



City of Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401
cctexas.com

Meeting Minutes

City Council

Tuesday, September 15, 2020

11:30 AM

Council Chambers

Addendums may be added on Friday.

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 Mayor Joe McComb.

Mayor McComb gave the invocation.

C. Pledge of Allegiance to the Flag of the United States and to the Texas Flag.

Mayor McComb led the Pledge of Allegiance to the flag of the United States and the Texas Flag.

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 Peter Zanoni, City Attorney Miles K. Risley and City Secretary Rebecca L. Huerta.

Note: Council Members Rudy Garza, Roland Barrera and Everett Roy participated by video conference. Council Member Michael Hunter participated telephonically.

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

- E. PUBLIC COMMENT - AUDIENCE AND PRESENTER SOCIAL DISTANCING AND PUBLIC TESTIMONY AND PUBLIC HEARING INPUT AT PUBLIC MEETINGS OF THE CITY COUNCIL.** To reduce the chance of COVID-19 transmission, public meetings will be held in a manner intended to separate, to the maximum practical extent, audience and presenters from personal contact with members of Community, City Staff, and City Council. This meeting will be broadcast at cctexas.com/services/council-meeting-agendas-minutes-video. Public testimony and public hearing input for Public Comment and all items on the agenda at public meetings of the City Council should be provided in written format and presented to the City Secretary and/or designee no later than five minutes after the start of each meeting of the City Council. Testimony and/or public input shall be in accordance with the City Secretary's instructions, which shall be posted on the City Secretary's door and on the City website, and allow for electronic submission. The written public testimony shall be provided to members of City Council prior to voting on measures for that meeting. Written testimony shall be limited in accordance with the City Secretary requirements and shall be placed into the record of each meeting. This testimony shall serve as the required public testimony pursuant to Texas Government Code 551.007 and shall constitute a public hearing for purposes of any public hearing requirement under law. The meeting may be held telephonically or via videoconference. The public may participate remotely by following the instructions of the City Secretary at cctexas.com/departments/city-secretary.

Mayor McComb referred to comments from the public.

There were no written public comments submitted.

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

Mayor McComb referred to City Manager's Comments. City Manager Peter Zanoni reported on the following topics: 1) Overview on budget adoption. 2) Bond program update. 3) Update on the three area development plans. 4) Safe Fun-Fit and 5K run.

a. GOVERNMENT ACTIONS RELATED TO CORONA VIRUS

Director of Public Health District Annette Rodriguez presented an update on COVID-19: current statistics; COVID-19 cases by months; COVID-19 deaths by months; school year 2020-2021 COVID cases are immediately reported to Health District; flu season 2020-2021; COVID-19 and flu season; COVID-19 vaccine; and good news items.

G. MINUTES:

1. Regular Meeting of September 8, 2020

A motion was made by Council Member Guajardo, seconded by Council Member Molina that the Minutes be approved. The motion carried by a

unanimous vote.

H. BOARD & COMMITTEE APPOINTMENTS:

- 2. Corpus Christi B Corporation (4 vacancies)
- Corpus Christi Business and Job Development Corporation (4 vacancies)
- Corpus Christi Downtown Management District (6 vacancies)
- Ethics Commission (3 Vacancies)

Mayor McComb referred to Item 2.

Corpus Christi B Corporation
Corpus Christi Business and Job Development Corporation
Council Member Hunter made a motion to reappoint Diana Summers, Robert Tamez and Lee Trujillo, seconded by Council Member Smith and passed unanimously. Council Member Smith made a motion to reappoint Leah Olivarri, seconded by Council Member Barrera and passed unanimously (Council Member Guajardo-abstained).

Corpus Christi Downtown Management District
Council Member Molina made a motion to reappoint Cherylyn Boyd (Property Owner), Raymond Gignac (Property Owner), Krystof Kucewicz (AET), Lesley Lomax (AET), Janet Maxwell (Stock Owner) and Cheryl Votzmeyer (Property Owner), seconded by Council Member Smith and passed unanimously.

