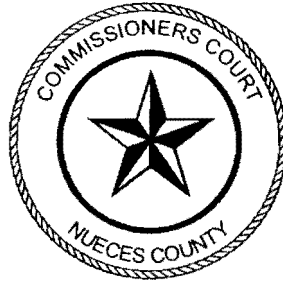


I, Diana T. Barrera, County Clerk of Nueces County, do hereby certify that the following Commissioners Court Minutes are a true and correct record of the proceedings from the Commissioners Court Meeting on February 5, 2014.



Diana T. Barrera, County Clerk
and Ex-Officio Clerk of the
Commissioners Court of
Nueces County, Texas

Samuel L. Neal, Jr., County Judge
Nueces County, Texas

REGULAR MEETING - February 5, 2014

BE IT REMEMBERED, that on this the 5th day of February, A.D., 2014, there was begun and held a REGULAR MEETING of the Honorable Commissioners Court of Nueces County, Texas, wherein the following members thereof were present, to-wit:

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

and Diana T. Barrera, County Clerk of Nueces County, Texas, wherein the following proceedings were had, to-wit:

1. CALL TO ORDER

- A. County Judge calls for the Invocation by Reverend Rusty Wright, First Christian Church, Corpus Christi Texas.
- B. Pledge of Allegiance to the United States of America and Texas Flags.
- C. County Judge Neal called the roll at 9:00 a.m., and certified a quorum of the Court with all members present.
- D. Approve the following Minutes:

Motion by: Commissioner Ortiz, Second by: Commissioner Pusley

Motion: Approve the following Commissioners Court Minutes:

Vote: 5 - 0 Approved

1. January 22, 2014

2. January 29, 2014

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

- 1. In recognition of Megan Martinez, Celebrity Makeup Artist.

Motion by: Commissioner Gonzalez, Second by: Commissioner Pusley

Motion: Adopt a Resolution Recognizing Megan Martinez, Celebrity Makeup Artist and Entrepreneur for Outstanding Achievement Artist.

Vote: 5 - 0 Approved

2. PUBLIC COMMENT: None.

3. CONSENT AGENDA:

- A. Authorize payment of bills - manual check register dated January 28, 2014.
- B. Authorize payment of bills - regular bill summaries dated January 15, 2014; January 17, 2014 B; January 24, 2014; and January 31, 2014.
- C. Authorize payment of bills - special motions list dated February 5, 2014.
- D. Authorize payment of Pcard purchases for the month of December 2013.
- E. Approve personnel actions of a budgeted nature:
 - a. Application Temporary List No. 350
 - b. Unfreeze List No. 680
 - c. Personnel Changes reports dated January 17, 2014 and January 24, 2014.
- F. Rescind Outside Agency contract with North Beach Community Association approved by Commissioners Court December 18, 2013; approve revised contract.
- G. Authorize/Execute a contract with Integrity Communications, Ltd. for IFB 2941-13 Hangar No. 1 Nueces County Williams Hangar.
- H. Authorize execution of an agreement for Forensic Pathologist Services with Adel Shaker, M.D.
- I. Approve the application procedure for the following Nueces County Advisory Boards:
 - 1. Behavioral Health Center of Nueces County;
 - 2. Nueces County Airport Advisory Board;
 - 3. Nueces County Rural Rail Transportation District;
 - 4. South Texas Water Authority.

Motion by: Commissioner McComb, Second by: Commissioner Gonzalez

Motion: Approve Consent Agenda Items 3.A through 3.I with the exception of 3.G and 3.I.1.

Vote: 5 - 0 Approved

Motion by: Commissioner Pusley, Second by: Commissioner Ortiz

Motion: Table agenda item 3.G.

Vote: 5 - 0 Approved

Motion by: Judge Neal, Second by: Commissioner Gonzalez

Motion: Table agenda item 3.I.1.

