S. Department of Transportation and the Texas Railroad Commission regarding pipeline construction and penalties; updating contact information for incident reporting and emergencies; updating contact information for the submittal of new pipeline construction; and providing for the submittal of pipeline documents and drawing in workable electronic form instead of paper copies. There were no comments from the public.

Council members and staff discussed the following topics: the removal of language regarding idle pipelines; the change regarding damage to private or public property not owned by the pipeline owner or operator in excess of \$50,000 in combined values; the sole revision in 2010 to the ordinance to increase the annual fee for administrative costs; and contacting Crisis Management Division no later than 2 hours after the discovery of an incident.

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

Aye: 8 - Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member McComb, Council Member Molina, Council Member Rubio, Council Member Smith and Council Member Vaughn

Abstained: 0

16. First Reading Ordinance - Approval of agreement and appropriating funds for developer for the construction of wastewater collection line extension located south of Holly Road and east of Rodd Field Road

Ordinance authorizing city manager or designee to execute a wastewater collection line extension construction and reimbursement agreement ("Agreement") with Palm Land Investments Inc. ("Developer"), for the construction of a sanitary sewer collection line

and appropriating \$14,724.00 from the No. 4220 Sanitary Sewer Collection Line Trust Fund to reimburse the Developer in accordance with the Agreement.

Mayor Pro Tem Rubio referred to Item 16. Interim Director of Development Services Julio Dimas stated that the purpose of this item is to execute a wastewater collection line extension construction and reimbursement agreement for the construction of a sanitary sewer collection line located south of Holly Road and east of Rodd Field Road. Mr. Dimas stated that the Planning Commission and staff are in favor of the reimbursement agreement. There were no comments from the Council or the public.

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

Aye: 8 - Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member McComb, Council Member Molina, Council Member Rubio, Council Member Smith and Council Member Vaughn

Abstained: 0

17. First Reading Ordinance - Exemption from the sanitary sewer infrastructure construction and wastewater lot and acreage fees for Don Patricio, Block G, Lot 1R, located west of Waldron Road and south of Don Patricio Road.

Ordinance exempting Don Patricio, Block G, Lot 1R, located west of Waldron Road and south of Don Patricio Road, from the payment of wastewater lot/acreage fees under Section 8.5.2.G.1. of the Unified Development Code; requiring the owner/developer to comply with the specified conditions.

Mayor Pro Tem Rubio referred to Item 17. Interim Director of Development Services Julio Dimas stated that the purpose of this item is to exempt the property owner from the payment of wastewater lot/acreage fees for a property located west of Waldron Road and south of Don Patricio Road. There were no comments from the Council or the public.

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 - Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member McComb, Council Member Molina, Council Member Rubio, Council Member Smith and Council Member Vaughn

Abstained: 0

P. FUTURE AGENDA ITEMS: (NONE)

Q. BRIEFINGS: (ITEMS 18 - 19)

18. Hotel Occupancy Tax (HOT)

Mayor Pro Tem Rubio referred to Item 18. Director of Management and Budget Eddie Houlihan stated that the purpose of this item is to provide a briefing on Hotel Occupancy Taxes (HOT). Mr. Houlihan presented the following information: the criteria for local HOT funds; the local HOT Fund budget for FY2017 and breakdown of expenditures; a history on the State HOT Fund; and the State HOT Fund spending plan and breakdown of expenses.

Council members and staff discussed the following topics: the enhancements included in the Shoreline Protection and Nourishment; requested funding from the RESTORE Act for shoreline water quality projects; the application process for projects to receive local HOT funds and how projects are determined; the spending plan approved by the Watershore and Beach Advisory Committee for State HOT fund expenditures; clarification on the expenditures of HOT funds; a breakdown of 2016 hotel revenue, as reported to the Texas Comptroller's Office; the importance of the beach community; supplementing the convention center; whether the City Council is receiving quarterly reports from thirdparties; and HOT fund revenues and expenditures.

19.

Area Development Plan-Work Program

Mayor Pro Tem Rubio referred to Item 19. Assistant Director of Planning & ESI Daniel McGinn stated that the purpose of this item is to discuss the sequencing for updating the City's area development plans. Mr. McGinn presented the following information: the nine planning districts for the area development plans; planning districts map; the 2014 population estimates for the districts; zoning and platting applications; projects affecting the planning districts; and staff work plan recommendations. Senior City Planner Keren Costanzo was available to respond to questions.

Council members and staff discussed the following topics: the priority list recommended by staff; stakeholder discussions related to the North Beach Redevelopment Plan; Flour Bluff having the oldest plan without an amendment and consideration to move that plan forward with the assistance of the Flour Bluff Citizens Council; clarification on the boundaries for Westside and CC Airport districts; population estimates; review of the zoning cases to determine growth; the length of time each plan will take to complete; providing the City Council with a map to include the council member districts; the factors that determine the priority list; a consensus of the City Council to move forward with the downtown area development plan currently in progress; and identifying key stakeholders in each district for public input.

R. LEGISLATIVE UPDATE:

Mayor Pro Tem Rubio referred to the Legislative Update. Director of Intergovernmental Relations Tom Tagliabue reported on the following legislation: SB 2, revenue cap bill; HB 424, annexation; HB 100 ridesharing; short-term vacation rentals; small cell node technology; military legislation; windfarms; and the RESTORE Act.

S. EXECUTIVE SESSION: (ITEMS 20 - 21)

Mayor Pro Tem Rubio referred to the day's executive sessions. The Council went into executive session at 5:31 p.m. The Council returned from executive

session at 6:14 p.m.

20. **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 industrial districts and pursuant to **Texas Government Code § 551.087** to discuss confidential commercial or financial information pertaining to business prospect(s) that the City seeks to have locate, stay or expand in or near the territory of the City and with which the City may conduct economic development negotiations and/or deliberate possible economic development issues concerning said business prospect(s).

This E-Session Item was discussed in executive session.

21. **Executive session pursuant to Texas Government Code 551.071** and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning potential participation in AEP Texas Central Company rate case regarding application for Distribution Cost Recovery Factor at Texas Public Utility Commission.

This E-Session Item was discussed in executive session.

T. **IDENTIFY COUNCIL FUTURE AGENDA ITEMS**

None.

U. **ADJOURNMENT**

The meeting was adjourned at 6:23 p.m.