



# City of Corpus Christi

1201 Leopard Street  
Corpus Christi, TX 78401  
cctexas.com

## Meeting Minutes

### City Council

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Tuesday, October 31, 2017

11:30 AM

Council Chambers

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**Public Notice - - THE USE OF CELLULAR PHONES AND SOUND ACTIVATED PAGERS ARE PROHIBITED IN THE CITY COUNCIL CHAMBERS DURING MEETINGS OF THE CITY COUNCIL.**

**MEMBERS OF THE AUDIENCE WILL BE PROVIDED AN OPPORTUNITY TO ADDRESS THE COUNCIL AT APPROXIMATELY 12:00 P.M. CITIZEN COMMENTS WILL BE LIMITED TO THREE MINUTES. Please speak into the microphone located at the podium and state your name and address. If you have a petition or other information pertaining to your subject, please present it to the City Secretary. Any electronic media (e.g. CD, DVD, flash drive) that the Public would like to use while they speak to the City Council MUST be submitted a minimum of 24 hours prior to the meeting. Please contact the Public Communications department at 361-826-3211 to coordinate.**

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

Mayor McComb called the meeting to order at 11:31 a.m.

- B. Invocation to be given by Pastor Betty Vestal, Church of Acts.**

Pastor Betty Vestal gave the invocation.

- C. Pledge of Allegiance to the Flag of the United States to be led by Constance Sanchez, Director of Finance.**

Director of Financial Services Constance Sanchez 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.

(Note: Council Member Hunter arrived at 11:42 a.m.)

Charter Officers:

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

**Present:** 9 - Mayor Joe McComb, Council Member Rudy Garza, Council Member Paulette Guajardo, Council Member Michael Hunter, Council Member Debbie Lindsey-Opel, Council Member Ben Molina, Council Member Lucy Rubio, Council Member Greg Smith, and Council Member Carolyn Vaughn

**E. Proclamations / Commendations**

1. Proclamation declaring October 31, 2017, "The Council on Alcohol + Drug Abuse Coastal Bend Day".  
Proclamation declaring November 3, 2017, "Voices of South Texas Day".  
Proclamation declaring November 4, 2017, "Face-to-Face Walk for Memory Day".  
Proclamation declaring November 8, 2017, "National STEM Day".  
**Mayor McComb presented the proclamations.**

**G. MINUTES:**

2. Regular Meeting of October 24, 2017.  
  
**Mayor McComb deviated from the agenda and referred to approval of the minutes. Council Member Lindsey-Opel made a motion to approve the minutes, seconded by Council Member Molina and passed (Council Member Hunter - absent).**

**H. BOARD & COMMITTEE APPOINTMENTS:**

3. Commission on Children and Youth  
Mayor's Fitness Council  
Sister City Committee

**Mayor McComb referred to board and committee appointments. City Secretary Rebecca L. Huerta announced that the appointments to the Commission on Children & Youth and Sister City Committee are being postponed until the November 7, 2017 meeting due to an error in the printed agenda packets.**

**Mayor's Fitness Council.**

**Mayor McComb made a motion to realign Jacqueline Hamilton from the Senior Initiatives category to the At-Large category; reappoint Victor Betancourt (At-Large), Kimberly Cook (Disability Networks) and Misty Kesterson (Worksite Wellness); and appoint Rhonda Carlisle-Castillo (Senior Initiatives), seconded by Council Member Smith and passed unanimously.**

- 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 McComb referred to comments from the public. Jack Gordy, 4118 Bray, requested that the City Council repeal the municipal solid waste fee requiring roofing companies to pay a fee for the use of the City's landfill. Bobby Petty, U.S. Small Business Administration (SBA), provided an update on the application process and loans provided to assist small businesses, homeowners, and renters in the area impacted by Hurricane Harvey and informed residents that the deadline for filing with SBA is November 24, 2017. Gloria Scott, 4422 S. Alameda, spoke regarding the "Voices of South Texas Day" event at the Old Bayview Cemetery and referred to an emailed invitation submitted to the City Council to participate in a gathering for the community to heal following Dewboy Lister being killed by a Corpus Christi Police Officer. Mike Robinson spoke regarding the municipal solid waste fee and recent changes to the collection system which have impacted roofing companies. Colin Sykes, 309 Aberdeen, requested support for the City to join the National Mayor's Climate Association to address climate change.

