



BEXAR COUNTY, TEXAS COMMISSIONERS COURT

NOTICE OF PUBLIC MEETING

The Bexar County Commissioners Court will meet on **Tuesday, December 20, 2011 at 11:00 a.m.** in the Commissioners Courtroom on the First Floor of the Bexar County Courthouse, 100 Dolorosa, Suite 1.20, San Antonio, Texas 78205.

NOTE: The Commissioners Court may recess at 12:00 p.m. and may reconvene at 1:30 p.m.

**NELSON W. WOLFF
COUNTY JUDGE**

**SERGIO “CHICO” RODRIGUEZ
COMMISSIONER, PRECINCT 1**

**KEVIN A. WOLFF
COMMISSIONER, PRECINCT 3**

**PAUL ELIZONDO
COMMISSIONER, PRECINCT 2**

**TOMMY ADKISSON
COMMISSIONER, PRECINCT 4**

**GERARD RICKHOFF
CLERK OF THE COURT**

Questions regarding this agenda should be directed to the Bexar County Commissioners Court Support & Special Projects Administrator at (210) 335-0180. The agenda is available on the County's website (<http://www.bexar.org>). Click on “Public Information.”

BEXAR COUNTY COURTHOUSE ACCESSIBILITY STATEMENT FOR DISABLED PERSONS

This meeting site is accessible to disabled persons as follows: Entrance to the Bexar County Courthouse is accessible through the basement entrance on the south end of the Courthouse located at the intersection of Nueva and Main streets. To access the first floor, individuals must use the basement-level elevators located next to the tunnel between the Bexar County Courthouse and the Cadena-Reeves Justice Center.

Doc# 16691 Fees: \$0.00
12/16/2011 5:07PM # Pages 19
Filed & Recorded in the Official
Public Records of BEXAR COUNTY
GERARD C. RICKHOFF COUNTY CLERK

Blank Page

COMMISSIONERS COURT CEREMONIAL AGENDA

1. Opening prayer: Mr. Paul Davis Director of the Southside Reporter/Military Papers. (Court/Tommy Adkisson)
2. Pledge of Allegiance: (Court/Tommy Adkisson)

COMMISSIONERS COURT REGULAR AGENDA

3. CEREMONIAL ITEM(S):

- a. Presentation of a Resolution on behalf of Commissioners Court recognizing the late Daniel B. Puckett, Bexar County Community Arena's Board Member.
(Estimated Presentation Time: 5 minutes) (Court/Tommy Adkisson)
- b. Presentation an Hidalgo Presentation of an Hidalgo on behalf of Commissioners Court to Mr. Paul Davis, Director of the Southside Reporter/Military Papers upon his retirement.
(Estimated Presentation Time: 5 minutes) (Court/Tommy Adkisson)
- c. Presentation of an Hidalgo to Alfred (Al) Hollins, Business Manager at the Sheriff's Department since 1988.
(Estimated Presentation Time: 5 minutes) (Court/Paul Elizondo)

4. Communications from citizens who signed the register to speak.

5. TIME CERTAIN ITEM(S):

- a. **11:30 a.m.** – Discussion and appropriate action regarding approval of a pass-through financing agreement with the Texas Department of Transportation (TxDOT) for improvements to FM 471 – Kallison Lane to FM 1560 and permission to issue RFQ to solicit design services. Precinct Number 1 & 2.
(Estimated Presentation Time: 15 minutes) (Reene Green)
- b. **1:30 p.m.** – Presentation regarding a status update from the San Antonio Economic Development Corporation and InCube Labs, LLC on to the Master Funding Participation Agreement.
(Estimated Presentation Time: 15 minutes) (David Marquez)
- c. **2:00 p.m.** - Discussion and appropriate action regarding a Cooperative Agreement between Bexar County and San Antonio River Authority in the amount of \$250,000 for Project Management services and reimbursable expenses and \$6,000,000 for Phase I, pre-design, schematic design, public outreach and cost estimates to reclaim and redevelop San Pedro Creek from the San Pedro Creek Tunnel Inlet on the north, along its course to South Alamo Street on the south, with pending approval by Board of Directors of San Antonio River Authority; and approval of budgetary amendment.
(Estimated Presentation Time: 10 minutes) (Betty Bueche)

COMMISSIONERS COURT REGULAR AGENDA

6. Request of Commissioners Court to identify items from the Consent Agenda for additional discussion and to approve remaining Consent Agenda items.
7. Filing for record the following legal and administrative documents and directing the Criminal District Attorney's Office to take action, if necessary:
 - a. Professional Services Agreement with Bickerstaff Heath Delgado Acosta LLP, approved June 7, 2011;
 - b. 2011 Amendment for extension of a contract with Software AG USA, Inc. to provide for the purchase of Software AG license and maintenance approved November 1, 2011;
 - c. Susan D. Reed, Criminal District Attorney, FY '11 Federal Annual Certification Report - Equitable Sharing Agreement and Certification;
 - d. Bexar County Sheriff's Office, FY '11 Federal Annual Certification Report - Equitable Sharing Agreement and Certification;
 - e. U.S. District Court, Summons in a Civil Action, Re: Harmony Standard v. Bexar County, Texas et al;
 - f. U.S. District Court, Jury Trial.-Plaintiff's Original Complaint and Waiver of Service of Summons of Bexar County, Texas, Re" Toby Zepeda v. City of San Antonio, et al;
 - g. Letter from The Baez Law Firm, P.C., Re: U. S. District Court, Waiver of the Service of Summons, Re: Jose Vasquez, et al, v. The Broiler Room, et al;
 - h. U.S. District Court, Motion to Request for Extension of Time to file a response, Re: Harmony Standard v. Bexar County, Texas; Jeff Schneider, individually; Vincent Valeriano, individually; Jeannette Drenner, individually; and Michelle Degrom, individually;
 - i. Citation Directed to County of Bexar by Serving County Judge, Nelson W. Wolff, Re: Alamo Title Insurance vs. Jerry F. Martinez;
 - j. Notice of Claim on Bond; and Statement of Account submitted by Martin Marietta Material SW, Inc. in the amount of \$51,474.31.
 - k. Bexar County Commissioners Court Canvassing Authority Report for Joint General, Special and Bond Election held on November 2, 2010, approved November 15, 2010.
8. Approval of Commissioners Court minutes for December 6, 2011.

