

Orders of Commissioners Court
Bexar County, Texas

TUESDAY, AUGUST 26, 2014

Court met at 10:05 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, August 26, 2014.

Present at roll call:

Nelson W. Wolff, County Judge;
Sergio "Chico" Rodriguez, County Commissioner Precinct No. 1;
Paul Elizondo, County Commissioner Precinct No. 2;
Kevin A. Wolff, County Commissioner Precinct No. 3;
Tommy Adkisson, County Commissioner Precinct No. 4;
David Smith, County Manager;
Susan Yeatts, County Auditor;
Gerard Rickhoff, County Clerk (Rep. by Leonor Salazar);
Susan Reed, District Attorney (Rep. by Ed Schweningen);
Daniel Garza, Purchasing Agent

When the following proceedings were had to-wit:

Councilman Keith Toney, City of San Antonio District No. 2, gave the invocation at today's meeting. County Commissioner Tommy Adkisson led the Pledge of Allegiance.



A letter of condolence is to be sent to the family of Cathleen Marie Garza Aguilar, expressing to them the sympathy of the court on the loss of their loved one. She is survived by her son, Nathan; husband, Javier; mother and father, Patricia and Louis Garza III; and many other loving family members.

A letter of condolence is to be sent to the family of Petra B. Herrera, expressing to them the sympathy of the court on the loss of their loved one. She is survived by her son David Maldonado; sister, Pauline Cortez; 5 grandchildren; and numerous great-grandchildren.

A letter of condolence is to be sent to the family of Alberto C. Flores, expressing to them the sympathy of the court on the loss of their loved one. He is survived by his children, Albert, Paul, Keith and Crystal; 17 grandchildren; 4 great-grandchildren; and many other family members and friends.

A letter of condolence is to be sent to the family of Noe A. Cavazos, Sr., expressing to them the sympathy of the court on the loss of their loved one. A proud veteran of the Korean War, he was awarded the Korean Service Medal, United Nations Service Medal, National Defense Service Medal, and a Good Conduct Medal. He served as a Sergeant, with his most significant duty in the Company A. 73-division tank battalion. After receiving his honorary discharge, he began a career as a Texas Alcoholic Beverage Commission Officer, he then moved on to become a community service activist at the ACCEDC, and from there he became an Executive Director, establishing the RGV Opportunities Industrialization Centers and foster grandparent program. He is survived by his beloved wife Dora Cavazos; children, Zelma, Noe Jr., Cynthia, and Eduardo "Eddie"; 6 grandchildren; 5 great-grandchildren; and many other loving family members and friends.

A letter of condolence is to be sent to the family of Doris M. Alston, expressing to them the sympathy of the court on the loss of their loved one. She is survived by her husband, James F. Alston; children, Barbara Ann Pape, Glenna Faye Dear, LaVonnia Gail Morton, and Brian Keith Alston; 5 grandchildren; 14 great-grandchildren; and many other family members and friends.

A letter of condolence is to be sent to the family of Cooper Dean Floyd, expressing to them the sympathy of the court on the loss of their loved one. He attended school in the Northside ISD during his early years and his freshman year at Antonian College Prep School. He was a member of St. Elizabeth Ann Seton Catholic Church and a former member of St. Francis of Assisi Catholic Church. Cooper is survived by his parents, Christine and Kevin Floyd; brothers, Wyatt Christopher and Presley Joel Floyd; and many other loved ones.

A letter of condolence is to be sent to the family of Irene Porter Campa, expressing to them the sympathy of the court on the loss of their loved one. She is survived by her husband of 35 years, Alberto G. Campa; children, Joe Tamayo, Marivel Bruner, Florence Tamayo, Veronica Peterson, and Dorthy Tamayo; stepdaughter, Cynthia Campa; 18 grandchildren; 11 great grandchildren; and many other loved ones.

A letter of condolence is to be sent to the family of Jonathan Vela, expressing to them the sympathy of the court on the loss of their loved one. Jonathan participated in numerous children's charities, including Special Olympics, Autism Awareness, Breast Cancer Awareness, and Elf Louis. He was known to many as SA Aquaman and very active in the community raising money for different organizations. Jonathan was a UTSA graduate with a Bachelor and a Masters Degree in Political Science. He is survived by his mother, Carla Vela; sister, Cynthia Vela Flores; brother Jeffery Vela; and many other loving family members and friends.