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

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

**b. OTHER**

1) Collection of debris resulting from Hurricane Harvey began in Area 1-B on Monday, October 30, 2017. The City is requesting that residents living in Area 2 begin setting out debris for collection by 7:00 a.m. beginning Monday, November 6, 2017. 2) Last week, the City held a celebration for the completion of the Bond 2012 Staples Street Improvements Project and the groundbreaking of the Bond 2014 Staples Street Improvements Project from Alameda Street to Morgan Avenue. The Engineering Services Department will host a public meeting on Wednesday, November 1, 2017 in the 6th Floor Conference Room at City Hall for the public to ask questions regarding the upcoming construction. The Staples Street Project Improvements include the full-depth reconstruction of the existing four-lane roadway with concrete bus pads, paving marking and utility improvements. 3) City Manager Rose recognized new Water Quality Manager, Crystal Ybanez, who recently obtained her Class A Operator license. 4) City Manager Rose recognized employees of the Financial Services Department for receiving the Certificate of Achievement for Excellence in Financial Reporting from the Government Finance Officers

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Association of the United States for the City's Comprehensive Annual Financial Report (CAFR).

**a. MUNICIPAL SOLID WASTE FEE (MSW)**

City Manager Rose stated that the purpose of this item is to provide information on the Municipal Solid Waste Service (MSW) Charge. Director of Solid Waste Services Lawrence Mikolajczyk reported that the MSW charge was adopted by the City Council in 2001 and is used to support street maintenance, future landfill maintenance, compliance and education programs. The MSW charge is included with the permit process to add accountability to the system. Mr. Mikolajczyk presented information on the following: the budgeted MSW charge revenue; how the fee is charged; and tracking payment process.

Council members and staff discussed the following topics: the budgeted revenue; the City Council not anticipating Hurricane Harvey when informed of the changes to the collection process; the amount of revenue collected since the fee was implemented; the revenue collected in last fiscal year; the reasons for changing the collection process; and how fees are charged.

After receiving advice from City Attorney Miles K. Risley, Mayor McComb announced that the City Council would go into 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 municipal solid waste fees.

The Council went into executive session at 12:41 p.m. The Council returned from executive session at 1:51 p.m. City Secretary Rebecca L. Huerta announced that Council Member Molina recused himself from the discussion on this item. City Secretary Rebecca L. Huerta clarified that Council Member Molina attended a portion of this executive session, until he recognized he had a potential conflict of interest, at which time Council Member Molina recused himself from the executive session.

**S. EXECUTIVE SESSION: (ITEM 23)**

- 23. 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 water supplies for industrial and other development, desalination, potential interlocal agreements with water districts and other governmental entities involving water or other utility services, utility rate regulation, reuse, provisions of the Texas Utility Code, TCEQ Regulations, EPA regulations, and other laws and regulations, potential agreements for the economic development agreement(s) with business prospects that are considering the construction, expansion, and/or ownership of industrial facilities that will be consumers of water and/or wastewater services, potential creation of entities that could provide or assist in the provision of the aforementioned services, including, but not limited to local government corporation(s), and pursuant to **Texas Government Code § 551.087** to discuss confidential commercial or financial information pertaining to the

aforesaid 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), including, but not limited to, potential contracts for the provision of water to said business prospect(s).

Mayor McComb deviated from the agenda and referred to Executive Session Item 23. The Council went into executive session at 1:53 p.m. The Council returned from executive session at 2:52 p.m.

**L. RECESS FOR LUNCH**

The recess for lunch was held during Executive Session Item 23.

