

Orders of Commissioners Court
Bexar County, Texas

FEBRUARY 06, 2007

Court met at 11:00 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 February 6, 2007.

Present at roll call:

Nelson W. Wolff, County Judge;
Sergio "Chico" Rodriguez, 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;
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, Executive Director of Economic Development;
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;
Aurora Sanchez, Executive Director – Community & Development Programs Department; and
Gary O'Bar, Purchasing Agent.

When the following proceedings were had to-wit:

Roger Terry, Constable Pct.3 gave the invocation at today's meeting. County Commissioner Lyle Larson led the Pledge of Allegiance.



A letter of condolence is to be sent to the family of Chris Mireles expressing to them the sympathy of the Court on the loss of their loved one. Her mother, Eleanor Mireles; Brothers, Eugene Mireles, Judge Andy Mireles, Bill Mireles, Bob Mireles, Larry Mireles; 1 niece and 4 nephews and other relatives and friends survive her.

Commissioners Court will adjourn today's meeting in honor and memory of:

Chris Mireles



Item – 3a-b

February 6, 2007

CEREMONIAL ITEMS:

The Court presented a Proclamation recognizing and proclaiming February 6, 2007, as “South Texas Alliance for Regional Quality (STARQuality) Day” in Bexar County. (Record)

The Court presented a Proclamation recognizing and proclaiming the Construction Industry Associations and the Bexar County Child Welfare Board for sponsoring the “Construct a Kid’s Christmas” and applauds the efforts of these individuals for helping the abused and neglected children of Bexar County enjoy the holiday season. Steven Schultz, president of The Associated Builders & Contractors (ABC) presented them with a check for \$30,000. (Record)

County Judge Nelson W. Wolff recognized students visiting from North West Vista College.



Item – 5
February 6, 2007

The Court hereby ordered and approved a motion approving the Consent Agenda (items 9-43) with the exception of items 23 & 24, which will be heard separately. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 9
February 6, 2007
Commissioners Court

The Court hereby ordered and approved a motion approving a request by Commissioner Larson, Precinct 3, to appoint Carter Callaway to the Bexar County Child Welfare Board for a term to begin upon appointment and to expire December 31, 2008. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 10
February 6, 2007
Commissioners Court

The Court hereby ordered and approved a motion approving a request from Commissioner Sergio “Chico” Rodriguez, Precinct 1 to appoint Pilar Mireles to the Heathers Cove Tax Increment Reinvestment Zone Board for a two-year term to begin upon appointment and expire on February 6, 2009. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 11
February 6, 2007
Commissioners Court

The Court hereby ordered and approved a motion approving a request from Commissioner Sergio “Chico” Rodriguez, Precinct 1 to appoint Pilar Mireles to the Meadow Way Tax Increment Reinvestment Zone Board for a two-year term to begin upon appointment and expire on February 6, 2009. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 12
February 6, 2007
Commissioners Court

The Court hereby ordered and approved a motion approving a request from Commissioner Sergio “Chico” Rodriguez, Precinct 1 to appoint Pilar Mireles to the Hallie Heights Tax Increment Reinvestment Zone Board for a two-year term to begin upon appointment and expire on February 6, 2009. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 13
February 6, 2007
Criminal District Attorney's Office

The Court hereby ordered and approved a motion authorizing the County Judge to accept Supplemental Grant Funding Award for the “Project Safe Neighborhoods Program,” under the Project Safe Neighborhoods Program of the Bureau of Justice Assistance, awarded to the United States Attorney’s Office of the Western District of Texas, and administered by the Texas Attorney General’s Office, with no cash or in-kind match required, in the amount of \$59,502. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 14
February 6, 2007
District Clerk

