

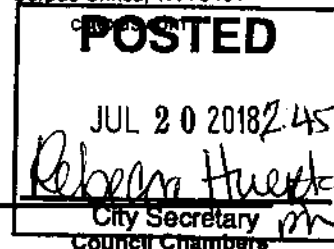


City of Corpus Christi

1201 Leopard Street
Corpus Christi, TX 78401

Meeting Agenda - Final-revised

City Council



Tuesday, July 24, 2018

11:30 AM

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.

Si Usted desea dirigirse al Concilio y cree que su inglés es limitado, habrá un intérprete inglés-español en todas las juntas del Concilio para ayudarte.

Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services are requested to contact the City Secretary's office (at 361-826-3105) at least 48 hours in advance so that appropriate arrangements can be made.

- A. Mayor Joe McComb to call the meeting to order.**
- B. Invocation to be given by Pastor Rob Bailey, Southside Community Church.**
- C. Pledge of Allegiance to the Flag of the United States to be led by Jeff Lee, Assistant Director of Human Resources.**
- D. City Secretary Rebecca L. Huerta to call the roll of the required Charter Officers.**
- E. Proclamations / Commendations**
 - 1. 18-0874 Proclamation declaring July 22 - July 28, 2018, "Feria De Las Flores Week" and July 28, 2018 "Feria De Las Flores Day".
Recognition of Mayor's "4th of July Big Bang Celebration" Regatta Winners.
Swearing-In Ceremony for Newly Appointed Board, Commission, Committee and Corporation Members.**

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

- a. **STRATEGIC FUTURE ISSUES - FUTURE WATER SUPPLIES**
- b. **OTHER**

G. MINUTES:

- 2. 18-0875 Regular Meeting of July 17, 2018 and Workshop Session of July 16, 2018.

H. BOARD & COMMITTEE APPOINTMENTS:

- 3. 18-0878 Corpus Christi Business and Job Development Corporation
Corpus Christi B Corporation
Mayor's Fitness Council
Museum of Science and History Advisory Board

I. EXPLANATION OF COUNCIL ACTION:

For administrative convenience, certain of the agenda items are listed as motions, resolutions, or ordinances. If deemed appropriate, the City Council will use a different method of adoption from the one listed; may finally pass an ordinance by adopting it as an emergency measure rather than a two reading ordinance; or may modify the action specified. A motion to reconsider may be made at this meeting of a vote at the last regular, or a subsequent special meeting; such agendas are incorporated herein for reconsideration and action on any reconsidered item.

- 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.**

PLEASE BE ADVISED THAT THE OPEN MEETINGS ACT PROHIBITS THE CITY COUNCIL FROM RESPONDING AND DISCUSSING YOUR COMMENTS AT LENGTH. THE LAW ONLY AUTHORIZES THEM TO DO THE FOLLOWING:

- 1. MAKE A STATEMENT OF FACTUAL INFORMATION.**
- 2. RECITE AN EXISTING POLICY IN RESPONSE TO THE INQUIRY.**
- 3. ADVISE THE CITIZEN THAT THIS SUBJECT WILL BE PLACED ON AN AGENDA AT A LATER DATE.**

PER CITY COUNCIL POLICY, NO COUNCIL MEMBER, STAFF PERSON, OR MEMBERS OF THE AUDIENCE SHALL BERATE, EMBARRASS, ACCUSE, OR SHOW ANY PERSONAL DISRESPECT FOR ANY MEMBER OF THE STAFF, COUNCIL MEMBERS, OR THE PUBLIC AT ANY COUNCIL MEETING. THIS POLICY IS NOT MEANT TO RESTRAIN A CITIZEN'S FIRST AMENDMENT RIGHTS.

K. CONSENT AGENDA: (ITEMS 4 - 23)

NOTICE TO THE PUBLIC: The following items are consent motions, resolutions, and ordinances of a routine or administrative nature. The Council has been furnished with background and support material on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Council Member or a citizen, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.

4. 18-0790 Resolution for the Purchase and installation of Storage Cabinets for the Corpus Christi Museum of Science and History - Sole Source

Resolution authorizing a four month service agreement with Southwest Solutions Group, of Lewisville, Texas for the purchase and installation of storage cabinets for a total amount not to exceed \$218,299.

