

Orders of Commissioners Court
Bexar County, Texas

TUESDAY, SEPTEMBER 9, 2008

Court met at 10:05 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, September 9, 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 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 Investment Department; and
Gary O'Bar, Purchasing Agent.

When the following proceedings were had to-wit:

Mike Sculley, Community Venues Program Director, 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 Pedro Damian Urrutia expressing to them the sympathy of the court on the loss of their loved one. He proudly served in the U.S. Army during World War II in the Pacific theater where he was awarded numerous medals and honors including a Bronze Star. He took advantage of the GI Bill and learned valuable skills that served him during his career beginning at Kelly Air Force Base and ending at Fort Sam Houston. Throughout his life Pedro was a faithful and devoted member of the Catholic Church. During the 1960s and 1970 he was an active member of the Catholic Cursillo movement and hosted a Catholic television show. He was a member of Our Lady of Grace Church for over 35 years, where he served as one of the first lay Eucharistic ministers, and was a member of the St. Vincent de Paul Society, and Perpetual Adoration. He is survived by his wife Dora Valdez Urrutia, sons Xavier D. Urrutia; and 2 grandchildren and numerous nephews and nieces.

A letter of condolence is to be sent to the family of Ignatiua S. Wiatrek expressing to them the sympathy of the court on the loss of their loved one. He was most proud of his 38-year career at Lone Star Brewery. He visited with his brewery friends from time to time to discuss their careers over and over. He was a member of St. Gerard Catholic Church for over 50 years. His involvement extended to the Men's Club, Altar Society and Bar-B-Qing at church and school festivals. He is survived by his children, Margie Wiatrek, Roy Wiatrek, Justin Wiatrek and David Wiatrek; and 5 grandchildren and numerous nieces and nephews.

A letter of condolence is to be sent to the family of Marion Mansfield Price expressing to them the sympathy of the court on the loss of their loved one. She graduated from Sault High School in Michigan, Sault Polyclinic AART (American Association of Radiological Technologist), Texas State University (SWTT). She moved to San Antonio, Texas in 1948. She was employed at Highlands High School as Teacher/Coordinator of Health Occupations from 1976 until 1991. She then worked as Breast Cancer Support Person for approximately 17 years. She was a humble and faithful servant of the Lord at Holy Name Catholic Church: Volunteer at St. Vincent De Paul, CCD Teacher, Eucharistic Minister, Member of the Pastoral Council and Head of Building Committee. She is survived by husband, Maurice A. Price; her children, Terry Price, Melody Godines, Michael and Jeff Mansfield; and 8 grandchildren.

A letter of condolence is to be sent to the family of Jack H. Fohn expressing to them the sympathy of the court on the loss of their loved one. He was a founding member of St. Margaret Mary Parish where he was the first Parish Council President. He also served as Eucharistic minister, lector, usher, and as a member of many other organizations. He retired from Kelly AFB as a Civilian Personnel Specialist, and served in the U. S. Air Force during WW II. He is survived by his wife, Theresa Kotara Fohn; and 1 granddaughter and 2 great grandsons and numerous nieces and nephews.

A letter of condolence is to be sent to the family of Lino Garcia expressing to them they sympathy of the court on the loss of their loved one.

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

*Pedro Damian Urratia
Ignatius A. Wiatrek
Marion Mansfield Price
Jack H. Fohn
Lino Garcia*



Item – 3 (a-b)

September 9, 2008

Commissioners Court/Ceremonial items

The Court presented a Proclamation to the American Association of Retired Persons declaring the week of September 14-20, 2008 to be “Divided We Fail Week” in Bexar County. (Record)

The Court presented a Proclamation to the Center for Health Care Services recognizing and celebrating the accomplishments of persons with mental health and mental retardation challenges and proclaiming the week of September 14, 2008 through September 20, 2008 as “Destination Dignity Awareness Week.” (Record)



Item – 4a

September 9, 2008

Commissioners Court

Presentation by the Center for Health Care Services on a proposed plan to assemble and maintain a network of mental health service providers and continue its role as a Local Mental Health Authority.

The Court recognized students visiting from Northwest Vista College.



