

Orders of Commissioners Court
Bexar County, Texas

TUESDAY, OCTOBER 18, 2011

Court met at 11:10 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 October 18, 2011.

Present at roll call:

Nelson W. Wolff, County Judge;
Kevin A. Wolff, County Commissioner Precinct No. 3;
Tommy Adkisson, County Commissioner Precinct No. 4;
David Smith, County Manager;
Susan Yeatts, County Auditor (Rep. by Leo Caldera);
Gerard Rickhoff, County Clerk (Rep. by Leonor Salazar);
Susan Reed, District Attorney (Rep. by Ed Schweningen);
David Marquez, Executive Director of Economic Development (Rep. by Melissa Shannon);
Renee Green, County Engineer - Infrastructure Services Department;
Catherine Maras, Chief Information Officer - Information Technology Department;
Aurora Sanchez, Executive Director – Community Resources Department; and
Daniel Garza, Purchasing Agent.

When the following proceedings were had to-wit:

Mary De Geus, Civil District Court Specialist 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 Paul William Tarrillion expressing to them the sympathy of the court on the loss of their loved one. He was a member of St. Margaret Mary parish and served the community as a member of the Downtown Optimist Club since 1949. He served his church on the Archdiocesan Administration Council, on the parish finance council, as treasurer for the parish festival, and on the parish building committee. He was active in the Boy Scouts, serving as Scoutmaster and as a member of the board of directors for more than 50 years for Troop 177. He is survived by his children; Thomas Tarrillion, Dennis Tarrillion and Frances Tarrillion; 5 grandchildren and 4 great-grandchildren.

A letter of condolence is to be sent to the family of 1Lt Andres Zermeno expressing to them the sympathy of the court on the loss of their loved one. He moved to San Antonio, Texas in 2003 to attend St. Mary's University and begin his military life. While at St. Mary's University he served in the Texas National Guard, in ROTC, and was a member of Lambda Chi Alpha. Upon graduation he was commissioned into the U.S. Army in December 2008. He is survived by his wife Rachel, son Steven Andres, daughter, Madeline Alicia and numerous family members and friends.

A letter of condolence is to be sent to the family of LCpl Benjamin W. Schmidt expressing to them the sympathy of the court on the loss of their loved one. Born in San Antonio, Texas, Benjamin was the only son of doctors David Richard Schmidt and Becky L. Whetstone. He attended Alamo Heights School and played Varsity Football until his 2006 graduation. He attended Texas Christian University and was a devout brother of the Phi Delta Theta Fraternity. He joined the Marines in 2008 and was trained at San Diego's Camp Pendleton.

With his life long passion for military history, he planned to become a History Professor following his Marine service, and was seriously considering a career in politics. He received these awards: Navy and Marine Corps Achievement Medal with Combat Valor, Combat Action Ribbon, Sea Service Deployment, Afghan Campaign Ribbon x2 with a double Bronze Star, Global War on Terrorism Expeditionary Medal, Global War on Terrorism Service Medal, National Defensive Service Medal, NATO medal- ISAF Afghanistan and Purple Heart. He is survived by his mother, Becky Whetstone and her partner, John Chairs; father and stepmother,

David and Teresa Schmidt; sister, Casey Marie Whetstone Schmidt; maternal grandmother, Carolyn Whetstone; paternal grandparents Harold Boyd and Josephine Schmidt; numerous beloved cousins; the love of his life, Taylor Ryan; and countless friends.

A letter of condolence is to be sent to the family of Zayra Magdalena Flores expressing to them the sympathy of the court on the loss of their loved one. She graduated in 1975 from Thomas A. Edison High School. She began her career at Lackland Air Force Base in 1985 and in 2002, she move to Randolph Air Force Base as an administrative assistant to Colonel Patrick A. Shope. She is survived by her mother Zayra Medrano Flores, siblings, Theresa Dougherty, David Michael Dougherty Peyton, Joe L. Flores, Adrian Michael Flores, Gerald M. Flores and Javier Flores and other family members.

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

*U.S. Military Veterans of Bexar County, Texas
Paul William Tarrillion
Andres Zermeno
LCpl Benjamin W. Schmidt
Zayra Magdalena Flores*



Item – 3a-f

October 18, 2011

Commissioners Court

The Court presented the “Friends of County Government Award” to Senator Carlos Uresti on behalf of the Texas Associations of Counties for his assistance in enabling legislation during the 82nd session. (Record)

Commissioner Paul Elizondo joined the meeting at this time.

