



BEXAR COUNTY, TEXAS COMMISSIONERS COURT

NOTICE OF PUBLIC MEETING

The Bexar County Commissioners Court will meet on **Tuesday, May 2, 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: The Rev. Carol Morehead Associate Rector for Liturgy, Adult Formation, and Pastoral Care St. Mark's Episcopal Church. (Court/Nelson W. Wolff)

2. Pledge of Allegiance: (Court/Nelson W. Wolff)

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

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

Name	Date Employed	Years	Office/Department
Nancy Taguacta	12/30/1991	25	Community Resources
Andrea Ramirez	02/14/1992	25	Community Resources-Ryan White Program

(Estimated Presentation Time: 5 minutes)

(Court)

b. Presentation of San Antonio Missions Jerseys to the Commissioners Court to commemorate the beginning of the 2017 season.

(Estimated Presentation Time: 5 minutes)

(Court/Nelson Wolff)

c. Presentation of a proclamation on behalf of Commissioners Court recognizing May 2017 as "Elder Abuse Prevention."

(Estimated Presentation Time: 5 minutes)

(Court/Nelson Wolff)

d. Presentation of a proclamation on behalf of Commissioners Court recognizing May 12, 2017 as "Walk and Roll Rally Day."

(Estimated Presentation Time: 5 minutes)

(Court/Nelson Wolff)

e. Presentation of a proclamation on behalf of Commissioners Court recognizing May 20, 2017 as "Good Vibrations Music and Arts Festival Day."

(Estimated Presentation Time: 5 minutes)

(Court/Nelson Wolff)

f. Presentation of a proclamation on behalf of Commissioners Court to the San Antonio Society recognizing May 2017 as "National Historic Preservation Month."

(Estimated Presentation Time: 5 minutes)

(Court/Nelson Wolff)

g. Presentation of a proclamation on behalf of Commissioners Court recognizing May 2017 to be "Older Americans Month" in Bexar County.

(Estimated Presentation Time: 5 minutes)

(Court/Paul Elizondo)

h. Presentation of a proclamation of behalf of Commissioners Court recognizing May as Mental Health Awareness Month and Tuesday, May 2, 2017, as the Bexar County Mental Health Training Day and inviting all Bexar County employees to wear green on that day and participate in the Department of Behavioral & Mental Health's event, at the Paul Elizondo Tower (PET) Room #204, for the Lunch & Learn (12:15 PM – 1:15 PM) wellness series, "Mental Health Training."

(Estimated Presentation Time: 5 minutes)

(Court/Paul Elizondo)

4. **SPECIAL PRESENTATION ITEM:**

- a. Presentation of an Engineering Excellence Award by the American Council of Engineering Companies of Texas (ACEC TEXAS) to Commissioners Court in connection with the Old Spanish Walking Trails and Flood Control Basin Project (aka Laddie Place, Phase III Regional Storm Water Facility).
Precinct Number 2.
(Estimated Presentation Time: 10 minutes) (Renee Green)

COMMISSIONERS COURT REGULAR AGENDA

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. Transportation Program Agreement between Bexar County and Lyft, Inc., approved April 4, 2017.
- b. Request for Document Retention from Richie & Gueringer, P.C., Re: Cause No. 2017CK02470; NEC Networks, LLC, D/B/A CaptureRx v. Airport Center, LLP, et al.
7. Approval of Commissioners Court minutes for April 18, 2017.
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 Wolff, Precinct 3, to appoint the following appointees to the SWMBE Advisory Committee:

Name	Date of Appointment	Expire	Replacing
Christopher Forbrich	May 2, 2017	May 1, 2019	Reappoint
Rosa Maria Gonzalez	May 2, 2017	May 1, 2019	Melissa Castro Killen

10. Approval of a request by Commissioner Sergio "Chico" Rodriguez Precinct 1, to re-appointment the following appointees to the SWMBE Advisory Committee:

Name	Date of Appointment	Expire	Replacing
Mary Lupe Arana	May 2, 2017	May 1, 2019	Reappoint
Harold C. Orosco	May 2, 2017	May 1, 2019	Reappoint
Miyoung Squire	May 2, 2017	May 1, 2019	Reappoint

