

Orders of Commissioners Court
Bexar County, Texas

TUESDAY, FEBRUARY 10, 2009

Court met at 11:20 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, February 10, 2009.

Present at roll call:

Nelson W. Wolff, County Judge;
Sergio "Chico" Rodriguez, County Commissioner Precinct No. 1;
Paul Elizondo, County Commissioner Precinct No. 2;
Kevin A. Wolff, County Commissioner Precinct No. 3;
Tommy Adkisson, County Commissioner Precinct No. 4;
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:

Rachel Esquivel Garza gave the invocation at today's meeting. Commissioner Sergio "Chico" Rodriguez led the Pledge of Allegiance.



A letter of condolence is to be sent to the family of Augustine "Augie" Garza Beltran expressing to them the sympathy of the court on the loss of their loved one. He was a member of St. Cecilia/Mission Concepcion ACTS and church communities. He earned his BA from St. Edwards University and his MA from St. Mary's University. He was a licensed Master Social Worker and a licensed Chemical Dependency Counselor. He spent his life in dedicated service to the residents of San Antonio at the Patrician Movement, JOVEN, intervention programs and free social services. He worked for his community through the Roosevelt Park Neighborhood Association, various civic committees and as a political activist, to include his candidacy for the US Congress in 2006. He is survived by his wife Candie and his siblings Paulette Salas, Paul Ray Beltran, Olga Ramirez, and Tom Valdez and numerous nieces and nephews.

A letter of condolence is to be sent to the family of Karl Farmer expressing to them the sympathy of the court on the loss of their love one. He graduated in 1956 from St. Mary's University where he studied under Col. Frank G. Sturchio. He was a high school band director in Comstock, Texas and Beeville, Texas. Karl joined QSP/Reader's Digest in 1967 as a Field Sales Manager doing fundraising for schools throughout South Texas and retired after 31 years. Karl lived life to the fullest, doing everything he ever wanted to do, the way he wanted to do it, and touched the lives of so many people through his laughter and love. He loved to entertain, was a talented musician, polished presenter, and incredible cook. He is survived by his children, Laura Farmer, Karla Smith, Alina Farmer and Karl N. Farmer and 3 grandchildren and many nieces and nephews.

A letter of condolence is to be sent to the family of Tomas "T.T." Moreno expressing to them the sympathy of the court on the loss of their loved one. He retired from the San Antonio Fire Department after 26 years of proud service as a firefighter. He served as SAFD Legislative Director/PAC Chairman, Trustee; AFLCIO Vice President, Homeowners Association President, and served on the VIA Board. He loved the Fire Department and his political activities. He is survived by his wife, Deborah Davis Moreno; sons, Tom Moreno, Jr., and Jason Moreno and 6 grandchildren.

A letter of condolence is to be sent to the family of Robert Coronado expressing to them the sympathy of the court on the loss of their loved. He was a Vietnam Veteran and retired police officer for SAPD and a U.S. Diplomat. He is survived by his children, Jessica and Joshua Coronado.

A letter of condolence is to be sent to the family of Joetta Becker expressing to them the sympathy of the court on the loss of their loved one. She grew up in St. Louis, Missouri and moved to San Antonio in 1963 when her husband's company merged with Fox Photo. She especially enjoyed traveling the world with him the year he was President of Photo Marketing Association International. An avid golfer, she played in the Missouri State Ladies Golf Championship and was active in Oak Hills Women's Golf Association. She worked as a Bluebird Volunteer at the Methodist Hospital for many years, was a voracious reader and took pleasure in antiquing, needlepoint and knitting. A talented artist who found joy in painting, she enjoyed sketching nature and her animals. She is survived by her loving husband, Donald W. Becker; daughter, Dona Becker Berchelmann and her son, Douglas W. Becker and 6 grandchildren and numerous nieces and nephews.

A letter of condolence is to be sent to the family of Jim Greenfield expressing to them the sympathy of the court on the loss of their loved one. He was a graduate of St. Mary's Law School '74. He was involved in many organizations throughout San Antonio including Director of the San Antonio Bar Association, Past President of SACDLA, Chairman of Brooks Development Authority; a member of Temple Beth El and Past President of B'nai B'rith, and an avid golfer who lived life to the fullest. He is survived by his wife, Gina Greenfield; sons: Zachary, Joshua and Jacob Greenfield; daughter, Rachel Mouton; and 2 grandchildren.

A letter of condolence is to be sent to the family of Dora Montano Rabago expressing to them the sympathy of the court on the loss of their loved one. She served in the United States Army during the Korean Conflict. She retired from Brooke Army Medical Center Beach Pavilion after 20 years of civil service in the nursing profession. She was a longtime member of the Democratic Party and devoted volunteer for many political campaigns. She is survived by her children, Verna Blackwell Hilario, Betty Segovia, Soledad Pulido, Luis Castillo, Robert Castillo and Frank Castillo; and 11 grandchildren and 9 great grandchildren and beloved companion Edward Bysinski.

