

Orders of Commissioners Court
Bexar County, Texas

TUESDAY, SEPTEMBER 6, 2011

Court met at 11:00 a.m.

A Regular Meeting was held by the Honorable Commissioners Court, in and for said State and County, met at the Courthouse, of thereof, in Bexar County on Tuesday, September 6, 2011.

Present at roll call:

Nelson W. Wolff, County Judge;
Paul Elizondo, County Commissioner Precinct No. 2;
Kevin A. Wolff, County Commissioner Precinct No. 3;
Tommy Adkisson, County Commissioner Precinct No. 4;
David Smith, County Manager;
Susan Yeatts, 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;
Aurora Sanchez, Executive Director – Community Resources Department; and
Daniel Garza, Purchasing Agent.

When the following proceedings were had to-wit:

Melissa Pulido, Senior Executive Assistant for Precinct 2 gave the invocation at today's meeting. County Commissioner Paul Elizondo led the Pledge of Allegiance.



A letter of condolence is to be sent to the family of Ruth Esther C. Price expressing to them the sympathy of the court on the loss of their loved one. She is survived by her children Norma Pryor, James Christopher, Althea Roberts; 6 grandchildren; 5 great-grandchildren.

A letter of condolence is to be sent to the family of Mindy Kay Bryant Lanoux expressing to them the sympathy of the court on the loss of their loved one. She was a graduate of East Central High School, and then received her B.A. in English from Texas A & M University, College Station, with a concentration in education. A born teacher, she worked in Floresville, where she met her husband, and then at NEISD's MacArthur High School. She was part of the founding faculty for the STEM Academy at Lee High School, where she taught until her illness kept her home. She was a member of Alpha Phi Omega at A & M and a member of Laurel Heights Methodist Church. She is survived by her husband of 11 years, Lance Lanoux; son, Riley John; daughters, Marie Colette and Amelia Adele; parents, Mary and Steve Bryant; parents-in-law Dorothea and Jim Nisbett; and other family members and friends.

A letter of condolence is to be sent to the family of Sgt. Mark Luis Scianna expressing to them the sympathy of the court on the loss of their loved one. He served the cause of justice passionately as a dedicated law enforcement officer for over 25 years. He is survived by his children, Mark B. Scianna, Keith J. Scianna and their mother, Bonnie Gruenberg, Christopher M. Scianna and his mother, Tanya Shannon; fiancé Elizabeth A. Kocillari; brothers, Neil and Lance Hammick.

A letter of condolence is to be sent to the family of Bert Lozano 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:

*Ruth Esther C. Price
Mindy Kay Bryant Lanoux
Sgt. Mark Luis Scianna
Bert Lozano*



Item – 3a
September 6, 2011
Commissioners Court

The Court presented a proclamation recognizing and proclaiming the month of September 2011 as “Hunger Action Month” in Bexar County. Gifts presented to the court. (Record)



Commissioner Sergio “Chico” Rodriguez joined the meeting at this time.



Item – 4a&b
September 6, 2011
Commissioners Court

Commissioner Court recessed at 11:15 a.m. and the meeting of the Board of Directors for the Bexar County Housing Finance Corporation was called to order by County Commissioner Paul Elizondo.

Meeting adjourned at 11:30 a.m. and the meeting of the Board of Directors for the Bexar County Industrial Development Corporation was called to order by County Commissioner Sergio “Chico” Rodriguez.

Meeting adjourned at 11:35 and Commissioners Court reconvened at this time.



Item – 4c
September 6, 2011
Commissioners Court

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 lawfully available county funds, including the proceeds of taxable or tax-exempt debt obligations to be issued by the County for authorized purposes; authorizing other matters incident and related thereto; and providing an effective date. (Record)

A motion was presented by County Commissioner 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 – 5

September 6, 2011
Commissioners Court

The Court hereby ordered and approved a motion approving the Consent Agenda (items 9-59) with the exception of item 59 which will be pulled at this time.

