

REGULAR MEETING - JANUARY 6, 2021

BE IT REMEMBERED, that on this the 6th day of January, A.D., 2021, 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
ROBERT HERNANDEZ	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. Commissioner Marez led the Invocation.
- B. Judge Canales led the Pledge of Allegiance to the United States of America and Texas Flags.
- C. County Judge Canales called the Regular Meeting to order at 9:14 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. **PUBLIC COMMENT:** First Asst. D.A. Angelica Hernandez, Michelle Putnam, Windolyn English, Cody Simper Veteran's Memorial Football Team Head Coach, County Judge Barbara Canales, Scott Walker Veteran's Memorial High School Principal, Commissioner Brent Chesney, Commissioner Jag Gonzalez, and County Clerk Kara Sands.
- F. GENERAL INFORMATION REPORTS:
 - 1. The Court discussed the COVID 19 response, plans for COVID 19 testing, alternative care sites, Isolation and Community Protection Sites (Isofac), amended Orders, and activities related to area economic recovery; received an update from the Nueces County Emergency Operations Center.
 - 2. The Court received updates and reports on Hurricane and Tropical Storm recovery, including items related to Bob Hall Pier, parking lots, roads, drainage, debris removal, other infrastructure; Disaster Summary Outlines and Dune Surveys from consultants, Court members, and staff were reserved for future discussions.
- G. The Court accepted the following Minutes:

Motion by: Commissioner Chesney, Second by: Commissioner Gonzalez

Vote: 5 - 0 Approved

1. December 2, 2020
December 11, 2020
December 16, 2020 - Updated
December 18, 2020
December 30, 2020

H. The Court adopted the following Resolution(s), Proclamation(s), and/or Order(s):

1. 2021 Martin Luther King, Jr. Celebration on January 18, 2021.

Motion by: Commissioner Gonzalez, Second by: Commissioner Marez

Vote: 5 - 0 Approved

2. In Opposition to Texas Windstorm Insurance Association (TWIA) Rate Increases.

Motion by: Commissioner Chesney, Second by: Commissioner Gonzalez

Vote: 5 - 0 Approved

I. The Court presented the following Certificate(s) of Recognition:

1. The Court tabled the announcement of January 2021 Employee of the Month until next meeting on January 20, 2021.

Motion by: Commissioner Chesney, Second by: Commissioner Marez

J. BOARD APPOINTMENTS:

1. Appointment to the Nueces County Board of Coastal Parks Commissioners was tabled to the next meeting on January 20, 2021.

Motion by: Commissioner Chesney, Second by: Commissioner Gonzalez

2. Appointment to the Ad Hoc Advisory Committee for Bob Hall Pier was tabled to the next meeting on January 20, 2021.

Motion by: Commissioner Chesney, Second by: Commissioner Gonzalez

3. Appointment to the South Texas Water Authority was tabled to the next meeting on January 20, 2021. Staff was instructed to repost position.

Motion by: Commissioner Marez, Second by: Commissioner Hernandez

4. The County Judge announced the appointment of Christina Hunter Villeda to the Nueces County Industrial Commission AKA Nueces County Development Commission Place 8, pursuant to Chapter 381 of the Texas Local Government Code.

2. CONSENT AGENDA:

Motion: The Court approved Consent Agenda Items B, D-H, and K-T.

Motion by: Commissioner Chesney, Second by: Commissioner Marez

Vote: 5 - 0 Approved

- A.** The Court authorized the payment of bills - regular bill summaries dated December 11, 2020, December 15, 2020, December 18, 2020, December 22, 2020, and December 23, 2020.

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

Vote: 5 - 0 Approved

- B.** The Court authorized the payment of bills - manual check registers dated December 8, 2020, to December 27, 2020.

- C.** The Court authorized payment of bills - special motions list dated January 6, 2020.

Motion by: Commissioner Chesney, Second by: Commissioner Gonzalez

Motion: Approve all payments except Crosswind Media & Public Relations.

Vote: 5 - 0 Approved

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

Motion: Authorize payment in the amount of \$8,200.00 to Crosswind Media & Public Relations for production of vaccine awareness video.

Commissioner Chesney abstained.

Vote: 3 - 1 Approved

Against: Commissioner Gonzalez

- D.** The Court authorized payment of bills - group health insurance claims and fees by Boon Chapman dated December 15, and 22, 2020.

- E.** The Court accepted the following "Diabetes Report" for FY 2019-2020:

1. Coastal Bend Food Bank
2. South Coastal Area Health Education Center

- F.** The Court approved the application procedure for the Regional Health Awareness Board.

- G.** The Court approved the application procedure for the Nueces County Civil Service Commission.