Sponsors: City Manager's Office and Purchasing Division

5. 18-0739 Four-year Service Agreement for Emergency or Disaster Response Services

Motion authorizing a four-year service agreement with Gamer Environmental Services, Inc. of Deer Park, Texas to secure required equipment and services in the event of an emergency or disaster for a total amount of \$200,000 via General Services Administration's (GSA) Cooperative.

Sponsors: Fire Department and Purchasing Division

6. 18-0797 Resolution approving submission of a grant application for Beach Cleaning and Maintenance

Resolution approving Texas General Land Office's Beach Cleaning and

Maintenance Assistance Program FY 2018-2019 grant application.

Sponsors: Parks and Recreation Department

7. 18-0683 **Four-Year Service agreement for Bio-Monitoring Testing Services for Wastewater Treatment Plants**

Motion authorizing a four-year service agreement with Bio-Aquatic Testing Inc., of Carrollton, Texas for bio-monitoring testing services for the wastewater treatment plants for a total amount not to exceed \$173,040.

Sponsors: Water Utilities Department and Purchasing Division

8. 18-0788 **Amendment No. 1 to the Master Services Agreement for Professional Survey Services**

Motion authorizing Amendment No. 1 to the Master Services Agreement with Urban Engineering of Corpus Christi, Texas in the amount of \$60,000 for a total restated fee of \$85,000 for Professional Survey Services per year with the option to administratively renew for one additional year for a total contract price of \$170,000.

Sponsors: Engineering Services

9. 18-0789 **Resolution Approving Construction Contracts for Residential Street Rebuild Program (RSRP) Bond 2016**

Resolution rejecting bids and authorizing construction contracts with A. Ortiz Construction & Paving, Inc., of Corpus Christi, Texas in the amount of \$4,570,000 for Base Bid Part 1 and with J. Carroll Weaver, Inc., of Sinton, Texas in the amount of \$4,390,000 for Base Bid Part 2 for the Bond 2016 Residential Street Rebuild Program Project.

Sponsors: Office of Public Works, Street Department and Engineering Services

10. 18-0725 **Purchase of Three Trucks for Solid Waste Operations**

Motion authorizing the purchase of one side loading refuse truck from Rush Truck Center of New Braunfels, Texas, and two self-loading brush trucks from Houston Freightliners of Houston, Texas via HGAC and two Chassis for the trucks from Petersen Industries of Lake Wells, Florida via NJPA for a total amount not to exceed \$650,394.80.

Sponsors: Fleet Maintenance Services, Solid Waste Operations and Purchasing Division

11. 18-0744 **Disaster Debris Clearing, Removal and Disposal Services**

Motion authorizing a two-year service agreement to provide disaster debris clearing, removal and disposal services with TFR Enterprises, Inc., of Leander, Texas for \$168,893,230, with two two-year options for a total potential multi-year amount of \$506,679,690.

Sponsors: Solid Waste Operations and Purchasing Division

12. 18-0737 Two-year Service Agreement for Storm Debris Removal Monitoring and Consulting Services

Motion authorizing a two-year service agreement to provide storm debris monitoring and consulting services with Thompson Consulting Services, LLC, of Lake Mary, Florida for \$871,875, with two two-year options for a total potential multi-year amount of \$2,615,625.

Sponsors: Solid Waste Operations and Purchasing Division

13. 18-0800 Master Agreement - Municipal Lease Line of Credit

Motion approving a two-year Master Lease-Purchase Financing Agreement with JPMorgan Chase Bank, N.A. of Chicago, Illinois for an estimated expenditure of \$11,883,665, with three additional options for one-year periods.

Sponsors: Financial Services Department and Purchasing Division

14. 18-0802 Second Reading Ordinance - Rezoning property at or near 1752 Flour Bluff Drive (1st Reading 7/17/18)

Case No. 0518-02 Siecoast Development, Inc.:

Ordinance rezoning property at or near 1752 Flour Bluff Drive from "RM-1" Multifamily 1 District to the "CN-1" Neighborhood Commercial District.

