

Orders of Commissioners Court  
Bexar County, Texas

**TUESDAY, NOVEMBER 17, 2009**

Court met at 11:25 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, November 17, 2009.

Present at roll call:

Nelson W. Wolff, County Judge;  
Paul Elizondo, County Commissioner Precinct No. 2;  
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);  
David Marquez, Executive Director of Economic Development;  
Joe Aceves, Executive Director - Infrastructure Services Department;  
Catherine Maras, Chief Information Officer - Information Services Department;  
David Smith, Executive Director - Planning & Resource Management Department/Budget Officer;  
Aurora Sanchez, Executive Director – Community Investment Department; and  
Mary Salas, Interim Purchasing Agent.

When the following proceedings were had to-wit:

Rabbi Arnold Scheinberg, Congregation Rodfei Sholom gave the invocation at today's meeting. County Judge Nelson W. Wolff led the Pledge of Allegiance.



A letter of condolence is to be sent to the family of Don Strange expressing to them the sympathy of the court on the loss of their loved one. He was known best for his larger than life presence, passion for his family and his life-long love of Texas cuisine and was often credited by many for putting Texas on the culinary map. He loved Texas and promoted the flavor of the state throughout the nation from the White House, where he catered Presidential events, to the hills of Hollywood and to New York City introducing Southern hospitality and cuisine to guest across the continent and the world. He was the preferred caterer for generations of Texas families at legendary ranches, haciendas and homes. He was an active member of the San Antonio community, volunteering his time, talents and vision to several non-profit organizations. A man passionate about food, he enjoyed educating others on the importance of nutrition and was responsible for the award winning Helping Hands and Breakfast of Champions programs for the children of Roy Maas Youth Alternatives. He often shared the use of the historic Don Strange Ranch in Welfare, Texas with families, non-profit organizations and Texas companies dedicated to the future of Texas children, education and commerce. He is survived by his wife, Frances Strange, his three sons, Brian, Matt, and Jason; and 7 grandchildren and numerous nieces, nephews, cousins and friends.

A letter of condolence is to be sent to the family of Viola Olga Spacek expressing to them the sympathy of the court on the loss of their loved one. She led an active, productive life. She was a member of the KJT, SPJST and Hermann Sons. She was honored with numerous awards, including a Humanitarian of the Year award for her volunteer work at the Navajo Senior Citizen Center. She is survived by her sons, Johnny, Jerome and Jimmy; 5 grandchildren and 6 great-grandchildren.

A letter of condolence is to be sent to the family of Marian Wilkens Mueller Brewer expressing to them the sympathy of the court on the loss of their love one. She attended Bonham and Page Schools and graduated from Brackenridge High School in 1928. She graduated from Our Lady of the Lake University in 1933 and began her teaching career in 1934 at Sidney Lanier High School. She completed her Mater's Degree in Counseling and Guidance at Our Lady of the Lake in 1964. She spent many years as Counselor at Page and Cooper Middle Schools before retiring as Counselor at Burbank High School in 1971. She was a fourth generation member of St. John's Lutheran Church where her great-grandfather, John Wilkens, Sr. was a charter member in 1857. Her great-great-grandmother was the first President of the St. John's Lutheran Ladies Aid Society, which was started in 1872. At St. John's, she was a member of Circle 1, the St. John's Pioneers, the women of the Church and served as Chairman of the Social Concerns Committee. She was also the Bereavement Committee Chairman for twenty-five years where she directed over 300 bereavement luncheons for St. John's church members. She was a member of the Jefferson High School PTA and was President of the Our Lady of the Lake Alumni Association as well as President of the Our Lady of the Lake San Antonio Club. She was a member of Kappa Sigma Phi Sorority for 77 years and served as President and as a permanent Board Member. She was a member of Alpha Delta Kappa Sorority and Entre Nous. She was President of San Antonio Woman's Deans and Counselors Association and held membership in the South Texas Personnel and Guidance Association. She was a Life Member of the PTA, the San Antonio Retired Teachers Association, and the Texas Retired Teachers Association. In addition, she was a member of the Texas State Teachers Association, the Tally Bridge Club, the College Bridge Club, and a past member of the San Antonio Conservation Society. She is survived by her son, William L. Brewer and her grandson, William L. Brewer II and her stepdaughter Sara Jane Brewer Merritt.

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

*Don Strange  
Viola Olga Spacek  
Marian Wilkens Mueller Brewer*



**Item – 3 (a-c)**  
**November 17, 2009**  
**Commissioners Court**

The Court presented "The Friend of County Government Award" to Senator Leticia Van de Putte and State Representative Ruth Jones McClendon on behalf of the Texas Association of Counties for their assistance in enabling legislation during the 81<sup>st</sup> session. (Record)

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

The Court presented a Proclamation to Texas Association for Home Care recognizing and proclaiming the month of November 2009 as "Home Care and Hospice Month" in Bexar County and across the State of Texas. (Record)

Commissioner Kevin A. Wolff joined the meeting at this time.

