

Orders of Commissioners Court  
Bexar County, Texas

**TUESDAY, DECEMBER 4, 2012**

Court met at 10:00 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, December 4, 2012.

Present at roll call:

Nelson W. Wolff, County Judge;  
Sergio "Chico" Rodriguez, County Commissioner Precinct No. 1;  
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;  
Daniel Garza, Purchasing Agent.

When the following proceedings were had to-wit:

Curt Nelson 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 Leroy (Roy) Bernard Shelly Horn expressing to them the sympathy of the court on the loss of their loved one. He graduated from Jefferson High School and then earned his B.A. from Davidson College in Davidson, North Carolina in 1951. He received his B.D. from Austin Presbyterian Theological Seminary in 1954 and was the winner of the number one Graduate Study Fellowship Award allowing him to spend a year at the University of Edinburgh's School of Divinity in Scotland. He was ordained to the ministry, Presbyterian Church in the U.S. May 1954. He received his Masters of Theology from Austin Presbyterian Seminary in 1962 and continued to advanced work in psychology and counseling and care of the mentally ill. He did volunteer work with patients at the San Antonio State Hospital in 1963. He was Minister of the First Presbyterian Church in Weslaco Texas from 1956-60, while he earned his pilot's license.

He was the organizing Minister of a new church in northwest San Antonio, ultimately forming St. Andrew Presbyterian Church in 1961-62. He was past moderator, the Presbytery of John Knox; Director, summer Camping Sessions, John Knox Ranch,; Past President Northwest Rotary Club; Board of Directors, Easter Seal Society for Crippled Children & Adults; Past President, Alumni Association, Austin Presbyterian Theological Seminary; Active in civil rights movement, both locally and nationally; Director of the Julie Jordan Free Clinic, Inc.; Delegate to "Protestant Church Leaders Consultation on Vietnam", Paris, France, March 1971 (known as the Paris Peace talks); Missions to the Orient in Japan and the leper colonies in Sough Korea. He was a licensed Real Estate Broker and Chairman of The Board and President of Horn Realty Company, Horn Investment Company, Inc. and Horn Drilling Company, Inc. He was active in local, state and national political campaigns and was recognized and honored for his civic involvement. He is survived by wife of 25 years, Sue, sons Roy Horn III, Todd Horn, daughter Shawn Cooles, step-son Truett Bishop and 4 grandchildren and 2 great-grandchildren.

A letter of condolence is to be sent to the family of Fernando Contreras Jr. expressing to them the sympathy of the court on the loss of their loved one. He graduated from Central Catholic High School and received his Master's degree in Economics from St. Mary's University and was a local Democratic Activist. He is survived by his mother Fara Contreras; children: Alexander Robert Contreras, Jacqueline Contreras, Christopher Michael Contreras; and 4 grandchildren.

A letter of condolence is to be sent to the family of Yvonne Armstrong expressing to them the sympathy of the court on the loss of their loved one. She was a longtime Democratic Party activist, poet, author and executive director of the Applause Foundation in San Antonio. She was an Army retiree dedicated to the foundation's mission: to create an African American Cultural Arts Museum on the East Side; her book, "Black Trailblazers of San Antonio, Texas," still being sold online to benefit that mission. She also served on several campaigns, including that of Mayor Julian Castro and Bexar County Commissioner Tommy Adkisson. She was an early supporter of President Barack Obama and was part of the local AlamObama. She is survived by her sisters Carol Spencer and Charlotte St. Clair and brothers Albert Dorn and David Wiley.

A letter of condolence is to be sent to the family of George Pasterchick expressing to them the sympathy of the court on the loss of their loved one. He was a football coach for almost 40 years of his life: at St. Gerard High School, TMI High School and professionally with the San Antonio Toros, Charros and Bulls. He is survived by his loving wife of 58 years Maxine Pasterchick; daughter Georgia Bartlett; son Steve Pasterchick and 5 grandchildren and 1 great-grandchild; as well as numerous nieces and nephews.