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
September 6, 2011
Commissioners Court

The Court hereby ordered and approved a motion approving the appointment of Christine Pacetti to serve on the American with Disabilities Act Technical Advisory Committee for a term to begin upon appointment and expire September 30, 2013. (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
September 6, 2011
Commissioners Court

The Court hereby ordered and approved a motion approving a request by Commissioner Sergio “Chico” Rodriguez to appoint Kenneth M. Lemanski Sr. and George Hickman to the Emergency Service District No. 2 Board of Directors for a term to begin upon appointment and expire on December 31, 2011. (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
September 6, 2011
County Auditor’s Office

The Court hereby ordered and approved a motion authorizing the disbursement of payroll, including overtime, and auto allowance to be paid Thursday, September 15, 2011. (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 – 12
September 6, 2011

County Auditor's Office

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

- \$ 2,242,086.00 (Checks printed August 24, 2011)
- \$ 5,668,498.05 (Checks printed August 26, 2011)
- \$12,262,316.31 (Checks printed August 31, 2011)
- \$ 5,823,472.25 (Checks printed September 2, 2011)

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
September 6, 2011
County Auditor's Office

The Court hereby ordered and approved a motion authorizing the County Auditor to pay routine bills from Monday, September 5, 2011 through Friday, September 9, 2011. The list of bills paid will be presented to the Court on Tuesday, September 13, 2011(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
September 6, 2011
County Auditor's Office

The Court hereby ordered and approved a motion approving the Tax Refunds for Paid in Error Requests in the total amount of \$116,789.33, which have been reviewed by the Auditor's Office and found to be valid. (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
September 6, 2011
County Auditor's Office

The Court hereby ordered and approved a motion approving an Order authorizing fees for service of civil process, or attempted service of civil process, to be effective January 1, 2012. (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
September 6, 2011

Purchasing Agent

The Court hereby ordered and approved a motion ratifying the action taken for awarding a contract to TDIndustries Inc. in the amount of \$100,475.00, for the purchase of labor and materials necessary to replace chiller at the Frank Tejada Building as requested by the Infrastructure Services Department; and authorizing the Purchasing Agent to execute and file the appropriate 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 – 17
September 6, 2011
Purchasing Agent

The Court hereby ordered and approved a motion awarding the extension of a contract with Allied Barton Security Services in the amount of \$166,527.15 to provide for the purchase of security guard services on a month-to-month basis for a period not to exceed 90 days beginning October 1, 2011 under the same pricing, terms and conditions as requested by the Infrastructure Services Department, Juvenile Probation Department, Community Supervision and Corrections Department, and the County Tax Assessor-Collector’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 – 18
September 6, 2011
Purchasing Agent

The Court hereby ordered and approved a motion awarding a requirements contract to the lowest and best bid by A-1 Personnel Services to provide Temporary Labor Services as requested by the Elections Department for a one-year period, beginning October 1, 2011 and ending September 30, 2012, for an estimated annual amount of \$49,133.00; and authorizing the Purchasing Agent to execute a contract renewal in accordance with the terms of the original contract if provided for in each fiscal year appropriated budget, 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 – 19
September 6, 2011
Purchasing Agent

The Court hereby ordered and approved a motion awarding the renewal of a requirements contract with Mel Davis Auctions to provide for the purchase of auction services of seized property for a one-year period beginning upon award through September 30, 2012 under the same pricing, terms and conditions as requested by the Sheriff's Office in the estimated annual amount of \$27,500.00; 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 – 20
September 6, 2011
Purchasing Agent

The Court hereby ordered and approved a motion awarding the renewal of requirements contracts with North Atlantic Extradition Services to provide for the purchase of prisoner extradition and transportation services for a period beginning upon award through September 30, 2012 under the same pricing, terms and conditions as requested by the Sheriff's Office in the estimated amount of \$135,000.00; and authorizing the Purchasing Agent to execute a contract renewal in accordance with the terms of the original contract if provided for in each fiscal year appropriated budget, 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
September 6, 2011
Purchasing Agent

The Court hereby ordered and approved a motion awarding the renewal of a service contract with Loomis Armored US, LLC to provide Bexar County with Armored Car Services for a one-year period beginning October 1, 2011 and ending September 30, 2012 under the same pricing, terms and conditions for an estimated annual amount of \$93,000; and authorizing the Purchasing Agent to execute contract modification 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 – 22
September 6, 2011
Purchasing Agent

