



NUECES COUNTY, TEXAS COMMISSIONERS COURT AGENDA

NOTICE OF PUBLIC MEETING

*See
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8-14-09*

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Official Records of
NUECES COUNTY
DIANA T. BARRERA
COUNTY CLERK
Fee: \$0.00

August 19, 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.

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.

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 24, 2009, Commissioners Court Meeting(s).
- E. Adopt the following Resolution(s) and/or Order(s):
 - 1. Resolution in honor of the naming of the field at Calallen's Wildcat Stadium, "Phil Danaher Field."

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.

- A. Commissioner Longoria - Report on Visit of the United States Department of Agriculture.
- B. Commissioner Longoria - Receive a report on Nueces County Employee Wellness.

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: 8/13/09.
- B. Authorize payment of bills - Regular Check Registers dated: 7/30/09, 8/6/09, 8/6/09B, 8/7/09, 8/13/09.
- C. Authorize payment of bills - Group Health Insurance Claims & Fees: TPA Check Registers: 7/13/09 through 8/7/09.
- D. Authorize payment of bills - Special Motions list dated 8/19/09.
- E. Approve and accept donations (list attached) to the county in accordance with LGC 81.032.
- F. Ratify/approve Modification of Intergovernmental Agreement with the United States Marshals Service providing for guard and transportation services.

5. **REGULAR AGENDA**

A. **AGENDA ITEMS**

- 1. Discuss and consider request of Constable Precinct No. 5 for car allowance in the amount of \$7,020.00 in lieu of County Vehicle.
- 2. Discuss and consider execution of Second Amendment to Nueces County Regional Fairgrounds Pre-opening Services and Management Agreement with Global Spectrum, LP.
- 3. Discuss and consider the application process for appointment to the Regional Health Awareness Board (RHAB).

B. **GRANTS**

- 1. Discuss and consider acceptance and execution of grant amendment to the Solid Waste Grant Interlocal Agreement with the Coastal Bend Council of Governments FY 2009 Solid Waste Grant Program.

C. **PUBLIC WORKS**

- 1. Discuss and consider approval of Change Order No. 2 for Nueces County McKinzie Annex Miscellaneous Construction.
- 2. Discuss and consider approval of Contract Amendment No. 1 to an engineering services contract with CH2M Hill, Inc.

D. **HEALTH DEPARTMENT**

- 1. Discuss and consider approval of a contract with the Department of State Health Services (DSHS) providing for breast and cervical cancer screening in the amount of \$115,638.00; authorize the Acting Director to sign on behalf of Nueces County.

E. **PURCHASING**

- 1. Authorize/Execute a contract with Facility Solutions Group for IFB No. 2807-09, McKinzie Jail Annex Parking Lot Lighting Replacement.

2. Authorize/Execute a contract with J. Carroll Weaver, Inc., for IFB No. 2810-09, Mckinzie Jail Annex Parking Lot Resurfacing.
3. Authorize/Execute an Interlocal Agreement with Harris County Department of Education (HCDE) Choice Facility Partners Division (CFP) for Energy Conservation Service
4. Authorize the purchase of 12 air packs with hard case, face piece, and (HM) cylinder for the Sheriff's Office from Municipal Emergency Service
5. Authorize the purchase of 1000 tons of Pre-Coated Aggregate Type PB Grade 4 for Public Works from Martin Marietta Materials
6. Authorize the purchase of a K-9 dog for Constable Pct. 5 from Global Training Academy in the amount of \$6,200.00; funding for purchase and care of K-9 from the Constable Precinct 5 Drug Forfeiture Fund.

F. AUDITOR

1. Budget Change Order No. 22 for Fiscal Year 08/09.
2. Personnel actions of a budgeted nature:
 - a. Application Temporary & Contract No. 252.
 - b. Unfreeze List No. 571.
 - c. Personnel Changes reports dated: 8/4/09 and 8/11/09.
3. Accept and approve an engagement letter received from Ernest R. Garza & Company, P.C. CPA's to perform outside audit services on the county for fiscal year ended 9/30/09.
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.
7. Approve Board Appointments, including the following;
 - A. 1. Approve appointments to the Nueces County Animal Control Advisory Committee for two (2) year terms.
 2. Approve appointments to Places 1 and 2 on the Nueces County Hospital District Board of Managers for three-year terms.

3. Approve three appointments for two-year terms to the Regional Transportation Authority.

Adjournment in Memory (upon request)