



City of Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Minutes

City Council

Tuesday, January 15, 2019

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 11:32 a.m.

- B. Invocation to be given by Reverend Gloria Lear, First United Methodist Church.**

Reverend Barton Bailey gave the invocation.

- C. Pledge of Allegiance to the Flag of the United States to be led by Sharon Lewis, Environmental Affairs Manager, Environmental and Strategic Initiatives.**

Ms. Sharon Lewis 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:

Interim City Manager Keith Selman, City Attorney Miles K. Risley, and City Secretary Rebecca L. Huerta.

Present: 9 - Mayor Joe McComb, Council Member Roland Barrera, Council Member Rudy Garza, Council Member Paulette Guajardo, Council Member Gil Hernandez, Council Member Michael Hunter, Council Member Ben Molina, Council Member Everett Roy, and Council Member Greg Smith

E. Proclamations / Commendations

Mayor McComb presented the proclamation.

1. Proclamation declaring January 21, 2019, "Martin Luther King Holiday Celebration and Commemorative March".

The Proclamation was presented.

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

Mayor McComb referred to City Manager's Comments. Interim City Manager Keith Selman reported on the following topics:

b. OTHER

1) The City has been putting fluoride in the water since 2015 in accordance with regulations from the Food and Drug Administration, the Center for Disease Control and Prevention, and the American Dental Association. The Center for Disease Control and Prevention presented the City's public water system with the Water Fluoridation Quality Award. 2) Beach permits are available for \$12 and can be acquired at City Hall and 13 other locations in the Coastal Bend. Information is located at www.cctexas.com/beachpermits. 3) Dr. Clotilde P. Garcia Public Library is entering into a Sensory Time Program aimed at developing social skills for children ages 5 and under. There will be interactive activities, crafts and books for touch, feel, and smell. 4) Interim City Manager Selman recognized various City departments and employees involved in community activities during the Christmas season.

a. UTILITY BILLING UPDATE

Interim City Manager Keith Selman introduced Interim IT Director Peter Collins who provided the following information regarding the City's utility billing system: an update regarding the external audit; the progress regarding the General Ledger journal entries; the Development Services portal and plans regarding the document imaging system; implementation of rate changes; and the automated process for purchase order transactions. Mr. Collins provided the following update related to the IT Department: that he is meeting individually with staff members; and staff is identifying long-and short-term goals and assessing equipment.

A council member discussed improving terminology on the utility bills regarding minimum usage/base rates.

G. MINUTES:

2. Regular Meeting of January 8, 2019 and two Special Meetings of January

8, 2019.

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.

H. BOARD & COMMITTEE APPOINTMENTS:

3. Corpus Christi B Corporation
North Padre Island Development Corporation
Reinvestment Zone No. 2
Reinvestment Zone No. 3

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

Corpus Christi B Corporation

Council member Smith made a motion to reappoint Michael T. Hunter to serve as City Council Liaison, seconded by Council Member Guajardo and passed unanimously.

North Padre Island Development Corporation

Council Member Garza made a motion to reappoint Paulette Guajardo and Joe McComb, seconded by Council Member Molina and passed unanimously.

Council Member Smith made a motion to appoint Roland Barrera and Gil Hernandez, seconded by Council Member Garza and passed unanimously.

Reinvestment Zone No. 2 Board

Council Member Smith made a motion to appoint Roland Barrera and Gil Hernandez, seconded by Council Member Hunter and passed unanimously.

Council Member Garza made a motion to reappoint Greg Smith Chairman for a one-year term, seconded by Council Member Hunter and passed unanimously.

Reinvestment Zone No. 3

Council Member Molina made a motion to appoint Roland Barrera and Gil Hernandez and reappoint Rudy Garza, Paulette Guajardo, Everett Roy and Greg Smith, seconded by Council Member Barrera and passed unanimously.

Council Member Garza nominated Carolyn Vaughn to serve as Chair. Council Member Guajardo nominated Everett Roy to serve as Chair.

Everett Roy was appointed Chairman for a one-year term with Mayor McComb and Council Members Hunter, Barrera, Guajardo, Smith, Molina, Roy and Hernandez voting for Everett Roy and Council Member Garza voting for Carolyn Vaughn.

