

**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, October 8, 2008**

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

**10:00 a.m. Press Conference\***

\* Veterans Cemetery – Transfer of Property

**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, October 22, 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 August 6, 18, 20, 22, and 27, 2008, Commissioners Court meetings.
  - E. Adopt a resolution proclaiming October 2008, as “Czech Heritage Month” in Nueces County.
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 September 18, September 25, September 26, September 30, October 2, and October 3, 2008; and manual checks dated October 3, 2008.
    - b. Approve Special Motions List dated October 8, 2008.
    - c. Approve the monthly revenue report for August 2008, as presented by the County Auditor in accordance with Section 114.044 of the Texas Local Government Code.
    - d. Approve grant closeout summary report.
    - e. Ratify/approve grant adjustment notice for Local Border Security Program FY08, providing for additional reimbursement for overtime.

- f. Approve personal services contract with Julie Smith Wilsey for Analysis and Negotiation Commercial Real Estate Transaction Services related to the Fairgrounds Master Plan.
- g. Ratify/approve contract amendment No. 1 to the personal services contract with Anna M. Flores related to voter outreach on the Help America Vote Act.
- h. Approve Change Order No. 2 on the Agua Dulce Parking Lot and Fencing Improvement Project.
- i. Approve Change Order No. 3 on the Courthouse Fire Alarm System Upgrade.
- j. Approve Change Orders No. 4, 5, 6, and 7 on the Up River Road Rehabilitation Project.

### **REGULAR AGENDA**

- 4. Receive donation from The Daughters of the American Revolution benefiting the Keach Family Library.
- 5. Receive presentation from Dane Ferrell and Libby Even, Coordinators for Corpus Christi Hawkwatch at Hazel Bazemore Nueces County Park.
- 6. Receive presentation from the Nueces County Rural Rail Transportation District.
- 7. Receive presentation from the Nueces County Clerk pertaining to the upcoming November 4, 2008, General Election.
- 8. Discuss and consider execution of Armed Forces Institute of Pathology Memorandum of Understanding related to support and cooperation in deaths involving service members.
- 9. Authorize the issuance of a Dune Protection permit to Compensate for Damage to Dunes and Dune Vegetation, consisting of corrective measures for construction at Lot 19, Beach View Estates.
- 10. Receive a presentation on investment results for the quarter ended June 30, 2008, and approve the Quarterly Investment Report in accordance with Section 2256.023 of the Texas Government Code.
- 11. Discuss and consider adopting a resolution in support of a mechanical engineering degree program at Texas A&M University-Corpus Christi.
- 12. Discuss and consider adopting a resolution in support of continued improvements to County Road 52.
- 13. Discuss and consider authorizing the Corpus Christi-Nueces County Public Health District to enter into a contract with the Department of

State Health Services (DSHS) providing for Title XX Family Planning Fee for Services in the amount of \$219,636.00 for the period of September 1, 2008, through August 31, 2009; authorize Acting Director of the Public Health District to sign on behalf of Nueces County.

14. Discuss and consider authorizing the Corpus Christi-Nueces County Public Health District to enter into a contract with the Department of State Health Services (DSHS) providing for Title V Maternity Services in the amount of \$70,000.00 for the period of September 1, 2008, through August 31, 2009; authorize Acting Director of the Public Health District to sign on behalf of Nueces County.
15. Discuss and consider rescinding approval of contract with HDR Engineering approved August 6, 2008; discuss and consider approving new contract with HDR Engineering for preparation of permit application for beach cleaning activities to be presented to the United State Army Corps of Engineering, related to I.B. Magee Jr. Beach Park, in Port Aransas, Texas.
16. Discuss and consider authorizing submission of Improvised Explosive Device Detection and Deterrence (IEDD) grant to the Coastal Bend Council of Governments (COG) for audio and video security equipment for the Courthouse.

**10:00 a.m. Press Conference\***

\*At approximately 10:00 a.m., the Commissioners Court will recess to participate in a press conference to convey the property of the Veterans Cemetery to the State of Texas.

17. Discuss and consider authorizing State Contract (TXMAS) purchase from State Industrial Products for drain maintenance in the jail facility.
18. Discuss and consider execution of an Interlocal Agreement between Nueces County and the City of Corpus Christi in relation to the South Texas Jail Diversion Program.
19. Discuss and consider execution of an agreement between Nueces County and Charlie's Place in association with the South Texas Jail Diversion Program (SAMHSA).
20. Discuss and consider acceptance of a grant award from the Bureau of Justice Assistance (BJA) under the FY 2008 State Criminal Alien Assistance Program (SCAAP).
21. Discuss and consider submission of two (2) grant applications to the Texas General Land Office for a Coastal Management Program (CMP) Cycle 14 projects for the Packery Channel Nature Preserve

Improvements Project and the Briscoe King Pavilion Dune Walkover Relocation Project.

22. Discuss and consider submission of a grant application to the Verizon Foundation for a literacy grant for the Nueces County Keach Family Library.
23. Discuss and consider adoption of a resolution designating authorized signators for Texas Community Development Block Grant #728125 related to development activities in Twin Lakes Colonia.
24. Discuss and consider selection of an engineering consultant and execution of an engineering consulting contract with Stridde, Callins & Associates for the HVAC Rehabilitation at the McKinzie Jail Annex.
25. Discuss and consider execution of an Airport Project Participation Agreement with the Texas Department of Transportation for the design and construction of a hangar at the Nueces County Airport.
26. Discuss and consider approval of the following:
  - a. Discuss/Award IFB No. 2773-08 Janitorial Services.
  - b. Discuss/Award IFB No. 2783-08 Solid Waste Collection & Disposal Service (Dumpsters) County Properties only.
  - c. Discuss/Award IFB No. 2784-08 Solid Waste Collection & Disposal Service for Island Parks.
  - d. Authorize/Execute a contract for RFP No. 2780-08 Network Services, Pharmacy Services, Disease Management, Wellness Programs, Pre-Certification/Utilization Programs, and COBRA/HIPAA Administrations for Christus Spohn Hospital for Network Services-in-area
  - e. Authorize a DIR State Contract No DIR-BUSOP-178 purchase of hardware and software maintenance and support for the mainframe system from Hewlett-Packard.
  - f. Authorize a DIR state contract number DIR-SDD-272 purchase to Avaya Communications for service agreement for full coverage of the County's telephone system that consists of 80 ports, audex and other connectors.
  - g. Authorize an agreement with Sprint for Converged Network Solutions to be placed in the Purchasing Department.
27. Approve budget transfers as recommended by the County Auditor, including Budget Change Order No. 27A on regular expense line items and 27B increasing appropriations to stadium and fairgrounds for FY 2007-2008; Budget Change Order No. 1 on County Auditor Salary for FY 2008-2009.
28. 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. 231 and Unfreeze List No. 549.
  - b. Personnel Change Reports through September 23, and September 30, 2008.
29. 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)**