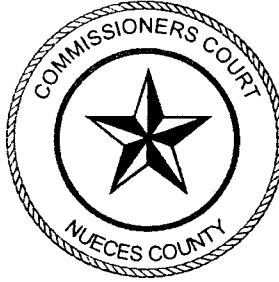


I, Kara Sands, County Clerk of Nueces County, do hereby certify that the following Commissioners Court Public Hearing Minutes are a true and correct record of the proceedings from the Commissioners Court Public Hearing on December 13, 2017.



Kara Sands, 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 - December 13, 2017

BE IT REMEMBERED, that on this the 13th day of December, A.D., 2017, 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
JOHN MAREZ	COMMISSIONER, PRECINCT NO. 3
BRENT CHESNEY	COMMISSIONER, PRECINCT NO. 4

and Kara Sands, County Clerk of Nueces County, Texas, wherein the following proceedings were had, to-wit:

1. CALL TO ORDER

- A. County Judge Neal called for the Invocation by Bishop Edmond Carmody of the Diocese of Corpus Christi.
- B. County Judge Neal led the Pledge of Allegiance to the United States of America and Texas Flags.
- C. County Judge Neal called the roll at 9:15 a.m. and certified a quorum of the Court with all members present.
- D. Approve the following minutes:
 - 1. November 14, 2017
 - 2. November 17, 2017

Motion by: Commissioner Marez, Second by: Commissioner Chesney

Motion: Approve the Commissioners Court Minutes of November 14, 2017 and November 17, 2017.

Vote: 5 - 0 Approved

- E. Present the following Certificate(s) of Recognition:
 - 1. Commissioner Joe A. Gonzalez was presented with a Certificate of Appreciation from Conrado Garcia-Superintendent of West Oso Independent School District and West Oso ISD students.

County Judge Neal recessed the Commissioners Court Meeting at 9:25 a.m. to recognize John Zimmerman for his countless achievements in tennis and other sports and for being inducted into the 2017 Texas Tennis Hall of Fame.

Reconvene the Commissioners Court Meeting at 9:35 a.m.

2. **PUBLIC COMMENT:** Bobby Petty-Public Information Officer for the Small Business Administration.

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 20, 2017 through December 4, 2017.
 - B. Authorize payment of bills - regular bill summaries dated December 1, 2018 and December 8, 2017.
 - C. Authorize payment of bills - special motions list dated December 13, 2017.
 - D. Authorize payment of bills - group health insurance claims and fees dated Health Smart November 16-30, 2017 and Boon Chapman November 21-28, 2017.
 - E. Approve personnel actions of a budgeted nature:
 1. Unfreeze List No. 769
 2. Personnel Changes Report November 24, 2017
 - F. Accept the following "Family Protection Fee" Reports for FY 2016-2017:
 1. CASA of the Coastal Bend
 2. Family Counseling Service
 - G. Accept the following FY 2016-2017 Outside Agency Reports:
 1. Corpus Christi Black Chamber of Commerce
 2. Robstown Area Historical Museum
 3. South Coastal Area Health Education Center (SCAHEC)
 - H. Accept for record purposes, the executed lease agreements for FY 2017-2018 at the Nueces County Airport:
 1. M-4 Hangar - Walter Crawford
 2. T-2 Hangar - Jay Hale
 3. T-8 Hangar - Kyle Hoepner for the Estate of F.A. Sternberg
 4. T-12 Hangar - Kevin Graf
 - I. Approve execution of an agreement with Navia Benefit Solutions for RFP No. 3037-17 Cafeteria 125 Plan.
 - J. Authorize the purchase with Luchazie Construction to remove and replace the press box/ concession stand roof at the County's Sports fields on Haven Drive.
 - K. Authorize the purchase with JJ Gonzales Construction, LLC to do drainage improvements at the Hilltop complex ditch.
 - L. Approve execution of an agreement with Unifirst Corp. for IFB No. 3054-17 Uniform Rentals, Floor Mats, Shop Towels, Linens, and Scrubs.

