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**NUECES COUNTY, TEXAS  
COMMISSIONERS COURT AGENDA**

*[Handwritten signatures]*

**NOTICE OF PUBLIC MEETING**

**JULY 22, 2009**

The Nueces County Commissioners Court will meet on the above date 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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1. **CALL TO ORDER**
  - 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.
  - D. Approve the Minutes of the June 3 and June 17, 2009 Commissioners Court Meeting(s).
2. **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.
3. **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.
4. **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 - Manual check registers dated: 7/16/09.
  - B. Authorize payment of bills - regular check registers dated: 7/9/09, 7/10/09, and 7/16/09.
  - C. Authorize payment of bills - group health insurance claims and fees: TPA Check Registers:, 6/22/09 through 7/10/09.
  - D. Authorize payment of Pcard purchases for the month of: June 2009.

- E. Authorize payment of bills - special motions list dated: 7/22/09.
- F. Approve the monthly revenue reports in accordance with LGC 114.044 for June 2009.
- G. Approve "Outside Agency" contracts: 1) Corpus Christi Regional Economic Development Corporation, and 2) Robstown Area Development Commission.
- H. Approve Change Order No. 1, related to the McKinzie Annex Miscellaneous Construction Project, in the amount of \$2,500.00.
- I. Discuss and consider ratification of a contract amendment for Carlos Colina-Vargas A.I.C.P., in association with the Office of Rural and Community Affairs (ORCA) Texas Community Development Block Grant (TxCDBG) contract # 726115 for the San Petronila Estates Unit II Colonia.
- J. Discuss and consider ratification of a contract amendment for Naismith Engineering, Inc. services related to the implementation of the Office of Rural and Community Affairs (ORCA) Texas Community Development Program (TCDP) contract #726115 for the San Petronila Estates Unit 2 Colonia.

5. **REGULAR AGENDA**

A. Agenda Items

- 1. Receive presentation from the American Cancer Society on the "Making Strides Against Breast Cancer" walk.
- 2. Recognize and receive presentation from Elva Estrada on the League of United Latin American Citizens Council (LULAC) No. 1 and the contestants who will be participating in the 50th Annual Feria de la Flores Scholarship Pageant on August 1, 2009.
- 3. Receive presentation on wind generation from Mr. Skip Butler representing land owners in the Chapman Ranch area.
- 4. Nueces County Quarterly Investment Report for quarter ending 3/31/09.
- 5. Discuss and consider the following related to the Office of Rural Community Affairs (ORCA) Disaster Relief Funds from Hurricane Dolly and Ike:
  - a. Amending the Resolution from April 1, 2009, to include Exhibit "B" , providing for updated redistribution and percentages.
  - b. Allocating redistributed funds to the current PJ's Marina Bulkhead Project
- 6. Discuss and consider execution of Contract with the Robstown Housing Authority for diabetes education and awareness.
- 7. Discuss and consider approval procedure for appointment to the following Nueces County Advisory Boards:
  - A. Nueces County Hospital District Board of Managers
  - B. Regional Transportation Authority
  - C. Nueces County Animal Control Advisory Committee

B. GRANTS

1. Discuss and consider execution of contract amendment No. 2 to Office of Rural and Community Affairs (ORCA) Texas Community Development Program (TCDP) contract #726115 for the San Petronila Estates Unit 2 Colonia (extending the contract period for six months from July 20, 2009 to January 20, 2010).
2. Discuss and consider adoption of a resolution and authorization to submit a grant application to the Texas Parks and Wildlife Department (TPWD) for a Texas Recreation and Parks Accounts Program (TRPA) Outdoor Recreation Grant.
3. Discuss and consider adoption of a resolution authorizing the submission of a grant application to the Coastal Bend Council of Governments for the FY 2010 Regional Solid Waste Grants Program.
4. Discuss and consider submittal of a revised grant application for the FY 2009 Operation Stonegarden (OPSG-09) grant program from the U.S. Department of Homeland Security.

#### C. PURCHASING

1. Discuss/Award IFB No. 2813-09 Hazel Bazemore Park Restrooms Renovations.
2. Discuss/Award IFB No. 2807-09 McKinzie Jail Annex Parking Lot Lighting Replacement
3. Discuss/Award IFB No. 2810-09 McKinzie Jail Annex Parking Lot Resurfacing.
4. Authorize/Execute a contract for IFB No. 2811-09 Hot Mix Asphaltic Concrete with Berry Contracting L.P. d.b.a. Bay L.T.D.
5. Authorize/Execute an Amendment No. 3 to the Agreement between Nueces County and Absolute Waste for Solid Waste Collection and Disposal Services.
6. Discuss and consider making a finding for the method of procurement (request for competitive bids); and authorize the Purchasing Agent to publish a notice for Water Distribution System Improvements for San Petronila Estates 2 – Phase 2.
7. Authorize H-GAC Cooperative purchases for Constable Pct 5 for law enforcement vehicle cameras from Watch Guard.
8. Authorize Sole Source purchase from PropertyInfo Corporation through its Division Landata Technologies for document imaging and archiving solution for the County Clerks Office.
9. Authorize a donation of the vacant Morgan Building to C.C.A.R.E. and approve a resolution.
10. Authorize issuing to the Juvenile Department a 2002 Ford Crown Victoria and is currently in the Warehouse Surplus.

#### D. AUDITOR

1. Budget Change Order No. 20 for Fiscal Year 08/09.

2. Capital Projects Budget Change Order No. 33.
3. Personnel actions of a budgeted nature:
  - a. Application Temporary & Contract No. 250.
  - b. Unfreeze List No. 569.
  - c. Personnel Changes reports dated: 7/7/09 and 7/14/09.
4. Discuss and consider allowing all the employees of the Emergency Services District #1 to participate in the Nueces County Employee Health Benefit Plan. In addition, reaffirm that Commissioners Court has previously authorized and continues to allow the employees of the Nueces County Hospital District, Drainage District #2, Nueces County Credit Union, and Metropolitan Planning Organization to also participate in the Nueces County Employee Health Benefit Plan.
6. **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 claim from Verizon Communications.
7. Approve Board Appointments, Including the Following;
  - A.
    1. Approve one (1) appointment to the Intergovernmental Commission on Drug & Alcohol Abuse for a two-year term.
    2. Approve all appointments to the Nueces County Special Task Unit of Adult Protective Services Board for a one-year term.
    3. Christus Spohn Health System Board of Trustees for a three-year term.
    4. No applications were received for the South Texas Water Authority Board.

**Adjournment in Memory (upon request)**