Item(s) Brought by County Manager:

(David Smith)

11. Approval of a Personal Services Agreement with Signal Group Consulting, LLC for Federal Legislative Consulting Services for a term to begin upon execution and end December 31, 2017 in the amount of \$77,710.
12. Request Commissioners Court:
 - a. Rescind the Court's approval of the Special Warranty Deed from Hot Wells, L. P. to the County covering 3.92 acres surrounding the Hot Wells ruins to be designated as the Hot Wells County Park.
 - b. Approve the Special Warranty Deed from Hot Wells, L.P. to the County covering 4.00 acres surrounding the Hot Wells ruins to be designated as the Hot Wells County Park.
 - c. Approve payment of \$52,459.39 to the Edwards Aquifer Authority as payment for a partial release of lien on the 4.00-acre tract to be designated as the Hot Wells County Park.

Item(s) Brought by Sheriff's Office:

(Javier Salazar)

13. Authorizing the Bexar County Auditor to pay invoice(s) from Fiscal Year 2016 invoice(s) in the amount of \$609.66 for services.
14. Request acceptance of Sysco Central Texas donation up to 700 water bottles per week to the Bexar County Sheriff's Office.
15. Ratification of approval for the submission of a grant contract between Bexar County Sheriff Office and the Department of Justice, Office of the Attorney General (OAG) for project entitled Internet Crimes against Children (ICAC). The project contract term is from February 1, 2017 to May 31, 2017 unless it is terminated earlier or extended in accordance with another provision of this contract. Acceptance upon approval of \$10,000 and no county match is required.

Item(s) Brought by Juvenile Probation:

(Lynne Wilkerson)

16. Approval sought for the submission of an application to the Office of the Governor, Criminal Justice Division for 15th year funding of the Bexar Juvenile Drug Court over the term of October 1, 2017 through September 30, 2018 in the amount of \$108,739 approval for the acceptance of grant funds awarded, and authorization of the County Judge to execute a resolution to effect this approval. There is no cash match required by the County.

Item(s) Brought by Constable Precinct 2:

(Michelle Barrientez Vela)

17. Approval of a request from the Constables Office Pct. 2 authorizing the County Auditor to pay an invoice in the amount of \$60 for window tint on a 2016 Chevy Tahoe VIN 1GNLCDEC2GR323039.

Item(s) Brought by Tax Assessor-Collector:

(Albert Uresti)

18. Approval of a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$161.81 on account #17859-002-0170, Norton Richard & Marjorie, tax year(s) 2016 in accordance with Section 33.011 of the Texas Property Tax Code.
19. Approval of a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$81.76 on account #19119-001-0100, Johnson Jessica R & Bendet Samuel A, tax year(s) 2016 in accordance with Section 33.011 of the Texas Property Tax Code.

Item(s) Brought by County Auditor:

(Susan Yeatts)

20. Authorization and approval for the County Auditor to pay routine bills from Monday, May 1, 2017 through Friday, May 12, 2017.
21. Authorization to distribute upcoming payroll, to include overtime, uniform allowances, and auto allowances to be paid on Monday, May 15, 2017.
22. Approval of bills to include claims registers for Wednesday, April 19, 2017 and Friday, April 21, 2017; and Wednesday, April 26, 2017.
23. Request approval according to Section 31.11 for \$109,779.14 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.

Items(s) Brought by Purchasing:

(Mary Quinones)

24. 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 beginning upon award and ending March 31, 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.
25. Awarding the renewal of a requirements contract for Pauper Burial Funeral Services with M.E. Rodriguez, LP Funeral Home in the estimated annual amount of \$295,000 beginning June 1, 2017 and ending May 31, 2018 as requested by the Department of Community Resources; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
26. Awarding a delivery order to SpawGlass Building Services to provide for the purchase of construction services at Miller Road in Precinct 4, as requested by the Public Works Department through a BuyBoard #464-14 cooperative contract in the amount of \$167,956.92; and authorizing the Purchasing Agent to execute contract and file appropriate award documents for record.