Item – 4b
September 9, 2008
Commissioners Court

Public Hearing was called to order at 11:05 a.m. to accept public comments regarding the Bexar County Fiscal Year 2008-09 Proposed Operating and Capital Budget. (Record)

The following citizens signed the registration/sign-in form to speak:

Sister Gabriella Lohan
Bob Martin

Rhett Smith

Public hearing closed 11:15 a.m.



Item – 4c-1
September 9, 2008
Planning and Resource Management

The Court hereby ordered and approved motion approving the following order: (Record)

Order adopting the Bexar County FY 2008-09 Proposed Operating and Capital Budget, as amended, including the proposed changes documented in the memorandum from the Budget Officer dated September 9, 2008.

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 (2-3)
September 9, 2008
Planning and Resource Management

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

Order that Property Taxes be increased by the adoption of a tax rate of \$0.326866; this tax rate will raise more taxes for maintenance and operations than last year’s tax rate and the tax rate will decrease taxes for maintenance and operations on a \$100,000 home by approximately \$12.34.

Order approving Order of Bexar County Commissioners Court setting the 2008 Tax Rate and Levying Taxes for Bexar County for FY 2008-09.

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



Item – 9
September 9, 2008
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 of each month for FY 2008-09, pursuant to Local Government Code 81.005. (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 – 10
September 9, 2008
Commissioners Court

The Court hereby ordered and approved a motion approving the Commissioners Court Agenda Planner for Commissioners Court meeting dates and times for FY 2008-09. (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 – 11
September 9, 2008
Commissioners Court

The Court hereby ordered and approved a motion approving a request from County Judge Nelson W. Wolff to appoint Manuel Pelaez to the VIA Metropolitan Transit Authority, Board of Trustees, an at-large appointment, to serve the unexpired term of Sidney Ordway to begin upon appointment and expire December 31, 2008. (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 – 12
September 9, 2008
Commissioners Court

The Court hereby ordered and approved a motion approving a request from Commissioner Tommy Adkisson, Precinct 4 to appoint the following four individuals, Dan Lazar, Pamela A. Kelley, Carolyn Kelley and Marie E. Yates to serve on the Bexar County Emergency Services District Number 10 for a term to begin upon appointment and expire December 31, 2008. (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 – 13
September 9, 2008
County Auditor

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

\$ 7,221,444.61 (Checks printed August 20, 2008)
\$ 2,049,122.85 (Checks printed August 22, 2008)
\$ 4,682,859.01 (Checks printed August 27, 2008)
\$ 12,790,153.45 (Checks printed August 29, 2008)
\$ 1,406,639.22 (Checks printed September 3, 2008)
\$ 1,097,659.02 (Checks printed September 5, 2008)

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 – 14
September 9, 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 Monday, September 15, 2008. (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 – 15
September 9, 2008
County Auditor

The Court hereby ordered and approved a motion approving and authorizing the County Auditor to pay bills through Friday, September 12, 2008. The list of bills paid will be presented to the Court on Tuesday, September 16, 2008. (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 – 16
September 9, 2008
County Auditor

The Court hereby ordered and approved a motion approving the payment of cellular telephone bills over \$75 for the period of July 2008 for ATT (Cingular), Sprint, and June 2008 for Nextel. (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 – 17
September 9, 2008
County Auditor

The Court hereby ordered and approved a motion approving the request to accept a \$200 donation from Aldersgate United Methodist Church to help defray the cost of utilities associated with operating the Navajo building for seniors, request the Auditor’s certification of the additional revenue to the General Fund. (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 – 18
September 9, 2008
Elections Department

The Court hereby ordered and approved a motion approving request to submit a budget for the Elections Department Contract Fund per Chapter 19 funds through the Secretary of State and the TEC Section 19.004(a)(b), effective upon approval, starting September 10, 2008. (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 – 19
September 9, 2008
Purchasing Department

The Court hereby ordered and approved a motion authorizing an amendment to the Food Services Agreement with Aramark Correctional Services, LLC providing for the purchase of additional food service items for the period beginning upon award and ending February 28, 2009 as requested by the Bexar County Sheriff’s Office; and authorizing the Purchasing Agent to execute a contract amendment and file the appropriate award documents for record. (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 – 20
September 9, 2008
Purchasing Department