A letter of condolence is to be sent to the family of Steve Price expressing to them the sympathy of the court on the loss of their loved one. He was raised and resided in San Antonio, Texas where he worked as an attorney at the Law Offices of Price & Price, partnering with his daughter. He loved playing with his grandkids and spending time on his boat named "Priceless". He is survived by his children, Jeremy Adam Price, Steven Eric Price, Julia Megan Morales, Ashley Price Fischer, Stephanie Catherine Price and Ethan Hunter Price; 8 grandchildren and other family members.

A letter of condolence is to be sent to the family of Sylvia Martinez expressing to them the sympathy of the court on the loss of their loved one. She was employed for over 30 years with the Express-News, worked at AT&T Center and was a band booster at Brackenridge High School. She is survived by her daughters, Michelle Ramos, Stephanie Martinez-Diaz, son Joseph Martinez, 3 grandchildren and numerous nieces and nephews.

A letter of condolence is to be sent to the family of Alfredo Davila 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:

*Leroy "Roy" Bernard Shelly Horn  
Fernando Contreras Jr.  
George Pasterchick  
Yvonne Armstrong  
Sylvia Martinez  
Alfredo Davila  
Steve Price*



**Item – 3a**  
**December 04, 2012**  
**Commissioners Court-Ceremonial**

Recognition of the "Vote and Vax" campaign sponsored by the Jacquelyn Callanen, Bexar County Election Administrator, Charlene Doria-Ortiz, Community Resources, Elizabeth DeLaFuente, Health Collaborative, and Christine Rutherford-Stuart, with the San Antonio Metro Health Department.

No action taken.



County Commissioner Paul Elizondo joined the meeting at this time.



**Item – 6**  
**December 04, 2012**  
**Commissioners Court**

The Court hereby ordered and approved a motion approving the Consent Agenda (items 9-44) with the exception of agenda items 39 & 40 which will be heard separately and agenda items 35 (a&b) and 44c 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, Adkisson, and Judge Wolff voting “Aye”.



**Item – 9**  
**December 04, 2012**  
**Commissioners Court**

The Court hereby ordered and approved a motion approving the re-appointment of Larry Johnson and Daniel Ludwig to the Technical Advisory Committee for Persons with Disabilities, serving a term beginning upon appointment and expiring on September 30, 2014. (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**  
**December 04, 2012**  
**Commissioners Court**

The Court hereby ordered and approved a motion approving the re-appointment of Richard A. Gambitta to the VIA Metropolitan Transit Authority, Board of Trustees an at-large appointment to begin upon appointment and expire on December 31, 2014. (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**

**December 04, 2012**  
**District Attorney's Office**

The Court hereby ordered and approved a motion approving an assignment by The GEO Group, Inc. to GEO Corrections and Detention, Inc., a wholly-owned subsidiary of The GEO Group, Inc., of the Service Contract dated April 21, 2009 for the management and operation of the Central Texas Detention Facility as part of a corporate restructuring. (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**  
**December 04, 2012**  
**County Auditor's Office**

The Court hereby ordered and approved a motion authorizing the County Auditor to pay routine bills from Monday, December 3, 2012 through Friday, December 14, 2012. The list of bills paid will be presented to the court on Tuesday, December 18, 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 – 13**  
**December 04, 2012**  
**County Auditor's Office**

The Court hereby ordered and approved a motion approving the disbursement of payroll, including overtime, and auto allowances to be paid, Friday, December 14, 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 – 14**  
**December 04, 2012**  
**County Auditor's Office**

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

\$ 4,481,147.11 (Checks printed November 21, 2012)  
\$ 4,677,729.10 (Checks printed November 28, 2012)  
\$ 3,708,175.69 (Checks printed November 30, 2012)

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**  
**December 04, 2012**  
**County Auditor’s Office**

The Court hereby ordered and approved a motion approving the Tax Refunds for Paid in Error Requests totaling \$3,708.94 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 – 16**  
**December 04, 2012**  
**County Auditor’s Office**

The Court hereby ordered and approved a motion accepting an 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 November 30, 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 – 17**  
**December 04, 2012**  
**Purchasing Department**

