

**REGULAR MEETING - JULY 15, 2020**

BE IT REMEMBERED, that on this the 15th day of July, 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:

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**1. CALL TO ORDER**

- A. Commissioner Chesney led in the Invocation.
- B. Judge Canales led in the Pledge of Allegiance to the United States of America and Texas Flags.
- C. County Judge Canales and John Martinez of the Nueces County Hospital District called the Joint Meeting to order at 9:09 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. Commissioner Gonzalez was not present.
- D. SAFETY BRIEFING was given by Timothy Everest.
- E. **PUBLIC COMMENT:** Was given by Dr. Jimmy Fernandez.
- F. **JOINT MEETING OF THE NUECES COUNTY COMMISSIONERS COURT AND THE NUECES COUNTY HOSPITAL DISTRICT**

- 1. The Court discussed the COVID 19 response, plans for COVID 19 testing, alternative care sites, COVID Clinic, Isolation and Community Protection Sites (Isufac), amended Orders, and activities related to area economic recovery, hurricane preparedness; received an update from the Nueces County Emergency Operations Center.

**Clerk's Note: Commissioner Gonzalez arrived at 10:00 a.m.**

- 2. The Court received a briefing from John Petrila on the Meadows Mental Health Policy Institute's "Nueces County Comprehensive Behavioral Health Community Needs Assessment (Draft Report) June 2020."

**Clerk's Note: The Court recessed at 12:10 p.m. and reconvened into Regular Session at 12:29 p.m.**

3. The Court received a presentation from Chris Knorr of SmithGroup, Inc. on the Nueces County Medical Examiner's Facility Feasibility Study and site selections for proposed new facility.
4. The Court discussed final site selection for the new Nueces County Medical Examiner Facility.

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

Motion: To recommend option 2 to the Nueces County Hospital District Board. Commissioner Marez was not present for vote.

**Vote:** 4 - 0 Approved

**G. ADJOURN JOINT MEETING - Adjourned at 1:27 p.m.**

**H. Adopt the following Resolution(s), Proclamation(s), and/or Order(s):**

1. The Court proclaimed July 2020 as Beach Safety and Rip Current Awareness Month.

Motion by: Commissioner Chesney, Second by: Commissioner Gonzalez

**Vote:** 5 - 0 Approved

2. Harbor Bridge Right of Way Coalition.

Motion by: Commissioner Gonzalez, Second by: Commissioner Vaughn

**Vote:** 5 - 0 Approved

3. Americans with Disabilities Act 30th Anniversary.

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

**Vote:** 5 - 0 Approved

**I. Present the following Certificate(s) of Recognition:**

1. The Court recognized Dr. Ray Fernandez for 17 years of dedicated service as Medical Examiner with Nueces County.

**2. CONSENT AGENDA:**

Motion by: Commissioner Gonzalez, Second by: Commissioner Vaughn

Motion: To approve Consent Agenda Items A-J, L, and N-O.

**Vote:** 5 - 0 Approved

- A. Authorize payment of bills- regular bill summaries dated June 19, 2020, June 26, 2020, June 30, 2020, July 1, 2020, July 2, 2020, and July 6, 2020.
- B. Authorize payment of bills - manual check registers dated June 16, 2020, to July 06, 2020.
- C. Authorize payment of bills- Special Motions list dated July 15, 2020.
- D. Authorize payment of bills- group health insurance claims and fees by Boon Chapman dated June 16, 23, and 30, 2020.

- E. Adopt a resolution approving the submission of an application and acceptance of award to the Office of the Governor, Homeland Security Grants Division for the FY 2019 Operation Stonegarden Grant. This award was already approved in Commissioner's Court on 06/05/2020.
- F. Ratify the acceptance of a Notice of Grant Award from the Texas Veterans Commission Fund for Veterans' Assistance for the Veterans Treatment Court Grant and create two (2) full-time Assistant Veterans Treatment Court Coordinators, Pay Group 16, to be funded through this grant.
- G. Ratify the execution of a Notice of Grant Award from the Texas Veterans Commission Fund for Veterans' Assistance Grant Program for the 2020-2021 General Assistance program.
- H. Authorize the County Judge and the Commissioner's Court to approve a resolution and execute an application with the State of Texas General Land Office for beach cleaning reimbursement.
- I. Approve execution of Agreement Amendment No. 2 with Galls, LLC. for IFB 3068-18 Law Enforcement Uniforms.
- J. Authorize execution of agreement with JE Construction Services, LLC for IFB No. 3100-19 Hazel Bazemore Park Boat Ramp Rehabilitation Project Phase II.
- K. The Court authorized execution of agreement with Wiss, Janney, Elstner, Associates, Inc. for RFQ No. 3117-19 for Historic 1914 Nueces County Courthouse Structural Engineering Services.