The Court hereby ordered and approved a motion approving a request to increase the copy fee from .50 cents to .75 cents per Section 51.318 of the Government Code effective February 7, 2007. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 15
February 6, 2007
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 \$6,418.32 on account #10851-001-0110, Cintas Co. c/o Jared Mattingly, for tax year 2004 in accordance with Section 33.011 of the Texas Property Tax Code. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 16
February 6, 2007
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 \$1,407 on account #12501-012-0080 & 12501-012-0090, MG Building Materials c/o Grace Canedo, for tax year 2005 in accordance with Section 33.011 of the Texas Property Tax Code. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 17
February 6, 2007
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 \$992.20 on account #14862-000-0390, DTMB Ltd. c/o Richard H. Sommer for tax year 2004 in accordance with Section 33.011 of the Texas Property Tax Code. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 18

February 6, 2007
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 \$943.31 on account #19221-050-0010, NSH San Antonio Surgical Hospital Inc. c/o Laura Guzman, for tax years 1994-1997 in accordance with Section 33.011 of the Texas Property Tax Code. (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, Adkisson, and Judge Wolff voting "Aye".



Item – 19
February 6, 2007
County Auditor

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

\$ 5,173,750.25 (Checks printed January 24, 2007)
\$ 586,972.99 (Checks printed January 26, 2007)
\$ 13,920,970.02 (Checks printed January 31, 2007)
\$ 857,517.37 (Checks printed February 2, 2007)

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, Adkisson, and Judge Wolff voting "Aye".



Item – 20
February 6, 2007
County Auditor

The Court hereby ordered and approved a motion approving the payment of payrolls and auto allowances to be paid Thursday, February 15, 2007. (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, Adkisson, and Judge Wolff voting "Aye".



Item – 21
February 6, 2007
County Auditor

The Court hereby ordered and approved a motion authorizing the County Auditor to pay bills through Friday, February 23, 2007 to include Claims Registers for February 7, 2007, February 9, 2007, February 14, 2007, February 16, 2007, February 21, 2007 and February 23, 2007. The list of bills paid will be presented to the Court on February 27, 2007. (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, Adkisson, and Judge Wolff voting "Aye".



Item – 22
February 6, 2007
County Auditor

The Court hereby ordered and approved a motion approving the payment of cellular telephone bills over \$75 for the period of November 2006 for Nextel and December 2006 for Cingular. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 25
February 6, 2007
Purchasing Department

The Court hereby ordered and approved a motion awarding a contract to the lowest and best bid from Automatic Elevator Incorporated for the purchase of elevator maintenance as requested by the Bexar County Infrastructure Services Department for a one-year period for an estimated annual amount of \$110,000 and authorizing the Purchasing Agenda to execute and file appropriate award documents for record. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 26
February 6, 2007
Purchasing Department

The Court hereby ordered and approved a motion awarding a contract to Agilent Technologies for the purchase of two Gas Chromatograph/Mass Selective Detector systems on a sole source basis as requested by the Bexar County Criminal Justice Planning & Coordination Department in the amount of \$115,008.57 and authorizing the Purchasing Agent to execute and file appropriate award documents for record. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 27
February 6, 2007
Information Services

The Court hereby ordered and approved a motion authorizing the County Judge to sign agreement(s) between Bexar County and H & H Judgments Recovery Service, Law Offices of Pat Maloney, El Tropicano, Riverwalk Hotel, Title Strategies and Cajun Riverport, Inc for the purpose of allowing access to the Bexar County Public Information Network for records limited to information obtained by the public under the provisions of Rule 12 of the Rules of Judicial Administration. (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, Adkisson, and Judge Wolff voting "Aye".



Item – 28
February 6, 2007
Infrastructure Services

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

Precinct Number 1

- Royal Stable at intersection with Rainbow Creek (Stop at Royal Stable)
- Rosewood Crest at intersection with Rainbow Creek (Stop at Rosewood Crest)
- Antler Post at intersection with Rosewood Crest (Stop at Antler Post)

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, Adkisson, and Judge Wolff voting "Aye".