Ethics Commission
Council Member Molina made a motion to reappoint Claude Axel and Drue Jones, seconded by Council Member Smith and passed unanimously. Council Member Hernandez nominated Ed Bennett. Council Member Hernandez made a motion to appoint Ed Bennett, seconded by Council Member Smith and passed unanimously.

I. EXPLANATION OF COUNCIL ACTION:

J. CONSENT AGENDA: (ITEMS 3 - 31)

Consent - Second Reading Ordinances

Approval of the Consent Agenda

Mayor McComb referred to the Consent Agenda. Council members requested that Items 7, 8, 9, 24, 26, 27 and 31 be pulled for individual consideration.

There were no comments from the Council.

A motion was made by Council Member Smith, seconded by Council Member Hernandez to approve the Consent Agenda with the exception of Items 7, 8, 9, 24, 26, 27 and 31. The motion carried by 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

3. Zoning Case No. 0720-03, Ruben Bonilla, Jr. (District 1). Ordinance rezoning property at or near 2713 Segrest Street from the "IL" Light Industrial District to the "CN-1" Neighborhood Commercial District. Planning Commission and Staff recommend Approval.
- This Ordinance was passed on second reading on the consent agenda.**
- Enactment No: 032199
4. Zoning Case No. 0720-04, Petra Dilley (District 4). Ordinance rezoning property at or near 1014 Admiral Drive from the "RS-6" Single-Family 6 District to the "CG-1" General Commercial District. Planning Commission and Staff recommend Denial of the "CG-1" District in lieu thereof Approval of the "RS-6/SP" Single-Family 6 District with a Special Permit. ($\frac{3}{4}$ vote required to overrule Planning Commission recommendation.)
- This Ordinance was passed on second reading on the consent agenda.**
- Enactment No: 032200
5. Ordinance authorizing the acceptance of grant funds in an amount of \$174,637 from the Texas Department of Transportation for the 2021 Comprehensive Selective Traffic Enforcement Project to increase traffic enforcement in the City with a City match of \$57,682.22 in fringe benefits and department expenses with funds available from the FY 2021 General Fund; and appropriating \$174,637 in the Police Grants Fund.
- This Ordinance was passed on second reading on the consent agenda.**
- Enactment No: 032201
6. Ordinance authorizing the acceptance of a grant from the Motor Vehicle Crime Prevention Authority in an amount of \$395,356.00 to continue the Motor Vehicle Theft Unit activities in the Police Department with a City cash match of \$715,235.00 to fund three sworn officers and two civilians, and an in-kind match of office and equipment space \$94,660.00 for a total City contribution of \$809,895.00 and a total budget of \$1,205,251.00; and appropriating \$395,356.00 in the Police Grants Fund.
- This Ordinance was passed on second reading on the consent agenda.**
- Enactment No: 032202

Consent - Budget Related Items

7. Ordinance Adopting the City of Corpus Christi Operating Budget and the Capital Improvement Program Budget for the Fiscal Year 2020-2021, Beginning October 1, 2020; Authorizing personnel complements; appropriating funds as provided in the budget.

Mayor McComb referred to Item 7.

Director of Management & Budget Eddie Houlihan presented a brief update on the FY 2021 proposed annual operating and capital budget: addresses City Council and community priorities; FY 2021 total City budget \$1.0 Billion; FY 2021 proposed budget general fund (with transfers); FY 2021 general fund budget: \$265.3 Million; FY 2021 budgeted positions; fees and rates; emergency medical service rate schedule; community amendments; Council requests; staff amendments; FY 2021 capital budget \$259.9 Million; and next steps.

Council Members, City Manager Peter Zanoni and Director Houlihan discussed the following topics: the shortfall is less than \$4.6 Million; a Council Member commended the City Manager and staff for their work on the budget; this budget represents \$6 Million less that citizens are paying in sales tax; and a Council Member's concern regarding inaccuracies with the capital budget.

