

Orders of Commissioners Court  
Bexar County, Texas

**JULY 25, 2006**

Court met at 9:20 a.m.

A Regular Meeting was held by the Honorable Commissioners Court, in and for said State and County, met at the Courthouse, of thereof, in Bexar County on July 25, 2006

Present at roll call:

Sergio "Chico" Rodriguez, County Commissioner Precinct No. 1;  
Paul Elizondo, County Commissioner Precinct No. 2; (Presiding Officer)  
Lyle Larson, County Commissioner Precinct No. 3;  
Tommy Adkisson, County Commissioner Precinct No. 4;  
Seth Mitchell, Chief of Staff to County Judge;  
Tommy J. Tompkins, County Auditor;  
Gerry Rickhoff, County Clerk (Rep. by Leonor Mercado);  
Susan Reed, District Attorney (Rep. by Ed Schweningen);  
Keith L. Charlton, Executive Director - Criminal Justice Planning & Coordination Department;  
David Marquez, Director, Economic Development/Special Projects;  
Joe Aceves, Executive Director - Infrastructure Services Department;  
David J. Morgan, Chief Information Officer - Information Services Department;  
David Smith, Executive Director - Planning & Resource Management Department/Budget Officer; and  
Gary O'Bar, Purchasing Agent.

When the following proceedings were had to-wit:

Moses Suarez, gave the invocation at today's meeting. County Commissioner Sergio "Chico" Rodriguez led the Pledge of Allegiance.



A Letter of condolence is to be sent to the family of Olivia Scott expressing to them the sympathy of the court on the loss of their loved one. Mrs. Scott worked for Lyle Larson as his special assistant when he began his career as a City Councilman and also when he was elected to public office as a County Commissioner. Her mother, Trinie Lopez Meadows, survives her; stepson, John "Jack" Scott; numerous nieces and nephews.

A Letter of condolence is to be sent to the family of Jorge Brito Hernandez, Sr. expressing to them the sympathy of the court on the loss of their loved one. Mr. Hernandez retired from Kelly Air Force Base after 36 years of service and was a parishioner of Holy Rosary Catholic church. He is survived by his wife Consuelo Aguirre Hernandez; sons, George B. Hernandez, Jr., Dr. Ricardo A. Hernandez, Peter J. Hernandez; daughters, Eliza Hernandez, and Mary Frances Bleile; 13 grandchildren; and numerous nieces and nephews.

A Letter of condolence is to be sent to the family of Romulo A. Munguia expressing to them the sympathy of the court on the loss of their loved one. Mr. Munguia, fondly known as "Chacho" was a printer, a WWII veteran and for those who knew him at Fox Tech, he was the Editor-in-Chief of the high school yearbook, Class of 1945. He is survived by his wife, Nelda M. Munguia; daughters, Rose Michel Munguia, Kathleen Munguia, and Nelda Guenther; 6 grandchildren and 3 great grandchildren; and numerous nieces and nephews.

A Letter of condolence is to be sent to the family of Daniel W. McDevitt, III, expressing to them the sympathy of the court on the loss of their loved one. Mr. McDevitt was a veteran having served with the U.S. Coast Guard. He was an active member of the Wimberley Lion's Club and could be found working in the kitchen on Market Days. He served six years on the WISD school board as a trustee. His wife Paula Anne McDevitt; son, Sean; and daughter Renee; and many nieces and nephews survive Mr. McDevitt.

A Letter of condolence is to be sent to the family of Cheryl Ann Boatright expressing to them the sympathy of the court on the loss of their loved one. Her husband, Jody A. Boatright; son, James Allen Boatright; 3 grandchildren; numerous nieces and nephews survive Mrs. Boatright.

Commissioners Court will adjourn today's meeting in Honor and Memory of:

*Olivia Lopez Scott  
Jorge Brito Hernandez, Sr.  
Romulo A. Munguia  
Daniel W. McDevitt, III  
Cheryl Ann Boatright*



**Item – 5a**

July 25, 2006

Special Presentation

Presentation by David Marquez regarding the petition to create the Crosswinds at South Lake Special Improvement District Pursuant to Subchapter C, Chapter 372 of the Texas Local Government Code. (Record)

Commissioners Court Recessed at 9:35 a.m. and the Public Hearing regarding the creation of the Crosswinds at South Lake Special Improvement District was called to order.