**R. BRIEFINGS: (ITEM 21)**

**21. Corpus Christi Regional Economic Development Corporation Quarterly Update to City Council (Q3 2017)**

Mayor McComb deviated from the agenda and referred to Item 21. Iain Vasey, President/CEO of the Corpus Christi Regional Economic Development Corporation (EDC), stated that the purpose of this item is to provided the EDC quarterly update. Mr. Vasey presented the following information: employment by sector; the EDC's goals and results year-to-date; key economic indicators; business retention expansion; the target industry analysis and recruitment; and the small business entrepreneur model "Geekdom".

After Mr. Vasey's presentation, the following topics were discussed: the status of a proposed call center in District 3; the "Geekdom" model; an update on Type A major incentive projects; future Type A eligible projects in the pipeline; focus on building the process technology program at Del Mar College; discussions with the Regional Transportation Authority regarding transportation issues in the downtown area; feedback from potential businesses regarding the availability of water in Corpus Christi; and statistics from Workforce Solutions regarding the medical/health field being the fastest growing business sector.

**I. EXPLANATION OF COUNCIL ACTION:**

**K. CONSENT AGENDA: (ITEMS 4 - 9)**

**Approval of the Consent Agenda**

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

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

**Aye:** 9 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Rubio, Council Member Smith and Council Member Vaughn

**Abstained:** 0

**4. Supply Agreement for Sodium Permanganate Solution for the O.N. Stevens Water Treatment Plant for Two Years at \$3,407,859, with Two Additional Two-year Options and a Total Potential Multi-Year Amount of \$10,223,577 (Council Priority - Water)**

Motion authorizing City Manager, or designee, to execute a supply agreement with Carus Corporation, of Peru, Illinois for the purchase of sodium permanganate solution in response to Request for Bid (RFB) No. 1266, based on the lowest responsive, responsible bid, for a total amount not to exceed \$3,407,859.00, with an estimated expenditure of \$1,561,935.38 FY2017-18 funded by the Water Fund. The term of the agreement is for two years with an option to extend for two additional two-year periods, subject to the sole discretion of the City, with a total potential multi-year amount of \$10,223,577.00.

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

Enactment No: M2017-172

**5. Service Agreement for Section 125 Cafeteria Plan Administration Services for Employees Who Elect Flexible Spending Account and Dependent Care Assistance Programs for a One-Year Not to Exceed Amount of \$35,612.40, with Four Additional One-Year Options and a Total Potential Multi-Year Amount of Up to \$178,062.00**

Motion authorizing City Manager, or designee, to execute an agreement with Application Software, Inc., dba ASIFlex of Columbia, Missouri to provide Section 125 Cafeteria Plan Administration Services for the Corpus Christi City employees and their families in response to Request for Bid No. 1262 based on the lowest responsive, responsible bid for a total amount not to exceed \$35,612.40, of which \$32,644.70 is funded in FY2017-18 in the Employee Fund. The term of the agreement is for one year with an option to extend for up to four additional one-year periods, subject to the sole discretion of the City, with a total potential multi-year amount of up to \$178,062.00.

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

Enactment No: M2017-173

**6. Supply Agreement for Office Supplies City-Wide for a Two-year Not to Exceed Amount of \$1,626,800.74, with Two Additional One-year Options and a Total Potential Multi-Year Amount of \$3,253,601.48**

Motion authorizing City Manager, or designee, to execute an agreement with Gateway Printing and Office Supply, Inc., Corpus Christi, TX for office supplies in response to Request for Bid No. 1257 based on the lowest responsive, responsible bid for a total amount not to exceed \$1,626,800.74 of which \$745,617.01 is funded in FY2017-18 from multiple funds. The term of the agreement is for two years with an option to extend for up to two additional one-year periods, subject to the sole discretion of the City, with a total potential multi-year amount of \$3,253,601.48.

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

Enactment No: M2017-174

**7. Second Reading Ordinance - Rezoning property located at 6113 Durant Drive (1st Reading 10/24/17)**

Case No. 0917-01 Luxury Spec Homes, Inc.: A change of zoning from the "FR" Farm Rural District to the "RS 4.5/PUD" Single-Family 4.5 District with a Planned Unit Development Overlay. The property is described as Blanche Moore School Subdivision, Lot 2, located on the south side of Durant Drive, south of Wooldridge Road, and west of Cimarron Boulevard.

