



NUECES COUNTY, TEXAS COMMISSIONERS COURT AGENDA

NOTICE OF PUBLIC MEETING

Samuel L. Neal, Jr.

MARCH 17, 2010

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
CENTRAL JURY ROOM, 1st 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.

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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 February 17, 2010, Commissioners Court Meeting(s).
 - E. Adopt the following Certificates(s), Resolution(s), Proclamation(s) and/or Order(s):
 1. Adopt a resolution recognizing the accomplishments made by Cesar Chavez and hereby asserting support for the Annual Cesar Chavez Marcha, on March 27, 2010.
 2. Adopt a Proclamation recognizing and honoring our Disabled American Veterans, and

proclaiming March 26 through March 28 as District V Disabled American Veterans' 62nd Annual Spring Conference Days.

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. **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: 3/8/10.
 - B. Authorize payment of bills - Regular Check Registers dated 2/16/10, 3/5/10, 3/5/10A, and 3/12/10.
 - C. Authorize payment of bills - Group Health Insurance claims and fees: TPA check register dated 2/15/10 through 2/28/10.
 - D. Authorize payment of bills - Special Motions list dated 3/17/10.
 - E. Authorize payment of PCard purchases for the month of January 2010.
4. **REGULAR AGENDA:**
 - A. AGENDA ITEMS
 1. Discuss and consider adopting a resolution authorizing the execution of Agreements with Las Brisas Energy Center, LLC providing for temporary property tax abatement conditioned upon (1) obtaining and maintaining all required permits from the Texas Commission on Environmental Quality and (2) obtaining Port of Corpus Christi approval of such agreements.
 2. Discuss and consider adopting an Order approving the Nueces County Purchasing Policy and Procedures Manual.
 3. Discuss and consider approving the following for the upcoming April 13, 2010 Runoff Elections:
 - a. Early voting substations.
 - b. Mobile voting calendar.
 4. Discuss and consider execution of a Professional Services Agreement between the City of Corpus Christi, Nueces County and Dr. Colette Simon (Health Authority as Alternate).
 - B. GRANTS

1. Discuss and consider execution of a 2009 Grant Adjustment Notice and Terms and Conditions with the Texas Division of Emergency Management for the FY 2009 Operation Stonegarden Grant Program.

C. PUBLIC WORKS

1. Discuss and consider approval of Change Order No. 2 for the Nueces County Commissioners Courtroom Renovations.
2. Discuss and consider approval of Change Order No. 1 for the McKinzie Jail Annex Maintenance to Pod "B".

D. PURCHASING

1. Discuss/Award IFB No. 2843-10 Pre-coated aggregate type PB Grade 3.
2. 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 Security Services at various County locations.
3. Discuss and consider making a finding for the method of procurement (request for competitive bids); and authorize the Purchasing Agent to publish a notice for the following:
 - a. Uniform rentals, floor mats, shop towels, linens, and scrubs.
 - b. Suntime Road concrete slope paving restoration.
4. Authorize Addendum 50 for a TASB BuyBoard State Contract No 255-06 and 299-08 purchase of maintenance service from Ikon Office Solutions, Inc. for a copier in the Tax Office.
5. Rescind prior authorization to purchase services from J&J Contracting for restroom renovations at the Hazel Bazemore Park.
6. Authorize the purchase for restroom renovations at the Hazel Bazemore Park from Stallion Builders.
7. Authorize HGACBuy Contract No EEO4-09 purchase for the Sheriff's Office from Federal Signal for a Automated License Plate Recognition System

E. AUDITOR

1. Budget Change Order No. 11 for Fiscal Year 09/10.
Budget Change Order No. 29 for Fiscal Year 08/09.
2. Personnel actions of a budgeted nature:
 - a. Application Temporary & Contract List No. 266.
 - b. Unfreeze List No. 585.
 - c. Personnel changes reports dated 2/26/10 and 3/5/10.
5. **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 ratifying the hiring of Keith Sieczkowski and the law firm of Branscomb P.C. to represent the interests of Robert Balderas, Pedro Cavazos, Mark Turley, and Norman Hosey, in their official and individual capacities in all legal matters involving Cheryl Green v. Nueces County, et al., Cause of Action 09-cv-316.
- B. Discuss and consider demand for settlement for Christina Campos, as Representative of the Estate of Roberto Roland Garcia, and Angelita Solis Torres v. Nueces County, Texas et al, Civil Action 2:08-CV-288.
- C. Discuss and consider settlement offer in Cause No. 08-6032-F, Nueces County v. Horn Chen et al, and authorize execution of a full and final settlement agreement and release.

6. BOARD APPOINTMENTS:

- A. Approve appointments to the Board of Trustees of the Nueces County Mental Health-Mental Retardation Center.

Adjournment in Memory (upon request)

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 03/12/2010 11:40AM
 Official Records of
 NUECES COUNTY
 DIANA T. BARRERA
 COUNTY CLERK
 Fees \$0.00