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

Aye: 7 - Mayor McComb, Council Member Barrera, Council Member Garza, Council Member Guajardo, Council Member Molina, Council Member Roy and Council Member Smith

Nay: 2 - Council Member Hernandez and Council Member Hunter

Abstained: 0

Enactment No: 032203

8. Ordinance setting a property tax rate of \$0.646264 per \$100 valuation which is effectively a 2.16% increase over the no new revenue tax rate.

Mayor McComb referred to Item 8.

Director of Finance Heather Hurlbert presented information on the following topics: FY 2021 tax rate; proposed tax rate same as FY 2020; and property tax dollar.

Council Members, Director Hurlbert and City Attorney Miles Risley discussed the following topics: per the state law, there is a tax rate increase if we are producing more revenue off the same property as last year; the actual tax increase is \$150,000 for the entire City; and the motion language approving the tax rate and calculation are state mandated.

Council Member Smith made the following motion: "I move that the property tax rate be increased by the adoption of a tax rate of \$0.646264 per \$100 valuation, which is effectively a 2.16 percent increase in the tax rate," seconded by Council Member Molina. This Ordinance was passed on second 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 Molina, Council Member Roy and Council Member Smith

Nay: 1 - Council Member Hunter

Abstained: 0

Enactment No: 032204

9. Ordinance ratifying the property tax increase reflected in the FY 2020-2021 Operating Budget that will require raising more revenue from property taxes than in the FY 2019-2020 Operating Budget in amount of \$755,027.

Mayor McComb referred to Item 9.

Director of Management & Budget Eddie Houlihan presented information on the following topics: FY 2021 ratify increase in property tax revenues; and the local government code provides that adoption of a budget that raises more revenues from property taxes in a previous year requires a separate vote of the Council.

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

Absent: 1 - Council Member Hunter

Abstained: 0

Enactment No: 032205

10. Resolution approving the Parks and Recreation Department Rental and Recreational Use Fees and Charges for Fiscal Year 2020-21.

This Resolution was passed on the consent agenda.

Enactment No: 032206

Consent - Contracts and Procurement

11. Motion authorizing the purchase of a replacement 15" brush chipper from Vermeer Texas-Louisiana, Corpus Christi, TX, to be utilized to chip/mulch brush collected during maintenance of City parks by the Parks and Recreation Department and serve as replacement equipment for a total amount of \$67,440.00, with FY 2020 funding available through the General Fund.

This Motion was passed on the consent agenda.

Enactment No: M2020-169

12. Motion authorizing a one-year service agreement with All-Tex Capital Equipment Leasing Corporation, dba Northstar Equipment Solutions, in an amount not to exceed \$82,142.00 for the purchase and Installation of six replacement vehicle lifts for the Asset Management Department, with funding requested in the FY 2021 Proposed Budget.

This Motion was passed on the consent agenda.

Enactment No: M2020-170

13. Motion authorizing a five-year service agreement with ZeitEnergy, LLC in an amount not to exceed \$90,125.00 for Compressed Natural Gas (CNG) Pumping Station Preventative Maintenance & Service for Gas Department, with FY 2020 funding in the amount of \$1,502.08 available through the Gas Fund.

This Motion was passed on the consent agenda.

Enactment No: M2020-171

14. Motion authorizing the purchase of one replacement 2020 444L John Deere wheel loader from Doggett Heavy Machinery Services, LLC of Corpus Christi, Texas in an amount of \$167,605.00, to be used by the Utilities Department, with funding available through the FY 2020 Water Fund.

This Motion was passed on the consent agenda.

Enactment No: M2020-172

15. Motion authorizing a lease-purchase of 10 replacement side loading refuse trucks from Grande Ford Truck Sales, Inc. for a total amount of \$3,536,856.59 to be utilized by the Solid Waste Services in the Refuse Collections Division, to be purchased on or after October 1, 2020, with funding requested in the FY 2021 Proposed Budget.

This Motion was passed on the consent agenda.