The Court hereby ordered and approved a motion awarding the renewal of a service contract with Global 360 BGS Incorporated to provide for the purchase of microfilming and imaging services as requested by the Bexar County District Clerk's Office and Auditor's Office for a one-year period, beginning July 1, 2008 and ending June 30, 2009, under the same pricing, terms and conditions for an estimated annual amount of \$332,134; and authorizing the Purchasing Agent to execute the contract modification and file appropriate award documents for record. (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 – 21
September 9, 2008
Purchasing Department

The Court hereby ordered and approved a motion awarding the renewal of a requirements contract with Safelane Traffic Supply, LLC for pavement marking materials and sign fabrication; Wenzel, Wenzel & Associates, Inc. for sign sheeting materials and work zone traffic control device materials; and Pathmark Traffic Products for work zone traffic control device materials for a one-year period, beginning October 1, 2008 and ending September 30, 2009, under the same pricing, terms and conditions as requested by the Bexar County Infrastructure Services Department for an estimated annual amount of \$100,000; and authorizing the Purchasing Agent to execute contract modifications and file appropriate award documents for record. (Record)

A motion was presented by County Commissioner 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 – 22
September 9, 2008
Purchasing Department

The Court hereby ordered and approved a motion awarding the renewal of a requirements contract with Osburn Associates, Inc. for items 1-9; Safelane Traffic Supply, LLC for items 10-12, and 23; and Wenzel, Wenzel & Associates, Inc. for items 13-22 for the purchase of traffic control devices and materials for a one-year period, beginning October 1, 2008 and ending September 30, 2009, under the same pricing, terms and conditions at the request of the Bexar County Infrastructure Services Department for an estimated annual amount of \$37,000; and authorizing the Purchasing Agent to execute contract modifications and file appropriate award documents for record. (Record)

A motion was presented by County Commissioner 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 – 23
September 9, 2008
Purchasing Department

The Court hereby ordered and approved a motion awarding the renewal of a requirements contract with LeadingEdge Personnel to provide for temporary labor services as requested by the Bexar County Elections Department for a one-year period beginning October 1, 2008 and ending September 30, 2009, under the same price terms and conditions 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 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 – 24
September 9, 2008
Purchasing Department

The Court hereby ordered and approved a motion awarding a contract to the lowest and best bid submitted by Redwood Toxicology Laboratory, Inc., for items 1, 1-A, 3 through 13-A to provide for the purchase of rapid drug screen test materials on a requirements contract beginning upon award and ending August 31, 2009 for an estimated \$58,000 as requested by the Bexar County Criminal Justice Planning and Coordination Department, Juvenile Probation Department, and the Sheriff's Office; and authorizing the Purchasing Agent to execute and file appropriate award documents for record. (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 – 25
September 9, 2008
Purchasing Department

The Court hereby ordered and approved a motion awarding the lowest and best bids on a requirements contract basis with Labatt Food Services, Categories I (canned goods), III (dairy products), IV (baked goods), for an estimated amount of \$90,000; and Performance Food Group, Categories II (fresh and frozen meats), VI (general food items), VIII (fresh bread) for an estimated amount of \$43,000; and re-bid Categories V (fresh produce) and VII (other items) as requested by the Bexar County Community Supervision and Corrections Department to provide for the purchase and delivery of Food items for a six-month period beginning October 1, 2008 and ending March 31, 2009 for an estimated amount of \$133,000; and authorizing the Purchasing Agent to execute contract modifications and file appropriate award documents for record. (Record)

A motion was presented by County Commissioner 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 – 26
September 9, 2008
Purchasing Department

The Court hereby ordered and approved a motion awarding a contract to the lowest and best bid from Bluebonnet

Motors, Inc. for the purchase of one Sport Utility Vehicle for \$27,361 as requested by the Bexar County Infrastructure Services Department; and authorizing the Purchasing Agent to execute and file appropriate award documents for record. (Record-contract to be filed later)

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 – 27
September 9, 2008
Purchasing Department

