

BEXAR COUNTY, TEXAS COMMISSIONERS COURT

NOTICE OF PUBLIC MEETING

The Bexar County Commissioners Court will meet on **Tuesday, January 30, 2018 at 11:00 a.m. in the Double-Height Courtroom** on the Second Floor of the Bexar County Courthouse, 100 Dolorosa, Suite 2.01, 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 CALVERT
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) 335-0326. The agenda is available on the County's website (<http://www.bexar.org>). Click on "Government/Commissioners Court."

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 south end of the Courthouse located at the intersection of Nueva and Main streets. To access the second floor, individuals must use the handicap ramp located at the southwest corner of the County Courthouse and take the elevator to the second floor.

COMMISSIONERS COURT CEREMONIAL AGENDA

1. Opening prayer: Eric Maldonado (Court/Paul Elizondo)
2. Pledge of Allegiance: (Court/Paul Elizondo)

COMMISSIONERS COURT REGULAR AGENDA

3. CEREMONIAL ITEM(S):

- a. Presentation of service pins recognizing Bexar County employees for 25 and 30 years of service:

Name	Date Employed	Years	Office/Department
Humberto D. Hernandez	10/30/1992	25	Sheriff's Office
Patricia Brawley	10/01/1987	30	Tax Office

(Estimated Presentation Time: 15 minutes)

(Court)

- b. Presentation of a Proclamation on behalf of Commissioners Court to the National Black HIV/AIDS Awareness Day Committee recognizing February 7, 2018 as "National Black HIV/AIDS Awareness Day."

(Estimated Presentation Time: 10 minutes)

(Tommy Calvert/Court)

- c. Presentation of a Proclamation on behalf of Commissioners Court recognizing February 8, 2018 through February 25, 2018 as "OFFICIAL RODEO SEASON" and Thursday February 8, 2018 as "OFFICIAL DRESS WESTERN SAN ANTONIO DAY."

(Estimated Presentation Time: 10 minutes)

(Tommy Calvert/Court)

4. SPECIAL PRESENTATION ITEM(S):

- a. Approval of a request by Commissioner Sergio "Chico" Rodriguez to allow Cabalgata Internancional La Grande 2018 to use the corner of Farm Road and Southton Road as camp out spot for their Trail Ride from Eagle Pass to the AT&T Center (SA Rodeo) on February 8, 2018 to February 9, 2018.

(Estimated Presentation Time: 10 minutes)

(Sergio "Chico" Rodriguez)

- b. Presentation of the Certificates of Graduation for the Bexar County Small, Minority and Woman owned Business (SMWBE) Program/Associated General Contractors – San Antonio Chapter Construction Industry Mentor Protégé Program.

(Estimated Presentation Time: 10 minutes)

(Renee Watson)

5. TIME CERTAIN PRESENTATION ITEM(S)

Recess Commissioners Court

- a. **11:30 a.m.:** Convene as Board of Directors, Bexar County Health Facilities Development Corporation.

(Estimated Presentation Time: 5 minutes)

(Board/Norton Rose Fulbright)

Reconvene Commissioners Court

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. Funding and Development Agreement between Bexar County, City of San Antonio, Alameda Theater Conservancy and Texas Public Radio for the Alameda Theater Complex Renovation Project, approved on October 31, 2017.
 - b. Notice of claim submitted by Douglas R. Nolden, Re: arrest on August 19, 2017.
 - c. Fax letter from Deputy Sheriffs' Association of Bexar County, Re: Grievance 2017-DSABC-03 (Bryan Sherron).
 - d. Fax letter from Deputy Sheriffs' Association of Bexar County, Re: Grievance 2017-DSABC-03 determination to proceed to step 2.
 - e. Notice of Claim submitted by Crosley Law Firm, P.C., Re: Kameron Prescott.
 - f. Notice of Claim submitted by The Krist Law Firm, P.C., Re: Kameron Prescott.
 - g. U.S. Bankruptcy Court Case No. 15-45114-MXM-7, Re: KJC Auto Title Loan Corp-North Texas, et al, Debtors; Marilyn D. Garner vs. Bexar County.
 - h. Citation Directed to the County of Bexar by Serving County Judge of Bexar County Nelson Wolff, Re: Mayra A Loza Herrera vs. The County of Bexar.
 - i. Facility Lease Agreement and License and Operating Agreement between Bexar County, Texas, City of San Antonio, Texas and Family Service Association of San Antonio, Inc., approved on October 31, 2017; Funding Agreement with Neighborhood Place; and An Ordinance for the Neighborhood Place Cultural/Community Center.
8. Approval of Commissioners Court minutes for Thursday, January 11, 2018 and Friday, January 19, 2018.
9. Communications from citizens who signed the register to speak.

