



# City of Corpus Christi

1201 Leopard Street  
Corpus Christi, TX 78401  
cctexas.com

## Meeting Minutes

### City Council

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Tuesday, March 27, 2018

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 David Kelly, Trinity Worship.**

Mayor McComb gave the invocation.

- C. Pledge of Allegiance to the Flag of the United States to be led by Mark Van Vleck, Assistant City Manager.**

Assistant City Manager Mark Van Vleck 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:** 7 - Mayor Joe McComb, Council Member Rudy Garza, Council Member Paulette Guajardo, Council Member Michael Hunter, Council Member Debbie Lindsey-Opel, Council Member Ben Molina, and Council Member Greg Smith

**Absent:** 1 - Council Member Lucy Rubio

## **E. Proclamations / Commendations**

1. Proclamation declaring the week of April 2-6, 2018, "Graduate Appreciation Week".  
Proclamation declaring April 7, 2018, "Special Olympics Texas - Spring Games Day".  
Proclamation declaring the week of April 2-8, 2018, "National Community Development Week".  
Proclamation declaring the week of April 2-8, 2018, "National Public Health Week".  
Commendation for Zoya Surani - Finalist in the Prudential Spirit of Community Awards.  
Swearing-In Ceremony for Newly Appointed Board, Commission, Committee and Corporation Members.

Mayor McComb presented the proclamations and conducted the swearing-in ceremony for newly appointed board and committee members.

- 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. Dee Huber, 4421 Laura Place, spoke regarding newly constructed schools limiting egress to students by not building emergency exits. Jack Gordy, 4118 Bray, spoke regarding blocked sidewalks in the City violating the Americans with Disabilities Act. City Manager Rose provided an update on an issue presented by Mr. Gordy at the March 20, 2018 City Council meeting related to the City's response to an open records request. Selena Ortega, 5933 Parkview, spoke regarding potential budget cuts that would affect children and the under-served and suggested the City work on getting more community engagement and participation. Reynaldo Madrigal, 4253 Dody Street and on behalf of the Corpus Christi Coffee Club, requested guidance regarding how to proceed with erecting a statute of Pancho Villa at the People's Street T-Head.

Tom Krepel, 2618 Windhollow, spoke regarding the City's potential budget cuts and addressed the industrial district agreements and the City's library system. Julie Rogers, 710 Furman Ave, spoke regarding the potential budget cuts to the Library, Parks and Recreation and Health Departments. Carrie Robertson Meyer, 4401 Gulfbreeze Boulevard, and Jennifer Ramos-Catalana, 201 Surfside Boulevard, spoke regarding the North Beach Community Association's 2018 priorities for improvements on North Beach. Isabel Araiza, 326 Poenisch, spoke regarding the potential budget cuts to: Code Enforcement; Vector Control; Health Department services; closure of pools; replacement of playground equipment; sale of park lands; and the need for the City to stop providing funding to major corporations. Lauren Lavender, 319 N. Mesquite; Jeremy Wells, 1310 Prince; Hank Harrison, 901 Driftwood; and Collette Rye, 802 Carancahua, spoke in support of Agenda Item 17, adopting the Downtown Area Development Plan. Susie Luna Saldana, 4710 Hakel, spoke regarding the City's budget and the concern for public safety.

**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:

City Manager Rose congratulated Carl Gross, Operations Manager at the Corpus Christi International Airport, for earning accreditation with the American Association of Airport Executives.

**a. UPDATE ON BACKFLOW PREVENTION**

City Manager Rose stated that the purpose of this item is to provide an update on the backflow prevention program regarding commercial contracts and the industrial districts. Executive Director of Utilities Dan Grimsbo presented the following information: the City's requirements for all industrial properties in the industrial district; a status of the FY2017-2018 industrial district affidavits; and a status of the FY2017-2018 commercial contracts. Mr. Grimsbo thanked the industrial district customers, the commercial customers and the Development Services Department for their assistance in ensuring the safety of the City's water supply.

Council members and staff discussed the following topics: legal issues related to the City's right to access and inspect properties; and adoption of a resolution or ordinance to terminate utilities for customers not complying with inspection requirements.

