

Orders of Commissioners Court
Bexar County, Texas

TUESDAY, APRIL 10, 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 April 10, 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; (Rep. by John Reynolds)
Gerard Rickhoff, County Clerk (Rep. by Leonor Salazar);
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; (Rep. by Delia Perez) and
Gary O'Bar, Purchasing Agent.

When the following proceedings were had to-wit:

Sylvia Romo, Tax Assessor-Collector 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 Patty Sue Russell expressing to them the sympathy of the court on the loss of their loved one. She is survived by her husband, Gene Russell; daughter Ren Baker; sons, Craig Russell and Mac Russell; and 4 grandchildren.

A letter of condolence is to be sent to the family of Shelton John Uptmore expressing to them the sympathy of the court on the loss of their loved one. He was a graduated of Ronald Reagan High School, Class of 2005. He was currently a sophomore a Blinn College in preparation to attend Texas A&M University in College Station, Texas. He loved his family and friends with true devotion and had great compassion for all those less fortunate. He volunteered as a counselor and raised the funds necessary for a child to attend Green Family Camp for children with muscular dystrophy. He fed, bathed and attended to every personal need of his camper and called it "the greatest summer of his life". He was an avid outdoorsman, who loved all of God's creation. He is survived by his parents, James H. (Sonny) Uptmore, Jr. and Tracy Killian Uptmore; brothers, James H. III (J.J.), David, Cameron, and Chance.

A letter of condolence is to be sent to the family of Julia Neigut Bourne expressing to them the sympathy of the court on the loss of their loved one. She was a graduate of MacArthur High School in San Antonio and the University of Texas at Austin. She moved to Dallas in 1981 to begin her business career. She started as a secretary at EF Hutton but quickly moved into the equity trading side of the business working for banks such as Interfirst and Bank of America. She moved to John McStay

Investment Counsel in 1990 as their first equity trader and ended her career their as a Partner. She is survived by her husband, Michael; son, Stephen and daughter, Annie and numerous nieces and nephews.

A letter of condolence is to be sent to the family of Col. Edward D. Chase, US Army Retired expressing to them the sympathy of the court on the loss of their loved one. He grew up in Ft. Worth, Texas and graduated from Texas Christian University in 1932. Col. Chase attended the dental school at the University of Texas in Houston graduating in 1940. He joined the US Army as a dental officer at Ft. Bliss in El Paso, Texas. Col. Chase was a professor at the University of Texas Dental Branch in Houston. He became a full Colonel at West Point, New York in 1959. After retirement, Col. Chase was the Chief Dental Surgeon at the San Antonio State Hospital for 10 years. "The Colonel" was an avid supporter of Trinity University Women's Tennis. Col. Chase was an active member of the Republican Party of Texas, Republican National Committee, United States Senatorial Club and a Delegate to the Republican State Convention several times. He served many years as a Bexar County Precinct Chairman. He was an untiring friend, supporter, and volunteer for Congressman Lamar Smith. Col. Chase was elected into the Bexar County Republican Party Hall of Fame in 1998. He is survived by his daughters, Barbara Jane Chase Witt, and Jo Ann Patton; 2 granddaughters and 1 great granddaughter.

A letter of condolence is to be sent to the family of Charles Reginald Foster, Jr. expressing to them the sympathy of the court on the loss of their loved one. He was a man of his word who loved his family and his animals with his whole heart. He is survived by his daughter, Georgette K. McCue, and 2 granddaughters.

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

Patty Sue Russell
Shelton John Uptmore
Julia Neigut Bourne
Col. Edward D. Chase, US Army
Charles Reginald Foster, Jr.



Item – 3a-f
April 10, 2007

CEREMONIAL ITEMS:

The Court presented a Proclamation to Susan Reed, District Attorney declaring and proclaiming April 9, 2007 through April 13, 2007 to be "National Crime Victims Rights Week." And reaffirm Bexar County's commitment to respect and enforce victims' right and address their need during Crime Victim's Rights Week and throughout the year. (Record)

The Court presented a Proclamation recognizing Joe R. Peacock, Jr., King Antonio LXXXV and proclaims April 10, 2007 as "King Antonio LXXXV Day" in Bexar County. King Antonio the 85th presented gifts to Commissioner Court.