Planning Commission Recommendation (September 20, 2017):

Approval of the change of zoning from the "FR" Farm Rural District to the "RS-4.5/PUD" Single-Family 4.5 with a Planned Unit Development (PUD) Overlay with specified conditions.

City Staff Recommendation (September 20, 2017):

Denial of the change of zoning from the "FR" Farm Rural District to the "RS-4.5/PUD" Single-Family 4.5 with a Planned Unit Development (PUD) Overlay with specified conditions, in lieu thereof approval of the "RS-4.5" Single-Family 4.5 District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Luxury Spec Homes, Inc. ("Owner"), by changing the UDC Zoning Map in reference to Blanche Moore School Subdivision, Lot 2, from the "FR" Farm Rural District to the "RS 4.5/PUD" Single-Family 4.5 District with a Planned Unit Development Overlay; 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: 031281

- 8. Second Reading Ordinance - Farming Lease Agreement at Cefe Valenzuela Landfill - 940 acres, Farm Site No. 3466 with an annual lease payment of \$98,700 for a total of \$493,500 for the five year lease (1st Reading 10/24/17)**

Ordinance authorizing the City Manager, or designee, to execute a five-year lease agreement with L.A. FARMS, Austin Harwell, to farm approximately 940 acres at the Cefe Valenzuela Municipal Landfill in consideration of a total annual lease payment of \$98,700 for a total of \$493,500 for 5 years based on \$105 per acre.

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

Enactment No: 031282

- 9. Second Reading Ordinance - Reimbursement Funds for Storm Water Catch Basins Program (1st Reading 10/24/17)**

Ordinance to appropriate \$20,000 in reimbursement funds received through the Reimbursement Contract with Coastal Bend Bays and Estuaries Program, Inc. for the storm water catch basin program in the No. 1052 Water Utilities Grant Fund.

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

Enactment No: 031283

**M. PUBLIC HEARINGS: (NONE)**

**N. REGULAR AGENDA: (ITEMS 10 - 11)**

- 10. Second Reading Ordinance - Rezoning property located at 5842 Yorktown Boulevard (¾ vote required) (1st Reading as Amended 10/24/17)**

Case No. 0917-03 Mostaghasi Investment Trust: A change of zoning from the "RS-6" Single-Family 6 District to the "CN-1" Neighborhood Commercial District. The property is described as being Kings Point Unit 6, Block 1, Lot 1, located on the north side of Yorktown Boulevard, east of Gingerberry Drive and west of Lorie Boulevard.

Planning Commission and Staff Recommendation (July 26, 2017):  
Denial of the change of zoning from the "RS-6" Single-Family 6 District to



the "CN-1" Neighborhood Commercial District, in lieu thereof approval of the "CN-2" Neighborhood Commercial District.

Ordinance:

Ordinance amending the Unified Development Code ("UDC"), upon application by Mostaghasi Investment Trust ("Owner"), by changing the UDC Zoning Map in reference to Kings Point Unit 6, Block 1, Lot 1, from the "RS-6" Single-Family 6 District to the "CN-2" Neighborhood Commercial District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

**Mayor McComb referred to Item 10, rezoning of property located at 5842 Yorktown Boulevard. Interim Director of Development Services Bill Green stated that the Planning Commission and staff recommended denial of the change of zoning from the "RS-6" Single-Family 6 District to the "CN-1" Neighborhood Commercial District, and in lieu thereof, approval of the "CN-2" Neighborhood Commercial District. Mr. Green reported that, at the October 24, 2017 Council meeting, City Council made a motion to amend the ordinance on first reading by denying the "CN-2" Neighborhood Commercial District, and in lieu thereof, approve the "RS-6/SP" Single-Family 6 District with a Special Permit to allow uses in the "RS-6" zoning and all uses in the "CN-2" zoning with the exception of multifamily residential use, apartment, townhouse, two-family house, cottage housing development and group living. There were no comments from the public.**

**City Secretary Rebecca L. Huerta referred to an error on the agenda caption and clarified that the City Council would be taking action on the ordinance as amended on first reading on October 24, 2017.**