**b. CITY PERFORMANCE REPORT - AVIATION**

City Manager Rose asked Director of Aviation Fred Segundo to provide a briefing on the mission statement; operational profile; baseline information and performance indicators of the Corpus Christi International Airport.

**c. OTHER**

1) The Marina and Utilities Department are hosting a demonstration to educate the public regarding an invasive freshwater species called zebra mussel. These mussels, when spread, can cause costly damage to both boats and the City's water supply infrastructure. The demonstration will be held on Friday,

April 6, 2018 at 10:30 a.m. at the Coopers Alley L-Head. 2) City Manager Rose provided an update on the Frost Bank breach of the lock box software system. City staff had been told by Frost Bank personnel that the lock box software system in San Antonio has been secured and it is safe for the City of Corpus Christi's customers to mail their payments to the lock box. Frost Bank is double checking the list of individuals affected and once finalized, will work with the City to determine the best way to communicate to its customers. Frost Bank has been very cooperative and is committed to assisting the City's customers affected by the lock box software breach.

**G. MINUTES:**

2. Regular Meeting of March 20, 2018.

Mayor McComb referred to approval of the minutes. Council Member Garza made a motion to approve the minutes, seconded by Council Member Guajardo and passed unanimously (Council Members Lindsey-Opel and Rubio were absent).

**H. BOARD & COMMITTEE APPOINTMENTS:**

3. Animal Care Advisory Committee  
Building Standards Board  
Food Service Advisory Committee  
Mechanical/Plumbing Advisory Board

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

**Animal Care Advisory Committee**

Council Member Guajardo made a motion to appoint Karla Lofton (Community At-Large), seconded by Council Member Smith and passed unanimously (Council Members Lindsey-Opel and Rubio were absent).

**Building Standards Board**

Council Member Lindsey-Opel made a motion to reappoint Craig Loving (At-Large/Homeowner) and Tim Honea (Home Builder), seconded by Council Member Molina and passed unanimously (Council Member Rubio was absent).

Council Member Garza nominated Lillian T. Helms (General Contractor).  
Council Member Molina nominated Michael M. Miller (General Contractor).

Lillian T. Helms was appointed with Mayor McComb and Council Members Garza, Lindsey-Opel, Guajardo and Hunter voting for Lillian T. Helms and Council Members Smith and Molina voting for Michael M. Miller (Council Member Rubio was absent).

**Food Service Advisory Committee**

Council Member Garza made a motion to appoint Malcolm De Shields (Community At-Large), seconded by Council Member Guajardo and passed unanimously (Council Member Rubio was absent).

Council Member Garza made a motion to appoint Julio A. Garza (Local Food Manager), seconded by Council Member Molina and passed unanimously (Council Member Rubio was absent).

**Mechanical/Plumbing Advisory Board**

Council Member Lindsey-Opel made a motion to reappoint Stacy Gallagher (Home Builder), Mike Dildy (Master Plumber), Jared Merdes P.E. (Mechanical Engineer), and Maverick C. Volesky Jr. (Plumber), seconded by Council Member Garza 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. There were no comments from the Council or the public. Council Member Garza made a motion to approve the consent agenda items, seconded by Council Member Molina. The consent agenda items were passed and approved by one vote as follows:

(Note: Council Member Lindsey-Opel voted to approve the consent agenda items with the exception of Item 10).

**Aye:** 7 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina and Council Member Smith

**Absent:** 1 - Council Member Rubio

**Abstained:** 0

**4. Resolution authorizing submission of grant application for funding under Local Border Security Program**

Resolution authorizing submission of grant application to Office of the Governor for funding under Local Border Security Program.

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

Enactment No: 031392

**5. Service Agreement for one-year with two one-year options for Overhead Door Repair and Maintenance for the Fire Department**

Motion authorizing a one-year service agreement with Hub City Overhead

Door Co., Inc. of Corpus Christi, Texas for a total amount not to exceed \$56,325, with two one-year options for a total potential multi-year amount of \$168,975.

