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**NUECES COUNTY, TEXAS
 COMMISSIONERS COURT AGENDA**

NOTICE OF PUBLIC MEETING

The Nueces County Commissioners Court will meet on April 29, 2009, at 9:00 a.m. in the Commissioners Courtroom, 3rd floor, Nueces County Courthouse, 901 Leopard, Corpus Christi, Texas.

SAMUEL L. NEAL, JR.

COUNTY JUDGE

MIKE PUSLEY

COMMISSIONER, PRECINCT NO. 1

BETTY JEAN LONGORIA

COMMISSIONER, PRECINCT NO. 2

OSCAR O. ORTIZ

COMMISSIONER, PRECINCT NO. 3

H. C. "CHUCK" CAZALAS

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 the Invocation.
 - B. Pledge of Allegiance to the United States of America and Texas Flags.
 - C. County Judge will call 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.
 - a. Commissioner Longoria - Report on visit/tour with Congressman Ortiz and Transportation Chairman Oberstar.
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 regular bill summaries dated April 7, April 16, April 17(2), and April 23, 2009.
- b. Authorize payment of manual check register dated April 24, 2009.
- c. Authorize payment of group health insurance claims and fees including Third Party Administrator (TPA) check register for April 6 through April 17, 2009.
- d. Authorize payment of Pcard purchases for the month of March 2009.
- e. Approve Special Motions List dated April 29, 2009.
- f. Approve Change Order No. 1 related to the Juvenile Detention Facility Underground HVAC Piping Replacement Project.

REGULAR AGENDA

- 4. Receive presentation from the Texas Commission on Environmental Quality (TCEQ) on current status of clean-up at the Ballard Pits.
5. Receive presentation from the American Cancer Society on "Relay for Life" at Whataburger field on June 19, 2009.
6. Adopt a resolution proclaiming May 2, 2009, as "Speak Up for Kids Day" in memory of Judge Carl Lewis.
7. Adopt a proclamation for "National Children's Mental Health Awareness Week, May 3 through 9, 2009."
8. Adopt a resolution proclaiming May 3 through May 9, 2009, as County Government Week in Nueces County.
9. Adopt a resolution recognizing Christus-Spohn Memorial Hospital for allowing the Texas Army National Guard to train in the Hospital's Emergency Department.
10. Receive a report from Risk Management on job related accidents for calendar year ended December 31, 2008; receive presentation of 2008 Gold Star Safety Award from the Texas Association of Counties.
11. Discuss and consider execution of Interlocal Cooperation Contract with the City of

Corpus Christi, San Patricio County, and the City of Ingleside for establishment of a Defense Base Development Authority, related to the Local Redevelopment Authority (LRA), and related matters.

12. Receive annual report from the Chairman of the Beach Management Advisory Committee, and related matters.
13. Receive presentation from the Antonio E. Garcia Arts and Education Center on past and future activities on diabetes education and awareness programs at the center.
14. Receive financial report from the County Auditor on the Fiscal Year ended September 30, 2008, pursuant to Section 114.025 of the Texas Local Government Code.
15. Discuss and consider selection of Justice Benefits, Inc., to provide services related to the State Criminal Alien Assistance Program (SCAAP); and authorize execution of a professional services agreement with Justice Benefits, Inc., and related matters.
16. Discuss and consider authorizing submission of a grant application to the Bureau of Justice Assistance (BJA) under the FY 2009 State Criminal Alien Assistance Program (SCAAP) for reimbursement of costs related to incarcerating undocumented criminal aliens.
17. Discuss and consider selection of an engineer and approval of an engineering contract for inspection services at Bob Hall Pier.
18. Discuss and consider rescinding the April 1, 2009, Interlocal Agreement with the City of Corpus Christi for the purpose of the Justice Assistance Grant (JAG) Program; approve revised Interlocal Agreement with the City of Corpus Christi.
19. Discuss and consider authorizing the submission of a grant application to the Criminal Justice Division, Office of the Governor, for a Drug Court Program Project.
20. Discuss and consider selection of Carlos Colina-Vargas to provide services related to the Rose Acres Colonia Project; authorize execution of a Personal Service Contract.
21. Discuss and consider adopting a resolution acknowledging the annual review of the Nueces County Investment Policy and Strategies, approving changes to the Policy and Strategies, and designating the County Clerk Treasury Accountant and the County Auditor Revenue/Cash Manager as Investment Officers, pursuant to subsection 2256.005 of the Texas Government Code, and related matters.
22. Discuss and consider authorizing execution of bank depository contracts for county public funds, trust, and court registry funds with Frost Bank for an additional two-year term pursuant to Texas Local Government Code 116.021 and 117.021; and related matters.

23. Discuss and consider execution of a Memorandum of Understanding with the United States Marshals Service for reimbursement of expenses and overtime related to the Sheriff's Office participation in the District Fugitive Task Force.
24. Discuss and consider approval of a contract with the Department of State Health Services providing for breast and cervical cancer screening; authorize the Acting Director to sign on behalf of Nueces County.
25. Discuss and consider approval of the Corpus Christi-Nueces County Public Health District Title V Family Planning & Maternity Grants and Title XX Family Planning Grant Family Planning Sliding Fee Schedule for the period March 1, 2009 through February 27, 2010.
26. Discuss and consider approval of Amendment No. 4 to the Nueces County Employee Health Benefit Plan pertaining to enrollment period for employees or dependents that either lose medical or CHIP coverage or become eligible for state premium assistance for purchasing coverage under a group health plan.
27. Approve the following items submitted by the Purchasing Agent:
 - a. Authorize Sole Source purchase from Courthouse Technologies for a Jury Management System; discuss and consider executing Software License Agreement with Courthouse Technologies, Ltd.
 - b. Discuss and consider making a finding for the method of procurement (request for competitive bids); and authorize the Purchasing Agent to publish notice for the Nueces County McKinzie Jail Annex Parking Lot Resurfacing.
 - c. Discuss and consider authorizing TASB BuyBoard State Contract No. 281-07 purchases for two (2) 2009 Chevrolet Impala Police Packages for Constable Precinct No. 5 from Caldwell Country Chevrolet; vehicles will replace Unit 5153, County No. 58349 and Unit 1504A, County No. 57232.
 - d. Authorize acceptance of a 2005 Lincoln Navigator from the United States Department of Justice, U.S. Marshals Office, for use by the Sheriff's Office; vehicle will replace Unit 174, County No. 53249.
28. Discuss and consider approval of budget transfers as recommended by the County Auditor and consider personnel actions of a budgeted nature, including actions necessary by Order on Page 5 of the County Budget:
 - a. Approve budget transfers as recommended by the County Auditor, including Budget Change Order No. 13 for Fiscal Year 2008-2009.
 - b. Approve Capital Projects Budget Change Order No. 31 related to 2004 and 2007 Certificate of Obligation (CO's) Money.

- c. Approve Personnel Application Temporary and Contract List No. 243.
 - d. Approve Unfreeze List No. 562.
 - e. Approve Personnel Change Reports through April 14, and April 21, 2009.
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.
- 30. Approve board appointments, including South Texas Water Authority Board of Directors.

Adjournment in Memory (upon request)