



City of Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Minutes

City Council

Tuesday, December 19, 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 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 Jerry Ward, Lighthouse Tabernacle.

Pastor Jerry Ward gave the invocation.

C. Pledge of Allegiance to the Flag of the United States to be led by Kelly Isaacks, Police Commander.

Police Commander Kelly Isaacks 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: 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. Swearing-In Ceremony for Newly Appointed Board, Commission, Committee and Corporation Members.

Mayor McComb wished Council Members Guajardo and Vaughn a happy birthday. Mayor McComb conducted the swearing-in ceremony for newly appointed board and committee members.

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

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

a. OTHER

1) City Manager Rose provided a recap of the items that City Council has approved in the month of November related to the City Council's goals: Economic Development - Type A funding for the Business and Job Development Incentive Programs and the service agreement for the management of the American Bank Center; Water - an equipment and service agreement for repairs to water and wastewater system, an improvement project to increase water treatment capacity at the O.N. Stevens Water Treatment Plant, and appropriated bond funds and the master service agreement for the seawater desalination project; and Streets - Residential Street Re-build Program project work plan and amendments to the applicable contracts. 2) Due to the City holiday schedule, there will be no garbage collection on Monday, December 25, 2017 and Monday, January 1, 2018. Instead, those residents who usually have their garbage collected on Mondays will have it picked up the Saturday before the holiday on December 23, 2017 and December 30, 2017. 3) Collection of debris resulting from Hurricane Harvey began in Section 7-A on Monday, December 18, 2017. The City is requesting that residents living in Area 7-B begin setting out debris for collection by 7:00 a.m. beginning Tuesday, December 26, 2017. 4) City Manager Rose recognized Parks and Recreation Management Aide Rachel Soliz as the 2017 City Employee of the Year. 4) City Manager Rose congratulated Director of Human Resources Steve Viera for being named "Human Resources Practitioner of the Year" and the Human Resources Department for receiving the "Best Corporation Social Response Strategy Award" from the the Coastal Bend Society of Human Resource Management.

G. MINUTES:

2. Regular Meeting of December 12, 2017.

Mayor McComb referred to approval of the minutes. Council Member Vaughn made a motion to approve the minutes, seconded by Council Member Guajardo and passed unanimously.

H. BOARD & COMMITTEE APPOINTMENTS:

3. Arts and Cultural Commission
Watershore and Beach Advisory Committee

Mayor McComb referred to board and committee appointments. The following appointments were made:

Arts & Cultural Commission

Mayor McComb made a motion to reappoint Sarah E. Coles (Youth/Education Representative) and appoint John R. Borys (Marketing), Nicholas P. Gignac (Architecture), and Carolyn M. Mauck (Higher Education), seconded by Council Member Rubio and passed unanimously.

Watershore and Beach Advisory Committee

Council Member Garza made a motion to reappoint Cliff Schlabach (At-Large) and Mukesh Subedee (Environmentalism), seconded by Council Member Molina and passed unanimously.

Council Member Garza made a motion to appoint Meredith Darden (Convention and Visitors Bureau Member), seconded by Council Member Guajardo and passed unanimously.

Council Member Lindsey-Opel made a motion to appoint Dr. Philippe Tissot (At-Large), seconded by Council Member Smith and passed unanimously.

Council Member Smith made a motion to appoint Daniel E. Mazoch (Engineer), seconded by Council Member Rubio and passed unanimously.

I. EXPLANATION OF COUNCIL ACTION:**K. CONSENT AGENDA: (ITEMS 4 - 20)****Approval of the Consent Agenda**

Mayor McComb referred to the Consent Agenda. City Manager Rose requested that Item 13 be pulled. City Secretary Rebecca L. Huerta announced that Council Member Hunter was abstaining on Items 8 and 9; Council Member Lindsey-Opel was abstaining on Item 11. A council member requested that Item 5 be pulled for individual consideration. There were no comments from the public.

A motion was made by Council Member Rubio, seconded by Council Member Lindsey-Opel, to approve the Consent Agenda. 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. Resolution reaffirming the City of Corpus Christi's Investment Policy and Investment Strategies for fiscal year 2017-2018.

This Resolution was passed on the consent agenda.

Enactment No: 031314

6. Resolution Approving Street Preventative Maintenance Program 2018 SPMP Work Plan (Year - 5) (Council Priority - Streets)

Resolution approving the concepts, direction, and general work plan for the fifth year of the Street Preventative Maintenance Program (SPMP) - "2018 SPMP Work Plan (Year - 5)."

This Resolution was passed on the consent agenda.

Enactment No: 031315

7. Professional Services Contract for Street Preventative Maintenance Program (SPMP) 2018 (Council Priority - Streets)

Motion authorizing the City Manager, or designee, to execute a professional services contract with LNV, Inc. of Corpus Christi, Texas in the amount of \$698,457 for continued implementation of the 2018 *Citywide Street Preventative Maintenance Program* (SPMP).

This Motion was passed on the consent agenda.

Enactment No: M2017-191

10. Resolution to adopt the Downtown Parking Action Plan

Resolution of the City Council of the City of Corpus Christi, Texas adopting and approving the Downtown Parking Action Plan for the City's TIRZ #3 Area.