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

Enactment No: M2018-040

**6. Contribution-In-Aid-of-Construction Agreements with AEP**

Motion authorizing execution of Contribution-In-Aid-of-Construction Agreements with AEP in the amount of \$87,178.02 for installation of streetlights on Ennis Joslin from South Padre Island Drive (SPID) to Williams Drive and in the amount of \$80,641.54 for installation of street lights on Ennis Joslin from Williams Drive to Holly Road.

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

Enactment No: M2018-041

**7. Supply Agreement for 36 months for Manhole Covers for the Utilities Department**

Motion authorizing a 36-month supply agreement with Core & Main, L.P., of Corpus Christi, Texas, for Manhole Covers for the Utilities Department for a total amount not to exceed \$166,185.00.

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

Enactment No: M2018-042

**8. Service Agreement for one-year with two one-year options for hauling services for the Utilities Department**

Motion authorizing a one-year service agreement for hauling services with Tahoe Trucking, LLC. of Robstown, Texas for \$269,850, with two one-year options for a total potential multi-year amount of \$ 809,550.

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

Enactment No: M2018-043

**9. Resolution authorizing a five-year service agreement for Koha Integrated Library System Service and support for the Libraries Department**

Resolution authorizing a five-year service agreement with ByWater Solutions, from Santa Barbara, California, for a total amount not to exceed \$100,000.00.

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

Enactment No: 031393

**10. Type A Agreement - CCREDC Program Management and Funding**

Motion to approve an agreement between the Corpus Christi Business and Job Development Corporation and the City of Corpus Christi to fund services provided to the Corporation by the Corpus Christi Regional Economic Development Corporation in the amount of \$125,000.

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

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

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

**Absent:** 1 - Council Member Rubio

**Abstained:** 0

Enactment No: M2018-044

**11. Second Reading Ordinance - Adopting a Code Enforcement Fee Schedule (1st Reading 3/20/18)**

Ordinance amending Corpus Christi Code to adopt a Code Enforcement fee schedule.

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

Enactment No: 031394

**12. Second Reading Ordinance - Corpus Christi Fire Prevention Fee Amendments (1st Reading 3/20/18)**

Ordinance amending the Corpus Christi Code to adopt a new fire prevention permit fee schedule.

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

Enactment No: 031395

**13. Second Reading Ordinance - Amending City Code to increase the photocopy fee for the Libraries (1st Reading 3/20/18)**

Ordinance amending section 2-79 of the code of ordinances regarding library fees to increase the photocopy fee.

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

Enactment No: 031396

**14. Second Reading Ordinance - Rezoning for a Property located at or near 2722 Flour Bluff Drive (3/20/18)**

Case No. 0118-03 Lowm, Inc.:

Ordinance rezoning property at or near 2722 Flour Bluff Drive from "CG-1" General Commercial District and "RS-6" Single-Family 6 District to "RS-22" Single-Family 22 District and amending the Comprehensive Plan.

Planning Commission and Staff Recommendation (January 24, 2018):

Approval of the change of zoning from the "CG-1" and the "RS-6" to the "RS-22".

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

Enactment No: 031397

**15. Second Reading Ordinance - Rezoning for a Property at or near 15641 Northwest Boulevard (3/20/18)**

Case No. 0218-02 Puerto Los Caballeros, LLC:

Ordinance rezoning property at or near 15641 Northwest Boulevard from "FR" Farm Rural District to the "CG-2" General Commercial District.

Planning Commission and Staff Recommendation (February 7, 2018):

Approval of the change of zoning from the "FR" to "CG-2".

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

Enactment No: 031398

**16. Second Reading Ordinance - North Beach Redevelopment Initiative (1st Reading 3/20/18)**

Ordinance adopting North Beach Redevelopment Initiative Specific Plan; and amending the Comprehensive Plan.

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

Enactment No: 031399

**17. Second Reading Ordinance - Adopting the Downtown Area Development Plan (1st Reading 3/20/18)**

Ordinance adopting Downtown Area Development Plan; rescinding Central Business Development Plan; and amending comprehensive plan.

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

Enactment No: 031400



**18. Second Reading Ordinance - Approval of agreement and appropriating funds for the Water Arterial Transmission and Grid Main Construction and Reimbursement Agreement (1st Reading 3/20/18)**

Ordinance authorizing Water Arterial Transmission and Grid Main Construction and Reimbursement Agreement with MPM Development, LP; and appropriating \$72,130.00 from Water Arterial Transmission and Grid Main Trust Fund to reimburse the Developer.

