



# City of Corpus Christi

1201 Leopard Street  
Corpus Christi, TX 78401  
cctexas.com

## Meeting Agenda - Final-revised

### City Council

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Tuesday, November 12, 2019

11:30 AM

Council Chambers

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Addendums may be added on Friday.

- A. Mayor Joe McComb to call the meeting to order.
- B. Invocation to be given by Pastor Jerry Ward, Lighthouse Tabernacle.
- C. Pledge of Allegiance to the Flag of the United States and to the Texas Flag to be led by Marc Harrod, City Hall Liaison Officer, Corpus Christi Police Department.
- D. City Secretary Rebecca L. Huerta to call the roll of the required Charter Officers.
- E. Proclamations / Commendations
  - 1. [19-1522](#) Proclamation declaring November 12, 2019, "Coastal Bend Day of Giving".  
Proclamation declaring November 12, 2019, "Corpus Christi Be The Match Day" and November 2019, "National Marrow Awareness Month".  
Proclamation declaring November 23, 2019, "Run the Runway 5K Day".  
Proclamation declaring November 9-16, 2019, "Flags for Heroes Week".  
Proclamation declaring November 10-16, 2019, "National Nurse Practitioner Week".
- F. **PUBLIC COMMENT - APPROXIMATELY 12:00 P.M.** 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 Communication department at 361-826-3211 to coordinate. This is a public hearing for all items on this agenda.
- G. **CITY MANAGER'S COMMENTS / UPDATE ON CITY OPERATIONS:**
  - a. OTHER
- H. **MINUTES:**

2. [19-1540](#) Regular Meeting of October 29, 2019 and Joint Workshop Session of October 24, 2019.

I. **BOARD & COMMITTEE APPOINTMENTS:**

3. [19-1516](#) Building Code Board of Appeals (2 vacancies)  
Citizens Advisory Health Board (1 vacancy)  
Corpus Christi Downtown Management District (2 vacancies)  
Landmark Commission (1 vacancy)  
Reinvestment Zone No. 2 Board (9 vacancies)

J. **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.*

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. Unless otherwise stated below, Ordinances should be presumed to be second readings.*

*Second Reading Ordinances - Consent*

4. [19-1377](#) Ordinance closing, abandoning and vacating a 16,500 square foot portion of 6th Street, a portion of public street lying between Buford Avenue and Hancock Avenue, conditioned upon payment of \$28,000 for fair market value of the improved street and execution of an agreement to relocate stormwater infrastructure. (District 1)  
**Sponsors:** Development Services
5. [19-1100](#) Zoning Case No. 0719-02 B&A Terra Firma Development, LLC: (District 4) Ordinance rezoning property at or near 2110 Laguna Shores Road from the "RE" Residential Estate District to the "RS-15" Single Family 15 District. Requires 3/4 Vote for zoning change.  
**Sponsors:** Development Services
6. [19-1383](#) Ordinance authorizing acceptance of grant from U. S. Department of Justice, Bureau of Justice Assistance, in amount of \$175,175 for FY 2019

Edward Byrne Memorial Justice Assistance Grant Program; and appropriating \$175,175 in Police Grants Fund with \$80,917 of funds distributed to Nueces County and \$13,340 of funds distributed to City of Robstown. The remaining funds of \$80,918 will be used by the City for enhancement of law enforcement efforts.

