

**County  
of  
Nueces**



**COMMISSIONERS  
COURT  
AGENDA**

**LOYD  
NEAL**

**Nueces County Judge**  
(361) 888-0444

**PEGGY  
BAÑALES**

**Commissioner, Precinct 1**  
(361) 888-0245

**BETTY JEAN  
LONGORIA**

**Commissioner, Precinct 2**  
(361) 888-0294

**OSCAR  
ORTIZ**

**Commissioner, Precinct 3**  
(361) 387-1151

**H.C. "CHUCK"  
CAZALAS**

**Commissioner, Precinct 4**  
(361) 888-0268

**DIANA T. BARRERA**  
**Nueces County Clerk**  
(361) 888-0580

**LAURA GARZA JIMENEZ**  
**Nueces County Attorney**  
(361) 888-0391

**MARGARET HAYES**  
**Nueces County Auditor**  
(361) 888-0556

**DATE: Friday, February 9, 2007**

**9:00 a.m. Commissioners Court Meeting**

**SPECIAL NOTES**

Information on procedures followed on Public Comment and other Commissioners Court meeting components are presented on the next page. Members of the Public are encouraged to review them before attending the Commissioners Court meeting in the Commissioners Courtroom, Nueces County Courthouse.

Next Meeting: Monday, February 12, 2007, at 9:00 a.m.  
(tentative setting)

901 Leopard Street, Third Floor, Corpus Christi, Texas 78401

## **INFORMATION ON THE COMMISSIONERS COURT AGENDA**

**CONSENT AGENDA:** At most meetings, the Commissioners Court establishes a Consent Agenda. It consists of those Agenda Items which are routine or non-controversial, and which neither a member of the Commissioners Court nor the public has asked to be pulled for discussion. Once the Commissioners Court has established the Consent Agenda, Agenda Items included on it will be voted upon in one vote, and will not be discussed separately unless requested by the County Judge, Commissioner, or a citizen..

**EXECUTIVE SESSION:** The Commissioners Court may go into Executive Session to discuss those matters listed anywhere on the Agenda or as otherwise permitted by law.

**PUBLIC COMMENT:** Members of the public will have the opportunity to address the Commissioners Court during this section on any Agenda Item or any subject within its jurisdiction except a matter related to pending litigation. Each speaker should sign in on the Public Comment Sheet available at the rear of the Courtroom at least five (5) minutes before commencement of the Commissioners Court meeting. Speakers should limit their comments to two (2) minutes. The County Judge may, if he deems it necessary, limit both the number of speakers and the time allotted to each speaker. Under the law, the Commissioners Court may only take action on items specifically listed on the Agenda. Subject matter presented which is not part of the Agenda will be referred to the appropriate department for review and subsequent action. Materials submitted during public hearings will not be returned unless prior arrangements have been made through the County Clerk, with the approval of the County Judge. At least seven (7) copies of any document to be used by any speaker should be available for distribution. The speaker's name and, if applicable, Agenda Item number should be clearly marked on such documents. Public Comment for items not on the Agenda will normally be held at the end of the meeting.

**ADJOURNMENTS IN MEMORY:** The Commissioners Court may adjourn the meeting in memory of deceased community leaders, County employees, and other distinguished persons. Requests for Adjournment in Memory may be made through any County Commissioner or the County Judge.

**AUXILIARY AIDS OR SERVICES:** Persons with disabilities who plan to attend this meeting of the Commissioners Court, and who may need special assistance, services or auxiliary aids, should contact the Office of the Nueces County Judge (361-888-0444) at least forty-eight (48) hours ahead of the meeting so that appropriate arrangements can be made.

The Nueces County Commissioners Court will meet in the Commissioners Courtroom in the Nueces County Courthouse in Corpus Christi, Nueces County, Texas, to consider the following:

- A. County Judge calls for Invocation
  - B. Pledge of Allegiance
  - C. County Judge will call the roll, note date, time, and location of meeting, and certify a quorum is present
  - D. Approve the minutes of the January 8, January 16, and January 19, 2007, Commissioners Court Meetings
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- 1. **PUBLIC COMMENT:** This section provides the public the opportunity to address the Commissioners Court on any issues within its jurisdiction. The Commissioners Court may not take formal action on any requests made during the Public Comment period which are not on the Agenda, but can refer such requests to County staff for review if appropriate.
  - 2. **GENERAL INFORMATION REPORTS:** Members of the Commissioners Court may communicate information to the public and Commissioners Court concerning pertinent County-related issues or projects. The Commissioners Court may not take formal action on any matter discussed under general information reports.
  - 3. **CONSENT AGENDA:** The following Agenda Items are of a routine nature, and the Commissioners Court has received supporting materials for consideration. All these Agenda Items will be passed with one vote without being discussed separately, unless a member of the Commissioners Court or the public requests that a particular Agenda Item be discussed. If so, that Agenda Item will be pulled from the Consent Agenda and discussed as part of the regular Agenda at the appropriate time. One vote will adopt the remaining items on the Consent Agenda.
    - a. Authorize payment of bills and claims certified by the County Auditor, including regular bill summaries dated January 24, January 25, January 26, January 30, January 31, February 5, and February 7, 2007, and manual checks dated February 6, 2007.
    - b. Approve Special Motions List dated February 9, 2007.
    - c. Approve Federal Annual Certification Report for the Nueces County Constables Precinct #3 & #5, and District Attorney.
    - d. Approve Change Order No. 1 for Sal-Con, Inc., for the Bobby Ray and Opal Younts & Sablatura Parks Restroom Projects, related to extension of time.
    - e. Approve Change Order No. 1 for Kitchen and Concession Equipment at the Richard M. Borchard Regional Fairgrounds, in the amount of \$1,345.00.
    - f. Authorize execution of contract with Corpus Christi Crime Stoppers, Inc.
    - g. Adopt a resolution changing signatories for Rose Acres Colonia (#724135) grant contract.