This Resolution was passed on the consent agenda.

Enactment No: 031316

12. Second Reading Ordinance - Street Right-of Way Closure at South San Juan Street and Bluntzer Street (1st Reading 12/12/17)

Ordinance closing, abandoning and vacating a 0.014 acre parcel of

public right-of-way, portion out of Los Angeles Hills, Block 1, Lots 38, 39, 40, 41, 42, 43, 44, and 45, a map of which is recorded in Volume 4, Page 26, Map Records of Nueces County, Texas and requiring the owner, Corpus Christi Produce Company, Inc., to comply with specified conditions.

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

Enactment No: 031317

14. Second Reading Ordinance - Lease Agreement for hangar, office and parking space at Corpus Christi International Airport for operation of flight school facility (1st Reading 12/12/17)

Ordinance authorizing the City Manager, or designee, to execute a 36-month lease agreement, with two 12-month options to extend, with Sterling Air Service, LLC, for the use and development of aeronautical facilities and property at the Corpus Christi International Airport upon payment of the monthly lease amount.

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

Enactment No: 031318

15. Second Reading Ordinance - Appropriating Funds from FAA Grant 56 and from Airport Operating Reserve to fund East General Aviation and Terminal Apron Improvements; Amending the FY 2018 CIP Budget For Corpus Christi International Airport (CCIA) (1st Reading 12/12/17)

Ordinance appropriating \$676,651.90 from Federal Aviation Administration Grant No. 3-48-0051-056-2017 in the No. 3020 Airport Capital Improvement Fund; appropriating \$75,183.54 from the No. 4612 Airport Operating Reserve Fund and transferring to the No. 3018 Airport Capital Reserve Fund for the Corpus Christi International Airport's East General Aviation and Terminal Apron Projects; amending the FY2017-18 Capital Improvement Program Budget adopted by Ordinance No. 031249 by increasing revenues and expenditures by \$751,835.44 each.

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

Enactment No: 031319

16. Second Reading Ordinance - Removing a Portion of the One-Way Designation Along Lawrence Street (Between Shoreline Boulevard and Water Street) (1st Reading 12/12/17)

Ordinance amending Section 53-250(a) of the Code of Ordinances that in accordance with Section 53-104 and when properly signposted, traffic

shall move only in one direction upon designated sections of Lawrence Street and both directions in undesignated section; providing for severance; and providing for publication.

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

Enactment No: 031320

17. Second Reading Ordinance - Closing of a utility easement at 2129 Meandering Oaks Drive (1st Reading 12/12/17)

Ordinance abandoning and vacating a 0.040-Acre portion of an existing utility easement out of a portion of Flour Bluff and Encinal Farm and Garden Tracts, Section 40, Lot 8 and Shoreline Vista, Block 10, Lot 1 and requiring the owner, Mary J. Cole, to comply with the specified conditions.

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

Enactment No: 031321

18. Second Reading Ordinance - Exemption from the Wastewater Lot or Acreage Fees for Holly Industrial Subdivision, Lot 1-B is located east of Ayers Street and north of Holly Road (1st Reading 12/12/17)

Ordinance exempting Holly Industrial Subdivision, Lot 1-B located north of Holly Road and east of Ayers Street from the payment of wastewater lot or acreage fees under Section 8.5.2.G.1 of the Unified Development Code; requiring the owner/developer to comply with the specified conditions.

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

Enactment No: 031322

19. Second Reading Ordinance - Exemption from the Wastewater Lot or Acreage Fees for Harris Acres, Lot 1, Block 1 located west of Flour Bluff Drive and north of Glenoak Drive (1st Reading 12/12/17)

Ordinance exempting Harris Acres, block 1 lot 1, north of Glenoak Drive and west of Flour Bluff Drive, from the payment of the wastewater lot or acreage fees under section 8.5.2.g.1 of the Unified Development Code; requiring the owner/developer to comply with the specified conditions.

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

Enactment No: 031323

20. Second Reading Ordinance - Authorizing the Issuance of Revenue Refunding Bonds (1st Reading 12/12/17)

Ordinance authorizing the issuance of "City of Corpus Christi, Texas Utility System Subordinate Lien Revenue Refunding Bonds, Series 2018" in an amount not to exceed \$34,835,000; making provisions for the payment and security thereof by a subordinate and inferior lien on and pledge of the net revenues of the City's Utility System; stipulating the terms and conditions for the issuance of additional revenue bonds on a parity therewith; prescribing the form, terms, conditions, and resolving other matters incident and related to the issuance, sale and delivery of the bonds; including the approval of an application to the Texas Water Development Board; authorizing the execution of a paying agent/registrar agreement, a financing agreement, and an escrow agreement; complying with the requirements imposed by the letter of representations previously executed with the depository trust company; complying with the regulations promulgated by the Texas Water Development Board; delegating the authority to certain members of the City staff to execute certain documents relating to the sale of the bonds; enacting other provisions incident and related to the subject and purpose of the ordinance; and providing an effective date.