A letter of condolence is to be sent to the family of Eleanor Wiatrek Vestal, expressing to them the sympathy of the court on the loss of their loved one. She is survived by her husband, Tommie Vestal; children, Eric Vestal, Kevin Vestal, and Heather Banks; 6 grandchildren; and many other loving family members.

A letter of condolence is to be sent to the family of Conrad John Lindemann, expressing to them the sympathy of the court on the loss of their loved one. At three years old he was "discovered" on a NY subway and became a model for Fisk Tire's "Time to Retire" national ad campaign. By ten years he had appeared on stage as a dancer/actor, modeled for several companies and was in one of the "Our Gang" movie productions. After graduation from Trinity HS he volunteered for service during WWII in 1942. He retired after a 28 year Air Force career in 1970. Following his military service he accepted a position as Vice President of Information Sciences, Inc. (InSci). Lindy won several awards for his video productions. He supported and had leadership positions in Toastmasters, the Order of Daedelians, and various education associations. He is survived by his wife, Kathleen; daughters, Karen Lindemann Frankie and Elaine Lindemann Smith; step-daughters, Dorinda Hopper and Tara Hopper Pfiffner; 5 grandchildren; and 1 great-grandchild.

A letter of condolence is to be sent to the family of Honorable Michael Pimentel, expressing to them the sympathy of the court on the loss of their loved one. He was Chief of Police for Elmendorf Police Department. He graduated from Holy Cross High School and attended Texas A&M University in Corpus Christi where he earned his degree in Criminal Justice. After high school, Michael joined the United States Army and went to Vietnam where he served as a MP. Upon his return home, he became a police officer for the Austin Police Department. Michael loved the state of Texas and as such, ended up serving as a police officer for other cities, including Corpus Christi (1984-1994), Port Aransas (1983-1984), Brownsville (1995-2002), SAISD (2002-2007), Mathis (2009-2011), and ending in Elmendorf (2013-2014). He is survived by his mother, Pearl Pimentel; children, Malinda Pimentel Lanford and Matthew Davis; step-daughter, Kristina Wood; 1 grand daughter; and many other loving family members and friends.

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

*Cathleen Marie Garza Aguilar
Petra B. Herrera
Alberto C. Flores
Noe A. Cavazos Sr.
Doris M. Alston
Cooper Floyd
Irene Porter Campa
Jonathon Vela
Eleanor Vestal
Honorable Michael Pimentel*



Item – 3a&b
August 26, 2014
Commissioners Court

The Court presented Service pins recognizing the following Bexar County employee’s for 25 years of service:
(Record)

Jose L. Garcia Margot A. Rendon Edward Sosa

The Court presented a Proclamation recognizing the Community Development Block Grant program’s 40th Anniversary. (Record)



County Commissioner Tommy Adkisson left the meeting at this time.



Item – 4a
August 26, 2014
Commissioners Court

Public hearing was called to order by County Judge Nelson W. Wolff at 10:20 a.m. to accept public input regarding the proposed designation of the Enduraplas Reinvestment Zone.

There being no citizens to be heard Public Hearing closed at 10:20 a.m.

The Court hereby ordered and approved a motion adopting an Order designating the Enduraplas Reinvestment Zone.
(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 Judge Wolff voting “Aye”.



County Commissioner Tommy Adkisson returned to the meeting.



Item – 6
August 26, 2014
Commissioners Court

The Court hereby ordered and approved a motion approving the Consent Agenda (items 9-50) with the exception of agenda item 21, which will be heard separately. (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 – 9
August 26, 2014
Commissioners Court

The Court hereby ordered and approved a motion approving the re-appointment of Ramiro Cavazos, by County Judge Nelson Wolff, to the Alamo Regional Mobility Authority Board for a term to begin upon appointment and expire on February 1, 2016. (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 – 10
August 26, 2014
Commissioners Court

The Court hereby ordered and approved a motion approving the appointment of Alejandro Quintanilla, by Commissioner Sergio “Chico” Rodriguez, to the Emergency Services District No. 5 Board of Commissioners for a term to begin upon appointment and expire on December 31, 2015. (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 – 11
August 26, 2014
Fire Marshal’s Office

The Court hereby ordered and approved a motion adopting an Order Restricting Outdoor Burning, effective August 26, 2014 for a period of 90 days from the effective date unless earlier terminated by this Court. (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 – 12
August 26, 2014
County Auditor’s Office

The Court hereby ordered and approved a motion authorizing the County Auditor to pay routine bills from Monday, August 18, 2014 through Friday, September 12, 2014. The list of bills paid will be presented to the Court on Tuesday, September 16, 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, Wolff, Adkisson, and Judge Wolff voting “Aye”.