**Sponsors:** Police Department

7. [19-1455](#) Ordinance approving the purchase of Harris Public Safety communication radios in an amount not to exceed \$3,567,032.20 to be used by the Corpus Christi Police Department from Dailey and Wells Communications, Inc; appropriating \$1,189,010.73, from the unreserved fund balance of the General Fund initially budgeted in FY 2019 for this purpose but not encumbered; and amending the FY 2019-2020 operating budget to increase expenditures.  
**Sponsors:** Information Technology Services and Contracts and Procurement
8. [19-1388](#) Ordinance authorizing an agreement with Texas Food and Wine Festival, LLC to allow use of Heritage Park and portions of Fitzgerald Street and Hughes Street for the Corpus Christi Food and Wine Festival Event and related activities on November 23, 2019.  
**Sponsors:** Parks and Recreation Department
9. [19-1398](#) Ordinance accepting \$31,105.92 from Epic Y Grade Pipeline, LP and authorizing an amendment to the existing Revocable Easement to allow construction of an additional 12-inch pipeline.  
**Sponsors:** Utilities Department and Engineering Services
10. [19-1393](#) Ordinance approving the purchase of twenty-six pickup trucks for a total amount not to exceed \$951,159.04 from Silsbee Ford of Silsbee, Texas via the GoodBuy Purchasing Cooperative to be used by the Utilities Department's staff for daily operations; appropriating \$951,159.04 from the unreserved fund balance in the Water Fund, the Wastewater Fund, and the Storm Water Fund that was previously budgeted in FY 2019 for this purpose but not encumbered; and amending the FY 2019-2020 operating budget to increase expenditures.  
**Sponsors:** Utilities Department and Contracts and Procurement
11. [19-1437](#) Ordinance appropriating anticipated revenues from the Texas Department of Transportation (TxDOT) in the amount of \$635,549 and awarding a contract to Mako Contracting, LLC. for construction of sidewalk and lighting improvements for the S.E.A. District Pedestrian Improvement project in the amount of \$794,436.22. The project is located in City Council District 1 and the contract will begin upon issuance of notice to proceed. Funding is approved and available from an 80% TxDOT grant and a 20% match from Street Bond 2016 CIP.  
**Sponsors:** Street Department and Engineering Services

12. [19-1481](#) Ordinance authorizing the execution of the Second Addendum to the Water Supply Agreement with the Beeville Water Supply District, subject to release of all claims by Beeville Water Supply District and City of Beeville against the City of Corpus Christi and subject to withdrawal of all administrative proceedings filed by Beeville Water Supply District and City of Beeville against the City of Corpus Christi in the Public Utility Commission of Texas and subject to payment of all amounts determined by the City Manager to be owed pursuant to the existing contract between the parties after waiver of \$162,809.85 of Future Water Resources Reserve Fund charges that were contested and withheld by said District and authorizing the City Manager to make the aforesaid waiver.

**Sponsors:** Assistant City Manager and Utilities Department

*Contracts and Procurement - Consent*

13. [19-1405](#) Motion approving the purchase from GT Distributors, Inc. of Austin, Texas for a total amount not to exceed \$103,155.00, for weapon-mounted Surefire X300 Ultra LED handgun lights to be used by the Police Department to accompany the new Smith and Wesson M&P 9mm service weapons, with funding through the CC Crime Control Fund.
- Sponsors:** Police Department and Contracts and Procurement
14. [19-1318](#) Motion authorizing a one-year rental agreement with Herc Rentals Inc., of Corpus Christi, Texas, for on-call rental of mini-excavators and attachments used daily by Water Utilities Department for emergency repairs and construction of water and wastewater infrastructure, for a total amount not to exceed \$180,726.00, effective upon issuance of a notice to proceed, with funding through the Water and Wastewater Funds.
- Sponsors:** Utilities Department and Contracts and Procurement
15. [19-1406](#) Resolution authorizing a five-year service agreement with Pump Solutions, Inc. of New Caney, Texas for a total amount not to exceed \$125,884.00 for maintenance and repairs for three Amacan pumps at the Rincon Bayou Pump Station, effective upon issuance of notice to proceed, with funding in FY2020 in an amount of \$74,061.00 through the Water Fund.
- Sponsors:** Utilities Department and Contracts and Procurement
16. [19-1380](#) Resolution authorizing a three-year supply agreement with J.Q & G Incorporated, dba OB Traffic, of Roanoke, Virginia in an amount not to exceed \$226,500.00 for the purchase of up to 30 traffic signal cabinets, for Street Operations effective upon issuance of notice to proceed, with FY 2020 funding in the amount of \$75,500.00 available through the Street Fund.
- Sponsors:** Street Department and Contracts and Procurement
17. [19-1439](#) Motion authorizing a two-year supply agreement with Wilnat Inc., dba Koons Gas Measurement of Tulsa, Oklahoma in an amount not to exceed

\$139,750.00 to purchase residential gas regulators, effective upon issuance of notice to proceed, with FY 2020 funding in an amount of \$58,229.17 available through the Gas Fund.