The Court presented a proclamation recognizing and declaring December 9, 2009 to be "Small, Minority, Women and Veterans Owned Business Enterprise Day" in Bexar County and encourages all citizens and businesses to attend this free business outreach event. (Record)



**Item – 5**  
**November 17, 2009**  
**Commissioners Court**

Communications, including citizens who signed the registration/sign-in form to speak:

The following citizens spoke regarding Leon Valley Ranches:

Christina Rangel	Jesse Martinez
Diane S. Jones	Grace Schulze
James Scheffler	Alicia Martinez
Barbara Scheffler	Nemorio Vera
Guillermo Campos	Vicki Campos
Mary Hodde	Matthew Hodde
Kathryn Campbell	Rose Vera
Carl Raborn	Mary Raborn
Maria Delores Estrada	Lee R

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

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

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**Item – 6**  
**November 17, 2009**  
**Commissioners Court**

The Court hereby ordered and approved a motion approving the Commissioners Court minutes for Tuesday, November 3, 2009 as printed. (Record)

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

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**Item – 4**  
**November 17, 2009**  
**Commissioners Court**

The Court hereby ordered and approved a motion approving the Consent Agenda (items- 7-66) with the exception of items 12, 24, 50 and 51, which will be heard separately and agenda item 22 which will be deferred until the next Commissioners Court meeting.

A motion was presented by County Commissioner Kevin A. Wolff, 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”.

**Records are to reflect that Commissioners Paul Elizondo and Tommy Adkisson joined the meeting**

after the Consent Agenda was approved and request that they be shown as voting “Aye” for the approval of the consent agenda. There being no objections it is so ordered.



**Item – 7**  
**November 17, 2009**  
**Commissioners Court**

The Court hereby ordered and approved a motion approving a resolution of Bexar County Commissioners casting 710 votes for the election of Sylvia S. Romo to the Bexar Appraisal District Board of Directors to serve a two-year term from January 1, 2010 through December 31, 2011. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Commissioners Court**

The Court hereby ordered and approved a motion approving a request from County Judge Nelson W. Wolff to re-appoint Manuel Pelaez-Prada to the VIA Metropolitan Transit Authority, Board of Trustees, an at-large appointment, to serve for a term to begin upon approval and expire on December 31, 2010. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Commissioners Court**

The Court hereby ordered and approved a motion approving a request from County Judge Nelson W. Wolff to appoint Robert S. Thompson to the Alamo Regional Mobility Authority, replacing Christina Rodriguez, to serve for a term to begin upon appointment and expire February 1, 2011. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Sheriff’ s Office**

The Court hereby ordered and approved a motion approving the Sheriff’ s request to appoint Manuel Longoria as Chief Deputy at the midpoint of \$116,280 annually effective December 1, 2009. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Sheriff’ s Office**

The Court hereby ordered and approved a motion approving a request from the Sheriff’ s Office K9 Unit to conduct a Workshop and Certification Event for the International Police Work Dog Association (IPWDA) February 28, 2010 through March 3, 2010; and approving a \$225.00/\$275.00 registration fee for attendees and appropriate budgetary action to create a 2010 IPWDA Registration Fee account to offset expenses of conducting the workshop; and to include transfer of any remaining fees after conclusion of the Workshop and Certification Event into the K9 donations account (Fund-597) for future operational costs of the Sheriff’ s Office K9 Unit. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Adult Drug Court**

The Court hereby ordered and approved a motion approving a professional services contract between Bexar County and Lifetime Recovery, Inc., for the time period of October 1, 2009 through September 30, 2010, with expenditures to be paid with approved monies from a Substance Abuse and Mental Health Services Administration grant (Grant #: TI-21528), and with no County expenditures, to provide residential substance abuse treatment services to the Adult Criminal Drug Court. This is a requirements contract for an amount not to exceed \$61,875 for the substance abuse treatment provider. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Adult Drug Court**

The Court hereby ordered and approved a motion approving two professional services contracts between Bexar County and Elite Counseling; and Lifetime Recovery, Inc., for the time period of September 1, 2009 through August 31, 2010, with expenditures to be paid with approved monies from a Criminal Justice Division (CJD) grant from the Office of the Governor (Grant #:20470-02), and with no County expenditures, to provide 1) outpatient individual; 2) outpatient group; and, 3) residential substance abuse treatment services to the Adult Criminal Drug Court. These are requirements contracts and costs will be split between these two entities for an amount not to exceed \$36,960 for the two substance abuse treatment providers. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Adult Drug Court**