Item – 29
February 6, 2007
Infrastructure Services

The Court hereby ordered and approved a motion accepting the following streets and drains in the identified subdivisions for County maintenance to begin February 6, 2007: (Record)

<u>Subdivision</u>	<u>Street/Drain</u>
Wynwood Place at Westcreek Unit 4 (Precinct No. 1)	Drain A (111.01 lf) Drain B (120.57 lf)
Indian Springs Unit 3A (Precinct No. 3)	Drain A (10 lf) Drain B (10 lf)
Wolf Creek Unit 1 (Precinct No. 1)	Desert Wolf (519.61 Type "C") Buffalo Wolf (891.14 Type "L") Barking Wolf (804.84 Type "L") Bearwolf Bay (395 Type "L") Firefox Den (391.24 Type "L")

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, Adkisson, and Judge Wolff voting "Aye".



Item – 30-35
February 6, 2007
Infrastructure Services

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

Subdivision plat of I. B.C. Westwinds, owner: International Bank of Commerce, located southwest of Loop 1604 and Culebra Road, not within the Edwards Aquifer Recharge Zone. Precinct No.1.

Subdivision plat of Redbird Ranch Unit 3C, owner: Continental Homes of Texas L.P., located north of Cardinal Way and Redbird Pass, not within the Edwards Aquifer Recharge Zone. Precinct No.1.

Subdivision plat of Shadow Canyon Unit 6 Planned Unit Development, owner: Shadow Creek Canyon LTD, located southwest of Loop 1604 and Bandera Road, within the Edwards Aquifer Recharge Zone. Precinct No.2.

Subdivision plat of Mountain Lodge Unit 3A2 Planned Unit Development, owner: 281 Canyon Partners, LTD, located north of Alpine Ridge and Seven Winds, within the Edwards Aquifer Recharge Zone. Precinct No.3.

Subdivision plat of The Mansions at Tournament Players Club, owner: Western Rim Investors 2006-1 L.P., located northeast of Bulverde Road and Evans Road, within the Edwards Aquifer Recharge Zone. Precinct No.3.

Subdivision plat of Valley View Unit 7, owner: Fieldstone Communities San Antonio, LLC, located southwest of Sunview Valley and Sundew Mist, not within the Edwards Aquifer Recharge Zone. Precinct No.4.

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, Adkisson, and Judge Wolff voting “Aye”.



Item – 36
February 6, 2007
Infrastructure Services

The Court hereby ordered and approved a motion authorizing the sale of property struck off to Bexar County for delinquent taxes known as NCB 9457, BLK 173 LOT 5 THRU 7, as shown by a deed of record in Volume 00368, Page 0096 of the deed records of Bexar County, Texas, situated within Bexar County, Texas; located at 122 West Ackard Place for \$3,474.64 (the total amount of judgments against the property and a code compliance lien) to Jose D. Elizondo pursuant to Section 34.05(h) of the Texas Tax Code and authorizing the execution of deed. Precinct No.1. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 37
February 6, 2007
Infrastructure Services

The Court hereby ordered and approved a motion authorizing the purchase of right of way for Parcel No.21, Braun Road, being 0.032 of an acre, from Alma Tausch and Zachary Wayne Tausch, individually and on behalf of Tausch and Tausch Land And Cattle, LTD., and Lloyd William Tausch, Vernon Ray Tausch and Dama Ann Tausch for total consideration of \$10,200. Precinct No.2. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 38
February 6, 2007
Infrastructure Services

The Court hereby ordered and approved a motion approving to begin negotiations with the following engineering firms selected to design FY 2007 capital improvement projects: (Record)

- Wilber Smith – Talley Road from Potranco Road to Culebra Road Feasibility Study (Precinct 1 & 2)
- Unintech – Ventura Subdivision Phase VIII (Precinct 4)
- TEDSI – Babcock Road Phase V (Precinct 3)
- S & B Infrastructure – Foster Road Phase II and Foster Rd @ Lakeview Traffic Signal (Precinct 4)
- TCB – Cartwright Trail (Precinct 1)
- Claunch and Miller – Evans LWC (Precinct 3) and Loma View at Menger Rd (Precinct 3)

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, Adkisson, and Judge Wolff voting “Aye”.