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

Enactment No: 031401

**19. Second Reading Ordinance - Appropriating funds for construction contract for American Bank Center & Exhibition Hall & Convention Center Restroom Upgrades project (1st Reading 3/20/18)**

Ordinance appropriating \$1,042,200.00 from the Unreserved Fund Balance in the Hotel Occupancy Tax Fund; changing the Operating Budget in the amount of \$1,042,200.00; and authorizing execution of a construction contract with Cordova Construction Company Inc., of Nacogdoches, TX in the amount of \$786,210.00 for the American Bank Center & Exhibition Hall & Convention Center Restroom Upgrades project. (Capital Outlay Project FY 2018).

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

Enactment No: 031402

**20. Second Reading Ordinance - Amending City Code to decrease speed limit on Beach Access Road 3A (1st Reading 3/20/18)**

Ordinance amending Code of Ordinances to decrease the speed limit on Beach Access Road 3A; providing for penalty.

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

Enactment No: 031403

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

**N. REGULAR AGENDA: (ITEM 21)**

**21. Five-Year Service Agreement for Business Development Services for Corpus Christi International Airport**

Motion to execute a five-year service agreement with Trillion Aviation,

Austin, Texas, in the amount of \$600,000, for business development services for the Corpus Christi International Airport based on the best value for the City.

Mayor McComb referred to Item 21. Director of Aviation Fred Segundo stated that the purpose of this item is to execute a five-year service agreement with Trillion Aviation for business development and air services for the Corpus Christi International Airport. Mr. Segundo explained that this item was tabled at the February 20, 2018 City Council meeting, and the presentation being presented today is to address City Council's concerns related to costs, the contractor's work and air service development. Airport Board members Jay Wise and Bob Williams were available to respond to questions.

Dan Benzon, President of Trillion Aviation, presented the following information: examples of Trillion Aviation's assignments at the airport; the financial impact of past projects; air service development priorities; what airlines look for when assessing new markets; air services approaches; and current and upcoming tasks.

Following Mr. Benzon's presentation, council members, Mr. Benzon and staff discussed the following topics: the progress made at the airport; positive revenue of \$7.26 received for airline cost per airplane passenger; the four areas of revenue received at the airport including: airlines, parking, rental cars and rental agreements; the funding invested at the airport over the last 10 years; the trend regarding enplanements; the success of the FlyCC advertising campaign which increased enplanements; the data from a 2010 report performed by TXDOT Aviation regarding the economic impact of the airport; a list of airports that have surpassed the Corpus Christi International Airport since 2000; the airport being a huge asset to the community; community recognition of the importance of the airport; and working with the Corpus Christi Convention and Visitors Bureau to increase participation at the airport. There were no comments from the public.

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

**Aye:** 7 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina and Council Member Smith

**Absent:** 1 - Council Member Rubio

**Abstained:** 0

Enactment No: M2018-045

#### **EXECUTIVE SESSION: (ITEMS 40 - 41)**

Mayor McComb referred to Executive Session Items 40 and 41. The Council went into executive session at 1:33 p.m. The Council returned from executive session at 3:22 p.m.

**40.**

**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.

This E-Session Item was discussed in executive session.

41.

**Executive Session pursuant to Section 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 provision of incentives pursuant to any previously executed or proposed economic development / business incentive agreement(s) between the City and/or related entities and Upper Padre Partners, LP, Gulf Shores Ventures, and/or North Padre Waterpark Holdings, Ltd. and/or past or present affiliates, creditors or shareholders of any of the aforesaid entities, possible development agreements or other funding mechanisms related to the construction of Park Road 22 bridge and related infrastructure, including, but not limited to, bridges, culverts, canals, sewers, mains, lift stations, pump stations, revetments, pilings, and ditches, **and pursuant to Texas Government Code § 551.087** to discuss confidential commercial or financial information pertaining to business prospect(s) that the City seeks to have locate, stay or expand in or near the territory of the City and with which the City may conduct economic development negotiations and/or deliberate possible economic development issues concerning said business prospect(s).