The Court presented a proclamation recognizing the San Antonio Missions Baseball Team for winning the 2011 Texas League Championship. (Record)

The Court presented service pins to the following Bexar County employees for 30 years of service: (Record)

Mary A. Molina – District Clerk
Louis N. Reyna – Sheriff’s Office

Cassandra J. Pearson – Sheriff’s Office
Jesus Ruiz – Sheriff’s Office

The Court presented a proclamation recognizing and proclaiming October 17, 2011 through October 21, 2011 to be “San Antonio Minority Enterprise Development Week”. (Record)

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

The Court presented a proclamation recognizing and proclaiming October 16, 2011 through October 22, 2011 to be “Save for Retirement Week” in Bexar County. (Record)

The Court presented a proclamation recognizing and proclaiming October 2011 to be “Czech Heritage Month” in Bexar County.

Special Birthday wishes to County Judge Nelson W. Wolff from Commissioners Court and staff members.



Item – 4a
October 18, 2011
Commissioners Court

A special presentation by Craig Mullenbach with Toyota Texas on community outreach initiatives performed in Bexar County. (Record)



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



Item – 6
October 18, 2011
Commissioners Court

The Court hereby ordered and approved a motion approving the Consent Agenda (items 10-54) with the exception of item 30 which will be deferred 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, and Adkisson voting “Aye”.



Item – 10
October 18, 2011
Commissioners Court, Pct. 4

The Court hereby ordered and approved a motion approving the re-appointments of James Lowak to begin upon appointment and expires on December 31, 2012 and Leon Nichols to begin upon appointment and expires on December 31, 2011 to the Bexar County Emergency Services District #12. (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, and Adkisson voting “Aye”.



Item – 11
October 18, 2011
Commissioners Court, Pct. 4

The Court hereby ordered and approved a motion approving the re-appointment of Gilbert Perez to the Westside 211 Special Improvement District Board of Directors for a term to begin upon appointment and expires on June 1, 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, and Adkisson voting “Aye”.



Item – 12

October 18, 2011
Commissioners Court, Pct. 4

The Court hereby ordered and approved a motion approving the re-appointment of Ira Smith, Jr. to the Bexar County University Health System District Board of Managers to begin upon appointment and expires August 14, 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, and Adkisson voting “Aye”.



Item – 13
October 18, 2011
Commissioners Court, Pct. 4

The Court hereby ordered and approved a motion approving the re-appointment of Daniel B. Puckett to the Bexar County Community Area’s Board for a 2-year term to begin upon appointment and expires August 14, 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, and Adkisson voting “Aye”.



Item – 14
October 18, 2011
Tax Assessor-Collector

The Court hereby ordered and approved a motion approving a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$1,186.07 on account number 13370-001-0110, Bruce Callaway, for tax year(s) 2010 in accordance with Section 33.011 of the Texas Property Tax Code. (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, and Adkisson voting “Aye”.



Item – 15
October 18, 2011
Tax Assessor-Collector

The Court hereby ordered and approved a motion approving a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$188.17 on account number 01856-034-0080, Laura White & Joel Berry, for tax year(s) 2010 in accordance with Section 33.011 of the Texas Property Tax Code. (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, and Adkisson voting “Aye”.



Item – 16

October 18, 2011
Tax Assessor-Collector

The Court hereby ordered and approved a motion approving a contract between Bexar County and River City Auto Title, Thomas Menchaca to act as a Deputy Tax Collector for the purpose of processing vehicle title and registration transactions. (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, and Adkisson voting “Aye”.



Item – 17
October 18, 2011
Tax Assessor-Collector

The Court hereby ordered and approved a motion approving the Amended Delinquent Tax Collection Contract and Amended Software License, Hardware Purchase and Maintenance Agreement (“Amended Contract”) between Bexar County, the law firm of Linebarger Goggin Blair and Sampson, L.L.P., a Texas registered limited liability partnership, and Appraisal and Collection Technologies, LLC (ACT), a company wholly owned by the law firm. (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, and Adkisson voting “Aye”.



Item – 18
October 18, 2011
Community Supervision Corrections Department

The Court hereby ordered and approved a motion approving a request to rehire Rodney K. Reese and Thomas M. Silva, both are Bexar County CSCD retirees, as full time regular employee of the Community Supervision and Corrections Department as a Community Supervision Officers. (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, and Adkisson voting “Aye”.



