



**NUECES COUNTY, TEXAS
COMMISSIONERS COURT AGENDA
NOTICE OF PUBLIC HEARING AND
MEETING**

8/21/09
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NUECES COUNTY
DIANA T. BARRERA
COUNTY CLERK
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August 26, 2009

The Nueces County Commissioners Court will conduct a public hearing and Court meeting 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 July 8, 2009, Commissioners Court Meeting(s).

RECESS MEETING

OPEN PUBLIC HEARING

E. **PUBLIC HEARING**

The Commissioners Court will conduct a public hearing on the proposed 2009-2010 Nueces County and Nueces County Hospital District Budgets.

CLOSE PUBLIC HEARING

REGULAR COURT MEETING

- F. Discuss and consider adoption of an Order approving the 2009 tax roll; setting the 2009 tax rates for Nueces County; and levying said tax rate against all taxable property in Nueces County for 2009.
- G. Discuss and consider adopting an order rescinding prior year's budget resolutions and orders.
- H. Discuss and consider adoption of Orders and Resolutions related to the proposed 2009-2010 Nueces County Budget.
- I. Discuss and consider adoption of the 2009-2010 Nueces County Budget.

- J. Discuss and consider adoption of an Order approving the 2009 tax roll; setting the 2009 tax rate for the Nueces County Hospital District that exceeds the effective tax rate; and levying said tax rate against all taxable property in Nueces County for 2009.
- K. Discuss and consider adoption of the 2009-2010 Nueces County Hospital District Budget.
- L. Adopt the following Resolution(s) and/or Order(s):
 - 1. Adopt resolution recognizing Yolanda Olivarez for her years of service on various Nueces County Boards.
 - 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 8/20/09.
 - B. Authorize payment of bills - Regular Check Registers dated 8/14/09 and 8/20/09.
 - C. Authorize payment of PCard purchases for the month of July 2009.
 - D. Authorize payment of bills -Special Motions list dated 8/26/09.
 - E. Approve the monthly revenue reports in accordance with LGC 114.044 for the month of July 2009.
- 5. **REGULAR AGENDA**
 - A. **AGENDA ITEMS**
 - 1. Receive House Resolution 2677 and 2678 from the State of Texas House of Representatives honoring County Judge Loyd Neal and County Commissioner Chuck Cazalas, as presented by the Honorable State Representative Todd Hunter.
 - 2. Discuss and consider execution of a personal services contract with Robert Fledderman for video recording services of Commissioners Court meetings.
 - 3. Discuss and consider the application process for appointment to fill the vacancy effective

August 31, 2009, of Justice of the Peace, Pct 1, Place 1.

4. Discuss and consider execution of a Performance Contracting Project Development Agreement between Nueces County and Johnson Controls, Inc. through HCDE Contract No 09/003JC for a detailed evaluation study of Nueces County's buildings for energy conservation.
5. Discuss and consider execution of an Amendment to the contract between Nueces County and HELP (Hammons Education Leadership Programs, Inc).
6. Discuss and consider application and approval process for the Nueces County Airport Advisory Board.

B. PUBLIC WORKS

1. Discuss and consider approval of Change Order No. 4 for Nueces County Courthouse Renovations for 8th & 9th Floors.

C. 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.

D. SHERIFF

1. Discuss and consider submittal of a supplemental grant application for the FY 2009 Operation Stonegarden (OPSG-09) supplemental grant program from the U.S Department of Homeland Security (DHS).

E. PURCHASING

1. Discuss/Award RFP No. 2817-09 Group Term Life Insurance.
2. Discuss/Award IFB No. 2818-09 Nueces County Padre Balli Bath House/Ranger Station Renovations.
3. Authorize/Execute a contract for IFB No. 2816-09 Nueces County Jackie Eden Field (Hilltop) with Stallion Builders.
4. Discuss and consider making a finding for the method of procurement (request for competitive Procurement); and authorize the Purchasing Agent to publish a notice for McKinzie Annex Waterline Improvements.
5. 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 maintenance of elevators in the Courthouse, Sheriff's Office, and IB Magee Building.
6. Authorize the purchase of DM1100 mailing machine and supplies from Pitney Bowes.
7. Authorize TASB BuyBoard State Contract No 281-07 purchase for Island Parks for a Ford

F250 Crew Cab 4X4 Pickup from Philpott Motors Ltd.

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

F. AUDITOR

1. Budget Change Order No. 23 for Fiscal Year 08/09.
2. Personnel Actions of a budgeted nature:
 - a. Application Temporary & Contract No. 253.
 - b. Unfreeze Lit No. 572.
 - c. Personnel Changes reports dated: 8/18/09
3. Approve the revenue fees for charges for services at the Coastal Island Parks as approved by the Parks Board.
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.

Adjournment in Memory (upon request)