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# NUECES COUNTY, TEXAS COMMISSIONERS COURT AGENDA

## NOTICE OF PUBLIC MEETING

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# Pages 5  
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Official Records of  
NUECES COUNTY  
DIANA T. BARRERA  
COUNTY CLERK  
Fees \$0.00

**December 1, 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.

<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. Approve the Minutes of the October 13, 2010, and October 20, 2010, Commissioners Court Meeting(s).
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 19, 2010
  - B. Authorize payment of bills - regular bill summaries dated: November 9, 2010; November 12, 2010 (2); November 19, 2010 (2); November 26, 2010.
  - C. Authorize payment of bills - group health insurance claims and fees: TPA Check Register November 1, 2010 - November 12, 2010.
  - D. Authorize payment of bills - special motions list dated: December 1, 2010.
4. **REGULAR AGENDA:**
- A. AGENDA ITEMS
    - 1. Discuss and consider authorizing execution of amendment to Sale and Development Agreement between Dolphin Ventures I, LLC and Nueces County to extend the feasibility period for the purchase of the County's 49.395 acre tract of land to January 14, 2013.
    - 2. Discuss and consider execution of contract with Texas Rio Grande Legal Aid, Inc., for the provision of legal services to low income residents of Nueces County.
    - 3. Discuss and consider approval of a contract with Texas A&M University-Corpus Christi, National Youth Wellness Program for the purpose of diabetes education and awareness for the benefit of the youth of Nueces County.
    - 4. Discuss and consider authorizing execution of a contract with the Banquete Independent School District for the funding of diabetes related projects and supplies for students and the rural community of Nueces County.
    - 5. 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 Diabetes Education and Awareness.
    - 6. Discuss and consider increasing the salary and car allowance for the Nueces County Medical Examiner, and related matters.
    - 7. Discuss and consider updating the Nueces County Purchasing Policy and Procedures affecting fixed assets inventory by making the threshold for additions to the fixed assets inventory records to be \$5,000 and greater, unless an item is on the exceptions list.
    - 8. Discuss and consider adopting an Order dedicating 38.02 acres of land, including 20 acres that are presently known as Packery Channel Park and adjoining 18 acres, as parkland to be named Nueces County Packery Channel Nature Park.
    - 9. Discuss and consider application procedure for the following Nueces County Advisory Board:

a. Nueces County MHMR Community Center Board.

B. SHERIFF

1. Discuss and consider approval of Chapter 59 Asset Forfeiture reports from the Sheriff's Office for submission to the Office of the Attorney General; authorize the County Judge to sign.

C. PUBLIC WORKS

1. Discuss and consider the selection of NRG Engineering and approval of an Engineering Services Contract for the HVAC system replacement project at the Calderon Building.
2. Ratify approval of Change Order No. 1 for the Packery Channel Park Road Maintenance Construction in the amount of \$18,160.00.
3. Discuss and consider the approval of Change Order No. 3 for McKinzie Jail Annex Cell Pod B, in the amount of \$28,848.00, for the replacement of 52 water closets and 51 flow restrictor valves in the pod lavatories.

D. PURCHASING

1. Discuss/Award IFB No. 2865-10, Nueces County Regional Fairgrounds Video Marquee.
2. Authorize a HGACBuy Contract No HT11-09 purchase of two Western Star Dump Trucks for the Public Works Department from Grande Truck Center.
3. Authorize a Buyboard Contract No 281-07 purchase of a 2010 Ford Explorer for the Public Works Department from Philpott.

E. AUDITOR

1. Budget Change Order No. 5 for Fiscal Year 2010-11
2. Personnel actions of a budgeted nature:
  - a. Application of Temporary & Contract List No. 284
  - b. Unfreeze List No. 603
  - c. Personnel Changes reports dated: 11/12/10 and 11/19/10
3. Discuss and consider creation of Accountant position (H53 30,536 - 53,066) in the Corpus Christi-Nueces County Public Health District to be funded by special revenue and grant fund programs.
4. Discuss and consider approval of FY09/10 and FY10/11 Budgets for the Texas Department of Family and Protective Services (TDFPS) Title IV-E Child Welfare Board and IV-E Legal Services Contracts.
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 all remedies available to the County against any party involved with the Suntide Rd. Project, and related matters.
  - B. Discuss and consider all legal and equitable remedies regarding the Stadium License Agreement and extension with Coastal Bend Professional Baseball Club, LLC, and related matters.
6. **BOARD APPOINTMENTS:**
- A. Christus Spohn Health Board of Trustees;
  - B. Port of Corpus Christi Authority of Nueces County;
  - C. Nueces County Child Welfare Board;
  - D. Nueces County Board of Coastal Park Commissioners.

**Adjournment in Memory (upon request)**