Item – 19
October 18, 2011
County Auditor’s Office

The Court hereby ordered and approved a motion authorizing the disbursement of payroll including overtime, and auto allowances to be paid, Monday, October 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, and Adkisson voting “Aye”.



Item – 20
October 18, 2011
County Auditor’s Office

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

- \$ 1,485,575.95 (Checks printed October 5, 2011)
- \$ 2,568,901.82 (Checks printed October 7, 2011)
- \$ 5,395,576.75 (Checks printed October 12, 2011)
- \$10,961,209.76 (Checks printed October 14, 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, and Adkisson voting “Aye”.



Item – 21
October 18, 2011
County Auditor’s Office

The Court hereby ordered and approved a motion authorizing the County Auditor to pay routine bills from Monday, October 17, 2011 through Friday, October 28, 2011. The list of bills paid will be presented to the Court on Tuesday, November 1, 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, and Adkisson voting “Aye”.



Item – 22
October 18, 2011
County Auditor’s Office

The Court hereby ordered and approved a motion approving the Tax Refunds for Paid in Error Requests totaling \$106,760.13 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, and Adkisson voting “Aye”.



Item – 23
October 18, 2011
County Auditor’s Office

The Court hereby ordered and approved a motion approving the Tax Assessor-Collector's Report of Taxes collected in September 2011 and the order transferring tax collections for the month of September 2011, from unallocated receipts. (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, and Adkisson voting "Aye".



Item – 24
October 18, 2011
County Auditor's Office

The Court hereby ordered and approved a motion accepting an Fair Labor Standards Act (FLSA) summary report regarding non-exempt County personnel that have accrued FLSA hours in excess of 199 but less than 240, and law enforcement personnel FLSA hours in excess of 439 but less than 480 as of the month ending August 31, 2011; and authorization to pay those employees who have accumulated hours in excess of the FLSA maximum level. (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, and Adkisson voting "Aye".



Item – 25
October 18, 2011
County Auditor's Office

The Court hereby ordered and approved a motion accepting an Fair Labor Standards Act (FLSA) summary report regarding non-exempt County personnel that have accrued FLSA hours in excess of 199 but less than 240, and law enforcement personnel FLSA hours in excess of 439 but less than 480 as of the month ending September 30, 2011; and authorization to pay those employees who have accumulated hours in excess of the FLSA maximum level. (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, and Adkisson voting "Aye".



Item – 26
October 18, 2011
County Auditor's Office

The Court hereby ordered and approved a motion authorizing the County Auditor to pay an employee for overtime hours worked in support of the Texas Forest Service as a member of the Regional Incident Management Team (RIMT) for 2011 Bastrop County Complex Fire. (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, and Adkisson voting "Aye".



Item – 27

October 18, 2011
County Auditor's Office

The Court hereby ordered and approved a motion approving a new change fund for the Public Works Division of the Infrastructure Services Department in the amount of \$200. (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, and Adkisson voting "Aye".



Item – 28
October 18, 2011
County Auditor's Office

The Court hereby ordered and approved a motion approving a new change fund for the Facilities and Parks Division of the Infrastructure Services Department in the amount of \$300. (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, and Adkisson voting "Aye".



Item – 29
October 18, 2011
County Auditor's Office

The Court hereby ordered and approved a motion approving the Lawson Services Order Form to provide go-live and post go-live support of the Lawson Financial Management System in an amount not exceed \$227,580. (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, and Adkisson voting "Aye".



Item – 31
October 18, 2011
Purchasing Department

The Court hereby ordered and approved a motion approving the selection of Endeavors Unlimited, Incorporated to provide Bexar County with the purchase of a service contract for Recycling Services for Waste Assets contingent upon successful negotiations and contract execution as requested by the Bexar County Evaluation Committee including Infrastructure Services 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, and Adkisson voting "Aye".



Item – 32

October 18, 2011
Purchasing Department

The Court hereby ordered and approved a motion awarding the extension of a service contract with ABM Janitorial Services to provide for the purchase of Custodial Services for the Paul Elizondo Tower on a month-to-month basis beginning November 1, 2011 under the same prices, terms and conditions until a new contract is awarded as requested by the Infrastructure Services Department in the monthly amount of \$25,150.00; 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, and Adkisson voting “Aye”.