The Court presented a Proclamation to the Fiesta San Antonio Commission, Inc., recognizing and proclaiming April 20, 2007 through April 29, 2007 as "Fiesta San Antonio Week." (Record)

The Court presented a Proclamation to the Fiesta Flambeau Night Parade Association recognizing and proclaiming April 28, 2007 as "Fiesta Flambeau Night Parade Day." (Record)

The Court presented a Proclamation to Ralph Almaguer Bexar County Juvenile Probation on behalf of the National & Global Youth Service Day Coalition recognizing the important contribution of our youth and proclaiming April 21-23, 2007 as “National & Global Youth Service Days” in Bexar County. (Record)

The Court presented a Proclamation to the Bexar County Child Welfare Board and the Texas Department of Family and Protective Services recognizing and proclaiming the month of April 2007 to be “Child Abuse Prevention Month” in Bexar County, and urge all citizens to work together to help reduce child abuse and neglect significantly in the years to come. (Record)

The Court presented service pins recognizing the following Bexar County employees listed below for 10, 20, and 25 years of service: (Record)

<u>Name</u>	<u>Years</u>	<u>Date Employed</u>	<u>Office/Department</u>
Paul Elizondo	20	January 1, 1987	Commissioner Precinct 2
Lyle Larson	10	January 1, 1997	Commissioner Precinct 3
Sylvia Romo	10	January 1, 1997	Tax Assessor - Collector
David Smith	10	January 21, 1997	Planning and Resource Management
Joyce N. McClay	25	February 1, 1982	Criminal District Court
Jeannette L. Kriewald	25	February 8, 1982	Information Services
Ethel Y. Segura	25	February 16, 1982	District Clerk



Item – 4a

April 10, 2007

SPECIAL PRESENTATION ITEM:

The Court presented a Proclamation to John Maldonado, Department of Housing and Urban Development declaring April 9-15, 2007 to be “Bexar County Community Development Block Grant Week,” and slide presentation by Larry Woodrum, Bexar County Community and Development Programs. (Record)



Commissioners Court recessed at this time. 12:00noon.



Commissioners reconvened at this time. 1:30 p.m.

Commissioners Lyle Larson and Tommy Adkisson were not present at this time.



Item – 8

April 10, 2007

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

Alex Quintanilla
Faris Hodge, Jr.

Andrew Lopez
Mitt Salvaggio – Item 61



Item – 5
April 10, 2007

The Court hereby ordered and approved a motion approving the Consent Agenda (items 9-52).

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, and Judge Wolff voting “Aye”.



Item – 9
April 10, 2007

Commissioners Court

The Court hereby ordered and approved a motion approving the County Judge’s request to delete two positions in his office, Court Support Coordinator and Special Projects and Administrative Coordinator (Table E, Grade 9, Salary Range \$51,156 to \$79,296) and add one position, Court Support and Special Projects Administrator (Table E, Grade 10, Salary Range \$55,500 to \$86,028) effective April 24, 2007. (Record)

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, and Judge Wolff voting “Aye”.



Item – 10
April 10, 2007

Commissioners Court

The Court hereby ordered and approved a motion approving and executing a Grant Agreement between Bexar County and The San Antonio Symphony granting \$25,000 to sponsor a portion of performance costs associated with the Memorial Day concert on May 27, 2007 to be held at Fort Sam Houston to include the appropriate budgetary transfer. (Record-agreement to be filed later)

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, and Judge Wolff voting “Aye”.



Item – 11
April 10, 2007

Commissioners Court

The Court hereby ordered and approved a motion approving ”theFund” 2007 Campaign in Bexar County, including a review of 2006, and 2007 Goals and Campaign Timeline. (Record)

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, and Judge Wolff voting “Aye”.



Item – 12
April 10, 2007
Commissioners Court

The Court hereby ordered and approved a motion approving the following nominee(s) and alternate nominee to the San Antonio HIV Area Health Services Planning Council for a second term of membership to begin on April 17, 2007 and expire as listed below: (Record)

Name	Membership Category	Term Ends
Sheila Anderson Ruth	Housing (HOPWA)	02/28/09
Lucia Bustamante	Title IV (Part D) Grantee	02/28/09
Richard M. F. Davidson	Mental Health Provider	02/28/09
Chris P. Escalante	Affected Community	02/28/09
Lillie Hernandez	Veteran Administration	02/28/09
Christina Northrup	HIV Prevention	02/28/09
Frank Rosas	Affected Community	02/28/09
Eduardo Flores	Title II (Part B) Grantee	02/28/09
Gloria Salinas-Garcia	Alternate: Title II (Part B)	02/28/09

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, and Judge Wolff voting “Aye”.