Vote: 5 - 0 Approved

4. REGULAR AGENDA:

- A. AGENDA ITEMS

1. The Commissioners Court received a presentation from Anita Eisenhower on FY 2012-2013 activities of the Nueces County Historical Commission.
2. Discuss and consider approving the following for the March 4, 2014 Primary Elections:
 1. Early Voting Substations
 2. Mobile Voting Calendar

Motion by: Commissioner Pusley, Second by: Commissioner Gonzalez

Motion: Approve the following for the March 4, 2014 Primary Elections:

1. Early Voting Substations
2. Mobile Voting Calendar

Vote: 5 - 0 Approved

3. Discuss and consider adopting an order appointing an advisory board to Nueces County Energy Transportation Reinvestment Zone No. 1 – “Energy Transportation Area,” pursuant to Section 222.1072 of the Texas Transportation Code.

Motion by: Commissioner Gonzalez, Second by: Commissioner McComb

Motion: Adopt an Order appointing the following CERTZ Advisory Board.

David Ainsworth
Robert Viera
Marco Castillo
Dave Hoffman
John A. White

Vote: 5 - 0 Approved

4. Discuss and consider approving the following new Collection Contracts:
 - A. Per Parcel Agreements:
 1. City of Agua Dulce
 2. City of Bishop
 3. City of Corpus Christi
 4. City of Port Aransas
 5. City of Robstown
 6. Agua Dulce Independent School District
 7. Banquete Independent School District
 8. Bishop Consolidated Independent School District
 9. Calallen Independent School District
 10. Corpus Christi Independent School District
 11. Driscoll Independent School District
 12. London Independent School District
 13. Port Aransas Independent School District
 14. Robstown Independent School District
 15. Tuloso-Midway Independent School District
 16. West Oso Independent School District
 17. Del Mar College
 18. Nueces County Emergency Services District #1
 19. Nueces County Emergency Services District #4
 20. Nueces County Emergency Services District #6
 21. South Texas Water Authority

22. Corpus Christi Downtown Management District

B. Percentage Based Rate Agreements:

1. City of Driscoll
2. Nueces County Emergency Services District #3
3. Nueces County Emergency Services District #5

Motion by: Commissioner McComb, Second by: Commissioner Gonzalez

Motion: Approve the following new Collection Contracts:

A. Per Parcel Agreements:

1. City of Agua Dulce
2. City of Bishop
3. City of Corpus Christi
4. City of Port Aransas
5. City of Robstown
6. Agua Dulce Independent School District
7. Banquete Independent School District
8. Bishop Consolidated Independent School District
9. Calallen Independent School District
10. Corpus Christi Independent School District
11. Driscoll Independent School District
12. London Independent School District
13. Port Aransas Independent School District
14. Robstown Independent School District
15. Tulo-so-Midway Independent School District
16. West Oso Independent School District
17. Del Mar College
18. Nueces County Emergency Services District #1
19. Nueces County Emergency Services District #4
20. Nueces County Emergency Services District #6
21. South Texas Water Authority
22. Corpus Christi Downtown Management District

B. Percentage Based Rate Agreements:

1. City of Driscoll
2. Nueces County Emergency Services District #3
3. Nueces County Emergency Services District #5

Vote: 5 - 0 Approved

B. HEALTH DEPARTMENT

1. Approve agreement between the Corpus Christi Nueces County Public Health District (CCNCPHD) and the City of Robstown [Fire/EMS] for the purpose of storing a trailer with supplies at a Robstown facility to be used in case of a natural or man-made emergency; and authorize the Director of the Corpus Christi-Nueces County Public Health District, to sign on behalf of Nueces County.

Motion by: Judge Neal, Second by: Commissioner Ortiz

Motion: Approve agreement between the Corpus Christi Nueces County Public Health District (CCNCPHD) and the City of Robstown [Fire/EMS] for the purpose of storing a trailer with supplies at a Robstown facility to be used in case of a natural or man-made emergency; and authorize the Director of the Corpus Christi-Nueces County Public Health District, to sign on behalf of Nueces County.

