



**NUECES COUNTY, TEXAS
COMMISSIONERS COURT AGENDA**

10/9/09
ju

NOTICE OF PUBLIC MEETING

Doc# 2009880697 OK
Pages 6
10/09/2009 11:02AM
Official Records of
NUECES COUNTY
DIANA T. BARRERA
COUNTY CLERK
Fees \$0.00

October 14, 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.

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 September 16, 2009 Commissioners Court Meeting(s).
- E. Adopt the following Resolution(s) and/or Order(s):
 - 1. Proclamation - Corpus Christi Firefighters Cancer Awareness and Relief Efforts.
 - 2. Order prohibiting outdoor burning in the unincorporated areas of Nueces County, pursuant to Section 352.081 of the Texas Local Government Code.

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: 10/5/09
- B. Authorize payment of bills - Regular Check Registers dated: 10/1/09, 10/2/09, 10/2/09b, 10/8/09.

- C. Authorize payment of bills - Group Health Insurance claims and fees: TPA Check Registers 9/21/09 through 9/25/09
 - D. Authorize payment of bills - Special Motions list dated 10/14/09.
 - E. Approve Grant Closeout Summary Report.
5. **REGULAR AGENDA**
- A. AGENDA ITEMS
 - 1. Discuss and consider adopting a resolution approving bonds and facilities for purposes of Section 147 (f) of the Internal Revenue Code, related to the Tarrant County Cultural Education Facilities Finance Corporation issuance of revenue bonds for the financing of the "SQLC" Senior Living Center at Corpus Christi Project, also know as The Mirador.
 - 2. Discuss and consider adotping a resolution approving the sale of an existing building and construction of a new building for the Nueces County Appraisal District.
 - 3. Discuss and consider approval of the 2009 Certification of Tax Levy for Nueces County, Nueces County Farm-to-Market, and Nueces County Hospital District pursuant to Section 26.09(e) of the Texas Property Tax Code.
 - 4. Discuss and consider authorizing the County Judge to execute an Amended Collective Bargaining Labor Agreement between Nueces County and the Nueces County Sheriff's Officers Association for the inclusion of the constable deputies.
 - 5. Discuss and consider approval of a new Interlocal Cooperation Agreement with the Coastal Bend Council of Governments, (Regional Planning Commission), for the E9-1-1 Automatic Location Information Maintenance Services; and to authorize the County Judge to sign the Agreement.
 - 6. Discuss and consider approval of a new Interlocal Cooperation Agreement with the Coastal Bend Council of Governments, which is also the Regional Planning Commission, for the E9-1-1 Public Safety Answering Point Services, and, to authorize the County Judge to sign the Agreement.
 - 7. Discuss and consider approval of Mentoring Agreement with Hammons Education Leadership Programs (HELP) and related matters.
 - 8. Discuss and consider approval of the 2010 Nueces County Holiday Calendar.
 - 9. Discuss and consider an allocation of the Family Protection Fee to the Nueces County Children's Advocacy Center, Court Appointed Special Advocates (CASA), the Women's Shelter of the Corpus Christi Area, Inc., and Family Counseling Services.
 - 10. Discuss and consider application procedure for appointment to Nueces County Civil Service Commission for three (3) positions effective January 1, 2010.
 - 11. Discuss and consider authorizing the County Judge to execute sales contracts for the purchase of portions of Rose Acres Colonia Lots 17B, 17C, 18A, 20A, 21, and 22 at a total cost of \$11,663.00; to accept warranty deeds for portions of Lots 17B, 17C, 18A, 20A, 21, and 22; and thereafter to execute warranty deeds for portions of Lots 17B, 17C, 18B and 20A, in connection with re-platting and construction of right-of-way as part of the Rose Acres Colonia Water & Wastewater System Improvements Project.
 - 12. Discuss and consider approval of the following related to Title III and Title XX Meals on Wheels:

- a. Ratifying Budget Worksheet Certifications (Congregate Meals, Home Delivered Meals and Transportation) for fiscal year October 2009 – September 2010 pursuant to Nueces County contract with Coastal Bend Council of Governments for delivery of Title III Meals on Wheels;
- b. Ratifying contract amendment with the Texas Department of Aging and Disabilities Services for delivery of Title XX Meals on Wheels;
- c. Ratifying Budget Worksheet Certification (Home Delivered Meals) for fiscal year October 2009 – September 2010 pursuant to Nueces County contract with Texas Department of Aging and Disabilities Services for delivery of Title XX Meals on Wheels.