- h. Discuss and consider acceptance of a grant from the Texas State Library and Archives Commission (TSLAC) Loan Star Libraries in the amount of \$558.00.
- i. Approve the following Tax Deeds:
  - i. The West 30 feet of Lot 11 and the East 10 feet of Lot 12, Block 8, Shoreline Park Addition, in the amount of \$12,500.00.
  - ii. Lots 1 & 2, Block 6, Original Townsite of Robstown, in the amount of \$1,000.00.
  - iii. Lot 1, Block 8, Evergreen Place, Town of Robstown, in the amount of \$43,000.00.

### **REGULAR AGENDA**

- 4. Discuss and consider designation of office space, renovations, and staff funding related to the Presiding Judge of the Fifth Administrative Judicial Region of Texas.
- 5. Discuss and consider approval of Nueces County Hospital District Resolution authorizing the administrator to negotiate and execute an office space lease for administrative offices.
- 6. Discuss and consider adoption of a resolution supporting legislation authorizing the Hospital District to attach a lien on property for the recovery of local funds spent on indigent enrollees.
- 7. Discuss and consider execution of user agreement with the Texas Department of Public Safety (DPS) authorizing Sheriff's Department access to DPS's Driver's License Image Retrieval System.
- 8. Discuss and consider execution of an interlocal cooperation contract with the Texas Department of Public Safety for reimbursement of expenses related to the Sheriff's Department participation in "Border Security Enhancement Operations."
- 9. Discuss and consider execution of personal services contract with a consumer representative pursuant to the SAMHSA grant and the South Texas Jail Diversion Program.
- 10. Discuss and consider approval of interlocal agreements for the Substance Abuse and Mental Health Services Administration (SAMHSA) - South Texas Jail Diversion Program between Nueces County and the following:
  - a. Nueces County Constables 1, 2, 3, 4 & 5.
  - b. City of Bishop
  - c. City of Corpus Christi
  - d. City of Driscoll
  - e. City of Robstown

11. Discuss and consider authorizing the County Judge to forward County Attorney opinion to the General Land Office regarding the topic of an impact takings assessment report on the 350 foot rule amendment to the Nueces County Beach Management Plan, and related matters.
12. Discuss and consider request from the District Attorney for waiver of personnel rules specifically related to the withholding of screened employment applications by the Human Resources Department during the hiring process.
13. Discuss and consider the application procedure for the following board appointments:
  - a. South Texas Water Authority.
  - b. Christus Spohn Health Systems Board of Trustees.
14. Authorize, open, discuss and award bids and purchases in accordance with the County Purchasing Act; and related matters:
  - a. Rescind authorization to purchase a vehicle from Gunn Chevrolet for one 2006 Tahoe for K-9 unit in the amount of \$ 24,802.55; authorize State Contract purchase from Windham Motor Company for one 2007 Tahoe Police Package (\$26,700.00). New unit will replace Sheriff Unit 175 K-9 Co. No. 53250.
  - b. Authorize State Contract TXMAS purchase of furniture for the new Robstown Library from Corporate Express in the amount of \$82,476.15.
  - c. Authorize TASB Buy Board purchase of wooden end panels, shelving, tables, carrels, and dictionary/atlas stand from Library Design Systems, Inc. for the new Robstown Library in the amount of \$66,493.72.
  - d. Authorize State Contract TXMAS/GSA purchase of steel shelving from Library Design Systems for the new Robstown Library in the amount of \$49,586.21.
15. Approve budget transfers as recommended by the County Auditor, including, Budget Change Order No. 6 for FY 2006/2007; Capital Projects Budget Change Order No. 16.
16. Consider personnel actions of a budgeted nature including actions necessary by Order on Page 7 of County Budget:
  - a. Approve Unfreeze List No. 504.
  - b. Personnel Changes Reports through January 23, 2007; and other personnel or travel related matters.
  - c. Discuss and consider creation and unfreezing of administrative accountant position, Pay Group 27/1A, elimination of 1<sup>st</sup> assistant auditor position, reclassify accounting supervisor position to chief accountant, adjust pay from 30/1A to 33/1A; and adjust pay for A/P supervisor,

27/1A to 30/1B; adjust pay of internal audit supervisor, from 31/1A to 32/1A; adjust pay of internal auditors from 23/1A to 25/1B upon certification, in the Office of Nueces County Auditor.

17. EXECUTIVE SESSION: PUBLIC NOTICE is given that the Commissioners Court may elect to go into an Executive Session anytime during the meeting to discuss matters listed on the Agenda, when authorized by the provisions of the Open Meetings Act, Chapter 551 of the Texas Government Code. In the event the Commissioners Court 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. In accordance with the authority of the Government Code, Vernon's Texas Codes, Sections 551.071, 551.072, 551.073, 551.074, 551.0745, 551.076, 551.086, the Commissioners Court will hold an Executive Session to consult with attorney(s) including matters related to litigation; deliberate regarding real property, prospective gift(s), personnel matters, including termination, county advisory bodies, security devices, and/or economic development negotiations and other matters that may be discussed in an Executive Session. Upon completion of the Executive Session, the Commissioners Court may in an open session take such action as appropriate on items discussed in an Executive Session.
  - a. San Patricio vs. Nueces County, Cause Nos. 13-05-022-CV and 13-05-075-CV.
  - b. Sylvia Cantu Claim.
  - c. Discuss and consider contract with Tighe, Patton, Armstrong, & Teasdale, PLLC.
18. Approve board appointments, including Nueces County Bail Bond Board.

**Adjournment in Memory (upon request)\***