CONSENT AGENDA ITEMS:

All items under the Consent Agenda are heard and acted upon collectively unless opposition is presented, in which case the contested item will be considered, discussed, and appropriate action taken separately.

Item(s) Brought by Commissioners Court:

(Court)

9. Approval of a request from Commissioner Sergio "Chico" Rodriguez, to reappoint Arthur Muraida to the Technical Advisory Committee for Persons with Disabilities, for a term to begin upon appointment and expire on September 30, 2013.
10. Approval of a request from Commissioner Tommy Adkisson, Precinct 4 to appoint Rhiannon Candia to Child Welfare Board for a term to begin upon appointment and expire December 31, 2013.

Item(s) Brought by County Fire Marshal's Office:

(Craig Roberts)

11. Approval of Elmer Williams and Raul Villasana as a non-paid regular Peace Officers with Bexar County Fire Marshal Office.
12. Authorizing the County Judge to approve the lease-purchase by District 7 Fire and Rescue, a Volunteer Fire Department, of two Dash-CF Pierce Class A Pumpers, a prerequisite imposed on VFDs by Section 147(f) of the Internal Revenue Code in order to incur debt. The County has no liability or responsibility for the note or debt.

Item(s) Brought by Human Resources Department:

(Wanda Heard)

13. Approval of updates to Bexar County Policy 7.7.03 Tuition Assistance, to be effective January 1, 2012.
14. Approval of an Interlocal Agreement between VIA Metropolitan Transit Authority and Bexar County for bus services provided to County Employees and Bexar County residents summoned to jury duty by the County. This agreement has been determined based on cost analysis and data used by VIA and Bexar County with the term of the agreement established for a five (5) year period beginning January 1, 2012 and ending December 31, 2017. Annual compensation to VIA for 2012 will not exceed \$198,490.
15. Authorizing and approval for the extension of a contract with Deer Oaks to provide employee assistance program services for a period on one (1) year, from January 1, 2012 thru December 31, 2012 for an amount not to exceed \$70,000.

Item(s) Brought by District Attorney:

(Susan Reed)

16. Approval of a request from the Bexar County Criminal District Attorney's Office to receive from the Bexar County Family Justice Center Foundation a pass through grant from the Allstate and Avon Foundations in the amount of approximately \$104,275 to cover the continuance of one full-time grant funded Crime Victim Liaison and the cost of hiring one new full-time grant funded Crime Victim Liaison, to include salary and fringe benefits, to provide self-sustainability/financial literacy services to victims of domestic violence at the Bexar County Family Justice Center for a period of one year.

17. Approval of a request from the Bexar County Criminal District Attorney's Office to receive from the Bexar County Family Justice Center Foundation a grant in the amount of \$39,193 to fund the continuation position of one Office Assistant IV, to include salary and fringe benefits; this position is to provide administrative support for the Bexar County Family Justice Center beginning January 1, 2012 through December 31, 2012.

Item(s) Brought by County Auditor:

(Susan Yeatts)

18. Authorization and approval for the County Auditor to pay routine bills from Monday, December 19, 2011 through Friday, January 6, 2011.

19. Authorization to distribute payroll, including overtime, and auto allowances to be paid, Friday, December 30, 2011.

20. Approval of bills from Wednesday, December 7, 2011 to include claims registers for Wednesday, December 7, 2011; Friday, December 9, 2011; Wednesday, December 14, 2011; and Friday, December 16, 2011.

21. Request approval of a total of \$255,071.25 in Tax Refunds for Paid in Error Request, which have been reviewed by the Auditor's Office and found to be valid.

22. Approval of Tax Assessor-Collector's Report of Taxes collected in November 2011 and approval of the order transferring tax collections for the month of November 2011 from unallocated receipts.

23. Approval of the First Amendment to the County Depository Agreement authorizing the addition of eStatements and Notifications and Escrow Online services at no cost to the county.

24. Ratification of replenishment to an existing change fund for Justice of the Peace, Pct.1 Place 3 for \$750.

Item(s) Brought by Community Venues Program:

(Mike Sculley)

25. Approval of the Grant and Development Agreement between Bexar County, Texas and the Alameda Theater which terminates the prior Grant and Development Agreement dated June 2, 2009, and provides for completion of the renovations and improvements to be made to the Alameda Theater.

Item(s) Brought by Law Library:

(Jimmy Allison)

26. Approval of payments to suppliers of books/services and online research for the Law Library, District and County Court Judges, District Attorney's Office, Jail Library and other miscellaneous court offices in the amount of \$43,524.42.