Public Hearing closed and Commissioners Court reconvened at 9:35 a.m.



**Item – 5a**

July 25, 2006

The Court hereby ordered and approved a motion accepting a presentation regarding the petition to create the Crosswinds at South Lake Special Improvement District Pursuant to Subchapter C, Chapter 372 of the Texas Local Government Code. (Record)

A motion was presented by County Commissioner Sergio "Chico" Rodriguez, duly seconded by County Commissioner Tommy Adkisson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item – 3a-d**

July 25, 2006

The Court presented a Proclamation declaring October 10, 2006 through October 14, 2006 as "Peanut Festival Days" in Floresville, Texas. (Record)

The Court presented a Proclamation declaring August 1, 2006 as "Bexar County Family Justice Center Day" which celebrates the one-year anniversary of the Bexar County Family Justice Center. (Record)

The Court presented a Hidalgo to the Grey Forest Police Chief Don Taylor. (Record)

The Court presented a Resolution establishing support of the “Plug-In Bexar County” to promote the mass production of Plug-In Hybrid vehicles and to develop a program to encourage the future purchase of flexible-fuel plug-in hybrid vehicles, including fleet orders. (Record)

♦♦

**Item - 4**  
July 25, 2006  
**Commissioners Court**

Presentation by David Marquez regarding a status report on the Bexar County Suburban Cities Economic Development Program. (Record)

♦♦

**Item - 6**  
July 25, 2006  
**Commissioners Court**

The Court hereby ordered and approved a motion approving the Consent Agenda (Items 10-55) with the exception of Item #11, which will be heard separately. (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 Rodriguez, Elizondo, Larson, and Adkisson voting “Aye”.

A motion was presented by County Commissioner Tommy Adkisson, duly seconded by County Commissioner Lyle Larson, to reconsider the Vote by which Consent Agenda Item 52 was approved and reconsider the Item at this time.

Motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson and Adkisson voting “Aye”.  
Motion Carried.

♦♦

**Item - 10**  
July 25, 2006  
**Commissioners Court**

The Court hereby ordered and approved a motion approving a request from Sergio “Chico” Rodriguez, Precinct 1 to appoint Santiago “James” Valenzuela to the Historical Commission to fill the unexpired term vacated by Rosie M. Anguiano to a term to begin upon appointment and expire December 31, 2006.

A motion was presented by County Commissioner Tommy Adkisson, duly seconded by County Commissioner Lyle Larson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, and Adkisson voting “Aye”.

♦♦

**Item - 12**  
July 25, 2006  
**Criminal District Attorney's Office**

The Court hereby ordered and approved a motion approving a request to execute Title IV-E purchase vouchers to be submitted to the Texas Department of Protective and Regulatory Services for reimbursement in the total amount of \$72,130.81 for legal services rendered by the Criminal District Attorney’s Office from March 2006 through May 2006. (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 Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 13**

July 25, 2006

**County Clerk**

The Court hereby ordered and approved a motion approving a request to temporarily add the following items to the inventory list for the County Clerk's Office effective July 25, 2006 through September 29, 2006, for display by the Spanish Archives Division: a collection of 40 D-Day helmets, military patches, insignias and medals. (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 Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 14**

July 25, 2006

**Tax Assessor-Collector's Office**

The Court hereby ordered and approved a motion approving a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$18.02 on account #13810-000-0013, Randolph Business Park I, L.P., for tax year 2005 in accordance with Section 33.011 of the Texas Property Tax Code. (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 Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 15**

July 25, 2006

**Tax Assessor-Collector's Office**

The Court hereby ordered and approved a motion approving a Lease Agreement between Bexar County and the Texas Department of Transportation for additional leased workstations to be used by title services and franchised dealers in the performance of titling and registration processes, on an as needed basis with no fiscal impact to the County. (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 Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 16**

July 25, 2006

**Tax Assessor-Collector's Office**

The Court hereby ordered and approved a motion approving an Amended Software License, Hardware Purchase and Maintenance Agreement between Bexar County and Linebarger Goggan Blair and Sampson, L.L.P., doing business as Appraisal and Collection Technologies to amend the Performance Bond requirements for a term to begin July 25, 2006 and end May 8, 2011.

