

Orders of Commissioners Court
Bexar County, Texas

TUESDAY, JANUARY 08, 2008

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 Tuesday, January 8, 2008.

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;
Gerard Rickhoff, County Clerk (Rep. by Leonor Salazar);
Susan Reed, District Attorney (Rep. by Ed Schweninger);
Keith L. Charlton, Executive Director - Criminal Justice Planning & Coordination Department (Rep. by Grace Olivarri);
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 Investment Department; and
Gary O'Bar, Purchasing Agent.

When the following proceedings were had to-wit:

Cindy Cantu Segovia, Court Support & Special Projects Administrator for Commissioners Court gave the invocation at today's meeting. County Judge Nelson W. Wolff led the Pledge of Allegiance.



A letter of condolence is to be sent to the family of Lydia Mendoza Martinez expressing to them the sympathy of the court on the loss of their loved one. She is survived by her daughter Yolanda Hernandez and 13 grandchildren and 12 great-grandchildren.

A letter of condolence is to be sent to the family of Benito Ramos expressing to them the sympathy of the court on the loss of their loved one. He is survived by his daughter Maria Hamilton, sons Juan Esparza, Benny Hilario, Adolfo Ramos, Arturo Ramos and Abel Ramos and 15 grandchildren and 3 great-grandchildren.

A letter of condolence is to be sent to the family of Genevieve A. Hendricks expressing to them the sympathy of the court on the loss of their loved one. Mrs. Hendricks was a longtime member of Gold Star Wives, NARFE, and over 50-year member of Hermann Sons Vineta Lodge. She is survived by her daughters, Billie Jean Stowski, Patricia Callender and 3 grandchildren and 5 great-grandchildren and several nieces and nephews.

A letter of condolence is to be sent to the family of Robert Dean "Bob" Miller expressing to them the sympathy of the court on the loss of their loved one. He was well known in the Dirby Community, having owned and operated Tradin' Post for many years. He was a man of many talents and could fix anything. He is survived by his wife Ruth Elaine Miller, daughters Ricke Ford, and Marci Prater and son Randy Miller and 16 grandchildren and 1 great-grandson.

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

*Lydia Mendoza Martinez
Benito Ramos
Genevieve A. Hendricks
Robert Dean "Bob" Miller*



Item – 3 a-c
January 8, 2008
Commissioners Court

The Court presented service pins to the following Bexar County Sheriff's Office employees recognizing them for 25 and 30 years of service: (Record)

<u>Name</u>	<u>Year</u>
Michael J. Filoteo	30
Stephen C. Dimando	25

The Court presented a Proclamation to Charles and Stella Pope congratulating and recognizing them for 37 years of community service and philanthropic work in Bexar County. (Record)

The Court presented a Proclamation to Miss Bexar County Organization, Incorporated, sponsor of the Miss Bexar County Scholarship Pageant, recognizing and proclaiming the week of January 13 – 19, 2008 as "Miss Bexar County Week." (Record)



Item – 55
January 8, 2008
Fire Marshal's Office

The Court hereby ordered and approved a motion setting a Public Hearing to consider the petition to establish the Bexar County Emergency Service District Number 10 at the Bexar County Commissioners Court meeting on Tuesday, February 5, 2008 at 1:30 p.m. (Record)

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

County Judge Nelson W. Wolff left the meeting.
County Commissioner Paul Elizondo is presiding officer.



Item – 56
January 8, 2008
Fire Marshal's Office

The Court hereby ordered and approved a motion setting a Public Hearing to consider the petition to establish the Bexar County Emergency Service District Number 11, at the Bexar County Commissioners Court meeting on Tuesday, February 5, 2008 at 1:40 p.m. (Record)

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

Adkisson voting "Aye".



Item – 4ai-ii

January 8, 2008

Fire Marshal's Office/OEM

Discussion was held regarding the proposed Bexar County Emergency Services District Number 12, to include:
(Record)

Public Hearing was called to order at 11:30 a.m. regarding granting of the petition to establish the Bexar County Emergency Services District Number 12.

The following individuals spoke regarding this issue:

Lawance Padalecki	Mary Jo Dylla, Mayor of St. Hedwig
Kevin Riedel	Leon Nickles
Fox Gipson	Ken Campbell

The Public Hearing closed at 11:40 a.m.