Item – 13

August 26, 2014
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, August 29, 2014 and Monday, September 15, 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, Wolff, Adkisson, and Judge Wolff voting "Aye".



Item – 14
August 26, 2014
County Auditor's Office

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

\$6,911,088.90 (Bills Printed August 6, 2014)
\$1,527,685.96 (Bills Printed August 8, 2014)
\$1,779,122.38 (Bills Printed August 13, 2014)
\$16,022,838.98 (Bills Printed August 15, 2014)
\$4,006,259.35 (Bills Printed August 20, 2014)
\$3,491,803.97 (Bills Printed August 22, 2014)

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 – 15
August 26, 2014
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 July 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, Wolff, Adkisson, and Judge Wolff voting "Aye".



Item – 16
August 26, 2014
County Auditor's Office

The Court hereby ordered and approved a motion approving the certification of additional revenue into the Bexar County Sheriff's State Asset Forfeiture Fund – 312 in the amount of \$6,733.00 pursuant to Local Government Code 111.0108. (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 – 17
August 26, 2014
County Auditor’s Office

The Court hereby ordered and approved a motion approving the Tax Refunds for Paid in Error Requests in the amount of \$85,195.47, 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, Wolff, Adkisson, and Judge Wolff voting “Aye”.



Item – 18
August 26, 2014
County Auditor’s Office

The Court hereby ordered and approved a motion approving the Tax Assessor-Collector’s Report of Taxes collected in July 2014 and the Order transferring tax collections for the month of July 2014 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, Wolff, Adkisson, and Judge Wolff voting “Aye”.



Item – 19
August 26, 2014
Tax Assessor-Collector’s Office

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 \$124.70 on account number 17099-021-0180, Hobbins Christopher D & Joyce, tax year 2013 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, Wolff, Adkisson, and Judge Wolff voting “Aye”.



Item – 20
August 26, 2014
Tax Assessor-Collector’s Office

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 \$35.80 on account number 91301-591-8140, 1776 LTD, tax year 2013 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, Wolff, Adkisson, and Judge Wolff voting “Aye”.



Item – 22
August 26, 2014
Economic Development Office

The Court hereby ordered and approved a motion approving the correction to the Resolution nominating KCI USA, Inc., for concurrent Enterprise Zone designation under the Texas Enterprise Zone Program. (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 – 23
August 26, 2014
Purchasing Department

The Court hereby ordered and approved a motion authorizing the selection of M.E. Allison & Co. Inc., and SAMCO Capital Markets, Inc., to provide Bexar County with financial advisory services contingent upon successful negotiations and contract execution, as requested by the Purchasing Department. Contract execution documents will be brought to Court at a later date. (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 – 24
August 26, 2014
Purchasing Department

The Court hereby ordered and approved a motion awarding a contract to the lowest and best qualified bid submitted by Clearfield Construction, LLC to provide for the one-time purchase of construction services for the City of Somerset Touchstone/Dixon Drainage Project in Precinct 1, in the contract amount of \$100,358.45, as requested by the Department of Community Resources; 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, Wolff, Adkisson, and Judge Wolff voting “Aye”.



Item – 25

August 26, 2014
Purchasing Department

The Court hereby ordered and approved a motion authorizing the selection of Aramark, Inc., to provide Bexar County with the purchase of food services for the Juvenile Probation Department, as requested by the Bexar County Juvenile Probation Department, contingent upon successful negotiations. (Record-contract to be filed at a later date)

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 – 26
August 26, 2014
Purchasing Department

The Court hereby ordered and approved a motion awarding a contract to the lowest and best quotes for the purchase and delivery of food items on a requirements contract basis from Labatt Food Service in the annual estimated amount of \$496,000.00; Flower’s Baking Co. in the annual estimated amount of \$27,000.00; and Freshpoint Produce in the annual estimated amount of \$57,000.00; for an estimated combined annual total amount of \$580,000.00 for a one-year period beginning September 1, 2014 and ending August 31, 2015, as requested by the Bexar County Community Supervision & Corrections 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 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 – 27
August 26, 2014
Purchasing Department