A motion was presented by County Commissioner Tommy Adkisson, duly seconded by County Commissioner Lyle Larson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 17**  
July 25, 2006  
**County Auditor**

The Court hereby ordered and approved a motion approving accounts and checks ordered drawn totaling: (Record)

\$3,739,471.92 (Checks printed July 12, 2006)  
\$ 143,611.68 (Checks printed July 14, 2006)  
\$4,141,162.84 (Checks printed July 19, 2006)

A motion was presented by County Commissioner Tommy Adkisson, duly seconded by County Commissioner Lyle Larson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 18**  
July 25, 2006  
**County Auditor**

The Court hereby ordered and approved a motion authorizing the County Auditor to pay bills through Friday, July 28, 2006. The list of bills will be presented to the Court on August 1, 2006. (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 Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 19**  
July 25, 2006  
**County Auditor**

The Court hereby ordered and approved a motion approving the payment of payrolls and auto allowances to be paid through Monday, July 31, 2006. (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 Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 20**  
July 25, 2006  
**County Auditor**

The Court hereby ordered and approved a motion approving the Tax Assessor-Collector's Report of Taxes collected in June 2006. (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 Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 21**

July 25, 2006

**Purchasing Department**

The Court hereby ordered and approved a motion authorizing the Purchasing Agent to advertise an Invitation for Bid for the mailing of 2006 Tax Statements as requested by the Bexar County Tax Assessor-Collector’s Office. (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 Rodriguez, Elizondo, Larson, and Adkisson voting “Aye”.



**Item - 22**

July 25, 2006

**Purchasing Department**

The Court hereby ordered and approved a motion awarding the renewal of a requirements contract with Dade Behring, Incorporated to provide a lease of an Automated Urinalysis Testing System for a one-year period under the same pricing, terms and conditions at the request of the Bexar County Community Supervision & Corrections Department for an estimated annual amount of \$166,000 and authorizing the Purchasing Agent to execute contract modifications and file appropriate award documents for record. (Record-contract to be filed later)

A motion was presented by County Commissioner Tommy Adkisson, duly seconded by County Commissioner Lyle Larson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, and Adkisson voting “Aye”.



**Item - 23**

July 25, 2006

**Purchasing Department**

The Court hereby ordered and approved a motion awarding the renewal of a requirements contract with Truck Parts Specialist; Conley-Lott Nichols; Waukesha-Pearce Industrial; Alamo Ag-Con Equipment; Santex Truck Center, LTD; Diesel Injection Sales & Service; Tractor City; Wildcat Hydraulics, LLC; Terex Utilities; and Grande Truck Center to provide for the purchase of Miscellaneous Vehicle & Equipment, Parts & Service for a one-year period under the same pricing, terms and conditions at the request of the Bexar County Infrastructure Services Department for an estimated annual amount of \$781,617 and authorizing the Purchasing Agent to execute contract modifications and file appropriate award documents for record. (Record-contract to be filed later)

A motion was presented by County Commissioner Tommy Adkisson, duly seconded by County Commissioner Lyle Larson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, and Adkisson voting “Aye”.