Item – 33
October 18, 2011
Purchasing Department

The Court hereby ordered and approved a motion awarding the extension of a service contract with Hospital Klean of Texas, Inc. to provide for the purchase of Custodial Services for various County facilities on a month-to-month basis beginning November 1, 2011 under the same prices, terms and conditions until a new contract is awarded as requested by the Infrastructure Services Department in the monthly amount of \$63,909.78; 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, and Adkisson voting “Aye”.



Item – 34
October 18, 2011
Purchasing Department

The Court hereby ordered and approved a motion awarding a delivery order to Systems Maintenance Services, Inc. to provide for the purchase of hardware maintenance for IBM zServer hardware and peripherals for the period beginning upon award through October 31, 2012, in the amount of \$62,274.00, as requested by the Information Technology Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record. (Record)

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



Item – 35
October 18, 2011
Purchasing Department

The Court hereby ordered and approved a motion awarding a contract to the lowest and best bid submitted by Information Management Solutions to provide printing and mailing services for Voter Registration Cards services on a requirements contract basis in the estimated annual amount of \$43,337.50, for a one-year period beginning

upon award and ending September 30, 2012, as requested by the Elections Department 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, and Adkisson voting “Aye”.



Item – 36
October 18, 2011
Purchasing Department

The Court hereby ordered and approved a motion authorizing the Purchasing Agent to update the Bexar County Fixed Asset Inventory Records to reflect the acceptance of a 2007 Pontiac G5 Passenger Car in accordance with the attached Vehicle Equipment List as requested by the Criminal District Attorney’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, and Adkisson voting “Aye”.



Item – 37
October 18, 2011
Purchasing Department

The Court hereby ordered and approved a motion authorizing the Purchasing Agent to sell at auction 58 surplus and asset forfeiture vehicles in accordance with attached Vehicle Equipment List as requested by the Sheriff’s Office and authorizing the Purchasing Agent to execute and file the appropriate award documents for record. (Record)

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



Item – 38
October 18, 2011
Community Resources

The Court hereby ordered and approved a motion authorizing permission to advertise the reprogramming of Community Development Block Grant (CDBG) funds in the amount of \$110,981 from completed projects to HOME Programs Activities in support of Housing. (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, and Adkisson voting “Aye”.



Item – 39
October 18, 2011
Community Resources

The Court hereby ordered and approved a motion approving the Professional Services Agreement with Housing Innovations, LLC in the amount of \$25,000 to conduct a Strategic Plan and to be used by the San Antonio-Bexar Continuum of Care in the implementation of the Homeless Emergency and Rapid Transition of Housing (HEARTH) 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, and Adkisson voting “Aye”.



Item – 40
October 18, 2011
Community Resources

The Court hereby ordered and approved a motion approving execution of the HOME Owner Developer Agreement between Bexar County and Terrance at Haven, LTD. Hope Multi-Family Housing Construction Project, utilizing Program Year (PY) 2010 HOME Investment Partnership Program funds in the total amount of \$400,000.00. (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, and Adkisson voting “Aye”.



Item – 41
October 18, 2011
Community Resources

The Court hereby ordered and approved a motion approving the recommendations by the Committee of Six the nominations of the following re-appointments and appointments to the Workforce Solutions-Alamo Board for the terms listed: (Record)

<u>Name</u>	<u>Term</u>
Paula Blacklock	January 1, 2012 to December 31, 2014
Phil Butrum	January 1, 2012 to December 31, 2014
Susan Monahan	January 1, 2012 to December 31, 2014
Mark Carmona	January 1, 2012 to December 31, 2014
Anson Green	January 1, 2012 to December 31, 2014
Ayda Gonzalez	January 1, 2012 to December 31, 2014
Winson Low	January 1, 2012 to December 31, 2014
Edward Reyes	January 1, 2012 to December 31, 2014
Guillermo Mancha, Jr.	November 1, 2011 to December 31, 2014

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 – 42

October 18, 2011

Information Technology

The Court hereby ordered and approved a motion authorizing the County Judge to sign the agreement 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, and Adkisson voting “Aye”.



Item – 43

October 18, 2011

Public Works Division

The Court hereby ordered and approved a motion accepting the Bexar County Policy Guidelines for Relocation Assistance Program effective September 1, 2011, Countywide. (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, and Adkisson voting “Aye”.