I. EXPLANATION OF COUNCIL ACTION:

- 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. All items on this agenda are considered public hearings.**

Mayor McComb referred to comments from the public. City Attorney Miles K. Risley read the Rules of Decorum for the Council Chambers. City Secretary Rebecca L. Huerta conducted the public comment period. Jack Gordy, 4118 Bray, spoke regarding the following topics: Agenda Item 30, adopting a Right-of-Way License Agreement to allow parking of dockless vehicles and stated that the scooters are in violation of federal and state laws; and blocked sidewalks in the City. Ted Mandel, 15306 Key Largo Ct., spoke regarding air service and the lack of nonstop destinations at the Corpus Christi International Airport. Brian Watson, 5813 Hugo, spoke regarding the use of fluoride in the water system and in opposition to renaming Naval Air Station - Corpus Christi after late U.S. President George Herbert Walker Bush.

K. CONSENT AGENDA: (ITEMS 4 - 19)**Approval of the Consent Agenda**

Mayor McComb referred to the Consent Agenda. Mayor McComb announced that Item 6 was pulled by staff. There were no comments from the Council or the public.

A motion was made by Council Member Garza, seconded by Council Member Barrera, to approve the Consent Agenda. The consent agenda items were passed and approved by one vote as follows:

Aye: 9 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Hunter, Council Member Molina, Council Member Roy and Council Member Smith

Abstained: 0

- 4. Supply Agreement for PetLink Slim polymer microchips for Animal Care Services**

Resolution authorizing a one-year supply agreement for PetLink Slim polymer microchips for Animal Care Services with Datamars, Inc., of Woburn, Massachusetts, for an amount not to exceed \$31,250, with four additional one-year renewal options for a potential total amount not to exceed \$156,250.

This Resolution was passed on the consent agenda.

Enactment No: 031644

5. IBM Maximo Licenses and Maintenance Renewal

Motion authorizing the City Manager or designee to execute all documents necessary with IBM and IBM Credit, LLC, for the renewal purchase of Maximo software licenses and maintenance for a five-year term, with annual payments not to exceed \$234,358.05 subject to sufficient appropriations for a total amount not to exceed \$1,171,790.21 payable with funds provided by the Information Technology and Utilities Departments.

This Motion was passed on the consent agenda.

Enactment No: M2019-007

6. Service Agreement for Maximo Software Consultant Services

Motion authorizing a one-year service agreement for Maximo software services and maintenance support with Barton & Loguidice D.P.C. of Liverpool, New York for an amount not to exceed \$140,600, with two additional one-year renewal options for a potential total amount not to exceed \$421,800.

This Motion was withdrawn.

7. Purchase of four Kubota Utility Vehicles for Beach Operations

Motion authorizing the purchase of four Kubota utility vehicles for Beach Operations from Kubota Tractor Corporation of Torrance, California via the BuyBoard cooperative for a total amount not to exceed \$62,357.96.

This Motion was passed on the consent agenda.

Enactment No: M2019-008

8. Construction Contract Change Order No. 2 for Oso Water Reclamation Plant Headworks and Lift Station (Capital Improvement Program)

Motion to authorize execution of Change Order No. 2 with CSA Construction Inc., of Houston, TX in the amount of \$403,920 for a total

restated fee of \$23,650,887 for Oso Water Reclamation Plant (Oso WRP) Headworks and Lift Station project.

This Motion was passed on the consent agenda.

Enactment No: M2019-009

9. Construction Contract for Wesley E. Seale Dam Outlet Rehabilitation (Capital Improvement Program)

Motion to authorize execution of a construction contract with Associated Construction Partners, Ltd. of Boerne, Texas in the amount of \$1,507,612.87 for Wesley E. Seale Dam Outlet Rehabilitation project.

This Motion was passed on the consent agenda.

Enactment No: M2019-010

10. Service Agreement for Preventative Maintenance and Emergency Vector Service for Utilities Department

Motion authorizing a one-year service agreement for preventative maintenance and emergency vector service with ADK Environmental, Inc., of Odem, Texas for a not to exceed of \$312,200.00, with two one-year options for a total potential multi-year amount of \$936,600.00.

This Motion was passed on the consent agenda.