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

Enactment No: 031324

5. Software hosting and support Service Agreement for the City Performance Report in the amount of \$39,600.00 with option to extend for four additional years for a potential multi-year not-to-exceed amount of \$212,000.00

Motion to reinstate and extend Service Agreement No.946 with Brio Consulting, LLC, and authorize the City Manager or designee to execute Amendment No. 2 for one year of software hosting and support services for \$39,600.00 with options to extend for up to four additional one-year-periods and subject to a possible annual increase not-to-exceed the U.S. rate of inflation, with a total potential multi-year amount not-to-exceed approximately \$212,000.00.

Mayor McComb referred to Item 5, software hosting and support service agreement for the City Performance Report. In response to a council member, Director of Management and Budget Eddie Houlihan and City Manager Rose stated that the software would be used to measure various City departments' performance measures and trend information. There were no comments from the public.

Council Member Rubio made a motion to approve the motion, seconded by Council Member Guajardo. 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: M2017-190

- 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 deviated from the agenda and referred to comments from the public. Bobby Petty, U.S. Small Business Administration, provided an update on the number of loans approved to assist small business, homeowners, and renters in the area impacted by Hurricane Harvey. Susie Luna Saldana, 4710 Hakel, thanked the City Council for their service and wished the City Council and City staff a Merry Christmas and a Happy New Year. Joan Veith, 5701 Cain Drive, wished a Merry Christmas and prosperous New Year to the City Council and expressed gratitude to public safety and law enforcement. Colin Sykes, 309 Aberdeen, urged the Mayor to join the Mayor's National Climate Action Agenda to address climate change and urged the City Council to acknowledge the problem of global warming. Carla Gardner, 405 Meridian Place; Joe Hilliard, 510 McClendon; and Aislynn Campbell, 510 McClendon, spoke regarding a traffic study being performed on the previously closed portion of Shoreline Boulevard from Kinney Street to Cooper's Alley.

K. CONSENT AGENDA: (ITEMS 8, 9, 11 AND 13)

- 8. Authorizing payment for existing insurance coverage package with TML Intergovernmental Risk Pool up to \$398,589 annually, and authorizing future coverage renewals after competitive quotes**

Motion authorizing the annual payment for an existing insurance coverage package with the TML Intergovernmental Risk Pool (TML Risk Pool) for the following insurance-type coverages for which the private markets have not provided a cost-effective alternative to the TML Risk Pool (Excess Aviation, Airport Liability, TB Clinic Automobile Liability, TB Clinic General Premises Liability, Animal Mortality for Police Dogs, Auto

Physical Damage for High Value Vehicles, Auto Catastrophe, Crime Public Employee Dishonesty, Crime Forgery, Crime Theft, Crime Computer Fraud, Gas Utilities, and High Value Mobile Equipment) in a total amount not to exceed \$398,589, authorizing the City Manager or designee to execute the latest form TML Risk Pool agreements, authorizing the addition of FEMA-mandated coverages available from TML that are a condition of federal disaster reimbursement, and authorizing payments in future years to the extent they are (1) budgeted and (2) for which City staff and/or the City's broker of record have obtained competing quotes for the aforesaid coverages from the private market and determined that privately-obtained coverages are not cost-competitive to the TML Risk Pool quote for that year.

Mayor McComb referred to Item 8. Council Member Hunter abstained from this item.

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

Aye: 8 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Lindsey-Opel, Council Member Molina, Council Member Rubio, Council Member Smith and Council Member Vaughn

Abstained: 1 - Council Member Hunter

Enactment No: M2017-192

9.

Broker Services for Insurance Coverages including Excess Workers Compensation and Excess Liability

Motion authorizing the City Manager to execute an amendment to the Broker of Record Services Agreement with Carlisle Insurance Agency in an added amount of \$60,000 per year providing for added broker services for insurance coverages including Excess Workers Compensation and Excess Liability and providing for the obtaining of competitive quotes for any insurance line of coverage placed through the TML Intergovernmental Risk Pool and providing for renewal of said services agreement for the two years that will be remaining on the services agreement issued pursuant to Request for Proposal Event No. 71 in 2015.

Mayor McComb referred to Item 9. Council Member Hunter abstained from this item.

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

Aye: 8 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Lindsey-Opel, Council Member Molina, Council Member Rubio, Council Member Smith and Council Member Vaughn

Abstained: 1 - Council Member Hunter

Enactment No: M2017-193

11. Second Reading Ordinance - Authorizing the continuation of Texas Municipal Retirement System (TMRS) Updated Service Credits for Current Participants and Increases for Prior and Current Annuities (1st Reading 12/12/17)

Ordinance authorizing and allowing, under the Act governing the Texas Municipal Retirement System, "Updated Service Credits" in said system for service performed by qualifying members of such system who presently are members of the City of Corpus Christi; providing for increased prior and current service annuities for retirees and beneficiaries of deceased retirees of the City; establishing an effective date for such actions; and providing for severance.

Mayor McComb referred to Item 11. Council Member Lindsey-Opel abstained from this item.