The Court hereby ordered and approved a motion authorizing the selection of Joeris General Constructors to provide for the purchase of Construction Manager at Risk Services for the Renovation/Restoration of the Bexar County Courthouse contingent upon successful negotiations, as requested by the Bexar County Facilities and Parks Department. The necessary documents will be submitted to Commissioners Court for consideration after successful negotiation with Joeris General Contractors. (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**  
**December 04, 2012**

**Purchasing Department**

The Court hereby ordered and approved a motion authorizing the selection of Recovery Healthcare to provide Bexar County with the purchase of Offender Paid Electronic Monitoring Services upon successful negotiations and contract execution, as requested by the Bexar County Judicial Services 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 – 19**

**December 04, 2012**

**Purchasing Department**

The Court hereby ordered and approved a motion awarding contracts to the lowest and best bids submitted by Affordable Custodial Supplies, Inc., (SMWBE) on Subpart “B” in the estimated annual amount of \$223,000; Phoenix Trading Company dba Americare Products, Inc. (SMWBE) on Subpart “D” in the estimated annual amount of \$185,000; and D.C. Distributing (SMWBE) on Subparts “A” and “C” in the estimated annual amount of \$479,000, 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, 2013, and providing for four (4) annual options to renew, 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 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**

**December 04, 2012**

**Purchasing Department**

The Court hereby ordered and approved a motion rejecting all responses to Statement of Qualifications (SOQ-2011-082) and execution of a sole source Professional Services Agreement with University Health System to provide the Bexar County Sheriff’s Office with Psychological Assessment Testing Services for a one year period beginning upon award and ending August 31, 2013, and providing for two annual options to renew in the annual estimated amount of \$16,500 as requested by the Bexar County Sheriff’s Office; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the 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**

**December 04, 2012**

**Purchasing Department**

The Court hereby ordered and approved a motion awarding a delivery order to Cooper Equipment Company for the purchase of one (1) 2012 Etnyre Self Propelled, Two Wheel Hydrostatic Drive Chip Spreader, as requested by the Bexar County Public Works Department in the amount of \$184,865.50; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the 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**  
**December 04, 2012**  
**Purchasing Department**

The Court hereby ordered and approved a motion granting a discretionary exemption to the competitive bidding requirements set forth in the Texas County Purchasing Act for the purpose of awarding a contract on a sole source basis to Allen Systems Group, Inc., for the purchase of ASG software maintenance support beginning January 31, 2013 and ending January 30, 2014 in the amount of \$60,641.59; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the 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**  
**December 04, 2012**  
**Purchasing Department**

The Court hereby ordered and approved a motion granting a discretionary exemption to the competitive bidding requirements set forth in the Texas County Purchasing Act for the purpose of awarding a contract on a sole source basis to UT Health Science Center for the purchase of Conversion of Kodachrome Slider to Digital File Services in the amount of \$70,000 as requested by the Bexar County Medical Examiner’s Office, and authorizing the Purchasing Agent to execute and file appropriate award documents for the 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**  
**December 04, 2012**

## **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 to South Texas Elevator, LLC in the amount of \$99,035 to provide services, repair and modernize elevators at the Courthouse Annex, as requested by the Bexar County Facilities and Parks Department; and authorizing the Purchasing Agent to execute and file the appropriate award for the record. (Record)

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



### **Item – 25**

**December 04, 2012**

#### **Department of Community Resources**

The Court hereby ordered and approved a motion approving execution of the Management Agreement between Bexar County and Our Lady of Mt. Carmel Catholic Church Senior Center for a one-year period beginning October 1, 2012 and ending on September 30, 2013, in the amount of \$10,000 from the General Fund. (Record)

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



### **Item – 26**

**December 04, 2012**

#### **Department of Community Resources**

The Court hereby ordered and approved a motion approving execution of the Management Agreement between Bexar County and P.E.A.C.E. Initiative for a one-year period beginning October 1, 2012 and ending on September 30, 2013, in the amount of \$40,000 from the General Fund. (Record)

