

**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: Wednesday, February 21, 2007**

**9:00 a.m. Workshop\***

**\* followed by  
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: Wednesday, March 7, 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. County Judge calls for Workshop:
    - Receive presentation from Air Specialty, Inc., of Houston, related to possible location of an energy generation manufacturing plant
    - Review of Richard M. Borchard Regional Fairgrounds Construction Projects Funding, and related matters
    - Discuss Nueces County Sheriff/Jail Audit Report
    - Receive report from the Department of Public Works on Status of County Facilities/Building Improvement Needs
    - Discuss 2007 Certificate of Obligation Budget
  - C. County Judge calls regular meeting to order
  - D. Pledge of Allegiance
  - E. County Judge will call the roll, note date, time, and location of meeting, and certify a quorum is present
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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 February 12, and February 14, and February 19, 2007, and manual checks dated February 15, 2007.
    - b. Approve Pcard purchases for the month of January 2007.
    - c. Approve Special Motions List dated February 21, 2007.

- d. Approve the monthly revenue report for the month of December 2006, as presented by the County Auditor, in accordance with Section 114.044 of the Texas Local Government Code.
- e. Ratify/approve purchase order for fairgrounds facilities related to the following:
  - i. installation of electrical computer control systems for lighting
  - ii. installation of computer control equipment for Heating and Air conditioning Systems
- f. Approve Change Order No. 1 for Sal-Con, Inc., for reduction in contract cost by \$86,764.00, and 80 working day extension to completion date, related to the Hazel Bazemore and Equistar Parks Restroom Projects.
- g. Approve contract with Al Amin Shrine in America Foundation, Inc.
- h. Accept report and financial statements as submitted by Nueces County Emergency Services District No. 1

### **REGULAR AGENDA**

- 4. Receive presentation from the Texas Association of Counties related to the Worker Compensation Program of Nueces County.
- 5. Discuss and consider Commissioners Court action with regard to Workshop items including:
  - a. Richard M. Borchard Regional Fairgrounds Construction Projects Funding, and related matters
  - b. Nueces County Sheriff/Jail Audit Report
  - c. County Facilities/Building Improvement Needs
  - d. 2007 Certificate of Obligation Budget
- 6. Discuss and consider execution of Amendment No. 1 to the Advance Funding Agreement with the State of Texas, Department of Transportation, related to the Master Drainage Study in Nueces County.
- 7. Discuss and consider adopting a resolution providing for the designation of voting members of the Executive Council of the Coastal Bend Redevelopment Planning Committee, related to Base Realignment and Closure (BRAC).
- 8. Discuss and consider adopting a resolution related to the designation of a Local Redevelopment Authority and defining its powers, related to Base Realignment and Closure (BRAC), and other related matters.
- 9. Discuss and consider contract with Tighe, Patton, Armstrong, & Teasdale, PLLC.
- 10. Discuss and consider execution of grantee acceptance notice related to the Auto Theft Detection Apprehension & Prevention Program.

11. Discuss and consider an order by Commissioners Court delegating authority to the Purchasing Agent to extend bid opening dates.
12. Discuss and consider adoption of a resolution to authorize purchase of services through the Texas Building and Procurement Commission pursuant to Title 8, subtitle C, Chapter 271, subchapter D, Sections 271.082 and 271.083 of the Texas Local Government Code for the Texas Building and Procurement Commission.
13. Authorize, open, discuss and award bids and purchases in accordance with the County Purchasing Act; and related matters:
  - a. Reject all proposals, recommend a finding for the method of procurement (Texas Local Government Code Section 262.025 Request for Proposals) and authorize publishing a new notice for the following:
    - i. RFP-2681-06 Residential Services for Juveniles
    - ii. RFP-2684-06 Clinical Assessments – Juvenile Department
    - iii. RFP-2685-06 Group Counseling for Juvenile
  - b. Reject all bids, recommend a finding for the method of procurement (Texas Local Government Code Section 262.025 Request for competitive sealed bid) and publish a new notice for IFB-2688-06 Nueces County Jail Painting Improvements
  - c. Rescind RFP-2690-07 Nueces County Master Drainage Plan
  - d. Withdraw award on December 20, 2006, of IFB-2686-06 Pavement Rehabilitation of Camping Stalls
  - e. Authorize Sole Source purchase from Cingular Wireless for 81 air card devices for the CAD Project and annual maintenance cost at the rate of \$37.19 per card for 12 months for a total amount of \$37,767.87.
  - f. Accept award from the 319<sup>th</sup> District Court of a 1999 Cadillac Deville vehicle to be used in the Sheriff's Office fleet.
14. Approve budget transfers as recommended by the County Auditor, including, Budget Change Order No. 7 for FY 2006/2007.
15. Consider personnel actions of a budgeted nature including actions necessary by Order on Page 9 of County Budget:
  - a. Unfreeze List No. 506.
  - b. Personnel Changes Reports through February 13, 2007; and other personnel or travel related matters.
16. 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. Dedrick Price Claim.
- b. Benito Pena Claim.
- c. Discuss and consider sale of real property, and related matters.

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