

Orders of Commissioners Court
Bexar County, Texas

TUESDAY, AUGUST 21, 2007

Court met at 9.10 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 August 21, 2007.

Present at roll call:

Nelson W. Wolff, County Judge;
Sergio "Chico" Rodriguez, County Commissioner Precinct No. 1;
Tommy Adkisson, County Commissioner Precinct No. 4;
Seth Mitchell, Chief of Staff to County Judge;
Tommy J. Tompkins, County Auditor;
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; and
Gary O'Bar, Purchasing Agent.

When the following proceedings were had to-wit:

Pilar Jimenez, Executive Assistant to Precinct No. 1 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 Adelfa G. Quinones expressing to them the sympathy of the court on the loss of their loved one. She graduated from Brackenridge High School and attended San Antonio College. In 1938, she married Rudolph Quinones. In 1949 they decided to open a Mexican restaurant and named it JACALA after a small village in Mexico they had enjoyed visiting. In November 2006, the Texas Historical Commission presented Jacala with the Texas Treasure Business Award for exceptional historical contribution toward the economic growth and prosperity of Texas. JACALA was the 1st restaurant in San Antonio and the 1st Mexican restaurant in Texas to receive this award. She was a member of Holy Spirit Catholic Church, The Petroleum Club of San Antonio, and the Plaza Club, a former member of the Stardust Dance Club, the Altrusans Club and the Business and Professional Women's Club, a former fundraiser for the League of Exceptional Children, and an honorary member of the San Antonio Junior Former Sustainers Club. She is survived by her daughters, Yolanda Showalter, Lucille Hooker and Cynthia Klauss; son, Rudolph G. Quinones II; 8 grandchildren and several step-grandchildren and numerous great-grandchildren.

A letter of condolence is to be sent to the family of Sidney Kempler expressing to them the sympathy of the court on the loss of their loved one. He and his bride, Margo, left native Germany for England during WWII where he became a translator and cook in the British Army. Several years later, they settled in San Antonio. Active as both a businessman and volunteer well into his 80's, he was an avid traveler and had been to all parts of the globe. He is survived by his son, Leslie Kemper; two grandsons and two great-grandsons.

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



Item – 3 a-e

August 21, 2007

Ceremonial Items:

The Court presented a Proclamation to the San Antonio Symphony Players Association, recognizing and proclaiming Saturday, August 25, 2007 as “San Antonio Symphony Players Association First Annual Community Concert.” (Record)

The Court presented a Proclamation to the National Association of Women Business Owners-San Antonio Chapter, proclaiming Wednesday, September 5, 2007 to be “National Association of Women Business Owners-San Antonio Chapter Day.” (Record)

Commissioners Lyle Larson and Paul Elizondo joined the meeting at this time.

The Court presented a Hidalgo to Dr. Harold Timboe, former Associate Vice President for Research at the University of Texas Health Science Center at San Antonio. (Record)

The Court presented a Proclamation to Stacey Flores Mazuca, for representing Bexar County, Texas and the United States at the 14th Annual “El Encuentro Internacional del Mariachi y la Charrería” Festival in Guadalajara, Jalisco, Mexico. (Record)

The Court presented a Proclamation to Director, Juan Ortiz and the Mariachi del Pueblo of San Antonio, in recognition of their official invitation to perform in the 14th Annual “El Encuentro Internacional del Mariachi y la Charrería” in Guadalajara, Jalisco, Mexico from August 31, 2007 through September 9, 2007. (Record)



Item – 4a

August 21, 2007

Commissioners Court

Presentation and discussion regarding the Fiscal Year 2007-08 Bexar Appraisal District Budget. (Record)

No action was taken.



Item – 4b

August 21, 2007

Commissioners Court

Presentation and discussion regarding the 2007 Ad Valorem property tax rate recommendation for the University Health System in support of its Operating and Capital Budget for FY 2008.

The Court hereby ordered and approved a motion approving the proposal to consider the tax increase for University Health System by adoption of a tax rate of \$0.237408 per \$100 in value to support the Health System’s 2008 operating and capital budget and setting public hearings and a vote, as amended. (Record)

A motion was presented by County Commissioner Paul Elizondo, 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 – 4c
August 21, 2007
Community & Development Program

Discussion was held regarding the City of San Antonio’s statutory presentation on a proposed Tax Increment Financing project called Rosillo Ranch. (Record)

No action was taken.