Enactment No: M2020-173

16. Motion authorizing the lease-purchase of two replacement brush container trucks from Houston Freightliner, Inc., for a total amount of \$314,700.42 to be utilized by Solid Waste Services for brush and bulky items collections, to be lease-purchased on or after October 1, 2020, with funding requested in the FY 2021 Proposed Budget through the General Fund.

This Motion was passed on the consent agenda.

Enactment No: M2020-174

17. Motion authorizing replacement lease-purchases of one tractor truck and one roll-off truck from Lone Star Truck Company for a total amount of \$357,664.11 to be utilized by Solid Waste Services to haul refuse and sludge containers from the J.C. Elliot Transfer Station and Wastewater Plants to the Cefe Valenzuela landfill to be purchased on or after October 1, 2020, with funding requested in the FY 2021 Proposed Budget through the General Fund.

This Motion was passed on the consent agenda.

Enactment No: M2020-175

18. Motion authorizing the purchase of a replacement rear steer truck from Houston Freightliner, Inc., for a total amount of \$199,750.00 to be utilized to meet Brush and Bulky collection requirements by Solid Waste Services with FY2020 funding available through the Fleet Maintenance Services Fund.

This Motion was passed on the consent agenda.

Enactment No: M2020-176

19. Motion authorizing the purchase of two replacement 2021 Hamm HD 14VT combo rollers, from Nueces Farm Center, Inc., dba Nueces Power Equipment, for a total amount of \$146,549.94, which will be used to compact asphalt laid on the new pavement surfaces throughout the City for the Public Works Department, with FY 2020 funding available through the Streets Fund.

This Motion was passed on the consent agenda.

Enactment No: M2020-177

20. Motion authorizing the purchase of two replacement Ford F550 aerial lift trucks, from Grande Truck Center in an amount of \$248,704.00 that will be utilized in the maintenance of the City's traffic control signals throughout the City for the Public Works Department, with FY 2020 funding available through the Streets Fund.

This Motion was passed on the consent agenda.

Enactment No: M2020-178

21. Motion authorizing a lease-purchase of one Cat AP300F asphalt paver from HOLT Texas, Ltd., dba HOLT CAT, in an amount of \$196,228.87 to be utilized by Public Works as an addition to the fleet in support of the City's street maintenance and repairs, to be purchased on or after October 1, 2020, with funding requested in the FY 2021 Proposed Budget through the Streets Fund.

This Motion was passed on the consent agenda.

Enactment No: M2020-179

- 22.** Motion authorizing a lease-purchase of one Gomaco GT3200 curb machine from Closner Equipment Company, Inc., for a total amount of \$248,990.25 to be utilized by the Public Works Department in support of the City's street maintenance and repairs as an addition to the fleet, to be purchased on or after October 1, 2020, with funding requested in the FY 2021 Proposed Budget.

This Motion was passed on the consent agenda.

Enactment No: M2020-180

Consent - Capital Projects

- 23.** Motion authorizing a professional services agreement with Hanson Professional Services, Inc., to provide design, bid and construction administration phase services for roadway and utility improvements on North Lexington Boulevard from Leopard Street to Hopkins Road in an amount of \$401,838.00, located in City Council District 1, with funds available from the Bond 2018 Street Fund and FY 2020 Storm Water, Wastewater, Water and Gas Funds.

This Motion was passed on the consent agenda.

Enactment No: M2020-181

- 24.** Motion authorizing the execution of Change Order No. 1 for ground improvements on the Park Road 22 Bridge project with Haas-Anderson Construction, Corpus Christi, Texas in an amount of \$575,700.00 for a total not to exceed amount of \$14,519,236.00, located in Council District 4, with funding available from the Street Bonds 2004 and 2008.

Mayor McComb referred to Item 24.

A Council Member and Director of Engineering Services Jeff Edmonds discussed the following topics: the City went back to an older bond program and found that there was a developer agreement that had been encumbered; the reason the funding was from fund balance and not the TIRZ was because it was money that was readily available from the street bonds; and using TIRZ funds would require more procedures.