A letter of condolence is to be sent to the family of Sabrina Lisel Rodriguez expressing to them the sympathy of the court on the loss of their loved one. She attended St. Peter's, Incarnate Word, San Marcos Academy, San Antonio College, the University of Texas at San Antonio, and the University of The Incarnate Word where she received a scholarship. She had most recently studied painting at Southwest Craft Center. She enjoyed running 5k races with her father and working out with him at Spectrum Club. She was a talented artist in painting and sketching but also enjoyed her most recent field of study at UTSA in forensic psychology, as she had been interested in the subject since having spent time with her father at his office during his days as Bexar County District Attorney and having studied his case files from D.A. and U.S. Attorney days in the family library. She is survived by her parents Fred and Carolyn Walker Rodriguez and her brother F. Travis Rodriguez.

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

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

*Augustine "Augie" Garza Beltran
Dora Montano Rabago
Sabrina Lisel Rodriguez
Tomas "T.T." Moreno
Robert Coronado
Jim Greebfield
Karl Farmer
Joetta Becker
Dorothy Baker*



Item – 4
February 10, 2009
Commissioners Court

The Court hereby ordered and approved a motion approving the Consent Agenda (items 8-64) with the exception of items 49 & 50, which will be heard separately.

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



Item – 8
February 10, 2009
District Attorney's Office

The Court hereby ordered and approved a motion ratifying the approval for the submission of an application, budget, and resolution to the Office of the Governor, Criminal Justice Division, Victims of Crime Act for extended funding of a project entitled, "Community Advocate Program" for FY 2008-09 and acceptance of grant funds, if available. The application request funds in the amount of \$10,605 for the extension of the grant period from July 1, 2009 through August 31, 2009 with a match of \$2,651.25 to be provided through in-kind volunteer services and no Bexar County cash match required. (Record)

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



Item – 9
February 10, 2009
Criminal District Courts

The Court hereby ordered and approved a motion authorizing execution of a contract with the National Center for State Courts, Institute for Court Management, in the amount of \$9,700 for training and consulting services on a caseload-management system for the Criminal District Courts. (Record)

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



Item – 10
February 10, 2009
Civil District Courts

The Court hereby ordered and approved a motion approving a professional services contract between Bexar County and River City Rehabilitation Center, Inc., in the amount of \$45,528 for the time period of January 1, 2009 through December 31, 2009, with expenditures to be paid with approved monies from a Hidalgo Grant, and with no County expenditures, to continue the operation of a program to administer drug tests, alcohol tests, pregnancy tests and DNA tests to individuals and to provide testing results of the individuals referred by Bexar County, including, but not limited to referrals from the Children’s Court and the Children’s Court Family Treatment Drug Court Program. (Record)

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



Item – 11
February 10, 2009
County Auditor’s Office

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

- \$ 3,817,997.72 (Checks printed January 28, 2009)
- \$ 14,964,507.60 (Checks printed January 30, 2009) Revised Copy
- \$ 4,789,177.75 (Checks printed February 4, 2009)
- \$ 1,271,323.15 (Checks printed February 6, 2009)

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



Item – 12
February 10, 2009
County Auditor’s Office

The Court hereby ordered and approved a motion approving and authorizing the County Auditor to pay bills through Friday February 20, 2009. The list of bills paid will be presented to the Court on February 24, 2009. (Record)

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



Item – 13
February 10, 2009
County Auditor' s Office

The Court hereby ordered and approved a motion approving the payment of payrolls, including overtime, and auto allowances to be paid Friday, February 13, 2009. (Record)

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



Item – 14
February 10, 2009
County Auditor' s Office

The Court hereby ordered and approved a motion authorizing the payment of cellular telephone bills over \$75.00 for the period of November – December 2008 for ATT (Cingular). (Record)

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



Item – 15
February 10, 2009
County Auditor' s Office

The Court hereby ordered and approved a motion approving the request from the County Clerk for indemnification from personal liability for loss of funds deposited into the Registry for the benefit of Lori Castro in the amount of \$412.30. In accordance with Bexar County Accounting Procedure C.3, Indemnification of Public Officials – Loss of Funds; and authorization for the County Auditor to credit \$412.30 to the County Clerk' s Registry Fund. (Record)

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



Item – 16
February 10, 2009
County Auditor' s Office

The Court hereby ordered and approved a motion approving a request for the following Tax Refunds for Paid In Error Requests, which have been reviewed by the Auditor' s Office and found to be valid: (Record)

