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NUECES COUNTY, TEXAS COMMISSIONERS COURT AGENDA

NOTICE OF PUBLIC MEETING

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NUECES COUNTY
DIANA T. BARRERA
COUNTY CLERK
Fee \$0.00

September 28, 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. August 31, 2011.
- E. Adopt the following Resolution(s) and/or Order(s):
 - 1. National 4-H Week, October 2-8, 2011.
 - 2. 2011 United Way Kickoff Campaign

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 19, 2011.
 - B. Authorize payment of bills - regular bill summaries dated September 2, 2011; September 8, 2011; September 9, 2011; September 16, 2011 and September 23, 2011.
 - C. Authorize payment of bills - group health insurance claims and fees from TPA check register dated August 29, 2011.
 - D. Authorize payment of bills - special motions list dated September 28, 2011.
 - E. Authorize payment of PCard purchases for the month of August, 2011.
 - F. Ratify 2011/2012 Budgets for the Texas Department of Family and Protective Services Legal Services Contract.
 - G. Ratify 2011/2012 budget for the Texas Department of Family and Protective Services Child Welfare Service Contract.
 - H. Approve the following Tax Deeds and highest minimum opening bid to date:
 1. Lot 34, Hilltop Village, in the amount of \$1,000.00.
 2. Lot 12, Airport Park Addition No.2, in the amount of \$2,000.00.
 - I. Approve license agreement with the Coastal Bend-Texas Chapter of the American Red Cross for use of Richard M. Borchard Fairgrounds as a staging site during emergencies.
 - J. Approve interlocal agreement with the City of Robstown for use of Richard M. Borchard Fairgrounds as a staging site during emergencies.
 - K. Approve interlocal agreement with the City of Corpus Christi for use of Richard M. Borchard Fairgrounds as a staging site during emergencies.
 - L. Approve contract with Nueces County Community Action Agency for the purpose of diabetes education and awareness for the benefit of the youth in Nueces County.
 - M. Ratify/Approve Interlocal Agreement with the Coastal Bend Council of Governments, related to the development, planning, operation and provision of 9-1-1 Public Safety Answering Points.
 - N. Adopt an amended order changing the effective date of the Nueces County Towing Order from October 1, 2011, to November 1, 2011.

- O. Approve the following supplemental agreements No. 1 for magistration and drug court program services:
 - A. Linda Rhodes-Shauer.
 - B. Monica Fuentes Zahn.
- P. Approve the following personal services agreements:
 - 1. Robert Fledderman.
 - 2. Tomas Duran.
- Q. Approve the following "Outside Agency" amendment for FY 2010-2011:
 - 1. Robstown Area Development Commission.
- R. Approve Amendment No. 1 with the State Energy Conservation Office, related to the Johnson Controls Energy Efficiency and Building Retrofit Project for the Courthouse and Jail.
- S. Approve execution of an agreement between Nueces County and the Nueces County Emergency Services District No. 2 for fire and emergency rescue services for Nueces County citizens living in unincorporated areas of the county.
- T. Authorize issuing a 1999 Ford Crown Victoria, County ID No. 45863, turned in by the Sheriff's Office to Constable Pct. 1.
- U. Authorize/Execute a contract for RFP No. 2882-11 Nueces County Multi-Purpose Training Area Audio & Visual Project with Summit Systems.
- V. Authorize/Execute a contract for RFP No. 2885-11 Facility Management Services for NC RMB Fairgrounds with Global Spectrum, L.P.

4. **REGULAR AGENDA:**

A. AGENDA ITEMS

- 1. Receive a presentation related to the City of Corpus Christi's pursuit of a grant from the U.S. Department of Housing and Urban Development, Office of Sustainable Communities, for the purpose of developing a Regional Sustainability Plan for the Corpus Christi Metropolitan Statistical Area (Nueces, San Patricio, and Aransas Counties); adopt resolution of support.
- 2. Discuss and consider approving the following for the November 8, 2011 Joint Election:
 - a. Early voting substations
 - b. Mobile voting calendar
 - c. Election Day polling places
- 3. Discuss and consider entering into Joint Election Agreements with the following political jurisdictions for the upcoming November 8, 2011 election:
 - 1. City of Driscoll;
 - 2. Tuloso Midway Independent School District.
- 4. Discuss and consider execution of the Annual Review Checklist for Non-Reimbursable Support Agreements related to a Memorandum of Understanding between the Naval

Health Clinic Corpus Christi, the Armed Forces Institute of Pathology Regional Medical Examiner, and the Nueces County Medical Examiner.

