



BEXAR COUNTY, TEXAS COMMISSIONERS COURT

NOTICE OF PUBLIC MEETING

The Bexar County Commissioners Court will meet on **Tuesday, March 7, 2017 at 10:00 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 north end of the Courthouse located at the intersection of Dolorosa and Main streets. To access the second floor, individuals must use the handicap ramp located at the northwest corner of the County Courthouse and take the elevator to the second floor.

COMMISSIONERS COURT CEREMONIAL AGENDA

1. Opening prayer: Amber Simpson (Court/Sergio "Chico" Rodriguez)
2. Pledge of Allegiance (Court/Sergio "Chico" Rodriguez)

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
Shirley Myers	01/21/1992	25	District Clerk
Mary Green	10/17/1988	30	Criminal DA

(Estimated Presentation Time: 15 minutes)

(Court)

- b. Presentation on behalf of Commissioners Court recognizing March 7, 2017 as "Bexar County Women's Day" to commemorate Women's History Month, supporting the National theme of "Honoring Trailblazing Women in Labor and Business" in partnership with the National Association of Women Business Owners – San Antonio Chapter. The Court will also present the 2017 Bexar County Pioneer Award to Honorable Judge Karen H. Pozza, 407th Civil District Court, Bexar County.
(Estimated Presentation Time: 5 minutes) (Court/Nelson W. Wolff)
- c. Presentation of a Proclamation on behalf of Commissioners Court recognizing Mrs. Amber Simpson in receiving the MILKEN EDUCATOR AWARD.
(Estimated Presentation Time: 5 minutes) (Court/Sergio "Chico" Rodriguez)

COMMISSIONERS COURT REGULAR AGENDA

4. Request of Commissioners Court to identify items from the Consent Agenda for additional discussion and to approve remaining Consent Agenda items.
5. Filing for record the following legal and administrative documents and directing the Criminal District Attorney's Office to take action, if necessary:
 - a. Ground Lease, Funding and Development Agreement and the Interlocal Cooperation, Operating and License Agreement with the Center for Health Care Services Inner City Clinic located at 928 W. Commerce, approved November 15, 2016.
 - b. Bexar County Auditor's Monthly Financial Report (Unaudited and Unadjusted) for the month of December 31, 2016.
6. Approval of Commissioners Court minutes for February 21, 2017.
7. 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, discussed, and appropriate action taken separately.

Item(s) Brought by Commissioners Court:

(Court)

8. Approval of a request from Bexar County Judge Nelson Wolff, to appoint Richard G. Terrell to the Dispute Resolution Center Advisory Board for a two-year term to begin upon approval and expire on April 30, 2018.
9. Approval of a request from Commissioner Kevin A. Wolff, Precinct 3 to appoint Amy Porter to the Historical Commission Board to serve a term that begins upon appointment and expires on December 31, 2018.

Item(s) Brought by County Manager:

(David Smith)

10. Ratification of the letter signed by the County Judge on February 28, 2017 providing Notice to the City of San Antonio of the County's intent to terminate Addendum 1 Animal Care effective June 30, 2017 as provided by the Master Interlocal Agreement Between City of San Antonio and Bexar County.
11. Approval of the County Judge to sign an application submitted by Bexar County Sheriff's Office to participate in the Texas 1033 Surplus Property Program.
12. Approval of a request from the Small Business & Entrepreneurship Department for the County Auditor to pay for media services for the 16th Annual Small, Minority, Women and Veterans Business Contracting Conference to the San Antonio Express News in the amount of \$1,465.20 and the San Antonio Herald News in the amount of \$1,050 (AABE): for a total amount of \$2,515.20.

Item(s) Brought by Sheriff's Office:

(Javier Salazar)

13. Authorizing the Bexar County Auditor to pay invoice(s) from Fiscal Year 2017 invoice(s) in the amount of \$186.32 for services.

Item(s) Brought by Constable Precinct 4:

(Stan Ramos)

14. Approval of a request from the Constable Precinct 4 authorizing the Bexar County Auditor to pay invoice(s) in the amount of \$1,837.50 for building signage.