The Court hereby ordered and approved a motion awarding the renewal of contracts with Affordable Custodial Supplies, Inc., (SMWBE) in the estimated annual amount of \$231,232.00; Phoenix Trading Company d/b/a Amercare Products, Inc. (SMWBE), in the estimate amount of \$206,123.00; and D.C. Distributing (SMWBE) in the estimated annual amount of \$490,367.00, in the combined estimated annual amount of \$927,722.00 to provide for the purchase and delivery of Janitorial and Personal Care items on a requirements contract basis for the period beginning October 1, 2014 and ending September 30, 2015; as requested by the 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 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 – 28

August 26, 2014
Purchasing Department

The Court hereby ordered and approved a motion awarding the renewal of a contract with Avery Oil Company to provide for the purchase of Lubricants on a requirements basis for a one-year period beginning September 1, 2014 and ending August 31, 2015 under the same pricing, terms and conditions for an estimated annual contract amount of \$100,000.00, as requested by the Bexar County Public Works Department; and authorizing the Purchasing Agent to execute contract modification and file the appropriate award documents for the record. (Record)

A motion was presented by County Commissioner 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 – 29
August 26, 2014
Purchasing Department

The Court hereby ordered and approved a motion awarding a delivery order to Executive Information Services, Inc. for the purchase of SAS Data Integration annual software maintenance in the amount of \$80,063.00 as requested by the Information Technology Department; and authorizing the Purchasing Agent to execute contract 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, Wolff, Adkisson, and Judge Wolff voting “Aye”.



Item – 30
August 26, 2014
Purchasing Department

The Court hereby ordered and approved a motion authorizing the Purchasing Agent to remove County surplus property through competitive quotes, bids, or donations to non-profit agencies, to include recycling of furniture and metals that outlived their life cycle in accordance with the surplus inventory list provided. (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 – 31
August 26, 2014
Purchasing Department

The Court hereby ordered and approved a motion authorizing the Purchasing Agent to sell at auction thirty-one (31) surplus vehicles in accordance with the vehicle equipment list provided, as requested by the Public Works Department and Fleet Maintenance Division 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, Wolff, Adkisson, and Judge Wolff voting “Aye”.



Item – 32
August 26, 2014
Purchasing Department

The Court hereby ordered and approved a motion authorizing the removal and sale of one (1) surplus firearm weapon to retired Bexar County Deputy Chief Mark Thomas in the amount of \$414.00 in accordance with the Surplus Firearm Equipment list, as requested by the Bexar County Sheriff’s Office; and authorizing the Purchasing Agent to update the Bexar County Inventory Records and file the appropriate documents for the record. (Record)

A motion was presented by County Commissioner 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 – 33
August 26, 2014
Public Works Department

The Court hereby ordered and approved a motion approving a Pavement Data Collection Services Agreement between Bexar County and Data Transfer Solutions, LLC for the collection of pavement data for Bexar County’s road network consisting of approximately 1,233 miles for a total fee not to exceed \$399,700.00. (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 – 34
August 26, 2014
Public Works Department

The Court hereby ordered and approved a motion approving a Seven Year Lease Agreement with one five year renewal option between Bexar County, Texas and BFSC Group, LP for 9,100 square feet of rentable office space located at 7723 Guilbeau Road, Suite 125, at an initial rate of \$19,292 per month, for use by the Community Supervision and Corrections Department as a northwest field office. 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, Wolff, Adkisson, and Judge Wolff voting “Aye”.



Item – 35

August 26, 2014

Public Works Department/Flood Control Division

The Court hereby ordered and approved a motion authorizing the purchase of Temporary Construction Easement on a 0.076 of an acre tract of land (3,314 sq. ft.), more or less, out of the William Bryan Survey No. 204, Abstract No. 118, County Block 4383, Bexar County, Texas, and being out of Lot 19, Block 4, Elm Valley Park, Unit 1, a subdivision recorded in Volume 9520, Page 88-90, Plat Records of Bexar County, Texas; said Lot 19 Block 4 being that same tract described in a Warranty Deed dated March 24, 1988 to Adolph Kaatz and wife, Naomi Kaatz, recorded in Volume 4264, Page 812, Official Public Records of Real Property of Bexar County, Texas, from Adolph and Naomi Kaatz, Owners of Record, in the amount of \$2,050.00 plus applicable closing costs, Flood Control Capital Project, Elm Forrest at Turtle Cross Outfall, MR31. 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, Wolff, Adkisson, and Judge Wolff voting "Aye".



