

ORDERS OF COMMISSIONERS COURT  
BEXAR COUNTY, TEXAS

WEDNESDAY, NOVEMBER 5, 2003

Commissioners Court Work Session was called to order by County Judge Nelson W. Wolff at 1:40 p.m.  
Present at roll-call:

Nelson W. Wolff, County Judge,  
Robert Tejada, County Commissioner Precinct No. 1,  
Paul Elizondo, County Commissioner Precinct No. 2,  
Lyle Larson, County Commissioner Precinct No. 3,  
Tommy Adkisson, County Commissioner Precinct No. 4,  
Susan D. Reed, District Attorney (Rep. by Ed Schweningen),  
Tommy J. Tompkins, County Auditor,  
David J. Morgan, Executive Director - Electronic Voting System Project,  
David Marquez, Chief Operating Officer - Information Services Department,  
S. Marcus Jahns, Executive Director - Planning & Resource Management  
Department/Budget Officer,  
Jose E. Castillo, Executive Director - Housing and Human Services  
Department,  
Gabriel Perez, Executive Director - Infrastructure Services Department,  
Gerry Rickhoff, County Clerk (Rep. by Rose Lynn French),

when the following proceedings were had to-wit:

COMMISSIONERS COURT - ITEM 7  
ELECTIONS DEPARTMENT  
DISCUSSION WAS HELD REGARDING PROCESS TO SPLIT  
AND COMBINE PRECINCT LINES IN ACCORDANCE WITH  
DECISIONS MADE BY THE TEXAS LEGISLATURE AND IN  
ACCORDANCE WITH CHAPTER 42 OF THE TEXAS ELECTION  
CODE. (RECORD)

NO ACTION WAS TAKEN.

-----  
COMMISSIONERS COURT - ITEM 8  
ELECTIONS DEPARTMENT  
DISCUSSION WAS HELD REGARDING RESULTS OF THE  
NOVEMBER 4, 2003 JOINT BOND ELECTION. (RECORD)

NO ACTION WAS TAKEN.

-----  
COMMISSIONERS COURT - ITEM 14  
INFRASTRUCTURE SERVICES DEPARTMENT  
DISCUSSION WAS HELD REGARDING PROPOSED ACTIVITY  
RELATED TO THE NOVEMBER 4, 2003 BOND REFERENDUM  
PROJECTS. (RECORD)

NO ACTION WAS TAKEN.  
-----

-----  
COMMISSIONERS COURT - ITEM 3  
ORDER APPROVING THE RE-APPOINTMENT OF ALEXANDER  
E. BRISENO, BY COUNTY JUDGE NELSON W. WOLFF, TO THE  
BEXAR COUNTY HOSPITAL DISTRICT BOARD OF MANAGERS  
FOR A TERM TO BEGIN UPON APPOINTMENT AND EXPIRE  
AUGUST 31, 2005. (RECORD)

A motion was presented by County Commissioner Tommy Adkisson, duly seconded by County Commissioner Lyle Larson, which motion was voted on as follows: Commissioners Tejada, Elizondo, Larson, Adkisson and Judge Wolff voting "Aye". It is ordered by the Court that the re-appointment of Alexander E. Briseno to the Bexar County Hospital District Board of Managers for a term to begin upon appointment and expire August 31, 2005 be, and hereby is, approved.

-----  
COMMISSIONERS COURT - ITEM 4  
ORDER AMENDING THE EXPIRATION DATE OF DR. ROBERT  
JIMENEZ'S APPOINTMENT TO THE HOSPITAL DISTRICT  
BOARD OF MANAGERS, CORRECTING THE EXPIRATION  
DATE TO AUGUST 31, 2005. (RECORD)

A motion was presented by County Commissioner Tommy Adkisson, duly seconded by County Commissioner Lyle Larson, which motion was voted on as follows: Commissioners Tejada, Elizondo, Larson, Adkisson and Judge Wolff voting "Aye". It is ordered by the Court that the expiration date of Dr. Robert Jimenez's appointment to the Hospital District Board of Managers, correcting the expiration date to August 31, 2005, be, and hereby is, amended.