Item(s) Brought by Purchasing:

(Dan Garza)

27. Awarding a contract to the lowest and best qualified bid submitted by Capital Excavation Company to provide for the purchase of construction services for the Woodlake Parkway at Lakeview Drive Drainage Improvements Project, in Precinct 4, in the amount of \$306,675, 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.

28. Awarding a contract to the lowest and best qualified bid submitted by Yantis Company to provide for the purchase of construction services for the Trainer Hale Road at Woman Hollering Creek Drainage Improvements Project, in Precinct 4, in the amount of \$405,665.85, 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.
29. Awarding a contract to the lowest and best qualified bid submitted by L.D. Tebben Company, Inc. to provide for the purchase of construction services for the Bexar County Roof Replacement and Exterior Repairs at the Bexar County Fire Marshal's Office and Courthouse Annex, in Precinct 4, in the amount of \$413,880 as requested by the Bexar County Facilities Management Department and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record.
30. Awarding a requirements contract to the lowest and best qualified bids submitted by Vulcan Signs for Subpart "A" in the estimated annual amount of \$140,000 Pathmark Traffic Products for Subpart "B" in the estimated amount of \$65,000 and Wenzel Wenzel & Associates for Subpart "D", in the estimated amount of \$108,000 to provide for the purchase of Traffic Materials on a requirements basis beginning upon award and ending September 30, 2013 in a combined estimated annual amount of \$313,000 and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record.
31. Awarding the renewal of a contract with Robinson Textiles in the estimated amount of \$193,406 Uniforms Manufacturing, Inc. in the estimated amount of \$150,658 Shoe Corporation Birmingham, Inc. in the estimated amount of \$1,000 and Taob Textiles, Co. Inc. in the estimated amount of \$108,000 to provide for the purchase of detainee items on a requirements contract basis for a two-year period beginning January 1, 2012 and ending December 31, 2013, under the same terms and conditions in the combined estimated annual amount of \$453,064 and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
32. Awarding the extension of a contract with Allied Barton Security Services in the amount of \$334,072.20 to provide for the purchase of security guard services on a month-to-month basis for a period not to exceed 180 days beginning January 1, 2012, under the same terms and conditions as requested by Bexar County Public Works, Facilities Maintenance, Juvenile Probation Department, Community Supervision and Corrections Department, and the County Tax Assessor-Collector's Office; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record.
33. Awarding the extension of a county-wide, cooperative purchasing agreement through The Cooperative Purchasing Network (TCPN) with Office Depot in the estimated amount of \$500,000 to provide for the purchase of office supplies on a month-to-month requirements basis for a period not to exceed 180 days beginning January 1, 2012, under the same pricing, terms and conditions; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record.
34. Awarding a delivery order to Philpott Motors for the purchase of two (2) law enforcement vehicles as requested by the Bexar County Constable, Precinct 4, in the amount of \$46,514.78 and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
35. Awarding a delivery order to Caldwell Country Chevrolet in the amount of \$1,258,994 to purchase law enforcement vehicles as requested by the Bexar County Sheriff's Office; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.

36. Awarding a delivery order to Apex Systems, Incorporated for the purchase of staff augmentation for a County Integrated Justice System (CIJS) Project Manager for the period beginning upon award through December 31, 2012, for an estimated amount not to exceed \$114,000 as requested by the Bexar County Information Technology Department; and authorizing the Purchasing agent to execute and file the appropriate award documents for the record.
37. Granting a discretionary exemption to the competitive bidding requirements set forth in the Texas County Purchasing Act for the purpose of extending a contract on a sole source basis to Property Info Corporation, for the purchase of turn-key recording and document imaging services on a requirements contract basis for a period beginning upon award through December 31, 2012, as requested by the Bexar County Clerk's Office in the estimated amount of \$480,000 and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
38. Selection of Joeris General Contractors Ltd. to provide Bexar County with the purchase of Construction Manager-at-Risk Services for the Flood Control Project at St. Mary's University, in Precinct 2, as requested by the Bexar County Public Works Department, contingent upon successful negotiations. The necessary contract terms and documents will be submitted to Commissioners Court at a later date for consideration and action.
39. Awarding contract amendment number 3 to the construction manager-at-risk contract with Bartlett Cocke, L.P. for the purchase of additional construction services for the construction of a multi-story parking garage on South Flores Street, in Precinct 4 in the amount of \$570,000 as requested by the Bexar County Facilities Management Department, including the appropriate budgetary transfer.

Item(s) Brought by Community Resources:

(Aurora Sanchez)

40. Approval and execution of the Second Amendment to the Energy Efficiency and Conservation Block Grant (EECBG) Interlocal Cooperative Agreement between Bexar County and San Antonio Food Bank to increase the total grant allocation in the amount of \$25,709 utilizing reprogrammed EECBG funds.
41. Approval of contract Amendment Number 4 for an increase in funds totaling \$100,338 for services by Ryan White Part A Supplemental and Part A Minority AIDS Initiative (MAI) provided by the University Health System.
42. Approval and execution of the Public Service Management Agreement between Bexar County and The Boys and Girls Club of San Antonio for the Candlewood Branch Education Horizon Program for a one year period beginning October 1, 2011 and ending September 30, 2012 in the amount of \$30,000 from Community Development Block Grant (CDBG) Program Funds.
43. Approval and execution of the Public Service Management Agreement between Bexar County and Society of St. Vincent de Paul for the Homeless Prevention Program for a one year period beginning October 1, 2011 and ending September 30, 2012 in the amount of \$30,000 from Community Development Block Grant (CDBG) Program Funds.
44. Approval and execution of the Public Service Management Agreement between Bexar County and Direct Client Services for the Public Service Program for a one year period beginning October 1, 2011 and ending September 30, 2012 in the amount of \$63,775 from Community Development Block Grant (CDBG) Program Funds.