5. Discuss and consider authorizing the Department of Public Work's motor vehicle fleet and other county vehicles to submit to emissions testing as sponsored by the Pollution Prevention Partnership at Texas A&M University-Corpus Christi.
6. Discuss and consider request by the District Attorney to create three prosecutor positions for the District Attorney's office.
7. Receive update status report on the submission of Commissioners Precinct Redistricting Maps, cost incurred to date and anticipated cost for the submittal process.
8. Discuss and consider adoption of resolution prohibiting the discharge of firearms in certain unincorporated areas of Nueces County in accordance with Section 235.022 of the Local Government Code.

B. GRANTS

1. Discuss and consider authorizing the submission of a grant application(s) to the Texas General Land Office for Coastal Management Program (CMP) Cycle 17 project(s).
2. Discuss and consider ratification of Amendment #2 with the Texas Comptroller of Public Accounts (State Energy Conservation Office) for the Energy Efficiency and Conservation Block Grant (EECBG) Program.
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 Justice Alternative Grant.
4. Discuss and consider authorizing the submission of a Notice of Interest to the Texas Division of Emergency Management for the Hazard Mitigation Grant Program.

C. PUBLIC WORKS

1. Discuss and consider authorizing the County Judge to sign the Certificate of Completion for Boilers and Chillers.

D. PURCHASING

1. Discuss/Award IFB No. 2892-11 Drainage Improvements on County Road 69.
2. Discuss/Award IFB No. 2893-11 Janitorial Services.
3. Discuss/Award RFP No. 2895-11 Courthouse Cafeteria Food Service.
4. Authorize Sole Source purchase of a scanner and one year care kit from Hart InterCivic.
5. Authorize HGAC Contract No GR01-10 purchase of a John Deere XUV 825i Gator and two John Deere Z920A Commercial ZTRAK Mowers from John Deere Company for Coastal Parks.

6. Authorize Sole Source purchase of renewal of internet access with the Education Service Center, Region 2, for the period October 1, 2011 to September 30, 2012.
7. Authorize Sole Source purchase of an annual hardware and software maintenance and support agreement with CBM Archives.
8. Authorize Buyboard Contract No. 358-10 purchase of a 2011 Chevrolet Impala from Caldwell Country, to be funded by the Sheriff's Federal Asset Forfeiture Fund.
9. Approve an order authorizing donation of obsolete furniture and equipment to the ARK.
10. Authorize DIR Contract No. DIR-SDD-1369 purchase for one year SMARTnet maintenance ending September 30, 2012 from Insight Networking for the IT Department.

E. AUDITOR

1. Budget Change Order No. 24 for Fiscal Year 2011.
2. Personnel actions of a budgeted nature:
 - a. Application Temporary List No. 301
 - b. Frozen Position List No. 002
 - c. Unfreeze List No. 622
 - d. Personnel Changes reports dated September 9, 2011 and September 16, 2011.
3. Discuss and consider approval of a fraud policy for Nueces County.
4. Discuss and consider the following personnel actions for the Inland Parks Department:
 - A. Reclassify and unfreeze Foreman, Inland Parks, Pay Group 20 to a Crew Leader, Inland Parks, Pay Group 16 with a change in salary from \$31,907.20 to \$26,416.00 for a salary savings of \$5,491.20 annually.
 - B. Reclassify and unfreeze Carpenter position Pay Group 15 to an Equipment Operator Pay Group 14 with a change in salary from \$25,168.00 to \$24,086.40 for a salary savings of \$1,081.60 annually. The total savings for these two reclassifications would be \$6,572.80.
 - C. Reclassify Recreation Coordinator from a Pay Group 22, with an annual salary of \$36,795.20 to a Pay Group 24, with an annual salary of \$40,456.00, an increase of \$3,660.80 annually.

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 taking action, if any, related to the September 19, 2011 County Attorney Advisory regarding Texas Government Code Sections 411.052 and 411.0521, and related matters.

6. **BOARD APPOINTMENTS:**

- A. Nueces County Airport Advisory Board.
- B. Regional Health Awareness Board.
- C. Nueces County Rural Rail Transportation District.

Adjournment in Memory (upon request)