<u>Name</u>	<u>Account No.</u>	<u>Amount Paid in Error</u>
Countrywide Tax Service	17297 021 0670	\$2,632.66
San Tex Lumber Company, Ltd.	00597 021 0010	\$3,282.21
Countrywide Tax Service	19219 013 0020	\$2,549.34
Countrywide Tax Service	04544 107 0110	\$6,876.96

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



Item – 17
February 10, 2009
Purchasing Department

The Court hereby ordered and approved a motion awarding the extension of a contract with Aramark Correctional Services, LLC to provide Food Services at Bexar County Correctional Facilities for a one month period, beginning March 1, 2009 and ending March 30, 2009, under the same terms, conditions and prices in the estimated amount of \$367,019.00 as requested by the Bexar County Sheriff’ s Office and Juvenile Probation Department; and authorizing the Purchasing Agent to execute contract modification and file appropriate award documents for record. (Record)

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



Item – 18
February 10, 2009
Purchasing Department

The Court hereby ordered and approved a motion awarding an amendment to the professional services agreement with McGriff, Seibels & Williams of Texas, Inc. to provide for the purchase of a Dependent Eligibility Auditing Service beginning upon award and ending May 31, 2009 for an amount not to exceed \$80,000 as requested by the Bexar County Planning & Resource Management Department and authorizing the Purchasing Agent to execute an amendment and file the appropriate award documents for record. (Record)

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



Item – 19
February 10, 2009
Purchasing Department

The Court hereby ordered and approved a motion awarding a contract to the lowest and best bid submitted by American Critical Energy Systems, Inc. to provide for the purchase of an uninterruptible power system in the amount of \$89,930.00 as requested by the Bexar County Criminal Justice Planning & Coordination Department and authorizing the Purchasing Agent to execute and file the appropriate award documents for record. (Record)

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



Item – 20

February 10, 2009
Purchasing Department

The Court hereby ordered and approved a motion ratifying the Purchasing Department action taken on January 27, 2009 for awarding a contract to the lowest and best bid submitted by Ratigan-Schottler Manufacturing to provide for the one-time purchase of 40 each Courtroom Benches in the contract amount of \$36,845 as requested by the Bexar County Justice of the Peace, Precinct 4 and Precinct 2, Place 1 & 2; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record. (Record)

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



Item – 21
February 10, 2009
Purchasing Department

The Court hereby ordered and approved a motion awarding a delivery order to McKinney Dodge to provide for the purchase of seven law enforcement vehicles as requested by the Bexar County Constable, Precinct 1 in the amount of \$187,778.08; and authorizing the Purchasing Agent to execute and file appropriate award documents for record. (Record)

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



Item – 22
February 10, 2009
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 Global 360, Incorporated for the purchase of sixty-eight Client User Access Licensing and Maintenance Agreements for the File360 software as requested by the Bexar County Information Services Department in the amount of \$79,628.00; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record. (Record)

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



Item – 23

February 10, 2009
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 Applied Biosystems for the purchase of a real-time DNA analysis instrument in the amount of \$62,616.95 as requested by the Bexar County Criminal Justice & Planning Coordination Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record. (Record)

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



Item – 24
February 10, 2009
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 Promega Corporation for the purchase of a Maxwell Instrument and supplies such as DNA sample kits, spin baskets and tissue and hair extraction kits as requested by the Bexar County Criminal Justice & Planning Coordination Department in the estimated amount of \$41,866.00 and authorizing the Purchasing Agent to execute and file the appropriate award documents for record. (Record)

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



Item – 25
February 10, 2009
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 IES Commercial, Incorporated for the purchase and installation of a telecommunications infrastructure cable system as requested by the Bexar County Information Services Department in the amount of \$30,540.00; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record. (Record)

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



Item – 26
February 10, 2009
Purchasing Department

The Court hereby ordered and approved a motion authorizing the Purchasing Agent to advertise an Invitation for Bid to provide for the purchase of three law enforcement motorcycles on a brand name basis as requested by the Bexar County Sheriff's Office. (Record)

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



Item – 27
February 10, 2009
Purchasing Department

The Court hereby ordered and approved a motion authorizing the Purchasing Agent to update the Bexar County Fixed Asset Inventory Records to reflect the acceptance of one 2000 Ford Sports Trac vehicle and the removal of one 1997 Ford Expedition vehicle in accordance with the Vehicle Equipment List as requested by the Bexar County Sheriff's Office and authorizing the Purchasing Agent to execute and file the appropriate award documents for record. (Record)