Item – 13
April 10, 2007
Tax Assessor-Collector's Office

The Court hereby ordered and approved a motion denying a request for the waiver of penalty and interest for the Bexar County taxing jurisdiction, in the amount of \$101.30 on account number 11261-001-0490, Sanchez, Pedro and Eloisa, 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 Paul Elizondo, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, and Judge Wolff voting “Aye”.



Item – 14
April 10, 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 \$33.33 on account number 08711-100-0170, Chave Gonzaba, for tax year 2006 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 Paul Elizondo, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, and Judge Wolff voting “Aye”.



Item – 15

April 10, 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 \$220.94 on account number 91202-564-5272, Larry's Glass Service Inc. 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 Paul Elizondo, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, and Judge Wolff voting "Aye".

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Item – 16

April 10, 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 \$171.20 on account number 04910-105-1350, David Petty, for tax year 2006 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 Paul Elizondo, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, and Judge Wolff voting "Aye".

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Item – 17

April 10, 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 \$430.82 on account number 18397-001-0011, TC's Golf Academy, tax years 2003-2005 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 Paul Elizondo, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, and Judge Wolff voting "Aye".

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Item – 18

April 10, 2007

Juvenile Probation

The Court hereby ordered and approved a motion approving a request from the Juvenile Probation Department to submit an application to the Office of the Governor, Criminal Justice Division for fifth year funding of the Bexar County Juvenile Drug Court over the term of August 1, 2007 through July 31, 2008, in the amount of \$156,773, representing \$141,043 in Juvenile Accountability Block Grant funds, plus a cash match of \$15,730, and acceptance of grant funds if awarded, and authorizing the County Judge to execute a resolution to effect this approval. (Record)

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, and Judge Wolff voting "Aye".

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Item – 19

April 10, 2007

Juvenile Probation

The Court hereby ordered and approved a motion approving a request from the Juvenile Probation Department to submit an application to the Office of the Governor, Criminal Justice Division for a Juvenile Accountability Block Grant (JABG) for ninth year funding of its Early Intervention Project in the amount of \$275,942, representing \$80,355 in JABG funds, plus a cash match of \$195,587, and acceptance of grant funds if awarded and authorizing the County Judge to execute resolution to effect this approval. (Record)

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, and Judge Wolff voting “Aye”.

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Item – 20

April 10, 2007

County Auditor

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

\$ 3,826,279.96 (Checks printed 3/28/07)

\$ 8,667,126.73 (Checks printed 3/30/07)

\$ 2,519,242.25 (Checks printed 4/04/07)

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, and Judge Wolff voting “Aye”.

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Item – 21

April 10, 2007

County Auditor

The Court hereby ordered and approved a motion approving and authorizing the County Auditor to pay bills through Friday, April 20, 2007. The list of bills paid will be presented to the Court on Tuesday, April 24, 2007. (Record)

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, and Judge Wolff voting “Aye”.

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Item – 22

April 10, 2007

County Auditor

The Court hereby ordered and approved a motion approving payment of payrolls and auto allowances to be paid Friday, April 13, 2007. (Record)

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, and Judge Wolff voting “Aye”.

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Item – 23

April 10, 2007
County Auditor

The Court hereby ordered and approved a motion approving the payment of cellular telephone bills over \$75 for the period of February 2007 for Cingular and January 2007 for Nextel. (Record)

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, and Judge Wolff voting “Aye”.



Item – 24
April 10, 2007
Purchasing Department

The Court hereby ordered and approved a motion awarding a delivery order to SAP Public Services, Inc. for the purchase of Consulting Services as requested by the Planning and Resource Management Department in the amount of \$80,600.00, plus expenses not to exceed \$10,000; 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 Paul Elizondo, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, and Judge Wolff voting “Aye”.