The Court hereby ordered and approved a motion approving a professional services contract between Bexar County and Customized Assessment and Training, Inc., for the time period of September 1, 2009 through August 31, 2010, with expenditures to be paid with approved monies from the Governor’s Office Criminal Justice Division grant (Grant #:20470-02), and with no County expenditures, to provide psychological assessment services to the Adult Criminal Drug Court. This is a requirements contract for an amount not to exceed \$10,625 for the substance abuse treatment provider. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**County Auditor**

The Court hereby ordered and approved a motion authorizing the disbursement of payroll, including overtime, and auto allowances to be paid Monday, November 30, 2009. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**County Auditor**

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

\$ 4,419,234.88 (Checks Printed November 4, 2009)  
\$ 1,416,331.53 (Checks Printed November 6, 2009)  
\$23,861,503.41 (Checks Printed November 13,2009)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**County Auditor**

The Court hereby ordered and approved a motion approving and authorizing the County Auditor to pay routine bills through Wednesday, November 25, 2009. The list of bills paid will be presented to the Court on Tuesday, December 1, 2009. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**County Auditor**

The Court hereby ordered and approved a motion approving Tax Refunds for Paid in Error Requests totaling \$15,344.37, which have been reviewed by the Auditor's Office and found to be valid. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**County Auditor**

The Court hereby ordered and approved a motion accepting the FLSA summary report regarding non-exempt County personnel that have accrued FLSA hours in excess of 200 but less than 240, and law-enforcement personnel with FLSA hours in excess of 440 but less than 480 as of the month ending September 30, 2009; and approving authorization to pay those employees who have accumulated hours in excess of the FLSA maximum level. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**County Auditor**

The Court hereby ordered and approved a motion approving the Tax Assessor-Collector's Report of Taxes collected in October 2009 and the order transferring tax collections for the month of November 2009 from unallocated receipts. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Juvenile Probation**

The Court hereby ordered and approved a motion approving a Contract for Services #10-C0022 between the Office of the Attorney General of the State of Texas and Bexar County in the amount of \$43,757 over a 2-year period that continues the existing arrangement whereby Bexar County is paid for the provision by the Juvenile Probation Department of intensive community supervision services via the Children First Jail Intervention Program. (Record-contract to be filed at later date)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Purchasing Department**

The Court hereby ordered and approved a motion awarding contracts for the lowest and best bids submitted by Affordable Custodial Supplies, Inc. (SMWBE) on Subpart “B” in the estimated amount of \$41,000; Amercare Products, Inc. (SMWBE) on Subpart “D” in the estimated amount of \$184,000; and D.C. Distributing (SMWBE) on Subparts “A” and “C” in the estimated amount of \$295,000 to provide for the purchase and delivery of Janitorial and Personal Care Items on a requirements contract basis for the period beginning upon award and ending September 30, 2010 for a combined estimated amount of \$520,000 as requested by the Bexar County Purchasing Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Purchasing Department**

The Court hereby ordered and approved a motion awarding the renewal of a contract with Marwin Construction, Inc. (SMWBE) to provide for the purchase of on-site sewage facilities for low-income households on a requirements contract basis for a one-year period beginning December 1, 2009 and ending November 30, 2010 under the same pricing, terms and conditions for an estimated amount of \$78,000 as requested by the Bexar County Department of Community Resources; and authorizing the Purchasing Agent to execute contract modification and file the appropriate award documents for record. This one-year renewal represents the final available option provision provided for in the contract. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Purchasing Department**

The Court hereby ordered and approved a motion authorizing the execution of the second amendment to the term of the County Depository and Lockbox Agreement between Bexar County and The Frost National Bank to provide Bank Depository and Lockbox Services to the Bexar County Office of the Tax Assessor-Collector for a period not to exceed 90 days beginning December 1, 2009 through February 28, 2010 for an estimated amount of \$21,000 as requested by the Bexar County Tax Assessor-Collector and filing of the appropriate award documents for the record. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Purchasing Department**

The Court hereby ordered and approved a motion authorizing the execution of the fourth amendment to the term of the County Depository Agreement between Bexar County and Bank of America, N.A. to provide Bexar County with Bank Depository Services for a period not to exceed 90 days beginning December 1, 2009 through February 28, 2010 for an estimated amount of \$24,000 as requested by the Bexar County Auditor’s Office and filing of the appropriate award documents for the record. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Purchasing Department**