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



### **Item – 27**

**December 04, 2012**

#### **Department of Community Resources**

The Court hereby ordered and approved a motion approving execution of the Management Agreement between Bexar County and Southeast Community Outreach for Older People program for a one-year period beginning October 1, 2012 and ending September 30, 2013 in the amount of \$8,000 from the General Fund. (Record)

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



**Item – 28**  
**December 04, 2012**  
**Department of Community Resources**

The Court hereby ordered and approved a motion approving a contract totaling \$343,325 with Maverick County Hospital District for services funded for Fiscal Year 2012-2013 Ryan White Part B Service Delivery and State Services for the contract period beginning October 15, 2012 through August 31, 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 – 29**  
**December 04, 2012**  
**Department of Community Resources**

The Court hereby ordered and approved a motion approving execution of the Management Agreement between Bexar County and Bexar County Detention Ministries for a one-year period beginning October 1, 2012 and ending September 30, 2013 in the amount of \$55,000 from the General Revenue Fund. (Record)

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



**Item – 30**  
**December 04, 2012**  
**Department of Community Resources**

The Court hereby ordered and approved a motion approving execution of the Management Agreement between Bexar County and Jefferson Outreach for Older People program for a one-year period beginning October 1, 2012 and ending September 30, 2013 in the amount of \$8,495 from the General Fund. (Record)

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



**Item – 31**  
**December 04, 2012**  
**Department of Community Resources**

The Court hereby ordered and approved a motion approving execution of the Management Agreement between Bexar County and Haven for Hope for a one-year period beginning October 1, 2012 and ending on September 30, 2013 in the amount of \$35,000 from the General Fund. (Record)

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



**Item – 32**  
**December 04, 2012**  
**Department of Community Resources**

The Court hereby ordered and approved a motion approving execution of the Public Service Management Agreement between Bexar County and New Hope Church for the New Hope Children’s Center Program beginning October 1, 2012 and ending September 30, 2013 in the amount of \$29,986.60 from Community Development Block Grant (CDBG) Program Funds. (Record)

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



**Item – 33**  
**December 04, 2012**  
**Department of Community Resources**

The Court hereby ordered and approved a motion approving a contract totaling \$470,587 with Alamo Area Resource Center for services funded for FY2012-2013 Ryan White Part B Service Delivery and State Services for the contract period beginning September 1, 2012 through August 31, 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 – 34**  
**December 04, 2012**  
**Department of Community Resources**

The Court hereby ordered and approved a motion approving a contract Amendment No. 2 for an increase in funds totaling \$15,000 for services funded by Ryan White Part A provided by the University Health System for the contract period of March 1, 2012 through February 28, 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 – 36**  
**December 04, 2012**  
**Public Works Department/Flood Control Division**

The Court hereby ordered and approved a motion approving the Second Amendment to the Engineering Services Agreement between Bexar County and Poznecki-Camarillo, Inc. (SMWBE) in the additional amount of \$52,020.46 for the construction phase for a total not to exceed contract amount of \$1,082,495.06 for professional civil engineering services in connection with the Flood Control Capital Project, VFW Boulevard Drainage, SA44, BC 2011-188. 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 – 37**

**December 04, 2012**

**Public Works Department/Flood Control Division**

The Court hereby ordered and approved a motion approving the First Amendment to the Professional Services Agreement between Bexar County and Adams Environmental, Inc. (SMWBE in the additional amount of \$80,560 for professional environmental services in connection with the Flood Control Capital Project, Perrin Beitel Bridge Expansion Project, SC9, BC 2011-373. 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 – 38**

**December 04, 2012**

**Public Works Department**

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

Subdivision plat of Hillcrest Unit 5B Phase 1B, owner: Pulte Homes of Texas, L.P., located northeast of US Hwy 90 and Cagnon Road, 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 – 41**

**December 04, 2012**

**Public Works Department/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 2009-TA1-04817; account number 057370730091; County Block 5737 Block 73 Part of Lot 9 and the Northeast part of Lot 10 Serial #ID 12502362 4.8720 Acres San Antonio suburban irrigated farms in Bexar County, Texas, as shown in Volume 00980, Page 0207 of the Deed and Plat Records of Bexar County, Texas; located at 15981 IH 35 South for \$27,288.57 (the total amount of judgments against the property) to Alice M. Chandonnet and Mary R. Terrazas, 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 – 42**  
**December 04, 2012**  
**Public Works Department**