The Court hereby ordered and approved a motion granting the petition to establish the Bexar County Emergency Services District Number 12 and to order an election on May 10, 2008 to confirm the district's creation and authorize an imposition of a tax not to exceed 10 cents on each \$100 of the taxable value of property taxable by the district. (Record)

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

County Judge Nelson W. Wolff returned to the meeting.



Item – 4bi,ii,iii

January 8, 2008

Fire Marshal/Emergency Management

Discussion was held regarding the status of the Bexar County Burn Ban and information on the fires that occurred on December 31, 2007 and January 1, 2008 and to update the 911 Phone system call Volume on New Years Eve.
(Record)

A motion was presented by County Commissioner Lyle Larson, duly seconded by County Commissioner Paul Elizondo, directing staff to prepare legislation to be introduced in the next session of the Texas Legislature that would give Commissioners Court or the County Judge the authority to declare a ban of the sale of fireworks during drought conditions.

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

Motion carried.



Commissioners Court recessed at this time. 12:25 p.m.



Commissioners Court reconvened at this time. 1:45 p.m.



Item – 8
January 8, 2008
Commissioners Court

Communications, including citizens who signed the registration form to speak:
Janet Ruzza – item 4b



Item – 4c
January 8, 2008
Community Investment

Discussion was held regarding the creation of the Crestmark Public Improvement District pursuant to Subchapter A, Chapter 372 of the Texas Local Government Code.

Commissioner Court recessed and the Public Hearing was called to order at 2:00 p.m. to accept public comment regarding the creation of the Crestmark Public Improvement District pursuant to Subchapter A, Chapter 372 of the Texas Local Government Code.

The following individuals spoke regarding this issue:

- | | |
|---------------------|-----------------|
| JC Herrera | Arturo Carrasco |
| Daniel Mertz | Mary Mattei |
| Robert Stricker | Geri Seidel |
| Bonniesue Castillon | Robert Brockman |

Public Hearing closed at 2:50 p.m. and Commissioners Court reconvened.



County Commissioners Sergio “Chico” Rodriguez and Tommy Adkisson left the meeting at this time.



Item – 5
January 8, 2008
Commissioners Court

The Court hereby ordered and approved a motion approving the Consent Agenda (items 9-53) with the exception of item 22 which will be pulled at this time.

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



Item – 9
January 8, 2008

Commissioners Court

The Court hereby ordered and approved a motion approving a Personal Services Agreement with Michael J. Sculley to provide services related to the Sports and Community Venues commencing on January 2, 2008 and expiring on May 31, 2008 at a cost not to exceed \$42,500 in compensation and approved reimbursable expenses. (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 Elizondo, Larson, and Judge Wolff voting "Aye".



Item – 10 **January 8, 2008** **County Auditor**

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

\$ 9,686,753.60 (Checks printed December 19, 2007)
\$ 369,548.05 (Checks printed December 21, 2007)
\$ 1,425,863.58 (Checks printed December 27, 2007)
\$13,984,625.83 (Checks printed January 02, 2008)
\$ 1,897,120.87 (Checks printed January 04, 2008)

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



Item – 11 **January 8, 2008** **County Auditor**

The Court hereby ordered and approved a motion approving the payment of payrolls, including overtime, and auto allowances to be paid on January 15, 2008. (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 Elizondo, Larson, and Judge Wolff voting "Aye".



Item – 12 **January 8, 2008** **County Auditor**

The Court hereby ordered and approved a motion authorizing the County Auditor to pay bills through Friday, January 18, 2008. The list of bills paid will be presented to the Court on Tuesday, January 22, 2008. (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 Elizondo, Larson, and Judge Wolff voting "Aye".



Item – 13
January 8, 2008
County Auditor

The Court hereby ordered and approved a motion approving the payment of cellular telephone bills over \$75 for the period of November 2007 for ATT/Cingular and Sprint, and October 2007 for Nextel. (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 Elizondo, Larson, and Judge Wolff voting “Aye”.