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, discussion, and appropriate action taken separately.

Item(s) Brought by Sheriff's Office:

(Javier Salazar)

10. Authorization and approval for the Sheriff's Office to pay bill(s) from Fiscal Year 18 invoice(s) in the amount of \$1,497.66 polygraph, Fit for Duty exam and vinyl lettering for Administration Staff.
11. Authorization and approval for the Sheriff's Office to pay bill(s) from Fiscal Year 18 invoice(s) in the amount of \$62,500 for paid training.

12. Ratification of a grant application to the Texas Department of Transportation (TxDot) for the solicitation entitled "FY 2019 STEP Request for Proposals" for the Selective Traffic Enforcement Program (STEP) Comprehensive (COMP) funding to provide overtime funding for traffic officers to help the reduction of speeding and alcohol related crashes and fatalities totaling \$689,183.53 which encompasses an allocation of \$538,315.99 (78.11%) in State Funds, and an in-kind County contribution of \$150,867.54 (21.89%); the term of the grant will begin on October 1, 2018 and expire on September 30, 2019; and acceptance of grant funding upon award.
13. Ratification of a grant application to the Texas Department of Transportation (TxDot) for the solicitation entitled "FY 2019 STEP Request for Proposals" for the Selective Traffic Enforcement Program (STEP) Commercial Motor Vehicle (CMV) funding to provide overtime funding for traffic officers to help the reduction of speeding and alcohol related crashes and fatalities totaling \$69,847.36 which encompasses an allocation of \$49,359.77 (70.67%) in State Funds, and an in-kind County contribution of \$20,478.59 (29.33%); the term of the grant will begin on October 1, 2018 and expire on September 30, 2019; and acceptance of grant funding upon award.

Item(s) Brought by County Auditor:

(Susan Yeatts)

14. Approval of bills to include claims registers for Wednesday, January 17, 2018 and Friday, January 19, 2018; Wednesday, January 24, 2018 and Friday, January 26, 2018.
15. Authorization and approval for the County Auditor to pay routine bills from Monday, January 29, 2018 through Friday, February 9, 2018.
16. Approval according to Section 31.11 for \$45,359.34 in refunds for payments received by the Tax Assessor-Collector's Office in the form of tax overpayments made on 8 tax account(s) to various taxing jurisdictions by individuals, businesses, corporations, etc. which have been reviewed by the Auditor's Office and found to be valid.
17. Approval of request to add additional funds to eighty-nine (89) existing cashier's cash boxes for the Tax Assessor's Office.

Item(s) Brought by Community Supervision and Corrections Department

(Jarvis Anderson)

18. Approval of a Request from the Bexar County Community Supervision and Corrections Department to hire retiree Mary Lou Aguero, as a Community Supervision Officer (CSO) II (APNE-28) level salary of \$3,267.34 monthly effective January 31, 2018. This hiring conforms to Bexar County's Post Retiree Employment Policy.