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 2006-TA1-01379; account number 095980380120; New City Block 9598 Block 38 Lot 12 and the East 5 feet of 11 University Park Unit 4; located at 131 Fordham for \$21,461.30 (the total amount of judgments against the property plus code compliance cost) to Ruben S. Lopez, pursuant to Section 34.05(h) of the Texas Tax Code and authorizing the execution of deed. 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 – 43**  
**December 04, 2012**  
**Public Works Department**

The Court hereby ordered and approved a motion approving to negotiate with the following firms selected for Public Works Capital Improvement Program Construction Inspection Services: (Record)

Brown & Gay Engineering, Inc.  
Don Durden, Inc. (dba Civil Engineering Consultants);  
Foster CM Group (SBE, MBE, HUB)  
Jasmine Engineering, Inc. (SBE, WBE, MBE HUB, VBE, DBE, 8(a), and SBA)

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 a & b**  
**December 04, 2012**  
**Resource Management Department**

The Court hereby ordered and approved a motion approving the following agreements listed below, related to third-party administration of Bexar County's Health Care Plan:

Production of Plan Summary of Benefits and Coverage Agreement that outlines Bexar County's and Aetna's responsibilities for creating and producing the plan summary which is a new requirement under federal regulations. (Record)

Banking Agreement that outlines the responsibilities between Bexar County and CitiBank Delaware for transfer of funds for payment of claims made pursuant to the third-party administrator contract between Bexar County and Aetna. (Record-agreement 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 – 5**  
**December 04, 2012**  
**Commissioners Court**

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

Dana Simpson – item 39 & 40      Ed Bailey – item 39 & 40      Jim Hardy – item 39 & 40  
Judith Dunn – item 39 & 40      Christine Castillo – item 39 & 40  
Benilde Dryden – item 39 & 40      Patsy Cheyney



**Item – 7**  
**December 04, 2012**  
**Commissioners Court**

The Court hereby ordered and approved a motion approving the Commissioners Court minutes for Tuesday, November 13, 2012, Monday, November 19, 2012 and Tuesday, November 20, 2012, as printed. (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".



**Item – 8 (a-e)**  
**December 04, 2012**  
**Commissioners Court**

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

Resolution authorizing Bexar County Health Facilities Development Corporation Revenue Bonds (Army Retirement Foundation Project) Series 2012, and other matters in connection therewith, approved October 23, 2012.

Susan D. Reed, Criminal District Attorney's Office - Chapter 57 Asset Forfeiture Report by the Attorney Representing the State Reporting period: 9/1/11-8/31/12).

Constable Pct. 3 Mark S. Vojvodich, – Bexar County Police; Reg.: Report of Reserve (Non-Paid Deputy Activity Pct. 3 Constable).

Notice of Citation Directed to: Bexar County Health Facilities Development Corporation by Serving its Registered Agent, Nelson W. Wolff, Re: Jonthan Eddy et al vs. Watermark Construction LP et al.

Bond Notice on behalf of American Automatic Sprinkler, Re: Project, Bexar County-ADC South Annex Renovation (Journeyman Construction, Inc.) submitted by Susie Weinald, Controller.



**Item – 39 & 40**  
**December 04, 2012**  
**Public Works Department**

Discussion was held regarding the following Subdivision Plats located within the ETJ of the City of San Antonio, subject to all County Regulations:

Subdivision plat of Wortham Oaks Unit 8 Enclave, owner: Shaggy Development, located north of east Evans Rd. and Wortham Oaks Blvd., within the Edwards Aquifer Recharge Zone. Precinct Number 3

Subdivision plat of Wortham Oaks Unit 10 Enclave, owner: Shaggy Development, located north of Wortham Oaks Blvd. and east Evans Road, within the Edwards Aquifer Recharge Zone. Precinct Number 3

**A motion was presented by County Commissioner Kevin Wolff, duly seconded by County Commissioner Paul Elizondo, to defer action on item 39 and 40 until the next Commissioners Court meeting of Tuesday, December 18, 2012.**

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

**Motion carried and Items 39 & 40 is hereby, deferred.**



**Item – 4a**  
**December 04, 2012**  
**Commissioners Court-Time Certain**

The Court hereby ordered and approved a motion adopting the Bexar County Hospital District, d/b/a/ University Health System's Operating, Debt Service and Capital Budget for Fiscal Year 2013. (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".