Item(s) Brought by County Auditor:

(Susan Yeatts)

15. Authorization and approval to pay routine bills from Monday, March 6, 2017 through Friday, March 17, 2017.
16. Approval of bills to include claims registers for Wednesday, February 22, 2017 and Friday, February 24, 2017, Wednesday, March 1, 2017 and Friday, March 3, 2017.
17. Authorization to distribute upcoming payroll, to include overtime, uniform allowances, and auto allowances to be paid on Wednesday, March 15, 2017.
18. Request approval according to Section 31.11, for \$761,112.04 in refunds for payments received by the Tax Assessor-Collector's Office in the form of tax overpayments made on 36 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.

Item(s) Brought by Purchasing:

(Mary Quinones)

19. Awarding a requirements contract with Waste Management of Texas, Inc. to provide Bexar County residents with Door-to-Door Household Hazardous Waste Collection and Management Program for the term period beginning February 7, 2017 and ending February 6, 2020 for an estimated annual amount of \$105,185, and providing for two one-year options for renewal as requested by the Public Works Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
20. Awarding requirement contracts to Vulcan Materials, Osburn Materials, Inc., and Martin Marietta Materials, Inc., in accordance with approved pricing and budgeted amount, for the purchase of Road Materials beginning upon award and ending September 30, 2017 as requested by the Public Works Department; and authorizing the Purchasing Agent to execute a contract renewal in accordance with the terms of the original contract for an estimated amount not to exceed \$450,000; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record.
21. Awarding a delivery order to Lea Park & Play to provide for the purchase and installation of Rubber Safety Surfacing in the amount of \$72,301.40, as requested by the Heritage and Parks Department through the Buyboard cooperative program; and authorizing the Purchasing Agent to execute and file appropriate award documents for record.
22. Authorizing the removal and sale of two (2) surplus firearm weapons to retired Bexar County Sheriff's Office Deputy Nick Reyna and Sergeant Eugene Sanchez in the amount of \$414 each, 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.
23. Authorizing a work order with Catapult Systems for the purchase of Enterprise IT Advisory Services in support of the Data Center Relocation Project in the not to exceed amount of \$399,720, as requested by the Information Technology Department through a State of Texas Department of Information Resources (DIR) cooperative contract; and authorizing the Purchasing Agent to execute and file the appropriate award documents for the record.

Item(s) Brought by Economic and Community Development:

(David Marquez)

24. Authorization and approval for the County Judge to accept Termination Notice on the Tax Abatement Agreement with Baker Hughes Oilfield Operations, Inc.
25. Approval to negotiate a Tax Abatement and grant agreement with NEC Networks, LLC (d/b/a/ CaptureRX).

Item(s) Brought by Public Works:

(Renee Green)

26. Approval of a Tenth Amendment to Lease Agreement between Bexar County, Texas and 8918 Tesoro Partners, LLC to extend the current lease term for up to eighteen months, effective February 1, 2017 at the square footage of 12,298 in order to continue housing the Precinct 3 offices of the Justice of the Peace and Constable at a monthly cost of \$21,009.08, located at 8918 Tesoro Drive. Precinct 3.
27. Approval of subdivision plat#160132 within the Extra Territorial Jurisdiction of the City of San Antonio: Paloma Replat, owner: I-10 Investments, LTD, located southwest of Francisco Way and Margarita Loop, not within the Edwards Aquifer Recharge Zone. Precinct Number 4.

28. Approval of Field Alteration Request Number 1 between Bexar County and Tropical Contracting, LLC, requesting to increase the contract amount by \$46,350 in connection with Flood Control Capital Project, Salado Creek Tributary D at Ira Lee SC41, Purchase Order No. 11573012, Precinct Number 4.
29. Approval to establish Traffic Control devices as Stop Zones at specified locations in Precincts 1 and 2.