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



Item – 28
February 10, 2009
Purchasing Department

The Court hereby ordered and approved a motion authorizing the Purchasing Agent to update the Bexar County Fixed Asset Inventory Records to reflect the acceptance of one 2001 GMC Sierra 1500 vehicle and the removal of one 1988 Chevrolet Silverado vehicle in accordance with the Vehicle Equipment List as requested by the Bexar County Sheriff's Office and authorizing the Purchasing Agent to execute and file the appropriate award documents for record. (Record)

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



Item – 29
February 10, 2009
Purchasing Department

The Court hereby ordered and approved a motion authorizing the Purchasing Agent to update the Bexar County Fixed Asset Inventory Records to reflect the removal and sale of one 2007 Ford Crown Victoria vehicle in accordance with the Vehicle Equipment List as requested by the Bexar County Sheriff's Office and authorizing the Purchasing Agent to execute and file the appropriate award documents for record. (Record)

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



Item – 30
February 10, 2009
Infrastructure Services

The Court hereby ordered and approved a motion authorizing approval of an Engineering Services Agreement between Bexar County and Camp Dresser & McKee, Inc. for professional civil engineering design services in an amount not to exceed \$327,320 related to the Chimenea Creek RSWF project (Flood Control Division LC-14, BC 2009-112). Precinct Number 3 (Record)

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



Item – 31
February 10, 2009
Infrastructure Services

The Court hereby ordered and approved a motion approving a Professional Services Agreement between Bexar County and Saldana & Associates, Inc. for architectural/engineering design services for renovation of the Rodriguez Park Pavilion # 2 Restroom project in the amount of \$31,822. (Record)

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



Item – 32
February 10, 2009
Infrastructure Services

The Court hereby ordered and approved a motion authorizing the County Judge to execute Change Order Number 4 to the contract between Bexar County and Journeyman Construction LP, in connection with the Juvenile Campus Project, BC 2007-362 in the amount of \$180,213.37 for revisions to the construction contract. (Record)

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



Item – 33
February 10, 2009
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 Silverado Brothers, in connection with the Kriewald Road Reconstruction Project, BC 2008-095 increasing the contract amount by \$24,005.78. Precinct Number 1 (Record)

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



Item – 34
February 10, 2009
Infrastructure Services

The Court hereby ordered and approved a motion authorizing the County Judge to execute Field Alteration SAWS Number 5 to the contract between Bexar County and EE Hood and Sons, Inc., in connection with Braun Road Reconstruction Project, BC 2007-75 increasing the contract amount by \$4,600.37 to be paid by SAWS. Precinct Number 2 (Record)

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



Item – 35
February 10, 2009
Infrastructure Services

The Court hereby ordered and approved a motion authorizing the County Judge to execute Field Alteration Number 5 to the contract between Bexar County and EE Hood and Sons, Inc., in connection with Braun Road Reconstruction Project, BC 2007-75 increasing the contract amount by \$48,880.63. Precinct Number 2 (Record)

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



Item – 36
February 10, 2009
Infrastructure Services

The Court hereby ordered and approved a motion authorizing the County Judge to execute Field Alteration CPS Number 2 to the contract between Bexar County and Capital Excavation, in connection with Blanco Road (FM 2696) Reconstruction Project, BC 2008-046, amendment revises the scope of CPS portion of the project at no cost to Bexar County. Precinct Number 3 (Record)

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



Item – 37
February 10, 2009

Infrastructure Services

The Court hereby ordered and approved a motion approving a variance request to Article 4, Section D(4) and Article 4, Section D(5)(d) of the Bexar County Flood Damage Prevention Court Order for the Preserve at Medina River Units 1 (Plat Number 080352), 3-A (Plat Number 080356), and 4 (Plat Number 080355). Precinct Number 1 (Record)

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



Item – 38
February 10, 2009
Infrastructure Services

The Court hereby ordered and approved a motion approving a variance request to Article 4, Section D(4) and Article 4, Section D(5)(d) of the Bexar County Flood Damage Prevention Court Order for the Babcock Road Apartments (Plat Number 080134). Precinct Number 3 (Record)

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



Item – 39-48 & 51
February 10, 2009
Infrastructure Services/Public Works Division

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

Subdivision plat of Preserve at Medina River Unit 1, owner: Presto Properties, Ltd., located southwest of Watson Road and State Highway 16, not within the Edwards Aquifer Recharge Zone. Precinct Number 1

Subdivision plat of Preserve at Medina River Unit 2A, owner: Presto Properties, Ltd., located southwest of Watson Road and State Highway 16, not within the Edwards Aquifer Recharge Zone. Precinct Number 1

Subdivision plat of Preserve at Medina River Unit 2B, owner: Presto Properties, Ltd., located southwest of Watson Road and State Highway 16, not within the Edwards Aquifer Recharge Zone. Precinct Number 1