Vote: 5 - 0 Approved

2. Received the results from Annette Rodriguez, CC-NC Public Health Department, of the 2013 Health District Wellness Challenge and a briefing on the proposed 2014 Wellness Challenge.

C. PUBLIC WORKS

1. Discuss and consider approval of a Solid Waste Grant Interlocal Agreement with the Coastal Bend Council of Governments.

Motion by: Commissioner Gonzalez, Second by: Commissioner Ortiz

Motion: Approve a Solid Waste Grant Interlocal Agreement with the Coastal Bend Council of Governments.

Vote: 5 - 0 Approved

2. Discuss and consider reducing the speed limit on County Road 48 from U.S. Highway 77 to Farm to Market Road 1889.

Motion by: Commissioner Gonzalez, Second by: Commissioner Ortiz

Motion: Adopt a Resolution and Order to reduce the speed limit on County Road 48 from U.S. Highway 77 to Farm to Market Road 1889.

Vote: 5 - 0 Approved

D. PURCHASING

1. Discuss/Award IFB No. 2946-13 Solid Waste Collection Service for Coastal Parks.

Motion by: Commissioner Pusley, Second by: Commissioner Ortiz

Motion: Award IFB No. 2946-13 Solid Waste Collection Service for Coastal Parks to Absolute Waste Services, Inc.

Vote: 5 - 0 Approved

2. Discuss and consider making a finding for the method of procurement (request for competitive bids) for the Central Garage Complex Roofing Replacement; and authorize the Purchasing Agent to publish a notice.

Motion by: Commissioner Gonzalez, Second by: Commissioner Ortiz

Motion: Authorize making a finding for the method of procurement (request for competitive bids) for the Central Garage Complex Roofing Replacement; and authorize the Purchasing Agent to publish a notice.

Vote: 5 - 0 Approved

3. Authorize DIR Contract No. DIR-SDD-1951 purchase of 50 laptops, docking stations, keyboards, mouse devices, monitors and 90 computers/monitors from Dell for various departments.

Motion by: Judge Neal, Second by: Commissioner Gonzalez

Motion: Authorize DIR Contract No. DIR-SDD-1951 purchase of 50 laptops, docking stations, keyboards, mouse devices, monitors and 90 computers/monitors from Dell for various departments.

Vote: 5 - 0 Approved

4. Authorize a DIR Contract No. DIR-SDD-2503 purchase of 140 Microsoft Office Professional, Windows and Exchange software licenses from SHI for various departments.

Motion by: Commissioner Pusley, Second by: Commissioner Gonzalez

Motion: Authorize a DIR Contract No. DIR-SDD-2503 purchase of 140 Microsoft Office Professional, Windows and Exchange software licenses from SHI for various departments.

Vote: 5 - 0 Approved

5. Discuss and consider making a finding for the method of procurement (Texas Local Government Code section 262.030 - Request for Proposals) for Property, Casualty, and Auto Liability Insurance; authorize the Purchasing Agent to publish a notice; and adopt an order delegating evaluation authority to a selection committee.

Motion by: Judge Neal, Second by: Commissioner Ortiz

Motion: Authorize making a finding for the method of procurement (Texas Local Government Code section 262.030 - Request for Proposals) for Property, Casualty, and Auto Liability Insurance; authorize the Purchasing Agent to publish a notice; and adopt an order delegating evaluation authority to a selection committee.

Vote: 5 - 0 Approved

6. Discuss/Award IFB No. 2949-13 Hot Mix Asphaltic Concrete Type D, PG 64-22.

Motion: Award IFB No. 2949-13 Hot Mix Asphaltic Concrete Type D, PG 64-22 to Bay Ltd.

Vote: 5 - 0 Approved

7. Discuss/Award IFB No. 2950-13 SS-1 Emulsified Asphalt.

Motion: Award IFB No. 2950-13 SS-1 Emulsified Asphalt to Ergon Asphalt.