The Court hereby ordered and approved a motion awarding the renewal of requirements contracts with Affordable Custodial Supplies, Inc. (SMWBE) on Subpart “B” in the estimated amount of \$90,500; Amercare Products, Inc. on Subpart “D” in the estimated amount of \$188,000.00; and D.C. Distributing on Subparts “A” and “C” in the estimated amount of \$311,500, to provide for the purchase and delivery of janitorial and personal care items for a period beginning upon award through September 30, 2012 under the same terms and conditions as requested by the Purchasing Department in the combined estimated amount of \$590,000.00; 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
September 6, 2011
Purchasing Agent

The Court hereby ordered and approved a motion awarding an amendment to the contract with Waste Management of Texas, Inc. providing for the purchase of Refuse Collection Services at the new Bexar County Parking Garage as requested by the Infrastructure Services Department in the monthly amount of \$320.00; 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 – 24
September 6, 2011
Purchasing Agent

The Court hereby ordered and approved a motion authorizing the Purchasing Agent to advertise an Invitation for Bid for Printing and Mailing Services for Voter Registration Cards as requested by the Elections Department. (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
September 6, 2011
Purchasing Agent

The Court hereby ordered and approved a motion authorizing the Purchasing Agent to advertise an Invitation for Bids to provide for the one-time purchase of Construction Services for the City of Somerset Casias Court/Sixth Street Drainage Improvements Project as requested by the Department of Community Resources, Community Development Block Grant. (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
September 6, 2011
Purchasing Agent

The Court hereby ordered and approved a motion authorizing the selection of Via Technology, DCPozza, LLC, and Shelton & Valdez to provide Bexar County with the purchase of Mentor Protégé Services, contingent upon successful negotiations and contract execution as requested by the Department of Economic Development. (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
September 6, 2011
Purchasing Agent

The Court hereby ordered and approved a motion selecting AT&T and TW Telecom to provide Bexar County with Telecommunications products and Services (voice, data, video lines & circuits, long distance services) contingent upon successful negotiations and contract execution as requested by the Information Technology Department; the necessary contract terms and documents will be submitted to Commissioners Court at a later date for consideration and action. (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
September 6, 2011
Department of Community Resources

The Court hereby ordered and approved a motion approving a contract Amendment Number 2 for an increase in funding totaling \$2,336.00 in Oral Health Services funded by Ryan White Part B State Services provided by the San Antonio AIDS Foundation. (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

September 6, 2011
Department of Community Resources

The Court hereby ordered and approved a motion approving a contract totaling \$11,750.00 for Provado (Consultant) related to preparation of Bexar County's Ryan White Part A Assessment of the Administrative Mechanism. (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
September 6, 2011
Information Technology

The Court hereby ordered and approved a motion approving the R-07 Service Agreement Renewal Notice between Bexar County and Appriss for Texas VINE Annual Maintenance for Fiscal Year 2012 (09/1/11-08/31/12) in the amount of \$97,595 to be reimbursed to Bexar County via a Grant Contract between Bexar County and the Office of the Attorney General of Texas for services related to the County's participation in the Texas Victim Information Notification Everyday ("VINE"). (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
September 6, 2011
Information Technology

The Court hereby ordered and approved a motion approving the Texas VINE Annual Maintenance Grant Contract for Fiscal Year 2012, (09/1/11-08/31/12) in the amount of \$97,595 between Bexar County and the Office of the Attorney General of Texas to reimburse Bexar County for the costs incurred for services related to the County's participation in the Texas Victim Information Notification Everyday ("VINE") program and approval to accept funding in the amount of \$97,595. (Record-contract to be filed later)

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
September 6, 2011
Information Technology

The Court hereby ordered and approved a motion authorizing the County Judge to sign agreement(s) between Bexar County and Parent-Child Incorporated 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 – 33
September 6, 2011
Economic Development

The Court hereby ordered and approved a motion approving an Agreement for Personal Services with Naoko Shirane in an amount not to exceed \$35,000.00. (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 – 34
September 6, 2011
Economic Development