Enactment No: M2019-011

11. Amendment to Service Agreement for Pump Service Repairs

Motion authorizing an amendment to service agreement No. 1426 for pump service repairs with Smith Pump of Waco, Texas, for a not to exceed amount of \$61,115.00 for a revised contract total not to exceed \$305,575.00.

This Motion was passed on the consent agenda.

Enactment No: M2019-012

12. Purchase of Rough Terrain Forklift for Asset Management

Motion authorizing the purchase of one 8,000-pound Rough Terrain Forklift from Hlavinka Equipment Company of East Bernard, Texas via Sourcewell Cooperative for a total amount not to exceed \$89,309.93.

This Motion was passed on the consent agenda.

Enactment No: M2019-013

13. Resolution for grant application submittal for Packery Channel

Repairs

Resolution authorizing submittal of grant application for the Federal Emergency Management Agency Public Assistance Program in the amount of \$15,000,000 for Packery Channel repairs.

This Resolution was passed on the consent agenda.

Enactment No: 031645

14. Resolution for grant application submittal to the State of Texas division of Emergency Management

A Resolution of the City of Corpus Christi, Texas, authorizing the City Manager to act in all matters in connection with the Texas Division of Emergency Management (TDEM) Hazard Mitigation Grant Project (HMGP) for La Volla Creek Improvements and committing the City to provide matching funds to secure and complete the TDEM Hazard Mitigation Grant.

This Resolution was passed on the consent agenda.

Enactment No: 031646

15. Resolution for grant applications submittal for the Community Development Block Grant (CDBG) Disaster Recovery Grant Program - Non-Housing

A Resolution of the City Council of Corpus Christi, Texas, for submission to the General Land Office of a Community Development & Revitalization Hurricane Harvey Non-Housing Project Application for drainage improvement projects.

This Resolution was passed on the consent agenda.

Enactment No: 031647

16. Resolution for grant applications submittal for the Community Development Block Grant (CDBG) Disaster Recovery Grant Program - Housing

A Resolution of the City Council of Corpus Christi, Texas, authorizing the submission of a Community Development & Revitalization Hurricane Harvey Housing Project Application to the General Land Office.

This Resolution was passed on the consent agenda.

Enactment No: 031648

17. Resolution for Grant Application submittal for Junior Beck Drive

Resolution authorizing submittal of application to the State of Texas Economic Development Administration Office in amount of \$5,000,000 for the repair and extension of Junior Beck Drive.

This Resolution was passed on the consent agenda.

Enactment No: 031649

18. Second Reading Ordinance - Partial Alley Closure between 6th Street and 7th Street, south of Craig Street (1st Reading 1/8/19)

Ordinance closing, abandoning and vacating the West 7.5-Feet of a 15-Foot-wide Alley adjoining lots 19 and 20, Block Eleven, Bay View Addition according to map and/or plat thereof recorded in Volume A, Page 24, Map Records of Nueces County, Texas, to comply with specified conditions.

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

Enactment No: 031650

19. Second Reading Ordinance - Accepting and appropriating grant funds to support terrorism prevention, preparedness, response and recovery capabilities (1st Reading 1/8/19)

Ordinance authorizing acceptance of \$37,573.61 grant from Texas Office of the Governor - Homeland Security Grants Division; and appropriating \$37,573.61 into Fire Grants Fund.

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

Enactment No: 031651

L. FUTURE AGENDA ITEMS: (ITEMS 20 - 27)

Mayor McComb referred to Future Agenda Items. Interim City Manager Keith Selman stated that staff had planned presentations on Items 24 and 25 through 27. Council members requested information on Items 20, 21 and 23.

20. Reimbursement Resolution for Bond 2018 General Obligation Bonds

Resolution relating to establishing the City's intention to reimburse itself for the prior lawful expenditure of funds from the proceeds of one or more series of tax-exempt obligations to be issued by the City in an aggregate amount not to exceed \$96,000,000 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 regular agenda.

21. Professional Services Contract for Alternative Water Supplies Technical Support

Motion to authorize execution of a professional services contract with Frank Brogan Consulting of San Antonio, Texas in the amount not to exceed \$100,000.00 for the Alternative Water Supplies Technical Support project.

This Motion was recommended to the consent agenda.

22. Supply Agreement for the purchase of Automotive Maintenance Parts

Motion authorizing a one-year supply agreement for the purchase of automotive maintenance parts with Advance Auto Parts of Corpus Christi, Texas via U.S. Communities cooperative for \$240,000, with a one-year option for a total potential multi-year amount not to exceed \$480,000.

