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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
Fees \$0.00

March 28, 2012

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. March 5, 2012.
- E. Adopt the following Resolution(s) and/or Order(s):
 - 1. Recognizing the accomplishments made by Cesar Chavez and thereby asserting support for the Annual Cesar Chavez Marcha, on March 31, 2012.
 - 2. Recognizing the outstanding accomplishments of the Miller High School Buccaneers in men's basketball.
 - 3. Proclaiming April, 2012 as County Government Month in Nueces County.

4. Declaring March 29, 2012, as Vietnam Veterans Day in Nueces County, Texas.
5. Declaring April 2012 as Child Abuse Prevention Month in Nueces County, Texas.
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 register dated March 20, 2012.
 - B. Authorize payment of bills - regular bill summaries dated March 9, 2012; March 15, 2012; March 16, 2012; and March 23, 2012.
 - C. Authorize payment of bills - group health insurance claims and fees check register: February 27, 2012 to March 16, 2012.
 - D. Authorize payment of bills - special motions list dated March 28, 2012.
 - E. Accept the following "Outside Agency" Reports for FY 2010/2011:
 1. Big Brothers Big Sisters of South Texas
 2. Refuge of Hope
 - F. Appoint County Judge to Reinvestment Zone No. 3, the Tax Reinvestment Zone covering most of Downtown Corpus Christi.
 - G. Ratify the submission of a grant application to the Texas Juvenile Justice Department for the Partners in Prevention Program.
 - H. Approve the following Tax Deeds and highest minimum opening bid to date:
 1. Lot 34, Block 3, Flores Addition, in the amount of \$300.00.
 2. Lot 11, Buena Vista Heights, in the amount of \$1,000.00.
 3. Lot 26, Block 8, Casa Blanca Addition, in the amount of \$300.00.
 4. The North 30 feet of Lots 31 & 32, Block 1, Stafford Addition, in the amount of \$500.00.
 5. The South one-half of Lots 11 & 12, Block 6, Sands and Rice Addition, in the amount of \$2,344.00.
 6. Lot 8, Block 8, Casa Blanca Addition, in the amount of \$800.00.
 7. Lot 22, Block 5, Griffin Addition, in the amount of \$800.00.
 8. Lot 27, Block 4, Dr. A. P. Portela Subdivision, in the amount of \$500.00.
 9. Lot 5, Block 5, Dan L. Messer Addition, in the amount of \$800.00.

10. Lots 5 and 6, Block 24, Robstown Original Townsite, in the amount of \$1,500.00.
11. Lot 8, Block 6, San Pedro Addition, in the amount of \$2,500.00.

4. **REGULAR AGENDA:**

A. AGENDA ITEMS

1. Discuss and consider approving the following for the May 29, 2012 Primary Elections:
 1. Early Voting Substations
 2. Mobile Voting Calendar
2. Discuss and consider authorizing the County Judge to notify the Texas Department of Transportation, Aviation Division, that Nueces County is committed to funding a ten percent (10%) match on the proposed Aviation Capital Improvement Program project for the Nueces County Airport.
3. Discuss and consider approving a Vehicle Policy, Hazard Communication Plan and Emergency Procedures Manual as presented by the Nueces County Risk Manager.
4. Discuss and consider approval of Statement(s) of Work from DIR approved vendor Calence, L.L.C. dba Insight Networking for (1) Network Upgrade Project and (2) IPT Cabling Install.
5. Discuss and consider accepting the Nueces County Emergency Management Plan Annex D (Radiological Protection) as presented by the Nueces County Emergency Management Coordinator.
6. Discuss and consider accepting the Nueces County Emergency Management Plan Annex F (Firefighting) as presented by the Nueces County Emergency Management Coordinator.
7. Discuss and consider accepting the Nueces County Emergency Management Plan Annex R (Search & Rescue) as presented by the Nueces County Emergency Management Coordinator.