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

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

Abstained: 1 - Council Member Lindsey-Opel

Enactment No: 031305

13. Second Reading Ordinance - Creating Restrictions for Barge Dock Parking (1st Reading 12/12/17)

Ordinance adding Chapter 53, Section 178 "Barge Dock Parking" to the Corpus Christi Code of Ordinances to prohibit parking at barge dock from 10:00 p.m. to 6:00 a.m.; and providing an effective date, for severance, for penalty and for publication.

Mayor McComb referred to Item 13. City Manager Margie C. Rose requested that this item be withdrawn.

M. PUBLIC HEARINGS: (ITEM 21)

21. Public Hearing and First Reading Ordinance - Amending the Unified Development Code to revise the duration of the materials and workmanship warranty for all private and public infrastructure improvements

Ordinance amending the Unified Development Code (“UDC”) by Amending Article 8, Section 8.1, subsection 8.1.6.A entitled “Acceptance of Improvements” of the UDC by revising the duration of the materials and workmanship warranty for all private and public infrastructure improvements from one to two years from the date of final (100%) acceptance; and providing for severance, penalties, and publication.

Mayor McComb referred to Item 21. Interim Director of Development Services Bill Green stated that the purpose of this item is to amend the Unified Development Code to revise the warranty period from one to two years. Mr. Green stated that staff initially presented this item to City Council recommending to change the existing one-year warranty for all public and private infrastructure to two years. City staff met with the development community and have revised the recommendation to amend the existing one-year warranty for public and private infrastructure to two years for streets, curbs, gutters, and sidewalks and maintain a one-year warranty for all other public and private improvements, unless otherwise specified by separate agreement.

Mayor McComb opened the public hearing. Wendy Herman, Executive Officer of the Homebuilders Association, spoke in support of staff's revised recommendation. Mayor McComb closed the public hearing.

Council members and staff discussed the following topics: the performance of other infrastructure improvements on the one-year warranty terms; and commending staff on working with the developers.

Council Member Rubio made a motion to adopt the ordinance amending the warranty for only streets, curb, gutter, and sidewalks from one year to two years, seconded by Council Member Hunter. This ordinance was passed as substitute 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

Enactment No: 031332

N. REGULAR AGENDA: (ITEMS 22 - 27)

22. Purchase of Ten Police Motorcycles with Four Year Service Agreement for Maintenance

Motion authorizing the City Manager, or designee, to purchase ten police motorcycles and execute a 48-month service agreement for maintenance with Corpus Christi Cycle Sports, Inc., doing business as Corpus Christi Harley-Davidson, in response to Request for Bid No. 1284 based on the

lowest responsive, responsible bid for a total amount not to exceed \$454,671.50 of which \$252,961.50 is funded for FY2017-18.

Mayor McComb referred to Item 22. Police Chief Mike Markle stated that the purpose of this item is to approve the purchase of ten police motorcycles and to execute a 48-month service agreement for maintenance. Police Chief Markle and council members discussed the following: the cost per motorcycle plus yearly service maintenance and purchasing the motorcycles from a local vendor. There were no comments from the public.

Council Member Rubio made a motion to approve the motion, seconded by Council Member Lindsey-Opel. 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: M2017-194

23.

Resolution for purchase of portable x-ray units and a grid aim system for the Police Department

Resolution finding that the purchase of portable x-ray units and a grid aim system for the Police Department are sole source procurements; and authorizing the City Manager, or designee, to execute all documents necessary to purchase the x-ray units from ADS, Inc., of Virginia Beach, Virginia, and the grid aim system from WMDTech, LLC, of Boise, Idaho, for a total amount not to exceed \$87,348.31, with funding available for FY2017-18 in the No. 1062 Grant Fund.

| | |
|--------------------------|-----------------|
| ADS, Inc. | WMDTECH, LLC |
| Virginia Beach, Virginia | Boise, Idaho |
| Portable X-Ray Units | Grid Aim System |
| \$82,985.58 | \$4,362.73 |

Grand Total: \$87,348.31

Mayor McComb referred to Item 23. Police Chief Mike Markle stated that the purpose of this item is to purchase two portable x-ray units and a grid aim system to be used by the Corpus Christi Police Department Bomb Squad. There were no comments from the Council or the public.

Council Member Hunter made a motion to approve the resolution, seconded by Council Member Lindsey-Opel. This resolution 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: 031325

24.

Resolution ratifying the submission of 4 grant applications

Resolution ratifying the submission of 4 grant applications in the amount totaling \$141,817.88 to the Texas Office of the Governor - Homeland Security Grant Division, Homeland Security Grant Program for training and equipment.

Mayor McComb referred to Item 24. Fire Chief Robert Rocha stated that the purpose of this item is to ratify the submission of four grant applications in the amount of \$141,817.88 from the Texas Office of the Governor - Homeland Security Grant Division. There were no comments from the Council or the public.

Council Member Hunter made a motion to approve the resolution, seconded by Council Member Molina. This resolution 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: 031326

25.

Purchase of a Pierce Impel Pumper for the Fire Department

Motion approving the purchase of a 2018 Pierce Impel pumper from Siddons-Martin Emergency Group of Houston, Texas, based on the cooperative purchasing agreement with Local Government Purchasing Cooperative dba BuyBoard, for a total amount not to exceed \$667,840.00, for which funds are budgeted for FY2017-18 in the General Fund.