Item – 44

October 18, 2011

Public Works Division

The Court hereby ordered and approved a motion approving the Professional Services Agreement between Bexar County and Tetra Tech, Inc. in the amount of \$71,605.64 for Environmental Services in connection with the Flood Control Capital Project, Science Park Project, SA14, BC 2011-2098, 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, and Adkisson voting “Aye”.



Item – 45

October 18, 2011

Public Works Division

The Court hereby ordered and approved a motion approving the Professional Services Agreement between Bexar County and Terracon Consultants, Inc. in the amount of \$6,980.00 for professional environmental services in

connection with the Flood Control Capital Project, Bulverde and Jung Mud Creek Trib A Project, SC27, BC 2011-323, 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, and Adkisson voting “Aye”.



Item – 46

October 18, 2011

Public Works Division

The Court hereby ordered and approved a motion approving the Engineering Services Agreement between Bexar County and RJ Rivera Associates, Inc. (SMWBE) in the amount of \$321,957.88 for professional engineering services in connection with the Flood Control Capital Project, Bulverde and Jung Mud Creek Trib A Project, SC27, BC 2011-325, 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, and Adkisson voting “Aye”.



Item – 47

October 18, 2011

Public Works Division

The Court hereby ordered and approved a motion approving a Contract between Bexar County and the San Antonio-Bexar County Metropolitan Planning Organization (MPO) providing for the reimbursement of \$100,000 to Bexar County for work performed over a two-year period under the FY 2012-2013 Unified Planning Work Program (UPWP). (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, and Adkisson voting “Aye”.



Item – 48

October 18, 2011

Public Works Division

The Court hereby ordered and approved a motion approving the License Agreement between Bexar County and Capital Excavation Company for the Evans Road Flood Control Project, in order to facilitate and expedite completion of the project, County has determined to grant Capital a license to use a portion of the County’s right of way for a staging area; Flood Control Capital Project, Evans Road, SC2, 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, and Adkisson voting “Aye”.



Item – 49
October 18, 2011
Public Works Division

The Court hereby ordered and approved a motion approving the Sixth Amendment to the Engineering Services Agreement BC 2008-125 between Bexar County and PBS&J to increase the engineering design services for the Culebra Road construction project by \$81,997.00 for a total amount not to exceed \$3,967,976.49, Precinct Numbers 2 & 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, and Adkisson voting “Aye”.



Item – 50
October 18, 2011
Public Works Division

The Court hereby ordered and approved a motion approving the award of Special Commissioners and payment as filed under eminent domain Cause Number 2011-ED-0037, Bexar County vs. Woodridge Village Community Associations, a Texas nonprofit corporation, et al, for the purchase of a 19.747 acres of land being all of a variable width drainage easement out of Lot 1, Block 7, of Woodridge Village, Unit 1, as shown by plat recorded in Volume 9539, Pages 168-169 of the Deed and Plat records of Bexar County, Texas, of Woodridge Village, Unit 8A as shown by plat recorded in Volume 9548, Pages 95-96 and of Woodridge Village, Unit 8B as shown by plat recorded in Volume 9556, Page 41, all being out of Anselmo Prue Survey Number 20, Abstract Number 574, New City Block 14862, situated in the City of San Antonio, Bexar County, Texas, in the amount of \$87,400.00 plus applicable court cost, closing costs, and associated costs with eminent domain cases, Flood Control Capital Project; Huebner Creek RSWF at Prue Road, LC15, 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, and Adkisson voting “Aye”.



Item – 51
October 18, 2011
Facilities Management Department

The Court hereby ordered and approved a motion approving Amendment No. 1 to the Professional Services Agreement between Bexar County and Alamo Architects in the amount of \$235,401.03 for additional architectural and engineering services related to the Courthouse Weatherization Project. (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, and Adkisson voting “Aye”.



Item – 52
October 18, 2011
Facilities Management Department

The Court hereby ordered and approved a motion authorizing the County Auditor to pay \$1,406.41 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, and Adkisson voting “Aye”.



Item – 53
October 18, 2011
Budget Department

The Court hereby ordered and approved a motion approving the corrections to the FY2011-12 Adopted County Budget document for the Facilities Management – Administration 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, and Adkisson voting “Aye”.