This Motion was recommended to the consent agenda.

23. Purchase of Nine Ford Trucks for Parks and Recreation Department

Motion authorizing the purchase of one Ford F-150 extended cab truck, one Ford F-150 crew cab truck and seven Ford F-250 crew cab trucks for Parks and Recreation from Silsbee Ford, Inc. of Silsbee, Texas for a total amount not to exceed \$263,588.88.

This Motion was recommended to the consent agenda.

24. Purchase of four John Deere mowers for Parks and Recreation Department

Motion authorizing the purchase of four John Deere mowers for Parks and Recreation from Deere & Company, of Cary, North Carolina, via BuyBoard cooperative for a total amount not to exceed \$80,229.24.

This Motion was recommended to the consent agenda.

25. Resolution in support of an Affordable Housing development to satisfy the requirement set forth by the Texas Department of Housing and Community Affairs (TDHCA)

Resolution of the City Council of the City of Corpus Christi, Texas in support of the proposed affordable housing project known as Avanti at

South Bluff to be developed by Avanti at South Bluff, LP.

This Resolution was recommended to the consent agenda.

26. Resolution in support of an Affordable Housing development to satisfy the requirement set forth by the Texas Department of Housing and Community Affairs (TDHCA)

Resolution of the City Council of the City of Corpus Christi, Texas in support of the proposed affordable housing project known as Casa de Manana Apartments to be developed by TG 110, Inc.

This Resolution was recommended to the consent agenda.

27. Resolution identifying a development in the La Molina - Near West Existing Conditions Report which will contribute to revitalization efforts

Resolution identifying the project known as Casa de Manana Apartments as a development that will contribute most significantly to the concerted revitalization efforts of the City in the La Molina - Near West Area.

This Resolution was recommended to the consent agenda.

N. PUBLIC HEARINGS: (ITEMS 28 - 29)

28. Public Hearing and First Reading Ordinance - Rezoning for a Property located at or near 1902 Lipan Street.

Case No. 1018-05 Habitat for Humanity: Request for rezoning a property at or near 1902 Lipan Street from the "IH" Heavy Industrial District to the "RS-4.5" Single-Family 4.5 District.

Planning Commission and Staff Recommendation (November 14, 2018): Approval of the change of zoning from the "IH" Heavy Industrial District to the "RS-4.5" Single-Family 4.5 District.

Ordinance rezoning property at or near 1902 Lipan Street from the "IH" Heavy Industrial District to the "RS-4.5" Single-Family 4.5 District.

Mayor McComb referred to Item 28. Council Member Molina announced he was abstaining from this item. Director of Development Services Nina Nixon-Mendez stated that the purpose of this item is to rezone the subject property to allow for the construction of a single-family home. Ms. Nixon-Mendez stated that the Planning Commission and staff are in favor of the zoning change.

Council members and staff discussed the following topics: that the subject property was annexed in 1852 and has remained undeveloped; opposition to

the zoning change; and the new Harbor Bridge projects near the subject property.

Mayor McComb opened the public hearing. There were no comments from the public. Mayor McComb closed the public hearing.

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

Aye: 8 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Hunter, Council Member Roy and Council Member Smith

Abstained: 1 - Council Member Molina

29.

Public Hearing and First Reading Ordinance - Rezoning for a Property located at or near 6402 Holly Road.

Case No. 1118-01 Kyle McGee: Request for rezoning a property at or near 6402 Holly Road from the "CG-2" General Commercial District to the "CG-2/SP" General Commercial District with a Special Permit.

Planning Commission and Staff Recommendation (November 14, 2018): Approval of the change of zoning from the "CG-2" General Commercial District to the "CG-2/SP" General Commercial District with a Special Permit with conditions.

Ordinance rezoning property at or near 6402 Holly Road from the "CG-2" General Commercial District to the "CG-2/SP" General Commercial District with a Special Permit with conditions District.

Mayor McComb referred to Item 29. Director of Development Nina Nixon-Mendez stated that the purpose of this item is to rezone the subject property to allow for a Special Permit to install and operate a 120 foot monopole wireless communications tower. Ms. Nixon-Mendez stated that the Planning Commission and staff are in favor of the zoning change.

