

BEXAR COUNTY, TEXAS COMMISSIONERS COURT

NOTICE OF PUBLIC MEETING

The Bexar County Commissioners Court will meet on **Tuesday, October 31, 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 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: Marilyn Flores (Court/Paul Elizondo)
2. Pledge of Allegiance: (Court/Paul Elizondo)

COMMISSIONERS COURT REGULAR AGENDA

3. CEREMONIAL ITEM(S):

- a. Presentation of a service pin recognizing Bexar County employees for 25 of service:

Name	Date Employed	Years	Office/Department
Timothy De La Fuente	7/13/1992	25	Sheriff's Office

(Estimated Presentation Time: 5 minutes)

(Court)

- b. Presentation of an Hidalgo Award on behalf of Commissioners Court recognizing Retired Probate Court No. 1 Judge Polly Jackson Spencer for her 25 years of service.
(Estimated Presentation Time: 5 minutes) (Paul Elizondo/Court)
- c. Presentation of a Proclamation on behalf of Commissioners Court recognizing and proclaiming November 11, 2017 to be "Philippine Women of America Day".
(Estimated Presentation Time: 5 minutes) (Nelson Wolff/Court)
- d. Presentation of a Proclamation on behalf of Commissioners Court recognizing and proclaiming November 3, 2017 to be "Human Trafficking Awareness Day".
(Estimated Presentation Time: 5 minutes) (Kevin Wolff/Court)
- e. Presentation of a Proclamation on behalf of Commissioners Court recognizing and proclaiming October 14, 2017 to be "National Latino AIDS Awareness Day".
(Estimated Presentation Time: 5 minutes) (Tommy Calvert/Court)
- f. Presentation of a Proclamation on behalf of Commissioners Court recognizing the San Antonio Hispanic Chamber of Commerce's Latina Leadership Institute Program.
(Estimated Presentation Time: 5 minutes) (Tommy Calvert/Court)
- g. Recognition of county employees for design work and publication of the County Progress Report.
(Estimated Presentation Time: 5 minutes) (Nelson Wolff/Court)

4. SPECIAL PRESENTATION ITEM(S)

- a. Presentation and recognition of the recipient of the 2017 Leroy V. Greene, Jr. Memorial Award for outstanding volunteer service in support of the military and veteran community of Bexar County.
(Estimated Presentation Time: 10 minutes) (Court)
- b. In observance of Veterans Day 2017, a ceremony will be held at Commissioners Court on October 31, 2017 in honor of all of our nation's military Veterans and those who serve them.
(Estimated Presentation Time: 10 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. Bexar County Sheriff's Office – LEOSE Fund 114 for FY 2018 Budget.
 - b. Certified letter submitted by Brenneise Law Group, regarding the lease agreement between Bexar County and GCA Investment, Inc.
 - c. Funding Agreement between Bexar County, Texas, San Antonio Livestock Exposition, Inc., and Community Arenas Board, approved October 3, 2017.
 - d. Notice of Claim submitted by Law Offices of Scott Dalrymple, Re: Rudolfo Carrazco.
 - e. Notice of Suit submitted by John E. Rodarte.
 - f. Notice of Texas Tort Claim submitted by The Carlson Law Firm, Re: Griselda Janneth Aguilera Velasquez.
 - g. U.S. District Court – Summons in a Civil Action – Bexar County, Judge Nelson W. Wolff – Re: Robert Cantu v. Bexar County, et al.
 - h. U.S. District Court – Summons in a Civil Action – Bexar County, Judge Nelson W. Wolff – Re: Gregorio Amador, et al. v. B. Wolfe, et al.
7. Approval of Commissioners Court minutes for Tuesday, October 17, 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 resolution casting 658 votes for the election of Sergio "Chico" Rodriguez to the Bexar Appraisal District Board of Directors to serve a two-year term from January 1, 2018 through December 31, 2019.
10. Authorizing the County Manager to negotiate a funding agreement with San Antonio Museum of Art for the SAN ANTONIO 1718: Art from Viceregal Mexico exhibit in an amount not to exceed \$350,000.

Item(s) Brought by Information Technology:

(Mark Gager)

11. Ratification of the Amendment to the Radio System Agreement between the City of San Antonio, Bexar County and Dailey & Wells Communications, Inc., for the continuing maintenance of the 800MHz and 700MHz P25 trunked radio system and associated equipment, with the Amendment having been approved by Bexar County Commissioners Court on October 17, 2017.