- H.** The Court authorized the reappointment of Sylvia Tryon Oliver to TIRZ No. 2; appointment of County Judge Barbara Canales to TIRZ No. 3; and the reappointment of County Judge Barbara Canales to TIRZ Nos. 2 and 4.
- I.** The Court ratified the execution of Amendment No.1, personal services agreement with Robert Durand for management of social media channels related to COVID-19 and public health care issues.

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

Vote: 5 - 0 Approved

- J.** The Court denied the execution of a Personal Services Contract with Robert Durand related to COVID 19 messaging response and social media education campaign; county emergency situations, general county information as well as other health care or safety concerns and available services within Nueces County.

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

Vote: 2 - 3 Rejected

For: County Judge Canales
Commissioner Marez

- K.** The Court accepted Version/Amendment 1 to public assistance subaward #PA-06-TX-4332-PW-06272 (Category B Emergency Protective Measures) from the Texas Division of Emergency Management (TDEM).
- L.** The Court authorized the execution of Amendment No. 02 to the grant agreement for airport fuel facility improvements from the Texas Department of Transportation (TxDOT).
- M.** The Court ratified the acceptance of a grant award from *Libraries Transforming Communities (LTC): Focus on Small and Rural Libraries* is an initiative of the American Library Association (ALA).
- N.** The Court approved the execution of Agreement Amendment No. 2 for Aviation Fuel for Nueces County Airport IFB No. 3089-18.
- O.** The Court approved the Texas DIR-TSO-4092 renewal purchase with SHI, Inc. for 1430 Microsoft Office 365 licenses, 1430 CoreCal Bridges licenses, 1430 Advanced Threat Protection, 1430 Azure Active Directory Licenses, 880 Windows OS, and 1 Project Online License.
- P.** The Court approved the sole source renewal purchase with Tyler Technologies for Odyssey SAAS Hosting Online, Client Success Account Management, and Continuous Improvement Program from October 1, 2020 to September 30, 2021.
- Q.** The Court approved the execution of a lease with Enterprise Fleet Management for a 2020 Ford F-150 Police Responder for the Fire Marshall on contract OMS/SC7.
- R.** The Court approved the execution of an agreement for IFB No. 3140-20 Nueces County Roadway Rehabilitation CR 73, CR 67, CR 48 & CR 69 with JE Construction Services.

- S. The Court approved the execution of Agreement Amendment No. 2 for IFB No. 3063-17 Personnel Services with Stafflink Inc. dba Link Staffing Services.
- T. The Court approved the execution of IFB No. 3136-20 Nueces County Roadway Rehabilitation projects CR 67, CR 69, CR 77 & Bauer Road with Berry Contracting, LP dba Bay Ltd.

3. **REGULAR AGENDA:**

A. AGENDA ITEMS

- 1. The Court received an update from Noe Estrada regarding options for a 2021 Plan of Finance for Nueces County, including options for the County's Capital needs and opportunities to save taxpayer funding in the coming years. No action taken.
- 2. The Court tabled approval of letter of intent with ABM Building Services, LLC for purposes of Capital Improvement Projects, including Courthouse Generators (including resiliency options with Resilience Energy) and related matters to the next meeting on January 20, 2021.

Motion by: Commissioner Chesney, Second by: Commissioner Marez

- 3. The Court discussed the purchase of emergency generators for Courthouse and Jail and any related Orders.
No action taken.
- 4. The Court approved the 2020 AEP Texas Memorandum of Understanding for participation in no cost SCORE/CitySmart Program related to energy efficiency improvements.

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

Vote: 5 - 0 Approved

- 5. The Court received a report from Scott Cross, Director of Coastal Parks, on timber debris removal along the Kleberg section of beach owned by Nueces County on North Padre Island.
- 6. The Court adopted an order to temporarily close a portion of the beach at Horace Caldwell Pier.

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

Vote: 5 - 0 Approved

- 7. The Court approved the (old Nueces County Showbarn Tract) as the final site selection, as recommended by the Site Selection Committee, for a new Animal Care Services facility; authorized County staff to submit such proposal to the City of Robstown, for any plat or development services review and comment; for Council approval, and related matters.

Motion by: Commissioner Gonzalez, Second by: County Judge Canales
Motion: Final site selection for Animal Care Services.

Commissioner Chesney abstained; "I do not oppose the site, I oppose the project, because I believe we should merge services with the City of Corpus Christi."

Vote: 4 - 0 Approved

Motion by: County Judge Canales, Second by: Commissioner Marez
Motion: Authorize staff to submit proposal to the City of Robstown.

Vote: 5 - 0 Approved

8. The Court approved an Order extending paid leave to County employees as originally provided for under the Families First Coronavirus Relief Act subject to correction of date to March 30, 2021.