B. HEALTH DEPARTMENT

1. Discuss and consider execution of a contract with the Department of State Health Services (DSHS) providing for Title XX Family Planning Fee for Services in the amount of \$36,606.00, for the period September 1, 2009 through October 31, 2009; authorize the Acting Director of the Corpus Christi-Nueces County Public Health District to sign on behalf of Nueces County.
2. Discuss and consider execution of a contract with the Department of State Health Services (DSHS) providing for Title V Maternity services in the amount \$81,153, for the period September 1, 2009 through August 31, 2010; authorize the Acting Director of the Corpus Christi-Nueces County Public Health District to sign on behalf of Nueces County.
3. Discuss and consider execution of a contract with the Department of State Health Services (DSHS) providing for Title V Family Planning services, in the amount of \$18,840, for the period of September 1, 2009 through October 31, 2009; authorize Acting Director of the Corpus Christi-Nueces County Public Health District to sign on behalf of Nueces County.

C. GRANTS

1. Discuss and consider the following related to improvements to the Johnny Calderon Building:
 - a. Authorize submission of application to the United States Department of Agriculture (USDA) Rural Development for financial assistance for improvements/renovations to the Johnny Calderon Building.
 - b. Select Naismith Engineering, Inc. as architect to prepare preliminary plans to be submitted with the application, and to prepare detailed plans and specification for the project, subject to USDA Funding award.
 - c. Authorize execution of an agreement between Nueces County and Naismith Engineering, Inc. for architectural services related to improvements to the Johnny Calderon Building.
2. Discuss and consider acceptance of a grant award from the Bureau of Justice Assistance (BJA) under the FY 2009 State Criminal Alien Assistance Program (SCAAP) in the amount of \$44,449.
3. Discuss and consider execution of a resolution finalizing the submittal of a grant application for the FY 2010 Task Force on Indigent Defense Grant Program.
4. Discuss and consider acceptance of a grant award from the Office of Justice Programs (OJP) Bureau of Justice Assistance (BJA) for the 2009 Bulletproof Vests Partnership program in the amount of \$1,102.

D. PURCHASING

1. Discuss/Award IFB 2822-09 McKinzie Annex Waterline Improvements
2. Authorize Sole Source purchase of the following change orders to the Jail Management System

software, from Intergraph, Inc., for the Sheriff's Office:

- i. Change Order No. 7 is for services to update CRJAIL Interface Development and service to add new and updated charge records in I/LEADS via the CRJAIL interface.
- ii. Change Order No. 8 for services required to add new fields and functionality to the CRMAIN export interface.
- iii. Change Order No. 9 for services to modify functionality in the I/LEADS JMS Booking Driver, Facility Log Browser Grid and Bond Release screen.

3. Discuss/Award IFB No. 2821-09 Pre-Coated Aggregate Type PB Grade 4
4. Discuss/Award IFB 2824-09 Padre Balli Bath House/Ranger Station Renovations
5. Discuss and consider execution of a contract for IBF-2824-09 Padre Balli Bath House/Ranger Station Renovations, subject to the submission of a Performance and Payment Bond and insurance certificate and related matters.
6. Authorize TASB BuyBoard State Contract No. 281-07 purchase for from Philpott Motors Ltd., for the Department of Public Works:
 - i. Two Ford F150 Pickup XL Series short bed in the amount of \$33,295.00
 - ii. Ford F350 Cab/Chassis SRW Regular Cab in the amount of \$34,965.00
7. Authorize TASB BuyBoard State Contract No. 268-07 purchase of a gooseneck trailer Cooper Equipment in the amount of \$65,793.00 for the Department of Public Works.
8. Authorize TASB BuyBoard State Contract No. 268-07 purchase of a brush chipper from Vermeer for the Department of Public Works.
9. Authorize HGACBuy Contract No HT11-07 purchase of a Western Star Tractor in the amount of \$87,742.00 for the Department of Public Works.
10. Authorize the repair of Access Roads 4, 5 and 6, and the Bob Hall Pier Beach Access Road from Island Construction in the amount of \$26,830.00, for the Coastal Parks Department .

E. AUDITOR

1. Budget Change Order No. 26 for Fiscal Year 08/09.
Budget Change Order No. 1 for Fiscal Year 09/10.
2. Personnel Actions of a budgeted nature:
 - a. Application Temporary & Contract No. 256.
 - b. Unfreeze List No. 575.
 - c. Personnel Changes reports dated: 9/25/09 and 10/2/09.
3. Approve the list of longevity pay increases effective October 3, 2009.
4. Discuss and consider the reclassification of ASST DA FELONY ATTY III, Pay Group 31, to ASST-DA-FELONY ATTY V, Pay Group 33, in the District Attorney's Office.
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 settlement demand of Civil action No. 2:08-cv-288, Christina Campos et al. v. Nueces County, Texas, et al.
- B. Discuss and consider release of Deed of Trust Lien Lot 5, Block 40, Bluff Portion (617 Waco Street) Corpus Christi, Nueces County, Texas

Adjournment in Memory (upon request)