Item(s) Brought by Economic and Community Development:

(David Marquez)

27. Approval of a Professional Services Agreement with Collaborative Research in the amount of \$92,000 for program and clinical quality management monitoring services, technical review and assistance for the 2018 Ryan White Part A application and general technical assistance.

Item(s) Brought by Public Works:

(Renee Green)

28. Approval of two Roadway Field Alteration Requests between Bexar County and Sterling Construction Company Inc., in connection with the FM 1957 (Potranco Rd) Pass Through Project, to be paid by Bexar County. Precinct Number 1.
 - a. Approval of Roadway Field Alteration Request Number 1 between Bexar County and Sterling Construction Company Inc., requesting to increase contract amount by \$65,318.29 for the relocation of a 6 inch gas line, within a utility easement, in connection with the FM 1957 (Potranco Rd) Pass Through Project, to be paid by Bexar County.
 - b. Approval of Roadway Field Alteration Request Number 2 between Bexar County and Sterling Construction Company Inc., requesting to increase contract amount by \$87,396.19 for channel excavation and a signal controller and cabinet in connection with the FM 1957 (Potranco Rd) Pass Through Project, to be paid by Bexar County.

29. Approval of Professional Service Agreement between Bexar County and CMT Engineering, Inc. dba PaveTex (SMWBE) in an amount not to exceed \$50,959, for Construction Materials Testing and Observation Services in connection with the Capital Project, Shaenfield Place Subdivision Project, Precinct Number 2.
30. Approval of the Second Amendment to the Engineering Services Agreement between Bexar County and Givler Engineering, Inc. (SMWBE), in the additional amount of \$234,688.23 for a total not to exceed contract amount of \$782,669.65 for professional engineering services in connection with the Flood Control Capital Project, Cimarron Subdivision Drainage, CB9, Precinct Number 4.
31. Approval of the Second Amendment to the Professional Services Agreement between Bexar County and Adams Environmental, Inc. (SMWBE) in the additional amount of \$27,444.60 for professional environmental services in connection with the Flood Control Capital Project, Perrin Beitel Bridge Expansion, SC9, BC 2011-373, Precinct Number 4.
32. Approval of subdivision plat#160067 within the Extra Territorial Jurisdiction of the City of San Antonio: Stillwater Ranch North Bridge, owner: RSI Stillwater, LLC, located northwest of Silver Pointe and Stillwater Parkway, not within the Edwards Aquifer Recharge Zone. Precinct Number 2.
33. Approval of subdivision plat#160210 within the Extra Territorial Jurisdiction of the City of San Antonio: Park Place Phase II Unit 6B, owner: Marbach Development, LLC, located southwest of Rousseau and Marbach Road, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
34. Approval of subdivision plat#160505 within the Extra Territorial Jurisdiction of the City of San Antonio: Marbach Village Unit 4 , owner: Lennar Homes of Texas Land & Construction, LTD, located southeast of Marbach Oaks and Marbach Road, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
35. Approval of subdivision plat#160509 within the Extra Territorial Jurisdiction of the City of San Antonio: Westpointe East Unit 33 Phase 1A, owner: Meritage Homes of Texas, LLC, located southeast of Talley Road and Wiseman Boulevard, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
36. Approval of subdivision plat#CP201611 within the Extra Territorial Jurisdiction of the City of St. Hedwig: Hunters Way, owner: AJH Homes, L.L.C., located northwest of F.M. 1518 and Abbott Road, not within the Edwards Aquifer Recharge Zone. Precinct Number 4.
37. Approval of subdivision plat#CP201612 within the Extra Territorial Jurisdiction of the City of Helotes: Mission Viejo Unit 3, owner: KB Homes, located northwest of Hill Top Bend and Tree Hill, not within the Edwards Aquifer Recharge Zone. Precinct number 3.
38. Authorizing the purchase of a 0.042 of an acre (1,824 square feet) parcel of land, by Warranty Deed, parcel of land situated in the W.M. Brisbin Survey No. 89 1/2, Abstract 54, County Block 4900, Bexar County, Texas, being out of and part of a 19.98 acre tract of land, recorded in Volume 15822, Page 734, of the Official Public Records of Bexar County, Texas, a Special Warranty Deed to Ivanna Investments, LP, a Texas Limited Partnership from Ivanna Investments, LP, Owners of Record, in the amount of \$6,840, total appraised value, plus applicable closing costs. Bulverde Road IV Capital Improvements Project. Precinct 3.
39. Authorizing the purchase of a Temporary Construction Easement being a 0.0181 acre (787 square feet) out of a 2.45 acre tract conveyed from Maureen A. Fey Van Overborg to George R. Blankenship and wife, Meriget G. Blankenship by Deed dated March 15, 2006, recorded in Volume 11997, Page 2132, Official Public Records of Real Property (O.P.R.) of Bexar County, Texas (all records cited herein are recorded in Bexar County, Texas), said 0.0181 acre tract also being out of Tract 25, Leon Valley Home Sites, an addition to Bexar County, Texas, according to plat thereof recorded in Volume 1625, Page 20, Deed and Plat Records (D.P.R.) from George R. Blankenship and Meriget G. Blankenship, Owners of Record, in the amount of \$1,000 to extend the expired Temporary Construction Easement for an additional 36 months.