45. Approval and execution of the Public Service Management Agreement between Bexar County and San Antonio Food Bank for the Fighting Hunger: The Bexar Initiative Program for a one year period beginning October 1, 2011 and ending September 30, 2012 in the amount of \$30,000 from Community Development Block Grant (CDBG) Program Funds.
46. Approval and execution of the Public Service Management Agreement between Bexar County and San Antonio Family Endeavors for the After School and Summer Camp Program for a one year period beginning October 1, 2011 and ending September 30, 2012 in the amount of \$30,000 from Community Development Block Grant (CDBG) Program Funds.
47. Approval and execution of the Public Service Management Agreement between Bexar County and Project MEND for the Durable Medical Equipment Services Program for a one year period beginning October 1, 2011 and ending September 30, 2012 in the amount of \$25,000 from Community Development Block Grant (CDBG) Program Funds.

Item(s) Brought by Public Works:

(Renee Green)

48. Approval of the Engineering Services Agreement between Bexar County and CDS/Muery Services in the amount of \$469,096 for professional engineering services in connection with the Flood Control Capital Project, Henze Road LWC, SA47, BC 2012-032. Precinct Number 1.
49. Approval of the Professional Services Agreement between Bexar County and Pape-Dawson Consulting Engineers, Inc. in the amount of \$90,725.24 for professional environmental services in connection with the Flood Control Capital Project, Hausman Road Drainage Project Phase II, LC10, BC 2012-022. Precinct Number 3.
50. Approval of the Engineering Services Agreement between Bexar County and CAS Consulting and Services, Inc. in the amount of \$461,596.29 for professional engineering services in connection with the Flood Control Capital Project, Real Road at Chupaderas LWC, SA17, BC 2012-024, Precinct Number 4.
51. Approval of Field Alteration Number 1 for the BC 2010-186 contract between Bexar County and Terracon Consultants, Inc., requesting to extend the period of performance by an additional 139 days, at no cost to Bexar County, in connection with Flood Control Capital Project, Shepherd Road (Elm Creek at Black Hill Branch), MR8. Precinct Number 1.
52. Approval of the First Amendment to the Inspection Services Agreement between Bexar County and JAGarcia Construction Management in the additional amount of \$96,950 for a total not-to-exceed contract amount of \$260,865 for construction inspection services in connection with the Flood Control Capital Project, Shane Road LWC#2301, SA 4, BC 2011-173. Precinct Number 1. Through the approval and execution of this Agreement by the Bexar County Commissioners Court, the Court orders this Agreement be exempt from the provisions of Texas Local Government Code Section 262.023 as the purchase of the professional services is pursuant to Texas Local Government Code Section 262.024(a)(4) (professional services).
53. Approval of the First Amendment to the Inspection Services Agreement between Bexar County and Foster CM Group (SMWBE) in the additional amount of \$115,949 for total not to exceed contract amount of \$540,037.26, for construction inspection services in connection with the Flood Control Capital Project, Ingram Road WC #58, LC8, BC 2011-089. Precinct Number 2.

54. Approval of First Amendment to contract between Bexar County and Cartegraph Systems, Inc. in the amount of \$323,545 for the modification of Cartegraph Development Services Module, implementation of Fleet Maintenance Module, system-wide maintenance and training.
55. Approval of the Third Amendment to the Engineering Services Agreement between Bexar County and Unintech Consulting Engineers, Inc. in the additional amount of \$109,690 for a total not-to-exceed contract amount of \$1,401,485.88, for professional civil engineering services in connection with the Flood Control Capital Project, Ingram Road Low Water Crossing #58 Project, LC8, BC 2008-265, Precinct Number 2.
56. Approval of the Seventh Amendment to the Engineering Services Agreement BC 2008-125 between Bexar County and Atkins to increase the engineering design services by \$130,572.20 for Culebra Road construction project in an amount not to exceed \$4,098,548.69. Precinct Numbers 2, 3.
57. Approval of the Application and Letter of Agreement for Construction Services between Bexar County and Southwestern Bell Telephone Company d/b/a/ AT&T Texas in the amount of \$1,053,520.12 for Flood Control Capital Project, Huebner Creek Enhanced Conveyance NWWC Project, LC17. Precinct Number 2.
58. Approval of a 0.028 Electric Line Easement being granted to City Public Service Board of San Antonio at the Bexar County Parking Garage located at 211 S. Flores at Nueva Street. Precinct Number 1.
59. Approval of a 0.122 Electric and Gas Lines Easement Agreement being granted to City Public Service Board of San Antonio over and across an easement owned by the County, located in west Bexar County, known as Mesa Creek Subdivision, County Block 4332. Precinct Number 1.
60. Approval of subdivision plat within the Extra Territorial Jurisdiction of the City of San Antonio: Amber Creek Unit 3A, owner: K B Home Lone Star, Inc., located southeast of Edgefield Pass and Balboa Island, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
61. Approval of subdivision plat within the Extra Territorial Jurisdiction of the City of San Antonio: Amber Creek Unit 5A, owner: CB Home Lone Star, Inc., located northwest of US Hwy. 90 and Piccolo Creek, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
62. Approval of subdivision plat within the Extra Territorial Jurisdiction of the City of San Antonio: Alamo Ranch Unit 44D Phase 3A PUD, owner: Pulte Homes of Texas, L.P., located north of Lazy Dove and Sandhill Crane, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
63. Approval of subdivision plat within the Extra Territorial Jurisdiction of the City of San Antonio: Hillcrest Unit 6A Phase 1, owner: Pulte Homes of Texas L.P., located southwest of Trail Way Blvd. and Rustic Cedar, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
64. Approval of subdivision plat within the Extra Territorial Jurisdiction of the City of San Antonio: River Rock Ranch P.U.D. Unit 2C Phase 2, owner: Green Land Ventures, LTD., located east of Rocky Ridge and Stormy Rock, not within the Edwards Aquifer Recharge Zone. Precinct Number 3.
65. Approval of subdivision plat within the Extra Territorial Jurisdiction of the City of San Antonio: Tausch Farms Unit 1B & 1D, owner: Continental Homes of Texas, L.P., located on Shaenfield Rd., not within the Edwards Aquifer Recharge Zone. Precinct Number 2.