Item – 54
October 18, 2011
Budget Department

The Court hereby ordered and approved a motion approving the FY 2011 Justice Assistance Grant (JAG) Inter-local Agreement between Bexar County and the City of San Antonio Joint Project; Bexar County will receive \$488,625, City of San Antonio will receive \$325,751 for a total of \$814,376 in United States Department of Justice FY 2011 JAG funding. (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, and Adkisson voting “Aye”.



Item – 7
October 18, 2011
Commissioners Court

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

- a. Alamo Regional Mobility Authority 3rd Quarter Financial Statement for the period ended June 30, 2011.
- b. State of Texas Contract for Services between the Office of the Attorney General and Bexar County approved September 13, 2011.
- c. Probate Court No. 1 report of funds collected from filing fees, Probate Contribution Fund – 017,

Guardianship fund for court initiated guardianship Fund – 036, and Probate Education Fund – 037.

- d. Bexar County Constable Pct #4 Fund 850 and LEOSE Budget fund 024 for FY 2011/2012.
- e. Notice of Claim on Bond and Statement of Account submitted by Martin Marietta Material SW Inc. to County Judge Nelson W. Wolff.
- f. Letter from Steven Long, President, Deputy Sheriff’s Association of Bexar County Re: 2011 DSABC-Class – 008 & DSABC – GC- 009.
- g. Notice of Plaintiff’s Original Complaint and Waiver of Service of Summons of Bexar County, Texas Re: Dan Napier and Dana Napier v Bexar County, Texas, et al., Civil Action 5:11-cv-736; In the San Antonio Division of the United States District Court for the Western District of Texas, submitted by Gale, Wilson & Sanchez Attorneys At Law.
- h. DSABC - Notice of Intention to Submit to Final Binding Arbitration from Joel Janssen, President Deputy Sheriff’s Association of Bexar County.
- i. Documents submitted by Hermelinda Garza to Bexar County Judge Nelson W. Wolff Re: Case No. 04-11-00328 – CV; Hermelinda v. Bobby D. Barnes and Sharon L. Barnes.
- j. Documents submitted by Hermelinda Garza to Bexar County Judge Nelson W. Wolff Re: Case No. 04-11-00047 – CV; Hermelinda Garza v. Rafael Cruz
- k. Documents submitted by Hermelinda Garza to Bexar County Judge Nelson W. Wolff Re: Hermelinda Garza vs. Rafael Cruz Plaintiff – Appellant Notice of Formal Complaint and Motion to Dismiss Case No. 04-11-00047-CV.
- l. Notice of Personal Injury Claim Re: Gloria E. Gonzales submitted to Bexar County Judge Nelson Wolff.
- m. Letter from Phillip M. Ross Attorney and Counselor at Law to Judge Nelson Wolff Re: Notice of Claim Urban Wilderness v Bexar Appraisal District and Bexar County, Texas.



Item – 9
October 18, 2011
Commissioners Court

The Court hereby ordered and approved a motion approving the Commissioners Court minutes for Tuesday, September 27, 2011 and Tuesday, October 4, 2011 as printed. (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 – 55
October 18, 2011

Justice of the Peace Pct. 1-PI 1

Discussion was held regarding a request by Justice of the Peace, Precinct 1 Place 1 for continued funding for services of Constable Precinct 4 Deputy/Bailiff positions at Justice of the Peace 1, Place 1.

Discussion to be continued during afternoon meeting.



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



Commissioners Court reconvened at this time. 1:50 p.m.
Commissioner Paul Elizondo is presiding officer.



Item – 5a

October 18, 2011

Commissioners Court

Commissioners Court recessed at 1:50 p.m. and the meeting of the Board of Directors for the Bexar County Housing Finance Corporation was called to order by Commissioner Paul Elizondo, president.

Meeting adjourned at 2:00 p.m. and Commissioners Court reconvened.



Item – 55

October 18, 2011

Justice of the Peace Pct. 1-PI 1

Discussion continued regarding a request by Justice of the Peace, Precinct 1 Place 1 for continued funding for services of Constable Precinct 4 Deputy/Bailiff positions at Justice of the Peace 1, Place 1. (Record)

No action was taken.



Item – 56

October 18, 2011

Community Venue Program

A presentation by Mike Sculley, Director of Bexar County Community Venues Programs Office, regarding the final design of the Medal of Honor Portal to be located at Veterans' Plaza. (Record)

County Judge Nelson W. Wolff joined the meeting at this time.



