



# NUECES COUNTY, TEXAS COMMISSIONERS COURT AGENDA

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## NOTICE OF PUBLIC MEETING

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NOVEMBER 9, 2011  
9:00 AM  
COMMISSIONERS COURT  
3RD FLOOR  
901 LEOPARD  
CORPUS CHRISTI, TEXAS

**November 9, 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.

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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>JOE A. GONZALEZ</b>     | <b>COMMISSIONER, PRECINCT NO. 2</b> |
| <b>OSCAR O. ORTIZ</b>      | <b>COMMISSIONER, PRECINCT NO. 3</b> |
| <b>JOE MCCOMB</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.

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 November 1, 2011.
- B. Authorize payment of bills - regular bill summaries dated October 28, 2011 and November 4, 2011.
- C. Authorize payment of bills - group health insurance claim and fees TPA Check Register dated October 17, 2011 - October 28, 2011.
- D. Authorize payment of bills - special motions list dated November 9, 2011.
- E. Approve the monthly revenue reports in accordance with LGC 1144.44 included on the agenda report dated September, 2011.
- F. Approve grant closeout summary report dated November 9, 2011.
- G. Approve the following Tax Deeds and highest minimum opening bid to date:
  - 1. Lot 166, Rancho Banquete No. 2, in the amount of \$1,000.00.
  - 2. The South one-half of Lot 54, Casa Courts No. 2, in the amount of \$1,000.00.
  - 3. Lot 5, Block 1, Alameda Estates No. 3, in the amount of \$12,000.00.
  - 4. Lot 2, Block 3, Court of St. James Unit 2, in the amount of \$53,875.00.
  - 5. Lot 28, Fiesta Ranch, in the amount of \$1,000.00.
- H. Authorize/Execute an Amendment No. 2 to the Agreement between Nueces County and Public Communications Services, Inc. (PCS) for Inmate Telephone and Public Coin Telephone Services (RFP No. 2799-08).
- I. Authorize/Execute a contract for RFQ No. 2889-11 Engineering Services for Review of the Energy Conservation Program with LNV, Inc.
- J. Authorize/Execute a contract for IFB No. 2894-11 Bob Hall Pier-Hurricane Ike Repairs with TopCor Services, LLC.
- K. Authorize/Execute Amendment No. 2 to the Agreement between Nueces County and Absolute Waste for Solid Waste Collection and Disposal Services (IFB No. 2784-08) for Coastal Parks.

4. **REGULAR AGENDA:**

A. AGENDA ITEMS

- 1. The Nueces County Commissioners Court will join the Texas Association of Counties in honoring Chairman and State Representative Todd Hunter as a "Friend of County Government" for his support of counties during the 82nd Legislative Session.
- 2. Receive a presentation from the Keach Family Library and Library Advisory Board Members related to a Book Talk about a book entitled "My Journey through the 1960 Olympic Games" by Humberto "Lefty" Barrera to be held Saturday, November 12, 2011, at 10:30 a.m. in the Mulitpurpose Room at the Keach Family Library.
- 3. Discuss and consider the application process to fill County Court at Law No. 3 Judge vacancy.

4. Discuss and consider execution of a Memorandum of Understanding with the Coastal Bend Community Foundation for donor services related to the "Fallen Heroes Memorial" Campaign, and related matters.
5. Discuss and consider acceptance of a Special Warranty Deed from Equistar Chemicals, L.P. for a 47.7 acre tract of land of Lots 80-84, Block 3, Artimus Roberts Subdivision to be developed as a County park.
6. Discuss and consider execution of a license agreement with CUBCO Construction, Inc., for use of a portion of the Nueces County Airport for the purposes of staging for the installation of water lines in the area.
7. Discuss and consider appointing Bryan Gulley to the City of Corpus Christi's Island Strategic Action Committee as an ex-officio advisory member.
8. Discuss and consider reclassifying and re-naming the job title of Assistant District Attorney-Asset Forfeitures, prosecutor to Assistant DA-Asset Forfeitures/Special Projects Prosecutor, and to reclassify the position to pay group 32.
9. Discuss and consider the application procedure for appointment to the Christus Spohn Health System.

B. GRANTS

1. Ratify the acceptance of a grant award from the Coastal Bend Community Foundation (CBCF) for the 2011 Fall grant program.
2. Ratify the execution of Corrected Special Warranty Deeds related to the Rose Acres Colonia project.
3. Ratify the execution of Amendment No. 3 with the Texas Comptroller of Public Accounts (State Energy Conservation Office) for the Energy Efficiency and Conservation Block Grant (EECBG) Program.
4. Discuss and consider execution of Change Order No. 1 to the contract with the Texas Department of Rural Affairs - Texas Community Development Block Grant Program (TxCDBG) Disaster Recovery Program Contract No. DRS010127.
5. Ratify the execution of an Application and Letter of Agreement with AT&T for Construction Services related to construction at the Rose Acres Colonia.

C. PUBLIC WORKS

1. Discuss and consider the approval of an Order authorizing the owner of The Plains Unit 3 Subdivision to file an instrument cancelling the subdivision.

D. PURCHASING

1. Authorize BuyBoard Contract No. 355-10 purchases for kitchen equipment from Jean's Restaurant Supply for the Jail in the amount of \$81,482.66.

2. Authorize BuyBoard Contract No. 355-10 purchases for kitchen equipment from Mission Restaurant Supply for the Jail in the amount of \$66,692.22
3. Discuss/Award IFB No. 2896-11 Nueces County Calderon Building Mechanical Equipment Upgrades.
4. Authorize BuyBoard Contract No. 345-10 purchases for two Pneumatic Compactors from Holt Cat for Public Works.
5. Discuss/Award RFP No. 2897-11 Courthouse Cafeteria Food Service.

E. AUDITOR

1. Budget Change Order No. 27 for Fiscal Year 2010-2011.  
Budget Change Order No. 02 for Fiscal Year 2011-2012.
2. Personnel actions of a budgeted nature:
  - a. Application Temporary List No. 304
  - b. Application Contract List No. 002
  - c. Frozen List No. 005
  - d. Unfreeze List No. 625
  - e. Personnel Changes reports dated October 21, 2011 and October 28, 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. Christus Spohn Health System Board of Trustees.
  - B. Port of Corpus Christi Authority of Nueces County.
  - C. Nueces County Rural Rail Transportation District.

**Adjournment in Memory (upon request)**