Items(s) Brought by Purchasing:

(Mary Quinones)

19. Granting a discretionary exemption for the purpose of awarding a contract to Rolltech Specialty Vehicles LLC, to provide services to upgrade the video and data routing systems in the regional negotiation and tactical command vehicle as requested by the Sheriff's Office in the amount of \$53,582.39 and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
20. Awarding a delivery order to CASO Document Management to provide for the purchase of scanning 315 boxes of case files in the amount of \$59,972, as requested by the District Attorney's Office through a Purchasing Association of Cooperative Entities (PACE) contract; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.

21. Authorizing the execution of an agreement with Rosetta's Key, LLC in the annual amount of \$34,389 and Crosspoint, Inc. in the annual amount of \$47,000 to provide for Housing for the Adult Treatment Courts beginning upon award and ending August 31, 2018 as requested by the Judicial Services Department; and authorizing the Purchasing Agent to execute a contract renewal in accordance with the terms of the original contract if provided for in each fiscal year appropriated budget; and authorizing the Purchasing Agent to execute the contract and file the appropriate award documents for record.
22. Awarding a contract on a sole source basis to VOTEC to provide for the purchase of Election Management Software for Votesafe annual license and support, in the annual amount of \$110,400; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record.
23. Authorizing the removal and sale of one surplus firearm to retired Bexar County Sheriff's Deputy Rudy R. Weresch in the amount of \$414, in accordance with attached Surplus Firearm Equipment List, as requested by the Sheriff's Office; and authorizing the Purchasing Agent to update the Bexar County Inventory Records and file the appropriate documents for record.

Item(s) Brought by Public Works:

(Renee Green)

24. Approval of subdivision plat#170261 within the Extra Territorial Jurisdiction of the City of San Antonio: Sterling Ridge Unit 1 Enclave, owner: Pulte Homes of Texas, L.P., located southeast of W. Borgfeld Drive and Los Cuernos, not within the Edwards Aquifer Recharge Zone. Precinct Number 3.
25. Approval of subdivision plat#170262 within the Extra Territorial Jurisdiction of the City of San Antonio: Sterling Ridge Unit 2 Enclave, owner: Pulte Homes of Texas, L.P., located southwest of W. Borgfeld Drive and Timberline Drive, not within the Edwards Aquifer Recharge Zone. Precinct Number 3.
26. Approval of subdivision plat#170366 within the Extra Territorial Jurisdiction of the City of San Antonio: Harlach Farms Unit 1, owner: Meritage Homes of Texas, L.L.C., located northeast of Grosenbacher Road and US Hwy 90, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
27. Approval of subdivision plat#170405 within the Extra Territorial Jurisdiction of the City of San Antonio: Hackelberg Place, owner: Raul R. Castillo, located northwest of Kelly Road and Hackelberg Road, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
28. Approval of subdivision plat#170430 within the Extra Territorial Jurisdiction of the City of San Antonio: Ladera Hills, owner: Ladera I, LLC, located southwest of W. Grosenbacher Road and Banditos Ridge, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
29. Approval of subdivision plat#170451 within the Extra Territorial Jurisdiction of the City of San Antonio: Ackerman Gardens Unit 2, owner: San Antonio 2016, LLC, located southwest of Binz Engleman Road and Sunview Valley, not within the Edwards Aquifer Recharge Zone. Precinct Number 4.
30. Approval of subdivision plat#160440 within the Extra Territorial Jurisdiction of the City of San Antonio: Balcones Creek Ranch Unit 9 Enclave, owner: HM Leonard Development, Inc., located south of Benedikt Path (private) and Raechel Lane (private), not within the Edwards Aquifer Recharge Zone. Precinct Number 3.
31. Approval of a Right-of-way Improvements License Agreement between Bexar County and Valley Ranch Community Owners Association, Inc. for specific landscaping and irrigation to be installed within the public right-of-way of Ranch View East and Ranch View West at no cost to the County.
32. Approval of Second Amendment to the Engineering Services Agreement between Bexar County and Poznecki-Camarillo, Inc. (SMWBE) for professional engineering services increasing the contract by \$45,555 to include additional services to revise the traffic control plan for the construction of Marshall Road. The total agreement will not exceed \$607,565 for the design fee related to the Marshall Road Project. Precinct Number 3.