Item – 39
February 6, 2007
Infrastructure Services

The Court hereby ordered and approved a motion approving a Lease Amendment between Bexar County and Domicilio Conocido, Inc., a Texas Corporation doing business as Registry Management Company, to increase the size of the Constable Precinct 3 office space by 918 square feet located at 8918 Tesoro Drive, Precinct 3, and the appropriate budgetary transfer. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 40
February 6, 2007
Criminal Justice Planning and Coordination

The Court hereby ordered and approved a motion approving a request from the Medical Examiner’s Office to borrow one of the vehicles assigned to the Sheriff’s Office (Unit 9166) that has been replaced, for a period of six-

months. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 41

February 6, 2007

Criminal Justice Planning and Coordination

The Court hereby ordered and approved a motion approving Bexar County Dispute Resolution Center’s request to transfer \$2,822 in unexpended funds from the Amigos in Mediation Peer Mediation Program’s FY 2005-06 budget to the FY 2006-07 budget and approval of the establishment of a budget for the expenditure of the funds. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 42

February 6, 2007

Planning and Resource Management

The Court hereby ordered and approved a motion approving and adopting the following list of qualified broker/dealer firms that will be authorized to engage in investment transactions with the County: Coastal Securities; Morgan Keegan, Deutsche Bank – Private Wealth Management, Intercontinental, J. P. Morgan Securities, Inc., Frost Bank and Wells Fargo. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 43

February 6, 2007

Planning and Resource Management

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

<u>Office/Department</u>	<u>BT#</u>	<u>Amount</u>	<u>From</u>	<u>To</u>
Commissioners Court- Fire Marshal’s Office	021	\$236,058	Fire Code Fee; Fire Code Appropriated Fund Balance	Fire Code Fee; Miscellaneous

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, Adkisson, and Judge Wolff voting “Aye”.



Item – 6

February 6, 2007

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

- a. Certificate of Course Completion, Open Meetings Act, to County Commissioner Sergio “Chico” Rodriguez, Government Code, Section 551.005;
- b. Renewal and Amended Professional Services Agreement for Denton, Navarro, Rocha & Bernal, approved October 24, 2006;
- c. Citation to Bexar County: Mayra Orozco v. Bexar County, by serving Bexar County Judge Nelson W. Wolff;
- d. Citation to Bexar County: Erica L. Morales v. Bexar County by serving Bexar County Judge Nelson W. Wolff;
- e. Modification of Contract with R. Install Company, extending contract through January 23, 2008; and
- f. Oaths of Office for Board of Managers with the University Health System - Roberto Jimenez, M.D., Rebecca Cedillo, James R. Adams, Linda Rivas, Alexander E. Briseño and Ira Smith, Jr.



Item – 7
February 6, 2007

The Court hereby ordered and approved a motion approving Commissioners Court minutes of Tuesday, January 23, 2007 as printed. (Record)

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



Item – 23
February 6, 2007
Purchasing Department

The Court hereby ordered and approved a motion authorizing the Purchasing Agent to advertise an Invitation for Bids for tactical body armor on a brand name basis as requested by the Bexar County Sheriff’s Office. (Record)

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



Item – 24
February 6, 2007
Purchasing Department

The Court hereby ordered and approved a motion authorizing the Purchasing Agent to advertise an Invitation for Bids for lights, cages, sirens and miscellaneous equipment for new law enforcement vehicles as requested by the Bexar County Sheriff’s Office. (Record)

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



Item – 45
February 6, 2007
Fire Marshal's Office

Discussion was held regarding the status of the fire burning in the unincorporated area of Bexar County near the city limits of Helotes. (Record)

The Court hereby ordered and approved a motion approving additional funding in the amount of \$70,000, to provide temporary shelter for area residents experiencing health impacts caused by the Helotes fire and approving the appropriate budgetary transfer and directing staff to seek reimbursement of funds. (Record)

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



Item – 8
February 6, 2007

Communications, including citizens who signed the registration forms and reports.