Item – 14
January 8, 2008
Civil District Courts

The Court hereby ordered and approved a motion approving a request to submit an electronic grant application to the Bureau of Justice Assistance “Drug Court Discretionary Grant Program: FY 2008 Competitive Grant Announcement” for the Bexar County Family Drug Court for \$92,556 for technology improvements; and acceptance of funds, if awarded. (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 Elizondo, Larson, and Judge Wolff voting “Aye”.



Item – 15
January 8, 2008
Criminal District Courts

The Court hereby ordered and approved a motion approving a request to submit an electronic grant application to the Bureau of Justice Assistance “Drug Court Discretionary Grant Program: FY 2008 Competitive Grant Announcement” for the Adult Felony Drug Court for \$266,667 for mental health treatment for dually diagnosed participants; and acceptance of funds, if awarded. There is no County match requirement. (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 Elizondo, Larson, and Judge Wolff voting “Aye”.



Item – 16
January 8, 2008
County Courts at Law

The Court hereby ordered and approved a motion approving a grant application to be submitted to the U.S. Department of Justice, Office of Justice Programs' Bureau of Justice Assistance for "Drug Court Discretionary Grant Program" for the Bexar County Misdemeanor Drug Court Program for County Court at Law Number 1 in an amount not to exceed \$200,000 with a 25 percent non-federal in-kind match requirement in the amount of \$66,667. The grant period will be for a period of 24 months; and acceptance of funds, upon award. (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 Elizondo, Larson, and Judge Wolff voting "Aye".



Item – 17
January 8, 2008
Purchasing Department

The Court hereby ordered and approved a motion awarding delivery orders for the purchase of heavy equipment to Azphalt Zipper Inc., Item 1 for \$99,978; Romco Equipment Co., Item 2 for \$30,818; RDO Equipment Co., Item 3 for \$228,757.64; Tractor City Equipment, Item 4 for \$80,877.75 and Cooper Equipment Co., Item 5 for \$207,494 for a combined amount of \$647,925.39 as requested by the Infrastructure Services Department; and authorizing the Purchasing Agent to execute and file appropriate award documents for record. (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 Elizondo, Larson, and Judge Wolff voting "Aye".



Item – 18
January 8, 2008
Purchasing Department

The Court hereby ordered and approved a motion awarding a contract to High Sierra Electronics, Inc. for the purchase of construction services for the Jungman Road High Water Detection System at Medina River as requested by the Bexar County Infrastructure Services Department in the contract amount of \$77,884; and authorizing the Purchasing Agent to execute and file appropriate award documents for record. (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 Elizondo, Larson, and Judge Wolff voting "Aye".



Item – 19
January 8, 2008
Purchasing Department

The Court hereby ordered and approved a motion awarding a contract to the lowest and best bids submitted by Safety Supply, Inc., Items 1 and 3-23 for an estimated amount of \$50,600; Moore Medical, LLC, Items 25-28 for an estimated amount of \$2,400 and BullEx Inc., Item 2 for an estimated amount of \$5,000 for the purchase of disaster and emergency supplies as requested by the Fire Marshal and Office of Emergency Management beginning upon award and ending September 30, 2008, for an estimated annual amount of \$60,000; and authorizing the Purchasing Agent to execute and file appropriate award documents for record. (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 Elizondo, Larson, and Judge Wolff voting "Aye".



Item – 20
January 8, 2008
Purchasing Department

The Court hereby ordered and approved a motion awarding a contract to the lowest and best bids submitted by Osburn Associates, Inc., Items 1-9 for an estimated amount of \$6,200; Safelane Traffic Supply, LLC, Items 10-12 and 23 for an estimated amount of \$10,000; and Wenzel Wenzel & Associates, Inc., Items 13-22 for an estimated amount of \$40,000 for the purchase of traffic control devices and materials as requested by the Bexar County Infrastructure Services Department beginning upon award and ending September 30, 2008, for an estimated annual amount of \$56,000; and authorizing the Purchasing Agent to execute and file appropriate award documents for record. (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 Elizondo, Larson, and Judge Wolff voting "Aye".



