BEXAR COUNTY, TEXAS COMMISSIONERS COURT



NOTICE OF PUBLIC MEETING

The Bexar County Commissioners Court will meet on Tuesday, May 22, 2018 at 9:00 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: Alicia Ortiz (Court/Sergio "Chico" Rodriguez)

2. Pledge of Allegiance:

(Court/Sergio "Chico" Rodriguez)

COMMISSIONERS COURT REGULAR AGENDA

3. **CEREMONIAL ITEM(S):**

a. Presentation of a Hidalgo Award on behalf of Commissioners Court honoring Mary Rose Brown for her work on the Tricentennial and the Founders' Day Gala.

(Estimated Presentation Time: 5 minutes)

(Court/Nelson W. Wolff)

b. Presentation of a Proclamation on behalf of Commissioners Court recognizing Dr. Jude Valdez for his 40 years of service with University of Texas at San Antonio.

(Estimated Presentation Time: 5 minutes)

(Court/Nelson W. Wolff)

c. Presentation of a Proclamation on behalf of Commissioners Court recognizing the team of Jefferson High School and Snack Pak 4 Kids.

(Estimated Presentation Time: 5 minutes)

(Court/Nelson W. Wolff)

4. TIME CERTAIN PRESENTATION ITEM(S):

a. **10:00 a.m.:** In observance of Memorial Day 2018, a ceremony will be held in Commissioners Court on May 22, 2018 to honor those military services members from Bexar County and surrounding areas who have died while serving on active duty.

(Estimated Presentation Time: 25 minutes)

(Court)

- 5. Request of Commissioners Court to identify items from the Consent Agenda for additional discussion and to approve remaining Consent Agenda items.
- 6. Filing for record the following legal and administrative documents and directing the Criminal District Attorney's Office to take action, if necessary:
 - a. Request for Discovery from Ben M. Sifuentes, Jr., P.C. Re: State of Texas v. Michael Heim, Citation number E00000000699218, Justice of the Peace Court, Precinct 3, Bexar County, Texas.
 - b. Notice of Settlement Offer from Crain, Caton & James, P.C. Re: R&H Oil/Tropicana Energy Site, 403/507 Somerset Rd., San Antonio, Texas (the "Site")
 - c. Letter from the Office of Burns Anderson Jury & Brenner, L.L.P. Re: Bexar County Emergency Services District No. 8 Audit, Texas Health & Safety Code 775.082.
 - d. Order for Appointment of Temporary Justice of the Peace Jack Price for Precinct 1, Place 1, including executed Oath of Office.
 - e. General Fund Public Service Agreement with the San Antonio Museum of Art for the San Antonio 1718: Art from Viceregal Mexico exhibit, approved October 31, 2017.

- 7. Approval of Commissioners Court minutes for May 8, 2018.
- 8. 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 Commissioners Court:

(Court)

- 9. Approval of a request by Commissioner Kevin A. Wolff to appoint Jerry Gonzales to replace Bob McKinney on the Civil Service Commission to serve a term beginning upon appointment and expiring May 22, 2019.
- 10. Approval of request by Bexar County Emergency Services District No. 8 for a 30-day extension to the FY 2016-2017 Audit deadline.

Item(s) Brought by Sheriff's Office:

(Javier Salazar)

11. Authorization and approval for the Sheriff's Office to pay bill(s) from Fiscal Year 17 and 18 invoice(s) in the amount of \$3,884.71 for professional service fees, inmate housing and medical billing.

Item(s) Brought by Juvenile Probation:

(Lynne Wilkerson)

12. Approval of a request to rehire Ms. Jill Mata, a Bexar County retiree, as General Counsel for Bexar County Juvenile Probation Department.

Item(s) Brought by County Auditor:

(Susan Yeatts)

- 13. Authorization and approval for the County Auditor to pay routine bills from Monday, May 21, 2018 through Friday, June 1, 2018.
- 14. Authorization to distribute upcoming payroll, to include overtime, uniform allowances, and auto allowances to be paid on Thursday, May 31, 2018.
- 15. Approval of bills to include claims registers for Wednesday, May 9, 2018 and Friday, May 11, 2018; and Wednesday, May 16, 2018, and Friday, May 18, 2018.
- 16. Request approval according to Section 31.11 for \$234,030.41 in refunds for payments received by the Tax Assessor-Collector's Office in the form of tax overpayments made on 27 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. Acceptance of the certification by the County Auditor, pursuant to Local Government Code §111.0108, of additional revenue available for the Bexar County Sheriff's Federal Asset Forfeiture Fund 313 in the amount of \$3,556. The Commissioners Court is not hereby adopting a special budget.
- 18. Acceptance of the certification by the County Auditor, pursuant to Local Government Code §111.0108, of additional revenue available for the Bexar County Sheriff's State Asset Forfeiture Fund 312 in the amount of \$1,877. The Commissioners Court is not hereby adopting a special budget.