Mayor McComb referred to Item 41 and issued a public statement as follows:

The focus of the 380 agreement was to get a Schlitterbahn Waterpark in Corpus Christi, from which the City is still benefiting. If the Waterpark ceases to operate as a Schlitterbahn, the City will be able to stop all 380 payments. All 380 incentives are based on taxes paid. Currently, the City is reimbursing sales tax and hotel occupancy taxes earned at the facility. The incentives are a product of Schlitterbahn's operation and will last only as long as they are operating.

**L. RECESS FOR LUNCH**

The recess for lunch was held during Executive Session Items 40 and 41.

**Q. BRIEFINGS: (ITEMS 37 - 39)**

37.

**Homelessness Recommendations Update**

Mayor McComb deviated from the agenda and referred to Item 37. Director of Housing and Community Development Rudy Bentancourt stated that the purpose of this item is to provide an update regarding the homeless recommendations presented to the City Council at the December 12, 2017 Council meeting. The updated will include each of the four recommendations presented to the City Council in October 2017 by the Advisory Council on

Homelessness, Mental Health and Substance Abuse. The presentation team included: Amy Granberry, Charlie's Place, and Paulette Kluge, Corpus Christi Convention and Visitors Bureau.

Mr. Bentancourt provided an update on Recommendation #1 Coordinated Entry and Recommendation # 4 Family Reunification Program. Recommendation #1 Coordinated Entry is a system that must be in place as a requirement by the U.S. Department of Housing and Urban Development. The system identifies people at risk of homelessness and intervenes to prevent the loss of housing and connects people with housing and services. Housing and Community Development worked with the Texas Homeless Network to develop the policies and procedures to implement the program. The Salvation Army currently serves as the Coordinated Entry point. Recommendation # 4 Family Reunification Program is being coordinated by the Salvation Army and the program has already been implemented.

Ms. Granberry provided an overview of Recommendation # 2 Homeless Work Program and stated that the Advisory Council has partnered with Texas A & M Corpus Christi for students to conduct research of best practices, develop guidelines for the program and bring forward recommendations to implement the program in the community. Ms. Granberry reported on Recommendation # 3 Tiny Homes Pilot Program and stated that the Advisory Council subcommittee and City staffed toured the Community First Village in Austin, Texas. A memorandum of understanding has been made with SkillsUSA Competition for the April 2018 competition to construct 13 tiny homes and give them to this project. Ms. Granberry provided an overview of the preliminary criteria for the program. Ms. Kluge presented information regarding the design of the village and examples of the tiny home model. Mr. Bentancourt stated that next steps include: identifying short-term storage for the homes; identifying land, and identifying restroom/shower facilities.

Council members and the presentation team discussed the following topics: the location of the tiny home village; discussion with the Port of Corpus Christi or other major entities regarding temporary storage of the tiny home structures until a location is determined; a timeline for the tiny homes program; the Community First Village in Austin, Texas; identifying a non-profit organization to run the tiny homes pilot program; and the progress made by the Advisory Council on all four recommendations.

### **38. National League of Cities Service Line Program**

Mayor McComb referred to Item 38. Assistant City Manager Mark Van Vleck introduced Brian Davis with the National League of Cities (NLC) Service Line Warranty Program. Mr. Davis stated that the NLC created the program as a way to combat the problems of aging infrastructure of service lines. NLC is the largest investor of private side infrastructure repairs and replacements in North America. NLC has spent over \$350 million on citizens' homes and their service lines being repaired or replaced in the last three and half years.

Approximately 500 cities are participating nationwide. Mr. Davis stated that Corpus Christi homeowners' insurance does not cover lateral service lines should a sewer or water line break. The program would protect homeowners when issues occur with lateral lines and would set up a City-based plumber for the repair process without paying a service charge. The warranty is \$5.75 a month for water, \$7.75 for sewer. NLC would also set up a "Care and Conserve

Fund" for citizens that cannot afford the warranty. The City would need to partner with NLC in a public/private partnership to let their homeowners be aware of the program. Enrollment in the program can offer better coverage limits to meet every job and every repair.