- M.** Approve execution of an agreement with J. Carroll Weaver, Inc. for IFB No. 3057-17 Hilltop Complex Parking Lot & Drainage Improvements.
- N.** Approve execution of Amendment No. 2 with ABM Janitorial Services for IFB No. 3000-15 Janitorial Services.
- O.** Approve the execution of Agreement Amendment No. 4 with Courthouse Technologies to increase the subscription cost, quantity of summons production and mailing rate to the Courthouse SummonsDirect for the Jury Management System.
- P.** Discuss and consider making a finding for the method of procurement (request for qualifications) for engineering services to develop design plans and specifications for the Hazel Bazemore Park Boat Ramp Phase II Project; authorize the Purchasing Agent to publish a notice; and adopt an order delegating evaluation authority to a selection committee.
- Q.** Approve a finding for the method of procurement (request for competitive bids) for I. B. Magee Park Improvements, Phase I; and authorize the Purchasing Agent to publish a notice.
- R.** Authorize TASB BuyBoard Contract No. 521-16 purchase from Caldwell Country FORD for the purchase of vehicles in various departments.
- S.** Authorize TASB BuyBoard Contract No. 521-16 purchase from Caldwell Country CHEVROLET for the purchase of vehicles for various departments.
- T.** Approve the application procedure for the following Nueces County Advisory Boards:
1. Behavioral Health Center of Nueces County Board
2. Nueces County Emergency Services District No. 3
- U.** Authorize the Corpus Christi-Nueces County Public Health District to enter into a contract amendment with the Department of State Health Services (DSHS) in the amount of \$173,884.00 for the period 1/1/2018 through 12/31/2018 to control and prevent Sexually Transmitted Diseases (STDs) and HIV/AIDS; 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 Marez

Motion: Table Consent Agenda Items 3.H.3 and 3.T.2.

Vote: 5 - 0 Approved

Motion by: Commissioner Chesney, Second by: Commissioner Gonzalez

Motion: Approve Consent Agenda Items 3.A through 3.U with the exceptions of 3.H3, 3.T.2. and 3.P.

Vote: 5 - 0 Approved

Motion by: Commissioner Pusley, Second by: Commissioner Chesney

Motion: Approve Consent Agenda Item 3.P.

Vote: 5 - 0 Approved

4. REGULAR AGENDA:

Motion by: Commissioner Gonzalez, Second by: Commissioner Marez

Motion: Move Regular Agenda Item F up in the agenda to be heard as Regular Agenda Item 4.A.7.

Vote: 5 - 0 Approved

A. AGENDA ITEMS

1. Received annual report on Corpus Christi compliance with ozone standards by Gretchen Arnold, Chair, Corpus Christi Air Quality Group.

Motion by: Commissioner Chesney, Second by: Commissioner Pusley

Motion: Move Regular Agenda Item F from 4.A.7 to Health Department 4.B.2.

Vote: 5 - 0 Approved

2. Received a briefing related to the upcoming Urban Leadership Agriculture Academy, as presented by Jason Ott, County Extension Agent for the Texas A&M AgriLife Extension Service.
3. Received an update on the Hurricane Harvey recovery efforts from Christopher Boyce-Nueces County Emergency Management Coordinator.
4. Discuss and consider authorizing the County Judge to execute Amendment No. 3 to Airport Participation Agreement between the Texas Department of Transportation and Nueces County related to construction of a new terminal at the Nueces County Airport.

Motion by: Commissioner Pusley, Second by: Commissioner Marez

Motion: Authorize the County Judge to execute Amendment No. 3 to Airport Participation Agreement between the Texas Department of Transportation and Nueces County related to construction of a new terminal at the Nueces County Airport.

Vote: 5 - 0 Approved

5. County Judge Neal clarified that the appointment of a County Commissioner due to a vacancy is the County Judge's appointment. County Judge Neal will appoint a new County Commissioner Precinct 1 next year.

Advance to Regular Agenda Item 4.B.1.

6. Review and approval of the Job Description of the Director of Office of Commissioners Court Administration (OCCA); Open position immediately with closing on January 31, 2018.