Flood Control Capital Improvements Project, Huebner Creek Enhanced Conveyance NWWC – Segment 3 (LC17). Precinct 2.

40. Authorizing the purchase of a 0.269 of an acre (11,723 square feet) parcel of land, by Warranty Deed, the parcel of land being situated in the W.M. Brisbin Survey No. 89 ½, Abstract 54, County Block 4900, Bexar County, Texas, being out of and part of Lot 181, Block 1, Amending Plat of a Portion of Sendero Ranch, Unit 2B, recorded in Volume 9610, Page 153, Deed and Plat Records of Bexar County, Texas, from Owners of Record, Robert A. Zajac and wife, Chaula J. Rana, in the amount of \$33,747, total appraised value including Administrative Settlement, plus applicable closing costs. Bulverde Road IV Capital Improvements Project. Precinct 3.
41. Approval of a variance request to Article 4, Section D(4) and Article 4, Section D(5)(d) of the Bexar County Flood Damage Prevention Court Order for Ranch View Unit 9A plat # 160545, Precinct Number 2.
42. Approval of a variance request to Article 4, Section D(4) and Article 4, Section D(5)(d) of the Bexar County Flood Damage Prevention Court Order for Ranch View Unit 9B plat # 160544, Precinct Number 2.
43. 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

Alamo Ranch Unit 50C Phase 1 Plat #140128

The Stop Sign shall be on Gully Hill at its intersection with Texas Gold. (1 stop)

Precinct Number 2

Kallison Ranch Phase 1 Unit 4B Plat #140197

The Stop Sign shall be on Yearling St at its intersection with Bald Eagle Ln. (1 stop)

44. Order accepting the following streets and drains in the identified subdivisions for County maintenance to begin May 2, 2017:

SUBDIVISION

STREET/DRAIN

Buena Vista Unit 01
Plat No. CP00199
Precinct # 1

Hidalgo Avenue 85.0 lf
Asphalt Width: 28'

Dove Canyon
Plat No. 160384
Precinct #1

Dove Canyon 3,044.22 lf
Asphalt Width: 40'
Culvert "A" 65.34 lf
Drain "B" 265.33 lf

Wendt
Plat No. 130140
Precinct #2

Shooter Cove 1,128.75 lf
Asphalt Width: 28'
Otoole Bend 299.51 lf
Asphalt Width: 28'
Reckless 299.51 lf
Asphalt Width: 28'
Turnpike Turn 386.1 lf

Asphalt Width: 28'
Drain "A" 11.0 lf
Drain "B" 11.0 lf

Lantana Oaks Unit 04
Plat No. CP201413
Precinct #2

Serrento Hill 687.85 lf
Asphalt Width: 31'
Drain "C" 11.0 lf
Drain "E" 44.11 lf
Drain "F" 126.81 lf

