

Orders of Commissioners Court
Bexar County, Texas

TUESDAY, MARCH 12, 2013

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, March 12, 2013.

Present at roll call:

Nelson W. Wolff, County Judge;
Sergio "Chico" Rodriguez, County Commissioner Precinct No. 1;
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:

H. Drew Galloway gave the invocation at today's meeting. County Commissioner Tommy Adkisson led the Pledge of Allegiance.



A motion was presented by County Commissioner Sergio "Chico" Rodriguez, duly seconded by County Commissioner Tommy Adkisson, to excuse County Commissioner Kevin A. Wolff from today's meeting. He is on county business.

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

Motion carried.



A letter of condolence is to be sent to the family of Edward Ancira Calderon expressing to them the sympathy of the court on the loss of their loved one. He relished all the time spent with his loved ones, inspiring them to follow their dreams and believed that anything could be possible if you put in the time and effort. In the symphony of life, there are many musicians that contribute to a beautiful melody. Edward Ancira Calderon was a section leader of that orchestra. He and his trombone inspired people to smile and take a moment to enjoy the richness of simply being. Music saved his life, a life he chose to share with everyone he met. He began his career as a small business independent grocery store owner for 20 years, named "Ed Calderon Tienda de Abarrotes" located in San Antonio's west side on Tampico and Trinity St. He later moved on to his second career as an Insurance Agent for The Prudential Insurance Co., all the while following his passion, playing the trombone with the Larry Herman Orchestra at the Roaring 20's Ballroom. He was recognized all over the country for his musical talent. He never met a stranger, as was evident wherever he went. Upon his retirement, he volunteers to mentor children nearby his home at Woodlawn Elementary School. He also volunteered to be a child advocate for the CASA Association. He ushered and was security for all types of events at the Alamodome for decades. He worked at his local precinct as a judge during elections. He is survived by his children Diana Calderon Gussman, Ernest Calderon, Edward Marroquin Calderon, Norma Calderon Montavo, Debbie S. Calderon Martinez, 22 grandchildren, 11 great-grandchildren and his two brothers, Peta Calderon, Herbert Calderon, his eldest sister, Nellie Calderon Rendon and a host of nephews and nieces.

A letter of condolence is to be sent to the family of David Paul Carter expressing to them the sympathy of the court on the loss of their loved one. He was the son of H. C. Carter, 3rd president of the State Bar of Texas, and Aline Badger Carter, astronomer and Poet Laureate of Texas. He attended Alamo Heights High School where he excelled in sports and band. His senior year, he volunteered for the European Theater of WWII with the 36th Division of the U.S. Army, spending four years overseas. He gained the respect of both his peers and prisoners of war under his command and was so well adjusted to the wartime environment it was said “he found a home in the Army.” While stationed in France, he was awarded the Bronze Star for meritorious service in a combat zone. A dedicated soldier and true gentleman, after the war he continued to serve in the National Guard until his retirement in 1968 as a Captain. He graduated from Trinity University, where after his success on the boxing team, he won the State Golden Gloves award in 1948. He practiced law in San Antonio for 45 years and was a life fellow of the Texas Bar Foundation and was known for his professionalism and commitment to pro bono service. He would rescue individuals in need and gave the “shirt off his back” to help anyone. With his first wife, Emma Leigh Zachry Carter (deceased), he had four children. He is survived by his brother, Frank Carter, his second wife, Aubrey Keating Smith Carter, and two children, Marline Carter Lawson, and Paul B. Carter, and 6 grandchildren.

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

*Edward Ancira Calderon
David Paul Carter*



Item – 3a-b
March 12, 2013
Commissioners Court

The Court presented a Proclamation recognizing and proclaiming Tuesday, March 12, 2013 as “Bexar County Women’s Day” to commemorate Women’s History Month, supporting the National theme of “Women Inspiring Innovation through Imagination” in partnership with the National Association of Women Business Owners – San Antonio Chapter. The Court presented the 2013 Bexar County Pioneer Award to Bexar County Sheriff Susan L. Pamerleau. (Record)

County Commissioner Paul Elizondo joined the meeting at this time.