**Item - 24**

July 25, 2006

**Purchasing Department**

The Court hereby ordered and approved a motion accepting a sole source proposal from Honeywell, Inc. to provide the Bexar County Infrastructure Services Department with a Fire Alarm System upgrade and maintenance coordinated with The Adult Detention Center/Sheriff’s Office for \$210,000 and authorizing the Purchasing Agent to execute award document and file for record. (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 Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 25**

July 25, 2006

**Purchasing Department**

The Court hereby ordered and approved a motion accepting a sole source proposal from Honeywell, Inc. to provide the Bexar County Infrastructure Services Department with a Fire Alarm System replacement and maintenance for the Bexar County Parking Garage for \$86,520 and authorizing the Purchasing Agent to execute award document and file for record. (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 Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 26**

July 25, 2006

**Information Services**

The Court hereby ordered and approved a motion authorizing the County Judge to sign agreements(s) between Bexar County and the organizations(s) listed below for the purpose of allowing access to the Bexar County Public Information Network for records limited to information obtainable by the public under the provisions of Rule 12 of the Rules of Judicial Administration: McCurley, Orsinger, McCurley, Nelson & Downing, L.L.P., Information Resources, Inc., and River City Private Investigations. (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 Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 27**

July 25, 2006

**Infrastructure Services**

The Court hereby ordered and approved a motion establishing the following Stop zones: (Record)

**Precinct No. 3**

- Vitex at intersection with Sassafras (Stop at Vitex)
- Sassafras at intersection with Preserve Parkway (Stop at Sassafras)
- Texas Sotol at intersection with Sassafras (Stop at Texas Sotol)
- Texas Sotol at intersection with Big Bluestem (Stop at Texas Sotol)
- Sweet Olive at intersection with Big Bluestem (Stop at Sweet Olive)
- Sweet Olive at intersection with Sassafras (Stop at Sweet Olive)
- Ox-Eye Daisy at intersection with Sassafras (Stop at Ox-Eye Daisy)
- Sassafras at intersection with Fosythia (Stop at Sassafras)

**Precinct No. 4**

- Pecan Fall at intersection with Morning Grove (Stop at Pecan Fall)
- Sierra Springs at intersection with Morning Grove (Stop at Sierra Springs)
- Morning Grove at intersection with Seneca Creek (Stop at Morning Grove)

The Court hereby ordered and approved a motion establishing the following Speed zones:

**Precinct No. 3**

- Sassafras from Preserve Parkway to end of road, shall be 30 mph

A motion was presented by County Commissioner Tommy Adkisson, duly seconded by County Commissioner Lyle Larson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, and Adkisson voting “Aye”.



**Item - 28**

July 25, 2006

**Infrastructure Services**

The Court hereby ordered and approved a motion accepting the following drain in the identified subdivision for County maintenance to begin July 25, 2006: (Record)

Precinct No.1

Subdivision

Heritage Park Unit 24

Drain

Drain A (1,728.17 lf)

A motion was presented by County Commissioner Tommy Adkisson, duly seconded by County Commissioner Lyle Larson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, and Adkisson voting “Aye”.



**Item – 29-42**

July 25, 2006

**Infrastructure Services**

The Court hereby ordered and approved a motion approving the following subdivision plats located inside the ETJ of the City of San Antonio, subject to all County regulations: (Record)

Precinct No. 1

Subdivision plat of Alamo Ranch Unit 23C, (owner: Pulte Homes of Texas, L.P., located south of Amos Poallard Road and Alamo Ranch Parkway, not within the Edwards Aquifer Recharge Zone).

Subdivision plat of Alamo Ranch Unit 52A Enclave, (owner: Ventana Builders, L.P., located north of Cottonwood Way and Lone Star Parkway, not within the Edwards Aquifer Recharge Zone).

Subdivision plat of Alamo Ranch Units 20 and 21 Phase 1, (owner: Standard Pacific Homes, located southwest of Lone Star Parkway and Alamo Ranch Parkway, not within the Edwards Aquifer Recharge Zone).

Subdivision plat of Bella Vista Unit 3 Section 2, (owner: S.R. Holdings, L.P., located east of Castelluccio and Palatine Hill, not within the Edwards Aquifer Recharge Zone).

Subdivision plat of Champions Park Unit 2, (owner: Inca Texas 25, LLLP, located northwest of Marbach Road and Loop 1604, not within the Edwards Aquifer Recharge Zone).