Mayor McComb opened the public hearing. There were no comments from Council or the public. Mayor McComb closed the public hearing.

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

Aye: 9 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Hunter, Council Member Molina, Council Member Roy and Council Member Smith

Abstained: 0

O. REGULAR AGENDA: (ITEM 30)**30. Second Reading Ordinance - Adopting a Right of Way License Agreement to Allow Parking of Dockless Vehicles (1st Reading 1/8/19)**

Ordinance authorizing six-month licenses to allow the parking of dockless vehicles in the City's right-of-way; appropriating the fees received from said licenses into the Dockless Vehicle Fund; and amending the budget.

Mayor McComb referred to Item 30. Business Liaison Arlene Medrano stated that the purpose of this item is to authorize six-month licenses to allow the parking of dockless vehicles in the City's rights-of-way. Captain Christopher White was available to respond to questions. Ms. Medrano stated that staff is requesting a motion to amend Section 2 of the agreement to clarify blocking versus blocking access to certain amenities.

Mayor McComb called for comments from the public. Blanca Laborde, Senior Manager for Government Partnership with Bird Rides, stated that Bird Rides is thrilled to be in the community and how the community has embraced scooters as a transportation option. Ms. Laborde requested that the fee structure be changed from a fee amount of \$1 per day per vehicle to \$0.10 per ride. Casey Whittington, Blue Duck Scooters, encouraged the City Council to approve the items as presented.

Council members discussed the following topics: how the fee structure was determined; that the current fee structure was proposed by the scooter companies; that the City has been operating in good faith, since scooter companies began operating in the City in October 2018 to allow scooter companies to operate in City; if the labels on the scooters are a violation of the Highway Beautification Act; the effective date of the ordinance; a council member requested feedback from the Parks and Recreation Advisory Committee regarding scooters operating in nature parks; and the number of scooter companies operating in the United States.

Council Member Hernandez made a motion to amend the ordinance as requested by staff, seconded by Council Member Hunter and passed unanimously.

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

Aye: 9 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Hunter, Council Member Molina, Council Member Roy and Council Member Smith

Abstained: 0

Enactment No: 031652

P. FIRST READING ORDINANCES: (ITEMS 31 - 38)

31. First Reading Ordinance - Interlocal Agreement for reimbursement for MetroCom Dispatch Center Enhancements

Ordinance authorizing Interlocal Agreement with Nueces County for \$146,671.59 reimbursement for MetroCom Dispatch Center Enhancements; appropriating \$146,671.59 from General Fund unreserved fund balance.

Mayor McComb referred to Item 31. Police Management Services Director Pat Eldridge stated that the purpose of this item is to authorize an interlocal agreement with Nueces County for a reimbursement to the City in the amount of \$146,671.59 for the MetroCom Dispatch Center Enhancements. The City and Nueces County jointly applied for a Homeland Security grant. There were no comments from the Council or the public.

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

Aye: 9 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Hunter, Council Member Molina, Council Member Roy and Council Member Smith

Abstained: 0

32. First Reading Ordinance - Accepting and appropriating grant funds for enhancing emergency response capabilities in the Fire Department

Ordinance authorizing acceptance of \$2,000 grant from Exxon Mobil Corporation for Exxon Mobil's "Good Neighbor Program"; and appropriating \$2,000 into Fire Grant Fund.

Mayor McComb referred to Item 32. Fire Chief Robert Rocha stated that the purpose of this item is to accept a grant in the amount of \$2,000 from Exxon Mobil Corporation for Exxon Mobil's "Good Neighbor Program". There were no comments from the Council or the public.

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

Aye: 9 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Hunter, Council Member Molina, Council Member Roy and Council Member Smith

Abstained: 0

33. First Reading Ordinance - Accepting and appropriating two grants from the Homeland Security Grant Program

Ordinance authorizing acceptance of two grants totaling \$85,124.28 from

Texas Office of the Governor - Homeland Security Grant Division, Homeland Security Grant Program; and appropriating \$85,124.28 into Fire Grants Fund.

Mayor McComb referred to Item 33. Fire Chief Robert Rocha stated that the purpose of this item is to accept two grants totaling \$85,124.28 from the Texas Office of the Governor - Homeland Security Grant Division, Homeland Security Grant Program. There were no comments from the Council or the public.