SUBDIVISION

STREET/DRAIN

Savannah Unit 01-C
Plat No. 150157
Precinct #2

Addison Ridge 363.85 lf
Asphalt Width: 28'
Palmetto Falls 558.84 lf
Asphalt Width: 28'
Drain "A" 11.0 lf

Savannah Unit 02-A
Plat No. 140536
Precinct #2

Double Oak 915.82 lf
Asphalt Width: 28'
Hughes Creek 377.23 lf
Asphalt Width: 28'
Ironwood Hill 744.48 lf
Asphalt Width: 28"
Ranch Bend 1,189.01 lf
Asphalt Width 40'
Tyler Point 516.67 lf
Asphalt Width: 28'

Waterford Park Unit 3
Plat No. 140549
Precinct #2

Baltic Pass 162.19 lf
Asphalt Width: 28'
Bellows Path 544.84 lf
Asphalt Width: 28'
Belmont Valley 860.97 lf
Asphalt Width: 28'
Cohan Way 398.18 lf
Asphalt Width: 28'
Dutchess Turn 214.04 lf
Asphalt Width: 28'

Item(s) Brought by Judicial Services:

(Mike Lozito)

45. Approval of the Fourth Amendment to the Data Processing Services Agreement with Corrections Software Solutions, L.P., and extending the term for one year February 1, 2017 to January 31, 2018 for case management services for Pretrial and Criminal Specialty Courts, amount not to exceed \$109,512 from general funds.
46. Approval of an agreement between Bexar County and the Community Supervision and Corrections Department (CSCD) for two Adult Probation Officers assigned to the Mental Health Court for the period of October 1, 2016 through September 30, 2017 in the amount of \$111,867.53.

47. Approval of the Agreement between Bexar County and the Community Supervision and Corrections Department (CSCD) for providing supervision to Veterans Treatment Court participants utilizing a combination of funding for fiscal Year 2016/2017 from the Criminal Justice Division Grant#23902-07 and funding from the Texas Veterans Commission Grant# VTC 16-0380. The term of the agreement will begin July 1, 2016 terminating on September 30, 2017 in an amount not to exceed \$105,982.

Item(s) Brought by Facilities Management:

(Dan Curry)

48. Authorizing the County Judge to execute Second Contract Amendment between Bexar County and Davila Construction Inc. in the amount of \$30,000 to increase existing contract amount from \$6,348,852.98 to \$6,378,767.27 for additional Sheriff Escorts related to the Bexar County Video Visitation Project, located at 220 Comal St., San Antonio Texas, 78205.
49. Approval of Jasmine Engineering contract for commissioning services for \$379,129 as it relates to ADC Annex projects by the Facilities Management Department.

Item(s) Brought by Bexar Heritage and Parks:

(Betty Bueche)

50. Approval of a Professional Services Agreement with Raba Kistner Environmental for Environmental Testing, Abatement, Application to TCEQ, and Reports for Hot Wells County Park, in the amount of \$195,475, plus a contingency of \$95,000 if Class 1 materials are found with payment only if that condition arises, for a total not to exceed amount of \$290,475.

INDIVIDUAL AGENDA ITEMS:

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

Item(s) Brought by County Manager:

(David Smith)

51. Discussion and appropriate action regarding Bexar County's Legislative Program and the 85th Session of the Texas Legislature.
(Estimated Presentation Time: 10 minutes) (Melissa Shannon)
52. Presentation, discussion and appropriate action regarding Bexar County's Legislative Program for the 115th United States Congress.
(Estimated Presentation Time: 15 minutes) (Melissa Shannon)
53. 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)

Items(s) Brought by Purchasing:

(Mary Quinones)

54. Discussion and appropriate action regarding a request to negotiate with Aetna for the administration of the Bexar County Health Plan.
(Estimated Presentation Time: 15 minutes) (Mary Quinones)

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.

55. §551.071 Consultation with Attorney for advice regarding:

- a. Pending or contemplated litigation or settlement offers in the following matters:
 - i. Kelly M. Cross, Presiding Judge Bexar County Statutory Probate Court No. 1 v. Bexar County Commissioners Court, et al.; and

- 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.

Posted: Thursday, April 27, 2017 at 4:45pm