Subdivision plat of Mesa Creek Unit 1 and 2, (owner: KB Home Lone Star L.P., located northeast of Pue Road and Kriewald Road, not within the Edwards Aquifer Recharge Zone).

Precinct No. 2

Subdivision plat of The Meadows of Bridgewood Unit 6, (owner: KB Home Lone Star L.P., located southeast of Liberty Field and Acuff Station, not within the Edwards Aquifer Recharge Zone).

Precinct No.3

Subdivision plat of Canyon Springs Unit 12E, (owner: Centex Homes, located north of Canyon Golf Road and Blue Water Way, not within the Edwards Aquifer Recharge Zone).

Subdivision plat of The Villages at Bulverde Phase 4, (owner: Centex Homes, located southeast of Bulverde Green and Bulverde Oaks, within the Edwards Aquifer Recharge Zone).

Subdivision plat of The Villages at Bulverde Phase 8, (owner: Centex Homes, located northeast of Bulverde Green Road and Fork Bend Hill, within the Edwards Aquifer Recharge Zone).

Subdivision plat of Trinity Oaks Unit 4B Public Utility District, (owner: Trinity Oaks, SA, LTD., located southeast of Trinity Park and Trinity Falls, not within the Edwards Aquifer Recharge Zone).

Subdivision plat of Villas at Silverado Hills Enclave, (owner: Centex Homes, located northwest of Canyon Golf Road and Overlook Parkway, not within the Edwards Aquifer Recharge Zone).

Subdivision plat of Indian Springs Estates South Unit 3, (owner: Continental Homes of Texas, L.P., located southeast of Wilderness Oak and Bulverde Road, within the Edwards Aquifer Recharge Zone).

Subdivision plat of Lakeside at Canyon Springs Unit 2 Public Utility District, (owner: Pulte Homes of Texas, LTD., located southeast of Alpine Pond and Marsh Pond, within the Edwards Aquifer Recharge Zone).

A motion was presented by County Commissioner Tommy Adkisson, duly seconded by County Commissioner Lyle Larson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 43**

July 25, 2006

**Infrastructure Services**

The Court hereby ordered and approved a motion authorizing the continued collection of the school crossing guard fee in the amount of \$1.50 for each vehicle registered in Bexar County for registration year 2007 as provided under Chapter 502, Section 502.173 of the Transportation Code. (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 Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 44**

July 25, 2006

**Infrastructure Services**

The Court hereby ordered and approved a motion authorizing the continued collection of the county road and bridge fee in the amount of \$10 for each vehicle registered in Bexar County for registration year 2007 as provided under Chapter 502, Section 502.172 of the Transportation Code. (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 Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 45**

July 25, 2006

**Infrastructure Services**

The Court hereby ordered and approved a motion approving a variance request to Article 6, Section A(8)-(9) of the Bexar County Flood Damage Prevention Court Order for CPS Energy. Precinct No. 3 (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 Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 46**

July 25, 2006

**Infrastructure Services**

The Court hereby ordered and approved a motion authorizing the County Judge to execute Field Alteration Number 6 to the contract between Bexar County and Greco Construction, Inc. in connection with Northwest Service Center, BC 2005-429, increasing the contract amount by \$3,625 and contract time increase of ten additional days. Precinct No.1 (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 Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 47**

July 25, 2006

**Infrastructure Services**

The Court hereby ordered and approved a motion authorizing an Order declaring a public necessity for the acquisition of fee simple title in and to Parcel 15, Shaenfield Road Reconstruction Project, consisting of 0.0395 of an acre of land, more or less, save and except any oil, gas or minerals and any subsurface water rights in and to the parcels together with any and all appurtenant water rights, without any right of the owner(s) of ingress and egress to and from the surface of said parcels to explore, develop, drill or produce, for the improvement of Shaenfield Road, for highway right-of-way purposes, said parcel being situated in the M.M. Musquiz Survey No. 80, Abstract 467, County Block 4450, Bexar County, Texas being a portion of a 1.0 acre tract as described in a gift deed recorded in Volume 6432, Page 695 of the Real Property Records of Bexar County, Texas and authorizing institution of condemnation proceedings to acquire such land rights. Precinct No. 2 (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 Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 48**