**In response to a council member, Mr. Green stated that the proposed development plan includes a dialysis center and retail shopping center.**

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

**Aye:** 9 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Rubio, Council Member Smith and Council Member Vaughn

**Abstained:** 0

Enactment No: 031284

**11.**

**Discussion regarding the composition of the Corpus Christi B (Type B) Corporation board with possible action.**

**Mayor McComb referred to Item 11. City Secretary Rebecca L. Huerta stated that the purpose of this item is to discuss the composition of the Corpus Christi B (Type B) Corporation. On October 10, 2017, the City Council appointed the five members of the Corpus Christi Business and Job Development (Type A) Corporation and decided to table the appointments for the remaining two positions to consider other options. City Secretary Huerta presented the**

following options: 1) Options with Council Members: 5 Type A members, 2 Council Members or 5 Type A members, 1 Council Member, and 1 Regular Member; 2) Option without Council Members: 5 Type A Members and 2 Regular Members; or 3) Option with a Council Liaison: 5 Type A Members, 2 Regular Members, and 1 Council Liaison. The Council Liaison would be designated by a majority vote of the City Council and would attend meetings, but not vote or participate in discussions and then report to full City Council.

Council members and staff discussed the following topics: the need to increase communication between the City Council and the Type B Corporation; whether council members have served on the Type A Corporation; whether the council member serving as the liaison would be allowed to vote when Type B Corporation items are presented to the City Council; the importance of the Type B Corporation remaining independent from City Council; legal's opinion on council members serving on the Type B Corporation and whether it would violate the Code of Ethics.

Council Member Rubio made a motion regarding the composition of the Corpus Christi B (Type B) Corporation to support Option 1 to appoint the five members of the Type A Board, 1 Council Member and 1 Regular Member, seconded by Council Member Vaughn. This Motion failed with the following vote: Council Members Rubio and Vaughn voting "Aye"; Mayor McComb, Council Members Smith, Garza, Guajardo, Hunter, and Molina, voting "No"; Lindsey-Opel abstained.

Council Member Hunter made a motion regarding the composition of the Corpus Christi B (Type B) Corporation to support Option 1 to appoint the five members of the Type A Board and 2 Council Members, seconded by Council Member Molina. This Motion failed with the following vote: Council Members Rubio, Vaughn, Hunter, and Molina, voting "Aye"; Mayor McComb, Council Members Smith, Garza, and Guajardo, voting "No"; Lindsey-Opel abstained.

Council Member Garza made a motion regarding the composition of the Corpus Christi B (Type B) Corporation to support Option 3 to appoint the five (5) members of the Type A Board, two (2) Regular Members, and one (1) Council Liaison, seconded by Council Member Guajardo. This Motion was passed and approved with the following vote:

**Aye:** 6 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Molina, Council Member Smith and Council Member Vaughn

**Nay:** 2 - Council Member Hunter and Council Member Rubio

**Abstained:** 1 - Council Member Lindsey-Opel

Enactment No: M2017-175

## **O. FIRST READING ORDINANCES: (ITEMS 12 - 14)**

### **12. First Reading Ordinance - Accepting and appropriating Grant funds for Assistance to Firefighters Grant Program**

Ordinance authorizing the City Manager or designee to execute all

documents necessary to accept a grant in the amount of \$314,361 from the US Department of Homeland Security, Federal Emergency Management Agency for the Assistance to Firefighters Grant Program with a City hard match of \$31,436; and appropriating \$314,361 from the US Department of Homeland Security, Federal Emergency Management Agency into the No. 1062 Fire Grants Fund to carry out Assistance to Firefighters Grant Program.