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

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

Nay: 1 - Council Member Hernandez

Abstained: 0

Enactment No: M2020-182

25. Motion awarding a construction contract to Bridges Specialties, Inc., of Robstown, Texas for the construction of the Park Road 22 Force Main and Lift Station in an amount of \$3,405,572, located in City Council District 4, with funding available from the FY 2020 Wastewater Capital Reserve.

This Motion was passed on the consent agenda.

Enactment No: M2020-183

26. Motion recommending City Council approval of Amendment No. 1 to Lockwood, Andrews & Newman, Inc., Corpus Christi, Texas to provide engineering design, bid and construction phase services for the Whitecap Wastewater Treatment Plant Improvements in an amount of \$906,888 for a total contract value not to exceed \$956,188, located in City Council District 4, with funds available from the FY 2020 Wastewater Capital Improvement Program Budget.

Mayor McComb referred to Item 26.

Council Members, Director of Water Utilities Kevin Norton, Director of Contracts and Procurement Kim Baker, and Director of Engineering Services Jeff Edmonds discussed the following topics: this project is being funded with the revenue bonds; a Council Member's concern regarding the mistakes in the Capital Improvement Plan (CIP); a request to have more attention to detail in the agenda memo; and a Council Member's request to publish the bid evaluation matrices in the funding portion of the agenda packets.

Council Member Smith made a motion to approve the motion, seconded by Council Member Roy. 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: M2020-184

27. Motion awarding construction contracts to Mako Contracting, LLC, Corpus Christi, Texas for the reconstruction of Laguna Shores Road from SPID to Graham in the amount of \$3,548,277.14 and two construction contracts to Haas-Anderson Construction, Ltd., Corpus Christi, Texas for the reconstruction of Laguna Shores Road from Hustlin' Hornet to Caribbean in the amount of \$6,263,934.90 and Laguna Shores Road (Mediterranean to Wyndale) in the amount of \$6,734,988.95, located in Council District 4, with funding available from the Street Bond 2018, FY 2020 Storm Water, Wastewater and Water Funds and FY 2021 Wastewater Funds.

Mayor McComb referred to Item 27.

A Council Member and Director of Engineering Services Jeff Edmonds discussed the following topics: this is a good news item; and construction on this project will begin by November.

Council Member Smith 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 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: M2020-185

General Consent Items

- 28.** Motion authorizing an amendment to the Service Agreement with Blue Cross and Blue Shield of Texas, a Division of Health Care Service Corporation, to add stop loss coverage for the City's self-funded employee health benefits, beginning October 1, 2020 to September 30, 2021, with the option to renew for two additional one-year terms; in the estimated amount \$2,370,060.00 for the first year and a potential expenditure of an estimated \$8,320,231.00 if both option years are exercised, with funding requested in the FY 2021 Proposed Budget in an estimated amount of \$2,370,060.00 through the Fire, Police and Citicare Employee Health Funds.

This Motion was passed on the consent agenda.

Enactment No: M2020-186

- 29.** Motion authorizing a three-year service agreement, with two one-year options, for Health Savings Account (HSA), Flexible Spending Account (FSA), Dependent Care Account (DCA) and Consolidated Omnibus Budget Reconciliation Act (COBRA) administrative services for the City's employees, beginning October 1, 2020 to September 30, 2023, with OptumHealth Financial Services, Inc., in an estimated amount of \$78,600.00 for an estimated cost of \$26,200.00 for the first year and a potential expenditure in an estimated amount of \$131,000.00 if option years are exercised, with funding requested in the FY 2021 Proposed Budget in an estimated amount of \$26,200.00 through the Fire, Police and Citicare Employee Health Funds and other Employee Benefits Fund.

This Motion was passed on the consent agenda.

Enactment No: M2020-187

30. Motion authorizing two 24-month renewal agreements beginning October 1, 2020 for governmental relation services with Focused Advocacy for state governmental relations services for \$108,000 per year plus \$4,200 in expenses and with Meyers & Associates for federal governmental relations services for \$78,000 per year plus reasonable expenses.

This Motion was passed on the consent agenda.

