



NUECES COUNTY, TEXAS COMMISSIONERS COURT AGENDA

NOTICE OF PUBLIC MEETING

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NUECES COUNTY
DIANA T. BARRERA
COUNTY CLERK
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December 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. October 31, 2011.
 - 2. November 9, 2011.
 - 3. November 21, 2011.
- E. Present the following Certificate(s) of Recognition:
 - 1. Henry Gutierrez, owner and proprietor of Henry's Cleaners, for Outstanding Public Service.

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 - regular bill summaries dated November 21, 2011; November 23, 2011; November 30, 2011; December 02, 2011; and December 09, 2011.
 - B. Authorize payment of bills - manual check register dated December 06, 2011.
 - C. Authorize payment of bills - group health insurance claims and fees named TPA check register dated November 14, 2011 to November 30, 2011.
 - D. Authorize payment of bills - special motions list dated December 14, 2011.
 - E. Approve and accept donations to the county in accordance with LGC 81.032.
 - F. Approve the following "Outside Agency" contracts:
 1. Corpus Christi Police Officers Association.
 2. Corpus Christi Fraternal Order of Police.
 - G. Authorize/Execute a one-year extension with Amendment No.1 for IFB No. 2868-10 SS-1 Emulsified Asphalt with Ergon Asphalt & Emulsions, Inc.
 - H. Authorize Sole Source purchase from Intergraph, Inc. for maintenance and related support services related to the County Jail Management System (JMS) for the Sheriff's Office.
 - I. Approve contract with Capturion Network, LLC, for messaging services for the video marquee at the Richard M. Borchard Regional Fairgrounds.
 - J. Authorize/Execute one-year lease agreements for the following hangars at the Nueces County Airport:
 1. T-5 Hangar lease with Bryan Gulley DDS.
 2. T-9 Hangar lease with Gregory P. Gideon.
 3. M-4 & 5 Hangar lease with Bill Sugarek.
4. **REGULAR AGENDA:**
 - A. **AGENDA ITEMS**
 1. Receive annual report on the 2011 Nueces County Agriculture and Educational Program efforts to address the local needs of Agricultural producers and review impact of Texas AgriLife Extension Service educational programs for Nueces County citizens.

2. Receive annual report from Diane Lowrance, Director of MHMR, on the activities of MHMR of Nueces County Behavioral and Developmental Health Services.
3. Discuss and consider approval of the Reinstatement and Amendment No. 4 of TechShare Resource Sharing Addendum Common Integrated Justice System (CJIS) Court Administration System with the Texas Conference of Urban Counties.
4. Discuss and consider the use of paved parking areas at the Richard M. Borchard Regional Fairgrounds.
5. Discuss and consider the adoption of an application form to be completed and submitted, along with a current resume, by any and all members of the public who wish to be considered for an appointment to any Nueces County Board, Commission or Committee.
6. Discuss and consider approval of Commissioners Court order regarding creation of associate judges positions and amending Magistrate Court and Drug Court Program and related matters.
7. Discuss and consider adoption of Order to tax Goods-in-Transit pursuant to 11.253 of the Texas Tax Code.
8. Discuss and consider adopting an Order Banning Aerial Fireworks in the unincorporated areas of Nueces County for the December Fireworks Season, pursuant to Chapter 352 of the Texas Local Government Code.
9. Discuss and consider adopting an Order prohibiting outdoor burning in the unincorporated areas of Nueces County, pursuant to Section 352.081 of the Texas Local Government Code.
10. Discuss and receive update on Nueces County redistricting.

B. GRANTS

1. Discuss and consider the execution of a grant agreement with the Coastal Bend Bays and Estuaries Program regarding funding for the Wilsons' Cut Channel Boating Access Feasibility and Constraint Analysis.
2. Ratify the submission of a Notice of Interest to the Texas Division of Emergency Management for the Hazard Mitigation Grant Program FEMA-40-29-DR.
3. Discuss and consider adopting a Resolution authorizing submission of an eGrants application to the Governor's Criminal Justice Division for funding the Juvenile Accountability Block Grant Program, also known as the Probation Rules Enforcement Program.
4. Discuss and consider the acceptance of a Grant Adjustment Notice from the Texas Rangers Division – Texas Department of Public Safety for the Local Border Security Program FY2010/2011.

C. PUBLIC WORKS

1. Discuss and consider approval of Change Order No. 1 for the reconstruction of County Road 52, from County Road 69 to U. S. Highway 77.
2. 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 stormwater program elements.
3. Discuss and consider the approval of Change Order No. 1 which adds project costs for various work items to the SafeNet Services, LLC Banquete Park Phase II project.
4. Discuss and consider approval of Certificate of Substantial Completion for the Richard M. Borchard Fairgrounds - Improvements Package No. 2 project completed by SafeNet Services, LLC.

D. PURCHASING

1. Discuss/Award IFB No. 2898-11 Law Enforcement Uniforms.
2. Discuss/adopt revisions to the Nueces County Purchasing Card Program (P-Card) Policy and Procedures Manual.
3. Discuss and consider making a finding for the method of procurement (request for proposals) for collection software; authorize the Purchasing Agent to publish a notice; and adopt an order delegating evaluation authority to a selection committee.

E. AUDITOR

1. Presentation of audit reports from Ernest R. Garza, CPA and County Auditor on the audit of the District Clerk Registry; discuss and consider recommendations in the audit reports.
2. Budget Change Order No. 04 for Fiscal Year 2011-2012.
3. Personnel actions of a budgeted nature:
 - a. Application Temporary List No. 305
 - b. Frozen List No. 007
 - c. Unfreeze List No. 627
 - d. Personnel Changes reports dated November 25, 2011 and December 2, 2011.
4. Discuss and consider the reclassification of one Social Worker II position to one Social Worker I position, in the Department of Human Services.
5. Discuss and consider reclassifying County Court at Law No. 5 Probate Assistant, Pay Group/Step 11/3, to Secretary, Pay Group/Step 14/3.
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. Authorize the County Attorney's Office to file suit against Lonny Hebert to recover costs related to the property damage caused by Hebert's motor vehicle incident, and authorize expenditure to hire a private-process server, if necessary.
 - B. Discuss and consider claim of Virginia Canas for slip and fall at the Agua Dulce building.
 - C. Discuss and consider Grievance 120221-1; Kori Hosek vs. 105th District Judge, Angelica Hernandez.
6. **IMMEDIATELY FOLLOWING TODAY'S COMMISSIONERS COURT MEETING, THE JUDGE AND COMMISSIONERS WILL PARTICIPATE IN A WALK THROUGH OF THE RICHARD M. BORCHARD REGIONAL FAIRGROUNDS IMPROVEMENT PACKAGE NO. 2, LOCATED AT THE FAIRGROUNDS, 1213 TERRY SHAMSIE BLVD., ROBSTOWN, TEXAS.**

Adjournment in Memory (upon request)