Item – 21
January 8, 2008
Purchasing Department

The Court hereby ordered and approved a motion awarding the renewal of a contract with Automatic Elevator Inc., to provide elevator maintenance for various County facilities as requested by the Bexar County Infrastructure Services Department for a one-year period, beginning February 1, 2008 and ending January 31, 2009, under the same pricing terms and conditions for an estimated annual amount of \$110,040; and authorizing the Purchasing Agent to execute contract modification and file appropriate award documents for record. (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 Elizondo, Larson, and Judge Wolff voting "Aye".



Item – 23
January 8, 2008
Purchasing Department

The Court hereby ordered and approved a motion awarding the renewal of a maintenance contract with System Innovators providing for a software license and maintenance agreement for a six-month period underlined in the

Fourth Revival and Amendment as requested by the Bexar County Auditor and supported by Bexar County Information Services Department under the same pricing, terms and conditions for an estimated amount of \$20,000; and authorizing the Purchasing Agent to execute contract modifications and file appropriate award documents for record. (Record)

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



Item – 24
January 8, 2008
Purchasing Department

The Court hereby ordered and approved a motion granting a discretionary exemption to the competitive bidding requirements set forth in the Texas County Purchasing Act for the purpose of awarding a contract on a sole source basis to Defender Data, LLC for the purchase of a subscription agreement for use of a software license, beginning upon award and terminating on September 30, 2010, as requested by the Bexar County Criminal Justice Planning & Coordination Department, Appellate Public Defender's Office for an estimated contract amount of \$3,000; and authorizing the Purchasing Agent to execute and file appropriate award documents for record. (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 Elizondo, Larson, and Judge Wolff voting "Aye".



Item – 25
January 8, 2008
Purchasing Department

The Court hereby ordered and approved a motion authorizing the Purchasing Agent to advertise an Invitation for Bids for the purchase of cable materials and installation services as requested by the Bexar County Information Services Department. (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 Elizondo, Larson, and Judge Wolff voting "Aye".



Item – 26
January 8, 2008
Purchasing Department

The Court hereby ordered and approved a motion authorizing the Purchasing Agent to advertise an Invitation for Bids for the purchase of new construction services for the Juvenile Placement Facility Number 1 as requested by the

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



Item – 27

January 8, 2008

Community Investment

The Court hereby ordered and approved a motion approving a contract between Bexar County and the Alamo Soil and Water Conservation District Number 330 in the amount of \$4,000 to carry out plans and programs for Flood Control and Soil Conservation, for Fiscal Year 2007-2008. (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 Elizondo, Larson, and Judge Wolff voting "Aye".



Item – 28

January 8, 2008

Community Investment

The Court hereby ordered and approved a motion approving the Management Agreement between Bexar County and Christian Senior Services to provide Meals on Wheels to senior citizens, for a one-year period beginning October 1, 2007 and ending September 30, 2008, in the amount of \$60,000 from the General Fund. (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 Elizondo, Larson, and Judge Wolff voting "Aye".



Item – 29

January 8, 2008

Community Investment

The Court hereby ordered and approved a motion approving the Management Agreement between Bexar County and Family Services Association to provide a minimum of 100 seniors (55 years and older) with mental health services, a one-year period beginning October 1, 2007 and ending on September 30, 2008, in the amount of \$60,000 from the General Fund. (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 Elizondo, Larson, and Judge Wolff voting "Aye".



Item – 30

January 8, 2008

Community Investment

The Court hereby ordered and approved a motion approving the Management Agreement between Bexar County and Family Services Association to provide funding for the initial intake and coordination of services available through the Neighborhood Place; services will assist families access social services designed to strengthen families and reduce the incidence of child abuse and neglect, for a one-year period beginning October 1, 2007 and ending on September 30, 2008 in the amount of \$55,000 from the General Fund.

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



Item – 31
January 8, 2008
Community Investment

The Court hereby ordered and approved a motion approving the Management Agreement between Bexar County and Bexar County Detention Ministries to provide job skills training and job search assistance, for a one-year period beginning October 1, 2007 and ending September 30, 2008 in the amount of \$50,000 from the General Fund.

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



Item – 32
January 8, 2008
Community Investment

The Court hereby ordered and approved a motion approving the Management Agreement between Bexar County and San Antonio AIDS Foundation to provide hot meals and medical transportation to persons affected by HIV and AIDS, for a one-year period beginning October 1, 2007 and ending September 30, 2008 in the amount of \$100,000 from the General Fund. (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 Elizondo, Larson, and Judge Wolff voting "Aye".