Mayor McComb referred to Item 25. Fire Chief Robert Rocha stated that the purpose of this item is to approve the purchase of a 2018 Pierce Impel pumper for the Fire Department to be placed at Fire Station 18. There were no comments from the public. Fire Chief Rocha responded to council members' questions regarding: the naming of fire trucks; standard delivery time; and the fiscal year in which the funds would be expended.

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

Aye: 8 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Lindsey-Opel, Council Member Molina, Council Member Rubio, Council Member Smith and Council Member Vaughn

Absent: 1 - Council Member Hunter

Abstained: 0

Enactment No: M2017-195

26. Ordinance - Acceptance of the Tuberculosis Prevention and Control-Federal (TB/PC-FED) grant contract in the amount of \$48,345 with a grant match of \$9,669, and appropriation of the funds for the contract period January 1, 2018 through December 31, 2018

Ordinance authorizing the City Manager or designee to execute all documents necessary to accept, amend and appropriate a grant contract for the Tuberculosis Prevention and Control-Federal(TB/PC-FED) grant in the amount of \$48,345, from the Texas Department of State Health Services in the No. 1066 Health Grants Fund with an in-kind match of \$9,669, to provide tuberculosis prevention and control services for the contract period January 1, 2018, through December 31, 2018 for a total project cost of \$58,014; and declaring an emergency.

Mayor McComb referred to Item 26. Director of Public Health Annette Rodriguez stated that the purpose of this item is to accept and appropriate a grant contract for tuberculosis prevention from the Texas Department of State Health Services in the amount of \$48,345, with an in-kind match of \$9,669 for the contract period of January 1, 2018 to December 31, 2018. There were no comments from the Council or the public.

Council Member Vaughn made a motion to approve the ordinance on emergency, seconded by Council Member Rubio. This ordinance was passed on emergency 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: 031327

27. Professional Service Agreements for Preliminary Engineering and Feasibility Reports (Proposed Bond 2018) (Council Priority - Streets)

Motion authorizing the City Manager, or designee, to execute eight (8) separate Master Services Agreements (MSAs); four MSA's in the amount of \$300,000 each for a total not to exceed of \$1,200,000 with

Freese and Nichols, Govind Development, HDR Engineering, and Munoz Engineering for Street projects proposed in Bond 2018 Propositions 1 and 2; and four (4) separate MSAs in the amount of \$125,000 each for a total not to exceed of \$500,000 with AECOM Technical Services, Bath Engineering, Hanson Professional Services, and LNV, Inc. for Facility projects for proposed in Bond 2018 Proposition 3.

Mayor McComb referred to Item 27. Executive Director of Public Works Valerie Gray stated that the purpose of this item is to execute eight separate Master Services Agreements, with not-to-exceed amounts for preliminary engineering and feasibility reports for projects proposed in Bond 2018. Ms. Gray presented the following information: the implementation plan to prepare for Bond 2018; background on feasibility reports; project assignments; summary of key report deliverables for each project; proposed pre-design of the projects to expedite project implementation; and the task schedule. There were no comments from the public.

Council members and staff discussed the following topics: how the firms were selected for project assignments; if the firms associated with the facility projects applied for the street projects; whether staff expects an increase in fees; pre-design of projects at 100% and 60% design; and consideration to design Frio/Dorado/Hacala Streets at 100% design.

Council Member Molina made a motion to approve the motion, seconded by Council Member Rubio. 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: M2017-196

O. FIRST READING ORDINANCES: (ITEM 32)

32. First Reading Ordinance - Rezoning property located at 8154 Leopard Street and 8128 Leopard Street (Public Hearing 12/12/17)

Case No. 0917-02 Ardoyn Inc.: A change of zoning from the "CG-2/SP" General Commercial District with Special Permit to the "IL" Light Industrial District. The property is described as being Suntide Industrial Park, Block 2, Lots 1 and 2, located along the north side of Leopard Street, east of Tuloso Road, and west of Suntide Road.

Planning Commission and Staff Recommendation (November 1, 2017): Approval of the change of zoning from the "CG-2/SP" General Commercial District with Special Permit to the "IL" Light Industrial District.

Ordinance:

Ordinance amending the Unified Development Code (“UDC”), upon application by Ardoin Inc. (“Owner”), by changing the UDC Zoning Map in reference to Suntide Industrial Park, Block 2, Lots 1 and 2, from the “CG-2/SP” General Commercial District with Special Permit to the “IL” Light Industrial District; amending the Comprehensive Plan to account for any deviations; and providing for a repealer clause and publication.

Mayor McComb deviated from the agenda and referred to Item 32, rezoning of property located at 8154 and 8128 Leopard Street. Council Member Smith announced that he was abstaining from this item. Interim Director of Development Services Bill Green stated that staff met with Council Members Vaughn and Lindsey-Opel, the applicant Jacob Glaze and neighborhood resident Martin Flores to discuss the neighborhood's concerns related to the property including dust, safety, and noise. Mr. Green explained the negotiated terms that will be considered during the building permit phase including: requiring a geotechnical report to address dust; the locations for the storage containers to address safety concerns; and solid screen fencing and hours of operation to address noise.