The Court hereby ordered and approved a motion approving a request from Commissioner Tommy Adkisson to reappoint Joe R. Straus Jr., Keith M. Kaysing and William H. Weeper Sr. to the Retama Park Tax Increment Reinvestment Zone (TIRZ) Board for terms to begin upon appointment and expire August 8, 2013. (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
September 6, 2011
Infrastructure Services/Flood Control Division

The Court hereby ordered and approved a motion approving the Engineering Services Agreement between Bexar County and Gonzalez – De La Garza & Associates, L.L.C., Inc. (SMWBE), in the amount of \$295,286.77 for professional engineering services in connection with the Flood Control Capital Project, Robert Glenn Road Low Water Crossing, MR9, BC 2011-297. 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 – 36
September 6, 2011
Infrastructure Services/Flood Control Division

The Court hereby ordered and approved a motion approving the Professional Services Agreement between Bexar County and Prudent Technologies, Inc. d/b/a Prudent Environmental Services, Inc. (SMWBE) in the amount of \$7,243.53 for professional environmental services in connection with Flood Control Capital Project, Barbara Drive project, SA3, BC 2011-291. 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 – 37

September 6, 2011

Infrastructure Services/Flood Control Division

The Court hereby ordered and approved a motion approving the First Amendment to the Engineering Services Agreement between Bexar County and CAS Consulting & Services, Inc. (SMWBE) in the amount of \$522,608.31 for a total not to exceed contract amount of \$614,810.04, for professional engineering services in connection with the Flood Control Capital Project, Huebner Creek Regional Storm Water Facility (RSWF) at Prue Road, LC15, BC 2009-120. 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 – 38

September 6, 2011

Infrastructure Services/Public Works Division

The Court hereby ordered and approved a motion approving Change Order No. 1 to the contract between Bexar County and Slack and Co. in connection with Ventura Subdivision Phase IX and X Street Reconstruction Project, BC 2010-089 increasing the contract amount by \$104,137.71 to be paid by the county. Precinct Number 4 (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

September 6, 2011

Infrastructure Services/Energy Management Division

The Court hereby ordered and approved a motion approving Change Order No. 2 to the Construction Contract between Bexar County and Columbia Contracting in connection with the Record Center & Warehouse HVAC

Project located at 232 Iowa St., San Antonio, Texas. Change Order No.2 adds 60 days to the original project schedule (180 days), at no cost to the Bexar County. (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 – 40

September 6, 2011

Infrastructure Services/Public Works Division

The Court hereby ordered and approved a motion approving Change Order No. 3 to the contract between Bexar County and Capital Excavation in connection with Foster Road Phase II Project, BC 2010-090 increasing the contract amount by \$47,667.75 to be paid by the county. Precinct Number 4 (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 – 41

September 6, 2011

Infrastructure Services/Public Works Division

The Court hereby ordered and approved a motion approving Change Order No. 3 to the contract between Bexar County and Capital Excavation in connection with the Foster Road Phase II Project, BC 2010-090 increasing the contract amount by \$109,479.47 to be paid by CPS at no cost to the county. Precinct Number 4 (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 – 42

September 6, 2011

Infrastructure Services/Public Works Division

The Court hereby ordered and approved a motion approving Change Order No. 4 to the contract between Bexar County and Capital Excavation in connection with Foster Road Phase II Project, BC 2010-090 increasing the contract amount by \$86,002.41 to be paid by the county. Precinct Number 4 (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 – 43

September 6, 2011

Infrastructure Services/Public Works Division

The Court hereby ordered and approved a motion approving Field Alteration No. 1 to the contract between Bexar County and R.L. Jones, L.P. in connection with Heritage Park Subdivision, Phase III Project, BC 2010-111 increasing the contract amount by \$13,830.33. 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 – 44
September 6, 2011
Infrastructure Services/Flood Control Division

The Court hereby ordered and approved a motion approving Field Alteration Request No. 3 for the BC 2011-060 contract between Bexar County and Capital Excavation Company requesting to increase the contract amount by \$19,125.40, Flood Control Capital Project, Ingram Road Low Water Crossing #58, LC8. 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 – 45
September 6, 2011
Infrastructure Services/Public Works Division