Item – 5
August 21, 2007
Commissioners Court

The Court hereby ordered and approved a motion approving the Consent Agenda (items 8-50).

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, Adkisson and Judge Wolff voting “Aye”.



Item – 8
August 21, 2007
Commissioners Court

The Court hereby ordered and approved a motion approving a request from County Judge Nelson W. Wolff to re-appoint James Adams, Alex Briseño, and Rebecca Cedillo to the Hospital District Board of Managers for a two-year term to begin upon reappointment and expire August 31, 2009. (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, Adkisson and Judge Wolff voting “Aye”.



Item – 9
August 21, 2007
Commissioners Court

The Court hereby ordered and approved a motion approving a request from Commissioner Sergio “Chico” Rodriguez, Precinct 1, to appoint Margaret Vera to the Center for Health Care Services Board for a term to begin upon appointment and expire June 30, 2009. (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, Adkisson and Judge Wolff voting “Aye”.



Item – 10

August 21, 2007
Commissioners Court

The Court hereby ordered and approved a motion approving Order designating Tuesday as the day of the week on which Commissioners Court shall convene in a regular term each month in FY 2007-08 pursuant to Local Government Code 81.005. (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, Adkisson and Judge Wolff voting “Aye”.

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Item – 11
August 21, 2007
Commissioners Court

The Court hereby ordered and approved a motion approving the FY 2007-08 Commissioners Court Agenda Planner for Commissioners Court meeting dates and times to be held during the fiscal year. (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, Adkisson and Judge Wolff voting “Aye”.

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Item – 12
August 21, 2007
Commissioners Court

The Court hereby ordered and approved a motion approving Order regarding the reissuance of Harris County Health Facilities Development Corporation Revenue Bonds (Christus Health) Series 2005A-5 and Series 2005A-6 to finance the cost of health facilities for Christus Health located and to be located in Bexar County and with respect to a public hearing. (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, Adkisson and Judge Wolff voting “Aye”.

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Item – 13
August 21, 2007
Commissioners Court

The Court hereby ordered and approved a motion approving to proceed with an audit of the complete financial records documenting the services provided to Bexar County by the City of San Antonio under the Animal Care Services Interlocal Agreement, as provided in Article IX, Section 9.01 of the Interlocal Agreement. (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, Adkisson and Judge Wolff voting “Aye”.

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Item – 14

August 21, 2007
Fire Marshal's Office

The Court hereby ordered and approved a motion authorizing the expenditure of \$1,231,283.00 in Bexar County 2006 Homeland Security Grant Program (HSGP) grant funding by the Bexar County Sheriff's Office, Fire Marshal/Emergency Management Office, Bexar County Infrastructure Services, and Alamo Regional Citizen Corps Program. (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, Adkisson and Judge Wolff voting "Aye".



Item – 15
August 21, 2007
Criminal District Attorney's Office

The Court hereby ordered and approved a motion approving the renewal of contract between Bexar County and the Texas Department of Protective and Regulatory Services for reimbursement to Bexar County from Title IV-E funds for legal services provided to carry out provisions of Title IV-E of the Social Security Act. (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, Adkisson and Judge Wolff voting "Aye".



Item – 16
August 21, 2007
Sheriff's Office

The Court hereby ordered and approved a motion approving the Sheriff's request to accept \$4,000 from the Texas Department of Transportation (TxDOT) as an incentive award for participation in the statewide "CLICK IT or TICKET" mobilization program to purchase 15 deck lights. (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, Adkisson and Judge Wolff voting "Aye".



Item – 17
August 21, 2007
Tax Assessor-Collector's Office

The Court hereby ordered and approved a motion approving the cost per account fee structure in the amount of \$.99 per account for collection of Ad Valorem taxes for Bexar County and serviced taxing units for FY 2008 (tax year 2007). (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, Adkisson and Judge Wolff voting "Aye".



Item – 18
August 21, 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 \$85.95 on account number #14610-010-0030, Arva DeVaney, 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 Tommy Adkisson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, Adkisson and Judge Wolff voting “Aye”.