Item – 36

August 26, 2014

Public Works Department/Flood Control Division

The Court hereby ordered and approved a motion authorizing the purchase of Permanent Drainage Easement being a 0.142 acre tract of land, a Temporary Construction Easement being a 0.002 acre tract of land and a Temporary Construction Easement being a 0.008 acre tract of land, all out of the Victor Reyes Survey No. 200 1/6 Abstract No. 1021, the Permanent Drainage Easement being County Block 4352 and the Temporary construction Easements being County Block 4351, Bexar County, Texas, being out of the remaining portion of a called 47.28 acre tract conveyed to Milestone Potranco Dev. LTD., by Deed recorded in Volume 10183, Page 1947, Official Public Records of Bexar County, Texas, from Milestone Potranco Development, LTD, Owners of Record, in the amount of \$5,765.00, plus applicable closing cost, Flood Control Capital Improvement Project, Grosenbacher Road Low Water Crossing, MR30. 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, Wolff, Adkisson, and Judge Wolff voting "Aye".



Item – 37

August 26, 2014

Public Works Department

The Court hereby ordered and approved a motion authorizing the purchase of a drainage easement on a 0.2648 acre tract of land out of a 0.6300 of an acre tract out of the John W. Smith Survey No.27, Abstract No. 708, County Block 4732, Bexar County, Texas, as recorded in Volume 8875, Page 231, Warranty Deed, Bexar County, Texas, from Beverly Flores, Owner of Record, in the amount of \$40,400.00 plus applicable closing cost, Boerne Stage Road Project. Precinct Number 3 (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 – 38

August 26, 2014

Public Works Department/Flood Control Division

The Court hereby ordered and approved a motion authorizing the purchase of a Permanent Drainage Easement being a 0.354 acre tract of land situated in the City of San Antonio, Bexar County, Texas and being out of New City Block 15687, and being out of the tract described as 7.932 acres, and conveyed to Gregory L. Alexander, by Deed Recorded in Volume 15967, Page 2105, Official Public Records of Bexar County, Texas, from Gregory L. Alexander, Owner of Record, in the amount of \$30,000.00 plus applicable closing costs, Flood Control Capital Improvements Project, Knoll Creek NWWC, SC4. Precinct Number 3 (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 – 39

August 26, 2014

Public Works Department

The Court hereby ordered and approved a motion authorizing the purchase of a drainage easement o a 0.1988 acre tract of land out of the John W. Smith Survey No. 27, Abstract No. 708, County Block 4732, Bexar County, Texas, and being out of that certain 0.4860 acre tract, as described in Volume 8024, Page 939, Real Property Records of Bexar County, Texas, from Alfred E. Zunker and the Estate of Margaret S. Zunker, deceased, Owners of Record, in the amount of \$9,650.00 plus applicable closing cost, Boerne Stage Road Project. Precinct Number 3 (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 – 40

August 26, 2014

Public Works Department

The Court hereby ordered and approved a motion authorizing the purchase of a Temporary Construction Easement being a 0.4224 of one acre (18,398 sq. ft.) in the Longaville Survey No. 4 Abstract No. 423, County Block 5137, Bexar County, Texas, and being part of a called 61.117 tract of land conveyed by deed to DR Properties, LTD., as recorded in Volume 14051, Page 1949, Official Public Records, Bexar County, Texas, from DR Properties, LTD, Owners of Record, in the amount of \$1,450.00, Flood Control Capital Project, Kirkner Road Low Water Crossing Project, SA46. 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, Wolff, Adkisson, and Judge Wolff voting "Aye".



