

**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, March 7, 2007**

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

**12:00 Noon Special "Walk Across Texas"  
Presentation**

**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 21, 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 February 9, 2007, Commissioners Court Meeting
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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 14, February 19, February 21, February 22, February 26, February 28, and March 5, 2007, and manual checks dated March 2, 2007.
    - b. Approve Special Motions List dated February March 7, 2007.
    - c. Approve Federal Annual Certification Reports for Constables Pct. 3 & 5 for FY 04/05.
    - d. Approve Change Order No. 1 for Sal-Con, Inc., for 40 working day extension to completion date, related to the Bobby Ray and Opal Younts & Sablatura Parks Restroom Projects.
    - e. Approve Change Order No. 1 in the amount of \$49,013.00 for Van Fleet Construction to provide a new PVC roof system on Wing B of the Juvenile Justice Center

## **REGULAR AGENDA**

4. Discuss requirement for Nueces County to furnish office space for the Thirteenth Court of Appeals and for the Fifth Judicial Administrative District, and related matters.
5. Receive presentation from the NonStop Program related to its Children's diabetes/obesity activities in Nueces County.
6. Receive an update from David Richter on the following projects:
  - a. Addition and Renovation to the Juvenile Center.
  - b. Jail Locks Project.
  - c. Courthouse Fire Alarm Upgrade.
  - d. Nueces County Library Project.
7. Discuss and consider addition to the Commissioners Court Legislative Agenda an item in support of a bill authorizing the creation of a magistrate in Nueces County.
8. Discuss and consider approval of the Guidelines for Community Use of Courthouse Grounds and Common Areas.
9. Discuss and consider authorizing the submission of a continuation grant application to the U.S. Department of Health and Human Services Substance Abuse and Mental Health Services Administration (SAMHSA) for 2007/2008 South Texas Jail Diversion Program.
10. Discuss and consider authorizing the submission of a grant application to the Texas Department of Transportation (TxDOT) for a Traffic Safety Grant – Selective Traffic Enforcement Program (STEP).
11. Discuss budget and staffing impact of Senate Joint Resolution 13, recently passed by the Texas Legislature, calling for a May 12, 2007, Constitutional Amendment Election; adopt related resolution(s).
12. Discuss and consider Dune Protection Permit application for a Small-scale Dune Protection Permit for Briscoe King Pavilion Rehabilitation and Parking Lot, Padre Balli Park, North Padre Island (DPP 11-06-01).
13. Discuss and consider execution of Agreement for Professional Services with Justice Benefits, Incorporated, for services related to Federal Financial Participation.
14. 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.

15. Authorize, open, discuss and award bids and purchases in accordance with the County Purchasing Act; and related matters:
  - a. Discuss/Award IFB No. 2695-07; School Land Lease for 3,580.54 acres of Ranchland.
  - b. Discuss/Award IFB No. 2693-07; Robstown Community Center renovations.
  - c. Discuss/Award IFB No. 2694.07; Banquete Park Softball Fencing.
  - d. Discuss/Award IFB No. 2697-07; Flexible Base (Type A, Grade 1).
  - e. Discuss/Award IFB No. 2698-07; AE-P Specialty Emulsion.
  
16. Approve budget transfers as recommended by the County Auditor, including, Budget Change Order No. 36 for FY 2005/2006 and Budget Change Order Nos. 8 & 8A for FY 2006/2007.
  
17. Consider personnel actions of a budgeted nature including actions necessary by Order on Page 9 of County Budget:
  - a. Application Temporary & Contract No. 192 and Unfreeze List No. 507.
  - b. Personnel Changes Reports through February 20, and February 27, 2007; and other personnel or travel related matters.
  
18. 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. Interview Applicant and discuss and consider selection of County Librarian.
  - b. Discuss Stadium License Agreement between Nueces County and Coastal Bend Baseball Club L.L.C., and related matters.
  - c. Stephanie Lovell n/f/o/ Cody Hernandez Claim
  - d. Grievance 02217-1; Lydia Elizondo vs. District Clerk
  - e. State of Texas v. Anthony Charles Trevino – Release of Lien

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