

REGULAR MEETING – JANUARY 3, 2001

BE IT REMEMBERED, that on this the 3rd day of January, A.D., 2001, 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:

**RICHARD M. BORCHARD
FRANK L. SCHWING
DAVID NOYOLA
OSCAR O. ORTIZ
JOE McCOMB**

**COUNTY JUDGE
COMMISSIONER, PRECINCT NO. 1
COMMISSIONER, PRECINCT NO. 2
COMMISSIONER, PRECINCT NO. 3
COMMISSIONER, PRECINCT NO. 4**

and ERNEST M. BRIONES, COUNTY CLERK & EX-OFFICIO CLERK OF THE COMMISSIONERS COURT of Nueces County, Texas, wherein the following proceedings were had, to-wit:

A Workshop was held at 9:00 a.m. for presentation and discussion regarding Nueces County's participation in the Texas Conference of Urban Counties Aggregation Project for the purpose of collective negotiation for the purchase of electricity.

The meeting was called to order at 10:13 a.m. All members present.

Pastor Lynn Hudson gave the invocation.

Agenda Item #3

The following elected officials received the Oath of Office.

1. Frank Schwing, Commissioner Precinct 1
 2. Oscar O. Ortiz, Commissioner Precinct 2
 3. Carlos Valdez, District Attorney
 4. Ramiro R. Canales, Tax Assessor/Collector
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The Court recessed at 10:31 a.m.

Meeting reconvened at 10:50 a.m.

Agenda Item #1

PUBLIC COMMENT:

None.

Agenda Item #2

GENERAL INFORMATION REPORT:

None.

Agenda Item #4

CONSENT AGENDA

On motion of Commissioner Ortiz, seconded by Commissioner Noyola, the Court voted to approve the following:

- a. The minutes of the December 13, 2000, Commissioners Court meeting.
 - b. Authorize payment of bills and claims certified by the County Auditor, including regular bill summaries dated December 18, and December 27, 2000, and manual checks dated December 29, 2000.
 - c. Special Motions:
 - i. Authorized Payment:
 - (1) \$57,034.80 to D&SS Construction, Inc., for Lawyer's Memorial Courtroom Project.
 - (2) \$988.00 to Naismith Engineering, Inc., for professional services for Park Development Master Plan; \$695.50 for Newport Road Project; \$10,281.77 for London Community Acres Project.
 - (3) \$10,763.00 to Turner & Associates for Padre Balli Bathhouse Project.
 - ii. Accept annual donation to the General Fund in the amount of \$100.00 from Mr. Spencer Pearson.
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Agenda Item #5

On motion of Commissioner McComb, seconded by Commissioner Ortiz, the Court voted to adopt an Order for Nueces County's participation in the Texas Conference of Urban Counties Aggregation Project for the purposes of collective negotiation for the purchase of electricity. See Vol. 32, page 318.

Agenda Item #6

On motion of Commissioner Schwing, seconded by Commissioner McComb, the Court voted to authorize the County Judge to execute a contract for architectural services with McGloin & Sween related to design and planning services for Historical Preservation of the 1914 Nueces County Courthouse; approve funding agreement with the Texas Historical Commission with attachments. Commissioner Noyola voted "No". Document #20010001 & 20010001A.

Agenda Item #7

On motion of Commissioner Schwing, seconded by Commissioner Ortiz, the Court voted to approve preliminary plans and specifications for Nueces County Jail Renovations Project.

Agenda Item #8 On motion of Commissioner McComb, seconded by Commissioner Ortiz, the Court voted to authorize participation in Economic Impact Study and Analysis regarding piping plover habitat protection as promulgated by the United States Fish and Wildlife Services; and asked the County Attorney to prepare contract and bring to next meeting for approval.

Agenda Item #11 On motion of Commissioner McComb, seconded by Commissioner Noyola, the Court voted to authorize approval of Dune Protection Permit for construction of the Ventana Condominium at Lot 35 on Mustang Island Section 2, Nueces County Texas.

Agenda Item #9 On motion of Commissioner Noyola, seconded by Commissioner Ortiz, the Court voted to authorize the County Judge to execute an Interlocal Agreement between Nueces County and San Patricio County for services related to the Intoxilizer Program. Document #20010002.

Agenda Item #12 On motion of Commissioner McComb, seconded by Commissioner Noyola, the Court voted to authorize the County Judge to execute Attachment No. 1 to Contract with the Texas Department of Health in the amount of \$41,688.00 for the STD/HIV control and prevention program for calendar year 2001. Document #20010003.

Court recessed at 12:40 p.m.

Court reconvened at 2:15 p.m.

Agenda Item #10 On motion of Commissioner Schwing, seconded by Commissioner Noyola, the Court voted to procure consulting services for Department of Public Works; S&B Infrastructure for bridges and Naismith Engineering for Roadways rehabilitation design.

Agenda Item #13a On motion of Commissioner McComb, seconded by Commissioner Noyola, the Court voted to award IFB No. 2281-00 for Motor Oil (24 Month Contract) to Arnold Oil.

On motion of Commissioner Noyola, seconded by Commissioner Ortiz, the Court voted to award IFB No. 2283-00 for SS1 Asphalt Emulsion to Koch Materials.