Item – 19
August 21, 2007
County Auditor

The Court hereby ordered and approved a motion ratifying action taken on August 14, 2007 by Commissioners Court approving the payment of payrolls, including overtime, and auto allowances paid on Wednesday, August 15, 2007. (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, Adkisson and Judge Wolff voting “Aye”.



Item – 20
August 21, 2007
County Auditor

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

\$ 13,671,750.77 (Checks printed August 15, 2007)
\$ 366,896.72 (Checks printed August 17, 2007)

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, Adkisson and Judge Wolff voting “Aye”.



Item – 21
August 21, 2007
County Auditor

The Court hereby ordered and approved a motion approving the payment of payrolls, including overtime, and auto allowances to be paid on Friday, August 31, 2007. (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, Adkisson and Judge Wolff voting “Aye”.



Item – 22
August 21, 2007
County Auditor

The Court hereby ordered and approved a motion approving and authorizing the County Auditor to pay bills through September 7, 2007, to include Claims Registers for August 22, 2007, August 24, 2007, August 29, 2007, August 31, 2007, September 5, 2007, and September 7, 2007. The list of bills paid will be presented to the court on September 11, 2007. (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, Adkisson and Judge Wolff voting “Aye”.



Item – 23
August 21, 2007
County Auditor

The Court hereby ordered and approved a motion approving Tax Assessor-Collector’s Report of Taxes collected in July 2007. (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, Adkisson and Judge Wolff voting “Aye”.



Item – 24
August 21, 2007
County Auditor

The Court hereby ordered and approved a motion accepting an FLSA summary report regarding non-exempt County personnel that have accrued FLSA hours in excess of 200 but less than 240, and law enforcement personnel with FLSA hours in excess of 440 but less than 480. Offices and departments with employees approaching the maximum FLSA limits are encouraged to take appropriate action to reduce such balances. (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, Adkisson and Judge Wolff voting “Aye”.



Item – 25
August 21, 2007
Purchasing Department

The Court hereby ordered and approved a motion awarding a delivery order to Dell Marketing, LP for the purchase of eighteen servers for the County Human Resource Information System (CHRIS) in the amount of \$239,331.27 as requested by Bexar County Planning and Resource Management Department; 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 Tommy Adkisson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, Adkisson and Judge Wolff voting “Aye”.



Item – 26
August 21, 2007
Purchasing Department

The Court hereby ordered and approved a motion awarding the renewal of a Professional Services Contract with Garza/Gonzalez & Associates as requested by Bexar County Planning and Resource Management Department to provide professional auditing services for a one-year period, effective August 6, 2007, under the same terms and conditions for an estimated amount of \$120,700; and authorizing the Purchasing Agent to execute contract amendment and file appropriate award documents for record. (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, Adkisson and Judge Wolff voting “Aye”.



Item – 27
August 21, 2007
Purchasing Department

The Court hereby ordered and approved a motion awarding the renewal of a contract with San Antonio Federal Credit Union to provide Bexar County Infrastructure Services Department with automated teller machine (ATM) service for a two-year period under the same terms and conditions and providing for approximately \$12,000 in revenue to the County; 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 Tommy Adkisson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, Adkisson and Judge Wolff voting “Aye”.



Item – 28
August 21, 2007
Purchasing Department

The Court hereby ordered and approved a motion awarding the renewal of a requirements contract with Sprint Solutions, Inc. dba Sprint Nextel for the purchase of wireless voice and equipment services as requested by the Bexar County Information Services Department for a one-year period beginning September 1, 2007 and ending August 31, 2008 for an estimated annual amount of \$165,000; 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 Tommy Adkisson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, Adkisson and Judge Wolff voting “Aye”.



Item – 29
August 21, 2007
Purchasing Department

The Court hereby ordered and approved a motion awarding the renewal of a requirements contract with Compliance Consortium Corporation and Varian Incorporated Diagnostics to provide for the purchase of Rapid Drug and Alcohol Screen Test Kits as requested by the Bexar County Sheriff's Office, Juvenile Probation Department, and Criminal Justice Planning and Coordination Department for a one-year period, beginning September 1, 2007 and ending August 31, 2008, under the same pricing, terms and conditions for an estimated annual amount of \$57,000; and authorizing the Purchasing Agent to execute contract modifications and file appropriate award documents for record. (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, Adkisson and Judge Wolff voting "Aye".