66. Approval of subdivision plat within the Extra Territorial Jurisdiction of the City of San Antonio: The Sanctuary Unit 5A, owner: Helotes 150, LTD., located east of Wetterhorn Mt. and Antero Mt., within the Edwards Aquifer Recharge Zone. Precinct Number 2.
67. Approval of subdivision plat within the Extra Territorial Jurisdiction of the City of San Antonio: Trinity Oaks Unit 3A.1 PUD, owner: Trinity Oaks S.A. LTD, located east of Rustic Brook-Private and Cascade Mist-Private, not within the Edwards Aquifer Recharge Zone. Precinct Number 3.
68. Approval of subdivision plat within the Extra Territorial Jurisdiction of the City of San Antonio: Two Creeks Unit 6A, owner: Bitterblue/Two Creeks Ph. VI, LTD., located west of Low Creek and Shuman Creek, not within the Edwards Aquifer Recharge Zone. Precinct Number 3.
69. Approval of subdivision plat within the Extra Territorial Jurisdiction of the City of San Antonio: Valley View Unit 7A, owner: K B Home Lone Star, Inc., located northwest of Sunview and Binz-Engleman Rd., not within the Edwards Aquifer Recharge Zone. Precinct Number 4.
70. Approval of purchase of right of way, being 0.135 acres of land out of and part of the B. F. Bradford Survey No. 201, County Block 4390, West Military Driver over Medio Creek, located in west Bexar County from Villages of Westcreek Owners' Association, Inc., for total consideration \$6,100. Precinct Number 1.
71. Approval for the purchase of a temporary construction easement being 0.079 acre tract of land out of the Manuel Leal Survey No. 30, Abstract 419, and being out of a 14.723 acre tract, New County Block 11153, as described in Volume 2566, Page 476 of the Official Public Records of Bexar County, Texas, known as 8801 South Flores Street, San Antonio, Bexar County, Texas, from Harold Vexler, Jack M. Vexler, Stuart A. Vexler, and Mona Jill Vexler, Owners, for a total consideration of \$650.00 Flood Control Capital Project, Sixmile Creek Drainage Improvements, SA43. Precinct Number 1.
72. Approval of an Agreed Order between Bexar County and Texas Department of State Health Services (TDSHS) in the amount of \$157 for Flood Control Capital Project, Ingram Road Low Water Crossing #58, LC8. Precinct Number 2.
73. Approval of a request from the Public Works Department authorizing the County Auditor to pay \$24,954.89 in various Invoices for miscellaneous services.
74. Authorizing the sale of property struck off to Bexar County for delinquent taxes known as cause number 2010-TA1-1420; account number 057290010980; County Block 5729 Block 1 Lots 98 and 99 Colonia Mexicana El Aguil addition in Bexar County, Texas, as shown in Volume 00980, Page 0081 of the Deed and Plat Records of Bexar County, Texas, situated in Bexar County, Texas; located at 18746 La Gloria Road for \$1,020 (the total adjudged value of property) to SMT Land Trust, pursuant to Section 34.05(h) of the Texas Tax Code and authorizing the execution of deed. Precinct Number 4.
75. Authorizing the sale of property struck off to Bexar County for delinquent taxes known as cause number 2007-TA1-00478; account number 004970400020; New City Block 497 Block 40 the East irregular 101.47 Feet of Lot 7 in the City of San Antonio, Bexar County, Texas, as shown in Volume 01767, Page 0477 of the Deed and Plat Records of Bexar County, Texas located at 727 Austin St. for \$21,526.64 (the total amount of judgments against the property) to Manuel Sarmiento and Ana Sarmiento, pursuant to Section 34.05(h) of the Texas Tax Code and authorizing the execution of deed. Precinct Number 4.