Motion by: Commissioner Chesney, Second by: Commissioner Gonzalez

Vote: 5 - 0 Approved

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

Motion by: Commissioner Gonzalez, Second by: Commissioner Chesney
Motion: To continue monitoring from this day forward.

Vote: 5 - 0 Approved

B. GRANTS

1. The Court received a presentation from Dr. Gilda Ramirez regarding the CAEL/IDN agreement.

C. PUBLIC WORKS

1. The Court approved a 30 day extension of Change Order No. 1 for the McKinzie Annex Evidence Storage Room Project.

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

Vote: 5 - 0 Approved

2. The Court approved a Dune Protection Permit (DPP) for Episcopal Diocese of West Texas under DPP-0720-01-P.

Motion by: Commissioner Chesney, Second by: Commissioner Gonzalez

Vote: 5 - 0 Approved

3. The Court approved the drainage easement and agreement for Kings Landing Subdivision in Precinct 4.

Motion by: Commissioner Gonzalez, Second by: County Judge Canales
Commissioner Chesney abstained.

Vote: 4 - 0 Approved

D. PURCHASING

1. The Court awarded CSP No. 3144-20 Nueces County Courthouse Improvements Exterior Wall Remediation to Phoenix 1 Restoration and Construction Limited along with Richter Architects.

Motion by: Commissioner Chesney, Second by: Commissioner Gonzalez

Vote: 5 - 0 Approved

2. The Court awarded RFP No. 3141-20 Disaster Recovery Management to Hagerty Consulting Inc.

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

Vote: 5 - 0 Approved

3. The Court received an update on the RFQ for Engineering Services for the rebuilding of Bob Hall Pier project.

E. AUDITOR

1. The Court approved the Budget Change Order No. 06 for Fiscal Year 2020-2021.

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

Vote: 4 - 0 Approved

2. The Court approved the Capital Project Budget Change Order No. 91.

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

Vote: 4 - 0 Approved

3. The Court approved the Capital Project Budget Change Order No. 92.

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

Vote: 5 - 0 Approved

F. HUMAN RESOURCES

1. The Court approved reclassifying an Information/Switchboard Operator position (pay group 12) to an additional Mechanical Maintenance Worker I (pay group 14) in Department 1500, Mechanical Maintenance.

Motion by: Commissioner Marez, Second by: Commissioner Gonzalez

Vote: 5 - 0 Approved

2. The Court approved reclassifying the Public Works Project Coordinator to a Badging Coordinator and moving the position to be under the authority of the Sheriff's office, Department 3700.

No Fiscal Impact to General Fund

Motion by: Commissioner Chesney, Second by: Commissioner Gonzalez

Vote: 5 - 0 Approved

3. The Court tabled creating a Legal Secretary I position to dedicate primarily to CJIS compliance in order to maintain funding availability; in the amount of \$31,657.60 plus \$6,964.67 (benefits) = \$38,622.27 annually, remaining FY cost is \$28,966.68 to the next Court on January 20, 2021.

Motion by: Commissioner Chesney, Second by: Commissioner Gonzalez

4. The Court tabled reclassifying an Attorney Felony I Juvenile position (pay group 31) to a Felony III Juvenile position (pay group 33). For the remainder of this FY the total cost including benefits would be \$5,842.80.

Motion by: Commissioner Chesney, Second by: Commissioner Gonzalez

5. The Court received information on the Tuition Reimbursement Program and Student Loan Repayment Program (SLRP) including discussing the approval and procedural methods on this employee benefit plan and other related matters.

4. **EXECUTIVE SESSION:** The Court convened into Executive Session at 2:18 p.m. and reconvened into Regular Session at 2:33 p.m.

- A. The Court consulted with the County Attorney on Case No. 2:20-CV-00028; The Court approved for the county to settle the Agreement of \$300,000; whereas the Plaintiff raised the certain claim in the suit against release parties styled *Armando Carrillo, Individually and as Representative of the Estate of Daniel Emilio Carrillo, deceased, and Alicia Carrillo vs. Oliver Buendia, Marcus Lopez, Thomas Lowke, Jesus Galvan and Jose Rodriguez*, and pending in the United States District Court for the Southern District of Texas, Corpus Christi Division; moved settlement Case No. 2:20-CV-00028 of \$300,000 to accept the settlement release and waiver agreement.

Motion by: Commissioner Gonzalez, Second by: Commissioner Hernandez

Vote: 5 - 0 Approved

The Court was adjourned at 2:41p.m. in memory of Chester Nelson, Carla Rodriguez, and Edward Marez Jr.

There being no further business to come before the Court, it is ordered that this meeting does now stand adjourned, this the 6th day of January, 2021.

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 January 6, 2021, 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

