

REGULAR MEETING - JANUARY 22, 2020

BE IT REMEMBERED, that on this the 22nd day of January, A.D., 2020, 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:

BARBARA CANALES	COUNTY JUDGE
CAROLYN VAUGHN	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 Canales led the Invocation.
- B. Commissioner Gonzalez led in the Pledge of Allegiance to the United States of America and Texas Flags.
- C. County Judge Canales called the Regular Meeting to order at 9:07 a.m. and certified that a quorum was present. The meeting was held in the Commissioners Courtroom located at 901 Leopard Street, on the 3rd floor of the Nueces County Courthouse.
- D. SAFETY BRIEFING - was given by Timothy Everest.
- E. Approve the following Minutes:
 - 1. Approve Commissioners Court Minutes of January 8, 2020
Motion by: Commissioner Vaughn, Second by: Commissioner Marez
Vote: 5 - 0 Approved
- F. Employee of the Month
 - 1. Linda Phillips - Auditors Office, was announced as the February 2020 Employee of the Month.
- G. Adopt the following Resolution(s), Proclamation(s), and/or Order(s):
 - 1. In recognition of the Flour Bluff Lady Hornet Volleyball team and their successful 2019 Season.
Motion by: Commissioner Chesney, Second by: Commissioner Vaughn
Vote: 5 - 0 Approved

2. **PUBLIC COMMENT:** No Public Comment given.

3. **CONSENT AGENDA:**

Motion by: Commissioner Chesney, Second by: Commissioner Gonzalez
Motion: Approve all Consent Agenda Items except for Items E, O, R & T.

Vote: 5 - 0 Approved

- A. Authorize payment of bills - regular bill summaries dated January 3, 2020, January 6, 2020, January 10, 2020, and January 15, 2020.
- B. Authorize payment of bills - manual check registers dated December 31, 2019 to January 13, 2020.
- C. Authorize payment of bills - group health insurance claims and fees:
 - 1. Boon Chapman - December monthly 2020.
- D. Authorize payment of bills - special motions list dated January 22, 2020.
- E. Approve and accept donations (list attached) from the county in accordance with LGC 81.032.

Motion by: Commissioner Vaughn, Second by: Commissioner Chesney

Vote: 5 - 0 Approved

- F. Approve a sole source professional services order form and statement of work (SOW) with CaseWorthy, Inc. for additional funding to finish the implementation of a Social Services client data collection system with web-portal function.
- G. Approve the following budgeted agreement for Fiscal Year 2019-2020.
 - 1. Robstown Area Development Commission - \$14,000
- H. Accept the following "Outside Agency" Reports for FY 2018-2019:
 - 1. Boys & Girls Clubs of the Coastal Bend
 - 2. Northwest Business Association
 - 3. Padre Island Business Association
 - 4. Ring of Champions
- I. Approve the following "Outside Agency" contracts for FY 2019-2020:
 - 1. American Red Cross - Coastal Bend Chapter - Commissioner Pct. 3 - \$500
 - 2. Boys & Girls Clubs of the Coastal Bend - Total - \$2,800
County Judge - \$1,000; Commissioner Pct. 2 - \$800; Commissioner Pct. 3 - \$500;
Commissioner Pct. 4 - \$500
 - 3. Burn Pits 360 - Total \$2,000 - County Judge - \$1,000; Commissioner Pct. 3 - \$1,000
 - 4. Catholic Charities of Corpus Christi, Inc. - Total \$1,800
County Judge - \$1,000; Commissioner Pct. 2 - \$800
 - 5. Coastal Bend Food Bank - Total \$1,800
Commissioner Pct. 2 - \$800 (Bishop); Commissioner Pct. 3 - \$1,000 (Driscoll)
 - 6. Northwest Business Association - Total \$4,000
County Judge - \$1,000; Commissioner Pct. 1 - \$3,000
 - 7. Padre Island Business Association - Total \$6,500
County Judge - \$1,000; Commissioner Pct. 4 - \$5,500
 - 8. Texas Surf Museum - County Judge - \$1,000