Mr. Davis and council members discussed the following topics: the cost of the program; how the program works; the repairs that are covered; whether NLC would consider adjusting their premiums due to service lines not being under sidewalks and streets; and whether the City would be liable for damages for partnering with NLC.

#### **MOTION OF DIRECTION**

Council Member Molina made a motion directing the City Manager to initiate a conversation with Mr. Davis to discuss details of the program, determine if it is feasible to operate in the City of Corpus Christi and bring a recommendation back to City Council, seconded by Council Member Hunter and passed unanimously (Council Member Rubio was absent).

**39.**

### **Corpus Christi Holidays on the Bay**

Mayor McComb referred to Item 39. Paulette Kluge, Corpus Christi Convention and Visitors Bureau, stated that the purpose of this item is to discuss plans for Corpus Christi Holidays on the Bay to increase hotel occupancy tax, sales tax, and quality of life in Corpus Christi. Ms. Kluge presented the following information: the vision of the project; The Water's Edge Park were the celebration will occur; examples of decorative elements including: the centerpiece of the celebration, the Christmas tree, the concept of Reimagined Peppermint Lane in downtown, lighting of the downtown parks; a downtown buildings holiday lights competition; and new bows and garland on light poles; the holiday programming proposed for each weekend in December including: Harbor Lights Festival at The Water's Edge Park, Artwalk in Downtown, Christmas Village at Heritage Park, Festivus Celebration at The Water's Edge Park and Downtown, and Health Goals Bridgewalk starting at Heritage Park; and month-long promotions. Ms. Kluge reported that the cost to implement the project is approximately \$500,000 and the committee is recommending \$50,000 a year for five years from the City of Corpus Christi. The presentation team included Alyssa Barrera, Executive Director of the Downtown Management District, and Maria Pedraza, Harbor Lights Festival.

Council members and the presentation team discussed the following topics: Harbor Lights collaboration on the project; the cost for the project; advertising of the project; and a suggestion from a council member to incorporate the beach.

#### **REGULAR AGENDA: (ITEMS 22 - 25)**

**22.**

### **Second Reading Ordinance - Amending the Code of Ordinances to increase alarm permit fees and adopt a new animal care service fee schedule (1st Reading 3/20/18)**

Ordinance amending Corpus Christi Code to increase alarm permit fees; and adopting new animal care service fee schedule.

Mayor McComb deviated from the agenda and referred to Item 22. Police Chief Mike Markle stated that the purpose of this item is to amend the City's Code of Ordinances to increase alarm permit fees and adopt a new animal care service fee schedule. The ordinance has been amended to reflect that the animal care fee schedule will be submitted to City Council annually for review. There were no comments from the public.

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

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

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

**Abstained:** 0

Enactment No: 031404

**23. Second Reading Ordinance - Emergency Medical Services  
Recommended Fee Changes (1st Reading 3/20/18)**

Ordinance amending Corpus Christi Code to adopt ambulance rates schedule and to increase ambulance service permitting fees.

Mayor McComb referred to Item 23. Fire Chief Robert Rocha stated that the purpose of this item is to adopt the recommended Emergency Medical Services (EMS) fee changes. There were no comments from the public.

Council members and staff discussed the following topics: improvements to collection of services; the actual cost of services versus the charges for service; the current rates for ambulance services do not include cost of itemized charges; the proposed rates for ambulance services incorporating an average of all consumables being used; the new rates will not recover the full cost of services; the proposed fees being in line with other departments across the state; the methodology used to determine fees; the users that would be impacted by the fee adjustments; a council member's request to receive a financial overview of EMS fees; a council member questioned re-couping costs for firefighters that are already taxpayer funded; challenges with the health insurance funds; best practices in other cities related to individuals that continuously use EMS services that do not need emergency response; and the community paramedic program.

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

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

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

**Abstained:** 0

Enactment No: 031405

**24. One Reading Ordinance for Parks and Recreation Fee Adjustments**

Ordinance amending City Code Sections 36-3 and 36-7 regarding annual review of parks and recreation fee adjustments and declaring an emergency.