Item – 33
January 8, 2008
Community Investment

The Court hereby ordered and approved a motion approving the Management Agreement between Bexar County and Young Women's Christian Association program to provide seniors and youth with access to the swimming facilities, for a one-year period beginning October 1, 2007 and ending September 30, 2008 in the amount of \$20,000 from the General Fund. (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 Elizondo, Larson, and Judge Wolff voting "Aye".



Item – 34
January 8, 2008
Community Investment

The Court hereby ordered and approved a motion approving the Management Agreement between Bexar County and the San Antonio Education Partnership to provide college scholarship assistance, for a one-year period beginning October 1, 2007 and ending September 30, 2008 in the amount of \$100,000 from the General Fund. (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 Elizondo, Larson, and Judge Wolff voting "Aye".



Item – 35
January 8, 2008
Community Investment

The Court hereby ordered and approved a motion approving the Management Agreement between Bexar County and Healy Murphy Center to provide G.E.D. tutoring and support services to 15 youth, for a one-year period beginning October 1, 2007 and ending September 30, 2008 in the amount of \$19,500 from the General Fund. (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 Elizondo, Larson, and Judge Wolff voting "Aye".



Item – 36
January 8, 2008
Community Investment

The Court hereby ordered and approved a motion approving the reappointment of Larry Romo, Jesse Alcala, and Benito Guerrero to the Bexar County Veterans Advisory Committee for a term to begin upon appointment and expire on December 31, 2009. (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 Elizondo, Larson, and Judge Wolff voting "Aye".



Item – 37
January 8, 2008
Criminal Justice Planning and Coordination

The Court hereby ordered and approved a motion approving a request from the Criminal Justice Planning & Coordination Executive Director to utilize the “Hiring and Promoting Above Minimum” form authorizing the County Auditor to adjust the salary of one Forensic Scientist II-Firearms Examiner to \$48,000 due to a recent promotion, effective January 9, 2008. (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 Elizondo, Larson, and Judge Wolff voting “Aye”.



Item – 38
January 8, 2008
Infrastructure Services

The Court hereby ordered and approved a motion approving the Second Amendment to the contract between Bexar County and Kell Munoz Architects, in the amount of \$239,746 for architectural, structural and MEP services in connection with the design of the Juvenile Detention Center Expansion, renovations and additions as part of the 2003 Bond Program. (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 Elizondo, Larson, and Judge Wolff voting “Aye”.



Item – 39
January 8, 2008
Infrastructure Services

The Court hereby ordered and approved a motion approving order closing, vacating and abandoning 1.85 of an acre of land on a portion of Old Borregas Road as excess right-of-way to the owners of the abutting land, San Antonio River Authority, Breck J. Lebegue, and Terri A. Lebegue. Precinct 4. (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 Elizondo, Larson, and Judge Wolff voting “Aye”.



Item – 40-45
January 8, 2008
Infrastructure Services/Public Works Division

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

Subdivision plat of Alamo Ranch Unit 20 and 21 Phase 2, owner: Standard Pacific Homes, located southwest of

Loop 1604 and Alamo Ranch Parkway, not within the Edwards Aquifer Recharge Zone. Precinct No.1.

Subdivision plat of Bella Vista Unit 3, Section 6, owner: SR Holding LP, located at Potranco and Bella Vista Place, not within the Edwards Aquifer Recharge Zone. Precinct No.1.

Plat establishing Cordi Marian Retreat Center, owner: Cordi Marian Sisters, located southeast of FM 1560 and Culebra Road-FM 471, not within the Edwards Aquifer Recharge Zone. Precinct No.1.

Subdivision plat of Falcon Landing Unit 1, owner: Fieldstone Homes of Texas, LLC, located northwest of Culebra Road-FM 471 and Talley Road, not within the Edwards Aquifer Recharge Zone. Precinct No.1.

Subdivision plat establishing Planned Unit Development Laura Heights Unit 3A PUD, owner: H.J. Enterprises, LP, located at Galm and Shaenfield, not within the Edwards Aquifer Recharge Zone. Precinct No.2.