33. Approval of Final Recapitulation of project costs between Bexar County and EZ Bel Construction, LLC. (SMWBE), in connection with the Public Works Capital Project, Steubing Road Project. The recapitulation shows a decrease of \$11,837. The Recapitulation shows a final construction amount of \$516,860. Precinct Number 2.
34. Authorizing the purchase of a 1.48 acre tract of land out of Lot 20, County Block 4250, Southwest Independent School District Elementary Subdivision, as recorded in Volume 9534, Page 173 of the Bexar County Deed and Plat Records, Bexar County, Texas, conveyed to Southwest Independent School District by instrument recorded in Volume 6569, Page 620, out of Ignacio Tejada Survey 186, Abstract 735, County Block 4250, Bexar County, Texas, from Southwest Independent School District, Owner of Record, in the amount of \$14,208, total appraised value plus Administrative Settlement and applicable closing costs. Elm Creek at Pearsall Road LWC Flood Control Project (MR11), Precinct Number 1.

Item(s) Brought by Economic and Community Development:

(David Marquez)

35. Approval and Execution of the Management Agreements between Bexar County and the following outside agencies for a one year period beginning October 1, 2017, and ending on September 30, 2018:

Family Services Association
Juvenile Outreach & Vocational Education Network (JOVEN)
Project Mend
San Antonio Clubhouse – Wellness
San Antonio Food Bank
Society St Vincent de Paul
Magik Children's Theatre
Musical Bridges Around the World
Opera San Antonio
Northeast Senior Assistance (NESA)
San Antonio Clubhouse – Career Path
San Antonio Public Library Foundation
VIA Metropolitan Transit – MLK March
YWCA

INDIVIDUAL AGENDA ITEMS:

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

Item(s) Brought by Elections:

(Jacque Callanen)

36. Discussion and appropriate action for the orders necessary for the conduct of early voting for the Joint Primary to be held on Tuesday, March 6, 2018, and the Runoff, if necessary, on Tuesday, May 22, 2018 to include:
- An Order to Conduct Early Voting for the Primary and Runoff Election
 - An Order designating the main early voting location and branch locations;
 - An Order setting compensation for the deputy early voting clerks for early voting;
 - An Order adopting a voting system to be used;
 - An Order adopting the voting times for Saturdays and Sundays.

(Estimated Presentation Time: 10 minutes)

(Jacque Callanen)

Item(s) Brought by County Manager's Office:

(David Smith)

37. Discussion and appropriate action regarding the Operations and Maintenance Agreement for the San Pedro Creek Culture Park between Bexar County, the City of San Antonio, and the San Antonio River Authority.
(Estimated Presentation Time: 10 minutes) (David Smith/Suzanne Scott)

Item(s) Brought by Resource Management:

(Tina Smith-Dean)

38. Presentation, discussion and appropriate action of the Bexar County Financial Update.
(Estimated Presentation Time: 30 minutes) (Tina Smith-Dean)

Item(s) Brought by District Attorney:

(Nicholas "Nico" LaHood)

39. Discussion and appropriate action regarding a Professional Services Agreement for Monitoring Counsel Services with the law firm of Gravely & Pearson L.L.P.
(Estimated Presentation Time: 5 minutes) (Ed Schweninger)
40. Discussion and appropriate action regarding a settlement proposal to resolve all legal claims and civil service case of Lucy Adame-Clark.
(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.

41. **§551.071 Consultation with Attorney for advice regarding:**
- a. Pending or contemplated litigation or settlement offers in the following matters:
 - i. Legal Claims and Civil Service case of Lucy Adame-Clark;
 - ii. Legal claims of Christopher Shane Prescott and Ruby Prescott related to the death of their son Kameron Prescott.
 - 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. A Professional Services Agreement for Monitoring Counsel Services with the law firm of Gravely & Pearson L.L.P.

Posted: Friday, January 26, 2018 at 4:30 p.m.