Mayor McComb referred to Item 24. Director of Parks and Recreation Jay Ellington stated that the purpose of this item is to amend the City's Code of Ordinances regarding annual review of parks and recreation fee adjustments. The amendment would require that all fee increases for Parks and Recreation come before the City Council annually for review. Mr. Ellington provided the proposed fee schedule for the Parks and Recreation Department. There were no comments from the public.

Council members and staff discussed the following topics: previous action by the City Council at the March 20, 2018 Council meeting to approve Parks and Recreation fees that are new or over 25%; Agenda Item 25 which includes approval of Parks and Recreation Fees at or below 25%; and the fees associated with The Water's Edge Park related to the food truck area.

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

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

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

**Abstained:** 0

Enactment No: 031406

**25. Second Reading Ordinance - Approving Parks and Recreation Fee changes at or below 25%**

Ordinance authorizing Parks and Recreation fee adjustments.

Mayor McComb referred to Item 25. Director of Parks and Recreation Jay Ellington stated that the purpose of this item is to approve Parks and Recreation Fee changes at or below 25%. There were no comments from the public.

Council members and staff discussed the following topics: why the item is being presented as an emergency reading; how cost of service is determined; the costs associated with rental of the Greenwood Softball Complex; recovering full cost of service for athletic field rentals; and if proof of liability is required for use of the athletic fields.

Council Member Molina made a motion to amend the ordinance by deleting

the emergency declaration within the ordinance and changing the ordinance to a first reading, seconded by Council Lindsey-Opel and passed unanimously (Council Member Rubio was absent).

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

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

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

**Abstained:** 0

**O. FIRST READING ORDINANCES: (ITEMS 26 - 27)**

**26. First Reading Ordinance - Five Year Lease for Property near Allison Wastewater Treatment Plant for operation of public archery range**

Ordinance authorizing execution of a five-year lease agreement with Tejas Bowmen Archery Club for use of the property near Allison Wastewater Treatment Plant off McKenzie Road to maintain and operate a public archery range.

Mayor McComb referred to Item 26. Executive Director of Utilities Dan Grimsbo stated that the purpose of this item is to execute a five-year lease agreement with Tejas Bowmen Archery Club for use of property near the Allison Wastewater Treatment Plant off McKenzie Road to maintain and operate a public archery range. The Tejas Bowman Archery Club is responsible for maintenance, archery operation, and mowing. There is no lease payment for the use of the property.

Council members and staff discussed the following topics: the use of the property as an in-kind service; the termination clause in the contract should the City decide to repurpose the property; concerns regarding the use of City property without the City receiving revenue; and the Tejas Bowmen Archery Club receiving membership fees.

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

**Aye:** 6 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel and Council Member Smith

**Absent:** 2 - Council Member Molina and Council Member Rubio

**Abstained:** 0

**27. First Reading Ordinance - Sale of 3 Park Properties**



Ordinance approving the sale of following 3 properties: a) Congress Park (4017 Capitol) to Southern Builder Co. LLC for \$180,000; b) Creekway Park (7306 Prairie) to Southern Builder Co. LLC for \$75,000; and c) Violet Park (4301 Violet) to Isaac Camacho and Janet L. Camacho for \$115,000.

**Mayor McComb referred to Item 27. Director of Parks and Recreation Jay Ellington stated that the purpose of this item to approve the sale of three park properties: Congress Park, Creekway Park and Violet Park. There were no comments from the Council or the public.**

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

**Aye:** 7 - Mayor McComb, Council Member Garza, Council Member Guajardo, Council Member Hunter, Council Member Lindsey-Opel, Council Member Molina and Council Member Smith

**Absent:** 1 - Council Member Rubio

**Abstained:** 0

**P. FUTURE AGENDA ITEMS: (ITEMS 28 - 36)**

**Mayor McComb referred to Future Agenda Items. City Manager Margie C. Rose stated that staff had planned presentations on Items 30 and 31.**

**28. Supply Agreement for 24 months for police uniforms**

Motion authorizing a 24 month supply agreement for police uniforms and accessories with Galls, LLC, from Lexington, Texas via BuyBoard for a total amount not to exceed \$241,294.48.