Item – 41-44

August 26, 2014
Public Works Department

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

Subdivision Plat of Seale Unit 11, owner: Milestone Potranco Development, LTD., located northwest of Camp Light Way and Goat Peak, not within the Edwards Aquifer Recharge Zone. Precinct Number 1

Subdivision Plat of River Rock Ranch P.U.D. Unit 4, owner: Green Land Ventures, LTD., located northwest of Scenic Loop (private) and Woodland Bend (private), not within the Edwards Aquifer Recharge Zone. Precinct Number 3

Subdivision Plat of Kinder Northeast Unit 7B PUD, owner: SA Kinder Ranch Unit 7B, INC/SA Kinder Ranch No. 1 LTD, located east of Chaffin Way (private) and Chaffin Light (private), not within the Edwards Aquifer Recharge Zone. Precinct Number 3

Subdivision Plat of Windcrest Height Unit III, owner: KB Home Lonestar, Inc., located south of Wendt Way and Ramble Road, not within the Edwards Aquifer Recharge Zone. 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, Wolff, Adkisson, and Judge Wolff voting "Aye".



Item – 45
August 26, 2014
Public Works Department

The Court hereby ordered and approved a motion authorizing the County Judge to execute a Release of Lien for the property located in Lot 44, Block 6, Timber Oaks North Estates Subdivision, CB 4931A; Owners: Charles W. and Boonnom Scott. (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 – 46
August 26, 2014
Public Works Department

The Court hereby ordered and approved a motion authorizing the County Judge to execute a Release of Lien for the property located in Lot 45, Block 10, Timber Oaks North Estates Subdivision, CB 4931A; Owners: Charles W. and Boonnom Scott. (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 – 47

August 26, 2014
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 August 26, 2014: (Record)

Subdivision

Street/Drain

Tausch Farms, Unit 04-A
Plat No. 130167
Precinct No. 2

Herman Hollow 515.38 1f
Asphalt Width: 28'
Bowen Ranch 595.08 1f
Asphalt Width: 28'
Quihi Way 635.97 1f
Asphalt Width: 28'

Redbird Ranch, Unit 07-A
Plat No. 130044
Precinct No. 1

Hollimon Parkway 940.68 1f
Asphalt Width: 44'
Pintail 610.39 1f
Asphalt Width: 28'
Cinnamon Teal 428.04 1f
Asphalt Width: 28'
Sea Eagle 771.21 1f
Asphalt Width: 28'
Reeves Loop (Eastbound) 279.0 1f
Asphalt Width: 24'
Reeves Loop (Westbound) 279.0 1f
Asphalt Width: 24'

Redbird Ranch, Unit 07-A
Plat No. 130044
Precinct No.1

Storm Drain Line "C" 460.4 1f

Windfield, Unit 06-R
Plat No. 120247
Precinct No. 4

Windfield Path 965.08 1f
Asphalt Width: 365.08 1f of 40' wide pavement
600.00 1f of 28' wide pavement
Slaton Fields 849.94 1f
Asphalt Width: 28'
Peace Fields 443.57 1f
Asphalt Width: 28'
Uresti Fields 145.0 1f
Asphalt Width: 28'

Windfield, Unit 06-R
Plat No. 120247
Precinct No. 4

Drain "A" 131.0 1f

Seale, Unit 05
Plat No. 120068
Precinct No. 1

North Peak 415.08 1f
Asphalt Width: 28'
York Bend 1,281.55 1f

Asphalt Width: 28'
Sheep Hair 238.08 1f
Asphalt Width: 28'
Goat Peak 375.08 1f
Asphalt Width: 28'
Camp Light Way 90.0 1f
Asphalt Width: 80'
Verde Bend 238.08 1f
Asphalt Width: 28'

Seale, Unit 05
Plat No. 120068
Precinct No. 1

Drain "A" 17.0 1f

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 – 48
August 26, 2014
Public Works Department

The Court hereby ordered and approved a motion establishing the following Stop Zones: (Record)

Stop Zones to be established:

Precinct Number 1

Champions Park Unit 4A Plat No. 130579

The controlled road shall be Night Star at its intersection with Unbridled. (1 stop)
The controlled road shall be Silver Rose at its intersection with Night Star. (1 stop)
The controlled road shall be Night Star at its intersection with Pink Star. (1 stop)

Precinct Number 3

Fox Grove Subdivision Unit 14 Plat No.130014

The controlled road shall be Creek River at its intersection with Dusty Canyon. (1 stop)
The controlled road shall be Silver Stream at its intersection with Creek River. (1 stop)
The controlled road shall be Hillbrook Park at its intersection with Creek River. (1 stop)

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 – 49

August 26, 2014

Department of Judicial Services

The Court hereby ordered and approved a motion approving the agreement between Bexar County and Crosspoint to provide housing assistance to the Prostitution Prevention Program (PPP) (aka Esperanza Court) participants utilizing Office of the Governor Criminal Justice Division funding with an amount not to exceed \$18,000.00; the term of the Agreement will begin September 1, 2013 through August 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, Wolff, Adkisson, and Judge Wolff voting "Aye".