Motion by: Commissioner Vaughn, Second by: Commissioner Gonzalez

**Vote:** 5 - 0 Approved

- L. Authorize TIPS Contract No. 181104 purchase from FTI for Courthouse Security Badge I.D. Cards System.
- M. Authorize a TASB BuyBoard State Contract No. 537-17 purchase with Ricoh USA to lease 59 copiers and maintenance service by approving Addendum to Master Service Agreement OS858.

Motion by: Commissioner Gonzalez, Second by: Commissioner Vaughn

Motion: Item tabled.

- N. Approve a finding method of procurement (request for proposals) for lease finance services; authorize the Purchasing Agent to publish a notice; and adopt an order delegating evaluation authority to a selection committee.

- O. Approve the following tax deeds with highest bid to date for the following:

1. Lot 4, Block 4, Rancho Amistad (CR 44 @ FM 666, Banquete), in the amount of \$5,000.00
2. Lot 5, Block 4, Rancho Amistad (CR 44 @ FM 666, Banquete), in the amount of \$5,000.00
3. Lot 6, Block 4, Rancho Amistad (CR 44 @ FM 666, Banquete), in the amount of \$5,000.00
4. Lot 8, Block 4, Rancho Amistad (CR 44 @ FM 666, Banquete), in the amount of \$5,000.00
5. Lot 9, Block 4, Rancho Amistad (CR 44 @ FM 666, Banquete), in the amount of \$5,000.00
6. Lot 10, Block 4, Rancho Amistad (CR 44 @ FM 666, Banquete),

in the amount of \$5,000.00

7. Lots 35 and 36, Block 3, Blue Bonnet Addition to Robstown (932 Garcia St., Robstown), in the amount of \$2,500.00
8. Lot 5, Block 1, W.R. Griffin Addition to Robstown (929 Ohio St., Robstown), in the amount of \$1,000.00
9. Lots 1 and 2, Block 3, La Paloma Addition to Agua Dulce (209 Camargo Ave, Agua Dulce), in the amount of \$9,083.00

**3. REGULAR AGENDA:**

**A. AGENDA ITEMS**

1. The Court received a presentation from Tim Richardson on maximizing Coastal Bend resiliency in the Deepwater Horizon context.
2. The Court discussed and considered acceptance of a proposal from The Perryman Group and authorize the County Judge to engage other potential funding partners and negotiate a contract in regard to Economic Impact Analysis - Census Tract 63 & 64, in northern Nueces County.

Motion by: Commissioner Gonzalez, Second by: Commissioner Vaughn  
Motion: Item tabled until July 29, 2020.

3. Recieve an update from Dale Atchley on Personnel Change Reports and supplemental pay.

Motion by: Commissioner Gonzalez, Second by: Commissioner Vaughn  
Motion: Item tabled until July 29, 2020.

4. The Court approved execution of a lease agreement with Driscoll Children Hospital's permitting use of the Calderon Building for Driscoll's Women, Infants, and Children's (WIC) Food Nutrition Program.

Motion by: Commissioner Marez, Second by: Commissioner Vaughn

**Vote:** 5 - 0 Approved

5. The Court approved re-appropriating unused funds from Coastal Environments, Inc.that was for Environmental & Regulatory permitting for the North Beach canal and use those funds for a traffic study; authorized County Judge to solicit professional company to conduct the study in an amount not to exceed \$50,000.

Motion by: Commissioner Vaughn, Second by: Commissioner Gonzalez

**Vote:** 5 - 0 Approved

6. The Court approved the purchase of a queuing system provided by QLess for the Motor Vehicle Departments in the County Courthouse and Robstown offices.

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

**Vote:** 5 - 0 Approved

7. The Court approved overtime pursuant to County policy for essential exempt employees during a declared disaster as it relates to COVID-19 response.

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

**Vote:** 5 - 0 Approved

8. The Court discussed and considered the implementation of cross-training and other mechanisms to reduce excess working hours so employees will not burn out and can go home to their families, including overtime, related to the COVID 19 response.
9. The Court discussed Courthouse Security Badge I.D. Cards, related matters and authorize procurement method(s).
10. Discuss and consider approval of covid-19 testing for county jail, county annex inmates and staff employees.

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

Motion: Item tabled.

## **B. PUBLIC WORKS**

1. The Court approved repair Work Order for jail Elevator Doors 7 and 8 under Omnia Partners Contract No. TX-R150801-307241 with Thyssenkrupp Elevator Corporation. Repairs will be to furnish and install a door operator conversion kit on Jail Elevators 7 and 8, new stainless steel car doors and installation of roller guides.

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

**Vote:** 5 - 0 Approved

2. The Court approved an Interlocal Cooperation Agreement between the City of Corpus Christi and Nueces County for the reconstruction of County Road 33.

Motion by: Commissioner Chesney, Second by: Commissioner Gonzalez

**Vote:** 5 - 0 Approved

3. The Court approved Work Authorization No. 1 between Nueces County and Lockwood, Andrews & Newman, Inc. (LAN) for the Program Management Services for Nueces County 2019 Capital Improvement Plan (CIP) Projects.