The Court hereby ordered and approved a motion awarding the extension of a contract with ABM Janitorial Services to provide for the purchase of Custodial Services for various county-owned and leased facilities on a month-to-month basis not to exceed 120 days beginning December 1, 2009 through March 30, 2010 or upon award of a new contract under the same terms, conditions and prices in the monthly amount of \$50,935.00 as requested by the Bexar County Infrastructure Services Department; and authorizing the Purchasing Agent to execute contract modification and file the appropriate award documents for the record. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Purchasing Department**

The Court hereby ordered and approved a motion awarding a delivery order to Hagemeyer NA for the purchase of

Weapons of Mass Destruction/Hazardous Materials Response Personal Protective Equipment as requested by the Bexar County Fire Marshal & Emergency Management Office in the amount of \$145,697.25 and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Purchasing Department**

The Court hereby ordered and approved a motion authorizing the Purchasing Agent to reject all bids submitted in response to Bexar County IFB 2009-100 for the purchase of Custodial Services for County facilities and issuing a new Invitation for Bid with revised scope of work and requirements as requested by the Bexar County Constable Office Precinct 2, Bexar County Justice of the Peace Precinct 2 and Bexar County Tax Assessor-Collector's Office. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 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 for the purchase of maintenance and support for the County's M/A-COM VHF and 800 MHz radio systems on a sole source basis: awarding a contract to Dailey-Wells Communications (SMWBE) for the purchase of maintenance and support for the County's M/A-COM VHF and 800 MHz radio systems for the period beginning upon award and ending September 31, 2010 in the amount of \$139,500 as requested by the Bexar County Information Services Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Purchasing Department**

The Court hereby ordered and approved a motion authorizing the removal and sale of one each surplus firearm

weapon to Deputy Gary Del Valle, Bexar County Sheriff's Office in the amount of \$250.00 in accordance with attached Surplus Firearm Equipment List as requested by the Bexar County Sheriff's Office; authorizing the Purchasing Agent to update the Bexar County Inventory Records and file the appropriate documents for the record. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Purchasing Department**

The Court hereby ordered and approved a motion authorizing the removal and sale of one each surplus firearm weapon to Deputy Ignacio M. Pineda Jr., Bexar County Sheriff's Office in the amount of \$250.00 in accordance with attached Surplus Firearm Equipment List as requested by the Bexar County Sheriff's Office; authorizing the Purchasing Agent to update the Bexar County Inventory Records and file the appropriate documents for the record. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Purchasing Department**

The Court hereby ordered and approved a motion authorizing the removal and sale of one each surplus firearm weapon to Deputy Anthony Robertson, Bexar County Sheriff's Office in the amount of \$250.00 in accordance with attached Surplus Firearm Equipment List as requested by the Bexar County Sheriff's Office; authorizing the Purchasing Agent to update the Bexar County Inventory Records and file the appropriate documents for the record. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Community Resources**

The Court hereby ordered and approved a motion approving execution of the Intergovernmental Cooperative Agreement between Bexar County and the City of Kirby for the Edalyn Street Reconstruction Project Phase II utilizing Program Year (PY) 2009 Community Development Block Grant (CDBG) funds in the amount of \$150,000.

(Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**

**November 17, 2009**

**Community Resources**

The Court hereby ordered and approved a motion approving execution of the Project Management Agreement between Bexar County and the Community of Macdona for the Infrastructure Master Plan Project utilizing Program Year (PY) 2009 Community Development Block Grant (CDBG) funds in the amount of \$151,000. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**

**November 17, 2009**

**Community Resources**

The Court hereby ordered and approved a motion approving execution of the Management Agreement between Bexar County and Christian Senior Services for payment of meals for nutritionally at-risk seniors through their “Meals on Wheels” program for a one year period beginning October 1, 2009 and ending September 30, 2010 in the amount of \$27,589.00 from Community Development Block Grant (CDBG) Program Funds. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**

**November 17, 2009**

**Community Resources**

The Court hereby ordered and approved a motion approving execution of the Public Service Management Agreement between Bexar County and San Antonio Family Endeavors for the After School Program Project utilizing Program Year (PY) 2009 Community Development Block Grant (CDBG) funds in the amount of \$40,000. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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 – 40**

**November 17, 2009**

**Community Resources**

The Court hereby ordered and approved a motion approving execution of the Public Service Management Agreement between Bexar County and Society of St. Vincent De Paul for the Homeless Prevention Project utilizing Program Year (PY) 2009 Community Development Block Grant (CDBG) funds in the amount of \$40,000. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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 – 41**  
**November 17, 2009**  
**Community Resources**

The Court hereby ordered and approved a motion approving execution of the Public Service Management Agreement between Bexar County and Kirby Senior Center for the Staff Salaries Project utilizing Program Year (PY) 2009 Community Development Block Grant (CDBG) funds in the amount of \$30,000. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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 – 42**  
**November 17, 2009**  
**Community Resources**

