



NUECES COUNTY, TEXAS COMMISSIONERS COURT AGENDA

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NOTICE OF PUBLIC MEETING

Doc# 2011880580
Pages 6
09/09/2011 2:04PM
Official Records of
NUECES COUNTY
DIANA T. BARRERA
COUNTY CLERK
Fees \$0.00

September 14, 2011

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
JOE A. GONZALEZ	COMMISSIONER, PRECINCT NO. 2
OSCAR O. ORTIZ	COMMISSIONER, PRECINCT NO. 3
JOE MCCOMB	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 following Minutes:
 - 1. July 26, 2011.
 - 2. July 27, 2011.
 - 3. August 3, 2011.
 - 4. August 9, 2011.
 - 5. August 10, 2011.
 - 6. August 15, 2011.

7. August 18, 2011.

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

1. Hispanic Heritage Month, September 15, through October 15, 2011.

2. Order designating Wednesday as the day of the week the Court will meet in regular term for fiscal year 2011-2012, pursuant to Section 81.005 of the Texas Local Government Code.

3. Order prohibiting outdoor burning in the unincorporated areas of Nueces County, pursuant to Section 352.081 of the Texas Local Government Code.

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 approve the remaining items on the Consent Agenda.

A. Authorize payment of bills - manual check registers dated September 1, 2011.

B. Authorize payment of bills - regular bill summaries dated August 19, 2011; August 26, 2011; August 31, 2011; September 2, 2011 and September 9, 2011.

C. Authorize payment of bills - group health insurance claims and fees in TPA Check Register dated August 15, 2011 to August 26, 2011.

D. Authorize payment of bills - special motions list dated September 14, 2011.

E. Approve and accept donations to the county in accordance with LGC 81.032.

F. Application procedure for the following Nueces County Advisory Boards:

1. Nueces County Animal Control Advisory Committee.

2. Nueces County Tax Appraisal District.

G. Approve Diabetes contracts/amendments for the following:

1. Wesley Community Center.

2. Texas A & M University-Corpus Christi, National Youth Wellness Program.

H. Ratify/Approve work to be performed for the final connection of water and sewer by Ocean Plumbing, related to the Rose Acres Project.

I. Rescind approval of 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.

4. **REGULAR AGENDA:**

A. AGENDA ITEMS

1. Discuss and consider adopting an Order establishing new Justice of the Peace and Constable Precinct Boundaries in Nueces County.
2. Discuss and consider realignment of Justice of the Peace staffing, including the deletion and addition of positions in certain Justice of the Peace office locations, in accordance with case loads, collections, and citizen activity at respective Justice of the Peace offices, effective December 1, 2011.
3. Discuss and consider authorizing the County Judge to send a letter to Joseph Nixon, Beirne, Maynard & Parsons, LLC, directing him to immediately submit the proper materials for Commissioner and Justice of the Peace and Constable Precincts as approved by Commissioners Court for preclearance pursuant to the Voting Rights Act.
4. Receive a presentation from Joe Alley on the activities of the Intergovernmental Commission on Drug & Alcohol Abuse Board.
5. Receive a presentation from Child Protective Services related to child abuse and neglect in Nueces County.
6. Discuss and consider approval of a revision to the Fee Schedule for the office of the Medical Examiner, as recommended by the Medical Examiner, effective November 1, 2011.
7. Discuss and consider execution of Amendment #12 to the Nueces County Employee Health Benefit Plan, effective October 1, 2011.
8. Discuss and consider a revised Nueces County Airport Hangar Lease Agreement, effective immediately.
9. Discuss and consider development of a process for bidding out seal coat for all Nueces County roads.
10. Discuss and consider failure of Commissioners Court and the Law Firm of Beirne, Maynard & Parsons, LLP, to submit to the Department of Justice the approved Commissioners Precinct map and order, and related matters.
11. Discuss and consider instructing the County Attorney and County Clerk to submit the Commissioners Court Order and Map approved by Commissioners Court on June 15, 2011, to the Department of Justice, related to the redistricting of Commissioner Precincts.
12. Discuss and consider setting the first day or fraction of day of juror service pay at the rate of \$10.00, and the second day or fraction of day at \$28.00, pursuant to Section 61.001 (a-1) (1) & (2) and (a-2) of the Texas Government Code, effective September 28, 2011.

B. SHERIFF

1. Discuss and consider approval of the Sheriff's and Constable's Fees for 2012, pursuant to Section 118.131 of the Texas Local Government Code.

C. GRANTS

1. Discuss and consider submission of a grant application to the Texas Veterans Commission Fund for the Veterans' Assistance Housing Assistance Grant Program.
2. Discuss and consider acceptance of a grant award from the Office of the Governor's Criminal Justice Division for funding for the Nueces County Juvenile Drug Court.
3. Discuss and consider acceptance of a grant award from the Office of the Governor's Criminal Justice Division for funding for the Nueces County Juvenile Probation Rules Enforcement Program (PREP).

D. PUBLIC WORKS

1. Discuss and consider approval of Change Order No. 2 with Haeber Roofing Company related to upgrading 31 roof electrical conduit supports for the McKinzie Jail Annex Roof Replacement project.

E. PURCHASING

1. Discuss and consider making a finding for the method of procurement (request for competitive bids) for Mechanical Equipment Upgrades to the Calderon Building; and authorize the Purchasing Agent to publish a notice.
2. Authorize a Buyboard Contract No. 358-10 purchase of a 2011 Chevrolet Impala for the Sheriff's office from Caldwell Country, to be funded by the Sheriff's Federal Asset Forfeiture Fund.

F. AUDITOR

1. Budget Change Order No. 23 for Fiscal Year 2011.
 2. Personnel actions of a budgeted nature:
 - a. Application Temporary No. 300
 - b. Frozen List No. 001
 - c. Unfreeze List No. 621
 - d. Personnel Changes reports dated August 26, 2011 and September 2, 2011.
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.

6. **BOARD APPOINTMENTS:**

- A. Appointments to Nueces County Special Task Unit for Adult Protective Services.

Adjournment in Memory (upon request)