Item – 25
April 10, 2007
Purchasing Department

The Court hereby ordered and approved a motion awarding the renewal of a contract with SAP Public Services, Inc. as requested by the Planning and Resource Management Department to provide Bexar County with Maintenance Services in support of the Central Human Resources Information System (CHRIS) for a one-year period under the same pricing, terms and conditions in the annual amount of \$105,681; and authorizing the Purchasing Agent to execute contracts modification and file appropriate award documents for record. (Record)

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, and Judge Wolff voting “Aye”.



Item – 26
April 10, 2007
Purchasing Department

The Court hereby ordered and approved a motion awarding a contract to the lowest and best bid from San Antonio Constructors, LTD for the purchase of construction services for the Schaefer Road Drainage Project, Phase II as requested by the Infrastructure Services–Flood Control Division in the contract amount of \$332,591.58; 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 Paul Elizondo, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, and Judge Wolff voting “Aye”.



Item – 27
April 10, 2007
Purchasing Department

The Court hereby ordered and approved a motion awarding a contract to the lowest and best bid from The Sherwin Williams Company d/b/a Dobco for the purchase of Thermoplastic Alkyd Resin on a requirements contract basis for a one-year period as requested by the Infrastructure Services Department in the estimated contract amount of \$252,372; 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 Paul Elizondo, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, and Judge Wolff voting “Aye”.



Item – 28
April 10, 2007
Purchasing Department

The Court hereby ordered and approved a motion awarding a delivery order to Allied Associates Commercial Floors, Incorporated for the purchase of labor and material for the removal and installation of carpet tile services as requested by the Infrastructure Services Department in the amount of \$53,052.45; 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 Paul Elizondo, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, and Judge Wolff voting “Aye”.



Item – 29
April 10, 2007
Purchasing Department

The Court hereby ordered and approved a motion authorizing the Purchasing Agent to advertise an Invitation for Bids for the Rental of Uniforms as requested by the Juvenile Probation Department. (Record)

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, and Judge Wolff voting “Aye”.



Item – 30
April 10, 2007
Purchasing Department

The Court hereby ordered and approved a motion authorizing the Purchasing Agent to update the existing Fixed Asset Inventory Records by acceptance of four vehicles and the removal of four vehicles in accordance with the Sheriff’s Office request. (Record)

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, and Judge Wolff voting “Aye”.



Item – 31
April 10, 2007
Criminal Justice Planning and Coordination

The Court hereby ordered and approved a motion approving a request from the Dispute Resolution Center to accept funds in the amount of \$19,150 from the San Antonio Bar Foundation (SABF) to be used to support the “Amigos in Mediation” (AIM) Peer Mediation Program and approval of the establishment of a budget for the AIM program with no County cash match required. (Record)

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, and Judge Wolff voting “Aye”.



Item – 32-37
April 10, 2007
Infrastructure Services

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

Subdivision plat of Dove Meadow Planned Unit Development, owner: A.J. Hausman, located southwest of Loop 1604 and Dove Canyon, not within the Edwards Aquifer Recharge Zone. Precinct No.1.

Subdivision plat within the Extra Territorial Jurisdiction of the City of San Antonio: Alamo Ranch Unit 40B Planned Unit Development, owner: Pulte Homes of Texas L.P., located southeast of Del Webb Boulevard and Alamo Ranch Del Webb Boulevard, not within the Edwards Aquifer Recharge Zone. Precinct No.1.

Subdivision plat within the Extra Territorial Jurisdiction of the City of San Antonio: Valley View Unit 6, owner: Fieldstone Communities San Antonio LLC, located northwest of Arabian Creek and Sunview Valley, not within the Edwards Aquifer Recharge Zone. Precinct No.1.

Subdivision plat of Silver Oaks Unit 7, owner: Center Homes, located northwest of Silver Pointe and Silver Orchard, not within the Edwards Aquifer Recharge Zone. Precinct No.2.

Subdivision plat of 35 Foster, owner: 35 Foster Investments LTD., located northeast of Foster Road and Binz–Engleman Road, not within the Edwards Aquifer Recharge Zone. Precinct No.4.

Subdivision plat of Horizon Pointe Unit 1, owner: Continental Homes of Texas L.P., located northwest of Woodlake Parkway and Sierra Sunset, not within the Edwards Aquifer Recharge Zone. Precinct Np.4.

