



NUECES COUNTY, TEXAS COMMISSIONERS COURT AGENDA

NOTICE OF PUBLIC MEETING

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NUECES COUNTY
DIANA T. BARRERA
COUNTY CLERK
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December 2, 2009

PLEASE NOTE: TEMPORARY NEW MEETING LOCATION DUE TO
COMMISSIONERS COURTROOM CONSTRUCTION

The Nueces County Commissioners Court will meet on the above date at 9:00 a.m., in the **5th Floor Courtroom**, in the Courthouse Tower, 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 October 28, 2009, Commissioners Court Meeting(s).
- E. Adopt the following Resolution(s) and/or Order(s):
 - 1. Certificate of Recognition - Cynthia Longoria
 - 2. Certificate of Recognition - Allon Calzada

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:**



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: 11/19/09
 - B. Authorize payment of bills - Regular Check Registers dated: 11/13/09, 11/16/9, 11/16/09A, 11/17/09, 11/19/09, and 11/25/09.
 - C. Authorize payment of bills - Group Health Insurance Claims and fees: TPA Check Registers 11/2/09 through 11/13/09.
 - D. Authorize payment of bills - Special Motions list dated 12/2/09.
 - E. Authorize payment of PCard purchases for the month of October 2009.
 - F. Approve the monthly revenue reports in accordance with LGC 114.044.
 - G. Approve the following "Outside Agency" Contracts:
 - i. The Ark
 - ii. Teen Court
 - iii. Westside Business Association
 - iv. Padre Island Business Association
 - v. Corpus Christi Regional Economic Development

- H. Approve contract with Texas Rio Grande Legal Aid, Inc., for the provision of legal services to low income residents of Nueces County.

5. **REGULAR AGENDA**

A. AGENDA ITEMS

1. Discuss and consider fees charged to applicants for Dune Protection Permits and related matters.
2. Receive a presentation from Task Force appointee, Tyner Little, on State Uniform County Subdivision Regulations, related to House Bill 2275 of the 81st Legislative Session.
3. Receive a briefing on the Texas House of Representative's 81st Legislative Session Interim Charges as provided by Speaker of the House, Joe Straus, and Garnet Coleman, Chair, County Affairs.
4. Discuss and consider application procedure for appointments to the Nueces County Rural Rail Transportation District and Nueces County Emergency Services Districts No. 1, 2, 3 and 4.

B. GRANTS

1. Discuss and consider execution of a resolution related to the Texas Department of Transportation's 2009 Texas Transportation Enhancement (TE) Program.
2. Discuss and consider authorizing the submission of grant projects to the Coastal Bend Council of Governments for the Homeland Security Grant Program, Fiscal Year 2010.

C. PUBLIC WORKS

1. Discuss and consider request to add Car Allowance to GIS Engineering Specialist position.
2. Discuss and consider adopting an order granting an exemption under Section 262.024 under Local Government Code; discuss and consider approval of contract with Ainsworth Trucking to remediate Brush Pile B at Hazel Bazemore Park

D. PURCHASING

1. Authorize Sole Source purchase for the Sheriff's office on the following change orders to the Jail Management System software from Intergraph, Inc.:
 - i. Change order 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 in the amount of \$32,400.
 - ii. Change order 8 is for services required to add new fields and functionality to the CRMAIN export interface in the amount of \$76,075.
 - iii. Change order 9 is for services to modify functionality in the I/LEADS JMS Booking Driver, Facility Log Browser Grid and Bond Release screen in the amount of \$7,470.00.

2. Accept the executed agreement for RFP No. 2805-09 Juvenile Justice Alternative Education Program with Keystone JJAEP NPS, aba University Health Service Schools, as approved by the Juvenile Board.

E. AUDITOR

1. Budget Change Order No. 4 for Fiscal Year 09/10.
2. Personnel actions of a budgeted nature:
 - a. Application Temporary & Contract No. 259.
 - b. Unfreeze List No. 578.
 - c. Personnel Changes reports dated: 11/13/09 and 11/20/09.
3. Discuss and approve the Chapter 59 Asset Forfeiture reports from the District Attorney, Constables 1, 2, 3, 4, and 5 for submission to the Office of the Attorney General and authorize the County Judge to sign.
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 approval of the release of Nueces County's Judgment Lien against Defendant Guadalupe Arriaga in Cause No. 08-61341-1 and authorize the Nueces County Judge to sign the Release of Lien.

Adjournment in Memory (upon request)