The Court hereby ordered and approved a motion approving a SAWS Field Alteration No. 5 to the contract between Bexar County and E.E. Hood and Sons, Inc. in connection with Shaenfield Road Reconstruction Project, BC 2009-260 increasing the contract amount by \$6,414.99 to be paid by SAWS at no cost to the county. 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 – 46
September 6, 2011
Infrastructure Services/Public Works Division

The Court hereby ordered and approved a motion approving Field Alteration No. 6 to the contract between Bexar County and E.E. Hood and Sons, Inc. in connection with Shaenfield Road Street Reconstruction Project, BC 2004-469 increasing the contract amount by \$25,310.73. 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 – 47
September 6, 2011

Infrastructure Services/Public Works Division

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

Subdivision plat establishing Gordon’s Grove Unit 2B, owner: Gehan Homes L.T.D., located south of Rolling Grove and Heritage Grove, no within the Edwards Aquifer Recharge Zone. Precinct Number 1

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 – 48

September 6, 2011

Infrastructure Services/Public Works Division

The Court hereby ordered and approved a motion approving the following subdivision plat located within Bexar County, subject to all County Regulations: (Record)

Subdivision plat establishing South Valley Unit 3, owner: A Joyce Sales & Distributing, Inc., located south of Fowler Road and Hermosa Valley, not within the Edwards Aquifer Recharge Zone. Precinct Number 1

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 – 49

September 6, 2011

Infrastructure Services

The Court hereby ordered and approved a motion approving a variance request to Article 4, Section D(4)(g) of the Bexar County Flood Damage Prevention Court Order for the B and A Subdivision Plat No. 110203. 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 – 50

September 6, 2011

Infrastructure Services/Asset Management Division

The Court hereby ordered and approved a motion authorizing the sale of property struck off to Bexar County for delinquent taxes known as Cause Number 2003-TA1-2773; Account Number 056990190250; Lot 25 Buena Vista Addition Subdivision County Block 5699 situated in Block 017 in Bexar County, Texas as shown in Volume 00980

Page 0014 of the Deed and Plat records of Bexar County, Texas; located at Martinez St. for \$2,400.00 (the total amount of judgments against the property) to Dolores C. Asebedo, pursuant to Section 34.05(h) of the Texas Tax Code and authorizing the execution of deed. 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 – 51

September 6, 2011

Infrastructure Services/Asset Management Division

The Court hereby ordered and approved a motion authorizing the sale of property struck off to Bexar County for delinquent taxes known as Cause Number 2005-TA1-2883; Account Number 042312100010; County Block 4231B Block 10 Lot 1 Von Ormy Heights Unit 3, situated in Bexar County, Texas; located at 7738 Tennessee Walker for \$12,190.21 (the total amount of judgments against the property) to Roman G. Flores, Virginia C. Flores and Matthew R. Flores, pursuant to Section 34.05(h) of the Texas Tax Code and authorizing the execution of deed. 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 – 52

September 6, 2011

Infrastructure Services/Asset Management Division

The Court hereby ordered and approved a motion authorizing the sale of property struck off to Bexar County for delinquent taxes know as Cause Number 2005-TA1-1723; Account Number 107980180170; New City Block 10798 Block 18 Lot 17 T.E. Barnes, Jr. Subdivision 2nd Unit situated in Bexar County, Texas; located at 115 Arrid for \$14,910.87 (the total amount of judgments against the property) to Jorge I. Elizondo, pursuant to Section 34.05(h) of the Texas Tax Code and authorizing the execution of deed. Precinct Number 4 (Record)

A motion was presented by County Commissioner 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

September 6, 2011

Infrastructure Services

The Court hereby ordered and approved a motion authorizing the purchase of channel easement, being 0.929 acres of land of drainage easement, known as Parcel 9EA; Galm Road, located in northwest Bexar County being out of the M.M.Y. Musquiz Survey No. 80, Abstract No.467, County Block 4450, from Davis-McCrary Property Trust for total consideration of \$37,650.00. 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 – 54
September 6, 2011
Infrastructure Services

