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# NUECES COUNTY, TEXAS COMMISSIONERS COURT AGENDA

## NOTICE OF PUBLIC MEETING

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

**Tuesday, February 2, 2010**

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

The Nueces County Commissioners Court will meet on the above date at 8:30 a.m. for Workshop, and at 9:00 a.m. for regular meeting, in the CENTRAL JURY ROOM, 1st floor, Nueces County Courthouse, 901 Leopard, Corpus Christi, Texas.

<b>SAMUEL L. NEAL, JR.</b>	<b>COUNTY JUDGE</b>
<b>MIKE PUSLEY</b>	<b>COMMISSIONER, PRECINCT NO. 1</b>
<b>BETTY JEAN LONGORIA</b>	<b>COMMISSIONER, PRECINCT NO. 2</b>
<b>OSCAR O. ORTIZ</b>	<b>COMMISSIONER, PRECINCT NO. 3</b>
<b>H.C. "CHUCK" CAZALAS</b>	<b>COMMISSIONER, PRECINCT NO. 4</b>

**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. **8:30 A.M. - WORKSHOP - NUECES COUNTY PURCHASING POLICY**
2. **CALL TO ORDER (9:00 A.M.) - REGULAR MEETING**
  - 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 December 2, 2009, Commissioners Court Meeting(s).
  - E. Adopt the following Certificates, Resolution(s) and/or Order(s):
    1. Certificate of Recognition for Ida R. Belford on retirement after 28 years of service to Nueces County (Department of Public Works).

2. Resolution in recognition of Bonnie Pereida for Philanthropic Public Service.
3. Resolution and Order creating a Medical Reserve Corps Unit in Nueces County.
3. **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.
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 register dated 1/25/10.
  - B. Authorize payment of bills - Regular check registers dated: 1/15/10, 1/22/10, 1/22/10A, and 1/29/10.
  - C. Authorize payment of bills - Group Health Insurance Claims and Fees: TPA Check Register 1/4/10 through 1/15/10.
  - D. Authorize payment of bills - Special Motions list dated February 2, 2010.
  - E. Approve the monthly revenue reports in accordance with LGC 114.044 for December 2009.
5. **REGULAR AGENDA:**
  - A. **AGENDA ITEMS**
    1. Receive a presentation from Nueces County Mental Health and Mental Retardation on its activities in 2009.
    2. Receive report on the Conference of Urban Counties Case Management System.
    3. Receive a presentation on 2010 Fitness Challenge by Rex Kinnison & Adam Farrell.
    4. Public announcement and celebration of making the final payment on the 2000 JFK Certificates of Obligation.
    5. Discuss and consider adoption of the first Nueces County Purchasing Policy and Procedures Manual.
    6. Discuss and consider ratifying acceptance of Martin Operating Partnership, L.P.'s notice of renewal of the Harbor Island property lease agreement extending the lease for five (5) years through January 31, 2015.

7. Discuss and consider approval of a contract with Tuloso-Midway ISD for Diabetes funding for the 2009-2010 fiscal year.
8. Discuss and consider ratifying an Agreement to extend Lease with War-Cat Youth Football League and related matters.

B. HEALTH DEPARTMENT

1. Discuss and consider approval of contract with the Department of State Health Services providing for control and prevention of Sexually Transmitted Diseases (STD's) and HIV/AIDS in the amount of \$52,187.00 for the period of January 1, 2010 through December 31, 2010; authorize the Director of the Health District to sign on behalf of Nueces County.

C. GRANTS

1. Discuss and consider adopting a resolution authorizing the submission of a grant application to the Governor's Criminal Justice Division for funding for the Nueces County Edward Byrne Memorial Justice Assistance Formula Grant Program in the amount of \$57,067.
2. Discuss and consider execution of Statement of Grant Award for the FY2010 Formula Grant Program of the Task Force on Indigent Defense Grant Program in the amount of \$147,689.
3. Discuss and consider execution of a contract with King Isles, Inc. for the Rose Acres Colonia Project (IFB No. 2665-06 Water & Wastewater System Improvements).
4. Discuss and consider approval of Change Order No. 3 for the King Isles Inc. (Contract #20090014) for the Rose Acres Water and Wastewater System Improvements.

D. PUBLIC WORKS

1. Discuss and consider authorizing the County Judge to (1) execute a Hangar Lease for the T-8 Hangar Lease, and (2) terminate a Hangar Lease for the M-5 Hangar.
2. Discuss and consider adopting a resolution authorizing and approving a Multiple Use Agreement with the Texas Department of Transportation for use of certain State Highway 361 right-of-way.
3. Discuss and consider adopting a resolution petitioning the Texas Department of Transportation to declare a portion of State Highway 361 as surplus and to convey that portion of highway right-of-way to Nueces County.

E. PURCHASING

1. Discuss/Award IFB No. 2837-09 Nueces County McKinzie Jail Annex HVAC Rehabilitation.
2. Discuss/Award IFB No. 2839-09 Water Distribution System Improvements Project for

## Twin Lakes Subdivision.

3. Discuss and consider making a finding for the method of procurement (Texas Local Government Code section 262.030 - Request for Proposals); discuss and consider authorizing the Purchasing Agent to publish a notice; and order delegating evaluation authority to a selection committee for Property, Casualty and Auto Liability Insurance.
4. Authorize TASB BuyBoard State Contract No. 325-09 purchase of Security Monitoring System for the McKinzie Jail Annex from Guardian Security Solutions.
5. Authorize TASB BuyBoard State Contract No. 281-07 purchase of the following from Caldwell County, to be funded from Operation Stonegarden Grant:
  - i. Two (2) 2009 Chevrolet Tahoe PPV for the Sheriff's office in the amount of \$48,130.00.
  - ii. One (1) 2009 Chevrolet Tahoe PPV for Constable Pct 3 in the amount of \$24,065.00.
  - iii. Two (2) 2009 Chevrolet Tahoe PPV for Constable Pct 5 in the amount of \$48,130.00.
6. Authorize Sole Source maintenance and support agreement with Data Works Plus, LLC for a mug shot system, safe ID system and NIST fingerprint database system.
7. Authorize the purchase of FY 2009-2010 air filter replacements for countywide HVAC systems from American Filtration.

## F. AUDITOR

1. Budget Change Order No. 8 for Fiscal Year 09/10.
  2. Capital Projects Budget Change Order No. 36.
  3. Personnel actions of a budgeted nature:
    - a. Application Temporary & Contract No. 263
    - b. Unfreeze List No. 582
    - c. Personnel Changes report dated 1/15/10
  4. Discuss and consider authorizing the addition of Addendum to the Software Licensing Agreement for Professional Services to the SunGard Public Sector Inc. Addendum to the Software License Agreement dated October 12, 1989.
  5. Accept and approve the Nueces County Quarterly Investment Report for quarter ending 12/31/09.
  6. Receive financial status report from the County Auditor on the current fiscal year for the period October 1, 2009 through December 31, 2009.
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 offer from Crystal Robinson on an EEOC claim and related matters.
  - B. Discuss and consider complaint against Human Resources Analyst and possible disciplinary action.
  - C. Discuss and consider Grievance 012010-1; Nelda Sanchez vs. Justice of the Peace, Precinct 3.
7. **BOARD APPOINTMENTS:**
- A. Approve appointments to the following Nueces County Advisory Boards:
    - 1. Nueces County Animal Control Advisory Board
    - 2. Nueces County Beach Management Advisory Committee
    - 3. Nueces County MHMR Community Center Board

**Adjournment in Memory (upon request)**