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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

**December 15, 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.

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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. Approve the Minutes of the November 1, November 4, November 10, November 15 and November 17, 2010, Commissioners Court Meeting(s).
- E. Adopt the following Resolution(s) and/or Order(s):
  - 1. Recognizing Betty Jean Longoria and H.C. "Chuck" Cazalas for outstanding public service as County Commissioners.
  - 2. Recognizing LGM Environmental Services for Voluntary Clean up of County Rights-of-Way.
- G. Present the following Certificate(s) of Recognition:

1. Josie Herro, Nueces County Commissioners Assistant Precinct 4, retiring after 21 years of service.
2. Heather S. Garcia, Court Reporter, retiring after 31 years of service.
3. Carina Lopez-Vela with the District Attorney's office on receiving her Bachelors degree.
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 registers dated: 12/07/10
  - B. Authorize payment of bills - regular bill summaries dated: November 19, 2010, November 24, 2010, November 26, 2010, December 3, 2010 (2), December 10, 2010.
  - C. Authorize payment of bills - group health insurance claims and fees: TPA Check Register November 15 - November 24, 2010.
  - D. Authorize payment of bills - special motions list dated: December 15, 2010.
  - E. Authorize payment of Pcard purchases for the month of October 2010.
  - F. Approve the monthly revenue reports in accordance with LGC 114.044 for October 2010.
  - G. Approve the following bonds of elected officials:
    1. County Judge
    2. Judge, County Court at Law No. 1
    3. Judge, County Court at Law No. 2
    4. Judge, County Court at Law No. 3
    5. Judge, County Court at Law No. 4
    6. Judge, County Court at Law No. 5
    7. District Clerk
    8. County Clerk
    9. Commissioner, Precinct 2
    10. Commissioner, Precinct 4
    11. Justice of the Peace, Precinct 1, Place 1
    12. Justice of the Peace, Precinct 1, Place 2
    13. Justice of the Peace, Precinct 1, Place 3
    14. Justice of the Peace, Precinct 2, Place 2
    15. Justice of the Peace, Precinct 3

16. Justice of the Peace, Precinct 4
17. Justice of the Peace, Precinct 5, Place 2

4. **REGULAR AGENDA:**

A. AGENDA ITEMS

1. Receive presentation from Jeff Stapper, County Extension Agent, on the 2010 Nueces County Agriculture and Educational Program efforts to address needs of local agriculture producers and review impact of Texas AgriLife Extension Service educational programs for Nueces County citizens.
2. Discuss and consider technology upgrades for the JP courts in preparation for the implementation of the new case management system.
3. Discuss and consider adoption of the Erosion Response Plan (ERP) Amendment to the Nueces County Beach Management Plan as proposed by the Nueces County Beach Management Advisory Committee; forward the plan to the General Land Office (GLO) for certification; and approve corresponding order.
4. Discuss and consider authorizing the development of a Coastal Parks Master Plan for all parks and facilities within Precinct 4, as recommended by the Nueces County Board of Park Commissioners.
5. Discuss and consider the selection of Naismith Engineering (NEI) to provide engineering and architectural services for the development of a Coastal Parks Master Plan; and authorize execution of a Professional Services Contract with NEI.
6. Discuss and consider adopting a Resolution and Order accepting the transfer of a portion of Texas Highway Right-of-Way at the Aransas Causeway abutting Morris and Cummings Cut (at PJ's Marina).
7. Discuss and consider the application procedure for appointment to the following boards:
  - a. Christus Spohn Health System Board of Trustees;
  - b. Regional Health Awareness Board.

B. GRANTS

1. Discuss and consider authorizing the submission of a grant application to the Texas Division of Emergency Management for the FY 2011 Emergency Management Performance Grant program.
2. Discuss and consider authorizing the submission of a grant application to the Texas Forest Service for the Hurricane Ike County Wide Community Wildfire Protection Plan (CWPP) grant program.
3. Discuss and consider execution 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 Packery Channel Park.

4. Discuss and consider the acceptance of a grant award from the Coastal Impact Assistance Program (CIAP) for the Mustang and North Padre Island Geohazard Analysis.
5. Discuss and consider the execution of Change Order No. 9 to contract with King Isles Inc. (Contract #20090014) for the Rose Acres Water and Wastewater System Improvements.

C. PUBLIC WORKS

1. Authorize the Department of Public Works to issue a Purchase Order for the renewal of annual professional environmental services with Gresham Smith and Partners for storm water program elements.
2. Receive a presentation on illegal dumping and cleanup in the rural areas of the County.
3. Discuss and consider approval of a Letter of No Objection to allow the installation of a wood fence and an electrical line across a pipeline at the Regional Fairgrounds.
4. Discuss and consider adopting an order granting exemption under Section 262.024 Local Government Code; and approval of a contract with Ainsworth Trucking to remediate waste at Ravine A at Hazel Bazemore Park.
5. Authorize the Department of Public Works to issue a Purchase Order for the stabilization of North Avenue F in Bishop.

D. PURCHASING

1. Discuss/Award IFB NO. 2866-10 Amistad Park Improvements.
2. 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:
  - i. Laundry Supplies for Nueces County Jail;
  - ii. Morgue Transport;
  - iii. Armored Car Service.
3. Authorize the sole source purchase for an interface between DataWorks and Intergraph for mugshot image import; authorize an agreement with Intergraph.
4. Authorize DIR Contract No. DIR-SDD-1032 purchase for 12 Datalex Tracer 12.1 Police Mobile Data system from Austin Ribbon and Computer (ARC) for the Sheriff's Office.
5. Authorize TASB Buyboard Contract No. 358-10 purchase of a 2011 Ford F-750 Title Bed from Grande Truck Center for the Public Works Department.
6. Authorize the Sole Source purchase of renewal of internet access with the Education Service Center, Region 2, for the period October 1, 2010 to September 30, 2011.

E. AUDITOR

1. Personnel actions of a budgeted nature:
  - a. Application Temporary & Contract No. 285
  - b. Unfreeze List No. 604
  - c. Personnel Changes reports dated: November 26, 2010 and December 3, 2010.
2. Discuss and consider reallocation of 2007 Certificate of Obligation Funds.
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.
6. **BOARD APPOINTMENTS:**
  - A. Nueces County Emergency Services District No. 1;
  - B. Nueces County Emergency Services District No. 2;
  - C. Nueces County Emergency Services District No. 3;
  - D. Nueces County Emergency Services District No. 4;
  - E. Nueces County Historical Commission;
  - F. Regional Transportation Authority;
  - G. Nueces County Rural Rail Transportation District.

**Adjournment in Memory (upon request)**