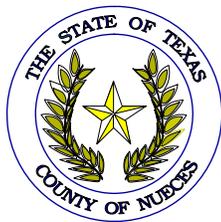


**County
of
Nueces**



**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, September 10, 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, September 24, 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 July 9, and July 21, 2008, Commissioners Court meetings.
 - E. Approve Proclamation for the United Way 2008 Nueces County Kickoff Campaign.
 - F. Recognize the Nueces County Junior Livestock Show for Keach Family Library Donation of \$2,500.
 - G. Introduce Legislative “Go” Team for the upcoming 81st Legislative Session.
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 August 28, August 29(2), September 4, and September 5(2), 2008; and manual checks dated September 5, 2008.
 - b. Approve Special Motions List dated September 10, 2008.
 - c. Approve monthly revenue report for July 2008, as presented by the County Auditor in accordance with Section 114.044 of the Texas Local Government Code.

- d. Approve grant close out report.
- e. Authorize Judge to sign letter extending a one year renewal for video services with Robert Fledderman.
- f. Approve Change Order No. 1 for improved handicap access related to the parking and fencing improvements at the Precinct 5 office in Agua Dulce (\$6,500, no net increase in contract).
- g. Approve Order designating Wednesday as the day of the week the Court will meet in regular term for fiscal year 2008-2009, pursuant to Section 81.005 of the Texas Local Government Code.
- h. Discuss and consider adopting a “No Change” Order for Nueces County’s participation in the Texas County and District Retirement System for Plan Year 2009.

REGULAR AGENDA

- 4. Receive presentation from Rusty Hohlt, County Extension Agent, Texas AgriLife Extension Service, regarding the Do Well, Be Well with Diabetes (DWBW) Program.
- 5. Receive a presentation from Peggy May, R.N., Wellness Counselor with CHRISTUS Spohn Wellness Services Department, regarding diabetes screening at the Nueces County Diabetes Awareness and Wellness Fairs.
- 6. Receive briefing on DWI Court Program.
- 7. Receive presentation from Boone-Chapman related to employee health insurance, and related matters.
- 8. Discuss and consider appointing two members to represent the Commissioners Court on the Labor Relations Committee, in accordance with Article 22 of the Collective Bargaining Labor Agreement.
- 9. Discuss and consider Amendment No. 1 to Purchase and Sale (Donation) Agreement between Flint Hills Resources, LP and Nueces County for conveyance of real estate located at Interstate Highway 37 and Carbon Plant Road for purposes of establishing a State veterans’ cemetery.
- 10. Discuss and consider approving a Memorandum of Understanding between the City of Corpus Christi and Nueces County related to developing detailed plans for implementing organizational and policy changes to the City of Corpus Christi-Nueces County Texas Public Health District.
- 11. Discuss and consider authorizing the County Judge to execute Notice to Proceed pursuant to the Participation Agreement by and between

Tyler Technologies, Inc., the Texas Conference of Urban County, and Nueces County, regarding Court Administration System.

12. Discuss and consider Amendment No. 1 to Participation Agreement by and between Tyler Technologies, Inc., the Texas Conference of Urban Counties, and Nueces County, regarding Court Administration System.
13. Discuss and consider Amendment No. 1 to Resource Addendum by and between the Texas Conference of Urban Counties and Nueces County, regarding Court Administration System.
14. Receive update regarding Nueces County Strategic Goals and Objectives for 2008.
15. Discuss and consider renewing Personal Services Contract with Dr. Jennifer Smith-Engle regarding beach management/dune protection issues for one year; approve letter exercising renewal option.
16. Discuss and consider ratifying Order for General Election for the upcoming November 4, 2008, General Election.
17. Discuss and consider approving an increase in the election judges and clerks wages from \$7.00 to \$9.00 per hour for the upcoming joint elections to be held on November 4, 2008.
18. Discuss and consider approving updated changes to the Election Day Polling places for the upcoming November 4, 2008, General Election.
19. Discuss and consider entering into Joint Election Agreements with the following political jurisdictions for the upcoming November 4, 2008, Election:
 - a. City of Corpus Christi
 - b. Del Mar College District
 - c. City of Port Aransas
 - d. Corpus Christi Independent School District
 - e. West Oso Independent School District
 - f. Robstown Independent School District
 - g. Banquete Independent School District
 - h. Driscoll Independent School District
20. Discuss and consider approval of Sheriff's and Constable's Fees for 2009, pursuant to Section 118.131 of the Texas Local Government Code.
21. Discuss and consider disbursement of Family Protection Fees and execution of amendments to agreements with the Women's Shelter, Court Appointed Special Advocates, and the Nueces County Children's Advocacy Center.

22. Discuss and consider approval of the following:
 - a. 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 bids for 8th and 9th floor Courtroom renovations.
 - b. Authorize Sole Source purchase from Avaya Communications for annual phone maintenance agreement for the County's telephone system software support.
 - c. Authorize Sole Source maintenance agreement from CBM Archives for the Image Archival System.
 - d. Authorize Sole Source purchase for 25 eSlate voting machines from HART Intercivic.
 - e. Authorize DIR Contract No DIR-SDD-236 purchase for SMARTnet maintenance agreement from CALENCE for the IT Department.
 - f. Authorize DIR Contract No DIR-SDD-192 purchase for Dell/EMC extended services from Dell for the IT Department.
 - g. Accept the executed agreement for RFP No. 2774-07 Multisystemic Therapy Family Preservation Program Services with Liberty Resources Inc. as approved by the Juvenile Board.
23. Approve budget transfers as recommended by the County Auditor, including Budget Change Order No. 25 for FY 2007-2008.
24. 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. 229 and Unfreeze List No. 547.
 - b. Personnel Change Reports through August 26, and September 2, 2008.
25. 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)