Motion by: Commissioner Gonzalez, Second by: Judge Neal

Motion: Approve the Job Description of the Director of Office of Commissioners Court Administration (OCCA); Open position immediately with closing on January 31, 2018.

Vote: 5 - 0 Approved

Continue with Regular Agenda Item F.

B. HEALTH DEPARTMENT

1. Discuss and consider approval of the Health District Director's appointment of Dr. William Burgin as the Health Authority for the Corpus Christi-Nueces County Public Health District, pursuant to Texas Health and Safety Code 121.045.

Motion by: Commissioner Gonzalez, Second by: Commissioner Chesney

Motion: Approve the Health District Director's appointment of Dr. William Burgin as the Health Authority for the Corpus Christi-Nueces County Public Health District, pursuant to Texas Health and Safety Code 121.045.

Vote: 5 - 0 Approved

C. PUBLIC WORKS

1. Discuss and consider approval of Supplemental Agreement No. 2 to an Engineering Services Contract with Stridde, Callins & Associates, Inc. to extend the termination date.

Motion by: Commissioner Pusley, Second by: Judge Neal

Motion: Approve Supplemental Agreement No. 2 to an Engineering Services Contract with Stridde, Callins & Associates, Inc. to extend the termination date.

Vote: 5 - 0 Approved

2. Discuss and consider approval of a Financial Guarantee for Improvements Agreement with Maria C. Martinez and Jesus Perez and Joana V. Perez for improvements in the Santa Maria Acres Subdivision located in County Commissioner Precinct No. 4.

Motion by: Judge Neal, Second by: Commissioner Chesney

Motion: Approve a Financial Guarantee for Improvements Agreement with Maria C. Martinez and Jesus Perez and Joana V. Perez for improvements in the Santa Maria Acres Subdivision located in County Commissioner Precinct No. 4.

Vote: 5 - 0 Approved

Return to Regular Agenda Item 4.A.6.

D. PURCHASING

1. Discuss and award IFB 3059-17 Aggregate Type PB, Grade 4S, LRA (Limestone Rock Asphalt).

Motion by: Commissioner Pusley, Second by: Commissioner Chesney

Motion: Award IFB 3059-17, in the amount of \$495,000.00, to Martin Marietta Aggregate Type PB, Grade 4S, LRA (Limestone Rock Asphalt).

Vote: 4 - 0 Approved

Other: Commissioner Gonzalez (Absent)

2. Discuss and award IFB 3058-17 Land for Lease, Jim Wells & Live Oak Counties.

Motion by: Commissioner Pusley, Second by: Judge Neal

Motion: Reject all bids and go out for rebid.

Vote: 5 - 0 Approved

E. AUDITOR

1. Approve Budget Change Order No. 05 for Fiscal Year 2017-2018.

Motion by: Commissioner Pusley, Second by: Commissioner Marez

Motion: Approve Budget Change Order No. 05 for Fiscal Year 2017-2018.

Vote: 5 - 0 Approved

2. Discuss and consider approving the Federal Equitable Sharing Agreement and Certification for Sheriff Department.

Motion by: Commissioner Chesney, Second by: Commissioner Pusley

Motion: Approve the Federal Equitable Sharing Agreement and Certification for Sheriff Department.

Vote: 5 - 0 Approved

3. Discuss and consider the acceptance of \$1,700.00 contribution the JP Judicial Fund for special purposes.

Motion by: Commissioner Chesney, Second by: Commissioner Pusley

Motion: Authorize acceptance of \$1,700.00 contribution the JP Judicial Fund for special purposes.

Vote: 5 - 0 Approved

- F.** Discuss and consider adopting a resolution in opposition to Senate Bill 4, 85th Regular Session of the Texas Legislature. **Comment: Janna Miller Longua, Dr. Olivia Lopez, James Kline, Marshall Anderson, Becky Moeller, Raul Alonzo, Linda White, Marco Luna, Lacey Sanders, Melinda Hinkontenga, Claudia Rueda, Carrie Thompson, Kristy Stockman, Salvador Sarmiento, Commissioner Gonzalez, Commissioner Marez and Commissioner Chesney.**

Motion by: Commissioner Gonzalez, Second by: Commissioner Marez

Motion: Adopt a resolution in opposition to Senate Bill 4, 85th Regular Session of the Texas Legislature. **No vote was taken.**

Motion by: Commissioner Chesney, Second by: Judge Neal

Motion: Amend the Resolution to state that the Nueces County Commissioners Court takes no position on this matter and hereby amends the current Resolution in total to be amended to this sentence only of taking no position.