David Barton - #45	David Arevalo - #45
Mark Waits - #23 & 24	Paul Norris - #47
Peter Klindworth - #47	Patsy Cheyney - #8



Commissioners Court recessed at this time. 12:05 p.m.



Commissioners Court reconvened at this time. 1:40 p.m.



Item – 4a
February 6, 2007

Commissioners Court recessed at 1:40 p.m. and the meeting of the Board of Directors, for the Bexar County Housing Finance Corporation was called to order by County Commissioners Paul Elizondo, president.

Meeting adjourned at 1:55 p.m. and Commissioners Court reconvened.



Item – 4b
February 6, 2007

Presentations were made by the following consulting firms for Architectural Services in connection with a design-build project delivery method for construction of a new office building and two parking garages:

1. Carter & Burgess;
2. Facilities Programming & Consulting; and
3. Vitetta

The Court hereby ordered and approved a motion selecting Carter & Burgess for Architectural Services in connection with a design build project delivery method for construction of a new office building and two parking garages and authorizing staff to issue a Notice to Proceed in consultation with the District Attorney's Office. (Record)

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



Item – 46
February 6, 2007
Civil District Courts

The Court hereby ordered and approved a motion approving the conversion of the 45th District Court full-time Official Court Reporter (No Table or Grade) into a job-share position with two Official Court Reporters for the 45th District Court effective March 1, 2007. (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 Rodriguez, Elizondo, Larson, Adkisson, and Judge Wolff voting "Aye".



Item – 44
February 6, 2007
Commissioners Court

Discussion was held regarding a status report of the Bexar County Legislative Program for the 80th Session of the Texas Legislature. (Record)

No action was taken



Item – 47
February 6, 2007
Infrastructure Services

Discussion was held regarding the status of the Adult Probation Office Building design.

The Court hereby ordered and approved a motion directing staff to proceed with production of design documents and bid package with an alternate site as an option and to work with Budget Officer to identify possible additional funding and integration with long range area facility planning. (Record)

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



Item – 48
February 6, 2007

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 – 49

February 6, 2007

Economic Development

There was nothing to report at this time regarding a status report on the AT&T Center/Arena Venue project. (Record)



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:

- a. Pending or contemplated litigation or settlement offers in the following matters:
 - i. Bexar County Self-Insured Governmental Entity under the Texas Labor Code v. Manuel Hernandez
 - ii. Griselda Tellez, et al. v. Bexar County, Texas
 - iii. Deputy Sheriffs Association of Bexar County v. Bexar County; Ralph Lopez, Bexar County Sheriff; Department of Public Safety; and Colonel Thomas A. Davis, Jr., Director, Department of Public Safety
 - iv. Collective Bargaining Contract Grievance 2006-GC-07, Deduction of Leave for Roll Call Employees, Submitted by Avery Walker, DSABC President, and Collective Bargaining Contract Amended Grievance 2006-DSABC- Class 01 & 02, Deduction of Leave for Roll Call Employees, Submitted by Avery Walker, DSABC President, dated November 6, 2006, Collective Bargaining Agreement Contract Grievance 2006-GC-Class 3, submitted by Avery Walker, DSABC President, dated December 4, 2006 and Collective Bargaining Contract Grievance 2007-GC-Class #1, Work Permits for Off-Duty Employment of Detention Corporals, Sergeants, Lieutenants, Captains, and the Colonel, Submitted by Avery Walker, DSABC President, dated January 30, 2007
- 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:
 - i. Fire burning in unincorporated Bexar County near the city limits of Helotes
 - ii. Job title changes affecting deputy sheriffs

551.072 –

Deliberation regarding real property:

- a. NCB 192 and NCB 193 within San Antonio, Texas

5:00 P.M.



Commissioners Court returned to Open Session at this time and the following action was taken:

5:35 P.M.