76. Authorizing the sale of property held by Bexar County for delinquent taxes pursuant to a judgment in cause number 2004-TA1-5416; Lot 5, Block 'B' situated in New City Block 01654 in the City of San Antonio, Bexar County, Texas; located at 818 Lamar, as shown in Volume 05172 Page 0431 of the Deed and Plat Records of Bexar County, Texas; for \$6,093.07 (the total judgment against the property less City and County Taxes, penalties and interest, and City Code Compliance liens) to Merced Housing pursuant to Section 34.05(h) of the Texas Tax Code and authorizing the execution of deed. The City of San Antonio's Historic Preservation office is providing funds for Merced's purchase and rehabilitation of the property for low-income housing, a public purpose. Precinct Number 4.
77. Authorizing the use of the power of eminent domain and approving an Order declaring the public necessity for the acquisition in fee simple of: a 0.029 acre tract of land, being a remaining portion of a 15.56 acre tract, described in deed recorded in Volume 9140, Pages 1671-1718 of the Official Public Records of Real Property of Bexar County, Texas, out of the C.L. Muller survey No. 385, Abstract 531, County Block 4928, in Bexar County, Texas for the public purpose of the Wilderness Oak Bridge, which includes connecting the two existing Wilderness Oak roadways by constructing, operating, repairing, and maintaining road improvements, sidewalks and flood channeling improvements where Wilderness Oak crosses Mud Creek, and a water quality basin to provide pollution abatement for the roadway to allow for increased regional access and un-flooded secondary arterial access to and from the surrounding subdivisions to U.S. Hwy 281 and Tuscany Heights Elementary School, and to resolve threats to the health and safety of the public by reducing traffic congestion, commuting distances, and flooding for local residents and authorizing institution of condemnation proceedings to acquire those land rights in the amount Awarded by Probate court, plus applicable court costs, closing costs, and associated costs with eminent domain cases. Precinct Number 3.
78. Authorizing staff to negotiate contract for the provision of Construction Management and Inspection Services necessary for the Loop 1604 Pass-Through Finance Project with HNTB.
79. Traffic Control Devices to be established:

School Zones To Be Established:

Precinct No. 1

The maximum speed on Rockwall Mill Rd. from 360 ft. west of Alamo Parkway to 215 ft. west of Palmetto Way shall be 20 mph (when flashing school days only).

The maximum speed on Reid Ranch Rd. from 210 ft. west of Caldwell Ranch to 130 ft. west of Ranch Falls shall be 25 mph (when flashing school days only).

Speed Zone To Be Established:

Precinct No. 1

The lawful maximum speed limit on Reid Ranch from Potranco Rd. to Ranch Canyon shall be 40 mph.

80. Order accepting the following streets and drains in the identified subdivisions for County maintenance to begin December 20, 2011:

Subdivision

Street/Drain

Candlewood, Unit 3A
Plat No. 100112 OCL
Precinct #4

Candleside Drive 307.14 lf
Asphalt Width: 28'
Candlebrite Drive 474.52 lf
Asphalt Width: 28'
Candlemoon Drive 290.0 lf
Asphalt Width: 28'

Canyon Crossing, Unit 7
Plat No. 100054 OCL
Precinct #1

Drain "A" 10.0 lf

Canyon Crossing, Unit 7
Plat No. 100054 OCL
Precinct #1

Chase Canyon 798.98 lf
Asphalt Width: 28'
Blossom Canyon 423.94 lf
Asphalt Width: 28'
Acorn Canyon 348.94 lf
Asphalt Width: 28'

Wilderness Oak, Unit 9B
Plat No. 050352
Precinct #3

Wilderness Oak (Eastbound) 809.41 lf
Asphalt Width: 24'
Wilderness Oak (Westbound) 809.41 lf
Asphalt Width: 24'

Fox Grove, Unit 4
Plat No. 020434
Precinct #3

Culvert "A" 94.5 lf
Drain "B" 187.4 lf
Drain "C" 149.5 lf
Drain "D" 144.23 lf

Fox Grove, Unit 4
Plat No. 020434
Precinct #3

Battle Creek 316.59 lf
Asphalt Width: 28'
Busby Creek 350.42 lf
Asphalt width: 28'
Busby Canyon 863.63 lf
Asphalt Width: 401.8 lf of 36' wide asphalt, and
461.8 lf of 28' wide asphalt
Bypass Canyon 420.02 lf
Asphalt Width: 28'
Dusty Canyon (Southbound) 1,266.1 lf
Asphalt Width: 24'
Dusty Canyon (Northbound) 1,342.1 lf
Asphalt Width: 24'

Bridgewood #11 Plat No. 000230 Precinct #2	Drain "B" 181.75 lf
Timberwood Park, Unit 48 Plat No. CP001520 Precinct #3	Cedro 275.96 lf Asphalt Width: 30' Epcot 441.89 lf Asphalt Width: 30' Shady Acres 260 lf Asphalt Width: 30'
Timberwood Park, Unit 49 Plat No. CP001521 Precinct #3	Shady Acres 364.89 lf Asphalt Width: 30' Cedro 450.64 lf Asphalt Width: 30'
Timberwood Park, Unit 49 Plat No. CP001521 Precinct #3	Channel "1" 24.0 lf
Timberwood Park, Unit 47 Plat No. CP001519 Precinct #3	Channel "2" 16.0 lf
Timberwood Park, Unit 47 Plat No. CP001519 Precinct #3	Shady Acres 771.75 lf Asphalt Width: 30' Cedro 150.13 lf Asphalt Width: 30'
The Sanctuary, Unit 1 and 2 Plat No. 080025 Precinct #2	Drain "B" 129.5 lf Drain "C" 29.6 lf Drain "D" 145.2 lf Drain "F" 152.7 lf Drain "G" 202.5 lf Drain "I" 11.0 lf
Heritage Oaks Phase 1, Unit 1 Plat No. 030502 Precinct #1	Drain "A" 10.0 lf
Silver Oaks, Unit 10B Plat No. 100018 Precinct #2	Woodland Deer 487.59 lf Asphalt Width: 28' White Mulberry 476.64 lf Asphalt Width: 28'
Bridgewood #11 Plat No. 000230 Precinct #2	Vollmer Lane 500.3 lf (Type "L") Asphalt Width: 40' Stagwood Pass 326.72 lf (Type "L") Asphalt Width: 30' Cortland Oak 1,119.22 lf (Type "L")

