

*11/12/10*  
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# NUECES COUNTY, TEXAS COMMISSIONERS COURT AGENDA

## NOTICE OF PUBLIC MEETING

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

**November 17, 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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|-----------------------------|-------------------------------------|
| <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.

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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. Adopt the following Resolution(s) and/or Order(s):

- 1. Recognizing the 67th Anniversary of the Corpus Christi Black Chamber of Commerce (Business and Young Entrepreneur Awards Banquet).

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 5, 2010.
- B. Authorize payment of bills - regular bill summaries dated: November 5, 2010 (2) and November 12, 2010.
- C. Authorize payment of bills - group health insurance claims and fees: TPA Check Register October 25, 2010 - October 29, 2010.
- D. Authorize payment of bills - special motions list dated: November 17, 2010

4. **REGULAR AGENDA:**

A. AGENDA ITEMS

- 1. Receive presentation from Pete Garza, Director, Afterschool Centers on Education at Banquete ISD on their diabetes awareness and prevention activities.
- 2. Discuss and consider approval of final plan for a one time salary supplement for all employees of the Nueces County District Attorney's Office, to be paid for out of Chapter 59 Asset Forfeiture Funds, Department No. 1328, in the amount of \$98,865.00.
- 3. Discuss and consider authorizing execution of an agreement between Nueces County and the Nueces County Emergency Services District No. 2 for fire and emergency rescue services in the unincorporated areas of Nueces County.
- 4. Discuss and consider application procedure for the following Nueces County Advisory Boards:
  - a. Nueces County Historical Commission;
  - b. Emergency Services District No. 1;
  - c. Emergency Services District No. 2;
  - d. Emergency Services District No. 3;
  - e. Emergency Services District No. 4;
  - f. Emergency Services District No. 6;
  - g. Nueces County Rural Rail Transportation District;
  - h. Regional Transportation Authority.

B. GRANTS

- 1. Discuss and consider execution of a Sub-recipient Agreement and Terms and Conditions with the Texas Department of Public Safety for the acceptance of the FY10 Citizens Corps Program grant award in the amount of \$6,797.98.
- 2. Discuss and consider execution of a Sub-recipient Agreement and Terms and Conditions with the Texas Department of Public Safety for the acceptance of the FY10 State Homeland Security Program grant award in the amount of \$123,094.00.

3. Discuss and consider acceptance of a grant award from the Governor's Criminal Justice Division for funding for the Nueces County Drug/DWI Court in the amount of \$53,000.00.
4. Discuss and consider the submission of a grant application for the Texas General Land Office Coastal Management Program for the development of a Nueces County Erosion Response Plan (ERP).

C. PUBLIC WORKS

1. Discuss and consider approval of Change Order No. 1 for the Packery Channel Park Road Maintenance Construction in the amount of \$18,160.00.
2. Receive a presentation from Public Works on illegal dumping and subsequent drainage ditch cleanup at the intersection of County Road 85 and County Road 6 west of Bishop.

D. PURCHASING

1. Ratify execution of a contract for IFB No. 2862-10 with 3TI, Inc., for the Bob Hall Pier Expansion Project.
2. Discuss/Award RFP No. 2854-10 Implementation Services to upgrade SunGard system Version 7.6 to 7.94.
3. Authorize/Execute Amendment No. 1 to the Agreement between Nueces County and Absolute Waste for Solid Waste Collection and Disposal Services (IFB No 2784-08) for Coastal Parks.
4. 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 road materials:
  - i. Hot Mix Asphaltic Concrete Type D PG 64-22;
  - ii. SS-1 Emulsified Asphalt.
5. Authorize sole source purchase for 10 Mobile ID Devices and accessories for the Sheriff's office from Dataworks Plus

E. AUDITOR

1. Budget Change Order #29 for Fiscal Year 09/10
2. Budget Change Order #4 for Fiscal Year 10/11
3. Personnel actions of a budgeted nature:
  - a. Application of Temporary & Contract No. 283
  - b. Unfreeze List No. 602
  - c. Personnel Changes report dated: 11/5/10
4. Authorize and approve an encumbrance to the 2010/2011 budget in the amount of

\$131,000. In effect, appropriations are being carried forward from 2009/2010 budget to 2010/2011 budget.

5. Authorize and approve Capital Projects Change Orders #40 and #41. Please note for special public interest that the Keach Library project is being declared completed and \$6,409 is being returned to general projects. Also, changes to Fairgrounds Upgrades project are included which do not change the bottom line.
  
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.

**Adjournment in Memory (upon request)**