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, and Judge Wolff voting “Aye”.



Item – 38
April 10, 2007
Infrastructure Services

The Court hereby ordered and approved a motion approving a Possession and User Agreement for Right-of-Way purposes between Bexar County and Presto Nova Braun, LTD. for Parcel Number 10, Braun Road Project, being 0.060 of an acre of land for a total consideration of \$100. Precinct No.2. (Record)

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, and Judge Wolff voting “Aye”.



Item – 39
April 10, 2007
Infrastructure Services

The Court hereby ordered and approved a motion authorizing the Purchase of Right-of-Way for Parcel Number 4, being 0.028 of an acre of land and Parcel Number 5, being 0.030 of an acre of land, on Borgfeld Road from Timberwood Development Company, a Limited Partnership, for a total consideration of \$3,650. Precinct No.3. (Record)

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, and Judge Wolff voting “Aye”.



Item – 40
April 10, 2007
Infrastructure Services

The Court hereby ordered and approved a motion accepting the following streets in the identified subdivision for County maintenance to begin April 10, 2007: (Record)

<u>Subdivision</u>	<u>Street/Drain</u>
The Villages of Bulverde, Phase II (Precinct Number 3)	Running Ranch (1,008.83 Type “L”) Buckhorn Pass (656.69 Type “L”) Horse Prairie (323.32 Type “L”) Range Water (161.24 Type “L”)
Winchester Oak, Phase I (Precinct Number 3)	Bulverde Oak (1,883.12 Type “C”) Bulverde Green (1,788.79 Type “C”)

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, and Judge Wolff voting “Aye”.



Item – 41
April 10, 2007
Infrastructure Services

The Court hereby ordered and approved a motion establishing the following Traffic Control Devices: (Record)

Stop Zones:

Precinct Number 1

Flower Bend at intersection with Roft Road (Stop at Flower Bend)

Roft Bend at intersection with Alamo Ranch Parkway (Stop at Roft Road)

Speed Zones: to be established: (30 mph unless otherwise listed)

Precinct Number 3

Wilderness Oak from the city limits of San Antonio to end of road shall be 40 mph

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, and Judge Wolff voting “Aye”.



Item – 42

April 10, 2007

Infrastructure Services

The Court hereby ordered and approved a motion authorizing temporary closure of a portion of the right-angle intersection of Bearwolf Bay and Buffalo Way rights-of-way, 100 linear feet each direction from the point of intersecting centerlines on Saturday, April 14, 2007 from 2:00 p.m. to 7:00 p.m. for a community event sponsored by the S.A. Wolfcreek Homeowners Association, Inc. Precinct No.1. (Record)

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, and Judge Wolff voting “Aye”.



Item – 43

April 10, 2007

Infrastructure Services

The Court hereby ordered and approved a motion authorizing the closing and abandoning of a portion of Lockhard Road within County Blocks 4349, 4368, and 4370 as shown on page 1097 of the Stoner Mapping System as excess right-of-way pursuant to Transportation Code Section 251.058. Precinct No.1. (Record)

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, and Judge Wolff voting “Aye”.



Item – 44

April 10, 2007

Infrastructure Services

The Court hereby ordered and approved a motion approving a variance request to Article 4, Section D(5)(d) of the Bexar County Flood Damage Prevention Court Order for Stillwater Ranch. Precinct No.2. (Record)

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, and Judge Wolff voting “Aye”.

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Item – 45

April 10, 2007

Infrastructure Services

The Court hereby ordered and approved a motion authorizing an amendment to the Flood Damage Prevention Court Order, Bexar County, Texas, Article 3, Section B: Basis for establishing the Areas of Special Flood Hazard Zones. (Record)

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, and Judge Wolff voting “Aye”.

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Item – 46

April 10, 2007

Infrastructure Services

The Court hereby ordered and approved a motion approving the Real Estate list for the May 1, 2007 Commissioners Court Auction, and authorizing the Sheriff to advertise and sell the property at a public sale pursuant to 34.05(c) of the Texas Tax Code. (Record)

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, and Judge Wolff voting “Aye”.

