



# NUECES COUNTY, TEXAS COMMISSIONERS COURT AGENDA

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## NOTICE OF PUBLIC MEETING

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

**March 31, 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.

<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. **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. Adopt the following Certificates(s), Resolution(s) and/or Order(s):
  - 1. Proclamation - Natural Resource Conservation Service's 75th Anniversary.
  - 2. Resolution recognizing Corpus Christi Disposal Service on the 2009 Best of Business Award in Garbage Collection and Transport by the Small Business Commerce Association.

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 3/22/10.
  - B. Authorize payment of bills - Regular Check Registers dated: 3/10/10, 3/12/10, 3/19/10, 3/19/10A, 3/19/10B and 3/26/10.
  - C. Authorize payment of bills - Group Health Insurance Claims and Fees: TPA Check Register 3/1/10 through 3/12/10.
  - D. Authorize payment of bills - Special Motions list dated 3/31/10.
  - E. Authorize payment of PCard purchases for the month of February 2010.
  - F. Approve the Monthly Revenue Reports in accordance with LGC 114.044 for the month of February 2010.
  - G. Approve the following "Outside Agency" Contracts:
    - i. Al Amin Shrine Center
    - ii. South Texas Lighthouse for the Blind
    - iii. North West Business Association
4. **REGULAR AGENDA:**
  - A. AGENDA ITEMS
    1. Receive a presentation from Jason Green of Global Spectrum on the recent activities of the Richard M. Borchard Regional Fairgrounds.
    2. Receive a presentation and discuss conceptual drawings for a Marquee at the Richard M. Borchard Regional Fairgrounds.
    3. Receive a progress report from Paul Chapa of Linebarger Goggan Blair and Sampson, LLP, on the collection of delinquent taxes.
    4. Discuss and consider approval of small scale Dune Protection Permit (DPP#1109-01 and GLO BDNC -10-0047) 6317 State Highway 361, Port Aransas, Texas being Tracts 31 and 32, Block1, Mustang Island Section 2, a subdivision of Mustang Island, Nueces County.

5. Discuss and consider allocation of Regional Transportation Authority (RTA) Street Improvement Funds; and authorize the County Judge to accept the RTA's fiscal year 2009 Notification of Additional Funding.
6. Discuss and consider sale of County Surplus Warehouse located at 1001 Broadway, Corpus Christi, Texas.
7. Discuss and consider the ratification of a Fiscal Year 2011 Appropriations Request Form related to Texas Coastal Wildlife Rescue/Rehabilitation Center and Nature Preserve at Packery Channel submitted to the office of U.S. Senator John Cornyn.
8. Discuss and consider submittal of comments pursuant to the National Historic Preservation Act to the Texas Historical Commission regarding nomination of the Memorial Coliseum to the National Register of Historic Places.

#### B. GRANTS

1. Discuss and consider execution of a resolution authorizing the submission of a grant application to the Governor's Criminal Justice Division for funding the Nueces County Drug/DWI Court.
2. Discuss and consider execution of a resolution and authorization of forms related to the Texas Department of Rural Affairs - Texas Community Development Block Grant Program (TxCDBG) Disaster Recovery Program Contract No. DRS010127.

#### C. PUBLIC WORKS

1. Discuss and consider the use of monies from the 2004 Certificates of Obligation to rework a section of County Road 47 in Precinct 4.
2. Discuss and consider approval of Change Order No. 2 for the Nueces County Padre Balli Bath House/Ranger Station Renovations.
3. Discuss and consider approval of Change Order No. 2 for McKinzie Jail Annex Maintenance to Pod "B".
4. Discuss and consider approval of Change Order No. 1 for the Richard M. Borchard Regional Fairgrounds Improvements Package No. 1.

#### D. PURCHASING

1. 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 Improvements Package No. 2 at the Richard M. Borchard Fairgrounds to provide a RV Park, Event Parking, Shed Expansions to the Arena, Storage Building, Locker Rooms, additional Library Parking and other site improvements.
2. Authorize a purchase for painting the interior of the Cook (CSCD) Building for Public Works with Bay Area Contracting & Construction Inc.
3. Authorize TASB BuyBoard State Contract No. 284-08 purchase for the Sheriff's Office

for Tasers and Cartridge from GT Distributors, Inc.

4. Authorize Sole Source purchase from Hart InterCivic for software license and support annual renewal for County's eSlate Electronic Voting System, Ballot Now, and Demo Units.
5. Ratify issuing to Community Services/Inland Parks a 2003 Chevy Silverado Pickup, County ID No. 56178 from the Warehouse Surplus and transfer into the Warehouse Surplus a 1998 Ford ½ Ton Pickup, County ID No. 47892.
6. Authorize/Execute a contract for IFB No. 2842-10 Nueces County Waco Street Jail Complex HVAC Upgrade with T.L. Mechanical, Inc.

E. AUDITOR

1. Budget Change Order No. 12 for Fiscal Year 09/10.
2. Personnel actions of a budgeted nature:
  - a. Application Temporary & Contract No. 267;
  - b. Unfreeze List No. 586;
  - c. Personnel Changes reports dated: 3/12/10 and 3/19/10.
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 authorizing the County Judge to Sign Release of Deed of Trust Liens on Crockett Street property.
  - B. Discuss and consider TCEQ Enforcement Case involving underground storage tanks (UST's) at 14218 Park Road 22 and submittal of Supplemental Environmental Project (SEP) Proposal.
6. **BOARD APPOINTMENTS:**
  - A. Approve appointments to the following Nueces County Advisory Boards:
    1. Board of Trustees of the Nueces County MHMR Retardation Center;
    2. Nueces County Rural Rail Transportation District;
    3. Nueces County Tax Appraisal District.

**Adjournment in Memory (upon request)**