STOP ZONES TO BE ESTABLISHED:

Precinct Number 1

Redbird Ranch Unit 11C-1 Plat #150521

- The Stop Sign shall be on Blue Darter at its intersection with Reeves Loop. (1 stop)
- The Stop Sign shall be on Blue Darter at its intersection with Cooks Petrel. (1 stop)
- The Stop Sign shall be on Bobwhite Quail at its intersection with Fly Catcher. (1 stop)
- The Stop Sign shall be on Bobwhite Quail at its intersection with Snowy Egret. (1 stop)

Precinct Number 2

Tschirhart Tract Plat #130141

- The Stop Sign shall be on Hudson Hollow at its intersection with Rhyder Ridge. (1 stop)
- The Stop Sign shall be on Jennings Way at its intersection with Hudson Hollow. (1 stop)
- The Stop Sign shall be on Stallings Way at its intersection with Hudson Hollow. (1 stop)
- The Stop Sign shall be on Emory Quinn at its intersection with Hudson Hollow. (1 stop)
- The Stop Sign shall be on Hudson Hollow at its intersection with Shaenfield Rd. (1 stop)

Item(s) Brought by Judicial Services:

(Mike Lozito)

30. Approval of a grant application to the U.S. Department of Justice (DOJ), Bureau of Justice Assistance (BJA) for the solicitation entitled “Second Chance Act Reentry Program for Adults with Co-Occurring Substance Use and Mental Disorders FY 2017 Competitive Grant Announcement” to fund case management and behavioral health treatment at the Bexar County Reentry Center in the amount of \$650,000 with no local match required. The grant term will be for a period of 36 months beginning October 1, 2017; and acceptance of funds if awarded.
31. Approval of grant application to the U.S. Department of Justice (DOJ), Bureau of Justice Assistance (BJA) for the solicitation entitled “Smart Reentry: Focus on Evidence-Based Strategies for Successful Reentry from Incarceration to Community FY 2017 Competitive Grant Announcement” for fund service delivery at the Bexar County Reentry Center in the amount of \$2,000,000 which \$1,000,000 in federal funding and \$1,000,000 in local in-kind match. The grant term will be for a period of 36 months beginning October 1, 2017; and acceptance of funds if awarded.
32. Approval of grant application to the U.S. Department of Justice (DOJ), National Institute of Justice (NIJ) for the solicitation entitled “Strengthening the Medical Examiner-Coroner System Program” to fund the Bexar County Medical Examiner’s Office Fellowship Program in the amount of \$100,000 with no local match required. The grant term will be for a period of 12 months beginning October 1, 2017; and acceptance of funds if awarded.
33. Approval for payment of expenses incurred from the Bexar Health Coalition Legislative Reception on November 17, 2016 in an amount of \$464.61 for the Behavioral & Mental Health Department.
34. Authorizing execution of an extension to agreement with Alamo Forensics for operation of a breath-test program to be utilized by the Criminal District Attorney’s office in the prosecution of DWI cases for a term of November 1, 2016 to October 31, 2017 at an annual fee of \$153,000, plus reimbursement of operational expenses of \$32,560, for a grand total not to exceed \$185,560.