19. Acceptance of 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 April 2018. Notification of payment to those employees who have accumulated hours in excess of the FLSA maximum level for an estimated amount of \$96,916 and approval of the appropriate budget transfers.

Items(s) Brought by Purchasing:

(Mary Quinones)

- 20. Authorizing the execution of the following agreements to provide Bexar County with treatment services for the Adult Treatment Courts from awarded amounts of \$859,304.50 during FY 2016-17 and FY 2017-18 for an initial term beginning upon award and ending February 28, 2019 and providing for two (2) one-year options for renewal as requested by the Bexar County Judicial Services Department; contingent on future funding approval for FY 2018-19; authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
 - a. Alpha Home for estimated amount of \$39,650
 - b. Deborah Judith, Inc. dba Elite Counseling for estimated amount of \$164,101.50
 - c. Phillip Johnson dba Aljon Family Counseling, PLLC for estimated amount of \$104,844
 - d. San Antonio Lifetime Recovery for estimated amount of \$211,731.50
 - e. Victoria R. Jordan Spicer dba Rosetta's Key, PLLC for estimated amount of \$207,840.50
 - f. Recovery Healthcare for an estimated amount of \$95,137
 - g. Crystal Counseling for estimated amount of \$36,000
- 21. Granting a discretionary exemption to award a maintenance agreement to ICSolutions in the amount of \$175,000 as requested by the Sheriff's Office 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 contract and file appropriate award documents for the record.
- 22. Awarding a policy to AFM Insurance Company through Frost Insurance Agency to provide Bexar County with the purchase of Property Insurance Coverage for a one-year period beginning July 1, 2018 and ending June 30, 2019 with an annual premium amount of \$425,101 and providing for three one-year renewal options, as requested by the County Manager's Office, Budget & Finance Division; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
- 23. Authorizing a contract modification with Aramark Correctional Services, LLC to amend the agreement regarding term and price per meal definition as requested by the Juvenile Probation Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record.
- 24. Granting a discretionary exemption for the purpose of awarding a contract to CIVIQ Smartscapes for the purchase of an extended warranty and extended software license agreement in the amount of \$89,440 as requested by the Information Technology Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
- 25. Awarding a delivery order for installation of automatic gates from Construction Rent-A-Fence, Inc., as requested by Public Works Department, to be installed at the Cagnon Service Center, in the amount of \$74,250; and authorizing the Purchasing Agent to execute contract and file the appropriate award documents for record.
- 26. Granting a discretionary exemption for the purpose of awarding a contract to Niche Vision Forensics, LLC for the purchase of DNA probabilistic genotyping computation software for Judicial Services, Crime Laboratory in the amount of \$120,500; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.

- 27. Authorizing the removal and sale of one surplus firearm to retired Bexar County Sheriff's Deputy Joe E. Hernandez 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.
- 28. Approval to declare three (3) vehicles surplus for auction in accordance with Local Government Code 263.152. (A)(1)(C)(6).

Item(s) Brought by Public Works:

(Renee Green)