Enactment No: M2020-188

31. Resolution authorizing the City's intent to provide a total of up to \$167,500 from the City's Coronavirus Relief Fund allocation through the CARES Act to Calallen Independent School District, Tuloso-Midway Independent School District, and West Oso ISD (\$129,000, \$18,000 and \$20,500, respectively) as matching funds for the purchase of computer equipment necessary to facilitate compliance with COVID-19 related public health measures and tele-learning.

Mayor McComb referred to Item 31.

A Council Member stated that this a good news item, and commended the City Manager for his prompt attention to this item.

Council Member Guajardo made a motion to approve the resolution, seconded by Council Member Hernandez. This Resolution 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: 032207

K. RECESS FOR LUNCH

L. PUBLIC HEARINGS: (ITEM 32)

32. Ordinance authorizing Wastewater Collection Line Construction Reimbursement Agreement with Mostaghasi Enterprises, LLC for a planned residential subdivision named Empire Subdivision with completion within 18 months; transferring \$110,000 from the Sanitary Sewer Trunk Main Trust Fund to the Sanitary Sewer Collection Line Trust Fund; and appropriating \$133,620 from the Sanitary Sewer Collection Line Trust Fund, to reimburse the developer per the agreement. (District 5)

Mayor McComb referred to Item 32.

Director of Development Services Al Raymond presented information on the following topics: location map; project map; and staff's recommendation.

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

Mayor McComb closed the public hearing.

Council Members, Assistant Director of Public Works Gabriel Hinojosa and Director Raymond discussed the following topics: there is no size limit to the lines that could be put on the Master Plan; the developer can propose an alternative plan that doesn't comply with an existing Master Plan; the City is transferring funds from the Trunk Main Trust Fund to the Collection Line Trust Fund because the Collection Line does not have enough funding in it to support this reimbursement; a Council Member's request that staff provide fund balances in conjunction with a transfer request; the developer is imposing the extra cost on his own; and a Council Member's request to reach out to the developer to give him the option to look at the 8 inch line versus the 10 inch line in order to save money.

Mayor McComb made a motion to approve 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

Enactment No: 032211

M. REGULAR AGENDA: (NONE)

N. FIRST READING ORDINANCES: (ITEM 33)

33. Ordinance authorizing the acceptance and appropriation of a grant contract to the Women, Infant and Children's Nutrition Program (WIC) for a total contract amount of \$1,006,829.00 for the period of October 1, 2020, through September 30, 2021, with a contract duration to September 30, 2025, subject to appropriation from the Health and Human Services Commission, and authorizing a staff complement of 21 positions.

Mayor McComb referred to Item 33.

There were no comments from the Council.

Council Member Guajardo 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

Enactment No: 032212

O. BRIEFINGS: (NONE)

P. EXECUTIVE SESSION: (ITEM 34)

Mayor McComb referred to Executive Session Item 34. The Council went into Executive Session at 1:00 p.m. The Council returned from Executive Session at 1:16 p.m.

34. 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 and litigation in the case of *Juan Manuel Garcia vs. Doggett Heavy Machinery Services, LLC; Doggett Machinery Services, LLC; Doggett Equipment Services, Ltd.; and Doggett Company, LLC vs. City of Corpus Christi*, and other lawsuits and potential lawsuits, including potential consideration of documents related to settlement of the aforementioned case.

Mayor McComb referred to Item 34 and the following motion was considered:

Motion to authorize City Manager or his designees to execute all documents necessary to settle the lawsuit of Juan Manuel Garcia v. Doggett Heavy Machinery Services, LLC; Doggett Machinery Services, LLC; Doggett Equipment Services, LTD.; and Doggett Company, LLC v. City of Corpus Christi, including the assignment of workers compensation lien(s) to one or more of the aforesaid entities in exchange for release from liability in this case.

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: 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

Q. IDENTIFY COUNCIL FUTURE AGENDA ITEMS

Mayor McComb referred to Future Agenda Items. No Items were discussed or identified.

R. ADJOURNMENT

The meeting was adjourned at 1:17 p.m.