



NUECES COUNTY, TEXAS COMMISSIONERS COURT AGENDA

NOTICE OF PUBLIC MEETING

Doc# 2010880747
Pages 7
11/05/2010 1:46PM
Official Records of
NUECES COUNTY
DIANA T. BARRERA
COUNTY CLERK
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November 10, 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.

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 September 8, and September 22, 2010, Commissioners Court Meeting(s).
- E. Adopt the following Resolution(s) and/or Order(s):
 - 1. Declaring November as Home Care & Hospice Month.
 - 2. In Support of Establishing a Recycling Refund System for Beverage Containers.
 - 3. In opposition to Time Warner's digitizing of currently analog public, educational, and governmental (PEG) channels.

- F. Present the following Certificate(s) of Recognition:
1. Max Morgan, Nueces County Public Works Department, retiring after 36 years as foreman of the Central Garage.
 2. 2010 Texas Association for Court Administration Member of the Year Award.
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: November 1, 2010.
 - B. Authorize payment of bills - regular bill summaries dated: October 15, 2010 (2); October 22, 2010 (2); October 25, 2010; October 29, 2010 (3); November 5, 2010.
 - C. Authorize payment of bills - group health insurance claims & fees: October 4, 2010-October 22, 2010.
 - D. Authorize payment of bills - special motions list dated: November 10, 2010.
 - E. Authorize payment of PCard purchases for the month of September 2010.
 - F. Approve the monthly revenue report in accordance with LGC 114.044 for September 2010.
 - G. Approve grant closeout summary report.
 - H. Approve the following Tax Deeds and highest minimum opening bid to date:
 1. Lots 76 and 77, Block 1, San Pedro Addition in the amount of \$500.00.
 2. Lots 58 and 59, Block 4, Airport Park Addition in the amount of \$1,600.00.
 3. Lot 12, Block 3, Brentwood Village Addition in the amount of \$5,000.00.
 4. Lots 14, 15 and 16, Block 4, West End Addition to Robstown in the amount of \$1,000.00.
 5. Lots 27 and 28, Block 2, Blue Bonnet Addition in the amount of \$500.00.
4. **REGULAR AGENDA:**
- A. AGENDA ITEMS
 1. Receive update from Dr. James Mobley, Chairman, Regional Health Awareness Board.

2. Receive presentation from the Nueces River Authority regarding the Nueces River Watershed Protection Plan for the Lower Nueces River.
3. Discuss and consider adopting a resolution nominating County Judge Samuel L. Neal, Jr. to serve on the Texas Conference of Urban Counties Policy Committee for the 2010-2011 term.
4. Discuss and consider approval of the 2011 Nueces County Holiday Calendar.
5. Discuss and consider approval of the proposed Commissioners Court meeting schedule for calendar year 2011.
6. Discuss and consider authorizing execution of listing agreement with Real Estate Broker Clark Flato for the purpose of listing the former Human Services Building (604 Lincoln Ave., Robstown, Texas) on a multiple-listing service for sale.
7. Discuss and consider execution of a Contract Amendment No. 1 with Texas Department of Rural Affairs for the purpose of allowing them to place a business sign at the County Building, 155 S. Ash Street, Bishop, Texas.
8. Discuss and consider application procedure for the following Nueces County Advisory Boards:
 - a. Christus Spohn Health Board of Trustees;
 - b. Port of Corpus Christi Authority of Nueces County;
 - c. Nueces County Child Welfare Board.

B. GRANTS

1. Discuss and consider the ratification of Amendment #3 to the Texas Community Development Program Contract #728125 Texas Department of Rural Affairs for the Twin Lakes Colonia Project.

C. PUBLIC WORKS

1. Discuss and consider the approval of Change Order No. 1 in the amount of \$47,255.00 to a contract with T. L. Mechanical, Inc. for the Waco Street Jail HVAC Upgrade.
2. Discuss and consider approval of a Certificate of Substantial Completion for the Waco Street Jail HVAC Upgrade.
3. Discuss and consider the selection of NRG Engineering to provide engineering services for the replacement of two chillers at the Juvenile Justice Center; and authorize execution of an Engineering Services Contract with NRG Engineering.
4. Discuss and consider the approval of Certificate of Substantial Completion for the Juvenile Justice Center HVAC Rehabilitation and Smoke Purge system.
5. Discuss and consider the approval of Change Order No. 1 to contract with SafeNet Services, LLC. for Improvements Package No. 2 for the Richard M. Borchard Regional Fairgrounds.