Subdivision plat of Silver Oaks Unit 15, owner: Centex Homes, located at Mountain Pine and Silver Spot, not within the Edwards Aquifer Recharge Zone. Precinct No.2.

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



Item – 46
January 8, 2008
Infrastructure Services

The Court hereby ordered and approved a motion authorizing execution of the Interlocal Agreement between Bexar County and San Antonio Water System (SAWS) for Bexar County's Bulverde Road Phase III Project in the amount of \$368,600. Precinct No.3. (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 Elizondo, Larson, and Judge Wolff voting "Aye".



Item – 47
January 8, 2008
Infrastructure Services

The Court hereby ordered and approved a motion authorizing execution of an Agreement for Surveying Services with Bury Partners-SA, Inc. for an amount not to exceed \$10,750 for land surveying services in connection with the ADC Parking Garage Project. Precinct No.2.

A motion was presented by County Commissioner Paul Elizondo, duly seconded by County Commissioner

Lyle Larson, which motion was voted on as follows: Commissioners Elizondo, Larson, and Judge Wolff voting “Aye”.



Item – 48
January 8, 2008
Infrastructure Services

The Court hereby ordered and approved a motion ratifying Commissioners Court action on December 18, 2007 approving the execution of a contract and accepting the donation of right-of way Parcel 39, being 0.2088 of an acre, Shaenfield Road, from FCS Wood, Ltd, a Texas limited partnership. Precinct No.2. (Record-contract to be filed later)

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



Item – 49
January 8, 2008
Infrastructure Services/Public Works Division

The Court hereby ordered and approved a motion declaring a public necessity for the acquisition of fees simple title in and to Lots 7, 8, 9, and 10, Block 82, New City Block 192, located at 115 N. Comal and 135 N. Comal, City of San Antonio, Bexar County, Texas, the record owner of which is Lobo Grande, Inc., a Texas Corporation, save and except any oil, gas or minerals and any subsurface water rights in and to the property without any right of the owner(s) of ingress and egress to and from the surface of said property to explore, develop, drill or produce, for the public purpose of the construction, operation, maintenance, replacement and/or relocation of a parking garage and related improvements and authorizing institution of condemnation proceedings to acquire such land rights. Precinct No.2. (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 Elizondo, Larson, and Judge Wolff voting “Aye”.



Item – 50
January 8, 2008
Infrastructure Services/Public Works Division

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

Order establishing the following Stop zones:

Precinct No. 3

Desert Rainbow at intersection with Campo Viejo (Stop at Desert Rainbow)
 Eufaula at intersection with Campo Viejo (Stop at Eufaula)
 Star Mica at intersection with Wild Sage (Stop at Star Mica)
 Pyrite at intersection with Coltsfoot (Stop at Pyrite)
 Coltsfoot at intersection with Wild Sage (Stop at Coltsfoot)
 Campo Viejo at intersection with Wild Sage (Stop at Campo Viejo)
 Willow Bark at intersection with Wild Sage (Stop at Willow Bark)
 Wild Sage at intersection with Toutant Beauregard Road (Stop at Wild Sage)

Order establishing the following Speed zones:

Wild Sage from Toutant Beauregard to end of road shall be 30 mph.

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



Item – 51
January 8, 2008
Infrastructure Services/Public Works Division

The Court hereby ordered and approved a motion accepting the following streets and drains in the identified subdivisions for County maintenance to begin January 8, 2008: (Record)

<u>Subdivision</u>	<u>Street/Drain</u>
Alamo Ranch Unit 4 (Precinct Number 1)	Drain A (11 lf) Drain B (11 lf) Drain C (764.0 lf)
Alamo Ranch-Alamo Parkway Unit 1 (Precinct Number 1)	Drain A (163.89 lf) Drain B (281.90 lf) Drain C (329.17 lf)
Alamo Ranch-Alamo Parkway Unit 1 (Precinct Number 1)	Alamo Pkwy (4,750 lf)
Fox Grove Unit 6 (Precinct Number 3)	Drain A (11.0 lf)
Fox Grove Unit 6 (Precinct Number 3)	Dusty Canyon North Bound (1,469.47 lf Type "Collector") Dusty Canyon South Bound (1,464.41 lf Type "Collector") Coral Spur (444.07 lf Type "Collector") Coral Spur (464.17 lf Type "A") Pearl Harvest (843.38 lf Type "A") Foothill Pine (706.33 lf Type "A") Bristol Edge (663.92 lf Type "A") Palm Point (610.41 lf Type "A")

