

**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, June 4, 2008**

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

**\*with Workshop**

**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, June 11, 2008, 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 to the United States of America and Texas Flags
  - 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 April 2, April 16, and April 29, 2008, Commissioners Court meetings.
  - E. Adopt a resolution to Kickoff the 10 days of celebration of the Emancipation Proclamation for Juneteenth, 2008, in Nueces County
  - F. Recognize Eagle Scout Luke James Duis.
  - G. Presentation of Texas Book Festival Award by AT&T for the benefit of the Keach Family Library.
  - H. Workshop
    - Discuss suggestions for clarifying agenda items and, if possible, making backup materials more available to the public.
    - Discussion of any ideas which will be a precursor to the Agenda Management software system planned for the Nueces County Website Posting.
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 May 15, May 16 (2), May 22, May 23, May 29, May 30 (2), and June 5, 2008; and manual checks dated May 30, 2008.
    - b. Approve Special Motions List dated June 4, 2008.
    - c. Approve Pcard purchases for the month of April 2008.

- d. Approve monthly revenue report for the month of April 2008, as presented by the County Auditor in accordance with Section 114.044 of the Texas Local Government Code.
- e. Approve/ratify interlocal agreement and Internet Access Contract; approve amended Internet Access Contract, and other related matters, for the provision of interconnectivity to the Educational Service Center, Region 2, Private Wide Area Network.
- f. Rescind approval of tax deed for Lots 12 and 13, Block 2, Original Townsite of Robstown, in the amount of \$6,500; and discuss and consider approval of tax deed for Lots 12 and 13, Block 2, Original Townsite of Robstown in the amount of \$10,000.
- g. Accept Certificate of Substantial Completion for the Briscoe King Pavilion Renovations Project.
- h. Approve R-05 Service Agreement Renewal Agreement, related to the Victim Identification and Notification Everyday (VINE) Program.
- i. Approve Amended Commercial Services Agreement with Time Warner Entertainment for cable services for the Keach Family Library.
- j. Approve the following "Outside Agency" Agreements:
  - i. The Ark Assessment Center and Emergency Shelter for Youth
  - ii. Coastal Bend Bays and Estuaries Program
  - iii. Port Aransas Chamber of Commerce

### **REGULAR AGENDA**

- 4. Receive a presentation from Christus-Spohn Health Systems on Health Clinics, Diabetes Education, and Graduate Medical Education at Memorial Hospital.
- 5. Discuss and consider execution of Managed Pharmacy Benefit Services agreement with CaremarkPCS Health, L.P. for purposes of participation in the National Association of Counties Pharmacy Consumer Card Program.
- 6. Accept a Gold Star Award presented to Nueces County at the 2008 County Management Institute.
- 7. Receive an update by Ernesto Galindo, Texas Association of Counties Safety Specialist, on the status of the Internet Safety Training made available to Nueces County by the Texas Association of Counties.
- 8. Receive presentation related to automobile accidents involving County Vehicles from the Nueces County Risk Manager.

9. Receive presentation from Project Manager, Rosie Collin, and Ingleside LRA Chairperson, Stella Herrmann, on status of EMR Development Process of Ingleside Local Redevelopment Authority (LRA), and related matters.
10. Receive presentation on “Project Give Offenders Hope” as it relates to Nueces County Jail Inmates.
11. Discuss and consider approval of a Memorandum of Understanding between the Texas Department of Public Safety and Nueces County regarding conveyance of County land located off of Prescott Street, for the purpose of building a new DPS Crime Laboratory.
12. Discuss and consider contracting with Pat Walker to house stray horses impounded by the Sheriff’s Office.
13. Discuss and consider request for a 90-day Extension for Mustang Island Estates Dune Protection Permit (Nueces County DPP#030501), and related matters.
14. Discuss and consider selection of an engineering consultant and approval of an Engineering Services Contract, related to energy savings projects, Senate Bill 12 reporting, and alternative methods of financing for energy efficiency projects.
15. Discuss and consider adopting the 2008 federal poverty guidelines to be used to determine eligibility for City-County Health District Clinical Services.
16. Discuss and consider approval of pricing changes related to an interlocal agreement with the City of Corpus Christi for Lifeguard Services.
17. Discuss and consider adoption of a resolution authorizing execution of an agreement with the State of Texas through the General Land Office for reimbursement of beach cleaning services.
18. Discuss and consider application procedure for appointment to the Citizens Advisory Health Board.
19. Authorize, open, discuss and award bids and purchases in accordance with the County Purchasing Act, and related matters:
  - a. Discuss/Award RFP No. 2753-08 Courthouse Cafeteria Food Service.
  - b. Discuss/Award IFB No. 2767-08 Type D Hot Mix Asphaltic Concrete.
  - c. Discuss/Award IFB No. 2768-08 Banquete Park Phase I
  - d. Discuss/Award IFB No. 2771-08 HFRS-2P Emulsified Asphalt

- e. Discuss/Award IFB No. 2772-08 Courthouse Parking Lot Resurfacing & Striping.
  - f. Authorize/Execute a contract for IFB No. 2762-08 SS-1 Emulsified Asphalt.
  - g. Authorize/Execute a contract for IFB No. 2764-08 Uniform rentals, floor mats, shop towels, linens, scrubs.
  - h. Authorize DIR State Contract purchase for cells phones.
  - i. Discuss and consider making a finding for the method of procurement (Texas Local Government Code section 262.0295 - Request for Proposals); discuss and consider authorizing the Purchasing Agent to publish a notice; and order delegating evaluation authority to a selection committee for the Family Preservation Program Services for the Juvenile Department.
  - j. Discuss and consider approving an order regarding the sale of surplus metal:
    - i. make a finding of the method of procurement (Texas Local Government Code-Section 263.152 (a)(1) for the sale of county property through a sealed-bid procedure;
    - ii. adopt a sealed bid procedure for this sale of county property as set out in this Order and authorize and direct the purchasing agent to carry out the Bid Procedure and take such other action needed in her opinion be necessary for carrying out this procedure;
    - iii. authorize the purchasing agent to publish notice for sealed bid under Section 263.152 of the Texas Local Government Code;
    - iv. appoint the purchasing agent as the designated representative to evaluate the bids submitted under Section 263.152 of the Texas Local Government Code.
20. Approve budget transfers as recommended by the County Auditor, including Budget Change Order No. 17 for FY 2007-2008.
21. Consider personnel actions of a budgeted nature, including actions necessary by Order on Page 5 of the County Budget:
- a. Application Temporary and Contract List No. 222 and Unfreeze List No. 539.
  - b. Personnel Change Reports through May 13, May 20, and May 27, 2008.
22. 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.

**Adjournment in Memory (upon request)**