Subdivision plat of Preserve at Medina River Unit 3A, owner: Presto Properties, Ltd., located southwest of Watson Road and State Highway 16, not within the Edwards Aquifer Recharge Zone. Precinct Number 1

Subdivision plat of Preserve at Medina River Unit 3B, owner: Presto Properties, Ltd., located southwest of Watson Road and State Highway 16, not within the Edwards Aquifer Recharge Zone. Precinct Number 1

Subdivision plat of Preserve at Medina River Unit 4, owner: Presto Properties, Ltd., located southwest of Watson Road and State Highway 16, not within the Edwards Aquifer Recharge Zone. Precinct Number 1

Subdivision plat establishing Monticello Ranch Unit 4, owner: Centex Real Estate Corporation, located south of Cipresso Palco and Capri, not within the Edwards Aquifer Recharge Zone. Precinct Number 1

Subdivision plat establishing Alamo Ranch Town Center DC, owner: 151 Alamo Ranch Partners, Ltd., located southwest of Alamo Ranch Parkway and Lone Star Parkway, not within the Edwards Aquifer Recharge Zone. Precinct Number 1

Subdivision plat establishing Babcock Road Apartments, owner: Western Rim Investment Advisers, Inc., located northwest of Camp Bullis Road and Babcock Road, within the Edwards Aquifer Recharge Zone. Precinct Number 3

Subdivision plat establishing Bloomfield Hills P.U.D., owner: Monte Cristo Developers, L.L.C., located southeast of Babcock Road and Cielo Vista Road, not within the Edwards Aquifer Recharge Zone. Precinct Number 3

Subdivision plat of Vantage at Kitty Hawk, owner: AOH Vantage of Kitty Hawk, L.L.C., located northeast of Kitty Hawk Drive and Miller Road, not within the Edwards Aquifer Recharge Zone. Precinct Number 4

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



Item – 52
February 10, 2009
Infrastructure Services

The Court hereby ordered and approved a motion authorizing the settlement of condemnation, Cause No. 2009-ED-0001, being 0.547 acres of land for right of way and 0.40 acres of land for drainage easement known as Parcel 62 and 62E, and 0.380 acres of land known as Parcel 63, Borgfeld Drive from Bass Properties, a general partnership comprised of Joan Bass, Paul Bass, Alan Bass, Brenda Bass and John Bass for a total settlement of \$175,000.00. Precinct 3 (Record)

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



Item – 53
February 10, 2009
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 February 10, 2009: (Record)

Subdivision

Street/Drain

Alamo Parkway, Unit 2
Plat Number 060226
(Precinct Number 1)

Alamo Parkway (3,126.0 1f)

Alamo Parkway, Unit 2
Plat Number 060226
(Precinct Number 1)

Drain B (153.19 1f)
Drain C (110.0 1f)
Drain D (131.84 1f)
Drain E (125.32 1f)

Alamo Ranch, Unit 8
Plat Number 060277
(Precinct Number 1)

Oldham Cove (166.55 1f)
Bowie Circle (145.0 1f)
Donley Cove (323.22 1f)
Painted Daisy (1,558.57 1f)
Palametto Way (1,092.37 1f)

Alamo Ranch, Unit 8
Plat Number 060277
(Precinct Number 1)

Drain A (180.05 1f)
Drain B (11.0 1f)
Drain C (668.10 1f)
Drain D (42.1 1f)

Seale Subdivision, Unit 2
Plat Number 050109
(Precinct Number 1)

Emory Peak (752.41 1f)
Mobeetie Trail (547.00 1f)
Grapevine Hill (1431.53 1f)
Baxter Station (198.82 1f)
Ward Spring (202.46 1f)
Red Rock Crossing (408.61 1f)
Opelousas Trail (419.0 1f)
Colorado Bend (1268.56 1f)
Fort Smith (704.12 1f)
Hornsby Bend (610.85 1f)

The Villages at Bulverde Phase 8
Plat Number 050553
(Precinct Number 3)

Bulverde Green (733.56 1f)
Arrowwood Bend (732.64 1f)
Torey Mesquite (983.71 1f)
Mahogany Cove (784.73 1f)
Fork Bend Hill (545.76 1f)
Ashleaf Pecan (1161.58 1f)
Texas Hawthorn (766.8 1f)
Bitter Pecan (272.00 1f)

The Villages at Bulverde Phase 8
Plat Number 050553
(Precinct Number 3)

Drain A (11.0 1f)
Drain B (11.0 1f)
Drain C (11.0 1f)

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



February 10, 2009

Infrastructure Services/Public Works Division

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

Stop zones to be established:

Precinct Number 1

- Wildcat Canyon at intersection with Bear Canyon (1 Stop)
- Hickory Canyon at intersection with Bear Canyon (1 Stop)
- Fire Canyon at intersection with Wildcat Canyon (1 Stop)
- Arroyo Alamo at intersection with Lone Star Parkway (1 Stop)
- Lone Star Parkway at intersection with Cottonwood Way (1 Stop)
- Dewitt Way at intersection with Bowie Circle (1 Stop)
- Karnes Way at intersection with Bowie Circle (1 Stop)

Precinct Number 2

- Panther Pass at intersection with Vollmer Lane (1 Stop)
- Dueling Oak at intersection with Vollmer Lane (2 Stops)
- Icicle Trail at intersection with Victory Cavern (1 Stop)
- Palmetto at intersection with Victory Cavern (1 Stop)
- Icicle Bench at intersection with Otter Hill (1 Stop)
- Ranger Cavern at intersection with Victory Cavern (1 Stop)

Precinct Number 3

- Kinder Bluff at intersection with Kinder Parkway (1 Stop)
- Pescara Bay at intersection with Bulverde Road (1 Stop)
- Oak Fanfare at intersection with Silent Hollow (1 Stop)
- Streisand Street at intersection with Silent Hollow (1 Stop)

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



Item – 55

February 10, 2009

Economic Development

The Court hereby ordered and approved a motion approving an Agreement for Personal Services with Naoko Mitsui Shirane in amount not to exceed \$25,000.00. (Record)

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



Item – 56

February 10, 2009

Community Investment

The Court hereby ordered and approved a motion approving execution of the Project Management Agreement between Bexar County and The City of Somerset for the Waste Water Treatment Plant Design Project utilizing Program Year 2008 Community Development Block Grant (CDBG) funds in the amount of \$96,983.75. (Record)

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



Item – 57
February 10, 2009
Community Investment

The Court hereby ordered and approved a motion approving execution of the First Amendment to the Project Management Agreement between Bexar County and El Carmen Society for Community Advancement to increase the total grant allocation by \$15,000 to complete the park upgrade within El Carmen Sports Park using Program Year 1999 Community Development Block Grant (CDBG) funds. (Record)

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



Item – 58
February 10, 2009
Community Investment

The Court hereby ordered and approved a motion approving execution of the Intergovernmental Cooperative Agreement between Bexar County and Universal City for the Parkview Estate Drainage Project utilizing Program Year 2008 Community Development Block Grant (CDBG) funds in the amount of \$86,983.75. (Record)

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



Item – 59
February 10, 2009
Community Investment

The Court hereby ordered and approved a motion approving contract amendments totaling \$51,915 for services funded by Ryan White Part A and Minority AIDS Initiative (MAI) grant funds for the contract period April 1, 2008 through July 31, 2009. (Record)

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



Item – 60
February 10, 2009
Information Services

The Court hereby ordered and approved a motion authorizing the County Judge to sign an agreement between Bexar County and Michael Scott Zimmerer for the purpose of allowing access to the Bexar County Public Information

Network for records limited to information obtainable by the public under the provisions of Rule 12 of the Rules of Judicial Administration. (Record)

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



Item – 61

February 10, 2009

Planning and Resource Management

The Court hereby ordered and approved a motion approving the revival of an amendment to the contract between Bexar County and Linebarger Goggan Blair & Sampson, LLP and Escamilla & Poneck, Inc. for the collection of delinquent fines and fees extending the term of the contract through September 30, 2009. (Record)

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



Item – 62

February 10, 2009

Planning and Resource Management

The Court hereby ordered and approved a motion approving a resolution relating to establishing the County’s intention to reimburse itself for the prior lawful expenditure of funds from the proceeds of Venue Project Revenue Bonds to be issued by the County for authorized purposes; authorizing other matters incident and related thereto; to be effective February 10, 2009. (Record)

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



Item – 63

February 10, 2009

Planning and 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 - Special Road and Bridge Multi-Year Fund	BT09-042	\$37,000	Boerne Stage Road Project (5347)	Bulverde Road Phase III Project

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



Item – 64
February 10, 2009
Fire Marshal’s Office

The Court hereby ordered and approved a motion adopting an Order restricting outdoor burning. The ban expires 90 days from the date of adoption, or sooner if the Court finds that a public safety hazard no longer exists. (Record)

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



Item – 5
February 10, 2009
Commissioners Court

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

- a. Interlocal Cooperation Contract with Texas Department of Family and Protective Services, approved August 18, 2008
- b. Grant and Development Agreement and Operation Agreement between Bexar County, Texas and McAllister Park Little League, Ind., approved December 16, 2008.
- c. U.S. District Court – Summons in a Civil Action: Rhett R. Smith vs. Nelson Wolff, Bexar County Courthouse.
- d. Draft proposed tax abatement program ordinance from the City of Helotes to Bexar County, Texas.
- e. Notice of Claim on behalf of Gary Tamez.



