

REGULAR

JUNE 28, 2010

MEETING

THE STATE OF TEXAS }
 }
COUNTY OF SAN PATRICIO }

BE IT REMEMBERED THAT, notice had been duly filed and posted by the County Clerk on the 24th day of June, 2010 at 10:15 A.M. at a regular meeting of the Commissioners' Court on **MONDAY, JUNE 28, 2010** at 9:00 A. M. in the San Patricio County Courthouse Commissioners Courtroom # 230 second Floor, Sinton, Texas. At which time the following subjects were discussed, concerned, passed, or adopted. In accordance with the notice, the meeting was called to order at 9:00 A. M.

The following members were present, to-wit:

Terry Simpson County Judge
Nina G. Trevino Commissioner, Precinct 1
Fred P. Nardini Commissioner, Precinct 2
Alma V. Moreno Commissioner, Precinct 3
Jim Price, Jr. Commissioner, Precinct 4
Gracie Alaniz-Gonzales County Clerk, and
David Wendel County Auditor

The following proceedings were had, to-wit:

1.2 PLEDGES OF ALLEGIANCE

The Court opened the regular meeting with the Pledges of Allegiance to the flag of the United States and to the flag of the State of Texas

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2.1 EXAMINATION OF ALL CLAIMS AGAINST SAN PATRICIO COUNTY

Judge Simpson made the motion seconded by Commissioner Trevino to pay all claims against San Patricio County dated June 25, 2010. Motion Carried 5-0 See Commissioners' Court Exhibits Vol. 169 Pages 236-271

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2.2 BUDGET LINE ITEM TRANSFERS

Commissioner Nardini made the motion seconded by Commissioner Trevino to approve budget line item transfers as follows:

<u>Department</u>	<u>To</u>	<u>From</u>	<u>Amount</u>
Building & Yards	Temp. Employees	Regular Employees	+/- \$9,702.00

Motion Carried 5-0 See Commissioners' Court Exhibits Vol. 169 Pages 272-273

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2.3 RECONCILIATION AND INVESTMENT REPORTS

No reports this week

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1.3 MINUTES

Commissioner Trevino made the motion seconded by Commissioner Nardini to accept and approve minutes for June 18, 2010 as submitted by County Clerk. Motion Carried 5-0

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1.4 CITIZENS TO BE HEARD

None this week

1.5 CONSENT ITEMS

Commissioner Nardini made the motion seconded by Commissioner Moreno to accept, approve and record the following:

- a. Resolution authorizing tax resale as follows: Suit #S-05-1148-TX; Taft ISD and San Patricio County vs. Raymundo M. Guerrero
- c. Request from JP #1 to purchase Honeywell HRDP-4 camera embedded DVR—stand alone recorder with 250 gig
- d. Authorize County Auditor to purchase 1995 Volvo W664T grapple truck from Art's Truck & Equipment for Road & Bridge Precinct 3 in the amount of \$39,500
- e. Final plat of Lot 8—Block 1 Angelita Estates located in Precinct #3 just south of Odem

Motion Carried 5-0 See Commissioners' Court Exhibits Vol. 169 Pages 274-282

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1.6 HEALTH DEPARTMENT

Josie Michael informed the Court of the activities of the department: Cancer support group will meet on July 6, 2010 from 10:00 a.m. till 11:30 a.m. at the health department training room. Q & A meeting will be held on July 7, 2010 and on Wednesday, June 30, 2010 a pre health fair meeting will be held.

She also mentioned that the department would be working on immunizations to make sure that every child that needed vaccines could get it done before the first day of school.