Item – 30
August 21, 2007
Purchasing Department

The Court hereby ordered and approved a motion authorizing the Purchasing Agent to advertise an Invitation for Bids to purchase construction services for the Pue Road Reconstruction Project as requested by the Bexar County Infrastructure Services Department. (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, Adkisson and Judge Wolff voting "Aye".



Item – 31
August 21, 2007
Purchasing Department

The Court hereby ordered and approved a motion authorizing the Purchasing Agent to advertise an Invitation for Bids to purchase construction services for the Raven Field Drive Project as requested by the Bexar County Infrastructure Services Department. (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, Adkisson and Judge Wolff voting "Aye".



Item – 32
August 21, 2007
Purchasing Department

The Court hereby ordered and approved a motion awarding a delivery order to Philpott Motor Company for the

purchase of six vehicles in the amount of \$133,124.04 and Chastang's Bayou City Ford for the purchase of one vehicle in the amount of \$22,548.00 as requested by Bexar County Community Supervision and Corrections Department for a combined amount of \$155,672.04; 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 Tommy Adkisson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Larson, Adkisson and Judge Wolff voting "Aye".



Item – 33

August 21, 2007

Criminal Justice Planning and Coordination

The Court hereby ordered and approved a motion ratifying the approval of the Criminal Justice Planning and Coordination Department's request to accept the extension of a grant administered by the U. S. Attorney's Office, Western District of Texas, under the Project Safe Neighborhoods initiative entitled "Project Safe Neighborhoods BCCIL NIBIN Expansion" for an additional year through August 31, 2008. There is no County cash match required. (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, Adkisson and Judge Wolff voting "Aye".



Item – 34

August 21, 2007

Information Services

The Court hereby ordered and approved a motion authorizing the County Judge to sign agreement(s) between Bexar County and Stewart & McLane, Fernando's Bail Bond, Law Office of Lethu M. Fox, Texas Checks, LLC, and Kenneth Bass Real Estate, LLC 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. (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, Adkisson and Judge Wolff voting "Aye".



Item – 35

August 21, 2007

Infrastructure Services

The Court hereby ordered and approved a motion authorizing the County Judge to execute Field Alteration Number 1 to the contract between Bexar County and San Antonio Constructors, Ltd in connection with Schaefer Road

Drainage Project-Phase II, BC 2007-218 increasing the contract amount by \$9,746. Precinct 4. (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, Adkisson and Judge Wolff voting “Aye”.



Item – 36

August 21, 2007

Infrastructure Services/Public Works Division

The Court hereby ordered and approved a motion authorizing the purchase of right-of-way for Parcel Number 3, Braun Road, being 0.014 of an acre, from Jorge L. Matos and Maria A. Matos for total consideration of \$200. Precinct Number 2. (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, Adkisson and Judge Wolff voting “Aye”.



Item – 37

August 21, 2007

Infrastructure Services/Public Works Division

The Court hereby ordered and approved a motion authorizing the donation for right-of-way Parcel 43E, being 0.0007 of an acre, Shaenfield Road, from Loop 1604 Storage Ltd, a Texas Limited Partnership. Precinct Number 2. (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, Adkisson and Judge Wolff voting “Aye”.



Item – 38

August 21, 2007

Infrastructure Services/Public Works Division

The Court hereby ordered and approved a motion authorizing the purchase of right-of-way for Parcel Number 3, Borgfeld Drive, being 0.029 of an acre of land from Maria Dolores Robles, who took title as Maria Dolores Balderas, as her sole and separate property for a total consideration of \$2,128. Precinct Number 3. (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, Adkisson and Judge Wolff voting “Aye”.



Item – 39

August 21, 2007

Infrastructure Services/Public Works Division

The Court hereby ordered and approved a motion authorizing the purchase of right-of-way, Parcel Number 25, Borgfeld Drive, being 0.013 of an acre of land from Donald S. Ross for total consideration of \$1,380. Precinct

Number 3. (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, Adkisson and Judge Wolff voting “Aye”.