**Mayor McComb referred to Item 12. Fire Chief Robert Rocha stated that the purpose of this item is to accept and appropriate a grant in the amount of \$314,361 from the U.S. Department of Homeland Security, Federal Emergency Management Agency for the Assistance to Firefighters Grant Program. There were no comments from the Council or the public.**

**Council Member Rubio 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:** 9 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Rubio, Council Member Smith and Council Member Vaughn

**Abstained:** 0

**13. Second Reading Ordinance - Appropriating Utility Revenue Improvement Bond Funds and approving the Master Service Agreement for the Seawater Desalination Project (Capital Improvement Program) (1st Reading 10/31/17)**

Ordinance appropriating \$2,750,000 of Series 2017 Utility Revenue Improvement Bonds in Fund No. 4482 for the Seawater Desalination Project #E15117; changing the FY 2018 Capital Improvement Program Budget adopted by Ordinance 031249 to increase revenues and expenditures by \$2,750,000; authorizing the City Manager or designee to execute Amendment No. 1 of the Seawater Desalination Project #E15117 using a Master Service Agreement with Freese and Nichols, Inc., of Corpus Christi, Texas in the amount of \$2,627,000 for a total restated fee of \$2,974,745 for the Seawater Desalination project; and requiring further authorization to issue the Notice to Proceed for Task Order 1 under the Master Service Agreement. (Capital Improvement Program) (CIP)

**Mayor McComb referred to Item 13. Assistant City Manager Mark Van Vleck stated that the purpose of this item is to authorize the City Manager or designee to execute amendment No. 1 to a Master Service Agreement with Freese and Nichols, Inc. for the Seawater Desalination project. Mr. Van Vleck presented the following information: discussion and planning for the project; the key stakeholders; the specific project drivers; procurement and selection of the owner's representative team; evaluation of feasibility and cost modeling, Phase 1-A; Phase 1-A outcomes; the proposed work products for Phase 1-B;**

Texas Water Development Board State Water Implementation Fund for Texas (SWIFT) funding; and the reasons the contract is needed.

Michael Morrison, Freese and Nichols, Inc. provided background information on the Freese & Nichols, Inc. team and the project scope for Phase 1-B.

Council members and the presentation team discussed the following topics: the scope of the Phase 1-B contract; the Power Supply Conceptual Design and Agreement; the plan to include advancements in technology; the shelf-life of the study; filing of permit applications so the project is trigger-ready; site selection being a critical component; today's action to approve the loan and the contract; the need for a city consultant; a plan to pay back the loan; next steps moving forward and timeline; the current water supply; whether the contract with Freese and Nichols, Inc. has an end date; council support for passage of this item; and making sure the demand for water is there prior to moving forward.

Mayor McComb called for comments from the public. Rick Ritter, Occidental Chemical, spoke regarding the critical need for water to sustain the existing economy and ensure future economic growth. Larry Elizondo, Citgo Refining, spoke in support of securing an alternate water source and suggested the creation of a Water Task Force.

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

**Aye:** 9 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Rubio, Council Member Smith and Council Member Vaughn

**Abstained:** 0

**14. First Reading Ordinance - Appropriating Funds and Authorizing a Construction Contract for the Corpus Christi International Airport (CCIA) East General Aviation (GA) and Terminal Apron Reconstruction (Airport Capital Improvement Program)**

Ordinance appropriating \$4,899,563.58 from a Federal Aviation Administration Grant; appropriating \$544,395.98 from Airport Operating Reserve and transferring to Airport Capital Reserve for the Corpus Christi International Airport (CCIA) East General Aviation (GA) and Terminal Apron project; amending the FY '18 Capital Improvement Program (CIP) Budget by \$5,443,959.56; and authorizing the City Manager, or designee, to execute a construction contract with SpawGlass Civil Construction, Inc., of Houston, Texas in the amount of \$4,241,714.70 for the CCIA East GA and Terminal Apron project for the base bid plus three additive alternates.

Mayor McComb referred to item 14. Director of Engineering Services Jeff Edmonds stated that the purpose of this item is to appropriate a grant from the

Federal Aviation Administration in the amount of \$4,899,563.58 and \$544,395.98 from Airport Operating Reserve, and to execute a construction contract with SpawGlass Civil Construction, Inc. in the amount of \$4,241,714.70 for the Corpus Christi International Airport (CCIA) East General Aviation and Terminal Apron Project. Mr. Edmonds provided information on the project scope and timeline. There were no comments from the public.

A council member spoke regarding the improvements being made at the CCIA.