Heritage Park Unit 24A (Precinct Number 1)	Drain A (269.86 lf)
KB Potranco Unit 7 (Precinct Number 1)	Drain A (170.78 lf) Drain B (170.77 lf) Drain C (205.89 lf) Drain D (205.89 lf)
KB Potranco Unit 7 (Precinct Number 1)	Sunset Lake (930.62 lf) Sundance Scape (914.02 lf) Sun Garden (684.82 lf) Misty View (350 lf) Pearl Field (377.67 lf)
Potranco Unit 3 (Precinct Number 1)	Drain A (40 lf) Drain B (41.19 lf) Drain C (53.61 lf)
Potranco Unit 3 (Precinct Number 1)	Lemonmint Pwky (745.16 lf) Chamomile (1,367.06 lf) Celosia (1,255.00 lf) Campion Red (1,113.60 lf) Daisy Ox (701 lf)
Silver Oaks Unit 6 (Precinct Number 2)	Brushy Meadow (712.84 lf) Oakshire Woods (171 lf) Woodland Pines (483.85 lf) Meadows Wells (214 lf) Willow Country (1,315.81 lf)
Silver Oaks Unit 6 (Precinct Number 2)	Drain A (154.0 lf) Drain B (229.36 lf) Drain C (50.0 lf)
Silver Oaks Unit 8 Phase B (Precinct Number 2)	Stone Chase (718.00 lf) Scarlet Meadow (572 lf) Silver Brush (910.99 lf) Silver Willow (600.00 lf) Triton Glen (121 lf)
Westwinds Unit 1 (Precinct Number 1)	Alamo Pkwy (2,146 lf)
Wildhorse Unit 17 (Precinct Number 2)	Drain A (35.82 lf) Drain B (156.77 lf) Drain C (141.36 lf)
Wildhorse Unit 17 (Precinct Number 2)	Palomino Bend (415.50 lf) Buckskin Bend (1,261.97 lf) Caspian Spring (739.02 lf)

Connemara Cove (558.63 lf)
Mustange Bay (310.50 lf)
Shetland Park (131.01 lf)
Wildhorse Pkwy (400.50 lf)

Wildhorse Unit 19
(Precinct Number 2)

Arabia Sands (223.97 lf Type "L")
Pony Spur (546.47 lf Type "L")
Shetland Wind (70.60 lf Type "L")
Buckskin Spur (317.78 lf Type "L")
Shetland Park (367.27 lf Type "L")
Palomino Oaks (989.31 lf Type "L")
Connemara Bend (1,199.10 lf Type "L")
Wildhorse Pkwy (1,360.66 lf Type "B")

Windfield Unit 5
(Precinct Number 4)

Drain A (169 lf)

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



Item – 52
January 8, 2008
Infrastructure Services

The Court hereby ordered and approved a motion authorizing execution of a Memorandum of Agreement (MOA) for the Edwards Aquifer Recovery Implementation Program Parties and Bexar County and approving \$5,000 funding per year until 2012 for a total contribution of \$25,000 to support Bexar County's share to the program and designating Joe A. Aceves, P.E., Executive Director of Infrastructure Services Department, as the Bexar County representative for the Steering Committee. (Record-moa to be filed later)

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



Item – 53
January 8, 2008
Economic Development

The Court hereby ordered and approved a motion approving execution of an Agreement for Professional Services between Bexar County and TIP Strategies, Inc. to perform an economic impact study on the Texas-Mexico automotive industry, in an amount not to exceed \$30,000. (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 Elizondo, Larson, and Judge Wolff voting "Aye".



Item – 22
January 8, 2008
Purchasing Department

The Court hereby ordered and approved a motion awarding the renewal of a lease agreement between Bexar County and The GEO Group, Inc. for the County-owned detention facility on North Laredo Street under the same terms and conditions for a period not to exceed one-year beginning January 29, 2008 as requested by the Bexar County Sheriff's Office; and authorizing the Purchasing Agent to execute a contract modification and file the appropriate award documents for record. (Record)

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

County Commissioners Sergio "Chico" Rodriguez and Tommy Adkisson returned to the meeting at this time.