Vote: 5 - 0 Approved

8. Authorize Buyboard Contract No. 358-10 purchases from Caldwell Country for two 2500 Express Cargo Vans for two Departments.

Motion by: Judge Neal, Second by: Commissioner Gonzalez

Motion: Authorize Buyboard Contract No. 358-10 purchases from Caldwell Country for two 2500 Express Cargo Vans for two Departments.

Vote: 5 - 0 Approved

9. Rescind the award to Integrity Communications, Ltd. for IFB No. 2941-13 Hangar No. 1 County Williams Hangar; discuss/award IFB No. 2941-13 Hangar No. 1 County Williams Hangar.

Motion by: Judge Neal, Second by: Commissioner Pusley

Motion: Rescind the award to Integrity Communications, Ltd. for IFB No. 2941-13 Hangar No. 1 County Williams Hangar and re-advertise for bids.

Public Comment: Bill Sugarek, Texas Sky Aviation.

Vote: 5 - 0 Approved

E. AUDITOR

1. Approve Budget Change Order No. 7 for Fiscal Year 2013-2014.

Motion by: Commissioner McComb, Second by: Judge Neal

Motion: Approve Budget Change Order No. 7 for Fiscal Year 2013-2014.

Vote: 4 - 0 Approved

Other: Commissioner Pusley (Absent)

2. Approve Capital Projects Budget Change Order No. 48.

Motion by: Judge Neal, Second by: Commissioner Gonzalez

Motion: Approve Capital Projects Budget Change Order No. 48.

Vote: 5 - 0 Approved

3. Discuss and consider creating a full-time MicroComputer position, pay group 22, for the Keach Family Library; delete one MicroComputer Specialist (Library) position, pay group 25.

Motion by: Commissioner Ortiz, Second by: Commissioner Gonzalez

Motion: Create a full-time MicroComputer position, pay group 22, for the Keach Family Library; delete one MicroComputer Specialist (Library) position, pay group 25.

Vote: 5 - 0 Approved

5. **EXECUTIVE SESSION:** The Commissioners Court entered into executive session at 10:50 a.m. 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, 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.

The Commissioners Court reconvened into open session at 11:10 a.m.

A. Meet with County Attorney to discuss and consider status of Civil Action No. 2:12-CV-24; Josie Salazar, Individually; Rose Rich, Individually and as Representative of the Estate of Samuel Salazar; and Annette Rodriguez, as Next Friend for A.S., Minor Child v. Nueces County, Texas; CHRISTUS Spohn Health System Corporation D/B/A CHRISTUS Spohn Hospital Corpus Christi; Dr. Gilbert Maldonado, Individually; and Norma Real, Individually; in the United States District Court for the Southern District of Texas, Corpus Christi Division, and related matters. No action.

B. Grievance 122613-1: Seanne Morris vs. Juvenile Justice Boot Camp.

Motion by: Judge Neal, Second by: Commissioner Gonzalez

Motion: Return to department and draw up a disposition.

Vote: 5 - 0 Approved

6. BOARD APPOINTMENTS:

A. County Court-at-Law Judge position on the Nueces County Bail Bond Board.

Motion by: Commissioner Gonzalez, Second by: Commissioner Pusley

Motion: Appoint Judge Robert Vargas for County Court-at-Law Judge representative on the Nueces County Bail Bond Board.

Vote: 5 - 0 Approved

The Court was adjourned at 11:10 a.m. in memory of Michael David Shumway; Michelle Tagliabue; Lula Mae Branch; wife of Harold Branch; Dora Perez; mother of District Clerk Patsy Perez; Avery Hastings; son of former employee; Jose Luis Valdez; Mary Lou Villarreal Barrientos; Teresa Santillan Martinez; Escolita "Mela" Ybarra Garza; Armando Ortiz; Pam Gutierrez; and Oliver Rumley. Judge Neal asked the Court to stand for a moment of silence.

There being no further business to come before the Court, it is ordered that this meeting do now stand adjourned, this the day 5th of February, 2014.