July 25, 2006

**Infrastructure Services**

The Court hereby ordered and approved a motion authorizing the County Judge to execute a Release of Lien for the property located in Kings Point Subdivision, Lots 22 & 23, Block 11, CB 4194B; owner: Eubaldo R. Oliva. Precinct No.1. (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 Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 49**

July 25, 2006

**Infrastructure Services**

The Court hereby ordered and approved a motion authorizing the County Judge to execute a Release of Lien for the property located in Kings Point Subdivision, Lot 9, Block 8, CB 4194B; owner: Reynaldo Sanchez Jr. Precinct No.1. (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 Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item – 50**

July 25, 2006

**Infrastructure Services**

The Court hereby ordered and approved a motion approving the purchase of right-of-way, Parcel No. 10D being 21.284 acres, SH 211 on behalf of Texas Department of Transportation, from Ciudad de las Palomas, Ltd. for a total consideration of \$199,095. Precinct No.1. (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 Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 51**

July 25, 2006

**Infrastructure Services**

The Court hereby ordered and approved a motion authorizing the Infrastructure Services Department to pay airfare and hotel accommodations to bring in applicants for job interviews for the Energy Manager position not to exceed \$2,500 per applicant. (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 Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 53**

July 25, 2006

**Planning and Resource Management**

The Court hereby ordered and approved a motion approving the following budgetary transfers: (Record)

<u>Office/Department</u>	<u>Amount</u>	<u>From</u>	<u>To</u>
Infrastructure Services	\$275,000	Special Road & Bridge; Miscellaneous	Special Road & Bridge; Road Materials
Infrastructure Services	\$20,000	Capital Improvements; Undesignated Funds	Capital Improvements; Computer Room Fire Suppression
Infrastructure Services	\$263,152	November 2003 Bond Program; Building Improvement	November 2003 Bond Program; Building Improvement
Economic Development and Community Services Division	\$63,013	Non-Departmental; Undesignated Funds	Economic Development and Community Services Division; Burial Services
Sheriff's Office	\$190,000	General Fund; Regular Salaries	General Fund; Clothing, Bedding and Utensils

A motion was presented by County Commissioner Tommy Adkisson, duly seconded by County Commissioner Lyle Larson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 54**

July 25, 2006

**Planning and Resource Management**

The Court hereby ordered and approved a motion ratifying Commissioners Court action taken on July 13, 2006 to terminate the contract between Bexar County and Southwestern Capital Markets, Inc. effective July 24, 2006. (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 Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 55**

July 25, 2006

**Planning and Resource Management**

The Court hereby ordered and approved a motion amending Acquisition Fund Agreement between Bexar County, Chase Equipment Leasing, Inc. and Bank of America, N.A. and an Amended Acquisition Fund Agreement between Bexar County, Banc of America Leasing & Capital, LLC and Bank of America, N.A to replace the County's former depository, with Bank of America, N.A. (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 Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 11**

July 25, 2006

**Commissioners Court**

The Court hereby ordered and approved a motion approving a request from the Bexar Metro 911 District to approve the FY 2007 Proposed Budget pursuant to the Texas Health & Safety Code, Chapter 772.309. (Record)

A motion was presented by County Commissioner Lyle Larson, duly seconded by County Commissioner Tommy Adkisson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 7**

July 25, 2006

**Commissioners Court**

Filing for record the following legal and administrative documents, and directing the Criminal District Attorney to take action if necessary: (Record)

- A. Names of 2006 Salary Grievance Committee Members: Sammy J. Willis, Deborra Finlan Cardenas, Laura Ann Compton, Ruby Pena, Norman David Strom, Michelle Cowans, Deborah Throckmorton, Barbara Lovell Harrison, and Richard D. McCullor; and
- B. Second Amendment to HIV Services Program Management Agreement with the University Health System - Approved April 18, 2006.