Item – 6
January 8, 2008
Commissioners Court

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

- a. Amended Notice of Intention to Issue Bonds: Bexar County, Bexar County Health Facilities Development Corporation: El Centro Del Barrio Project, Series 2007, approved October 10, 2007;
- b. U.S. District Court Western District of Texas San Antonio Division: Roger W. Sluder vs. Bexar County Sheriff Ralph Lopez;
- c. Return of Citation by Personal Service in a Delinquent Tax Suit: City of Schertz, et al vs. Mortgage Obligation Structured Trust 1993-1, et al;
- d. Return of Citation by Personal Service in a Delinquent Tax Suit: Schertz, Cibolo, Universal City Independent School District, et al vs. Francisca R. Garcia, et al;
- e. Return of Citation by Personal Service in a Delinquent Tax Suit: Schertz, Cibolo, Universal City Independent School District, et al vs. Joseph Shunkey, Administrator of the Estate of John Michael Wood, Deceased, et al;
- f. Notice of Claim filed by Manuel G. Escobar, Jr., Attorney at Law on behalf of Jerry Martinez, Individually and a/n/f of Jerry Martinez, Jr.



Item – 7
January 8, 2008
Commissioners Court

The Court hereby ordered and approved a motion approving the Commissioners Court minutes for Tuesday, December 4, 2007, Tuesday, December 18, 2007, and Wednesday, December 19, 2007 as printed. (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 – 54
January 8, 2008
Commissioners Court

The Court hereby ordered and approved a motion adopting a resolution in accordance with the provisions of Chapter 334, as amended Texas Local Government Code to obtain the determination from the Comptroller of Public Accounts of the State of Texas that the venue projects under consideration by Bexar County will not have a significant negative fiscal impact on State revenue. (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”.



County Judge Nelson W. Wolff and County Commissioner Lyle Larson left the meeting at this time.



Item – 57
January 8, 2008
Sheriff's Office

Discussion was held status report on jail population monitoring and mitigation strategies, including the processing of paper ready inmates and mentally ill inmates relating to the Bexar County Adult Detention Facility. (Record)

No action was taken.



Item – 58
January 8, 2008
Economic Development

There was nothing to discuss on the AT&T Center / Arena Venue project.



Item – 59
January 8, 2008
District Attorney

The Court hereby ordered and approved a motion approving a request for an additional incremental amount of \$125,000 for a Professional Services Agreement with the law firm of Denton, Navarro, Rocha, and Bernal, P.C. (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, Adkisson voting “Aye”.

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Item –60
January 8, 2008
District Attorney

There being no objections item-60 (Discussion and appropriate action regarding a proposal to settle legal claims in a lawsuit styled: Valero Services Inc. and Valero Energy Corp. vs. Bexar County.) will be deferred at this time.

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County Judge Nelson W. Wolff and County Commissioner Lyle Larson returned to the meeting.

♠♠

Commissioners Court met in Executive Session at this 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. Federal litigation involving condemnation and other legal claims of Bexar County, the IRS, Mike Strnad, et al. vs. LL&B Properties.
 - ii. Yolanda Gonzales, Maria Leyva, Eva Toledo, Blanca Rocha, and Dora Esparza vs. Alamo WorkSource, et al.
 - iii. Valero Services Inc. and Valero Energy Corp. vs. Bexar County.

551.072 –

Deliberation regarding real property:

- a. NCB 192 and NCB 193 within San Antonio, Texas
- b. NCB 227 BLK 120 LOT 26 within San Antonio, Texas

3:20 P.M.

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

3:30 P.M.



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 Lydia Mendoza Martinez, Benito Ramos, Genevieve A. Hendricks and Robert Dean "Bob" Miller* until Wednesday, January 9, 2008 at 9:00 a.m.

3:30 P.M.

NELSON W. WOLFF, COUNTY JUDGE
BEXAR COUNTY, TEXAS

ATTEST: GERARD RICKHOFF
 COUNTY CLERK
 BEXAR COUNTY, TEXAS