Vote: 3 - 2 Approved

Against: Commissioner Gonzalez
Commissioner Marez

Return to Regular Agenda Item 4.D.1.

5. **EXECUTIVE SESSION:** The Commissioners Court entered into executive session at 11:45 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 12:00 p.m.

- A. Consult with County Attorney and receive legal advice concerning office lease located at 4626 Weber Road, Corpus Christi, Texas, including any offer/response from landlord Zeba, Inc.; Discuss and consider authorizing County Judge to send reply letter.

Motion by: Judge Neal, Second by: Commissioner Pusley

Motion: Reject the offer of the current owner of 4626 Weber Road, Corpus Christi, Texas and authorize County Judge Neal to send a response letter.

Vote: 4 - 0 Approved

Other: Commissioner Chesney (Abstain)

6. **BOARD APPOINTMENTS:**

- A. Christus Spohn Health System Board of Trustees

Motion by: Judge Neal, Second by: Commissioner Marez

Motion: Reappoint Rachel Canales to the Christus Spohn Health System Board of Trustees for a three-year term.

Vote: 5 - 0 Approved

- B. Nueces County Airport Advisory Board

Motion by: Judge Neal, Second by: Commissioner Chesney

Motion: Reappoint Kenneth Edward "Ed" Shores to the Nueces County Airport Advisory Board to a two-year term.

Vote: 5 - 0 Approved

- C. Nueces County Beach Management Advisory Committee

Motion by: Commissioner Chesney, Second by: Commissioner Marez

Motion: Reappoint Tara Gallaspy, Tray Bates, Patricia Eisenhauer, Gabriele Hilpold, Frederick Dotts and appoint Cyndee Easter to the Nueces County Beach Management Advisory Committee for two-year terms.

Vote: 5 - 0 Approved

D. Nueces County Child Welfare Board

Motion by: Commissioner Chesney, Second by: Commissioner Marez

Motion: Appoint Kristen Erwin to the Nueces County Child Welfare Board to a three-year term.

Vote: 5 - 0 Approved

E. Nueces County Historical Commission

Motion by: Commissioner Pusley, Second by: Commissioner Marez

Motion: Appoint Troy Nessner to the Nueces County Historical Commission to a term ending in December, 2018.

Vote: 5 - 0 Approved

F. Port of Corpus Christi Authority of Nueces County

Motion by: Commissioner Gonzalez,

Motion: Table.

Motion dies for lack of second.

Motion by: Commissioner Gonzalez, Second by: Commissioner Marez

Motion: Appoint Kenneth Berry and reappoint Charles W. Zahn, Jr. to the Port of Corpus Christi Authority for three-year terms. **Roll call vote: Commissioner Pusley-No; Commissioner Marez-Yes; County Judge Neal-No; Commissioner Gonzalez-Yes and Commissioner Chesney-No.**

Vote: 2 - 3 Rejected

For: Commissioner Gonzalez

Commissioner Marez

Motion by: Commissioner Chesney, Second by: Commissioner Pusley

Motion: Reappoint Charles W. Zahn, Jr. and Richard Bowers to the Port of Corpus Christi Authority for three-year terms. **Roll call vote: Commissioner Chesney-Yes; Commissioner Gonzalez-No; County Judge Neal-Yes; Commissioner Marez-Yes and Commissioner Pusley-Yes.**

Vote: 4 - 1 Approved

Against: Commissioner Gonzalez

The Court was adjourned at 12:10 p.m. in memory of Genaro Lara, Senaida Hinojosa Lugo, Anthony Zamora, Alfredo "Freddie" Rodriguez, Bill Feran and Dave Moats. 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 does now stand adjourned, this the 13th day of December, 2017.