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1.7 PLEDGE IN THE AMOUNT OF \$10,000.00 TO THE INTERNATIONAL RELATIONS OFFICE AT TEXAS A & M UNIVERSITY CORPUS CHRISTI

Commissioner Nardini made seconded by Judge Simpson to approve pledge in the amount of \$10,000.00 to the International Relations Office at Texas A&M Corpus Christi. Motion Failed 2-3 with Commissioners Trevino, Moreno and Price voting "Against"

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1.11 PRESENTATION BY TEXAS DEPARTMENT OF TRANSPORTATION'S RURAL TRANSIT IMPROVEMENT PROGRAM FOR THE NEXT 4 YEARS

Bill Wrightman engineer with TXDOT in Sinton gave the Court a report on the Texas Department of Transportation's rural transit improvement program. He stated that a list of all projects in Texas for which Federal funding is proposed to be used are scheduled to begin within a designated time frame of four federal fiscal years. The purpose is to inform of proposed projects planned for San Patricio County for the next four years. He stated that following the review the Corpus Christi District will finalize our District Transportation Plan and submit it to Austin for inclusion in the State Transportation Plan. He stated that yearly updates would be made and things may change depending on funding. See Commissioners' Court Exhibits Vol. 169 Pages 283-298

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1.9 SAN PATRICIO COUNTY'S SHARE OF MPO'S LOCAL FUNDING SCHEDULE—SOUTHSIDE MOBILITY CORRIDOR AS FOLLOWS:

2011 (\$1,000,000 TOTAL PROJECT COST) \$200,000.00 Total local share:

San Patricio County 20%	= \$40,000.00
Nueces County 40%	= \$80,000.00
City of Corpus Christi 40%	= \$80,000.00

Judge Simpson made the motion seconded by Commissioner Trevino to TABLE. Motion Carried 5-0

1.8 EON'S ABATEMENT PERMITS AND CURRENT STATUS

Christine Fernandez development manager with EON gave the Court a brief report on the current status of the EON phase II wind farms. She stated that phase II has made a significant positive impact on the local area. Bids have been awarded to local contractors local people have been hired and money is being spent locally. She also stated that EON has committed to do certain road improvements in the amount of 1.6 million dollars. In phase II there will be 87 additional turbines when completed. Judge Simpson stated that some citizens had expressed concerns that many vehicles seen at the work sites had out of state license plates and their impression was that more construction jobs would mean more locals would be hired. Ms. Fernandez stated that 600 employees are on site during the construction. David Aken County Attorney asked how many locals had been hired and he wanted to see if they were following the abatement agreement. As part of the incentive the County agreed to waive permit fee in exchange for the road upgrades. Ms. Fernandez stated that phase II has made a big impact in the County and hopefully when all is finished they will leave the County better than when they arrived. See Commissioners' Court Exhibits Vol. 169 Pages 299-302

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1.10 REQUEST FROM GRANT WORKS REGARDING DRAW REQUEST FOR CEDAP CONTRACTS 726195 & 726205

Art Acuna with Naismith Engineering was present and stated that these contracts were the Bethel Estates sewer project and that there were still some issues with some of the contractors. No action was taken on this item

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1.12 CURRENT LOCAL OZONE INITIATIVE

Judge Simpson informed the Court that the US EPA is anticipating decreasing the ozone standard below the current 75 ppb standard which was enacted in 2008. The new standard is expected to be determined later this year. The Court expressed concern about a non attainment status. No action was taken on this item See Commissioners' Court Exhibits Vol. 169 Pages 303-304

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2.4 2011 BUDGET

Nothing on 2011 budget this week

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2.5 2009 COMPREHENSIVE ANNUAL FINANCIAL REPORT

David Wendel, County Auditor gave the Court a brief report on the 2009 Comprehensive Annual Report. He covered and discussed several of the pages in the report. Judge Simpson made the motion seconded by Commissioner Moreno to accept and approve the 2009 Comprehensive Annual Report. Motion Carried 5-0 See Commissioners' Court Exhibits Vol. 169 Pages 305-486

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2.2 BUDGET LINE ITEM TRANSFERS

Judge Simpson made the motion seconded by Commissioner Trevino to approve budget line item transfers as follows:

<u>Department</u>	<u>To</u>	<u>From</u>	<u>Amount</u>
Highway Patrol	(See Exhibits)		

Motion Carried 5-0 See Commissioners' Court Exhibits Vol. 169 Pages 487-488

3.1 EMPLOYMENT

Commissioner Nardini made the motion seconded by Commissioner Moreno to record the following employees' status changes implemented by the following departments of San Patricio County in accordance with current personnel policies, county budget, and State law and notification of such changes to the payroll division of the County Treasurer's Office.

