



NUECES COUNTY, TEXAS COMMISSIONERS COURT AGENDA

NOTICE OF PUBLIC MEETING

The Nueces County Commissioners Court will meet on Wednesday, January 7, 2009, at 9:00 a.m. in the Commissioners Courtroom, 3rd floor, Nueces County Courthouse, 901 Leopard, Corpus Christi, Texas.

SAMUEL L. NEAL, JR.
MIKE PUSLEY
BETTY JEAN LONGORIA
OSCAR O. ORTIZ
H. C. "CHUCK" CAZALAS

COUNTY JUDGE
COMMISSIONER, PRECINCT NO. 1
COMMISSIONER, PRECINCT NO. 2
COMMISSIONER, PRECINCT NO. 3
COMMISSIONER, PRECINCT NO. 4

DIANA T. BARRERA, CLERK OF THE COURT

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 ten (10) 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.

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- 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. Recognize Ruby Bettice for earning the designation of a Certified Fundamental Payroll Professional.
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 December 12, December 18, December 19, December 22, December 24, 2008, and January 2, 2009; and manual checks dated January 2, 2009.
 - b. Approve Special Motions List dated January 7, 2009.
 - c. Approve Pcard purchases for the month of November 2008.

- d. Discuss and consider approval of Change Order No. 1, related to an additional 65 ft. parking lot area, in the amount of \$14,215.50, related to the Padre Balli Park Parking Lot Emergency Repairs Project.
- e. Discuss and consider EcoLab request to increase the contract price by 5% for the IFB No. 2740-07 for Jail Laundry Supplies.
- f. Discuss and consider adoption of a resolution related to the purchase of judicial robes.
- g. Ratify the Outside Auditor Engagement Letter with Ernest R. Garza for RFP No. 2781-08 Auditing Services.
- h. Re-appoint Commissioner Oscar Ortiz and appoint the County Judge to the Nueces County Purchasing Board.
- i. Approve the following agreements (Outside Agency):
 - i. South Texas Substance Abuse Recovery Services (S.T.S.A.R.S.).
 - ii. Women's Shelter.
 - iii. Fighting to Rid Gangs in America.
 - iv. Operation Clean Sweep/Neighborhood Visions Inc.
 - v. The Ark.
 - vi. Coastal Bend Alcohol & Drug Rehabilitation Center (Charlie's Place).
 - vii. Palmer Drug Abuse Program.
 - viii. Coastal Bend Bays & Estuaries Program.
 - ix. Texas A&M University-Corpus Christi (Bold Future Phase II).
- j. Approve/Ratify the following related to the Rose Acres Colonia Project:
 - i. Naismith Engineering Services contract extension for Rose Acres Water and Wastewater Project.
 - ii. Naismith Engineering Services contract extension for Rose Acres Colonia Roadway and Drainage Project.
 - iii. Change Order for additional days for King Isles, Inc.

REGULAR AGENDA

- 4. Receive and update on the Nueces County Neighborhood Diabetes Education Program.
- 5. Discuss and consider approval of the following items related to the U.S. Department of Health and Human Services Substance Abuse and Mental Health Services Administration (SAMHSA) Grant:
 - a. Approval of year three (3) budget revisions to reflect carry-over funds for the SAMHSA grant from year two (2) of the Jail Diversion Program.
 - b. Interlocal Agreement revisions between Nueces County and Nueces County MHMR to provide the Jail Diversion Program participants with treatment and services.
- 6. Discuss and consider acceptance of a grant award and execution of an interlocal agreement for the Coastal Bend Council of Governments FY 2009 Solid Waste Grant Program for Community Cleanup Events.
- 7. Discuss and consider approval of the following:

- a. Authorize/Execute a contract for IFB No. 2784-08, Solid Waste Collection & Disposal Service for Island Parks, with Absolute Waste Services, Inc.
 - b. Authorize/Execute a contract for IFB No. 2791-08, Courthouse Renovations for 8th & 9th Floors, including Bid Alternate, with Bay-Area Contracting & Construction, Inc.
 - c. Discuss and consider making a finding for the method of procurement (request for proposals); authorize the Purchasing Agent to publish a notice; and adopt an order delegating evaluation authority to a selection committee for Inmate and coin telephone equipment and service
8. Approve budget transfers as recommended by the County Auditor, including Budget Change Order No. 6 for FY 2008-2009.
9. 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. 236 and Unfreeze List No. 554.
 - b. Personnel Change Reports through December 16, December 23, and December 30, 2008.
10. 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 authorizing County Attorney to send demand letter to Ronald Ray Ramirez to recover property damage arising out of motor vehicle collision of 10/14/08.
 - b. Discuss and consider authorizing County Attorney to send demand letters to Guadalupe Cortez and Leonel Hinojosa to recover property damage arising out of motor vehicle collision of 10/07/08.
 - c. Discuss and consider authorizing County Attorney to send demand letter to Rosa Ybarra to recover property damage arising out of motor vehicle collision of 11/14/08.

- d. Discuss and consider cause no. 08-60815-4, Nueces County vs. Richard Fenner, Jr., and Monica Fenner, in the County Court at Law No. 4 of Nueces County, and related matters.

Adjournment in Memory (upon request)