Item – 7
February 10, 2009
Commissioners Court

The Court hereby ordered and approved a motion approving Commissioners Court minutes for Tuesday, January 27, 2009 as printed. (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, Wolff, Adkisson, and Judge Wolff voting “Aye”.



Item – 49-50
February 10, 2009
Infrastructure Services

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

Subdivision plat of Bulverde Green Elementary School, owner: Northeast Independent School District, located southeast of Bulverde Green and Bulverde Oaks, within the Edwards Aquifer Recharge Zone. Precinct Number 3

Subdivision plat of Tuscany Heights Elementary School, owner: Northeast Independent School District, located southwest of Summerglenn and Wilderness Oak, within the Edwards Aquifer Recharge Zone. Precinct 3

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



Item – 6
February 10, 2009
Commissioners Court

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

Daniel Strauser	Salvador Suarez	Brendan Hiers
Francisco Valdez	Janet Ahmad	Bishop Rodney Armstrong



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



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



Item – 3a
February 10, 2009
Commissioners Court

Presentation and discussion was held regarding a status update on the Housing Authority of Bexar County (HABC) activities relating to current legislation. (Record)

No action was taken.



Item – 65
February 10, 2009
Commissioners Court

Discussion was held concerning the reporting relationships, distribution of assignments and reorganization of departments reporting to Commissioners Court to include: Deleting of the position of Executive Director of Criminal Justice Planning and Coordination; and Abolishing of the Criminal Justice Planning and Coordination Department and reassignment of its personnel and operations. (Record)

A motion was presented by County Commissioner Tommy Adkisson, duly seconded by County Commissioner Sergio “Chico” Rodriguez, to hold a Work Session concerning the reporting relationships, distribution of assignments and reorganization of departments reporting to Commissioners Court.

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

The Court hereby ordered and approved a motion deleting the position of Executive Director, Criminal Justice Planning and Coordination and abolishing the Criminal Justice Planning and Coordination Department and reassignment of Criminal Justice Planning and Policy personnel and operations to other departments under Commissioners Court as determined by Commissioners Court.

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



A motion was presented by County Commissioner Paul Elizondo, duly seconded by County Commissioner Kevin A. Wolff, to suspend the regular order of business and hear agenda item 71 at this time.

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

Motion carried.



Item – 71

February 10, 2009

Community Venues Program

Discussion was held regarding the following items related to the Community Venues Programs: San Antonio River Improvement and Youth and Amateur Sports. (Record)

The Court hereby ordered and approved a motion approving the Preconstruction Costs Budget for preconstruction costs for the Performing Arts Center in excess of \$500,000.00 being submitted by the Bexar County Performing Arts Center Foundation. (Record)

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



Commissioners Tommy Adkisson left the meeting at this time.



Item – 66

February 10, 2009

Planning and Resource Management

Discussion was held regarding a status report on the FY 2008-09 Hiring Freeze and other budget balancing strategies. (Record)

No action was taken.

♠♠

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

♠♠

Item – 67
February 10, 2009
Economic Development

There being no objections agenda item 67 (Discussion and appropriate action regarding the Bexar County Economic Development work plan and strategies.) will be deferred until the next court meeting.

♠♠

County Judge Nelson W. Wolff returned to the meeting at this time.

♠♠

Item – 70c
February 10, 2009
Criminal District Attorney’s Office

Discussion was held regarding docketing flow and realignment as it effects jail population and movement of cases through the system. (Record)

No action was taken.

♠♠

Commissioner Tommy Adkisson returned to the meeting at this time.

♠♠

Item – 69
February 10, 2009
Government Relations

Discussion was held regarding Bexar County’s State and Federal Legislative Program Update on the 81st Session of the Texas Legislature, to include the legislative initiative for additional courts and Update on the Federal Economic Stimulus legislation and deferring action on a resolution in support of restricting permits authorizing discharges of sewage effluent into any water in the contributing or recharge zone of the San Antonio or Barton Springs segment of the Edwards Aquifer until the next court meeting. (Record)

The Court hereby ordered and approved a motion approving the following six (6) Bexar County’s Federal Legislative Program – Appropriation Request for FY 2010: (Record)

Historic Courthouse Weatherization - funding request \$2 million

Replace Inmate Property Conveyor System – funding request \$1.2 million

Mental Health Initiative Program – funding request \$1.5 million

County-wide Integrated Justice System (CJIS) – funding request \$545,000

Health and Safety Disease Control – funding request \$2.7 million

Solar Collection Panels – Solar Farm – funding request \$1 million

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

♠♠

Item – 70
February 10, 2009
Sheriff's Office

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

No action was taken.