Item – 40

August 21, 2007

Infrastructure Services/Public Works Division

The Court hereby ordered and approved a motion authorizing the purchase of right-of-way, Parcel Number 41, Borgfeld Drive, being 0.021 of an acre of land from the San Antonio Baptist Association for total consideration of \$4,100. Precinct Number 3. (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, Adkisson and Judge Wolff voting “Aye”.



Item – 41

August 21, 2007

Infrastructure Services/Public Works Division

The Court hereby ordered and approved a motion authorizing the purchase of right-of-way, Parcel Number 43, Borgfeld Drive, being 0.165 of an acre of land from Charlie E. Popelka and wife, Gloria A. Popelka for total consideration of \$28,679. Precinct Number 3. (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, Adkisson and Judge Wolff voting “Aye”.



Item – 42

August 21, 2007

Infrastructure Services

The Court hereby ordered and approved a motion authorizing the purchase of right-of-way, Parcel Number 65, Borgfeld Drive, being 0.068 of an acre of land from Rudolph P. Espinoza, Jr. for total consideration of \$7,420. Precinct Number 3. (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, Adkisson and Judge Wolff voting “Aye”.



Item – 43

August 21, 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 16539, BLK 7, LOT 2 located at 9303 Toronto Road for \$2,302.30 (the total amount of the adjudged value (market value) of the property and a code compliance lien) to Margaret C. and Roy H. Laque pursuant to Section 34.05(h) of the Texas Tax Code; and authorizing the execution of deed. Precinct Number 4. (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, Adkisson and Judge Wolff voting “Aye”.



Item – 44

August 21, 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 16539, BLK 7, LOT 6 located at 9237 Toronto Road for \$2,749.20 (the total amount of the adjudged value (market value) of the property and a code compliance lien) to Margaret C. and Roy H. Laque pursuant to Section 34.05(h) of the Texas Tax Code and authorizing the execution of deed. Precinct Number 4. (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, Adkisson and Judge Wolff voting “Aye”.



Item – 45

August 21, 2007

Infrastructure Services

The Court hereby ordered and approved a motion approving subdivision plat within the Extra Territorial Jurisdiction of the City of San Antonio: Canyon Crossing Unit 2, owner: LGI Homes/F.M., located southwest of U.S. Highway 90 and Cagnon Road, not within the Edwards Aquifer Recharge Zone. Precinct Number 1. (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, Adkisson and Judge Wolff voting “Aye”.



Item – 46

August 21, 2007

Infrastructure Services

The Court hereby ordered and approved a motion accepting the following streets in the identified subdivision for County maintenance to begin August 21, 2007: (Record)

Subdivision

Street/Drain

Wolf Creek Unit 2
(Precinct Number 1)

Gold Gap Fox (880 Type "L")
Bearwolf Bay (580 Type "L")
Fire Fox Den (343 Type "L")
Possum Wolf (769 Type "L")

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, Adkisson and Judge Wolff voting "Aye".



Item – 47
August 21, 2007
Infrastructure Services

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

Stop zones:
Precinct Number 1

Cardinal Song at intersection with Redbird Pass (Stop at Cardinal Song)
Redbird Ledge at intersection with Cardinal Song (Stop at Redbird Ledge)
Zebra Dale at intersection with Cardinal Song (Stop at Zebra Dale)
Zebra Dale at intersection with Wing Falls (Stop at Zebra Dale)
Redbird Ledge at intersection with Wing Falls (Stop at Redbird Ledge)
Wing Falls at intersection with Redbird Pass (Stop at Wing Falls)

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, Adkisson and Judge Wolff voting "Aye".



Item – 48
August 21, 2007
Infrastructure Services

The Court hereby ordered and approved a motion authorizing temporary closure of County maintained sections of Tamaron Valley from Tamaron Pass to the end of the cul-de-sac at Tamaron Valley on Saturday, September 8, 2007 from 4:00 p.m. to 8:00 p.m. for the Tamaron Property Owners Block Party. Precinct Number 1.

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, Adkisson and Judge Wolff voting "Aye".