The Court hereby ordered and approved a motion awarding a delivery order to Globalscope Communications for the purchase of an interactive voice response equipment upgrade as requested by the Bexar County Information Services Department in the total amount of \$79,804.62; and authorizing the Purchasing Agent to execute and file appropriate award documents for record. (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 – 28
September 9, 2008
Purchasing Department

The Court hereby ordered and approved a motion awarding a delivery order to INX, Inc. for the purchase of Cisco networking equipment as requested by the Bexar County Information Services Department in the amount of \$91,872; and authorizing the Purchasing Agent to execute and file appropriate award documents for record. (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 – 29
September 9, 2008
Purchasing Department

The Court hereby ordered and approved a motion awarding a delivery order to INX, Inc. for the purchase of Cisco networking equipment as requested by the Bexar County Information Services Department in the amount of \$43,214; and authorizing the Purchasing Agent to execute and file appropriate award documents for record. (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 – 30
September 9, 2008
Purchasing Department

The Court hereby ordered and approved a motion awarding a delivery order to McKinney Dodge for the purchase of one full size sedan as requested by the Bexar County Sheriff’s Office in the amount of \$25,488; and authorizing the Purchasing Agent to execute and file appropriate award documents for record. (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 – 31
September 9, 2008
Purchasing Department

The Court hereby ordered and approved a motion awarding a delivery order to GT Distributors, Inc. for the purchase of ammunition as requested by the Bexar County Sheriff’s Office in the contract amount of \$54,812.25; and authorizing the Purchasing Agent to execute and file appropriate award documents for record. (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 – 32
September 9, 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 Round Rock Industrial Shelving Company for the purchase and installation of Penco Clipper Shelves in the amount of \$34,593 as requested by the Bexar County Clerk’s Office; and authorizing the Purchasing Agent to execute and file appropriate award documents for record. (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 – 33
September 9, 2008
Purchasing Department

The Court hereby ordered and approved a motion authorizing the Purchasing Agent to advertise an Invitation for Bids for the removal and sale of expended toner cartridges for various County offices and departments as requested by the Purchasing Department. (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 – 34
September 9, 2008
Community Investment

The Court hereby ordered and approved a motion approving the request from County Judge Nelson W. Wolff to reappoint Arturo Fux to the Crosswinds at South Lake Public Improvement District (PID), Board of Directors, for a term to begin upon approval and expire June 1, 2010. (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 – 35
September 9, 2008
Community Investment

The Court hereby ordered and approved a motion approving the final reprogramming of prior years HOME Program funds in the amount of \$296,425 to be used for Housing Rehabilitation and the Casitas de Villa Corona Apartments. (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 – 36
September 9, 2008
Community Investment

The Court hereby ordered and approved a motion approving the contract amendments with the following agencies: Alamo Area Resource Center, BEAT Aids, El Centro Del Barrio, Mujeres Unidas Contra el SIDA, San Antonio AIDS Foundation, University Health Systems, United Medical Center and Victoria City-County Health Department totaling \$1,005,872.09 for services funded by Ryan White Part A, Minority AIDS Initiative; Part B Service Delivery; and Part B State Services grant funds beginning April 1, 2008. (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 – 37
September 9, 2008
Community Investment

The Court hereby ordered and approved a motion approving an Agreement for Personal Services with Nylanne Scheidegger in the amount totaling \$950 for Parliamentary Training and associated services to the Ryan White Planning Council on September 9, 2008. (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 – 38
September 9, 2008
Community Investment

The Court hereby ordered and approved a motion approving an Agreement for Personal Services with Amanda Miller in the amount totaling \$2,000 to provide liaison services to the Ryan White Planning Council Liaison pending the hire of permanent staff. (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 – 39
September 9, 2008
Community Investment

The Court hereby ordered and approved a motion approving an Agreement for Personal Services with Bernard Warren in the amount of \$21,627 to provide consulting services related to preparation of Bexar County's Ryan White Part A application process for funding. (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 – 40
September 9, 2008
Community Investment

The Court hereby ordered and approved a motion approving the amendments to the Proposed By-Laws for the Joint City/County Commission on Elderly Affairs. (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 – 41
September 9, 2008
Economic Development

The Court hereby ordered and approved a motion approving a Letter of Intent between Bexar County, Texas, the