The Court presented a Proclamation recognizing March 13th – 17th to be Bexar County Supervision and Correction’s Department “Women’s History Week”. (Record)



Item – 9
March 12, 2013
Sheriff’s Office

The Court hereby ordered and approved a motion approving the Sheriff’s request to place into service a seized 2006 Chevy Trailblazer. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 10
March 12, 2013
Sheriff' s Office

The Court hereby ordered and approved a motion approving the Sheriff' s request to decommission a 2009 Mitsubishi Eclipse from inventory and place up for auction. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 11
March 12, 2013
Sheriff' s Office

The Court hereby ordered and approved a motion approving the Sheriff' s request to accept the canine donation agreement for the donation of a K-9 that went before Commissioners Court on September 18, 2012; however the donation was accepted but the agreement was never signed. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 12
March 12, 2013
Sheriff' s Office

The Court hereby ordered and approved a motion approving to delay implementing requirements that Detention Officers working mandatory overtime in the Adult Detention Center and Law Enforcement Offices assigned to work overtime in the Court Security Division to physically work 40 hours in a work week in order to receive cash overtime payment from February 26, 2013 to March 24, 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, Adkisson, and Judge Wolff voting “Aye”.



Item – 13
March 12, 2013
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 \$453.55 on account number 04012-100-0021, Henry R. Esquivel, tax year(s) 2007-2011 in accordance with Section 33.011 of the Texas Property Tax Code. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 14
March 12, 2013
County Auditor

The Court hereby ordered and approved a motion authorizing the County Auditor to pay routine bills from Monday, March 11, 2013 through Friday, March 22, 2013. The list of bills paid will be presented to the Court on Tuesday, March 26, 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, Adkisson, and Judge Wolff voting “Aye”.



Item – 15
March 12, 2013
County Auditor

The Court hereby ordered and approved a motion approving the disbursement of payroll, including overtime, and auto allowances to be paid, Friday, March 15, 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, Adkisson, and Judge Wolff voting “Aye”.



Item – 16
March 12, 2013
County Auditor

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

\$ 4,042,489.41 (Bills printed February 27, 2013)
\$15,965,795.93 (Bills printed March 1, 2013)
\$96,425,574.65 (Bills printed March 6, 2013)
\$ 3,642,488.05 (Bills printed March 8, 2013)

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, Adkisson, and Judge Wolff voting “Aye”.



Item – 17
March 12, 2013
County Auditor

The Court hereby ordered and approved a motion approving the Tax Refunds for Paid in Error Requests totaling \$241,345.29 which have been reviewed by the Auditor’s Office and found to be valid. (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, Adkisson,

and Judge Wolff voting “Aye”.



Item – 18
March 12, 2013
County Auditor

The Court hereby ordered and approved a motion approving the Tax Assessor-Collector’s Report of Taxes collected in February 2013 and the order transferring tax collections for the month of February 2013 from unallocated receipts. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 19
March 12, 2013
County Auditor

The Court hereby ordered and approved a motion approving a request to establish a new change fund for the Facilities and Parks Department – Parking Division – for \$9,000. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 20
March 12, 2013
Purchasing Department

The Court hereby ordered and approved a motion awarding a delivery order to Caldwell Country Chevrolet to provide for the purchase of one (1) 2013 Chevrolet Tahoe as requested by the Bexar County Sheriff’s Office in the amount of \$35,789.00; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 21
March 12, 2013
Purchasing Department

The Court hereby ordered and approved a motion awarding a delivery order to Miracle Recreation Equipment Company for the purchase and installation of playground equipment, as requested by Bexar County Facilities and Parks Department in the amount of \$153,293.00; and authorizing the Purchasing Agent to execute and file appropriate award documents for the record. (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, Adkisson,

and Judge Wolff voting “Aye”.