Item – 49
August 21, 2007
Planning and Resource Management

The Court hereby ordered and approved a motion approving a resolution relating to establishing the County's intention to reimburse itself for the prior lawful expenditure of funds from the proceeds of tax-exempt obligations to

be issued by the County for authorized purposes; authorizing other matters incident and related thereto; and providing an effective date. (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, Adkisson and Judge Wolff voting "Aye".



Item – 50

August 21, 2007

Planning and Resource Management

The Court hereby ordered and approved a motion approving the following two orders relating to the issuance of bonds for capital improvement projects and control projects: (Record)

Order authorizing the issuance of "Bexar County, Texas Combination Tax and Revenue Certificates of Obligation, Series 2007"; providing for the payment of said certificates by the levy of an ad valorem tax upon all taxable property within the County and further securing said certificates by a lien on and pledge of the pledged revenues of the parking station; providing the terms and conditions of said certificates and resolving other matters incident and relating to the issuance, payment, security, sale, and delivery of said certificates, including the approval and distribution of an official statement; authorizing the execution of a paying agent/registrars agreement and a purchase contract; complying with the provisions of the Depository Trust Company's Letter of Representations; and providing an effective date.

Order authorizing the issuance of "Bexar County, Texas Combination Flood Control Tax and Revenue Certificates of Obligation, Series 2007"; providing for the payment of said certificates by the levy of an ad valorem tax upon all taxable property within the County and further securing said certificates by a lien on and pledge of the pledged revenues of the parking station; providing the terms and conditions of said certificates and resolving other matters incident and relating to the issuance, payment, security, sale, and delivery of said certificates, including the approval and distribution of an official statement; authorizing the execution of a paying agent/registrars agreement and a purchase contract; complying with the provisions of the Depository Trust Company's Letter of Representations; and providing an effective date.

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, Adkisson and Judge Wolff voting "Aye".



Item – 6

August 21, 2007

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

- a. Bexar County's Economic Development Grant Agreement with RACKSPACE, approved July 24, 2007.

- b. Walzem Road Redevelopment Project, Master Economic Incentives Agreement with City of Windcrest, City of San Antonio, Windcrest EDC, Windcrest Economic Development Company, LLC and RACKSPACE US, INC., approved July 10, 2007.
- c. Memorandum of Understanding with the Texas Department of Transportation (TxDOT), approved June 5, 2007.
- d. Modification of Contract with the Texas Department of Criminal Justice, approved November 28, 2006.
- e. Citation to Bexar County, Marvin Roy vs. Jason Eric Tibbs.



Item – 7
August 21, 2007

Communications, including citizens who signed the registration/sign-in form and reports.

Faris Hodges, Jr.



Commissioners Court recessed at this time. 11:55 a.m.



Commissioners Court reconvened at this time. 1:50 p.m.
 Commissioner Paul Elizondo is presiding officer.



Item – 51
August 21, 2007
Fire Marshal’s Office

Discussion was held concerning Hurricane Dean. (No record)

No action was taken.



County Judge joined the meeting at this time.



Item – 52
August 21, 2007
Elections Office

The Court hereby ordered and approved a motion approving the following orders necessary for the conduct of the Tuesday, November 6, 2007 Amendment Election, to include: (Record)

Order calling the Amendment Election;

Order designating the main early voting location and branch locations;
Order setting compensation for the deputy early voting clerks for early voting;
Order designating the rate of pay for up to three temporary employees at the Auditor's Office to assure timely and accurate processing of the election payroll;
Order adopting a voting system to be used;
Order adopting the resolution designating the number of clerks authorized;
Order adopting a resolution for the rate of pay for Election Day judges and clerks; and
Order adopting the voting times for Saturdays and Sundays for the Amendment Election.

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".

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Item – 4d
August 21, 2007

Discussion was held regarding the FY 2007-08 Proposed Budget and the proposed tax rate to fund the FY 2007-08 Proposed Operating and Capital Budget, to include authorizing notice of two public hearings, if the proposed tax rate exceeds the calculated effective tax rate, and authorizing a proposal to adopt the Bexar County tax rate on September 11, 2007. (Record)

The Court hereby ordered and approved a motion approving to consider a proposed tax rate if \$0.32866 and place the proposal to adopt the tax rate on the agenda for September 11, 2007 Commissioners Court meeting and authorizing to submit a Notice of Public Hearing for publication in the San Antonio Express News and La Prensa on a proposal to increase the tax rate if the proposed increase in the rate is above the effective tax rate. (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".