Council members and staff discussed the following topics: the tenant applying for the change of zoning with the owner's permission; a request by the Mayor, with consent of the council members, to bring back a discussion requiring future applicants applying for zoning changes be current on their property taxes; the meeting held between a resident, Martin Flores, the applicant, council members, and staff to address the concerns of the neighborhood; the number of residents that attended the meeting; an explanation of the recommendations associated with the fire lane; and whether the restrictions, which will be required during the building permit process, will be included in the ordinance.

Mayor McComb called for comments from the public. Jacob Glaze, representative for the applicant, thanked the City Council and staff that attended the meeting and spoke in support of the negotiated terms.

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

Aye: 8 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina, Council Member Rubio and Council Member Vaughn

Abstained: 1 - Council Member Smith

Enactment No: 031342

N. REGULAR AGENDA: (ITEMS 28 - 31)**28. Purchase of Seven Ford Trucks for Beach Operations**

Motion authorizing the City Manager, or designee, to purchase six 2017 Ford F-250 trucks and one 2018 Ford F-350 Service Truck for beach

operations from AutoNation Ford, of Corpus Christi, Texas, based on Request for Bids (RFB) No. 261 based on the lowest, responsive, responsible bid for an amount of \$252,250.

Mayor McComb referred to Item 28. Director of Parks and Recreation Jay Ellington stated that the purpose of this item is to approve the purchase of replacement trucks for beach operations. There were no comments from the Council or the public.

Council Member Lindsey-Opel made a motion to approve the motion, seconded by Council Member Rubio. 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: M2017-197

29.

Continual Rental of One Roll Off Truck for Solid Waste Operations

Motion authorizing the City Manager or designee to extend a rental agreement for ten months with Big Truck Rental, of Tampa, Florida, for the rental of one roll off truck for Solid Waste Operations, as required for public health and safety, for a not-to-exceed amount of \$60,000 to be funded in FY2017-18 from the General Fund, for continual rental payment to current agreement in the amount of \$40,000 funded in FY2016-17, for a grand total of \$100,000.

Mayor McComb referred to Item 29. Director of Solid Waste Operations Lawrence Mikolajczyk stated that the purpose of this item is to extend a rental agreement for ten months with Big Truck Rental for the rental of one roller truck for Solid Waste Operations as required for public health and safety. In response to a council member's question, Mr. Mikolajczyk stated that this agreement will be only for short-term rental. There were no comments from the public.

Council Member Lindsey-Opel made a motion to approve the motion, seconded by Council Member Guajardo. 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: M2017-198

30.

Ordinance - Appropriation of Funds for Damage Repairs due to

Hurricane Harvey

Ordinance appropriating total of \$9,667,223.13 as follows for Hurricane Harvey repairs: \$7,006,023.13 in the No. 1020 General Fund; \$168,750.00 in the No. 1030 Hotel Occupancy Tax Fund; \$56,250.00 in the No. 1130 Arena Fund; \$1,125,654.00 in the No. 4010 Water Fund; \$300,000.00 in the No. 4200 Wastewater Fund; \$450,000.00 in the No. 4610 Airport Fund; \$337,500.00 in the No. 4670 Development Services Fund; and \$223,046.00 in the No. 4700 Marina Fund; amending the Operating Budget adopted by City Ordinance No. 031255 by increasing expenditures by \$9,667,223.13; and declaring an emergency.

Mayor McComb referred to Item 30. Director of Management and Budget Eddie Houlihan stated that the purpose of this item is to appropriate a total of \$9,667,223.13 for damage repairs due to Hurricane Harvey including: \$7,006,023.13 in the General Fund; \$168,750 in the Hotel Occupancy Tax Fund; \$56,250 in the Arena Fund; \$1,125,654 in the Water Fund; \$300,000 in the Wastewater Fund; \$450,000 in the Airport Fund; \$337,500 in the Development Services Fund; and \$223,046 in the Marina Fund. There were no comments from the Council or the public.

Council Member Vaughn made a motion to approve the ordinance on emergency, seconded by Council Member Lindsey-Opel. This ordinance was passed on emergency 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: 031328

31. 2018 proposed Council Meeting Calendar

Motion approving the 2018 City Council meeting calendar.

Mayor McComb referred to Item 31. City Secretary Rebecca L. Huerta stated that the purpose of this item is to approve the 2018 City Council Meeting Calendar. The calendar includes coordination with Business Liaison Alyssa Barrera for the Tax Reinvestment Zone No. 3 (TRIZ # 3) meetings and the City Auditor's Office for Audit Committee meetings. The proposed calendar was established based on requirements per the City Charter, Article II, Section 14(a) and Council Policies, Section 16.a.1 related to Council meetings. The meetings proposed to be canceled include: March 13, 2018 (Spring Break); July 10, 2018 (Summer Break), November 27, 2018 (Thanksgiving Break); and December 18, 2018 and December 25, 2018 (Christmas Break). A TRIZ # 3 is being recommended for December 18, 2018, but may be canceled or deferred to the November 2018 or January 2019 meeting. A new Council meeting is being proposed for December 4, 2018.