**Item - 8**

July 25, 2006

**Commissioners Court**

The Court hereby ordered and approved a motion approving minutes of Tuesday, July 13, 2006, as printed. (Record)

A motion was presented by County Commissioner Lyle Larson, duly seconded by County Commissioner Tommy Adkisson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item - 9**

July 25, 2006

**Commissioners Court**

Communications, including citizens who signed the citizen registration form and reports:

Adriana Rodriguez – Item 56

Farris Hodges, Jr.



**Item - 57**

July 25, 2006

**Economic Development and Community Services**

Discussion was held regarding a status report on the AT&T Center/Arena Venue project. (Record)

No action was taken.



**Item - 58**

July 25, 2006

**Economic Development and Community Services**

The Court hereby ordered and approved a motion approving installation of a Military Order of the Purple Heart memorial at the Bexar County Justice Center and a ground breaking ceremony at 10:00 a.m. on August 7, 2006 and authorizing funding not to exceed \$2,500.00. (Record)

A motion was presented by County Commissioner Lyle Larson, duly seconded by County Commissioner Sergio "Chico" Rodriguez, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



**Item – 5b**

July 25, 2006

**Commissioners Court**

Presentation was held regarding whether the position of Justice of the Peace for Place 2, Justice Precinct 1, should be abolished.

Commissioners Court recessed at 11:15 a.m. and Public Hearing was called to order to accept public comment regarding whether the Justice of the Peace position for Place 2, Justice Precinct 1 should be abolished.

Public Hearing closed and Commissioner Court reconvened at 11:15 a.m.



**Item - 52**

July 25, 2006

**Economic Development and Community Services**

The Court hereby ordered and approved a motion approving a request to reprogram 2004 & 2005 Community Development Block Grant funds in the amount of \$349,090 from the City of Balcones Heights drainage improvements project to the street reconstruction project and permission to advertise for public comment. (Record)

A motion was presented by County Commissioner Lyle Larson, duly seconded by County Commissioner Sergio “Chico” Rodriguez and Tommy Adkisson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, and Adkisson voting “Aye”.



**Item - 59**

July 25, 2006

**Information Services**

The Court hereby ordered and approved a motion approving the County Integrated Justice System (BCIJS) project, to include: (Record)

- a. Accepting status report of the BCIJS project;
- b. Directing staff to begin contract negotiations with Maximus and Tyler for potential acquisition of a system; and
- c. Directing staff to complete the implementation plan using the highest rated commercial package, modifiable to fit a solution from either vendor.

A motion was presented by County Commissioner Lyle Larson, duly seconded by County Commissioner Tommy Adkisson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, and Adkisson voting “Aye”.



*Commissioners Court at recessed at this time. 12:15 P.M.*

*Commissioners Court reconvened at this time 1:45 P.M.*



**Item – 5c**

July 25, 2006

**Economic Development and Community Services**

Discussion was held regarding the final selection of projects to be funded with Program Year 2006 Community Development Block Grant (\$1,761,911) and HOME Program (\$611,417) funds. (Record)

Commissioners Court recessed at 1:45 p.m. and the Public Hearing was called to order to accept public comment regarding the final selection of projects to be funded with Program Year 2006 CDBG and HOME Program funds.

Public Hearing closed at 2:00 p.m. and Commissioner Court reconvened and the following action was taken.

**Item – 5c**

July 25, 2006

**Economic Development and Community Services**

The Court hereby ordered and approved a motion approving permission to submit the Plan Year 2006 One-year Action Plan to the Housing Urban Development by August 15, 2006. (Record)

A motion was presented by County Commissioner Sergio “Chico” Rodriguez, duly seconded by County Commissioner Tommy Adkisson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, and Adkisson voting “Aye”.

**Item – 5c**

July 25, 2006

**Economic Development and Community Services**

The Court hereby ordered and approved a motion approving to reprogram HOME funds (\$200,000) of which \$100,000 to the City of Converse – Town Square Apartments and \$100,000 to the NPR Group – Costa Almadena, LTD. for the 2006-2007 Budget Year. (Record)

A motion was presented by County Commissioner Tommy Adkisson, duly seconded by County Commissioner Sergio “Chico” Rodriguez, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, and Adkisson voting “Aye”.