Item – 22
March 12, 2013
Community Resources

The Court hereby ordered and approved a motion approving execution of the Project Management Agreement between Bexar County and Casa Helotes Senior Citizens Center for parking lot resurfacing and stripping upgrades utilizing Program Year (PY) 2012 Community Development Block Grant (CDBG) funds in the amount of \$34,435. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 23
March 12, 2013
Community Resources

The Court hereby ordered and approved a motion approving execution of the Intergovernmental Cooperative Agreement between Bexar County and the City of Universal City for the Parkview Estates Storm Drainage Project Phase VIII utilizing Program Year (PY) 2012 Community Development Block Grant (CDBG) funds in the amount of \$193,546.28. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 24
March 12, 2013
Community Resources

The Court hereby ordered and approved a motion approving execution of the Project Management Agreement between Bexar County and ASSIST Inc. (Area Social Services in Somerset Texas), for the Design and Construction of a facility that provides a concession stand and restroom to the sports park, utilizing Program Year (PY) 2012 Community Development Block Grant (CDBG) funds in the amount of \$99,716. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 25
March 12, 2013
Community Resources

The Court hereby ordered and approved a motion approving a contract with Maverick County Hospital District in the amount of \$27,045 for services funded for Fiscal Year 2013-2014 for Housing Opportunities for People with AIDS Program (H.O.P.W.A.) for the contract period beginning February 1, 2013 through January 31, 2014. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 26
March 12, 2013
Community Resources

The Court hereby ordered and approved a motion approving the following three appointments listed below to the San Antonio Area HIV Health Services Planning Council with terms beginning on March 1, 2013 and ending February 28, 2015: (Record)

<u>Name</u>	<u>Membership Category</u>	<u>Replacing</u>
Lucia Bustamante	Part D Provider	Ann Price
Johnny Jackson	Affected Community	N/A
Michael Wu	Part B Provider	Gloria Salinas-Garcia

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, Adkisson, and Judge Wolff voting “Aye”.



Item – 27
March 12, 2013
Public Works Department

The Court hereby ordered and approved a motion approving the Engineering Services Agreement between Bexar County and IDCUS Inc., d/b/a IDC, Inc., for Professional civil engineering design services in an amount not to exceed \$496,042.57 for design fees related to the W.T. Montgomery Road Project. Precinct Number 1 (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 28
March 12, 2013
Public Works Department

The Court hereby ordered and approved a motion approving the Engineering Services Agreement between Bexar County and Burge Martinez Consulting, Inc. (SMWBE) in the amount of \$62,815 for construction materials testing and inspection in connection with Galm Road Phase I Project, IFB 2013-001. Precinct Number 2 (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 29
March 12, 2013
Public Works Department

The Court hereby ordered and approved a motion approving the Engineering Services Agreement between Bexar County and LNV, Inc., for professional civil engineering design services in an amount not to exceed \$487,200 for design fees related to the Candlewood Streets Phase I Project. Precinct Number 4 (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 30
March 12, 2013
Public Works Department

The Court hereby ordered and approved a motion approving the Final Recapitulation of project costs between Bexar County and Yantis in connection with Public Works Capital Project, Trainer Hale Road Drainage Reconstruction Project, BC 2012-007. The Recap shows an increase of \$23,176.54. The Recap shows a final construction amount of \$428,842.39. Precinct Number 4 (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 31
March 12, 2013
Public Works Department/Flood Control Division

The Court hereby ordered and approved a motion approving a Field Alteration Request Number 3 between Bexar County and Dan Williams Company, requesting to increase the contract amount by \$41,358.17 in connection with Flood Control Capital Project, Schaefer Road Drainage Phase I, CB19, BC 2012-246. Precinct Number 4 (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 32-34
March 12, 2013
Public Works Department

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

Replat and Subdivision plat establishing Alamo Ranch Unit 34, Phase 2, owner: Pulte Homes of Texas L.P., located northwest of Crockett Way and Saltillo Way, not within the Edwards Aquifer Recharge Zone. Precinct Number 1

Replat establishing Cibolo Canyon Unit 4 Phase 3A P.U.D., owner: Cibolo Canyons Resort Community, located northeast of Crest Noche Dr. and Crest View Way, within the Edwards Aquifer Recharge Zone. Precinct Number 3

Replat and subdivision plat of Sablechase Unit 3C Enclave, owner: Laredo OFR, Ltd., located northwest of Old Paseo Way and Smokey Chase, not within the Edwards Aquifer Recharge Zone. Precinct Number 3

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, Adkisson, and Judge Wolff voting "Aye".