	Asphalt Width: 30'
	Winterstone Drive 683.2 lf (Type "L")
	Asphalt Width: 30'
	Victors Hill 445.03 lf (Type "L")
	Asphalt Width: 30'
	Talon Run 445.03 lf (Type "L")
	Asphalt Width: 30'
Tuscan Oaks, Unit 1, Phase 2 Plat No. 040553 Precinct #3	Drain "D" 21.0 lf
Tuscan Oaks, Unit 1, Phase 2 Plat No. 040553 Precinct #3	Trinity Park 461.3 lf Asphalt Width: 44'
Waterwood, Unit 44 Plat No. CP001702 Precinct #1	Drain "A" 55.0 lf
Waterwood, Unit 44 Plat No. CP001702 Precinct #1	New Mathis Road 1,215.60 lf Asphalt Width: 24' Waterwheel 224.41 lf Asphalt Width: 24' Shady Forest Dr. 241.5 lf Asphalt Width: 24'
Marbach Road Extension, Unit 1 Plat No. 060367 Precinct #1	West Grosenbacher Rd. 1,409.39 lf Asphalt Width: 2 – 24' lanes
Marbach Road Extension, Unit 1 Plat No. 060367 Precinct #1	Drain "A" 134.52 lf Drain "B" 172.02 lf
Alamo Ranch, Unit 20 and 21, Phase 2 Plat No. 060710 Precinct #1	Camp Real Ln. 1,421.07 lf Asphalt Width: 28' Belicena 1,189.52 lf Asphalt Width: 28' Segoria Way 1,375.0 lf Asphalt Width: 28' Stalica Way 112.49 lf Asphalt Width: 28' La Santa Rd. 694.97 lf Asphalt Width: 28' Tarifa Way 560.2 lf Asphalt Width: 28' La Granja 185.0 lf Asphalt Width: 28'

Lugo Way 136.21 lf
Asphalt Width: 28'
Isla Way 582.18 lf
Asphalt Width: 28'
Palma Nova St. 528.11 lf
Asphalt Width: 28'

Fox Grove, Unit 10
Plat No. 060663
Precinct #3

Coral Spur 378.76 lf
Asphalt Width: 28'
Glendale Wood 335.70 lf
Asphalt Width: 28'
Semora Oak 805.26 lf
Asphalt Width: 265.94' of 40' wide asphalt, and
539.32' of 28' wide asphalt
Pearl Harvest 738.26 lf
Asphalt Width: 28'
Dusty Canyon (Northbound) 794.62 lf
Asphalt Width: 24'
Dusty Canyon (Southbound) 787.62 lf
Asphalt Width: 24'

Fox Grove, Unit 10
Plat No. 060663
Precinct #3

Drain "A" 165.34 lf

Wildhorse Vista
Plat No. 050205
Precinct #2

Interceptor Drain "A" 272.0 lf
Drain "B" 125.6 lf
Drain "C" 131.5 lf
Drain "D" 29.0 lf
Drain "E" 49.0 lf

Item(s) Brought by Facilities and Parks Management:

(Betty Bueche)

81. Authorizing the County Judge to sign an Electric Vehicle Charging Equipment Station Host Agreement between Bexar County and CPS Energy for the purpose of installing eight electric vehicle charging stations at Vista Verde Plaza and Juvenile Detention Center as part of a federally-funded research project to be conducted by CPS Energy.

Item(s) Brought by Economic Development:

(David Marquez)

82. Approval of the following:

- a. Tax Abatement Agreement with Weatherford Artificial Lift System, Inc. and PINPOINT WFT SATXHUB, LLC for a 10-year, 50% abatement of County ad valorem taxes on qualified real and personal property;
- b. Tax Abatement Agreement with Clearwater International, L.L.C. for a 10-year, 50% abatement of County ad valorem taxes on qualified real and personal property.

- 83. Approval of a Tax Abatement Agreement with Rio Perla Properties, L.P. and BSA Can Plant, LLC for a 10-year, 60% abatement of County ad valorem taxes on qualified real property.
- 84. Approval of Tax Abatement Agreement with Baker Hughes Oilfield Operations, Inc. for a 10-year, 50% abatement of County ad valorem taxes on qualified real property.
- 85. Approval of a Tax Abatement Agreement with Bakery Offices, L.T.D. for a 10-year, 40% abatement of County ad valorem taxes on qualified real property.