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Commissioner Lyle Larson left the meeting at this time.

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Item – 53 a-c
August 21, 2007
Sheriff's Office

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

The Court hereby ordered and approved a motion approving a request for additional funds in the estimated amount of \$782,575 to pay for outstanding invoices and to house inmates in out of county facilities through September 30, 2007, as amended. (Record)

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

Commissioner Sergio "Chico" Rodriguez left the meeting at this time.

The Court hereby ordered and approved a motion authorizing a request from the Planning and Resource Department to make available funding up to \$16,000 for the Incentive Program as designated by the Elected Officials.

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

♠♠

Item – 54

August 21, 2007

Infrastructure Services

The Court hereby ordered and approved a motion approving payment of the Commissioners Award for Condemnation, Cause Number 2007-ED-0014, County of Bexar v. LL & B Properties, Inc., et al for the property described as Lots 1-5, BLK 82, NCB 193 in the amount of \$1,905,000 plus Court Cost of \$2,574. Precinct Number 2. (Record)

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

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Commissioners Lyle Larson and Sergio "Chico" Rodriguez returned to the meeting.

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Item – 55

August 21, 2007

Infrastructure Services

The Court hereby ordered and approved a motion approving the Final Deliverables, Briefing and Determination of Feasibility of the Justice Center Expansion and Two Parking Garages; and approval of the First Amendment to the Architectural Services Agreement in the amount of \$2,014,810 to produce a 35 percent Design-Build Bridging Bid Package for these projects. (Record)

A motion was presented by County Commissioner Lyle Larson, duly seconded by County Commissioner Tommy Adkisson, to approve the Final Deliverables, Briefing and Determination of Feasibility of the Justice Center Expansion and Two Parking Garages.

Motion withdrawn by County Commissioners Lyle Larson and Tommy Adkisson at this time.

Records are to reflect that action concerning the Final Deliverables, Briefing and Determination of Feasibility of the Justice Center Expansion and Two Parking Garages; and approval of First Amendment to Architectural Services Agreement in the amount of \$2,014,810 to produce a 35 percent Design-Build Bridging Bid Package for these projects is deferred until the next Commissioners Court meeting.

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Item – 56

August 21, 2007

Economic Development

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

No action was taken.

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Item – 57

August 21, 2007
Purchasing Department

The Court hereby ordered and approved a motion awarding a contract to the lowest and best bid from E.E. Hood & Sons, Incorporated for the purchase of construction services for the Woodlake Parkway Roadway Reconstruction Plan as requested by the Bexar County Infrastructure Services Department in the contract amount of \$7,296,280.95; and authorizing the Purchasing Agent to execute and file appropriate award documents for record, including appropriate budgetary transfer. Records are to reflect that the funds be replaced with the first available source. (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”.



The 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. Mike Strand v. Fred Behrend and Bexar County, et al.; SA-07-CA-0680XR
- 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 extension of the Animal Care Services Agreement with the City of San Antonio; and
 - ii. Proposed contract with AT&T for purchase and installation of a videoconferencing system.

5:55 p.m.



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

6:00 p.m.



Item – 58
August 21, 2007
Purchasing Department

The Court hereby ordered and approved a motion awarding contract to AT&T Inc. in the amount \$822,554.46 for the purchase and installation of a videoconferencing system that includes maintenance and support for a three year term as requested by the Bexar County Criminal Justice Planning and Coordination Department; authorizing execution and filing of appropriate award documents; and providing for the appropriate budgetary transfer, as

amended. (Record-contract to be filed later)

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".



A motion for adjournment 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." It is ordered by the Court that Commissioners Court of Bexar County, Texas be, and hereby stands, adjourned. *In honor and memory of Adelfa G. Quinones and Sidney Kempler* until Thursday, August 23, 2007 at 10:00 a.m.

6:00 P.M.

NELSON W. WOLFF, COUNTY JUDGE
BEXAR COUNTY, TEXAS

ATTEST: GERARD RICKHOFF
 COUNTY CLERK
 BEXAR COUNTY, TEXAS