- 29. Approval of the Application and Letter of Agreement for Construction Services between Bexar County and Grey Forest Utilities (GFU) in the amount of \$122,151 for utility relocation services in connection with the Flood Control Capital Project, French Creek Tributary NWWC, LC23, Precinct Number 3.
- 30. Approval of a Right-of-way Improvement License Agreement between Bexar County and ExploreUSA RV Ltd to install and maintain a forced main storm water sewer within the Dietz-Elkhorn Road public right-of-way at no cost to the County.
- 31. Authorizing acceptance of a donation from the Maddie's Fund to Kirby Bexar Animal Facility on behalf of Christie Banduch, recipient of the Maddie Hero Awards, in the amount of \$10,000 to fund the spay, neuter and adoption of pets in the Fiscal Years 2018 & 2019. County Wide.
- 32. Approval of the granting of a 0.33 Variable Width Permanent Electric Overhang Easement out of a .7129 acre tract of land out of Lot 113, Block 1, Tuscan Oaks, Unit 1 Planned Unit Development, as recorded in Volume 9570, Page 43 of the Deed and Plat Records of Bexar County, Texas, located in Northwest Bexar County, said easement being granted to the City of San Antonio for use by City Public Service Board of San Antonio over and across the property owned by Bexar County, previously purchased for the Bulverde Road Reconstruction Phase V Project. Precinct 3.
- 33. Authorizing the sale of property struck off to Bexar County for delinquent taxes known as cause number 2010-TA1-04651; account number 112740030150; New City Block 11274 Block 3 Lot 15 Virginia Avenue Subdivision in the City of San Antonio, Bexar County, Texas, as shown in Volume 02222, Page 0023 of the Deed and Plat Records of Bexar County, Texas; located at 3123 Golden Ave. for \$8,290 (the total adjudged value of the property) to Robert J. Gomez, pursuant to Section 34.05(h) of the Texas Tax Code and authorizing the execution of deed. Precinct Number 1.
- 34. Approval of subdivision plat#170593 within the Extra Territorial Jurisdiction of the City of San Antonio: Waterford Park Unit 5B, owner: Daphne Development, LLC, located southwest of Culebra Road FM 471 and Waterford Tree, not within the Edwards Aquifer Recharge Zone. Precinct Number 2.
- 35. Approval of subdivision plat#170540 within the Extra Territorial Jurisdiction of the City of San Antonio: Whisper Falls Unit 1B, owner: Continental Homes of Texas, LP, located southeast of US Hwy. 90 and Masterson Road, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
- 36. Approval of subdivision plat#170584 within the Extra Territorial Jurisdiction of the City of San Antonio: Lakeview Villas, owner: Leca Construction, LLC, located southwest of Woodlake Parkway and Lakeview Drive, not within the Edwards Aquifer Recharge Zone. Precinct Number 4.
- 37. Approval of subdivision plat#CP201707 within the Extra Territorial Jurisdiction of the City of Helotes: Silver Canyon Unit 5, owner: Pulte Homes of Texas, L.P., located northwest of Galm Road and Mill Park, not within the Edwards Aquifer Recharge Zone. Precinct Number 2.
- 38. Approval of subdivision plat#170514 within the Extra Territorial Jurisdiction of the City of San Antonio: Waterwheel Unit 1 Phase 2, owner: Lennar Homes of Texas Land & Construction, LTD, located northwest of Culebra Road FM 471 and Wind Gate Parkway (private), not within the Edwards Aquifer Recharge Zone. Precinct Number 2.

- 39. Approval of subdivision plat#170506 within the Extra Territorial Jurisdiction of the City of San Antonio: Waterwheel Unit 2 Phase 1, owner: Lennar Homes of Texas Land & Construction, LTD, located northwest of Culebra Road FM 471 and Landa Falls, not within the Edwards Aquifer Recharge Zone. Precinct Number 2.
- 40. Approval of a variance request to Article 4, Section D(4)i.(ii)(a) of the Bexar County Flood Damage Prevention Court Order to construct a drainage channel for the Palo Alto development. Precinct Number 1.
- 41. Approval to establish Traffic Control devices as Stop Zones, No Parking Zones, and School Zones at specified locations in Precinct Numbers 1, 2, & 3.

STOP ZONES TO BE ESTABLISHED:

Precinct Number 1

Redbird Ranch Unit 11D-1 Plat #160566

The Stop Sign shall be on Gray Catbird at its intersection with Fly Catcher. (1 stop)

The Stop Sign shall be on Night Heron at its intersection with Fly Catcher. (1 stop)

Precinct Number 2

Waterford Park Unit-7 Plat #160189

The Stop Sign shall be on Taverns Turn at its intersection with Waterford Tree. (1 stop)

The Stop Sign shall be on Chester Knoll at its intersection with Waterford Tree. (1 stop)

The Stop Sign shall be on Waterford Tree at its intersection with Old F. M. 471. (1 stop)

NO PARKING ZONE TO BE ESTABLISHED:

Precinct Number 3

No Parking Anytime (tow away zone)

Parking shall be prohibited on Evans Rd north side of street only from TPC Pkwy westbound to 950 ft. *SCHOOL ZONE TO BE ESTABLISHED*:

Precinct Number 3

Claudia Taylor "Lady Bird" Johnson High School

The maximum speed on Bulverde Rd from 1,100 ft. south of TPC Pkwy to 600 ft. north of Regal Park shall be 25 mph (8:00am - 9:15am) and from (3:45pm - 4:45pm) school days only.

