



**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

July 28, 2010 Fees \$0.00

The Nueces County Commissioners Court will meet in **WORKSHOP**, to be followed by **REGULAR MEETING**, 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 June 16, 2010 Commissioners Court Meeting(s).
- E. Present the following Certificates of Recognition:
 - 1. Mary Lou Vela, Human Services Department, retiring after 30 years of service.
 - 2. Ida Casarez, Nueces County Auditor's Department, retiring after 17 years of service.

H. **WORKSHOP**

- 1. Discuss selection of a proposed project for submission as a pre-application to the Texas General Land Office for the Coastal Impact Assistance Program (CIAP).

2. Discuss with Financial Advisor, Estrada Hinojosa & Company, and Bond Counsel, Fulbright & Jaworski L.L.P., the possible refinancing of Certificates of Obligation Series 2001 & 2002 and the related financial benefits of refinancing.
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 7/19/10.
 - B. Authorize payment of bills - Regular Check Registers dated: 7/9/10, 7/16/10, 7/16/10A, and 7/23/10.
 - C. Authorize payment of bills - Group Health insurance claims and fees: TPA Check Register: 6/28/10 through 7/6/10.
 - D. Approve the monthly revenue reports in accordance with LGC 114.044.
 - E. Authorize payment of bills - Special Motions list dated 7/28/10.
 - F. Ratify a Local Transportation Non-Construction Advance Funding Agreement (South Loop Feasibility Study) with the City of Corpus Christi, San Patricio County, and the Texas Department of Transportation.
4. **REGULAR AGENDA:**
 - A. **AGENDA ITEMS**
 1. Discuss and consider approval of an order by the Commissioners Court of Nueces County Texas authorizing the issuance of "Nueces County, Texas Limited Tax Refunding Bonds, Series 2010" for the purpose of refunding Certificates of Obligation Series 2001 and Series 2002, levying an annual ad valorem tax, within the limitations prescribed by law, for the payment of the Bonds; prescribing the form, terms, conditions, and resolving other matters incident and related to the issuance, sale, and delivery of the Bonds, including the approval and distribution of an Official Statement pertaining thereto; authorizing the execution of a Paying Agent/Registrar Agreement, a Purchase Contract, and an Escrow Deposit Letter; complying with the provisions of the Depository Trust Company's Letter of Representations; delegating the authority to certain members of the Commissioners Court and County Staff to execute certain documents relating to the sale of the Bonds; and providing an effective date.
 2. Discuss and consider the appointment of Election Judges and Alternates for the November 2, 2010, General Election.

3. Receive report by Commissioner Betty Jean Longoria on the National Association of Counties Annual Conference.
4. Discuss and consider approval of large scale Dune Protection Permit (DPP#0510-01) and GLO BDNC -10-0277) 21.12 Acres out of Tract 29 and 30, Mustang Island Section 2, Volume 38, Pages 183-185, Map of Records of Nueces County.
5. Discuss and consider execution of a performance contract with Johnson Controls, Inc., related to a loan provided by the State Energy Conservation Office (SECO) approved by the Commissioners Court on May 12, 2010, for a Building Efficiency and Retrofit Project for the Courthouse and Jail.
6. Discuss and consider the City of Corpus Christi's request for the Nuece County Commissioners Court to adopt an order imposing a new Child Safety Fund Fee on vehicles being registered in the county, in an amount not to exceed \$1.50.
7. Discuss and consider approval of preliminary presentation drawings for a Marquee to be located at the Richard M. Borchard Regional Fairgrounds.
8. Discuss and consider Calallen Independent School District's bid offer on the tax resale property located at IH-37 South Access Road and Redbird Lane, Tax ID 2385-0032-0015.
9. Discuss and consider approval of Tax Foreclosure Auction of resale properties to occur on September 18, 2010.
10. Discuss and consider ratifying the Professional Services Contract Amendment No. 1 with HDR Engineering, Inc. and related matters.
11. Discuss and consider execution of a Maintenance and Support Agreement with Tyler Technologies Incorporated related to Odyssey Case Management System.

B. HEALTH DEPARTMENT

1. Discuss and consider executing Amendment No. 001A to Contract No. 2009-03184 with the Texas Department of State Health Service for CPA-Bioterrorism Grant extending the termination date; Authorize Annette Rodriguez, MPH, Director of the Corpus Christi-Nueces County Public Health District, to sign on behalf of Nueces County.

C. GRANTS

1. Discuss and consider submission of a pre-application to the Texas General Land Office (GLO) for the Coastal Impact Assistance Program (CIAP).
2. Discuss and consider adoption of a resolution authorizing the submission of a grant application to the Texas Parks and Wildlife Department (TPWD) for a Texas Recreation and Parks Accounts Program (TRPA) Outdoor Recreation Grant for LyondellBasell Park; and discuss and consider the execution of a resolution to revise the Master Plan priority list in accordance with this application.

D. PUBLIC WORKS

1. Discuss and consider approval of Certificate of Substantial Completion for the T-Hangar and taxiway construction at the Nueces County Airport.
2. Discuss and consider acceptance of maintenance of the dedicated roads in the Plains Unit 2 Subdivision.

E. PURCHASING

1. Discuss and consider adopting an order for the sale of metal salvage property.
2. Authorize issuing to the Inland Parks Department a 2005 Ford Van, County ID No. 58372, turned in by Sheriff's Office and is currently in the Warehouse Surplus.
3. Discuss/Award RFP No. 2852-10 HFRS-2 Emulsified Asphalt.
4. Authorize Product Schedule and Addendum 52 to Master Service Agreement for a TASB BuyBoard State Contract No 255-06 and 299-08 purchase for the Public Works Departments for a lease copier and maintenance services from Ikon Office Solutions, Inc.

F. AUDITOR

1. Budget Change Order No. 21 for Fiscal Year 09/10.
 2. Personnel actions of a budgeted nature:
 - a. Application Temporary & Contract No. 275.
 - b. Unfreeze List No. 594.
 - c. Personnel Changes reports dated: 7/9/10 and 7/16/10.
 3. Discuss and consider salary adjustment for the position of Director Community Services/Inland Parks.
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 filing a lawsuit against Lazaro Cooper to recover property damages to a Nueces County Constable vehicle and related matters.

Adjournment in Memory (upon request)