Coliseum Advisory Board and the San Antonio Livestock Exposition Inc. (SALE) allowing SALE to demolish Horse Barn Number 5 located on the grounds of the Joe and Harry Freeman Coliseum and the development, construction, financing, use and occupancy of a new facility or facilities to include a new equine barn and a new show ring. (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 – 42
September 9, 2008
Infrastructure Services

The Court hereby ordered and approved a motion approving a Lease Amendment between Bexar County and Durango Street Investments, L.P., for an extended two-year period for 1,941 square feet of rentable office space, located at 410 South Main, Suite 214, at a rate of \$2,659.17 per month, for the continued operation of the Public Defender’s Office. Precinct Number 4 (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 – 43
September 9, 2008
Infrastructure Services

The Court hereby ordered and approved a motion approving the Engineering Services Agreement between Bexar County and Bury + Partners-SA, Inc. for professional civil engineering design services in an amount not to exceed \$254,685 related to the San Pedro Huisache Phase II (Flood Control Division SA-22), BC 2008-316. Precinct Numbers 2 and 4 (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 – 44
September 9, 2008
Infrastructure Services

The Court hereby ordered and approved a motion approving the Engineering Services Agreement between Bexar County and Land Design Partners, Inc. for professional civil engineering design services in an amount not to exceed \$369,753.30 related to the Rock Creek NWWC/Outfall Project (Flood Control Division SA-6), BC 2008-310. Precinct Number 3 (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 – 45

September 9, 2008
Infrastructure Services

The Court hereby ordered and approved a motion approving the Right-of-Way Improvements License Agreement between Bexar County and Continental Homes of Texas, L.P., for specific landscape and right-of-way amenities to be installed within the public right-of-way in and along public streets within the Redbird Ranch project at no cost to Bexar County. Precinct Number 1 (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 – 46
September 9, 2008
Infrastructure Services

The Court hereby ordered and approved a motion authorizing the Settlement of Condemnation, Cause Number 2008-ED-0026, being 0.023 acres of land known as Parcel 35, Borgfeld Road from Cynthia L. Mann for a total settlement of \$8,000. Precinct Number 3 (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 – 47
September 9, 2008
Infrastructure Services/Public Works Division

The Court hereby ordered and approved a motion authorizing the purchase of right-of-way, being 0.170 acres of land known as Parcel 47, Borgfeld Road from Nations Woodlands, Ltd, a Texas Limited Partnership, by BGG Associates, LC, its General Partner, for total consideration of \$11,300. Precinct Number 3 (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 – 48
September 9, 2008
Infrastructure Services/Public Works Division

The Court hereby ordered and approved a motion authorizing the purchase of right-of-way, being 0.50 acres of land known as Parcel 73, and for the purchase of a channel easement, being 0.49 acres of land, known as Parcel 73E, Borgfeld Road from Mary Lou Prendergast for consideration of \$12,622. Precinct Number 3 (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 – 49
September 9, 2008
Infrastructure Services/Public Works Division

The Court hereby ordered and approved a motion authorizing the purchase of right-of-way, being 0.046 acres of land known as Parcel 79, Borgfeld Road from Phillip L. Lux for a total consideration of \$5,552. Precinct Number 3 (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 – 50
September 9, 2008
Infrastructure Services

The Court hereby ordered and approved a motion authorizing the purchase of right-of-way, being 0.045 acres of land known as Parcel 82, Borgfeld Road from Phillip L. Lux for a total consideration of \$6,832. Precinct Number 3 (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 – 51-53
September 9, 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)

Replat establishing Alamo Ranch U23B Lots 77-86 and 901-903, owner: Pulte Homes of Texas, L.P., located north of Defenders Parkway and James Bowie, not within the Edwards Aquifer Recharge Zone. Precinct Number 1

Subdivision plat establishing Couture Floors, owner: Michael Mazour, located IH10 West and Blueberry Drive, not within the Edwards Aquifer Recharge Zone. Precinct Number 3

Subdivision plat of Ridge Creek Unit 1 PUD, owner: Bitter Blue, Inc., located northeast of IH10 West and Old Fredericksburg Road, not within the Edwards Aquifer Recharge Zone. Precinct Number 3