- a. Tina Garrett—Employment—Jail Captain/Sheriff's Department/Jail full time regular at \$3,667.00 per month effective June 16, 2010 with phone allowance in the amount of \$65.00 per month
- b. Frank Daniel Reyna—Employment—Clerk/County Clerk's Office part time temporary not to exceed December 31, 2010 at \$8.00 per hour effective June 16, 2010
- c. Marcus Ryan Maldonado—Employment—Clerk/County Clerk's Office part time temporary not to exceed December 31, 2010 at \$8.00 per hour effective June 16, 2010
- d. Carlos Lamas, Jr.—Employment—HEO II/Road & Bridge Pct. #4 full time regular at \$2,000.00 per month grade 26 effective June 21, 2010
- e. Kelby Clubb—Resignation—Maintenance Assistant/Fairgrounds part time temporary at \$8.00 per hour effective June 30, 2010
- f. Natalia Chapa—Resignation—Clerk/District Clerk's Office fulltime regular at \$1,371.00 per month effective July 2, 2010

Commissioner Trevino Abstained from Item C

Motion Carried 5-0 See Commissioners' Court Exhibits Vol. 169 Pages 489-494

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3.2 RECORD SUPPLEMENTAL PAY

Record supplemental pay for Linda Gaitan, Rosebel Cantu and Suzanne Nieto from the Check Collection Fund effective July 5, 2010 through August 15, 2010 See Commissioners' Court Exhibits Vol. 169 Pages 495-497

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4. REPORTS

- USDA/FSA--- Letter regarding to County Committee

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4. EXECUTIVE SESSION

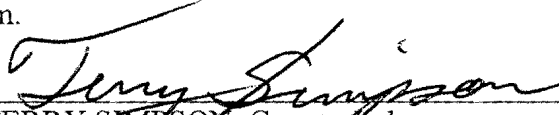
Public Notice is given that the San Patricio Commissioners' Court may elect to go into Executive Session anytime during the meeting to discuss matters listed on the agenda. When authorized by the provisions of the Open Meeting Act chapter 551 of the Texas Government Code. *In the event the Commissioners' Court elects to go into Executive Session regarding an agenda item, the section or sections of the Open Meeting 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, Section 551.071, 551.072, 551.073, 551.074, 551.076, & 551.086 the Commissioners' Court will hold an Executive Session to consult with attorney(s) including matters related to litigation; deliberation regarding real property; prospective gift(s); personnel matters; including termination; security devices, and/or economic development negotiation and other matters that may be discussed in Executive Session. Upon completion of the Executive Session, the Commissioners' Court may in open session take such action as appropriated on item discussed in an Executive Session

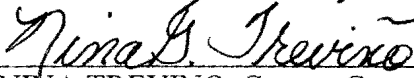
At 10:48 a.m. the Court with its Attorney went into closed session in reference to Personnel

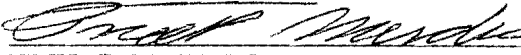
At 11:02 a.m. the Court reconvened into regular session No Action taken on closed session

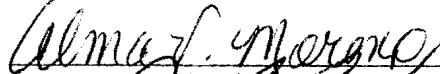
5. ADJOURN

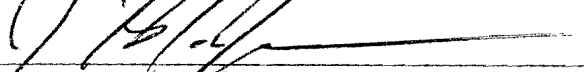
Commissioner Moreno made the motion seconded by Commissioner Price that with no further business before the Court the meeting adjourned. Motion Carried 5-0 Meeting was adjourned 11:03 a.m.

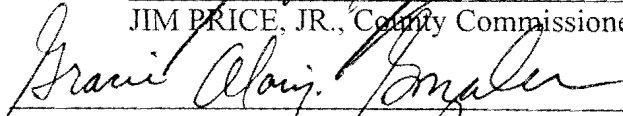

TERRY SIMPSON, County Judge


NINA TREVINO, County Commissioner, Precinct 1


FRED P. NARDINI, County Commissioner, Precinct 2


ALMA V. MORENO, County Commissioner, Precinct 3


JIM PRICE, JR., County Commissioner, Precinct 4

ATTEST: 
GRACIE ALANIZ-GONZALES, County Clerk, Ex Officio