**Sponsors:** Gas Department and Contracts and Procurement

18. [19-1414](#) Motion authorizing three, three-year supply agreements for a total amount not to exceed \$862,332.75, with an agreement with each of the following vendors: T&W Tire, LLC, of Oklahoma City, Oklahoma, in the amount of \$296,030.00 for the purchase of tires for refuse trucks for Solid Waste; Southern Tire Mart, LLC, of Columbia, Mississippi in the amount of \$158,202.00 for the purchase of tires for Tahoe police vehicles; and, The Goodyear Tire & Rubber Company, of Akron, Ohio in the amount of \$408,100.75 for the purchase of tires for police pursuit vehicles, effective upon issuance of notice to proceed, with FY 2020 funding in an amount of \$287,444.25 available through the Fleet Maintenance Fund.

**Sponsors:** Asset Management Department and Contracts and Procurement

19. [19-1345](#) Motion authorizing two purchases for a total amount of \$180,293.42; one with Computer Solutions, of San Antonio, Texas in an amount of \$121,793.42 for network equipment, and second with Dell EMC, of Round Rock, Texas in an amount of \$58,500.00 for 60 All-in-One Desktop computers; to be used by the community of Corpus Christi at the public libraries and increase broadband capability, effective upon issuance of a purchase order, with funding available in the CDBG Grants fund.

**Sponsors:** Information Technology Services, Libraries and Contracts and Procurement

*General Consent Items*

20. [19-1514](#) Motion authorizing a Joint Funding Agreement with the United States Geological Survey (USGS), U.S. Department of the Interior, for USGS to maintain automated river gauging stations that record stream flows and water quality parameters associated with the Frio and Nueces Rivers and associated tributaries, which is data the City uses daily to manage releases from the City's reservoir system and for water treatment operations, whereby the USGS contributes \$28,950.00 and the City contributes \$166,350.00.

**Sponsors:** Utilities Department

21. [19-1438](#) Resolution authorizing execution of Interlocal Cooperation Agreement with Del Mar College for improvements associated with Del Mar College's new campus located at Yorktown Boulevard and Rodd Field Road in District 5 including a new pedestrian/bicycle bridge and trail, designated turn lanes and driveway cuts, and enhanced landscaping with irrigation.

**Sponsors:** Street Department and Engineering Services

22. [19-1382](#) Resolution amending and reaffirming the City of Corpus Christi's

Investment Policy and Investment Strategies for Fiscal Year 2019-2020.

**Sponsors:** Finance & Business Analysis

23. [19-1465](#) Resolution authorizing Amendment No. 1 to Chapter 380 Economic Development Agreement between the City of Corpus Christi, Texas, voestalpine Texas LLC, and the Port of Corpus Christi Authority of Nueces County, Texas, relating to the development of property.

**Sponsors:** Planning & Environmental Services

**L. RECESS FOR LUNCH**

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

**M. PUBLIC HEARINGS: (ITEMS 24 - 25)**

*The following items are public hearings and public hearings with first reading ordinances. Each item will be considered individually.*

24. [19-1464](#) Ordinance authorizing a Water Arterial Transmission and Grid Main Line Extension Construction and Reimbursement Agreement with Braselton Custom Homes, LTD to extend a water transmission and grid main line for a planned residential subdivision located on CR-33 with a completion date of May 30, 2021; transferring \$65,000.00 from the Water Distribution Main Trust Fund to the Water Arterial Transmission and Grid Main Trust Fund; and appropriating \$1,485,130.25 from the Water Arterial Transmission and Grid Main Trust Fund to reimburse the Developer per agreement. (District 3)

**Sponsors:** Development Services

25. [19-1512](#) Ordinance amending Section 53-109 of the City Code which allows golf carts in certain areas by adding neighborhood electric vehicles and off-highway vehicles as an allowable mode of transportation within the city, specifically North Padre Island, Mustang Island, and North Beach; and providing for a penalty.

**Sponsors:** Assistant City Manager

**N. REGULAR AGENDA: (ITEMS 26 - 28)**

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

26. [19-0996](#) Ordinance pertaining to North Beach designating a 1,423 acre area within the jurisdiction of the City of Corpus Christi Tax Increment Reinvestment Zone (TIRZ) Number 4; setting a maximum City financial participation of \$20,000,000 via a scaled contribution for a period not to exceed 20 years; establishing a Board of Directors for the TIRZ; and, establishing a preliminary Project and Financing Plan.