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 – 54
September 9, 2008
Infrastructure Services

The Court hereby ordered and approved a motion authorizing the County Judge to execute Change Order Number 1, in the amount of \$6,475 to the construction contract with Journeyman Construction, Contractor for the New Adult Probation building located at 1219 West Houston, Project BC 2007-118. Precinct Number 2 (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 – 55
September 9, 2008
Infrastructure Services

The Court hereby ordered and approved a motion authorizing the County Judge to execute Field Alteration Number 2 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 \$13,169. Precinct Number 4 (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 – 56
September 9, 2008
Infrastructure Services

The Court hereby ordered and approved a motion authorizing the County Judge to execute Field Alteration Number 3 to the contract between Bexar County and RL Jones LP, in connection with Ventura Subdivision Phase VII, BC 2007-24, increasing the contract amount by \$14,255.33. Precinct Number 4 (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 – 57
September 9, 2008
Infrastructure Services

The Court hereby ordered and approved a motion authorizing the County Judge to execute Field Alteration SAWS Number 2 to the contract between Bexar County and EE Hood and Sons, Inc., in connection with Woodlake Parkway Reconstruction Project, BC 2007-99, increasing the contract amount by \$23,997.55 to be paid by SAWS. Precinct Number 4 (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 – 58

September 9, 2008

Infrastructure Services/Public Works Division

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

Stop zones to be established:

Precinct Number 1

Tree Bark Lane at intersection with Grand Spring Drive (1 stop)

Precinct Number 3

Wild Ridge at intersection with Cibolo Canyon (1 stop)

Powderhouse Cove at intersection with Two Creeks (1 stop)

Precinct Number 4

Stuart Ridge at intersection with Bernhardt Road (1 stop)

Bernhardt Way at intersection with Stuart Ridge (2 stop)

Speed zones to be established:

Precinct Number 4

Stuart Ridge from Bernhardt Road to end of road shall be 30 mph

School zones to be established:

Precinct Number 2

(20 mph School Days only when flashing)

Stillwater Parkway from Silver Pointe to 1400 feet south of Silver Pointe, shall be 20 mph

Silver Pointe from Stillwater Parkway to 800 feet west of Stillwater Parkway, shall be 20 mph

Silver Parkway from Stillwater Parkway to 150 feet east of Stillwater Parkway, shall be 20 mph

Precinct Number 3

(25 mph School Days only when flashing)

Canyon Golf Road from Wilderness Oaks to 1100 feet south of Wilderness Oaks, shall be 25 mph

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 – 59

September 9, 2008

Infrastructure Services/Public Works Division

The Court hereby ordered and approved a motion authorizing temporary closures of County maintained sections of 6th Street, between Ladd Road and Aliann Road on Sunday, October 12, 2008 from 9:00 a.m. until 7:30 p.m. Street closure is requested by Our Lady Queen of Heaven Catholic Church. Precinct Number 1 (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 – 60
September 9, 2008
Criminal Justice Planning and Coordination Department

The Court hereby ordered and approved a motion approving an Agreement for Personal Services with Mike Ford, J.D. to conduct a presentation on ethical guidelines for mediators on September 11, 2008 as part of the Bexar County Dispute Resolution Center’s Continuing Education Training. (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 – 61
September 9, 2008
Planning & Resource Management

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

Office/Department	BT#	Amount	From	To
Infrastructure Services	BT08-144	\$34,799	Farm to Market & Lateral Road Fund- (096-5024) Road Equipment Repairs and Maintenance	Farm to Market & Lateral Road Fund- (4715) Technology Improvement Fund
County Courts at Law	BT08-143	\$260,000	Non-Departmental- Undesignated Funds	County Courts at Law- Court Appointed Attorney Fees
Infrastructure Services	BT08-136	\$10,900	County Building Improvement- (5544) Building Equipment line item	County Building Improvement – (5546) Building Equipment line item
Infrastructure Services	BT08-135	\$66,281	County Building Improvement- (5505) Buildings line Item	County Building Improvement – (5570) Building Improvement line item

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 – 6
September 9, 2008
Commissioners Court

