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NUECES COUNTY, TEXAS COMMISSIONERS COURT AGENDA

NOTICE OF PUBLIC HEARING AND MEETING

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NUECES COUNTY
DIANA T. BARRERA
COUNTY CLERK
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August 25, 2010

The Nueces County Commissioners Court will meet on the above date at 9:00 a.m. in the Commissioners Courtroom, 3rd floor, Nueces County Courthouse, 901 Leopard, Corpus Christi, Texas.

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| 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. **PUBLIC HEARING**

The Commissioners Court will conduct a public hearing on the proposed 2010-2011 Nueces County and Nueces County Hospital District Budgets.

CLOSE PUBLIC HEARING

REGULAR COURT MEETING

- E. Discuss and consider adoption of an Order approving the 2010 tax roll; setting the 2010 tax rates for Nueces County; and levying said tax rate against all taxable property in

Nueces County for 2010.

- F. Discuss and consider adopting an order rescinding prior year's budget resolutions and orders.
- G. Discuss and consider adoption of Orders and Resolutions related to the proposed 2010-2011 Nueces County Budget.
- H. Discuss and consider adoption of the 2010-2011 Nueces County Budget.
- I. Discuss and consider adoption of an Order approving the 2010 tax roll; setting the 2010 tax rate for the Nueces County Hospital District; and levying said tax rate against all taxable property in Nueces County for 2010.
- J. Discuss and consider adoption of the 2010-2011 Nueces County Hospital District Budget.
- K. Adopt the following Resolution(s) and/or Orders(s):
 - 1. In support of Nueces County Sheriff's Office Training Academy.
 - 2. K-9 disposal of salvage property by donation to Gulf Coast Humane Society.
- L. Present the following Certificates of Recognition:
 - 1. Laverne Goode, Nueces County District Clerk Department, retiring after 33 years of service.
 - 2. Melody Easter, Nueces County Auto License Division, retiring after 19 years of service.
 - 3. Catherine Miller, Nueces County Auto License Division, retiring after 16 years of service.
- 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(s) dated: 8/16/2010
- B. Authorize payment of bills - regular bill summaries dated: 8/6/2010; 8/13/2010 (2); and 8/20/2010

- C. Authorize payment of bills - group health insurance claims & fees: TPA Check Register 7/26/10 through 8/6/10
- D. Approve the monthly revenue reports in accordance with LGC 114.044 for July 2010.
- E. Authorize payment of bills - special motions list dated: 8/25/10
- F. Authorize/Ratify Change Order 13 from Intergraph, Inc. to interface I/Informer from Corpus Christi Police CAD to County Jail Management System (JMS) and to modify cutover week to August 9, 2010 for the Sheriff's office.

4. **REGULAR AGENDA:**

A. AGENDA ITEMS

- 1. Receive presentation from Dr. Stephen Ponder on the Coastal Bend Diabetes Initiative.
- 2. Receive a presentation from the AgriLife Extension Service related to the "Choose Your Ride" theme for this year's annual Labor Day, Drink, Drive, Go to Jail campaign.
- 3. Receive a presentation from Chuck Goodwin on Fish for Life, an organization assisting at-risk youth in the Coastal Bend.
- 4. Discuss and consider approving the following for the November 2, 2010 Joint Election:
 - a. Early voting substations
 - b. Mobile voting calendar
 - c. Election Day polling places
- 5. Discuss and consider approval of Outside Agency Contract between Nueces County and Refuge of Hope for the purpose of health education.
- 6. Discuss and consider authorizing execution of a contract with the American Diabetes Association for the purpose of promoting diabetes awareness and testing that will benefit the residents of Nueces County.
- 7. Discuss and consider authorizing execution of a contract with Texas A & M University Corpus Christi, Antonio E. Garcia Arts & Education Center for the purpose of promoting diabetes awareness and activities that will benefit Nueces County.
- 8. Discuss and consider the following regarding provision of electronic check payment and credit/debit payment transaction services through an internet interface and an interactive telephone voice response system for any Nueces County office including the Justices of the Peace offices:

(1) Approval of County Information Resources Agency (CIRA) Interlocal Participation Agreement for purposes of becoming a CIRA member;

(2) Approval of an Agreement to Participate in the CIRA Electronic Payments Program; and

(3) Approval of an Electronic Transaction Processing Agreement with Official Payments Corporation (OPC) to provide any Nueces County office electronic check payment and credit/debit card payment transaction services through an internet interface and an interactive telephone voice response system.