Item – 35

March 12, 2013

Public Works Department

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-TA1-01130; account number 014430160290; New City Block 1443 Block 16 the West 39.59 Feet of Lot 9 in the City of San Antonio, Bexar County, Texas as shown in Volume 03314, Page 1366 of the Deed and Plat Records of Bexar County, Texas; located at 2634 E. Commerce for a total purchase amount of \$15,899.20 (the total amount of judgments against the property plus code compliance cost) to David G. Quintero, 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 Paul Elizondo, duly seconded by County Commissioner Tommy Adkisson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Adkisson, and Judge Wolff voting "Aye".



Item – 36

March 12, 2013

Public Works Department

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 2010-TA1-02547; account number 159640010800; Tract 2: New City Block 15964 Block 1 Lot 80 Camelot Townhouse Subdivision Unit 33 in Bexar County, Texas, as shown in Volume 07000, Page 0124 of the Deed and Plat Records of Bexar County, Texas; located at 6906 Oldham Drive for a total purchase amount of \$3,784.66 (the total amount of judgments against the property) to Gloria Cunningham, 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 Paul Elizondo, duly seconded by County Commissioner Tommy Adkisson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Adkisson, and Judge Wolff voting "Aye".



Item – 37

March 12, 2013
Public Works Department

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 2011-TA1-01021; account number 062060000080; New City Block 6206 the West 25 Feet of Lot 8 in the City of San Antonio, Bexar County, Texas, as shown in Volume 09334, Page 2307 of the Deed and Plat Records of Bexar County, Texas; located at 1012 N. Center St. for a total purchase amount of \$4,641.15 (the total amount of judgments against the property plus code compliance cost) to Angilberto Godina, 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 Paul Elizondo, duly seconded by County Commissioner Tommy Adkisson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Adkisson, and Judge Wolff voting "Aye".



Item – 38
March 12, 2013
Public Works Department

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 2011-TA1-00722; account number 016250500080; New City Block 1625 Block 50 Lots 8 and 9 in the City of San Antonio, Bexar County, Texas, as shown in Volume 10910, Page 1037 of the Deed and Plat Records of Bexar County, Texas; located at 318 Aransas Ave. for a total purchase amount of \$7,335.63 (the total amount of judgments against the property plus code compliance cost) to Brad Gaines and Betty Lyles, 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 Paul Elizondo, duly seconded by County Commissioner Tommy Adkisson, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, Adkisson, and Judge Wolff voting "Aye".



Item – 39
March 12, 2013
Public Works Department

The Court hereby ordered and approved a motion establishing the following No Thru Trucks Zone: (Record)

No Thru Trucks Zone to be established:

Precinct No. 4

Trucks over one ton shall be prohibited (except for local deliveries) from using Michelle Way from Montgomery Dr. to David Dr.

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, Adkisson, and Judge Wolff voting "Aye".



Item – 40
March 12, 2013

Public Works Department

The Court hereby ordered and approved a motion accepting the following streets and drains in the identified subdivisions for County maintenance to begin March 12, 2013: (Record)

<u>Subdivision</u>	<u>Street/Drain</u>
Alamo Ranch, Unit 50-A, Phase 1 Plat No. 110035 Precinct No. 1	Drain "A" 87.7 lf Drain "B" 11.0 lf Drain "C" 46.2 lf
Alamo Ranch, Unit 50-A, Phase 1 Plat No. 110035 Precinct No. 1	Gruene Pass 961.78 lf Asphalt Width: 40' -- 462.11 lf 28' - 499.67 lf Port Place 319.32 lf Asphalt Width: 28' Treefrog Trail 279.32 lf Asphalt Width: 28' Texas Gold 475.0 lf Asphalt Width: 28'
Hillcrest, Unit 5-A, Phase 2 Plat No. 100229 Precinct No. 1	Drain "A" 165.0 lf
Hillcrest, Unit 5-A, Phase 2 Plat No. 100229 Precinct No. 1	Palomino Bluff 568.0 lf Asphalt Width: 28' Shoo-Fly Trail 381.0 lf Asphalt Width: 28' Charreada Trial 381.0 lf Asphalt With: 28'
The Hills at Westcreek, Unit 1 Plat No. 990073 Precinct No. 1	Drain "A" 117.0 lf Drain "B" 10.0 lf Drain "C" 10.0 lf

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, Adkisson, and Judge Wolff voting "Aye".