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

**Vote:** 5 - 0 Approved

4. Discuss and consider authorizing Allied States Cooperative Contract #18-7302 with ABM Building Services, LLC., for installation of park improvements at Hazel Bazemore Park.

Motion by: Commissioner Vaughn, Second by: Commissioner Gonzalez

Motion: Item tabled.

## **C. PURCHASING**

1. The Court awarded IFB No. 3126-20 McKinzie Annex Evidence Storage Room to Nex Construction.

Motion by: Commissioner Gonzalez, Second by: Commissioner Vaughn

**Vote:** 5 - 0 Approved

2. The Court awarded IFB No. 3132-20 HFRS-2 Emulsified Asphalt to Ergon Asphalt & Emulsions, Inc.

Motion by: Commissioner Chesney, Second by: Commissioner Gonzalez

**Vote:** 5 - 0 Approved

3. The Court awarded IFB No. 3133-20 AE-P Specialty Emulsion to P Squared Emulsion Plants, LLC.

Motion by: Commissioner Gonzalez, Second by: Commissioner Vaughn

**Vote:** 5 - 0 Approved

4. Discuss and award IFB No. 3135-20 Hot Mix Asphaltic Concrete, Type D, PG 64-22.

Motion by: Commissioner Chesney, Second by: Commissioner Gonzalez

Motion: To reject all bids and to rebid item at a later date.

**Vote:** 5 - 0 Approved

5. The Court awarded IFB No. 3134-20 Morgue Transport Service to Archangel Mortuary Transport, LLC.

Motion by: Commissioner Gonzalez, Second by: Commissioner Vaughn

**Vote:** 5 - 0 Approved

6. The Court approved authorizing execution for the following renewals for the employee Health Plan of medical & pharmacy and ancillary benefits:

Renewals:

RFP No. 3037-17 Cafeteria Plan Section 125 Plan Administrator

RFP No. 3038-17 Group Term Life Insurance

RFP No. 3042-17 Third Party Administration (TPA);

RFP No. 3045-17 Disease Management, Pre-Certification Utilization Program;

RFP No. 3046-17 Cobra-HIPAA Administration;

RFP No. 3044-17 Pharmacy Benefit Management Program (PBM);

RFP No. 3108-19 National Network, and-or Local Network and Secondary (Wrap) Network, or other Network Services;

Motion by: Commissioner Gonzalez, Second by: Commissioner Vaughn

**Vote:** 5 - 0 Approved

7. Discuss and consider authorizing BuyBoard purchase with Iconic Sign Group related to the replacement of the emergency notification marquee sign at the RMB Fairgrounds, in accordance with funding received from the Texas General Land Office, Community Development Block Grant Disaster Recovery (CDBG-DR) program.

Motion by: Commissioner Gonzalez, Second by: Commissioner Marez  
Motion: Item tabled.

**D. AUDITOR**

1. The Court approved Budget Change Order No. 17 for Fiscal Year 2019-2020.

Motion by: Commissioner Gonzalez, Second by: Commissioner Vaughn

**Vote:** 5 - 0 Approved

**E. HUMAN RESOURCES**

1. The Court approved excluding health care providers and other emergency responders to include: All City/County Health District workers, all employees of the Sheriff's and Constables' offices, and all employees of the Department of Public Works, from the Families First Coronavirus Response Act (FFCRA) qualifying reasons of #4. Caring for an individual subject in isolation or self-quarantine; #5. Caring for his or her child whose school or place of care is closed (or childcare provider is unavailable) due to COVID-19 related reasons; and/or #6. Experiencing any other substantially-similar condition specified by the US Department of Health and Human Services.

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

Motion: The County Attorney to draft the language in accordance with the law.

**Vote:** 4 - 1 Approved

Against: Commissioner Gonzalez

4. **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, 551.087, 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 Courthouse Security Badge I.D. Cards, related matters and authorize procurement method(s). Item tabled.

- B. Consult with the County Attorney on Case No. 2:20-CV-00157: Thomas G. Camacho vs. Nueces County Texas: and Sheriff J.C. Hooper, in his official Capacity, John/Jane Doe #1, Individually, Arnold Carpenter, Individually, and Zachary Brown, Individually in the United States District Court for the Southern District of Texas: ratify hiring of outside counsel, Myra Morris and Brian Miller with Royston Rayzor to represent three (3) jailers: and related matters.

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

**Vote: 5 - 0 Approved**

The Court was adjourned at 5:10 p.m. in memory of Robert "Bobby" Edward Craig, Alonzo G. Charles, Gloria P. Perez, Pedro Garcia, Augustin Victor Collin, Charlie "Chuck" Williams, Lowell Norman, Jane Bachman, Camille Ann Galbreath, Gary Herring, Betsy Herring, Thomas Burke and John Michael Gillis.

There being no further business to come before the Court, it is ordered that this meeting does now stand adjourned, this the 15th day of July, 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 for July 15, 2020, are a true and correct record of the proceedings.

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