After City Secretary Huerta's presentation, the following topics were discussed: a recommendation that the November 20, 2018 be canceled instead of

November 27, 2018; deferring the TRIZ #3 meeting in December to November or January; consideration to cancel the 4th meeting in January, May and October; workshop meetings in preparation for the budget; and continuing the frequency of the meetings rather than compressing items in the months of January, May and October.

Council Member Lindsey-Opel made a motion to approve the proposed calendar by canceling the meetings of March 13, 2018 (Spring Break); July 10, 2018 (Summer Break), November 20, 2018 (Thanksgiving Break); and December 18, 2018 and December 25, 2018 (Christmas Break); a new Council meeting on December 4, 2018; with no TRIZ #3 meeting and deferring to November or January, seconded by Council Member Rubio. 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: M2017-199

T. EXECUTIVE SESSION: (ITEM 42)

Mayor McComb deviated from the agenda and referred to Executive Session Item 42. The Council went into executive session at 1:28 p.m. The Council returned from executive session at 3:02 p.m.

- 42. 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 referred to Item 42 and the following was discussed:

MOTION OF DIRECTION

Council Member Lindsey-Opel made a motion of direction requesting that City Staff initiate negotiations with the Port of Corpus Christi (Port) relating to purchase of desalination plant constructed by M&G Chemicals to:

- buy real property with desalination plant thereon and buy adjacent property for potential construction of similar plant
- cost-share professional services to evaluate desalination facility and adjacent property, determine value of said property, determine the obligations of the purchaser of the property, calculate costs of acquisition and make-ready for desalination plant, investigate potential financing options for Port and City, and perform other activities related thereto.

The Motion of Direction was seconded by Council Member Rubio and passed unanimously (Council Member Vaughn - abstained).

L. RECESS FOR LUNCH

The recess for lunch was held during the executive session regarding Item 42.

O. FIRST READING ORDINANCES: (ITEMS 32 - 34)

33. First Reading Ordinance - Closing of a drainage easement and right-of-way located east of Rand Morgan Road, between Leopard Street and Oregon Trail

Ordinance abandoning and vacating a 4.385 acre drainage easement and right-of-way out of a portion of Artemus Roberts Subdivision, Lots 3, 6, and 11, located east of Rand Morgan Road, between Leopard Street and Oregon Trail and requiring the owner, MPM Development, LP, to comply with the specified conditions.

Mayor McComb referred to Item 33. Interim Director of Development Services Bill Green stated that the purpose of this item is to abandon and vacate a 4.385 acre drainage easement and right-of-way to allow for MPM Development, LP, to develop the property. There were no comments from the Council or the public.

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: 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: 031333

34. First Reading Ordinance - Construction Contract for the Oso Water

Reclamation Plant Headworks and Lift Station (Capital Improvement Program)

Ordinance rejecting the apparent low bid of COBRA/CYMI JV as non-responsive and authorizing the City Manager or designee to execute a construction contract with CSA Construction, Inc. of Houston, Texas as the lowest responsive, responsible bidder in the amount of \$22,865,540 for the Oso Water Reclamation Plant Headworks and Lift Station for the Total Base Bid plus Additive Alternate No. 1. (Capital Improvement Program (CIP))

Mayor McComb referred to Item 34. Director of Engineering Services Jeff Edmonds stated that the purpose of this item is to reject the apparent low bid submitted by COBRA/CYMI JV as non-responsive and awarding a contract to CSA Construction, Inc. as the lowest responsive, responsible bidder in the amount of \$22,865,540 for the Oso Water Reclamation Plant Headworks and Lift Station for the Total Base Bid plus Additive Alternate No. 1. Mr. Edmonds explained that the consulting engineer and staff are recommending that the apparent, low bidder, COBRA/CYMI JV, be deemed non-responsive for failure to adequately demonstrate their statement of experience. State of Experience is required to successfully demonstrate completed projects that are similar in size and complexity to the project being bid.

Mayor McComb called for comments from the public. Issa Dadoush, representative of COBRA/CYMI JV, 815 Walker, Suite 1140, Houston, Texas, spoke regarding the following: the timeline for the bidding process; the requests made by LNV Inc. to provide a statement of experience and assistance with contacting references; the firm's credentials and experience; and the firm's bid being \$1,080,010 less than the recommended firm. John Boesch, Project Manager of COBRA/CYMI JV, 815 Walker, Suite 1140, Houston, Texas, provided information on the company's experience with water and wastewater projects and asked the City Council to reconsider the non-responsive bid.

In response to council members, City Attorney Miles K. Risley stated that the City Council could go into executive session to discuss the legal issues related to this item.

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 Item 34, 17-1458 regarding the construction contract for the Oso Water Reclamation Plant Headworks and Lift Station. The Council went into executive session at 3:20 p.m. The Council returned from executive session at 3:39 p.m.

At the request of a council member, Dan Leyendecker, LNV, Inc., provided the following reasons for declaring the bid non-responsive: out of the ten references submitted, eight were contacted with one providing a positive reference and the remaining declining to comment or provided a negative reference; and of the five required projects of similar type, one was disqualified and three are still in progress and could not be evaluated. Council members and Mr. Leyendecker discussed the topics related to the following:

whether the bidders were required to have worked in Texas; whether the dollar amount of project criteria was met; and the recommendation.