Item – 50

August 26, 2014

Department of Judicial Services

The Court hereby ordered and approved a motion approving execution of agreement between Bexar County and the Council of State Governments Justice Center for Dr. Tony Fabelo to conduct the Phase II review of the Bexar County Pretrial Services program over a fifteen month period commencing August 2014 through October 2015, in amount of \$80,000.00; First installment of \$25,000 will be due per timeline for deliverables due by January 31, 2015 from the General Fund. (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 – 21

August 26, 2014

Tax Assessor-Collector's Office

The Court hereby ordered and approved a motion approving the Cost Per Account Fee Structure in the amount of \$1.60 per account for collection of Ad Valorem Taxes for Bexar County and serviced taxing units for Fiscal Year 2015 (Tax Roll Year 2014). (Record)

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".



Item – 4b

August 26, 2014

Budget and Finance Department

Discussion was held regarding the Bexar County FY2014-15 Proposed Tax Rate and Operating and Capital Budget, and authorizing a proposal to adopt a Bexar County Tax Rate on September 16, 2014. (Record)

The Court hereby ordered and approved a motion authorizing, as amended, a proposed tax rate of \$0.3145 to fund the FY 2014-15 Proposed Operating and Capital Budget and place on Tuesday, September 16, 2014 Commissioners Court Agenda the proposal to adopt the tax rate of \$0.3145. (Record)

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”.



Item – 5
August 26, 2014
Commissioners Court

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

Annette Anderson – 21	Susie Hernandez	Ruben C. Tejada	Mark Vojvodich
George Alejos	Tanya Garcia	Henry Rodriguez	Sam Alvarado



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



Commissioners Court reconvened at this time 1:45 p.m.
Commissioner Sergio “Chico” Rodriguez was not present for the afternoon session.



Item – 52
August 26, 2014
County Manager’s Office

The Court hereby ordered and approved a motion approving a grant agreement between Bexar County and South San Antonio Independent School District to donate a total of 50 e-reading devices to five (5) South San Antonio District School. (Record)

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



Item – 4c
August 26, 2014

Commissioners Court

Discussion was held regarding the FY2014 Ad Valorem Property Tax Rate recommendation for Bexar County Hospital District d/b/a University Health System in support of its Operation and Capital Budget for FY2015 and in support of its Debt Service, to include authorizing notice of two public hearings and authorizing a proposal to adopt the Bexar County Hospital District d/b/a University Health System Tax Rate on or about September 14, 2014. (Record)

The Court hereby ordered and approved a motion authorizing a proposal to consider the tax increase for Bexar County Hospital District d/b/a University Health System by adoption of a tax rate of \$0.276235 per \$100.00 in value to support its Operating and Capital Outlook for FY 2015 and Debt Service; record such vote; and set public hearings and a vote as follows: (Record)

1st Public Hearing – September 3, 2014, at 10:00 a.m., Courtroom, First Floor, Bexar County Courthouse, 100 Dolorosa, Suite 1.20, San Antonio, Texas 78205-3038

2nd Public Hearing – September 9, 2014, at 10:00 a.m., Courtroom, First Floor, Bexar County Courthouse, 100 Dolorosa, Suite 1.20, San Antonio, Texas 78205-3038

Vote on Tax Rate – September 16, 2014 at 11:00 a.m., Courtroom, First Floor, Bexar County Courthouse, 100 Dolorosa, Suite 1.20, San Antonio, Texas 78205-3038.

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



County Commissioner Kevin A. Wolff left the meeting at time.



Item – 7

August 26, 2014

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 Auditor’s Monthly Financial Report (Unaudited and Unadjusted) for the month of June 30, 2014.

Bexar County Sheriff’s Office FY2014 Budget for State Asset Forfeiture Fund – 312.

Notice of Citation Directed to Bexar County by Serving its County Judge, Nelson W. Wolff, Re: Aztec Waste Inc. vs. Soca Funding LLC et al.