- J.** Approve execution of Agreement Amendment No.1 with Aramark Correctional Services, LLC and Nueces County for food service at the Jail per RFP 3017-16 Food Management Program at Nueces County Jail and CSCD. (Jail only)
- K.** Accept the executed Agreement Amendment No. 1 with Aramark Correctional Services, LLC for food service at CSCD facilities as approved by the Board of Judges for RFP No. 3017-16 Food Management Program at Nueces County Jail and CSCD. (CSCD only).
- L.** Approve execution of Agreement Amendment No. 4 with ABM Janitorial Services for IFB No. 3000-15 Janitorial Services.
- M.** Approve execution of Amendment No. 1 with Link Staffing Services for RFP 3063-17 Personnel Services.
- N.** Approve the execution of Agreement Amendment No. 2 with Sec-Ops Inc. for RFP No. 3005-15 Nueces County Security Services (Courthouse, Juvenile Justice Center, Keach Family Library).
- O.** Approve execution of Agreement Amendment No. 5 with ICSolutions for RFP 2983-14 Inmate Coinless & Public Coin Telephone Service.

Motion by: County Judge Canales, Second by: Commissioner Vaughn

Vote: 5 - 0 Approved

- P.** Approve execution of an agreement with Education Service Center Region 2 (ESC2) for internet service access.
- Q.** Ratify the acceptance of a grant award from the Bureau of Justice Assistance (BJA) under the FY2019 State Criminal Alien Assistance Program (SCAAP) for reimbursement of costs related to incarcerating undocumented criminal aliens.
- R.** Authorize GoodBuy Contract No 19-20 7D000 cooperative purchase with Malek, Inc for the rental and operational cost of one (1) 400-Ton Air Cooled Water Chiller Unit for the Nueces County Courthouse and Jail.

Motion by: Commissioner Gonzalez, Second by: Commissioner Vaughn

Vote: 5 - 0 Approved

- S.** Authorize TIPS Contract No 18010101 cooperative purchase with Johnson Controls, Inc for the Building Automation System (BAS) installation related to the Nueces County Courthouse and Jail HVAC Water Chiller Replacement Project.
- T.** Authorize TIPS Contract No 170201 cooperative purchase with Castro Roofing for safety measure around the Nueces County Courthouse and a condition assessment of the buildings Adhered Stone Veneer.

Motion by: Commissioner Gonzalez, Second by: Commissioner Vaughn

Vote: 5 - 0 Approved

- U.** Approve accepting applications for The Nueces County Library Advisory Board terms that expire February 2020.

- V. Approve opening Emergency Services District #3 for applications
- W. Approve opening The Nueces County Animal Control Advisory Board for applications to fill 2 vacancies due to resignations.

4. REGULAR AGENDA:

A. AGENDA ITEMS

- 1. Discuss and consider selection of Baker – Wotring, LLP for legal services in connection with various environmental, planning, and mitigation matters and drafting of policies and procedures for wetlands mitigation; approve engagement letter with Baker – Wotring, LLP.

Motion by: Commissioner Chesney, Second by: Commissioner Vaughn

Vote: 5 - 0 Approved

- 2. Discuss and consider approval of engagement letter with Coats and Evans; approve personal services contract for consulting services for the Nueces County Airport.

Motion by: Commissioner Gonzalez, Second by: Commissioner Vaughn

Motion: Item was tabled until February 12, 2020.

Vote: 5 - 0 Approved

- 3. Discuss and consider selection of consultant(s) related to Capital Improvement Program work on all or part of London area County Roads 22 and 49; authorize execution of contract(s).

Motion by: Commissioner Chesney, Second by: Commissioner Vaughn

Motion: Selection of Freese and Nichols Inc.

Vote: 5 - 0 Approved

Motion by: Commissioner Chesney, Second by: Commissioner Gonzalez

Motion: Execution of Contracts was tabled.

Vote: 5 - 0 Approved

- 4. Discuss and consider Gulf Copper request to be granted Foreign Trade Zone status; and consider related agreements.

Motion by: Commissioner Chesney, Second by: Commissioner Gonzalez

Motion: Item Tabled.

Vote: 5 - 0 Approved

- 5. The court discussed the hiring of a consultant in collaboration with the Nueces County Hospital District relating to the development of a public education, communication, and information campaign for the purposes of engaging Nueces County’s citizens and key community stakeholders in the County and Hospital District's efforts to combat the opioid epidemic, and address current mental and public health issues in Nueces County.

B. GRANTS

1. The court received a report from Robert Viera of LNV Engineering and Jerry Pierce of De-Go-La RC&D on Primavera Estates Water System Feasibility Study.

C. PUBLIC WORKS

1. Discuss and consider approval of an Order finding County benefits as a result of paving improvements to be performed by Nueces County on Bauer Road from Highway 44 to County Road 44.