**Item – 5c**

July 25, 2006

**Economic Development and Community Services**

The Court hereby ordered and approved a motion approving permission to publish a public notice of reprogramming HOME funds for a 30-day public comment period. (Record)

A motion was presented by County Commissioner Sergio “Chico” Rodriguez, duly seconded by County Commissioner Lyle Larson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, and Adkisson voting “Aye”.



**Item – 5d**

July 25, 2006

**County Auditor**

Discussion was held regarding a presentation by Doran Ann Verde of Garza/Gonzales & Associates of the independent auditor’s report on Bexar County’s Comprehensive Annual Financial Report and the Management’s Discussion and Analysis for the fiscal year ended September 30, 2005. (Record)

No action was taken.



**Item - 60**

July 25, 2006

**Criminal Justice Planning and Coordination**

Discussion was held regarding status report on detention population monitoring including the processing of “paper ready” inmates and mentally ill inmates. (Record)

No action was taken.



**Item - 61**

July 25, 2006

**Infrastructure Services**

Discussion was regarding Bexar County’s Pass through Financing Program. (Record)

No action was taken.



**Item - 56**

July 25, 2006

**Economic Development and Community Services**

The Court hereby ordered and approved a motion deferring action regarding the order granting the petition for the creation of a Public Improvement District to be named Crosswinds at South Lake Special Improvement District and the appointment of the Board of Directors until Tuesday, August 1, 2005. (Record)

A motion was presented by County Commissioner Sergio “Chico” Rodriguez, duly seconded by County Commissioner Lyle Larson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, and Adkisson voting “Aye”.



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:

Pending or contemplated litigation or settlement offers in the following matters:

- a. Legal claims involving United States Environmental Protection Agency

Bexar County v. Crestwood Estates

Bexar County v. William and Joann Fey

- b. Legal issues pertaining to the following matters in which the duty of the attorney for Bexar County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act:

Legal issues pertaining to the possible abolishment of the office of Justice of the Peace, Precinct 1, Place 2.

Legal issues pertaining to the applicability of the Fire Code to Champion Homes at Marshall Meadows, 1803 Marshall Cross

551.072 -

Deliberation regarding real property:

- a. Deliberation regarding the purchase, exchange, lease, or value of the following real property, the deliberation in an open meeting would have a detrimental effect on the position of Bexar County in negotiations with a third party:

Comal Street between Commerce and Martin

551.086 -

Deliberation regarding the following Economic Development Negotiations:

Project Silverado – insurance operations center

Vistana, Ltd. – mixed-use project for a central city multi family rental only housing and retail center.

3:20 P.M.

Commissioners Court returned to open session and the following action was taken.

4:00 P.M.



**Item - 63**

July 25, 2006

The Court hereby ordered and approved a motion accepting recommendation by the District Attorney's office settlement amount of \$176,490, in the condemnation lawsuit styled Bexar County v. Crestwood Estates, L.L.C., Cause No. 2003-ED-0031. (Record)

A motion was presented by County Commissioner Lyle Larson, duly seconded by County Commissioner Tommy Adkisson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, and Adkisson voting "Aye".



A motion for adjournment was presented by County Commissioner Tommy Adkisson, duly seconded by County Commissioner Lyle Larson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, and Adkisson voting "Aye." It is ordered by the Court that Commissioners Court of Bexar County, Texas be, and hereby stands, adjourned. *Commissioner Elizondo asked that a moment of silence be observed in Honor and Memory of Olivia Lopez Scott, Jorge Brito Hernandez, Sr., Romulo A. Munguia, Daniel W. McDevitt, III, Cheryl Ann Boatright* until July 26, 2006 at 10:00 a.m.

4:10 P.M.

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NELSON W. WOLFF, COUNTY JUDGE  
BEXAR COUNTY, TEXAS

ATTEST:        GERRY RICKHOFF  
                  COUNTY CLERK  
                  BEXAR COUNTY, TEXAS

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