

**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, May 2, 2007

9:00 a.m. Commissioners Court Meeting*

***preceded by Workshop**

10:00 a.m. Specially Set Item

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, May 16, 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 calls for Workshop:
 - Discussion related to Agenda Development Procedures
 - D. County Judge will call the roll, note date, time, and location of meeting, and certify a quorum is present.
 - E. Adoption of a resolution related to Fair Housing Month.
 - F. Adoption of a resolution related to Tough Choices, Tough Times, in support of our Nation's critical need for our businesses to remain competitive.
 - G. Adoption of a resolution in recognition of "On the Level Foundation Repair"
 - H. Receive presentation from the Texas Cooperative Extension Service Volunteers Program.
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 April 12, April 18, April 19, April 23 (2), April 25, and April 30, 2007, and manual checks dated April 27, 2007.
 - b. Approve Special Motions List dated May 2, 2007.
 - c. Approve monthly revenue report for February 2007, as presented by the County Auditor in accordance with Section 114.044 of the Texas Local Government Code.

- d. Discuss and consider approval of Change Order No. 1, for an increase of \$6,206.00, and extension of time, related to the Hilltop Wing "F:" Renovations Project.
- e. Discuss and consider approval of Change Order No. 2, for extension of contract time, and contract reduction in the amount of \$2,377.00, related to the Nueces County Library Project.

REGULAR AGENDA

4. Receive presentation on Prison Re-entry and Crisis Counseling.
5. Receive a presentation from Dr. Gary Jeffress, Professor of Geographic Information Science Department of Computing Science Director, Conrad Blucher Institute for Surveying and Science, Texas A&M University-Corpus Christi and Dr. Stacy Lyle related to environment issues on "*Effect of rising seas on Padre Island.*"
6. Discuss and consider approval of policies and procedures of Nueces County Commissioners Court agenda development.
7. Discuss and consider approval of the Nueces County Beach Management Advisory Committee recommendation for approval of Dune Permit and response to the Texas General Land Office's April 3, 2007, comments regarding the Preserve at Mustang Island dune protection permit.
8. Discuss and consider approval of the Texas General Land Office's comments regarding the La Concha dune protection permit and "Determination of No Permit Needed."

SPECIALLY SET ITEM (10:00 a.m.):

9. Receive, open and discuss applications for the Nueces County Bank Depository Contract and the Nueces County and District Clerk Trust Funds Depository Contract, in accordance with the Texas Local Government Code, Chapters 116 and 117.
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10. 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).
 11. Receive presentation from outside audit firm Patillo, Brown & Hill for fiscal year ended September 30, 2006 by Carlos Cascos.
 12. Discuss and consider approval of proposed Tax Foreclosure Auction of resale properties, to occur on Saturday, June 9, 2007.

13. Discuss and consider approval of plans and specifications for renovations of the Courthouse 5th floor.
14. Discuss and consider execution of contract with the Coastal Bend Council of Governments (Texas Department of Human Services) for the delivery of Title III Meals on Wheels by Nueces County Community Services.
15. Discuss and consider acceptance of grant award #17PHNP518Z in the amount of \$59,000.00 from the Office of National Drug Control Policy for the High Intensity Drug Trafficking Area (HIDTA) Texas Coastal Corridor Initiative.
16. Discuss and consider execution of a Community Facilities Grant Agreement with the United States Department of Agriculture (USDA) for the Nueces County Fairgrounds (access road & parking lot) Project.
17. Discuss and consider execution of an agreement for the Click It or Ticket grant program through the Texas Department of Transportation.
18. Discuss and consider granting authority to the County Attorney to initiate eminent domain proceedings on the Rose Acres Colonia Project.
19. Discuss and consider the purchase of 3.941 acres of land for use as road right-of-way; authorize the County Auditor to issue a check in the amount of \$41,000.00 to Michael Meaney.
20. Discuss and consider the application process for appointment to the Nueces County Emergency Services District #4, Nueces County Civil Service Commission, Citizen's Advisory Board on Health and Welfare and setting term limits.
21. Authorize, open, discuss and award bids and purchases in accordance with the County Purchasing Act; and related matters:
 - a. Discuss/Award RFP No. 2696-07 Juvenile Justice Alternative Education Program to University Health Service, Inc. Keystone Schools.
 - b. Discuss and consider making a finding for the method of procurement (Texas Local Government Code section 262.025 - Request for competitive bid); discuss and consider authorizing the purchasing agent to publish a notice for competitive bids for the following:
 - i. The renovations of the Courthouse 5th Floor.
 - ii. 2 year contract for motor oil.
 - iii. Food Service – Juvenile Facility

22. Approve budget transfers as recommended by the County Auditor, including Budget Change Order No. 12 for FY 2006/2007.
23. Consider personnel actions of a budgeted nature including actions necessary by Order on Page 9 of County Budget:
 - a. Unfreeze List No. 511.
 - b. Personnel Changes Reports through April 17, and April 24, 2007; and other personnel or travel related matters.
24. 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. Nueces County Animal Control Advisory Committee – Sherry Dunlap.
 - b. Donna Clement claim.

Adjournment in Memory (upon request)*