The Court hereby ordered and approved a motion approving the contract amendments totaling \$34,988.06 for services funded by Ryan White Part A, grant funds for the varying contract periods beginning March 1, 2009. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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 – 43**  
**November 17, 2009**  
**Community Resources**

The Court hereby ordered and approved a motion approving the professional services agreement with Collaborative Research LLC in the amount of \$24,764 to conduct monitoring of Service Providers funded with Ryan White Part A and Part B funds. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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 – 44**  
**November 17, 2009**  
**Economic Development**

The Court hereby ordered and approved a motion approving a request from Commissioner Kevin A. Wolff, Precinct 3, to appoint Peter Marks to replace Jonathan Nixon on the Cibolo Canyons Special Improvement District board of directors serving a term that begins upon appointment and expires on June 1, 2011. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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 – 45**  
**November 17, 2009**  
**Infrastructure Services**

The Court hereby ordered and approved a motion approving a resolution endorsing the submittal of the Bulverde Road Pedestrian and Bicycle Shared Use Path Project in the amount of \$800,000 in response to the Texas Department of Transportation (TxDOT) 2009 Call for Projects for the Transportation Enhancement Program. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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 – 46**  
**November 17, 2009**  
**Infrastructure Services**

The Court hereby ordered and approved a motion approval the Interlocal Agreement between Bexar County and the San Antonio Water System (SAWS) in the amount of \$181,200.00 to be paid by SAWS for utility relocation on the Bulverde Road Phase I project. Precinct Number 3 (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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 – 47**  
**November 17, 2009**  
**Infrastructure Services**

The Court hereby ordered and approved a motion approving a Second Amendment to the Lease between Bexar County, Texas and BFSC Group, L.P. for 16,828 square feet of office space, located at 7723 Guilbeau Road, to adjust the term of the lease to coincide with the actual construction time and for the continued operation of the Justice of the Peace and Constable Precinct 2 offices. Precinct Number 2 (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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 – 48**  
**November 17, 2009**  
**Infrastructure Services**

The Court hereby ordered and approved a motion authorizing the County Judge to execute Field Alteration Number 1 to the contract between Bexar County and High Sierra Electronics, Inc. in connection with the High Water Detection System – Phase I, increasing the contract amount by \$39,237.00. Precincts Number 1, 2, 3 and 4 (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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 – 49**  
**November 17, 2009**  
**Infrastructure Services**

The Court hereby ordered and approved a motion authorizing the County Judge to execute Field Alteration SAWS Number 1 to the contract between Bexar County and Silverado Brothers, in connection with the Kriewald Road Reconstruction Project, BC 2008-075 increasing the contract amount by \$3,885.60 to be paid by SAWS. Precinct Number 1 (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Infrastructure Services/Flood Control Division**

The Court hereby ordered and approved a motion authorizing the purchase of property, a 0.179 acre tract of land out of the East ½ of Lot 5, Block 5, New City Block 15659, Valley View Acres Unit 2, known as 13407 Glidden Drive in the City of San Antonio, Bexar County, Texas, from Hope Edmondson, Owner, for a total consideration of \$67,500.00, Hausman Drainage Project Phase I, LC9, Flood Control Capital Project. Precinct Number 3 (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Infrastructure Services/Flood Control Division**

The Court hereby ordered and approved a motion authorizing the purchase of property, the West ½ of Lot 5, Block

7, New City Block 15661, Valley View Acres Unit 2, known as 7407 Nickle Street in the City of San Antonio, Bexar County, Texas, from Nicholas J. DeAngelis, Owner, for a total consideration of \$65,000.00, Hausman Drainage Project Phase I, LC9, Flood Control Capital Project. Precinct Number 3 (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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 – 54**  
**November 17, 2009**  
**Infrastructure Services**

The Court hereby ordered and approved a motion authorizing approval of a 0.027 acre Electric Line Right-Of-Way Easement to the City Public Service Board over and across a small strip of property located within the Coliseum property itself, easement falls within Lot 2, Block 1, N.C.B. 7663, said easement to be used to serve new power to the Coliseum property. Precinct Number 4 (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Infrastructure Services**

The Court hereby ordered and approved a motion authorizing the County Judge to execute a Release of Lien for the property located in Mobil City Estates Subdivision, Lot 34, Block A, County block 4760A; owner: Ronnie B. Wynn. (Record-release of lien to be filed in the County Clerks Deed Record Department)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Infrastructure Services**

The Court hereby ordered and approved a motion authorizing the County Judge to execute a Release of Lien for the property located in Parcel 45, Sandy Hills Subdivision, Unit 7, County Block 4151 (A); owner: Jorge and Arlene Chavez. (Record-release of lien to be filed in the County Clerks Deed Records Department)

A motion was presented by County Commissioner Kevin A. Wolff, 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 – 57-61**

**November 17, 2009**

**Infrastructure Services/Public Works Division**

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

Subdivision plat of Alamo Ranch Unit 48D P.U.D., owner Pulte Homes of Texas, L.P., located to Apache Ranch and Del Webb Blvd., not within the Edwards Aquifer Recharge Zone. Precinct Number 1.