Council Member Vaughn 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

Enactment No: 031334

P. RECESS TO CORPORATION MEETINGS: (ITEMS 35 - 36)

Mayor McComb recessed the regular Council meeting at 3:50 p.m. to hold special meetings of the the North Padre Island Development Corporation and the Corpus Christi Housing Finance Corporation.

35. Special North Padre Island Development Corporation Meeting

This Corporation Meeting was held.

36. Special Board Meeting of the Corpus Christi Housing Finance Corporation

This Corporation Meeting was held.

Q. RECONVENE THE CITY COUNCIL MEETING:

Mayor McComb reconvened the regular Council meeting at 4:00 p.m.

R. FUTURE AGENDA ITEMS: (ITEMS 37 - 40)

Mayor McComb referred to Future Agenda Items. City Manager Margie C. Rose stated that staff had planned presentations on Items 39 and 40.

37. Resolution approving the Director of the Corpus Christi Nueces County Public Health District's appointment of Dr. William Burgin, Jr. to serve as the Local Health Authority for the Public Health District for a two-year term

Resolution approving the Director of the Corpus Christi Nueces County Public Health District's appointment of Dr. William Burgin, Jr. to serve as the Local Health Authority for the Public Health District for a two-year term beginning December 18, 2017 and ending December 18, 2019.

This Resolution was recommended to the consent agenda.

Enactment No: 031329

38. Resolution authorizing Food Purchase for Senior Center Meals Program

Resolution authorizing the City Manager to execute all documents necessary to purchase up to \$329,944.00 in food supplies for the City Senior Center Meals Program through the Coastal Bend Council of Governments ("CBCOG") participation in the TEXAS 20 Purchasing Cooperative as organized and administered by the Education Service Center, Region 20; and ratifying the purchase of food supplies for said program in October-December 2017 through the CBCOG participation in the TEXAS 20 Purchasing Cooperative in amount of \$50,133.00 from Labatt Food Services and \$8,468.00 from Hill Country Dairies.

This Resolution was recommended to the consent agenda.

Enactment No: 031330

39. Resolution to issue a Request for Qualifications for a Public-Private Partnership Program Manager

Resolution authorizing the City Manager or designee to proceed with the issuance of a Request for Qualifications (RFQ) for a Public-Private Partnership (P3) Program Manager to act as the City's Representative for the Wastewater Management Program Implementation.

This Resolution was recommended to regular agenda.

Enactment No: 031335

40. Resolution authorizing an Interlocal Agreement with Regional Education Service Center #2 - Goodbuy Purchasing Cooperative

Resolution authorizing the City Manager, or designee, to execute an interlocal participation agreement with local Regional Education Service Center #2 in order to participate in their cooperative purchasing program for the benefit of the City.

This Resolution was recommended to the consent agenda.

Enactment No: 031331

S. BRIEFINGS: (ITEM 41)

41. Residential Street Reconstruction Program (RSRP) \$3.4 Million Additional FY2018 Funding

Mayor McComb referred to Item 41. Executive Director of Public Works Valerie Gray stated that the purpose of this item is to discuss options available for use of the \$3.4 million dedicated to the Residential Street Rebuild Program as part

of the FY2017-2018 Budget. Ms. Gray presented three options: Option 1 - let the funding grow to support a larger future program; Option 2 - integrate the funding into the work plan with Bond 2016 which will add 2.3 linear miles; and Option 3 - fund a residential reconstruction for 1.5 to 2 linear miles similar to the test projects located on Ralston and Rogerson Streets for Districts 1, 4 & 5. Ms. Gray stated that staff is recommending Option 3 to allow for residential reconstruction to begin in all areas citywide.

After Ms. Gray's presentation, the following topics were discussed: bidding the projects in both asphalt and concrete; Option 3 would allow for residential reconstruction in every district; the proposed schedule and an explanation of the building process; use of Indefinite Delivery/Indefinite Quantity (ID/IQ) with Option 2; and a request for an update on the test projects on Ralston and Rogerson streets.

T. EXECUTIVE SESSION: (ITEMS 42 - 43)

Mayor McComb referred to the day's executive sessions. The Council went into executive session at 4:36 p.m. The Council returned from executive session at 5:32 p.m.

- 42. 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).

This E-Session Item was discussed in executive session.

- 43. 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 use of municipal studio facilities and personnel and production and transmission of City media, including, but not limited to Article II of the City Charter, the Texas

Election Code, the City's Code of Ethics, the Texas Ethics Commission, and other legal matters that may impact possible utilization of the aforementioned facilities and personnel.

This E-Session Item was discussed in executive session.

U. IDENTIFY COUNCIL FUTURE AGENDA ITEMS

Mayor McComb referred to Identify Council Future Agenda Items. In response to an inquiry by a council member, Assistant City Manager Keith Selman stated that staff would come forward with a presentation in January on Shoreline Boulevard including a chronology of events associated with the project up to and including Phase 2.

V. ADJOURNMENT

The meeting was adjourned at 5:40 p.m.