Item(s) Brought by Sheriff's Office:

(Javier Salazar)

12. Authorizing the Bexar County Auditor to pay invoice(s) from Fiscal Year 17 invoice(s) in the amount of \$28,114.40 for services.

Item(s) Brought by County Auditor:

(Susan Yeatts)

13. Authorization to distribute upcoming payroll, to include overtime, uniform allowances, and auto allowances to be paid on Wednesday, November 15, 2017.
14. Authorization and approval for the County Auditor to pay routine bills from Monday, October 30, 2017 through Thursday, November 9, 2017.
15. Approval of bills to include claims registers for Wednesday, October 18, 2017 and Friday, October 20, 2017; Wednesday, October 25, 2017 and Friday, October 27, 2017.
16. Request approval according to Section 31.11 for \$15,024.72 in refunds for payments received by the Tax Assessor-Collector's Office in the form of tax overpayments made on 4 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 Civil District Court Administration:

(Peter Sakai)

17. Approval of a professional services contract between Bexar County and River City Rehabilitation Center, Inc., for the time period of October 1, 2017 through September 30, 2018, to secure the operation of a program to administer drug tests, alcohol tests, pregnancy tests and DNA tests to individuals and to provide testing results of the individuals referred by Bexar County, including, but not limited to referrals from the Children's Court, Civil District Courts and the Children's Court Family Treatment Drug Court Program, and granting an exemption under the Texas Local Government Code Section 262.024(a)(4) for this professional service agreement. The amount of the contract is \$62,568.00.
18. Approval of a professional services contract between Bexar County and Kimberlee Rose Morrison for the time period of October 1, 2017 through September 30, 2018, with total expenditures not exceeding \$56,293, to develop, plan, facilitate and coordinate programming to teenage females who are participating in the Children's Court PEARLS Court Program.

Item(s) Brought by Tax Assessor-Collector:

(Albert Uresti)

19. Approval of a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$1,377.94 (Penalty of \$884.29, Interest of \$273.21 and collection fees in the amount of \$220.44) on account #04301-000-1102, Medio/Bailey Partners, Ltd., tax year(s) 2011-2013 in accordance with Section 33.011 of the Texas Property Tax Code.
20. Approval of a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$2,172.57 (Penalty & Interest \$940.05; attorney fees \$1,232.52) on account #17860-000-0330, Spectrum Legacy LLC, tax year(s) 2016 in accordance with Section 33.011 of the Texas Property Tax Code.
21. Approval of a request for the waiver of penalty and interest, for the Bexar County taxing jurisdiction, in the amount of \$125.83 (Penalty & Interest \$54.44; attorney fees \$71.39) in reference to #13607-104-0050, Gary & Patricia Gibbons, tax year(s) 2016 in accordance with Section 33.011 of the Texas Property Tax Code.

22. Approval and execution of an amendment to the current lease agreement between Bexar County and the State of Texas authorizing the lease of an additional State-owned automation equipment workstation (RTS) on behalf of River City Auto Title.

Items(s) Brought by Purchasing:

(Mary Quinones)

23. Awarding a contract to C3 Environmental Specialties for Right-of-Way clearing services for S. Hausman Road, in the amount of \$80,449.50 as requested by the Public Works Department; and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
24. Award a contract to Gilbert's Utility and Concrete Work, Inc. (ESBE, HABE, MBE, SBE) for construction services for the City of Somerset Sixth Street Reconstruction Project Phase IV and V, in Precinct 1, in the amount of \$291,838 for the Community Resources Department and authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
25. Approval to declare seventeen (17) vehicles surplus and pieces of equipment for auction in accordance with Local Government Code 263.152. (A)(1)(C)(6).