6. Discuss and consider selection of Rock Engineering & Testing Laboratory, Inc. as the company to provide construction materials testing for Improvements Package No. 2 – Richard M. Borchard Regional Fairgrounds, and authorize the Department of Public Works to issue a Purchase Order for the testing services.
7. Discuss and consider approval of a rate increase for residential solid waste collection in the rural areas of Nueces County.
8. Discuss and consider approval of Contract Amendment No. 1 with Gresham Smith and Partners to provide environmental engineering assistance for remediation at Hazel Bazemore Park extending the contract to December 31, 2013.
9. Discuss and consider approval of Change Order No. 1 for the Packery Channel Park Road Maintenance Construction in the amount of \$18,160.00.
10. Discuss and consider the approval of Change Order No. 1 to the contract with J. Carroll Weaver, Inc. in the amount of \$3,330 for I. B. Magee Jr. Park Road Maintenance Construction.

D. PURCHASING

1. Discuss/Award IFB. No. 2862-10 Bob Hall Pier Pavilion Expansion.
2. Discuss/Award RFP No. 2859-10 Concession Service for Horace Caldwell Pier.
3. Discuss/Award IFB No. 2863-10 Banquete Park Phase II.
4. Discuss and consider making a finding for the method of procurement (request for competitive bids) for Pre-coated Aggregate Type PB, Grade 4; and authorize the Purchasing Agent to publish a notice.
5. Discuss and consider approving an order regarding the lease of 121.63 acres of farmland adjacent to the Robstown Airport.
6. Authorize the Sole Source purchase for a renewal of internet access from October 1, 2010 to September 30, 2011 with the Education Service Center, Region 2.
7. Authorize TASB BuyBoard State Contract No 271-07 purchases for Public Works for an Etnyre Pressure Sprinkler from Cooper Equipment.
8. Authorize Addendum 53 for a TASB BuyBoard State Contract No 255-06 and 299-08 purchase to lease and provide maintenance service for a copier in the Justice of the Peace Pct. 2, Place 2 office from Ikon Office Solutions, Inc.
9. Authorize an agreement with Northpointe Institute for Public Management, Inc. for the Northpointe Decision Tree Jail Inmate Classification System (JICS) for the Sheriff's Office.
10. Authorize DIR Contract No. DIR-SDD-1369 purchase for one year SMARTnet maintenance ending September 30, 2011 from CALENCE for the IT Department.

11. Authorize Sole Source purchase for the renewal of the annual software maintenance and support agreement from October 1, 2010 to September 30, 2011 for seventy (70) user licenses with the Justice Systems.
12. Authorize/Execute an Amendment No. 1 to the Agreement between Nueces County and Public Communications Services, Inc. (PCS) for Inmate Telephone and Public Coin Telephone Services (RFP No. 2799-08).
13. Authorize/Execute a contract for IFB No. 2858-10 Flexible Base (Type A, Grade 1) with Vulcan Construction Materials, LP.
14. Authorize/Execute a contract for RFP No. 2849-10 Inmate Medical Services with Naphcare, Inc.
15. Authorize the Juvenile Department to expend Juvenile State Aid Contracts funds (Fund 28) to purchase computer equipment.

E. AUDITOR

1. Budget Change Order #28 for Fiscal Year 2009/2010
Budget Change Order #3 for Fiscal Year 2010/2011
2. Personnel actions of a budgeted nature:
 - a. Application of Temporary & Contract No. 282
 - b. Unfreeze List No. 601
 - c. Personnel Changes reports dated: October 15, 2010, October 22, 2010 and October 29, 2010.
3. Discuss and approve the Chapter 59 Asset Forfeiture reports from the District Attorney, Constables 1, 2, 3, 4 and 5 for submission to the Office of the Attorney General and authorize the County Judge to sign.
4. Discuss and consider approving the Federal Equitable Sharing Agreements & Certifications for Constable 3, Constable 5, County Sheriff and District Attorney, and authorize the County Judge to sign.
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 ratification of County Judge's signing and sending letter to tenants of Fairgrounds farm lease regarding 2010 rent payment.
- B. Discuss and consider claim made by B & R Wright Farms regarding farm lease.

6. **BOARD APPOINTMENTS:**

Adjournment in Memory (upon request)