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

- a. SAVS Maintenance Grant Contract between the Office of the Attorney General and Bexar County for the State Fiscal Year 2009, approved July 8, 2008
- b. Amendment One to the Intensive Enforcement Services Contract between the Office of the Attorney General of the State of Texas (OAG Contract Number 08-C0061) and Bexar County, approved May 27, 2008
- c. San Antonio Express News Affidavit of Publication – Norma Castaneda, Bookkeeper of the Hearst Corporation (San Antonio Express-News Division)
- d. Bexar County Civil Service Commission Order regarding Anna Carrizales Rico
- e. Bexar County Sheriff’s Civil Service Commission Order regarding Marilee Garcia
- f. Citation directed to Bexar County, Texas – Marilee Garcia vs. Bexar County, Texas
- g. Citation directed to Bexar County, Texas – Vanessa Marie Garza vs. Debbie Paula Donais
- h. Citation directed to Bexar County, Texas – Kristin Woolf vs. Bexar County, Texas et al.
- i. Notice of Claim on behalf of Connie Moten



Item – 7
September 9, 2008
Commissioners Court

The Court hereby ordered and approved a motion approving Court minutes for Tuesday, August 19, 2008, Tuesday, August 26, 2008, Thursday, August 28, 2008, and Tuesday, September 2, 2008 as printed. (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”.



Item – 62
September 9, 2008
County Auditor

The Court hereby ordered and approved a motion approving the basic benefits, provisions and contribution rate of the Texas County and District Retirement System (TCDRS), Bexar County Retirement, to include the following: (Record)

- Approving the employer deposit rate of 9.90% contribution rate for FY 2008-09.**
- Keeping the Retirement Eligibility vesting period at 8 years.**
- Approving the Buyback Authorization for FY 2009.**

Adopting a CPI-based 30% (COLA) Cost of Living Adjustment for retirees.

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 Court recessed at this time. 12:00 p.m.

♠♠

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

♠♠

Item – 4d
September 9, 2008
Commissioners Court

The Court hereby ordered and approved a motion approving Order that property taxes be increased by the adoption of tax rate of \$0.261022 per \$100 of taxable value and approving the Order setting the 2008 Tax Rate and levying the 2008 Ad Valorem Tax Rate for Bexar County Hospital District d/b/a University Health System. (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, Adkisson, and Judge Wolff voting “Aye” and Larson voting “Nay”.

♠♠

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

♠♠

Item – 64
September 9, 2008
Sheriff’s Office

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

No action was taken.

♠♠

Item – 63
September 9, 2008
Elections Department

Discussion was held regarding planning activities associated with the November 4, 2008 Joint General, Special and Tax Rollback Election. (Record)

No action was taken.



Item – 65
September 9, 2008
Community Venues Program

There was nothing to report on the Community Venues Programs listed below: (Record)

- a. Community Arenas and Grounds
- b. Cultural and Performing Arts
- c. San Antonio River Improvements
- d. Youth and Amateur Sports



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. Julia Jackson, et al. vs. Bexar County, federal lawsuit

2:35 p.m.



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

2:40 p.m.



Item – 66
September 9, 2008
District Attorney’s Office

The Court hereby ordered and approved a motion approving request to add attorneys Don Lewis and David Duggins at an hourly rate of \$325 to the Professional Services Agreement with Clark, Thomas & Winters, P.C. regarding legal representation in pending federal litigation styled Jackson vs. Bexar County. (Record-agreement to be filed later)

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, Adkisson, and Judge Wolff voting “Aye”.



A motion for adjournment was presented by County Commissioner Tommy Adkisson, duly seconded by County Commissioner Sergio “Chico” Rodriguez, which motion was voted on as follows: Commissioners Rodriguez, 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 Pedro Damian Urratia, Ignatius A. Wiatrek, Marion Mansfield Price, Jack H. Fohn and Lino Garcia* until Tuesday, September 16, 2008 at 11:00 a.m.

2:50 P.M.

NELSON W. WOLFF, COUNTY JUDGE
BEXAR COUNTY, TEXAS

ATTEST: GERARD RICKHOFF
 COUNTY CLERK
 BEXAR COUNTY, TEXAS