Subdivision plat of Del Webb Blvd Unit 3 P.U.D., owner: Pulte Homes of Texas, L.P., located west of La Villita Way and Del Webb Boulevard, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.

Subdivision plat of Anaqua Springs Ranch VI-A1 P.U.D., owner: Anaqua Springs Ranch, Inc. located south of Creekside Cove and Anaqua Springs, not within the Edwards Aquifer Recharge Zone. Precinct Number 3.

Subdivision plat establishing Babcock Woodland Unit 1 P.U.D., owner: Babcock Road 165, Ltd., located northwest of Babcock and Kyle Seale Pkwy, not within the Edwards Aquifer Recharge Zone. Precinct Number 3.

Subdivision plat of Tuscany Heights Unit 2A P.U.D., owner: Tuscany Heights Partners, located northeast of Wilderness Oak and Mountain Lodge, within the Edwards Aquifer Recharge Zone. Precinct Number 3.

A motion was presented by County Commissioner Kevin A. Wolff, 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**

**November 17, 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 November 17, 2009: (Record)

<u>Subdivision</u>	<u>Street/Drain</u>
Mesa Del Norte, Unit 3 Plat #070038 (Precinct Number 3)	Fairway Springs (1063.32 1f)
Mesa Del Norte, Unit 3 Plat #070038 (Precinct Number 3)	Drain A (90.70 1f)

A motion was presented by County Commissioner Kevin A. Wolff, 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**

**November 17, 2009**

**Planning and Resource Management**

The Court hereby ordered and approved a motion approving the revival and renewal of the contract between Bexar County and M.E. Allison & Co. and SAMCO Capital Markets, Inc. for financial advisory services related to the County's Debt Management program for a one-year period through October 31, 2010. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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**

**November 17, 2009**

**Planning and Resource Management**

The Court hereby ordered and approved a motion approving an order by the Commissioners Court of Bexar County, Texas, authorizing the issuance of Bexar County, Texas Tax-Exempt Venue Project Revenue Bonds (Combined Venue Tax), Series 2009 in the aggregate principal amount not to exceed \$25,000,000 and Bexar County, Texas Tax-Exempt Venue Project Revenue Bonds (Motor Vehicle Rental Tax), Series 2009 in the aggregate principal amount not to exceed \$30,000,000; providing the terms and conditions of such bonds and resolving other matters incident and relating to the issuance, payment, security, sale, and delivery of such bonds, including the approval and distribution of one or more official statements pertaining thereto; authorizing the execution of one or more paying agent/registrars agreements and one or more purchase contracts; complying with the requirements of the depository trust company; enacting other provisions incident and related to the subject and purpose of this order; delegating the authority to certain members of the commissioners court and county staff to execute certain documents relating to the sale of the bonds; and providing an effective date of November 17, 2009. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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 – 65**

**November 17, 2009**

**Planning and Resource Management**

The Court hereby ordered and approved a motion approving the payment for Invoice Number 502-T, in the amount of \$750.00 to Spice of Life Catering 11319 West Avenue, San Antonio, TX 78213, for services rendered at the October 23, 2009 Employee Health Fair. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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 – 66**

**November 17, 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
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Planning and Resource Management	BT09-205	\$230,584	FY 2008-09 County Buildings Capital Improvement Project Fund (207), (208), (209), (210), (310) and (360); Contingencies-Undesignated Funds (9400); Contingency (9410)	Regular Salaries (0110)
Infrastructure Services	BT10-024	\$79,630	Undesignated Funds (9450)	Warning Lights and Traffic Signal Project (5322)
Infrastructure Services	BT10-25	\$12,512	Appropriated Fund Balance (9450)	Computer and Communication Parts (6650)
Infrastructure Services	BT10-27	\$156,250	Undesignated Funds (9400)	Computer and Communication Equipment (8450)
County Buildings Capital Improvement Fund	BT10-028	\$59,814	Firing Range Berms Project (5507)	Smoke Evacuation System Project (5569) - \$49,987; ADC C02 Purge Programming Project (TBD) - \$9,827
County Buildings Capital Improvement Fund	BT10-029	\$30,400	Land Improvements (5577)	Building Improvements (8040)
Adult & Juvenile Detention Facilities Fund	BT10-30	\$50,000	Undesignated Funds (5965)	Adult Detention Center Day Room Renovations (TBD)

A motion was presented by County Commissioner Kevin A. Wolff, 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**  
**November 17, 2009**  
**Law Library**

The Court hereby ordered and approved a motion approving the payments only to suppliers of books/services and online research for the Law Library, District and County Court Judges, District Attorney’s Office, Jail Library and other miscellaneous court offices totaling \$78,550.56. (Record)

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



Commissioner Tommy Adkisson joined the meeting at this time.