Planning Commission and Staff Recommendation (May 30, 2018):

Approval of the change of zoning from the "RM-1" to the "CN-1".

Sponsors: Development Services

15. 18-0803 Second Reading Ordinance - Rezoning property at or near 4549 Violet Road (1st Reading 7/17/18)

Case No. 0518-03 Elaine Pittman and James Massur:

Ordinance rezoning property at or near 4549 Violet Road from "RS-6" Single-Family 6 District to the "RV" Recreational Vehicle Park District.

Planning Commission and Staff Recommendation (May 30, 2018):

Approval of the change of zoning from the "RS-6" to the "RV".

Sponsors: Development Services

16. 18-0831 Second Reading Ordinance Adopting the City of Corpus Christi's Proposed FY2018-2019 Consolidated Annual Action Plan (1st Reading 7/17/18)

Ordinance adopting the fiscal year (FY) 2018-2019 Consolidated Annual Action Plan (CAAP) for the Community Development Block Grant (CDBG), the Emergency Solutions Grant (ESG), and the HOME Investment Partnerships (HOME) Programs funding from the United States Department of Housing and Urban Development (HUD) and authorizing the City Manager or designee to execute all documents necessary to submit the CAAP, accept and appropriate funding for the approved CAAP projects and further execute funding agreements, amendments or other documents necessary to implement the FY2018-2019 CAAP with organizations for approved projects.

Sponsors: Housing and Community Development

17. 18-0776 **Second Reading Ordinance - Accepting and appropriating grant funds for the purchase of body cameras for the Police Department (1st Reading 7/17/18)**

Ordinance accepting \$156,000 from State of Texas, Office of the Governor Edward Byrne Memorial Justice Assistance Grant for purchase of body cameras with a City cash match of \$39,000; and appropriating \$156,000 in the Police Grants Fund.

Sponsors: Police Department

18. 18-0807 **Second Reading Ordinance - Accepting and appropriating the Edward Byrne Memorial Justice Assistance Grant within the Police Department (1st Reading 7/17/18)**

Ordinance authorizing acceptance of grant from U. S. Department of Justice, Bureau of Justice Assistance, in amount of \$167,457 for FY 2017 Edward Byrne Memorial Justice Assistance Grant Program; and appropriating \$167,457 in the Police Grants Fund to fund enhancement of law enforcement efforts with 50% funds distributed to Nueces County per interlocal agreement.

Sponsors: Police Department

19. 18-0825 **Second Reading Ordinance - Accepting and appropriating grant for Internet Crimes Against Children (ICAC) Task Force Program within the Police Department (1st Reading 7/17/18)**

Ordinance authorizing acceptance of grant from Office of the Attorney General for Internet Crimes Against Children (ICAC) Task Force program, in amount of \$10,010 for the ICAC program within the Police Department; and appropriating the \$10,010 in Police Grants Fund.

Sponsors: Police Department

20. 18-0713 **Second Reading Ordinance - Partial utility easement closure located at 4030 Giants Drive (1st Reading 7/17/18)**

Ordinance abandoning and vacating 7-feet (420-square feet) of an existing 15-foot utility easement out of Lot 19, Block 3, Manhattan Estates Unit 4 Subdivision, located at 4030 Giants Drive and requiring the owner, Richard Ocanas, to comply with the specified conditions.

Sponsors: Development Services

21. 18-0792 Second Reading Ordinance - 2018 Que Bueno Taco Festival Agreement (1st Reading 7/17/18)

Ordinance authorizing an agreement with Corpus Christi PATCH, Inc. to allow use of Artesian Park and portions of Taylor, Mesquite, Starr and Chaparral Streets for the Que Bueno Taco Festival and related activities on September 15, 2018.

Sponsors: Parks and Recreation Department

22. 18-0755 Second Reading Ordinance - Appropriating \$550,000 for Selena Auditorium elevator modernization project (1st Reading 7/17/18)

Ordinance appropriating \$550,000 from the unreserved fund balance of the Hotel Occupancy Tax Fund for modernization of elevators at the Selena Auditorium; and amending the FY18 operating budget.