Item – 41

March 12, 2013

Facilities and Parks Department

The Court hereby ordered and approved a motion authorizing the County Judge to execute Professional Services Agreement between Bexar County and Madeline Anz Slay Architecture, PLLC; in the amount of \$134,130.00 for

Architectural and Engineering services in connection with reroofing and ADA modifications to the Bexar County Records Storage Facility. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 42

March 12, 2013

Facilities and Parks Department

The Court hereby ordered and approved a motion authorizing the County Judge to execute a Professional Services Agreement between Bexar County and Munoz & Company in the amount of \$530,000.00 for Architectural and Engineering services in connection with an Integrated Facility System Assessment of the Bexar County Adult Detention Center and Adult Detention Center Annex. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 43

March 12, 2013

Criminal District Courts

A motion was presented by County Commissioner Paul Elizondo, duly seconded by County Commissioner Sergio “Chico” Rodriguez, to pull agenda item – 48 (Discussion and appropriate action regarding a request from the Criminal District Court Judges to fund and create a temporary part-time magistrate position, at an hourly rate of \$49.54, and to approve a budgetary transfer to the CMAG temporary line item, if necessary, effective March 12, 2013.) at this time (item does not need court approval).

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



Item – 7

March 12, 2013

Commissioners Court

The Court hereby ordered and approved a motion approving the Commissioners Court minutes for Tuesday, February 26, 2013, 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, Adkisson, and Judge Wolff voting “Aye”.



Item – 8

March 12, 2013

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)

Bexar County Constable, Precinct 4 – FY 2012/2013 State Asset Forfeiture Fund-318 \$720.00; LEOSE Budget Fund-119 \$2,800.00; Federal Asset Forfeiture Fund-319 \$9,000.00;

Notice of Personal Injury claim regarding Leticia Votion vs. Bexar County submitted by The Aguirre Law Firm, P.L.L.C;

Notice of Personal Injury Claim regarding Thomas Reed Taylor submitted by The Law Office of Javier Espinoza, P.C.



Item – 45a

March 12, 2013

County Manager's Office

The Court hereby ordered and approved a motion directing staff to negotiate a contract with 3M Library Systems to provide e-book distribution services for Bexar County BiblioTech, based on staff evaluations in response to the County's Request for Proposal and return to Court on Tuesday, March 26, 2013 for court approval. (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, Adkisson, and Judge Wolff voting "Aye".



Item – 45b

March 12, 2013

County Manager's Office

Discussion was held regarding the selection of nominees to the BiblioTech Advisory Board to begin upon appointment and set to expire on December 31, 2014. (Record)

The Court hereby ordered and approved a motion approving the nomination from County Judge Nelson W. Wolff to appoint Dr. Krisellen Maloney, PH. D to the BiblioTech Advisory Board to begin upon appointment and expire on December 31, 2014.

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

The Court hereby ordered and approved a motion approving the nomination from County Commissioner Sergio "Chico" Rodriguez to appoint Dr. Jeannette Ball and Dennis Martinez to the BiblioTech Advisory Board to begin upon appointment and expire on December 31, 2014.

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".



Item – 44
March 12, 2013
County Manager’s Office

Discussion was held regarding the Bexar County’s legislative program and the 83rd Session of the Texas Legislature. (Record)

The Court hereby ordered and approved a motion supporting the following State bills:

HB- 1887 Author Rep. Joe Farias and Joint Author Lon Burnam: Texas Veteran Homebuyer Protection Act (New Home Lemon Law). Relating to consumer protection for and remedies available to a veteran who buys a home that does not comply with certain warranties; providing an administrative penalty.

HB-3736 Author Lon Burnum: Homebuilder State Standard Contract Forms, known as the Texas Real Estate Commission New Home Construction Contract.