-----  
COMMISSIONERS COURT - ITEM 5  
ORDER APPROVING THE APPOINTMENT OF GERRY C.  
RICKHOFF, COUNTY CLERK, TO REPLACE ELISEO MULL TO  
THE CITIZENS COMMISSION ON CITY/COUNTY SERVICE  
INTEGRATION. (RECORD)

A motion was presented by County Commissioner Tommy Adkisson, duly seconded by County Commissioner Lyle Larson, which motion was voted on as follows: Commissioners Tejada, Elizondo, Larson, Adkisson and Judge Wolff voting "Aye". It is ordered by the Court that the appointment of Gerry C. Rickhoff, County Clerk, to replace Eliseo Mull to the Citizens Commission on City/County Service Integration be, and hereby is, approved.

-----  
COMMISSIONERS COURT - ITEM 6  
ORDER APPROVING RESOLUTION CASTING BEXAR  
COUNTY'S 659 VOTES FOR HELEN DUTMER FOR ELECTION  
TO THE BEXAR APPRAISAL DISTRICT BOARD OF DIRECTORS  
FOR A TERM BEGINNING JANUARY 1, 2004 AND ENDING  
DECEMBER 31, 2005. (RECORD)

A motion was presented by County Commissioner Tommy Adkisson, duly seconded by County

Commissioner Lyle Larson, which motion was voted on as follows: Commissioners Tejada, Elizondo, Larson, Adkisson and Judge Wolff voting "Aye". It is ordered by the Court that the Resolution casting Bexar County's 659 voted for Helen Dutmer for election to the Bexar Appraisal District Board of Directors for a term beginning January 1, 2004 and ending December 31, 2005 be, and hereby is, approved.

-----  
COMMISSIONERS COURT - ITEM 9  
ELECTIONS DEPARTMENT  
ORDER AUTHORIZING CONTRACT SALARY COSTS TO BE \$8.25 FOR ELECTION CLERKS AND \$9.25 FOR ELECTION JUDGES FOR ELECTION SERVICES FOR POLITICAL SUBDIVISIONS CONTRACTED WITH BEXAR COUNTY, EFFECTIVE AFTER THE NEXT PRIMARY ELECTION OR RUNOFF ELECTION, IF ONE IS NECESSARY. (RECORD)

A motion was presented by County Commissioner Paul Elizondo, duly seconded by County Commissioners Lyle Larson and Tommy Adkisson, which motion was voted on as follows: Commissioners Tejada, Elizondo, Larson, Adkisson and Judge Wolff voting "Aye". It is ordered by the Court that contract salary costs be, and hereby are, authorized to be \$8.25 for election clerks and \$9.25 for election judges for election services for political subdivisions contracted with Bexar County, effective after the next primary election or runoff elections, if one is necessary..

-----  
COMMISSIONERS COURT - ITEM 10  
PLANNING & RESOURCE MANAGEMENT DEPARTMENT  
ORDER DIRECTING STAFF TO COMMUNICATE TO TOYOTA THE COUNTY'S WILLINGNESS TO OFFER ABATEMENT TERMS AND CONDITIONS, AS OUTLINED, TO SUPPLIERS LOCATING AT THE TOYOTA SITE. (RECORD)

A motion was presented by County Commissioner Robert Tejada, duly seconded by County Commissioners Paul Elizondo and Tommy Adkisson, which motion was voted on as follows: Commissioners Tejada, Elizondo, Larson, Adkisson and Judge Wolff voting "Aye". It is ordered by the Court that staff be, and hereby is, directed to communicate to Toyota the County's willingness to offer abatement terms and conditions, as outlined, to suppliers locating at the Toyota site.

-----  
COMMISSIONERS COURT RECESSED AT THIS TIME AND THE PUBLIC HEARING REGARDING THE ALLOCATION OF THE U.S. DEPARTMENT OF JUSTICE, LOCAL LAW ENFORCEMENT BLOCK GRANT (LLEBG) PROGRAM FUNDS FOR GRANT YEAR 2003 AND AVAILABLE AWARDED 2002 LLEBG PROGRAM FUNDS WAS CALLED TO ORDER BY COUNTY JUDGE NELSON W. WOLFF AT 3:00 P.M.