**Item – 67**  
**November 17, 2009**  
**Infrastructure Services**

Discussion was held regarding a status report on the San Antonio River Improvements Project Mission Reach design and construction. (Record)

No action was taken.



Commissioner Paul Elizondo joined the meeting at this time.



**Item – 69**  
**November 17, 2009**  
**Community Venues Program**

The Court hereby ordered and approved a motion approving the Revised Bexar County Performing Arts Center Preconstruction Budget dated October 30, 2009, which updates the preconstruction costs and expenses of the Performing Arts Center from the Preconstruction Budget approved by Bexar County Commissioners Court on February 10, 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”.



**Item – 70**  
**November 17, 2009**  
**Community Venues Program**

There was nothing to report regarding the Community Venues Programs at this time.



**Item – 68**  
**November 17, 2009**  
**Infrastructure Services**

The Court hereby ordered and approved a motion authorizing approval of the following agreements: (Record-agreements to be filed at later date)

Interlocal Cooperation contract with Texas Parks and Wildlife Department (TPWD) for development of the Southern Edwards Plateau Habitat Conservation Plan (SEP-HCP).

Interlocal agreement with the City of San Antonio (CoSA) for cost sharing of the local match required in the SEP-HCP.

Professional Services Agreement with Loomis Partners for development of the SEP-HCP not to exceed \$1,440,000.

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



**Item – 71**  
**November 17, 2009**  
**Commissioners Court**

The Court hereby ordered and approved a motion approving the establishment of the intention of Commissioners Court to enter into an agreement to amend the grant and development agreement between Bexar County and Southeast Pony Baseball and Softball for the purpose of providing an additional \$385,000 in funding for lighting facilities and other enhancements for the Southeast Skyline Baseball Complex Project, and directing staff to include the \$385,000 in the County’s planned 2010 issuance of Certificates of Obligation, and directing staff to prepare other associated resolutions and documents required. (Record-agreement to be filed later)

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



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



**Item – 50**  
**November 17, 2009**  
**Infrastructure Services/Public Works Division**

The Court hereby ordered and approved a motion authorizing the purchase of right of way, being 0.234 acres of land, known as Parcel 2, Galm Road located in northwest Bexar County from Helotes Congregation of Jehovah’s Witnesses, San Antonio, Texas for total consideration of \$17,400.00. Precinct Number 2 (Record)

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



Commissioner Tommy Adkisson left the meeting at this time.



**Item – 51**  
**November 17, 2009**  
**Infrastructure Services/Public Works Division**

The Court hereby ordered and approved a motion authorizing the purchase of right of way, being 0.030 acres of land, known as Parcel 72, Borgfeld Drive, Phase II located in north central Bexar County from Guadalupe Valley

Telephone Cooperative, Inc. for total consideration of \$33,269.19. Precinct Number 3 (Record)

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

♠♠

Commissioner Tommy Adkisson returned to meeting at this time.

♠♠

**Item – 72**

**November 17, 2009**

**Community Resources**

Discussion and presentation regarding a “Smart Justice” agenda of the Bexar County Re-Entry Council. (Record)

No action was taken.

♠♠

There being no objection agenda item 78 will be heard at this time.

♠♠

**Item – 78**

**November 17, 2009**

**Economic Development**

The Court hereby ordered and approved a motion directing staff to negotiate the Tax Abatement agreement with AHS Family Real Estate Partnership for Benefit of Bates Container LLC, and Building Bates Container LLC Equipment for the purpose of expanding its current manufacturing operation. (Record)

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

♠♠

**Item – 73**

**November 17, 2009**

**County Auditor**

The Court hereby ordered and approved a motion approving the Bexar County Retirement plan basic benefits, provisions and the Bexar County 2010 Texas County & District Retirement System (TCDRS) contribution rate of 10.62 %. (Record)

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

♠♠

**Item – 74**

**November 17, 2009**

**County Auditor**

The Court hereby ordered and approved a motion approving the contract between Bexar County and Certified Payments to provide the County the ability to accept Credit and pin-less Debit Cards and approving the following convenience fees to be charged to Bexar County customers by Certified Payment: (Record)

- 2.4% or a minimum of \$2.00 for tax payments;
- 2.75% or a minimum of \$2.00 for non-tax payments;
- \$2.00 as a minimum to customers for tax-payments when a customer initiates an ACHdebit entry.