HB-2526 Author Eddie Rodriguez: Relating to the provision of construction documents to certain purchasers of newly constructed homes. Documents would include blueprints of the home constructed.

HB-2527 Author Eddie Rodriguez: Relating to disclosure of the nature and remediation of construction defects in residences repurchased and subsequent resale; Related to the Home Lemon Law resale disclosure.

HB-761 Marisa Marquez: Relating to building code standards for new residential construction in the unincorporated area of a county.

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



Item – 5
March 12, 2013
Commissioners Court

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

Janet Ahmad – Home Owners for Better Building

Gizelle Luevanu - Stablewood



Item – 4a
March 12, 2013
Economic Development

Presentation regarding a status briefing from the San Antonio Economic Development Foundation (EDF) as required by the Grant Agreement between the County of Bexar and the EDF. (Record)

No action taken.



Item – 46
March 12, 2013
Economic Development

The Court hereby ordered and approved a motion directing staff to negotiate a Tax Abatement agreement with Nexolon America, LLC. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 47
March 12, 2013
Judicial Services

Discussion was held regarding the First Quarter FY 2013 Judicial Management Report on District Attorney, Criminal District Courts; Criminal County Courts at Law, Justice of the Peace Courts and Specialty Courts. (Record)

To be continued.



Item – 48
March 12, 2013
Community Resources

The Court hereby ordered and approved a motion approving the agreement with the Haven for Hope in the amount of \$1 million dollars in Bexar County Capitol Improvement Funds to be used for the renovation of the existing kitchen facilities being used by St. Vincent de Paul at Heaven for Hope to prepare meals for Prospect Courtyard and off site lunches for residents who work in the community. (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, Adkisson, and Judge Wolff voting “Aye”.



Item – 49
March 12, 2013
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 Veripic, Inc. Solution, for the purchase of licensing to allow for video, audio and document evidence management in relation to the Bexar County District Attorney eDiscovery System in the amount of \$400,000.00; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record. (Record)

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



Item – 50

March 12, 2013

Public Works Department

The Court hereby ordered and approved a motion authorizing the use of the power of eminent domain and approving an order declaring the public necessity for removing access to a 0.912 acre of land out of a remaining portion of a 1.022 acre tract recorded in volume 7935, Page 609 of the Deed Records of Bexar County, Texas; being out of the J. F. Shepherd Survey No. 314, Abstract No. 678, County Block 5082, New City Block 16554, San Antonio, Bexar County, Texas; said 0.912 acre tract being more particularly described by metes and bounds and shown in Exhibit "A", attached hereto and incorporated herein for all purposes, to advance and achieve the public use of the Loop 1604 project, which includes expanding Loop 1604 from the existing two-lane roadway to a four-lane divided highway with a depressed center median, improving lane and shoulder width, adding turn lanes at intersections and constructing new bridges over Saltillo Creek and the tributary to Saltillo Creek to increase capacity on Loop 1604 East from Lower Seguin Road to IH-10 East, thereby eliminating the capacity gap that currently exists between IH-35 and IH-10, allowing the community to better manage its growing traffic congestion, enhancing the movement of goods, improving safety and improving access to Randolph Air Force Base, and authorizing institution of condemnation proceedings to acquire those land rights. 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, 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 – 47

March 12, 2013

Judicial Services

Discussion continued, regarding the First Quarter FY 2013 Judicial Management Report on District Attorney, Criminal District Courts; Criminal County Court at Law, Justice of the Peace Courts and Specialty Courts. (Record)

No action was taken.



A motion for adjournment was presented by County Commissioner Tommy Adkisson, duly seconded by County Commissioner Sergio "Chico" Rodriguez, which motion was voted on as follows: Commissioners Rodriguez, Elizondo, 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 David Paul Carter and Edward Ancira Calderon* until Wednesday, March 13, 2013 at 10:00 a.m.

12:25 p.m.

NELSON W. WOLFF, COUNTY JUDGE
BEXAR COUNTY, TEXAS

ATTEST:

GERARD RICKHOFF, COUNTY CLERK
BEXAR COUNTY, TEXAS