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Item – 47

April 10, 2007

Infrastructure Services

The Court hereby ordered and approved a motion approving a Carnival License Agreement between Bexar County and Reed Exposition granting Reed Exposition use of County-owned property located at the south side of Dolorosa Street at Laredo Street for the period of April 13, 2007 through May 2, 2007 in the amount of \$10,000. (Record)

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, and Judge Wolff voting “Aye”.

♦♦

Item – 48

April 10, 2007

Infrastructure Services

The Court hereby ordered and approved a motion authorizing execution of an Interlocal Agreement between Bexar County and Bexar Metropolitan Water District for the Pue Road Improvement Project in the amount of \$367,149. Precinct No.1. (Record)

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, and Judge Wolff voting “Aye”.



Item – 49

April 10, 2007

Planning and Resource Management

The Court hereby ordered and approved a motion ratifying approval of an agreement between Bexar County and the Advanced Transportation District (ATD) related to the transfer of ATD funding to the County to pay the debt service requirements necessary for the accelerated construction of Blanco (FM 2696) and Culebra (FM 3487) Roads. (Record)

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, and Judge Wolff voting “Aye”.



Item – 50

April 10, 2007

Planning and Resource Management

The Court hereby ordered and approved a motion approving a request from the Planning and Resource Management Department to declare the positions of Budget Manager, Operations Manager, Management and Financial Services Manager, and Employee Relations Administrator as “Sensitive” for the purpose of excluding them from coverage by the Bexar County Civil Service Commission. (Record)

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, and Judge Wolff voting “Aye”.



Item – 51

April 10, 2007

Community and Development Programs

The Court hereby ordered and approved a motion approving and executing the Public Service Management Agreement between Bexar County and the Friends of CHRISTUS Santa Rosa Foundation for payment of mammogram services for women residing in Precinct 1 for a one-year period beginning October 1, 2006 and ending September 30, 2007 in the amount of \$17,200 from CDBG Program Funds. (Record)

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, and Judge Wolff voting “Aye”.



Item – 52

April 10, 2007

Community and Development Programs

The Court hereby ordered and approved a motion approving and executing the Intergovernmental Cooperative Agreement between Bexar County and Universal City for drainage improvements utilizing program year 2006 Community Development Block Grant (CDBG) funds in the total amount of \$150,000. (Record)

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, and Judge Wolff voting “Aye”.



Item – 6

April 10, 2007

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

- a. Names of the 2007 Salary Grievance Committee Members: Jose Alberto Arechiga, Mark David Trevino, Rebecca Davila Rodriguez, Noberta G. Valdez, Arthur Hernandez, Michelle Limon, Gray W. Martin, Criselda Escamilla and Peggy Tedford.
- b. Interlocal Agreement between Bexar County and the City of San Antonio, approved September 26, 2006.
- c. Solicitation, Offer, and Award to A-1 Advanced Coating Co. (due to dollar amount Court action is not required.)
- d. Notice of Claim on behalf of Amelia Garcia.



Item – 7

April 10, 2007

The Court hereby ordered and approved a motion approving Commissioners Court minutes of Tuesday, March 27, 2007 as printed.

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, and Judge Wolff voting “Aye”.



Item – 53

April 10, 2007

Probate Court Number 1

The Court hereby ordered and approved a motion approving the appointment of Oscar J. Kazen by Probate Court Number 1 Judge Polly Jackson Spencer to act as an Associate Judge for Probate Court Number 1 pursuant to Texas Government Code Section 54.603. (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”.



Commissioners Lyle Larson and Tommy Adkisson joined the meeting at this time.
Let the records show Commissioners Larson and Adkisson voting on Item 53.



Item – 54
April 10, 2007
Sheriff's Office

The Court hereby ordered and approved a motion approving a Professional Services Agreement for Reconfiguration of the 800MHz Radio System between Bexar County and RCC Consultants, Inc. for consulting services in connection with the FCC ordered re-banding of public safety agency radio system frequencies due to interference with Sprint-Nextel cell phone frequencies which includes the re-banding of the City of San Antonio/Bexar County radio system with the consulting costs not to exceed \$150,000 and to be reimbursed in accordance with the FCC mandated rebanding plan. (Record)

A motion was presented by County Commissioner Paul Elizondo, duly seconded by County Commissioner Tommy Adkisson, to approve a Professional Service Agreement.
Motion withdrawn by County Commissioners Paul Elizondo and Tommy Adkisson at this time.