PUBLIC HEARING CLOSED AT 3:15 P.M. AND COMMISSIONERS COURT RECONVENED.  
-----

-----  
COMMISSIONERS COURT - ITEM 11

PLANNING & RESOURCE MANAGEMENT DEPARTMENT

**ORDER APPROVING LOCAL LAW ENFORCEMENT BLOCK GRANT (LLEBG) PROGRAM BUDGET IN THE AMOUNT OF \$738,837, \$690,337 FROM AWARDED 2003 LLEBG PROGRAM FUNDS AND \$48,500 FROM AVAILABLE 2002 LLEBG PROGRAM FUNDS, FOR THE BEXAR COUNTY 2003 AND 2002 LOCAL LAW ENFORCEMENT BLOCK GRANT (LLEBG) PROGRAMS. (RECORD)**

**ORDER AUTHORIZING AND FUNDING ONE (1) FIRE/ARSON INVESTIGATOR POSITION, TABLE 1, GRADE 66 (\$35,496-\$49,704) FOR THE FIRE MARSHAL OFFICE/EMERGENCY MANAGEMENT PROPOSAL DURING THE TERM OF THE 2003 LLEBG PROGRAM. (RECORD)**

A motion was presented by County Commissioner Lyle Larson, duly seconded by County Commissioner Robert Tejeda, which motion was voted on as follows: Commissioners Tejeda, Elizondo, Larson, Adkisson and Judge Wolff voting "Aye". It is ordered by the Court that the above orders regarding LLEBG program funds be, and hereby are , approved.

-----  
COMMISSIONERS COURT - ITEM 7  
COMMUNICATIONS, INCLUDING CITIZENS WHO SIGNED THE  
COMMISSIONERS COURT WITNESS REGISTRATION/SIGN-IN,  
AND REPORTS.

RICHARD ACOSTA - ITEM 12  
FARIS HODGE, JR.

-----  
COMMISSIONERS COURT - ITEM 12

**A MOTION WAS PRESENTED BY COUNTY COMMISSIONER PAUL ELIZONDO, DULY SECONDED BY COUNTY COMMISSIONER ROBERT TEJEDA, TO SELECT THE FOLLOWING NINE (9) FIRMS TO BE THE COUNTY'S PRE-QUALIFIED POOL OF UNDERWRITERS FOR A PERIOD OF TWO (2) YEARS WITH THE UNDERSTANDING THAT THIS ACTION WILL BE RATIFIED AT THE NEXT COMMISSIONERS COURT MEETING SCHEDULED FOR NOVEMBER 18, 2003:**

**LOCAL AND/OR MINORITY-OWNED FIRMS:**

**ESTRADA-HINOJOSA,  
SIEBERT BRANDFORD SHANK & CO.  
M. E. ALLISON & COMPANY**

**REGIONAL FIRMS:**

**BANK ONE CAPITAL MARKETS**

**A. G. EDWARDS INVESTMENT BANKING  
1<sup>ST</sup> SOUTHWEST COMPANY**

**NATIONAL FIRMS**

**BEAR STEARNS  
J.P. MORGAN SECURITIES  
UBS FINANCIAL SERVICES**

**AN AMENDMENT TO THE MOTION WAS PRESENTED BY COUNTY COMMISSIONER TOMMY ADKISSON, DULY SECONDED BY COUNTY COMMISSIONER LYLE LARSON TO SELECT THE ABOVE NINE (9) FIRMS AND INCLUDE RAMIREZ & COMPANY FOR A TOTAL OF 10 FIRMS.**

**VOTING ON THE AMENDMENT WAS AS FOLLOWS: COMMISSIONERS LARSON AND ADKISSON VOTING AYE@ AND COMMISSIONERS TEJEDA, ELIZONDO AND JUDGE WOLFF VOTING NAY.@**

**VOTING ON THE ORIGINAL MOTION WAS AS FOLLOWS: COMMISSIONERS TEJEDA, ELIZONDO, LARSON, ADKISSON AND JUDGE WOLFF VOTING AYE@**

**IT IS ORDERED BY THE COURT THAT THE FOLLOWING NINE (9) FIRMS BE AND HEREBY ARE, SELECTED AS THE COUNTY'S PRE-QUALIFIED POOL OF UNDERWRITERS FOR A PERIOD OF TWO (2) YEARS WITH THE UNDERSTANDING THAT THIS ACTION WILL BE RATIFIED AT THE NEXT COURT MEETING SCHEDULED FOR NOVEMBER 18, 2003:**

**LOCAL AND/OR MINORITY-OWNED FIRMS:**

**ESTRADA-HINOJOSA,  
SIEBERT BRANDFORD SHANK & CO.  
M. E. ALLISON & COMPANY**

**REGIONAL FIRMS:**

**BANK ONE CAPITAL MARKETS  
A. G. EDWARDS INVESTMENT BANKING  
1<sup>ST</sup> SOUTHWEST COMPANY**

**NATIONAL FIRMS**

**BEAR STEARNS  
J.P. MORGAN SECURITIES  
UBS FINANCIAL SERVICES**

**RECORDS ARE TO REFLECT THAT THIS LIST CAN BE AMENDED BY THE COURT.**

-----  
COUNTY COMMISSIONER LYLE LARSON LEFT THE

MEETING AT THIS TIME.