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



**Item – 75**  
**November 17, 2009**  
**County Auditor**

The Court hereby ordered and approved a motion approving the following four (4) positions to be paid out of 2007 County Bond Fund 208 related to the implementation of a new County-Wide Financial System. (Record)

- Financial System Project Mgr. – Auditor’s Office - \$70,000
- Financial System Project Mgr. – Auditor’s Office - \$65,000
- Financial System Functional Lead – Purchasing Dept. - \$65,000
- Financial System Functional Lead – Purchasing Dept. - \$55,000

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, and Adkisson voting “Aye”.



**Item – 77**  
**November 17, 2009**  
**Purchasing Department**

The Court hereby ordered and approved a motion awarding contracts for the lowest and best bids submitted by Ergon Asphalt & Emulsions, Inc. on Items 1, 3, 4 and 5 in the estimated amount of \$700,000; Martin Asphalt Company on Items 2 and 5 in the estimated amount of \$600,000; and Third Coast Asphalt, LLC (SMWBE) on Items 2, 4 and 5 in the estimated amount of \$700,000 to provide for the purchase of Rock and Asphaltic Road Materials on a requirements contract basis for the period beginning upon award and ending September 30, 2010 for a combined estimated amount of \$2,000,000 and providing for two one-year options for renewal as requested by Bexar County Infrastructure Services Department; authorizing the Purchasing Agent to execute a contract renewal in accordance with the terms of the original contract only: (i) as provided for in each fiscal year appropriated budget, and (ii) upon mutual consent by Asphalt & Emulsions, Inc; Martin Asphalt Company; and Third Coast Asphalt, LLC and Bexar County; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record. (Record)

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

♠♠

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. Ricardo Martinez v. Bexar County, Texas;
  - ii. Roger Sluder v. Bexar County Sheriff Deputies David Solis, Seth Allen, Carlos Marroquin, Jacinto Davila and Josie Moreno; and
  - iii. Settlement proposal to terminate a purchase order to IBM Corporation (IBM) for IBM WebSphere software, five IBM WebSphere DataPower appliances and implementation services.
- 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. Disparity and Availability Study;

551.072 –

Deliberation regarding real property:

- a. Property acquisition for the Flood Control Project relating to Valley View Subdivision and Laddie Place Subdivision both being located in north Bexar County.

3:50 p.m.

♠♠

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

4:20 p.m.

♠♠

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

♠♠

**Item – 76**

**November 17, 2009**

**Purchasing Department**

The Court hereby ordered and approved a motion terminating a purchase order to IBM Corporation (IBM) for IBM WebSphere software, five IBM WebSphere DataPower appliances and implementation services based on the successful settlement and return authorization from IBM as requested by the Bexar County Information Services

Department which authorized the Purchasing Agent to execute and file the appropriate documents for the record. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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 – 79**  
**November 17, 2009**  
**District Attorney**

The Court hereby ordered and approved a motion authorizing approval in the settlement offer in the amount of \$15,000 in legal claims in the following litigation: Ricardo Martinez v. Bexar County, Texas. (Record)

A motion was presented by County Commissioner Sergio "Chico" Rodriguez, 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".



**Item – 80**  
**November 17, 2009**  
**District Attorney**

The Court hereby ordered and approved a motion approving a professional services agreement with the law firm of Ross Molina Oliveros, PC, for condemnation and related real estate legal services. (Record-agreement to be filed later)

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



**Item – 24**  
**November 17, 2009**  
**Purchasing Department**

The Court hereby ordered and approved a motion authorizing negotiation of a contract from the proposal submitted by Mason Tillman Associates LTD (SMWBE) providing for the purchase of Consulting Services to Provide a Disparity and Availability Study as requested by the Bexar County Economic Development Department. (Record)

A motion was presented by County Commissioner Kevin A. Wolff, 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 Paul Elizondo, duly seconded by County Commissioner Tommy Adkisson, 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 Don Strange, Viola Specek and Marian Brewer* until Tuesday, December 1, 2009 at 11:00 a.m.

*County Commissioner Paul Elizondo asked that a Moment of Silence be observed in Honor of the 13 soldiers from Fort Hood who lost their lives on November 7, 2009 in Killeen, Texas.*

4:30 P.M.

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NELSON W. WOLFF, COUNTY JUDGE  
BEXAR COUNTY, TEXAS

ATTEST:

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GERARD RICKHOFF, COUNTY CLERK  
BEXAR COUNTY, TEXAS