

**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, July 9, 2008

9:00 a.m. Commissioners Court Meeting

2:30 p.m. 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, July 23, 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 30, and June 4, 2008, Commissioners Court meetings.
 - E. Adopt a resolution recognizing Ricardo A. Sanchez for service to the Regional Transportation Authority (RTA).
 - F. Adopt a proclamation recognizing the Calallen Wildcats, the 2008 Class 4A Baseball State Champions.
 - G. Workshop Note: At approximately 2:30 p.m., the Commissioners Court will have a workshop with representatives of the Texas General Land Office related to the Coastal Impact Assistance Program.
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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 of 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 June 13, June 19(2), June 20, June 27(2), June 30, July 3, and July 4, 2008; and manual checks dated July 3, 2008.
 - b. Approve Special Motions List dated July 9, 2008.
 - c. Approve Pcard purchases for the month of May 2008.
 - d. Approve monthly revenue report for the month of May 2008, as presented by the County Auditor in accordance with Section 114.044 of the Texas Local Government Code.

- e. Ratify/approve second amendment to the Detention Services Agreement with LCS Corrections Services, Inc.
- f. Approve the following "Outside Agency" contracts:
 - i. Westside Business Association.
 - ii. Port Aransas Chamber of Commerce.
- g. Approve the following Tax Deeds and highest minimum opening bid to date:
 - i. Lots 21 and 22, Block 7, Dan L. Messer Addition, in the amount of \$5,500.00.
 - ii. Lot 29, Block 1, Highway Addition to Robstown, in the amount of \$400.00.
 - iii. The South 13 feet of Lot 19, all of Lot 20 and the North 6 feet of Lot 21, Block 11, Bay Terrace Addition, in the amount of \$14,488.87.
 - iv. Lots 1 and 2, Block 2-A, Casa Blanca Addition to Robstown, in the amount of \$1,000.00.
 - v. 1.079 acres, more or less out of the Northeast corner of the Roberts & White Subdivision of the Joseph A. Elliff Tract, in the amount of \$8,270.00.
 - vi. Lot 45, Block 3, Las Delicias Addition, in the amount of \$500.00.

REGULAR AGENDA

- 4. Discuss and consider execution of interlocal agreement for consulting services for Community and Economic Development with Texas A&M University-Corpus Christi.
- 5. Discuss and consider Dune Permit application for Construction of Sand Fences at Lost Colony (DPP1107-01) and (BDNC-08-0051), and related matters.
- 6. Discuss and consider approving and executing a Resolution and Order for the implementation of corrective actions for damage of dunes and dune vegetation at Lot 19, Beach View Estates and related matters.
- 7. Discuss and consider approving and executing an Agreement to compensate for damage to Dunes and Dune Vegetation between Nueces County and Ron Wolfe, and related matters.
- 8. Discuss and consider approval of funding for the Nueces County Neighborhood Diabetes Education Program.
- 9. Discuss and consider unfreezing and reclassifying the Nurse Practitioner Position from a 31/1 (\$24.59 per hour) to 38/01 (\$35.34 per hour) in the City-County Public Health District.
- 10. Discuss and consider creating and unfreezing a position for a Kennel Shelter Attendant, in the Animal Control Department.

11. Discuss and consider selection and execution of contract with Terry K. Orf, Architect, for completion of the Banquete Community Park Improvement Project.
12. Discuss and consider submitting a contract extension request to Office of Rural and Community Affairs (ORCA) Texas Community Development Program (TCDP) contract #726115 for the San Petronila Estates Unit 2 Colonia extending the contract period for twelve months (from July 20, 2008 to July 20, 2009).
13. Discuss and consider execution of Grant Agreement with the Office of National Drug Control Policy for the High Intensity Drug Trafficking Area (HIDTA)/Texas Coastal Corridor Initiative.
14. Discuss and consider approval of the following:
 - a. Discuss/Award IFB No. 2763-08 Personnel Services.
 - b. Discuss/Award IFB No. 2773-08 Janitorial Services.
 - c. Discuss/Award IFB No. 2776-08 Steam Boiler No. 2 at Nueces County Courthouse.
 - d. Discuss/Award and Authorize/Execute a contract IFB No. 2777-08 Agua Dulce Parking Lot and Fencing Improvements.
 - e. Discuss/Award IFB No. 2778-08 Nueces County Juvenile Detention Facility Underground HVAC Piping Replacement.
 - f. Authorize/Execute a contract for IFB No. 2767-08 Type D Hot Mix Asphaltic Concrete.
 - g. Authorize/Execute a contract for IFB No. 2772-08 Courthouse Parking Lot Resurfacing & Striping.
 - h. Authorize TASB BuyBoard State Contract 281-07 purchase for Public Works for two (2) 2008 Ford F150 Pickup from Philpott Motors Ltd.
 - i. Authorize Sole Source purchase to Hart InterCivic for the annual software license and support for the County's eSlate Electronic Voting System.
 - j. Authorize Sole Source purchase to Sungard Bi-Tech for annual support agreements for the County's financial software system and application support.
15. Approve budget transfers as recommended by the County Auditor, including Budget Change Order No. 20 for FY 2007-2008.
16. 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. 225 and Unfreeze List No. 542.
 - b. Personnel Change Reports through June 17, June 24, and July 1, 2008.
 - c. Discuss and consider adoption of resolution implementing a temporary hiring freeze on vacant permanent positions.

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. Discuss and consider Frank D. Moritz II and Lynette C. Kennedy Claim.
 - b. Discuss and consider grievance of James Sales III.

18. Approve board appointments, including the Citizen's Advisory Board on Health and Welfare.

2:30 p.m. Workshop:

- **Discuss Coastal Impact Assistance Program with representatives from the Texas General Land Office**

Adjournment in Memory (upon request)