Item – 50

February 6, 2007

Planning and Resource Management

Discussion was held regarding approval of a proposed settlement agreement with the Deputy Sheriffs Association of Bexar County (DSABC) to resolve the following items: Collective Bargaining Contract Grievance 2006-GC-07, Deduction of Leave for Roll Call Employees, Submitted by Avery Walker, DSABC President, and Collective Bargaining Contract Amended Grievance 2006-DSABC- Class 01 & 02, Deduction of Leave for Roll Call Employees, Submitted by Avery Walker, DSABC President, dated November 6, 2006, Collective Bargaining Agreement Contract Grievance 2006-GC-Class 3, submitted by Avery Walker, DSABC President, dated December 4, 2006 and Collective Bargaining Contract Grievance 2007-GC-Class #1, Work Permits for Off-Duty Employment of Detention Corporals, Sergeants, Lieutenants, Captains, and the Colonel, Submitted by Avery Walker, DSABC President, dated January 30, 2007.

Action for this item taken under Item 51.



Item – 51

February 6, 2007

Planning and Resource Management

Discussion was held regarding a request from the Sheriff concerning job title changes affecting deputy sheriffs.

A motion was presented by County Commissioner Paul Elizondo, duly seconded by County Commissioner Sergio “Chico” Rodriguez, to reconsider the vote by which agenda items 71,72 and 73 from Commissioners Court meeting of Tuesday, January 23, 2007 was approved.

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

Motion carried.

The Court hereby ordered and approved a motion rescinding Commissioners Court order dated January 23, 2007, a request from the Sheriff concerning job title changes affecting deputy sheriffs, which are subject to periodic review at the discretion of the Commissioners Court, and such approval is contingent upon the execution by Deputy Sheriff’s Association of Bexar County (“DSABC”) of the following documents: (1) Settlement Agreement concerning Contract Grievance Nos. 2006-GC-07, 2006-DSABC-CLASS 01 and 2006-DSABC-CLASS 02; and (2) Settlement Agreement concerning Contract Grievance No. 2006-DSABC-CLASS 03; and (3) a Letter of Mutual Intent resolving other issues related to the collective bargaining agreement. Thereafter David L. Smith, Executive Director of Resource Management and Planning Department, is authorized to sign these documents for Bexar County.

A motion was presented by County Commissioner Paul Elizondo, duly seconded by County Commissioner Sergio “Chico” Rodriguez, which motion was voted on as follows: Commissioners Rodriguez, Elizondo,

Larson, Adkisson, and Judge Wolff voting "Aye".

♠♠

Item – 52
February 6, 2007
Planning and Resource Management

Discussion was held regarding an agreement with the Deputy Sheriffs Association of Bexar County (DSABC) to resolve issues related to the collective bargaining agreement.

Action for this item taken under item 51.

♠♠

Item – 53
February 6, 2007
Criminal District Attorney's Office

The Court hereby ordered and approved a motion accepting recommendation from the District Attorney's Office settlement proposal in the amount of \$15,000 in the following workers compensation lawsuit: 2005-CI-09133 Bexar County Self-Insured Governmental Entity under the Texas Labor Code v. Manuel Hernandez. (Record)

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

♠♠

Item – 55 a ii
February 6, 2007
Criminal District Attorney's Office

The Court hereby ordered and approved a motion accepting recommendation by the District Attorney's Office to settle all legal claims of Griselda Tellez, in the amount of \$7,500.

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

♠♠

A motion for adjournment was presented by County Commissioner Paul Elizondo, duly seconded by County Commissioner Tommy Adkisson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, Adkisson and Judge Wolff voting "Aye." It is ordered by the Court that Commissioners Court of Bexar County, Texas be, and hereby stands, adjourned, *In honor and memory of Chris Mireles*, until Tuesday, February 27, 2007 at 11:00 a.m.

5:45 P.M.

NELSON W. WOLFF, COUNTY JUDGE

BEXAR COUNTY, TEXAS

ATTEST: GERRY RICKHOFF
 COUNTY CLERK
 BEXAR COUNTY, TEXAS