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

Aye: 9 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Hunter, Council Member Molina, Council Member Roy and Council Member Smith

Abstained: 0

34.

First Reading Ordinance - Purchase of Ten Chevrolet Tahoe Vehicles for the Fire Department

Ordinance authorizing the purchase of ten Chevrolet Tahoe Vehicles from Caldwell Country Chevrolet, LLC, of Caldwell, Texas, via Buyboard for a total amount not to exceed \$440,356; appropriating \$440,356 from the unreserved fund balance of the General Fund; and amending the budget.

Mayor McComb referred to Item 34. Fire Chief Robert Rocha stated that the purpose of this item is to purchase ten Chevrolet Tahoe vehicles for the Fire Department. Funding for the purchase will come from reimbursement received from the Texas Ambulance Supplemental Payment Program (TASPP). The presentation team included: Assistant Director of Financial Services Kim Baker and Assistant Fire Chief Rick Trevino. There were no comments from the public.

Council members and staff discussed the following topics: the total reimbursement received through TASPP; if the vehicles are replacement units; the reasons for selecting Chevrolet Tahoe vehicles versus Ford vehicles; if the vehicles being replaced have exceeded their life expectancy; rotation of fleet vehicles; maintenance cost versus value; and the difference between purchasing vehicles via Buyboard or directly from a company.

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

Aye: 9 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Hunter, Council Member Molina, Council Member Roy and Council Member Smith

Abstained: 0

35.

First Reading Ordinance - Amending membership and expanding duties of the Corpus Christi Museum of Science and History

Advisory Board

Ordinance amending Chapter 2 of the Corpus Christi Code to modify Corpus Christi Museum of Science and History Advisory Board membership and expand advisory role.

Mayor McComb referred to Item 35. **Assistant to the City Manager Esther Velazquez** stated that the purpose of this item is to amend the City's Code of Ordinances, Chapter 2, Corpus Christi Museum of Science and History Advisory Board (Museum Board) by eliminating board member nominations by the Friends of the Museum and to enhance member engagement of the Museum Board by expanding their roles and responsibilities.

Council members and staff discussed the following topics: a future briefing on the status of the new management of the Museum of Science and History; and the elimination of board member nominations by the Friends of the Museum.

Mayor McComb referred to comments from the public. **Gloria Scott, 4422 Alameda**, requested that the Museum Board promote African-American memorabilia located at Solomon Coles High School, Room 102, and Miller High School and increase membership to enhance diversity.

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

Aye: 9 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Hunter, Council Member Molina, Council Member Roy and Council Member Smith

Abstained: 0

36. First Reading Ordinance - Authorizing an Airline Use and Lease Agreement with United Airlines

Ordinance authorizing a three-year airline use and lease agreement with United Airlines to be effective as of October 1, 2017, with one two-year option.

Mayor McComb referred to Item 36. **Director of Aviation Fred Segundo** stated that the purpose of this item is to authorize a three-year airline use and lease agreement with United Airlines to be effective as of October 1, 2017, with one two-year option. There were no comments from the public.

Council members and staff discussed the following topics: revenue generated from the airline use and lease agreements; the status of the study regarding enplanements and the economic impact of the airport; the status of the FlyCC advertising campaign; and potential marketing of additional air service.

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

Aye: 9 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Hunter, Council Member Molina, Council Member Roy and Council Member Smith

Abstained: 0

37. First Reading Ordinance - Right-of-Way License Agreement for a private wastewater collection system and conveyance system force main

Ordinance authorizing a Right-of-Way license Agreement with BL Marina Properties, LP, ("Permittee") to install a private wastewater collection system and conveyance system force main subject to the Permittee's compliance with specified conditions.

Mayor McComb referred to Item 37. Director of Development Services Nina Nixon-Mendez stated that the purpose of this item is to authorize a Right-of-Way License Agreement to allow for the installation of a private wastewater conveyance system force main for a proposed recreational vehicle (RV) park. Ms. Nixon-Mendez provided a layout of the proposed force main. There were no comments from the public.

In response to a council member, Ms. Nixon-Mendez stated that Development Services will review the plans and inspect the project.