Notice of Citation Directed to Bexar County by Serving County Judge Nelson W. Wolff, Re: Allstate Fire and Casualty Insurance Company et al vs. Bexar County et al.

Notice of Claim submitted by the Law Office of Robert M. Stone, Re: Shellcie Lee Flores as Next Friend of Ari’yana Sofia Turner Minor child, Aaron Louis Turner, Deceased v. Bexar County, Texas and the City of San Antonio.

Notice of Claim, Re: Sonja Turner, Ace Turner, Ari’yana Turner Aaron Louis Turner Deceased v. Bexar County, Texas.



Item – 8
August 26, 2014
Commissioners Court

The Court hereby ordered and approved a motion approving the Commissioners Court minutes for Tuesday, August 5, 2014 and Wednesday, August 13, 2014 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 Elizondo, Adkisson, and Judge Wolff voting “Aye”.



Item – 51
August 26, 2014
Department of Community Resources

The Court hereby ordered and approved a motion approving a resolution asking Congress to fund additional research related to Traumatic Brain Injury and Post Traumatic Stress Disorders including study of the use of Hyperbaric Oxygen Therapy (HBOT). (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 Elizondo, Adkisson, and Judge Wolff voting “Aye”.



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

551.071 –

Consultation with Attorney for advice regarding:

- a. Pending or contemplated litigation or settlement offers in the following matters:
 - i. Joel Janssen vs. Bexar County, Texas (Grievance 2013-DSABC-Class 04)
 - ii. Oral Alston vs. Bexar County, Texas
 - iii. Katherine Melchor v. Bexar County, Texas and Armando Munoz
 - iv. Carmella Guerrero v. Bexar County Civil Service Commission
- 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 Meeting Act:
 - i. Amendment of the Collective Bargaining Agreement, Article 8, Sections 10 and 12;
 - ii. Software License and Services Agreement with AMCAD

551.072 –

Deliberation regarding real property:

- a. 5ac out of P-4, CB 5062

- b. 5ac out of P-5, CB 5062
- c. 5ac out of P-6, CB 5064
- d. 5ac out of P-6C, CB5064

2:25 p.m.



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

2:40 p.m.



Item – 53
August 26, 2014
District Attorney’s Office

The Court hereby ordered and approved a motion approving recommendations from the District Attorney’s Office settlement proposal in the amount of \$50,000.00 in the following federal lawsuit regarding: Katherine Melchor v. Bexar County, Texas and Armando Munoz.

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



Item – 54
August 26, 2014
District Attorney’s Office

The Court hereby ordered and approved a motion declaring the failure of American Cadastre, LLC (AMCAD) to timely cure after Notice of Breach under the 2011 Software License and Service Agreement; declaring AMCAD in default and terminating the Agreement; and exercising all available remedies at law or equity available to Bexar County.

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



Item – 55
August 26, 2014
District Attorney’s Office

The Court hereby ordered and approved a motion approving a settlement proposal in the amount of \$7,875.00 of grievance 2013-DSABC-Class 04 filed by Joel Janssen, President of the Deputy Sheriff’s Association of Bexar County (DSABC) relating to the Biometric Screening Program. (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 Elizondo, Adkisson, and Judge Wolff voting “Aye”.



Item – 56
August 26, 2014
District Attorney’s Office

The Court hereby ordered and approved a motion authorizing an Amendment to the Collective Bargaining Agreement, Article 8 (Section 10 and 12) allowing for a dues deduction for Accident, Cancer, and Specified Disease, and Heart/Stroke insurance offered through Spectrum Advisory Group, as approved by DSABC membership on July 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 Elizondo, 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 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 Cathleen Marie Garza Aguilar, Petra B. Herrera, Alberto Flores, Noe A. Cavazos, Sr., Doris M. Alston, Cooper Floyd, Irene Porter Campa, Jonathan P. Vela, Eleanor Wiatrek Vestal, Conrad John Lindemann and Honorable Michael Pimentel* until Tuesday, September 16, 2014 at 10:00 a.m.

2:45 P.M.

NELSON W. WOLFF, COUNTY JUDGE
BEXAR COUNTY, TEXAS

ATTEST:

GERARD RICKHOFF, COUNTY CLERK
BEXAR COUNTY, TEXAS