Sponsors: City Manager's Office

23. 18-0796 Second Reading Ordinance - Appropriating \$500,000 from Worker's Compensation Reserve Fund Balance for higher-than-actuarially-calculated worker's compensation costs (1st Reading 7/17/18)

Ordinance appropriating \$500,000 from the Reserved Fund Balance in the Workers' Compensation Fund for payment of higher-than-actuarially calculated workers compensation costs and amending the FY17-18 Budget.

Sponsors: Legal Department

L. RECESS FOR LUNCH

The City Council will take a lunch break at approximately 1:30 p.m.

M. PUBLIC HEARINGS: (ITEM 24)

24. 18-0832 Special Permit Time Extension for a property at or near 7442 Wooldridge Road

Case No. 0618-01 Dorsal Development, LLC.:

Ordinance granting a time extension of the "RM-1/SP" Multifamily 1 District with a Special Permit on a property at or near 7442 Wooldridge Road.

Planning Commission and Staff Recommendation (June 13, 2018):

Approval of the requested Special Permit time extension for a period of 6 months.

Sponsors: Development Services

N. REGULAR AGENDA: (ITEMS 25 - 26)

The following items are motions, resolutions and ordinances that will be considered and voted on individually.

- 25. 18-0873 Change Order No. 12 for O.N. Stevens Water Treatment Plant High Service Building No. 3 (Capital Improvement Program)**

Motion authorizing Change Order No. 12 with PLW Cadagua Partners of The Woodlands, Texas in the amount of \$300,000 for the O.N. Stevens Water Treatment Plant High Service Building No. 3. (Capital Improvement Program - CIP)

Sponsors: Water Utilities Department and Engineering Services

- 26. 18-0749 Two Construction Contracts for Community Development and Improvements - Bill Witt Park (Bond 2012, Proposition 4)**

Motion authorizing a construction contract with ABBA Construction LLC of Laredo, Texas in the amount of \$282,999.75 for Base Bid A and a construction contract with Mako Contracting of Corpus Christi, Texas in the amount of \$572,533.22 for Base Bid B for Community Park Development and Improvements - Bill Witt Park project. (Bond 2012, Proposition 4).

Sponsors: Parks and Recreation Department and Engineering Services

O. FIRST READING ORDINANCES: (ITEMS 27 - 30)

- 27. 18-0684 First Reading Ordinance - Accepting and appropriating developer contributions, other donations and interest earnings for park improvements**

Ordinance to accept and appropriate \$846,228.34 in developer contributions, other donations and interest earnings in the Community Enrichment Fund for park improvements.

Sponsors: Parks and Recreation Department

- 28. 18-0625 First Reading Ordinance - Lease Agreement for Tom Graham Park**

Ordinance authorizing a five-year lease with an option to extend for an additional five year term with Grow Local South Texas, Inc. for use of Tom Graham Park at 3914 Up River Road for a public gardening program.

Sponsors: Parks and Recreation Department

29. 18-0833 **First Reading Ordinance - Exemption from the Wastewater Lot or Acreage Fees for Water's Edge at Kitty Hawk Unit 2**

Ordinance exempting Water's Edge at Kitty Hawk Unit 2, located south of South Staples Street and west of Kitty Hawk Drive, from the payment of the wastewater lot or acreage fees under Section 8.5.2.G.1 of the Unified Development Code; requiring the owner/developer to comply with the specified conditions.

Sponsors: Development Services

30. 18-0595 **First Reading Ordinance - Adopting Vacant Building Regulations**

Ordinance amending Corpus Christi Code to adopt Downtown Vacant Building Regulations including registration; and Providing for penalties.

Sponsors: Business Liaison

P. FUTURE AGENDA ITEMS: (ITEMS 31 - 33)

The following items are for Council's informational purposes only. No action will be taken and no public comment will be solicited.