B. GRANTS

1. Ratify the submission of a grant application to the Coastal Bend Council of Governments for the FY12 State Homeland Security Program (SHSP).
2. Discuss and consider the execution of a revised Letter Agreement with Atkins (formerly PBS&J) for services related to the 2007-2010 Coastal Impact Assistance Program - Fairgrounds and Upper Oso Creek Watershed Drainage projects.
3. Discuss and consider the execution of a Letter Agreement with Atkins (formerly PBS&J) for professional services related to the 2007-2010 Coastal Impact Assistance Program - Hazel Bazemore related projects.
4. Ratify the execution of Amendment #4 to the Disaster Recovery Non-Entitlement Grant Contract with the Texas General Land Office #10-5122-000-5103 (formerly TDRA Contract No. DRS010127).

5. Discuss and consider selection of an engineering firm to provide services related to the Coastal Impact Assistance Program grant project, Fairgrounds and Upper Oso Creek Watershed Drainage Control and Stormwater Detention Pond.

C. PUBLIC WORKS

1. Discuss and consider approval of a Subdivision Construction Agreement with Bar-Bull, Inc., the developer of the Glenco Subdivision, located south of Banquete.
2. Discuss and consider authorizing the County Judge to sign a Certificate of Substantial Completion for various Utility Cost Reduction Measures (UCRMs), installed by Johnson Controls, Inc.
3. Discuss and consider approval of a Certificate of Substantial Completion for the McKinzie Jail Annex HVAC Rehabilitation project completed by Weathertrol Inc.
4. Discuss and consider approval of a Certificate of Substantial Completion for the Pavement Improvements Project at Padre Balli Park and Lighthouse Lakes Park completed by Salinas Construction Technologies, Ltd.

D. PURCHASING

1. Discuss/Award IFB No. 2903-12 Renovations & Additions to Briscoe King Pavilion.
2. Discuss/Award IFB No. 2905-12 Flexible Base (Type A, Grade 1).
3. Authorize issuing a 2003 Chevrolet Pickup, County ID No. 56175 from the Warehouse to the Inland Parks Department.
4. Authorize issuing a 1999 Ford Crown Victoria, County ID No. 45869 from the Warehouse to the County Clerk's Office.
5. Authorize Sole Source purchase with SOE software for Clarity ENR suite software for the County Clerk's Office.
6. Authorize Sole Source purchase with Property Info for scanning of historical paper based records for the County Clerk's Office.
7. Authorize Sole Source purchase for ExecuTime-Time & Attendance second year maintenance renewal with SunGard Public Sector.
8. Authorize Sole Source purchase for SunGard operating system maintenance renewal with SunGard Public Sector.
9. Authorize Sole Source purchase for the Application Support Provider maintenance renewal with SunGard Public Sector.
10. Authorize Sole Source purchase with TLCdelivers for a five-year Maintenance/Service renewal for the Library Solution core software for the Keach Family Library.

11. Authorize Sole Source purchase from Hart InterCivic for software license and support annual renewal.
- E. AUDITOR
1. Budget Change Order No. 11 for FY2011-2012.
 2. Budget Change Order No. 29 for FY2010-2011.
 3. Personnel actions of a budgeted nature:
 - a. Application Temporary List No. 311
 - b. Frozen List No. 014
 - c. Unfreeze List No. 635
 - d. Personnel Changes reports dated March 9, 2012 and March 16, 2012.
 4. Capital Project Budget Change Order No. 44.
 5. Discuss and consider approving an increase of \$150.00 in the change fund for the Justice of the Peace Court, Pct. 1-2.
 6. Accept resignation of Nueces County Risk Manager; discuss and consider process for filling the position.
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 Nueces County's property damage claim against SLC Construction.
 - B. Discuss and consider Cause No. 09-05990-C; San Patricio County, Texas vs. Nueces County, Texas, and related matters.
 - C. Discuss and consider settlement of Cause No. 2:08-cv-288, Christina Campos et al v Nueces County, Texas, et al, in the United States District Court (Southern District of Texas, Corpus Christi, Division); Authorize the County Judge to sign final release and settlement agreement and related matters.

Adjournment in Memory (upon request)