The Court hereby ordered and approved a motion delaying the approval to a Professional Services Agreement for Reconfiguration of the 800MHz Radio System between Bexar County and RCC Consultants, Inc. for consulting services in connection with the FCC ordered re-banding of public safety agency radio system frequencies due to interference with Sprint-Nextel cell phone frequencies which includes the re-banding of the City of San Antonio/Bexar County radio system with the consulting costs not to exceed \$150,000 and to be reimbursed in accordance with the FCC mandated re-banding plan, until Tuesday, April 24, 2007 Commissioners Court meeting.(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 – 57
April 10, 2007
Infrastructure Services

The Court hereby ordered and approved a motion approving a Memorandum of Understanding between Bexar County, the San Antonio River Authority, and the City of San Antonio for the Museum Reach Project, and a status report on the Mission Reach Project. (Record-memorandum to be filed later)

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, Adkisson and Judge Wolff voting “Aye”.



Item – 55
April 10, 2007
Planning and Resource Management

The Court hereby ordered and approved a motion approving the Proposed Administrative Policy Limiting Out-of-Cycle Funding Requests. (Record)

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

The Court hereby ordered and approved a motion directing staff to proceed with the plan utilizing CIP strategy, prioritizing funding for Flood Control projects to mitigate tax increases. County Judge to appoint three Commissioners to the reestablished and monitor the CIP Program.

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”.

The Court hereby ordered and approved a motion directing staff to develop FY 2007-08 Proposed Budget anticipating a cap on revenues to presume cap on total growth of Ad Valorem Tax within the General Fund to 5 percent. (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”.

♦♦

The Court recognized Students visiting from Northwest Vista.

♦♦

Item – 56
April 10, 2007
Infrastructure Services

The Court hereby ordered and approved a motion approving a support resolution to study the feasibility of two additional projects for Bexar County’s Pass Through Financing Program: SH 211 (Hill Country Parkway) from FM 471 (Culebra Road) to FM 1957 (Potranco Road) and FM 1957 (Potranco Road) from Loop 1604 to 1.1 miles west of SH 211 (Hill Country Parkway). (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 – 58
April 10, 2007
Criminal Justice Planning and Coordination

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

No action was taken.



Item – 59

April 10, 2007

Economic Development

There was nothing to report in open session on the AT&T Center/Arena Venue project. (Record)



Item – 60

April 10, 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.



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. Jimmy Ray Gorman v. Bexar County Sheriff' s Office, Lt. Turriglio, et al
- 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. An agreement with Salvaggio, Teal and Associates to secure a Countywide Automated Financial Management System Plan.

551.086 –

Deliberation regarding the following Economic Development Negotiations:

- a. Community Arena Project Expansion including adjacent property---partners include Spurs and San Antonio Livestock Exposition

4:40 P.M.



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

5:25 P.M.



Item – 61
April 10, 2007
Criminal District Attorney’s Office

The Court hereby ordered and approved a motion approving the termination of an agreement with Salvaggio, Teal and Associates to secure a Countywide Automated Financial Management System Plan for the convenience of the county pursuant to section 10.03 of the agreement. (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, Adkisson and Judge Wolff voting “Aye”.



Item – 62
April 10, 2007
Criminal District Attorney’s Office

The Court hereby ordered and approved a motion approving a settlement offer negotiated in mediation to pay Jimmy Gorman \$17,000 for final resolution and dismissal of the following lawsuits: Jimmy Ray Gorman v. Bexar County Sheriff’s Office, Lt. Turriglio, et al; Bexar County District Clerk Margaret Montemayor vs. Jimmy Ray Gorman. (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”.



A motion for adjournment 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, 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 Patty Sue Russell, Shelton John Uptmore, Col. Edward D. Chase, Julia Neigut Bourne, and Charles Reginald Foster, Jr.*, until Wednesday, April 11, 2007 at 9:00 a.m.

5:30 P.M.

NELSON W. WOLFF, COUNTY JUDGE
BEXAR COUNTY, TEXAS

ATTEST: GERARD RICKHOFF
COUNTY CLERK
BEXAR COUNTY, TEXAS