31. 18-0809 **Professional Services Contract for Programmed Water Line Service Life Extension Indefinite Delivery / Indefinite Quantity Program (Capital Improvement Program)**

Motion executing a professional services contract with Urban Engineering of Corpus Christi, Texas in the amount of \$350,510 for Programmed Water Line Service Life Extension Indefinite Delivery / Indefinite Quantity (IDIQ) Project. (Capital Improvement Program)

Sponsors: Water Utilities Department and Engineering Services

32. 18-0806 **Resolution approving submission of five traffic safety improvement projects for Highway Safety Improvement grants (Bond 2016, TxDOT Participation)**

Resolution supporting the submission of multiple project proposals for Texas Department of Transportation Highway Safety Improvement Program grants for traffic signals.

Sponsors: Street Department and Engineering Services

33. 18-0726 **Three Supply Agreements for Purchase of Tires for Fleet Maintenance**

Motion authorizing three, one-year supply agreements for the purchase of Goodyear tires from Goodyear Tire and Rubber Co. of Corpus Christi,

Texas; Pursuit tires from GCR Tire and Service of Corpus Christi, Texas; and, Dunlop tires from Southern Tire Mart of Corpus Christi, Texas via BuyBoard cooperative for a total amount not to exceed \$272,376.85.

Sponsors: Asset Management Department

Q. BRIEFINGS: (NONE)

Briefing information will be provided to the City Council during the Council meeting. Briefings are for Council information only. Council may give direction to the City Manager, but no other action will be taken and no public comment will be solicited. The City Manager or City Council Liaison for any city board, commission, committee or corporation (including Type A or B Corporation) may report on the action(s) or discussion(s) of any such body's public meeting that occurred within one month prior to this City Council meeting.

R. EXECUTIVE SESSION: (ITEMS 34 - 36)

PUBLIC NOTICE is given that the City Council may elect to go into executive session at any time during the meeting in order to discuss any matters listed on the agenda, when authorized by the provisions of the Open Meeting Act, Chapter 551 of the Texas Government Code, and that the City Council specifically expects to go into executive session on the following matters. If the Council elects to go into executive session regarding an agenda item, the section or sections of the Open Meetings Act authorizing the executive session will be publicly announced by the presiding officer. The City Council may deliberate and take action in open session on any issue that may be discussed in executive session. The description of an item in "Executive Sessions" constitutes the written interpretation by the City Attorney of Chapter 551 of the Texas Government Code and his determination that said item may be legally discussed in Closed Meeting in compliance with Chapter 551 the Texas Government Code.

- 34. 18-0870 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 purchase, exchange, lease, or value of real property rights owned by the City within the City of Corpus Christi at Cabra Park and property or adjacent to 1324 W. Broadway, Penn Place Park and property at or adjacent to 4302 Aaron, Congress Park and property at or adjacent to 4017 Capitol, Creekway Park and property at or adjacent to 7306 Prairie, property at or adjacent to 926 St. Bernard, and property at or adjacent to 6099 Ennis Joslin and/or 6053 Ennis Joslin, and/or other miscellaneous properties in the City limits owned by the City and pursuant to Texas Government Code § 551.072 to deliberate the purchase, exchange, lease, or value of real property (including, but not limited to, property rights at or in the vicinity of the aforementioned locations) because deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.**
- 35. 18-0871 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 gas utility system, and pursuant to Texas Government Code § 551.072 to deliberate the**

purchase, exchange, lease, or value of real property rights associated with the gas utility system because deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

36. 18-0902 **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 Consulting Services Agreement between the City of Corpus Christi and the Corpus Christi Convention & Visitor's Bureau, the provision of economic development assistance by/through said entity to business prospect(s), and state law restrictions on the use of hotel occupancy funds, and Texas Government Code § 551.087 to discuss or deliberate regarding commercial or financial information relating to some or all of the aforementioned matters and entities that the governmental body seeks to have locate, stay, or expand in or near the territory of the governmental body and with which the governmental body is conducting economic development negotiations and/or financial or other incentives involving said business prospect.**

S. IDENTIFY COUNCIL FUTURE AGENDA ITEMS

Per Council Policies, an item may be added to the agenda by four members of the City Council. Council may give direction to the City Manager to add an item to a future agenda, but no other action will be taken, and no public comment solicited.

T. ADJOURNMENT