

**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) 888-0296

**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 23, 2008

9:00 a.m. 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, August 6, 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.
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 July 10, July 11, July 15(2), July 17, and July 18, 2008; and manual checks dated July 17, 2008.
 - b. Approve Special Motions List dated July 23, 2008.
 - c. Approve Pcard purchases for the month of June 2008.
 - d. Approve agreement with the Food Bank of Corpus Christi, Inc., for the Nueces County Neighborhood Diabetes Education Program.

REGULAR AGENDA

4. Receive an update on the Nueces County Study for a Master Drainage Plan.
5. Discuss and consider the appointment of Election Judges and Alternates for the November 4, 2008, General Election.

6. Discuss and consider approval of the following for the November 4, 2008, Joint Election:
 - a. Early voting Substations
 - b. Mobile voting calendar
 - c. Election Day polling places

7. Discuss and consider the following related to the Tortuga Harbor and Packery Channel Nature Preserve and Park Improvements Projects:
 - a. Approval of an Agreement between Nueces County and Gary Mize that allows Gary Mize to provide \$300,000 of improvements at the Nueces County Packery Channel Property including construction of their Mitigation Work Plan Wetland ponds, additional park improvements and a master plan for the Nueces County Packery Channel property and related matters.
 - b. Approval of a Master Plan for Nueces County Packery Channel Property as funded by Gary Mize, and related matters.
 - c. Adoption of a resolution to dedicate 20 acres of the Nueces County Packery Channel property as “Nueces County Packery Channel Nature Preserve and Park” and related matters.
 - d. Approval of a Deed Restriction for the Nueces County Packery Channel Nature Preserve and Park that restricts two (2) acres of the Park to be maintained in perpetuity as required by United States Army Corps of Engineers and related matters.

8. Discuss and consider execution of a Memorandum of Understanding with the Texas Department of Public Safety for participation in the Texas Data Exchange (TDEx).

9. Receive presentation on the National Parks Service - Rivers, Trails, and Conservation Assistant Program application by the Coastal Bend Bays Foundation.

10. Discuss and consider submission of a letter of support to the City of Corpus Christi’s Parks and Recreation Department and the Coastal Bend Bays Foundation for a National Park Service - Rivers, Trails, and Conservation Assistance Program.

11. Discuss and consider submission of Coastal Impact Assistance Program (CIAP) competitive grant applications to the Texas General Land Office (GLO).

12. Discuss and consider selection of GPM Engineering, engineering consultant and execution of an Engineering Services Contract for the preparation of plans and specifications for the replacement of the fire alarm system and rehabilitation of HVAC components in the Nueces County Jail.

13. Discuss and consider adopting an order prohibiting outdoor burning in the unincorporated areas of Nueces County, pursuant to Section 352.081 of the Texas Local Government Code.
14. Discuss and consider procedure for appointment to the Nueces County Hospital District Board of Managers and the Nueces County Special Task Unit of Adult Protective Services.
15. Discuss and consider approval of the following:
 - a. Discuss/Award RFP No. 2754-08 Alcohol, Controlled Substances and Blood Specimen Testing Program
 - b. Discuss/Award IFB No. 2758-08 / ORCA Contract No. 726115 Water Distribution System Improvements San Petronila Estates II, Phase I; Authorize the County Judge to execute the contract with awarded bidder
 - c. Discuss/Award IFB No. 2773-08 Janitorial Services
 - d. Discuss/Award IFB No. 2776-08 Steam Boiler No. 2 Replacement at Nueces County Courthouse
 - e. Authorize/Execute Amendment No. 2 to the Agreement between Nueces County and Absolute Waste for Solid Waste Collection and Disposal Services
 - f. Discuss and consider making a finding for the method of procurement (Texas Local Government Code section 262.023 - Request for competitive bid); discuss and consider authorizing the purchasing agent to publish a notice for competitive bid for the following:
 - i. Copy Paper, Fine Papers, Computer Paper NCR Paper, Envelopes
 - ii. Solid Waste Collection & Disposal Services at Island Parks
 - g. 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 following:
 - i. Auditing Services
 - ii. Aggregate and Specific Re-insurance for the Nueces County Employee Self-Funded Group Health program (Stop Loss)
 - h. Authorize TASB BuyBoard State Contract No 268-07 purchase for Public Works for two Broce RJ 350 Road Sweepers from Cooper Equipment Company
 - i. Authorize TXMAS State Contract No TXMAS-7-51V050 purchase for Island Parks for one 5425 Utility Tractor 65 PTO HP from John Deere Company
 - j. Authorize/Execute IFB No. 2777-08 Agua Dulce Parking Lot and Fencing Improvements
16. Approve budget transfers as recommended by the County Auditor, including Budget Change Order No. 21-A and 21-B to transfer funds

from Inland Parks to Fairgrounds Operating Budget for FY 2007-2008.

17. 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. 226 and Unfreeze List No. 543.
 - b. Personnel Change Reports through July 8, and July 15, 2008.

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.

19. Approve board appointments, including the Intergovernmental Commission on Drug and Alcohol Abuse.

Adjournment in Memory (upon request)