9. Discuss and consider appointment of the County Judge to a Policy Committee related to a Joint Land Use Study for the Corpus Christi Naval Air Station, as requested by the City of Corpus Christi.
10. Receive a presentation on Repetitive Flood Claims in Nueces County and eligible funding opportunities from Danielle Hale Nueces County Emergency Management Coordinator.
11. Discuss and consider execution of an Addendum to the Memorandum of Understanding with the City of Corpus Christi, Regional Transportation Authority, and Port of Corpus Christi Authority of Nueces County allowing a more redundant communication system by installing back-up equipment for use during an emergency.
12. Discuss and consider execution of an extension to an interlocal agreement with the Corpus Christi Independent School District (CCISD) authorizing the Justices of the Peace and CCISD to share information.
13. Discuss and consider execution of a Communications Site Agreement with Civil Air Patrol for purposes of using the Courthouse roof for the placement of a communications antenna.

B. GRANTS

1. Discuss and consider execution of a Sub-recipient Agreement and terms and conditions with the Texas Department of Public Safety for acceptance of the FY10 Emergency Operations Center Grant Program in the amount of \$72,758.
2. Discuss and consider the execution of a Utility Easement Agreement between Jose P. Hernandez and Nueces County for the Twin Lakes Colonia Project.
3. Discuss and consider acceptance for the Juvenile Accountability Block Grant No. 1336312 awarded from the Criminal Justice Division, Office of the Governor for \$24,546.00.
4. Discuss and consider execution of Amendment #1 to the contract with 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 approval of Change Order No. 1 for the McKinzie Jail Annex HVAC Rehabilitation Change Order No. 1.
2. Discuss and consider the approval of Change Order No. 2 for the McKinzie Jail Annex Waterline Improvements.

D. PURCHASING

1. Discuss/Award IFB No. 2857-10 I.B. Magee Jr. Park Road Maintenance Construction.
2. Authorize/Execute a contract for IFB No. 2852-10 HFRS-2 Emulsified Asphalt with Ergon Asphalt & Emulsions, Inc.
3. Authorize Sole Source purchase for ExecuTime-Time & Attendance application, hosting, managing, training, support and maintenance with SunGard Public Sector.
4. Authorize Sole Source purchase for Access Code on Demand application, VR-ACOD integration analysis, ACOD barcode scanner package, installation services, 5 year license and support with Hart Intercivic.
5. Authorize issuing a 2002 Chevy Tahoe, County ID No. 55114, to Constable Pct 3. The vehicle was turned in by Public Works Department and is currently stored in the Warehouse Surplus.
6. Authorize/Execute an Interlocal Agreement with the City of Corpus Christi for EOC Emergency Response Services, pursuant to City's Service agreement with Garner Environmental Services, Inc. under the City's Bid Invitation No. BI-0217-07.
7. Discuss and consider making a finding for the method of procurement (request for proposals) to lease 279.877 acres at the Richard M. Borchard Fairgrounds; authorize the Purchasing Agent to publish a notice; and adopt an order delegating evaluation authority to a selection committee.
8. Authorize a purchase of three replacement transformers for the Courthouse from Graybar.
9. Authorize TASB BuyBoard State Contract No. 281-07 purchases from Caldwell Country for two (2) 2010 Chevrolet Impala Police Packages.

E. AUDITOR

1. Budget Change Order #23 for Fiscal Year 09/10.
2. Discuss and consider reallocation of 2004 Certificate of Obligation Funds.
3. Personnel actions of a budgeted nature:
 - a. Application of Temporary & Contract List No. 277
 - b. Unfreeze List No. 596
 - c. Personnel Changes reports dated: 8/6/10 and 8/13/10
4. Discuss and consider the adoption of a \$5.00 district court records archive fee to be deposited into the Records Imaging Fund, Department 0131, pursuant to Section 51.305 of the Texas Government Code.
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. Ratify the hiring of Ric Navarro with Denton, Navarro, Rocha, and Bernal, PC, Attorneys at Law, on all legal and equitable matters related to grievance of Elmer Cox and related matters.
 - B. Discuss and consider approval of and authorizing County Judge to execute Release of Lien in matter State of Texas v. Tomas Flores, Principal, and Nelda Garza dba Ram's Bail Bonds, Surety; Civil Cause No. 07-61705-3.
6. **APPROVE THE FOLLOWING BOARD APPOINTMENTS:**
- A. Nueces County Hospital District Board of Managers.

Adjournment in Memory (upon request)