♠♠

Item – 68
February 10, 2009
County Auditor's Office

The Court hereby ordered and approved a motion approving a contract with System Innovators for the installation of a County-Wide Cashiering system and subject to the approval to begin the implementation of the use of credit cards throughout the County as well as through a Web site. (Record)

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

♠♠

Commissioner Tommy Adkisson left the meeting at this time.

♠♠

Item – 72
February 10, 2009
Information Services

The Court hereby ordered and approved a motion approving an Addendum to the Juvenile Case Management System TechShare Agreement that allows Bexar County and Dallas County to co-develop a Magistration Application at a cost not to exceed \$1.09 million. (Record)

A motion was presented by County Commissioner Paul Elizondo, duly seconded by County Commissioner Kevin A. Wolff, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Wolff, and

Judge Wolff voting "Aye".



Item – 73
February 10, 2009
Infrastructure Services

The Court hereby ordered and approved a motion authorizing the proposed fee increase for all rental facilities located at County Parks and Civic Centers Countywide to be effective March 1, 2009. (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, Wolff, Adkisson, and Judge Wolff voting "Aye".

The Court hereby ordered and approved a motion approving the increase fees to the market level effective October 1, 2009. (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, Wolff, Adkisson, and Judge Wolff voting "Aye".

The Court hereby ordered and approved a motion directing staff to work with the District Attorney to redefine the Code of Regulations that was adopted in 1987 and to address the issue of Waiver. (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, Wolff, Adkisson, and Judge Wolff voting "Aye".

A motion was presented by County Commissioner Paul Elizondo, duly seconded by County Commissioner Sergio "Chico" Rodriguez, to amend the motion and directing staff to renegotiate an agreement with City of San Antonio.

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

Motion carried and it is so ordered.



Commissioner Tommy Adkisson returned to the meeting at this time.



Item – 74
February 10, 2009
District Attorney's Office

There being no objections agenda item 74 (Discussion and appropriate action regarding a professional services agreement with the law firm of Cox Smith Matthews Incorporated and attorney, Renee F. McElhaney.) will be deferred until the next court meeting.



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:
 - ii. Alan Langford and Crecencio Fragoza v. Bexar County Constable' s Office, Precinct 1;
 - iii. Avery Walker v. Ralph Lopez, et al.; 2006-GC-Class 3; 1:64;
 - iv. Ruperto Alanis v. Bexar County, Case No. SA-08-CA-0001-OG(NN);
 - v. Shirley Spiars v. Bexar County Constable' s Office, Precinct 1; and
 - vi. Adrian Crenshaw v. Bexar County, et al.
- b. Legal issues pertaining to the following matters in which the duty of the attorney for Bexar County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act:
 - i. The San Antonio Regional Disparity Study.

551.072 –

Deliberation regarding real property:

- a. Lot 21, Blk 172, N.C.B. 9456;
- b. Lot 2, N.C.B. 11107; and
- c. 450 acres of County property on Cagnon Road adjacent to the State Jail.

5:25 P.M.



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

6:00 P.M.



Item – 75

February 10, 2009

District Attorney' s Office

The Court hereby ordered and approved a motion approving recommendations from the District Attorney' s Office settlement offers in the following litigation:

Alan Langford and Crecencio Fragoza v. Bexar County Constable' s Office, Precinct 1- settlement offer in the amount of \$15,000 each plaintiff – Total offer \$30,000.

Shirley Spiars v. Bexar County Constable' s Office, Precinct 1 – settlement offer in the amount of \$8,000.

Adrian Crenshaw v. Bexar County, et al. – settlement offer in the amount of \$8,000.

A motion was presented by County Commissioner Tommy Adkisson, duly seconded by County Commissioner Sergio "Chico" Rodriguez, which motion was voted on as follows: Commissioners Rodriguez,

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



Item – 75

February 10, 2009

District Attorney's Office

The Court hereby ordered and approved a motion approving a five signature letter to John Burpo, Executive Director, CLEAT – Re: Avery Walker v. Ralph Lopez, et al.; 2006-GC-Class 3; 1:64.

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, Wolff, 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, Elizondo, Wolff, 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 Augustine "Augie" Garza Beltran, Karl Farmer, Tomas "T.T." Moreno, Robert Coronado, Joetta Becker, Jim Greenfield, Dora Montano Rabago, Sabrina Lisel Rodriguez, and Dorothy Baker* until Wednesday, February 18, 2009 at 11:00 a.m.

6:05 P.M.

NELSON W. WOLFF, COUNTY JUDGE
BEXAR COUNTY, TEXAS

ATTEST: GERARD RICKHOFF
 COUNTY CLERK
 BEXAR COUNTY, TEXAS