42. Order accepting the following streets and drains in the identified subdivisions for County maintenance to begin May 22, 2018:

SUBDIVISION

STREET/DRAIN

Arcadia Ridge, Unit 05-B-02, Phase 01 Plat No. 150389

Precinct #1

Argos Star 462.76 lf Asphalt Width: 28' Athol Island 493.94 lf Asphalt Width: 28' Spanish Wells 459.91 lf

Asphalt Width: 28' Thera Isle 410.69 lf Asphalt Width: 28'

Drain "A" 196.67 lf

Private Drain "C" 11.0 lf

Alamo Ranch, Unit 15-B

Plat No. 150271 Precinct #1 Beals Circle 145.0 lf Asphalt Width: 28' Couble Falls 1,095.32 lf Asphalt Width: 28'

Panhandle Cove 861.89 If

Asphalt Width: 29' Welder Lake 562.54 lf Asphalt Width: 28' Drain "A" 142.47 lf

Alamo Ranch, Unit 50-C, Phase 01

Plat No. 140128

Precinct# 1

Gully Hill 388.55 lf

Asphalt Width: 28'

Texas Gold 943.88 lf

Asphalt Width: 28'

Drain "A" 101.0 lf

Drain "B" 11.0 lf

Alamo Ranch Parkway, Unit 03

Plat No. 070499

Precinct# 1

Alamo Ranch Parkway (Eastbound) 1,897.47 lf

Asphalt Width: 29'

Drain "A" 288.85 lf

SUBDIVISION

Alamo Ranch Parkway, Unit 03-A

Plat No. 140261

Precinct# 1

Redbird Ranch, Unit 09-A

Plat No. 160017

Precinct# 1

STREET/DRAIN

Alamo Ranch Parkway (West Bound) 1,939.72 lf

Asphalt Width: 28'

Cackling Goose 603.46 lf

Asphalt Width: 28'

Fronted Goose 492.96 lf

Asphalt Width: 28'

Northern Pintail 644.94 lf

Asphalt Width: 28'

Rose Spoonbill 1,131.87 lf

Asphalt Width: 563.06 lf of 40'

568.81 lf of 28'

Ruddy Duck 254.52 lf

Asphalt Width: 28'

Winged Teal 551.96 lf

Asphalt Width: 28'

Storm Drain "A" 11.0 lf

Storm Drain "B" 11.0 lf

Item(s) Brought by Economic and Community Development:

(David Marquez)

43. Approval and Execution of the Management Agreement between Bexar County and the following outside agencies for a one year period beginning October 1, 2017, and ending on September 30, 2018, in the amount listed below from the General Fund:

Alamo City Opera	\$ 25,000.00
Bexar County Junior Livestock Show, Inc.	\$ 10,000.00
Southwest Outreach for Older People and	\$21,000.00
Southeast Outreach for Older People dba Ride	
Connect Texas	

Item(s) Brought by Heritage and Parks:

(Betty Bueche)

- 44. Authorizing the County Judge to execute a sponsored research agreement with The University of Texas at San Antonio to design and build a set of web pages outlining the region's history covering the era between Mexican Independence and the arrival of the Railroad (1877) for \$72,926.
- 45. Approval authorizing the County Judge to approve a sponsorship requested for the Los Bexarenos Genealogical and Historical Society 39th Statewide Conference in the amount of \$2,000 requested by the Bexar County Historical Commission.
- 46. Authorizing the County Auditor to reimburse expenses and grant two awards in the total amount of \$1,277 in connection to the San Antonio Regional History Day History Fair co-sponsored by Texas A&M San Antonio and the Bexar County Historical Commission.

Item(s) Brought by Judicial Services:

(Mike Lozito)

47. Approval and execution of agreement between Bexar County and Texas Meadows Mental Health Policy Institute for Dr. Tony Fabelo to conduct the Phase IV review of the Bexar County Pretrial Services program over a twelve month period commencing upon Court Approval and will expire September 30, 2018, amount not to exceed \$145,000 and appropriate budgetary transfer.