On motion of Commissioner Noyola, seconded by Commissioner Ortiz, the Court voted to award IFB No. 2284-00 for Aggregate Rock to Vulcan Materials.

On motion of Commissioner Ortiz, seconded by Commissioner Schwing, the Court voted to award IFB No. 2286-00 for Rock Asphalt to Smythe Mines.

On motion of Commissioner Noyola, seconded by Commissioner Ortiz, the Court voted to award IFB No. 2287-00 for MC-30 Cutback Asphalt to Eagle Asphalt.

On motion of Commissioner Noyola, seconded by Commissioner Ortiz, the Court voted to award IFB No. 2288-00 for Breathing Apparatus to Vallen Safety Supply.

On motion of Commissioner McComb, seconded by Commissioner Noyola, the Court voted to reject bids for IFB No. 2289-00 for Construction of Animal Control Facility.

Agenda Item #13b

On motion of Commissioner Ortiz, seconded by Commissioner Schwing, the Court voted to authorize Sole Source Purchase for the Hewlett Packard Support Agreement.

Agenda Item #13c

On motion of Commissioner Noyola, seconded by Commissioner Ortiz, the Court voted to authorize advertisement for the following: i) Hot Mix Asphalt, ii) (1) Articulating Vibratory Compactor, and iii) (1) Pneumatic Roller.

Agenda Item #16

On motion of Commissioner McComb, seconded by Commissioner Noyola, the Court voted to transfer 9 employees of the Sheriff's Department to Metrocom Consolidated Dispatch Center and classify 5 dispatcher positions as "data entry" clerks.

Agenda Item #17

EXECUTIVE SESSION:

On motion of Commissioner Noyola, seconded by Commissioner Ortiz, the Court voted to enter into Executive Session at 3:34 p.m. in accordance with the authority of the Government Code, Vernon's Texas Codes, Sections 551.071, 551.072, 551.073, 551.074, and 551.0745 to discuss individual personnel matters, including terminations, litigation and other matters that may be discussed in Executive Session such as:

a. Miller Claim

Court reconvened in Open Session at 4:50 p.m.

Agenda Item #15a

On motion of Commissioner Noyola, seconded by Commissioner Ortiz, the Court voted to approve Unfreeze List #318. See Vol. 32, page 319.

Agenda Item #15b

On motion of Commissioner Ortiz, seconded by Commissioner Noyola, the Court voted to approve Personnel Changes Report dated December 13, 2000 and Supplement including 1 Probate Clerk position for County Court at Law No. 5 and 2 Court Reporters for the 214th District Court. See Vol. 32, pages 320-333.

Agenda Item #14

On motion of Commissioner Ortiz, seconded by Commissioner Noyola, the Court voted to approve Budget Change order No. 6 and Addendum. See Vol. 32, pages 334-335.

Agenda Item #18

On motion of Commissioner McComb, seconded by Commissioner Noyola, the Court voted to appoint Scot Green and reappoint Jim Goodman and Marie McGrath to the Nueces County Rural Fire Prevention District #2.

On motion of Commissioner Noyola, seconded by Commissioner Schwing, the Court voted to reappoint Robert B. Longone and Maria Therese Diaz to the Nueces County Fire Prevention District #3.

On motion of Commissioner Noyola, seconded by Commissioner Ortiz, the Court voted to appoint Jerry Trevino and reappoint Dr. Salvador Zamora to the Nueces County Hospital District.

On motion of Commissioner Noyola, seconded by Commissioner Schwing, the Court voted to reappoint Jerry Kane to the Christus Spohn Health Board of Trustees.

On motion of Commissioner Noyola, seconded by Commissioner Ortiz, the Court voted to reappoint Mary Helen Anderson, Annette M. DuVall, Cathy Garcia, Earlene Walton, Barbara Williams, Rosalinda Tomlin and Diane Moore to the Nueces County Child Welfare Board.

On motion of Commissioner Noyola, seconded by Commissioner Ortiz, the Court voted to appoint the following to the Nueces County Historical Commission.

Elmon Phillips	James Rome	Linda Salyers	Ida Abshier
Florence Adams	Jim Atwill	Rev. E.F. Bennett	Anne Dunn
Peggy Bickham	Anita Eisenhauer	Lee Govatos	Don Kindler
Hannah Haegelin	Richard Hersbach	Dusty Knoblauch	Tom Krenick
Patrick McGloin	Jimmie Picquet	Bernie Ponton	Jamie Ritter
Rev. Ines Ramon	Lauren Ranly	Sally Robeau	Rick Stryker
Margaret Walberg	Robert Whistler	Rosa Gonzales	
Geraldine D'Unger McGloin			

On motion of Commissioner Noyola, seconded by Commissioner Ortiz, the Court voted to adjourn in Memory of Marjorie Morrow.

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There being no further business to come before the Court, it is ordered that this meeting do now stand adjourned, this the 3rd day of January 2001.

RICHARD M. BORCHARD, COUNTY JUDGE
NUECES COUNTY, TEXAS

ATTEST:
ERNEST M. BRIONES, COUNTY CLERK
AND EX-OFFICIO CLERK OF THE
COMMISSINERS COURT OF
NUECES COUNTY, TEXAS

By: _____
Diana Barrera, Chief Deputy