Item(s) Brought by Public Works:

(Renee Green)

26. Approval of the Field Alteration Request Number 1 between Bexar County and The Levy Company, L.P., requesting to increase the contract amount by \$45,437.45 in connection with Public Works Capital Project, Binz-Engleman Rd Sidewalk Extension and Traffic Signal Project. Precinct Number 4.
27. Approval of subdivision plat#160469 within the Extra Territorial Jurisdiction of the City of San Antonio: Ranch View Unit 10, owner: Continental Homes of Texas, L.P., located north of Talley Road and Culebra Road – FM 471, not within the Edwards Aquifer Recharge Zone. Precinct Number 2.
28. Approval of subdivision plat#160528 within the Extra Territorial Jurisdiction of the City of San Antonio: Paloma Unit 6A , owner: PDI Development, Inc., located southeast of IH 10 and Weichold Road, not within the Edwards Aquifer Recharge Zone. Precinct Number 4.
29. Approval of subdivision plat#160544 within the Extra Territorial Jurisdiction of the City of San Antonio: Ranch View Unit 9B, owner: Continental Homes of Texas, L.P., located north of Ranch View West and Culebra Road – FM 471, not within the Edwards Aquifer Recharge Zone. Precinct Number 2.
30. Approval of subdivision plat#170081 within the Extra Territorial Jurisdiction of the City of San Antonio: Arcadia Ridge Phase 2 Unit 6A, owner: Meritage Homes, located Southeast of Tripoli and Arcadia Path, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
31. Approval of subdivision plat#170110 within the Extra Territorial Jurisdiction of the City of San Antonio: Potranco Mixed Use Development, owner: Landquest Potranco 29 GP, LLC, located northeast of Potranco Road – FM 1957 and Grosenbacher Road, not within the Edwards Aquifer Recharge Zone. Precinct Number 1.
32. Authorizing acceptance of donation of a 0.1025 of an acre tract of land, being out of a 117.38 acre tract of land recorded in Volume 6837, Page 138, of the Deed and Plat Records of Bexar County, Texas out of the Luke Bust Survey No. 37, Abstract 45, Bexar County, Texas, from Raymond P. Skloss, owner of record, at no cost to the County. Precinct 4.

33. Approval to establish Traffic Control devices as No Thru Truck Zones and School Zones at specified locations in Precinct 2.

NO THRU TRUCK ZONES TO BE ESTABLISHED:

Precinct Number 2

The No Thru Truck Sign shall be on Oakwood Park from Galm Rd to end of road and read: "Trucks Over 1 Ton Prohibited (except local delivery)".

The No Thru Truck Sign shall be on Stillwater Pkwy from Culebra Rd to end of road and read: "Trucks Over 1 Ton Prohibited (except local delivery)".

SCHOOL ZONES TO BE ESTABLISHED:

Precinct Number 2

Dr. John M. Folks Middle School

Rescind Commissioners Court order dated 9/17/2013 stating that the maximum speed limit on Swayback Ranch from 300 ft. north of Galm Rd to end of the road shall be 20 mph (when flashing) on school days only. This rescind is due to the opening of the road of Swayback Ranch.

The maximum speed limit on Swayback Ranch from 300 ft. north of Galm Rd to 1600 ft. north of Galm Rd shall be 20 mph (when flashing) on school days only.

Item(s) Brought by Economic and Community Development:

(David Marquez)

34. Approval of a one year Grant Agreement with the San Antonio Economic Development Foundation in an amount not to exceed \$335,000.
35. Approval for the Merced Housing Texas agreement for Program Year 2015 Community Development Block Grant (CDBG) funds in the amount of \$75,000 for the Casitas de Merced Senior Housing ADA Modification Project.
36. Approval of a Resolution to certify that Bexar County has made a grant to Christian Senior Services in the amount of \$65,000 for the home-delivered meals program to draw matching funds from the Texas Department of Agriculture.

Item(s) Brought by Judicial Services:

(Mike Lozito)

37. Approval of a grant application to the Texas Veterans Commission (TVC) for the solicitation entitled "Veterans Mental Health Grant" for the Bexar County Veterans Mental Health Program in the amount of \$150,000; and acceptance of funds if awarded. The term of the grant is from July 1, 2018 through June 30, 2019 and there is no local match requirement.
38. Approval of a grant application to the Texas Veterans Commission (TVC) for the solicitation entitled "Veterans Treatment Court Grant" for the Bexar County Felony Veterans Treatment Court in the amount of \$150,000; and acceptance of funds if awarded. The term of the grant is from July 1, 2018 through June 30, 2019 and there is no local match requirement.