Council Member Garza 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 Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Hunter, Council Member Molina, Council Member Roy and Council Member Smith

Abstained: 0

38. First Reading Ordinance - Lease Agreement for Dick Runyan Baseball Field at Evelyn Price Park

Ordinance authorizing five-year lease agreement with Incarnate Word Academy for the use of Dick Runyan Baseball Field at Evelyn Price Park near 3800 Gollihar Road in consideration of \$50 monthly fee and compliance with property maintenance standards.

Mayor McComb referred to Item 38. City Secretary Rebecca L. Huerta announced that Council Member Guajardo abstained from this item. Interim Director of Parks and Recreation Becky Perrin stated that the purpose of this item is to authorize a five-year lease agreement with Incarnate Word Academy for the use of Dick Runyan Baseball Field at Evelyn Price Park. The baseball field will be used to operate a high school baseball program. Incarnate Word Academy will pay a monthly lease fee of \$40 and will be responsible for maintenance and improvements. There were no comments from the public.

In response to Mayor McComb, Ms. Perrin stated that Incarnate Word Academy

will pay the monthly lease fee for 12 months.

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

Aye: 8 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Hernandez, Council Member Hunter, Council Member Molina, Council Member Roy and Council Member Smith

Abstained: 1 - Council Member Guajardo

R. EXECUTIVE SESSION: (ITEMS 40 - 41)

Mayor McComb deviated from the agenda and referred to the day's executive sessions. The Council went into executive session at 1:41 p.m. The Council returned from executive session at 3:16 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 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 economic development and water-related 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, and potential creation of entities that could provide or assist in the provision of the aforementioned services, **pursuant to Texas Government Code § 551.072** to deliberate the purchase, exchange, lease, or value of real property for utilization as a potential site for desalination facilities (including, but not limited to, tracts of property adjacent to Corpus Christi Bay) because deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person, **and pursuant to Texas Government Code § 551.087** to discuss confidential commercial or financial information pertaining to the aforementioned 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.

- 41. Executive Session pursuant to Texas Government Code § 551.071** and Texas Disciplinary Rules of Professional Conduct Rule 1.05 to

consult with attorneys concerning litigation including, but not limited to, the cases of *Amando Figueroa v. City of Corpus Christi*, including potential consideration of settlement offers and/or fees for attorneys, engineers, and other expert witnesses assisting in defense of action(s) and updates on litigation in other cases.

Mayor McComb referred to Item 41 and the following motion was considered:

Motion to authorize the City Manager or designee to execute all documents necessary to settle the claims of Amando Figueroa, Jr. in the lawsuit of Amando Figueroa, Jr. and Carmen Figueroa vs. City of Corpus Christi in the amount of \$225,000.

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

Aye: 9 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Hernandez, Council Member Hunter, Council Member Molina, Council Member Roy and Council Member Smith

Abstained: 0

Enactment No: M2019-014

M. RECESS FOR LUNCH

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

Q. BRIEFINGS: (ITEM 39)

39. Alternative Water Supplies Request for Information - Update

Mayor McComb referred to Item 39. Water Resource Manager Steve Ramos stated that the purpose of this item is to provide an update regarding the Alternative Water Supplies Request for Information (RFI). Frank Brogan, consultant, presented the following information: an overview of the City Council's recommendation to continue diversification of water supplies; the City's issuance of the RFI with the purpose to find Alternative Water Supplies; the RFI process; the ten responses received including: six for seawater desalination, two for groundwater, two for water reuse, and none for Aquifer Storage and Recharge; the RFI evaluation team; and status on interview process. The new steps including: to finish the interview process; obtain additional information, as needed; and determine a development plan for each source of water including timelines, permits and challenges.

Council members discussed the following topic: conservation; pre-location or pre-building efforts regarding industrial reuse; dialogue other communities have with potential new customers regarding incorporating water use and water saving strategies; technology to reduce water use; how conservation impacts water rates in order to cover debt service; determining timelines for each water source; that there were no responses received for Aquifer Storage and Recharge; the cost for desalination; the status of the Aquifer Storage and

Recharge study and test wells; that the City of Corpus Christi is the leader in the region regarding water supplies; and the communities to which the City provides water.

S. IDENTIFY COUNCIL FUTURE AGENDA ITEMS

None.

T. ADJOURNMENT

The meeting was adjourned at 3:40 p.m.