Item – 57

October 18, 2011

Public Works Division

The Court hereby ordered and approved a motion approving the First Amendment to the Engineering Services Agreement between Bexar County and HNTB Corporation in the amount of \$1,320,395.10 for a total not to exceed contract amount of \$1,754,032.30, for professional engineering services in connection with the Flood Control Capital Project, Broadway Drainage Improvement project, SA42, BC 2010-180, Precinct Number 2. (Record)

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



Item – 8
October 18, 2011
Commissioners Court

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

Faris Hodge, Jr.



Item – 58
October 18, 2011
Public Works Division

The Court hereby ordered and approved a motion approving the acquisition and purchase of twenty parcels as follows: Lots 1-4, Block 14, New City Block 16787, Briarwick, Unit 4A, in the City of San Antonio, Bexar County, Texas, according to plat recorded in Volume 8200, Pages, 17-18, of the Deed and Plat Records of Bexar County, Texas; Lot 5-15, Block 14, New City Block 16787, Briarwick, Unit 4A, in the City of San Antonio, Bexar County, Texas, according to plat recorded in Volume 9000, Page 172, of the Deed and Plat Records of Bexar County, Texas; Lots 16-18, Block 14, New City Block 16787, Briarwick, Unit 4A, in the City of San Antonio, Bexar County, Texas, according to plat recorded in Volume 9100, Page 133, of the Deed and Plat Records of Bexar County, Texas; Parcel 5C, New City Block 15681, in the City of San Antonio, Bexar County, as shown in Volume 15008, Page 256, Official Public Records of Bexar County, Texas; and a 13.84 acres of land known as Parcel 36, New City Block 17726, in the City of San Antonio, Bexar County, as shown in volume 8221, Page 86, Deed Records of Bexar County, Texas. The purpose of the acquisition is to facilitate the construction of Knoll Creek (SC-4) Enhanced Conveyance, a Flood Control Capital Project; total authorized cost not to exceed \$4,000,000.00. Precinct Number 3 (Record)

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



Item – 59
October 18, 2011
District Attorney’s Office

Discussion was held regarding an Economic Development Grant Agreement, including possible amendment, in the amount of \$5,005,000 with the Nature Conservancy for the acquisition and stewardship of approximately 1244.5 acres of unimproved land so that the U.S. Army may obtain environmental credits for Camp Bullis that will assist Fort Sam in expanding its mission capability at Camp Bullis, thus preserving current levels of economic activity in and around Bexar County and better positioning Fort Sam for additional growth during the next round of BRAC activity. (Record)

No action taken.



Commissioners Court met in Executive Session at this time pursuant to Chapter 551, Texas Government Code and the following items were discussed:

551.071 –

Consultation with Attorney for advice regarding:

- a. Pending or contemplated litigation or settlement offers in the following matters:
 - ii. State National Insurance Company and Star Insurance Company v. County of Bexar; Cause No. 2009-CI-20472;
 - iii. Eddie Lundy v. Bexar County Deputy Sheriff's C. Chapman, B. Curtis, and John Doe;
 - iv. Jonathan Ramirez by and through Eric Ramirez, Administrator, Individually and in his Representative Capacity on Behalf of the Estate Jonathan Ramirez, Deceased v. Bexar County, Texas, et al;
 - v. Patrick Uzomba v. Bexar County Sheriff's Deputy Hal Adams;
 - vi. Jose Luna Torres v. Bexar County.
- 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:
 - ii. The County's Comprehensive Insurance Consulting Services Agreement.

2:35 p.m.



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

3:05 p.m.



Item – 60
October 18, 2011
District Attorney's Office

The Court hereby ordered and approved a recommendation from the Criminal District Attorney's Office to accept a settlement offer in the amount of \$10,085.00 in the following litigation: Patrick Uzomba v. Bexar County Sheriff's Deputy Hal Adams.

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



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 Paul William Tarrillion, LCpl Benjamin Whetstone Schmidt, 1Lt Andres Zermeno, Zayra Flores, and Retired Military Veterans* until Tuesday, November 1, 2011 at 11:00 a.m.

3:10 P.M.

NELSON W. WOLFF, COUNTY JUDGE
BEXAR COUNTY, TEXAS

ATTEST:

GERARD RICKHOFF, COUNTY CLERK
BEXAR COUNTY, TEXAS