-----  
COMMISSIONERS COURT - ITEM 13  
PLANNING & RESOURCE MANAGEMENT DEPARTMENT  
ORDER APPROVING THE SELECTION OF JP MORGAN AS THE  
COUNTY'S TAX ANTICIPATION NOTE (TAN) ISSUANCE  
UNDERWRITER AND DIRECTING STAFF TO STRUCTURE ANY  
POTENTIAL COUNTY TAX ANTICIPATION NOTE ISSUANCE  
WITH A SIX (6) MONTH TERM. (RECORD)

A motion was presented by County Commissioner Paul Elizondo, duly seconded by County Commissioner Tommy Adkisson, which motion was voted on as follows: Commissioners Elizondo, Adkisson and Judge Wolff voting "Aye" and Commissioner Tejeda voting "Nay." It is ordered by the Court that JP Morgan be, and hereby is, selected as the County's Tax Anticipation Note issuance underwriter and staff is directed to structure any potential County Tax Anticipation Note issuance with a 6 month term.

-----  
COUNTY COMMISSIONER LYLE LARSON RETURNED TO THE  
MEETING AT THIS TIME.

-----  
COMMISSIONERS COURT MET IN EXECUTIVE SESSION AT  
THIS TIME PURSUANT TO CHAPTER 551, TEXAS  
GOVERNMENT CODE AND THE FOLLOWING ITEMS WERE  
DISCUSSED.

551.071-CONSULTATION WITH ATTORNEY FOR ADVICE  
REGARDING:

1. PENDING OR CONTEMPLATED LITIGATION OR SETTLEMENT OFFERS  
IN THE FOLLOWING MATTERS:

LEGAL CLAIMS OF I.B.C. PARTNERS, LTD/INWOOD  
HEIGHTS

CONSTABLE RUBEN C. TEJEDA, ET AL, VS. BEXAR  
COUNTY, ET AL

SAN ANTONIO RIVER AUTHORITY V. SYLVIA ROMO &  
BEXAR COUNTY

4:05 P.M.

-----  
-----COMMISSIONERS COURT RETURNED TO OPEN  
SESSION AT THIS TIME AND THE FOLLOWING ACTION WAS TAKEN.

4:20 P.M.

-----  
-----  
COMMISSIONERS COURT - ITEM 15

RECORDS ARE TO REFLECT THAT JUDGE WOLFF DID NOT PARTICIPATE IN  
THE FOLLOWING ACTION TO AVOID THE PERCEPTION OF A CONFLICT OF  
INTEREST. COUNTY COMMISSIONER PAUL ELIZONDO IS PRESIDING  
OFFICER.

ORDER ACCEPTING THE RECOMMENDATION OF THE DISTRICT ATTORNEY'S  
OFFICE AND APPROVING SETTLEMENT OF LEGAL CLAIMS OF I.B.C.  
PARTNERS, LTD/INWOOD HEIGHTS IN THE TOTAL AMOUNT OF \$26,389.65  
AS FOLLOWS:

I.B.C. PARTNERS, LTD - \$16,284.07

**INWOOD HEIGHTS - \$10,105.58**

A motion was presented by County Commissioner Paul Elizondo, duly seconded by County Commissioner Tommy Adkisson, which motion was voted on as follows: Commissioners Tejeda, Elizondo, Larson and Adkisson voting "Aye" and Judge Wolff abstaining. It is ordered by the Court that the recommendation of the District Attorney's office is accepted and settlement of legal claims in the total amount of \$26,389.65, as stated above, be, and hereby is, approved.

-----  
-----

There being no further business Commissioners Court Work Session adjourned at 4:30 p.m.

**NELSON W. WOLFF, COUNTY JUDGE  
BEXAR COUNTY, TEXAS**

**ATTEST:       GERRY RICKHOFF  
              COUNTY CLERK  
              BEXAR COUNTY, TEXAS**

\*\*\*\*\*  
\*\*\*\*\*