Item(s) Brought by County Court at Law Administration:

(John Longoria)

39. Approval of a grant application to the Texas Veterans Commission (TVC) for the solicitation entitled "Veterans Treatment Court Grant" for the Bexar County Misdemeanor Veterans Treatment Court in the amount of \$300,000; and acceptance of funding upon award; there is no match required for the submission of this grant application. The term of the grant is from July 1, 2018 through June 30, 2019.

Item(s) Brought by Resource Management:

(Tina Smith-Dean)

40. Authorizing the extension of a two-month contract with McGriff, Seibels, & Williams of Texas, Inc. for consulting services related to the County's comprehensive insurance services extending the current expiring term from November 1, 2017 to December 31, 2017 in the amount of \$11,916.67 per month as requested by the Office of the County Manager; authorizing the Resource Management staff to execute and file the appropriate contract extension documents for record.
41. Approval of funding and 4 existing authorized positions for the Guardianship Services Pilot Program in the General Fund through April 30, 2018 and direction to staff to complete a performance review of the Pilot Program.
42. Approval of the Investment Quarterly Report for the 3rd Quarter of FY 2016-17 in accordance with Section 2256.023 (a) of the Texas Public Funds Investment Act.
43. Authorizing and approval for Human Resources to complete payment of an invoice for FY 2016-17 for background services in the amount of \$115.42 to KelmarGlobal Inc.

INDIVIDUAL AGENDA ITEMS:

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

Item(s) Brought by Judicial Services:

(Mike Lozito)

44. Discussion and appropriate action regarding the approval and execution of the Bexar County Felony Veterans Treatment Drug Court Resolution pursuant to Government Code 124.002.
(Estimated Presentation Time: 5 minutes)

(Mike Lozito)

Item(s) Brought by Bexar Heritage and Parks:

(Betty Bueche)

45. Discussion and appropriate action regarding the update of the "The Winds and Words of War: World War I Posters and Prints" Exhibit currently on its final tour through Europe to celebrate the 100-anniversary of "Armistice Day" the official end of World War I on November 11, 2018.
(Estimated Presentation Time: 10 minutes)

(Betty Bueche)

Item(s) Brought by Commissioners Court:

(Court)

46. Discussion and appropriate action regarding a Commissioners Court Resolution opposing the reduction or elimination of the federal State and Local Tax (SALT) Deduction.
(Estimated Presentation Time: 5 minutes)

(Nelson Wolff/Melissa Shannon)

Items(s) Brought by Purchasing:

(Mary Quinones)

47. Discussion and appropriate action awarding a contract to the best qualified bid submitted by AOC Calton, LTD to provide for the purchase of construction services for the Fire Marshal Emergency Response Facility in the amount of \$4,205,000, as requested by the Facilities Management Department; authorizing the Purchasing Agent to execute and file the appropriate award documents for record.
(Estimated Presentation Time: 10 minutes)

(Mary Quinones)

Item(s) Brought by Resource Management:

(Tina Smith-Dean)

48. Discussion and appropriate action regarding a Facility Lease and License & Operating Agreements between Bexar County and Family Service Association of San Antonio, Inc., in the amount of \$1,500,000 to fund the construction and equipment of "The Neighborhood Place and Cultural/Community Center."
(Estimated Presentation Time: 10 minutes)

(Seth McCabe)

Item(s) Brought by County Manager:

(David Smith)

49. Discussion and appropriate action regarding the 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 that includes restoration of the historic Alameda Theater and construction of a new corporate headquarters for Texas Public Radio in the amount of \$9,000,000; and to provide funding for the development of an operations and programming plan for the Alameda Theater Conservancy in the amount of \$200,000, for a total amount not to exceed \$9,200,000.
(Estimated Presentation Time: 10 minutes)

(Tony Canez)

Item(s) Brought by District Attorney

(Nicholas "Nico" LaHood)

50. Discussion and appropriate action regarding Professional Service Agreements for legal services needed for the representation of Sheriff's Deputies Anthony Alvarado, Charles Flores, and Patricia Nava.
(Estimated Presentation Time: 5 minutes)

(Ed Schweningen)

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.

51. §551.071 Consultation with Attorney for advice regarding:

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

- i. Robert Cantu v. Bexar County, Sheriff, and Deputies Anthony Alvarado, Charles Flores, Patricia Nava, officially and individually.

- 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. P-25 Radio System Project among City of San Antonio and City Public Service;
 - ii. 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;

Posted: Friday October 27, 2017 at 5:00 p.m.