The Court hereby ordered and approved a motion approving a donation of 0.519 acres or 22,611 square feet more or less, tract of land being all of that remaining portion of that 0.489 acre tract, called 2E and all of that 0.030 acre tract, called 9C shown on the Bulverde Road Right-of-Way map dated November 14, 1985, County Block 4900, located in north Bexar County from Forestar (USA) Real Estate Group, Inc., f/k/a Lumbermen’s Investment Corporation. 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 – 55
September 6, 2011
Infrastructure Services

The Court hereby ordered and approved a motion approving a request from the Infrastructure Services Department authorizing the County Auditor to pay \$2,428.52 in various Invoices for miscellaneous supplies and services. (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
September 6, 2011
Budget Department

The Court hereby ordered and approved a motion approving to reduce subsequent day juror duty pay from \$40 to \$34 as permitted within Senate Bill 1, 82nd Legislature, 1st Called Session effective September 28, 2011. (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
September 6, 2011
Budget Department

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

Office/Department	BT #	Amount	From:	To:
Trial Expense	11-136	\$160,000	Contingency-Ad Litem \$118,640 (9411); Contingency-Ad Litem \$41,360 (9400)	Psychiatric Evaluations \$30,000 (3620); Court Cost \$60,000 (4420); Investigation Services \$30,000 (4421); Professional Testimony \$40,000 (4426)
Criminal District Courts	11-137	\$300,000	Undesignated Funds (9400)	Court Appointed Attorneys -Felony (4221)
Civil District Courts	11-138	\$200,000	Undesignated Funds (9400)	Court Appointed Attorneys -Ad Litem (4224)
Facilities Mgmt. County Building	11-142	\$55,000	Undesignated Funds (9400)	Building Improvements (8040)
Sheriff's Office	11-145	\$200,000	Vehicle Maintenance (4890)	Vehicle Fuel and Oil (6800)
Constable Office	11-146	\$60,225	Undesignated Funds \$60,225 (9400)	Vehicle Fuel and Oil \$18,912 (6800); Vehicle Fuel and Oil \$16,365 (6800); Vehicle Fuel and Oil \$20,796 (6800); Vehicle Fuel and Oil \$4,152 (6800)

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
September 6, 2011
Management Services

The Court hereby ordered and approved a motion accepting the Investment Quarterly Report for the 3rd quarter of FY 2010-11 in accordance with Section 2256.023 (a) of the Texas Public Funds Investment Act. (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
September 6, 2011
Fire Marshal's Office

Briefing by Ross Coleman, Bexar County Fire Marshal regarding severe brush fire conditions throughout Bexar County, requiring restrictions on outdoor burning.

The Court hereby ordered and approved a motion adopting an Order restricting outdoor burning, effective September 6, 2011. (Record)

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



Item – 6
September 6, 2011
Commissioners Court

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

- a. Notice of Plaintiff’s First Supplemental Requests for Disclosure, Deputy Sheriff’s Association of Bexar County, Dennis Douglas, Charles Flores, Louis Antu, Mark Feeney, Luis Campos, Mario Enriquez, Armando Diaz, Anthony Alvarado, and Charles Hopes vs. Bexar County, Texas
- b. Notice of Plaintiff’s First Amended Petition, Deputy Sheriffs Association of Bexar County, Dennis Douglas, Charles Flores, Louis Antu, Mark Feeney, Luis Campos, Mario Enriquez, Armando Diaz, Anthony Alvarado, and Charles Hopes vs. Bexar County, Texas.
- c. U.S. District Court - Summons in a Civil Action: Richard Rynearson v. Officer Edwin Richter, Individually; Charles Weir, Individually; Sam Adams, Individually, et al.
- d. U.S. District Court – Summons in a Civil Action: Shannon Workman, Individually, And As Next Friend of E.B., A Minor Child and Betty Butler, et al. v. Bexar County, Bexar County Sheriff’s Department and John Rodriguez, In His Individual Capacity.
- e. Notice of personal injury claim on behalf of Sylvia Gonzales submitted by Attorney Tim Maloney, Law Offices of Maloney & Compolo, LLP.
- f. Notice of Personal Injury Claim on behalf of Carmen Vasquez submitted by the Attorney Teresa Christian, The Carlson Law Firm.
- g. Notice of personal injury claim on behalf of Leroy and Sylvia Sanchez by Attorney Tim Maloney, Law Office of Maloney & Compolo, LLP.
- h. Notice of Claim on behalf of Mary Sue Garza-Cano submitted by Jerry V. Hernandez the Law Office of Acevedo, Zepeda, Hernandez, & Acevedo.
- i. Notice of Intent to submit to Final Binding Arbitration submitted by Steve Long, President, DSABC.
- j. Letter from Steve Long, Vice President, Deputy Sheriff’s Association of Bexar County – Contract Grievance 2011 – DSABC – Class 004.