Motion by: Commissioner Marez, Second by: Commissioner Vaughn

Vote: 5 - 0 Approved

2. The court discussed and approved an execution of contract with LJA Engineering for the Texas General Land Office Community Development Block Grant roadway projects.

Motion by: Commissioner Chesney, Second by: Commissioner Vaughn

Vote: 5 - 0 Approved

3. Discuss and consider approval of change orders for the I.B. Magee RV Park Recovery Project.

Motion by: Commissioner Chesney, Second by: Commissioner Vaughn

Motion: Item tabled until February 12, 2020.

Vote: 5 - 0 Approved

D. PURCHASING

1. The court discussed and awarded IFB No. 3118-19 Nueces County Courthouse ADA - Site Improvements to Mako Contracting.

Motion by: Commissioner Chesney, Second by: Commissioner Gonzalez

Vote: 5 - 0 Approved

E. AUDITOR

1. Approve Quarterly Investment Report ending September 30, 2019.

Motion by: Commissioner Chesney, Second by: Commissioner Marez

Motion: Item tabled until February 12, 2020.

Vote: 5 - 0 Approved

2. Approve Asset Forfeiture reports for FY 2020 for Nueces County Constable Pct. 1, Constable Pct. 2, Constable Pct. 3, Constable Pct. 4, Constable Pct. 5, District Attorney, and Sheriff's Department.

Motion by: Commissioner Chesney, Second by: Commissioner Gonzalez

Vote: 5 - 0 Approved

3. The court approved Budget Change Order No. 06 for Fiscal Year 2019-2020.

Motion by: Commissioner Gonzalez, Second by: Commissioner Vaughn

Vote: 5 - 0 Approved

4. The court approved Capital Project Budget Change Order No.78.

Motion by: Commissioner Vaughn, Second by: Commissioner Chesney

Vote: 5 - 0 Approved

- F.** HUMAN RESOURCES: Comment: The court recessed at 11:14 a.m. and reconvened into Regular Session at 1:25 p.m.

1. Discuss and consider reclassifying Senior Admin Clerk position (pay group) 17 to an Admin Secretary II (Pay Group 19) in Department 5200.

Motion by: Commissioner Gonzalez, Second by: Commissioner Vaughn
Commissioner Chesney was not present for vote.

Vote: 4 - 0 Approved

2. Discuss and consider reclassification of a Collections Clerk to an Elections Clerk in the Office of the County Clerk.
Delete Collections Clerk I position (pay group 13) in Department 1180 and create an Election Clerk position (pay group 14) in Department 1190.

Motion by: Commissioner Vaughn, Second by: Commissioner Gonzalez
Commissioner Chesney was not present for vote.

Vote: 4 - 0 Approved

3. Discuss and consider reclassifying Secretary II position (Pay Group 16) to an Executive Secretary (Pay Group 22) in Department 1160.

Motion by: Commissioner Gonzalez, Second by: Commissioner Marez
Commissioner Chesney was not present for vote.

Vote: 4 - 0 Approved

4. Discuss and consider reclassifying the 1115 Waiver Administrator position in Department 1377-Waiver Funds from \$109,616.00 to \$128,960.00 plus benefits for a total increase of \$23,212.80.

Motion by: Commissioner Gonzalez, Second by: Commissioner Marez

Vote: 5 - 0 Approved

5. **EXECUTIVE SESSION:** The Court convened into Executive Session at 1:40 p.m. and reconvened into Regular Session at 2:17 p.m.

- A.** Discuss, consider, and take action regarding settlement offer from Martin Marietta Materials.

Motion by: Commissioner Gonzalez, Second by: Commissioner Vaughn

Motion: To accept a refund from Martin Marietta Materials in the amount of \$430,650.00 and authorize the County Attorney to obtain a release. Commissioner Chesney was not present for vote.

Vote: 4 - 0 Approved

- B.** Consult with County Attorney regarding legal remedies as it relates to appointees of Nueces County committees and related matters.

The Court was adjourned at 2:18 p.m. in memory of Minerva Leal.

There being no further business to come before the Court, it is ordered that this meeting does now stand adjourned, this the 22nd day of January, 2020.

I, Kara Sands, County Clerk of Nueces County and Ex-Officio Clerk of the Commissioners Court, do certify that the following Regular Meeting Minutes from January 8, 2020, are a true and correct record of the proceedings.

Kara Sands, County Clerk
and Ex-Officio Clerk of the
Commissioners Court of
Nueces County, Texas