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

**Abstained:** 0

**P. FUTURE AGENDA ITEMS: (ITEMS 15 - 19)**

Mayor McComb referred to Future Agenda Items. City Manager Margie C. Rose stated that staff had planned presentations on Items 15, 16, 17 and 19.

**15. Resolution approving Bond 2016 Residential Street Rebuild Program (RSRP) Project Work Plan.**

This Resolution was recommended to the consent agenda.

**16. Contract Amendment No. 1 and Testing Agreement for Residential Street Rebuild Program (RSRP) Bond 2016**

Motion authorizing the City Manager, or designee, to execute Amendment No. 1 to a contract for professional services with Hanson Professional Services, Inc. of Corpus Christi, Texas in the amount of \$552,667 for a restated fee of \$602,327; and to execute a geotechnical testing agreement with Professional Services Industries, Inc., of Corpus Christi, Texas in the amount of \$56,211 for the Bond 2016 *Residential Street Rebuild Program (RSRP)* Project.

This Motion was recommended to the consent agenda.

**17. Construction Contract for the O.N. Stevens Water Treatment Plant Maintenance Building (Capital Improvement Program)**

Motion authorizing the City Manager, or designee, to execute a construction contract with Pepper Lawson Waterworks, LLC of The Woodlands, Texas in the amount of \$1,662,390 for the O.N. Stevens Water Treatment Plant (ONSWTP) Maintenance Building for Total Base Bid. (Capital Improvement Program) (CIP)

This Motion was recommended to the consent agenda.

**18. Professional Services Contract for Allison Basin Wastewater Master Plan Update**

Motion authorizing the City Manager, or designee, to execute a professional services contract with Freese and Nichols, Inc., of Corpus Christi, Texas in the amount of \$67,450 for Allison Basin Wastewater Master Plan Update.

This Motion was recommended to the consent agenda.

**19. Service Agreement for Financial Advisor Services for a One-Year Not-To-Exceed Amount of \$171,000.00 With Four One-Year Options for a Potential Not-To-Exceed Amount of \$870,000.00**

Motion authorizing the City Manager or designee to execute a service agreement with FirstSouthwest, a Division of Hilltop Securities, Inc., Dallas, Texas for financial advisor services for the Finance Department, in accordance with RFP No. 1306, based on the best value proposal. The agreement will be for a not-to-exceed amount of \$171,000.00, which will be funded in FY2017-2018 primarily from bond proceeds. The term of the agreement is for one year, with four one-year options subject to the sole discretion of the City, with a total potential multi-year not-to-exceed amount of \$870,000.00.

This Motion was recommended to regular agenda.

**Q. FUTURE CORPORATION MEETING: (ITEM 20)**

**20. Future Special Board Meeting of the Corpus Christi Housing and Finance Corporation**

This Corporation Meeting was recommended to be held.

**S. EXECUTIVE SESSION: (ITEM 22)**

Mayor McComb referred to Executive Session Item 22. The Council went into executive session at 5:45 p.m. The Council returned from executive session at 5:57 p.m.

**22. Executive Session pursuant to Texas Government Code § 551.071 and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to consult with attorneys concerning legal issues related to the City's professional service management agreement for the Corpus Christi Museum of Science and History and potential claims related to repairs to said museum.**

Mayor McComb referred to Item 22 and the following motion was considered:

Motion to authorize the City Manager or designee to execute an agreement to extend the Professional Service Management Agreement for the Corpus Christi Museum of Science and History with CCMJV, LLC on a month-to-month basis, ending February 1, 2018, to allow for negotiation of a future agreement.

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

**Aye:** 9 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Rubio, Council Member Smith and Council Member Vaughn

**Abstained:** 0

Enactment No: M2017-176

**T. IDENTIFY COUNCIL FUTURE AGENDA ITEMS**

Mayor McComb referred to Identify Council Future Agenda Items. Council Member Rubio requested a briefing from the Code Enforcement Department regarding buildings throughout the City that need to be condemned. City Manager Margie C. Rose stated that she would place the item on a future agenda.

**U. ADJOURNMENT**

The meeting was adjourned at 6:04 p.m.