**Sponsors:** Business Liaison

27. [19-1555](#) Resolution authorizing execution of an Interlocal Cooperation Agreement

with the Nueces County for their 100% increment participation in the North Beach Tax Increment Reinvestment Zone No. 4 for a period ending December 31, 2039

**Sponsors:** Business Liaison

28. [19-1536](#) Appointment of Reinvestment Zone No. 4 Board of Directors

**Sponsors:** City Secretary's Office

**O. RECESS CITY COUNCIL MEETING:**

*The City Council Meeting will recess at approximately 3:00 p.m. to convene the Tax Increment Reinvestment Zone No. 4 meeting.*

**P. RECONVENE THE CITY COUNCIL MEETING:**

**Q. FIRST READING ORDINANCES: (ITEMS 29 - 33)**

29. [19-1517](#) Ordinance to amend the 40-year Lease Agreement with SQH Sports & Entertainment, Inc., which was originally authorized on October 18, 2016 for the lease of approximately 67.69 acres of unimproved land near State Highway 286 and FM 43 (Weber Road) for a regional youth sports complex, with the amendment to provide for extension of the performance milestones in the lease and notice of default.

**Sponsors:** Assistant City Manager

30. [19-1461](#) Ordinance disannexing approximately 540.79 acres of land located in the La Quinta corridor from the City of Corpus Christi, Texas pursuant to an amendment to a Chapter 380 economic development incentive agreement with the Port of Corpus Christi Authority and voestalpine Texas, LLC; adjusting the City boundaries accordingly; providing for severance, publication, and an effective date.

**Sponsors:** Planning & Environmental Services

31. [19-1558](#) Ordinance amending the FY2019-2020 Operating Budget, adopted by Ordinance No. 031870, to create a temporary provisional Fire Captain position within the Fire Department complement.

**Sponsors:** Fire Department

32. [19-1501](#) Ordinance accepting and appropriating Airport Grant #58 in the amount of \$9,445,368; awarding a contract in the amount of \$6,884,574.42 with Airfield Contracting, a Joint Venture between Head, Inc. of Columbus, Ohio and Jackson Construction Services, LLC, of Jacksboro, Texas for the total base bid and additive alternates 1 and 2 for the Corpus Christi International Airport (CCIA) Rehabilitate Terminal Apron Phase III and East General Aviation Apron Phase IV projects, effective upon issuance of notice to proceed, with funding available in the Airport Capital program by acceptance of the grant and; transferring \$1,049,486 as a 10% grant match from the unreserved fund balance of the Airport Operational Fund.

Sponsors: Aviation Department, Contracts and Procurement and Engineering Services

33. [19-1370](#) Ordinance abandoning and vacating a 10-foot wide by approximately 180-feet in length (1,800 sq. ft.) portion of an existing drainage easement out of Lots 3 & 4, Block 1, Padre Island - Corpus Christi Section E located at 15045 & 15041 Aruba Drive. (District 4)

Sponsors: Development Services

R. **BRIEFINGS: (ITEM 34)**

*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.*

34. [19-1430](#) Texas Legislature Next Steps Lessons from 86th Legislative Session, Interim Forecast, Preparation for 2020

Sponsors: Communications & Intergovernmental Affairs

S. **EXECUTIVE SESSION: (ITEMS 35 - 37)**

*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.*

35. [19-1523](#) **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 contractual obligations pursuant to the lease of property to SQH Sports & Entertainment, Inc. near the intersection of State Highway 286 and Weber Road and areas adjacent thereto and pursuant to **Texas Government Code § 551.072** to discuss and deliberate the lease and value of the aforementioned real property owned by the City when deliberation in open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.

36. [19-1524](#) **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 annexation,



disannexation, and potential development agreement(s) with entities that are considering the construction, expansion, and/or ownership of industrial facilities (including, but not limited to proposed Gulf Coast Growth Ventures' chemical manufacturing facility in San Patricio County and recently annexed industrial facilities in San Patricio County, including but not limited to Voestalpine) and pursuant to **Texas Government Code § 551.087** to discuss confidential commercial or financial information pertaining to the aforesaid business prospect(s) that the City seeks to have locate, stay or expand in or near the territory of the City and with which the City may conduct economic development negotiations and/or deliberate possible economic development issues concerning said business prospect(s).

37. [19-1525](#) **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 legislation recently approved by or potentially being sought in the Texas Legislature and/or U.S. Congress related to municipal matters.

**T. 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.*

**U. ADJOURNMENT**

*ADDITIONAL INSTRUCTIONS / INSTRUCCIONES ADICIONALES*

*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 ayudarle.*

*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.*