Item – 8
September 6, 2011

Commissioners Court

The Court hereby ordered and approved a motion approving the Commissioners Court minutes for Tuesday, August 23, 2011 as printed. (Record)

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

♠♠

Item – 60 **September 6, 2011** **Economic Development**

The Court hereby ordered and approved a motion directing staff to negotiate a Tax Abatement Agreement with Schlumberger Technology Corporation. (Record)

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

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Commissioners Court recessed at this time. 12:15 p.m.

♠♠

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

♠♠

Item – 4d **September 6, 2011** **Economic Development**

Presentation by Mike Sculley, Director of the Community Venue Programs Office regarding an update on each venue project approved by Bexar County voters in the special election held on May 10, 2008. (Record)

No action was taken.

♠♠

Item – 4e **September 6, 2011** **Infrastructure Services**

The Court hereby ordered and approved a motion authorizing the acceptance of a \$1 million grant from Texas Parks and Wildlife for redevelopment of Mission County Park 1, and authorizing the County Judge to execute the Project Agreement with Texas Parks and Wildlife and the Certificate of Land Dedication for Park Use. (Record)

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



Item – 7
September 6, 2011
Commissioners Court

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

Faris Hodge, Jr.



Item – 63
September 6, 2011
District Attorney’s Office

Discussion was held regarding the adoption of a final redistricting plan and authorizing the redistricting legal counsel to seek Voting Rights Act Section 5 pre-clearance of adopted plan. (Record)

**A motion was presented by County Commissioner Kevin A. Wolff requesting approval of a proposed redistricting plan, labeled “Downtown Representation Plan”.
Motion died for lack of second.**

The Court hereby ordered and approved a motion approving the adoption of a final redistricting plan, labeled “Illustrative Plan 1 – Revision 2” and authorizing the redistricting legal counsel to seek Voting Rights Act Section 5 pre-clearance of adopted plan.

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



Commissioner Sergio “Chico” Rodriguez left the meeting at this time.



Item – 61
September 6, 2011
Purchasing Agent

The Court hereby ordered and approved a motion awarding a contract to the lowest and best qualified bid submitted by V.K. Knowlton Construction and Utilities, Inc. to provide for the purchase of construction services for the Camelot Phase II Street and Drainage Reconstruction Project in Precinct 4, in the amount of \$2,257,571.40, as requested by the Infrastructure Services Department and authorizing the Purchasing Agent to execute and file the appropriate award documents for record. (Record)

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 Elizondo, Wolff, Adkisson, and

Judge Wolff voting "Aye".

♠♠

Item – 62
September 6, 2011
Purchasing Agent

The Court hereby ordered and approved a motion approving the revised Bexar County Purchasing Manual. (Record)

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

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A motion for adjournment was presented by County Commissioner Tommy Adkisson, duly seconded by County Commissioner Paul Elizondo, which motion was voted on as follows: Commissioners 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 Ruth Esther C. Price, Bert Lozano, Mindy Kay Bryant Lanoux and Sgt. Mark Luis Scianna* until Wednesday, September 6, 2011 at 1:30 p.m.

3:15 P.M.

NELSON W. WOLFF, COUNTY JUDGE
BEXAR COUNTY, TEXAS

ATTEST:

GERARD RICKHOFF, COUNTY CLERK
BEXAR COUNTY, TEXAS