35. Approval and execution of the Eighth Amendment to Agreement for Professional Services between Bexar County and Aljon Family Counseling, PLLC., to increase funding by \$70,200 for substance abuse and mental health treatment services for the Felony Drug Court and Misdemeanor Drug Court with approved funding from the Criminal Justice Division Grant #2047009 and SAMHSA Year 2 Grant #5H79TI0260. The agreement amount total not to exceed \$385,526.28 for a term of September 1, 2016 to February 28, 2017.
36. Approval and execution of the Ninth Amendment to an agreement for Professional Services between Bexar County and Elite Counseling to increase funding by \$62,170 to provide treatment services to the Felony Drug Courts, Misdemeanor Drug Court and Prostitution Prevention Program a/k/a "The Esperanza Court" with funding for an amount not to exceed \$355,258.84. The term of the Agreement will begin September 1, 2016 through February 28, 2017 with approval funding from Criminal Justice Division Grant #20470-09, Criminal Justice Grant #27603-03, Bureau of Justice-Year 2 Grant #2015-DC-BX0059, and SAMHSA Year 2 Grant #5H79TI0260.
37. Approval and execution of the Eighth Amendment to Agreement for Professional Services between Bexar County and Alpha Home to increase funding by \$12,900 for substance abuse treatment services for the Felony Drug Court and Misdemeanor Drug Court. The amount not to exceed \$117,060 from Criminal Justice Division Grant #2047009, for a term of September 1, 2016 to February 28, 2017.
38. Approval and execution of the Eleventh Amendment for Professional Services between Bexar County and Rosetta's Key to increase funding by \$53,870 for substance abuse and mental health treatment for the Felony Drug Courts and Prostitution Prevention Program a/k/a "The Esperanza Court" utilizing Criminal Justice Division Grant #20470-09, Criminal Justice Grant #27603-03, Bureau of Justice-Year 2 Grant #2015-DC-BX0059, and SAMHSA Year 2 Grant #5H79TI0260 with an amount not to exceed \$265,524.13. The term of the agreement for this funding is September 1, 2016 through February 28, 2017.
39. Approval and execution of the agreement between the Bexar County Recovery Partnership Program with Westcare Texas Inc., for services for the local community recast grant for the term of September 30, 2016 to September 29, 2017 in an amount not to exceed \$337,091 from the Substance Abuse and Mental Health Administration Grant #1H79SM063519-01.
40. Approval and execution of the First Amendment Agreement between the Bexar County Recovery Partnership Program with San Antonio Fighting Back Inc., for services for the local community recast grant for the term of September 30, 2016 to September 29, 2017 in an amount not to exceed \$446,737 from the Substance Abuse and Mental Health Administration Grant #1H79SM063519-01.

Item(s) Brought by Resource Management:

(Tina Smith-Dean)

41. Approval of an agreement with the Texas Department of Public Safety (DPS) for the purpose of obtaining Drivers Records to ensure that any person operating a Bexar County vehicle or operating a private vehicle on County business has an appropriate and safe driving history.

INDIVIDUAL AGENDA ITEMS:

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

Item(s) Brought by Sheriff's Office:

(Javier Salazar)

42. Discussion and appropriate action regarding the request to approve 30,200 hours of paid overtime for uniformed officers required to work mandatory hours in the Adult Detention Center between February 25, 2017 and June 2, 2017.

(Estimated Presentation Time: 15 minutes)

(Javier Salazar)

Item(s) Brought by County Manager:

(David Smith)

43. Discussion and appropriate action regarding a status update on the ongoing design and construction for the San Pedro Creek Restoration project.
(Estimated Presentation Time: 15 minutes) (Tony Canez)

Item(s) Brought by Office of Emergency Management:

(Kyle Coleman)

44. Status update regarding the February 20, 2017, Severe Weather Event Response in far south Bexar County.
(Estimated Presentation Time: 15 minutes) (Scott Lampright)

Item(s) Brought by District Attorney:

(Nicholas "Nico" LaHood)

41. Discussion and appropriate action regarding a settlement proposal in the following litigation: Miriam Jasso, individually and a/n/f of E.J., a minor, and San Juana Baquera v. Bexar County, Texas.
(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.

42. § 551.071 Consultation with Attorney for advice regarding:

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

- i. Miriam Jasso, individually and a/n/f of E.J., a minor, and San Juana Baquera v. Bexar County, Texas;
- ii. Kelly M. Cross, Presiding Judge Bexar County Statutory Probate Court No. 1 v. Bexar County Commissioners Court, et al.; and
- iii. Mark Vojvodich, Constable Precinct 3 v. Bexar County Commissioners Court, et. al.

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. CMAR Agreement between Sundt/Davila JV and San Antonio River Authority relating the San Pedro Creek Improvement Project;
- ii. Hot Wells, L.P. Donation Agreement;
- iii. Depository agreement with Bank of America.

Posted: Friday, March 3, 2017 at 4:30 p.m.