**This Motion was recommended to the consent agenda.**

**29. Resolution authorizing outside city limits water contracts with property owners in the Nottingham Acres Unit 2 Subdivision**

**This Resolution was recommended to the consent agenda.**

**30. Professional Services Contracts and Amendments - Construction Inspection Staff Support (Capital Improvement Program and Bond Projects)**

Motion authorizing multiple amendments, and award of new contracts for Representative Services totaling \$2,623,040 with options to administratively execute two 6 month renewals for providing Construction Inspection Staff Support for Engineering Services.

1. Award (NEW) contract to AG|CM - 6 Inspectors at \$1,060,800

2. Award contract amendments to Freese and Nichols - 3 Inspectors at \$480,640
3. Award (NEW) contract to Heneco - 5 Inspectors at \$894,400
4. Award (NEW) contract to Maverick Engineering - 1 Inspector at \$187,200

**This Motion was recommended to the consent agenda.**

**31. Construction Change Order No. 7 for the O. N. Stevens Water Treatment Plant High Service Building No. 3 Project for correction of soil and drainage issues at the project site (Capital Improvement Program)**

Motion authorizing Construction Change Order No. 7 with PLW Cadagua Partners of The Woodlands, Texas in the amount of \$182,629.43 for the O.N. Stevens Water Treatment Plant High Service Building No. 3. (Capital Improvement Program - CIP)

**This Motion was recommended to the consent agenda.**

**32. Construction Contract for Citywide Lift station Repairs 2017-2018 (Capital Improvement Program)**

Motion authorizing a construction contract with Associated Construction Partners Ltd., of Boerne, Texas in the amount of \$1,496,000 for Citywide Lift Station Repairs 2017-2018 for the total base bid. (Capital Improvement Program - CIP)

**This Motion was recommended to the consent agenda.**

**33. Professional Services Contract - Citywide Lift Station Repairs 2018-2019**

Motion authorizing a professional services contract with Urban Engineering of Corpus Christi, Texas in the amount of \$385,650 for Citywide Lift Station Repairs 2018-2019 for design, bid, and construction phase services. (Capital Improvement Program - CIP)

**This Motion was recommended to the consent agenda.**

**34. Construction Contract for Downtown Street Traffic Signals and Area Improvements (Bond 2014, Proposition 2)**

Motion authorizing the City Manager, or designee, to execute a construction contract with Siemens Industry, Inc., of Austin, Texas in the amount of \$2,989,286 for Downtown Street Traffic Signals and Area Improvements. (Bond 2014, Proposition 2)

**This Motion was recommended to the consent agenda.**

**35. Approval of a one-year software licensing and support agreement for LANDesk**

Motion authorizing the City Manager, or designee, to execute a one-year software licensing and support agreement with SHI Government Solutions, Inc., of Austin, for LANDesk software in the amount of \$80,602.20 pursuant to the cooperative purchasing contract with the Texas Department of Information Resources with an option to renew for up to two additional years for a multiyear amount not to exceed \$241,806.60 subject to annual appropriations.

**This Motion was recommended to the consent agenda.**

**36. Reimbursement Resolution for Solid Waste Certificates of Obligation**

Resolution relating to establishing the City's intention to reimburse itself for the prior lawful expenditure of funds from the proceeds one or more series of taxable obligations to be issued by the City in an aggregate amount not to exceed \$7,500,000 for authorized purposes relating to constructing various City improvements; authorizing matters incident and related thereto; and providing an effective date.

**This Resolution was recommended to the consent agenda.**

**R. EXECUTIVE SESSION: (ITEM 42)**

Mayor McComb referred to Executive Session Item 42. The Council went into executive session at 5:47 p.m. The Council returned from executive session at 6:21 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 equipment and chemicals utilized in the disinfection of water, Texas Government Code 551.076 to deliberate security devices, personnel, and audit(s) related to the aforesaid matter(s), and Texas Government Code § 551.089 to deliberate the deployment, or specific occasions for implementation, of security personnel, critical infrastructure, or security devices related to the aforesaid matter(s).**

**This E-Session Item was discussed in executive session.**

**S. IDENTIFY COUNCIL FUTURE AGENDA ITEMS**

**None.**

**T. ADJOURNMENT**

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