**Item – 45**  
**December 04, 2012**  
**Resource Management Department**

The Court hereby ordered and approved a motion approving a resolution approving Amendment No. 4 to the agreement between Bexar County, Texas and the Advanced Transportation District relating to the continued transfer of certain proceeds of the Sales and Use Tax received by the Advanced Transportation District to the County to provide for the payment or reimbursement of certain costs relating to acquiring, designing, engineering, and constructing various 2013 projects; confirming the establishing of Prior Lien Obligations, Junior Lien Obligations, and Surplus Lien Obligations subaccounts of the Trust Fund to provide the financing methodology and structure concerning the collaborative efforts between Bexar County, the VIA Metropolitan Transit Authority, the City of San Antonio, Texas, and the Advanced Transportation District concerning the contemplated 2013 projects; and other matters in connection therewith. (Record-agreement to be filed later)

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”.



**Item – 4b**  
**December 04, 2012**  
**Commissioners Court**

Commissioners Court recessed at 11:50 a.m. and the meeting for the Board of Directors for the Bexar County Housing Finance Corporation was called to order by County Commissioner Paul Elizondo, President.

Meeting adjourned at 12:15 a.m. and Commissioners Court reconvened.



**Item – 47**  
**December 04, 2012**  
**Economic Development**

The Court hereby ordered and approved a motion directing staff to negotiate a Tax Abatement Agreement with Big Tex San Antonio, L.P. (Record)

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



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



**Item – 46**  
**December 04, 2012**  
**Emergency Management/Fire Marshal’s Office**

Discussion was held regarding briefing Commissioners Court on the December 2012 Fireworks Season, Restricted Fireworks Ban Status and planned Holiday activities. (Record)

No action was taken.



**Item – 48**  
**December 04, 2012**  
**Purchasing Department**

The Court hereby ordered and approved a motion granting a discretionary exemption to the competitive bidding requirements set forth in the Texas County Purchasing Act for the purpose of awarding a contract on a sole source basis to Dailey-Wells Communications for the purchase, installation, and maintenance of Harris Communications portable and mobile radios in the amount of \$1,459,833.09; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record. (Record)

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



**Item – 49**  
**December 04, 2012**  
**Purchase Department**

The Court hereby ordered and approved a motion awarding a contract to the lowest and best qualified bid submitted by EZ Bel Construction, LLC to provide for the purchase of construction services for the VFW Boulevard Drainage Segment 2 (SA-44) project, in Precinct 1, in the amount of \$3,808,503.19, as requested by the Bexar County Public Works 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 Sergio “Chico” Rodriguez, duly seconded by County Commissioner Kevin Wolff, 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. 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. Civil Public Nuisance Abatement Actions in the Camelot II neighborhood.

551.072 –

Deliberation regarding real property:

- a. NCB 226, San Antonio, Texas; and
- b. 126 E. Nueva

12:35 P.M.



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

12:50 P.M.



A motion for adjournment 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, and Adkisson 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 Alfredo Davila, Sylvia C. Martinez, George Pasterchick, Fernando Contreras, Jr., Yvonne Armstrong and Leroy “Roy” Bernard Shelly Horn, Jr.*, until Tuesday, December 18, 2012 at 10:00 a.m.

1:00 P.M.

---

NELSON W. WOLFF, COUNTY JUDGE  
BEXAR COUNTY, TEXAS

ATTEST:

---

GERARD RICKHOFF, COUNTY CLERK  
BEXAR COUNTY, TEXAS