Item(s) Brought by Information Technology:

(Catherine Maras)

- 86. Authorization for the County Judge to sign agreement(s) between Bexar County and the organization(s) listed below for the purpose of allowing access to the Bexar County Public Information Network for records limited to information obtainable by the public under the provisions of Rule 12 of the Rules of Judicial Administration:

L.B. Shallcross and Associates

Item(s) Brought by Budget Department:

(Hank Reyes)

- 87. Approval of a professional services agreement between Bexar County and the Center for Health Care Services for the time period of September 1, 2011 through August 31, 2012, with expenditures to be paid with approved monies from a Crimnal Justice Division (CJD) grant from the Office of the Governor (Grant #: 20470-04), and with no County expenditures, to provide 1) outpatient individual substance abuse treatment; and, 2) outpatient group substance abuse treatment. This is a requirements contract and cost will not exceed \$15,000 for the substance abuse treatment provider.
- 88. Approval of a professional services agreement between Bexar County and the Center for Health Care Services for the time period of October 1, 2011 through September 30, 2012, with expenditures to be paid with approved monies from a Bureau of Justice Assistance (BJA) grant (Grant #: 2011-RW-BX-0017), and with no County expenditures, to provide In-House Recovery Program (IHRP) services to the Co-Occurring Re-Entry (CORE) Court. This is a requirements contract and cost will not exceed \$20,000 for the treatment provider.
- 89. Approval of the following budget amendment:

Transfer into: Mission County Park

Company	Accounting Unit	Activity	Total New Budget
700	5023	1103101085023	\$5,200,000

- 90. Approval of the following budgetary transfer(s):

Office/Department	BT #	Amount	From	To
Justice of the Peace Tech Fund	12-014	\$136,000	(31000) Unreserved Fund Balances	(54045) Computer Hardware and Software Equipment
ATD & TxDot Road Projects	12-015	\$551,000	(54012) Blanco Road Project	(31000) Unreserved Fund Balance (54012) Culebra Road Project

Item(s) Brought by Management Services:

(Tina Smith-Dean)

91. Approval of the Agreement between Bexar County and the Community Supervision and Corrections Department (CSCD) for providing supervision to Adult Drug Court participants utilizing a combination of FY 2011 Justice Assistance Grant (JAG) and FY 2011-2012 Drug Court Fees. The term of the agreement will begin October 1, 2011 termination on September 30, 2012.

INDIVIDUAL AGENDA ITEMS:

The following Individual Agenda Items may be considered at any time during this meeting:

Item(s) Brought by Commissioners Court:

(Court)

92. Discussion and appropriate action regarding the nomination of VIA Metropolitan Transit Board of Trustees candidate(s) and appointing the selected candidate(s) to the VIA Metropolitan Transit Board of Trustees.
(Estimated Presentation Time: 10 minutes) (Nelson W. Wolff)

Item(s) Brought by Elections Department:

(Jacquelyn Callanen)

93. Briefing on Federal Court actions concerning redistricting and timelines for the 2012 Primary Election.
(Estimated Presentation Time: 10 minutes) (Jacquelyn Callanen/Ed Schweninger)

Item(s) Brought by Community Resources:

(Aurora Sanchez)

94. Discussion and appropriate action regarding the proposed CDBG Public Hearing dates for Program Year 2012 CDBG and HOME Program funds.
(Estimated Presentation Time: 5 minutes) (Aurora Sanchez)

Item(s) Brought by Economic Development:

(David Marquez)

95. Presentation regarding status briefing from the San Antonio Economic Development Foundation (EDF) as required by the Grant Agreement between the County of Bexar and the EDF.
(Estimated Presentation Time: 10 minutes) (David Marquez)

Item(s) Brought by Public Works:

(Renee Green)

96. Discussion and appropriate action regarding the purchase of the property located at 1103 South Frio St, currently known as the St. Vincent De Paul warehouse facility, described as Lots 1, 2, 3, 7, 8, 9, 13 and 14, Block 2, NCB 878 for the appraised value of \$1,500,000 plus applicable closing costs. Precinct 2.

Item(s) Brought by District Attorney:

(Susan Reed)

97. Discussion and appropriate action regarding a month-to-month extension of the County's contract with McGriff, Seibels & Williams.
(Estimated Presentation Time: 5 minutes) (Ed Schweninger)

EXECUTIVE SESSION (DISCUSSION ONLY: CLOSED TO PUBLIC)

(Pursuant to Chapter 551, Texas Government Code)

EXECUTIVE SESSION ITEMS MAY BE DISCUSSED AND ACTED UPON, IF APPROPRIATE, IN OPEN SESSION.

98. § 551.071 Consultation with Attorney for advice regarding:

(a) Pending or contemplated litigation or settlement offers in the following matters:

- i. Harlan McVea by and through Deborah Rinehart, Administratrix v. Bexar County and University Health Systems, Cause No. 5:11-CV-00256FB(NN); and
- ii. Bexar County vs. Bexar County Democratic Party.

(b) Legal issues pertaining to the following matters in which the duty of the attorney for Bexar County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act:

- i. Agreement with the law firm of Beirne, Maynard & Parsons, L.L.P pertaining to Bexar County claims relating to the recovery of unpaid recording fees resulting from illegal and fraudulent actions of Mortgage Electronic Registration System, Inc. (MERS), including its mortgage industry members and all participating similarly situated culpable parties; and
- ii. The County's Comprehensive Insurance Consulting Services Agreement.

99. § 551.074 Personnel Matters:

(a) To deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee. The following individuals may be considered during this executive deliberation.

- i. County Manager/Budget Officer;
- ii. Executive Director, Economic Development; and
- iii. Elections Administrator

100. § 551.0725 Deliberation regarding contract being negotiated:

(Upon receipt of written authorization from the Criminal District Attorney, the Commissioners Court must vote unanimously that deliberation in an open meeting would have a detrimental effect on the position of Commissioners Court in negotiations with a third person.)

- i. Collective Bargaining negotiations with the Deputy Sheriff's Association of Bexar County under Chapter 174 of the Local Government Code.

Posted: Friday, December 16, 2011, at 5:00 p.m.