Item(s) Brought by Resource Management:

(Tina Smith-Dean)

- 48. Approval of a contract between Bexar County and SAMCO Capital Markets, Inc. and RBC Capital Markets, LLC, for Co-Financial Advisory services at a total annual cost of \$90,000 plus the cost of debt issuance with a two-year term from May 22, 2018 through May 22, 2020 with two additional one-year renewal options.
- 49. Approval of a Professional Services Agreement between Bexar County and Bracewell, LLP for Bond Counsel and Disclosure Counsel Services for a two-year term from May 22, 2018 through May 22, 2020.

INDIVIDUAL AGENDA ITEMS:

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

Item(s) Brought by Economic and Community Development:

(David Marquez)

- 50. Presentation discussion and appropriate action regarding:
 - a. Resolution nominating TaskUs Inc. for an Enterprise Project designation within the Texas Enterprise Zone Program.
 - b. Inter-local agreement between the City of San Antonio and the County of Bexar for nominating TaskUs Inc. as an Enterprise Project pursuant to nomination and application made by the County to the office of the governor.

(Estimated Presentation Time: 10 minutes)

(David Marquez)

Item(s) Brought by Public Works:

(Renee Green)

- 51. Presentation and overview of the 2018 Bexar County Public Works Mosquito Control Program.
 (Estimated Presentation Time: 10 minutes) (Renee Green)
- 52. Approval by Bexar County Commissioners Court to exempt the following County vehicles from the marking requirements of the Texas Transportation Code, Section 721.004, so that these vehicles can be used to create and be included in a Bexar County Vehicle Loaner Pool to be used by County offices and departments as approved by the Public Works Fleet Maintenance Department:

Unit #	VIN#	License #	Year	Make	Model
6055	1FBSS31L5YHB89906	1261154	2000	FORD	VAN
6139	1GNLC2E0XDR302753	1155686	2013	CHEVROLET	TAHOE
6140	1GNLC2E02DR305906	1155687	2013	CHEVROLET	TAHOE
6226	1GNMCAE02AR203970	BZ7M183	2010	CHEVROLET	TAHOE
6230	1GNMCAE07AR182873	BZ7M187	2010	CHEVROLET	TAHOE
6255	3VWAL7AJXAM091236	BT6Y505	2010	VOLKSWAGEN	JETTA
6264	1GNLC2E0XER228865	1175328	2014	CHEVROLET	TAHOE

(Estimated Presentation Time: 10 minutes)

(Renee Green)

Items(s) Brought by Purchasing:

(Mary Quinones)

- 53. Discussion and appropriate action regarding the following approval of an Interlocal Agreement between the Harris County Department of Education ("HCDE") Choice Partners Cooperative Purchasing Program and Bexar County for the purpose of allowing purchases of products and services through HCDE contracts; and authorizing the Purchasing Agent to execute and file appropriate award documents for record.

 (Estimated Presentation Time: 10 minutes)
- 54. Discussion and appropriate action regarding the renewal of an existing agreement with Aramark Correctional Services, LLC to provide for the purchase of food services for the period upon award through January 31, 2019, as requested by the Sheriff's Office in the estimated annual amount of \$3,541,164; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record.

 (Estimated Presentation Time: 10 minutes)
- 55. Discussion and appropriate action regarding the awarding of a contract to the lowest and best qualified bid submitted by Webber Commercial Construction, LLC in an amount of \$2,420,000 for construction services of the Justice Center Renovations, as requested by the Facilities Management Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.

 (Estimated Presentation Time: 10 minutes)

 (Mary Quinones)

<u>Item(s)</u> Brought by the County Clerk's Office:

(Gerard Rickhoff)

56. Drawing 25 names from the 2017 Grand Jury List, nine (9) of which will serve on the 2018 Salary Grievance Committee; an additional nine (9) names are needed to serve as Alternates.

(Estimated Presentation Time: 5 minutes)

(Elizabeth Small)

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.

57. §551.071 Consultation with Attorney for advice regarding:

- a. Legal issues pertaining to the following matters in which the duty of the attorney for Bexar County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act:
 - i. Procurement issues related to inmate telephone services, and the current vendor contract with ICSolutions; and
 - ii. Disparity studies and race conscious procurement programs.

Posted: Friday, May 18, 2018 at 5:00 p.m.

FILE INFORMATION

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